

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

2/27/96

8:00 P.M.

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

Presentation of Colors - Clarkstown Police Department

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

Invocation was given by the Hon. John R. Maloney.

The Presentation of Shields: Det. Lt. Kevin A. Kilduff, P.O. Mitchell Schroeder, P.O. Anthony Nieves, P.O. Terrance McCrudden, P.O. Thomas Holstine, P.O. Mark Robinson, and P.O. Robert McDonald.

The Oath of Office was given to the police officers by the Clarkstown Police Commission.

Chief of Police, William J. Collins, congratulated Det. Lt. Kilduff and his family. He also congratulated the new officers and their families and he personally thanked the Town Board and the Police Commission.

Clarkstown P.B.A. President, P.O. Daniel Doherty thanked the Town Board. He congratulated Det. Lt. Kilduff on his promotion and welcomed the new police officers.

The Town Board congratulated the officers and their families.

Supervisor Holbrook stated that the first order of business this evening was the awarding of a proclamation.

"SAINT THOMAS LUTHERAN CHURCH"
in honor of its
100th Anniversary 1896 - 1996

WHEREAS, 100 years ago, on March 5, 1896, SAINT THOMAS LUTHERAN CHURCH (known then as Saint Paul's Lutheran Church of Nyack) was formally organized in Merritt Hall on Broadway and Main Street in Nyack with twelve charter members and Pastor-Rev. G. C. Franke, and

WHEREAS, although the church was formally organized in 1896, the congregation, under the leadership of Pastor-Rev. Franke, began meeting in Merritt Hall since 1891, and later, on February 27, 1898, the fledgling members dedicated their church on Park Street, Nyack, on the site of the present day Elmwood Playhouse, and

WHEREAS, it was during the 1950's that a new building was erected in Central Nyack and, in 1959, under the leadership of REV. HANS PLATZER, it was renamed and dedicated as SAINT THOMAS LUTERHAN CHURCH, and

WHEREAS, today, SAINT THOMAS LUTHERAN CHURCH, originally starting as a small group of primarily German people, is proud to count individuals of many ethnic origins among its congregation,

NOW, THEREFORE, BE IT RESOLVED, that I, Charles E. Holbrook,

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Supervisor of the Town of Clarkstown, on behalf of the Town Board, hereby congratulate the Pastors and Reverends, past and present, and the congregation of THE SAINT THOMAS LUTHERAN CHURCH on the occasion of their 100TH ANNIVERSARY and commend them for the major positive contributions they have made to the quality of life in Clarkstown.

Det. McDonald dismissed the Honor Guard

Supervisor opened the Public Portion of the meeting.

Present: Karen Frost
Congers, NY

Ms Frost spoke, representing the Lakewood P.T.A. and read a letter written in opposition to multi family housing in Congers.

(Letter on file in Town Clerk's office)

Present: Russel Troian
Nanuet, NY

Mr Torian spoke regarding the use of the town dump as a golf course.

Present: Martin Bernstein
New City, NY

Mr. Bernstein spoke regarding subdivision roads and 5-10 year plan to rebuild; and regarding park development on Greenburg Property.

RESOLUTION NO. (202-1996)

Co. Maloney offered and Co. Mandia seconded

ORDER EXTENDING CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT NO. 1 TO INCLUDE THE ARFA OF GLEN ROAD, WFST NYACK, NEW YORK, adopted and signed. (Complete Order on file in Town Clerk's Office)

On roll call the vote was as follows:

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

RESOLUTION NO. (203-1996)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that under the provisions of Section 280-a(2) of the Town Law and pursuant to the recommendations of the Department of Environmental Control, a Building Permit for the erection of a one-family residence may be issued to Saehill Realty, Inc., for property situate on Central Avenue, Congers, New York, as shown on a survey dated January 11, 1996, prepared by Atzl, Scatassa & Zigler, P.C., more specifically designated on the Clarkstown Tax Map as Map 114, Block A, Lot 30.08

RESOLUTION NO. (203-1996) Continued

provided, however, the certified record owner shall be required prior to the issuance of such Building Permit to execute and record a Declaration of Covenant, in a form satisfactory to the Town Attorney, which shall run with the land and shall provide:

1. That the property owner shall acknowledge that no Town services, including but not limited to maintenance, paving or snow removal shall be provided along Central Avenue, Congers, New York.
2. That the property owner irrevocably agrees to participate in a road improvement district for any frontage of said premises, on any mapped street adjacent to said premises, when and if required by the Town Board of the Town of Clarkstown.
3. That the property owner shall gratuitously and irrevocably offer for dedication to the Town of Clarkstown or its designee any interest of the property owner in any mapped street fronting the premises to the designated street line to accomplish the widening of such mapped street, including Central Avenue and Beacon Street, to fifty (50') feet in width.
4. That any deed of conveyance for the subject premises shall be subject to the Declaration of Covenant provided herein.
5. That the Certificate of Occupancy issued for said premises shall be conditioned upon and subject to observance of the Declaration of Covenant provided herein, and be it

FURTHER RESOLVED, that prior to the issuance of a Certificate of Occupancy for the subject premises, the owner shall perform the following to the satisfaction of the Department of Environmental Control:

1. Widen and pave the intersection of Central Avenue and Old Haverstraw Road 20' in width and 50' in length from the westerly edge of pavement of Old Haverstraw Road to the satisfaction of the Department of Environmental Control.
2. Maintain the gravel driveway (Central Avenue) during construction and restore the roadways after construction.
3. Install the sanitary sewer connection, including the spur, at no cost to the Town.

On roll call the vote was as follows:

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

RESOLUTION NO. (204-1996)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board Minutes of February 13, 1996 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

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

RESOLUTION NO. (205-1996)

Co. Mandia offered and Maloney seconded

WHEREAS, by letter dated February 7, 1996, Loeb House, Inc. notified the Town Board of the Town of Clarkstown of its intention to establish a community residence facility for a 17-bed residence for adults for the mentally disabled and homeless veterans of the United State Armed Force. The site is located on Hess Road in Valley Cottage, and

WHEREAS, the Town Board of the Town of Clarkstown believes it is in the best interest of the community to support such a facility;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby supports the application of Loeb House, Inc. to establish a community residence facility, to be located on Hess Road in Valley Cottage, for a 17-bed residence for adults for the mentally disabled and homeless veterans of the United State Armed Force.

On roll call the vote was as follows:

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

RESOLUTION NO. (206-1996)

Co. Profenna offered and Co. Maloney seconded

WHEREAS, the Rockland County Department of Public Transportation will soon begin selling prepaid discount bus tickets to be used on the Transport of Rockland (TOR) buses, and

WHEREAS, the Town Board believes that it will be in the best interest of the municipality to sell such tickets;

NOW, THEREFOR, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to sell prepaid discount bus tickets to be used on the Transport of Rockland buses.

On roll call the vote was as follows:

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

RESOLUTION NO. (207-1996)

Co. Smith offered and Co. Maloney seconded

WHEREAS, an adverse drainage condition exists at Joseph Lane in Bardonia, New York, and

WHEREAS, the Department of Environmental Control investigated the site and found that remedial action needs to be taken;

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RESOLUTION NO. (207-1996) Continued

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Director of Environmental Control to seek proposals to perform drainage work in the vicinity of Joseph Lane, Bardonia, New York, as follows:

- (1) Installation of an underdrain system behind the curbing along Joseph Lane, having it outfall into the catch basin at the stream crossing to the west.
- (2) Clean and remove debris from the existing drain line along Joseph Lane, Bardonia, New York.

On roll call the vote was as follows:

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

RESOLUTION NO. (208-1996)

Co. Smith offered and Co. Maloney seconded

WHEREAS, a hydrant investigation has been made by United Water New York for premises located in an approved subdivision known as FRIK HILLS, designated on the Clarkstown Tax Map as Map 12, Block A, Lot 3.1, and

WHEREAS, it has been recommended that one (1) fire hydrant be installed within the said approved subdivision, for the protection of future residents, and

WHEREAS, said property is private property; and the hydrant shall be installed at the owner's expense, but the water charges shall be billed to the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with ROWMAN BUILDERS, INC., as owner, in the form of a Declaration of Covenant, which shall run with the land, as approved by the Town Attorney, whereby BOWMAN BUILDERS, INC., as owner of Lots 3, 4 and 5 in said subdivision, or its successor(s) in interest, shall pay the water service charges of United Water New York, rendered yearly to the Town of Clarkstown on a per-hydrant basis in connection with the dwelling units to be located on such property presently owned by BOWMAN BUILDERS, INC., located in the hamlet of Nanuet, for the subdivision known as FRIK HILLS, affecting the tax map parcels referred to above; and the Comptroller is hereby authorized and directed pursuant to such covenant to provide periodic statements to BOWMAN BUILDERS, INC., or the future homeowners of the premises, for payment of the water service charges imposed, plus 10% as a handling fee, and be it

FURTHER RESOLVED, that the amounts to be billed, if not paid in the aggregate, shall be levied against the present or future tax parcels in accordance with the applicable assessment values.

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RESOLUTION NO. (208-1996) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (209-1996)

Co. Maloney offered and Co. Smith seconded

WHEREAS, Governor George Pataki's proposed budget decreases funding to Alcohol and Substance Abuse agencies in Rockland County by the amount \$482,336.00, and

WHEREAS, these agencies provide vital services to the residents of Rockland County, and

WHEREAS, the Governor's proposed budget intends to replace the current funding mechanism for Alcohol and Substance Abuse agencies in Rockland County with a Block Grant System which will result in further cuts in funding, and

WHEREAS, if the Governor's budget is passed in its present form, Rockland County residents will have to pay higher taxes in order to meet the continuing needs of its residents who use Alcohol and Substance Abuse services;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby memorializes the Rockland County Legislature opposing the proposed cuts in funding to the Alcohol and Substance Abuse agencies in Rockland County, and further opposing the institution of a Block Grant System.

RESOLVED, that John Fickes, 41 Grandview Avenue, Nanuet, New York is hereby reappointed to the position of

Member - Fire Board of Appeals - to serve without compensation - term effective February 28, 1996 and to expire on February 27, 1999.

On roll call the vote was as follows:

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

RESOLUTION NO. (210-1996)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Clark Hill Development Corp. has furnished to the Town of Clarkstown an Owner's Performance Bond, dated February 20, 1996, secured by Letter of Credit, No. 96-0214 from Provident Savings Bank, in the amount of \$31,000, to secure the installation of the public improvements in the MARIANNE HILL SUBDIVISION, which was filed in the Rockland County Clerk's Office on June 29, 1989 as Map No. 6347 in Book No. 110 at Page 79, and

Continued on Next Page

RESOLUTION NO. (210-1996) Continued

WHEREAS, said Performance Bond and Letter of Credit are intended to replace a previous Owner's Performance Bond, dated June 6, 1989, and Letter of Credit No. 89-502 furnished by Diversified Recovery Corp., in the amount of \$31,000;

NOW, THEREFORE, be it

RESOLVED, that Letter of Credit No. 96-0214 is hereby accepted and Letter of Credit No. 89-502 is hereby ordered released.

On roll call the vote was as follows:

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

RESOLUTION NO. (211-1996)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Attorney is hereby authorized to defend a proceeding against the Town of Clarkstown entitled, STUART MEYER v. TOWN OF RAMAPO, UNINCORPORATED TOWN OF CLARKSTOWN, VILLAGE OF SUFFERN, VILLAGE OF CHESTNUT RIDGE:

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Town Attorney to take all necessary steps to defend said proceeding.

On roll call the vote was as follows:

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

RESOLUTION NO. (212-1996)

Co. Profenna offered and Co. Smith seconded

RESOLVED, that Patricia Sheridan, Town Clerk, is hereby authorized to attend the New York State Town Clerk Annual Conference 1996, to be held at the Saratoga Springs Sheraton from April 21-24, and all proper charges and registration fees be charged to Appropriation Account #A1010-414.

On roll call the vote was as follows:

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

RESOLUTION NO. (213-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Arlene Teichberg, 74 Ohio Avenue, Congers, New York - Counselor (Part-time) - Counseling Center - is hereby accepted - effective and retroactive to December 29, 1995.

On roll call the vote was as follows:

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

RESOLUTION NO. (214-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that John Fickes, 41 Grandview Avenue, Nanuet, New York is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective February 28, 1996 and to expire on February 27, 1999.

On roll call the vote was as follows:

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

RESOLUTION NO. (215-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Charles Caselli, 67 Highway Avenue, Congers, New York, is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective March 12, 1996 and to expire on March 11, 1999.

On roll call the vote was as follows:

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

RESOLUTION NO. (216-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Arthur Smith, 31 Pondview Drive, Congers, New York, is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective March 12, 1996 and to expire on March 11, 1999.

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RESOLUTION NO. (216-1996) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (217-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Superintendent of Highways of Jeffrey Lawrence, 59 New Valley Road, New City, New York - to the position of Laborer - Town Highway Department - at the current 1996 annual salary of \$23,340.00, effective and retroactive to February 15, 1996.

On roll call the vote was as follows:

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

RESOLUTION NO. (218-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Christopher Gibbs, 1973 Crescent Drive, Thiells, New York is hereby appointed to the position of Custodial Worker (Seasonal) - Maintenance Department - at the Current 1996 hourly rate of \$8.50 - effective March 4, 1996.

On roll call the vote was as follows:

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

RESOLUTION NO. (219-1996)

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.F.A., Robert Tigue, 7 Red Rock Road, New City, New York - Assistant Maintenance Mechanic - Sewer Department - is hereby granted an extension of his Sick Leave of Absence - at one-half pay - effective and retroactive to February 17, 1996 to February 26, 1996.

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RESOLUTION NO. (219-1996) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (220-1996)

Co. Profenna offered and Co. Smith seconded

RESOLVED, that the sidewalk along South Main Street, New City, in the vicinity of St. Augustine Church and St. Augustine School, is hereby designated as a school sidewalk.

On roll call the vote was as follows:

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

RESOLUTION NO. (221-1996)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the following has applied for a Certificate of Registration, pursuant to Section 236-48 of the Code of the Town of Clarkstown:

CAROL EQUIPMENT CO., INC.
17 Chestnut Street
Mahwah, New Jersey 07430

RESOLVED, that the following Certificate of Registration be issued:

No. 96-17 Carol Equipment Co., Inc.

On roll call the vote was as follows:

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

RESOLUTION NO. (222-1996)

Co. Smith offered and Co. Maloney

RESOLVED, that upon the recommendations of the Director of Environmental Control and the Superintendent of Highways of the Town of Clarkstown, deed(s) from:

STEWGILL, INC., dated January 11, 1996, conveying the following road(s):

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RESOLUTION NO. (222-1996) Continued

Bliss Lane 330 L.F.
Gleeful Lane 370 L.F.

and other public improvements to the Town of Clarkstown in a subdivision as shown on the Final Plat of TRALEE ESTATES is hereby accepted by the Town of Clarkstown and ordered recorded in the Rockland County Clerk's Office, subject to receipt of a clear Continuation Report in the Title Binder and a Maintenance Bond, in a form approved by the Town Attorney's Office, in an amount equal to \$12,000 or cash in the amount of \$6,000; and be it

FURTHER RESOLVED, that upon receipt of the aforesaid Maintenance Bond, Performance Bond, dated August 21, 1992, in the amount of \$53,000 may be released.

On roll call the vote was as follows:

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

RESOLUTION NO. (223-1996)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, in accordance with the recommendation of the Department of Environmental Control, J & A of Orange County, Inc. have agreed to gratuitously convey a drainage easement to the Town of Clarkstown, and

WHEREAS, the Town Attorney recommends acceptance of said conveyance;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to accept said easement on behalf of the Town of Clarkstown; and be it

FURTHER RESOLVED, that said drainage easement is hereby ordered recorded in the Office of the Rockland County Clerk; and be it

FURTHER RESOLVED, that this resolution be retroactive to January 23, 1996.

On roll call the vote was as follows:

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

RESOLUTION NO. (224-1996)

Co. Smith offered and Co. Profenna seconded

RESOLVED, that the Director of Purchasing is hereby

Continued on Next Page

RESOLUTION NO. (224-1996) Continued

authorized to advertise for bids for:

RID # 27-1996
MAINTENANCE AND IMPROVEMENTS TO TOWN CUL-DE-SACS

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 March 22, 1996, 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 Maloney.....Yes
- Councilman Mandia.....Yes
- Councilman Profenna.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION (225-1996)

Co. Smith offered and Co. Profenna seconded

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

BID # 28-1996
SALE OF SURPLUS COMPUTER AND OFFICE EQUIPMENT

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 APRIL 1, 1996 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 Maloney.....Yes
- Councilman Mandia.....Yes
- Councilman Profenna.....Yes
- Councilwoman Smith.....Yes
- Supervisor Holbrook.....Yes

RESOLUTION NO. (226-1996)

Co. Maloney offered and Co. Smith seconded

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

BID #17-1996
BITUMINOUS CONCRETE

is hereby awarded to

Continued on Next Page

RESOLUTION NO. (226-1996) Continued

COUNTY ASPHALT
P.O. BOX 96
WEST MAIN STREET
TARRYTOWN, NEW YORK 10591
PRINCIPALS: FRANK D. COONEY, JR.
JOHN T. COONEY, SR.
JOHN T. COONEY, JR.
MICHAEL S. CESTONE
MURRAY FLEISCHMAN

PLAZA MATERIALS COMPANY
969 MIDLAND AVENUE
YONKERS, NEW YORK 10704
PRINCIPAL: CARL E. PETRIILJO

TILCON NEW YORK, INC.
P.O. BOX 362
HAVERSTRAW, NY 10927
PRINCIPAL: PUBLIC CORPORATION

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

On roll call the vote was as follows:

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

RESOLUTION NO. (227-1996)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that Town Board resolution #794-1995 dated November 14, 1995 is hereby rescinded and be it,

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

BID #1-1996
STATIONARY AND OFFICE SUPPLIES

is hereby awarded to:

CORPORATE EXPRESS
160 AVON STREET
STRATFORD, CT
PRINCIPAL: NONE

ROCKLAND OFFICE SUPPLY
120 SHUART ROAD
AIRMONT, NY 10954
PRINCIPALS: DEBBIE TORTORA
PAUL TORTORA

STAPLES BUSINESS ADVANTAGE
45 EAST WESLEY STREET
SO. HACKENSACK, NJ 07606
PRINCIPAL: PUBLIC

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

On roll call the vote was as follows:

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

RESOLUTION NO. (228-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Resolution No. 153-1996, dated February 13, 1996, authorizing installation of "traffic signs" in the Woods Subdivision is hereby rescinded.

On roll call the vote was as follows:

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

RESOLUTION NO. (229-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a speed limit sign be installed on Westerly Drive, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "Town Speed Limit 30" (NYS #R2-6C) on eastbound Westerly Drive, 100 feet east of Brewery Road and on westbound Westerly Drive, 100 feet west of westbound Strawtown Road, New City

On roll call the vote was as follows:

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

RESOLUTION NO. (230-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a STOP sign be installed on Alcot Court, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "STOP" sign on Alcot Court at Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (231-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a STOP sign be installed on Frost Court, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "STOP" sign on Frost Court at Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (232-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a STOP sign be installed on Pepperidge Drive, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "STOP" sign on Pepperidge Drive at Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (233-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a Dead End sign be installed on Alcot Court, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "Dead End" sign (W3-17C) on Alcot Court for traffic leaving Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (234-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a Dead End sign be installed on Frost Court, New City;

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby authorizes the Superintendent of Highways to install a "Dead End" sign (W3-17C) on Frost Court for traffic leaving Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (235-1996)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has recommended that a Dead End sign be installed on Poe Court, New City;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "Dead End" sign (W3-17C) on Poe Court for traffic leaving Westerly Drive, New City.

On roll call the vote was as follows:

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

RESOLUTION NO. (236-1996)

Co. Maloney offered and Co. Smith seconded

WHEREAS, the Town Board of the Town of Clarkstown deems the proliferation of Adult Entertainment Uses to have an injurious effect on both commercial and residential areas of the Town, and

WHEREAS, the Town Board of the Town of Clarkstown, in order to prevent proliferation of said uses until a study can be completed to determine where such uses, in accordance with law, should be located within the Town, deems it desirable to declare a moratorium on said uses until such time as a study can be completed by the Planning Board of the Town of Clarkstown.

NOW, THEREFORE, be it

RESOLVED that a moratorium is hereby declared on the issuance of Building Permits for or Certificates of Occupancy for

Continued on Next Page

RESOLUTION NO. (236-1996) Continued

any new Adult Entertainment Use in the Town of Clarkstown for a period of one (1) year.

BE IT FURTHER RESOLVED that Adult Entertainment Uses herein are defined as:

A. Adult Book Store - an establishment having a substantial or significant portion of its stock and trade, books, magazines and other periodicals which are distinguished or relating to "specific sexual activities" or "specified anatomical areas" or an establishment with a segment or section devoted to the sale or display of such material.

B. Adult Motion Picture Theaters - an enclosed building used for presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to "specified sexual activities" for observation by persons therein.

C. Topless Bars or Private Adult Clubs - which are characterized by the display and exhibition by entertainers in various stages of undress.

D. Escort Agencies and Massage Parlors - providing various services to the public.

BE IT FURTHER RESOLVED that the Building Inspector of the Town of Clarkstown is directed not to issue a Building Permit or Certificate of Occupancy for any such use in the Town for a period of one (1) year or pending an Amendment to the Zoning Ordinance based upon a study by the Planning Board of the Town of Clarkstown.

BE IT FURTHER RESOLVED that this matter is referred to the Planning Board for recommendation.

This Resolution will become effective immediately.

On roll call the vote was as follows:

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

RESOLUTION NO. (237-1996)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes Supervisor Holbrook to enter into an agreement with Systems Implementation, Inc. to provide "Online Court Assistance Software," in a form approved by the Town Attorney.

On roll call the vote was as follows:

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

RESOLUTION NO. (238-1996)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the New York State, Division of Criminal Justice Services, has appropriated funds for the purpose of financing the Hazardous Waste Equipment Program and desires to contract with the Town of Clarkstown to provide the necessary services;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the State of New York, Division of Criminal Justice Services, to accept a grant award of \$10,000.00 for the Hazardous Waste Equipment Program, for the period April 1, 1995 to March 31, 1997, in a form approved by the Town Attorney.

On roll call the vote was as follows:

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

RESOLUTION NO. (239-1996)

Co. Mandia offered and Co. Smith seconded

RESOLVED, that the Town Board hereby authorizes the Town Clerk to place a public notice in the official newspapers of the Town of Clarkstown regarding Local Law No. 5-1995 (Chapter 91) of the Town Code of the Town of Clarkstown, dealing with Burglar Alarm Devices.

On roll call the vote was as follows:

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

RESOLUTION NO. (240-1996)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Brian Brooker Associates to prepare detailed plans and specifications, bid documents, inspection and certification for the implementation of the plan to raise the two (?) dwellings on the premises designated as 41 and 43 Cranford Drive, New City, New York above the 100 year flood plain and related work; and

BE IT FURTHER RESOLVED that the fee for the above work shall not exceed \$10,000.00 and shall be charged to Account # H-1994-409-0-14-22.

RESOLUTION NO. (240-1996) Continued

On roll call the vote was as follows:

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

RESOLUTION NO. (241-1996)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board of the Town of Clarkstown, as Board of Directors of the Carpenters and Joiners Local (64 Housing Development Fund Co., Inc.) hereby authorize the signing of the financial statement for the Middlewood Complex - Hud Project No. 012-44136-NP-WAH.

On roll call the vote was as follows:

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

RESOLUTION NO. (242-1996)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board of the Town of Clarkstown hereby memorializes the Rockland County Legislature to take action to restore the Greenburg property, New City, New York, and to appropriate the necessary funds to do so.

On roll call the vote was as follows:

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

Supervisor Holbrook noted that he wished to adjourn the meeting in memory of Robert Tigue who was an Assistant Maintenance Mechanic in the Sewer Department..

Councilman Maloney asked for a moment of silence for the soul of Robert Tigue.

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilman Mandia, seconded by Councilman Malone and unanimously adopted, the Town Board Meeting was declared closed, time: 8:52 P.M.

Respectfully submitted,
Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

TOWN HALL

2/27/96

8:40 P.M.

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

RE: EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY
DISTRICT #1 TO INCLUDE GLEN ROAD, WFST NYACK

On motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the public hearing was declared open. Town Clerk read notice calling public hearing and testified as to proper posting and publication.

Supervisor Holbrook asked if anyone present wished to comment or ask a question. No one appeared.

There being no one wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Mandia, and unanimously adopted, the public hearing was declared closed, RESOLUTION ADOPTED, time: 8:43 P.M.

Respectfully submitted,


PATRICIA SHERIDAN
Town Clerk

RESOLUTION NO. (202-1996) ADOPTED