

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall 5/10/94 8:00 P.M.

Present: Charles E. Holbrook, Supervisor
Council Members Dusanenko, Maloney, Mandia & Smith
Murray N. Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

Supervisor declared Town Board Meeting open.
Assemblage saluted the Flag.

Supervisor stated that the first order of business this evening would be the awarding of a certificate to Matthew Bender of Boy Scout Troop 428 for achieving the rank of Eagle Scout. Supervisor called upon Councilwoman Smith to present the certificate asking Matthew and his parents to approach the dais. Matthew received the congratulations of the entire Town Board.

Supervisor declared the public portion of the meeting open.

Appearance: Mr. Jack Cuff
West Nyack, New York

Mr. Cuff spoke in memory of Peter Krell who was 99% responsible for the assembling of the Bicentennial Journal. He said unfortunately we were not able to print all of the wonderful material that Peter got together for the journal. He worked very hard and spent many hours on it. He was responsible for all of the history in that journal. Peter also worked on the Mount Moor Cemetery project. He put out the book on Town cemeteries "So That All May Be Remembered."

Mr. Cuff said if the time ever comes when the Town of Clarkstown sets up permanent archives, consideration should be given to naming that in Peter Krell's honor as he worked very hard at what he did and did so much for the Town of Clarkstown.

Supervisor Holbrook said we are going to adjourn the meeting this evening in Mr. Krell's honor for his services to the Town of Clarkstown.

RESOLUTION NO. (302-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Town Board Minutes of April 26, 1994 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Abstain
Supervisor Holbrook.....Yes

RESOLUTION NO. (303-1994)

Co. Maloney offered and Co. Mandia seconded

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RESOLUTION NO. (303-1994) Continued

WHEREAS, Ned Besso has commenced tax certiorari proceedings against the Town of Clarkstown affecting Map 106, Block A, Lot 8 for the years 1992/93 and 1993/94, and

WHEREAS, it is desirable to have a preliminary appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter;

NOW, THEREFORE, be it

RESOLVED, that Karl Kirchner be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$2,500.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (304-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Paul Muni Realty, Inc. ha commenced tax certiorari proceedings against the Town of Clarkstown affecting Map 57, Block D, Lot 10 for the year 1993/94, and

WHEREAS, it is desirable to have a preliminary appraisal prepared for the purpose of negotiating and/or trying the aforesaid matter;

NOW, THEREFORE, be it

RESOLVED, that Karl Kirchner be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$2,500.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (305-1994)

Co. Dusanenko offered and Co. Smith seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, SWARTOUT LAKE HOMEOWNERS ASSOCIATION, INC. v. TOWN OF CLARKSTOWN A MUNICIPAL CORPORATION, ITS ASSESSOR, NICHOLAS A LONGO, AND THE BOARD OF ASSESSMENT REVIEW, Index Nos. 4865/90 and 5615/91, and

WHEREAS, the attorney for the Petitioner has proposed to settle the proceedings and discontinue with

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RESOLUTION NO. (305-1994) Continued

prejudice and without costs, on the following terms and conditions:

1. That the premises owned by the Petitioner described on the assessment roll as Map 141, Block B, Lot 18.32 be reduced for the years 1990 and 1991 from \$177,600.00 to \$88,800.00;

2. That reimbursement for the years 1990 and 1991 on the parcel described as Map 141, Block B, Lot 18.32 be made within 60 days through the Office of the Commissioner of Finance. If payment is made within 60 days, no interest will be charged, and

3. That all municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement.

WHEREAS, it appears to be in the best interest of the TFWon to settle such matter upon the terms and conditions aforesaid, and such settlement is recommended by the Assessor of the Town of Clarkstown.

