

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

2/23/99

8:00 P.M.

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

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

On motion of Co. Mandia, seconded by Co. Maloney and unanimously adopted, the public hearing re: Chapter 216 Proceeding: B.G. Schefa Development Corporation (6-B-4) was opened, time: 8:05 P.M.

On motion of Co. Mandia, seconded by Co. Maloney and unanimously adopted, the public hearing re: Chapter 216 Proceeding: B.G. Schefa Development Corporation (6-B-4) was closed, time: 8:22 P.M.

Supervisor opened the public portion of the meeting

Appearance: Michael McNamara

Works at the Solid Waste Facility. Four years ago applied for Motor Equipment Operator position in Highway Department. Asked the Board to look into why he keeps getting passed up.

Appearance: Michael Lakus
New City

Spoke about a safety problem on corner of Snowdrop Drive and Cosmos Ave; cannot see Stop sign because of bushes.

Appearance: Nancy Willen
Highway Department

Responded to above comments. Stated that we don't have actual property lines on Cosmos and without that, take the chance of going on to private property.

Supervisor asked that DEC do a survey tomorrow so we can remedy situation.

RESOLUTION NO. (150-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, by Resolution No. 106-1999, dated February 9, 1999, the Town Board of the Town of Clarkstown duly instituted a proceeding pursuant to Chapter 216 of the Code of the Town of Clarkstown affecting property known and designated on the Clarkstown Tax Map as Map 6, Block B, Lot 4, to remove or rectify violations which are unsafe, dangerous and a threat to the health, safety and welfare of the community, and

Continued on next page

RESOLUTION NO. (150-1999) CONTINUED

WHEREAS, a public hearing was duly held on the 23rd day of February, 1999, after notice and opportunity to be heard at said hearing was provided to the owner(s) of record of the above premises, as provided by law;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown determines that the conditions complained of in the Order and Notice, pursuant to Chapter 216 of the Code of the Town of Clarkstown, dated February 5, 1999, have not been corrected, and be it

FURTHER RESOLVED, that the Building Inspector of the Town of Clarkstown is hereby authorized and directed to take whatever steps as are necessary to correct the conditions complained of in the Order and Notice, if such conditions continue to be uncorrected on or after the 2nd day of March, 1999, and be it

FURTHER RESOLVED, that the expenses incurred by the Building Inspector and the Town Attorney with respect to such corrective measure, including the removal of debris and the costs of this proceeding and all other necessary action, be assessed as a lien against the property, and be it

FURTHER RESOLVED, that the Receiver of Taxes is hereby authorized and directed to collect on behalf of the Town of Clarkstown any such expenses incurred by the Building Inspector, the Town Attorney and any other necessary expenses.

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. (151-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board Minutes of February 9, 1999 are hereby accepted as submitted by the Town Clerk.

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. (152-1999)

Co. Smith offered and Co. Profenna seconded

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

Subdivision of Property for Dennis L. Coyle
Lamborn Avenue, Congers

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. (153-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the hiring of Atzl, Scatassa & Zigler, land surveyors, to prepare a survey of property which is owned by Mr. John Magee. Said property is located on the south side of the Hackensack River and the east side of Western Highway, West Nyack, New York, and is designated on the Clarkstown Tax Map as Map 88, Block A, Lot 16 (portion of), and be it

FURTHER RESOLVED, that the fee for said services shall be \$750.00 and shall be charged to Account No. A-1420-409, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to January 12, 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. (154-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town Board adopted Resolution No. 149 on February 9, 1999 referring a proposed Amendment of the Town Code to the Clarkstown Planning Board and the Rockland County Commissioner of Planning, and scheduled a public hearing for March 9, 1999, and

Continued on next page

RESOLUTION NO. (154-1999) CONTINUED

WHEREAS, upon review of the matter, it has been determined by Philip B. Fogel, 1st Deputy Town Attorney, that Resolution No. 149 should be rescinded:

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby RESCINDS Resolution No. 149 which was adopted by the Town Board on February 9, 1999, and be it

FURTHER RESOLVED, that the proposal to delete the MRS Zone from the Clarkstown Zoning Ordinance is hereby referred to the Clarkstown Planning Board for its review and recommendations which shall be incorporated into its comprehensive review of the Master Plan.

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. (155-1999)

Co. Maloney offered and Co. Mandia 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:

Annual Senior Citizen Show Cast Party
April 17, 1999
Congers Community Center
Gilchrest Road
Congers, New York

and

Annual Senior Citizen Picnic
June 8, 1999 (Raindate: June 9th)
Congers Lake Memorial Park
Gilchrest Road
Congers, New York

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. (156-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, Brian Connolly, Glenn Leeds, Kathleen Costello, Cynthia Shaw, Dorothy Poust - Clarkstown Counseling Center attend Office of Alcoholism and Substance Abuse Services Prevention Conference - on Friday, March 19, 1999 - Holiday Inn - Suffern, New York. Registration fee: \$35 per person.

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. (157-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, Cynthia Shaw, MA - Clarkstown Counseling Center attend conference on Saturday, March 6, 1999 - Attachments and Pathological Accommodations: Clinical Implications. Registration fee: \$70 per person.

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. (158-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, Cynthia Shaw, MA - Clarkstown Counseling Center attend conference on Saturday, March 13, 1999 - The Aesthetics of Unconscious Communication. Registration fee: \$65.00.

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. (159-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes attendance at the PC EXPO, which is being held on June 22, 1999 through June 24, 1999, in New York City, by the following employees: Robert Stritmater, Director of Automated Systems; Lawrence Berkowitz, Computer Network Specialist; and Matthew Buteux, Computer Installation Assistant, and be it

FURTHER RESOLVED, that reasonable expenses for said attendance shall be charged to Account No. A-1680-414.

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. (160-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install:

Flashing yellow school zone signals on both sides of Lake Road in the vicinity of the Valley Cottage Elementary School, Valley Cottage, NY.

and be it

FURTHER RESOLVED, that the Town Clerk be directed to forward copies of this resolution to the Superintendent of Highways, Wayne Ballard, for implementation.

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. (161-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install:

"Town Speed 30 MPH" signs of both sides of Freedman Avenue, Nanuet and at approximately mid point of this roadway.

Continued on next page

RESOLUTION NO. (161-1999) CONTINUED

and be it

FURTHER RESOLVED, that the Town Clerk be directed to forward copies of this resolution to the Superintendent of Highways, Wayne Ballard, for implementation.

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. (162-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Nanuet Fire District has recently constructed a fire substation on Renee Lane off of Bardonia Road, Bardonia, and

WHEREAS, the Board of Fire Commissioners of the Nanuet Fire District has requested that "Firehouse" signs be erected in the vicinity of this new fire substation on Renee Lane, Bardonia, NY,

NOW THEREFORE BE IT,

RESOLVED, that the Superintendent of Highways is hereby authorized to install "Firehouse" signs on Renee Lane, Bardonia in the vicinity of the new Nanuet Fire Substation, and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to forward copies of this resolution to Wayne T. Ballard, PE, CSP, Superintendent of Highways for implementation and to the Traffic and Traffic Fire Safety Advisory Board and the Chief of Police for their information.

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. (163-1999)

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:

Continued on next page

RESOLUTION NO. (163-1999) CONTINUED

BOB MC GANNON EXCAVATING
85 A N. Central Highway
Garnerville, New York 10923

RESOLVED, that the following Certificate of Registration be issued:

No. 99-21 Bob McGannon Excavating

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. (164-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the following have applied for Certificates of Registration pursuant to Section 236-48 of the Town Code of the Town of Clarkstown:

MONSEY EXCAVATING, INC. 18 Laura Drive Monsey, New York 10952	SAVAGE EQUIPMENT CO. INC. 852 Warwick Tpk. Hewitt, New Jersey
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RESOLVED, that the following Certificates of Registration be issued:

No. 99-18 MONSEY EXCAVATING, INC.
No. 99-22 SAVAGE EQUIPMENT CO. 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. (165-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled, POLICE OFFICER JOSEPH CLARK and the ROCKLAND COUNTY PATROLMEN'S BENEVOLENT ASSOCIATION, INC. v. NEW YORK STATE AND LOCAL POLICE AND FIRE RETIREMENT SYSTEM, ET AL;

