

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

03/11/2003

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 Holbrook explained that weight limits on various county roads had been discussed at the last workshop meeting. He said there would not be a resolution on the agenda this evening as was originally planned because it will be on the workshop agenda. He said Howard Lampert and Dave Wagner are working on this.

Supervisor Holbrook opened the public portion of the meeting.

Appearance: Joe Holland
New City
President – Downtown New City Corp.

He presented the Town Board with a survey that was passed to the businesses in New City and explained their goals. They are looking to get other organizations involved.

Appearance: Ed Day
New City

He spoke on Item 17 saying he was happy to see Elaine Apfelbaum receive a promotion. He also spoke about the semi tractor trailers traveling on Little Tor Road as a means to beat the traffic. This is a residential area. He was in favor of being held to a 10-ton limit although 15-ton limit is better than nothing.

Appearance: Cora Bodkin
New City

Cora Bodkin said she served as a member of the Citizens Advisory Board for Housing and said it was important to have a Sr. Ombudsman to assist the seniors. She spoke about the waiting lists for senior citizen housing and complaints about how these lists are maintained. She was critical of calling the county and encountering automated attendants and voice mail. She also suggested it would be advantageous to have a database of senior volunteers.

Appearance: Bill Brennan and Mary Brancatelli
West Nyack

Mr. Brennan spoke highly of Mr. O'Sullivan and said he didn't have a problem with wood chips but hoped this approval excludes trash and solid wastes. Ms. Brancatelli asked the Board to change the hours of operation from 5:30 am to 7:00 am. She also addressed the issue of placing a limit on local deliveries.

Appearance: Donald Tracy, Esq.
New City

He said this application was made in July of 2002. He said he did not believe it was proper to modify the resolution tonight. Mr. O'Sullivan and he went to the New York State DEC and received exemption from the permit requirement. Mr. O'Sullivan

confirmed the hours of operation and requested an exemption for one truck to leave before 7:00 AM because its destination is 150 miles and, therefore, needs an early start.

Appearance: Pat Rocco
Congers

He spoke regarding the Goldberg property and it has been waiting for four years for this matter to be resolved and if all the rules were broken and it was contaminated. He asked what was being done in this matter. He has spent a great deal of his money in court trying to get this resolved.

He said there is a large home being built on a parcel with an existing smaller home. He asked when the small home would have to be taken down.

Appearance: Steven Levine
Congers

He congratulated Wayne Ballard on doing a good job in the way he is maintaining the roads and picking up the leaves. He spoke about the ongoing problem of the Goldberg matter and about how much money it is costing Mr. Rocco who is leading the charge on dealing with this.

He also said there is a landscape contractor on Massachusettes Ave. who is causing problems and wanted to know how the town is dealing with this.

RESOLUTION NO. (176-2003)

Co. Maloney offered and Co. Smith seconded

RESOLVED, that the Town Board Minutes of February 25, 2003 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. (177-2003)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, by petition dated September 3, 2002, O'Sullivan Tree Care, Inc. applied to the Town Board of the Town of Clarkstown, for a Special Permit to operate a Recycling Facility as authorized by Section 290-IIA, Table 15, Column 3, Item B-9, for premises designated on the Clarkstown Tax Map as 65.13-2-14, for property located on the east side of Western Highway, West Nyack, New York, and

WHEREAS, by resolutions dated November 26, 2002 and December 17, 2002, the Town Board duly scheduled a public hearing which was held on February 11, 2003 and continued until February 25, 2003, and

WHEREAS, K. Luke Kalarickal, Director of the Department of Environmental Control, was designated as agent for the Town Board for the purpose of complying with the provisions of Article 8 of the Environmental Conservation Law (SEQRA), and the

RESOLUTION NO. (177-2003) continued

Town Board made the required referrals to the Clarkstown Planning Board, the Rockland County Commissioner of Planning, and other agencies and municipalities pursuant to the General Municipal Law, and

WHEREAS, Section 290-3 of the Zoning Local Law of the Town of Clarkstown defines Recycling Facility as follows:

"Recycling Facility - An area of land upon which is located, permanently or temporarily, structures, machinery and/or other devices which are utilized to separate, process, modify, convert, treat, boil, compost, compact or prepare solid waste, refuse, leaves, trash, trees or soil, so that any component part of the same may be recovered,"

and

WHEREAS, the Town Board, after due consideration of all facts and circumstances presented in the petition, and sworn testimony of the applicant, the applicant's traffic consultant, and the testimony and comments of all interested persons elicited at the public hearing held on February 11, 2003, and all the documents and comments submitted on behalf of the applicant and all interested parties, which constitutes the record of the proceeding, and which record was closed on February 26, 2003 pursuant to Resolution of the Town Board adopted on February 25, 2003;

NOW, THEREFORE, the Town Board hereby makes the following Findings of Fact:

1. The applicant is the owner of premises located and situated in the Town of Clarkstown at 210 Western Highway, West Nyack, New York, which is known and designated on the Clarkstown Tax Map as parcel 65.13-2-14. Said premises is located in the "M" Zoning District of the Town of Clarkstown;
2. Pursuant to Section 290-11A, Column 3, Item B-9 of the Zoning Local Law of the Town of Clarkstown, a Recycling Facility is a use permitted by Special Permit of the Town Board in the "M" District;
3. The applicant has requested permission to accept wood chips produced by landscapers and produced by its own tree service operation, to dye same with red or black dye for the purpose of selling the resulting product in bulk to other landscapers, wholesalers or the public who use such dyed wood chips for landscape purposes;
4. That there will be no direct retail sales to the public at the subject premises, and that all materials entering or leaving the site will do so in commercial vehicles operated by the applicant or other landscape or wholesale businesses;
5. That the process of adding color to the wood chips utilizes a machine in which unprocessed wood chips are mixed with a black or red dye and deposited onto an impervious surface which collects and recycles unused dye for recycling in a continuous loop manufacturing process, and that no leachate or excess dye is permitted to escape the work surface or to otherwise enter the environment;
6. That the materials to be used in the dyeing process are "PFM/Black" and "PFM/Red" manufactured by Becker Wood Inc., and contain no reportable quantities of toxic materials subject to reporting requirements of Section 313, SARA, Title A, and as described, present little or no contamination hazard to the environment;
7. That the proposed use is authorized by the Town of Clarkstown Zoning Local Law and would be confined to an "M" District that provides for said use;

RESOLUTION NO. (177-2003) continued

8. That the proposed use would be appropriately located with respect to water supply, waste disposal, fire and police protection and other public facilities. It would not create, at any point of determination set forth in Section 290-13-F, G, and H, any more dangerous and objectionable elements referred to in Section 290-13A than is characteristic of the uses expressly permitted as of right in the same district. It would not adversely affect the character of or property values in the area, and it would be located appropriately with respect to transportation, and will not cause undue traffic congestion or create a traffic hazard, or otherwise impair the public health, safety, convenience, comfort, prosperity and other aspects of the general welfare of the Town;
9. That the requested permit, if issued, would result in an additional eight to ten trucks per day delivering materials to the facility, and that the increase in overall truck traffic to the site would be less than a two percent (2%) increase in the volume of current truck traffic on Western Highway. This increased truck traffic would have a negligible impact on the road in the area;
10. That the stump grinder and other equipment at the site will meet all applicable regulations with respect to noise;
11. That the facility would operate between the hours of 7:00 a.m. and 6:00 p.m., six days a week;
12. That the operation as described by the applicant is not subject to permit requirements from the New York State Department of Environmental Conservation (NYSDEC), as there will be no composting or mulching of the product to decompose the wood into compost or other organic waste;
13. That the proposed wood chip coloring facility will not generate odors, smoke, or dust, or any other air pollution in quantities that would be objectionable, and that the applicant will, at all times, be able to meet performance standards for odor and be able to avoid any odor objectionable to adjacent property owners;
14. That the Planning Board of the Town of Clarkstown has recommended in favor of the granting of the Special Permit subject to due consideration of the increase in truck traffic volume and the regulations of hours of operation similar to Resolution No. 717-1993, which shall be provided for herein, and that the applicant be required to return to the Planning Board for final site plan approval;
15. That Director of the Department of Environmental Control has reviewed the application and plans and provided comments pursuant to report dated February, 2003, which is hereby incorporated by reference, and that said recommendations are hereby adopted as Special Findings of Fact;
16. That the Rockland County Commissioner of Planning has recommended approval subject to the condition requiring the applicant to obtain Rockland County Department of Health review, any Rockland County Highway Department required permits, and the review of the Rockland County Drainage Agency and obtaining any permits which may be required;
17. That the Town Board hereby finds and determines, that based on the report of the Director of Environmental Control dated February 3, 2003 acting as staff to the Town Board as lead agency, and its own findings of fact as set forth herein, that the requested Special Permit shall not have any significant impact on the environment and no further processing pursuant to SEQRA is required;

NOW, THEREFORE, be it

RESOLUTION NO. (177-2003) continued

RESOLVED, that the proposed use as described and represented by the application and testimony of the applicant's representative:

- A. Shall be properly located with respect to transportation, water supply, fire and police protection and other public facilities;
- B. Shall not cause undue traffic congestion or create a traffic hazard;
- C. Shall not create at any point of determination set forth in Section 290-13-F, G, and H any more dangerous and objectionable elements referred to in Section 290-13-A than is characteristic of the uses permitted as of right in the same district;
- D. Shall not adversely affect the character of/or property values in the area;
- E. Shall not otherwise impair the public health, safety, morals, convenience, comfort, prosperity and other aspects of the general welfare of the Town;
- F. Shall comply with all other regulations applicable to such use;

and be it

FURTHER RESOLVED, that a Special Permit to conduct a Recycling Facility as described herein on the subject property is hereby granted to the petitioner subject to the following conditions:

1. Compliance at all times with Section 290-17-R and all other applicable provisions of the Zoning Local Law of the Town of Clarkstown;
2. That the applicant shall return to the Clarkstown Planning Board and obtain final site plan approval;
3. That the applicant shall obtain the review and approval, if required, of the Rockland County Department of Health;
4. That the applicant shall provide written proof that the New York State Department of Environmental Conservation has no jurisdiction or permit authority for the type of facility described herein;
5. That the applicant shall address all of the concerns of the Rockland County Commissioner of Planning in his report dated December 17, 2002, to the satisfaction of the Clarkstown Planning Board;
6. That the applicant comply with all of the requirements and recommendations set forth in the February 3, 2003 memo of the Director of the Department of Environmental Control;
7. Comply with the following hours of operation:
 - (a) No trucks may leave the premises before 7:00 a.m., with the exception of one truck per day;
 - (b) No trucks may enter the premises before 7:00 a.m.;
 - (c) No trucks may either enter or leave the premises between 6:00 p.m. in the evening and 7:00 a.m. on the next day;
8. Obtain the review and any required permits from the Rockland County Drainage Agency;
9. Comply with the recommendations of the Chief Fire Safety Inspector of the Town of Clarkstown as contained in his memo of December 4, 2002;

RESOLUTION NO. (177-2003) continued

- 10. Comply with all other applicable rules and regulations of any agency having jurisdiction;
- 11. No conduct of any operations pursuant to the Special Permit until all required approvals are obtained and thereafter to operate at all times in compliance with all conditions contained herein and any other applicable regulations,

and be it

FURTHER RESOLVED, that the within Findings of Fact, Special Findings and Determination setting forth the reason for granting said Special Permit shall constitute a written report to be filed with 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. (178-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, Union State Bank has commenced tax certiorari proceedings against the Town of Clarkstown affecting parcel designated as Map 43.19, Block 1, Lot 10 (formerly known as 57-D-1), for the year(s) 1998/99, 1999/00, 2000/01, 2001/02 and 2002/03, 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 Metropolitan Appraisals be retained for the purpose of preparing such preliminary appraisal at a fee not to exceed \$2,000; and such fee shall be charged to Account No. A 1420-439-1.

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. (179-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the following have applied for Certificates of Registration pursuant to Section 236-48 of the Town Code of the Town of Clarkstown:

RESOLUTION NO. (179-2003) continued

R.R. PLUMBING SERVICES CO.
DBA ROTO ROOTER SERVICES COMPANY
190 Saw Mill River Road
Hawthorne, NY 10532
Jeffrey Weinberg, President

EDWARD DE LEONARDIS EXCAVATING, INC.
328 Fulle Drive
Valley Cottage, NY 10989
Edward DeLeonardis, President

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

No. 03-12 R.R. PLUMBING SERVICES CO.
DBA ROTO ROOTER SERVICES COMPANY

No. 03-22 EDWARD DE LEONARDIS EXCAVATING, INC.

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. (180-2003)

Co. Lasker offered and Co. Smith seconded

RESOLVED, that the Town Board authorizes payment to Rolling Acres Lawns and Landscaping, Inc., contractor hired by 170 North Main LLC, for the snowplowing, salting, and backhoe service to move snow at the commuter parking lot located at UA Cinema, New City for the following dates and amounts:

\$ 825.00 for February 7, 2003
\$ 125.00 for February 10, 2003
\$ 125.00 for February 11, 2003
\$1,425.00 for February 17, 2003
\$ 125.00 for February 18, 2003
\$ 125.00 for February 19, 2003
Total \$2,750.00

and be it

FURTHER RESOLVED, that the total amount of \$2,750.00 shall be a proper charge to account number A-5650-409.

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. (181-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, DORIS LECAKES LEOUTSKOS has requested a refund of a Building Permit fee paid in the amount of \$668.00 for premises located at 15 Caravella Lane, Nanuet, New York, because after review of the application, the Building Inspector denied Building Permit (No. 02-686) and the applicant withdrew the application;

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 the cost of \$110.00 for processing, in the amount of \$558.00 to DORIS LECAKES LEOUTSKOS, to be charged to Account No. B 02 6 2555 0.

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. (182-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, CLENNY ABREU has requested a refund of Building Permit fee (No. 01-851) paid in the amount of \$608.00 for premises located at Ill Western Highway, West Nyack, New York, because of cancellation of the proposed extension to the home;

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 the cost of \$130.00 for processing, in the amount of \$478.00 to CLENNY ABREU, to be charged to Account No. B 02 6 2555 0.

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. (183-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, THOMAS GRECO has requested a refund of a Certificate of Occupancy \$50.00 fee paid in error for premises located at 22 Argow Place, Nanuet, New York, because no work had ever been performed as a result of a Building Permit previously issued and no inspection was necessary;

RESOLUTION NO. (183-2003) continued

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector, the Town Board hereby authorizes a refund of the Certificate of Occupancy fee paid to the Town in the amount of \$50.00 to THOMAS GRECO, to be charged to Account No. B 02 6 2555 0.

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. (184-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, pursuant to Resolution No. 572-2001, the Supervisor was authorized to apply for New York State Division for Youth Community Center Program funding which has been approved in the amount of \$25,189.00;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute all required documents to claim reimbursement of the amount of \$25,189.00, for the Town's participation in the New York State Division for Youth Community Center Program for the period January 1, 2002 through December 31, 2002, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to February 26, 2003.

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. (185-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the TOWN OF CLARKSTOWN, herein called the "Municipality," after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in the State Contract (No. TM01041), herein called the "Project" is desirable, in the public interest, and is required in order to study and/or implement the local project or program, and

WHEREAS, under Chapter 53, Section 1, of the Laws of 2002, relating to the Local Assistance Budget, the Legislature has authorized financial assistance to localities for services and expenses related to local projects, programs and studies by means of a written agreement, and

RESOLUTION NO. (185-2003) continued

WHEREAS, the Municipality has examined and duly considered Chapter 55, Section 1, of the Laws of 2002, relating to the Local Assistance Budget and deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, be it

RESOLVED, that the TOWN BOARD of the TOWN OF CLARKSTOWN hereby authorizes and directs Supervisor Charles E. Holbrook, the official representative to act in connection with any contracts between the Municipality and the State, and to provide such additional information as may be required, and be it

FURTHER RESOLVED, that the Town Clerk shall send one (1) certified copy of this Resolution to the New York State Department of Environmental Conservation, Albany, New York, together with the State Contract, and be it

FURTHER RESOLVED, that this Resolution is effective immediately.

On roll call the vote was as follows:

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

RESOLUTION NO. (186-2003)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, K. Luke Kalarickal, P.E., Director of the Department of Environmental Control, recommends the proposal of Leonard Jackson Associates dated February 26, 2003, to provide engineering services to the Town with regard to the Demarest Kill-Cranford Drive Flood Amelioration Project;

NOW, THEREFORE, be it

RESOLVED, RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Leonard Jackson Associates, in a form approved by the Town Attorney, to provide engineering services to the Town with regard to the Demarest Kill-Cranford Drive Flood Amelioration Project, and be it

FURTHER RESOLVED, that the fee for said services shall not exceed the total amount of \$28,500.00, and be it

FURTHER RESOLVED, that the fee for said services shall be charged to Account No. H 1994-409-0-14-38.

On roll call the vote was as follows:

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

RESOLUTION NO. (187-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes John W. Coyle, Safety Manager, to attend the 2003 PERMA Regional Meeting in Fishkill, New York, which deals with truck inspections, vehicle weight limitations and DWI, on March 25, 2003, and be it

FURTHER RESOLVED, that all necessary expenses shall be charged to Account No. A 1010-414.

On roll call the vote was as follows:

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

RESOLUTION NO. (188-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, the Town Board hereby authorize attendance at the 2003 New World Systems Executive Customer Conference by Charles E. Holbrook, Supervisor, and Robert Stritmater, Director of Automated Systems, in New Orleans Marriott, New Orleans, Louisiana, on April 22, 2003 through April 26, 2003, and be it

FURTHER RESOLVED, that the total cost of \$749.00 for each person at such conference, and other reasonable expenses for tolls, travel, lodging and meals shall be charged to Account No. A 1010-414.

On roll call the vote was as follows:

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

RESOLUTION NO. (189-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that the Town Board hereby authorizes attendance at Windows 2000 technical training classes for by Joseph Lo Presti, Information Services Specialist I, and Matthew Buteux, Information Services Specialist II, to be held at the Tarrytown Courtyard, 475 White Plains Road, Tarrytown, New York, from May 22, 2003 through May 23, 2003, be it

FURTHER RESOLVED, that the total cost for such training shall not exceed \$895.00 per person and shall be charged to Account No. A-1680-414, and other reasonable expenses for travel, tolls, and meals shall be charged Account No. A-1680-404.

RESOLUTION NO. (189-2003) 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. (190-2003)

Co. Lasker offered and Co. Maloney seconded

RESOLVED, based upon the recommendation of the Clarkstown Parks Board and Recreation Commission and the Supt. of Recreation and Parks that the following 2003 part-time salaries be established:

PART-TIME	<u>2003 Proposed MINIMUM</u>	<u>2003 Proposed MAXIMUM</u>
Recreation Aide	\$6.50/hr.	\$18.00/hr.
Recreation Assistant.	\$6.50/hr.	\$18.00/hr.
Recreation Leader	\$10.00/hr.	\$25.00/hr.
Recreation Specialist	\$10.00/session	\$40.00/session
Refreshment Stand Attendant I.	\$6.50/hr.	\$9.00/hr.
Refreshment Stand Attendant II	\$7.50/hr	\$15.00/hr.
Lifeguard	\$10.00	\$15.00/hr.
Head Lifeguard	\$13.00/hr.	\$16.00/hr.
Water Safety Instructor.	\$12.00/hr.	\$14.00/hr.
Laborer-Student.	\$8.00/hr.	\$13.00/hr.
Groundswoker (L).	\$10.00/hr.	\$15.00/hr.
Custodial Worker(Seasonal)(L)	\$6.50/hr.	\$20.00/hr.
	<u>2002 CONTRACT</u>	<u>PROPOSED 2003 CONTRACT</u>
Senior Citizen's Leader (Part-time) Frank DiMaria	\$29,625.00	\$30,810.00
Swim Area Supervisor (Seasonal) John Joyce	\$11,000.00	\$14,000.00
Senior Recreation Leader (Seasonal) (Camps/playgrounds) James Nash	\$ 9,950.00	\$10,348.00
Senior Recreation Activity Specialist (Seasonal) (Arts & Crafts) – Ann Slingsby	\$ 6,500.00	\$ 6,706.00
Senior Recreation Activity Specialist (Seasonal) (Sr. Show) – Ann Slingsby	\$ 8,070.00	\$ 8,400.00

RESOLUTION NO. (190-2003) 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. (191-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, Town Board Resolution #568-2002 awarded bid #37-2002; Drainage improvements-Vicinity of Park Ave., Karl Court, and Meriwether Trail, Congers to Ruccon, Inc.; and

WHEREAS, an unforeseen condition caused a backup in the sanitary sewer line at house #16 Park Ave.; and

WHEREAS, it was determined that the old concrete drainage pipe settled onto the sanitary sewer line, causing it to crack; and

WHEREAS, emergency night work was required to correct the condition; and

WHEREAS, the cost of the emergency work is \$6,725.43; and

WHEREAS, this cost has been reviewed and found acceptable by the Department of Environmental Control;

NOW, THEREFORE, BE IT RESOLVED that the total cost for this project be increased from \$131,020.38 to \$137,745.81 to reflect the additional cost of the emergency work; and

BE IT FURTHER RESOLVED that this shall continue to be a proper charge to account # H-8752-409-0-76-13

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. (192-2003)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Clarkstown Parks Board and Recreation Commission and the Superintendent of Recreation and Parks are recommending that various park improvements be made at Zukor Park, Germonds Park, Congers Park, Street and Pascack Community Centers,

NOW, THEREFORE, be it

RESOLUTION NO. (192-2003) continued

RESOLVED, that the Town Comptroller is hereby authorized to transfer the sum of \$240,00 from Money in Lieu of Land to Parklands and Improvements account.

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. (193-2003)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Town of Clarkstown has received \$95.00 from donations to the Child Passenger Safety Program and \$1,447.35 from donations to the D.A.R.E. Program,

THEREFORE BE IT,

RESOLVED, to increase Revenue Account No. A 01 9 2705 0 (Gifts & Donations) by \$1,542.35 and increase Budgetary Account's A 3120-326 (Police-Law Enforcement Supplies) by \$95.00 and A 3230-319 (D.A.R.E.-Misc Supplies) by \$1,447.35 and

WHEREAS, various accounts need additional funding,

THEREFORE BE IT,

RESOLVED, to decrease B 8020-313 (Planning-Office Supplies) and increase B 8020-204 (Planning-Office Machines) by \$394.00 and decrease A 1330-313 (Receiver of Taxes-Office Supplies) and increase A 1330-407 (Receiver of Taxes-Equipment Repairs) by \$133.00.

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. (194-2003)

Co. Mandia offered and Co. Maloney seconded

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

BID #24-2003
HAND TOOLS & MISC. MAINTENANCE 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

RESOLUTION NO. (194-2003) continued

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Clarkstown Department 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. (195-2003)

Co. Mandia offered and Co. Maloney seconded

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

BID #25-2003\
 UNIFORM MAINTENANCE SERVICES FOR
 CLARKSTOWN POLICE DEPARTMENT AND FIRE INSPECTORS

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

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Clarkstown Department 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. (196-2003)

Co. Maloney offered and Co. Mandia seconded

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

BID #26-2003
 CUL-DE-SAC MAINTENANCE

Bids to be returnable to the Purchasing Department, 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

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

RESOLUTION NO. (196-2003) 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. (197-2003)

Co. Maloney offered and Co. Mandia seconded

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

BID #27-2003
 MOSQUITO CONTROL PROGRAM - 2003

Bids to be returnable to the Purchasing Department, 10 Maple Avenue, New City, New York at 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 Department 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. (198-2003)

Co. Maloney offered and Co. Mandia seconded

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

BID #28-2003
 TRANSFER STATION VENTING SYSTEM

Bids to be returnable to the Purchasing Department, 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

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

RESOLUTION NO. (198-2003) 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. (199-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Superintendent of Recreation and Parks that

**BID #14-2003
FOOD PROVISIONS FOR TOWN REFRESHMENT STANDS**

is hereby awarded to:

**J.H. HAAR, A DIVISION OF
U.S. FOOD SERVICE, INC.
849 NEWARK TPKE.
KEARNY, N.J. 07032**

PRINCIPALS: A PUBLIC CORPORATION

**NEWBURGH PACKING CORP.
677 LITTLE BRITAIN ROAD
NEW WINDSOR, NY 12553**

PRINCIPALS: HENRY SCHEIBLE

**COUNTRY COFFEE
6 EAST DEXTER PLAZA
PEARL RIVER, NY 10965**

**PRINCIPALS: THOMAS J. CARECCIA
LORI VAIL**

**COOKIES AND MORE, INC.
165 PRICE PARKWAY
FARMINGDALE, NY 11735
PRINCIPALS: MARK ABRUSCATO
THE B.L.G. FAMILY TRUST**

**MULLER DAIRIES
P.O. BOX 456
FLORIDA, NY 10921**

PRINCIPALS: WILLIAM J. MULLER

**JAY BEE DISTRIBUTORS
P.O. BOX 8307
HICKSVILLE, NY 11802**

PRINCIPALS: STEVE ESPOSA

RESOLUTION NO. (199-2003) continued

ROCKLAND BAKERY
94 DEMAREST MILL ROAD
NANUET, NY 10954

PRINCIPALS: I. BATTAGLIA
J. BATTAGLIA
M. BATTAGLIA
M. BATTAGLIA

MAX BRAUN & SONS
94 WOODWORTH AVENUE
YONKERS, NY 10701

PRINCIPALS: NORMAN BRAUN

as per the item/price schedule on file in the Town Clerk's Office

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. (200-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, United Water New York is hereby authorized to install the following hydrants Nanuet, NY in conjunction with Hydrant Investigation No. 11985, Tri-Murti Association dba Nanuet Inn:

H#1 - w/s of private driveway approx. 85' n/o Route 59
H#2 - w/s of private driveway approx. 385' n/o Route 59.

and be it,

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

On roll call the vote was as follows:

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

RESOLUTION NO. (201-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, United Water New York is hereby authorized to install the following hydrants in conjunction with Hydrant Investigation No. 12100, Comfort Inn, Nanuet, NY:

H#1 - X10781H - s/s of Rte. 59 approx. 320' w/o Rose Road

and be it,

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

On roll call the vote was as follows:

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

RESOLUTION NO. (202-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLVED, that based upon the recommendation of the Director of Environmental Control, United Water New York is hereby authorized to install the following hydrants in conjunction with Hydrant Investigation No. 11676, Candlewood Hotel, Nanuet, NY:

- H#1 - X10548H - e/s of pvt. road approx. 25' s/o Overlook Blvd
- H#2 - X10549H - s/e corner of bldg. approx. 330' s/o Overlook Blvd
- H#3 - X10550H - s/w corner of bldg. approx. 220' s/o Overlook Blvd.
- H#4 - X10551H - n/s of bldg. approx. 120' s/o Overlook Blvd.

and be it,

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

On roll call the vote was as follows:

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

RESOLUTION NO. (203-2003)

Co. Maloney offered and Co. Mandia seconded

RESOLUTION NO. (203-2003) continued

RESOLVED, that based upon the recommendation of the Director of Environmental Control, United Water New York is hereby authorized to install the following hydrants in conjunction with Hydrant Investigation No. 12117, Hidden Ridge, LLC, Nanuet, NY:

H#1 – X10800H – 300' s/o of Pipetown Hill Rd. approx 30' Building D in the Condo Complex.

and be it,

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

On roll call the vote was as follows:

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

RESOLUTION NO. (204-2003)

Co. Mandia offered and Co. Smith seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Richard Tigue, 58 Parker Avenue, New City, New York, to the position of (Provisional) Maintenance Supervisor (Grounds) – Parks Board and Recreation Commission – at the current annual salary of \$64,675., effective and retroactive to December 16, 2002.

On roll call the vote was as follows:

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

RESOLUTION NO. (205-2003)

Co. Mandia offered and Co. Smith seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Frederick Hastings, 91 Laurel Road, New City, New York, to the position of (temporary) Assistant Maintenance Supervisor Grounds – (position encumbered by Richard Tigue) – Parks Board and Recreation Commission – at the current annual salary of \$58,121., effective and retroactive to January 27, 2003.

RESOLUTION NO. (205-2003) 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. (206-2003)

Co. Mandia offered and Co. Smith seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Senior Recreation Supervisor (NCP/T&E) #03053 which contains the name of Elaine Apfelbaum,

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Elaine Apfelbaum, 3 Alan Court, New City, New York – to the (permanent) position of Senior Recreation Supervisor – Parks Board and Recreation Commission – at the current annual salary of \$69,946., effective and retroactive to March 3, 2003.

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. (207-2003)

Co. Mandia offered and Co. Smith seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #99023 & 00055 Senior Recreation Leader which contains the name of Carl F. Brooks,

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Carl F. Brooks, 502 Nyack Plaza, Nyack, New York – to the (permanent) position of Senior Recreation Leader – Parks Board and Recreation Commission – at the current annual salary of \$35,198., effective and retroactive to February 3, 2003.

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. (208-2003)

Co. Mandia offered and Co. Smith seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #00227 Custodian I – which contains the name of Herwig Goetz,

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Herwig Goetz, 281 Old Route 304, New City, New York, to the position of Custodian I – Parks Board and Recreation Commission – at the current annual salary of \$28,355., effective and retroactive to February 24, 2003.

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. (209-2003)

Co. Mandia offered and Co. Smith seconded

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #02059 Custodian I – which contains the name of John E. Moccia,

Now, therefore, be it

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of John R. Moccia, 21 Scarlett Court, New City, New York, to the position of Custodian I – Parks Board and Recreation Commission – at the current annual salary of \$28,355., effective and retroactive to March 3, 2003.

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. (210-2003)

Co. Mandia offered and Co. Smith seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission of Michael Carroll, 322 Old Route 304, New City, New York, to the position of (Provisional) (Promotional) – Recreation Supervisor – Parks Board and Recreation Commission – at the current annual salary of \$56,555., effective and retroactive to January 27, 2003.

RESOLUTION NO. (210-2003) 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. (211-2003)

Co. Mandia offered and Co. Smith seconded

RESOLVED, that Robert W. Davies, 707 Eagle Valley Road, Tuxedo, New York, is hereby appointed to the position of (temporary) Supervising Real Property Appraiser – Assessor’s Office – at the current annual salary of \$59,766., effective and retroactive to March 10, 2003.

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. (212-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, at the request of the Insurance and Claims Manager Robert Berdy, the W. H. Moulton Company requested proposals for the renewal insurance coverage of the Mini-Trans Bus System of the Town of Clarkstown, and

WHEREAS, the Insurance and Claims Manager has recommended acceptance of the eight bus proposal contained in the March 6, 2003 letter of W. H. Moulton Company, insurance agents;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby accepts the proposal of Lancer Insurance for liability coverage of \$2,000,000.00, and from General Star Insurance Company for excess liability coverage of \$8,000,000.00, at the total quoted price for the annual premium of \$210,357.00, to be charged to Account No. CS 1910-420.

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. (213-2003)

Co. Smith offered and Co. Lasker seconded

RESOLVED, that the Town Board of the Town of Clarkstown shall hold a public hearing pursuant to the Eminent Domain Procedure Law to consider the proposed acquisition by Eminent Domain of property for municipal purposes which is located on the south side of Congers Lake, Congers, New York, and which premises are more particularly described in Schedule "A," and together with a temporary construction easement more particularly described on Schedule "B" annexed hereto, which public hearing shall be held on March 25, 2003 at 8:00 p.m., or as soon thereafter as possible, in the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized to prepare and serve notice of such statutory hearing and that the Town Clerk cause the same to be published on at least five consecutive days in the official newspaper of the Town as aforesaid and file proof thereof in the Office of 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. (214-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, it may be necessary for the Town of Clarktown to acquire by Eminent Domain, a portion of property known as Map 52.11-2-1 through 16 and Map 52.7-2-49, which is located contiguous to or near the Congers Lake Dam, Congers Lake, New York;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Town Attorney to hire the firm of Metropolitan Appraisal, for a preliminary condemnation appraisal of property known as Map 52.11-2-1 through 16 and Map 52.7-2-49, which is located contiguous to or near the Congers Lake Dam, Congers, New York, and be it

FURTHER RESOLVED, that the fees for said services shall not exceed the amount of \$5,000.00 without further authorization of the Town Board, and shall be charged to Account No. H 8741-409-0-23-2.

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. (215-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, it may be necessary for the Town of Clarkstown to acquire by Eminent Domain, a portion of property known as Map 52.11-2-1 through 16 and Map 52.7-2-49, which is located contiguous to or near the Congers Lake Dam, Congers Lake, New York;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the hiring of Mayo, Lynch and Associates, Inc., 333 Meadowlands Parkway, Secaucus, New Jersey, to provide engineering services and a survey of a portion of property designed on the Clarkstown Tax Map as Map 52.11-2-1 through 16 and Map 52.7-2-49, relative to the need to acquire such property by Eminent Domain for the purpose, if needed, of improvements at the Congers Lake Dam site, Congers, New York, and be it

FURTHER RESOLVED, that the fees for such survey shall not exceed the amount of \$5,000.00 without further authorization of the Town Board, and shall be charged to Account No. H 8741-409-0-23-2.

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. (216-2003)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, as a result of information provided by concerned citizens, and report dated March 10, 2003 from Howard L. Lampert, the Town's Traffic Engineering Consultant, the Town Board hereby determines that traffic safety is affected by a limited sight distance and other conditions at the intersections described herein, and reasonable measure to improve traffic safety at said locations would be the installation of Stop Signs as further described herein;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes Wayne T. Ballard, Superintendent of Highways, to install stop Signs at the following New City locations:

- (1) Eastbound Sunrise Avenue at Pine Street;
(2) Eastbound Alan Drive at Pine Street;
(3) Eastbound Pine Street at the north-south Pine Street extension, and
(4) Southbound Sterling Place at Pine Street.

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. (217-2003)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, the Clarkstown Central School District has created a Community Task Force which has played an active role in developing community efforts for the prevention of alcohol, tobacco, and drug abuse and programs to combat youth violence for the youth in the Town of Clarkstown, and

WHEREAS, the Clarkstown Community Task Force has requested the Town Board to support its grant application to the drug-free communities support program by agreeing to provide in kind Police Department services to support its programs;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an Agreement/Memorandum of understanding with the Clarkstown Central School District, on behalf of its Clarkstown Community Task Force, in a form approved by the Town Attorney, to authorize the Police Department to provide, in kind, services to assist the Task Force on its initiatives ranging from alcohol, tobacco, drug prevention education and awareness programs, and alcohol free alternatives, and be it

FURTHER RESOLVED, that the Town of Clarkstown intends to continue its funding, not to exceed \$10,000.00 for the fiscal period January 1, 2003 to December 31, 2003, subject to receipt of the funding request on the Town Board's Economic Assistance Forms, which funding shall be used for the Task Force's educational programs in the Town of Clarkstown, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to March 10, 2003.

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. (218-2003)

Co. Smith offered and Co. Maloney seconded

RESOLVED THAT:

- David Secor Principal Engineering Technician
- Gary Landro Principal Engineering Technician
- Christopher Wagner Engineering Technician

of the Department of Environmental Control are hereby authorized to attend the training seminar "Improving Public Works Construction Inspection Skills" to be held in Philadelphia, PA on March 24-25, 2003, and

BE IT FURTHER RESOLVED, that the cost of \$683.00 for each person at said training course, and other reasonable expenses for tolls, travel and meals in accordance with the provisions of Town Board Resolution 133-2002, shall be charged to appropriation Account A 1010-414 (Schools and Conferences)

RESOLUTION NO. (218-2003) 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. (219-2003)

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 "Do Not Enter" sign (see sec 213.4 of the MUTCD Manual a R3-15 sign) on Prospect Avenue at Middletown Road, Nanuet.

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 Yes
 Supervisor Holbrook Yes

RESOLUTION NO. (220-2003)

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 "No Parking-Tow Zone: signs that are located on the eastside of Maple Avenue in front of Town Hall to "No Standing-Tow Away Zone" signs on Maple Avenue, New City, NY

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 Yes
 Supervisor Holbrook Yes

RESOLUTION NO. (221-2003)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, the Town Board of the Town of Clarkstown is desirous of promoting compliance to "No Turn on Red" ordinances currently in place at various locations throughout the Town's traffic signal network,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes Verde Electric Corp. to install ten (10) overhead "No Turn on Red" signs at seven (7) traffic signal locations, list attached, at the current bid price of \$450.00 per sign, as per the recommendation dated March 5, 2003 from Howard L. Lampert, PE, Highway and traffic Engineering Consultant, and be it

FURTHER RESOLVED, in order that this work be performed, the sum of \$4,500.00 is herein appropriated to account number A 3320 219 - Installation of Traffic Signals.

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. (222-2003)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that upon the recommendation of the Director of the Department of Environmental Control, Passbook Savings Account No. MD 6871457245 issued by Bank of New York to Pat Nazzaro Disposal, Inc. in the amount of \$100,000, which was provided in connection with Bid No. 65-1993 - Curbside Residential Collection of Recyclable Materials, is no longer required as all work under the bid has been completed; and said Savings Passbook may be released.

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. (223-2003)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that the Purchasing Department is authorized to advertise for bids for:

- BID #16-2003
- 16-2003-A (General Construction)
- 16-2003-B (Electrical Construction)

RESOLUTION NO. (223-2003) continued

**CONSTRUCTION OF THE GERMONDS PARK MINIATURE GOLF COURSE
TOWN OF CLARKSTOWN**

Bids to be returnable to the office of the Purchasing Department, 10 Maple Avenue, New City, New York by 2:30 p.m. on April 2, 2003 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 Purchasing Department.

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. (224-2003)

Co. Smith offered and Co. Mandia seconded

RESOLVED, that no bids were received for

**BID #18-2003
CARBONATED SOFT DRINKS FOR
TOWN REFRESHMENT STANDS**

therefore, be it

FURTHER RESOLVED that the Purchasing Department is hereby authorized to re-advertise for bids for:

**BID18A-2003
CARBONATED SOFT DRINKS FOR
TOWN REFRESHMENT STANDS**

Bids to be returnable to the Purchasing Department, 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 Purchasing Department.

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. (225-2003)

Co. Smith offered and Co. Mandia seconded

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

BID #29-2003
FUEL TANK REPLACEMENT - SOLID WASTE FACILITY

Bids to be returnable to the office 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 Department 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. (226-2003)

Co. Smith offered and Co. Maloney seconded

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

BID #11-2003
WESTGATE BLVD DRAINAGE IMPROVEMENTS

is hereby awarded to:

COLONNELLI BROS.
409 SOUTH RIVER STREET
HACKENSACK, NJ 07601

PRINCIPALS: A. COLONNELLI
 N. COLONNELLI
 U. COLONNELLI

as per their proposed project cost of \$116,500.00 and be it

FURTHER RESOLVED, that said award is subject to the receipt by the Purchasing Department 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 Automobile Liability Coverage
- f) Certificate of Worker's Compensation Insurance coverage
- g) 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

RESOLUTION NO. (226-2003) continued

FURTHER RESOLVED, that the total cost of the project shall be a proper charge to Account H 8751 400 409 75 28

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. (227-2003)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that based upon the recommendation of the Superintendent of Recreation and Parks that

BID #17-2003
ICE CREAM FOR TOWN REFRESHMENT STANDS

is hereby awarded to: GILLETTE CREAMERY
23 LINCOLN STREET
ELLENVILLE, NY 12428

PRINCIPALS: JOHN B. GILLETTE, JR.
WILLIAM C. GILLETTE
RICHARD H. GILLETTE
STEPHEN I. GILLETTE

as per their item/price schedule of file with the Town Clerk's Office.

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. (228-2003)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the Superintendent of Highways has recommended a ninety (90) day extension of Bid No. 21-2001 (Refuse Pick-up Service from Town Facilities), which was awarded to Pat Nazzaro Disposal, Inc. and expires on March 31, 2003, to allow sufficient time for the Superintendent of Highways and the Superintendent of Recreation and Parks to review current needs and to revise the new bid specifications;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Purchasing Department to enter into an agreement, in a form approved by the Town Attorney, for a ninety (90) day extension of the current agreement with Pat Nazzaro Disposal, Inc. at the current monthly compensation.

RESOLUTION NO. (228-2003) 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. (229-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, Jay A. Greenwell, PLS, has submitted a proposal dated March 7, 2003 pursuant to Resolution No. 489-2002, to provide the Town with survey and land planning services in connection the proposed subdivision of lands of Mazzucca, which vacant portion is to be acquired pursuant to the Town of Clarkstown Open Space Initiative;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the hiring of Jay A. Greenwell, pursuant to his proposal of March 7, 2003, in a form approved by the Town Attorney, to provide engineering services for premises known as Map 59.8-1-31 and Map 59.8-1-19, consisting of approximately 21.7 acres and 3.1 acres respectively, which property is located in Valley Cottage, New York, and be it

FURTHER RESOLVED, that the reasonable and necessary fees and expenses, estimated at \$11,200.00, to be charged to Account No. H 8750-409-0-74-1.

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. (230-2003)

Co. Lasker offered and Co. Smith seconded

WHEREAS, the Town of Clarkstown received a Notice of Declaration of Lead Agency from the County of Rockland Division of Environmental Resources for the Open Space Acquisition; and

WHEREAS, the Town of Clarkstown is identified as an interested or an involved agency; and

WHEREAS, one of the properties identified for the Open Space Acquisition Program is Cropsey Farm (21.44 acres) tax map Section 51.10, Block 3, Lot 1 (f/k/a 37-F-47); and

WHEREAS, the Town Board reviewed the Short Environmental Assessment Form prepared by the County of Rockland Division of Environmental Resources; and

RESOLUTION NO. (230-2003) continued

WHEREAS, the Clarkstown Town Board consents to the County of Rockland Division of Environmental Resources as Lead Agency for the Open Space Acquisition Program;

NOW, THEREFORE, BE IT RESOLVED that the Town Board authorizes the Director of the Department of Environmental Control to carry out the requirements under the State Environmental Quality Review Act for the Open Space Acquisition Program by the County of Rockland.

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. (231-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, an inspection of Dustman Lane in the Hamlet of Bardonia by the Deputy Director of Environmental Control and the Town Code Enforcement Officer on January 27, 2003 revealed a seriously degraded portion of the road consisting of potholes, damaged asphalt road surface and drainage problems, and

WHEREAS, a review of Town records by the Office of the Zoning Administrator has revealed that the Town of Clarkstown is the owner in fee of certain portions of the undedicated section of Dustman Lane, which portion contains damaged areas, and

WHEREAS, the Town Attorney and the Superintendent of Highways have concurred that the Town owned property should be properly maintained:

NOW, THEREFORE, BE IT RESOLVED that the Superintendent of Highways is hereby authorized to perform the necessary repairs to the Town owned portions of Dustman Lane, Bardonia, in accordance with the sketch to be prepared by the Deputy Director of Environmental Control and the Town Code Enforcement Officer based on field measurements taken on January 27, 2003 and the Survey of a Portion of Dustman Lane prepared by Atzl, Scatassa & Ziegler, P.C. for the Town of Clarkstown dated Sept. 15, 1993.

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. (232-2003)

Co. Lasker offered and Co. Smith seconded

WHEREAS, Councilwoman Shirley Lasker has proposed that the position of "Senior Ombudsman" be established, in accordance with the recommendations of the Citizens' Advisory Board for Housing in the Town of Clarkstown, to provide additional assistance to senior citizens who may need information about services provided by the Town of Clarkstown or by outside agencies, and

RESOLUTION NO. (232-2003) continued

WHEREAS, for an interim period, the Town Board wishes to investigate the need for such a position by temporarily assigning the responsibilities of "Senior Ombudsman" to a position already created so that the position of "Senior Ombudsman" can be fully evaluated to determine its need, and

NOW, THEREFORE, be it

RESOLVED, that Rudy Damonti, who holds the position of Constituent Service Assistant, is hereby assigned, without additional compensation, the additional duties of "Senior Ombudsman" to provide assistance to all persons who want help or direction pertaining to senior citizen housing, health care, or other needs, , and be it

FURTHER RESOLVED, that the additional responsibilities provided for herein shall be for an interim period of six months from the date of this resolution, during which time it shall be determined whether there is need for a Senior Ombudsman on a permanent basis, and be it

FURTHER RESOLVED, that this resolution is subject to compliance with all applicable Rockland County Department of Personnel regulations.

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. (233-2003)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, pursuant to a maintenance agreement dated March 11, 1997 between EklecCo, the Town of Clarkstown and others, EklecCo is required to maintain liability insurance on the ring roads at the Palisades Center Mall in an amount not less than Ten Million Dollars (\$10M), with the insurance carrier chosen by the Town of Clarkstown, and

WHEREAS, the Town of Clarkstown has obtained proposals from Coregis Insurance Company and General Star Insurance Company to provide Two Million Dollars (\$2M) Dollars basic coverage and Eight Million Dollars (\$8M) of excess liability insurance coverage, and

WHEREAS, the anticipated renewal premiums for both policies total \$75,250.00;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby designates Coregis Insurance Company and General Star Insurance Company as the approved carriers for the Palisades Mall Ring Road insurance, and authorizes and directs Robert Berdy, Insurance and Claims Manager, to notify EklecCo of the renewal premiums for the renewal of current insurance coverage which is due to expire on March 31, 2003.

RESOLUTION NO. (233-2003) 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. (234-2003)

Co. Smith offered and Co. Maloney seconded

WHEREAS, the Rockland County Department of Health is planning for potential public health emergencies/communicable disease declaration and has requested the Town of Clarkstown to establish certain of its facilities as potential locations for mass vaccinations of the public by the Rockland County Health Department, and

WHEREAS, the Town of Clarkstown wishes to support this emergency planning effort;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown hereby provides that the facilities set forth herein shall be available to the Rockland County Commissioner of Health should a public health emergency/communicable disease declaration be made, and be it

FURTHER RESOLVED, that such facilities shall be made available for the duration of any such emergency declaration, and be it

FURTHER RESOLVED, that a copy of this resolution will be distributed to all Clarkstown Department Heads.

FACILITIES TO BE USED FOR PUBLIC HEALTH EMERGENCY:

1. Clarkstown Town Hall, 10 Maple Avenue, New City;
2. Congers Lake Memorial Park, 4 Gilchrest Road, Congers;
3. Street Community Center, 31 Zukor Road, New City;
4. Central Nyack Community Center, 58 Waldron Avenue, Central Nyack;
5. Pascack Community Center, 87 North Clarkstown Road, Nanuet.

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. (235-2003)

Co. Smith offered and Co. Lasker seconded

WHEREAS, Senate Bill N. 406 deals with protecting consumers against corporate fraud, and Assembly Bill No. 2623 deals with holding telecommunications corporations to a quality service standard, and

WHEREAS, the Town Board wishes to support these bills to protect the residents in the Town of Clarkstown;

THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby supports Senate Bill No. 406 and Assembly Bill No. 2623.

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. (236-2003)

Co. Lasker offered and Co. Smith seconded

WHEREAS, the County of Rockland, through its Department of Planning, is desirous of entering into an agreement with the Town of Clarkstown for maintenance and upkeep of park and ride lots located at (a) Route 303 and Route 59 (b) Route 59 and Middletown Road and (c) Exit 14 of the New York State Thruway, for the period to terminate on March 31, 2003, and

WHEREAS, the County of Rockland agrees to pay the Town the maximum sum of \$41,000.00 in connection with said maintenance;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the County of Rockland, in a form satisfactory to the Town Attorney, to provide maintenance and upkeep of park and ride lots located at (a) Route 303 and Route 59 (b) Route 59 and Middletown Road and (c) Exit 14 of the New York State Thruway, for the period to terminate on March 31, 2003.

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. (237-2003)

Co. Lasker offered and Co. Smith seconded

WHEREAS, the County of Rockland wishes to extend the agreement dated February 1, 1991 with the Town of Clarkstown for the Enhanced 911 System's Operation of Public Service Answering Points, and

WHERE, the Town of Clarkstown wishes to continue to participate in said system;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to extend the term of agreement dated February 1, 1991 to include the term of September 3, 1998 through September 2, 2003, for the Enhance 911 System's Operation of Public Service Points.

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. Smith and unanimously adopted the Town Board Meeting was closed, time: 930 p.m.

Respectfully submitted,



Patricia Sheridan
Town Clerk