NOW, THEREFORE, be it

RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and the Town Attorney is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (306-1994)

Co. Dusanenko offered and Co. Smith seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, MAX STRAUSS v. DOLORES AVARAS, PATRICIA BATTLES, EILEEN DALY, JOAN DERELLA, and ARISTO FONTANA, BOARD OF ASSESSMENT REVIEW OF THE TOWN OF CLARKSTOWN and NICHOLAS A. LONGO, ASSESSOR OF THE TOWN OF CLARKSTOWN, NEW YORK, Index No. 5461/93, and

WHEREAS, the attorney for the Petitioner has proposed to settle the proceedings and discontinue with prejudice and without costs, on the following terms and conditions:

1. That the premises owned by the Petitioner described on the assessment roll as Map 43, Block E, Lot 6.13 be reduced for the year 1993/94 from \$211,800.00 to \$180,000.00;

2. That reimbursement for the year 1993/94 be made within 90 days through the Office of the Commissioner of

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RESOLUTION NO. (306-1994) Continued

Finance. If payment is made within 90 days, no interest will be charged, and

3. That all municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement.

WHEREAS, it appears to be in the best interest of the Town to settle such matter upon the terms and conditions aforesaid, and such settlement is recommended by the Assessor of the Town of Clarkstown.

NOW, THEREFORE, be it

RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and the Town Attorney is authorized to sign all documents necessary to effectuate such settlement.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (307-1994)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown Parks Board and Recreation Commission wishes to extend the lease agreement with the Grace Conservative Baptist Church to conduct a preschool program in Nanuet, New York,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute an extension agreement with the Grace Conservative Baptist Church to conduct a preschool program, and that said agreement shall be in a form satisfactory to the Town Attorney, and be it

FURTHER RESOLVED, that said agreement shall cover the period from July 1, 1994 to June 30, 1995, and the fee shall remain the same as the 1993/1994 agreement and be charged against Appropriation Account No. 7141-424.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (308-1994)

Co. Smith offered and Co. Maloney seconded

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RESOLUTION NO. (308-1994) Continued

WHEREAS, the Town Board has requested that certain road improvements be performed at Old Haverstraw Road, Congers; and

WHEREAS, rights-of-way and topographic surveys are required in order to proceed with plans and specifications;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Atzl, Scatassa and Zigler Land Surveyors P.C., New City, New York, to perform necessary rights-of-way and topographic surveys; and be it

FURTHER RESOLVED, that the cost for such survey shall not exceed \$13,000.00 and shall be a proper charge to Account H-1989-409-327.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (309-1994)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town Board has requested that certain road improvements be performed at Brewery Road, New City, New York; and

WHEREAS, right-of-way and topographic surveys are required in order to proceed with the preparation of plans and specifications;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Guterl and Greenwell to perform the following:

1. Preparation of right-of-way and topographic surveys for a cost not to exceed \$8,800.00;
2. Preparation of design plans necessary for the construction of required improvements for a cost not to exceed \$6,000.00; and be it

FURTHER RESOLVED, that all costs shall be a proper charge to Account H-1989-409-328.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

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RESOLUTION NO. (310-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #26-1994
CAST IRON CURB INLETS, CATCH
BASINS, FRAMES AND GRATES

is hereby awarded to:

CAMPBELL FOUNDRY	EXPANDED SUPPLY PRODUCTS, INC.
800 BERGEN STREET	RD 1, BOX 93, RT. 9
HARRISON, NJ 07029	COLD SPRING, NY 10516
PRINCIPALS: J. ROBERT CAMPBELL, JR.	PRINCIPALS: BRUCE KEHR
JOHN CAMPBELL	DONNA KEHR
LEIGH V. MAYNARD	

as per the attached item price schedule.

(Item/Price Schedule on File in Town Clerk's Office)

On roll call the vote was as follows:

Councilman Dusanenko.....	Yes
Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (311-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that based upon the recommendation of the
Director of Purchasing that

BID #27-1994
WASHED SAND AND GRAVEL

is hereby awarded to:

E. TETZ & ZONS INC.	VAN ORDEN SAND & GRAVEL OF RINGWOOD
RD #2, BOX 65 CRYSTAL RUN ROAD	PO BOX 8246
MIDDLETOWN NY 10940	HALENDON NJ 07538-0246
PRINCIPALS: EDWARD TETZ JR	PRINCIPAL: JANET R. BRAEN
GARY TETZ	
DENISE STITT	BLUE CIRCLE RAIA INC
CORINNE TETZ	385 PROSPECT AVE
TILCON NEW YORK	PO BOX 505
PO BOX 362	HACKENSACK NJ 07602
HAVERSTRAW NY 10927	PRINCIPAL: PUBLIC CORPORATION
PRINCIPAL: CORPORATE BIDDER	

(Item/Price List on File in Town Clerk's Office)

On roll call the vote was as follows:

Councilman Dusanenko.....	Yes
Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

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RESOLUTION NO. (312-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that based upon the recommendation of the Deputy Director of DEC that

BID #28-1994
REPAIRS TO CATERPILLAR 973 FRONT END LOADER

is hereby awarded to:

H.O. Penn Machinery Co., Inc.
54 Noxon Road
Poughkeepsie, NY 12603
Principal: C.E. Thomas Cleveland

as per their proposed cost of \$26,732.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (313-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that based upon the recommendation of Kaestle Boos Associates that

BID #17-1994
FURNITURE AND FURNISHINGS AND ELECTROSTATIC
PAINTING OF EXISTING FURNITURE FOR THE
CLARKSTOWN POLICE/COURT FACILITY

is hereby awarded to

GENERAL OFFICE ENVIRONMENTS INC. 381 MARKET STREET SADDLE BROOK NJ 07662 PRINCIPALS: STEVEN GRILLO ROBERT GRILLO	BELL OFFICE FURNITURE 188 KATONAH AVE KATONAH NY 10536 PRINCIPALS: PETER MILLS CHARLES MELAHN
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ADVANTAGE BUSINESS PRODUCTS INC
3 CROSS STREET
SUFFERN NY 10901
PRINCIPALS: TAMARA BRISK
SAM SCHWED
JUDITH SCHWED

as per the attached schedule

(Schedule on File in Town Clerk's Office)

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

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RESOLUTION NO. (314-1994)

Co. Smith offered and Co. Mandia seconded

WHEREAS, various appropriation accounts require additional funding,

NOW, THEREFORE, be it

RESOLVED, to decrease Contingency Account No. A 1990 505 and increase Appropriation Account No. A 1010 414 (Councilmen-Conference & Schools) by \$3,500.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (315-1994)

Co. Smith offered and Co. Mandia seconded

RESOLVED, to increase Appropriation Account A 7610-301 (Programs for the Aging-Food) by \$639.00 and to increase Revenue Account 01-002001 (Park and Recreation Charges) by \$639.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (316-1994)

Co. Smith offered and Co. Mandia seconded

WHEREAS, various funds require additional funding,

NOW, THEREFORE, be it

RESOLVED, to decrease Contingency Account No. A 1990 505 and increase Appropriation Account No. A 1620 409 9 (Maintenance-Fees for Services-NYS Environmental Facilities Corp.) by \$98,500.00.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (317-1994)

Co. Smith offered and Co. Maloney seconded

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RESOLUTION NO. (317-1994) Continued

RESOLVED, that permission is hereby granted for a fireworks display to be conducted by the Clarkstown Parks Board and Recreation Commission at the Clarkstown South High School at approximately 9:30 p.m. on Friday, July 1, 1994, raindate, July 6, 1994 pursuant to Section 405 of the Penal Law.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (318-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Laurie A. Adler,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Laurie A. Adler, 39 Pomona Road, Suffern, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$35,927.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (319-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of William E. Berrigan,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of William E. Berrigan, 28 Foxcroft Drive Nanuet, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$34,374.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

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RESOLUTION NO. (319-1994) Continued

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (320-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Beverly Brooks,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Beverly Brooks, 375 Richard Court, Pomona, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$35,927.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (321-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Nancy Fuchs,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Nancy Fuchs, 40 Barry Lane, Bardonia, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$34,374.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (322-1994)

Co. Maloney offered and Co. Mandia seconded

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RESOLUTION NO. (322-1994) Continued

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Joan Hansen,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Joan Hansen, 6 Tor View Avenue, New City, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$43,902.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (323-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Karl W. Muller,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Karl W. Muller, 4 Old Mill Road, West Nyack, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$43,902.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (324-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Charles Nylin,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Charles Nylin, 29

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RESOLUTION NO. (324-1994) Continued

Primrose Lane, P.O. Box 1835, New City, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$40,066.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (325-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Carol Oldrey,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Carol Oldrey, 6 Elise Drive, Spring Valley, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$43,602.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (326-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished certification of Eligibles #94090 Police Radio Dispatcher (CAD) (NCP/T&E) which contains the name of Frederick J. Parent,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Frederick J. Parent, 12 Lawrence Street, Nyack, New York, to the position of Police Radio Dispatcher (Computer Aided Dispatch) - at the current 1994 annual salary of \$34,374.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

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RESOLUTION NO. (327-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #93104B Data Entry Operator I (Promotional) which contains the name of Helena R. Nejman,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Helena R. Nejman, 4 Banta Place, New City, New York, to the position of Data Entry Operator I - Police Department - at the current 1994 annual salary of \$26,418.00, effective and retroactive to May 2, 1994.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (328-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on April 14, 1994 that the position of Senior Stenographer (#0223) - Town Justice Department - can be reclassified to the position of Secretarial Assistant (Legal)

NOW, THEREFORE, be it

RESOLVED, that the position of Senior Stenographer is hereby reclassified to the position of Secretarial Assistant (Legal) effective and retroactive to May 9, 1994, and be it

FURTHER RESOLVED, that the grade for the position of Secretarial Assistant (Legal) is hereby established at a grade 21.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (329-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Candyce Draper, 20 Endicott Street, Congers, New York, is hereby appointed to the position of (provisional) Secretarial Assistant (Legal) - Town Justice Department - at the current 1994 annual salary of \$33,588.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

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RESOLUTION NO. (329-1994) Continued

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (330-2994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on March 28, 1994 that the position of Principal Tax Clerk (Town) - Receiver of Taxes Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Principal Tax Clerk - Receiver of Taxes Office - is hereby created - effective and retroactive to May 9, 1994, and be it

FURTHER RESOLVED, that the grade for the position of Principal Tax Clerk (Town) is hereby established at a Grade 26.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (331-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Dolores Daubitz, 23 Sunrise Drive, Stony Point, New York, is hereby appointed to the position of (Provisional) Principal Tax Clerk (Town) - Receiver of Taxes Office - at the current 1994 annual salary of \$35,927.00, effective May 16, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (332-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on March 28, 1994 that the position of Laborer (#0151) - Solid Waste Facility - can be reclassified to the position of Assistant Automotive Mechanic -

NOW, THEREFORE, be it

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RESOLUTION NO. (332-1994) Continued

RESOLVED, that the position of Laborer - Solid Waste Facility - is hereby reclassified to the position of Assistant Automotive Mechanic - effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (333-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Michael J. McNamara, 119 Laurel Road, New City, New York, is hereby appointed to the position of Assistant Automotive Mechanic - Solid Waste Facility - at the current 1994 annual salary of \$25,895.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (334-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has certified on March 28, 1994 that five (5) positions of Laborer - Solid Waste Facility - can be reclassified to five (5) positions of Solid Waste Facility Attendant -

NOW, THEREFORE, be it

RESOLVED, that the five (5) positions of Laborer - #0153, #0154, #0157, #0159, and #0655 are hereby reclassified to five (5) positions of Solid Waste Facility Attendant - effective and retroactive to May 9, 1994, and be it

FURTHER RESOLVED, that the grade for the position of Solid Waste Facility Attendant is hereby established at a grade 19.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

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RESOLUTION NO. (335-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Raymond A. DeForest, III, 22 Old Brick Road, New City, New York, is hereby appointed to the position of Solid Waste Facility Attendant - Solid Waste Facility - at the current 1994 annual salary of \$33,588.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (336-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Todd A. DePatto, 11 Birch Court, Highland Mills, New York, is hereby appointed to the position of Solid Waste Facility Attendant - Solid Waste Facility - at the current 1994 annual salary of \$25,296.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (337-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that John F. Kolka, II, 8 Kolka Lane, New City, New York, is hereby appointed to the position of Solid Waste Facility Attendant - Solid Waste Facility - at the current 1994 annual salary of \$31,471.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (338-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Peter J. Mayer, 27 Old Hempstead Road, New City, New York, is hereby appointed to the position

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RESOLUTION NO. (338-1994) Continued

of Solid Waste Facility Attendant - Solid Waste Facility - at the current 1994 annual salary of \$27,575.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (339-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Raymond S. McIvor, 4 Conrad Court, Montvale, New Jersey, is hereby appointed to the position of Solid Waste Facility Attendant - Solid Waste Facility - at the current 1994 annual salary of \$33,588.00, effective and retroactive to May 9, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (340-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of John B. Kivlehan, 177 Rose Road, West Nyack, New York - Member - Fire Board of Appeals - is hereby accepted - with regret - effective and retroactive to April 26, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (341-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Eleanor O'Brien, 9 Shannon Lane, West Nyack, New York, Senior Clerk Typist - Town Justice Department - is hereby granted a Sick Leave of Absence - at one half pay - effective May 12, 1994 to June 12, 1994.

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RESOLUTION NO. (341-1994) Continued

On roll call the vote was as follows:

Councilman Dusanenko.....	Yes
Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

RESOLUTION NO. (342-1994)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, a request has been made by ALAN SADOVNICK, SUSAN SADOVNICK, BARBARA LAMBERT and ANNE MEEHAN, that the Superintendent of Highways and the Town Board of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law to declare that a certain portion of right-of-way as shown on a survey entitled, "Survey of a portion of New Jersey Avenue to be abandoned Town of Clarkstown, Rockland County, New York," dated June 2, 1993, and last revised November 19, 1993, prepared by Atzl, Scatassa & Zigler, P.C., as described in the attached metes and bounds description for the unimproved portion of New Jersey Avenue, Congers, New York, upon the grounds same has never been used by the public and therefore may be deemed abandoned, and

WHEREAS, said road appears on the Official Map of the Town of Clarkstown and said applicants have further requested that such allegedly abandoned road be deleted from same, and

WHEREAS, the Town Board of the Town of Clarkstown desires to consider the determination of abandonment pursuant to Section 205 of the Highway Law and deletion from the Official Map of the Town of Clarkstown pursuant to Section 273 of the Town Law of said portions as described above;

NOW, THEREFORE, be it

RESOLVED, that a copy of this resolution be referred to the Rockland County Commissioner of Planning and to the Clarkstown Planning Board, for their report and recommendations, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Robert Geneslaw, Planning Consultant, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

(Schedule "A" on file in Town Clerk's Office.)

On roll call the vote was as follows:

Councilman Dusanenko.....	Yes
Councilman Maloney.....	Yes
Councilman Mandia.....	Yes
Councilwoman Smith.....	Yes
Supervisor Holbrook.....	Yes

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RESOLUTION NO. (343-1994)

Co. Smith offered and Co. Dusanenko seconded

RESOLVED, that the Supervisor is hereby authorized and directed to enter into an agreement, in a form approved by the Town Attorney, with the following non-profit organization, to provide services and programs for residents of the Town of Clarkstown which are deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that the Town Board hereby allocates the following sum in economic assistance to:

JAWONIO, INC. \$250.00

and be it

FURTHER RESOLVED, that the funds shall be charged to Account No. A 8840-424.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (344-1994)

Co. Dusanenko offered and Co. Maloney seconded

WHEREAS, lease number 28397 which authorizes maintenance of a billboard on Town property located in the vicinity of the Clarkstown Solid Waste Facility has a current termination date of June 11, 1994, and

WHEREAS, said lease shall automatically renew for a ten year period unless notice of termination is served as provided by said lease thirty (30) days before the end of the term, and

WHEREAS, the Town Board wishes to terminate said lease;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized and directed to serve notice of termination in accordance with the provisions of lease number 28397 on Suburban Outdoor Advertising, 4 Executive Boulevard, Yonkers, New York, as successor in interest to the original lessee, said notice of termination to be served by personal delivery of same on May 12, 1994.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

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RESOLUTION NO. (345-1994)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board of the Town of Clarkstown shall hold a public hearing pursuant to the Eminent Domain Procedure Law to consider the proposed acquisition by condemnation of property for municipal purposes which is located on the south side of Congers Lake, Congers, New York, consisting of approximately 15,128 sq. ft. of land, and designated on the Clarkstown Tax Map as Map 125, Block B, Lots 11, and 11.1 (portion of), which public hearing shall be held on June 14, 1994, at 8:35 P.M., in the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized to prepare and serve notice of such statutory hearing and that the Town Clerk cause the same to be published on at least five consecutive days in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (346-1994)

Co. Maloney offered and Co. Smith seconded

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled, "FEDERAL DEPOSIT INSURANCE CORPORATION AS RECEIVER OF DOLLAR DRY DOCK BANK V. FORD PRODUCTS CORPORATION, THE BANK OF NEW YORK; PORTNOY, RESSINGLE, PEAD AND ASSOCIATES; KAMERLING ROOFING CO.; ROCKLAND CHECK CASHING AND PAYROLL SERVICE, INC.; PHILLIP FURGANG; STATE TAX COMMISSION; EUA COGENEX CORPORATION; COUNTY OF ROCKLAND INDUSTRIAL DEVELOPMENT AGENCY; NYACK UNION FREE SCHOOL DISTRICT; TOWN OF CLARKSTOWN; and JOHN DOE #1 through JOHN DOE #5;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to defend said proceeding.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (347-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for:

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RESOLUTION NO. (347-1994) Continued

BID #30-1994
PRINTING OF THE FALL/WINTER
RECREATION BROCHURE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on June 3, 1994 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (348-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for

BID #31-1994
CORRUGATED ALUMINUM CULVERT PIPE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on May 27, 1994 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (349-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for

BID #32-1994
CORRUGATED STEEL CULVERT PIPE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M.

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RESOLUTION NO. (349-1994) Continued

on June 1, 1994 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (350-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for

BID #33-1994
 SECURITY SERVICE FOR CLARKSTOWN
 SOLID WASTE FACILITY

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on June 6, 1994 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

On roll call the vote was as follows:

- Councilman Dusanenko.....Yes
- Councilman Maloney.....Yes
- Councilman Mandia.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (351-1994)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with DENKER & BODNAR, architects, to provide architectural services regarding the renovation of the Highway Department facilities, as set forth in the attached proposal, and be it

FURTHER RESOLVED, that the fee for preliminary design services shall not exceed the sum of \$2,900.00, and shall be charged to Account No. DB 5110-408-0, and be it

FURTHER RESOLVED, that should the Town Board accept the design, the fee for the design, construction documents, bidding and construction services shall be 7.5% of the

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RESOLUTION NO. (351-1994) Continued

construction costs, as set forth in the attached proposal dated April 8, 1994, crediting the \$2,900.00 to the total fee.

(Proposal on File in Town Clerk's Office)

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (352-1994)

Co. Dusanenko offered and Co. Maloney seconded

WHEREAS, the County of Rockland has proposed to sell at the June 9, 1994 Rockland County auction the following parcels situate in the Town of Clarkstown: Map 15, Block A, Lot 21; Map 138, Block H, Lot 18.1; and Map 138, Block H, Lot 23, and

WHEREAS, the obtaining of such parcels from the County of Rockland would be beneficial to the residents of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby requests that Rockland County remove such parcels from the June 9, 1994 sale and they be transferred to the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown is hereby authorized to enter into discussions with the County of Rockland in order to acquire said properties, and be it

FURTHER RESOLVED, that a certified copy of this resolution be sent by the Town Clerk of the Town of Clarkstown to the Legislature, the Commissioner of Finance, the County Executive, and the Real Property Tax Services Office of the County of Rockland.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (353-1994)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Resolution No. 287-1994, adopted by the Town Board on April 26, 1994, authorizing the standardization of soft body armor equipment within the Town of Clarkstown Police Department is hereby RESCINDED.

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RESOLUTION NO. (353-1994) Continued

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (354-1994)

Co. Maloney offered and Co. Smith seconded

WHEREAS, an adverse drainage condition exists in the vicinity of lots 71-B-4.07 and 4.08; and

WHEREAS, the Department of Environmental Control has recommended a solution to ameliorate the adverse condition;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Pinebrook Landscaping and Paving, New City, New York, to perform the necessary corrective drainage work in accordance with the requirements of the Department of Environmental Control; and be it

FURTHER RESOLVED, that the cost of such improvements shall not exceed \$2,600.00 and shall be a proper charge to Account H 1989-409-329.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (355-1994)

Co. Maloney offered and Co. Smith seconded

WHEREAS, an adverse drainage condition exists in the vicinity of lot 40-A-203; and

WHEREAS, in order to correct the adverse condition, the existing drainage system on Rugby Road must be extended to provide a positive outfall for Liberty Circle and lot 40-A-203; and

WHEREAS, the Department of Environmental Control has recommended a solution to ameliorate the adverse condition;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Environmental Construction Company, Stony Point, New York, to perform the necessary improvements in accordance with the requirements of the Department of Environmental Control; and be it

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RESOLUTION NO. (355-1994) Continued

FURTHER RESOLVED, that the cost of such improvements shall not exceed \$19,800.00 and shall be a proper charge to Account H-1989-409-330.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (356-1994)

Co. Dusanenko offered and Co. Mandia seconded

WHEREAS, Section 104-b of the General Municipal Law requires that goods and services which are not required by law to be procured pursuant to competitive bidding be procured in a manner so as to assure the prudent and economical use of public monies and under circumstances so as to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost, as well as to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, this Resolution is adopted pursuant to Section 104-b of the General Municipal Law to establish procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of Section 103 of the General Municipal Law or are otherwise exempt from competitive bidding by any other general, special or local law, and

WHEREAS, by Chapter 47 of the Town Code, the Town Board has established the Department of Purchasing and created the position of Director of Purchasing with the authority to make all purchases and contracts for material, supplies and equipment, and also contracts for the rental of service equipment for the Town and any Town department, office or agency, and

WHEREAS, said local law requires that no claim shall be paid without the requisition or delivery receipt prescribed by the Director of Purchasing;

NOW, THEREFORE, be it

RESOLVED, that the procedure for the purchase of goods, services and rental of equipment, where competitive bidding is not required by law, shall be as follows:

1. All purchases of goods, services and rental of equipment by all departments of Town government shall continue to be made under the supervision, guidance, and control of the Director of Purchasing.

2. Every purchase to be made must be initially reviewed to determine whether it is a purchase contract or public works contract. The guidance of the Department of Purchasing shall be sought with regard to any questions which may arise. Generally speaking, all purchase contracts \$10,000.00 and over, and all public works contracts \$20,000.00 and over, are subject to competitive bidding pursuant to Section 103 of the General

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RESOLUTION NO. (356-1994) Continued

Municipal Law. All other purchase contracts or public works contracts which are not subject to competitive bidding shall be made by purchase order issued by the Director of Purchasing. The purchase order shall be documented by containing reference to verbal or written quotes from vendors which establish how the decision to purchase was arrived at.

3. The following guidelines shall be used for all purchases of goods and services which are not required to be competitively bid:

- A. Purchase, Rental, or Lease commitments not exceeding the amount of:
 - (i) \$500 - At the discretion of the Director of Purchasing;
 - (ii) \$501 to \$2,000 - Documented telephone quotes from at least three separate vendors;
 - (iii) \$2,001 to \$9,999 - Formal written proposals from at least three separate vendors;
 - (iv) \$10,000 and up - Sealed competitive bids in compliance with General Municipal Law Section 103.
- B. Public Works Contract, not exceeding the amount of:
 - (i) \$2,500 - At the discretion of the Director of Purchasing.
 - (ii) \$2,501 to \$4,999 - Documented verbal quotes from at least three separate contractors, if possible. Written explanation where less than three written quotes obtained;
 - (iii) \$5,000 to \$19,999 - Formal written proposals from at least three separate contractors, if possible. Written explanation where less than three written quotes obtained;
 - (iv) \$20,000 and up - Sealed competitive bids in compliance with General Municipal Law Section 103.
- C. Rental Contract \$10,000.00 and over shall be supported by at least three written quotations or responses to request for proposal from competitive sources.
- D. A good-faith effort must be made to obtain the required number of quotations or proposals. Where there is insufficient interest among vendors to meet the criteria established above, a memo documenting the efforts made shall be kept in the Purchasing Department with the record of the transaction.

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RESOLUTION NO. (356-1994) Continued

E. Proper documentation shall be required when an award is made to a proposer not offering the lowest quote. All procurements shall be obtained from the lowest responsible and responsive vendor meeting the Town's requirements.

4. The Director of Purchasing shall not approve for payment any claim or invoice which does not evidence observation of the policy set forth herein.

5. This policy shall be deemed effective January 1, 1994, and shall be subject to annual review.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (357-1994)

Co. Maloney offered and Co. Smith seconded

WHEREAS, Kozma Associates has performed the hydrological investigation and design for the Demarest Kill and additional engineering services related to the Squadron Boulevard improvement project for the Town of Clarkstown; and

WHEREAS, Raymond Keyes Associates, Inc. has performed an alignment study for Squadron Boulevard between Route 304 and Main Street, New City, with a design speed of 20 mph with a 44-foot wide pavement; and

WHEREAS, after discussions with Rockland County Highway Department and the Department of Environmental Control, it is recommended that the design of Squadron Boulevard be modified to 30 mph (Town speed limit) with a reduced pavement width of 36 feet; and

WHEREAS, Rockland County Highway Department is in the process of redesigning the intersection of Main Street and Squadron Boulevard which should be coordinated with the reconstruction of Squadron Boulevard; and

WHEREAS, the drainage system on Squadron Boulevard has to be upgraded to accommodate the additional runoff from Main Street by the proposed improvements of Main Street by Rockland County Highway Department; and

WHEREAS, as part of the agreement between the Benerofe properties and the Town of Clarktown, the Town of Clarkstown agreed to apply for a Letter of Map Revision (LOMR) to the Federal Emergency Management Agency to reflect the reduced 100-year flood plain in the vicinity of the project;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to add an addendum to the current agreement with Kozma Associates for the additional services; and be it

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RESOLUTION NO. (357-1994) Continued

FURTHER RESOLVED, that the cost for the additional services shall not exceed \$16,500.00 and shall be charged to Capital Account #H-1989-04-409.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (358-1994)

Co. Dusanenko offered and Co. Maloney seconded

RESOLVED, that the Supervisor is hereby authorized and directed to enter into an agreement with the library organizations listed below, in a form approved by the Town Attorney, which provides a service for residents of the Town of Clarkstown which is deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that said library shall receive library assistance, pursuant to Section 256 of the Education Law of New York State, in the amount of \$3,000.00 for the calendar year 1994.

VALLEY COTTAGE LIBRARY

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (359-1994)

Co. Smith offered and Co. Maloney seconded

WHEREAS, certain veterans' organizations have requested monetary assistance from the Town, to defray rent costs, provide funds for parades, memorial services and other activities;

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64(13) of the Town Law, the Town Board hereby appropriates the annual sum of \$750.00 (\$500.00 for leasing or rental and maintenance of meeting facility and \$250.00 for patriotic observance) to each of the following veterans' organizations:

Lts. Schwartz & Kerchman	Post 720
Wm. E. DeBevoise, Jr.	Post 1682
Lt. Walter Lipman M/Sgt. Max Erlanger	Post 756
Lt. Raymond B. Jauss	Post 2607
Clarkstown Memorial	Post 851
New City Memorial	Post 8749

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RESOLUTION NO. (359-1994) Continued

and be it

FURTHER RESOLVED, that claims for such sum shall be made annually by the organizations and submitted to the Town Board for audit and disbursement, and be it

FURTHER RESOLVED, that said funds will be charged against 1994 Account No. A 6510-401.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (360-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that \$1,500.00 be transferred from Contingency Fund No. A 1990-505 to Economic Assistance No. A 8840-424 for Nyack High School PTSA's "Project Graduation."

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (361-1994)

Co. Mandia offered and Co. Dusanenko seconded

RESOLVED, that the Supervisor shall invite the TKR Cable Company to televise those portions of the meetings of the Town Board, subsequent to the public portion.

On roll call the vote was as follows:

Councilman Dusanenko.....Yes
Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....No

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the Town Board Meeting was declared closed in memory of Peter Krell, time: 8:20 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk