

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

01/13/2004

8:00 P.M.

Present: Supervisor Holbrook
Council Members Lasker, Maloney & Nowicki
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

Supervisor Holbrook declared the Town Board Meeting open. Assemblage saluted the Flag. Supervisor acknowledged the attendance of Mrs. Gnazzo's class from Clarkstown North High School.

Supervisor opened the public portion of the meetings

Appearance: Steven Levine
Congers

Mr. Levine spoke regarding the height of buildings and how buildings cast shadows. He said the closer the building is to the edge of the property, the lower the building is and the farther the building is from the edge of the property, the higher the building.

RESOLUTION NO. (72-2004)

Co. Maloney offered and Co. Nowicki seconded

WHEREAS, Budgetary Account A 1010-409 (Councilmen-Fees For Services) needs additional funding.

THEREFORE BE IT,

RESOLVED, to decrease Account A 01 14 2999 (Unexpended Balances) and increase Account No. A 1010-409 (Councilmen-Fees For Services) by \$30,000.

On roll call the vote was as follows:

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

RESOLUTION NO. (73-2004)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, Sgt. Robert Franchino, CPD has made recommendations in his memo dated 12-4-03 to Supervisor Holbrook for additional traffic safety improvements in the vicinity of the New City Elementary School,

Now, therefore be it

RESOLVED, that the Superintendent of Highways is hereby authorized to install the following traffic control signs:

RESOLUTION NO. (73-2004) continued

a) "No Left Turn" sign on southbound Elmwood Drive at its intersection with Crestwood Drive, New City and

b) "No Right Turn" sign on northbound Elmwood Drive at its intersection with Crestwood Drive, New City

and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Wayne T. Ballard, PE, CSP Superintendent of Highways for implementation and to the Chief of Police for his information and for enforcement purposes.

On roll call the vote was as follows:

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

RESOLUTION NO. (74-2004)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, residents of the condominium units at Omni Parc on Pipetown Hill Road, Nanuet have expressed concerns that Pipetown Hill Road, the Town's gateway to Spring Valley, is being used as a speedway and

WHEREAS, an investigation of the area revealed a lack of Speed Limit signs (30MPH), which appears to exacerbate the problem of speed as well as police enforcement,

NOW, THEREFORE, be it, RESOLVED, that the Town Board hereby directs the Superintendent of Highway to install Town Speed Limit signs (30MPH) in the appropriate locations on the east and west bound lanes of Pipetown Hill Road from Pascack Road to S. Central Avenue, and be it

FURTHER RESOLVED that a copy of this Resolution be forwarded by the Town Clerk to the Superintendent of Highways for implementation and to the Chief of Police for information and enforcement purposes.

On roll call the vote was as follows:

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

RESOLUTION NO. (75-2004)

Co. Maloney offered and Co. Lasker seconded

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

RESOLUTION NO. (75-2004) continued

BID #10-2004 – FIREWORKS DISPLAY

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 FEBRUARY 11, 2004 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 Absent
- Councilwoman Nowicki Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (76-2004)

Co. Maloney offered and Co. Lasker seconded

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

BID #12-2004 – FIRST AID/SAFETY SUPPLIES

Bids to be returnable to the office of the Purchasing Department, 10 Maple Avenue, New City, New York by 11:30 A.M. on FEBRUARY 11, 2004 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 Absent
- Councilwoman Nowicki Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (77-2004)

Co. Maloney offered and Co. Nowicki seconded

RESOLVED, that based upon the recommendation of the Clarkstown Justice Court that

BID #68-2003 – TICKET MANAGEMENT SYSTEM FOR THE CLARKSTOWN JUSTICE COURT

Is hereby awarded to: **COMPLUS DATA INNOVATIONS, INC.**
245 SAW MILL RIVER ROAD
HAWTHORNE, NY 10532

PRINCIPALS: **JEFF G. GROSSMAN**

RESOLUTION NO. (77-2004) continued

as per their low bid as follows:

- 1. 12.5% of all State of New York ticket collections
- 2. 25% of all out of state parking ticket collections (including out of state DMV Fees for Registration information search)

and be it FURTHER RESOLVED, that said award is effective and retroactive to December 10, 2003.

On roll call the vote was as follows:

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

RESOLUTION NO. (78-2004)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that based upon the recommendation of the Purchasing Department that resolution #919-2003 dated December 10, 2003 be amended to read as follows:

BID #4-2004 – PAPER AND PLASTIC SUPPLIES

Page 5 – Item # 33. Hot Dog Holders: \$26.96 per case of 3,000 awarded to Mt. Ellis Paper

Page 6 – Item # 41. Toilet Seat Covers: \$37.00 per case of 5,000 awarded to Borda Products

On roll call the vote was as follows:

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

RESOLUTION NO. (79-2004)

Co. Maloney offered and Co. Nowicki seconded

RESOLVED, that based upon the recommendation and report of the Deputy Director of the Department of Environmental Control and the Superintendent of Highways, the Performance Bond secured by a Certificate of Deposit No. 245092 in the amount of \$15,000.00, which was furnished to the Town by John J. Sautner for public improvements in connection with J & J Sautner Subdivision designated on the Clarkstown Tax Map as 52.19-2-21.2 (f/k/a 123-E-2), may be released as all the required work has been completed to the satisfaction of the Department of Environmental Control and the Highway Department and the Performance Bond is no longer required.

On roll call the vote was as follows:

RESOLUTION NO. (79-2004) continued

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

RESOLUTION NO. (80-2004)

Co. Nowicki offered and Co. Lasker seconded

RESOLVED, that the following Polling Places for the year 2004 are hereby designated:

ABF810

<u>DISTRICT</u>	<u>LOCATION</u>	<u>POLLING PLACE</u>
1.	New City	Town Hall Lobby 10 Maple Avenue, New City, NY 10956
2.	Congers	Veteran's Memorial Building 65 Lake Road East, Congers, NY 10920
3.	West Nyack	West Nyack Fire House 42 Strawtown Rd., West Nyack, NY 10994
4.	Upper Nyack	Upper Nyack Elementary School N. Broadway, Upper Nyack, NY 10960
5.	Nanuet	Nanuet High School Church Street, Nanuet, NY 10954
6.	Central Nyack	Central Nyack Community Ctr. West Broadway & Waldron Ave. Central Nyack, NY 10960
7.	Congers	First Presbyterian Church 17 Highway Ave., Congers, NY 10920
8.	Valley Cottage	Valley Cottage Elementary School Lake Road, Valley Cottage, NY 10989
9. *	New City	Street Community Ctr. 31 Zukor Rd., New City, NY 10956
10.	Nanuet Spring Valley	Hamlets of Rockland Clubhouse 1200 Kingsgate Pkwy., Nanuet, NY 10954
11.	Bardonia	Bardonia Elementary School Route 304, Bardonia, NY 10954
12.	Nanuet	Nanuet High School Church Street, Nanuet, NY 10954
13. *	New City	Park Evangelical Free Church 4 Roosevelt Place & Little Tor Road New City, NY 10956
14. *	Congers	Congers Elementary School 9 Lake Rd., Congers, NY 10920

RESOLUTION NO. (80-2004) continued

15. West Nyack West Nyack Elementary School
661 West Nyack Rd., West Nyack, NY
10994
16. New City St. Augustine's School
S. Main Street, New City, NY 10956
17. Valley Cottage Liberty Elementary School
142 Lake Road, Valley Cottage, NY 10989
18. Nanuet Nanuet Fire House
7 Prospect St., Nanuet, NY 10954
19. New City Germonds Presbyterian Church
Germonds Rd., New City, NY 10956
20. Central Nyack Nyack Housing Authority
15 Highview Court, Waldron Terrace
Central Nyack, NY 10960
21. Spring Valley Lakeview Village Senior Citizens Project
Memorial Park Drive, Spring Valley, NY
10977
22. New City New City Condominium Clubhouse
2 Heritage Drive, New City, NY 10956
23. Upper Nyack Upper Nyack School
N. Broadway, Upper Nyack, NY 10960
24. New City Link Elementary School
51 Red Hill Rd., New City, NY 10956
25. New City Little Tor Elementary School
56 Gregory St., New City, NY 10956
26. New City Laurel Plains Elementary School
14 Teakwood Lane, New City, NY 10956
27. New City St. Augustine's School
S. Main Street, New City, NY 10956
28. West Nyack Birchwood Elementary School (Rise West)
214 Sickletown Rd., West Nyack, NY
10994
29. New City Link Elementary School
51 Red Hill Rd., New City, NY 10956
30. New City New City Park Clubhouse
Collyer Ave., New City, NY 10956
31. West Nyack West Nyack Fire House
42 Strawtown Rd., West Nyack, NY 10956
32. New City Park Evangelical Free Church
4 Roosevelt Place & Little Tor Road
New City, NY 10956

RESOLUTION NO. (80-2004) continued

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|-------|----------------|---|
| 33. | Nanuet | Nanuet High School
Church Street, Nanuet, NY 10956 |
| 34. | West Nyack | West Nyack Elementary School
661 West Nyack Road, West Nyack, NY
10994 |
| 35. | Nanuet | Middletown Senior Citizen Complex
80 N. Middletown Rd., Nanuet, NY 10954 |
| 36. | New City | St. John's Episcopal Church
365 Strawtown Rd., New City, NY 10956 |
| 37. | New City | Street Community Center
31 Zukor Road, New City, NY 10956 |
| 38. | Valley Cottage | St. Paul's School
Kings Highway, Valley Cottage, NY 10989 |
| 39. | New City | Hillcrest Elementary School
32 Addison Boyce Dr., New City, NY
10956 |
| 40. | New City | Woodglen Elementary School
121 Phillips Hill Rd., New City, NY 10956 |
| 41. | Spring Valley | VACANT |
| 42. | Congers | Congers Elementary School
9 Lake Road, Congers, NY 10920 |
| 43. * | Valley Cottage | Liberty Elementary School
142 Lake Road, Valley Cottage, NY 10989 |
| 44. * | Nanuet | Nanuet Fire Engine Co. #1
7 Prospect Street, Nanuet, NY 10954 |
| 45. | Bardonia | Bardonia Elementary School
Route 304, Bardonia, NY 10954 |
| 46. | New City | Little Tor Elementary School
56 Gregory St., New City, NY 10956 |
| 47. | Nanuet | Nanuet High School
Church Street, Nanuet, NY 10954 |
| 48. | New City | Laurel Plains Elementary School
14 Teakwood Lane, New City, NY 10956 |
| 49. | Central Nyack | Central Nyack Community Ctr.
West Broadway & Waldron Ave.
Central Nyack, NY 10960 |
| 50. | West Nyack | Birchwood Elementary School (Rise West)
24 Sickletown Rd., West Nyack, NY 10994 |
| 51. | Valley Cottage | Valley Cottage Elementary School
Lake Road, Valley Cottage, NY 10989 |

RESOLUTION NO. (80-2004) continued

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| 52. | New City | Clarkstown Senior High School North
151 Congers Road, New City, NY 10956 |
| 53. | New City | Woodglen Elementary School
121 Phillips Hill Rd., New City, NY 10956 |
| 54. | Upper Nyack | Upper Nyack School
North Broadway, Upper Nyack, NY 10960 |
| 55. | New City | New City Elementary School
60 Crestwood Drive, New City, NY 10956 |
| 56. | New City | Street Community Center
31 Zukor Road, New City, NY 10956 |
| 57. | Bardonia | Monterey Senior Citizen Housing
1 Monterey Gardens, Bardonia, NY 10954 |
| 58. | Valley Cottage | Mountainview Clubhouse
80 Sierra Vista Lane, Valley Cottage, NY
10989 |
| 59. | New City | St. Augustine's School
S. Main St., New City, NY 10956 |
| 60. | New City | Woodglen Elementary School
121 Phillips Hill Road, New City, NY
10956 |
| 61. | Congers | Congers-Valley Cottage Ambulance Bldg.
122 Kings Highway, Congers, NY 10920 |
| 62. | Valley Cottage | VACANT |
| 63. | Congers | First Presbyterian Church
17 Highway Ave., Congers, NY 10920 |
| 64. | Valley Cottage | Valley Cottage Elementary School
Lake Road, Valley Cottage, NY 10989 |
| 65. | Bardonia | Monterey Senior Citizen Housing
1 Monterey Gardens, Bardonia, NY 10954 |
| 66. * | Nanuet
Spring Valley | Hamlets of Rockland Clubhouse
1200 Kingsgate Pkwy., Nanuet, NY 10954 |
| 67. | New City | St. John's Episcopal Church
365 Strawtown Rd., New City, NY 10956 |
| 68. | New City | Street Community Center
31 Zukor Road, New City, NY 10956 |
| 69. | New City | Woodglen Elementary School
Phillips Hill Rd., New City, NY 10956 |
| 70. | West Nyack | Birchwood Elementary School
214 Sickletown Rd., West Nyack, NY
10994 |

RESOLUTION NO. (80-2004) continued

- 71. New City Laurel Plains Elementary School
14 Teakwood Lane, New City, NY 10956
- 72. New City Little Tor Elementary School
56 Gregory Street, New City, NY 10956
- 73. * Valley Cottage Mountainview Clubhouse
58 Sierra Vista Lane, Valley Cottage, NY 10989
- 74. New City Street Community Center
31 Zukor Road, New City, NY 10956
- 75. Nanuet Hamlets of Rockland Clubhouse
Spring Valley 1200 Kingsgate Parkway, Nanuet, NY 10954
- 76. New City Hillcrest Elementary School
Spring Valley 32 Addison Boyce Drive, New City, NY 10956
- 77. New City St. John's Episcopal Church
365 Strawtown Road, New City, NY 10956
- 78. Bardonia Bardonia Elementary School
Route 304, Bardonia, NY 10956
- 79. New City Hillcrest Elementary School
Spring Valley 32 Addison Boyce Drive, New City, NY 10956
- 80. Nanuet Hamlets of Rockland Clubhouse
Spring Valley 1200 Kingsgate Parkway, Nanuet, NY 10954
- 81. Nanuet Nanuet High School
Church Street Nanuet, NY 10954
- 82. Congers Veteran's Memorial Building
65 Lake Road East Congers, NY 10920

*** TWO VOTING MACHINES NEEDED FOR THESE DISTRICTS FOR ELECTION DAY ONLY**

On roll call the vote was as follows:

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

RESOLUTION NO. (81-2004)

Co. Lasker offered and Co. Maloney seconded

RESOLVED, that permission is hereby granted for a fireworks display to be conducted by the Clarkstown Parks Board and Recreation Commission at the Clarkstown

ABE545

RESOLUTION NO. (81-2004) continued

South High School at approximately 9:30 PM on Friday, July 2, 2004, raindate, Wednesday, July 7, 2004 pursuant to Section 405 of the Penal Law.

On roll call the vote was as follows:

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

RESOLUTION NO. (82-2004)

Co. Lasker offered and Co. Nowicki seconded

WHEREAS, by Resolution adopted on October 14, 2003, the Town Board authorized the preparation of a "Request for Proposals" (RFP) for emergency medical services, in order to solicit proposals from firms or entities capable of providing emergency/paramedic services, and

WHEREAS, the current agreement between the Town of Clarkstown and the Rockland Paramedic Services, Inc., to provide emergency medical services to persons within the Town of Clarkstown, expired December 31, 2003, and

WHEREAS, the Town Comptroller has recommended retaining Rockland Paramedic Services, Inc., on a month to month basis, at the 2003 contract rate, for the interim period ending when the Town Board has awarded the new contract pursuant to the pending RFP;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the extension of the current agreement with Rockland Paramedic Services Inc., on a month to month basis, to provide emergency/paramedic medical services to persons within the Town of Clarkstown, for an interim period terminating at such time as a contract award is made.

On roll call the vote was as follows:

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

RESOLUTION NO. (83-2004)

Co. Lasker offered and Co. Nowicki seconded

WHEREAS, by Resolution No. 149-2003, the Town of Clarkstown has agreed to comply with Part II of the SPDES General Permit for discharge of storm water, and

WHEREAS, Dennis Letson, Deputy Director of the Department of Environmental Control, has recommended that the Town enter into an agreement with Cornell Cooperative Extension to provide services consisting of an educational program for storm water management in the Town of Clarkstown in order to comply with the regulations for such program;

RESOLUTION NO. (83-2004) continued

NOW, THEREFORE, be it

RESOLVED, that Supervisor Charles E. Holbrook is hereby authorized to enter into an agreement with Cornell Cooperative Extension, in a form approved by the Town Attorney, to provide an educational and outreach program for storm water management within the Town, which shall comply with applicable regulations, and be it

FURTHER RESOLVED, that the cost of said services shall be \$6,800.00 per year and shall be charged to Account No. A 8730-409.

On roll call the vote was as follows:

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

RESOLUTION NO. (84-2004)

Co. Lasker offered and Co. Nowicki seconded

WHEREAS, Nora Hayes, 47 Southward Avenue, Congers, New York, has proposed to provide research services to the Town of Clarkstown as to grant programs which may be available as funding sources for Town projects and programs, and to prepare grant requests as authorized by the Town Board;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Nora Hayes, in a form approved by the Town Attorney, for a term of one year, to provide research as to available potential funding sources for the Town, and be it

FURTHER RESOLVED, that the cost of providing the services referred to herein shall be at a rate of \$65.00 per hour, not to exceed \$30,000 for the calendar year 2004 chargeable to Account No. A 1010-409.

On roll call the vote was as follows:

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

RESOLUTION NO. (85-2004)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, the Korean War Veterans have requested the installation of mercury vapor flood lighting on Middletown Road at the Route 59 intersection,

NOW, THEREFORE, be it

RESOLUTION NO. (85-2004) continued

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts a proposal dated January 9, 2004 from Orange and Rockland Utilities, Inc. for flood lighting

Middletown Road Nanuet
(Pole number to be determined – Install one (1) 400 watt mercury vapor floodlight.)

On roll call the vote was as follows:

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

RESOLUTION NO. (86-2004)

Co. Maloney offered and Co. Lasker seconded

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts a proposal, dated December 19, 2003 from Orange and Rockland Utilities, Inc. for street lighting at the following location:

West Burda Place New City
(Install one (1) 5800 lumen sodium vapor street light – utility pole number 58793/41004)

On roll call the vote was as follows:

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

RESOLUTION NO. (87-2004)

Co. Lasker offered and Co. Maloney seconded

RESOLVED, that the Town Board hereby authorizes John A. Costa, Town Attorney, and Richard A. Glickel, Deputy Town Attorney, to attend a seminar dealing with Litigation and Claims Avoidance concerning Law Enforcement matters, to be held at the Martinique On Broadway, 49 West 32nd Street, New York, New York, on March 11, 2004, and be it

FURTHER RESOLVED, that the cost of \$389.00 per person, food and travel expenses, will be charged to Account No. A 1010-414.

On roll call the vote was as follows:

RESOLUTION NO. (87-2004) continued

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

RESOLUTION NO. (88-2004)

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 "No Parking Here to Corner" sign on the eastside of Schuyler Avenue approximately 75 ft. from the intersection of Gillis Avenue and Schuyler Avenue, Central Nyack.

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 Absent
 Councilwoman Nowicki Yes
 Supervisor Holbrook Yes

RESOLUTION NO. (89-2004)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, Howard L. Lampert, Highway and Traffic Engineering Consultant, has investigated traffic conditions at the intersections of Beechwood Drive at Lakewood Drive, and Lakeland Avenue at Lakeland Drive, Congers, New York, and recommends the installation of a Stop sign and Stop line on the southbound side of Beechwood Drive at Lakewood Drive, and a Stop sign and Stop line on the southbound side of Lakeland Avenue at Lakewood Drive;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a Stop sign and Stop line on the southbound side of Beechwood Drive at Lakewood Drive, and a Stop sign and Stop line on the southbound side of Lakeland Avenue at Lakewood Drive, and be it

FURTHER RESOLVED, that the Town Clerk is directed to send a copy of this Resolution to the Superintendent of Highway for implementation.

On roll call the vote was as follows:

Councilwoman Lasker Yes
 Councilman Maloney Yes
 Councilman Mandia Absent

RESOLUTION NO. (89-2004) continued

Councilwoman Nowicki Yes
Supervisor Holbrook Yes

RESOLUTION NO. (90-2004)

Co. Lasker offered and Co. Maloney seconded

RESOLVED, that due to the objection of the adjacent property owner, the Superintendent of Highways is hereby authorized to remove the "Stop" sign in front of 20 Park Lane, Nanuet; and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized to forward a copy of this resolution to Wayne T. Ballard, PE, CSP Superintendent of Highways for implementation and to the Chief of Police for his information.

On roll call the vote was as follows:

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

RESOLUTION NO. (91-2004)

Co. Maloney offered and Co. Nowicki seconded

WHEREAS, the State of New York Workers' Compensation Board requires that the Town file a notice of election by a political subdivision to secure compensation as a self-insurer.

RESOLVED, the Town of Clarkstown has elected to secure compensation to its employees pursuant to subdivision 3 of section 50 of the Workers' Compensation Law and Robert S. Berdy, Insurance and Claims Manager, shall file the required notice in accordance with subdivision 4-a of said section.

On roll call the vote was as follows:

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

RESOLUTION NO. (92-2004)

Co. Maloney offered and Co. Lasker seconded

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

BID #11-2004 – FOOD PROVISIONS FOR TOWN REFRESHMENT STANDS

RESOLUTION NO. (92-2004) continued

Bids to be returnable to the office of the Director of Purchasing, 10 Maple Avenue, New City, New York by (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 Absent
- Councilwoman Nowicki Yes
- Supervisor Holbrook Yes

RESOLUTION NO. (93-2004)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, an adverse drainage condition exists along South Mountain Road near the intersection of Zukor Road, New City due to the absence of drainage on South Mountain Road;

NOW, THEREFORE, be it

RESOLVED, that the Director of the Department of Environmental Control is authorized to seek proposals for professional services to design a drainage system to correct this situation, and be it

FURTHER RESOLVED, that the recommendation of the Director of the Department of Environmental Control be reviewed by Wayne Ballard, Superintendent of Highways and be ready for action by the Town Board at its February 26, 2004 meeting.

On roll call the vote was as follows:

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

RESOLUTION NO. (94-2004)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that the resignation of Dawn L. Lafasciano, 5 Elrod Drive, West Nyack, New York, Data Entry Operator I – Police Department – is hereby accepted – effective and retroactive January 9, 2004.

On roll call the vote was as follows:

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

ABF471

RESOLUTION NO. (95-2004)

Co. Maloney offered and Co. Lasker seconded

RESOLVED, that the Town Board hereby recognizes the appointment by the Parks Board and Recreation Commission – of Frank J. Maresca, 27 Park Avenue, Congers, New York, to the position of (Provisional) Custodian I – Parks Board and Recreation Commission – at the current 2004 annual salary of \$28,153., effective and retroactive to January 5, 2004.

On roll call the vote was as follows:

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

RESOLUTION NO. (96-2004)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, Rosemary Sanfratello has requested an extension of her leave of absence, without pay, and

WHEREAS, Rosemary Sanfratello has supplied a satisfactory reason for her request, and

WHEREAS, Article XIX, Section 1 of the Town of Clarkstown Labor Agreement, provides for a leave of absence, without pay,

Now, therefore, be it

RESOLVED, that Rosemary Sanfratello, 3 Cygnet Lane, Valley Cottage, New York, Paralegal Specialist I – Office of the Town Attorney – is hereby granted an extension of her leave of absence, without pay, effective January 16, 2004 to July 16, 2004 – and be it

FURTHER RESOLVED, that consistent with prior and pending decisions of the Town Board, should Rosemary Sanfratello hold any other remunerated employment during the leave period, this resolution shall be automatically deemed rescinded without further action of the Town Board.

On roll call the vote was as follows:

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

RESOLUTION NO. (97-2004)

Co. Lasker offered and Co. Maloney seconded

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

RESOLUTION NO. (98-2004) continued

E. A. MORSE & COMPANY, INC
11-25 HARDING STREET
MIDDLETOWN, NY 10940
PRINCIPALS: CANDACE MORSE DEPEW
CARL D. MORSE
EMERSON A. MORSE
THOMAS S. MORSE

CLEANING SYSTEMS COMPANY
75 BEECHWOOD AVENUE
NEW ROCHELLE, NY 10801
PRINCIPALS: JAMES TRISTER
BARBARA TRISTER

as per the attached price/item list (filed with the Office of the Town Clerk).

On roll call the vote was as follows:

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

RESOLUTION NO. (99-2004)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, based on a memo from Dennis M. Letson, Deputy Director of the Department of Environmental Control, dated January 2, 2004, it appears that the Islamic Center of Rockland paid the sum of \$9,235.00 towards inspection fees in the year 1998 but that no work was done relative to the site and no inspections were performed, and

WHEREAS, the Islamic Center of Rockland received site plan approval for a mosque on the same property but on a smaller scale in the year 2003, and

WHEREAS, based on the memo of Dennis Letson, the 2003 "reduced scale plan" requires the payment of \$7,602.00 for inspections fees, and

WHEREAS, the Islamic Center of Rockland, by letter dated December 3, 2003, requested that the Town Board apply \$7,602.00 of the \$9,235.00 previously paid to the Town for inspection fees in 1998 to the inspection fees for the 2003 site plan, and that the balance of \$1,633.00 be refunded back to them;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes that \$7,602.00 of the \$9,235.00 previously paid by the Islamic Center of Rockland for its 1998 site plan which was never developed be applied toward the inspections fees for its 2003 site plan approval for the same site located on Tax Map No. 59.15-01-11.12 and 14, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Town Comptroller's Office to refund the difference, in the total sum of \$1,633.00 to the Islamic Center of Rockland, pursuant to the memorandum from Dennis Letson dated January 2, 2004.

On roll call the vote was as follows:

RESOLUTION NO. (99-2004) continued

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

RESOLUTION NO. (100-2004)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, by Resolution dated December 9, 2003, the Town Board authorized termination of the month to month tenancy of Epic Pool Corp., for premises located at 40 First Street, New City, New York, and

WHEREAS, the tenant has failed to vacate the premises as required by December 31, 2003, and has not paid rent for the months of November 2003, December 2003, and January 2004;

RESOLVED, that the Town Attorney is hereby authorized and directed to immediately commence a summary proceeding against the tenant referred to herein to obtain possession of the premises, and to recover such rents and statutory costs as may be due and owing to the Town.

On roll call the vote was as follows:

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

RESOLUTION NO. (101-2004)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, that the Town Board, on it own motion, shall consider amending the Zoning Local Law of the Town of Clarkstown be redistricting certain properties from an M District to an R-22 District, which properties are designated as follows:

MAP DESIGNATION	PROPERTY OWNER	ADDRESS
65.9-2-28	Kohut	41 Pine View Road
65.9-2-29	Colorito	35 Pine View Road
65.9-2-30	Anderson	29 Pine View Road
65.9-2-31	Bofetiado	25 Pine View Road
65.9-2-34	LeVier	12 Pine View Road
65.9-2-35	Pugliese	16 Pine View Road
65.9-2-36	Rivera	20 Pine View Road
65.9-2-37	Voges	24 Pine View Road
65.9-2-38	Charlemagne	28 Pine View Road
65.9-2-39	Bimbo	32 Pine View Road
65.9-2-32	Fowler	11 Pine View Road.
65.9-2-33	Fowler	8 Pine View Road
65.9-2-40	Naclerio	36 Pine View Road
65.9-2-41	DRC Holding Corp.	40 Pine View Road

RESOLUTION NO. (101-2004) continued

NOW, THEREFORE, be it

RESOLVED, that the this Resolution is hereby referred to the Clarkstown Planning Board for report pursuant to Section 290-33 (A) of the Zoning Local Law of the Town of Clarkstown and to the Rockland County Commissioner of Planning, and be it

FURTHER RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on February 10, 2004, at 8: p.m., or as soon thereafter as possible, relative to the proposed zone change, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk, and be it

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

On roll call the vote was as follows:

- Councilwoman Lasker Yes
- Councilman Maloney Yes
- Councilman Mandia Absent
- Councilwoman Nowicki 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 8:15 pm.

Respectfully submitted,

Patricia Sheridan

Patricia Sheridan
Town Clerk