

TOWN OF CLARKSTOWN
Town Board Meeting

Town Hall

4/8/97

8:00 P.M.

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

Supervisor declared the Town Board meeting open.
Assemblage saluted the flag.

Supervisor opened the public portion of the meeting.

Appearance: Jerry O'Rourke
President of Congers Civic Association

Mr. O'Rourke represents seven hundred residents in Congers. He reminded the Board that last Fall they submitted a copy of a letter voicing the opinion of their school superintendent on the down zoning issue with regard to the DePaulis Zone Change. They also submitted an article that indicated the cost to the taxpayers of the expansion of Lakewood School. Mr. O'Rourke requested that the Board listen to the professionals on our Planning Board who voted seven to nothing against recommending this proposal and listen to the school superintendent, the school board, the Lakewood School administration, our residents and our voters..

Appearance: Scott Turner
Congers

Mr. Turner spoke regarding the long term effects of another two hundred condo units. The land was zoned LIO when DePaulis bought it. If you want to build multi-family in Congers, don't buy land that is LIO

Appearance: Joseph Meola
12 Meola Road, Congers

Mr. Meola stated that when Depaulis bought this property he knew it was LIO. When he went for the shopping center, he said that he would not change the LIO if he got the shopping center. Mr. Meola urged the Board to vote against the zone change.

Appearance: Dr. Laxman
Lake Swartout Association

Mr. Laxman said that they are presently studying problems in the area. We are having problems and losing our lakes.

Appearance: Tricia Holland
Lenox Avenue, Congers

Ms. Holland spoke about the impact of condo development on the Lakewood School. We need responsible zoning development. She is against the zone change.

Appearance: Shirley Lasker
West Nyack

Ms. Lasker stated that there are condos and town houses going up all over the place. Nanuet has been inundated with them. We are going to need new schools. She is opposed to the zone change.

Appearance: Russell Trojan
Nanuet

Mr. Trojan suggest that if you are inclined to make this radical change in the Town Master Plan then let Mr. DePaulis and the Clarkstown School District exchange land so that Clarkstown can build a new school.

Appearance: Mary Paoli
Clarkstown PTA

Ms. Paoli submitted a petition from Clarkstown residents urging the Town Board to vote no on any high density development.

Appearance: George Remult
New City

Mr. Remult is amazed at the growth as he drives around. He feels that a moratorium should be called on any further high density building

Appearance: Ann O'Brien
Congers

Ms. O'Brien submitted letters in opposition to the zone change.

Appearance: Doug Koralsky
Congers Civic Association

Mr. Koralsky stated that the people of Congers feel that they are not adequately represented. This is not going to benefit the residents of Congers. It is going to benefit Mr. DePaulis.

Supervisor Holbrook stated that some of the Board members want this resolution to be tabled until April 14, 1997. It is not the Supervisor's personal opinion, but some of the members received information from the Superintendent of Schools today. It is important that the information be digested. In order to have a vote, we need a majority of the Board and that does not exist at this time. Co. Maloney made a motion to table this resolution and Co. Profenna seconded.

Appearance: Marie Bouchard
Congers

Ms. Bouchard spoke re: Mini Mall on Lake Rd. and Rte. 303. She asked about a ditch which is on the west side, and about the expense of the lights. She also asked what is the protocol before a CO is issued.

Appearance: Ted Dusanenko
New City

Mr. Dusanenko asked if TKR is televising the Board meetings. He handed in petitions. He also asked what the bonded indebtness was for the Town of Clarkstown

RESOLUTION NO. (296-1997)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Board of the Town of Clarkstown hereby TABLES the application of DE PAULIS ENTERPRISES V LTD. to amend the Zoning Ordinance of the Town of

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RESOLUTION NO. (296-1997) Continued

Clarkstown by redistricting property owned by the petitioner, and designated on the Clarkstown Tax Map as Map 128, Block A, Lots 15.01, 16, 17 and 19, Congers, New York, from an LIO District to an MF-2 District, to be decided by the Town Board at the Town Board meeting of April 14, 1997.

On roll call the vote was as follows:

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

RESOLUTION NO. (297-1997)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of March 25, 1997 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. (298-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement with New World Systems, in a form satisfactory to the Town Attorney, to provide standard software maintainance to the Town of Clarkstown, for the period January 1, 1997 through December 31, 1999, and be it

FURTHER RESOLVED, that the fee for such services shall be \$14,100.00 each year of the contract and shall be charged to Account No. A 1315-409.

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. (299-1997)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown entered into an agreement with the County of Rockland on April 3, 1995, as amended by agreement dated October 31, 1995, wherein the County agreed to reimburse the Town of Clarkstown for compensation and overtime expenses acutally incurred by the Town of Clarkstown's

RESOLUTION NO. (299-1997) Continued

police department for any officer(s) assigned to the Rockland County Narcotics Task Force, and

WHEREAS, the parties hereto agree to extend these agreements for the year ending December 31, 1997 in the amounts stated hereafter;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an extension agreement with the County of Rockland accepting financial assistance for the Town of Clarkstown's law enforcement activities whereby the Town would provide the Rockland County Narcotic Task Force with a member of the Town of Clarkstown Police Department for drug fighting activities, and in return the County of Rockland would partially reimburse the Town for one police officer in the amount of \$25,000.00, and the sum of \$12,500 for partial reimbursement of overtime expenses for one police officer of the Town of Clarkstown assigned to the Rockland County Narcotics Task Force, in a form satisfactory to the Town Attorney, for the year 1996, and be it

FURTHER RESOLVED, that all other terms and conditions of the agreement between the Town and the County dated April 3, 1995, as amended October 31, 1995, shall remain in full force and effect.

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. (300-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with AT&T, in a form satisfactory to the Town Attorney, to provide for competitive discounted long distance telephone services for a period of one year.

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. (301-1997)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Cordry, Carpenter, Dietz & Zack, Engineers and Planners, have submitted a proposal dated April 7, 1997 revising the scope of services in connection with the Lake Lucille Restoration Project for tasks 7, 8 and 10, for an additional amount of \$27,250.00, and

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RESOLUTION NO. (301-1997) Continued

WHEREAS, under the February 13, 1995 agreement signed by the Supervisor, the amount provided for services was \$83,800.00;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to sign an agreement with Cordry, Carpenter, Dietz & Zack, Engineers and Planners, modifying the agreement dated February 13, 1995 for additional services to be performed in the amount of \$27,250.00 which figure brings the total amount to \$111,050.00.

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. (302-1997)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, Emily Feiner, CSW, Director, Clarkstown Counseling Center attend 17th Annual Youth Forum dinner on Thursday, May 1, 1997, Terrace on the Hudson, Haverstraw, New York. Registration fee: \$25.00.

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. (303-1997)

Co. Mandia offered and Co. Profenna seconded

WHEREAS, The New York State Emergency Management Office will be hosting the first County Hazard Mitigation Conference in Albany, New York, on April 15 and 16, 1997;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes attendance by Gregory J. Tobin, Emergency Management Coordinator, at the County Hazard Mitigation Conference being held in Albany, New York, on April 15 and 16, 1997, and be it

FURTHER RESOLVED, that any expenses for said conference/trip shall be charged to Account No. A 1010-414.

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. (304-1997)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that Marie Geronimo, Receiver of Taxes, Dolores Daubitz, Deputy Tax Receiver and Loretta Raimone, Data Entry Clerk are hereby authorized to attend a Seminar for the Tax Collection Officers co-sponsored by the Association of Towns of the State of New York and New York State Associations of Tax Receivers and Collectors on June 8th thru June 11, 1997 at Comfort Suites, Dibbles Inn, Vernon, New York, and be it,

FURTHER RESOLVED, that all proper charges be charged against 1010-414.

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. (305-1997)

Co. Maloney offered and Co. Manida seconded

RESOLVED, that the resignation (by retirement) of Helen Osborne, 7 Pine Street, Central Nyack, New York - Payroll Clerk and Data Entry Operator - Police Department - is hereby accepted - with regret - effective and retroactive to March 29, 1997.

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. (306-1997)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Patricia McGrogan, 15 Lyncrest Avenue, New City, New York to the position of (Provisional) Payroll Clerk and Data Entry Operator - Police Department - at the current 1997 annual salary of \$30,129.00, effective and retroactive to March 31, 1997.

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. (307-1997)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, to decrease Account #A-7141-306 (Maintenance Supplies) by \$1,650.00 and to increase Account #A-7141-222 (Park & Recreation) by \$1,650.00

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. (308-1997)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, the Town of Clarkstown has received contributions from Wyeth Ayerst in the amount of \$1,500.00 towards uniforms; from Lederle Laboratories in the amount of \$1,500.00 and from Corporate Property Investors in the amount of \$3,648.00 and be it

THEREFORE RESOLVED, to increase Estimated Revenue Account No. A 01 9 2705 (Gifts & Donations) by \$6,648.00 and Appropriation Account No. A 3120 111 (Police-Overtime) by \$3,648.00; A 3120 307 (Uniforms) by \$1,500.00 and A 3120 326 (Law Enforcement Supplies) by \$1,500.00 and be it

FURTHER RESOLVED, to decrease Appropriation Account No. DB 5110 378 (Highway-Culverts, pipes, etc.) and increase DB 5110 424 (Contractual Expense) by \$8,500.00; decrease Contingency Account No. A 1990 505 by \$25,150.00 and increase A 1110 201 (Town Justice-Furniture/Fixtures) by \$1,800, A 1110 204 (Office Machines) by \$3,000.00, A 1330 313 (Receiver of Taxes-Office Supplies & Printing) by \$300.00, A 1330 402 (Rental of Equipment) by \$50.00 and A 1420 439 1 (Town Attorney-Tax Certioraries) by \$20,000.00.

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. (309-1997)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Comptroller is hereby authorized to transfer the sum of \$43,000.00 from Money in Lieu of Land to Parklands and Improvements account for various projects.

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. (310-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, based upon the recommendation of the Director of Purchasing and in concurrence with the Superintendent of Recreation and Parks, that the bid for furnishing Arts & Crafts supplies is hereby awarded to the following low bidders who have met the specifications:

1. S & S Arts & Crafts, 17 Mill Street, Colchester, Connecticut 06415 #1-800-243-9232
Principals: Stephen Schwartz
For items #1, 2, 3, 10, 11, 13, 15, 17, 19, 21, 23, 30, 32, 35, 36, 44, 48, 49, 50, 53, 55, 63, 64, 66, 73, 78, 80, 90, 92, 94, 95, 96, 98, 99, 100, 101, 102, 103, 104, 108, 109, 110, 111, 112, 113, 114, 116A, 116B, 117, 119, 120, 121, 127, 131, 132, 133, 134, 135, 137, 138, 140, 141, 142, 143, 144, 145, 147, 149, 150, 151, 152, 153, 155, 162, 165, 166, 167, 169, 170, 178, 182, 185, 186, 188, 192, 194, 197, 199, 200, 202, 203, 211, 213, 220, 230, 233, 234, 235, 236, 237, 242, 243, 249, 250, 253, 254, 257, 258, 260, 261, 262, 264, 265, 266, 267, 269, 270, 271, 272, 275, 278, 279, 280, 281, 282, 283, 285, 289, 290, 291, 292, 293, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 314, 317, 318, 319, 320, 321, 322, 324, 325, 327, 328, 329, 334, 335, 336, 337, 338, 339, 341, 342, 343, 344, 345, 346, 347, 353, 357, 358, 359, 364, 369, 372, 373, 374, 375, 376, 378, 379, 380, 381, 382, 383, 384, 388, 392, 394, 401, 402, 408, 409, 410, 413, 420, 423, 424, 427, 428, 431, 434, 435, 437, 441, 442, 443, 446, 448, 449, 450, 454, 459, 462, 463, 467, 469, 470, 472, 476, 477, 478, 485, 490, 491, 492, 493, 496, 498, 503, 504, 507, 513, 517, 522, 523, 525, 526, 527, 528, 529, 530, 546, 547 as per specifications at a net bid price of \$14,907.11.
2. J & A Handy-Crafts, Inc., 165 S. Pennsylvania Ave., Lindenhurst, NY 11757, (516) 226-2400.
Principals: Paul Siegelman, JoAnne Siegelman
For Items #4, 5, 7, 8, 25, 27, 28, 29, 34, 61, 72, 82, 88, 93, 105, 154, 164, 172, 176, 180, 204, 238, 240, 248, 259, 284, 286, 351, 360, 361, 365, 370, 371, 393, 404, 405, 406, 414, 432, 440, 451, 453, 457, 471, 480, 481, 482, 484, 500, 501, 505, 506, 508, 509, 510, 511, 514, 518, 519, 521, as per specifications at a net bid price of \$2,857.34
3. Creative Crafts International, 16 Plains Road, Essex, Connecticut 06426 - (203) 767-2101
Principals: Brian Jermaine, Paul Siegel
For Items #6, 40, 51, 52, 56, 57, 59, 60, 84, 123, 124, 125, 181, 184, 205, 206, 209, 212, 214, 215, 216, 218, 221, 222, 223, 224, 229, 263, 268, 274, 315, 330, 348, 352, 354, 356, 368, 377, 385, 386, 400, 411, 425, 468, 474, 475, 486, 495, 515, 516, as per specifications at a net bid price of \$2,841.21.
4. Economy Handicrafts, 50-21 69th Avenue, Woodside, NY 11377 (718) 426-1600
Principals: Laurie Korobkin & David Korobkin
For Items #12, 14, 33, 37, 41, 62, 75, 79, 87, 91, 122, 126, 139, 174, 175, 187, 207, 219, 232, 251, 326, 331, 333, 355, 362, 363, 387, 389, 391, 397, 415, 429, 430, 436, 438, 439, 444, 447, 452, 455, 458, 460, 461, 465, 466, 473, 479, 483, 494, 502 as per specifications at a net price of \$2,248.29.

RESOLUTION NO. (310-1997) Continued

5. Vanguard Crafts: 1081 East 48 Street, Brooklyn, NY 11234
(718) 377-5188
Principals: Rhonda Macklin, Estelle Schwedock, Eric Schwedock

For Items #9, 18, 24, 31, 38, 43, 45, 58, 67, 69, 74, 77, 81, 83, 85, 86, 89, 106, 115A, 115B, 118, 129, 130, 136, 148, 163, 183, 189, 190, 193, 195, 196, 226, 227, 228, 231, 239, 244, 246, 247, 252, 255, 273, 276, 277, 287, 288, 294B, 332, 340, 512, 524, as per specifications at a net price of \$2,546.68.

6. IMC Needlecraft, Inc., Box 11, Garnerville, NY 10923 (914) 429-2102.
Principal: Lawrence Peska

For Items #531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, as per specifications at a net price of \$3,382.50.

7. B & B Crafts Inc., 175 Allen Blvd., Farmingdale, Ny 11735 (516) 420-4220)
Principals: Daniel Benson & Marsha Benson

For Items #16, 20, 22, 26, 39, 42, 46, 47, 68, 70, 71, 76, 97, 128, 146, 158, 159, 160, 161, 168, 171, 173, 177, 179, 191, 198, 201, 241, 256, 316, 349, 366, 367, 395, 396, 399, 403, 407, 412, 416, 417, 418, 419, 421, 422, 426, 433, 445, 456, 487, 488, 489, 497, 499, 520, as per specifications at a net price of \$2,662.07

- 8 Ceramic Supply of New Jersey, 7 Route 46 West, Lodi, NJ. 07644 (201) 340-3005
Principals: Miriam Vogelmann, Irwin Vogelmann & Judy Noe

For Items #548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 591, 592, 593, 594, 595, as per specifications at a net bid price of \$1,000.75.

GROSS TOTAL of all items: \$32,445.96, and be it

FURTHER RESOLVED, that this amount be charged against accounts:

7310-329	-	\$ 19,343.30
7141-329	-	\$ 4,135.88
7610-329	-	\$ 8,966.78

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. (311-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the

Continued on Next Page

RESOLUTION NO. (311-1997) Continued

Superintendent of Parks & Recreation and the Director of Purchasing that

BID #9-1997
PRINTING OF THE FALL/WINTER RECREATION & PARKS BROCHURE

is hereby awarded to:

STEVE POSNAK PRINTING
382 Route 59 - Sect. 344
Monsey, NY 10952
PRINCIPAL: STEVE POSNAK

as per their proposed low bid cost of \$5,713.00 for 30,000 copies as per specifications.

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. (312-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Superintendent of Highways and the Highway and Traffic Engineering Consultant that

BID #28-1997
CONCRETE SIDEWALK AND CURB REPLACEMENT

is hereby awarded to

A & S CONTRACTORS, INC.
PO Box 292
Park Ridge, NJ 07656
PRINCIPAL: SILVINO PINTO

as per their low bid proposal of \$132,720.00, and be it

FURTHER RESOLVED, that said award is subject to the receipt of the following:

- a) Signed contract document - two copies
- b) Performance Bond - 100%
- c) Labor and Materials Payment Bond - 100%
- d) Certificate of Contractors Liability and Property Damage Coverage
- e) Certificate of Workers Compensation and Workers Disability Coverage

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. (313-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Director of Department of Environmental Control and the Project Consultant that

BID #26-1997
LAKE LUCILLE SEDIMENT REMOVAL/RESTORATION PROJECT

is hereby awarded to:

B. ANTHONY CONSTRUCTION CORP.
3170 Bordentown Ave.
Old Bridge, NJ 08857
PRINCIPALS: ROBERT A. CAVALIERE; JOSEPH A. SERVIDONE, JR.;
LAURA SERVIDONE

as per their proposed project cost of \$1,616,500.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Director of Purchasing of the following:

- a) Signed contract document - five copies
- b) Performance Bond - 100%
- c) Labor and Materials Payment Bond - 100%
- d) Certificate of Contractors Liability, Automobile Liability, and Property Damage Insurance Coverage
- e) Certificate of Worker's Compensation and Worker's Statutory Disability Coverage

Co. Mandia asked if this money was part of the overall bonding.

Supervisor Holbrook said that it is money we are getting through the State Revolving Fund which will be paid back by the residents. The work should start around May 1st. The sediment will be placed under the landfill. If it is not done this way, the lake would never be able to be dredged. We are solving two problems - closing the landfill and saving the lake.

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. (314-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Director of Department of Environmental Control that

BID #30-1997
CUL-DE-SAC MAINTENANCE & IMPROVEMENTS

is hereby awarded to:

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RESOLUTION NO. (314-1997) Continued

MR. LANDSCAPE, INC.
3 Burrows Court
New City, NY 10956

PRINCIPALS: STEPHEN STEIN; RICHARD STEIN

as per their low bid proposal of \$39,950.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Director of Purchasing of the following:

- a) Certificate of Contractor's Liability, and Property Damage Insurance Coverage
- b) Certificate of Worker's Compensation and Disability Insurance

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. (315-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Superintendent of Recreation & Parks and the Director of Purchasing that

BID #23A-1997
SOFT DRINKS FOR TOWN REFRESHMENT STANDS

is hereby awarded to:

PEPSI-COLA NEWBURGH BOTTLING CO., INC.
One Pepsi Way
Newburgh, NY 12250
PRINCIPAL: PUBLIC CORPORATION

as per their proposal as follows:

<u>ITEM</u>	<u>BID QUOTE PER 5 GAL. CONTAINER</u>
COLA.....	\$42.50
DIET COLA.....	42.50
LEMON.....	42.50
ORANGE.....	42.50
COST OF CO2 GAS PER CYLINDER.....	\$12.00 + \$15.00 DEPOSIT
SIZE OF CO2 CYLINDER.....	20#
COST OF CO2 HOOK-UP.....	NONE

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. (316-1997)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby designates the sidewalks listed on the attached Schedule "A" as School and Arterial Sidewalks, in accordance with Local Law No. 6 of 1997, and be it

FURTHER RESOLVED, that this list of sidewalks shall supercede any previous school and aerterial sidewalk designations made by the Town Board.

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. (317-1997)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Clarkstown Parks Board and Recreation Commission recommends hiring AchterCol, Box 351, Piermont, to do the following regarding the Sternbenz Dutch Barn:

Documenting, itemizing, dismantling and transportation to storage

FURTHER RESOLVED, that this is to be done at a cost not to exceed \$19,700.00 as set forth in AchterCol's proposed dated March 20, 1997, and be it

FURTHER RESOLVED, that this money is to come from the Town's Contingency Fund to Appropriation Account 7140-409.

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. (318-1997)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the private road, located near 435 Christian Herald Road, Valley Cottage, to be named "Old Stone Road," and be it

FURTHER RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to prepare and install a street sign with said name, and be it

FURTHER RESOLVED, that a copy of this resolution shall be sent to the appropriate parties.

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RESOLUTION NO. (318-1997) 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. (319-1997)

Co. Smith offered and Co. Maloney seconded

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

DON SIEGEL CONSTRUCTION INC.
P.O. Box 180
Manasquan, New Jersey 08736

RESOLVED, that the following Certificate of Registration be issued:

No. 97-21 Don Siegel Construction 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. (320-1997)

Co. Smith offered and Co. Maloney seconded

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled, Julia Ashbey, et al v. ZBA, et al;

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

RESOLUTION NO. (321-1997)

Co. Smith offered and Co. Maloney seconded

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled, In the Matter of the Application of The Rockland County Patrolmen's Benevolent

RESOLUTION NO. (321-1997) Continued

Association, Inc. v. The Town of Clarkstown Police Department
and the Town of Clarkstown;

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

RESOLUTION NO (322-1997)

Co. Smith offered and Co. Maloney seconded

WHEREAS, a proceeding has been instituted against
the Town of Clarkstown entitled, RCC Consultants, Inc., as
successor to RAM Communications Consultants, Inc. v. TOWN OF
CLARKSTOWN;

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

RESOLUTION NO. (323-1997)

Co. Mandia offered and Co. Smith seconded

WHEREAS, the Supreme Court of the County of Rockland
has rendered a decision in the matter of West Branch
Conservation Association, Inc., et al v. Rudolph Yacyshyn, etc.,
and EklecCo, adverse to the Town of Clarkstown, and

WHEREAS, it is deemed appropriate that the decision
be appealed;

NOW, THEREFORE, be it

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

On roll call the vote was as follows:

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

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RESOLUTION NO. (324-1997)

Co. Smith offered and Co. Maloney seconded

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

BID #23-1997
PAPER & PLASTIC SUPPLIES

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 AM on May 7, 1997 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. (325-1997)

Co. Smith offered and Co. Maloney seconded

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

BID #34-1997
WASHED SAND & GRAVEL

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 AM on May 5, 1997 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. (326-1997)

Co. Smith offered and Co. Maloney seconded

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

BID #35-1997
CAST IRON CURB INLETS, CATCH BASINS, ET AL

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 AM on May 6, 1997 at which time bids will be opened and read, and be it

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RESOLUTION NO. (326-1997) Continued

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. 327-1997

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Historical Society of Rockland County is holding its seventh annual Historic Preservation Merit Awards Program. The awards will be presented in recognition of outstanding historic preservation efforts in Rockland County, and

WHEREAS, the Town Board of the Town of Clarkstown believes that the 1997 Historic Preservation Merit Awards Program is a worthy cause;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the expenditure of \$1,500.00 to cover the partial sponsorship of the 1997 Historic Preservation Merit Awards Program by the Historical Society of Rockland County, and be it

FURTHER RESOLVED, that the fee for such program shall be charged to Account No. A-7520-419.

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. (328-1997)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, based on the recommendation of Howard L. Lampert, P.E., Highway and Traffic Engineering Consultant, the Superintendent of Highways is hereby authorized to install:

"Winding Road" and "Reverse Turn" signs with supplementary "15 MPH" advisory speed signs on Woodland Road, New City, as per the attached list

and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of this resolution to John F. Mauro, Superintendent of Highways for implementation

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RESOLUTION NO. (328-1997) 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. (329-1997)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, a certain veterans' organization has 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 for leasing or rental and maintenance of meeting facility and \$250 for patriotic observance) to the following veterans' organization for the year 1996.

Veterans of Foreign Wars

Post 3773

and be it

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

FURTHER RESOLVED, that said funds will be charged against 1997 Account No. A-6510-401.

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. (330-1997)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Town Board, on its own motion, proposes that the Zoning Ordinance of the Town be amended by redistricting property owned by Louis Pritz, from an R-15 District to a PO District, which property is more particularly designated on the Clarkstown Tax Map as Map 163, Block B, Lot 26;

NOW, THEREFORE, be it

RESOLVED, that this Resolution is hereby referred to the Clarkstown Planning Board for review and report to the Town Board.

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RESOLUTION NO. (330-1997) 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. (331-1997)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town Board of the Town of Clarkstown adopted Local Law No. 5 of 1995 entitled, "Burglar Alarm Device Control Law," and

WHEREAS, under this law civil penalties can be imposed to any alarm user for false alarms, and

WHEREAS, the Town Board proposes to use the fines collected on false alarms for Police Officer Training;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Town Comptroller to create a separate Budget Line for fines collected on false burglar alarms to the Police Department to be used for Police Officer Training.

On roll call the vote was as follows:

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

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilwoman Smith, second by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 8:45 PM.

Respectfully yours,



PATRICIA SHERIDAN,
Town Clerk