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TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall 1/26/99 8:00 P.M.

Present: Supervisor Charles E. Holbrook
Council Members Maloney, Mandia, Profenna and Smith
Richard Glickel, Deputy 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: John Lodico
New City

Spoke regarding the cleanup and protection of the Hackensack River.

Appearance: Russel Trojan
Nanuet

Spoke regarding West Shore Railroad as well as the possible growth of freight train service in the Town and urged the Board to stay on top of this issue. Also spoke regarding the new format of the tax bills.

On motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the public hearing re: Rockland County Consortium for Community Development Funds was opened, time: 8:15 P.M.

On motion of Councilman Maloney, seconded by Councilwoman Smith and unanimously adopted, the public hearing re: Rockland County Consortium for Community Development Funds was closed, time: 8:30 P.M.

On motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the public hearing re: Condemnation of a portion of property (88-A-16) as part of the Hackensack River Flood Management and Natural Area Improvement Project was opened, time: 8:31 P.M.

On motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the public hearing re: Condemnation of a portion of property (88-A-16) as part of the Hackensack River Flood Management and Natural Area Improvement Project was closed, SINE DIE, time: 8:32 P.M.

RESOLUTION NO. (66 -1999)

Co. Smith offered and Co. Profenna seconded

RESOLVED, that the Town Board Minutes of January 12, 1999 are hereby accepted as submitted by the Town Clerk.

Continued

RESOLUTION NO. (66-1999) 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. (67-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Town Board of the Town of Clarkstown hereby accepts proposals from Orange and Rockland Utilities, Inc. for street lighting at the following location:

Clarkstown Meadows
New Clarkstown 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. (68-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Town Board of the Town of Clarkstown hereby accepts proposals from Orange and Rockland Utilities, Inc. for street lighting at the following location:

Sisters of Charity, Nanuet

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. (69-1999)

Co. Profenna offered and Co. Maloney seconded

RESOLVED, that Edward J. Duer, Comptroller, is hereby authorized to attend the New York State Government Finance Officers Association conference from March 24, 1999 through March 26, 1999 at Albany, NY and,

BE IT FURTHER RESOLVED, that all necessary charges be charged to Appropriation Account A 1010-414 (Schools & Conferences).

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (70-1999)

Co. Profenna offered and Co. Maloney seconded

RESOLVED, Dorothy Poust, RN, CSW, Clarkstown Counseling Center attend conference at Hofstra University on Friday, February 26, 1999 on Marriage and Family Therapy Conference. Registration fee: \$75.00 per person includes lunch.

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. (71-1999)

Co. Profenna offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes Adolph Milich, Jr., Building Inspector and David McLeod, Plans Examiner to attend the Eastern States Building Officials School at Atlantic City, New York, on March 17, 18, and 19th, 1999, and be it

FURTHER RESOLVED, that all fees shall be charged against Account No. A-1010-414.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

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RESOLUTION NO. (72-1999)

Co. Profenna offered and Co. Maloney seconded

RESOLVED, that Laurence Kohler, Director of Purchasing, is hereby authorized to attend the Annual Conference of the National Institute of Governmental Purchasing, Inc. from July 23 - 28, 1999, and be it

FURTHER RESOLVED, that funds for same be charged to account no. A- 1345-414.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (73-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes the placing of an advertisement for the Town of Clarkstown in the 1999 Rockland Business Outlook section of the Journal News on March 14, 1999 and March 21, 1999, and be it

FURTHER RESOLVED, that the fee for such advertising shall not exceed the sum of \$3,779.75, which shall be charged to Account No. A-6410-405.

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. (74-1999)

Co. Maloney offered and Co. Manuia seconded

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

BID #21-1999
ARTS & CRAFT SUPPLIES

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: FEBRUARY 19, 1999 at which time bids will be opened and read, and be it

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RESOLUTION NO. (74-1999) 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. (75-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #22-1999
MOSQUITO CONTROL PROGRAM

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: FEBRUARY 18, 1999 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. (76-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #23-1999
REFUSE PICK-UP SERVICES TOWN FACILITIES

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: FEBRUARY 16, 1999, at which time bids will be opened and read, and be it

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RESOLUTION NO. (76-1999) 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. (77-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #24-1999
CRUSHED STONE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00AM on: FEBRUARY 17, 1999 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. (78-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #25-1999
BITUMINOUS CONCRETE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 2:30PM on: FEBRUARY 17, 1999 at which time bids will be opened and read, and be it

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RESOLUTION NO. (78-1999) 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. (79-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the resignation of Catherine Nowicki, 149 North Middletown Road, Nanuet, New York - Member - Historical Review Board - is hereby accepted - with regret - effective and retroactive to January 1, 1999.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (80-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Joseph Schleimer, 7 Old Phillips Hill Road, New City, New York is hereby appointed to the position of Member - Historical Review Board - to fill the unexpired term of Catherine Nowicki - term effective February 1, 1999 and to expire on December 31, 1999 - at the current annual salary of \$700.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (81-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the resignation of Herman N. Bergman, 28 Milford Lane, Suffern, New York - Member - Traffic and Traffic Safety Advisory Board - is hereby accepted - with regret - effective and retroactive to December 31, 1998.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (82-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Patricia E. Parke, 73 Third Street, New City, New York, is hereby appointed to the position of Member - Traffic and Traffic Safety Advisory Board - to fill the unexpired term of Herman Bergman - at the current salary of \$1,960., term effective February 1, 1999 and to expire on March 31, 2003.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (83-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Personnel Assistant is hereby directed to prepare the necessary personnel forms (P.O. 27) which shall be forwarded to the Rockland County Personnel Office for classification - requesting one (1) additional position of Police Sergeant - Police Department, and be it

FURTHER RESOLVED, that upon such approval from the Commissioner of Personnel - this position shall be deemed classified.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

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RESOLUTION NO. (84-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on December 11, 1998 that the position of Senior Account Clerk #0635 - Parks Board and Recreation Commission - can be reclassified to the position of Principal Account Clerk,

Now, therefore, be it

RESOLVED, that the position of Senior Account Clerk #0635 is hereby reclassified to the position of Principal Account Clerk - effective February 1, 1999.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (85-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Madeline Nigro, 2 Paula Lane, New City, New York, to the position of (Provisional) Principal Account Clerk - Parks Board and Recreation Commission - at the current 1999 salary of \$40,117., effective February 1, 1999.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (86-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles 97075 Data Entry Operator I which contains the name of Madeline S. Weinberg,

NOW, THEREFORE, be it

RESOLVED, that Madeline S. Weinberg, 1 Dore Court, New City, New York, is hereby appointed to the (Permanent) position of Data Entry Operator I, Town Justice Department, at the current 1999 salary of \$32,929.00, effective February 1, 1999.

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RESOLUTION NO. (86-1999) 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. (87-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #96124 Senior Account Clerk which contains the name of Marialaine Notaro.

NOW, THEREFORE, be it

RESOLVED, that Marialaine Notaro, 800A Brookridge Drive, Valley Cottage, New York is hereby appointed to the (Permanent) position of Senior Account Clerk, Comptroller's Office at the current 1999 salary of \$24,318.00, effective February 1, 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. (88-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, based upon the recommendation of the Clarkstown Parks Board and Recreation Commission and the Supt. of Recreation and Parks that the following 1999 Part-Time salaries be established:

<u>PART-TIME</u>	<u>MINIMUM</u>	<u>MAXIUM</u>
Recreation Aide	\$5.15/hr.	\$15.00/hr.
Recreation Assistant	5.15/hr.	17.00/hr.
Recreation Leader	7.00/hr.	19.00/hr.
Recreation Specialist	7.00/session	35.00/session
Refreshment Stand Attendant I	5.15/hr.	9.00/hr.
Refreshment Stand Attendant II	6.50/hr.	13.00/hr.
Lifeguard	7.00/hr.	13.00/hr.
Head Lifeguard	8.50/hr	15.00/hr.
Water Safety Instructor	8.50/hr.	13.00/hr
Head Water Safety Instructor	9.00/hr.	14.00/hr.
Laborer-Student	6.00/hr.	10.00/hr.

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RESOLUTION NO. (88-1999) CONTINUED

Groundswoker (L)	8.00/hr.	13.00/hr.
Custodial Worker (Seasonal)(L)	5.00/hr.	14.00/hr.

3.0% Increase

Senior Citizen's Leader (Part-time)	\$11,699.00	\$26,715.00
Swim Area Supervisor (Seasonal)	10,727.00	18,410.00
Senior Recreation Leader (Seasonal-Camps/Playgrounds)	5,376.00	9,013.00
Senior Recreational Activity Specialist (Seasonal-Arts & Crafts)	3,845.00	5,879.00
Sr. Recreation Activity Spec.(Sr.Show-Seasonal)	5,307.00	7,307.00

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. (89-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the resignation of Emily Feiner, 74 Sickles Avenue, Nyack, New York, Director of Municipal Counseling Services, Clarkstown Counseling Center is hereby accepted, effective and retroactive to January 22, 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. (90-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Asst. Supt. of Recreation and Parks and the Director of Purchasing that

Bid #11-1999
PRINTING OF RECREATION BROCHURES

is hereby awarded as follows:

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RESOLUTION NO. (90-1999) CONTINUED

(A) Spring & Summer Brochure - Alternate A
Awarded to:

Glundal Color, Inc.
6700 Joy Road
East Syracuse, NY 13057
Principals: Leif E. Glundal
Barbara L. Glundal

per their proposal cost of \$8,694

(B) Fall & Winter Brochure
Awarded to:

Dodge-Graphic Press, Inc.
1501 Broad Street
Utica, NY 13501
Principals: Mario J. Mannella
Mark R. Mannella
Cynthia Manella-Nickell

per their proposed cost of \$5,921, and be it

FURTHER RESOLVED, that both contractor named above shall supply the Director of Purchasing with the requested performance security bond in the amount of 15% of their proposed cost.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (91-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #10-1999-GROUNDSKEEPING & LANDSCAPE SUPPLIES

is hereby awarded to:

AABAR, INC.
P.O. Box 7
Bloomfield, NJ 07003
PRINCIPALS: Joseph Giannasio
Hilda Giannasio

BISSETT NURSERY CORP.
P.O. Box 386
323 Long Island Avenue
Holtsville, NY 11742-0386
PRINCIPALS: James Bissett
James Bissett, III

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RESOLUTION NO. (91-1999) CONTINUED

LESCO, INC.
20005 Lake Rd.
Rocky River, OH 44116
PRINCIPALS: A Public Corporation

MANTEK
P.O. Box 660196
Dallas, TX 75266-0196
PRINCIPALS: Lester Levy
Milton Levy
Irvin Levy

as per the attached item/price schedule

(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. (92-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Project Engineer and the Superintendent of Recreation & Parks that

BID #16-1999 - Ballfield Improvements at Congers Lake Park

is hereby awarded to: GULLA CONSTRUCTION, INC.
17 WASHINGTON AVE.
SUFFERN, NY 10901
PRINCIPAL: TIMOTHY J. GULLA

as per their low bid proposal of \$78,270 plus add alternate No. 2 of \$3,100

Total Award: \$81,370, and be it

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

- a) Signed Contract Documents - two copies
- b) Performance Bond - 100%
- c) Labor and Materials Payment Bond - 100%
- d) Certificate of Contractor's Liability, Automobile Liability, and Property Damage Insurance Coverage
- e) Certificate of Worker's Compensation and Worker's Disability Coverage

The Town of Clarkstown must be named as co-insured party on all liability policies, as they pertain to the project awarded.

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RESOLUTION NO. (92-1999) CONTINUED

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (93-1999)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Town Board hereby authorizes the renewal of the Mini-Trans Bus Insurance with Lancer Insurance Company for a period of two years beginning on March 1, 1999 and expiring on February 28, 2001, at an annual premium of \$46,154.00 charged to Account CS 1910 420.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (94-1999)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a one-year agreement with David Gilbert, Suffern, New York, to provide Software Maintenance and Development for the Data Processing Department, and be it

FURTHER RESOLVED, that the fee for such services shall be \$65.00 per hour for on site custom programming authorized by the Director of Automated Systems, and shall be charged to Account No. A-1680-409.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (95-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, the developer of the Charles-Michael Subdivision installed certain drainage improvements in Wisconsin Court, a Town owned Right-of-Way, and

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RESOLUTION NO. (95-1999) CONTINUED

WHEREAS, the installation of such improvements provide a benefit to the residents of Wisconsin Court, and the Town of Clarkstown, and

WHEREAS, the Town Board agreed, at its June 9, 1990 workshop, to reimburse the developer a portion of the fair value of the improvements, and

WHEREAS, the Director of the Department of Environmental Control has recommended the reimbursement to be fifty (50) percent of the fair value of the improvements, and

WHEREAS, the Director of the Department of Environmental Control has determined the fair value of the improvements to be \$ 11,276.00.

NOW THEREFORE, BE IT,

RESOLVED, that the developer of the Charles-Michael Subdivision be reimbursed for \$ 5,638.00 which represents fifty (50) percent of the value of the improvements.

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

RESOLUTION NO. (96-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, an adverse drainage condition exists in the vicinity of 5 Alicia Court, West Nyack, New York, and

WHEREAS, the Director of the Department of Environmental Control has recommended a solution to correct the adverse condition, and

WHEREAS, restoration of the rear yard of 5 Alicia Court will be necessary upon completion of the corrective work.

NOW, THEREFORE BE IT,

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to hire Solicito and Son Contracting Corp., 162 Erie Street, Blauvelt, New York 10913 to perform the necessary restoration work in accordance with their proposal dated January 7, 1999, and

BE IT FURTHER RESOLVED, that the cost for the corrective work shall not exceed \$2,800.00 and shall be a proper charge to account H 8736 409 0 67 16.

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RESOLUTION NO. (96-1999) CONTINUED

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

RESOLUTION NO. (97-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, an existing concrete box culvert under New Lake Road, Valley Cottage, has developed structural failures causing a portion of the roadway to collapse, and

WHEREAS, an inspection of the culvert by the Department of Environmental Control has determined the culvert to be structurally deficient, and

WHEREAS, it is in the best interest of the Town of Clarkstown to replace the entire structure in order to preserve the safety of the general public, and

WHEREAS, a geotechnical analysis and borings are necessary in order to prepare the plans for the replacement of the culvert, and

WHEREAS, the Department of Environmental Control has obtained a proposal for the performance of the geotechnical analysis.

NOW THEREFORE BE IT,

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to obtain the services of Soil Testing, Inc., 140 Oxford Road, Oxford Ct., to perform the necessary geotechnical analysis in accordance with their proposal dated January 25, 1999, and

BE IT FURTHER RESOLVED, that the cost for the geotechnical analysis shall not exceed \$ 3,500.00 and shall be a proper charge to account H 8736 409 0 67 16.

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

RESOLUTION NO. (98-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, an existing concrete box culvert under New Lake Road, Valley Cottage, has developed structural failures causing a portion of the roadway to collapse, and

WHEREAS, an inspection of the culvert by the Department of Environmental Control has determined the culvert to be structurally deficient, and

WHEREAS, it is in the best interest of the Town of Clarkstown to replace the entire structure in order to preserve the safety of the general public, and

WHEREAS, a Right of Way and Topographic survey is necessary in order to prepare the plans for the replacement of the culvert, and

WHEREAS, the Department of Environmental Control has obtained a proposal for the performance of the Right of Way and Topographic survey.

NOW THEREFORE BE IT,

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to obtain the services of Jay A. Greenwell, PLS, 85 Lafayette Avenue, Suffern, New York, to perform the necessary Right of Way and Topographic survey in accordance with his proposal dated January 25, 1999, and

BE IT FURTHER RESOLVED, that the cost for the Right of Way and Topographic survey shall not exceed \$ 8,200.00 and shall be a proper charge to account H 8736 409 0 67 16.

On roll call the vote was as follows:

- Co. Maloney Yes
- Co. Mandia Yes
- Co. Profenna Yes
- Co. Smith Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (99-1999)

Co. Smith offered and Co. Profenna seconded

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

B. & Z. DEVELOPMENT, INC.
d/b/a Ben-Zvy Enterprises
P. O. Box 658
Monsey, New York 10952

RESOLVED, that the following Certificate of Registration be issued:

No. 99-6 B. & Z. DEVELOPMENT, INC.

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RESOLUTION NO. (99-1999) CONTINUED

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

RESOLUTION NO. (100-1999)

Co. Smith offered and Co. Profenna seconded

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

KEVIN STOKES EXCAVATING, INC.
P. O. Box 812
Pearl River, New York 10965

RESOLVED, that the following Certificate of Registration be issued:

No. 99-16 KEVIN STOKES EXCAVATING, INC.

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

RESOLUTION NO. (101-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, a proceeding has been instituted against the Town of Clarkstown
entitled, CHRISTOPHER ROSE v. KEVIN KILDUFF, CHIEF, CLARKSTOWN
POLICE DEPARTMENT, THE 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:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. Smith	Yes
Supervisor Holbrook	Yes

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RESOLUTION NO. (102-1999)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Town Board hereby authorizes the return of \$182.15 paid as penalty interest on taxes for property owned by Laurence and Frances Becker, 24 Wyndham Court, Nanuet, New York as they did not receive a school tax bill in the mail.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (103-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, in accordance with the recommendation of the Department of Environmental Control, Commercial Center on 59, L.P. have agreed to gratuitously convey a General Municipal Purpose 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 General Municipal Purpose Easement is hereby ordered recorded in the Office of the Rockland County Clerk.

On roll call the vote was as follows:

Co. Maloney Yes
Co. Mandia Yes
Co. Profenna Yes
Co. Smith Yes
Supervisor Holbrook Yes

RESOLUTION NO. (104-1999)

Co. Mandia offered and Co. Smith seconded

WHEREAS, CANDLE is producing a journal to raise funds for its organization, and

WHEREAS, the Town Board of the Town of Clarkstown wishes to support this endeavor by placing an advertisement in the journal.

Continued on next page

RESOLUTION NO. (104-1999) CONTINUED

NOW THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the expenditure of \$150.00 to cover the cost of a full page advertisement in the CANDLE journal, and be it

FURTHER RESOLVED, that the fee for such advertisement shall not exceed the sum of \$150.00 which shall be charged to Account No. A-6410-405.

On roll call the vote was as follows:

Co. Maloney	Yes
Co. Mandia	Yes
Co. Profenna	Yes
Co. 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 Co. Maloney, seconded by Co. Mandia and unanimously adopted, the Town Board Meeting was declared closed, time: 8:32 P.M.

Respectfully submitted,

Patricia Sheridan
 PATRICIA SHERIDAN,
 Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

1/26/99

8:15 P.M.

Present: Supervisor Holbrook
Council Members Maloney, Mandia, Profenna & Smith
Richard Glickel, Deputy Town Attorney
Patricia Sheridan, Town Clerk

Re: Rockland County Consortium for Community Development Funds

On motion of Co. Maloney, seconded by Co. Mandia and unanimously adopted, the public hearing was declared open.

Supervisor Holbrook explained that the committee had two projects before it. One is from the Mental Health Association of Rockland County to apply for \$10,175 of community development funds to enable them to make necessary renovations to program sites in the Town.

The other project is the Rockland Housing Action Coalition requesting \$150,000 to purchase 2.88 acre parcel off of West Clarkstown Road to be used for single family homes. If they got this grant it would enable them to reduce the price to the initial buyers and they would be offered to Clarkstown residents first.

Appearance: John Lodico
New City

Questioned whether the above mentioned housing project would be affiliated with Habitat for Humanity. Supervisor stated it would not.

Appearance: Martin Bernstein
New City

Asked if the State sold that 2.88 acres off West Clarkstown Road to the Town and on what basis. Supervisor stated that the basis was that if it were to be sold it would be used for affordable housing. Mr. Bernstein stated that he was in favor of this and asked what is the purpose of the Community Development Fund. Supervisor explained that Rockland Housing Action Coalition would use the grant to pay the Town for the land.

Appearance: James Koma
President of Forest Glen Homeowners

He asked for community development funds for recreation in the Pascack area of Clarkstown. Supervisor asked that the record show the request for these funds.

Supervisor recommended that we send the three applications over to the Community Development.

There being no one further wishing to be heard, on motion of Co. Maloney, seconded by Co. Smith and unanimously adopted the Public Hearing was declared closed, time: 8:30 P.M.

Respectfully submitted,


Patricia Sheridan
TOWN CLERK

(The required notification of above Public Hearing was published by Rockland County.)

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

1/26/99

8:30 P.M.

Present: Supervisor Holbrook
Council Members Maloney, Mandia, Profenna & Smith
Richard Glickel, Deputy Town Attorney
Patricia Sheridan, Town Clerk

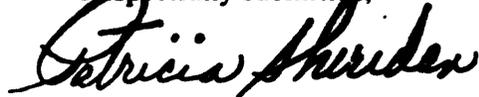
Re: Condemnation of a portion of property (88-A-16)) as part of the Hackensack
River Flood Management and Natural Area Improvement Project

On motion of Co. Maloney, seconded by Co. 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 stated that they had met with the Magee Brothers and worked out an agreement to get permission to use about 8,000 square feet of property.

There being no one further wishing to be heard, on motion of Co. Maloney, seconded by Co. Mandia and unanimously adopted the Public Hearing was declared closed, SINE DIE, time, 8:32 P.M.

Respectfully submitted,



Patricia Sheridan
TOWN CLERK