

**TOWN OF CLARKSTOWN  
TOWN BOARD REORGANIZATION MEETING**

**January 2, 2014 – 8:00 pm**

Town Hall Auditorium

**AGENDA**

**MASTER OF CEREMONY:** Police Chaplain David Lothrop

**PRESENTATION OF COLORS:** Clarkstown Police Honor Guard

**SALUTE TO THE FLAG:** Kenneth Walters, Veteran of the Year

**NATIONAL ANTHEM:** Clarkstown South Troubadours

**POSTING OF THE COLORS:** Clarkstown Police Honor Guard

**INVOCATION:** Msgr. Emmet R. Nevin,  
St. Paul's Catholic Church

**INTRODUCTION OF DISTINGUISHED GUESTS:**

**OATHS OF OFFICE:**

Hon. Alexander J. Gromack, Town Supervisor – Judge Victor Alfieri  
Hon. George Hoehmann, Town Councilman – Judge Craig Johns  
Hon. Stephanie Hausner, Town Councilwoman – Judge Howard Gerber  
Hon. Justin Sweet, Town Clerk – Judge Rolph Thorsen  
Hon. Craig Johns – Judge Charles Apotheker  
Hon. Wayne Ballard, Superintendent of Highways – Judge Craig Johns

**MUSICAL INTERLUDE:** Clarkstown South Troubadours

**STATE OF THE TOWN ADDRESS:** Supervisor Alexander J. Gromack

**BENEDICTION/BLESSING:** Rabbi Jeremy Ruberg  
New City Jewish Center

**"GOD BLESS AMERICA":** Clarkstown South Troubadours

**TOWN CLERK CALLS THE ROLL:**

**RESOLUTIONS:**

1. Designating Bank Depositories for Town funds.
2. Establishing Petty Cash for Town Departments.
3. Appointing Justin Sweet to Position of Registrar of Vital Statistics.
4. Authorizing Justin Sweet as Marriage Officer Pursuant to §11-c of the Domestic Relations Law.
5. Determining Security for Protection of Town Funds Pursuant to Town Law §64.
6. Directing the Town Clerk to Deposit Monies in an Interest-Bearing Account.
7. Authorizing Settlement of Claims.
8. Authorizing the Filing of Summary Financial Report.
9. Authorizing the Town Attorney to Institute Actions on Behalf of or Defend Proceedings against the Town of Clarkstown, its Agencies and Employees.
10. Authorizing Official Undertaking for the Town Officials Pursuant to Town Law §25.
11. Authorizing Application of §, Public Officers' Law, to Officers and Employees of the Town of Clarkstown.

12. Authorizing Supervisor to Employ Office Students and Part-Time Workers.

13. Authorizing the following Personnel Changes:

- a) Reappointment: Amy Wagner-Mele, Town Attorney
- b) Reappointment: Ed Duer, Town Comptroller
- c) Reappointment: Mary Maloney, Deputy Town Comptroller
- d) Reappointment: George Presotto, Member, Alarm Users Review Board
- e) Reappointment: Edward J. Lettre, Chairman, Architecture & Landscape Commission
- f) Reappointment: Cora Bodkin, Vice-Chairman, Architecture & Landscape Commission
- g) Reappointment: Voncile Oliver, Member, Clarkstown Citizens Advisory Board
- h) Reappointment: Louis Alpert, Joel Epstein, Charles H. Butler and James R. Freeman, Jr., Members, Civilian Complaint Review Board
- i) Reappointment: Robert Knight, Chairman, Historical Review Board
- j) Reappointment: Lawrence Kigler, Member, Historical Review Board
- k) Reappointment: Scott Milich, Vice-Chairman, Parks & Recreation Commission
- l) Reappointment: John J. O'Connell, Member, Parks & Recreation Commission
- m) Reappointment: Shirley J. Thormann, Chairman, Planning Board
- n) Reappointment: Rudolph Yacyshyn, Member, Planning Board
- o) Reappointment: Rudolph Yacyshyn, Vice-Chairman, Planning Board
- p) Reappointment: George Nugent, Chairman, Sanitation Commission
- q) Reappointment: John W. Scanlon, Member, Sanitation Commission
- r) Reappointment: Christopher Martone, Chairman, Traffic & Traffic Fire Safety Advisory Board
- s) Reappointment: Gaetano U. Massa, Chairman, Zoning Board of Appeals
- t) Reappointment: Edward J. Guardaro, Vice-Chairman, Zoning Board of Appeals
- u) Reappointment: Brian Tesseyman, Chairman, Parks Board & Recreation Commission
- v) Appointment: Joel Epstein, Member, Clarkstown Citizens Advisory Board
- w) Appointment: Jose Simoes, Member, Clarkstown Citizens Advisory Board
- x) Reallocation: Registry Clerk Stenographer, Town Clerk's Office, from Grade 21 to Grade 24; and Appointment: Kathleen Carleo, Registry Clerk Stenographer, to a Grade 24.

14. Re-establishing a Committee to Recognize Commercial Property Owners, or Operators, who Maintain Exemplary Properties – "Pride of Clarkstown"

15. Authorizing Issuance of a Negative Declaration for the Construction of Solar Panel Field on the Closed Clarkstown Landfill, West Nyack, N.Y.

**ADDITIONAL TENTATIVE RESOLUTIONS:**

**\*\*\*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 DESIGNATING BANK  
DEPOSITORIES FOR TOWN FUNDS**

RESOLVED, that the following depositories are hereby designated for funds deposited by the Supervisor, Town Clerk, Receiver of Taxes, Town Justices, Building Inspector, Department of Planning and Comptroller:

J P Morgan Chase  
Citibank, N.A.  
Capital One  
First Niagara Bank  
Key Bank, NA  
M & T Bank  
Merrill Lynch  
Sterling National Bank  
TD Bank  
Greater Hudson Bank, N.A.

and be it

FURTHER RESOLVED, that each of the banks set forth above shall be required to supply pledge collateral protection for Town funds which are not otherwise insured against loss.

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Bank Depositories-pm

*awm*

**RESOLUTION ESTABLISHING PETTY CASH FOR TOWN DEPARTMENTS**

RESOLVED, that petty cash be established for the following offices in the amounts designated:

Supervisor's Office	\$200.00	
Assessor's Office	\$100.00	
Building Inspector	\$100.00	
Comptroller's Office	\$100.00	
Data Processing	\$100.00	
Environmental Control	\$100.00	
Justice Court	\$200.00	
Highway Department	\$200.00	
Maintenance	\$100.00	
Mini-Trans	\$100.00	
Personnel	\$25.00	
Planning	\$100.00	
Police	\$700.00	
Purchasing	\$25.00	
Receiver of Taxes	\$300.00	
Recreation & Parks	\$300.00	
Recreation & Parks	\$1500.00	(5/1/14-10/30/14)
Recreation & Parks (Wheel Park)	\$100.00	

Recreation & Parks (Germonds Park Mini Golf Course)	\$100.00
Recreation & Parks (Zukor Park Registration)	\$200.00
Safety Manager	\$100.00
Sanitation District (Landfill)	\$150.00
Sewer	\$100.00
Town Attorney	\$300.00
Town Clerk	\$200.00
Town Garage	\$50.00

*aurm*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Petty Cash-pm

RESOLUTION APPOINTING JUSTIN SWEET TO POSITION OF REGISTRAR OF VITAL STATISTICS

RESOLVED, that Justin Sweet, 41 High Tor Road, New City, New York, is hereby appointed to the position of Registrar of Vital Statistics for a term to commence on January 1, 2014 and to expire on December 31, 2015 with compensation in accordance with the salary schedule, and be it

FURTHER RESOLVED, that all statutory fees payable to the Registrar of Vital Statistics shall be paid into Revenue Account No. B 02 3 2120 0.

Dated: January 2, 2014

TB 01-02 TA RES Reorg-Appt Reg of Vital Statistics-pm

*awm*

RESOLUTION AUTHORIZING JUSTIN SWEET AS MARRIAGE OFFICER  
PURSUANT TO §11-c OF THE DOMESTIC RELATIONS LAW

WHEREAS, §11-c of the Domestic Relations Law provides for the appointment by the Town Board of a Marriage Officer who shall have the authority to solemnize a marriage;

NOW, THEREFORE, be it

RESOLVED, that Justin Sweet, Town Clerk, is hereby appointed a Marriage Officer for the Town of Clarkstown, for a term commencing on January 1, 2014 and terminating on December 31, 2015, at the pleasure of the Town Board, without compensation.

*awm*

Dated: January 2, 2014

TB 01-02 TA RES Reorg-Appt Marriage Officer-pm

**RESOLUTION REGARDING TOWN FUNDS**

RESOLVED, that the Town Board hereby authorizes the Town Comptroller to determine security to be given for the protection of Town Funds (Town Law Section 64, Subd. 1).

*alum*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Town Funds-pm

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**RESOLUTION DIRECTING TOWN CLERK TO  
DEPOSIT MONIES IN AN INTEREST BEARING ACCOUNT**

RESOLVED, that the Town Clerk of the Town of Clarkstown is hereby ordered and directed to deposit monies collected by the Town Clerk for warrants issued for the collection of the 2014 State, County and Town taxes, in an interest bearing checking account in a lending institution designated and approved by the Town Board, if practicable.

*awm*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Interest Bearing Acct-pm

**AUTHORIZING SETTLEMENT OF CLAIMS**

RESOLVED, that the Insurance and Claims Manager of the Town is hereby authorized to settle liability claims, which involve no bodily injuries, for amounts up to \$10,000.00, and be it

FURTHER RESOLVED, that such settlement authorization is increased to the sum of \$25,000.00 when the Town Attorney reviews and approves the proposed settlement.

*awm*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Claims Settlement-pm

RESOLUTION AUTHORIZING THE FILING  
OF SUMMARY FINANCIAL REPORT

RESOLVED, that the Town Board hereby authorizes the Town Clerk to publish a summary annual financial report (or notice that a copy of the report is on file in the Town Clerk's Office) in lieu of an annual financial report, as provided by Town Law Section 29, Subd. 20.

*awm*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Financial Report-pm

RESOLUTION AUTHORIZING THE TOWN ATTORNEY  
TO INSTITUTE ACTIONS ON BEHALF OF OR DEFEND PROCEEDINGS  
AGAINST THE TOWN OF CLARKSTOWN, ITS AGENCIES AND EMPLOYEES

RESOLVED, that for the year 2014, the Town Board hereby authorizes the Town Attorney to take all necessary steps to institute actions on behalf of or defend any proceedings brought against the Town of Clarkstown, its agencies and employees, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to January 1, 2014.

*OCW*

RESOLUTION WITH RESPECT TO THE OFFICIAL UNDERTAKING  
FOR THE TOWN OFFICIALS AS AUTHORIZED BY TOWN LAW 25

RESOLVED, that the official undertaking for the Town Officials as authorized by Section 25 of the Town Law be and hereby is established in the amounts provided in the surety bonds previously obtained, and be it

FURTHER RESOLVED, that the St. Paul Travelers Insurance Company is hereby authorized to provide such undertaking.

*awm*

11

**RESOLUTION AUTHORIZING APPLICATION OF SECTION 18,  
PUBLIC OFFICERS' LAW, TO OFFICERS AND  
EMPLOYEES OF THE TOWN OF CLARKSTOWN**

RESOLVED, that the provisions of Section 18 of the Public Officers' Law concerning defense and indemnification shall apply to the officers and employees of the Town of Clarkstown who are named defendants in any action arising out of the proper performance of duties to the fullest extent permissible by law, including, but not limited to, punitive damages, and the benefits of Section 18 shall extend to all such employees, and be it

FURTHER RESOLVED, that all necessary and reasonable costs for providing this benefit shall be a proper Town charge.

*allm*

Dated: January 2, 2014

TB 01-02 TA RES Reorg-Defense-Indemn POL 18-pm

**RESOLUTION AUTHORIZING SUPERVISOR TO EMPLOY  
OFFICE STUDENTS AND PART TIME WORKERS**

RESOLVED, that the Supervisor is hereby authorized to employ office worker students, laborer students, special studies interns, and temporary part time and/or seasonal workers for various departments within the appropriate budget line(s).

*awm*

Dated: January 2, 2014  
TB 01-02 TA RES Reorg-Student-Temp Workers-pm

13A

RESOLVED, that Amy Wagner-Mele, 103 Van Houten Fields,  
West Nyack, New York - is hereby reappointed to the position  
of Town Attorney - term effective and retroactive to  
January 1, 2014 and to expire on December 31, 2015 - at the  
current 2014 annual salary as set forth in the 2014 salary  
schedule.

DATED: January 2, 2014  
P

RESOLVED, that Edward J. Duer, 937 Flint Court,  
Valley Cottage, New York - is hereby reappointed to the  
position of Town Comptroller - term effective and retroactive  
to January 1, 2014 and to expire on December 31, 2015 - at the  
current 2014 annual salary as set forth in the 2014 salary  
schedule.

DATED: January 2, 2014  
P

130

RESOLVED, that Mary Maloney, 7 Tavo Lane, New City, New York -  
is hereby appointed to the position of Deputy Comptroller -  
term effective and retroactive to January 1, 2014 and to expire on  
December 31, 2015 at the current 2014 annual salary as set forth in  
the 2014 annual salary schedule.

DATED: January 2, 2014  
P

RESOLVED, that George Presotto, 7 Rock Drive, Valley Cottage, New York - is hereby re-appointed to the position of Member - Alarm Users Review Board - at the 2014 annual salary of \$1,122., term effective and retroactive to January 1, 2014 and to expire on December 31, 2015.

DATED: January 2, 2014

P

RESOLVED, that Edward J. Lettre, 34 Avner Lane, West Nyack, New York, is hereby reappointed to the position of Chairman - Architecture and Landscape Commission - at the current annual 2014 salary as set forth in the 2014 salary schedule - with such appointment to be effective and retroactive to January 1, 2014 and to expire at 12:01 a.m. on January 1, 2015, and be it,

FURTHER RESOLVED, that Edward J. Lettre, as Chairman of the Architecture and Landscape Commission, shall be responsible for familiarizing all Architecture and Landscape Commission members with the following provisions of the Town Code:

Chapter 18 - Code of Ethics, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Edward J. Lettre at his home address.

DATED: January 2, 2014  
P

RESOLVED, that Cora Bodkin, 7 Bellwood Drive,  
New City, New York, is hereby reappointed to the position  
of Vice-Chairman - Architecture and Landscape Commission -  
at the current 2014 annual salary as set forth in the 2014  
salary schedule - with such appointment to be effective and  
retroactive to January 1, 2014 and to expire at 12:01 a.m.  
on January 1, 2015.

DATED: January 2, 2014  
P

RSOLVED, that Voncile Oliver, 19 Wesley Road, Congers,  
New York - is hereby reappointed to the position of Member -  
Clarkstown Citizens Advisory Board - term effective and  
retroactive to January 1, 2014 and to expire on  
December 31, 2014.

DATED: January 2, 2014  
P

(13H)

RESOLVED, that the following are hereby reappointed to the position of Member - Civilian Complaint Review Board - to serve without compensation - term effective and retroactive to January 1, 2014 and to expire on December 31, 2015.

Louis Alpert  
419 Maple Avenue  
Upper Nyack, New York

Joel Epstein  
99 Bardonia Road  
Bardonia, New York

Charles H. Butler  
6 Foxcroft Drive  
Nanuet, New York

James R. Freeman, Jr.  
587 Svahn Drive  
Valley Cottage, New York

RESOLVED, that Robert Knight, 18 Gilchrest Road, Congers, New York, is hereby reappointed to the position of Chairman - Historical Review Board - to serve without Compensation - for the year 2014 - with such appointment to be effective and retroactive to January 1, 2014 and to expire at 12:01 a.m. on January 1, 2015, and be it,

FURTHER RESOLVED, that Robert Knight, as Chairman of the Historical Review Board, shall be responsible for familiarizing all Historical Review Members with the following provisions of the Town Code:

Chapter 18 - Code of Ethics, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Robert Knight at his home address.

RESOLVED, that Lawrence Kigler, 25 Roberts Road,  
New City, New York - is hereby reappointed to the position  
of Member - Historical Review Board - at the 2014 annual  
salary of \$2,040., - term effective and retroactive to  
January 1, 2014 and to expire on December 31, 2020.

DATED: January 2, 2014  
P

(13K)

RESOLVED, that Scott Milich, 9 Link Court, New City, New York - is hereby reappointed to the position of Vice Chairman – Parks and Recreation Commission – term effective and retroactive to January 1, 2014 and to expire on December 31, 2014 with no compensation.

RESOLVED, that John J. O'Connell, 5 Hannah Lane,  
Valley Cottage, New York - is hereby reappointed to the  
position of Member - Parks Board and Recreation Commission  
- at the 2014 annual salary of \$3,366., term effective  
January 7, 2014 and to expire on January 6, 2020.

DATED: January 2, 2014  
P

13M

RESOLVED, that Shirley J. Thormann, 604 Gateway, Valley Cottage, New York - is hereby reappointed to the position of Chairman - Planning Board - term effective January 2, 2014 and to expire on January 1, 2015 - at the current 2014 annual salary of \$14,790.

DATED: January 2, 2014

P

(13N)

RESOLVED, that Rudolph Yacyshyn, 48 Washington Circle,  
New City, New York, is hereby reappointed to the position  
of Member - Planning Board - at the current 2014 annual  
salary of \$7,395., term effective January 3, 2014 and to  
expire on January 2, 2020.

DATED: January 2, 2014  
P

RESOLVED, that Rudolph Yacyshyn, 48 Washington Circle,  
New City, New York - is hereby reappointed to the position  
of Vice Chairman - Planning Board - term effective January 1,  
2014 and to expire on January 1, 2015 - at the current 2014  
annual salary of \$3,570.

DATED: January 2, 2014  
P

RESOLVED, that George Nugent, 107 Lake Road, Valley Cottage, New York, is hereby reappointed to the position of Chairman - Sanitation Commission - at the current 2014 annual salary as set forth in the 2014 salary schedule - with such appointment to be effective and retroactive to January 1, 2014 and to expire at 12:01 a.m. on January 1, 2015, and be it,

FURTHER RESOLVED, that George Nugent, as Chairman of the Sanitation Commission, shall be responsible for familiarizing all Sanitation Commission Members with the following provisions of the Town Code:

Chapter 18 - Code of Ethics, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to George Nugent at his home address.

DATED: January 2, 2014

P

RESOLVED, that John W. Scanlon, 16 Van Nostrand Avenue, Nanuet, New York is hereby reappointed to the position of Member - Sanitation Commission - at the current 2014 annual salary of \$3,468., term effective and retroactive to January 7, 2014 and to expire on January 8, 2019.

DATED: January 2, 2014

P

13R

RESOLVED, that Christopher Martone, 5 Briarcliff Road, New City, New York - is hereby reappointed to the position of Chairman - Traffic & Traffic Fire Safety Advisory Board - at the 2014 annual salary of \$791., effective January 1, 2014 and to expire on December 31, 2014.

DATED: January 2, 2014  
P

RESOLVED, that Gaetano U. Massa, 4 Germonds Road, New City, New York is hereby reappointed to the position of Chairman - Zoning Board of Appeals - at the current 2014 annual salary as set forth in the 2014 salary schedule - with such appointment to be effective and retroactive to January 1, 2014 and to expire at 12:01 a.m. on January 1, 2015, and be it,

FURTHER RESOLVED, that Gaetano U. Massa, as Chairman of the Zoning Board of Appeals, shall be responsible for familiarizing all Zoning Board of Appeals Members with the following provisions of the Town Code:

Chapter 18 - Code of Ethics and

Chapter 42 - Certification of Board of Appeals and

Planning Board Members, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Gaetano U. Massa at his home address.

DATED: January 2, 2014

P

RESOLVED, that Edward J. Guardaro, Jr., 9 Emerald Drive, Valley Cottage, New York - is hereby reappointed to the position of Vice-Chairman - Zoning Board of Appeals - to serve without compensation - term effective January 1, 2014 and to expire at 12:01 a.m. on January 1, 2015.

DATED: January 02, 2014  
P

(13u)

RESOLVED, that Brian Tesseyman, 6 Kelvin Court,  
Nanuet, New York - is hereby appointed to the position of -  
Chairman - Parks Board and Recreation Commission - term  
effective and retroactive to January 1, 2014 and to expire on  
December 31, 2014 at the current 2014 annual salary of \$791.

DATED: January 02, 2014  
P

RSOLVED, that Joel Epstein, 99 Bardonia Road, Bardonia,  
New York - is hereby appointed to the position of Member -  
Clarkstown Citizens Advisory Board - term effective and  
retroactive to January 1, 2014 and to expire on  
December 31, 2014.

DATED: January 2, 2014  
P

(13w)

RSOLVED, that Jose Simoes, 5 Beauregard Terrace, Congers,  
New York - is hereby appointed to the position of Member -  
Clarkstown Citizens Advisory Board - term effective and  
retroactive to January 1, 2014 and to expire on  
December 31, 2014.

DATED: January 2, 2014  
P

(13X)

WHEREAS, IN ACCORDANCE WITH Article VIII. Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request from Mr. Justin Sweet, Town Clerk, for a reallocation of the title, Registry Clerk-Stenographer, which is currently a grade 21 to be reallocated to a grade 24.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Registry Clerk-Stenographer – Town Clerk’s Office – should be reallocated to a grade 24.

FURTHER RESOLVED, that Kathleen Carleo, 150 Sixth Avenue, Nyack, New York – who presently encumbers the position of Registry Clerk – Stenographer – Town Clerk’s Office – is now appointed to a grade 24 and her salary will reflect the 2014 current annual salary of \$77,956., effective and retroactive to January 01, 2014.

DATED: January 2, 2014

P

(14)

RESOLUTION RE-ESTABLISHING A COMMITTEE TO RECOGNIZE  
COMMERCIAL PROPERTY OWNERS, OR OPERATORS, WHO MAINTAIN  
EXEMPLARY PROPERTIES

WHEREAS, the Town Board of the Town of Clarkstown adopted Resolution No. 456 on July 25, 2006, creating a committee to recognize commercial property owners, or operators, who have taken extraordinary steps maintaining their properties. This program is known as the "Pride of Clarkstown," and is also intended to act as an incentive for all commercial property to be improved, and

WHEREAS, the Committee consists of the following persons:

George Hoehmann, Town Board Liaison

Scott Milich, Chairman

David Kaminski

Donald Ritch

Irene Ryan

Shirley Washington

and

WHEREAS, the Town Board wishes to re-establish the Committee for the year 2014;

NOW, therefore, be it

RESOLVED, that the Town Board hereby re-establishes the committee referred to herein, and be it

FURTHER RESOLVED, that the Town Board hereby endorses the contest for the best maintained commercial property, and shall appropriate \$2,000.00 to the committee to conduct the contest, prepare award certificates and for incidental expenses, which shall be a proper charge to Account No. A-1010-409.

Dates: January 2, 2014

**RESOLUTION WITH RESPECT TO THE SEQR FOR THE ISSUANCE OF A  
NEGATIVE DECLARATION FOR THE CONSTRUCTION OF SOLAR PANEL  
FIELD ON THE CLOSED CLARKSTOWN LANDFILL  
WEST NYACK, NEW YORK**

**Whereas**, by Town Board Resolution No. 404-2012, dated August 21, 2012, the Town Board of the Town of Clarkstown declared its intent to act as the lead agency for the coordinated review of the construction of the Photovoltaic Solar Panel System Installation on the closed Clarkstown Landfill in accordance with the provisions of the State Environmental Quality Review Act (SEQRA), and

**Whereas**, K. Luke Kalarickal, P.E., acting as agent to the Clarkstown Town Board, circulated the Short Environmental Assessment Form to potential involved or interested agencies, and

**Whereas**, no involved or interested agencies having, within thirty (30) calendar days from the date of circulation of the Short Environmental Assessment Form, submitted an objection to the Clarkstown Town Board being the lead agency for the coordinated review in accordance of the provisions of the State Environmental Quality Review Act, whereby the Town Board is Lead Agency, and

**Whereas**, New York State Department of Environmental Conservation, Division of Environmental Remediation Bureau's comments have been addressed in the Photovoltaic Solar Panel System Installation Work Plan for the Town of Clarkstown prepared by Holzmacher, McLendon & Murrell, P.C. (H2M), dated October 2013 and revised on November 20, 2013, and

**Whereas**, on November 27, 2013, the New York State Department of Environmental Conservation, Division of Environmental Remediation, approved the Photovoltaic Panel Work Plan for the Town of Clarkstown, and

**Whereas**, it has been determined that the proposed project is an unlisted action;

**Now, Therefore, Be It Resolved**, that the Town Board of the Town of Clarkstown, as lead agency, has determined that the proposed action will not have a significant adverse environmental impact on the closed landfill and surrounding properties.

**Dated:** January 2, 2014