

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

06/11/2002

8:00 P.M.

Present: Supervisor Holbrook
 Council Members Lasker, Maloney, Mandia & Smith
 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: Frank Hackett
 Valley Cottage

He asked for clarification on the following:

Item # 3 – what property is being referred to at 224 S. Rte. 303.
Item #12 – explanation of the rescinding resolution;
Item #14 – buyback of military service by CSEA & Policeman's Benevolent Association;
Item #21 – wants to know if Deputy Comptroller is full-time position.

Appearance: Mary Passarella
 West Nyack

She spoke about employee complaints of harassment by the Superintendent of Highways.

Appearance: Arnold Revson
 New City

He spoke about Champion Day Camp and voiced complaints of a possible back gate. He also questioned the tower there.

Appearance: Ann Revson
 New City

Wants problems with Champion Day Camp to be resolved as the problems have, and still are, causing a great deal of expense such as replacing three (3) pool liners and excessive utility bills. Trees from camp are coming down onto her property.

Appearance: Jasper Freeman
 New City

He referred to camp's plan to build a gate which had been withdrawn.

Appearance: Alex Bunchuk
 New City

He spoke about the gate on Burda Road and that it has been scrapped. He operates two (2) months out of the year.

Appearance: Tanya Jenkins
 Burda Pl., New City

She referred to the heavy traffic on West Burda Pl. and would like to have a sign that says "Local Traffic Only." Safety is her main concern.

Appearance: Greg Barri
Congers

He thanked the Board for their approval of Item #14, buyback of military service.

RESOLUTION NO. (508- 2002)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Town Board Minutes of May 28, 2002 are hereby accepted as submitted by the Town Clerk.

On roll call the vote was as follows:

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

RESOLUTION NO. (509-2002)

Co. Lasker offered and Co. Smith 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

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 2002.

Valley Cottage Library \$3,000

On roll call the vote was as follows:

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

RESOLUTION NO. (510-2002)

Co. Lasker offered and Co. Smith seconded

WHEREAS, Rockland County has advised that it has appropriated the sum of \$70,000 to help defray the cost of assignment of two (2) Town of Clarkstown Police Officers to the Rockland County Joint Intelligence Task Force;

NOW, THEREFORE, be it

RESOLUTION NO. (510-2002) continued

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland to accept financial assistance for the purpose of reimbursing the Town of Clarkstown for two police officers assigned to the Rockland County Joint Intelligence Task Force for the period January 1, 2002 through June 30, 2002 in the sum of \$65,000 for compensation plus \$5,000 for overtime expenses actually incurred during said period.

On roll call the vote was as follows:

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

RESOLUTION NO. (511-2002)

Co. Lasker offered and Co. Smith seconded

WHEREAS, by resolution dated February 12, 2002 the Town of Clarkstown entered into an agreement with the Rockland County Office of District Attorney for reimbursement of compensation for the assignment of two Clarkstown Police Officers to the Rockland County Narcotics Task Force, and

WHEREAS, the Town of Clarkstown has been advised that an appropriation of funds to help defray overtime for the officers in the amount of \$6,000 per officer has been made by the Rockland County Legislature;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an amendment of the Extension Agreement referred to herein to provide for additional funding of up to \$6,000 per officer for overtime expenses actually incurred for the period February 16, 2002 through December 31, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (512-2002)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the real estate broker acting as agent on behalf of Alfredo Gulla, residing at 9 Walden Lane, Rye, New York, has offered the premises known as 224 South Route 303, West Nyack, New York (Tax map 65.14, Block 2, Lot 5) consisting of approximately 2.52 acres, for sale to the Town of Clarkstown and said premises are adjacent to the Town of Clarkstown Sanitary Waste facility and, therefore, may have benefit to the Town as an addition to said facility;

RESOLUTION NO. (512-2002) continued

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to solicit competitive proposals for appraisal of the subject premises and to engage in discussions with the property owner or his representatives for the purpose of determining the availability of said premises for acquisition by the Town of Clarkstown for municipal purposes, and be it

FURTHER RESOLVED, that the Director of the Department of Environmental Control is hereby authorized and directed to investigate the suitability of subject property for acquisition by the Town of Clarkstown.

On roll call the vote was as follows:

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

RESOLUTION NO. (513-2002)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, as a condition of site plan approval, the Planning Board required a Developer's Performance Agreement for a site plan known as "Mercedes Benz of Nanuet" (58.18-1-5) which was recommended by the Deputy Director of the Department of Environmental Control;

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby accepts the terms of a Developer's Performance Agreement in a form which has been approved by the Town Attorney.

On roll call the vote was as follows:

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

RESOLUTION NO. (514-2002)

Co. Lasker offered and Co. Smith seconded

WHEREAS, G.U.A.R.D., is an intergovernmental relations council concerned about the impacts of a new, wider Tappan Zee Bridge on air quality, health, transportation, development, and the environment.

WHEREAS, the members of G.U.A.R.D., in accordance with General Municipal Law, Article 5-G, wish to enter into an Intermunicipal Agreement with regards to their common interest in the impacts of a new, wider, Tappan Zee Bridge.

RESOLUTION NO. (514-2002) continued

WHEREAS, G.U.A.R.D., disagrees with the conclusions of the New York State Thruway Authority and the I-287 Task Force as set forth in the Vollmer Report dated April 2000, and feel that the report's findings are incomplete with respect to substantiating the need for a new Tappan Zee Bridge.

WHEREAS, a new Hudson River crossing will have a unique and significant impact upon the communities described above which are all on, or along, the I-287 corridor.

WHEREAS, the purpose of this agreement is for communities to come together by joining G.U.A.R.D. for the common interest of funding an independent study to identify the impacts associated with the construction of a new bridge, and to examine alternatives.

NOW THEREFORE, be it

RESOLVED that the Supervisor is hereby authorized to sign the G.U.A.R.D. Intermunicipal Agreement.

On roll call the vote was as follows:

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

RESOLUTION NO. (515-2002)

Co. Smith offered and Co. Maloney seconded

WHEREAS, by Resolution No. 470-2002, dated May 21, 2002, the Town Board awarded Bid No. 30-2002 (2002 Roadway Resurfacing Program in the Town of Clarkstown) to the low bidder, Emerson Paving Company, Inc. for a bid price of \$1,941,980.00, and

WHEREAS, subsequent to the bid award, Emerson Paving Company, Inc. has advised that it wishes to assign the award to Tilcon New York Inc., which was the only other bidder for the project, because the successful bidder believes it may have difficulty completing the project within the allotted time, and

WHEREAS, the Superintendent of Highways and Howard Lampert, P.E., the Town of Clarkstown's consultant traffic engineer, have reviewed the circumstances concerning the proposal to assign the bid award, and believe that it would be in the best interests of the Town to consent to such assignment, and

WHEREAS, the Town Attorney has reviewed the circumstances described herein and has advised that the proposed assignment does not appear to be in conflict with the applicable bid laws, nor would such assignment result in unfairness to any other bidder, or potential bidder, and would appear to be in the best interests of the Town,

NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby recognizes the assignment by Emerson Paving Company, Inc. of Bid Award No. 30-2002 to Tilcon New York Inc., and be it

RESOLUTION NO. (515-2002) continued

FURTHER RESOLVED, the Supervisor is hereby authorized and directed to execute acceptance of the assignment described herein provided all requirements of the bid specification regarding security, insurance and performance remain as per the Bid Award.

On roll call the vote was as follows:

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

RESOLUTION NO. (516-2002)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the village of Spring Valley requested the use of the Town of Clarkstown showmobile on Saturday, July 6, 2002 from 9:00 am – 5:00 pm for the Village of Spring Valley’s 100th Anniversary,

NOW, THEREFORE, BE IT RESOLVED, THAT PERMISSION IS HEREBY GRANTED TO THE Village of Spring Valley to use the Town of Clarkstown showmobile on Saturday, July 6, 2002 for the above purpose and subject to the provision of the necessary insurance policies.

FURTHER RESOLVED, that the Town Board hereby waives the fee for the use of the Town of Clarkstown Showmobile on Saturday, July 6, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (517-2002)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town Of Clarkstown has received \$6,600 in Seized Property and \$1,607.23 from D.A.R.E. Donations,

THEREFORE BE IT,

RESOLVED, to decrease account A 890 (Reserve for Seized Property) and increase account A 3120-230 (Police-Communications Equipment) by \$6,600 and decrease A 885 (Reserve for D.A.R.E.) and increase A 3230-319 (D.A.R.E.-Misc Supplies) by \$1,607.23 and

WHEREAS, various accounts need additional funding

THEREFORE BE IT,

RESOLUTION NO. (517-2002) continued

RESOLVED, to decrease B 8020-313 (Planning-Office Supplies) and increase B 8020-438 (Planning-Maintenance Agreements) by \$275 and decrease A 1990-505 (Contingency-Other Costs) and increase A 1430-409 (Personnel-Fees for Services) by \$6,000.

On roll call the vote was as follows:

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

RESOLUTION NO. (518-2002)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, by Resolution No. 474-2002 adopted on May 21, 2002, the Town Board authorized a revocable license agreement with Vilma Morelli and Julia Brigandi, Co-Executrixes of the Estate of Luke Morelli, in the form of a Declaration of Covenant to the Town of Clarkstown, to allow an inground swimming pool, partially constructed within the confines of a Town of Clarkstown sanitary sewer easement at 21 N. Pascack Road, Nanuet, New York (57.15-1-16 formerly 7-A-3.4), to remain subject to such agreement, and

WHEREAS, the Town Attorney has recommended acceptance and recording of said Declaration of Covenant, which has been provided by the property owners;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts said Declaration of Covenant from Vilma Morelli and Julia Brigandi, Co-Executrixes of the Estate of Luke Morelli, which acknowledges a revocable license agreement for a swimming pool partially constructed within the Town of Clarkstown sanitary sewer easement located at 21 N. Pascack Road, Nanuet, New York, and orders same recorded in the Rockland County Clerk's Office, subject to payment of the recording fees by the declarant.

On roll call the vote was as follows:

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

RESOLUTION NO. (519-2002)

Co. Maloney offered and Co. Lasker seconded

Whereas, Town Board resolution 648-2001 awarded Bid 39-2001; Stream NJ 1-12-3-1 Improvements to Danny Clapp Landscaping, Inc.; and

RESOLUTION NO. (519-2002) continued

Whereas, subsequent Town Board resolutions have amended the budget allowance for this project to reflect thirteen change orders on contract approved to date by the Department of Environmental Control ; and

Whereas, three additional change orders on contract have been approved by the Department of Environmental Control as follows:

C.O. #14: Plantings at #128 Third Street (n/f Papay) to replace trees removed as part of the culvert replacement on Third Street; negotiated with homeowner: Cost - \$1,000.00

C.O. #15: Plantings at #127 Third Street (n/f Pike) to replace tree removed as part of the storm drain installation; negotiated with homeowner: Cost - \$500.00

C.O. #16: Install approximately 260 linear feet of vinyl fencing with three (3) gates at two locations:

- 1) the headwall on the north side of Windmill Lane (lands n/f of Feingold and lands n/f of Garvey
- 2) the headwall and portion of channel located between Windmill Lane and Courtney Drive (lands n/f of Lediger, lands n/f of O'Connor and lands n/f of Bernstein) for safety purposes: Cost - \$14,200.00

Now, Therefore, Be It Resolved that the total approved cost of these change orders on contract is \$15,700.00; and

Be It Further Resolved that the current budget allowance for this project be increased to \$416,612.08 to reflect the additional cost of these change orders on contract; and

Be It Further Resolved that this shall be a proper charge to account # H 8751 409 0 75-15.

On roll call the vote was as follows:

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

RESOLUTION NO. (520-2002)

Co. Lasker offered and Co. Maloney seconded

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

BID #36A-2002
ASPHALT SIDEWALK IMPROVEMENT
STRAWTOWN ROAD, WEST NYACK

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by a time and date to be announced at which time bids will be opened and read, and be it

RESOLUTION NO. (520-2002) 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:

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

RESOLUTION NO. (521-2002)

Co. Maloney offered and Co. Smith seconded

WHEREAS, the conditions imposed by the Town Board with respect to the conditions referred to in Resolution No. 1021-2001 could not be met,

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 1021-2001 is hereby rescinded.

On roll call the vote was as follows:

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

RESOLUTION NO. (522-2002)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that Resolution No. 29-2002 adopted on January 3, 2002 is hereby amended to read:

RESOLVED, that the compensation of the Election Inspector for 2002 is established as follows:

Election Day	- Certified Inspectors	\$150.00
	Non-Certified Inspectors	140.00
	Chairman	15.00
Primary Day	- Certified Inspectors	\$150.00
	Non-Certified Inspectors	140.00
	Chairman	15.00
Meeting Attendance	- Instructional	10.00
	Certification	10.00

RESOLUTION NO. (522-2002) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (523-2002)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that the resignation (by retirement) of John A. Smith, 738 Manning Road, Middletown, New York – Motor Equipment Operator I – Highway Department – is hereby accepted – effective and retroactive to June 4, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (524-2002)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that Lenore Loncar, 3 Yellowstone Drive, West Nyack, New York is hereby appointed to the position of (Temporary) Senior Account Clerk – Comptroller’s Office- at the current annual salary of \$30,190., effective and retroactive to May 20, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (525-2002)

Co. Maloney offered and Co. Mandia seconded

BE IT RESOLVED, that the Town Board of the Town of Clarkstown hereby approves and ratifies an agreement between the Town of Clarkstown Unit of the Civil Service Employee’s Association Inc. and the Rockland County Patrolmen’s Benevolent Association dated June 11, 2002 with regard to the buyback of military service and authorizes the Supervisor to execute same.

RESOLUTION NO. (525-2002) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (526-2002)

Co. Lasker offered and Co. Maloney seconded

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

"Truck Weight Limit 4 Tons" signs on Kings Highway, north of Storms Road, Valley Cottage

and be it

FURTHER RESOLVED, that the Town Clerk is hereby 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 Yes
 Supervisor Holbrook Yes

RESOLUTION NO. (527-2002)

Co. Lasker offered and Co. Maloney seconded

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

Replace the "Yield" signs located on Duane Avenue at Deerfield Drive with "Stop" signs (northbound and southbound), New City

and be it

FURTHER RESOLVED, that the Town Clerk is hereby 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 Yes
 Supervisor Holbrook Yes

RESOLUTION NO. (528-2002)

Co. Lasker offered and Co. Maloney seconded

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

A "Right Turn Only" sign with right-turn arrow pavement markings, on Chestnut Street at Rt. 59, Central Nyack

and be it

FURTHER RESOLVED, that the Town Clerk is hereby 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 Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (529-2002)

Co. Lasker offered and Co. Maloney seconded

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

"No Parking Between Signs" signs on the south side of West Street starting at Strawtown Road and ending at the end of the painted Fire Zone lines further east on West Street, West Nyack

and be it

FURTHER RESOLVED, that the Town Clerk is hereby 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 Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (530-2002)

Co. Lasker offered and Co. Maloney seconded

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

An "S" Curve sign (W1-10) with a 20 MPH Advisory Speed Panel below, on the south side of Virginia Street at the beginning of the curve, and

RESOLUTION NO. (530-2002) continued

An "S" Curve sign (W1-9) with a 20 MPH Advisory Speed Panel below, on the north side of Virginia Street, Valley Cottage, at the curve

and be it

FURTHER RESOLVED, that the Town Clerk is hereby 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 Yes
Supervisor Holbrook Yes

RESOLUTION NO. (531-2002)

Co. Mandia offered and Co. Maloney seconded

WHEREAS, the Town Board is interested in acquiring a portion of premises located in Valley Cottage, New York (Tax Map 59.15-1-11 f/k/a 122-B-7.02) for the purpose of constructing a police radio tower;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Town Attorney to solicit competitive proposals from qualified real property appraisers to obtain an appraisal of the subject premises, and be it

FURTHER RESOLVED, that this resolution shall be retroactive to June 10, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (532-2002)

Co. Lasker offered and Co. Maloney seconded

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

BID #48-2002
VALLEY COTTAGE IMPROVEMENTS
PHASE I

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 JULY 19, 2002 at which time bids will be opened and read, and be it

RESOLUTION NO. (532-2002) continued

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Clarkstown Director of Environmental Control.

On roll call the vote was as follows:

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

RESOLUTION NO. (533-2002)

Co. Lasker offered and Co. Maloney seconded

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

BID #49-2002
HEAVY EQUIPMENT FOR SOLID WASTE FACILITY
LEASE/PURCHASE

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 JULY 12, 2002 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.

On roll call the vote was as follows:

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

RESOLUTION NO. (534-2002)

Co. Lasker offered and Co. Maloney seconded

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

BID #50-2002
COMPUTER AND WORD PROCESSING SUPPLIES

Bids to be returnable to the office of the Director of Purchasing, 10 Maple Avenue, New City, New York by a time and date 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.

RESOLUTION NO. (534-2002) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (535-2002)

Co. Maloney offered and Co. Mandia seconded

Whereas, Town Board resolution 648-2001 awarded Bid 39-2001; Stream NJ 1-12-3-1 Improvements to Danny Clapp Landscaping, Inc.; and

Whereas, Town Board resolution 267-2002 authorized change order on contract #8 covering the extension of the proposed drainage improvements south of Third Street through the lands n/f of Pike; and

Whereas, the relocation of a proposed drainage structure as part of said extension resulted in the need to remove and reset approximately 72 linear feet of six foot cedar fence and perform related work due to the required change in grade; and

Whereas, this work was not anticipated by the Department of Environmental Control when it solicited a proposal from the contractor for change order #8 for the extension of the new storm drain system; and

Whereas, the Department of Environmental Control directed the contractor to perform the required work with compensation to be equated on a time and materials basis as Change Order on Contract #17; and

Whereas, the work was completed in a satisfactory manner and a time and materials accounting for the work in the amount of \$5,656.85 was submitted to the Department of Environmental Control; and

Whereas the Department of Environmental Control reviewed said accounting and found it to be acceptable;

Now, Therefore, Be It Resolved that the current budget allowance for this project be increased to \$422,268.93 to reflect the additional cost of change order #17; and

Be It Further Resolved that this shall be a proper charge to account # H 8751 409 0 75-15.

On roll call the vote was as follows:

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

RESOLUTION NO. (536-2002)

Co. Maloney offered and Co. Mandia seconded

Resolved, that the Town Board hereby authorizes the placing of two advertisements for the Town of Clarkstown, a full-page ad in the 2002 "Living Here" section of the Journal News (formerly Community Guide) on June 30, 2002 and a half-page ad in the Rockland Economic Development Corporation Connections 2002 Journal on November 22, 2002, and be it

Further Resolved, that the fees for these advertisements shall not exceed the sum of \$2,970.00, which shall be charged to Account No. 6410-105.

On roll call the vote was as follows:

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

RESOLUTION NO. (537-2002)

Co. Smith offered and Co. Lasker seconded

WHEREAS, Resolution No. 33-2002 designated the George Miller Elementary School as the Polling Place for District 33 and the Highview Elementary School as the Polling Place for Districts 5, 12 and 47 for the year 2002, and

WHEREAS, on behalf of the Nanuet Board of Education, the Superintendent of the Nanuet Public Schools has requested that the Polling Places for these districts be changed to the Nanuet High School;

NOW, THEREFORE, be it

RESOLVED, that Resolution No. 33-2002 be amended to designate the Nanuet High School as the Polling Place for Districts 5, 12, 33 and 47 for the year 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (538-2002)

Co. Mandia offered and Co. Maloney seconded

Whereas, the Rockland County Personnel Office has certified on January 30, 2002, that the position of Deputy Town Comptroller/Comptroller's Office can be created,

Now, therefore, be it resolved

RESOLUTION NO. (538-2002) continued

That the position of Deputy Town Comptroller/ Comptroller's Office is hereby created effective June 11, 2002, with fringe benefits to be consistent to those accorded to the title of Deputy Town Attorney.

On roll call the vote was as follows:

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

RESOLUTION NO. (539-2002)

Co. Mandia offered and Co. Maloney seconded

Resolved that Louis J. Profenna, 10 White Birch Court, New City, NY is hereby appointed to the position of Deputy Town Comptroller/Comptroller's Office at the current annual rate of \$25,000, effective June 11, 2002.

On roll call the vote was as follows:

Councilwoman Lasker No
Councilman Maloney Yes
Councilman Mandia Yes
Councilwoman Smith Yes
Supervisor HolbrookYes

RESOLUTION NO. (540-2002)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Clerk of the Works and the Town Attorney that all proposals received for

BID #39-2002

are hereby rejected, be it

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

BID #39A-2002
WINDOW REPLACEMENT AT OLD POLICE/COURTS BUILDING
10 MAPLE AVENUE, NEW CITY

Bids to be returnable to the office of the Director of Purchasing, 10 Maple Avenue, New City, New York by a time and date 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.

RESOLUTION NO. (540-2002) continued

On roll call the vote was as follows:

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

RESOLUTION NO. (541-2002)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Superintendent of Highways and the Town's Traffic Safety Engineer that

BID #35-2002 – SPECIAL PAVEMENT MARKINGS

is hereby awarded to: SAFETY MARKING, INC.
 460 BOSTWICK AVENUE
 BRIDGEPORT, CT 06605

PRINCIPAL: MARK KELLY

as per their proposed project cost of \$22,200.00 and be it

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

- a) Signed Contract Documents - two 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, Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Worker's Compensation insurance coverage
- f) Certificate of Worker's Disability Insurance coverage

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:

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

RESOLUTION NO. (542-2002)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Superintendent of Highways and the Project Engineer, Howard Lampert, PE that

BID #41-2002 – TRAFFIC SIGNAL RECONSTRUCTION
LITTLE TOR ROAD @ RED HILL ROAD, NEW CITY

RESOLUTION NO. (542-2002) continued

is hereby awarded to: VERDE ELECTRIC CORP.
89 EDISON AVENUE
MT. VERNON, NY 10550
PRINCIPALS: GIULIO MONACO, JR.

as per their proposed project cost of \$38,110.00 and be it

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

- a) Signed Contract Documents - two 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, Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Worker's Compensation insurance coverage
- f) Certificate of Worker's Disability Insurance coverage

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:

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

RESOLUTION NO. (543-2002)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the of the Superintendent of Highways and the Town's Traffic Safety Engineer, that

BID #42-2002 - SOUTH MOUNTAIN GUIDE RAIL

is hereby awarded to: BOMBARD EXCAVATING CORP.
726 UNION MILLS ROAD
BROADALBIN, NY 12025
PRINCIPAL: DOUG BOMBARD

as per their proposed project cost of \$71,668.00 and be it

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

- a) Signed Contract Documents - two 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, Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Worker's Compensation insurance coverage
- f) Certificate of Worker's Disability Insurance coverage

RESOLUTION NO. (543-2002) 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:

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

There being no further business 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: 8:35 pm.

Respectfully submitted,



Patricia Sheridan
Town Clerk