

TOWN OF CLARKSTOWN  
ORGANIZATIONAL MEETING

Town Hall

1/4/95

8:00 P.M.

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

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

RESOLUTION NO. (1-1995)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the following depositories are hereby designated for funds deposited by the Supervisor, Town Clerk, Receiver of Taxes, Town Justices, Building Inspector, Department of Planning and Comptroller:

- Chemical Bank (Includes Manufacturer Hanover Trust)
- The Bank of New York, Mid-Hudson Region
- Marine Midland Bank
- Union State Bank
- Citibank, N.A.
- Chase Manhattan Bank
- Republic National Bank of New York
- Key Bank of Eastern New York
- First Fidelity Bancorp

and be it

FURTHER RESOLVED, that the banks shall supply pledge collateral for Town funds.

On roll call the vote was as follows:

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

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RESOLUTION NO. (2-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that mileage at the rate of 28¢ a mile, or the current reimbursable rate as per the Internal Revenue Service, be paid to designated personnel for use of their personal automobiles in performance of their official duties:

- Members of the Town Board
- Town Clerk and Deputies
- Superintendent of Highways
- Receiver of Taxes
- Building Inspector and Assistants
- Assessor and Assistants
- Town Attorney and Deputy Town Attorneys
- Paralegal Specialists
- Legal Stenographers
- Members of the Parks Board and Recreation Commission
- Director of Environmental Control and Aides
- Director of Finance

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RESOLUTION NO. (2-1995) Continued

Town Comptroller  
Deputy Comptroller  
Administrative Assistant I, Comptroller's Office  
Building Maintenance Mechanic  
Members of the Planning Board  
Planning Assistant  
Members of the Zoning Board of Appeals  
Confidential Assistant  
Director of Purchasing  
Safety Coordinator

On roll call the vote was as follows:

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

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RESOLUTION NO. (3-1995)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Regulations of the Internal Revenue Service have been promulgated which require employers, including municipal employers, to include for personal income tax purposes, the value of employer owned vehicles used for private purposes or for commuting to and from work;

NOW, THEREFORE, be it

RESOLVED, that the Town Comptroller is hereby authorized and directed for the period commencing January 1, 1995 and ending December 31, 1995, to credit as additional income the sum of \$3.00 per work day or 28¢ per mile, or the current applicable rate in effect for the year as per the Internal Revenue Service, whichever is less to those employees who have the use of Town owned vehicles for commuting to and from work except those employees who are public officers as defined in Section 263.14 of the Handbook for State Social Security Administration, and be it

FURTHER RESOLVED, that employees who have the use of Town owned vehicles shall not use any vehicle assigned to such employee for personal reasons except for commuting to and from work, and be it

FURTHER RESOLVED, that the employer provided vehicles as set forth below shall be excluded from the wage calculation:

- (a) Clearly marked police and fire vehicles;
- (b) Delivery trucks with seating only for the driver, or only for the driver plus a folding jump seat;
- (c) Flatbed trucks;
- (d) Any vehicle designed to carry cargo with a loaded gross vehicle weight over 14,000 pounds;
- (e) Passenger buses used as such with a capacity of at least twenty (20) passengers;

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RESOLUTION NO. (3-1995) Continued

- (f) Ambulances used as such or hearses used as such;
- (g) Bucket trucks ("cherry pickers");
- (h) Cranes and derricks;
- (i) Forklifts;
- (j) Cement Mixers;
- (k) Dump trucks (including garbage trucks);
- (l) Refrigerated trucks;
- (m) Tractors;
- (n) Combines;
- (o) School buses used as such;
- (p) Qualified moving vans;
- (q) Qualified specialized utility repair trucks;
- (r) Officially authorized use of unmarked vehicles by law enforcement officers.

On roll call the vote was as follows:

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

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RESOLUTION NO. (4-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that petty cash be established for the following offices in the amounts designated:

Supervisor's Office	\$ 100.00	
Assessor's Office	\$ 100.00	
Comptroller's Office	\$ 100.00	
Counseling Center	\$ 100.00	
Environmental Control	\$ 100.00	
Justice Court	\$ 100.00	
Maintenance	\$ 100.00	
Mini-Trans	\$ 100.00	
Planning	\$ 100.00	
Police	\$ 200.00	
Purchasing	\$ 25.00	
Receiver of Taxes	\$ 300.00	
Recreation & Parks	\$ 300.00	
Recreation & Parks	\$1000.00	(5/1/95-9/30/95)
Sanitation District	\$ 150.00	
Sewer	\$ 100.00	
Town Attorney	\$ 200.00	
Town Clerk	\$ 200.00	
Building Inspector	\$ 100.00	
Town Garage	\$ 50.00	
Highway Department	\$ 200.00	
Street Registration	\$ 75.00	

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RESOLUTION NO. (4-1995) Continued

On roll call the vote was as follows:

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

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RESOLUTION NO. (5-1995)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the salaries of all Town Officials and employees be fixed as per the attached Town of Clarkstown 1995 Salary Schedule, in accordance with the Budget adopted for the Year 1995, subject only to contract negotiations, and be it

FURTHER RESOLVED, that all Town employees be paid on a bi-weekly basis to commence January 1, 1995, the first payroll to be paid on January 12, 1995, and be it

FURTHER RESOLVED, that the salary schedule hereby adopted as amended may be changed in accordance with law as determined to be appropriate by the Town Board.

(Salary Schedule will be attached to the January 10, 1995 meeting.)

On roll call the vote was as follows:

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

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RESOLUTION NO. (6-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Rockland Journal News with its main office at 200 North Route 303, West Nyack, New York, be designated as the Official Newspaper of the Town of Clarkstown for the year beginning January 1, 1995, and be it

FURTHER RESOLVED, that the Clarkstown Courier with its main office at 25 West Central Avenue, Pearl River, New York, be designated also as the Official Newspaper of the Town of Clarkstown for the year beginning January 1, 1995, and be it

FURTHER RESOLVED, that the Rockland County Times with its main office at 11 New Main Street, Haverstraw, New York, be designated as an additional newspaper for optional publications at the option of the Town Board pursuant to Section 64, Subd. 11 of the Town Law, and be it

FURTHER RESOLVED, that the Rockland Review with its main office at 16 Fisher Avenue, Nanuet, New York, be designated as an additional newspaper for optional publications at the option of the Town Board pursuant to Section 64, Subd. 11 of the Town Law.

On roll call the vote was as follows:

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RESOLUTION NO. (6-1995) Continued

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

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RESOLUTION NO. (7-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board shall determine security to be given for the protection of Town Funds (Town Law Section 64, Subd. 1).

On roll call the vote was as follows:

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

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RESOLUTION NO. (8-1995) Continued

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the official undertaking for the Town Officials as authorized by Section 25 of the Town Law be and hereby is established in the amounts provided in the surety bonds previously obtained.

On roll call the vote was as follows:

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

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RESOLUTION NO. (9-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board elects not to publish the complete financial report of the Town pursuant to Town Law Section 29, Subd. 10.

On roll call the vote was as follows:

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

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RESOLUTION NO. (10-1995)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the compensation of the Election Inspectors for 1995 is established as follows:

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RESOLUTION NO. (10-1995) Continued

Election Day - \$100.00 plus \$15.00 additional  
to the Chairman of each district.

Primary Day - \$100.00 plus \$15.00 additional  
to the Chairman of each district.

On roll call the vote was as follows:

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

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RESOLUTION NO. (11-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Receiver of Taxes of the Town of Clarkstown is hereby ordered and directed to deposit monies collected by the Receiver of Taxes for warrants issued for the collection of the 1995 State, County and Town taxes, in an interest bearing checking account in a lending institution designated and approved by the Town Board.

On roll call the vote was as follows:

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

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RESOLUTION NO. (12-1994)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Supervisor is hereby authorized to employ Office Worker Students for various departments within the budget line.

On roll call the vote was as follows:

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

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RESOLUTION NO. (13-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the following are hereby reappointed to the position of Member - Historical Review Board - at the current 1995 annual salary of \$100.00 effective and retroactive to January 1, 1995 and to expire on December 31, 1995:

Bertram Cross            328 N. Little Tor Rd., New City, NY 10956  
Ellen Ferretti           7 S. Middletown Rd., PO Box 117, Nanuet, NY 10954  
Robert Knight           18 Gilchrest Rd., Congers, NY 10920

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RESOLUTION NO. (13-1995) Continued

Frances Yonke 101 Lakewood Dr., Congers, NY 10920  
Gillian Ballard 7 Tall Oak Ln., New City, NY 10956

On roll call the vote was as follows:

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

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RESOLUTION NO. (14-1995)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the following are hereby appointed custodians of the voting machines for the Town of Clarkstown, at the wage of \$30.00 per machine each voting day, for the year 1995:

Mr. Vincent Pizzutello, 16 Bradley Drive, New City, NY  
Mr. Jerry Gershon, 24 Seymour Drive, New City, NY

On roll call the vote was as follows:

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

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RESOLUTION NO. (15-1995)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that John Danahy, 40 Stratford Place, New City, New York, is hereby reappointed to the position of Chairman - Sanitation Commission - at the current 1995 annual salary of \$500.00, term effective and retroactive to January 1, 1995 and to expire at 12:01 a.m. on January 1, 1996.

On roll call the vote was as follows:

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

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RESOLUTION NO. (16-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Clare McCue Cincotta, 186 Massachusetts Avenue, Congers, New York is hereby reappointed to the position of Member - Sanitation Commission - at the current 1995 annual salary of \$1,500.00, term effective and retroactive to January 1, 1995 and to expire on December 31, 1999.

On roll call the vote was as follows:

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RESOLUTION NO. (16-1995) Continued

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

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RESOLUTION NO. (17-1995)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that Rudolph Yacyshyn, 12 Reservoir Drive, New City, New York, is hereby reappointed to the position of Chairman - Planning Board - at the current 1995 annual salary of \$4,500.00, term effective and retroactive to January 1, 1995 and to expire at 12:01 a.m. on January 1, 1996.

On roll call the vote was as follows:

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

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RESOLUTION NO. (18-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Arnold Amster, 4 Cygnet Lane, P.O. Box 573, Valley Cottage, New York is hereby reappointed to the position of Chairman - Zoning Board of Appeals - at the current 1995 annual salary of \$1,000.00, term effective and retroactive to January 1, 1995 and to expire at 12:00 a.m. on January 1, 1996.

On roll call the vote was as follows:

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

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RESOLUTION NO. (19-1995)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Nicholas A. Longo, SCAA, CRA, SCPA, RMU of 38 Pondview Drive, Congers, New York 10920, be and is hereby reappointed to the position of Assessor - Town of Clarkstown - this fourth (4th) day of January 1995, for a full term, commencing on October 1, 1995 for the statutory period of six (6) years until September 30, 2001.

On roll call the vote was as follows:

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

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RESOLUTION NO. (20-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the following are hereby reappointed to the Clarkstown Citizens Advisory Board for the allocation of 1995 Community Development Funds:

Ms. Bernice Glass  
24 Pine Street  
Nyack, New York 10960

Mr. Daniel Moscato  
8 Esquire Road  
New City, New York 10956

Ms. Ida Grigsby  
Waldron Avenue  
Central Nyack, New York 10960

On roll call the vote was as follows:

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

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RESOLUTION NO. (21-1995)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to designate three (3) handicapped parking spaces at the Clarkstown Commuter Parking Lot located at North Middletown Road, New City, New York, near Exit 10 of the PIP.

On roll call the vote was as follows:

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

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RESOLUTION NO. (22-1995)

Co. Maloney offered and Co. Smith seconded

WHEREAS, New City Prospectus Corp. has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 167, Block A, Lot 13 for the years 1993/94 and 1994/95, and

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

NOW, THEREFORE, be it

RESOLVED, that Karl A. Kirchner be retained for the purpose of preparing such trial appraisal at a fee not to exceed \$5,000.00.

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RESOLUTION NO. (22-1995) Continued

On roll call the vote was as follows:

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

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RESOLUTION NO. (23-1995)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Francis T. Finocchio, 70 Lyncrest Drive, New City, New York is hereby recommended to be appointed to the Civilian Complaint Review Board - (to fill the unexpired term of Fred Steinberg) - to serve without compensation - term effective January 4, 1995 and to expire on December 31, 1995.

On roll call the vote was as follows:

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

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RESOLUTION NO. (24-1995)

Co. Maloney offered and Co. Smith

RESOLVED, that 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 for the proposed closing of Grace and East Orchard Streets, Nanuet, New York.

On roll call the vote was as follows:

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

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Supervisor extended the best wishes of all the Town Board Members for a healthy, happy New Year.

There being no further business to come before the Town Board and no one wishing to be heard, on motion of Councilwoman Smith, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 8:15 P.M.

Respectfully submitted,  


PATRICIA SHERIDAN,  
Town Clerk