Continued on next page

RESOLUTION NO. (165-1999) CONTINUED

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

RESOLUTION NO. (166-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Clarkstown Parks Board and Recreation Commission has entered into discussions with the Clarkstown Central School District whereby certain school facilities consisting of tennis courts available for use by residents of the Town of Clarkstown through programs offered by the Clarkstown Parks Board and Recreation Commission, and

WHEREAS, the Superintendent of Recreation and Parks has recommended to the Town Board that the sum of \$3,500 be allocated to the Clarkstown Central School District for the calendar year 1999, for the purpose of furthering renovations to tennis courts facilities belonging to the school district and in exchange therefore the Town of Clarkstown shall obtain permission to use such facilities for recreational purposes for residents of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized and directed to enter into an agreement in a form approved by the Town Attorney with the Clarkstown Central School District which shall provide for the payments referred to above and which shall further provide for use by the Town residents of school district facilities for a period not less than a term sufficient to provide fair compensation to the Town of Clarkstown for the funds provided toward the cost of renovations, and be it

FURTHER RESOLVED, that the sums to be allocated pursuant to said agreement shall be charged to account #A 7140 424.

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. (167-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Howard Lampert, Traffic Engineering Consultant, has advised the Town that as part of the Old Mill Road Safety Improvement project, a 125 foot long retaining wall will be constructed, and

WHEREAS, it will be necessary for the Town to gain access to property owned by the United Water Company in order to accomplish this goal;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with United Water Company New York Inc., in a form approved by the Town Attorney, in order to gain access to property owned by United Water Company New York Inc. to construct a retaining wall.

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. (168-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Town Board hereby authorizes Supervisor Holbrook to enter into an agreement with the New York State Thruway Authority, in a form approved by the Town Attorney, to provide a credit account for E-Z Passes for the Clarkstown Police Department.

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. (169-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized and directed to enter into a renewal agreement with the Hi-Tor Animal Care Center, Inc., to utilize said facilities as an animal shelter and pound for the Town of Clarkstown for the period commencing January 1, 1999 and terminating on December 31, 1999, and be it

Continued on next page

RESOLUTION NO. (169-1999) CONTINUED

FURTHER RESOLVED, that all other terms and conditions of the present agreement remain the same, except to change the per diem rate for each dog delivered by the Town's Animal Control Officer or Police Department to the Hi-Tor Animal Care Center, from \$8.50 to \$9.00, and instituting a charge of \$5.00 for each cat delivered to the Hi-Tor Animal Care Center, upon the recommendations of the Town Clerk and the Animal Control Officer.

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. (170-1999)

Co. Maloney offered and Co. Mandia seconded

Whereas, the Town of Clarkstown has received \$3,072 from Pyramid, EklecCo
BE IT THEREFORE

Resolved, to increase Estimated Revenue Account No. A 01 3 2705 2 (Donations-
Pyramid Mall) and A 3120 113 by \$3,072 AND

WHEREAS, various appropriation accounts require additional funding BE IT
THEREFORE

RESOLVED, to decrease Appropriation Account No. A 4210 110 (Counseling-
Salaries) and increase A 4210 200 204 (Office Machines) by \$150 AND

FURTHER RESOLVED to transfer \$30,000 from the Reserve for Dare Account
(08850) to A 3230 319 (Dare-Misc. Supplies).

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. (171-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of
Eligibles #97061A Police Sergeant (Prom.) which contains the name of Daniel M.
Weisberg,

Continued on next page

RESOLUTION NO. (171-1999) CONTINUED

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Daniel M. Weisberg, P.O. Box 767, Nanuet, New York, to the position of Police Sergeant - Police Department - at the current salary of \$87,745., effective and retroactive to January 18, 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. (172-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #97061A Police Sergeant (Prom.) which contains the name of Raymond Mullins,

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Raymond Mullins, 36 Whitewood Drive, New City, New York, to the position of Police Sergeant - Police Department - at the current salary of \$87, 745., effective and retroactive to February 8, 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. (173-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Joseph Bolack, 3 Coolidge Street, Haverstraw, New York - Storekeeper - Parks Board and Recreation Commission - is hereby accepted - with regret - effective and retroactive to February 20, 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. (174-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Cynthia Shaw, 62 Sixth Avenue, Nyack, New York - Counselor (Municipal Counseling Services) Clarkstown Counseling Center - is hereby granted an extension of her half time leave of absence (without benefits) effective and retroactive to February 3, 1999 and to expire on April 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. (175-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Shefalika Gandhi, 35 Green Avenue, Valley Cottage, New York - Counselor - Municipal Counseling Services (Part-time) - Clarkstown Counseling Center- is hereby granted a leave of absence, without pay, effective March 1, 1999 to September 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. (176-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that John Fickes, 41 Grandview Avenue, Nanuet, New York is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective February 28, 1999 and to expire on February 27, 2002.

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. (177-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, Edward Hewitt, 8 A Bittman Lane, New City, New York, is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective February 28, 1999 and to expire on February 27, 2002.

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. (178-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that John Luther, 270 Old Haverstraw Road, Congers, New York, is hereby appointed to the position of Motor Equipment Operator II - Solid Waste Facility - at the current 1999 salary of \$33,587., effective March 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. (179-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Timothy Conway, 6 Tempo Road, New City, New York is hereby appointed to the position of Solid Waste Facility Attendant - at the current 1999 salary of \$26,502., effective March 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. (180-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on February 11, 1999 that the position of Maintenance Helper - Maintenance Department - can be created.

Continued on next page

RESOLUTION NO. (180-1999) CONTINUED

Now, therefore, be it

RESOLVED, that the position of Maintenance Helper - Maintenance Department - is hereby created - effective March 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. (181-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on February 11, 1999 that the position of Custodial Worker - Maintenance Department - can be created.

Now, therefore, be it

RESOLVED, that the position of Custodial Worker - Maintenance Department - is hereby created - effective March 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. (182-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Clerk of the Works that

Bid #28-1999
FOUR WHEEL DRIVE VEHICLE

is awarded to:

Potemkin
125 East Route 59
Nanuet, NY 10954

for a 1995 Ford Explorer XLT, 4 Wheel drive vehicle vin #1FMDV34X3SUB12233 at their proposed cost of \$16,995.

Continued on next page

RESOLUTION NO. (182-1999) 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. (183-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #19-1999
FIRST AID - SAFETY SUPPLIES

is hereby awarded to: AMZCO SURGICAL DEVICES
198-200 NORTH MAIN STREET
FREEPORT, NY 11520

PRINCIPALS: JAVAID RATCHER

KENCO SAFETY
1000 HURLEY MTN. RD.
KINGSTON, NY 12401

PRINCIPALS: ELIZABETH KENNEDY, PRESIDENT
WILLIAM KENNEDY, VICE PRESIDENT
JAMES KENNEDY, SECRETARY, TREASURER

MICRO-BIOMEDICS, INC.
846 PELHAM PARKWAY
PELHAM MANOR, NY 10803

PRINCIPALS: A PUBLIC CORPORATION

NATIONAL HEALTH SUPPLY
P.O. BOX 737 - 2 SOUTH STREET
GARDEN CITY, NY 11530

PRINCIPALS: STANLEY SAFT, PRESIDENT

V.E. RALPH & SON
P.O. BOX 633
KEARNY, NJ 07032

PRINCIPALS: VERNON RALPH, PRESIDENT

(Price list on file in Town Clerk's Office)

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. (184-1999)

Co. Smith offered and Co. Maloney seconded

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

Bid #20-1999
HIGHWAY SIGNING AND ROAD MAINTENANCE SUPPLIES

is hereby awarded to:

EXPANDED SUPPLY PRODUCTS INC
3330 RT 9
COLD SPRING, NY 10516
PRINCIPALS: BRUCE KEHR
DONNA KEHR

CAPITOL HIGHWAY MAT'LS INC
ROUTE SIX
BALDIN PL, NY 10505
PRINCIPALS: VICTOR PAIS
NAZ KAROGLANIAN ESTATE
S BHATTACHARJI
ESTATE OF MARK ABRAMS

VULCAN SIGNS
PO BOX 1850
FOLEY, ALABAMA 36536
PRINCIPAL: PUBLIC CORPORATION

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

3M
3M CENTER BLDG 225-5S-08
PO BOX 33225
ST PAUL, MN 55133-3225
PRINCIPAL: PUBLIC CORPORATION

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

HIGHWAY TRAFFIC SUPPLY
28 W WASHINGTON AVE
PEARL RIVER NY 10965
PRINCIPAL: ROBERT ROBBINS

(Price list on file in Town Clerk's Office)

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. (185-1999)

Co. Smith offered and Co. Maloney seconded

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

Continued on next page

RESOLUTION NO. (185-1999) CONTINUED

BID #23-1999
REFUSE COLLECTION SERVICE FOR TOWN FACILITIES

is hereby awarded to

PAT NAZZARO DISPOSAL
PO BOX 481
VALLEY COTTAGE NY 10989
PRINCIPAL: PAT NAZZARO

(Price list on file in Town Clerk's Office)

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. (186-1999)

Co. Smith offered and Co. Maloney seconded

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

Bid #24-1999
CRUSHED STONE

is hereby awarded to:

TILCON NEW YORK INC
162 OLD MILL ROAD
WEST NYACK, NY 10994
PRINCIPAL: PUBLIC CORPORATION

VAN ORDEN SAND & GRAVEL OF RINGWOOD
PO BOX 8246
HALEDON, NJ 07538
PRINCIPAL: JANET R. BRAEN

PLAZA MATERIALS COMPANY
969 MIDLAND AVENUE
YONKERS, NY 10704
PRINCIPAL: CARL E. PETRILLO

DUTCHESS QUARRY AND SUPPLY CO.,Inc.
PO BOX 651
PLEASANT VALLEY, NY 12569
PRINCIPAL: A PUBLIC CORPORATION

(Price list on file in Town Clerk's Office)

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RESOLUTION NO. (186-1999) 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. (187-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #25-1999
BITUMINOUS CONCRETE

is hereby awarded to:

COUNTY ASPHALT
 PO BOX 96
 WEST MAIN STREET
 TARRYTOWN, NY 10591
 PRINCIPALS: WESTCHESTER INDUSTRIES, INC.
 JOHN T. COONEY, SR.
 FRANK D. COONEY, JR.

PLAZA MATERIALS COMPANY
 969 MIDLAND AVENUE
 YONKERS, NY 10704
 PRINCIPALS: CARL E. PETRILLO

TILCON NEW YORK INC.
 162 OLD MILL ROAD
 WEST NYACK, NY 10994
 PRINCIPAL: PUBLIC CORPORATION

(Price list on file in Town Clerk's Office)

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. (188-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Chief of Police that

**BID #17-1999 - MOBILE DATA COMPUTERS FOR THE
CLARKSTOWN POLICE DEPARTMENT**

is hereby awarded to: DATA 911
1125 ATLANTIC AVENUE
ALAMEDA, CA 94501
PRINCIPAL: DONALD HOBARD

as per their proposed cost of \$6,230 each, installed (total package (\$194,370) and be it.

FURTHER RESOLVED, that said award is subject to the receipt by the Director of Purchasing of a Performance Bond in an amount equal to the full value of the award.

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. (189-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Supreme Court of the County of Rockland has rendered a decision in the matter of AUGUSTA CERVINI, Executrix of the Estate of MARY E. HANLEY and BOWMAN BUILDERS, INC. v. ZONING BOARD OF THE TOWN OF CLARKSTOWN, in a proceeding pursuant to ARTICLE 78 of the CPLR, 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:

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

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RESOLUTION NO. (190-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, CAMP VENTURE, INC. and ROCKLAND CENTER FOR THE ARTS have requested that the Rockland County Consortium include their organizations in Community Development funding for projects they have planned, and

WHEREAS, the Town Board of the Town of Clarkstown supports these two organizations in their requests for funding;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby requests that the Rockland County Consortium consider Community Development funding for projects planned by CAMP VENTURE, INC. and ROCKLAND CENTER FOR THE ARTS.

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: 8:35 P.M.

Respectfully submitted,

Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

2/23/99

8:05 P.M.

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

Re: Chapter 216 Proceeding: B.G. Schefa Development Corporation (6-B-4)

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

Supervisor introduced two letters of correspondence. One from the Nanuet Ambulance Corp in support of the cleanup because of the safety problems it creates for their people responding to this location and a report from the Clarkstown Police Department about problems that have been documented over the past couple of weeks. He gave them to the Town Clerk for the record and asked the Building Inspector to give his report.

Mr. Millich presented copies of a report from his Zoning Enforcement Office as well as pictures illustrating property maintenance problems. He explained that he had a total of eleven open violations. He read the following report into the record.

Code Enforcement Officer II George Burton inspected this lot today and found the following debris including but not limited to pipes, tires, branches, air conditioner cover, a pile of shingles, a pile of cinderblock pieces, bricks and building materials. Also paint cans, ramshackle sheds, rotting railroad ties, a tarp, tables, a box, bedframe sections, household garbage, buckets, broken pieces of glass, scrap lumber, rotting wooden fence sections, indoor furniture, a hot water heater, a car engine, rusting appliances, rusting bedspring, mattresses, articles of clothing, pallets, concrete piece, unlicensed, inoperable or abandoned vehicles, a lockers unit, an abandoned port-a-san and automobile parts.

Supervisor inquired if there had been any change since the last time they were out there.

Mr. Milich explained that they filled a 30 yard dumpster but that what was represented in the above report was still on the property.

Co. Mandia inquired as to how long ago that dumpster was put on the property and whether there were there any visible signs of cleanup.

Mr. Milich explained that the dumpster was put there in the past couple of weeks and that he did see a plumber up there who was hired to make some plumbing improvements.

Supervisor explained that those inside improvements, have to do with a violation relating to Chapter 143 and that this hearing relates to the junk and debris that exists on the outside. He asked if anyone had any further comments.

Appearance: John Lodico
New City

Stated that this is no surprise to the Town Board or the County. This has been going on since the 1960s. With an absentee landlord, when you cut off the money you finally find the landlord. County government has failed in this because it was no surprise to them either. Social Service payments have continued to come to that place for many years. It's a simple solution to resolve this situation. A request can be issued that they post a

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bond of at least \$250,000 initially to correct these violations. We don't have to go to any outside agency, it would have to be done by them. Feels that if the top level of Social Service wasn't aware of these problems after the County Health Department and the Town Departments raised these issues, someone should be looking for another job. Suggested that future monthly payments go in another account to the Town Board and that these buildings be repaired with that money.

Appearance: Mark Curtin
Nanuet

Lives across from Hyenga Lake. Applauds the businesses in the area and the Town for helping them in their first cleanup day in Lake Hyenga. Would like to sit with businesses and community and government to make this a park instead of a dump. Suggested the following: close the bungalows and take the land; relocate the people through the department of Social Services and use one half of the land for a County Park and the other for affordable housing; annex the land under one jurisdiction, either Clarkstown or Ramapo; use resources available, eg Habitat for Humanity, to build new houses and appoint a subcommittee to police the housing projects.

Appearance: Ronald Steiner, Executive Director
Keep Rockland Beautiful

Stated that last year they participated in the effort to cleanup the property that borders Hyenga Lake. Visited the area this past week and feels the illegal dumping and littering continues and is worse now than before the cleanup. Time is overdue to reaffirm commitment to put a stop to this. Hopes that the Board will support the effort to get this site cleaned up once and for all and hopes they will support the effort to have a park there so that all the citizens can bask in the glory of what Lake Hyenga can be.

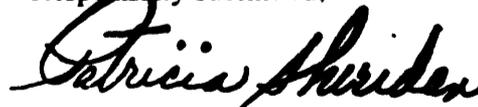
Supervisor asked if there were anyone else wishing to speak. He asked if the owner or his representative were present; there was no response.

Co Mandia asked about the request to stop payments to landlord and the possibility that this can cause these tenants to be misplaced. To seize the rent and put it in escrow makes more sense. Wants to make sure they don't endanger the people that have been victimized by just stopping payments.

Supervisor agreed that we are not here to make war with the people who live at Hyenga Lake. The problem is the landlord and the maintenance. On Friday, when we are in court, we are seeking to have the judge compel the landlord to make the repairs, keeping in mind that we are not interested in putting people out on the street with no place to go. We need the backing of the judiciary here to further enhance our efforts to make the conditions there habitable and safe.

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, RESOLUTION NO. (150-1999) ADOPTED, 8:22 P.M.

Respectfully submitted,



Patricia Sheridan
TOWN CLERK

(RESOLUTION NO. 150-1999 ADOPTED)