

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING  
Town Hall Auditorium  
November 7, 2013, 7:00 PM  
AGENDA

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

PUBLIC COMMENTS REGARDING AGENDA ITEMS:  
(Limited to 3 minutes per person)

PUBLIC HEARINGS:

- PH1. Proposed Local Law entitled "A Local Law to Override the Tax Levy Limit established by General Municipal Law 13-C"
- PH2. Proposed Town of Clarkstown Budget for 2014

RESOLUTIONS:

1. Accepting the Town Board Minutes of September 10, 2013 and October 1, 2013, as submitted by the Town Clerk.
2. Setting a Public Hearing for Thursday, December 19, 2013 at Noon – Adoption of Official Map of the Town of Clarkstown.
3. Setting a Public Hearing for Thursday, December 19, 2013 at Noon – Consider Approving the Final Map of Boundary Lines of the Central Nyack Fire District
4. Awarding the following Bids:
  - a) Bid #15-2013 – Hereford Lane Drainage Improvements
  - b) Bid #20-2013 – Generator for Town Hall – Data Processing
  - c) Bid #23-2013 – Refuse Pick-Up Service – Town Facilities
  - d) Bid #24-2013 – Lake Road Drainage & Channel Improvements
  - e) Bid #25-2013 – Carlton Court Drainage Improvements
  - f) Bid #13-2012 – Curbside Recycling Collection
5. Authorizing the Purchasing Agent to Advertise for the following:
  - a) Bid #1-2014 – Athletic & Recreation Supplies
  - b) Bid #2-2014 – Fireworks Display
  - c) Bid #3-2014 – Pool Chemicals
  - d) Bid #4-2014 – Athletic Field & Turf Maintenance
  - e) Bid #5-2014 – Groundskeeping and Landscape Supplies
  - f) Bid #6-2014 – First Aid/Safety Supplies
  - g) Bid #7-2014 – Operation of Food & Refreshment Concession Stands at Town Parks
  - h) Bid #8-2014 – Work Clothing
  - i) Bid #9-2014 – Highway Signage & Road Maintenance Supplies
  - j) Bid #10-2014 – 2014 Roadway Resurfacing Program
  - k) Bid #11-2014 – 2014 Concrete Curb & Sidewalk Replacement
6. Authorizing the Purchasing Agent to Re-Advertise for the following:
  - Bid #13A-2013 – Cavalry Drive & North Main Street, New City Audible Pedestrian Signals and Detectors with Tactile Arrows & Locator Tones

10. Accepting Deed concerning Palisades Volvo Site Plan
11. Extending Use of Flexible Spending Account to Members of the Rockland County Patrolmen's Benevolent Association, Inc.
12. Waiving Notice Requirement in §64 of the New York State ABC Law with respect to a Liquor License for Tequila Sal Y Limon III Inc.
13. Amending Resolution No. 554-2012 with Respect to Agreement with Cambridge Systematics.
14. Authorizing funds for the following:
  - a) Acquisition of Generator for Town Hall – Data Processing
  - b) Preparation of Plans and Specifications in Connection with the Proposed Installation of Solar Panels at the Clarkstown Landfill.
  - c) Construction of Drainage Improvements on Windgate Drive
  - d) Construction of Drainage Improvements on Hereford Lane
15. Scheduling Town Board Workshops and Town Board Meetings for the Year 2014
16. Accepting Conservation Easements and Stormwater Maintenance Agreement regarding Sky Drive Subdivision.
17. Referring a Proposed Local Law Amending Chapter 290 (Zoning) of the Local Law of the Town of Clarkstown with Respect to Senior Citizen Congregate Housing and Assisted Care.
18. Authorizing the following Personnel Changes:
  - a) Appointment (Promotional/Provisional): Stacy Kuo, Legal Stenographer, Office of the Town Attorney.
  - b) Appointment (Promotional/Provisional): Racquel Guzman, Principal Purchasing Clerk Typist, Purchasing Department.
  - c) Appointment: Catherine Oteri, Secretary, Traffic & Traffic Fire Safety Advisory Board.
  - d) Appointment: Matthew E. D'Ambrosio, Crossing Guard (Substitute), Police Department.
  - e) Abolish and Reclassification: Data Entry Operator I, Police Department (encumbered by Pierre Llamas) to Computer Installation Assistant, Police Department and Appointment (Promotional/Permanent): Pierre Llamas, Computer Installation Assistant, Police Department.
  - f) Appointment (Promotional/Permanent): Margarita A. Sandoval, Senior Records Clerk Typist
  - g) Family & Medical Leave Act: Margarita A. Sandoval, Senior Records Clerk Typist (Law Enforcement), Police Department
  - h) Family & Medical Leave Act: Allyson Delo, Senior Recreation Leader, Parks & Recreation.
  - i) Family & Medical Leave Act: Doris Quinones, Police Radio Dispatcher, Police Department
  - j) Resignation: Arthur G. Jackson, Member, Zoning Board of Appeals
  - k) Resignation: John A. Miele, Member, Traffic & Traffic Fire Safety Advisory Board.
  - l) Resignation: Matthew T. Katchmar, Member, Citizens' Advisory Board and Appointment: Matthew T. Katchmar, Member, Traffic & Traffic Fire Safety Advisory Board
  - m) Resignation: John E. Perrotta, Member, Alarm Users Review Board and Appointment: John E. Perrotta, Member, Traffic & Traffic Fire Safety Advisory Board
  - n) Appointment: Brian Tesseyman, Chairman, Parks Board & Recreation Commission.
19. Authorizing Settlement of Tax Certiorari regarding Wald Realty Co. #4 LLC
20. Authorizing the Supervisor to sign an Agreement with the State of New York Governor's Traffic Safety Committee of the Department of Motor Vehicles to Accept a Grant to Participate in the Statewide Child Passenger Safety Program.
21. Authorizing Installation of Signage – Knollwood Court, Valley Cottage
22. Rescinding Resolution No. 285-2013.

ADDITIONAL TENTATIVE RESOLUTIONS:

26. Bid Award:  
Bid #12-2012 – Residential Refuse and Bulk Collection Services for One, Two and Three Family Homes in the Unincorporated Portion of the Town of Clarkstown.
27. Authorizing funds for the following:
  - a) Construction of Drainage and Channel Improvements on Lake Road.
  - b) Construction of Drainage Improvements on Carlton Court.
28. Authorizing Settlement of Tax Certiorari regarding Palisades Medical & Professional Office Complex LLC
29. Expressing support for proposed Congers Lake Village Affordable Senior Housing
30. Authorizing the Supervisor to enter into an agreement with Marcus & Millichap Real Estate Investment Services of New York with respect to "Open Listing" of Town Property
31. Authorizing Fire Lane designation at
  - a) The Shops at Nanuet, 104 Market St. East, Nanuet
  - b) Edward Bertolino Property 44-46 Lake Rd, Congers
  - c) The Shops at Nanuet, Retail Property Trust, 5101 Fashion Dr., Nanuet
32. Withdrawn
33. Waiving the Notice Requirement with respect to a Liquor License for Kobe Fusion Inc, New City

GENERAL PUBLIC COMMENTS

(Limited to 3 minutes per person)

\*\*\*PLEASE NOTE\*\*\*

Additional items may be added to this agenda

\*\*\*To View Actual Resolutions, go to Town Clerk's Website, Click on Legal Matters\*\*\*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013.  
RESOLUTION NO. (395-2013)

**RESOLUTION OF THE TOWN BOARD  
ADOPTING LOCAL LAW NO. 7 - 2013**

WHEREAS, a proposed local law entitled,

"A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT  
ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C"

was introduced by the Town Board at a Town Board meeting  
held on October 1, 2013, and

WHEREAS, the Town Board of the Town of Clarkstown, by  
resolution adopted on October 1, 2013, directed that a  
public hearing be held on November 7, 2013 at 7:00 p.m., or  
as soon thereafter as possible, relative to such proposed  
local law, and

WHEREAS, notice of said hearing was duly prepared and  
published in the Journal News on October 28, 2013, and

WHEREAS, a copy of the proposed local law was placed  
on the desks of the Supervisor and the Councilpersons at  
their office at the Clarkstown Town Hall, 10 Maple Avenue,  
New City, New York, on October 28, 2013;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. - 2013 entitled:

"A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT  
ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C"

is hereby ADOPTED and passed by a sixty percent (60%)  
affirmative vote of the Town Board of the Town of  
Clarkstown, the vote for adoption being as follows:

Alexander J. Gromack, Supervisor . . . .  
Shirley Lasker, Councilwoman . . . .  
Frank Borelli, Councilman . . . . .  
George A. Hoehmann, Councilman . . . .  
Stephanie G. Hausner, Councilwoman . .

The Clerk of the Town of Clarkstown is hereby directed  
to file the local law pursuant to Section 27 of the  
Municipal Home Rule Law.

Dated: November 7, 2013

TB 11-07 TA RES Adopt LL-Override Tax Levy Limit-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (396-2013)

RESOLUTION ADOPTING THE 2014 BUDGET  
FOR THE TOWN OF CLARKSTOWN

WHEREAS, a public hearing, pursuant to Town Law Section 108, to consider the Town of Clarkstown Preliminary Budget for the year 2014, was duly scheduled and noticed for November 7, 2013 at 7:00 p.m., in the Auditorium of the Clarkstown Town Hall, and

WHEREAS, the Town Board met at the time and place specified in the Notice of the Public Hearing and heard all persons desiring to be heard;

NOW, THEREFORE, be it

RESOLVED, that such Preliminary Budget, as adjusted, a copy of which is attached hereto, be and is hereby adopted as the Annual Budget of the Town of Clarkstown for the fiscal year beginning the 1<sup>st</sup> day of January, 2014, and that such Budget, as so adopted, be entered in detail in the proceedings of the Town Board, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown shall prepare and certify, in duplicate, copies of such Annual Budget as adopted by this Town Board, together with Assessment Rolls for benefit improvements, if any, adopted pursuant to Section 202-a, Subd. 2, and Section 231, Subd. 2 of the Town Law, and deliver two copies thereof to the Supervisor of this Town to be presented by him to the Legislature of Rockland County, pursuant to Section 115 of the Town Law and other applicable sections of the Town Law.

Dated: November 7, 2013

TB 11-07 TA RES Adoption Town Budget-2014-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (397-2013)

RESOLVED, that the Town Board Minutes of September 10, 2013 and  
October 1, 2013 are hereby accepted, as submitted by the Town Clerk.

DATED: November 7, 2013

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013.  
RESOLUTION NO. (398-2013)

RESOLUTION SETTING A PUBLIC HEARING ON ADOPTING  
OFFICIAL MAP OF THE TOWN OF CLARKSTOWN

WHEREAS, the Official Map Committee has reviewed the Official Map of the Town of Clarkstown and the GIS Coordinator has updated said map to show the addition of new streets in the Town of Clarkstown, and

WHEREAS, the Official Map Committee recommends adoption of the updated Official Map of the Town of Clarkstown pursuant to Section 270 of Town Law;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on December 19, 2013 at 12:00 P.M. (Noon), or as soon thereafter as possible, to consider the adoption of the Official Map of the Town of Clarkstown, which is on file in the Town Clerk's Office, and be it

FURTHER RESOLVED, that the updated version of the Official Map is hereby referred to the Clarkstown Planning Board for its review and recommendations, and to the Rockland County Commissioner of Planning and the other municipalities and governmental bodies as required by Sections 239-1 and 239-m of the General Municipal Law and other applicable provisions of law, 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 Jose Simoes, Town Planner, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown 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 same manner provided by law and file proof thereof in the Office of the Town Clerk.

Dated: November 7, 2013

TB 11-7 TA RES Official Map Update-Public Hearing-pm

*AWM*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (399-2013)

RESOLUTION SETTING A PUBLIC HEARING TO CONSIDER APPROVING  
THE FINAL MAP OF BOUNDARY LINES OF THE  
CENTRAL NYACK FIRE DISTRICT

WHEREAS, the Board of Fire Commissioners of the  
Central Nyack Fire District has requested that the Town  
Board of the Town of Clarkstown approve the final map of  
the boundary lines of the Central Nyack Fire District, and

WHEREAS, said map was created by the Rockland County  
Geographical Information Systems and accepted and approved  
by the Board of Fire Commissioners of the Central Nyack  
Fire District;

NOW, THEREFORE, be it

RESOLVED, that a public hearing be held at the  
Auditorium of the Clarkstown Town Hall, 10 Maple Avenue,  
New City, New York, on December 19, 2013 at 12:00 P.M.  
(noon), or as soon thereafter as possible, pursuant to Town  
Law, to consider approving the proposed final map of the  
boundary lines of the Central Nyack Fire District, and be  
it

FURTHER RESOLVED, that the Town Attorney prepare said  
notice of public hearing and that the Town Clerk cause same  
to be published and posted as aforesaid and file proof  
thereof in the Office of the said Clerk.

Dated: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (400-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 15-2013 – HEREFORD LANE DRAINAGE IMPROVEMENTS

is hereby awarded to:           MARINI BROS. CONSTRUCTION CO., INC.  
  9 LAFAYETTE STREET  
  HACKENSACK, NJ 07601  
PRINCIPAL:                   MIKE DANIELE, PRESIDENT

as per their proposed total project cost not to exceed \$118,000.00 plus 18% contingency and be it

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

- a) Signed Contract Documents – four 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 and 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 additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8766-400-409-0-89-13, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project with the issuance of Serial Bonds

DATED: November 7, 2013

*AWM*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (401-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Automated Systems that

BID #20-2013 – GENERATOR FOR TOWN HALL – DATA PROCESSING

is hereby awarded to the lowest responsible bidder:

HVS, LLC  
55 RAILROAD AVENUE, BLDG 14N  
GARNERVILLE, NY 10923  
PRINCIPALS: GARY CERVELLI

as per their low bid proposal of \$68,500.00 plus a 15% contingency in full accordance with Town of Clarkstown's specifications and be it

FURTHER RESOLVED, that said award shall constitute a proper charge to account #H-8766-400-409-0-89-12 and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project with the issuance of Serial Bonds

DATED: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (402-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent that

BID # 23-2013 – REFUSE PICK-UP SERVICE – TOWN FACILITIES

is hereby awarded to: PAT NAZZARO DISPOSAL, INC.  
441 ROUTE 9W  
CONGERS, NY 10920  
PRINCIPAL: PAT NAZZARO, PRESIDENT

as per the price/item schedule on file in the Purchasing Department, and be it

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

- a) Signed Contract Documents – four 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 and 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 additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it



DATED: November 7, 2013

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (403-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 24-2013 – LAKE ROAD DRAINAGE & CHANNEL IMPROVEMENTS

is hereby awarded to:           GIRLS GONE GREEN, LLC  
  617 N. BROADWAY  
  UPPER NYACK, NY 10960  
PRINCIPAL:                       JENNIFER CHAITIN, PRESIDENT

as per their proposed total project cost not to exceed \$189,700.00 plus \$60,000.00  
Additional/Alternate for a total of \$249,700.00 plus 18% contingency and be it

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

- a) Signed Contract Documents – four 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 and 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
- h) Evidence that all Contractors/Sub-contractors have entered into an Apprenticeship Agreement which has been registered with and approved by the NYS Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8766-400-409-0-89-9, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project with the issuance of Serial Bonds

DATED: November 7, 2013



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (404-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 25-2013 -- CARLTON COURT DRAINAGE IMPROVEMENTS

is hereby awarded to: M. INGANNAMORTE & SON  
211 LAROCHE AVENUE  
HARRINGTON PARK, NJ 07640  
PRINCIPAL: JOHN INGANNAMORTE, PRESIDENT

as per their proposed total project cost not to exceed \$125,000.00 plus 18% contingency and be it

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

- a) Signed Contract Documents – four 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 and 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 additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8766-400-409-0-89-10, and be it

FURTHER RESOLVED, that it is the intent of the Town Board to fund this project with the issuance of Serial Bonds

DATED: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (405-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 13-2012 – CURBSIDE RECYCLING COLLECTION

is hereby awarded to:           CHARLES CAPASSO & SONS CARTING, INC.  
65 GRASSY POINT ROAD  
STONY POINT, NY 10980  
PRINCIPAL:                   CHARLES CAPASSO, PRESIDENT

as per their proposed low bid price of \$5.10 per unit for the duration of the contract from January 1, 2014 through December 31, 2017 and be it

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

- a) Signed Contract Documents – four 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 and 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 additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that project shall be under the supervision of the Department of Environmental Control.

DATED: November 7, 2013

*Quinn*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (406-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#1-2014 – ATHLETIC AND RECREATION SUPPLIES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (407-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#2-2014 – FIREWORKS DISPLAY

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (408-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#3-2014 -- POOL CHEMICALS

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (409-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

**BID#4-2014 – ATHLETIC FIELD AND TURF MAINTENANCE**

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*AWM*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (410-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#5-2014 – GROUNDSKEEPING AND LANDSCAPE SUPPLIES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (411-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#6-2014 – FIRST AID/SAFETY SUPPLIES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (412-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

RFP#7-2014 – OPERATION OF FOOD& REFRESHMENT CONCESSION  
STANDS AT TOWN PARKS

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED

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

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (413-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#8-2014 – WORK CLOTHING

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple

Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED

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

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

DATE: November 7, 2013

*Quinn*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (414-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#9-2014 – HIGHWAY SIGNING AND ROAD MAINTENANCE SUPPLIES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple

Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED

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

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

DATE: November 7, 2013

A handwritten signature in cursive script, appearing to read "Cwm", is located in the lower right quadrant of the page.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (415-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#10-2014 – 2014 ROADWAY RESURFACING PROGRAM

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple

Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED

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

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (416-2013)

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to advertise for bids for:

BID#11-2014 – 2014 CONCRETE CURB AND SIDEWALK REPLACEMENT

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York at \_\_\_\_\_ A.M. on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (417-2013)

**WHEREAS**, by Resolution #92-2013 the Town Board authorized advertising for bids for Bid #13-2013 –Cavalry Drive and North Main Street, New City – Audible Pedestrian Signals and Detectors with Tactile Arrows and Locator Tones and

**WHEREAS**, bids were to be received by the Purchasing Department on September 26, 2013 by 11:00 a.m. and

**WHEREAS**, the Town is rejecting all bids received, now therefore be it

**RESOLVED**, that the Authorized Purchasing Agent is hereby authorized to re-advertise for bids for:

BID #13A-2013 – CAVALRY DRIVE AND NORTH MAIN STREET, NEW CITY  
AUDIBLE PEDESTRIAN  
SIGNALS AND DETECTORS WITH TACTILE ARROWS AND LOCATOR TONES

Bids to be returnable to the office of the Authorized Purchasing Agent, 10 Maple Avenue, New City, New York by \_\_\_\_\_ on TO BE DETERMINED at which time bids will be opened and read, and be it

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

DATE: November 7, 2013

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (418-2013)

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. 12994,

HYDRANTS . X11657H, X11658H, X11659H, X11660H &  
X11817H

(ALL LOCATED THROUGHOUT NEW SUBDIVISION, WOLFE LANDING)

AND BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Vincent Narciso, Chief Fire Safety Inspector.

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (419-2013)

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A LICENSE AGREEMENT WITH THE TOWN OF ORANGETOWN TO USE THE PREMISES KNOWN AS "JOHN PERRY HOUSE" AT 295 BLUE HILL ROAD, PEARL RIVER, FOR POLICE DEPARTMENT SPECIAL WEAPONS AND TACTICAL TRAINING

WHEREAS, the Clarkstown Police Department SWAT team wishes to use presently unoccupied property, known as the "John Perry House," located at 295 Blue Hill Road, Pearl River, NY, and owned by the Town of Orangetown, for Special Weapons and Tactical training on Wednesday, November 6, 2013, and

WHEREAS, the Town of Clarkstown wishes to enter into a license agreement, the term of which shall be one day, with the Town of Orangetown to permit the Clarkstown Police Department SWAT team to use the "John Perry House" for Special Weapons and Tactical training;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into a license agreement with the Town of Orangetown, in a form approved by the Town Attorney, for use of the Town of Orangetown's "John Perry House" by the Clarkstown Police for Special Weapons and Tactical training for one day; and be it

FURTHER RESOLVED, that said authorization is hereby made retroactive to October 30, 2013.

Dated: November 07, 2013

TB 11-07-13 TA RES Police--Town of Orangetown "John Perry House" SWAT training-kh

A handwritten signature in cursive script, appearing to read "Allen", is located in the bottom right corner of the page.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (420-2013)

RESOLUTION AUTHORIZING TERMINATION OF EMPLOYMENT  
OF VINCENT CAUTILLO

WHEREAS, Town employee, Vincent Cautillo has been absent from work in excess of one (1) year after the use of his available accruals, and

WHEREAS, Mr. Cautillo has been provided all of the opportunities available pursuant to Civil Service Law § 71 applicable to employees who are absent from service;

NOW, THEREFORE, be it

RESOLVED, that effective as of October 3, 2013, the employment of Vincent Cautillo is hereby terminated in accordance with Civil Service Law § 71.

Dated: November 7, 2013

TB 11-07-13 TA RES Cautillo Termination-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (421-2013)

RESOLUTION ACCEPTING DEED CONCERNING  
PALISADES VOLVO SITE PLAN  
(WEST NYACK – 65.10-1-5, 6, 7 & 8)

WHEREAS, in accordance with the requirements of the Planning Board and as a condition of final site plan approval by the Planning Board with regard to a site plan known as "PALISADES VOLVO" (Tax Map 65.10-1-5, 6, 7 & 8), HVA Realty, LLC has tendered a deed to the Town of Clarkstown, dated April 16, 2013, for future road widening purposes on Greenbush Road, West Nyack, New York, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended acceptance and recording of said Deed and the Town Attorney has advised that the conveyance is in recordable form;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the Deed for road widening purposes from HVA Realty, LLC and orders same recorded in the Rockland County Clerk's Office at the expense of the grantor.

Dated: November 7, 2013

TB 11-07 TA RES Palisades Volvo Site Plan-Deed-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (422-2013)

RESOLUTION EXTENDING USE OF FLEXIBLE SPENDING ACCOUNT  
TO MEMBERS OF THE ROCKLAND COUNTY PATROLMEN'S BENEVOLENT  
ASSOCIATION, INC.

WHEREAS, the Town of Clarkstown, through its payroll service, wishes to extend use of a flexible spending account to members of the Rockland County Patrolmen's Benevolent Association, Inc. Collective Bargaining Unit at no cost to the Town, and

WHEREAS, by encouraging the use of flexible spending accounts, the Town has the opportunity to save money through a reduction in the payroll tax;

NOW, THEREFORE be it

RESOLVED, that the Town shall extend the ability to use a flexible spending account in accordance with the requirements of the Town's payroll service to any eligible member of the Rockland County Patrolmen's Benevolent Association, Inc. Collective Bargaining Unit.

Dated: November 7, 2013

TB 11-7 TA RES Flexible Spending Acct-PBA-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (423-2013)

RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64  
OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A  
LIQUOR LICENSE FOR TEQUILA SAL Y LIMON III INC.  
(195 SOUTH MAIN STREET, UNIT E, NEW CITY)

WHEREAS, Genesis Ceballos, representative for Tequila  
Sal Y Limon III Inc., has advised the Town by letter dated  
October 18, 2013, pursuant to Section 64-2(a) of the  
Alcoholic Beverage Control Law, that Tequila Sal Y Limon  
III Inc. has applied for an on-premises liquor license at  
195 South Main Street, Unit E, New City, New York, and

WHEREAS, to expedite processing said corporation's  
license application, Genesis Ceballos has requested that  
the Town Board waive the thirty day waiting period provided  
by law, and

WHEREAS, the Town Board does not intend to comment  
upon such application;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby waives the thirty  
day notice requirement contained in Section 64 of the  
Alcoholic Beverage Control Law, and states that it does not  
intend to offer any comments regarding the application of  
Tequila Sal Y Limon III Inc. for a license at premises  
located at 195 South Main Street, Unit E, New City, New  
York.

Dated: November 7, 2013  
TB 11-07 TA RES Waive Liquor Notice-Tequila Sal Y Limon-pm

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (424-2013)

RESOLUTION AMENDING RESOLUTION NO. 554-2012 WITH  
RESPECT TO AGREEMENT WITH CAMBRIDGE SYSTEMATICS

WHEREAS, by Resolution No. 299-2008 dated May 13, 2008, and subsequently amended by Resolutions Nos. 792-2008, 113-2009, 528-2009, 460-2010, 81-2011, 679-2011, and 554-2012, dated December 16, 2008, February 10, 2009, October 20, 2009, September 14, 2010, February 8, 2011, December 29, 2011 and November 20, 2012, respectively, the Town Board authorized the Supervisor to enter into an agreement with Cambridge Systematics, 38 East 32nd Street, 7th Floor, New York, NY 10016 to provide certain professional services in connection with the transportation component of the Town's Comprehensive Plan, and

WHEREAS, Cambridge Systematics has submitted a proposal dated October 17, 2013 (the "Proposal"), summarizing modifications requested for FY2014, which the Town Planner has reviewed and found reasonable in terms of scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an amendment to the contract with Cambridge Systematics to provide additional funding, as per the Proposal, which agreement shall provide authorization to perform Tasks 4, 5, 7 & 8 for the NYSDOT Route 59 West corridor and the Nanuet Hamlet Center, and be it

FURTHER RESOLVED, that the fee for these additional services for FY-2014 shall not exceed the sum of \$97,915.00, and shall constitute a proper charge to Account No. A-8021-409, and be it

FURTHER RESOLVED that the Town Board hereby directs the Town Attorney's Office and the Planning Department to pursue grant funding to offset the cost of the project from organizations, including but not limited to the N.Y.S. Department of Transportation and New York State Metropolitan Transportation Council.

Dated: November 7, 2013

TB 11-7-13 TA RES Cambridge Systematics amend res-kh

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (425-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE ACQUISITION OF A GENERATOR FOR  
TOWN HALL DATA PROCESSING, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$80,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$80,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to acquire a generator for Town Hall data  
processing. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$80,000 and said amount is hereby appropriated  
for such purpose. The plan of financing includes the issuance of \$80,000 serial bonds of the  
Town to finance said appropriation, and the levy and collection of taxes on all the taxable real  
property in the Town to pay the principal of said bonds and the interest thereon as the same shall  
become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$80,000 are  
hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance a part of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together

with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Journal-News*," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

\* \* \*

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (426-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE PREPARATION OF PLANS AND  
SPECIFICATIONS IN CONNECTION WITH THE PROPOSED  
INSTALLATION OF SOLAR PANELS AT THE  
CLARKSTOWN LANDFILL, STATING THE ESTIMATED  
MAXIMUM COST THEREOF IS \$80,000, APPROPRIATING  
SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING  
THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT  
OF \$80,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to prepare plans and specifications in  
connection with the proposed installation of solar panels at the Clarkstown landfill. The  
estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the  
financing thereof, is \$80,000 and said amount is hereby appropriated for such purpose. The plan  
of financing includes the issuance of \$80,000 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the taxable real property in the Town to  
pay the principal of said bonds and the interest thereon as the same shall become due and  
payable.

Section 2. Serial bonds of the Town in the principal amount of \$80,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance a part of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "*The Journal-News*," a newspaper having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication.

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*Awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (427-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE CONSTRUCTION OF DRAINAGE  
IMPROVEMENTS ON WINDGATE DRIVE, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$72,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$72,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS;

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to construct drainage improvements on  
Windgate Drive. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof is \$72,000 and said amount is hereby appropriated  
for such purpose. The aggregate estimated maximum cost of the project is \$154,000, including  
the \$82,000 appropriated in November 2012. The plan of financing includes the issuance of  
\$72,000 serial bonds to finance said additional appropriation, in addition to the \$82,000 serial  
bonds heretofore authorized as part of the bond resolution adopted by the Town Board on  
November 20, 2012, and the levy and collection of taxes on all the taxable real property in the  
Town to pay the principal of said bonds and the interest thereon as the same shall become due  
and payable.

Section 2. Bonds of the Town in the principal amount of \$72,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said additional appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and

provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in "*The Journal-News*," a newspaper having general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on November 7, 2013, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted November 7, 2013, authorizing the construction of drainage improvements on Windgate Drive, stating the estimated maximum cost thereof is \$72,000, appropriating said amount for such purpose and authorizing the issuance of bonds in the principal amount of \$72,000 to finance said appropriation.”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements on Windgate Drive; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$154,000; APPROPRIATING \$72,000 for such purpose, in addition to the \$82,000 heretofore appropriated; STATING the plan of financing includes the issuance of \$72,000 serial bonds to finance said additional appropriation, in addition to the \$82,000 serial bonds heretofore authorized pursuant to the bond resolution adopted by the Town Board on November 20, 2012, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING the issuance of bonds of the Town in the principal amount of \$72,000 pursuant to the Local Finance Law of the State of New York to finance said additional appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: November 7, 2013

Justin Sweet  
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (428-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE CONSTRUCTION OF DRAINAGE  
IMPROVEMENTS ON HEREFORD LANE, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$140,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$140,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to construct drainage improvements on  
Hereford Lane. The estimated maximum cost thereof, including preliminary costs and costs  
incidental thereto and the financing thereof, is \$140,000 and said amount is hereby appropriated  
for such purpose. The plan of financing includes the issuance of bonds of the Town in the  
principal amount of \$140,000 to finance said appropriation, and the levy and collection of taxes  
on all the taxable real property in the Town to pay the principal of said bonds and the interest  
thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$140,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to cause to be published in "*The Journal-News*," a newspaper having general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on November 7, 2013, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted November 7, 2013, authorizing the construction of drainage improvements on Hereford Lane, stating the estimated maximum cost thereof is \$140,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$140,000 to finance said appropriation.”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements on Hereford Lane; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$140,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds of the Town in the principal amount of \$140,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds of the Town in the principal amount of \$140,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: November 7, 2013

Justin Sweet  
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (429-2013)

RESOLUTION SCHEDULING TOWN BOARD WORKSHOPS  
AND TOWN BOARD MEETINGS FOR THE YEAR 2014

RESOLVED, that the Town Board meetings and the Town Board Workshop meetings, for the year 2014, shall be held at the Clarkstown Town Hall on Tuesday nights, except where noted, on the following days:

\*WORKSHOP MEETINGS  
7:30 P.M. - Room 301

TOWN BOARD MEETINGS  
8:00 P.M. - Auditorium  
(Except where noted)

January - 14

February - 11

March - 18

April - 1

May - 20

June - 24

July - 22

August - No Meeting

Sept. - 23

October - 21

\*\*November - 6 (Thurs @ 7:30 pm)

December - 2

January - 2 (Reorganization) (Thurs)

February - 4

March - 4

April - 8

May - 6

June - 10

July - 1

August - 5

September - 9

September - 30

\*\*November - 6 (Thurs @ 7 pm)

December - 18 (Thurs @ 12 Noon)

\* Police Department matters will be discussed at the Workshop Meetings.

\*\* The November 6, 2014 Meeting will be a combination of Town Board Meeting and Workshop.

Dated: November 7, 2013

TB 11-07 TA RES Town Board meetings 2014 Sched-pm



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (430-2013)

RESOLUTION ACCEPTING CONSERVATION EASEMENTS AND  
STORMWATER MAINTENANCE AGREEMENT REGARDING  
SKY DRIVE SUBDIVISION (26.18-1-4)

WHEREAS, based upon the recommendation of the Department of Environmental Control and as a condition to the approval of the final map by the Planning Board with regard to the subdivision known as Sky Drive (26.18-1-4), Konstantinos Paxos and Phyllis Paxos have provided two (2) conservation easements and a stormwater control facility maintenance agreement to the Town, and

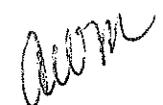
WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended acceptance of the conveyances;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to execute the stormwater control facility maintenance agreement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the conservation easements, dated October 29, 2013, and the stormwater control facility maintenance agreement from Konstantinos Paxos and Phyllis Paxos, subject to approval as to form of the easements by the Town Attorney, and when approved, orders said conveyances recorded in the Rockland County Clerk's Office at the expense of the grantor/applicant.

Dated: November 7, 2013

A handwritten signature in cursive script, appearing to read "C. M.", is located in the lower right quadrant of the page.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (431-2013)

RESOLUTION REFERRING A PROPOSED LOCAL LAW AMENDING CHAPTER 290  
(ZONING) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN WITH  
RESPECT TO SENIOR CITIZEN CONGREGATE HOUSING AND ASSISTED CARE

WHEREAS, Councilperson \_\_\_\_\_, a member of the  
Town Board of the Town of Clarkstown has introduced a proposed  
local law entitled,

"A Local Law Amending Chapter 290 (Zoning) of the Local Laws of  
the Town of Clarkstown with respect to Senior Citizen Congregate  
Housing and Assisted Care"

and

WHEREAS, the proposed local law is to amend Section 290 of  
the Town of Clarkstown Zoning Code to allow for a text amendment  
to Sections 290-3 and 290-17-0 with respect to senior citizen  
congregate housing and assisted care living quarters;

NOW, THEREFORE, be it

RESOLVED, that the proposed local law be referred to the  
Clarkstown Planning Board for report pursuant to Section 290-33  
of the Zoning Local Law of the Town of Clarkstown and to the  
Rockland County Commissioner of Planning pursuant to Sections  
239-1 and 239-m of the General Municipal Law for report, and be  
it

FURTHER RESOLVED, that 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 Jose Simoes, Town  
Planner, is hereby authorized and directed to act as agent for  
the Town Board with respect to SEQRA review.

*allm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (432-2013)

RESOLVED, that Stacy Kuo, 4 Vailshire Circle, Nanuet,  
New York - is hereby appointed to the position of Legal  
Stenographer (provisional) (promotional) - Office of the  
Town Attorney - at the current 2013 annual salary of  
\$42,998., effective November 7, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (433-2013)

RESOLVED, that Racquel Guzman, 85 Grand Avenue, 1<sup>st</sup>  
Floor, Pearl River, New York - is hereby appointed to the  
(promotional) (provisional) position of Principal Purchasing  
Clerk Typist - Purchasing Department - at the current  
annual salary of \$64,885., effective November 7, 2013.

November 7, 2013  
P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (434-2013)

RESOLVED, that Catherine Oteri, 46 Bluebird Drive,  
Congers, New York - is hereby appointed to the position  
of Secretary - Traffic & Traffic Fire Safety Advisory  
Board - at the current 2013 annual salary of \$3,400.,  
effective November 7, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (435-2013)

RESOLVED, that Matthew E. D'Ambrosio, 56 Foltim Way,  
Congers, New York - is hereby appointed to the position of  
Crossing Guard (substitute) - Police Department - at the current  
2013 rate of \$19.04 per crossing - effective and retroactive  
to November 4, 2013.

DATED: NOVEMBER 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (436-2013)

WHEREAS, the Rockland County Personnel Office has certified on September 10, 2013 that the position of Data Entry Operator I #500683 (encumbered by Pierre Llamas) can be reclassified to the position of Computer Installation Assistant - Police Department.

NOW, therefore, be it

RESOLVED, that the position of Data Entry Operator I - Police Department is hereby abolished and reclassified to the position of Computer Installation Assistant - Police Department - effective October 7, 2013.

FURTHER RESOLVED, that Pierre Llamas, 32 Whitman St, Congers, New York - is hereby appointed (promotional) (permanent) to the position of Computer Installation Assistant - Police Department - at the current 2013 annual salary of \$52,124., effective and retroactive to October 7, 2013.

DATED: November 7, 2013  
P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (437-2013)

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #13079 (NCP T&E) Senior Records Clerk Typist (Law Enforcement) - Police Department - which contains the name of Margarita A. Sandoval,

NOW, therefore, be it

RESOLVED, that Margarita A. Sandoval, 5 North Fairview, Nanuet, New York - is hereby appointed to the (promotional) (permanent) position of Senior Records Clerk Typist - Police Department - at the current 2013 annual salary of \$64,974., effective November 7, 2013.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (438-2013)

RESOLVED, that Margarita A. Sandoval, 5 North  
Fairview, Nanuet, New York - Senior Records Clerk Typist  
(Law Enforcement) - Police Department - is hereby granted,  
as per her request, a leave pursuant to the Family and  
Medical Leave Act - effective and retroactive to  
October 3, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (439-2013)

RESOLVED, that Allyson Delo, 10 Glenmere Road, Chester,  
New York - Senior Recreation Leader - Parks and Recreation -  
is hereby granted, as per her request, a leave pursuant to  
the Family and Medical Leave Act - effective and retroactive  
to October 15, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (440-2013)

RESOLVED, that Doris Quinones, 49 Leonard Street,  
Haverstraw, New York - Police Radio Dispatcher (CAD) -  
Clarkstown Police Department - is hereby granted, as per  
her request, a leave sporadically, pursuant to the Family  
and Medical Leave Act - effective November 7, 2013.

DATED: November 7, 2013  
P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (441-2013)

RESOLVED, that the resignation of Arthur G. Jackson,  
7 Beauregard Terrace, Congers, New York - Member - Zoning  
Board of Appeals - is hereby accepted - effective and  
retroactive to September 30, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (442-2013)

RESOLVED, that the resignation of John A. Miele,  
26 Tamarac Ave., New City, New York - Member - Traffic &  
Traffic Fire Safety Advisory Board - is hereby accepted -  
effective and retroactive to October 31, 2013.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (443-2013)

RESOLVED, that the resignation of Matthew T. Katchmar,  
39 Forest Glen Road, Valley Cottage, New York - Member -  
Citizen's Advisory Board - is hereby accepted - effective  
on November 6, 2013.

FURTHER RESOLVED, that Matthew T. Katchmar  
is hereby appointed to the position of Member - Traffic &  
Traffic Fire Safety Advisory Board - to fill the unexpired  
term of John Miele - at the current 2013 annual salary of  
\$2,800., effective November 7, 2013 and to expire on  
March 31, 2014.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (444-2013)

RESOLVED, that the resignation of John E. Perrotta III, 418 Christian Herald, Valley Cottage, New York - Member - Alarm Users Review Board - is hereby accepted - effective on November 6, 2013.

FURTHER RESOLVED, that John E. Perrotta III is hereby appointed to the position of Member - Traffic & Traffic Fire Safety Advisory Board - to fill the unexpired term of Norman Peachey - at the current 2013 annual salary of \$2,800., effective November 7, 2013 and to expire on March 31, 2015.

DATED: November 7, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (445-2013)

RESOLVED, that Brian Tesseyman, 6 Kelvin Court,  
Nanuet, New York - is hereby appointed to the position of -  
Chairman - Parks Board and Recreation Commission (to fill the  
unexpired term of Rudy Damonti) - term effective and retroactive  
to May 2, 2013 and to expire on December 31, 2013 at the  
current 2013 annual salary of \$775.

DATED: November 07, 2013

P

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (446-2013)

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI  
REGARDING WALD REALTY CO. #4 LLC  
TAX MAP NO.: 63.12-3-36**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled Wald Realty Co. #4 LLC v. The Town of Clarkstown, its Assessor and Board of Assessment Review of The Town of Clarkstown, Index No(s). 6361/09, 6697/10, 4982/11, 033546/12 and 033422/13, affecting parcel designated as Tax Map No. 63.12-3-36 and more commonly known as 161 Main Street, Nanuet, New York for the year(s) 2009/10, 2010/11, 2011/12, 2012/13 and 2013/14, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Nanuet Union Free School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 63.12-3-36 be reduced for the year(s) 2009/10 and 2012/13 from \$259,000 to \$194,300 at a total cost to the Town of \$3,139.06;

*awm*

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 63.12-3-36 be reduced for the year(s) 2010/11 and 2011/12 from \$259,000 to \$181,300 at a total cost to the Town of \$3,744.38;

3. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 63.12-3-36 for the year(s) 2013/14;

4. Reimbursement for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 on the parcel described as Tax Map No. 63.12-3-36, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

5. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

Dated: November 7, 2013

TB 11-07-13 TA RES Wald Realty Co. #4 LLC Settlement-dt

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (447-2013)

RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN AN  
AGREEMENT WITH THE STATE OF NEW YORK GOVERNOR'S  
TRAFFIC SAFETY COMMITTEE OF THE DEPARTMENT OF MOTOR VEHICLES  
TO ACCEPT A GRANT TO PARTICIPATE IN THE STATEWIDE  
CHILD PASSENGER SAFETY PROGRAM

WHEREAS, Clarkstown Police Lieutenant Steve Morgan has advised that the State of New York Governor's Traffic Safety Committee of the Department of Motor Vehicles has awarded a grant to the Town of Clarkstown Police Department (CPS-2014-Clarkstown Town PD-00139-(044)) for the purpose of participating in the "Child Passenger Safety Program" for the period from October 1, 2013 through September 30, 2014, and

WHEREAS, THE State shall provide \$2,500.00 to the Town of Clarkstown for said purposes;

NOW, THEREFORE, be it

RESOLVED, that, on the recommendation of Clarkstown Police Lieutenant Steve Morgan, the Town Board hereby authorizes the Supervisor to enter into an agreement with the State of New York, Governor's Traffic Safety Committee, Department of Motor Vehicles, in a form approved by the Town Attorney, to accept a grant award of \$2,500.00 for the purpose of participating in the "Child Passenger Safety Program" for the period October 1, 2013 through September 30, 2014, by the Town of Clarkstown Police Department.

DATED: November 7, 2013



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (448-2013)

**RESOLUTION AUTHORIZING THE INSTALLATION OF SIGNAGE,  
KNOLLWOOD COURT, VALLEY COTTAGE**

**WHEREAS**, an investigation by the Traffic & Traffic Fire Safety Advisory Board revealed that Knollwood Court where it terminates into Waters Edge, Valley Cottage has been used as a short cut and that an increased intensity of traffic has been noted, and

**WHEREAS**, there is currently no regulating signage to indicate that this is a "T" intersection and that traffic must stop prior to entering the straightaway Waters Edge,

**NOW, THEREFORE be it RESOLVED** that the Town Board hereby authorizes the Superintendent of Highways to install the following signs:

- 1.) a STOP sign and stop line on the north side of Knollwood Court
- 2.) a "T" intersection sign (MUTCD W2-4) on the north side of Knollwood Court
- 3.) a STOP AHEAD sign (MUTCD W3-1) on the north side of Knollwood Court

all signage to be installed between Russet Road and Waters Edge in the appropriate locations per the MUTCD Manual, 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 the Chief of Police for enforcement.

DATED: November 7, 2013  
TB 11-07 TA RES Signage Knollwood Ct--jje



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (449-2013)

**RESOLUTION RESCINDING RESOLUTION 285-2013**

**WHEREAS**, Resolution #285-2013 adopted by the Town Board on July 2, 2013 regarding the installation of parking restrictive signage in the hamlet of Rockland Lake contained irregularities and,

**WHEREAS**, a follow up investigation by the Traffic and Traffic Fire Safety Advisory Board was conducted to revisit the matter,

**NOW THEREFORE be it RESOLVED**, that the Town Board hereby rescinds Resolution #285-2013 in its entirety.

Dated: November 7, 2013

TB 11-07 TA RES Rescind Parking Rockland Lake---jje

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (450-2013)

**RESOLUTION AUTHORIZING INSTALLATION OF NO PARKING SIGNS,  
COLLYER AVENUE, ROCKLAND LAKE**

**WHEREAS**, the Traffic and Traffic Fire Safety Board has revisited the parking restriction issue on the Town roads in the northeast portion of Rockland Lake State Park, and

**WHEREAS**, the concerns of the residents of Collyer Avenue regarding ingress, egress and emergency vehicle access have been determined to be valid,

**NOW THEREFORE be it RESOLVED**, that the Superintendent of Highways is hereby authorized to install "NO PARKING" signs per NYS DOT MUTCD, Sec 221.5 on both sides of Collyer Avenue, Hamlet of Rockland Lake 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 the Chief of Police for enforcement.

Dated: Novemebr 7, 2013

TB 11-07 TA RES Parking Collyer Ave, Rkld Lk---jje



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (451-2013)

**RESOLUTION AUTHORIZING "NO PARKING HERE TO CORNER" SIGN**

**WHEREAS**, residents of the area of Williams Street, New City have identified a hazard due to parking near the intersection of Williams Street and S. Little Tor Road, New City, and,

**WHEREAS**, an investigation was conducted by the Code & Zoning Enforcement Officer including an interview with the residents of 3 Williams Street whereby it was determined that appropriate restrictive signage would be useful,

**NOW THEREFORE be it RESOLVED**, that the Town Board hereby authorizes the Superintendent of Highways to install a "No Parking Here to Corner" sign per NYS DOT MUTCD Manual with arrow to the west on the south side of Williams Street approximately twenty-five (25) feet east of the intersection with S. Little Tor Road, 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 the Chief of Police for enforcement.

Dated: November 7, 2013

TB 11-07 TA RES "No Parking" Williams St---jje

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (452-2013)

**RESOLUTION AUTHORIZING THE LEASE OF REAL PROPERTY KNOWN  
AS TAX LOT 13-D-28 UNDER PROVISION OF TOWN LAW SECTION 64(2)**

WHEREAS, the site of the Veterans' Memorial located at the Nanuet Train Station (Lot 13-D-28), Nanuet, NY, is owned by the New Jersey Transit Corporation; and

WHEREAS, the New Jersey Transit Corporation has agreed to lease the aforesaid site to the Town for a term of ten (10) years commencing on September 1, 2013 and ending on August 31, 2023, for a fee;

NOW, THEREFORE, be it

RESOLVED, in accordance with the authority provided in Town Law Section 64(2), the Town Board authorizes and directs the Supervisor to enter into a lease agreement with New Jersey Transit Corporation for the premises identified on the Tax Map of the Town of Clarkstown as Lot 13-D-28, which lease agreement will commence on September 1, 2013 and end on August 31, 2023, for a fee as set forth on the attached fee schedule, due and payable on the first day of the license year; and be it

FURTHER RESOLVED, that this Resolution shall be retroactive to September 25, 2013, and said fee shall be a proper charge to Account No. A-6510-401.

Dated: November 7, 2013

TB 11-07-13 TA RES NJ Transit Lease (Nanuet Train Station)-dt

A handwritten signature in cursive script, likely of the Supervisor, located in the bottom right corner of the page.

## SCHEDULE "A"

### Fee

The Fee for the License Area is as follows: (all compensation is payable annually)

### License Year      Annual Minimum Base Rent

1	\$300.00
2	\$307.50
3	\$315.19
4	\$323.07
5	\$331.14
6	\$339.42
7	\$347.91
8	\$356.61
9	\$365.52
10	\$374.66

Charges are due and payable on the first day of License Year in advance, commencing on September 1, 2013. All checks shall be made payable to NJ TRANSIT Corporation and shall be mailed to Post Office Box 1549, Newark, New Jersey 07101-1549.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013

RESOLUTION NO. (453-2013)

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 12-2012 – RESIDENTIAL REFUSE AND BULK COLLECTION SERVICES FOR  
ONE, TWO AND THREE FAMILY HOMES IN THE UNINCORPORATED  
PORTION OF THE TOWN OF CLARKSTOWN

is hereby awarded to: CLARKSTOWN CARTING ASSOCIATION, INC.  
142 ROUTE 9W  
CONGERS, NY 10920  
PRINCIPAL: PAT NAZZARO, PRESIDENT

as per their proposed low bid prices as follows for the duration of the contract from September 1, 2013 through August 31, 2018

Garbage Collection (unit price per eligible dwelling unit per month): \$22.72

Bulk Waste Collection (unit price per eligible dwelling unit per month): \$3.55

Senior Citizen Exemption (unit price per eligible dwelling unit per month): \$10.00

and be it

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

- a) Signed Contract Documents – four sets
- b) Letter of Credit as per specifications
- c) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- d) Certificate of Automobile Liability Coverage
- e) Certificate of Worker's Compensation insurance coverage
- f) Certificate of Worker's Disability Insurance coverage

The Town of Clarkstown must be named as additional insured by way of policy endorsement on all liability policies, as they pertain to the project awarded and be it

FURTHER RESOLVED, that project shall be under the supervision of the Department of Environmental Control.

DATED: November 7, 2013



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (454-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE CONSTRUCTION OF DRAINAGE AND  
CHANNEL IMPROVEMENTS ON LAKE ROAD, STATING  
THE ESTIMATED MAXIMUM COST THEREOF IS \$295,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$295,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to construct drainage and channel  
improvements on Lake Road. The estimated maximum cost thereof, including preliminary costs  
and costs incidental thereto and the financing thereof, is \$295,000 and said amount is hereby  
appropriated for such purpose. The plan of financing includes the issuance of bonds of the  
Town in the principal amount of \$295,000 to finance said appropriation, and the levy and  
collection of taxes on all the taxable real property in the Town to pay the principal of said bonds  
and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$295,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to cause to be published in "*The Journal-News*," a newspaper having general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on November 7, 2013, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted November 7, 2013, authorizing the construction of drainage and channel improvements on Lake Road, stating the estimated maximum cost thereof is \$295,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$295,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage and channel improvements on Lake Road; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$295,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds of the Town in the principal amount of \$295,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds of the Town in the principal amount of \$295,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: November 7, 2013

Justin Sweet  
Town Clerk

A handwritten signature in black ink, appearing to read "Justin Sweet", is located in the lower right quadrant of the page.

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (455-2013)

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED NOVEMBER 7, 2013,  
AUTHORIZING THE CONSTRUCTION OF DRAINAGE  
IMPROVEMENTS ON CARLTON COURT, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$150,000,  
APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE,  
AND AUTHORIZING THE ISSUANCE OF BONDS IN THE  
PRINCIPAL AMOUNT OF \$150,000 TO FINANCE SAID  
APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY  
OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than  
two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Clarkstown, in the County of Rockland, New York  
(herein called the "Town"), is hereby authorized to construct drainage improvements on Carlton  
Court. The estimated maximum cost thereof, including preliminary costs and costs incidental  
thereto and the financing thereof, is \$150,000 and said amount is hereby appropriated for such  
purpose. The plan of financing includes the issuance of bonds of the Town in the principal  
amount of \$150,000 to finance said appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said bonds and the interest thereon as  
the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$150,000 are hereby  
authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the

amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to cause to be published in "*The Journal-News*," a newspaper having general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on November 7, 2013, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Clarkstown, New York, adopted November 7, 2013, authorizing the construction of drainage improvements on Carlton Court, stating the estimated maximum cost thereof is \$150,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$150,000 to finance said appropriation.”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements on Carlton Court; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$150,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds of the Town in the principal amount of \$150,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds of the Town in the principal amount of \$150,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: November 7, 2013

Justin Sweet  
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

\* \* \*

*Alum*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (456-2013)

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI  
REGARDING PALISADES MEDICAL AND PROFESSIONAL  
OFFICE COMPLEX LLC  
TAX MAP NOS.: 64.7-1-9.1/100, 64.7-1-9.1/200, 64.7-1-9.1/310, 64.7-1-9.1/320,  
64.7-1-9.1/400 and 64.7-1-9.1/500**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Palisades Medical and Professional Office Complex LLC v. The Town of Clarkstown, its Assessor and Board of Assessment Review of the Town of Clarkstown, Index No(s). 6400/09, 7020/10, 30781/11, 34011/12 and 33581/13, affecting parcel designated as Tax Map Nos. 64.7-1-9.1/100, 64.7-1-9.1/200, 64.7-1-9.1/310, 64.7-1-9.1/320, 64.7-1-9.1/400 and 64.7-1-9.1/500, and more commonly known as Two Medical Park Drive, West Nyack, New York for the year(s) 2009/10, 2010/11, 2011/12, 2012/13 and 2013/14, and

WHEREAS, the attorney for the petitioner(s) has proposed to settle the proceeding(s) and discontinue with prejudice pursuant to Section 727 of Real Property Tax Law of the State of New York and without costs on the terms and conditions set forth herein, and

WHEREAS, such settlement has been recommended by the Tax Assessor, Tax Certiorari Counsel for the Town of Clarkstown and the attorneys for the Clarkstown Central School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the

assessment roll as Tax Map No. 64.7-1-9.1/100, be reduced for the year(s) 2009/10 from \$235,860 to \$190,685; for the year(s) 2010/11 from \$251,780 to \$203,130; for the year(s) 2011/12 from \$267,700 to \$215,575; for the year(s) 2012/13 from \$283,620 to \$228,020, at a total cost to the Town of \$4,895.27;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 64.7-1-9.1/200, be reduced for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 from \$290,100 to \$232,100, at a total cost to the Town of \$5,609.03;

3. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 64.7-1-9.1/310, be reduced for the year(s) 2009/10 from \$299,135 to \$241,870; for the year(s) 2010/11 from \$319,330 to \$257,660; for the year(s) 2011/12 from \$339,525 to \$273,450, and for the year(s) 2012/13 from \$359,720 to \$289,240, at a total cost to the Town of \$6,205.36;

4. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 64.7-1-9.1/320, be reduced for the year(s) 2009/10 from \$138,745 to \$112,160; for the year(s) 2010/11 from \$145,140 to \$119,480; for the year(s) 2011/12 from \$157,475 to \$126,800, and for the year(s) 2012/13 from \$166,840 to \$134,120, at a total cost to the Town of \$2,810.75;

5. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 64.7-1-9.1/400, be reduced for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 from \$605,800 to \$484,600, at a total cost to the Town of \$11,720.93;

6. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 64.7-1-9.1/500, be reduced for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 from \$598,400 to \$478,700, at a total cost to the Town of \$11,575.87;

7. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map Nos. 64.7-1-9.1/100, 64.7-1-9.1/200, 64.7-1-9.1/310, 64.7-1-9.1/320, 64.7-1-9.1/400 and 64.7-1-9.1/500 for the year(s) 2013/14;

8. Reimbursement for the year(s) 2009/10, 2010/11, 2011/12 and 2012/13 on the parcel(s) described as Tax Map Nos. 64.7-1-9.1/100, 64.7-1-9.1/200, 64.7-1-9.1/310, 64.7-1-9.1/320, 64.7-1-9.1/400 and 64.7-1-9.1/500, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

9. All municipal officials of the Town of Clarkstown shall be directed to make necessary notations, changes, amendments and/or corrections necessary to implement this settlement, and be it

FURTHER RESOLVED, that the settlement of the aforesaid action is authorized upon the terms and conditions herein stated; and Tax Certiorari Counsel for the Town of Clarkstown is authorized to sign all documents necessary to effectuate such settlement.

Dated: November 7, 2013

TB 11-07-13 TA RES Palisades Medical and Professional Offices- Settlement-dt



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (457-2013)

RESOLUTION EXPRESSING SUPPORT FOR PROPOSED  
CONGERS LAKE VILLAGE AFFORDABLE SENIOR HOUSING

WHEREAS, the Rockland Housing Action Coalition, Inc. (the "Applicant") has proposed developing a certain parcel known as "65 Lake Road" designated on the Town of Clarkstown Tax Map Section 44.15, Block 3, Lots 41 and 42.1 in the hamlet of Congers, and

WHEREAS, at a workshop, the Senior Citizens Director underscored the need for affordable senior housing in the Town of Clarkstown, and the Comprehensive Plan Special Board, as well as its Subcommittee for Senior Housing, have expressed their support for the Project, and

WHEREAS, an amendment to Local Law Chapter 290 was approved on November 10, 2011, which gives the Applicant the right to submit an application to the Town Board for the approval of the proposed development;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby expresses its support for the Project, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute letter/letters of support as may be required by the applicant to secure funding, and be it

FURTHER RESOLVED, after the project receives state funding, the Supervisor will be authorized to enter into a PILOT agreement with the Rockland Housing Action Coalition pursuant to Article 290-17 of the Clarkstown Code, Section O(A). Senior citizen housing, (4) Tax abatements/payment in lieu of taxes (PILOT), and be it

FURTHER RESOLVED, in order to effectuate the development of the Congers Lake Village Square senior rental complex, the Supervisor is authorized to enter into an agreement with the Rockland Housing Action Coalition to sell surplus property in the bed of a mapped street adjacent to the proposed Congers Lake Village Square which will enable the Project to achieve the necessary density to provide affordable rental senior housing, and be it

FURTHER RESOLVED, that nothing set forth in this resolution shall be construed so as to bind the Town Board with respect to future action concerning the Project.

Dated: November 7, 2013

TB 11-07 TA RES Support RHAC Affordable Sr Housing-pm

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (458-2013)

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER  
INTO AN AGREEMENT WITH MARCUS & MILLICHAP REAL ESTATE  
INVESTMENT SERVICES OF NEW YORK WITH  
RESPECT TO "OPEN LISTING" OF TOWN PROPERTY  
(TAX MAP: 58.17-1-2)

WHEREAS, the Town owns certain real estate known as  
Middlewood Senior Citizen Park located at 80 N. Middletown  
Road, Nanuet, New York (Tax Map: 58.17-1-2), and

WHEREAS, the Town has interviewed several real estate  
agents for the purpose of selling said property;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the  
Supervisor to enter into an agreement with Marcus & Millichap  
Real Estate Investment Services of New York, in a form  
approved by the Town Attorney, to provide real estate  
services to the Town with respect to the "Open Listing" of  
property known as Middlewood Senior Citizen Park located at  
80 N. Middletown Road, Nanuet, New York, and be it

FURTHER RESOLVED, that the fee for said services shall  
be 4% commission if an acceptable purchaser is procured,  
which sale shall be subject to further approval of the Town  
Board.

November 7, 2013

TB 11-07 TA RES Agent Agree-Middlewood Sale-pm

A handwritten signature in cursive script, appearing to read "Awm", is located in the bottom right corner of the document.

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (459-2013)

**RESOLUTION #                      ADOPTED BY TOWN BOARD  
RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT**

**The Shops @ Nanuet**

**WHEREAS**, the Chief Fire Safety Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town of Clarkstown, at

TD Bank  
104 Market St. East  
Nanuet NY 10954  
14-C-1.3  
63.8-3-6,8

By the installation of fire lane designations, and

**WHEREAS, Michael Sci, Operations Mgr.**, has requested that the Town of Clarkstown designate said fire lanes:

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Chief Fire Safety Inspector with regard to the installation of conforming fire lane designations be installed by and at the expense of the owner of such property upon the review and approval of the Traffic and Traffic Fire Safety Advisory board of the Town of Clarkstown.

**DATED: November 7, 2013**

*awm*

RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (460-2013)

**RESOLUTION #                      ADOPTED BY TOWN BOARD**  
**RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT**

Edward Bertolino

**WHEREAS**, the Chief Fire Safety Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended, known as the **VEHICLE AND TRAFFIC LOCAL LAW**, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town of Clarkstown, at

Edward Bertolino Property  
44-46 Lake Rd.  
Congers NY 10920  
127-P-16  
44.15-3-10

By the installation of fire lane designations, and

**WHEREAS, Edward Bertolino, Owner**, has requested that the Town of Clarkstown designate said fire lanes:

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Chief Fire Safety Inspector with regard to the installation of conforming fire lane designations be installed by and at the expense of the owner of such property upon the review and approval of the Traffic and Traffic Fire Safety Advisory board of the Town of Clarkstown.

**DATED: November 7, 2013**



RESOLUTION ADOPTED AT TOWN BOARD MEETING NOVEMBER 7, 2013  
RESOLUTION NO. (461-2013)

**RESOLUTION #                      ADOPTED BY TOWN BOARD**  
**RESOLUTION AUTHORIZING FIRE LANE DESIGNATIONS AT**

**The Shops @ Nanuet**

**WHEREAS**, the Chief Fire Safety Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 278 Sec. 13, of the Code of the Town of Clarkstown, at

Retail Property Trust  
5101 Fashion Dr.  
Nanuet NY 10954  
14-C-1.3  
63.8-3-3

By the installation of fire lane designations, and

**WHEREAS, Michael Sci, Operations Mgr.**, has requested that the Town of Clarkstown designate said fire lanes:

**NOW, THEREFORE**, be it

**RESOLVED**, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Chief Fire Safety Inspector with regard to the installation of conforming fire lane designations be installed by and at the expense of the owner of such property upon the review and approval of the Traffic and Traffic Fire Safety Advisory board of the Town of Clarkstown.

**DATED: November 7, 2013**

