

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall 3/10/98 8:00 P.M.

Present: Supervisor Charles E. Holbrook  
Council Members Maloney, Mandia Profenna and Smith  
Philip Fogel, Deputy Town Attorney  
Patricia Sheridan, Town Clerk

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

Supervisor Holbrook opened the Public Portion of the meeting.

Appearance: Frank Avilla  
Grandview Ave., Nanuet

Mr. Avilla is against the Pritz Special Permit and wants the area to remain residential. He has a petition signed by 92 Grandview area residents who are against the Special Permit.

Appearance: Michael Fitzgerald  
Grandview Ave., Nanuet

He is against the Pritz Special Permit on Grandview Avenue.

Appearance: Ed Duffy  
Grandview Ave., Nanuet

He spoke in opposition to the Pritz Special Permit on Grandview Avenue.

Appearance: John Lodico  
Birch Lane, New City

Spoke regarding the funds for the Hackensack River project.

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RESOLUTION NO. (237-1998)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Minutes of the Town Board Meeting of February 24, 1998 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

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RESOLUTION NO. (238-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, an application has been made by ALAN and MARGARET KUNZ, that the Town Board and the Superintendent of Highways of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law to declare that a certain portion of a right-of-way as described in the metes and bounds description attached as Schedule "A." for the unimproved portion of Morton Avenue, Congers, New York, upon the grounds that same has never been used by the public and therefore may be deemed abandoned, and

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

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

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on April 14, 1998, at 8:05 P.M., pursuant to Section 273 of the Town Law, to consider said certification of abandonment pursuant to Section 205 of the Highway Law and deletion of same from the Official Map, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law an file proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that the applicant shall fulfill the additional requirements of Section 290-33(C) of the Zoning Ordinance of the Town of Clarkstown regarding the posting of additional notice of said public hearing and mailing of notice to property owners of record within five hundred feet of the affected property, and be it

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

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

On roll call the vote was as follows:

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

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RESOLUTION NO. (239-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, the Town of Clarkstown entered into an agreement with the County of

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RESOLUTION NO. (239-1998) Continued

Rockland on April 3, 1995, as amended by agreements dated October 31, 1995 and February 14, 1997, wherein the County of Rockland agreed to reimburse the Town of Clarkstown for compensation and overtime expenses actually incurred by the Town of Clarkstown's Police Department for any officer assigned to the Rockland County Narcotics Task Force, and

WHEREAS, the parties hereto agree to extend these agreements for the year ending December 31, 1998 in the amount 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 Narcotics 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 \$12,500.00 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 1998, 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 and February 14, 1997, shall remain in full force and effect, and be it

FURTHER RESOLVED, that this Resolution is made retroactive to March 3, 1998.

On roll call the vote was as follows:

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

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RESOLUTION NO. (240-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, the New York State Division of Criminal Justice Services has appropriated funds for the purpose of financing the purchase of supplies for the extension of the D.A.R.E. program by the Town of Clarkstown Police Department, and

WHEREAS, the State shall provide \$4,000 to the Town of Clarkstown Police Department for said supplies, for the period covering April 1, 1997 through March 31, 1999;

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 \$4,000 to cover the purchase of supplies by the Clarkstown Police Department, for the period to April 3, 1997 through March 31, 1999.

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RESOLUTION NO. (240-1998) Continued

On roll call the vote was as follows:

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

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RESOLUTION NO. (241-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, a hydrant investigation has been made by United Water New York for premises located in an approved site plan known as Long Clove Mews, designated on the Clarkstown tax map as Map 129, Block A, Lot 2, and

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

WHEREAS, said property is private property; and the hydrant(s) 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 Long Clove, LLC, as owner, in the form of a Declaration of Covenant, which shall run with the land, as approved by the Town Attorney, whereby Long Clove, LLC 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 Long Clove, LLC, located in the hamlet of Congers, for the condominium site plan known as Long Clove Mews, 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 Long Clove, LLC, or the future Board of Managers, Homeowners Association or respective owner(s) 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.

On roll call the vote was as follows:

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

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RESOLUTION NO. (242-1998)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a Lease Agreement with Keep Rockland Beautiful, Inc., in a form satisfactory to the Town Attorney, for rental of two rooms on the first floor of the former Police Station located at 10 Maple Avenue, New City, New York, consisting of a total of 511 square feet, for a period commencing on April 1, 1998 and terminating on March 31, 2000, at a rental fee of \$16.80 a square foot for the first year.

On roll call the vote was as follows:

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

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RESOLUTION NO. (243-1998)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with BELL ATLANTIC, or their authorized agent, to provide for the furnishing, installation and upgrading of the data communication lines as specified by the Town Data Processing Department, for a period of five (5) years commencing April 1, 1998, in a form approved by the Town Attorney, and be it

FURTHER RESOLVED, that the cost for such work shall be charged to Account No. A 3020-460-3.

On roll call the vote was as follows:

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

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RESOLUTION NO. (244-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, Section 22-2A of the Code of the Town of Clarkstown provides that permission may be granted by the Town Board to an organization desiring to dispense alcoholic beverages on public property in the Town of Clarkstown,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to the Clarkstown Parks Board and Recreation Commission to dispense alcoholic beverages in accordance with and subject to section 22-2A and 2B of the Town Code at:

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RESOLUTION NO. (244-1998) Continued

Annual Senior Citizen Show Cast Party  
April 18, 1998  
Congers Community Center  
Gilchrest Road  
Congers, New York

Annual Senior Citizen Picnic  
June 9, 1998 (Raindate: June 10th)  
Congers Lake Memorial Park  
Gilchrest Road  
Congers, 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

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RESOLUTION NO. (245-1998)

Co. Mandia offered and Co. Maloney seconded

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

BID 14-1998  
HIGHWAY SIGNING & ROAD MAINTENANCE SUPPLIES

is hereby awarded to:

HIGHWAY TRAFFIC SUPPLY  
28 W WASHINGTON AVENUE  
PEARL RIVER, NY 10965  
PRINCIPAL: ROBERT ROBINS

CHEMUNG SUPPLY CO  
PO BOX 527  
ELMIRA, NY 14902  
PRINCIPALS: MYRA S. STERMERMAN  
HERMAN WARSHAW

CAPITOL HIGHWAY  
ROUTE 6  
BALDWIN PLACE, NY 10505  
PRINCIPALS: MARK ABRAMS  
SID BHATTACHZI

EXPANDED SUPPLY  
RD#1 - BOX 93  
COLD SPRING, NY 10516  
PRINCIPALS: BRUCE KEHR  
DONNA KEHR

GARDEN STATE HIGHWAY PRODUCTS INC.  
2 FOWSER ROAD  
MILLVILLE, NJ 08332  
PRINCIPALS: SHARON L. GREEN  
ROBERT A. GREEN

(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

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RESOLUTION NO. (246-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Town Board resolution #224-1998 is hereby amended to read

RESOLVED, that based upon the recommendation of Ward Associates, the Project Architect and the Supt. of Recreation and Parks that

BID #22-1998  
GERMONDS AND CONGERS LAKE PARKS POOL LINERS,  
COVERS, AND GUTTER REHABILITATION

is hereby awarded to :

URBAN-SUBURBAN RECREATION INC.  
2 LUCON DRIVE  
DEER PARK, NY 11729  
PRINCIPAL: LOUIS MADURKA

as per their proposed low bid project cost of:

Base Bid	\$236,500.00
ADD Alternate No. 1 - Wading Pool Liner (Germonds)	27,600.00
ADD Alternate No. 2 - Diving/Slide Pool Liner	55,700.00

and be it

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

- 1) Standard Form of Agreement - two signed copies
- 2) Performance Bond
- 3) Labor & Material Payment Bond
- 4) Certificate of Contractors Liability and Property Damage Insurance  
Coverage with the Town named as co-insured
- 5) Certificate of Workers Compensation and Workers Disability Coverages

On roll call the vote was as follows:

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

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RESOLUTION NO. (247-1998)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that resolution #159-1998 is hereby corrected to read

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

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RESOLUTION NO (247-1998) Continued

BID #27-1998  
COLLYER AVENUE SIDEWALKS

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 2:00 PM on March 20, 1998 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 Environmental Control upon payment of prescribed non-refundable fee.

On roll call the vote was as follows:

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

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RESOLUTION NO. (248-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that resolution #160-1998 is hereby corrected to read

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

BID #28-1998  
CUL-DE-SAC MAINTENANCE & IMPROVEMENTS

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 10:30 AM on March 23, 1998 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

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RESOLUTION NO. (249-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Town Board resolution #221-1998 is hereby corrected to read

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RESOLUTION NO. (249-1998) Continued

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

BID #12-1998  
FIREWORKS DISPLAY

is awarded to:

ZAMBELLI FIREWORKS MFG CO INC  
20 S MERCER STREET  
NEW CASTLE, PA 16101  
PRINCIPALS: GEORGE R. ZAMBELLI  
                  CONSTANCE J. ZAMBELLI

as per their low bid proposal of \$3,950.00, and be it

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

- a) A Certificate of General, Automobile, and Fireworks Display Liability Insurance in the face amount of at least \$1,000,000.00
- b) A Certificate of Excess Liability Insurance in the amount of at least \$1,000,000.00

Both a and b shall

- 1. Contain no deductibility
  - 2. Have a ten day cancellation notice filed with the Town
  - 3. Hold the Town of Clarkstown and the Nanuet School District Harmless.
  - 4. Name the Town of Clarkstown and the Nanuet School District as additional insureds
- c) Certificate of Workers Compensation Insurance Coverage
  - d) Certificate of Workers Disability Insurance Coverage

On roll call the vote was as follows:

Councilman Maloney.....Yes  
 Councilman Mandia.....Yes  
 Councilman Profenna.....Yes  
 Councilwoman Smith.....Yes  
 Supervisor Holbrook .....Yes  
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RESOLUTION NO. (250-1998)

Co. Mandia offered and Co. Maloney seconded

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

BID #32-1998  
CUSTODIAL SERVICES FOR THE HIGHWAY DEPT.

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 AM on April 1, 1998 at which time bids will be opened and read, and be it

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RESOLUTION NO. (250-1998) 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

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RESOLUTION NO. (251-1998)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Stephen Canale and Frank Canale have commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as May 6, Block A, Lot 10.3, for the year(s) 1995/96, 1996/97 and 1997/98, 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 Kirchner be retained for the purpose of preparing such trial appraisal at a fee not to exceed \$3,000.00 per appraisal.

On roll call the vote was as follows:

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

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RESOLUTION NO. (252-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, in accordance with the recommendation of the Department of Environmental Control, the Town of Clarkstown wishes to accept conveyance of sewer easements concerning the Rte 9W West Sewer Construction project, and

WHEREAS, the Town Attorney recommends acceptance of said conveyances;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to accept the said permanent easements on behalf of the Town of Clarkstown, and be it

FURTHER RESOLVED, that said permanent easements are hereby ordered recorded in the Office of the Rockland County Clerk for the following properties:

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RESOLUTION NO. (252-1998) Continued

Map 138, Block H, Lots 12.2 & 15

DAUKSZA  
712 & 718 Route 9W  
Valley Cottage, NY 10989

On roll call the vote was as follows:

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

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RESOLUTION NO. (253-1998)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, in accordance with the recommendation of the Department of Environmental Control, the Town of Clarkstown wishes to accept conveyance of sewer easements concerning the Pipetown Hill Road Sewer Extension, and

WHEREAS, the Town Attorney recommends acceptance of said conveyances;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to accept the said permanent easements on behalf of the Town of Clarkstown, and be it

FURTHER RESOLVED, that said permanent easements are hereby ordered recorded in the Office of the Rockland County Clerk for the following properties:

Map 6-1, Block B, Lot 6  
PAYEN  
76 South Central Avenue  
Nanuet, NY 10954

Map 6-1, Block B, Lots 7 & 8  
GABELLA  
68 & 72 South Central Avenue  
Nanuet, NY 10954

On roll call the vote was as follows:

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

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RESOLUTION NO. (254-1998)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on January 15, 1998 that the position of Recreation Leader #500608 can be reclassified to the position of Senior Recreation Leader, Parks Board and Recreation Commission.

RESOLUTION NO. (254-1998) Continued

NOW, THEREFORE, be it

RESOLVED, that the position of Recreation Leader #500608 is hereby reclassified to the position of Senior Recreation Leader, effective and retroactive to March 9, 1998.

On roll call the vote was as follows:

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

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RESOLUTION NO. (255-1998)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #98056 Assistant Court Clerk (RC-NCP) which contains the name of Judy Rosser,

NOW, THEREFORE, be it

RESOLVED, that Judy Rosser, 44E Monsey Blvd., Monsey, New York, is hereby appointed to the (Permanent) position of Assistant Court Clerk, Town Justice Department at the current salary of \$43,489.00, effective and retroactive to March 9, 1998.

On roll call the vote was as follows:

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

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RESOLUTION NO. (256-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Sheila Fergus-Mellon, 27 Westview Avenue, Congers, New York is hereby appointed to the position of (Provisional) Senior Clerk Typist (Prom.), Town Justice Department at the current salary of \$34,367.00, effective and retroactive to March 9, 1998.

On roll call the vote was as follows:

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

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RESOLUTION NO. (257-1998)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #97124 Counselor (Municipal Counseling Services) which contains the name of Cynthia Shaw,

NOW, THEREFORE, be it

RESOLVED, that Cynthia Shaw, 62 Sixth Avenue, Nyack, New York is hereby appointed to the Contingent Permanent position of Counselor (Municipal Counseling Services, Clarkstown Counseling Center at the current salary of \$35,073.00, effective and retroactive to March 2, 1998.

On roll call the vote was as follows:

- Councilman Maloney.....Yes
  - Councilman Mandia.....Yes
  - Councilman Profenna.....Yes
  - Councilwoman Smith.....Yes
  - Supervisor Holbrook .....Yes
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RESOLUTION NO. (258-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Resolution No. 215-1998, adopted at the February 24, 1998 Town Board Meeting, appointing Lawrence G. Berkowitz to the position of (Provisional) Computer Network Specialist is hereby amended to reflect the current salary of \$47,835.00, Grade 28 Step C (instead of \$48,835.00).

On roll call the vote was as follows:

- Councilman Maloney.....Yes
  - Councilman Mandia.....Yes
  - Councilman Profenna.....Yes
  - Councilwoman Smith.....Yes
  - Supervisor Holbrook .....Yes
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RESOLUTION NO. (259-1998)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Robert Johnson, 689 Cottage Lane, Valley Cottage, New York, is hereby reappointed to the position of Member, Fire Board of Appeals to serve without compensation, term effective and retroactive to February 28, 1998 and to expire on February 27, 2001.

On roll call the vote was as follows:

- Councilman Maloney.....Yes
  - Councilman Mandia.....Yes
  - Councilman Profenna.....Yes
  - Councilwoman Smith.....Yes
  - Supervisor Holbrook .....Yes
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RESOLUTION NO. (260-1998)

Co. Profenna offered and Co. Maloney seconded

WHEREAS, the American Public Works Association has requested to hold their annual APWA Equipment Show at the Town of Clarkstown Highway Facility on May 20, 1998, and

WHEREAS, the APWA has agreed to be responsible for any liability insurance, and

WHEREAS, Wayne T. Ballard, Superintendent of Highways, has agreed to host the APWA Show at the Highway Facility on May 20, 1998.

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the American Public Works Association to hold their Annual Equipment Show at the Town of Clarkstown Highway Facility on Wednesday, May 20, 1998, with cooperation from all Clarkstown Departments, and be it

FURTHER RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with APWA, in a form approved by the Town Attorney, with regard to APWA holding their annual Equipment Show at the Clarkstown Highway Department on May 20, 1998.

On roll call the vote was as follows:

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

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RESOLUTION NO. (261-1998)

Co. Profenna offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has received checks from EklecCo for \$11,663.24; from Step Mom Productions in the amount of \$3,150.00 and \$3,648.00 from Corporate Property Investors, and be it

THEREFORE, RESOLVED, to increase Estimated Revenue Accounts numbers by:

DB 041 9 2770 (Highway-Misc. Revenue).....	\$11,663.24
A 01 3 2705 3 (General-Gifts & Donations).....	3,648.00
A 01 9 2705 0 ( " " " ).....	3,150.00

and to increase the following Appropriation Accounts:

DB 5110 110 (Highway-Salaries).....	\$10,018.01
DB 5110 301 ( " -Food).....	91.00
DB 5110 404 ( " -Travel, Mileage, Meals).....	1,554.23
A 3120 111 (Police -Overtime).....	6,798.00

and be it

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RESOLUTION NO. (261-1998) Continued

FURTHER RESOLVED, to decrease Contingency Account No. A 1990 505 by \$11,475.00 and increase the following Appropriation Accounts:

A 1950 503 (Taxes & Assessments).....	\$11,300.00
A 4211 424 (Drug Abuse Prevention).....	175.00

On roll call the vote was as follows:

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

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RESOLUTION NO. (262-1998)

Co. Profenna offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has collected \$69.25 from Activity Night at Street Community Center and \$102.50 from "The Cafe at Central Nyack Community Center", and be it

THEREFORE, RESOLVED, to increase Revenue Account #01-002001 (Park and Recreation charges) and Appropriation Account #7141-329 (Recreation Supplies ) by \$171.75.

On roll call the vote was as follows:

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

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RESOLUTION NO. (263-1998)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town's Safety Committee meets quarterly on the second Thursday of March, June, September, and December, and

WHEREAS, the March meeting coincides with a Drug and Alcohol Program being sponsored by the Drug-Free Workplace Committee, and

WHEREAS, the Town's substance abuse professional, Susan Mazzarella, has recommended sending the Safety Committee members to said program,

NOW, THEREFORE, be it

RESOLVED, that members of the Safety Committee, or their substitutes, are hereby authorized to attend "Solutions & Strategies to Address Drug & Alcohol In Our Changing Workplace" at the New City Library on Thursday, March 12, 1998.

RESOLUTION NO. (263-1998) Continued

On roll call the vote was as follows:

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

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RESOLUTION NO. (264-1998)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Penny Leonard, Director of Finance, is hereby authorized to attend the 1998 PERMA Annual Membership Conference to be held from May 6 through May 8, 1998 in Lake George, New York, and that all necessary charges be charged to Appropriation Account A 1010-414 (Schools and Conferences).

On roll call the vote was as follows:

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

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RESOLUTION NO. (265-1998)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, pursuant to the Clean Water/Clean Air Bond Act of 1996, being Chapter 413 of the Laws of New York of 1996, the New York State Environmental Facilities Corporation (the "Corporation") is authorized to provide state assistance to villages, towns, and cities with a population of less than one million, for small business environmental compliance assistance projects which enhance the quality of the air of the State through compliance with environmental laws and regulations, or to remedy or prevent environmental deficiencies (the "FAB Air Program"), and

WHEREAS, the Corporation has established the FAB Motor Vehicle Inspection and Maintenance ("I&M") Program pursuant to the FAB Air Program to assist in the purchase of enhanced automobile emissions testing equipment, and

WHEREAS, the Town Board of the TOWN OF CLARKSTOWN (hereinafter, the "Municipality"), after due consideration, has determined that participation in the FAB I&M Program is desirable and in the public interest;

NOW, THEREFORE, be it

RESOLVED, by the Town Board of the Municipality, as follows:

1. The filing of an application, or applications, with the Corporation for financial assistance under the FAB I&M Program in the form required by the Corporation is hereby authorized, including all understandings and assurances contained in said application;

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RESOLUTION NO. (267-1998) Continued

RESOLVED, that the Town Board hereby cancels the public hearing scheduled for

March 24, 1998 concerning a local law entitled, "ROUTE 59 CORRIDOR (FROM SPRING VALLEY VILLAGE BOUNDARY ON THE WEST TO THE PALISADES INTERSTATE PARKWAY ON THE EAST) - SPECIAL PERMIT FOR CONVERSIONS OF EXISTING SINGLE FAMILY RESIDENCES."

On roll call the vote was as follows:

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

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RESOLUTION NO. (268-1998)

Co. Smith offered and Co. Maloney seconded

WHEREAS, EklecCo contributed \$2,000,000 to the Town of Clarkstown for the Hackensack Flood Control Project, and

WHEREAS, said money was placed in the Town's Capital Fund, and

WHEREAS, it has been recommended by Councilwoman Smith that the cash contribution by EklecCo be segregated by placing it in its own separate interest bearing account designated for the Hackensack Flood Control Project;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Comptroller to transfer the \$2,000,000 designated for the Hackensack Flood Control Project, less expenditures to date, to its own separate interest bearing account.

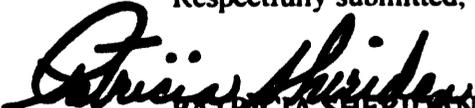
On roll call the vote was as follows:

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

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

Respectfully submitted,

  
 PATRICIA SHERIDAN,  
 Town Clerk