

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

3/23/99

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: John Lodico
New City

Stated that the Town Attorney should represent the Town. O & R should be responsible for the portion of the Hackensack River that they polluted. He is opposed to the take over of the waterways by the County Executive.

RESOLUTION NO. (222-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of March 9, 1999 is 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.....Abstained
Supervisor Holbrook.....Yes

RESOLUTION NO. (223-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of March 15, 1999 is hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

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

RESOLUTION NO. (224-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, a proceeding has been instituted in the Supreme Court of the State of New York against the Town of Clarkstown entitled, BARBARA OPPENHEIMER and RONALD OPPENHEIMER v. TOWN OF CLARKSTOWN;

NOW, THEREFORE, be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (225-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, a proceeding has been instituted in the Supreme Court of the State of New York against the Town of Clarkstown entitled, DAVIES FARM INC., JOHN DOE NO. 1 and JANE DOE NO. 1 v. TOWN OF CLARKSTOWN, RICHARD ROE NOS. 1-12;

NOW, THEREFORE, be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (226-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, a proceeding has been instituted in the United State District Court against the Town of Clarkstown entitled, JOHN F. MAGEE and PATRICK MAGEE, BRADLEY INDUSTRIAL PARK v. THE TOWN OF CLARKSTOWN and CHARLES E. HOLBROOK, as Supervisor of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary

RESOLUTION NO. (226-1999) Continued

steps to defend said proceeding.

On roll call the vote was as follows:

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

RESOLUTION NO. (227-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Fred and Barbara Bliss have commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 136, Block C, Lot 1.1/02, for the year(s) 1998/99, and

WHEREAS, it is desirable to have a preliminary 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 preliminary appraisal at a fee not to exceed \$2,000.00 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

RESOLUTION NO. (228-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that Marie Geronimo, Receiver of Taxes, Dolores Daubitz, Deputy Tax Receiver and Loretta Raimone, Data Entry Clerk, is hereby authorized to attend a seminar for Tax Collection Officers co-sponsored by the Association of Towns of the State of New York and New York State Association of Tax Receivers and Collectors on June 13th thru June 16th , 1999 at Finger Lakes Region Waterloo Holiday Inc., and be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (229-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, Dorothy Poust, RN, CSW, Clarkstown Counseling Center attend conference on Friday, March 26, 1999 - Treating Personality Disorders in the Addicted Population, Troy, New York. Registration fee: \$29.00.

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. (230-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that Ralph A. Lauria, Engineer II, Department of Environmental Control, is hereby authorized to attend the American Public Works Satellite Teleconference on TEA-21 (Transportation Equity Act for the 21st Century) Implementation at the Local Level, to be held Wednesday, April 14, 1999 at the Rockland County fire Training Center, Pomona, New York, and be it

FURTHER RESOLVED, that all proper charges be charged against appropriation account #A 1010-414.

On roll call the vote was as follows:

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

RESOLUTION NO. (231-1999)

Co. Smith offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes Wayne T. Ballard, Superintendent of Highways, to hire a contractor to remove two willow trees that are located in a Town easement at 6 Pine Tree Court, Valley Cottage, 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. (232-1999)

Co. Smith offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes Wayne T. Ballard, Superintendent of Highways, to hire a contractor to remove a limb from a tree located in a Town easement at 22 South Conger Avenue, 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

RESOLUTION NO. (233-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town of Clarkstown has received \$2,048 from Palisades/EklecCo; \$11,856 from the Nanuet Mall; \$375.25 from the Town of Orangetown and \$1,650 from Dare Donations, BE IT

RESOLVED, to increase Estimated Revenue Account No. A 01 3 2705 2 (Donations-Pyramid Mall) and A 3120 113 (Police Overtime) by \$2,048; increase Estimated Revenue Account A 01 3 2705 3 (Donations-Nanuet Mall) and A 3120 111 (Police Overtime) by \$11,856; increase Estimated Revenue Account No. A 01 3 2300 0 (Public Serv. Other Govts.) and A 3120 111 (Police Overtime) by \$375.25 and increase Estimated Revenue Account No. A 01 9 2705 0 (Donations) and A 3230 409 (DARE-Fees for Services) by \$1,650 AND

WHEREAS, various appropriation accounts require additional funding, and be it

THEREFORE RESOLVED, to decrease B 8020 313 (Planning-Office Supplies & Printing) and increase B 8020 462 (Water) by \$23.40 and decrease A 1640 312 (Town Garage-Auto Maintenance Supplies and increase A 1640 408 (Town Garage-Building Repairs and Improvements) by \$16.35 and reduce Contingency Account No. A 1990 505 by \$1,282 and increase the following appropriation accounts:

A 3010 201 (Safety-Furniture & Furnishings) \$972
A 7140 409 (Parks/Recreation-Fees/Services) 310

On roll call the vote was as follows:

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

RESOLUTION NO. (234-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, to decrease Account #7020-313 (Of. Sup./Prt.) by \$320.00 and to increase Account #7140-313 (Of. Sup./Prt.) by \$320.00.

RESOLUTION NO. (234-1999) 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. (235-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, to decrease Account A-7141-414 (Conf. Schls.) by \$160.00 and to increase Account A-7310-414 (Conf. Schls.) by \$160.00

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. (236-1999)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into agreements, in a form approved by the Town Attorney, with the following non-profit organizations to provide services and programs for residents of the Town of Clarkstown that are deemed beneficial to Town residents, and be it

FURTHER RESOLVED, that the Town Board shall allocate economic assistance for 1999 to the following non-profit organizations in the following amounts.

Rockland Community College - Retired and Senior Volunteer Program	\$1,500
Rockland Community College Senior Citizens Club	\$4,000
Clarkstown Baseball Association - Babe Ruth Baseball	\$1,050
Rockland ARC	\$6,000
Camp Venture, Inc.	\$5,000
Association for the Visually Impaired, Inc.	\$1,000
Home Aides of Rockland, Inc.	\$1,400
Big Brothers Big Sisters of Rockland County, Inc.	\$1,000
Rockland County Council for Senior Citizens, Inc - Foster Grandparent Program	\$1,000
Touch	\$5,000

and be it

FURTHER RESOLVED, that the total amount of \$26,950.00 be transferred from Account no. A 1990-505 to Account No. A 8840-424, and be it

FURTHER RESOLVED, that these funds are to assist in providing such services for the calendar year 1999, and are to be charged against Account No. A 8840-424.

RESOLUTION NO. (236-1999) 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. (237-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Attorney is hereby authorized to institute proceedings as stipulated in Chapter 216 of the Code of the Town of Clarkstown to remove or rectify violations as reported by the Building Inspector of the Town of Clarkstown on premises reputedly owned by Alfred Sappah and Mary Sappah in the Town of Clarkstown, more particularly described on the Tax Map of the Town of Clarkstown as Map 13, Block D, Lot 22, and be it

FURTHER RESOLVED, that a public hearing shall be held by the Town Board of the Town of Clarkstown in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 13th day of April, 1999, at 8:05 P.M., providing that service of Notice, pursuant to Town Code Chapter 216, is made on or before the 29th day of March, 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. (238-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #98049 Custodian I which contains the name of John H. Coen.

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of John H. Coen, 23 Leif Blvd., Congers, New York, to the position of Custodian I, Parks Board and Recreation Commission, at the current salary of \$25,386.00, effective and retroactive to March 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. (239-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #99066 Principal Account Clerk (RC-NCP) which contains the name of Madeline Nigro.

NOW, THEREFORE, be it

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 Principal Account Clerk, Parks Board and Recreation Commission at the current salary of \$40,117.00, effective and retroactive to March 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. (240-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has Certified on March 17, 1999 that the position of (part-time) Account Clerk, encumbered by Lucy DiDomenico-Gelman should be retitled to the position of (Part-time) Account Clerk Typist, Building Department.

NOW, THEREFORE, be it

RESOLVED, that Lucy DiDomenico-Gelman, 59 Green Road, West Nyack, New York, is hereby appointed to the position of (part-time) Account Clerk, Typist, Building Department, at the current hourly rate of \$13.00 effective and retroactive to March 18, 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. (241-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Anthony J. Battista, 45 Collyer Avenue, New City, New York, is hereby appointed to the position of Maintenance Helper, Maintenance Department, at the current salary of \$30,779.00, effective and retroactive to March 15, 1999.

RESOLUTION NO. (241-1999) 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. (242-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Michael J. Avery, 138 New York Avenue, Congers, New York is hereby appointed to the position of Maintenance Helper, Maintenance Department, at the current salary of \$28,223.00, effective and retroactive to March 15, 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. (243-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Anthony Loperfido, 9 New Lake Road, Valley Cottage, New York is hereby transferred from Custodial Worker (nights) to Custodial Worker (Days) - Maintenance Department - at the current salary of \$27,030., effective and retroactive to March 15, 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. (244-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Christopher L. Van Etten, 74 Demarest Mill Road, West Nyack, New York, is hereby appointed to the position of Custodial Worker (nights) - Maintenance Department - at the current salary of \$25,634.40 - effective and retroactive to March 15, 1999.

RESOLUTION NO. (244-1999) 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. (245-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Charles Caselli, 67 Highway Avenue, Congers, New York, is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective March 12, 1999 and to expire on March 11, 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. (246-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that Arthur Smith, 31 Pondview Drive, Congers, New York, is hereby reappointed to the position of Member - Fire Board of Appeals - to serve without compensation - term effective and retroactive to March 12, 1999 and to expire on March 11, 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. (247-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on March 19, 1999 that the position of (part-time) Legal Assistant, Town Attorney's Office, can be created.

NOW, THEREFORE, be it

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RESOLUTION NO. (247-1999) Continued

RESOLVED, that the position of (part-time) Legal Assistant (PJC-NC), Town Attorney's Office is hereby created, effective March 24, 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. (248-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on March 19, 1999 that two (2) positions of Motor Equipment Operator II, Solid Waste Facility can be created.

NOW, THEREFORE, be it

RESOLVED, that the two (2) positions of Motor Equipment Operator II, Solid Waste Facility are hereby created. effective and retroactive to March 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. (249-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on March 19, 1999 that the (temporary) position of Highway Maintenance Supervisor I, Highway Department, can be created for a period not to exceed 3 months.

NOW, THEREFORE, be it

RESOLVED, that the position of Highway Maintenance Supervisor I, Highway Department is hereby created effective and retroactive to March 22, 1999 for a period not to exceed 3 months.

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. (250-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Resolution No. 221-1999, adopted by the Town Board on March 15, 1999, is hereby amended with respect to Bid No. 34-1996 by changing the amount to increase the Engineer's contract (Construction Phase, Amendment 5) by the sum of \$604,575.00.

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. (251-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a Dedication Agreement with the Town of Ramapo for a Shade Tree Easement in the vicinity of the proposed Clarkstown Golf Course, identified on the Town of Ramapo Tax Map as 3-13A2C1.

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. (252-1999)

Co. Mandia offered and Co. Maloney seconded

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

BID #31-1999

- ICE CREAM FOR TOWN OPERATED REFRESHMENT STANDS

is hereby awarded to: S & W ICE CREAM, INC.
17 ROCK HILL DRIVE
ROCK HILL, NY 12775
PRINCIPAL: ANDREW G. WOHL

as per the following item/price schedule:

ITEMS	WGT. PER IND.UNIT	PRICE PER STD.PK	STD. PK. SIZE	VEN. PROD. NAME
ICE CREAM SANDWICH	3 OZ	\$ 5.90	36	ALL STAR
STRAWBERRY CRUNCH BAR	3 OZ	\$ 4.40	24	CHIEF CRUNCH

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RESOLUTION NO. (252-1999) Continued

CHOCOLATE CRUNCH BAR	3 OZ	\$ 4.40	24	CHIEF CRUNCH
CHOC.COVERED VANILLA ICE CREAM POP	3 OZ	\$ 3.90	24	YASGUR
ITALIAN ICE CUP (ASST.FLAVORS)	6 OZ	\$ 4.60	12	MARINO
ICE CREAM DIXIE CUP (VAN/CHOC)	3 OZ	\$ 4.40	24	ALL STAR
	6 OZ	\$ 8.25	12	ALL STAR
FROOZE FRUITS (ONLY) VARS.FLAV.	4 OZ	\$12.95	24	FROOZE
ICE CREAM CONE (VAN/CHOC) OR NUTTY BUDDY	4 OZ	\$ 6.05	24	ALL STAR
CHIPWICH SANDWICH	4 OZ	\$14.10	24	
HAGENDAZ YOGURT POP	2.75 OZ	\$24.20	24	
GOOD HUMOR POPS	4 OZ	\$10.40	24	

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. (253-1999)

Co. Mandia offered and Co. Maloney seconded

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

BID #8-1999
ALPINE COURT PUMP STATION RECONSTRUCTION

is hereby awarded to: C.M. MECHANICAL, INC.
316 W. 1ST STREET
MT. VERNON, NY 10550
PRINCIPAL: COREY J. MAYO

as per their proposed cost of \$155,997, and be it

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

- a) Signed Contract Documents - 2 sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability, and Property Damage Coverage, including a Save Harmless Clause
- e) Certificate of Worker's Compensation
- f) Certificate of 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. (253-1999) 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. (254-1999)

Co. Mandia offered and Co. Maloney seconded

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

BID #13-1999
 SALE OF SURPLUS VEHICLES

is hereby awarded to:

A & SILVER AUTO SALES
 42 A STREET
 BOSTON, MA 02127
 PRINCIPAL: STEVE DERRIDA

ERNEST KNIPPENBERG
 6 MANDY LANE
 MAHOPAC, N.Y. 10541
 PRINCIPAL: ERNEST KNIPPENBERG

GRACE QUALITY USED CARS
 63 WEST GEORGIANA DRIVE
 RICHBORO, PA 18954
 PRINCIPAL: MICHAEL MAKON

NORTH WHITE AUTO INC.
 43 VIRGINIA ROAD
 NORTH WHITE PLAINS, NY 10603
 PRINCIPAL: ANIELLE ANNUNZIATE

WINNERS MOTOR CORP
 PO BOX 770893
 WOODSIDE, NY 11377
 PRINCIPAL: UZI ARGAMAN

KENNETH SAARI.
 11 GRANDVIEW AVE.
 SUFFERN, NY 10901
 PRINCIPAL: KENNETH SAARI

as per the item/price on file in the Purchasing Dept.

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. (255-1999)

Co. Mandia offered and Co. Maloney seconded

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

BID #29-1999
 FOOD PROVISIONS FOR TOWN OPERATED REFRESHMENT STANDS

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RESOLUTION NO. (255-1999) Continued

is hereby awarded to:

MAX BRAUN & SONS
94 WOODWORTH AVE
YONKERS NY 10701
PRINCIPAL: PUBLIC CORPORATION

J.H. HAAR & SONS
PO BOX 524
KEARNY NJ 07032-0524
PRINCIPAL: PUBLIC CORPORATION

ROCKLAND BAKERY
94 DEMAREST MILL ROAD
NANUET NY 10954
PRINCIPALS: IGNAZIO BATTGHLIA
GAL BATTGHLIA
PHIL BATTGHLIA
MARIA BATTAGHLIA
ANGELO BATTAGHLIA

MULLER DIARIES
PO BOX 456
FLORIDA NY 10921
PRINCIPAL: WILLIAM J MULLER

COOKIES AND MORE
165 PRICE PKWY
FARMINGDALE NY 11735
PRINCIPALS: MARK ABRUSUTO
MIU LEHOW
BRIAN GOLD

(Price list 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. (256-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has received and opened bid proposals for the annual cul-de-sac maintenance project; and

WHEREAS, said proposals have been reviewed by the Department of Environmental Control; and

WHEREAS, Emerald Contracting, the apparent low bidder, has requested, and been granted permission to withdraw their bid due to significant errors in their proposal; and

WHEREAS, the withdrawal of Emerald Contracting results in Grass Plus Landscaping, Inc. being the lowest responsible bidder; and

WHEREAS, Grass Plus Landscaping, Inc.'s proposal has been found to be acceptable;

NOW, THEREFORE, be it

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

BID NO. 27-1999
1999 CUL-DE-SAC MAINTENANCE PROJECT

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RESOLUTION NO. (256-1999) Continued

is hereby awarded to

Grass Plus Landscaping, Inc.
10 Fringe Court
New City, New York 10956
Principals: Danny DiFranco
Jared Gavzy

as per their bid proposal of \$72,950.00; and be it

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

- a) Certificate of Contractor's Liability and Property Damage Insurance Coverage with the Town of Clarkstown named as co-insured on Liability and Damage coverage
- b) Certificate of Workman's Compensation and Workers Disability Insurance
- c) Save Harmless Clause in favor of the Town of Clarkstown

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. (257-1999)

Co. Mandia offered and Co. Maloney seconded

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

BID #33-1999
SWIMMING POOL CHEMICALS

is hereby awarded to:

BEL AQUA POOL SUPPLY
 750 MAIN STREET
 NEW ROCHELLE, NY 10805
 PRINCIPALS: MARTIN SILVER
 SUSAN WISAN

LESLIE'S POOL SUPPLIES
 20630 PLUMMER STREET
 CHATSWORTH, CA 91311
 PRINCIPALS: BRIAN McDERMOTT
 ROBERT OLSEN
 CYNTHIA WATTS
 DIANE ALBIN

THE CHLORAMONE CO.
 A DIV. OF KUEHNE CHEMICAL CO., INC.
 723 CHESTNUT STREET
 EMMAUS, PA 18049
 PRINCIPALS: PETER R. KUEHNE
 ROGER GOETZEL

UNIVERSAL CHEMICALS
 100 HACKENSACK AVENUE
 SO. KEARNY, NJ 07032
 PRINCIPALS: PAMELA EPSTEIN
 ABBY EPSTEIN
 ELAINE KAPLAN

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RESOLUTION NO. (257-1999) Continued

as per the item/price on file in the Purchasing Dept.

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. (258-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes K. Luke Kalarickal, Director of Environmental Control, to execute an agreement with United Water New York, in a form approved by the Town Attorney, for the installation of a water main and fire hydrant on the property designated on the Clarkstown Tax Map as Map 136, Block C, Lot 10.01, and be it

FURTHER RESOLVED, that based upon the recommendation of K. Luke Kalarickal, Director of Environmental Control, the Town Board hereby authorizes Mr. Kalarickal to hire Cal Mart Enterprises, Inc. to install said water main and fire hydrant on the property owned by Jewish Theological Seminary, of which Camp Ramah is located, and said property is designated on the Clarkstown Tax Map as Map 136, Block C, Lot 10.01, at a cost not to exceed \$18,995.00 pursuant to Cal Mart's proposal dated February 26, 1999, and be it

FURTHER RESOLVED, that said fee for the installation shall be charged to Account No. SW 8310-424.

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. (259-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, a hydrant investigation has been made by United Water New York for premises located on property owned by Jewish Theological Seminary, in which Camp Ramah is located, and which property is designated on the Clarkstown Tax Map as Map 136, Block C, Lot 10.01, Valley Cottage, New York, and

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

WHEREAS, said property is private property; however, the hydrant shall be installed at the Town of Clarkstown's expense pursuant to Stipulation of Settlement between Jewish

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RESOLUTION NO. (259-1999) Continued

Theological Seminary and the Town (Rockland County Supreme Court, Index No. 2958/96), and 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 Jewish Theological Seminary, as owner of the property, in which Camp Ramah is located, in the form of a Declaration of Covenant, which shall run with the land, as approved by the Town Attorney, whereby Jewish Theological Seminary, 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 property owned by Jewish Theological Seminary, in which Camp Ramah is located, Valley Cottage, New York, affecting the tax map parcel known as Map 136, Block C, Lot 10.01; and the Comptroller is hereby authorized and directed, pursuant to such Covenant, to provide periodic statements to Jewish Theological Seminary, or the future 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 amount 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

RESOLUTION NO. (260-1999)

Co. Mandia offered and Co. Maloney 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") through the Financial Assistance to Business Program (the "FAB Program") 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 or waters of the State through compliance with environmental laws and regulations, or to remedy or prevent environmental deficiencies, and

WHEREAS, the Town Board of the Town of Clarkstown (hereinafter, the "Municipality"), after due consideration, has determined that participation in the FAB Program is desirable and in the public interest;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown as follows:

1. The filing of an application, or applications, with the Corporation for financial assistance under the FAB Program in the form required by the Corporation is hereby authorized, including all understandings and assurances contained in said application.
2. The individual holding the following office is directed and authorized as the official representative of the Municipality to identify entities that will participate in the FAB Program, to

RESOLUTION NO. (260-1999) Continued

execute and deliver said application(s), to execute and deliver any other documents necessary for participation in the FAB Program, to provide such additional information as may be required, and to take all actions on behalf of the Municipality as may be required in order to effectuate the intent and purpose of this Resolution: Charles E. Holbrook, Supervisor

3. The Corporation is hereby authorized, on behalf of the Municipality to deliver payments made pursuant to the FAB Program directly to the entities identified above, or such further entities as may from time to time be named by the individual identified in paragraph 2 above.

4. A certified copy of this Resolution shall be prepared and delivered to the Corporation as part of said application.

5. This Resolution shall take effect immediately.

On roll call the vote was as follows:

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

RESOLUTION NO. (261-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #36-1999
PAPER AND PLASTIC 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: APRIL 16, 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. (262-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #37-1999
WASHED SAND AND GRAVEL.

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on: APRIL 15, 1999 at which time bids will be opened and read, and be it

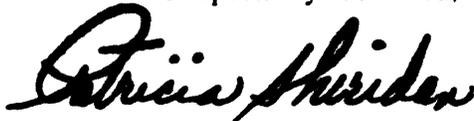
FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing .

On roll call the vote was as follows:

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

There being no further business to come before the Town Board and no one further wishing to be heard on motion of Councilman Maloney, seconded by Councilman Mandia and unanimously adopted, the Town Board Meeting was declared closed, time: 8:12 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk