

**TOWN OF CLARKSTOWN
TOWN BOARD WORKSHOP MEETING
March 24, 2015, 7:30 pm
Town Hall – Room 301
AGENDA
(Tentative)**

Police Matters:

- Chief Michael Sullivan to present.

Discussions:

- Town-wide Road Conditions/Potholes – presented by Wayne Ballard
- End of Season Closing of Swimming Pools – presented by JoAnne Pedersen

PLEASE NOTE

Additional items may be added to this agenda

**TOWN BOARD MEETING
March 24, 2015 – Approximately 8:00 pm
Town Hall – Room 301
AGENDA
(Tentative)**

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

PUBLIC HEARINGS:

- PH1 Continuation: Proposed Local Law entitled: "A Local Law Amending the Zoning Map of the Town of Clarkstown, Nanuet Hamlet Commercial Zone"
- PH2 2015 Community Development Block Grant Funds

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

RESOLUTIONS:

1. Approving Town Board Minutes of February 3, 2015 as submitted by the Town Clerk.
2. Authorizing the following Personnel Changes:
 - a) Resignation (Retirement): Joseph Passarella, Maintenance Supervisor (Automotive), Town Garage.
 - b) Appointment: Rabbi Jill Hackell, Member, Board of Ethics.
 - c) Re-Appointment: Rudolph Yacyshyn, Vice-Chairman, Planning Board.
 - d) Appointment: Paul P. Greenblath, Crossing Guard, Police Department.
 - e) Appointment: Florence B. Gorsky, Substitute Crossing Guard, Police Department
 - f) Appointment: Robert D. Hickey, Part-Time Municipal Bus Driver, Municipal Transportation
3. Awarding the following Bids:
 - a) Bid #4-2015 – Athletic Field and Turf Maintenance
 - b) Bid #12-2015 – Weed Control Spraying
 - c) Bid #2-2015 – Fireworks Display
 - d) Bid #3-2015 – Swimming Pool Chemicals
 - e) Bid #5-2015 – Groundskeeping/Landscape Supplies
 - f) Bid #13-2015 – Germonds Pool Renovations – Phase I
 - g) Bid #10-2015 – Bus Transportation – Senior and Youth
4. Accepting Proposal of CLG Insurance with Respect to Insurance Coverage of the Mini-Trans Bus System of the Town of Clarkstown.
5. Accepting Proposal for Engineering Services for Engineering Assessment of the Lake Lucille Dam, New City.
6. Authorizing Refund of Building Permit Fee to RO-DYL Realty, LLC for Property known as Tax Map No. 44.15-3-10
7. Authorizing Acceptance of Deed for Road Widening regarding Shields Property Subdivision (Tax Map 64.18-3-2)
8. Authorizing Change Order #1, Contract-G, General Construction, Bid #15-2014G, CLKT 13-06, Pump Station Upgrade Project, Road Pump Station, Forest Brook Road Pump Station and Route 9W Congers Pump Station.
9. Authorizing Settlement of the following Tax Certiorari Matters:
 - a) TMCD Realty Corp. (Tax Map No: 51.11-4-73).
 - b) Joseph Laico (Tax Map No: 51-15-1-1)

10. Authorizing Special Counsel to Appeal to the Appellate Division Regarding Ballard --v- Town of Clarkstown.
11. Authorizing Release of Escrow Funds for Stormwater Control Facility Maintenance Agreement (Eden Park Homes Subdivision – 64.07-1-8)
12. Authorizing Installation of Street Lighting:
Pole #59217/42180 located between house #22 & 28 Joyce Drive, New City
13. Authorizing the Planning Board of the Town of Clarkstown to Apply Town Law §278 to the Greany Estates Subdivision (Map 58.16-1-61 & 69)
14. Waiving the Notice Requirement in §64 of the New York State ABC Law with Respect to a Liquor License for Lenna’s Lanes, LLC d/b/a New City Bowl (90 No. Main Street, New City)
15. Authorizing Settlement of Tax Certiorari Regarding Haber Realty, LLC (Tax Map 57.15-1-31)
16. Authorizing the Supervisor to enter into the following “Adopt-a-Road” Agreements:
 - a) *Renewal* – Yaboo Fence Company (.06 mile segment of West Nyack Way)
 - b) *Renewal* – Nazzaro Disposal (.68 mile segment of Lakewood Drive)
17. Setting a Public Hearing – Proposed Local Law entitled “Amendment to Chapter A295(Board of Appeals Rules) of the Code of the Town of Clarkstown” (*April 14, 2015*)
18. Authorizing Extension of License Agreement with the Rockland County Radio Control Club to Utilize a Portion of the Capped Clarkstown Sanitary Landfill Site for Radio Control Model Airplane Airdrome.
19. Designating New York Electrical Inspectors, Inc. d/b/a “Inspections on Time” as an additional electrical code inspection agency to provide electrical supplemental and alternative inspection capability to the Town of Clarkstown.
20. Authorizing Accepting Funds and Amending Budget
21. Granting Permission to Alert Hook, Ladder and Engine Company No. 1 to Have a Carnival and Licensed Fireworks Display at 66 Lake Road, Congers, New York.
22. Authorizing the Installation of Street Lighting: Pole #58918/41845, located at the corner of Temple Beth Shalom, n/s of New Hempstead Road and opposite Homestead Lane, New City.
23. Authorizing the Supervisor to enter into an Agreement with the New York State Thruway Authority regarding New NY Bridge Project Community Benefit Fund.
24. Authorizing Funds for the Construction of Renovations to Germonds Pool – Phase I
25. Granting Certificate of Registration to: 15-29 S.H.F. Corporation, Inc.
26. Authorizing the Supervisor to Enter into an Agreement with the County of Rockland for Mass Transportation
27. Acknowledging the transfer of the *Insurance and Claims Manager* job title from Special Bargaining Unit to the Main Unit of the CSEA.
28. Standard Work Day and Reporting Resolution for Elected and Appointed Officials (Amended)
29. Defaulting Performance Bond on the Davies Farm LLC, Phase II subdivision in Congers (Map 35.18-1-5, 6, 7, 11, 12 & P/O 4)
30. Authorizing the purchase of equipment for the Clarkstown Highway Department

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

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SPECIAL MEETING: Board of Directors of the Clarkstown Middlewood Housing Development Fund Company, Inc.

PH-1

RESOLUTION OF THE TOWN BOARD
ADOPTING LOCAL LAW NO. - 2015

WHEREAS, a proposed local law entitled,

"A LOCAL LAW AMENDING THE ZONING MAP OF THE TOWN OF
CLARKSTOWN, NANUET HAMLET COMMERCIAL ZONE"

was introduced by Councilperson Lasker at a Town Board meeting
held on December 18, 2014, and

WHEREAS, the Town Board of the Town of Clarkstown, by
resolution adopted on December 18, 2014, directed that a public
hearing be held on February 3, 2015 at 8:00 p.m., or as soon
thereafter as possible, relative to such proposed local law, and

WHEREAS, by resolution adopted December 18, 2014, the Town
Board referred the proposed local law to the Clarkstown Planning
Board for their comment, pursuant to §290-33 of the Zoning Local
Law of the Town of Clarkstown, and to the Rockland County
Commissioner of Planning, pursuant to General Municipal Law
§§239-1 & m, and

WHEREAS, a public hearing was held by the Town Board of the
Town of Clarkstown on February 3, 2015, and said public hearing
was continued on March 24, 2015, and

WHEREAS, notice of said hearing and continuation were duly
prepared and published in the Journal News on January 27, 2015,
February 20, 2015, and March 11, 2015, respectively, and

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and the Councilpersons at their office at the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on February 23, 2015, and

WHEREAS, the Town Board of the Town of Clarkstown has reviewed the Environmental Assessment Form and proposed Negative Declaration, prepared by the Jose Simoes, Principal Town Planner, as agent for the Town Board, pursuant to SEQRA, and which the Board has discussed and considered in making its decision herein, and

WHEREAS, the Rockland County Planning Department provided their written reports dated February 3, 2015 and February 27, 2015, both of which remanded this matter for local determination since the proposed local law will have no adverse impacts on any County-wide interests, and

WHEREAS, by resolution dated January 28, 2015, the Town of Clarkstown Planning Board found that the proposed local law is consistent with the aims and principles embodied in Chapter 290 and the Comprehensive Plan, and the Board recommends in favor of the proposed local law, except for the rezoning of any property to the east of Main Street, Nanuet to the RS zone, which has been addressed by removing the text rezoning these parcels;

NOW, THEREFORE, be it

RESOLVED, that based upon the EAF prepared by Jose Simoes, Principal Town Planner, acting as agent to the Town Board as lead agency, it is hereby determined that the proposed action is an Unlisted action under SEQRA that will not have the potential to adversely affect the environment, (2) the majority of the proposed action will rezone parcels fronting Main Street, Nanuet to the HC zoning district which is better suited to this area as it permits and promotes reduced setbacks and mixed-use building types which currently exist along the traditionally configured Main Street in Nanuet and will allow for easier redevelopment and fewer variances and would adjust the zoning lines so they more closely follow property boundaries and bisect fewer parcels and would correctly zone these properties to match their use, and (3) is consistent with the Town's Comprehensive Plan, and be it

FURTHER RESOLVED, that the Town Board has reviewed and hereby accepts the attached Negative Declaration, and directs that same be filed, distributed and published pursuant to 6 NYCRR Part 617.7(b), and be it

FURTHER RESOLVED, that Local Law No. - 2015 entitled:

"A LOCAL LAW AMENDING THE ZONING MAP OF THE TOWN OF CLARKSTOWN, NANUET HAMLET COMMERCIAL ZONE"

is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

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

The Clerk of the Town of Clarkstown is directed to file the local law pursuant to Section 27 of the Municipal Home Rule Law, and be it

FURTHER RESOLVED, that the GIS Coordinator for the Town of Clarkstown is hereby authorized and directed to amend the Zoning Map as set forth herein.

Dated: March 24, 2015

TB 03-24 TA RES Adopt LL-Amend Zoning Map-Nanuet Hamlet Comm Zone-pm

awm

**STATE ENVIRONMENTAL QUALITY REVIEW
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE**

Lead Agency: Town Board
Town of Clarkstown
10 Maple Avenue
New City, NY 10956

Project: Zoning Map Amendment – Nanuet Hamlet Center

Date: February 20, 2015

This notice is issued pursuant to part 617 of the implementing regulation pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town Board of the Town of Clarkstown, as lead agency, has determined that the proposed action described below will not have a significant impact on the environment, and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Zoning Map Amendment – Nanuet Hamlet Center

Location: Area of Main Street, Nanuet – Rockland County, New York

SEQRA Status: Unlisted

Description of Proposed Action: Amendments to the Zoning Map which would rezone most properties fronting Main Street, Nanuet (18 acres) to Hamlet Commercial (HC); several parcels or parts thereof would also be rezoned to Regional Shopping (RS). One parcel in this area is proposed to be rezoned to General Residence, Medium Density (RG-2). One parcel which is currently split between the RS, LIO and Community Shopping (CS) zoning districts will be rezoned RS and HC. One parcel currently zoned Medium High Density Residence, 10,000 square feet (R-10) and one parcel zoned Medium Density Residence, 15,000 square feet (R-15) will be zoned HC.

Intent of Proposed Action: The majority of this action involves the rezoning of parcels fronting Main Street, Nanuet to the HC zoning district. The HC zoning district is better suited to this area than the current commercial zoning types as it permits and promotes the reduced setbacks and mixed-use building types which currently exist along the traditionally configured Main Street in Nanuet. The application of the HC zone will allow for easier redevelopment in this area, as fewer variances will be required. Additionally, this action would adjust the zoning lines so they more closely follow property boundaries and bisect fewer parcels, and would correctly zone these properties to match their use.

Specifically, this action involves rezoning small portions of two lots comprising the Shops at Nanuet property to RS. This action would adjust the zoning lines so they more closely follow property boundaries and bisect fewer parcels, and would correctly zone these properties to match their use.

This action also proposes the rezoning of a small (0.12 acre) portion of a large parcel from CS to RG-2. This parcel is currently fully developed as an RG-2 use (Normandy Village) and this action will both eliminate a bisecting zoning line and bring the zoning for this parcel into full conformance with its use.

One parcel currently developed as a parking lot serving an adjacent commercial parcel is proposed to be zoned HC, which will bring this parcels zoning into conformance with its use and match its zoning with the business it is connected with.

One parcel at the southeastern corner of the intersection of Main Street, Old Middletown Road and South Middletown Road is proposed to be rezoned from R-15 to HC. This property is currently being used for bus storage and maintenance and this rezoning will bring the zoning of this property into conformance with its use.

This action also proposes the rezoning of a parcel currently bisected by a zoning line and zoned RS and LIO to a new zoning configuration of RS and HC. While the parcel will continue to be bisected by a zoning line, the new line will run parallel to Main Street and offer this property better development potential while keeping an orderly layout of the proposed HC zone.

Potential Impacts and Support of Determination: The majority of this zone change involves the application of the HC zoning district to Main Street, Nanuet. This zoning district is unique, and was specifically created for use within hamlet centers. No other HC zoning exists within the vicinity of this action. The areas proposed to receive RS zoning are already developed as such; nearly all RS zoned land in the Town is currently developed.

This rezoning will make redevelopment easier by bringing the existing and desired development into conformance with zoning, eliminating the need for many variances.

The additional permitted residential capacity generated by the dwelling units permitted within the HC zone are unlikely to impact the cost of public services within the Town. In their buildout analysis for the proposed HC zone in Nanuet, Cambridge Systematics concluded that, at maximum buildout density, approximately 100 dwelling units could be built within the zone. This figure does not take into account the existing grandfathered dwelling units within the area proposed for the HC zone, which is estimated to be approximately 40 units based on data received from the Town Assessor. Thus, the net change in total dwelling units would be far less than 100 units. The HC permits 1 and 2 bedroom apartments, and limits total dwelling unit size to 1,200 square feet. These smaller apartment types are less suitable for larger families and families with children, thus a significant increase in school age children as a result of this action is not anticipated.

While this rezoning may add some additional traffic as a result of the increase in residential capacity, this additional traffic will be generated during off-peak hours.

Public water supply and sanitary sewers are available in the areas to be rezoned. Impacts upon traffic, drainage, water and wastewater facilities, natural and environmental resources, historic sites and aesthetic resources will be analyzed on a per site basis and additional studies will be mandated by the Planning Board as required under the provisions of SEQRA.

Contact Person: Jose Simoes
Town Planner
10 Maple Avenue
New City, NY 10956
(845-639-2070)

1

RESOLVED, that the Town Board Minutes of February 3, 2015, are hereby
accepted, as submitted by the Town Clerk.

DATED: March 24, 2015

2A

RESOLVED, that the resignation (by retirement) of Joseph Passarella, 3 Bull Run, West Nyack, New York, - Maintenance Supervisor (Automotive)- Town Garage - is hereby accepted effective and retroactive to March 21, 2015.

DATED: March 24, 2015
P

2B

**RESOLVED, that Paul P. Greenblath, 56 Newport Drive, Nanuet,
New York – is hereby appointed to the position of Crossing Guard
(substitute) - Police Department - at the 2015 rate of \$19.81 per crossing
effective and retroactive to March 3, 2015.**

DATED: March 24, 2015

P

2c

RESOLVED, that the appointment of Rabbi Jill Hackell,
33 Brookline Way, New City, New York - Member - Board of
Ethics - at the annual salary of \$2,270. - is hereby
accepted effective and retroactive to March 3, 2015.

DATED: March 24, 2015

P

2D

RESOLVED, that Rudolph Yacyshyn, 48 Washington Circle,
New City, New York - is hereby reappointed to the position
of Vice Chairman - Planning Board - term effective and
retroactive to January 15, 2015 and to expire on January 15,
2016 - at the current 2015 annual salary of \$3,570.

DATED: March 24, 2015
P

2E

**RESOLVED, that Florence B. Gorsky, 14 Arbor Lane, Bardonia, New York –
is hereby appointed to the position of Crossing Guard (substitute) –
Police Department – at the current 2015 rate of \$19.81 per crossing
effective March 25, 2015.**

DATED: March 24, 2015

P

2F

**RESOLVED, that Robert D. Hickey, 24 Ivy Lane, Pomona, New York –
is hereby appointed to the position of (part-time) Municipal Bus Driver –
Clarkstown Municipal Transportation at the 2015 hourly rate of \$21.44.,
effective April 6, 2015.**

DATED: March 24, 2015

P

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Clarkstown Superintendent of Recreation and Parks that

BID# 4-2015 – ATHLETIC FIELD AND TURF MAINTENANCE

is hereby awarded to: FIELD PRO ENTERPRISES, LLC
17 WHITMAN PLACE
MONROE, NY 10950
PRINCIPAL: NATALE NUOVO JR.

as per their proposed total cost of \$33,875.00

and be it

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

- a) Signed Contract Documents – four sets
- b) 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

DATED: March 24, 2015

awn

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

BID # 12-2015 - WEED CONTROL SPRAYING

is hereby awarded to: MAJESTIC LAWN & LANDSCAPE, INC.
424 BUENA VISTA ROAD
NEW CITY, NY 10956
PRINCIPAL: JOSEPH HOLLAND III, PRESIDENT

as per their proposed project cost of \$50,000.00 and be it

FURTHER RESOLVED, that the Town shall have the option to extend the agreement an additional three years and be it

FURTHER RESOLVED, that changes in contract prices from 2016 through 2018 shall be based on the Consumer Price Index (CPI) 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 be under the supervision of the Public Works Administrator.

DATED: MARCH 24, 2015

awm

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Clarkstown Superintendent of Recreation and Parks that

BID # 2-2015 – FIREWORKS DISPLAY

is hereby awarded to: PRYO ENGINEERING d/b/a BAY FIREWORKS
999 S. OYSTER BAY ROAD, SUITE 111
BETHPAGE, NY 11714

PRINCIPALS: SIGMUND ROSEN

as per their proposed total project cost of \$17,500.00 and be it

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

- a) Signed Contract Documents – four sets
- b) Performance Bond
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of General Liability Insurance
- e) Certificate of Fireworks Display 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.

DATED: March 24, 2015

awm

3D

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

BID #3-2015 – SWIMMING POOL CHEMICALS

is hereby awarded to: KUEHNE CHEMICAL CO., INC.
86 NORTH HACKENSACK AVENUE
SOUTH KEARNY, NJ 07032

PRINCIPALS: RONDA KUEHNE

BEL-AQUA POOL SUPPLY INC.
20 COMMERCE DRIVE
NEW ROCHELLE, NY 10801

PRINCIPALS: MARTIN SILVER
SUSAN WISAN

COMMERCIAL CLEARWATER
P.O. BOX 909
PLANDOME, NY 11030

PRINCIPALS: PAUL ROBERT MEILINK, PRESIDENT

B & B POOL AND SPA CENTER
787 CHESTNUT RIDGE ROAD, SUITE 3
CHESTNUT RIDGE, NY 10977

PRINCIPALS: DREW BAGIN

as per the attached item/price schedule

DATED: March 24, 2015

awm

3E

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

BID #5-2015 – GROUNDSKEEPING/LANDSCAPE SUPPLIES

is hereby awarded to: JOHN DEERE LANDSCAPES
1385 EAST 36TH STREET
CLEVELAND, OH 44114-1849

PRINCIPALS: A PUBLIC CORPORATION

PENNINGTON SEED, INC.
9327 US ROUTE 1 SUITE J
LAUREL, MD 20723

PRINCIPALS: A PUBLIC CORPORATION

POLLACK PAINT INDUSTRIES, INC.
119 WOODWORTH AVENUE
YONKERS, NY 10701

PRINCIPALS: ROBERT M POLLACK

as per the attached item/price schedule

Dated: March 24, 2015

awm

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

BID # 13-2015 – GERMONDS POOL RENOVATIONS – PHASE I

is hereby awarded as follows:

PRINCIPAL: RAY PALMER ASSOCIATES, INC.
95 KING STREET
DOVER, NJ 07801
JEFFREY LANDRY
ANDREW PLATT

as per their proposed total bid price not to exceed \$268,400.00 plus a 10% contingency and be it

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

- a) Signed Contract Documents – four sets
- b) Performance Bond - 100% of project cost
- c) Labor and Materials Payment Bond - 100% of proposed project cost
- d) Certificate of Contractor's Liability and Property Damage Coverage, including a Save Harmless Agreement
- e) Certificate of Automobile Liability Coverage
- f) Certificate of Worker's Compensation insurance coverage
- g) Certificate of Worker's Disability Insurance coverage
- h) Evidence that all Contractors/Sub-contractors have entered into an Apprenticeship Agreement which has been registered with and approved by the NYS Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

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

FURTHER RESOLVED, that this project shall be under the supervision of the Superintendent of Recreation and Parks and the Project Engineer, and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8767-400-409-0-90-12, and be it

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

DATED: March 24, 2015

awm

36

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Clarkstown Superintendent of Recreation and Parks that

BID# 10-2015 – BUS TRANSPORTATION – SENIOR AND YOUTH

is hereby awarded as follows for a period of twelve (12) months with an option to extend for an additional thirty six (36) month period at the discretion of the Town:

ONE DAY LOCAL TRIPS AND SUMMER DAY CAMP ROUTES:

PETER BREGA, INC.
P.O. BOX 152
VALLEY COTTAGE, NY 10989
PRINCIPAL: RICHARD BREGA
PETER K. BREGA
ROBERT BREGA
DAVID BREGA

ONE DAY LONG DISTANCE TRIPS:

WEST POINT TOURS, INC.
P.O. BOX 125
VAILS GATE, NY 12584
PRINCIPAL: ROBERT BRISMAN
JAY BRISMAN

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

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

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

DATED: March 24, 2015



4

RESOLUTION ACCEPTING PROPOSAL OF CLG INSURANCE WITH RESPECT
TO INSURANCE COVERAGE OF THE MINI-TRANS BUS SYSTEM OF THE
TOWN OF CLARKSTOWN

RESOLVED, that at the recommendation of Robert S. Berdy, Insurance and Claims Manager, the Supervisor is hereby authorized to purchase through CLG Insurance, insurance coverage for the Mini-Trans bus system of the Town of Clarkstown, including Automobile Liability, Automobile Physical Damage Coverage, and Automobile Excess Liability Coverage, for a period of one year, commencing (retroactively) March 14, 2015 and expiring March 14, 2016, and be it

FURTHER RESOLVED, that the cost of insurance policies shall not exceed \$105,127 to be charged to Account No. CS 1910-420.

Dated: March 24, 2015

awm

**RESOLUTION ACCEPTING PROPOSAL FOR ENGINEERING SERVICES
FOR ENGINEERING ASSESSMENT OF THE
LAKE LUCILLE DAM, NEW CITY**

WHEREAS, the Town holds an easement over the Lake Lucille Dam per the requirements of the grant for reconstruction of the Dam, and

WHEREAS, the revisions to 6 NYCRR Part 673.13 require the preparation of an Engineering Assessment by a Professional Engineer every ten years, and

WHEREAS, said Engineering Assessment was due to be performed in 2014, and

WHEREAS, Brooker Engineering PLLC prepared the original analysis and design of the improvements to the Dam which were constructed in 2000, and

WHEREAS, Brooker Engineering PLLC has submitted a proposal dated February 6, 2015 to perform said Engineering Assessment in the amount of \$25,000.00, and

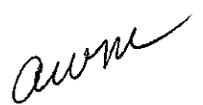
WHEREAS, Dennis M. Letson, PE, First Deputy Director of the Department of Environmental Control finds the proposal acceptable in terms of scope and price and recommends acceptance of said proposal;

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes the Supervisor to enter into an agreement with Brooker Engineering PLLC, in a form satisfactory to the Town Attorney, to provide the engineering services to prepare and submit an Engineering Assessment to the NYS DEC Dam Safety Section in an amount not to exceed \$25,000.00 effective and retroactive to February 23, 2015, and

BE IT FURTHER RESOLVED that the fees authorized above shall be charged to Account No. H 8765-409-0-88-26, and

BE IT FURTHER RESOLVED that the fees authorized above shall be a proper charge to the Lake Lucille Aquatic Improvement District.

Dated: March 24, 2015



6

RESOLUTION AUTHORIZING REFUND OF BUILDING PERMIT
FEE TO RO-DYL REALTY LLC FOR PROPERTY KNOWN
AS TAX MAP NO. 44.15-3-10

WHEREAS, Edward Bertolino of RO-DYL Realty LLC has requested a refund of ZBA Permit Fee (No. 14-3950) paid in the amount of \$400.00 for property located at 44-46 Lake Road, Congers, New York, more particularly described as Tax Map No. 44.15-3-10, and

WHEREAS, the Building Inspector has advised that the ZBA permit application was submitted in error and recommends a full refund of \$400.00;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector, the Town Board hereby authorizes a full refund of \$400.00 to RO-DYL Realty LLC to be charged to Account No. B 02-6-2555-0.

Dated: March 24, 2015

TB 03-24 TA RES RO-DYL Refund Fee-pm

Awm

7
Amended

RESOLUTION AUTHORIZING ACCEPTANCE OF DEED FOR ROAD WIDENING
REGARDING SHIELDS PROPERTY SUBDIVISION
(TAX MAP 64.18-3-2)

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 Shields Property subdivision (tax map 64.18-3-2), Cherry Valley Builders, Inc. has provided a deed for road widening to the Town, and

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

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the First Deputy Director of the Department of Environmental Control, the Town Board of the Town of Clarkstown hereby accepts the deed for road widening, dated August 6, 2014, from Cherry Valley Builders, Inc. in connection with the Shields Property subdivision, and orders it recorded in the Rockland County Clerk's Office at the expense of the applicant.

Dated: March 24, 2015

TB 03-24 TA RES Shields Subd Deed-pm

awm

8

RESOLUTION AUTHORIZING CHANGE ORDER #1, CONTRACT-G, GENERAL CONSTRUCTION, BID #15-2014G, CLKT 13-06, PUMP STATION UPGRADE PROJECT, LAUREL ROAD PUMP STATION, FOREST BROOK ROAD PUMP STATION AND RT. 9W CONGERS PUMP STATION

WHEREAS, the Town's Engineering Consultant, H2M Engineers and Architects, 538 Broad Hollow Road, 4th Floor, East Melville, New York 11747 has performed a re-evaluation of the pump requirements for the Rt. 9W Congers Pump Station, and

WHEREAS, their re-evaluation has determined that the pump motors should be changed to a variable speed drive (VFD) motor to provide for additional flow capabilities, and

WHEREAS, the Contractor for the project, Fred Devens Construction, 403 Stonetown Road, Ringwood, New Jersey 07456 has submitted a proposal for the additional cost associated with the change in the pump motors, and

WHEREAS, the Town's Consultant has reviewed the proposal for the change in motors and finds it to be acceptable in terms of scope and price, and

WHEREAS, the additional cost for the change in motors is \$15,654.95;

NOW, THEREFORE, BE IT

RESOLVED, that Change Order #1, Contract – G, General Construction for Bid#15-2014, CLKT 13-06 is hereby approved for the additional cost of \$15,654.95, and

BE IT FURTHER RESOLVED, that the total cost for Contract G, General Construction shall not exceed \$1,250,654.95, and

BE IT FURTHER RESOLVED, that the cost for the project is being reimbursed by the Rockland County Sewer District #1.

Dated: March 24, 2015

TB 3 24 15 DEC RES CLKT 13 06 Change Order IContract G

Alum

9A

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI
REGARDING TMCD REALTY CORP
TAX MAP NO.: 51.11-4-73**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, TMCD Realty Corp. v. the Town of Clarkstown, its Assessor and Board of Assessment Review of the Town of Clarkstown, Index No(s). 4979/11, 033544/12, 033420/13 and 032897/14, affecting parcel designated as Tax Map No. 51.11-4-73 and more commonly known as 490 Route 304, New City, New York for the year(s) 2011/12, 2012/13, 2013/14 and 2014/15, 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 School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.11-4-73 be reduced for the year(s) 2011/12 from \$414,400 to \$275,800 at a cost to the Town of \$3,410.15;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.11-4-73 be reduced for the year(s) 2012/13 from \$414,400 to \$277,900 at a cost to the Town of \$3,581.72;

3. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.11-4-73 be reduced for the year(s) 2013/14 from \$414,400 to \$280,500 at a cost to the Town of \$4,097.01;

4. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.11-4-73 be reduced for the year(s) 2014/15 from \$414,400 to \$272,000 at a cost to the Town of \$4,499.60;

5. Reimbursement for the year(s) 2011/12, 2012/13, 2013/14 and 2014/15 on the parcel(s) described as Tax Map No. 51.11-4-73, 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;

6. 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: March 24, 2015

TB 03-24-15 TA RES TMCD Realty Corp. Settlement-dt

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

9B

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI
REGARDING JOSEPH LAICO
TAX MAP NO.: 51-15-1-1**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Joseph Laico v. The Town of Clarkstown, its Assessor and Board of Assessment Review of the Town of Clarkstown, Index No.(s) 6733/10, 4971/11, 033534/12, 033412/13 and 032909/14, affecting parcel designated as Tax Map No. 51.15-1-1, and more commonly known as 510 Route 304, New City, New York, for the year(s) 2010/11, 2011/12, 2012/13, 2013/14 and 2014/15, 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 School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.15-1-1 be reduced for the year(s) 2010/11 from \$385,000 to \$305,000 at a cost to the Town of \$1,886.88;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.15-1-1 be reduced for the year(s) 2011/12 from \$385,000 to \$306,400 at a cost to the Town of \$1,933.89;

3. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.15-1-1 be reduced for the year(s) 2012/13 from \$385,000 to \$300,600 at a cost to the Town of \$2,214.63;

4. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 51.15-1-1 be reduced for the year(s) 2013/14 and 2014/15 from \$385,000 to \$314,500 at a total cost to the Town of \$4,384.80;

5. Reimbursement for the year(s) 2010/11, 2011/12, 2012/13, 2013/14 and 2014/15 on the parcel(s) described as Tax Map No. 51.15-1-1 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;

6. 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: March 24, 2015

TB 03-24-15 TA RES Joseph Laico Settlement-dt

A handwritten signature in black ink, appearing to read 'ALW', is located in the bottom right corner of the page.

RESOLUTION AUTHORIZING SPECIAL COUNSEL TO APPEAL TO THE APPELLATE DIVISION REGARDING BALLARD V. TOWN OF CLARKSTOWN

WHEREAS, the Town Board wishes to appeal to the Appellate Division from an Order of the Supreme Court, Rockland County in an action entitled "Wayne Ballard v. Town of Clarkstown", Index No. 2224/12, and

WHEREAS, the Town Attorney will review a proposal from the law office of Wilson, Elser, Moskowitz, Edelman & Dicker LLP, as Special Counsel to the Town Board, to appeal said matter to the Appellate Division;

NOW, THEREFORE, be it

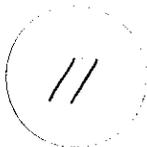
RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Wilson, Elser, Moskowitz, Edelman & Dicker LLP, in a form approved by the Town Attorney, to appeal to the Appellate Division from the Decision of the lower Court, and be it

FURTHER RESOLVED, the fee shall not exceed \$30,000 without further authorization from the Town Board and shall constitute a proper charge to Account No. A-1420-409.

Dated: March 24, 2015

TB 03-24 TA RES Wilson Elser-Supts Appeal-pm

AWM



RESOLUTION AUTHORIZING RELEASE OF ESCROW FUNDS FOR
STORMWATER CONTROL FACILITY MAINTENANCE AGREEMENT
(EDEN PARK HOMES SUBDIVISION – 64.07-1-8)

WHEREAS, Eden Park Homes, LLC provided escrow in the amount of \$26,760 as security for a Stormwater Control Facility Maintenance Agreement, dated January 20, 2010, which escrow was subsequently reduced to \$2,500 by Resolution No. 496-2013 adopted on December 19, 2013, in connection with the Eden Park Homes Subdivision (64.07-1-8), and

WHEREAS, the First Deputy Director of the Department of Environmental Control has advised that pursuant to the agreement, the five (5) year maintenance period has expired and the escrow funds are no longer required;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the First Deputy Director of the Department of Environmental Control, the escrow funds in the amount of \$2,500.00 being held as security for the Stormwater Control Facility Maintenance Agreement may now be released.

Dated: March 24, 2015

TB 03-24 TA RES Release Escrow-Eden Pk Stormwater-pm

Aum

WHEREAS, a resident of Joyce Drive, New City, NY 10956 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 #59217/42180;

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. Pole #59217/42180 located between house #22 & #28 Joyce Drive, New City.
Install one (1) each - 5,800 lumen 70 watt sodium vapor street light on Pole 59217/42180.

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, which shall be charged to Acct. #SL 5182 461.

Dated: March 24, 2015

awm

RESOLUTION AUTHORIZING THE PLANNING BOARD OF THE TOWN
OF CLARKSTOWN TO APPLY TOWN LAW SECTION 278 TO THE
GREANY ESTATES SUBDIVISION - MAP 58.16-1-61 & 69

WHEREAS, at the Planning Board meeting held on February 11, 2015, the Planning Board adopted a resolution requesting the Town Board to authorize the Planning Board to require the use of Town Law § 278 (Cluster Development) in connection with the Greany Estates Subdivision, which consists of two (2) parcels and is located on the south side of Demarest Mill Road and the southwest side of Germonds Road, adjacent to Clarkstown South High School to the west and south, West Nyack, New York, and is designated on the Clarkstown Tax Map as 58.16-1-61 & 69 (the "Property"), and

WHEREAS, the Planning Board seeks authorization to utilize Town Law § 278 with respect to said subdivision, and

WHEREAS, the Planning Board found that the proposed clustering of the eight (8) residential lot subdivision meets the goals of the 2009 Comprehensive Plan, and will provide protection for the viewshed and the stream; shortening of the proposed public road approximately 270 feet, thus ending the area of disturbance farther from the stream and elimination of the need for individual house ejector pumps for sanitary sewage; a conservation easement proposed along the rear of lots 1 through 4 to protect the steep slope areas and over lot 10 to

protect the wetland; and the creation of approximately 4.95 acres of open space to be dedicated to the Town of Clarkstown, and

WHEREAS, 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 on the Greany Estates Subdivision and that the First Deputy Director of the Department of Environmental Control shall act as agent for the Town Board with respect to SEQRA review, and

WHEREAS, by memorandum dated February 27, 2015, the First Deputy Director of the Department of Environmental Control, as agent for SEQRA, found that this is a Type 2 action under the provisions of 6NYCRR (SEQRA) Part 617, and no further review under the provisions of SEQRA is required, and

WHEREAS, the Planning Board of the Town of Clarkstown has recommended approval of the use of Town Law § 278 in connection with this subdivision for the reasons outlined above, and

WHEREAS, the Town Board of the Town of Clarkstown agrees with the Planning Board's determination that it would be a benefit to the Town if Town Law § 278 authorization is granted for the development of the property in connection with this subdivision for the reasons outlined above, including, but not limited to, providing protection for the viewshed and the stream; shortening of the proposed public road approximately 270

feet, thus ending the area of disturbance farther from the stream and elimination of the need for individual house ejector pumps for sanitary sewage; a conservation easement proposed along the rear of lots 1 through 4 to protect the steep slope areas and over lot 10 to protect the wetland; and the creation of approximately 4.95 acres of open space to be dedicated to the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Board adopts and incorporates by reference the Department of Environmental Control's SEQRA findings herein, and be it

FURTHER RESOLVED, that the Town Board hereby authorizes the Planning Board of the Town of Clarkstown to require the use Town Law § 278 for the proposed Greany Estates Subdivision, which is designated on the Clarkstown Tax Map as 58.16-1-61 & 69, subject to the applicant complying with all rules, regulations and requirements of law, and any additional requirements imposed by the Clarkstown Planning Board, and be it

FURTHER RESOLVED, that this resolution, with conditions, shall be recorded as a Covenant in the Rockland County Clerk's office, to run with the land.

Dated: March 24, 2015

TB 03-24 TA RES Greany Est Subd-TL 278-pm

RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64
OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A
LIQUOR LICENSE FOR LENNA'S LANES LLC D/B/A NEW CITY BOWL
(90 NORTH MAIN STREET, NEW CITY)

WHEREAS, Jonathan B. Schloss, Esq., attorney for
Lenna's Lanes LLC d/b/a New City Bowl, has advised the Town
by letter dated March 2, 2015, pursuant to Section 64-2(a)
of the Alcoholic Beverage Control Law, that Lenna's Lanes
LLC d/b/a New City Bowl has applied for an on-premises
liquor license at 90 North Main Street, New City, New York,
and

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby waives the thirty
day notice requirement contained in Section 64 of the
Alcoholic Beverage Control Law, and states that it does not
intend to offer any comments regarding the application of
Lenna's Lanes LLC d/b/a New City Bowl for a license at
premises located at 90 North Main Street, New City, New
York.

Alum

**RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI
REGARDING HABER REALTY, LLC
TAX MAP NO.: 57.15-1-31**

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Haber Realty, LLC, v. Cathy Conklin, Tax Assessor of the Town of Clarkstown, Board of Assessment Review of the Town of Clarkstown, Town of Clarkstown, and East Ramapo School District, Index No(s). 031083/11, 034246/12, 034095/13 and 033725/14, affecting parcel designated as Tax Map No. 57.15-1-31 and more commonly known as 300 Airport Executive Park, Nanuet, New York for the year(s) 2011/12, 2012/13, 2013/14 and 2014/15, 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 East Ramapo School District, who believe the best interests of the Town and the School District are being served;

NOW, THEREFORE, be it

RESOLVED, that:

1. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 57.15-1-31 be reduced for the year(s) 2011/12 and 2012/13 from \$1,377,000 to \$1,352,000 at a total cost to the Town of \$1,271.10;

2. There is no reduction in the assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 57.15-1-31 for the year(s) 2013/14 and 2014/15;

4. Reimbursement for the year(s) 2011/12 and 2012/13 on the parcel(s) described as Tax Map No. 57.15-1-31, as stated above, be made within sixty (60) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

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

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

Dated: March 24, 2015

TB 03-24-15 TA RES Haber Realty, LLC Settlement-dt

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

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

16A

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 March 22, 2015 to March 22, 2017, as follows:

Sponsor: **Yaboo Fence Company**
 95 West Nyack Way
 West Nyack, NY 10994

Road: **.06 mile segment of West Nyack Way**
 from Route 59 to West Nyack Road
 West Nyack, NY 10994

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Yaboo Fence Company 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 March 22, 2015 to March 22, 2017, 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 Yaboo Fence Company, to remove trash from the roadways.

Dated: March 24, 2015

awm

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

116B

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 17, 2015 to April 17, 2017, as follows:

Sponsor: **Nazzaro Disposal**
 441 Route 9W
 Congers, NY 10920

Road: **0.68 mile segment of Lakewood Drive**
 between Route 303 and Route 9W, Congers

WHEREAS, it is anticipated that Town money will be saved through the implementation of the volunteer program, in that Nazzaro Disposal 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 17, 2015 to April 17, 2017, 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 Nazzaro Disposal, to remove trash from the roadways.

Dated: March 24, 2015

awm

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "AMENDMENT TO CHAPTER A295 (BOARD OF APPEALS RULES) 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 A295 (BOARD OF APPEALS RULES) OF THE CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, this proposed local law is intended to amend the rules to allow the Board to set regular meeting dates on a bi-monthly basis on Mondays at 7 p.m. and to give the Chairman authority to change the date and time of meetings if warranted;

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 April 14, 2015 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: March 24, 2015

awm

RESOLUTION AUTHORIZING EXTENSION OF LICENSE AGREEMENT WITH THE ROCKLAND COUNTY RADIO CONTROL CLUB TO UTILIZE A PORTION OF THE CAPPED CLARKSTOWN SANITARY LANDFILL SITE FOR RADIO CONTROL MODEL AIRPLANE AIRDROME

RESOLVED, that the Town Board authorizes the extension of a license agreement with the Rockland County Radio Control Club for use of the former site of the Clarkstown Sanitary Landfill, now capped, for a period of one year commencing March 31, 2015 and ending on March 31, 2016, for the nominal fee of \$1.00 per year, provided that all residents wishing to participate in club activities continue to be eligible for membership, and all the other terms and conditions in the license agreement, including providing the required proof of insurance, shall be observed.

Dated: March 24, 2015

TB 03-24-15 TA RES Rockland Radio Landfill - kh

awm

RESOLUTION DESIGNATING NEW YORK ELECTRICAL INSPECTORS, INC. DBA "INSPECTIONS ON TIME" AS AN ADDITIONAL ELECTRICAL CODE INSPECTION AGENCY, TO PROVIDE ELECTRICAL SUPPLEMENTAL AND ALTERNATIVE INSPECTION CAPABILITY TO THE TOWN OF CLARKSTOWN

WHEREAS, Peter Beary, Building Inspector, has recommended the designation of New York Electrical Inspections, Inc. DBA "Inspections On Time" as an additional electrical code inspection agency to provide supplemental and alternative inspection capability to the presently designated electrical inspection agencies, and

WHEREAS, pursuant to Section 133-2 of the Clarkstown Town Code, the Town Board may designate such additional inspection agency to provide the services referred to herein;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby designates, pursuant to Section 133-2 of the Town Code, the New York Electrical Inspectors, Inc. DBA "Inspections On Time," 809 Highland Lake Road, Middletown, New York, as an approved agent of the Town of Clarkstown, to provide electrical inspections and re-inspections in the Town of Clarkstown commencing on April 1, 2015, which designation shall remain in effect unless and until revoked by further resolution of the Town Board, and be it

FURTHER RESOLVED, that all fees for such inspections shall be charged to those needing the services and shall not become a charge against the Town of Clarkstown.

Dated: March 24, 2015

awm

RESOLUTION AUTHORIZING ACCEPTING FUNDS & AMENDING BUDGET

WHEREAS, the Town has received \$34,377.83 from Seizure Funds and \$12,500 from the Rockland County Kennel Club,

NOW, THEREFORE BE IT,

RESOLVED, to increase Revenue Account A-01-11-4320-0 (General Fund-Seized Property) and Expense Account A-3120-293-0 (Police-Law Enforcement Equipment) by \$34,377.83 and,

FURTHER RESOLVED, to increase Revenue Account A-01-9-2705-0 (General-Gifts & Donations) and Expense Account A-3140-293-0 (Law Enforcement Equipment) by \$12,550 and

WHEREAS, various accounts require additional funding,

NOW, THEREFORE BE IT,

RESOLVED, to decrease Expense Accounts A-8730-407-0 (Environmental Control-Equipment Repairs) by \$3,600 and A-8730-438-0 (Environmental Control-Maintenance Agreements) by \$1,000 and increase Expense Account A-8730-204-0 (Environmental Control-Office Machines) by \$4,600 and be it,

FURTHER RESOLVED,to decrease Expense Account B-3620-110-0 (Building Dept-Salaries) and increase Expense Account B-3620-204-0 (Building Dept-Office Machines) by \$6,500 and be it.

FURTHER RESOLVED, to decrease Expense Account SR-8160-4443-0 (Sanitation-Private Equipment Rental) and increase Expense Account SR-8160-209-0 (Sanitation-Other Equipment) by \$14,545.

RESOLUTION GRANTING PERMISSION TO ALERT HOOK, LADDER AND ENGINE COMPANY NO. 1 TO HAVE A CARNIVAL AND LICENSED FIREWORKS DISPLAY AT 66 LAKE ROAD, CONGERS, NEW YORK

WHEREAS, the Alert Hook, Ladder and Engine Company No. 1 of Congers, New York, has requested permission to have a licensed fireworks display at 66 Lake Road, Congers, New York, on June 28, 2015, and hold a carnival from June 25, 2015 through June 28, 2015, and

WHEREAS, Police Chief Michael Sullivan, Clarkstown Police Department, James McCormick, Emergency Management Coordinator, and Kenneth Dillon, Assistant Fire Safety Inspector, have reviewed the proposal and advised that the proposed fireworks display shall be in compliance with the National Fire Protection Assoc. Standards and New York State Penal Law Section 405 and have recommended permission be granted for such fireworks display subject to certain conditions;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to Alert Hook, Ladder and Engine Company. No. 1 to sponsor a fireworks display at 66 Lake Road, Congers on June 28, 2015, subject to the following conditions:

1. Compliance with New York State Penal Law §405 and the National Fire Protection Assoc. Standards;
2. A Certificate of Insurance for an indemnity insurance policy with liability coverage and indemnity protection naming the Town of Clarkstown as an additional insured with coverage not less than \$5,000,000, each occurrence, and evidence of NYS Workers' Compensation and Disability Benefits coverage;
3. An on-site inspection by the Town of Clarkstown Fire Inspector prior to the fireworks display;
4. Compliance with the Rockland County Planning Department's recommendations, as set forth in the Commissioner's March 9, 2015 memo; and
5. Provide an Emergency Action Plan/Incident Action Plan to the Emergency Management Coordinator of the Town.

Dated: March 24, 2015

awm

WHEREAS, owner of 228 New Hempstead Road, New City, NY 10956 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 #58918/41845;

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. Install one 5,800 lumen 70 watt sodium vapor streetlight on Pole #58918/41845 located at the corner of Temple Beth Shalom, north side of New Hempstead Road and opposite to Homestead Lane, New City.

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 (\$174.72 per year) for each sodium vapor fixture, plus market supply and fuel adjustment charge, which shall be charged to Acct. #SL 5182 461.

Dated: March 24, 2015

awm

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN
AGREEMENT WITH THE NEW YORK STATE THRUWAY AUTHORITY REGARDING
NEW NY BRIDGE PROJECT COMMUNITY BENEFIT FUND
(CONTRACT: D2141234, PIN: 8TZ1.00, TANY12-18b)

WHEREAS, the New York State Thruway Authority ("Authority") has allocated funds for the New NY Bridge Project Community Benefit Fund to provide grants to eligible governmental entities and not-for-profit corporations located in Westchester and Rockland Counties, and

WHEREAS, the Town of Clarkstown's application for \$300,000 has been approved by the Authority to support the Town's efforts to improve road safety features and enhance emergency response through the purchase of various emergency equipment;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an Agreement with the New York State Thruway Authority, in a form approved by the Town Attorney, to accept the grant award of \$300,000, pursuant to the New NY Bridge Project Community Benefit Fund, to support the purchase of public safety resources, and be it

FURTHER RESOLVED, that this agreement shall terminate on December 31, 2016.

Dated: March 24, 2015

TB 03-24 TA RES NYS Thruway Authority Agree-TZB Comm Benefit Fund-pm



BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED MARCH 24, 2015, AUTHORIZING THE CONSTRUCTION OF RENOVATIONS TO GERMONDS POOL - PHASE I, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$295,240, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$295,240 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 renovations to Germonds Pool - Phase I. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$295,240 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$295,240 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$295,240 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 61 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 March 24, 2015, 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 March 24, 2015, authorizing the construction of renovations to Germonds Pool - Phase I, stating the estimated maximum cost thereof is \$295,240, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$295,240 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 renovations to Germonds Pool - Phase I; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$295,240; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of \$295,240 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$295,240 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 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: March 24, 2015

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.

* * *

Qum

**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:

S.H.F. CORPORATION, INC.
23 Briarwood Drive
New City, New York 10956
Shawn H. Failing, President

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

15-29 S.H.F. CORPORATION, INC.

DATED: March 24, 2015

TB 03-24-15-TA RES Certificate of Registration Sewers-sk

Cwm

RESOLUTION AUTHORIZING THE SUPERVISOR TO
ENTER INTO AN AGREEMENT WITH THE COUNTY
OF ROCKLAND FOR MASS TRANSPORTATION

WHEREAS, Section 18 (b) of the Transportation Law provides for the appropriation of funds for the operation of bus transportation systems, and

WHEREAS, pursuant to Section 119-r of the General Municipal Law and Local Law No. 9-1974, the County of Rockland is authorized to contract for mass transportation services to be rendered to the people of the County of Rockland by a municipality such as the Town of Clarkstown for a fair and reasonable consideration, and

WHEREAS, the Town operates the Clarkstown Mini Trans bus service for the public, and

WHEREAS, both the Town and the County want the Town to continue to operate and maintain its present level of bus service and rates,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to enter into an agreement with the County of Rockland for the period April 1, 2015 to March 31, 2017, in a form satisfactory to the Town Attorney, to provide for the operation of public transportation routes within the Town of Clarkstown.

Dated: March 24, 2015

awm

Resolved, that the Town Board of the Town of Clarkstown hereby acknowledges the determination of the Civil Service Employees Association, Inc. (CSEA), as the recognized bargaining agent for all CSEA employees of the Town, to transfer the job title of Insurance and Claims Manager from the Special Bargaining Unit to the Main Unit of the CSEA.

Dated: March 24, 2015

TB 03-24 TA RES transfer job title-pm

awm



Office of the New York State Comptroller
New York State and Local Retirement System
Employees' Retirement System
Police and Fire Retirement System
110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

AMENDED

RS 2417-A

(Rev. 3/14)

BE IT RESOLVED, that the _____ Town of Clarkstown _____ 30025 / _____ hereby establishes the following standard work days for these titles and _____ (Name of Employer) _____ (Location Code)

will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities:

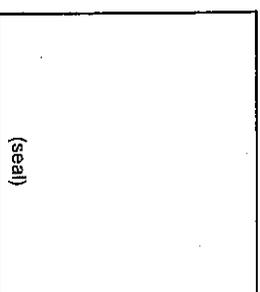
| Title | Standard Work Day (Hrs/day) Min. 6 hrs Max. 8 hrs | Name (First and Last) | Social Security Number (Last 4 digits) | Registration Number | Tier 1 (Check only if member is in Tier 1) | Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy) | Participates in Employer's Time Keeping System (Yes/No-If Yes, do not complete the last two columns) | Record of Activities Result* | Not Submitted (Check only if official did not submit their Record of Activities) |
|----------------------------|---|-----------------------|--|---------------------|--|--|--|------------------------------|--|
| Elected Officials | | | | | | | | | |
| Supervisor | 7 | Alexander J. Gronbeck | | File | <input type="checkbox"/> | 01/01/14 - 12/31/15 | No | 39.71 | <input type="checkbox"/> |
| Town Clerk | 7 | Justin Sweet | | File | <input type="checkbox"/> | 01/01/14 - 12/31/17 | No | 25.30 | <input type="checkbox"/> |
| Town Council | 7 | Frank Borrelli | | File | <input type="checkbox"/> | 01/01/12 - 12/31/15 | No | 20.00 | <input type="checkbox"/> |
| Appointed Officials | | | | | | | | | |
| Town Attorney | 7 | Amy Mele | | File | <input type="checkbox"/> | 01/01/14 - 12/31/15 | Yes | N/A | <input type="checkbox"/> |
| First Deputy Town Attorney | 7 | Daniel N. Kraushaar | | File | <input type="checkbox"/> | N/A | Yes | N/A | <input type="checkbox"/> |
| Deputy Town Attorney | 7 | Keith J. Cornell | | File | <input type="checkbox"/> | N/A | Yes | N/A | <input type="checkbox"/> |

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

I, _____ Justin Sweet _____, secretary/clerk of the governing board of the _____ Town of Clarkstown _____ of the State of New York, (Name of Secretary or clerk) (Circle one) (Name of Employer) do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the _____ day of _____, 20____ on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the _____ Town of Clarkstown _____ on this _____ day of _____, 20____ (Signature of the secretary or clerk) (Name of Employer)

Affidavit of Posting: I, _____ Justin Sweet _____, being duly sworn, deposes and says that the posting of the Resolution began on _____ (Name of secretary or clerk) and continued for at least 30 days. That the Resolution was available to the public on the _____ (Date) Employer's website at _____ Official sign board at _____ Main entrance secretary or clerk's office at _____





Office of the New York State Comptroller
 New York State and Local Retirement System
 Employees' Retirement System
 Police and Fire Retirement System
 110 State Street, Albany, New York 12244-0001

Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form

RS 2417-B

(Rev. 3/14)

| Title | Standard Work Day (Hrs/day) Min. 6 hrs, Max. 8 hrs | Name (First & Last) | Social Security Number (Last 4 digits) | Registration Number | Tier 1 (Check only if member is in Tier 1) | Current Term Begin & End Dates (mm/dd/yy-mm/dd/yy) | Participates in Employer's Time Keeping System (Yes/No-If Yes, do not complete the last two columns) | Record of Activities Result* | Not Submitted (Check only if official did not submit their Record of Activities) |
|----------------------------|--|---------------------|--|---------------------|--|--|--|------------------------------|--|
| Elected Officials | | | | | | | | | |
| Supt. Of Highways | 7 | Wayne T. Ballard | | File | | 01/01/14 - 12/31/15 | No | 29.42 | |
| Town Council | 7 | George Hoehmann | | File | | 01/01/14 - 12/31/17 | No | 23.57 | |
| Town Council | 7 | Stephanie Hausner | | File | | 01/01/14 - 12/31/17 | No | 22.51 | |
| Town Justice | 7 | Rolf Thorsen | | File | | 01/01/12 - 12/31/15 | No | 21.76 | |
| Town Justice | 7 | Howard Garber | | File | | 01/01/12 - 12/31/15 | No | 21.86 | |
| Town Justice | 7 | Craig Johns | | File | | 01/01/14 - 12/31/17 | No | 22.00 | |
| Town Justice | 7 | Scott Ugeil | | File | | 01/01/14 - 12/31/17 | No | 20.00 | |
| Appointed Officials | | | | | | | | | |
| Deputy Town Attorney | 7 | Richard A. Glickel | | File | | N/A | Yes | N/A | |
| Deputy Town Attorney | 7 | Jessica A. Hauser | | File | | N/A | Yes | N/A | |
| Dep. Town Atty/Zoning Adm | 7 | Jeffrey T. Millman | | File | | N/A | Yes | N/A | |
| Deputy Town Attorney | 7 | Paul K. Schofield | | File | | N/A | Yes | N/A | |
| FAO Assessor | 7 | Cathy L. Conklin | | File | | 10/01/13 - 09/30/19 | Yes | N/A | |
| Court Clerk | 7 | Candace Draper | | File | | 01/01/15 - 12/31/15 | Yes | N/A | |
| Comptroller | 7 | Edward J. Duer | | File | | 01/01/14 - 12/31/15 | Yes | N/A | |
| Director of Operations | 7 | Sabrina Greco | | File | | 01/01/14 - 12/31/15 | Yes | N/A | |
| Commission Member | 7 | Keith Braunfoel | | File | | 01/01/12 - 12/31/16 | No | .29 | |
| Zoning Board Member/Chair | 7 | Gaetano Massa | | File | | 01/01/14 - 12/31/15 | No | 1.14 | |
| Historical Review Board | 7 | Augustine Pauli | | File | | 01/01/12 - 12/31/18 | No | .23 | |
| Historical Review Board | 7 | Radhika Nagubandi | | File | | 12/04/12 - 12/31/14 | No | .31 | |

Employer

Town of Clarkstown

Location Code **30025**

Page **2** of **3**

(use with form RS 2417-A)

**RESOLUTION DEFAULTING PERFORMANCE BOND ON THE
DAVIES FARM LLC, PHASE II SUBDIVISION, CONGERS
(TAX MAP 35.18-1-5, 6, 7, 11, 12 & P/O 4)**

WHEREAS, GLW Developers, LLC obtained approval for the subdivision known as "Davies Farm LLC, Phase II" and as a condition of subdivision approval GLW Developers, LLC., as developer and obligor, provided the Town of Clarkstown with a Letter of Credit No. 2318 from Provident Bank in the principal amount of \$581,884.25, together with its Developer's Performance Bond, to secure completion of the public and other required improvements, and

WHEREAS, Sterling National Bank, as successor in interest to Provident Bank, amended said Letter of Credit on February 26, 2015 to reflect a firm expiration date of April 1, 2015, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has advised that the developer has failed to faithfully complete its obligations during the two (2) year time period pursuant to the terms of the Developer's Performance Bond or anytime thereafter through the date of this resolution, and that the letter of credit is still required to secure completion of said obligations, and

WHEREAS, the First Deputy Director of the Department of Environmental Control has recommended that the developer be declared in default of its Developer's Performance Bond and that all reasonable steps be taken to secure completion of the improvements by drawing against Letter of Credit No. 2318 in the full amount of \$581,884.25 to be held pending completion of the remaining items by the developer or, if necessary, by the Town's contractors in the discretion of the Town Department of Environmental Control;

NOW, THEREFORE, be it

RESOLVED, that unless GLW Developers, LLC provides a renewal of Letter of Credit No. 2318 by March 26, 2015 which includes language making said letter of credit automatically renewable consistent with the original Letter of Credit No. 2318, GLW Developers, LLC, as

developer and obligor, is hereby declared in default of its Developer's Performance Bond to complete the public and other required improvements in the Davies Farm LLC, Phase II Subdivision, and the Town Attorney and/or Comptroller of the Town of Clarkstown is hereby authorized and directed to take all necessary steps to obtain funds deemed necessary to complete the required public improvements by drawing against Letter of Credit No. 2318 in the principal amount of \$581,884.25, and be it

FURTHER RESOLVED, that the Director of the Department of Environmental Control is hereby authorized to prepare plans and specifications for completion of the required work and, if necessary, to obtain a contractor or contractors in accordance with all requirements of law to complete the required improvements.

Dated: March 24, 2015

TB 03-24-15 TA RES Davies Farm, Phase II Default-dt

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

RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT FOR THE CLARKSTOWN HIGHWAY DEPARTMENT

WHEREAS, the Superintendent of Highways has recommended the purchase of equipment as follows:

| <u>Quantity</u> | <u>Vehicle</u> | <u>Estimated Cost</u> | <u>Est. Total Cost</u> |
|-----------------|-------------------------------------|-----------------------|------------------------|
| 1 | Heil PT1000 20 Cubic Yard Compactor | \$140,000.00 | \$140,000.00 |
| 2 | Plows for Compactors | \$19,008.00 | \$38,016.00 |

NOW THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the purchase of the equipment, and be it

FURTHER RESOLVED, that said equipment shall be purchased with the use of Heil NJPA Contract # 060612-ESG, and be it

FURTHER RESOLVED, that the purchase of said equipment, in an amount not to exceed \$178,016.00 in aggregate shall be charged to the proper account H 8767-409-0-90-1

Dated: March 24, 2015