

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

4/13/99

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.

Appearance: John Lodico
New City

Spoke about the retirement of his wife, Dolores, from the Town and her retirement dinner.

Appearance: Bob Caggiano
CSEA Safety & Health Officer

Asked the Board to look into the possibility of helping certain Town employees who are at risk for Lyme's disease to obtain coverage for the Lyme disease vaccination.

Appearance: Wayne Ballard
Highway Superintendent

Asked the Town Attorney to look into any possible legal ramifications of these vaccinations.

RESOLUTION NO. (263-1999)
Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of March 23, 1999 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

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

RESOLUTION NO. (264-1999)
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

Continued on Next Page

RESOLUTION NO. (264-1999) Continued

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

Clarkstown Summer Theatre Festival	\$1,000
Jawonio, Inc.	\$250
Veterans Memorial Association	\$525

and be it

FURTHER RESOLVED, that the total amount of \$1,775.00 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.

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. (265-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with PRYOR PR, INC., in a form approved by the Town Attorney, to provide the Town of Clarkstown with services for a publication detailing the proposed New City Downtown Business District Revitalization Plan, and be it

FURTHER RESOLVED, that the fee for said services shall not exceed the sum of \$20,000 and shall be charged to Account No. H 5111-409-16.

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. (266-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that the Supervisor is hereby authorized and directed to enter into an agreement with the library organization listed below, in a form approved by the Town Attorney, which provides a service for residents of the Town of Clarkstown which is deemed beneficial to Town residents, and be it

Continued on Next Page

RESOLUTION NO. (266-1999) Continued

FURTHER RESOLVED, that said library shall receive library assistance, pursuant to §256 of the Education Law of New York State, in the amount of \$3,000 for the calendar year 1998.

Nanuet Public Library

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. (267-1999)

Co.Mandia offered and Co. Profenna seconded

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with Mayo Lynch & Associates, Inc. 333 Meadowland Parkway, Secaucus, New Jersey 07094, in accordance with a written proposal dated March 26, 1999, for Congers Lake Walkway, which shall be in a form satisfactory to the Town Attorney, and be it

FURTHER RESOLVED, that the engineering fees for this project shall not exceed \$28,500.00 without further Town Board authorization.

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. (268-1999)

Co.Mandia offered and Co. Profenna seconded

WHEREAS, nutrient loading and sedimentation has resulted in aquatic plant growth engulfing Swartwout Lake in Congers; and

WHEREAS, the Town of Clarkstown is desirous of having said aquatic vegetation removed from Swartwout Lake to improve the water quality of both Swartwout Lake and Congers Lake; and

WHEREAS, the Town of Clarkstown has directed the Department of Environmental Control to solicit proposals for the removal of the weed growth by means of chemical treatment (copper sulfate) to control algae growth and (sonar) to control aquatic weeds and conduct additional monitoring of the lake, and;

TBM 4/13/99

Page 4

RESOLUTION NO. (268-1999) Continued

WHEREAS, the Department of Environmental Control has obtained proposals to perform said work; and;

WHEREAS, the Department of Environmental Control has reviewed said proposals;

NOW, THEREFORE, BE IT RESOLVED that, based on said review, the Supervisor is authorized to enter into an agreement with:

AQUATIC ANALYSTS
P.O. Box 66
Middleville, New Jersey 07855
Phone: (973) 383-6264, FAX: (973) 948-4926

to apply chemicals to control aquatic vegetation within Swartwout Lake under the direction of the Department of Environmental Control as per their proposal; and be it

FURTHER RESOLVED that the cost of the said work shall not exceed \$11,000.00 and shall be a proper charge to account # H 5111 409 0 4 0 20.

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. (269-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a lease agreement with KEEP ROCKLAND BEAUTIFUL, INC., in a form approved by the Town Attorney, for rental of three (3) rooms on the first floor of the former Clarkstown Police Station located at 10 Maple Avenue, New City, New York, consisting of 795 sq. ft. at \$17.07 a sq. ft., for a period commencing April 1, 1999 and terminating on March 31, 2000.

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. (270-1999)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with GOLDKAP LLC, MAGNACOM DATA PRODUCTS, INC., THE

Continued on Next Page

TBM 4/13/99
Page 5

RESOLUTION NO. (270-1999) Continued

NYACK UNION FREE SCHOOL DISTRICT, THE COUNTY OF ROCKLAND AND THE COUNTY OF ROCKLAND INDUSTRIAL DEVELOPMENT AGENCY, in a form approved by the Town Attorney, with respect to payment in lieu of taxes for property known on the Clarkstown Tax Map as Map 123, Block E, Lot 7.

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. (271-1999)

Co. Mandia offered and Co. Profenna seconded

WHEREAS, Section 243(4) of the General Municipal Law of the State of New York requires that members of a Parks Board and Recreation Commission shall serve without compensation, and

WHEREAS, the Town Board of the Town of Clarkstown wishes to compensate members of the Clarkstown Parks Board and Recreation Commission for their services to the Town, and

WHEREAS, Resolution No. 298 adopted on March 24, 1998 by the Town Board of the Town of Clarkstown, requesting the State Legislature and the Governor to amend Section 243(4) of the General Municipal Law to allow for compensation to members of the Clarkstown Parks Board and Recreation Commission, was forwarded to the Assembly and the Senate of the State of New York for their review and submission as a bill, and said bill was introduced;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to sign a Home Rule Request concerning Assembly Bill No. A.1829 and Senate Bill No. S.842 for the year 1999, formerly proposed as Assembly Bill No. A.10702 and Senate Bill No. S.7187 in 1998, amending Section 243(4) of the General Municipal Law.

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. (272-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, a proceeding has been instituted in the Supreme Court of the State of New York, against the Town of Clarkstown entitled, THOMAS MOORE V. ARNOLD

Continued on Next Page

RESOLUTION NO. (272-1999) Continued

AMSTER, Chairman, MARYBETH BAISLEY, NICHOLAS DeSANTIS, GUY MASSA, JOSEPH HIRSCHFIELD, JOHN FELLA, and EDWARD MISTRETTA, constituting the ZONING BOARD OF APPEALS OF THE TOWN OF CLARKSTOWN, and THE ZONING BOARD OF APPEALS OF 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, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to March 26, 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. (273-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, it is necessary for the Town of Clarkstown to grant to the Rockland County Sewer District No. 1 a deed for a parcel of land identified on the Town of Ramapo Tax Map as Tax Lot 3-13A2C5 to be used for a sewer pump station which is to be constructed at the proposed Town of Clarkstown Golf Course;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized and directed to execute a deed to the Rockland County Sewer District No. 1 for said parcel of land, and be it

FURTHER RESOLVED, that the Town of Clarkstown obtain title insurance in the amount of \$35,000 to insure said parcel of land, and be it

FURTHER RESOLVED, that this resolution shall be retroactive to April 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

TBM 4/13/99
Page 7

RESOLUTION NO. (274-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Howard Taranow furnished to the Town of Clarkstown a Performance Bond secured by Passbook No. 277603373401 in the amount of \$6,500.00. to cover the improvements and other facilities as shown on the final plat of Taranow Parking Lot Addition Site Plan, which was endorsed on April 2, 1998, and

WHEREAS, the Director of Environmental Control of the Town of Clarkstown has recommended that said Performance Bond be reduced to \$1,000.00, as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that upon receipt of acceptable security in the amount of \$1,000.00, Passbook No. 277603373401 in the amount of \$6,500.00 may be released.

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. (275-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Town of Clarkstown Police Department to obtain a MasterCard for undercover purposes.

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. (276-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Chief of Police to enter into an Agreement with Budget Rent A Car Corporation, in a form approved by the Town Attorney, for the purpose of renting vehicles for use by the Clarkstown Police Department.

On roll call the vote was as follows:

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

TBM 4/13/99

Page 8

RESOLUTION NO. (277-1999)

Co. Mandia offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Chief of Police to enter into an Agreement with Avis Rent A Car System, Inc., in a form approved by the Town Attorney, for the purpose of renting vehicles for use by the Clarkstown Police Department.

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. (278-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, Dorothy Poust, RN, CSW, Clarkstown Counseling Center attend Rockland County Youth Bureau - 19th Annual Youth Forum Dinner - Thursday, May 6th, 1999 - Terrace on the Hudson. Registration fee - \$25.00.

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. (279-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Robert W. Davies, Real Property Appraiser and Philip Platz, Real Property Appraiser are hereby authorized to attend a one day seminar on Current Issues in Tax Certiorari on Wednesday, April 14, 1999 at The Holiday Inn, Fishkill, N.Y.

FURTHER RESOLVED, that all proper charges be charged against line 1010-414 (Not to exceed \$150.00).

On roll call the vote was as follows:

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

TBM 4/13/99
Page 9

RESOLUTION NO. (280-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes Matthew Buteux, Computer Installation Assistant, to attend the A+ PC Certification School on May 17-21, 1999 and June 3-4, 1999, which is being held in Paramus, New Jersey, and be it

FURTHER RESOLVED, that the fee for such training shall be \$2,295.00 and shall be charged to Account No. A 1680-414.

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. (281-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes Murray N. Jacobson, Town Attorney, to attend the Teleconference being given by the State on April 22, 1999, in Westchester County, dealing with "Managing the Town Planning and Zoning Process." and be it

FURTHER RESOLVED, that the fee of \$10.00 for said teleconference shall be charged to Account No. A 1420-414, and the traveling expenses shall be charged to Account No. A 1420-404.

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. (282-1999)

Co. Smith offered and Co. Profenna seconded

RESOLVED, that the Town Board hereby authorizes membership for the Town of Clarkstown in the Rockland Business Association, Inc., One Blue Hill Plaza, Pearl River, New York, for a period of one year at a fee of \$300.00.

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. (283-1999)

Co. Smith offered and Co. Profenna seconded

WHEREAS, the Board of Water Commissioners for the Village of Nyack has requested the Town waive application and permit fees for the proposed construction of a storage shed at its treatment plant in West Nyack, New York;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby waives the application and permit fees with respect to the proposed construction of a storage shed at the Village of Nyack's treatment plant in West Nyack, 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. (284-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, United Water New York is hereby authorized to install the following hydrant:

w/s of Hana Ct.; approx. 600' s/o Hydt. #21-78 between Lot #'s 2 & 3

Investigation No.: 11466, and be it

FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Tricia Betz, Utility Service Coordinator.

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. (285-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Historical Society of Rockland County is holding its annual Historic Preservation Merit Awards Program on May 16, 1999. The awards will be presented in recognition of outstanding historic preservation efforts in Rockland County, and

Continued on Next Page

RESOLUTION NO. (285-1999) Continued

WHEREAS, the Town Board of the Town of Clarkstown believes that the 1999 Historic Preservation Merit Awards Program is a worthy cause:

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the expenditure of \$1,600 to cover the partial sponsorship of the 1999 Historic Preservation Merit Awards Program by the Historical Society of Rockland County, and be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (286-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Dolores F. Lodico, 94 Birch Lane, New City, New York , Computer Operations & Account Keeping Supervisor, Comptroller's Office is hereby accepted with regret, effective and retroactive to March 27, 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. (287-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Legal Stenographer #95105 which contains the name of Helena M. Walsh.

NOW, THEREFORE, be it

RESOLVED, that Helena M. Walsh, 1 Morningside Road, New City, New York is hereby appoined to the (Contingent Permanent) position of Legal Stenographer, Town Attorney's Office, at the current 1999 salary of \$29,472.00, effective May 3, 1999.

Continued on Next Page

RESOLUTION NO. (287-1999) 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. (288-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Dawn Massa, has requested a leave of absence, without pay.

WHEREAS, Article XIX, Section I of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., provides fo a leave of absence, without pay.

NOW, THEREFORE, be it

RESOLVED, that Dawn Massa, 14 Pavillion road, Apt. 40, Suffern, New York, Data Entry Operator I, Assessor's Office, is hereby granted a 3 month leave of absence, without pay, effective April 20, 1999 to July 20, 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. (289-1999)

Co. Smith offered and Co.Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of John Macrino, 6 Lake View Court, P.O. Box 54, Congers, New York, to the position of (Provisional) Storekeepete, Parks Board and Recreation Commission, at the current salary of \$27,669.00, effective and retroactive to April 5, 1999.

On roll call the vote was as follows:

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

TBM 4/13/99

Page 13

RESOLUTION NO. (290-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Jeanine M. Reiter, 7 Brenda Lane, Bardonia, New York is hereby appointed to the position of (Provisional) Data Entry Operator I, Assessor's Office at the current annual salary of \$23,304.00, effective April 14, 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. (291-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the resignation (by retirement) of Stanley G. Gorzka, 18 Bridge Road, Nanuet, New York, Police Sergeant (Detective), Police Department is hereby accepted with regret, effective and retroactive to April 2, 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. (292-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Pasquale (Pat) DiPerna, 26 Dover Road, Congers, New York, is hereby appointed to the position of Motor Equipment Operator II, Solid Waste Facility at the current annual salary of \$30,171.00, effective April 19, 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. (293-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on March 19, 1999 that the position of Safety Manager - Safety Office -can be created -

Continued on Next Page

TBM 4/13/99

Page 14

RESOLUTION NO. (293-1999) Continued

Now, therefore, be it

RESOLVED, that the position of Safety Manager - Safety Office - is hereby created - effective April 14, 1999, and be it

FURTHER RESOLVED, the grade for the position of Safety Manager is hereby established at a Grade 31.

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. (294-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Rockland County Personnel Office has certified on January 29, 1999 that the position of Police Radio Dispatcher (Computer-Aided Dispatch) #0713 can be reclassified to the position of Coordinator, Dispatch-Related Services - Police Department,

NOW, THEREFORE, be it

RESOLVED, that the position of Police Radio Dispatcher (Computer-Aided Dispatch) #0713 (encumbered by Karl Muller) is hereby reclassified to the position of Coordinator, Dispatch-Related Services - Police Department- effective and retroactive to April 5, 1999, and be it

FURTHER RESOLVED, that the grade for the position of Coordinator, Dispatch-Related Services is hereby established at a Grade 30.

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. (295-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Karl W. Muller, 4 Old Mill Road, West Nyack, New York, to the position of (Provisional) Coordinator, Dispatch-Related Services - Police Department - at the current 1999 salary of \$58,140., effective and retroactive to April 5, 1999.

RESOLUTION NO. (295-1999)

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. (296-1999)

Co. Profenna offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has received \$4,000 from Hasty Hills Stable, \$37,500 from Rockland County and \$73,472 from Shaw's Supermarket be it

RESOLVED, to increase Estimated Revenue Account No. H 15 5 2410 2 (Rent - Hasty Hills) and h 1942-409 58-2 (Golf Course - Plans, Specs) by \$4,000 and H 15 9 3613 0 (Rockland County-Mobile Data Computers) and H 8736-409 67-17 (Police Computerization) by \$37,500 and H 15 9 2701 (Refund-Prior Years) and H 7182-409 55-28 (College Avenue Improvements) by \$73, 472 and

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

THEREFORE RESOLVED, to decrease A 1670-313 (Mail & Copy-Off Supps & Printing) and increase A 1670-201 (Furnishings & Fixtures) by \$10.68 and decrease A 7141-306 (Recreation-Maintenance Supplies) and increase A 7141-222 (Equipment) by \$3,300 and decrease B 8020-313 (Planning-Office Supps & Printing) and increase B 8020-462 (Water) by \$23.40.

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. (297-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #39-1999

GLEN EAGLES ROAD, NEW CITY STREAM IMPROVEMENT PROJECT

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York on: TO BE DETERMINED at which time bids will be opened and read, and be it

Continued on Next Page

RESOLUTION NO. (297-1999) Continued

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the ENVIRONMENTAL CONTROL upon payment of the specified non-refundable fee per set. 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. (298-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #40-1999
CHRISTIAN HERALD ROAD SIDEWALK III

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: MAY 4, 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. (299-1999)

Co.Smith offered and Co. Maloney seconded

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

BID #41-1999
SALE OF SURPLUS EQUIPMENT

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: MAY 7, 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.

Continued on Next Page

TBM 4/13/99

Page 17

RESOLUTION NO. (299-1999) 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. (300-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #42-1999
DRAINAGE EASEMENT REPAIRS
FREUND DRIVE, NANUET

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York on: TO BE DETERMINED at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Environmental Control upon payment of prescribed non-refundable fee per set

On roll call the vote was as follows:

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

RESOLUTION NO. (301-1999)

Co. Smith offered and Co. Maloney seconded

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

BACKUP EMERGENCY/STANDBY ELECTRIC
GENERATING SYSTEM FOR DATA PROCESSING DEPARTMENT

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00AM on: MAY 10, 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 Environmental Control upon payment of the prescribed non-refundable fee per set.

Continued on Next Page

RESOLUTION NO. (301-1999) 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. (302-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #44-1999
MECHANICS COVERALL RENTAL SERVICE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:a.m. on: MAY 13, 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. (303-1999)

Co. Smith offered and Co.Maloney seconded

BID #21 - 1999 ARTS & CRAFTS SUPPLIES

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

1. S & S ARTS & CRAFTS, P. O. Box 513, Colchester, CN 06415
-
1-800-243-9232 -Principals: Stephen Schwartz

For items # 1, 3, 4, 5, 6, 7, 8, 10, 15, 17, 18, 19, 21, 23, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 38, 45, 47, 54, 55, 56, 57, 59, 65, 68, 71, 72, 76, 77, 85, 87, 89, 90, 92, 94, 95, 97, 100, 102, 107, 108, 110, 112, 113, 114, 116, 117, 120, 121, 122, 124, 125, 126, 127, 128, 129, 132, 133, 134, 135, 136,

Continued on Next Page

TBM 4/13/99

Page 19

RESOLUTION NO. (303-1999) Continued

138, 139, 140, 141, 142, 144, 145, 146, 147, 148, 150, 151,
 154, 156, 157, 158, 159, 161, 163, 166, 167, 171, 176, 177,
 178, 179, 181, 182, 183, 184, 185, 186, 190, 191, 192, 194,
 195, 197, 198, 199, 200, 201, 202, 203, 205, 206, 208, 209,
 214, 225, 227, 228, 229, 230, 231, 233, 236, 238, 241, 243,
 246, 247, 249, 250, 252, 253, 254, 255, 257, 258, 259, 260,
 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 272, 276,
 279, 280, 281, 282, 283, 285, 287, 288, 289, 290, 291, 292,
 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 305, 307,
 309, 310, 311, 313, 314, 315, 317, 318, 319, 320, 322, 323,
 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335,
 336, 337, 340, 341, 342, 343, 344, 345, 348, 349, 350, 353,
 354, 357, 359, 363, 368, 370, 373, 374, 375, 381, 382, 392,
 393, 394, 395, 397, 398, 400, 401, 409, 413, 415, 417, 418,
 423, 428, 431, 432, 433, 434, 435, 440, 441, 442, 448, 450,
 451, 452, 453, 454, 457, 459, 460, 461, 462, 465, 468, 470,
 474, 475, 476, 477, 478, 480, 482, 483, 484, 487, 488, 492,
 499, 500, 502, 503, 504, 505, 507, 508, 511, 512, 513, 514,
 517, 518, 519, 520, 521,

as per specifications at a net bid price of \$13,975.40.

2. J & A HANDY-CRAFTS, INC. 165 S. Pennsylvania Ave., Lindenhurst, NY 11757
 (516)226-2400 - Principals: Paul Siegelman, Joanne Siegelman.

For items # 2, 9, 12, 13, 20, 24, 26, 44, 46, 52, 58, 70,
 75, 78, 79,
 81, 82, 86, 88, 91, 98, 103, 104, 155, 164, 165, 168, 173,
 188, 204,
 232, 256, 274, 275, 277, 284, 306, 312, 352, 355, 356, 371,
 372, 384, 385, 387, 388, 408, 414, 419, 420, 427, 437, 456,
 458, 463, 466, 467, 472, 479, 481, 485, 491, 501, 506, 509,

as per specifications at a net bid price of \$4,942.43

3. CREATIVE CRAFTS INTERNATIONAL, 16 Plains Rd., Essex, CN
 06426 -

(203-767-2101 - Principals: Brian Jermaine, Paul Siegel

For items # 93, 244, 362, 376, 421, 455, 496,

as per specifications at a net price of \$415.05.

4. ECONOMY HANDICRAFTS, 50-21 69th Avenue, Woodside, NY
 11377 -

(718) 426-1600 Principals: Laurie Korobkin & David
 Korobkin.

For items # 35, 53, 62, 84, 99, 111, 123, 137, 149, 160,
 162, 169, 174, 187, 216, 224, 245, 293, 308, 338, 339, 358,
 360, 365, 366, 367, 369, 377, 380, 383, 386, 389, 390, 391,
 396, 399, 402, 403, 404, 406, 407, 412, 422, 430, 436, 438,
 443, 444, 445, 446, 469, 471, 473, 489, 490, 493, 494, 495,
 497, 498, 515, 516,

as per specifications at a net price of \$4,542.03

5. VANGUARD CRAFTS, 1081 East 48 Street, Brooklyn, NY
 11234

(718)377-5188 -Principals: Rhonda Mackolin & Eric
 Schwedock.

For items # 16, 22, 41, 42, 48, 49, 50, 51, 60, 61, 69, 73,
 83, 105,
 106, 115, 118, 130, 143, 189, 196, 210, 221, 222, 226, 237,
 239, 240, 248, 251, 271, 273, 286, 351,

Continued on Next Page

RESOLUTION NO. (303-1999) Continued

as per specifications at a net price of \$2,109.33

6. B & B CRAFTS INC. 175 Allen Blvd., Farmingdale, NY 11735
-
(516)420-4220 - Principal: Daniel Benson, Marsha Benson

For items # 11, 14, 39, 40, 43, 63, 64, 66, 67, 74, 80, 96,
101, 109, 119, 152, 153, 170, 172, 180, 207, 234, 235, 278,
316, 321, 346, 347, 364, 405, 410, 411, 424, 425, 426, 429,
447, 449, 486, 510,

as per specifications at a net price of \$3,155.06

7. CERAMICS SUPPLY OF NEW JERSEY, 7 Route 46 West, Lodi, NJ
07644 -
(800)723-7264 - Principals: Miriam Vogelmann & Irwin
Vogelmann

For items # 522, 523, 524, 525, 526, 527, 528, 529, 530,
531, 532, 533,
534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545,
546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557,
558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569,
570, 571, 572, 573, 574, 575, 576, 577, 578, 579,

as per specifications at a net bid price of \$329.29

GROSS TOTAL OF ALL ITEMS: \$31,180.05

Be it further resolved, that this amount be charged
against accounts:

7310-329 - \$16,814.41
7141-329 - \$ 9,582.25
7610-329 - \$ 4,783.39

On roll call the vote was as follows:

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

RESOLUTION NO. (304-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Captain of Police and
the Director of Purchasing that

BID #32-1999
UNIFORM MAINTENANCE SERVICES FOR THE
CLARKSTOWN POLICE DEPARTMENT

is hereby awarded to

Continued on Next Page

RESOLUTION NO. (304-1999) Continued

CHICH INFUSION, INC.
DBA BON TEM CLEANERS
56-58 NORTH MAIN ST
NEW CITY, NY 10956
PRINCIPALS: BYONG DEOK KWAK
CHAC K. KWAK

as per their proposed low bid prices

	PERUNIT
TROUSERS	\$1.70
SHIRTS - DRY CLEANED	2.00
LEATHER JACKETS - DRY CLEANED	FREE
POPLIN JACKETS - DRY CLEANED	FREE
DACRON/WOOL JACKETS - DRY CLEANED	2.20
HURRICANE JACKETS - DRY CLEANED	2.50
HONOR GUARD BLOUSES	FREE
HATS - DRY CLEANED	FREE
TIES	FREE
WHITE DRESS SHIRTS - LAUNDERED	FREE
BLAZERS	FREE
SLACKS	FREE

ATTACH A SEPARATE SHEET INDICATING COST OF ALTERATIONS AND OTHER SPECIAL UNIFORM SERVICES AVAILABLE.

PER CENT COST INCREASE, IF ANY, FOR A ONE YEAR EXTENSION TO CONTRACT (AT THE OPTION OF THE TOWN) -0-%

On roll call the vote was as follows:

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

RESOLUTION NO. (305-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, by Resolution dated March 23, 1999 (Resolution No. 256-1999), the Town Board awarded the contract for Bid No. 27-1999, the 1999 Cul-de-Sac Maintenance Project, to the lowest responsible bidder, Grass Plus Landscaping, Inc., 10 Fringe Court, New City, New York 10956, and

WHEREAS, by memorandum received by the Director of Purchasing on March 30, 1999, the successful bidder has repudiated the contract and advises that it will not perform the work required pursuant to said bid award;

NOW, THEREFORE, be it

Continued on Next Page

RESOLUTION NO. (305-1999) continued

RESOLVED, upon the recommendation of the Deputy Director of Environmental Control, the Town Board hereby awards the contract for Bid No. 27-1999 to the next lowest responsible bidder, which has not withdrawn its bid, to wit, Sierra Lawn Landscaping Design, Inc., as per its proposal of \$84,000.00, and be it

FURTHER RESOLVED, that the Town Board hereby reserves its right to seek damages from Grass Plus Landscaping, Inc. for loss of bargain, and any other incidental damages incurred by the Town as a result of the repudiation of the contract award by Grass Plus Landscaping, Inc. and hereby further authorizes and directs the Town Attorney to take all steps necessary and reasonable to protect the Town's interest in this matter.

RESOLUTION NO. (305-1999) 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. (306-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #34-1999
MAPLE AVE IMPROVEMENT PROJECT

is hereby awarded to:

CONCRETE CONCEPTS OF NEW JERSEY INC
62 VOORHIS LANE
HACKENSACK, NEW JERSEY 07601
PRINCIPALS: AMEDIO CILLI, GUERINO CILLI, GIORGIO CILLI

as per their unit price proposal, 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

Continued on Next Page

TBM 4/13/99
Page 23

RESOLUTION NO. (306-1999) continued

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

On roll call the vote was as follows:

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

RESOLUTION NO. (307-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, MYRNA DAOS v. TOWN OF CLARKSTOWN, its Assessor and Board of Assessment Review of the TOWN OF CLARKSTOWN, Index No(s). 3981/95, 4928/96, 5525/97 and 4196/98, affecting parcel(s) designated as Map 4, Block A, Lot 3, for the year(s) 1995/96, 1996/97, 1997/98 and 1998/99, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice and without costs on the following terms and conditions:

1. That the assessment on the premises owned by the petitioner(s) described on the assessment roll as Map 4, Block A, Lot 3 be reduced for the year(s) 1995/96, 1996/97 and 1997/98 from \$370,100 to \$314,600 at a cost to the Town of \$2,526.69;
2. That reimbursement for the year(s) 1995/96, 1996/97 and 197/98 on the parcel described as Map 4, Block A, Lot 3 be made within (60) days through the Office of the Commissioner of Finance. If payment is made within (60) days, no interest will be charged;
3. That the assessment on the premises owned by the petitioner(s) described on the assessment roll as Map 4, Block A, Lot 3 remain the same for the year 1998/99;
4. That all municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement

WHEREAS, it appears to be in the best interest of the Town to settle such matter upon the terms and conditions aforesaid, and such settlement is recommended by the Assessor of the Town of Clarkstown; and the attorneys for the Nanuet School District have consented to such settlement.

NOW, THEREFORE, be it

RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and the Town Attorney is authorized to sign all documents necessary to effectuate such settlement.

Continued on Next Page

RESOLUTION NO. (307-1999) 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. (308-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Councilman Mandia, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled,

“AMENDMENT TO CHAPTER 149 (GARBAGE, RUBBISH AND REFUSE) OF THE TOWN CODE OF THE TOWN OF CLARKSTOWN”

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on May 11, 1999 at 8:05 P.M., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the newspaper of general circulation and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said 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. (309-1999)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, Councilman Mandia, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled,

“AMENDMENT TO CHAPTER 278 (VEHICLES AND TRAFFIC) OF THE CODE OF THE TOWN OF CLARKSTOWN”

Continued on Next Page

RESOLUTION NO. (309-1999) Continued

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on May 11, 1999 at 8:10 P.M., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the newspaper of general circulation and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said 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. (310-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Clarkstown Policemen's Benevolent Association, Inc. has requested the Town to pay half of the cost for new gym equipment for the Clarkstown Police Department;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the appropriation of \$5,500.00 to pay for half the cost of new gym equipment for the Clarkstown Police Department, subject to the Clarkstown Policemens' Benevolent Association, Inc. maintaining insurance coverage of \$2,000,000 naming the Town of Clarkstown as an additional insured and submitting an insurance certificate holding the Town of Clarkstown harmless from its members' usage of the physical fitness room at the Clarkstown Police Station and the gym equipment within.

On roll call the vote was as follows:

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

TBM 4/13/99

Page 26

RESOLUTION NO. (311-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, representatives from Liberty Elementary and the Nyack-Valley Cottage Little League have requested that school speed limit flashing beacons be installed in the vicinity of Liberty Elementary on Lake Road, Valley Cottage, and

WHEREAS, an investigation was conducted by Howard L. Lampert, PE, Traffic and Highway Engineering Consultant for the Town of Clarkstown, and he advised that New York State Vehicle and Traffic Law limits school speed limit zones with flashing beacons to 300 feet from each side of the school building lines, and

WHEREAS, Mr. Lampert offered suggestions on amending the NYS Vehicle and Traffic Laws with regard to this matter which were submitted to Assemblyman Alexander Gromack and Senator Joseph Holland, and

WHEREAS, NYS Department of Transportation responded and advised that there is legislation pending that would increase the distance from the school building lines that school speed limits and/or flashing beacons can be installed, and recommended that in the meantime, the Town implement a part-time speed limit for this area,

NOW THEREFORE BE IT,

RESOLVED, that a part-time speed limit of 25 mph be implemented on Lake Road, Valley Cottage in the vicinity of Liberty Elementary by installing two flashing yellow beacons noting the part-time speed limit of 25 mph, the appropriate distance from the school, 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:

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

RESOLUTION NO. (312-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes the Town Attorney to obtain title reports and appraisals of the properties known as Map 89, Block C, Lot 45.02 and Lot 45.04, for the possible condemnation of same for a passive park.

On roll call the vote was as follows:

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

TBM 4/13/99
Page 27

RESOLUTION NO. (313-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Town Board resolution # 96-1999 authorized corrective drainage work in the vicinity of 5 Alicia Court, West Nyack, New York, and

WHEREAS, the removal of several large trees necessary to construct the improvements resulted in the loss of a buffer adjacent to New York State Route 59, and

WHEREAS, the Department of Environmental Control has obtained proposals for replacement plantings.

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 in accordance with their proposal dated April 7, 1999, and

BE IT FURTHER RESOLVED, that the cost of the additional landscaping shall not exceed \$1660.00 and shall be a proper charge to account H 8736 409 0 67 16.

On roll call the vote was as follows:

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

RESOLUTION NO. (314-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, the Town Board of the Town of Clarkstown is desirous of implementing projects geared towards the revitalization of downtown New City; and

WHEREAS, one of these projects entails the reconstruction of Main Street, the primary thoroughfare through downtown New City; and

WHEREAS, the Department of Environmental Control is in the process of preparing construction plans for this project; and

WHEREAS, it is necessary to determine the condition of the existing storm drain system on Main Street in order to facilitate the preparation of these plans; and

WHEREAS, the existing storm drain system needs to be cleaned in its entirety to allow for the videotaped inspection of the system;

NOW, THEREFORE, be it

RESOLVED that the Director of the Department of Environmental Control be authorized to retain the services of

Roby's Sweeping and Pipe Cleaning, Inc.
64-66 Rosman Road
Thiells, New York 10984-1300

Continued on Next Page

RESOLUTION NO. (314-1999) Continued

to clean and televise the approximately five thousand linear feet of existing storm drain lines, including catch basins and other storm drain structures on Main Street from New York State Route 304 at the south limit to the intersection with New City-Congers Road at the north limit in accordance with their proposal of **\$19,590.00**; and be it

FURTHER RESOLVED that this shall be a proper charge to account #H 5111
400 409 0 4 16.

On roll call the vote was as follows:

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

RESOLUTION NO. (315-1999)

Co.Smith offered and Co. Maloney seconded

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town of Clarkstown, at

PARKVIEW CONDOMINIUMS
ARLINGTON COURT
BARDONIA, NY 10954 (35-D-1-23)

by installation of fire lane designations, and

WHEREAS, Arthur Price, the owner and or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations:

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board 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

TBM 4/13/99

Page 29

RESOLUTION NO. (316-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown is desirous of having property maintenance work performed at the subject locations for calendar year 1999; and

WHEREAS, the Department of Environmental Control has prepared a schedule of required property maintenance for said locations; and

WHEREAS, the Department of Environmental Control has solicited proposals from four landscape contractors to perform the maintenance work in conformance with said schedule; and

WHEREAS, the Department of Environmental Control has reviewed those proposals received and found them to be acceptable;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to retain the services of:

Pro-Cut Lawns, Landscaping & Contracting
102 Goshen Road
Chester, N.Y. 10918
Telephone #914-496-2608

to perform said property maintenance as schedule for calendar year 1999 for the sum of \$14,500.00 as per their proposal; and be it

FURTHER RESOLVED, that this be a proper charge to Account #H-8740-409-0-64-1.

On roll call the vote was as follows:

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

There being no further business to come before the Town Board and no one further wishing to be heard on motion of Councilwoman Smith, seconded by Councilman Profenna 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

4/13/99

8:10 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: Sappah (13-D-22)

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

Supervisor explained that this matter was brought before the Board before and has again been brought to the Board's attention by Bob Jackson of the Nanuet Civic Association. He introduced Adolph Milich, Chief Code Enforcer, to present an update on the situation. Mr. Milich stated that he went out to the site this morning and observed that the owners have organized spare parts and equipment into one area. They installed a 6 foot wood picket fence to additionally screen their area where spare parts and equipment is used for their business. They removed cars that were stored on the south side of property. The owner asked for additional time to comply with the violations to see if he can get it cleaned up so the problems will not come back.

Supervisor stated that they were given time a number of years ago. The Town is concerned about the large equipment that was there four years ago and is still there today.

Mr. Milich stated that there is a value to the bulldozer parts and things like that and the cars that were there have been removed. In an LI0 zone you can have outdoor storage if it is properly screened, the cars were being sold as is, they were not being sold for parts.

Supervisor asked the owner if he was going to continue to clean this property up.

Appearance: Mr. Sappah, owner

Stated that they would continue to clean up the property and stay with it until it is done properly.

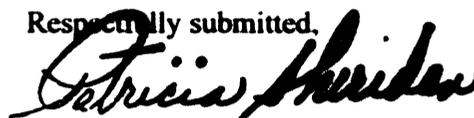
Supervisor asked if two weeks would be enough time to properly clean up site and Mr. Sappah replied that it would be.

Mr. Yachyshyn, Planning Board Chairman, stated there is an application for a site plan on this site and no action has been or will be taken on the part of the Planning Board pending disposition of this.

Supervisor stated that they would adjourn this hearing for two weeks.

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 adjourned, time: 8:30 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk