TOWN OF CLARKSTOWN
TOWN BOARD MEETING
September 30, 2014 – 8:00 pm
Town Hall Auditorium
AGENDA
(*Tentative*)

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

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

RESOLUTIONS:

1. Accepting Minutes of September 9, 2014 Town Board Meeting, as submitted by the Town Clerk.

2. Authorizing the Following Personnel Changes:
   a. Resignation (Retirement): Pamela McQuade, Principal Clerk Stenographer – Recreation & Parks
   b. Resignation: Edward Bohan, Crossing Guard – Police Department
   c. Resignation: August E. Fuchs, Crossing Guard – Police Department
   d. Resignation: Margaret T. Gill, Crossing Guard – Police Department
   e. Resignation: Debbie P. McKinney, Crossing Guard – Police Department
   f. Resignation: Helen V. Osborne, Crossing Guard – Police Department
   g. Resignation: Denise Varmon, Crossing Guard – Police Department
   h. Resignation: Joseph Maragliano, Crossing Guard (Full Time) – Police Department
   i. Appointment: Matthew D'Ambrosio, Crossing Guard (Full Time) – Police Department
   j. Appointment: Lorraine DeFeo, Crossing Guard (Full Time) – Police Department
   k. Appointment: Margaret DiSalvo, Crossing Guard (Full Time) – Police Department
   l. Appointment: Mary Hensey, Crossing Guard (Full Time) – Police Department
   m. Appointment: James McCabe, Crossing Guard (Full Time) – Police Department
   n. Appointment: Amy L DiFalco, Crossing Guard (Full Time) – Police Department
   o. Appointment: Elizabeth Noonan, Records Clerk Typist (Promotional) – Police Department
   p. Appointment: David Mendez, Police Officer (Permanent), Police Department
   q. Appointment: Edward Fairclough, Police Officer (Permanent), Police Department
   r. Appointment: Corry Doyle, Police Officer (Permanent), Police Department
   s. Appointment: Kyle McKiernan, Police Officer (Permanent), Police Department
   t. Appointment: Shaun Weaver, Police Officer (Permanent), Police Department
   u. Appointment: Timothy Woolley, Police Officer (Permanent), Police Department
   v. Appointment: Kathleen McDermott, Clerk (Seasonal), Town Clerk's Office
   w. Appointment: Patricia McGrogan, Clerk (Seasonal), Town Clerk's Office
   x. Appointment: Ruth A. Metz, Recreation Information Clerk (Permanent), Recreation & Parks
   y. Re-Appointment: Gaetano Pastore, Member, Architecture and Landscape Committee
   z. Sick Leave of Absence: Joseph Heim, Groundskeeper, Recreation & Parks Department
   aa. Sick Leave of Absence: Scott Brown, Custodial Worker, Maintenance Department

3. Designating Hearing Officer to Conduct Disciplinary Hearing

4. Installation of street light - Patterson Avenue, West Nyack

5. Authorizing the Supervisor to Enter into Renewal Agreements for the Adopt-a-Road Program:
   a. John Wall Insurance & Bonding
   b. Tilcon New York, Inc.
   c. Woodmont Day Camp
   d. Danny Clapp Landscaping, Inc.
   e. Hiep Sanitation

6. Setting a Public Hearing for Wednesday, November 5, 2014 at 7:00 p.m. on a Proposed Local Law entitled: Amendment to Chapter 18 (Code of Ethics) of the Code of the Town of Clarkstown

7. Authorizing Agreement with the Rockland Board of Cooperative Educational Services (BOCES)

8. Authorizing Accepting Funds & Amending Budget

9. Authorize the Purchasing Agent to Advertise for the following Bids:
   a. Bid#27-2014 – Solar Installation at various Town facilities
   b. Bid#28-2014 – Liebert Environmental Control System
   c. Bid#16A-2014 – Sewer Rehabilitation: Gravity Sewers for NYS Route 303, West Nyack; Waters Edge, Congers; Pineview Avenue Easement, Bardonia; Adberdeen Drive, West Nyack

10. Authorizing Settlement of Tax Certiorari regarding 129 Main Street Realty Inc. of Nanuet Tax Map No. 63.8-3-13

11. Setting two Public Hearings for Wednesday, November 5, 2014 at 7:00 p.m. (Proposed Local Law and the Preliminary Budget for 2015)

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*****

RESOLVED, that the Town Board Minutes of September 9, 2014 are hereby accepted, as submitted by the Town Clerk.

DATED: September 30, 2014

RESOLVED, that the resignation (by retirement) of Pamela McQuade, 3 Jeffrey Court, New York,- Principal Clerk Stenographer - Parks & Recreation Department - is hereby accepted effective and retroactive to August 29, 2014.

DATED: September 30, 2014
P

2b.

RESOLVED, that the resignation of Edward Bohan, 174 Parrott Road, West Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2c

RESOLVED, that the resignation of August E. Fuchs, 40 Barry Lane, Bardonia, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2d

RESOLVED, that the resignation of Margaret T. Gill, 647 Russet Road, Valley Cottage, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2e

RESOLVED, that the resignation of Debbie P. McKinney, 5 Alicia Court, West Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2f

RESOLVED, that the resignation of Helen V. Osborne, 7 Pine Street, Central Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

29

RESOLVED, that the resignation of Denise Varmon, 181 Quaspeck Blvd., Valley Cottage, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2h

RESOLVED, that the resignation of Joseph Maragliano, 109 School Street, Upper Nyack, New York – Crossing Guard (FT) – Police Department – is hereby accepted effective and retroactive to September 17, 2014.

DATED: September 30, 2014

P

2i

RESOLVED, that Matthew D'Ambrosio, 56 Foltim Way, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of $19.42 per crossing – effective and retroactive to September 4, 2014.

DATED: September 30, 2014

P

2j

RESOLVED, that Lorraine DeFeo, 60 Jolliffe Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of $19.42., per crossing – effective and retroactive to September 3, 2014.

DATED: September 30, 2014

P

2K

RESOLVED, that Margaret DiSalvo, 34 Medway Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of $19.42 per crossing – effective and retroactive to September 4, 2014.

DATED: September 30, 2014

P

2L

RESOLVED, that Mary Hensey, 172 So. Conger Avenue, Congers, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of $19.42 per crossing – effective and retroactive to September 4, 2014.

DATED: September 30, 2014

P

2m

RESOLVED, that James McCabe, 7 Brookside Avenue, New City, New York - Crossing Guard (substitute) – is hereby appointed to the position of Crossing Guard (full time) - Police Department at the current 2014 rate of $19.42 per crossing – effective and retroactive to September 4, 2014.

DATED: September 30, 2014

P

2n

RESOLVED, that Amy L. Di Falco, 168 So. Conger Avenue, Congers, New York - is hereby appointed to the position of Crossing Guard (Full time) - Police Department - at the current 2014 rate of $19.42 per crossing effective September 17, 2014.

DATED: September 30, 2014

P

WHEREAS, the Rockland County Personnel Office has certified on September 09, 2014 that the position of Records Clerk (Law Enforcement)#500934 can be reclassified to the position of Records Clerk-Typist (Law Enforcement) - Police Department.

NOW, therefore, be it

RESOLVED, that the position of Records Clerk (Law Enforcement) - Police Department is hereby abolished and reclassified to the position of Records Clerk-Typist (Law Enforcement) - Police Department - effective September 9, 2014.

- and be it,

FURTHER RESOLVED, that Elizabeth Noonan, 1 Kings Court, Nanuet, New York - is hereby appointed to the position of Records Clerk Typist (Law Enforcement)(Prom) - Police Department - at the current annual salary of $55,581., - effective September 30, 2014.

DATED: September 30, 2014
P

(2p

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of David Mendez,

NOW, therefore, be it

RESOLVED, that David Mendez, 8 Cooper Drive, Nanuet, New York, is hereby cleared for a (Permanent) appointment to the position of Police Officer - Clarkstown Police Department - at the current 2014 salary of $73,057. - effective and retroactive to September 19, 2014.

DATED: September 30, 2014
P

28

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Edward Fairclough,

NOW, therefore, be it

RESOLVED, that Edward Fairclough, 518 Tudor Hill, Nanuet, New York, is hereby cleared for a (Permanent) appointment to the position of Police Officer - Clarkstown Police Department - at the current 2014 salary of $73,057. - effective and retroactive to September 19, 2014.

DATED: September 30, 2014
P

2r

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Corry Doyle,

NOW, therefore, be it

RESOLVED, that Corry Doyle, 25 Reservoir Drive, New City, New York, is hereby appointed to the position of (permanent) Police Officer - Clarkstown Police Department - effective September 19, 2014.

DATED: September 30, 2014
P

2s

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Kyle McKiernan,

NOW, therefore, be it

RESOLVED, that Kyle McKiernan, 26 Jeffrey Court, West Nyack, New York, is hereby appointed to the position of (Permanent) Police Officer - Clarkstown Police Department effective September 19, 2014.

DATED: September 30, 2014
P

2+

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Shaun Weaver,

NOW, therefore, be it

RESOLVED, that Shaun Weaver, 23 The Rise, Congers, New York, is hereby appointed to the position of (Permanent) Police Officer - Clarkstown Police Department effective September 19, 2014.

DATED: September 30, 2014
P

2u

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Timothy Woolley,

NOW, therefore, be it

RESOLVED, that Timothy Woolley, 155 Third Street, New City, New York, is hereby appointed to the position of (Permanent) Police Officer - Clarkstown Police Department effective September 19, 2014.

September 30, 2014
P

2v

WHEREAS, the Rockland County Personnel Office has Certified on September 2, 2014 that the position of Clerk (Seasonal), can be created,

NOW, therefore, be it

RESOLVED, that the position of Clerk(Seasonal) - Department of the Town Clerk - is hereby created - effective September 2, 2014.

FURTHER RESOLVED, that Kathleen McDermott, 630 Sierra Vista Lane, Valley Cottage, New York - is hereby appointed to the position of Clerk (Seasonal)- Department of the Town Clerk - at the current 2014 hourly rate of $19.42 - effective and retroactive to September 2, 2014.

DATED: September 30, 2014
P

(2W

WHEREAS, the Rockland County Personnel Office has Certified on September 2, 2014 that the position of Clerk (Seasonal), can be created,

NOW, therefore, be it

RESOLVED, that the position of Clerk(Seasonal) - Department of the Town Clerk - is hereby created - effective September 2, 2014.

FURTHER RESOLVED, that Patricia McGrogan, 1-N Church Lane, Valley Cottage, New York - is hereby appointed to the position of Clerk (Seasonal)- at the current 2014 hourly rate of $19.42 - Department of the Town Clerk - effective and retroactive to September 2, 2014.

DATED: September 30, 2014
P

2x

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #14041 Recreation Information Clerk which contains the name of Ruth A. Metz,

NOW, therefore, be it

RESOLVED, that Ruth A. Metz, 310 Old Route 304, New City, New York - is hereby appointed to the position of Recreation Information Clerk(Perm) - Parks and Recreation Department - at the current 2014 annual salary of $38,563., - effective September 30, 2014.

DATED: September 30, 2014
P

(2y

RESOLVED, that Gaetano Pastore, 32 Sandstone Trail, New City, New York - is hereby re-appointed to the position of Member - Architecture and Landscape Commission - at the 2014 salary of $5,814., term effective on October 29, 2014 to expire on October 29, 2021.

DATED: September 30, 2014
P

2z

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Joseph Heim, 21 Hansen Avenue, New City, New York - Groundskeeper - Parks and Recreation Department is hereby granted a Sick Leave of Absence at one-half pay effective and retroactive to October 7, 2014.

DATED: September 30, 2014
P

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Scott Brown, 566 Millburn Court, Nanuet, New York - Custodial Worker - Maintenance Department - is hereby granted a Sick Leave of Absence at one-half pay effective and retroactive to September 27, 2014.

DATED: September 30, 2014
P

3

RESOLUTION DESIGNATING HEARING OFFICER TO CONDUCT DISCIPLINARY HEARING

RESOLVED, that William Sherwood, Esq. is hereby designated to conduct a disciplinary hearing in connection with the Clarkstown Police Department departmental charges dated June 2, 2014.

Dated: September 30, 2014

TB 09-30 TA RES Disciplinary Hearing-pm

aum

4

WHEREAS, a resident of Patterson Avenue, West Nyack, in the Town of Clarkstown has requested that street lighting be installed to improve the safety and welfare of the community; and

WHEREAS, a physical survey of the surrounding property directly affected by this proposed lighting was conducted by the Department of Environmental Control; and

WHEREAS, the Department of Environmental Control has requested and has received a proposal from Orange and Rockland Utilities indicating the cost involved to provide electric facilities on pole #60095/39705;

NOW, THEREFORE BE IT RESOLVED, that the Town of Clarkstown hereby accepts the proposal from Orange and Rockland Utilities, Inc. for street lighting at the following location:

1. Between 16 Patterson Avenue & 70 Green Road in West Nyack

   Install one (1) each - 5,800 lumen 70 watt sodium vapor street light on Pole 60095/39705.

AND BE IT FURTHER RESOLVED, that the installation of this municipal street light shall be at no cost to the Town of Clarkstown, and that an annual charge for basic fuel delivery, which charge shall include maintenance of this street lighting equipment, will be at $14.56 per month for each sodium vapor fixture, plus market supply and fuel adjustment charge, and an additional one-time contribution in the amount of $583.00 to extend overhead facilities to pole 60095/39705 which shall be charged to Acct. #SL 5182 461.

Dated: September 30, 2014

aum

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 a town road for an additional period of two (2) years, beginning August 22, 2014 to August 22, 2016, as follows:

Sponsor: **John Wall, Insurance & Bonding**
20 Demarest Avenue
West Nyack, NY 10994

Roads: **0.2 mile segment of West Nyack Road, from #440 to Demarest Avenue, West Nyack, and 0.44 mile segment of Demarest Avenue from West Nyack Road to Strawtown Road, West Nyack**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that John Wall, Insurance & Bonding 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 August 22, 2014 to August 22, 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 John Wall, Insurance & Bonding to remove trash from the roadway.

Date: September 30, 2014

awm

TB 09-30-14 TA RES-Adopt-A-Road Renewal John Wall, Insurance & Bonding-kh

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

5b

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 September 25, 2014 to September 25, 2016, as follows:

Sponsor: **Tilcon New York, Inc.**
162 Old Mill Road
West Nyack, NY 10994

Roads: **0.4 mile segment of Old Mill Road, from Tilcon's driveway to Snake Hill Road Bridge, and 0.6 mild segment of Crusher Road beginning at bridge over West Shore Railroad to corner of Casper Hill Road, West Nyack**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Tilcon New York, Inc. 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 September 25, 2014 to September 25, 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 Tilcon New York, Inc. to remove trash from the roadway.

Date: September 30, 2014

TB 09-30-14 TA RES-Adopt-A-Road Renewal Tilcon New York, Inc.-kh

awm

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

5c

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 October 17, 2014 to October 17, 2016, as follows:

Sponsor: **Woodmont Day Camp**
420 Phillips Hill Road
New City, NY 10956

Roads: **0.48 mile segment of Overlook Boulevard from Smith Road to Clarkstown Road, New City**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Woodmont Day Camp 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 October 17, 2014 to October 17, 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 Woodmont Day Camp to remove trash from the roadway.

Date: September 30, 2014

TB 09-30-14 TA RES-Adopt-A-Road Renewal Woodmont Day Camp-kh

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

5d

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 October 17, 2014 to October 17, 2016, as follows:

Sponsor: **Danny Clapp Landscaping, Inc.**
P.O. Box 222
West Nyack, NY 10994

Roads: **1.57 mile segment of Brewery Road, New City to Intersection of Strawtown Road, New City**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Danny Clapp Landscaping, Inc. 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 September 10, 2014 to September 10, 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 Danny Clapp Landscaping, Inc. to remove trash from the roadway.

Date: September 30, 2014

TB 09-30-14 TA RES-Adopt-A-Road Renewal Danny Clapp Landscaping, Inc.-kh

5e

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 September 23, 2014 to September 23, 2016, as follows:

Sponsor: **Hiep Sanitation**
P.O. Box 220
West Nyack, NY 10994

Roads: **0.13 mile segment of Snake Hill Road, from 22 Snake Hill Road to to Intersection of Crusher Road, West Nyack, NY**

and,

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program in that Hiep Sanitation 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 September 23, 2014 to September 23, 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 Hiep Sanitation to remove trash from the roadway.

Date: September 30, 2014

TB 09-30-14 TA RES-Adopt-A-Road Renewal Hiep Sanitation-kh

cwm

6

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "AMENDMENT TO CHAPTER 18 (CODE OF ETHICS) OF THE CODE 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,

"AMENDMENT TO CHAPTER 18 (CODE OF ETHICS) OF THE CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, this proposed local law is intended to promote good government by making it a violation of our Ethics Code for any Town employee, elected official and covered person to surreptitiously video and/or audio record any meeting or conversation involving Town business;

NOW, THEREFORE, be it

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 November 5, 2014 at 7:00 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: September 30, 2014

awm

TB 09-30 TA RES Local Law Amend Chap 18 Ethics-pm

RESOLUTION AUTHORIZING AGREEMENT WITH BOARD OF COOPERATIVE EDUCATIONAL SERVICES

WHEREAS, the Rockland Board of Cooperative Educational Services (BOCES), 65 Parrott Road, West Nyack has presented a plan to the Superintendent of Recreation and Parks to conduct a Carpentry class at Germonds Park, and

WHEREAS, the focus of the program is the log cabin at the park (south of the Mini-Golf Course), built by volunteers in the 1970's which roof is in need of replacement, and

WHEREAS, BOCES is prepared to commence the roof replacement work during their current fall semester, and

WHEREAS the Town Board embraces this project and partnership with BOCES and is prepared to supply a roll-off container and sufficient half-inch plywood sheathing for the project as well as hand cut cedar shake shingles which are in inventory at the Vanderbilt House at the Traphagen Property;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Superintendent of Recreation and Parks to coordinate and manage the roof replacement program with BOCES.

Dated: September 30, 2014

TB 9-30-14 TA RES BOCES Log Cabin Germonds Park--jje

awm

RESOLUTION AUTHORIZING ACCEPTING FUNDS & AMENDING BUDGET

WHEREAS, the Town has received $50,000 from NYS Dept. of Environmental Conservation and $21,750 from Rockland County Sewer District #1

NOW THEREFORE BE IT,

RESOLVED, to increase Revenue Account H-15-10-3989-0 (Capital/State Aid-Community Projects) and Expense Account H-8754-409-0-78-26 (Capital Projects-Buena Vista Road-Storm Drain Project), and be it

FURTHER RESOLVED, to increase Revenue Account H-15-9-2770-0 (Capital-Misc Local Revenue) and Expense Account H-8760-409-0-84-9 (Capital Projects-Sewer Pump Stations) by $21,750.00, and

WHEREAS, certain accounts require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease Account A-7140-408-0 (Parks & Playgrounds-Bldg Repairs) and increase Account A-7140-306-0 (Parks & Playgrounds-Maintenance Supplies) by $2,000 and be it,

FURTHER RESOLVED, to decrease Accounts A-3989-417-0 (Emergency Operations-Inservice Training) by $9,290 and A-3989-404-0 (Emergency Operations-Travel & Meals) by $367.58 and increase Account A-3989-230-0 (Emergency Operations-Communication Equipment) by $9,657.58.

Dated September 30, 2014
L: TB 9-30-14 COM RES Accepting Funds/Amending Budget

9a

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

BID#27-2014 – SOLAR INSTALLATION -
VARIOUS TOWN FACILITIES

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: September 30, 2014

9b

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

BID#28-2014 – LIEBERT ENVIRONMENTAL CONTROL SYSTEM

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: September 30, 2014

9c

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

BID#16A-2014 – SEWER REHABILITATION – GRAVITY SEWERS FOR NYS ROUTE 303, WEST NYACK; WATERS EDGE, CONGERS; PINEVIEW AVENUE EASEMENT, BARDONIA; ABERDEEN DRIVE, WEST NYACK

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: September 30, 2014

AG

RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI REGARDING 129 MAIN STREET REALTY INC.
TAX MAP NO.: 63.8-3-13

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, 129 Main Street Realty Inc. v. The Assessor of The Town of Clarkstown, The Board of Review of The Town of Clarkstown, The Town of Clarkstown, Index No(s). 07941/10, affecting parcel designated as Tax Map 63.8-3-13 and more commonly known as 129 Main Street, Nanuet, New York for the year(s) 2010/11, and

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

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map 63.8-3-13 be reduced for the year(s) 2010/11 from $208,500 to $159,800 at a cost to the Town of $1,148.64;

2. Reimbursement for the year(s) 2010/11 on the parcel(s) described as Tax Map No.(s) 63.8-3-13, 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;

3. 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: September 30, 2014

TB 09-30-14 TA RES 129 Main Street Realty Inc. Settlement-dt

11

RESOLUTION CONCERNING PRELIMINARY BUDGET FOR 2015 AND PROPOSED LOCAL LAW AND SCHEDULING PUBLIC HEARINGS

WHEREAS, the Town Clerk has received the Tentative Budget from the Town Comptroller and presented same to the Town Board in accordance with the provisions of Town Law §106, and

WHEREAS, pursuant to Resolution No. 429-2013, as amended by Resolution No. 385-2014, adopted by the Town Board on September 9, 2014, the Town Board scheduled a Town Board meeting for November 5, 2014, at 7:00 p.m., in the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, and

WHEREAS, the Town Board of the Town of Clarkstown has proposed a local law to override the limit on the amount of real property taxes that may be levied by the Town of Clarkstown pursuant to General Municipal Law §3-c and to allow the Town of Clarkstown to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c;

NOW, THEREFORE, be it

RESOLVED, that the Tentative Budget, as received by the Town Clerk, is hereby designated the Preliminary Budget and the Town Clerk is directed to prepare 25 copies of the Budget for public distribution, pursuant to Town Law §106, 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 November 5, 2014 at 7:00 p.m., or as soon thereafter as possible, relative to said proposed local law, and be it

FURTHER RESOLVED, that the Town Board hereby schedules a public hearing for November 5, 2014, at 7:00 p.m., or as soon thereafter as possible, at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, pursuant to Town Law §108 concerning the Clarkstown Preliminary Budget for 2015, and be it

FURTHER RESOLVED, that the Town Attorney prepare notices of such statutory hearings 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.

Dated: September 30, 2014

TB 09-30 TA RES Town Budget 2015 & LL-pm

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