

TOWN OF CLARKSTOWN
TOWN BOARD MEETING
May 6, 2014 – 7:00 pm*
Town Hall Auditorium
AGENDA

SALUTE TO THE FLAG

SPECIAL CALL TO ORDER: Town Board Executive Session – Purpose: To discuss the potential sale of real property known as Middlewood Senior Housing Complex.

***Regular Town Board Meeting to Resume at approximately 8:00 pm**

SPECIAL PRESENTATION:

- Environmental Excellence Award Presentation:
 - Tony Lisanti
 - Keep Rockland Beautiful

CLERK CALLS THE ROLL

PUBLIC HEARINGS:

PH-1 Proposed Local Law entitled: “Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to Commercial Office and Commercial Office Support”

PH-1- a: Authorizing the Continuation of a Public Hearing on a Proposed Local Law entitled: “Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to Commercial Office and Commercial Office Support.”

PUBLIC COMMENTS REGARDING AGENDA ITEMS:

(Limited to 3 minutes per person)

RESOLUTIONS:

1. Accepting Minutes of Special Town Board Meeting of April 1, 2014 and Town Board Meeting of April 8, 2014, as submitted by the Town Clerk.
2. Authorizing the following Personnel Changes:
 - a) *-Withdrawn-*
 - b) Appointment (Promotional): Scott Aprile, Senior Groundswoker, Maintenance
 - c) Appointment (Promotional): Matthew Murphy, Senior Groundswoker, Maintenance
 - d) Appointment (Promotional): Matthew Scarpulla, Senior Groundswoker, Maintenance
 - e) Appointment (Promotional): Alex D’Innocenzo, Senior Groundswoker, Maintenance
 - f) Appointment: Lorraine DeFeo, Crossing Guard (Substitute), Police Department
 - g) Appointment: Margaret DiSalvo, Crossing Guard (Substitute), Police Department
 - h) Appointment: Elizabeth R. Noonan, Crossing Guard (Substitute), Police Department
 - i) Appointment: Carmela McGrade, Crossing Guard (Substitute), Police Department
 - j) Amending Resolution No. 156-2014 (typographical error with date)
 - k) Amending Resolution No. 157-2014 (typographical error with date)
3. Authorizing the Purchasing Agent to advertise for the following:
 - a) Bid #18-2014 – Demarest Road Emergency Access Road Culvert Replacement
 - b) Bid #19-2014 – Massachusetts Avenue Debris Removal
 - c) Bid #20-2014 – Crumm Creek Road Low Flow Channel Replacement
 - d) Bid #21-2014 – Schriever Lane Channel Improvements
4. Authorizing the following Bid Award:
 - Bid #41-2011 – Nanuet Hamlet Drainage Improvements

5. Authorizing the Supervisor to Enter into the following "Adopt-a-Road" Agreements:
 - a) Steve Botto, Inc. Landscaping – Red Hill Road, New City
 - b) Plastic-Craft Products Corp. – Doscher Avenue, West Nyack
 - c) Paramount Country Club – Zukor Road, New City
 - d) McLaren, P.C. Engineering Group – Snake Hill Road, West Nyack
6. Authorizing the Supervisor to Enter into an "Adopt-a-Spot" Agreement:
 - Mr. Landscape, Inc. – East & West sides of Reservoir on Congers/Lake Road.
7. Authorizing the Supervisor to Enter into the following Agreements:
 - a) Board of Education, Nyack School District – Resource Officer Program for the 2014-2015 School Term.
 - b) Board of Education, Clarkstown Central School District – Resource Officer Program for the 2014-2015 School Term.
 - c) East Ramapo Central School District – Universal Pre-Kidergarten Program.
8. Setting the following Public Hearings:
 - a) Proposed Local Law entitled "A Local Law Amending Chapter 243 (Signs) of the Local Laws of the Town of Clarkstown with Respect to the Neighborhood Shopping Zoning District" – *Set for June 10, 2014.*
 - b) Proposed Local Law entitled: "A Local Law Amending Chapter 290-7.5 (New City Hamlet Zoning) of the Local Laws of the Town of Clarkstown" – *Set for June 10, 2014.*
9. Authorizing the Building Inspector to Issue a Permit to Fair Productions, Inc. for Carnival
10. Authorizing the Superintendent of Highways to Install Guidrails at Various Locations throughout the Town of Clarkstown.
11. Authorizing the Supervisor to Enter into an Agreement with the County of Rockland, acting on behalf of the Youth Bureau/Rockland County Americorps, for Summer Member Program (Planning Department)
12. Authorizing Execution and Acceptance of the following Maintenance Agreements:
 - a) Ramah Day Camp Site Plan (Tax Map 59.12-1-11)
 - b) Barry Donohue Subdivision (Tax Map 52.15-1-10.2)
 - c) Western LLC-Inwood Subdivision (Tax Map 58.11-3-17.2)
13. Approving a Side Letter of Agreement between Civil Service Employees Association, Inc. and the Town of Clarkstown.
14. Authorizing Settlement of Tax Certiorari regarding Dadekian New City (Tax Map No. 51.7-1-30)
15. Granting the following Certificate of Registration:
 - 14-32 – Dutra Excavating & Sewer, Inc.
16. Setting a Public Hearing and Referring to the Rockland County Commissioner of Planning and the Clarkstown Planning Board the Application of Rockland Jewish Community Center Corporation, for a Special Permit to Conduct a Child Day Care Center - *Set for June 10, 2014.*
17. Authorizing Funds for Preparation of Plans and Specifications in Connection with the Kill Von Beast Flood Control Project.
18. Authorizing the Repair of the Salt Dome Conveyor System at the Clarkstown Highway Department Facility.
19. Authorizing Accepting Funds and Amending Budget
20. Authorizing Funds for the Construction of Drainage Improvements in the Hamlet of Nanuet

ADDITIONAL TENTATIVE RESOLUTIONS:

21. Authorizing Funds for the following:
 - a) Construction of Improvements to Various Roads in the Town of Clarkstown.
 - b) Construction of Various Drainage Improvements in the Town of Clarkstown.
22. Authorizing the Installation of "Dog Waste Prohibited" Sign, Louise Drive, West Nyack.
23. Designating Bank Depository for Town Funds.

24. Authorizing the Purchase of Sewer Equipment
25. Authorizing the following Emergency Work at the Sewer Department Building, Congers:
 - a) Emergency Electrical Work in Connection with Electrical Work – Fanshawe, Inc.
 - b) Emergency Repairs to the HVAC System – Clarkstown Heating & Air Conditioning.
26. Authorizing Emergency Work to Various Pump Stations to be Reimbursed by the Rockland County Sewer District No. 1.
27. Amending Resolution No. 486-23011 Authorizing Director of Environmental Control to Obtain the Services of Maser Consulting.
28. Authorizing the Supervisor to Retain H2M Architects and Engineers to Provide Professional Engineering and Architectural Services for the Design Development and Construction Document Phase for the New Emergency Storage Facility.
29. Authorizing the Purchase of Three (3) Highway Trucks.
30. Authorizing Funds for the Purchase of Three (3) Highway Trucks.
31. Amending Resolutions No. 416-2009 and No.75-2013 Authorizing the Supervisor to enter into an Intermunicipal Agreement with the County of Rockland, through the Rockland County Sewer District, concerning Pump Station and Collection System Upgrade Project.

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*****

PH-1A

RESOLUTION AUTHORIZING THE CONTINUATION OF A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "AMENDMENT TO CHAPTER 290 (ZONING) OF THE CODE OF THE TOWN OF CLARKSTOWN AND THE TOWN ZONING MAP WITH RESPECT TO COMMERCIAL OFFICE AND COMMERCIAL OFFICE SUPPORT"

WHEREAS, a proposed local law entitled, "Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to Commercial Office and Commercial Office Support" was introduced by Councilperson Hausner at a Town Board meeting held on February 4, 2014, and

WHEREAS, on May 6, 2014, a public hearing was held to consider said local law, and at such time it was determined by the Town Board that the hearing be continued on June 10, 2014;

NOW, THEREFORE, be it

RESOLVED, that the continuation of the public hearing, pursuant to §20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on June 10, 2014, at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

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

awm

Dated: May 6, 2014

RESOLVED, that the Special Town Board Minutes of April 1, 2014 and the Town Board Minutes of April 8, 2014 are hereby accepted, as submitted by the Town Clerk.

DATED: May 6, 2014

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #13037 Highway Maintenance Supervisor I (Promotional) - which contains the name of Frank Heinemann,

NOW, therefore, be it

RESOLVED, that Frank Heinemann, 38 New York Avenue, Congers, New York - is hereby appointed to the position of Highway Maintenance Supervisor I (Perm) - Highway Department - at the current 2014 annual salary of \$72,416 - effective and retroactive to May 5, 2014.

DATED: May 6, 2014

P

2B

RESOLVED, that Scott Aprile, 363 Sierra Vista Lane, Valley Cottage, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$53,166. – effective May 6, 2014.

DATED: May 6, 2014

P

(20

RESOLVED, that Matthew Murphy, 12 Shore Road, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$53,166. – effective May 6, 2014.

DATED: May 6, 2014

P

2D

RESOLVED, that Matthew Scarpulla , 8 Virginia Street, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$60,677. – effective May 6, 2014.

DATED: May 6, 2014

P

2E

RESOLVED, that Alex D'Innocenzo , 27 Laurel Road, New City, New York – is hereby appointed to the position of Senior Groundswoker (Prom) –Maintenance – at the current 2014 annual salary of \$50,932. – effective May 6, 2014.

DATED: May 6, 2014

P

RESOLVED, that Lorraine DeFeo, 60 Jolliffe Avenue,
Congers, New York - is hereby appointed to the position of
Crossing Guard (substitute) - Police Department - at the
current 2014 rate of \$19.42 per crossing effective May 6, 2014.

May 6, 2014

P

(26)

RESOLVED, that Margaret DiSalvo, 34 Medway Avenue,
Congers, New York - is hereby appointed to the position of
Crossing Guard (substitute) - Police Department - at the current
2014 rate of \$19.42 per crossing effective May 6, 2014.

DATED: MAY 6, 2014

P

2H

RESOLVED, that Elizabeth R. Noonan, 1 Kings Court,
Nanuet, New York - is hereby appointed to the position of
Crossing Guard (substitute) - Police Department - at the
current 2014 rate of \$19.42 per crossing effective May 6, 2014.

May 6, 2014

P

21

RESOLVED, that Carmela McGrade, 42 Sedge Road, Valley Cottage, New York - is hereby appointed to the position of Crossing Guard (substitute)- Police Department - at the current 2014 rate of \$19.42 per crossing effective May 6, 2014.

DATED: MAY 6, 2014

P

25

RESOLUTION AMENDING RESOLUTION NO. 156-2014

WHEREAS, by Resolution No. 156-2014, the Town Board appointed Donald Ritch, as a member to the Alarm Users Review Board, and

WHEREAS, there was a typographical error regarding the term ending date;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 156-2014 to correct the date of the term end date to read "April 07, 2016".

DATED: May 6, 2014

P

2K

RESOLUTION AMENDING RESOLUTION NO. 157-2014

WHEREAS, by Resolution No. 157-2014, the Town Board appointed George Hoehmann, as a member to the Alarm Users Review Board, and

WHEREAS, there was a typographical error regarding the term ending date;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 157-2014 to correct the date of the term end date to read "April 07, 2016".

DATED: May 6, 2014

P

3A

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

BID#18-2014 – DEMAREST ROAD EMERGENCY ACCESS ROAD
CULVERT 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: May 6, 2014

awm

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

BID#19-2014 – MASSACHUSETTS AVENUE DEBRIS REMOVAL

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: May 6, 2014

awm

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

BID#20-2014 – CRUMM CREEK ROAD LOW FLOW CHANNEL 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: May 6, 2014

awm

3D

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

BID#21-2014 – SCHRIEVER LANE CHANNEL IMPROVEMENTS

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: May 6, 2014

awm

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

BID # 41-2011 – NANUET HAMLET DRAINAGE IMPROVEMENTS

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

as per their proposed total project cost not to exceed \$57,040.00 plus a 15% 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-8767-400-409-0-90-5, 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: May 6, 2014



5A

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A RENEWAL AGREEMENT CONCERNING TOWN OF CLARKSTOWN "ADOPT-A-ROAD" PROGRAM

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of town road for an additional period of two (2) years, continuing from May 14, 2014 to May 14, 2016, as follows:

Sponsor: Steve Botto Inc., Landscaping
197 Route 9W North
Congers, NY 10920

Road: 1.03 mile segment of Red Hill Road, New City from intersection of Little Tor Road to intersection of West Clarkstown Road, New City, NY 10956

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that said Steve Botto Inc., Landscaping will continue to perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years continuing from May 14, 2014 to May 14, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Steve Botto, Inc. Landscaping to remove trash from the roadway.

Dated: May 6, 2014

awm

5B

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A
RENEWAL AGREEMENT CONCERNING TOWN OF CLARKSTOWN
"ADOPT-A-ROAD" PROGRAM

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning April 9, 2014 to April 9, 2016, as follows:

Sponsor: **Plastic-Craft Products Corp.**
 744 West Nyack Road
 West Nyack, NY 10994

Roads: **.10 mile segment of Doscher Avenue from**
 Western Highway to Route 59E, West Nyack, NY

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Plastic-Craft Products Corp., will perform a public service in removing trash from the above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning April 9, 2014 to April 9, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above segment, and to provide and coordinate services by Plastic-Craft Products Corp., to remove trash from the roadways.

Dated: May 6, 2014

50

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A RENEWAL AGREEMENT CONCERNING TOWN OF CLARKSTOWN "ADOPT-A-ROAD" PROGRAM

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning May 13, 2014 to May 13, 2016, as follows:

Sponsor: Paramount Country Club
60 Zukor Road
New City, NY 10956

Roads: 1.2 mile segment of Zukor Road from
North Main Street and Old Route 304
to South Mountain Road, New City

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Paramount Country Club will perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning May 13, 2014 to May 13, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by Paramount Country Club to remove trash from the roadway.

Date: May 6, 2014



RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A RENEWAL AGREEMENT CONCERNING TOWN OF CLARKSTOWN "ADOPT-A-ROAD" PROGRAM

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to continue to adopt the below segment of a town road for an additional period of two (2) years, beginning May 14, 2014 to May 14, 2016, as follows:

Sponsor: McLaren, P.C., Engineering Group
100 Snake Hill Road
West Nyack, NY 10994

Roads: .21 mile segment of Snake Hill Road from
100 Snake Hill Road to intersection of
Palisades Center Drive, West Nyack, NY 10994,

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that McLaren, P.C., Engineering Group will perform a public service in removing trash from above roadway that would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement, for a period of two (2) years beginning May 14, 2014 to May 14, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt above segment, and to provide and coordinate services by McLaren, P.C., Engineering Group to remove trash from the roadway.

Date: May 6, 2014

AWM

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A RENEWAL AGREEMENT CONCERNING THE TOWN OF CLARKSTOWN "ADOPT-A-SPOT" PROGRAM

6

WHEREAS, Chapter 626 of the Laws of 1991 (General Municipal Law, Article 13BB), authorizes and empowers towns to enter into "Adopt a Municipal Park, Shoreline or Roadway Programs" with volunteers or groups in an effort to reduce and remove litter from parks, shoreline, roadways and other public lands, and

WHEREAS, the following group wishes to adopt a specified Town location for an additional two year period beginning June 1, 2014 to June 1, 2016, as follows:

Sponsor: Mr. Landscape, Inc.
P.O. Box 974
New City, NY 10956

Location: East and West sides of the reservoir on
Congers/Lake Road (County Route 80)

and

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that said group will perform a public service in landscaping and beautifying this location, and by removing trash from this location, which would otherwise require Town employees to perform such work;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the Supervisor to enter into a renewal agreement with the entity referred to herein, for a period of two (2) years beginning June 1, 2014 to June 1, 2016, in a form approved by the Town Attorney, and Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways, to adopt the above location, and to provide and coordinate services by the above named group, to remove litter and debris and provide planting and maintenance of the location.

Dated: May 6, 2014

awm

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT
WITH THE BOARD OF EDUCATION OF THE NYACK SCHOOL DISTRICT FOR THE
SCHOOL RESOURCE OFFICER PROGRAM FOR THE 2014-2015 SCHOOL TERM

7A

WHEREAS, a School Resource Officer Program has been proposed for the Nyack School District; and

WHEREAS, the Board of Education of the Nyack School District and the Clarkstown Police Department desire to provide law enforcement services of one (1) police officer to be assigned to the school district on a full time basis as the School Resource Officer.

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Nyack School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of one (1) police officer to the Nyack School District on a full time basis, for the period September 1, 2014 through June 30, 2015, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Nyack School District to the Town of Clarkstown in the amount of \$38,222.72 for the School Resource Officer.

Dated: May 6, 2014

uwmm

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT
WITH THE BOARD OF EDUCATION OF THE CLARKSTOWN CENTRAL SCHOOL
DISTRICT FOR THE SCHOOL RESOURCE OFFICER PROGRAM FOR THE 2014-2015
SCHOOL TERM

7B

WHEREAS, a School Resource Officer Program has been proposed for the Clarkstown Central School District, and

WHEREAS, the Board of Education of the Clarkstown Central School District and the Clarkstown Police Department desire to provide law enforcement services of three (3) police officers to be assigned to the school district on a full time basis as the School Resource Officers;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the Board of Education of the Clarkstown Central School District, in a form satisfactory to the Town Attorney, to authorize the Clarkstown Police Department to provide law enforcement services consisting of three (3) police officers to the Clarkstown Central School District on a full time basis, for the period September 1, 2014 through June 30, 2015, and be it

FURTHER RESOLVED, that the agreement shall provide, along with other provisions required by the Town Attorney, for contractual indemnification of the Town, professional and other liability insurance coverage, and be it

FURTHER RESOLVED, that this resolution is subject to the financial contribution of the Clarkstown Central School District to the Town of Clarkstown in the amount of \$122,409.00 for the School Resource Officers.

Dated: May 6, 2014



7c

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE EAST RAMAPO CENTRAL SCHOOL DISTRICT CONCERNING UNIVERSAL PRE-KINDERGARTEN PROGRAM

WHEREAS, the Education Law makes provision for local School Districts to provide Universal Pre-Kindergarten Programs, and

WHEREAS, the Town of Clarkstown desires to be one of the sites designated by the East Ramapo Central School District to provide the Universal Pre-Kindergarten Program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the East Ramapo Central School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the period February 24, 2014 and June 30, 2014, and be it

FURTHER RESOLVED, that the East Ramapo Central School District shall pay a \$265.50 monthly rate per child duly enrolled for the months of March, April and May based on attendance, and \$14.75 per child per day of attendance for the months of February and June.

Dated: May 6, 2014

TB 05-06-14 TA RES East Ramapo Central School District Pre-K agree-kh

awm

8A

RESOLUTION REFERRING AND SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 243 (SIGNS) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN WITH RESPECT TO THE NEIGHBORHOOD SHOPPING ZONING DISTRICT"

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 243 (SIGNS) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN WITH RESPECT TO THE NEIGHBORHOOD SHOPPING ZONING DISTRICT"

and

WHEREAS, the proposed local law is to amend Section 243 (Signs) to include signage requirements for the Neighborhood Shopping (NS) zoning district;

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-l 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, Principal Planner for the Town of Clarkstown, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held at the Auditorium of the Town Hall, 10 Maple Avenue, New

City, New York on June 10, 2014 at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said 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: May 6, 2014

TB 05-06 TA RES Refer-Public Hearing Local Law Amend Chap 243-NS District-pm

awm

RESOLUTION REFERRING AND SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 290-7.5 (NEW CITY HAMLET ZONING) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN"

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 290-7.5 (NEW CITY HAMLET ZONING) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, the proposed local law is to amend Section 290-7.5 (New City Hamlet Zoning) to enhance and clarify existing parking regulations in the Hamlet of New City;

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, Principal Planner for the Town of Clarkstown, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, and be it

FURTHER RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held at the Auditorium of the Town Hall, 10 Maple Avenue, New

City, New York on June 10, 2014 at 8:00 p.m., or as soon thereafter as possible, relative to such proposed local law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said 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: May 6, 2014

TB 05-06 TA RES Refer-Public Hearing Local Law Amend Chap 290-7.5-Parking Regs-pm

awm

RESOLUTION AUTHORIZING THE BUILDING INSPECTOR TO ISSUE A PERMIT TO FAIR PRODUCTIONS, INC. FOR CARNIVAL

WHEREAS, Fair Productions, Inc. has submitted an application to the Town Building Inspector to hold a fair at the Palisades Center Mall in Lot J, West Nyack, New York to begin on June 6, 2014 and end on June 22, 2014 (the set up time will begin on June 2, 2014 and continue through June 5, 2014; the move-out time will begin on June 23, 2014 and end on June 25, 2014), and

WHEREAS, pursuant to Section 117-13 of Town Code, the Town Board may, for good cause, from time to time, authorize the Building Inspector to issue a permit for circuses and carnivals to operate in excess of fourteen (14) days;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Building Inspector to issue a permit to Fair Productions, Inc. to hold a fair at the Palisades Center Mall parking Lot J, West Nyack, New York, for the period referred to herein.

Dated: May 6, 2014

awm

**RESOLUTION AUTHORIZING THE SUPERINTENDENT OF HIGHWAYS TO
INSTALL GUIDERAILS AT VARIOUS LOCATIONS THROUGHOUT THE TOWN**

WHEREAS, Wayne T. Ballard, P.E., C.S.P., Superintendent of Highways is seeking authorization to install guiderails at the following locations in the Town of Clarkstown:

- 301 Brewery Road, New City
- 292 South Mountain Road, New City
- Phillips Hill Road, New City – 3 locations

and

WHEREAS, the work will be completed utilizing the County of Putnam Guide Railings-Maint. & Installation & Guide Rail Accessories & Supplies, Bid #RFB-36-12, as well as the Town of Clarkstown Bid #9-2014 for Highway Signing and Road Maintenance Supplies;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the installation of guiderails at the locations listed above, and be it

FURTHER RESOLVED, that the costs associated with the installation of the guiderails shall not exceed \$43,000.00 and shall be a proper charge to Account No. H-8767-409-0-90-4.

Date: May 6, 2014

TB 05-06 HIGHWAY RES Guiderails

awm

11

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN
AGREEMENT WITH THE COUNTY OF ROCKLAND, ACTING ON BEHALF OF
THE YOUTH BUREAU/ROCKLAND COUNTY AMERICORPS, FOR SUMMER
MEMBER PROGRAM (PLANNING DEPARTMENT)

WHEREAS, the Rockland County Youth Bureau has created a Rockland Environmental Corps which is staffed with Americorps members to participate in a service-oriented, educational and environmentally beneficial program and it has proposed to provide Americorps members under the direction of the Town Planner to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, and

WHEREAS, the Town will require assistance in collecting spatial data in the field and processing and applying this data into the GIS, and

WHEREAS, the Americorps workers will be collecting information on the Town's stormwater catch basins for addition to the Town's GIS database. This data will enhance the Town's current Municipal Separate Storm Sewer System (MS4) program and heighten our ability to track and intercept illicit discharges and fuel spills or other pollutants which may be accidentally discharged to the municipal stormwater system, and

WHEREAS, the Town will require assistance in researching and organizing information to aid in the implementation of the Town of Clarkstown Comprehensive Plan, and

WHEREAS, Americorps members receive a minimal stipend while participating in the program which would be funded in part by the Town of Clarkstown, and

WHEREAS, the Town Planner has recommended this program for adoption in the Town of Clarkstown;

NOW THEREFORE BE IT RESOLVED that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland County, acting on behalf of the Youth Bureau/Rockland County Americorps, for the calendar year ending August 31, 2014, in a form approved by the Town Attorney, to utilize the service of not more than two (2) Americorps members to participate in the collection of data for application within the Town of Clarkstown Geographic Information System (GIS) and work related to the implementation Town of Clarkstown Comprehensive Plan, for a program total not to exceed 250 service hours for each member at a cost not to exceed \$3,000, and

BE IT FURTHER RESOLVED that said fee shall constitute a proper charge to Account No. B -8020-409.

DATED: May 6, 2014

awm

RESOLUTION AUTHORIZING EXECUTION AND ACCEPTANCE OF MAINTENANCE AGREEMENT REGARDING RAMAH DAY CAMP SITE PLAN (TAX MAP 59.12-1-11)

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 Ramah Day Camp site plan (tax map 59.12-1-11), Ramah Day Camp has provided a stormwater control facility maintenance agreement, dated April 30, 2014, to the Town, and

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

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 stormwater control facility maintenance agreement nunc pro tunc from Ramah Day Camp in connection with the Ramah Day Camp site plan (tax map 59.12-1-11) and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

Dated: May 6, 2014

TB 05-06 TA RES Ramah Stormwater Agree-pm

awm

12B

RESOLUTION AUTHORIZING EXECUTION AND ACCEPTANCE OF
MAINTENANCE AGREEMENT REGARDING
BARRY DONOHUE SUBDIVISION (TAX MAP 52.15-1-10.2)

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 Barry Donohue subdivision (tax map 52.15-1-10.2), Barry and Kathleen Donohue have provided 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 said conveyance; and the Town Attorney has advised that the document is in proper legal form;

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 stormwater control facility maintenance agreement from Barry and Kathleen Donohue in connection with the Barry Donohue subdivision and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

Dated: May 6, 2014

TB 05-06 TA RES Donohue Stormwater Agree-pm

awm

12c

RESOLUTION AUTHORIZING EXECUTION AND ACCEPTANCE OF
MAINTENANCE AGREEMENT REGARDING
WESTERN LLC-INWOOD SUBDIVISION (TAX MAP 58.11-3-17.2)

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 Western LLC-Inwood Subdivision (tax map 58.11-3-17.2), Western LLC has provided 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 said conveyance; and the Town Attorney has advised that the document is in proper legal form;

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 stormwater control facility maintenance agreement from Western LLC in connection with the Western LLC-Inwood subdivision and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

Dated: May 6, 2014

TB 05-06 TA RES Western LLC-Inwood Stormwater Agree-pm

awm

**RESOLUTION APPROVING A SIDE LETTER OF AGREEMENT BETWEEN
CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. AND THE TOWN**

RESOLVED, that the Town Board of the Town of Clarkstown hereby approves a proposed Side Letter of Agreement between the Civil Service Employees Association, Inc., Town of Clarkstown Unit and the Town, and authorizes the Supervisor to execute the same.

Dated: May 6, 2014

TB 05-06-14 TA RES Side Letter-dt

awm

14

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI
REGARDING DADEKIAN NEW CITY
TAX MAP NO.: 51.7-1-30**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland, entitled Dadekian New City v. Assessor of The Town of Clarkstown, The Board of Assessment Review of The Town of Clarkstown, and The Town of Clarkstown, County of Rockland, State of New York, Index No(s). 010124/2010, 031526/2011 and 034424/2012, affecting parcel designated as Tax Map 51.7-1-30 and more commonly known as 191-195 Main Street, New City, New York for the year(s) 2010/11, 2011/12 and 2012/13, 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 51.7-1-30 be reduced for the year(s) 2010/11 from \$1,626,700 to \$1,555,500 at a cost to the Town of \$1,679.32;

2. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 51.7-1-30 for the year(s) 2011/12 and 2012/13;

3. Reimbursement for the year(s) 2010/11 on the parcel described as Tax Map 51.7-1-30, 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;

4. 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: May 6, 2014

TB 05-06-14 TA RES Dadekian New City Settlement-dt

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

**RESOLUTION GRANTING CERTIFICATES OF REGISTRATION
PURSUANT TO SECTION 236-48 OF THE TOWN CODE**

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

Dutra Excavating & Sewer Inc.
10 Stone Hollow Rd.
Montvale, NJ 07645
Michael Dutra, President

NOW, THEREFORE, be it
RESOLVED, that the Town Board hereby authorizes the issuance of a Certificate of Registration to:

14-32 DUTRA EXCAVATING & SEWER INC.

DATED: May 6, 2014

TB 05-06-14 TA RES Certificate of Registration Sewers-sk

awm

RESOLUTION SETTING A PUBLIC HEARING AND REFERRING TO THE ROCKLAND COUNTY COMMISSIONER OF PLANNING AND THE CLARKSTOWN PLANNING BOARD THE APPLICATION OF ROCKLAND JEWISH COMMUNITY CENTER CORPORATION, FOR A SPECIAL PERMIT TO CONDUCT A CHILD DAY CARE CENTER

WHEREAS, Rockland Jewish Community Center Corporation, by William Ebner, Facilities Director, has petitioned the Town Board of the Town of Clarkstown for a Special Permit, pursuant to Section 290-17Z of the Zoning Local Law, to conduct a Child Day Care Center on a portion of premises known as Tax Map 58.19-1-11, for property located at 450 West Nyack Road, West Nyack, New York, and

WHEREAS, said petitioner has duly applied to the Clarkstown Planning Board for amended site plan approval, and was granted preliminary amended site plan approval on February 12, 2014;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 290-17Z of the Zoning Local Law, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on June 10, 2014, at 8:00 p.m., or as soon thereafter as possible, to consider the application of Rockland Jewish Community Center Corporation relative to said Special Permit, and be it

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

FURTHER RESOLVED, that on or before said public hearing the petitioner shall file with the Town of Clarkstown, the following:

1. A floor plan of the proposed child day care center.
2. An affidavit containing a narrative description of the anticipated occupancy of the facility by age group, hours of operation, staffing, food service and sanitary provisions.
3. An affidavit executed by the officer of the corporation stating that the corporation is licensed by the New York State Department of Social Services to operate the type of facility sought or, in the alternative, that the corporation shall be able to meet all requirements to obtain said license.

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, Principal 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 petition is hereby referred to the Rockland County Commissioner of Planning pursuant to Sections 239-L and 239-M of the General Municipal Law for report, the Clarkstown Planning Board, and to the following agencies for comment or study and report as soon as possible:

1. Clarkstown Department of Environmental Control
2. Clarkstown Building Inspector
3. Rockland County Health Department
4. New York State Thruway Authority
5. Palisades Interstate Park Commission

Dated: May 6, 2014

TB 05-06 TA RES special permit pub hearing-RJCCC-pm

Qum

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
 NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE
 PREPARATION OF PLANS AND SPECIFICATIONS IN
 CONNECTION WITH THE KILL VON BEAST FLOOD
 CONTROL PROJECT, STATING THE ESTIMATED
 MAXIMUM COST THEREOF IS \$280,922, APPROPRIATING
 \$50,000 FOR SUCH PURPOSE, IN ADDITION TO THE
 AMOUNT PREVIOUSLY APPROPRIATED, INCLUDING THE
 EXPENDITURE OF AVAILABLE TOWN FUNDS TO PAY A
 PART OF SAID APPROPRIATION; AND AUTHORIZING THE
 ISSUANCE OF BONDS OF THE TOWN IN THE PRINCIPAL
 AMOUNT OF \$50,000 TO FINANCE THE BALANCE OF 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 additional plans and specifications in
 connection with the Kill Von Beast Flood Control Project, in addition to the plans and
 specifications previously prepared. The aggregate estimated maximum cost thereof, including
 preliminary costs and costs incidental thereto and the financing thereof, is \$280,922 and \$50,000
 is hereby appropriated for such purpose, in addition to the amount previously appropriated. A
 portion of such cost has been previously paid. The plan of financing includes the expenditure of

available Town funds to pay a part of such appropriation, the issuance of bonds of the Town in the principal amount of \$50,000 to finance the balance of 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 \$50,000 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 of the Law 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 AUTHORIZING THE REPAIR OF THE SALT DOME CONVEYOR SYSTEM AT THE CLARKSTOWN HIGHWAY DEPARTMENT FACILITY

WHEREAS, the Town has received proposals for the repair of the Salt Dome conveyor system at the Clarkstown Highway Department facility, and

WHEREAS, the Clarkstown Superintendent of Highways found the proposal from OCS Industries, Inc. acceptable in terms of both scope and price and recommends the Supervisor enter into an agreement with OCS Industries, Inc. for the repair work;

NOW, THEREFORE, be it

RESOLVED, the Town Board hereby authorizes the Supervisor to enter into an agreement with OCS Industries, Inc. for the installation of the new conveyor system at a cost not to exceed \$19,300.00, and be

FURTHER RESOLVED, that said cost shall be a proper charge to Account No. H-8765-409-0-88-13.

Date: May 6, 2014

TB 05-06 HIGHWAY RES Salt Dome

awm

RESOLUTION AUTHORIZING ACCEPTING FUNDS & AMENDING BUDGET

WHEREAS, the Town has received \$5,265.90 from Seized Property,

NOW THEREFORE BE IT,

RESOLVED , to increase Revenue Account A-01-11-4320 (Federal-Seized Property) and Expense Account A-3120-293-0 (Police-Law Enforcement Equipment) by \$5,265.90 and

WHEREAS, certain accounts require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease DB-041-14-2999-0 (Highway-Unexpended Balances) and increase Expense Account DB-5110-409-0 (Highway-Fees for Services) by \$85,000.

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS IN THE HAMLET OF NANUET, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$66,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$66,000 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 in the hamlet of Nanuet. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$66,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$66,000 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. Bonds of the Town in the principal amount of \$66,000 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 Sections 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 of the Law 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 a 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 May 6, 2014, 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 May 6, 2014, authorizing the construction of drainage improvements in the hamlet of Nanuet, stating the estimated maximum cost thereof is \$66,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$66,000 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 in the hamlet of Nanuet; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$66,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$66,000 bonds of the Town 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 \$66,000 bonds of the Town 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 \$66,000 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: May 6, 2014

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

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE
CONSTRUCTION OF IMPROVEMENTS TO VARIOUS
ROADS, STATING THE ESTIMATED MAXIMUM COST
THEREOF IS \$1,375,000, APPROPRIATING SAID AMOUNT
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE
OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,375,000 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 improvements to various roads.
The estimated maximum cost thereof, including preliminary costs and costs incidental thereto
and the financing thereof, is \$1,375,000 and said amount is hereby appropriated for such
purpose. The plan of financing includes the issuance of \$1,375,000 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. Bonds of the Town in the principal amount of \$1,375,000 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 Sections 11.00 a. 20 (c) of the Law, is fifteen (15) 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 of the Law 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 a 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 May 6, 2014, 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 May 6, 2014, authorizing the construction of improvements to various roads, stating the estimated maximum cost thereof is \$1,375,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,375,000 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 improvements to various roads; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$1,375,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$1,375,000 bonds of the Town 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 \$1,375,000 bonds of the Town 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 fifteen (15) 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 \$1,375,000 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: May 6, 2014

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

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE
CONSTRUCTION OF VARIOUS DRAINAGE
IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM
COST THEREOF IS \$875,000, APPROPRIATING SAID
AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE
ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF
\$875,000 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 various drainage improvements.
The estimated maximum cost thereof, including preliminary costs and costs incidental thereto
and the financing thereof, is \$875,000 and said amount is hereby appropriated for such purpose.
The plan of financing includes the issuance of \$875,000 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. Bonds of the Town in the principal amount of \$875,000 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 Sections 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 of the Law 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 a 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 May 6, 2014, 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 May 6, 2014, authorizing the construction of various drainage improvements, stating the estimated maximum cost thereof is \$875,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$875,000 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 various drainage improvements; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$875,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$875,000 bonds of the Town 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 \$875,000 bonds of the Town 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 \$875,000 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: May 6, 2014

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 AUTHORIZING THE INSTALLATION OF
"DOG WASTE PROHIBITED" SIGN**

WHEREAS, the Code & Zoning Enforcement Officer via the Town Clerk has received complaints from a number of residents regarding the area of the Dead End of Louise Drive, West Nyack which terminates into the access to the Town's Klein Avenue Detention Basin, an area utilized by numerous dog walkers where violations of Town Code Chapter 125-4F (Nuisance by failure to clean up) are frequently observed, and

WHEREAS, inspections and investigations of the area and interviews with the complainants have been conducted by the Code & Zoning Enforcement Officer resulting in findings that the complaints are substantiated, and

WHEREAS, the residents have requested controlling signage to better notify errant dog walkers and better protect the green space in the neighborhood;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to install:

One **"DOG WASTE PROHIBITED"** sign at the Dead End of Louise Drive, West Nyack.

DATED: May 6, 2014

TB 05-06-14 TA RES Dog Waste Sign Louise Dr, WN--jje

awm

RESOLUTION DESIGNATING BANK
DEPOSITORY FOR TOWN FUNDS

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

Putnam County Savings Bank

and be it

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

Dated: May 6, 2014

TB 05-06 TA RES Bank Depository-Putnam-pm

awm

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that the following equipment is hereby authorized;

1. Speed Alert Radar Message Board – (1) @ \$17,210.00	\$17,210.00
2. Speed Alert Radar Message Board – (1) @ \$15,935.00	\$15,935.00
3. 28 inch Orange Cones / Reflective – (300) @ \$15.50 ea.	\$4,650.00
4. Instant “A” Frame Barricade Legs – (115) @ \$63.30 ea.	\$7,279.50
5. Two Sided Reflective Barricade Boards – (115) @ \$57.57 ea.	\$6,620.55
6. Ford F-550 Diesel Rack Body Truck (1) @ \$51,494.71	\$51,494.71
7. Honda EU200 Generators – (10) @ \$900.00 ea.	\$9,000.00
8. Police Vehicle Power Inverters – (10) @ \$500.00	\$5,000.00
9. Traffic Control Light Transfer Switches – (10) @ \$2,900.00	\$29,000.00
10. Pramac GSW200 Mobile Generator Set – (4) @ \$72,820.00 ea.	\$291,280.00
11. Pramac PSW255 Mobile Generator Set – (1) @ \$104,225.00	\$104,225.00
12. 1080 Watt LED Light Towers – (4) @ \$24,199.00 ea.	\$96,796.00
13. Vactor Ramjet Sewer Flush Truck – (1) @ \$271,701.11	\$271,701.11
14. Gen Eye Vista Sewer Camera 200 ft. – (1) @ \$10,343.85	\$10,343.85
15. Gen Eye Micro Scope Camera 75 ft. – (1) @ \$1,245.02	\$1,245.02
16. Gen Eye Hot Spot Transmitter – (1) @ \$1,625.08	\$1,625.08
17. Aluminum Shoring Trench Box – (1) @ \$12,910.00	<u>\$12,910.00</u>
TOTAL	\$963,315.82

and be it

FURTHER RESOLVED, that this equipment purchase shall constitute a proper charge to account H-8760-400-409-0-84-9, and be it

FURTHER RESOLVED, that this equipment has been procured through Federal, State, County and Town contracts, and be it

FURTHER RESOLVED, that this project shall be funded through proceeds from an inter-municipal agreement with the Rockland County Sewer District #1.

Dated: May 6, 2014

TB RES DEC 5 6 14 Sewer Equipment



RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency electrical work in connection with the HVAC system at the Sewer Department Building, 51 Burnside Avenue, Congers, New York is hereby authorized;

Install all necessary electrical wiring and equipment with the emergency repairs to the HVAC system to Fanshawe Inc., 143 Main Street, Nanuet, New York for the total amount of \$4,471.55

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8759-400-409-0-83-20.

Dated: May 6, 2014

TB RES DEC 5 6 14 51 Burnside Electrical

Overm

25B

RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency HVAC work at the Sewer Department Building, 51 Burnside Avenue, Congers, New York is hereby authorized;

Perform emergency repairs to the HVAC system to Clarkstown Heating and Air Conditioning, 95 South Pearl Street, Pearl River, New York for the total amount of \$22,375.00

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8759-400-409-0-83-20.

Dated: May 6, 2014

TB RES DEC 5 6 14 51 Burnside HVAC

amm

RESOLUTION AUTHORIZING EMERGENCY WORK TO VARIOUS PUMP STATIONS TO BE REIMBURSED BY THE ROCKLAND COUNTY SEWER DISTRICT NO. 1

WHEREAS, by Resolution No. 416-2009, adopted August 4, 2009, as amended by Resolution No. 75-2013, adopted February 5, 2013, the Town entered into an Intermunicipal Agreement with the Rockland County Sewer District No. 1 ("RCSD#1"), whereby the RCSD#1 agreed to fund various upgrades to the Town's sewer pump stations, not to exceed \$11,000,000.00, and

WHEREAS, during the pendency of the agreement, certain pump stations required emergency repairs in order to prevent imminent damage to surrounding residences;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Deputy Director of Operations and the Director of Environmental Control that the following emergency pump stations work is hereby authorized:

Reinstall permanent sewage pump and controls at the Laurel Road Pump Station (Buttermilk Falls) to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$5,622.59;

Install temporary sewage pump and controls at the Laurel Road Pump Station (Buttermilk Falls) to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$2,016.13;

Install sewage pump and controls at the North Greenbush Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$20,456.30;

Remove and replace 25 hp sewage pump motor at the Long Clove Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$5,473.75;

Remove and repair sewage pump at the Long Clove Road Pump Station to Rapid Pump and Meter Co., Inc., 285 Straight Street, Paterson, NJ 07509 for the amount of \$3,752.00,

and be it

FURTHER RESOLVED, that this emergency work shall constitute a proper charge to account H-8760-400-409-0-84-9, and be it

FURTHER RESOLVED, that this project shall be funded through proceeds from an inter-municipal agreement with the Rockland County Sewer District No.1.

Dated: May 6, 2014
TB RES DEC 5 6 14 Pump Stations Work

awm

RESOLUTION AMENDING RESOLUTION NO. 486-2011
AUTHORIZING DIRECTOR OF ENVIRONMENTAL CONTROL
TO OBTAIN THE SERVICES OF MASER CONSULTING

WHEREAS, the Town of Clarkstown awarded Bid #29-2011 for the South Main Street Sewer Relocation Project, and

WHEREAS, construction engineering administration services were required to assist the Town with construction inspection on that project, and

WHEREAS, the Town Board adopted Resolution No. 486-2011 authorizing the Director of the Department of Environmental Control to obtain construction engineering administration services from Maser Consulting, P.A., 777 Chestnut Ridge Road, Chestnut Ridge, New York 10977, pursuant to their proposal, dated August 18, 2011, for a fee not to exceed \$25,000.00, and

WHEREAS, Maser Consulting advised the Town of the necessity to perform additional unanticipated services in connection with the project, and

WHEREAS, the Director of Environmental Control agrees that the additional unanticipated services are necessary, and

WHEREAS, Maser has submitted a budget modification request seeking an additional \$3,335.00 to provide the additional services, and

WHEREAS, the Town Attorney has reviewed the budget modification request and recommends acceptance;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 486-2011 to authorize the Director of Environmental Control to obtain the additional services, and be it

FURTHER RESOLVED, that the cost of the additional services shall be charged to account H-5111-400-409-0-16 at a cost not to exceed \$3,335.00 and be it

FURTHER RESOLVED, that the cost for said services shall be reimbursed by the Rockland County Sewer District #1.

Dated: May 6, 2014

TB 05-06-14 TA RES Maser-Amending Resolution 486-2011-kh

awm

RESOLUTION AUTHORIZING SUPERVISOR TO RETAIN H2M ARCHITECTS AND ENGINEERS TO PROVIDE PROFESSIONAL ENGINEERING AND ARCHITECTURAL SERVICES FOR THE DESIGN DEVELOPMENT AND CONSTRUCTION DOCUMENT PHASE FOR THE NEW EMERGENCY STORAGE FACILITY

WHEREAS, by Resolution No. 120-2014, the Town requested that DCAK-MSA Architecture and Engineering perform a feasibility study regarding an emergency storage facility for the weather protection of critical police vehicles, based on its proposal dated February 27, 2014, and,

WHEREAS, the feasibility study, dated April 14, 2014, is now complete, and

WHEREAS, H2M Architects and Engineers has submitted a proposal, dated May 5, 2014, based on its review of the feasibility study prepared by DCAK-MSA Architecture and Engineering, for professional architectural and engineering services for the design development and construction document phase for the new emergency storage facility, including the construction of an 18,000 square foot one story pre-engineered metal building with a 1,000 square foot office/storage area within the building, and

WHEREAS, H2M will subcontract to DCAK for architectural design services on the project and assistance during the construction period, and

WHEREAS, the Town is concurrently amending the Intermunicipal Agreement with the Rockland County Sewer District #1, which has agreed to reimburse the Town for the cost of the storage facility, including the engineering and design thereof, and

WHEREAS, the Public Works Administrator has reviewed the proposal and finds it reasonable in both scope and price;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with H2M Architects and Engineers, 254 South Main Street, Suite 500, New City, New York, in a form approved by the Town Attorney, to perform professional architectural and engineering services for the design development and construction document phase for the new emergency storage facility, and be it

FURTHER RESOLVED, that the fee for said work shall not exceed \$412,300.00 and shall be reimbursed to the Town by the Rockland County Sewer District #1.

DATED: May 6, 2014

TB 05-06-14 H2M New Emergency Storage Facility-kh

awm

RESOLUTION AUTHORIZING THE PURCHASE OF THREE (3) HIGHWAY TRUCKS

WHEREAS, the Superintendent of Highways has requested authorization to purchase eight (8) Mack Granite trucks for a total cost of \$1,618,693.68, and

WHEREAS, the Town Board , by Resolution No. 100-2014, previously authorized the Highway Superintendent to purchase five (5) Mack Granite GU712 Trucks from the Onondaga County Heavy Truck Class 8 Statewide Contract #7823, totaling approximately 1.2 million dollars;

NOW, THEREFORE, be it

RESOLVED, that the Highway Superintendent is further authorized to purchase an additional three (3) trucks from the same contract, totaling \$607,010.13, for delivery in 2015, provided that the additional three (3) trucks shall be funded from the Highway Superintendent's 2015 capital budget, Account No. H 8767-409-0-90-1, and shall be funded through the issuance of serial bonds.

Dated: May 6, 2014

TB 05-06 TA RES Highway Truck Purchase-pm

awm

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MAY 6, 2014, AUTHORIZING THE ACQUISITION OF TRUCKS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$610,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$610,000 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 trucks. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$610,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$610,000 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 \$610,000 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 Sections 11.00 a. 28 of the Law, is fifteen (15) 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 a 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 May 6, 2014, 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 May 6, 2014, authorizing the acquisition of trucks, stating the estimated maximum cost thereof is \$610,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$610,000 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 acquire trucks; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$610,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$610,000 serial bonds of the Town 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 \$610,000 serial bonds of the Town 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 serial bonds are authorized to be issued is fifteen (15) 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 \$610,000 serial 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: May 6, 2014

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 AMENDING RESOLUTIONS NO. 416-2009 AND NO. 75-2013
AUTHORIZING THE SUPERVISOR TO ENTER INTO A INTERMUNICIPAL
AGREEMENT WITH THE COUNTY OF ROCKLAND, THROUGH THE ROCKLAND
COUNTY SEWER DISTRICT, CONCERNING PUMP STATION AND COLLECTION
SYSTEM UPGRADE PROJECT

WHEREAS, by Resolution No. 416-2009, adopted August 4, 2009, the Town Board authorized the Supervisor to enter into an Intermunicipal Agreement with the County of Rockland ("County"), through the Rockland County Sewer District No. 1 (RCSD #1), to cooperate in the upgrade of certain pump stations and sewer lines located within the Town of Clarkstown (the "Pump Station and Collection Upgrade Project") whereby the Town of Clarkstown ("Town") would operate pump stations and oversee the engineering, design, and construction of the Pump Station and Collection Upgrade Project, and that the County of Rockland would reimburse the Town of Clarkstown for construction and engineering costs of the Project in an amount not to exceed \$10,000,000.00 and will lease the pump stations and sewer lines from the Town for a period of thirty years; and

WHEREAS, by Resolution No. 75-2013, adopted February 5, 2013, the Town Board authorized the Supervisor to sign a First Amendment to said Agreement for an additional amount of \$1,000,000.00, for a total not to exceed \$11,000,000.00, for the Pump Station and Collection Upgrade Project, and

WHEREAS, the Town Board wishes to amend said Intermunicipal Agreement to include reimbursement for the design and construction of an Emergency Storage Facility, and

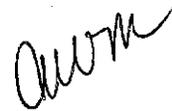
WHEREAS, H2M Architects and Engineers has submitted a proposal, dated May 5, 2014, to provide professional engineering and architectural services for the design development and construction document phase for the new emergency storage facility, the cost of which will be reimbursed to the Town by the Rockland County Sewer District #1, and

WHEREAS, Rockland County Sewer District #1 has agreed to amend total amount of the Intermunicipal Agreement by \$2, 500, 000.00 to cover engineering design and construction of an Emergency Storage Facility,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to sign a Second Amendment to the Agreement between the County of Rockland, through the Rockland County Sewer District No. 1, and the Town of Clarkstown, in a form approved by the Town Attorney, for an additional amount of \$2,500,000.00, for a total not to exceed \$13,500,000.00, for the Pump Station and Collection Upgrade Project.

DATED: May 6, 2014

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