

TOWN BOARD MEETING

Town Hall

4/27/99

8:00 P.M.

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

Supervisor declared the Town Board meeting open.

Master of Ceremonies, Sergeant Stephen Morgan thanked Supervisor Holbrook and the Town Board for giving the Police Department their support and commitment. Det. Gary McDonald led the Honor Guard in Presenting the Colors and Police Chief Kevin Kilduff led the assemblage in the Salute to the Flag. The Invocation was given by Police Commissioner, Hon. John Maloney.

Supervisor Holbrook on behalf of the Town Board present a Certificate of Award to Craig H. Matos of boy Scout Troop 97 for achieving the rank of Eagle Scout.

Chief Kevin Kilduff thanked the Supervisor and Town Board for the opportunity of introducing the most recently hired Police Officers. On behalf of all the members of the Clarkstown Police Department, he congratulated and welcomed the fourteen new Officers.

The Oath of Office was given to the following fourteen Officers by Police Commissioner and Councilman John R. Maloney:

- | | |
|--------------------|---------------------|
| Kathleen Borriello | Nicolo Rendina |
| Gerard O' Connor | Douglas Arbuco |
| Ellen Greis | Joseph Donnary |
| Daniel Alvarado | Christopher Kiernan |
| Thomas Ronan | Edward Stoker |
| David Decicco | Thomas Curley |
| Glenn Cummings | Douglas Harle |

Clarkstown P.B. A. President, Det. Thomas Sheehy thanked the Town Board for allowing them to present the new Officers to the public. He wished the new Officers and their families a safe and prosperous twenty years. Supervisor Holbrook and the members of the Town Board congratulated the new Officers, their family and friends. Before concluding the ceremony, Sgt. Morgan introduced Police Commissioner John Danahy,

Captain of Patrol, Vincent White and County Legislator VJ Pradhan. The Honor Guard retired the colors.

Supervisor Holbrook opened the public portion of the meeting.

Appearance: James Comer
President of Forest Brook Homeowners Association

He thanked the Police Department for the major clean-up on Saturday. The Town should consider some kind of litter enforcement.

Appearance: John Lodico
New City

Spoke regarding dead trees on Red Hill Road and the cleaning up of the Hackensack River.

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Appearance: Arlene Henderson
23 W. Broadway, Central Nyack

Requested the Police Department investigate the burglarizing of her home and office.

Appearance: Shirley Thorman
Valley Cottage

Spoke regarding Item 22, the removal of restrictive covenants.

On motion of Councilman Maloney, Seconded by Councilman Mandia and unanimously adopted, the public hearing re: Chapter 216 Proceeding: Sappah (13-D-22), continued was opened, time: 9:05 P.M.

On motion of Councilman Maloney, Seconded by Councilman Profenna and unanimously adopted, the public hearing re: Chapter 216 Proceeding: Sappah (13-D-22), continued was closed, time: 9:15 P.M.

RESOLUTION NO. (317-1999)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of April 13, 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. (318-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the India Cultural Society of Rockland has requested the use of the Clarkstown Showmobile, at no charge, for its parade on August 22, 1999;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the use of the Clarkstown Showmobile, at no charge, to the India Cultural Society of Rockland, for its parade which is being held on August 22, 1999, subject to the provision of the necessary insurance policies.

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. (319-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, Keep Rockland Beautiful, Inc. is renting three rooms in the former Police Building, and

WHEREAS, one of those rooms is in disrepair,

NOW, be it

RESOLVED, that Edward J. Lettre, Clerk of the Works, is hereby authorized to arrange for restoration and painting of the walls, replacement of broken ceiling tiles, replacement of carpeting, and other minor repairs to that room at no additional charge to Keep Rockland Beautiful, Inc.

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. (320-1999)

Co. Smith offered and Co. Mandia seconded

WHEREAS, a proceeding has been instituted in the Supreme Court against the Town of Clarkstown entitled, KEITH F. BALLARD and RKG REALTY CORP. v. TOWN OF CLARKSTOWN, EKLECCO INC., PYRAMID COMPANY OF ROCKLAND, INC., and O'BRIEN & GERE ENGINEERS, INC.;

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. (321-1999)

Co. Maloney offered and Co. Smith seconded

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

RESOLUTION NO. (321-1999) Continued

Nanuet Grove
J. I. Heritage Homes
Nanuet, 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. (322-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, a resident of the Town of Clarkstown has requested that a street light be installed to improve the safety and welfare of the community, and

WHEREAS, a survey of the surrounding property owners directly affected by this proposed lighting was conducted by Patricia A. Betz, Utility Services Coordinator, and

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts a proposal from Orange and Rockland Utilities, Inc. for street lighting at the following location:

Glenside Drive, New City
(Install one (1) 5800 lumen sodium vapor street light
existing utility pole number 59768/41517)

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. (323-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, CONGERS REALTY, INC. has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 125, Block B, Lots 11 through 11.16, for the year(s) 1996/97, 1997/98 and 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

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RESOLUTION NO. (323-1999) Continued

RESOLVED, that Karl Kirchner be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$2,000 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. (324-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, RHYTIDFREE REALTY CORP. has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 57, Block D, Lot 2, for the year(s) 1995/96, 1996/97, 1997/98 and 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 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. (325-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, PIER ONE IMPORTS (U.S., INC.) has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 6, Block A, Lot 16.4, for the year(s) 1994/95, 1995/96, 1996/97, 1997/98 and 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 per appraisal.

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RESOLUTION NO. (325-1999) 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. (326-1999)

Co. Mandia offered and Co. Smith seconded

WHEREAS, certain veteran organizations have requested monetary assistance from the Town of Clarkstown to defray rent costs, provide funds for parades, memorial services, and other activities;

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64(13) of the Town Law, the Town Board hereby appropriates the annual sum of \$750 (\$500 for leasing or rental, and maintenance of meeting facility \$250 for patriotic observance) to the following veteran organizations for the year 1999:

Veterans of Foreign Wars, Nanuet	-	Post 3773
FW - Lt. Raymond B. Jauss, Congers	-	Post 2607
Jewish War Veterans, New City	-	Post 756
Jewish War Veterans of the U.S.A., Congers	-	Post 720
Willis Polhemus V.F.W., Upper Nyack	-	Post 9215
Clarkstown Memorial Post, New City	-	Post 851
New City Memorial - VFW	-	Post 8749
Wm. E. DeBevoise Jr., Ameican Legion, New City	-	Post 1682
West Nyack Memorial - VFW	-	Post 126

and be it

FURTHER RESOLVED, that claims for such sums shall be made annually by the organization and submitted to the Town Board for audit and disbursement, and be it

FURTHER RESOLVED, that said funds will be charged against 1999 Account No. A 6510-401.

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. (327-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, Glenn Leeds, Clarkstown Counseling Center attend conference on

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RESOLUTION NO. (327-1999) Continued

Thursday, May 6, 1999 at Stony Point Conference Center on - Building Blocks for Healthy Development: Children, Youth, Family. Registration fee: \$40.00 per person

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. (328-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes JUDGE VICTOR ALFIERI to attend the National Training Institute for a seminar on "Men Who Batter and Community Commitment to End Domestic Violence" on May 14-15-16, 1999, which is being presented by the Volunteer Counseling Service Community Change Project and co-sponsored by the State. The seminar is being held at the Stony Point Conference Center at a fee of \$200.00, and be it

FURTHER RESOLVED, that the fee and any necessary expenses shall be charged to Account No. A III0-414.

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. (329-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes Murray N. Jacobson, Town Attorney, to attend the Rockland County Bar Association Continuing Legal Education Program dealing with Civil Practice Laws and Rules, which is being held on May 7, 1999 at Rockland Community College, and be it

FURTHER RESOLVED, that the fee of \$75.00 for said program, and any necessary expenses, shall be charged to Account No. A 1420-414.

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. (330-1999)

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 Litigation Case Studies on Wednesday, May 12, 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:

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

RESOLUTION NO. (331-1999)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, the Town of Clarkstown has received \$2,000 from Hasty Hills Stable, \$37,500 from Rockland County and \$3,072.00 from EklecCo (Palisades Center), and be it

RESOLVED, to increase Estimated Revenue Account No. H 15 5 2410 2 (Rent-Hasty Hills) and Budgetary Account No. H 1942-409 58-2 (Golf Course-Plans, Specs) by \$2,000 and increase Revenue Account No. H 15 9 3613 0 (Rockland County-Mobile Data Computers) and Budgetary Account No. H 8736-409 67-17 (Police Computerization) by \$37,500 and increase Revenue Account No. A 01 3 2705 2 (Donations-Palisades Center) and Budgetary Account No. A 3120 113 (Police-Overtime) by \$3,072.00 and

WHEREAS, various Budgetary accounts need additional funding, and be it

RESOLVED, to reduce Contingency Account No. A 1990 505 by \$3,880 and increase

- A 8511-409 (Community Beautification) by \$3,380
- A 7140-409 (Parks & Improvements) by \$500 and

increase Estimated Revenue Account No. DA 041 14 2999 0 (Highway-Unexpended Balance) by \$3,986 and increase Budgetary Accounts No. DA 9000-808 (Highway-Social Security) by \$725 and DA 9000-803 (Highway-Medicare) by \$3,261.

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. (332-1999)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, the Town of Clarkstown has received \$4,104 from the Nanuet Mall, \$975 from Omaha Pictures, Inc. and \$389 from Independent Holding Corp., and be it

RESOLVED, to increase Estimated Revenue Account No.A 01 3 2705 3 (Donations-Nanuet Mall) by \$4,104 and A 01 9 2705 0 (Gifts & Donations) by \$975 and increase Appropriation Account No. A 3120 111 by \$5,079 and increase Estimated Revenue Account No. 16 8 2650 (Sanitation-Scrap Metal) and Appropriation Account No. SR 8160 307.

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. (333-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, UNITED ARTISTS REALTY COMPANY v. THE ASSESSOR OF THE TOWN OF CLARKSTOWN, THE BOARD OF REVIEW OF THE TOWN OF CLARKSTOWN, THE TOWN OF CLARKSTOWN, and CLARKSTOWN CENTRAL SCHOOL DISTRICT, Index No(s). 5312/93, 4754/94, 4225/95, 3928/96 and 4196/97, for the year(s) 1993/94, 1994/95, 1995/96, 1996/97 and 1997/98, and CLEARVIEW CINEMA GROUP, INC. v. THE ASSESSORS OF THE TOWN OF CLARKSTOWN, THE BOARD OF REVIEW OF THE TOWN OF CLARKSTOWN, and THE TOWN OF CLARKSTOWN, Index No. 4056/98 for the year 1998/99, affecting parcel(s) designated as Map 59, Block A, Lot 20.19, and

WHEREAS, the attorneys for the petitioner(s) have 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 59, Block A, Lot 20.19 be reduced for the year(s) 1993, 1994, 1995, 1996, 1997, 1998 and 1999 from \$750,000 to \$675,000 at a cost to the Town of \$6,571.36;
2. That reimbursement for the year(s) 1993, 1994, 1995, 1996, 1997 and 1998 on the parcel described as Map 59, Block A, Lot 20.19 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; 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 Clarkstown Central School District have consented to such settlement

RESOLUTION NO. (333-1999) Continued

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.

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. (334-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Kathleen C. Costello, 41 Spring Hill Terrace, Chestnut Ridge, New York, Part-Time Counselor (Municipal Counseling Services), Clarkstown Counseling Center is hereby accepted, effective and retroactive to April 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. (335-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Cynthia Shaw, 62 Sixth Avenue, Nyack, New York, (Full-time) Counselor (Municipal Counseling Services), Clarkstown Counseling Center is hereby accepted, effective and retroactive to April 16, 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. (336-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Cynthia Shaw, 62 Sixth Avenue, Nyack, New York, is hereby appointed to the position of (Part-time) Counselor (Municipal Counseling

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RESOLUTION NO. (336-1999) Continued

Services), Clarkstown Counseling Center at the current hourly rate of \$21.00, effective and retroactive to 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. (337-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Dorothy G. Poust, 17 Floral Court, Nanuet, New York is hereby appointed to the position of (temporary) Counselor (Municipal Counseling Services), Clarkstown Counseling Center at the current hourly rate of \$19.24, effective and retroactive to April 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. (338-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation (by retirement) of Kenneth B. Polos, 4 Indian Drive, West Nyack, New York, Assistant Maintenance Mechanic, Sewer Department is hereby accepted, with regret, effective and retroactive to April 17, 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. (339-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Joseph A Donovan, 350 Sierra Vista Lane, Valley Cottage, New York, is hereby appointed to the position of Motor Equipment Operator II, Solid Waste Facility at the current salary of \$30,171.00 , effective pending completion of a

RESOLUTION NO. (339-1999) Continued

satisfactory physical examination and submission of the proper license to the Rockland County Personnel 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. (340-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Aurelio DiZenzo, 5 Toni Court, Valley Cottage, New York is hereby granted a Second Provisional appointment to the position of computer Operator Mid-Range Systems, Data Processing Department, at the current 1999 salary of \$30,779.00, effective and retroactive to 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. (341-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Dina M. Eigenlaub, 88 Wisconsin Avenue, Congers, New York is hereby appointed to the position of (Provisional) Clerk, Highway Department, at the current salary of \$21,412.00, effective and retroactive to 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. (342-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Police Commission of Linda E. Willows, 242 Congers Road, New City, New York to the

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RESOLUTION NO. (342-1999) Continued

position of (Provisional) Clerk, Police Department, at the current salary of \$21,412.00, effective and retroactive to April 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. (343-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that John J. Davidson, 14 Chauncy Street, Congers, New York is hereby appointed to the position of Legal Assistant, Town Attorney's Office, at the current hourly rate of \$16.00, effective and retroactive to April 19, 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

RESOLUTION NO. (344-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that John A. Miele, 26 Tamarac Avenue, New City, New York is hereby reappointed to the position of Member, Traffic and Traffic Safety Advisor Board, at the current salary of \$1,960.00, term effective and retroactive to April 1, 1999 and to expire on March 31, 2004.

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. (345-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the resignation of Aristo J. Fontana, 163 South Harrison Avenue, Congers, New York, Member, Assessment and Review Board, is hereby accepted with regret, effective and retroactive to April 23, 1999.

RESOLUTION NO. (345-1999) 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. (346-1999)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that Anne Meara, 15 Reginald Drive, Congers, New York is hereby appointed to the position of Member, Assessment and Review Board, to fill the unexpired term of Aristo J. Fontana, term effective April 27, 1999 and to expire on September 30, 1999, at the per diem rate of \$100.00, per meeting, when the Board is in session

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. (347-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, an application has been made by WALTER KENNELLY, as president of Sosken, Inc., that the Town Board and the Superintendent of Highways of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law to declare that a certain portion of a right-of-way as described in the metes and bounds description attached as Schedule "A," for the unimproved portion of Terrace Avenue, Congers, New York, which portion of road abuts property known as Map 140, Block B, Lots 2 and 27, upon the grounds that same has never been used by the public and therefore may be deemed abandoned, and

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

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

NOW, THEREFORE, be it

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

RESOLUTION NO. (347-1999) Continued

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

On roll call the vote was as follows:

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

RESOLUTION NO. (348-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #38-1999
CONSTRUCTION OF AN EIGHTEEN HOLE ORGANIC PESTICIDE
FREE GOLF COURSE AND PRACTICE FACILITY

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by: 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 Purchasing upon payment of the prescribed non-refundable fee .

On roll call the vote was as follows:

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

RESOLUTION NO. (349-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #45-1999
CAST IRON CURB INLETS, CATCH BASINS, FRAMES & GRATES

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 14, 1999 at which time bids will be opened and read, and be it

RESOLUTION NO. (349-1999) Continued

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

On roll call the vote was as follows:

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

RESOLUTION NO. (350-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #46-1999
CUSTODIAL SERVICES AT THE CLARKSTOWN HIGHWAY DEPT.

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 18, 1999 at which time bids will be opened and read, and be it

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

On roll call the vote was as follows:

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

RESOLUTION NO. (351-1999)

Co. Smith offered and Co. Maloney seconded

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

BID #47-1999
LEIF BLVD. CUL-DE-SAC IMPROVEMENTS

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 21, 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 prescribed non-refundable fee per set.

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RESOLUTION NO. (351-1999) 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. (352-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #36-1999
 PAPER AND PLASTIC SUPPLIES

is hereby awarded to:

SOFCO INC
 702 POTENTIAL PARKWAY
 SCOTIA NEW YORK 12302
 PRINCIPAL: PUBLIC CORPORATION

STRAUSS PAPER CO IC
 10 SLATER STREET
 PORT CHESTER NY 10573
 PRINCIPALS: STEWART STRAUSS
 ROBERT JONAP
 JOYCE JONAP

MT ELLIS PAPER CO INC
 PO BOX 4083
 NEW WINDSOR NY 12553
 PRINCIPALS: CLIFFORD KAPLAN
 SEYMOUR KAPLOWITZ

CENTRAL POLY CORP
 19W 21ST STREET
 LINDEN NJ 07036-3420
 PRINCIPALS: ANDREW HOFFER
 AGNES SERHOFER

INTERBORO PACKAGING CORPORATION
 114 BRACKEN ROAD
 MONTGOMERY NY 12549-2600
 PRINCIPALS: EDITH JERAMIAS
 ABRAHAM JEREMIAS

(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. (353-1999)

Co. Maloney offered and Co. Mandia seconded

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

BID #37-1999
 WASHED SAND & GRAVEL

RESOLUTION NO. (353-1999) Continued

is hereby awarded to:

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

ISLIP BUSINESS CORP
45 SO 4TH STREET
BAYSHORE NY 11706
PRINCIPAL: GEORGE HEINLEIN

TETZ AND SONS INC
299 CRYSTAL RUN ROAD
MIDDLETOWN NY 10941
PRINCIPALS: DENISE STITT
CORINNE TETZ
ED TETZ JR
GARY TETZ SR

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

(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. (354-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, GRASS PLUS LANDSCAPING, INC., 10 Fringe Court, New City, New York, was awarded Bid No. 27-1999 for the Cul-De-Sac Maintenance Program for a contract price of \$72,950.00 by Resolution dated March 23, 1999, and

WHEREAS, notice of acceptance of said bid was duly given to the bidder on March 26, 1999, but the successful bidder, by notice dated March 30, 1999, has repudiated the bid award;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to recover from GRASS PLUS LAND-SCAPING, INC. all damages caused by said repudiation and, or, to compromise such claim subject to acceptance by the Town Board.

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. (355-1999)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that the Supervisor is hereby authorized to enter into agreements with the following nonprofit 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 the following sum in economic assistance to:

Rockland Family Shelter	\$1,000.00
Clarkstown High School South	\$2,500.00

and be it

FURTHER RESOLVED, that the total amount of \$3,500 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. (356-1999)

Co. Maloney offered and Co. Profenna seconded

RESOLVED, that pursuant to Section 572 of the Real Property Tax Law, the Town Board hereby authorizes the hiring of the following persons to provide services with respect to the EklecCo property, West Nyack, New York

1. The Weitzman Group - Analyzing the appraisal:
 - Marilyn K. Weitzman, fee \$350 per hour
 - Tom M. Justin, fee \$275 per hour
 - Keith C. Gottlieb, fee \$175 per hour.
2. Joel Silverman - Handling construction:
 - Mr. Silverman, fee \$250 per hour.
3. Kenneth Rogers - Handling mall operation:
 - Mr. Rogers, fee \$200-\$225 per hour
 - Assistant, fee \$150-\$175 per hour.

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. (357-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown and Pat Nazzaro Disposal, Inc. entered into an Agreement for Curbside Residential Collection of Recyclable Materials Agreement, dated as of February 11, 1994 and amended on June 8, 1998, and

WHEREAS, pursuant to Article 17 of said Agreement, the Town of Clarkstown reserved the right to extend the Agreement for three (3) additional years, and

WHEREAS, the Town of Clarkstown elects to exercised that right; and the parties have agreed to certain amendments to the aforesaid Agreement.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an Agreement with Pat Nazzaro Disposal, Inc., retroactive to February 10, 1999, in a form satisfactory to the Town Attorney.

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. (358-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, THE Town of Clarkstown and Residential Carting Associates, Inc. entered into an Agreement for Curbside Residential Collection of Bulk Refuse, dated as March 15, 1994, and

WHEREAS, pursuant to Article 17 of said Agreement, the Town of Clarkstown reserved the right to extend the Agreement for three (3) additional years, and

WHEREAS, the Town of Clarkstown elects to exercise that right; and the parties have agreed to certain amendments to the aforesaid Agreement.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an Agreement with Residential Carting Associates, Inc., in a form satisfactory to the Town Attorney, and be it

FURTHER RESOLVED, that this resolution shall be 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. (359-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown Parks Board and Recreation Commission wishes to extend the lease agreement with the Grace Baptist Church to conduct a preschool program in Nanuet, New York,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute an extension agreement with the Grace Baptist Church to conduct a preschool program, and that said agreement shall be in a form satisfactory to the Town Attorney, and be it

FURTHER RESOLVED, that said agreement shall cover the period from July 1, 1999 to June 30, 2000, and the fee shall remain the same as the 1998/1999 agreement and be charged against Appropriation Account No. 7141-424.

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. (360-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, an adverse drainage condition exists in the vicinity of the Consoli residence at #190 Waters Edge in Valley Cottage; and

WHEREAS, the Department of Environmental Control has determined that the existing storm drain lines and drainage structures in this area are occluded with willow root mass, silt and other debris severely limiting their ability to function; and

WHEREAS, the Department of Environmental Control has solicited cost estimates to have these storm drain lines and drainage structures cleared of these obstructions;

NOW, THEREFORE, *be* it

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

Fred A Cook Jr., Inc.
P.O. Box 71
Montrose, New York 10548

to provide the equipment and personnel required to remove the obstructions limiting the storm drain system's ability to function in accordance with their proposal at the rate of \$1,100.00 per day; and be it

FURTHER RESOLVED, that this be a proper charge to account #H 8736 409 6723.

RESOLUTION NO. (360-1999) 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. (361-1999)

Co. Maloney offered and Co. Profenna seconded

WHEREAS, an adverse drainage condition exists at #45 Cragmere Oval, New City (n/f Silverbrand) related to the construction of the Longmeadow West Subdivision; and

WHEREAS, the Department of Environmental Control was called in to investigate the nature of this condition and to determine a course of action; and

WHEREAS, the Department of Environmental Control has recommended improvements intended to relieve said adverse drainage condition; and

WHEREAS, the Department of Environmental Control has solicited estimates from several private contractors to implement these improvements; and

WHEREAS, the Department of Environmental Control has reviewed these proposals 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 and Contracting, Inc.
 421-13 Route 59
 Monsey, New York 10952

to perform this work in accordance with their proposal of \$1,925.00; and *be it*

FURTHER RESOLVED, that this shall be a proper charge to account # H 8736 409 67 26

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. (362-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, continued maintenance of the Clarkstown Sanitary Landfill has

RESOLUTION NO. (362-1999) Continued

required modifications to the existing monitoring wells requiring a new survey for the wells; and

WHEREAS, Donald Stedge, L. S. has provided an acceptable proposal for said work;

NOW, THEREFORE, be it

RESOLVED that the Director of the Department of Environmental Control shall be authorized to enter into an agreement for said surveying work and that payment not to exceed \$2,000 shall be a proper charge to account # SR 8160 409 0. Above work to be completed and final Data provided to the Department of Environmental Control not later than 31 May 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. (363-1999)

Co. Maloney offered and Co. Smith seconded

WHEREAS, on July 7, 1981, the Town Board of the Town of Clarkstown adopted Resolution No. 665-1981, amending the Zoning Ordinance of the Town of Clarkstown on property owned by Guiseppe DePaulis, subject to Declaration of Covenants by the owner. The Declaration was received by the Town and recorded in the Rockland County Clerk's office on the 17th day of February, 1988. The property is described on the attached Schedule "A," and more particularly described on the Clarkstown Tax Map as Map 129, Block A, Lots 5.01, 9.01 and 9.02, which tax lots were merged to Map 129, Block A, Lots 5.01, 9.02 and 9.03, from an LO & LS Districts to an RS District, and

WHEREAS, Guiseppe DePaulis has requested the Town Board to amend Resolution No. 665-1981 by removing the conditions of the zone change which were recorded in the Rockland County Clerk's office on February 17, 1988, in Liber 279 at Page 606, and are as follows:

- "1. The premises shall be restricted to the following uses:
 - a. Professional offices
 - b. Retail sale of
 - (1) building materials
 - (2) hardware
 - (3) home appliances
 - (4) energy saving and solar energy devices
 - (5) firewood and bagged coal

2. All accessory uses and open storage shall be no closer than 25 feet to any property line. Said 25 foot buffer area shall be provided with evergreen screening."

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby refers this Resolution to the

RESOLUTION NO. (363-1999) Continued

Clarkstown Planning Board for report pursuant to Section 290-33 of the Zoning Ordinance 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. (364-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Department of Environmental Control has inspected the progress of work conducted under the authority of Fill Permit granted by Resolution 515-1998, and

WHEREAS, there are deficiencies in the progress of said work in violation of the conditions of the referenced fill permit which deficiencies were enumerated to the Permittee by letter dated April 2, 1999, and

WHEREAS, the Permittee has failed to correct the deficiencies so enumerated within a reasonable period of time,

NOW THEREFORE be it

RESOLVED, that the importation of fill materials approved under resolution 515-1998 is immediately suspended pending the correction of deficiencies by the Permittee to the satisfaction of the Department of Environmental Control within a period of 10 days (by May 7, 1999), and be it

FURTHER RESOLVED that the failure of the Permittee to correct the deficiencies by the specified date shall constitute a violation of the conditions of the fill permit, and be it

FURTHER RESOLVED that, in the event that the Permittee is in violation of the conditions of the fill permit due to failure to correct all deficiencies to the satisfaction of the Department of Environmental Control, the fill permit shall be revoked and the Bond posted by the Permittee, and be it

FURTHER RESOLVED that in the event that the permit shall be revoked for violations of the conditions of the permit, the Permittee shall be in default and the Bond posted by the Permittee shall be in default and shall be utilized by the Town for the stabilization and restoration of the site.

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. (365-1999)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, it has been determined by Wayne T. Ballard, Superintendent of Highways, and Howard Lampert, Traffic Consultant, that additional work is necessary on the Old Mill Road Safety Improvement project (Bid No. 59-1998), and recommend that a change order be approved by the Town Board;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to prepare Change Order No. 2 to Bid No. 59-1998 for the Old Mill Road Safety Improvement project, which change order shall increase the project cost to a sum not to exceed \$142,488.00.

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. (366-1999)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Clarkstown Police Department and the Community Policing Unit are involved in an "Adopt a Class program" with the Felix Festa Middle School, and

WHEREAS, Police Officer Mark Hamilla has requested funding for the Adopt a Class Program to bring students on a trip to Yankee Stadium on May 15, 1999;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby appropriates the sum of \$3,111.00 to the Clarkstown Police Department and Community policing Unit for the trip to Yankee Stadium on May 15, 1999 for the Adopt a Class Program.

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 Councilwoman Smith and unanimously adopted, the Town Board Meeting was declared closed, time: 9:25 p.m.

Respectfully submitted,
Anne Houlihan
ANNE HOULIHAN,
Deputy Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town

4/27/99

9:05 P.M.

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

RE: Chapter 216 Proceeding: Sappah (13-D-22) (Continued from 4/13/99)

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

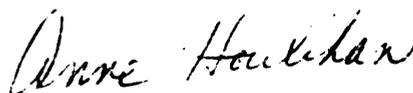
Adolph Milich, Building Inspector stated he took pictures of the work and they are still working on it.

Mr. Sappah stated that they have taken six loads of metal away and threw a lot of good stuff away. All the cars are gone. Supervisor asked if the equipment was usable. Mr. Sappah replied, yes. Supervisor asked about the prime loaders. Mr. Sappah stated that they are all in running condition. They now buy and sell used equipment. The fencing is pretty well completed. They paved the entrance way. All the tires are gone. They are planning to stucco the building.

Supervisor asked Mr. Milich to continue monitoring the situation.

There being no one further wishing to be heard, on motion of Councilwoman Smith, seconded by Councilman Profenna and unanimously adopted the Public Hearing was ADJOURNED. Time: 9:15 P.M.

Respectfully submitted,



ANNE HOULIHAN
Deputy Town Clerk