

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

2/27/2001

8:00 P.M.

Present: Supervisor Holbrook
Council Members Lasker, Maloney & Mandia
Council Member Smith Absent
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

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

Supervisor opened the public portion of the meeting.

Appearance: Russ Wholley
President of Rite Brothers of Nyack

Spoke regarding the Mazzucca's property and stated that if this not going to be reviewed by the Open Space Committee, the Mazzucca's would like their names withdrawn from the list immediately.

Appearance: James Comer
Forest Brook Civic Association

Inquired about a Fire Department Sub-station at the Community Center being built .and spoke regarding the safety of seniors being dropped off at Crosfield Avenue.

Appearance: John Lodico
New City

He is opposed to the PILOT Agreement with Footstar. Spoke regarding open space and acquiring property around the Hackensack River. He also spoke about the railroad.

RESOLUTION NO. (180-2001)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board Minutes of February 13, 2001 and February 15, 2001 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

Councilwoman LaskerYes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman SmithAbsent
Supervisor HolbrookYes

RESOLUTION NO. (181-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, several groups have requested that the Rockland County Consortium consider their organizations for Community Development funding for projects they have planned, and

RESOLUTION NO. (181-2001) continued

WHEREAS, a public hearing was duly held as required by Federal regulations on February 13, 2001 at 8:00 p.m. in the auditorium of Clarkstown Town Hall, 10 Maple Avenue, New City, New York, and

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby requests that the Rockland County Consortium consider Community Development funding for the following groups:

- Town of Clarkstown Parks and Recreation - Pascack Community Center/Senior Center
- Jawonio, Inc. - Extension and renovations of Early Education Center
- Volunteer Counseling Center of Rockland County, Inc. - Third floor renovation
- Nanuet Public Schools - Redesign and renovate the Highview Community Playground
- Big Brothers Big Sisters of Rockland County, Inc.- Purchase of a building for their office

and be it

FURTHER RESOLVED, that the Town Board hereby requests that from this list, the Consortium give first priority to the Pascack Community Center/Senior Center planned by the Clarkstown Parks and Recreation Department, and second priority to the extension and renovation to the Early Education Center project planned by Jawonio, Inc. when considering each of these projects submitted by the Town of Clarkstown.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (182-2001)

Co. Mandia offered and Co. Lasker seconded

WHEREAS, on January 12, 2000 representatives of the riverfront villages, the Town of Clarkstown, Town of Orangetown, Town of Greenburgh, environmental groups and local citizens met to discuss the I-287 Task Force Report, and

WHEREAS, the Task Force has endorsed a replacement bridge that will be considerably wider than the current one, and

WHEREAS, as responsible citizens, we believe the plan is seriously flawed, ill conceived, and dangerous to the environment in that existing traffic congestion is not caused by the present bridge but instead due to inadequate design of feeder roads, the suggested Rockland/Westchester rail link is not feasible economically, restoration of the West Shore rail corridor would be much more cost effective and a better solution to encourage mass transit solutions, and a new bridge would increase air and noise pollution without any countervailing public benefit;

NOW, THEREFORE, be it

RESOVLED, that the TOWN OF CLARKSTOWN calls on Governor George Pataki to meet with representatives and elected officials on both sides of the river before

RESOLUTION NO. (182-2001) continued

a decision is made on whether or not a new bridge should be built to replace the Tappan Zee Bridge, and be it

FURTHER RESOLVED, that the TOWN OF CLARKSTOWN calls on the Governor to support the hiring of an independent engineering consultant chosen by representatives of the local communities in Westchester and Rockland and paid for by the Thruway Authority, to evaluate the structural needs of the existing bridge and to evaluate previous bridge studies on the topic.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (183-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the Ramapo/Torne Valley Region in western Rockland County is threatened by potential impacts of two proposed power plants, and

WHEREAS, the Ramapo/Torne Valley region should be protected from development because it is a Federal sole source aquifer servicing an area of over two million people, its watershed area is threatened, it has already been impacted by local and regional source pollution, it is an area having historical significance dating to the Revolutionary War era, is home to a nationally registered landmark, and is a beautiful scenic area containing a native trout steam that can offer significant recreational benefit to the entire region, and

WHEREAS, the Ramapo/Torne Valley region is contiguous with Harriman State Park, and development of this area with power plants would significantly negatively impact the area, and

WHEREAS, air pollution from any new power plants will affect the whole of Rockland County and neighboring Westchester County;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby declares that the proposed power plants and, or, any significant industrial development in the Ramapo/Torne Valley region shall have a negative impact in the Ramapo/Westchester communities, and the Members of the Clarkstown Town Board hereby urge Town, Village, County, and State governments to support the preservation of the finite resource of the Ramapo/Torne Valley region in perpetuity for the benefit of present and future generations of Rockland/Westchester residents.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (184-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, MANDEL FAMILY REALTY CORP. v. TOWN OF CLARKSTOWN and NICHOLAS LONGO, Assessor, Index No(s). 4251/99 and 4507/00, affecting parcel(s) designated as Map 124, Block C, Lot 6.02 (52.15-1-6), for the year(s) 1999/00 and 2000/01, and

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

WHEREAS, such settlement has been recommended by the Tax Assessor and the Senior Deputy Town Attorney of the Town of, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

- 1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Map 124, Block C, Lot 6.02 be reduced for the year(s) 1999/00 from \$492,000 to \$400,000 at a cost to the Town of \$1,356.59;
- 2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as 52.15-1-6 be reduced for the year(s) 2000/01 from \$492,000 to \$400,000 at a cost to the Town of \$1,328.38;
- 3. Reimbursement for the year(s) 1999/00 and 2000/01 on the parcel described as Map 124, Block C, Lot 6.02 (52.15-1-6), as stated above, be without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;
- 4. 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, and be it

FURTHER 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:

Councilwoman Lasker Yes
 Councilman Maloney Yes
 Councilman Mandia Yes
 Councilwoman Smith Absent
 Supervisor Holbrook Yes

RESOLUTION NO. (185-2001)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Clerk of the Works and the Director of Purchasing that

BID # 62A-2000
RE-CARPETING A PORTION OF POLICE DEPARTMENT

is hereby awarded to:

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RESOLUTION NO. (185-2001) continued

ABSOLUTE FLOORING, INC.
1735 FRONT STREET
YORKTOWN, NY 10598
PRINCIPAL: PETER FELLBUSCH
MARY FELLBUSCH

as per their proposed low bid proposal as follows:

Roll Carpeting - Offering - Spec - 265.33 yd.
Carpet Tiles - Offering - Spec 145 yd.
6 inch Vinyl Cove Base - Offering - Spec - 800 lf

Total Project Cost \$15,200

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (186-2001)

Co. Maloney offered and Co. Lasker seconded

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

BID #14-2001
FIRST AID/SAFETY SUPPLIES

is hereby awarded to:

PARK SURGICAL CO., INC
5001 NEW UTRECHT AVENUE
BROOKLYN, NY 11219
PRINCIPALS: DANIEL DUBE
MIRIAM DUBE

LAERDAL MEDICAL CORP
167 MYERS CORNERS ROAD
WAPPINGERS FALLS, NY 12590
PRINCIPALS: TORE LAERDAL

V.E. RALPH & SON
320 SCHUYLER AVENUE
KEARNY, NJ 07032
PRINCIPAL: VERNON J. RALPH

ZEVCO MEDICAL PRODUCTS
28 W 080 COMMERCIAL AVE
BARRINGTON, IL 60010
PRINCIPALS:
SHERWIN H. MEYERS,
GAIL S. MEYERS

NATIONAL HEALTH SUPPLY
171 MILBAR BOULEVARD
FARMINGDALE, NY 11735
PRINCIPALS: DAVID SAFT
STANLEY SAFT

MICRO BIO-MEDICS, INC
846 PELHAM PARKWAY
PELHAM MANOR, NY 10803
PRINCIPALS: A PUBLIC
CORPORATION

NORTHERN SAFETY CO.
P.O. BOX 4250
UTICA, NY 13504
PRINCIPALS: RONALD LONGO
SALVATORE A. LONGO

MOORE MEDICAL CORP
389 JOHN DOWNEY DRIVE
NEW BRITAIN, CT 06050
PRINCIPALS:
HEARTLAND ADVISORS
HEARTLAND INVESTMENTS

RESOLUTION NO. (186-2001) continued

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

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (187-2001)

Co. Lasker offered and Co. Maloney seconded

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

BID #26-2001
TRAFFIC SIGNAL UPGRADE - MIDDLETOWN ROAD @
WEST CLARKSTOWN RD.

Bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by: 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 .

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. 188-2001)

Co. Lasker offered and Co. Maloney seconded

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

BID #27-2001
MOSQUITO CONTROL PROGRAM

Bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by: 11:00 (AM) on: MARCH 22, 2001 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 .

RESOLUTION NO. (188-2001)

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (189-2001) continued

Co. Maloney offered and Co. Lasker seconded

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

RINO LANDSCAPE CONSTRUCTION, INC.
3 Hillside Avenue
Suffern, NY 10901
Robert Rino, President

RESOLVED, that the following Certificate of Registration be issued:

No. 01-21 RINO LANDSCAPE CONSTRUCTION, INC.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (190-2001)

Co. Maloney offered and Co. Lasker seconded

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

A "Stop" sign Grand Street at West Clarkstown Road, New City
and be it

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

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (191-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Town Board resolution No. 166-2001 authorized the preparation of construction plans and specifications for improvements to the Downtown Valley Cottage area, and

WHEREAS, the account for the charges related to this project was incorrect.

NOW, THEREFORE, BE IT

RESOLVED, that Town Board resolution No. 166-2001 is hereby amended to reflect the correct account number for all charges related to this project ,and

BE IT FURTHER RESOLVED, that the cost for the preparation of the construction plans and specifications shall be a proper charge to account H 5111 409 0 4 17.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (192-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Town Board resolution No. 167-2001 authorized the preparation of construction plans for the replacement of the New Lake Road / Kings Highway traffic signal, and

WHEREAS, the account for charges related to this project was incorrect.

NOW, THEREFORE, BE IT

RESOLVED, that Town Board resolution No. 167-2001 is hereby amended to reflect the correct account number for all charges related to this project, and

BE IT FURTHER RESOLVED, that the cost for the preparation of the traffic signal plans shall not exceed \$1,600.00 and shall be a proper charge to account H 5111 409 0 4 17.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (193-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town of Clarkstown has received \$11,832.00 from Columbia Pictures Industries, Inc., and \$8,990.05 from Allstate Insurance Co.,

THEREFORE BE IT,

RESOLVED, to increase Revenue Account No. A 01 9 2705 (Gifts & Donations) and Budgetary Account No. A 3120-111 (Police-Overtime) by \$11,832.00 and increase Revenue Account A 01 8 2680 (Insurance Recoveries) and Budgetary Account A 3120-406 (Police-Repairs to Vehicles) by \$8,990.05.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (194-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town of Clarkstown is desirous of effecting repairs to specific areas damaged as a result of Tropical Storm Floyd, and

WHEREAS, the Federal Emergency Management Administration (FEMA) has made funding available for this work, and

WHEREAS, the Department of Environmental Control has initiated the Tropical Storm Floyd Rebuilding Program for the purpose of effecting these repairs, and

WHEREAS, the Department of Environmental Control has solicited proposals from four (4) qualified contractors to provide the equipment and operators for Town personnel to direct in making the required repairs for each location, and

WHEREAS, the Department of Environmental Control has received one (4) responses to their request for proposals.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to lease equipment with operators to perform the required work from

Danny Clapp Landscaping, Inc.
59 Schriever Lane
New City, New York 10956

on a lump sum basis, with all activities to be under the direct supervision of personnel from Clarkstown DEC, in accordance with its proposal for a fixed rental cost not to exceed \$25,800.00, and

BE IT FURTHER RESOLVED that all materials required to complete the required work shall be provided by the Town of Clarkstown, and

RESOLUTION NO. (194-2001) continued

BE IT FURTHER RESOLVED that only a lease agreement is contemplated and therefore all work will be performed under the direct supervision and control of the Department of Environmental Control, and

Be It Further Resolved that this shall be a proper charge to account # H 8748-409-0 72-1.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (195-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Town of Clarkstown is desirous of effecting repairs to specific areas damaged as a result of Tropical Storm Floyd, and

WHEREAS, the Federal Emergency Management Administration (FEMA) has made available funding for this work, and

WHEREAS, the Department of Environmental Control has initiated the Tropical Storm Floyd Rebuilding Program for the purpose of effecting these repairs, and

WHEREAS, the Department of Environmental Control has solicited proposals from four (4) qualified contractors to provide the equipment and operators for Town personnel to direct in making the required repairs for each location, and

WHEREAS, the Department of Environmental Control has received one (4) responses to their request for proposals.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to lease equipment with operators to perform the required work from

Environmental Construction, Inc.
P.O. Box 563
Stony Point, New York 10980

on a lump sum basis, with all activities to be under the direct supervision of personnel from Clarkstown DEC, in accordance with its proposal for a fixed rental cost not to exceed \$19,990.00, and

BE IT FURTHER RESOLVED that all materials required to complete the required work shall be provided by the Town of Clarkstown; and

BE IT FURTHER RESOLVED that only a lease agreement is contemplated and therefore all work will be performed under the direct supervision and control of the Department of Environmental Control, and

Be It Further Resolved that this shall be a proper charge to account # H 8748-409-0 72-1.

RESOLUTION NO. (195-2001) continued

On roll call the vote was as follows:

Councilwoman Lasker Yes
 Councilman Maloney Yes
 Councilman Mandia Yes
 Councilwoman Smith Absent
 Supervisor Holbrook Yes

RESOLUTION NO. (196-2001)

Co. Mandia offered and Co. Lasker seconded

WHEREAS, the Rockland county Personnel Office has furnished Certification of Eligibles #99089 Clerk which contains the name of Kathleen T. Maffeo.

NOW, THEREFORE, be it

RESOLVED, that Kathleen T. Maffeo, 13 North Rockland Avenue #2, Congers, New York is hereby appointed to the position of clerk, Assessor's Office, at the current annual salary of \$22,881.00, effective and retroactive to February 5, 2001.

On roll call the vote was as follows:

Councilwoman Lasker Yes
 Councilman Maloney Yes
 Councilman Mandia Yes
 Councilwoman Smith Absent
 Supervisor Holbrook Yes

RESOLUTION NO. (197-2001)

Co. Mandia offered and Co. Lasker seconded

RESOLVED, that the resignation of Loretta Raimone, 661 Normandy Village, Nanuet, New York, Bingo Inspector, Town of Clarkstown, is hereby accepted, effective February 19, 2001.

On roll call the vote was as follows:

Councilwoman Lasker Yes
 Councilman Maloney Yes
 Councilman Mandia Yes
 Councilwoman Smith Absent
 Supervisor Holbrook Yes

RESOLUTION NO. (198-2001)

Co. Mandia offered and Co. Lasker seconded

RESOLVED, that Frank E. Byman, 39 Old Haverstraw Road, Congers, New York is hereby appointed to the position of Bingo Inspector, Town of Clarkstown at the current 2001 salary of \$50.00 per occasion, effective February 28, 2001, with a term to expire December 31, 2001..

RESOLUTION NO. (198-2001) continued

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (199-2001)

Co. Mandia offered and Co. Lasker seconded

RESOLVED, that Dennis Riordan, 18 New Homestead Lane, New City, New York is hereby appointed to the position of (part-time) Bus Driver, Mini Trans Department at the current hourly rate of \$19.63, effective and retroactive to February 26, 2001.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (200-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Town Board resolution No. 107-2001 awarded bid #66-2000 for the Crum Creek Detention Basin Improvements to Danny Clapp Landscaping, Inc, New City, New York, and

WHEREAS, all work in connection with this project is being performed within a dedicated Town drainage easement located on parcel 34.19-1-5, and

WHEREAS, during the course of construction, the owner of record for parcel 34.19-1-5 requested the installation of approximately 95 linear feet of 18-inch storm drainage to correct a ponding problem caused by siltation of the existing swale, and

WHEREAS, an additional drainage easement will need to be acquired from the owner of record for the installation of the storm drain line, and

WHEREAS, the contractor has submitted the additional cost associated with Change Order No.1, and

WHEREAS, the Department of Environmental Control has reviewed the cost for Change Order No. 1 and found it to be reasonable.

NOW, THEREFORE, BE IT

RESOLVED, that subject to obtaining written consent to provide an easement from the affected property owner, the Director of the Department of Environmental Control is hereby authorized to have the corrective work outlined in Change Order No. 1

RESOLUTION NO. (200-2001) continued

performed by Danny Clapp Landscaping, Inc., 59 Schriever Lane, New City, New York in accordance with their Change Order Proposal dated February 21, 2001, and

BE IT FURTHER RESOLVED, that the cost for Change Order No. 1 is \$5,830.00 and shall be a proper charge to account 8749 409 0 73 19, and

BE IT FURTHER RESOLVED, that the total cost for bid No. 66-2000 shall not exceed \$85,715.00.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (201-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Culvert and retaining walls located on Twin Elms Lane were damaged during Tropical Storm Floyd and are in need of redesign and replacement, and

WHEREAS, the Department of Environmental Control has investigated the problem and determined that the services of an engineering consultant are required to design the necessary improvements and analyze the drainage impacts, and

WHEREAS, the Director of the Department of Environmental Control has solicited four (4) proposals from qualified engineering firms to perform the drainage analysis and prepare construction plans for the required improvements, and

WHEREAS, the Department of Environmental Control has evaluated the proposals received and determined that the proposal submitted by Tectonic Engineering Consultants, PC, 70 Pleasant Hill Road, Mountainville, New York, is the lowest cost proposal, and meets all the requirements set forth in RFP "Remediation of the Twin Elms Culvert".

NOW, THEREFORE, BE IT

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

Tectonic Engineering Consultants, PC,
70 Pleasant Hill Road,
Mountainville, New York 10953

to perform the required work identified in RFP "Remediation of the Twin Elms Culvert" in accordance with their proposal dated February 16, 2001, and

BE IT FURTHER RESOLVED, that the cost shall not exceed \$38,000.00 and shall be a proper charge to account H 8748-409-0- 72-1

RESOLUTION NO. (201-2001) continued

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (202-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Culvert located on Cavalry Drive was damaged during Tropical Storm Floyd and is in need of redesign and replacement, and

WHEREAS, the Department of Environmental Control has evaluated the culvert and recommends that a topographic survey is required to determine the necessary corrective action, and

WHEREAS, the Department of Environmental Control has requested proposals from four (4) qualified surveying firms to perform the necessary survey work, and

WHEREAS, based upon a review of the submitted proposals, the Department of Environmental Control recommends hiring Maser Consulting, P.A., One Crosfield Avenue Suite 1, West Nyack, New York in accordance with his proposal dated February 21, 2001.

NOW, THEREFORE, BE IT

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

Maser Consulting, P.A.
One Crosfield Avenue Suite 1
West Nyack, New York 10994

to perform the required work identified in RFP "REMEDIATION OF THE CAVALRY DRIVE CULVERT" in accordance with their proposal dated February 21, 2001, and

BE IT FURTHER RESOLVED, that the cost of the topographic survey shall not exceed \$8,500.00 and shall be a proper charge to account H 8748-409-0- 72-1

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (203-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the Town Board is desirous to have roadway and pedestrian improvements constructed for the downtown New City area, and

RESOLUTION NO. (203-2001) continued

WHEREAS, a traffic analysis is required to evaluate the possibility of providing limited access to the Route 304 corridor, and

WHEREAS, the Department of Environmental Control has obtained a proposal from the Town's Traffic Consultant, for the preparation of the traffic analysis.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to retain the services of Howard L. Lampert, PE, 9 Iselin Drive, New Rochelle, New York, to perform the traffic analysis ,and

BE IT FURTHER RESOLVED, that the cost for the preparation of the traffic analysis shall not exceed \$3,000.00 and shall be a proper charge to account H 5111 409 0 4 16.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (204-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Dorothy Stoops, Director of the Clarkstown Counseling Center, has reported that an increase in caseload has led to scheduling difficulties for the psychiatric support staff; and she has recommended increasing the work schedule of Dr. Evelyn Wassermann by 1.33 hours per week, thereby increasing her monthly work total to 30 hours from its current 24 hours per month;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Clarkstown Counseling Center is hereby authorized to increase Dr. Wassermann's work schedule by 1.33 hours per week effective March 1, 2001, provided that Dr. Wassermann agrees to amend her existing contract and meet all other requirements therein, and be it

FURTHER RESOLVED, that her fee shall be charged to Account No. A 4210-409.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (205-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Lancer Insurance Co., has provided the low proposal for renewal of existing Liability and Physical Damage Casualty Insurance coverage for Town of Clarkstown Mini Trans;

RESOLUTION NO. (205-2001)

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes renewal of the current Town of Clarkstown Mini Trans casualty insurance policy with Lancer Insurance Co., for a one (1) year period commencing February 28, 2001, and be it

FURTHER RESOLVED, that the total premium shall not exceed \$56,450.00 per annum, payable in equal monthly installments of \$4,704.00, which fee shall be charged to Account No. A-1910-420.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (206-2001)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Town Board Resolution #974-1999 authorized the Director of Environmental Control to retain the firm of M.G. McLaren, P.C. to provide engineering design services for the Solid Waste Facility Scale House Replacement; and

WHEREAS, M. G. McLaren's proposal included a fee of \$5,000 plus reimbursable expenses for their construction administration services.

NOW THEREFORE BE IT

RESOLVED, that the Town Board authorizes payment of \$5,000 plus reimbursable expenses to M. G. McLaren, P.C. for their construction administration services during the Scale House Replacement; and

BE IT FURTHER RESOLVED that the cost of such services shall be a proper charge to account H 8743 409 68-18.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (207-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the Town Board adopted Resolution No. 88 on January 23, 2001, directing the Department of Environmental Control to prepare plans and specifications for the improvement to Stream NJ-12-3-1, from Third Street to Windmill Lane, New City, and

WHEREAS, the Town Board of the Town of Clarkstown has received a memorandum report and duly completed FEAF dated February 23, 2001, pursuant to

RESOLUTION NO. (207-2001) continued

SEQRA, from its consultant Luke Kalarickal, Director of the Department Environmental Control, which the Board has discussed and considered in making the following decision;

NOW, THEREFORE, be it

RESOLVED, that based upon the report and completed FEAF referred to above, the Town Board hereby determines that the proposed drainage improvement to Stream NJ-12-3-1, from Third Street to Windmill Lane, New City, will not result in any significant impact on the environment and no further processing pursuant to the State Environmental Quality Review Act (SEQRA) is required.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (208-2001)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, as a condition to the special permit and site plan approval for the construction of a Town of Clarkstown golf course in the Town of Ramapo, the Town of Clarkstown has been requested to grant to the Town of Ramapo a 10 foot wide Public Access Easement to the Elias Conklin Cemetery in the vicinity of the proposed Clarkstown Golf Course, identified on the Town of Ramapo Tax Map as Tax Lot 3/13A2C1;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized and directed to execute a Public Access Easement to the Town of Ramapo in a form acceptable to the Clarkstown Town Attorney, when and if required, as a condition of final approval.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (209-2001)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Rockland County Industrial Development Agency ("RCIDA") is authorized to acquire, construct, lease, improve and maintain projects for the purpose of promoting development and encouraging commercial facilities thereby advancing job opportunities, general prosperity and economic welfare of the people of Rockland County, and

RESOLUTION NO. (209-2001) continued

WHEREAS, the "RCIDA" has undertaken a project consisting of the acquisition of vacant land and the construction of a facility to be used for administrative offices located at 2 Centerock Road, West Nyack, New York, and

WHEREAS, to facilitate this project, the RCIDA proposes to issue bonds, which bonds will be secured by a pledge of substantially all right, title, and interest of the RCIDA in, and to a lease agreement between the RCIDA, Footstar Corporation and by a pledge of the income, rental, revenues and receipts derived by the RCIDA for this project, and

WHEREAS, it is necessary to obtain the approval of the Town Board to authorize the Supervisor to enter into a "payment in lieu of taxes agreement" (a Pilot agreement) to be executed by all parties;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a Pilot agreement with FOOTSTAR CORPORATION, THE CLARKSTOWN CENTRAL SCHOOL DISTRICT, THE COUNTY OF ROCKLAND AND THE COUNTY OF ROCKLAND INDUSTRIAL DEVELOPMENT AGENCY, subject to the review and approval as to form by the Town Attorney, for property designated as 64.8-3-7.3 on the Rockland County Tax Map.

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Yes
- Councilwoman Smith Absent
- Supervisor Holbrook Yes

RESOLUTION NO. (210-2001)

Co. Maloney offered and Co. Lasker seconded

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

BID #13-2001
GROUNDSKEEPING & LANDSCAPE SUPPLIES

is hereby awarded to:

LESCO, INC
15885 SPRAGUE RD.
STRONGSVILLE, OH 44136-1799
PRINCIPAL: A PUBLIC CORPORATION

BISSETT NURSERY CORP
323 LONG ISLAND AVE
HOLTSVILLE, NY 11742
PRINCIPALS: JAMES BISSETT JR
JAMES BISSETT 111

LOFTS SEED CO
9327 US ROUTE 1, SUITE J
LAUREL, MD 20723
PRINCIPAL: A PUBLIC CORPORATION

CARSO, INC
404 SOUTH VINE ST
CAMARGO, IL 61919
PRINCIPALS: JIM CARSO
CHERYL CARSO

THE TERRE COMPANY OF NEW JERSEY
206 DELAWANNA AVE.
CLIFTON, NJ 07014
PRINCIPALS: WILLIAM B. FEURY
THOMAS FEURY

RESOLUTION NO. (210-2001) continued

OPTI GRO, A DIVISION OF ADVANTAGE SYSTEMS
P O BOX 660196
DALLAS, TX 75266
PRINCIPAL: A PUBLIC CORPORATION

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

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (211 2001)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A. Mario Sacchi, 15 Nirvana Court, Valley Cottage, New York, Custodial Worker, Maintenance Department is hereby granted a Sick Leave of Absence at one- half pay. Effective February 28, 2001 to March 14, 2001.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (212-2001)

Co. Mandia offered and Co. Lasker seconded

WHEREAS, the Town of Clarkstown entered into an agreement with the State of New York, Division of Criminal Justice Services, for the period January 1, 2000 through December 31, 2000, to accept a grant of \$50,000 for the purpose of the Motor Vehicle Theft and Insurance Fraud Prevention Program System by the Clarkstown Police Department, for Contract No. C019930 (DCJS No. MV99016930), and

WHEREAS, the State of New York DCJS wishes to modify said grant by extending the expiration period of the agreement to March 31, 2001, with all other provisions of said agreement to remain in full force and effect;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the State of New York Division of Criminal Justice Services, with regard to a grant award of \$50,000.00, for the purpose of the Motor Vehicle Theft and Insurance Fraud Prevention Program System by the Clarkstown Police Department, for Contract No. C019930 (DCJS No. MV99016930, and which extends the expiration period of the agreement to March 31, 2001, with all other provisions of said agreement to remain in full force and effect.

RESOLUTION NO. (212-2001) continued

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

RESOLUTION NO. (213-2001)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, PHILIP ITTY has requested a refund of Building Permit fees paid for premises located at 18 Phillips Lane, West Nyack, New York, since proposed construction has been cancelled;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector, the Town Board hereby authorizes a partial refund of Building Permit fee paid, less \$100.00 review fee, to Philip Itty in the amount of \$268.00.

On roll call the vote was as follows:

Councilwoman Lasker Yes
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Absent
Supervisor Holbrook Yes

Supervisor Holbrook announced that the Board was adjourning the Meeting and retiring to Executive Session to discuss open space property.

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Co. Maloney seconded by Co. Lasker and unanimously adopted, the Town Board Meeting was closed, time: 8:20 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk