TOWN OF CLARKSTOWN
TOWN BOARD MEETING
August 11, 2015 – 8:00 pm
Town Hall Auditorium
AGENDA
(*Tentative*)

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

PUBLIC HARING:

- Proposed Local Law entitled: "A Local Law Concerning Solar Power Regulation."

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

RESOLUTIONS:

1. Accepting the Minutes of July 7, 2015, as submitted by the Town Clerk

2. Authorizing the Supervisor to enter into the following Agreements:
   a) Clarkstown Central School District concerning Universal Pre-Kindergarten Program.
   b) North Rockland Central School District concerning Universal Pre-Kindergarten Program.
   c) Nyack School District concerning Universal Pre-Kindergarten Program.

3. Authorizing the Purchasing Agent to Advertise for the following:
   a) Bid #21-2015 – Germonds Pool Bath House Renovations – Phase III
   b) Bid #22-2015 – Clarkstown Executive Park Roadway Resurfacing.

4. Authorizing the following Bid Awards:
   a) Bid #18-2015 – Repairs to Town of Clarkstown Tennis Courts & Basketball Courts.
   b) Bid #19-2015 – Tennyson Park Playground Equipment and Installation of Safety Surface and Playground Equipment.
   c) Bid #20-2015 – Germonds Pool Complex Renovations – Phase II

5. Authorizing Installation of the following Signs:
   a) "Deaf Child Area" – Beginning of Nancy Drive, New City on East side of Nancy Drive.
   b) Two "3-Ton Weight Limit" and Two "Local Delivery Only" Signs at the Intersection of Zukor Rd & South Mountain Rd and the Intersection of Old Route 304 & South Mountain Rd, New City.
   c) "No Commercial Vehicles" at Intersection of Route 303 & Hilltop Road, Congers

6. Amending Resolution No. 218-2015 Authorizing the Installation of Two "S1-1" Signs on Shetland Drive & Ivy Lane, New City

7. Granting Permission to the Rockland Farm Alliance to Dispense Alcoholic Beverages at the Rockland Community Farm.

8. Authorizing Settlement of the following Tax Certiorari Matters:
   a) Scotaria Realty Co., Inc. (Tax Map No. 58.14-2-41)
   b) Sharon Wong (Tax Map No. 52.0-8-1-3)
   c) Koenig Management LTD (Tax Map No. 43.15-1-19)

9. Authorizing Funds for the following:
   a) Construction Improvements to Tennyson Park.
   b) Construction Improvements to Tennis & Basketball Courts
   c) Construction of Improvements to various roads in the Town
   d) Construction of Renovations to Germonds Pool Complex, Phase II

10. Setting a Public Hearing for September 29, 2015 and Referring a Proposed Local Law entitled: "Text Amendment to Chapter 290 (Zoning) of the Code of the Town of Clarkstown and the Town Zoning Map with Respect to the West Nyack Commercial Office (CO) Zone Change and Commercial Office (CO) and Commercial Office Support (COS)" to the Clarkstown Planning Board and the Rockland County Department of Planning.

11. Approving and Endorsing the Trust for Public Land's Application for the Preservation of Hook Mountain Resolution No. _____-2015

12. Granting Certificate of Registration:
    15-32 – United Sewer & Drain Service Corp.

13. Authorizing a Partial Refund of Building Permit Fee to Mark & Christina Camerlingo concerning Property designated as Tax Map No. 43.20-4-29.

14. Accepting Grant for the Rockland County PBA's Employee Assistance Program.

15. Invoking Town Code Chapter 216-9(B): Maintenance of Vacant Properties.

16. Authorizing Amending Budget

17. Authorizing the following Personnel Changes:
    a) Sick Leave of Absence: Chelsea Tosto, Courier, Parks & Recreation Department
    b) Resignation: Matthew Katchmar, Member, Traffic & Fire Safety Advisory Board
    c) Resignation (Retirement): Gary Marina, Automotive Mechanic II & Body Repairer, Town Garage.
    d) Appointment (Permanent): Nicholas Camadeco, Assistant Automotive Mechanic, Town Garage.
    e) Reallocation: Fire Safety Inspector – Grade 27 to Grade 29
    f) Appointment (Permanent): Kenneth Dillon, Fire Safety Inspector, Building Department
    g) Appointment (Permanent): Stephen Ungeerleider, Fire Safety Inspector, Building Department
    h) Creation (Competitive): Fire Safety Inspector, Building Department.
    i) Appointment (Provisional): Edward Skiba, Code Enforcement Officer II, Building Dept.
    j) Appointment (Permanent): Stacy S. Kuo, Secretarial Assistant (Legal), Town Attorney's Office
    k) Appointment (Permanent): James Costello, Groundsworker, Building Maintenance
    l) Appointment (Temporary): Ryan Fay, Police Officer, Clarkstown Police Department
    m) Appointment (Temporary): Thomas P. Rolston, Police Officer , Clarkstown Police Dept.

18. Authorizing the following Personnel Changes:
    a) Appointment (Permanent): Victoria Como, Clerk Typist, Personnel Department
    b) Reallocation: Environmental Control Supervisor (Survey & Design) DEC to Grade 36
    c) Reallocation: Environmental Resource Specialist, DEC to Grade 31
    d) Reallocation: Senior Recreation Supervisor to Grade 31
    e) Reallocation: Police Radio Dispatcher – Spanish Speaking, Police Records to Grade 27
    f) Reallocation: Information Services Specialist I (Police) to Grade 31
    g) Reallocation: Account Keeping Supervisor (Comptroller's Office) to Grade 31
    h) Reallocation: Personnel Assistant (Personnel) to Grade 31
    i) Reallocation: Principal Account Clerk (Comptroller's Office) to Grade 24
    j) Reallocation: Principal Account Clerk (Comptroller's Office) to Grade 24
    k) Reallocation: Senior Account Clerk (Comptroller's Office) to Grade 20
    l) Reallocation: Senior Payroll Clerk (Comptroller's Office) to Grade 21
    m) Reallocation: Police Radio Dispatcher (CAD) Police Records to Grade 27
    n) Reallocation: Information Services Specialist II (Police) – Police Records to Grade 32
    o) Reallocation: Environmental Control Technician to Grade 30
    p) Reallocation: Engineer II, DEC to Grade 31
    q) Reappointment: Shirley Washington, Member, Parks Board & Recreation Commission

19. Authorizing Amending Highway Department Budget

20. Authorizing the Supervisor to enter into an Amendment to the Intermunicipal Agreement with the County of Rockland with respect to the Mountainview Cell Tower

21. Amending proposal for engineering services for application for FEMA letter of map revision Demarest Mill Stream, West Nyack

22. Authorizing the execution and acceptance of Stormwater Maintenance Agreement regarding Ferretti Subdivision (tax map 63.11-2-72.2)

23. Authorizing the Town to share the cost of legal services performed by Daniel P. Duthie as part of the Municipal Consortium in support of reasonable electric and gas rates

24. Authorizing the Supervisor to enter into an Agreement with the County of Rockland to reimburse the Town for law enforcement purposes to support the Regional Investigative Resource Center cases

25. Designating the Town Board's intention to serve as lead agency with respect to SEQRA for the West Nyack Hamlet Center flood prevention and wetland restoration project & distribute the Environmental Assessment Form pursuant to SEQRA

26. Adopting the Massmutual proposal dated June 3, 2015 to be the financial organization and administrative agency to the Town's Deferred Compensation Plan and Reliance Trust Company to act as trustee of said plan

27. Referring and Setting Public Hearings for September 29, 2015 regarding the proposed abandonment and /or demapping of Scratchup Rd., New City & Amendment to the Official Map

28. Setting a Public Hearing for September 29, 2015 on a proposed local law entitled, "Moratorium on development approvals in residential zones in the Town of Clarkstown"

GENERAL PUBLIC COMMENTS:
(Limited to 3 minutes per person)

*****PLEASE NOTE*****
Additional items may be added to this agenda
*****To View Actual Resolutions, go to Town Clerk's Website, Click on Legal Matters*****

PH

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

WHEREAS, a proposed local law entitled,

"A LOCAL LAW CONCERNING SOLAR POWER REGULATION"

was introduced by Councilperson Stephanie Hausner at a Town Board meeting held on July 7, 2015, which law would promote the accommodation for applications for solar system installations and provide a process for regulating the installation of solar energy systems with regard to design, permits and safety, and

WHEREAS, the Town Board referred the draft local law to the Clarkstown Planning Board for their comment and to the Rockland County Commissioner of Planning, pursuant to General Municipal Law §§239-l & m, and

WHEREAS, the Rockland County Planning Department and the Clarkstown Planning Board provided their written comments on July 23, 2015 and July 30, 2015, respectively, and

WHEREAS, the Rockland County Planning Department found the proposed local law will have no adverse impacts on any County-wide interests and remanded this matter for local determination, and

WHEREAS, the current draft of the local law addresses the Clarkstown Planning Board's recommendation, and

WHEREAS, the public hearing was held by the Town Board of the Town of Clarkstown on August 3, 2015, and

WHEREAS, notice of said hearing was duly prepared and published in the Journal News on August 3, 2015, and

WHEREAS, the Town of Clarkstown Planning Board, by memo received July 30, 2015, recommended approval of the proposed Local Law, and made several findings pursuant to Town Code Sections 290-33B(1)and (2), which findings are hereby adopted and incorporated herein by reference; 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 July 30, 2015, and

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

NOW, THEREFORE, be it

RESOLVED, that based upon the EAF prepared by Jose Simoes, acting as agent to the Town Board as lead agency, it is hereby determined that (1) the proposed action is an Unlisted action under SEQRA, and (2) the proposed action shall not have any significant impact on the environment in that a) the proposed action will not impact on community growth as an immediate result of this zone text change; b) the Proposed Action is consistent with, and achieves some of the goals of, the Town's Comprehensive Plan; and c) any proposed development subject to the proposed

code amendments would be subject to site specific review pursuant to SEQRA;, 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 CONCERNING SOLAR POWER REGULATION"

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.

Dated: August 11, 2015

TB 08-11 TA RES Adopt LL Solar Power-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: Town Code Amendment – Solar Power Regulation Local Law

Date: July 30, 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: Solar Power Regulation Local Law

Location: Clarkstown, NY

SEQRA Status: Unlisted

Description of Proposed Action: This Local Law will provide a process for the regulation and installation of solar energy systems with regard to design, permits and safety in all zoning districts throughout the Town of Clarkstown.

Intent of Proposed Action: Solar energy is a renewable and non-polluting energy resource that can offset fossil fuel emissions and reduce demand on the grid. Energy generated from solar energy systems can be used to offset energy demand on the grid where excess solar power is generated. The use of solar energy equipment for the purpose of providing electricity and energy for heating and/or cooling is a priority and is a necessary component of the Town's Comprehensive Plan, which calls for the Town to require energy efficient designs for industrial, commercial and residential development and to support the streamlining of the permit approval process for photovoltaic panels.

Potential Impacts and Support of Determination: There will be no impact on community growth as an immediate result of this zone change. 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.

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

1

RESOLVED, that the Town Board Minutes of July 7, 2015 are hereby accepted, as submitted by the Town Clerk.

DATED: August 11, 2015

2A

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the Clarkstown Central School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the 2015-2016 school year, and be it

FURTHER RESOLVED, that the Clarkstown Central School District shall pay $2,350 for each child duly enrolled in the Universal Pre-Kindergarten Program.

Dated: August 11, 2015

AWM

TB 08-11-15 TA RES Clarkstown School District Pre-K agree-kh

2B

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the North Rockland Central School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the 2015-2016 school year, and be it

FURTHER RESOLVED, that the North Rockland Central School District shall pay $2,300 for each child duly enrolled in the Universal Pre-Kindergarten Program.

Dated: August 11, 2015

TB 08-11-15 TA RES North Rockland Central School District Pre-K agree-kh

2C

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

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

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

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the Nyack School District, in a form approved by the Town Attorney, to provide the Universal Pre-Kindergarten Program at the Town of Clarkstown Street Community Center, New City, New York, during the 2015-2016 school year, and be it

FURTHER RESOLVED, that the Nyack Central School District shall pay $2,420 for each child duly enrolled in the Universal Pre-Kindergarten Program.

Dated: August 11, 2015

OWM

TB 08-11-15 TA RES Nyack School District Pre-K agree-kh

3A

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

BID#21-2015 – GERMONDS POOL BATH HOUSE RENOVATIONS - PHASE III

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: August 11, 2015

Owm

3B

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

BID#22-2015 – CLARKSTOWN EXECUTIVE PARK
ROADWAY RESURFACING

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: August 11, 2015

aum

4A

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

BID # 18-2015 – REPAIRS TO TOWN OF CLARKSTOWN
TENNIS COURTS AND BASKETBALL COURTS

is hereby awarded to: COPELAND COATING, INC.
3400 US ROUTE 20
NASSAU, NY 12123
PRINCIPAL: JOHN COPELAND

as per their proposed project cost not to exceed $34,900.00 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 and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8768-400-409-0-91-7, 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: August 11, 2015

auth

4B

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

BID # 19-2015 – TENNYSON PARK PLAYGROUND EQUIPMENT AND INSTALLATION OF SAFETY SURFACE AND PLAYGROUND EQUIPMENT

is hereby awarded to: PETTINELLI RECREATION, INC.
P.O. BOX 702
RENSSELAER, NY 12144
PRINCIPAL: ROBERT PETTINELLI

as per their proposed project cost not to exceed $130,000.00 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 and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8768-400-409-0-91-8, 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: August 11, 2015

aum

4c

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

BID # 20-2015 – GERMONDS POOLCOMPLEX RENOVATIONS – PHASE II

is hereby awarded as follows:

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

as per their proposed total bid price not to exceed $1,497,650.00 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

FURTHUR 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: August 11, 2015

awm

5A

RESOLUTION AUTHORIZING THE INSTALLATION OF A
DEAF CHILD AREA SIGN AT THE BEGINNING OF
NANCY DRIVE, NEW CITY ON THE EAST SIDE OF NANCY DRIVE

WHEREAS, an investigation by the Traffic and Traffic Fire Safety Advisory Board resulted in the recommendation that a "Deaf Child Area" sign be installed at the beginning of Nancy Drive in New City on the east side of Nancy Drive;

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install a "Deaf Child Area" sign as indicated above, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the Chief of Police and the Traffic and Traffic Fire Safety Advisory Board for file and information.

DATED: August 11, 2015

awm

5B

RESOLUTION AUTHORIZING THE INSTALLATION OF TWO (2)
"3 TON WEIGHT LIMIT" AND TWO (2) "LOCAL DELIVERY ONLY" SIGNS
AT THE INTERSECTION OF ZUKOR ROAD AND SOUTH MOUNTAIN ROAD
AND THE INTERSECTION OF OLD ROUTE 304 AND SOUTH MOUNTAIN ROAD
(JUST PAST KNAPP LANE) IN NEW CITY

WHEREAS, an investigation by the Traffic and Traffic Fire Safety Advisory Board resulted in the following recommendations:

1.) One (1) "3 Ton Weight Limit" sign and one (1) "Local Delivery Only" sign be installed at the intersection of Zukor Road and South Mountain Road, New City;
2.) One (1) "3 Ton Weight Limit" sign and one (1) "Local Delivery Only" sign be installed at the intersection of Old Route 304 and South Mountain Road (just past Knapp Lane), New City;

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install two (2) "3 Ton Weight Limit" and "Local Delivery Only" signs as indicated above, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the Chief of Police for enforcement purposes and the Traffic and Traffic Fire Safety Advisory Board for file and information.

DATED: August 11, 2015

AWM

5c

RESOLUTION AUTHORIZING THE INSTALLATION
OF A "NO COMMERCIAL VEHICLES" SIGN
AT THE INTERSECTION OF ROUTE 303 AND HILLTOP ROAD IN CONGERS

WHEREAS, an investigation by the Traffic and Traffic Fire Safety Advisory Board resulted in the recommendation that a "No Commercial Vehicles" sign be installed at the intersection of Route 303 and Hilltop Road;

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorize the Superintendent of Highways to install a "No Commercial Vehicles" sign as indicated above, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the Chief of Police and the Traffic and Traffic Fire Safety Advisory Board for file and information.

DATED: August 11, 2015

awm

6

RESOLUTION AMENDING RESOLUTION NO. (218-2015)
AUTHORIZING THE INSTALLATION OF
TWO (2) S1-1 SIGNS ON SHETLAND DRIVE AND IVY LANE, NEW CITY

WHEREAS, by Resolution No. 218-2015, adopted June 9, 2015, the Town of Clarkstown accepted a proposal from the Traffic and Traffic Fire Safety Advisory Board for the installation of two (2) S1-1 signs, and

WHEREAS, due to the omission of a crosswalk which needs to be painted, Resolution No. 218-2015 was incorrect;

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby amends Resolution No. 218-2015 to read as follows;

"that the Town Board hereby authorizes the Superintendent of Highways to install the following signage and delineate the following crosswalk:

1.) One (1) S1-1 sign with supplemental plaque W-16-7P be installed on the northeast corner of Shetland Drive at the intersection of Ivy Lane;
2.) One (1) S1-1 sign with supplemental plaque W-16-7P be installed on the southwest corner of Shetland Drive at the intersection of Ivy Lane;
3.) One crosswalk be painted on Shetland Drive north of Ivy Lane;

FURTHER RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to the Chief of Police for enforcement purposes and the Traffic and Traffic Fire Safety Advisory Board for file and information".

DATED: August 11, 2015

aum

7

RESOLUTION GRANTING PERMISSION TO THE ROCKLAND FARM ALLIANCE TO DISPENSE ALCOHOLIC BEVERAGES AT THE ROCKLAND COMMUNITY FARM

WHEREAS, Section 93-3 of the Code of the Town of Clarkstown provides that permission may be granted by the Town Board to any person, company or organization desiring to dispense alcoholic beverages on public property in the Town of Clarkstown, and

WHEREAS, the Rockland Farm Alliance wishes to obtain a permit from the Town Board to dispense alcohol at the Rockland Community Farm located at 230 South Little Tor Road, New City, New York, on September 26, 2015 at the Farm to Table Event and October 17, 2015 at the Harvest Festival;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission for the Rockland Farm Alliance to dispense alcoholic beverages at the Rockland Community Farm located at 230 South Little Tor Road, New City, New York, on September 26, 2015 and October 17, 2015 in accordance with and subject to Section 93-3 of the Town Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that this Resolution shall constitute the permit.

Dated: August 11, 2015

awm

TB 08-11 TA RES Rock Farm Alliance alcohol permit-pm

8A

RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI REGARDING SCOTARIA REALTY CO., INC. TAX MAP NO.: 58.14-2-41

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled Scotaria Realty Co., Inc. v. the Assessor of the Town of Clarkstown, Rockland County, New York and The Board of Assessment Review for the Town of Clarkstown, Treasurer of Rockland County and Clarkstown Central School District #1, Index No(s). 033625/14 and 033103/2015, affecting parcel designated as Tax Map No. 58.14-2-41 and more commonly known as 110-132 Route 304, Bardonia, New York, for the year(s) 2014/15 and 2015/16, 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. 58.14-2-41 be reduced for the year(s) 2014/15 and 2015/16 from $618,900 to $476,000 at a total cost to the Town of $4,515.40;

2. Reimbursement for the year(s) 2014/15 and 2015/16 on the parcel(s) described as Tax Map No. 58.14-2-41, as stated above, be made within ninety (90) 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: August 11, 2015

TB 08-11-15 TA RES Scotaria Realty Co., Inc. Settlement-dt

awm

8B

RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI REGARDING SHARON WONG TAX MAP NO.: 52.08-1-3

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled Wong, Sharon v. Town of Clarkstown (Municipal Corporation), its Assessor and Board of Assessment Review, Index No(s).033944/12, 033583/13 and 033246/14, affecting parcel designated as Tax Map No. 52.08-1-3 and more commonly known as 97 S. Route 303, Congers, New York, for the year(s) 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. 52.08-1-3 be reduced for the year(s) 2012/13 from $336,200 to $252,150 at a cost to the Town of $2,205.45;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 52.08-1-3 be reduced for the year(s) 2013/14 and 2014/15 from $336,200 to $265,600 at a total cost to the Town of $4,391.02;

3. Reimbursement for the year(s) 2012/13, 2013/14 and 2014/15 on the parcel(s) described as Tax Map No. 52.08-1-3, as stated above, be made within ninety (90) days, without interest, through the Office of the Commissioner of Finance; and such payment shall be adjusted by the Commissioner of Finance and the Town as a deficiency added to the next county levy;

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

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

Dated: August 11, 2015

TB 08-11-15 TA RES Wong, Sharon Settlement-dt

8c

RESOLUTION AUTHORIZING SETTLEMENT OF TAX CERTIORARI REGARDING KOENIG MANAGEMENT LTD. TAX MAP NO.: 43.15-1-19

WHEREAS, tax certiorari proceedings were commenced in Supreme Court, State of New York, County of Rockland entitled, Koenig Management LTD. v. The Assessor and the Board of Assessment Review of the Town of Clarkstown, and the Town of Clarkstown, Index No(s). 06736/10, 04970/11, 033533/12, 033411/13, 032908/14 and 032839/15, affecting parcel designated as Tax Map No. 43.15-1-19 and more commonly known as 120 N. Main Street, New City, New York, for the year(s) 2010/11, 2011/12, 2012/13, 2013/14 , 2014/15 and 2015/16, 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. 43.15-1-19 be reduced for the year(s) 2010/11 from $1,003,200 to $821,000 at a cost to the Town of $4,297.36;

2. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 43.15-1-19 be reduced for the year(s) 2011/12 from $1,003,200 to $827,200 at a cost to the Town of $4,330.34;

3. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 43.15-1-19 be reduced for the year(s) 2012/13 from $1,003,200 to $799,500 at a cost to the Town of $5,345.03;

4. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 43.15-1-19 be reduced for the year(s) 2013/14 from $1,003,200 to $860,200 at a cost to the Town of $4,375.44;

5. The assessment on the premises owned by the petitioner(s) described on the assessment roll as Tax Map No. 43.15-1-19 be reduced for the year(s) 2014/15 from $1,003,200 to $826,200 at a cost to the Town of $5,592.90;

6. It is anticipated that for the year(s) 2015/16, the aforesaid adjustment will occur prior to January 2016 tax bills and no refund will be required;

7. 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. 43.15-1-19, 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;

8. 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: August 11, 2015

TB 08-11-15 TA RES Koenig Management Ltd. Settlement-dt

9A

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 11, 2015, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO TENNYSON PARK, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $130,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $130,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to Tennyson Park. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $130,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of $130,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of $130,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.

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

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

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

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

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

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in *"The Journal-News,"* a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such

publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on August 11, 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 August 11, 2015, authorizing the construction of improvements to Tennyson Park, stating the estimated maximum cost thereof is $130,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of $130,000 to finance said appropriation,"

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

FIRST: AUTHORIZING said Town to construct improvements to Tennyson Park; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is $130,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of $130,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of $130,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is 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: August 11, 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.

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BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 11, 2015, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO TENNIS AND BASKETBALL COURTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $35,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $35,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to tennis and basketball courts. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $35,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of $35,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of $35,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.

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

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

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

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

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

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published in *"The Journal-News,"* a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such

publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on August 11, 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 August 11, 2015, authorizing the construction of improvements to tennis and basketball courts, stating the estimated maximum cost thereof is $35,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of $35,000 to finance said appropriation,"

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

FIRST: AUTHORIZING said Town to construct improvements to tennis and basketball courts; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is $35,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of $35,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of $35,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is 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: August 11, 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.

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BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 11, 2015, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS ROADS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $2,500,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $2,500,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct improvements to various roads in the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $2,500,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of $2,500,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of $2,500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

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

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (c) of the Law, is fifteen (15) years.

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

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

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

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

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

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

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

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

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

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on August 11, 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 August 11, 2015, authorizing the construction of improvements to various roads in the Town, stating the estimated maximum cost thereof is $2,500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of $2,500,000 to finance said appropriation,"

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

FIRST: AUTHORIZING said Town to construct improvements to various roads in the Town; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is $2,500,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of $2,500,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of $2,500,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is 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: August 11, 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.

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Town of Clarkstown
2015 Roadway Resurfacing

Congers
Pondview Drive
Third Street

New City
Amherst Road
Blue Willow Lane
Brentwood Drive
Central Avenue
Colonial Drive
Drexel Court
Hillside Drive
Penn Court
Radcliff Drive – Roslyn Lane to James Street
Randy Lane
Most of South Mountain Road
Southerly Place
Westerly Drive

Valley Cottage
Brittany Court
Christian Herald Rd – mill & fill of 2 sections – by Five Corners & by High School/Rt. 9W
Executive Park

West Nyack
Worthington Court

(9d

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED AUGUST 11, 2015, AUTHORIZING THE CONSTRUCTION OF RENOVATIONS TO GERMONDS POOL COMPLEX - PHASE II, STATING THE ESTIMATED MAXIMUM COST THEREOF IS $1,648,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $1,648,000 TO FINANCE SAID APPROPRIATION

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

Section 1. The Town of Clarkstown, in the County of Rockland, New York (herein called the "Town"), is hereby authorized to construct renovations to Germonds Pool Complex - Phase II. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is $1,648,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of $1,648,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of $1,648,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter

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

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

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 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 August 11, 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 August 11, 2015, authorizing the construction of renovations to Germonds Pool Complex - Phase II, stating the estimated maximum cost thereof is $1,648,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of $1,648,000 to finance said appropriation,"

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

FIRST: AUTHORIZING said Town to construct renovations to Germonds Pool Complex - Phase II; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is $1,648,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds in the principal amount of $1,648,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of $1,648,000 pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is 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: August 11, 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.

* * *

10

RESOLUTION SETTING A PUBLIC HEARING AND REFERRING A PROPOSED LOCAL LAW ENTITLED, "TEXT AMENDMENT TO CHAPTER 290 (ZONING) OF THE CODE OF THE TOWN OF CLARKSTOWN AND THE TOWN ZONING MAP WITH RESPECT TO THE WEST NYACK COMMERCIAL OFFICE (CO) ZONE CHANGE AND COMMERCIAL OFFICE (CO) AND COMMERCIAL OFFICE SUPPORT (COS)" TO THE CLARKSTOWN PLANNING BOARD AND THE ROCKLAND COUNTY DEPARTMENT OF PLANNING

WHEREAS, the Special Board has recommended a proposed local law amending the zoning map and the zoning code to allow for rezoning certain areas of West Nyack and to add restrictive language regarding truck traffic to the Commercial Office (CO) and Commercial Office Support (COS) zoning code to help reduce commercial traffic on residential streets, and

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

"TEXT AMENDMENT TO CHAPTER 290 (ZONING) OF THE CODE OF THE TOWN OF CLARKSTOWN AND THE TOWN ZONING MAP WITH RESPECT TO THE WEST NYACK COMMERCIAL OFFICE (CO) ZONE CHANGE AND COMMERCIAL OFFICE (CO) AND COMMERCIAL OFFICE SUPPORT (COS)",

and

WHEREAS, this proposed local law would rezone certain areas of land located to the north and south of West Nyack Road and to the east of the Palisades Interstate Parkway in the hamlet of West Nyack currently zoned Light Industrial Office (LIO), Laboratory Office (LO) and Medium Density Residence (R-15) to the Commercial Office Zoning District, and portions of four properties from Laboratory Office (LO) to the Medium Density Residence (R-15) Zoning District. This zone change will bring existing commercial properties into better conformance with their current uses, allow increased development flexibility and eliminate potential intensive industrial uses from this area.

This zone change would also rezone properties with existing residential and school uses to a more fitting residential zoning district. Additionally, this Local Law will amend Chapters 290-11A Tables 20 and 20A of the Town Code to restrict truck traffic and shipping and receiving of supplies, materials and goods on properties in the CO and COS Zoning Districts with connections to Local Residential Town streets between the hours of 7:00 PM and 7:00 AM to reduce disruptive commercial traffic on residential streets within the Town which furthers the goals and objectives of the Town's Comprehensive Plan;

NOW, THEREFORE, be it

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

FURTHER RESOLVED, that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and Jose Simoes, Town Planner, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review, 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 September 29, 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: August 11, 2015

TB 08-11 TA RES Refer-Public Hearing-Local Law Amend Zoning Map & Chap 290-West Nyack CO & COS-pm

awm

11

RESOLUTION APPROVING AND ENDORSING THE TRUST FOR PUBLIC LAND'S APPLICATION FOR THE PRESERVATION OF HOOK MOUNTAIN
RESOLUTION NO. _____-2015

WHEREAS, The Trust for Public Land is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund to acquire property adjacent to Hook Mountain State Park, a site located within the territorial jurisdiction of this Town Board; and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located";

NOW, THEREFORE, be it resolved by this august body that the Town Board of the Town of Clarkstown hereby does approve and endorse the application of The Trust for Public Land for a grant under the Environmental Protection Fund for the preservation of Hook Mountain which is located within this community.

Date of Adoption: August 11, 2015

CERTIFICATION OF CLERK

I, JUSTIN SWEET, Town Clerk of the Town of Clarkstown hereby certify that the above Resolution was passed by the Town Board of the Town of Clarkstown, and that this is a true and exact copy thereof.

_____
Justin Sweet

TB 08-11 TA RES Trust for Public Land-Hook Mtn-pm

awm

12

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:

UNITED SEWER & DRAIN SERVICE CORP.
151 Reinhardt Rd.
Middletown, NY 10940
Jeffrey Pearce, President

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

15-32 UNITED SEWER & DRAIN SERVICE CORP.

DATED: August 11, 2015

TB 08-11-15-TA RES Certificate of Registration Sewers-sk

awm

13

RESOLUTION AUTHORIZING A PARTIAL REFUND OF BUILDING PERMIT FEE TO MARK AND CHRISTINA CAMERLINGO CONCERNING PROPERTY DESIGNATED AS TAX MAP NO. 43.20-4-29

WHEREAS, Mark Camerlingo has requested a refund of Building Permit Fee No. 15-271 paid in the amount of $366.00 for property located at 41 Woodside Drive, New City, New York, more particularly described as Tax Map No. 43.20-4-29, because the contractor never started the job, and

WHEREAS, the Building Inspector has recommended a partial refund with retention of a processing review fee of $140.00;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building Inspector, the Town Board hereby authorizes a partial refund in the amount of $226.00, which is the $366.00 Building Permit fee that was paid, minus the processing fee, to Mark and Christina Camerlingo, 41 Woodside Drive, New City, New York, to be charged to Account No. B-02-6-2555-0.

Dated: August 11, 2015

TB 08-11 TA RES Bldg Permit Partial Refund Camerlingo-pm

aum

RESOLUTION ACCEPTING GRANT FOR THE ROCKLAND COUNTY PBA'S EMPLOYEE ASSISTANCE PROGRAM

WHEREAS, the Rockland County PBA offers and has been operating an Employee Assistance Program (EAP) which provides support to all Rockland County police officers and their families, and

WHEREAS, the Rockland County PBA is seeking to continue the EAP Program through several grant programs, but does not qualify for these grants, and

WHEREAS, the Town sought to secure these grants for the critical EAP Program in order to provide this service for all police officers, including Clarkstown Police Officers, and

WHEREAS, Assemblyman Kenneth Zebrowski has secured a $10,000 grant towards the EAP Program;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the grant of $10,000 from Assemblyman Zebrowski to help provide the EAP services to all Rockland police officers, and be it

FURTHER RESOLVED, that the Clarkstown Police Department is hereby authorized to utilize said grant funds to pay the Rockland County PBA's EAP provider.

Dated: August 11, 2015

TB 08-11 TA RES PBA EAP Grant-pm

awm

15

RESOLUTION INVOKING TOWN CODE CHAPTER 216-9(B):
MAINTENANCE OF VACANT PROPERTIES

WHEREAS, the Building Inspector performs routine Town-wide inspections of the vacant, foreclosed, and/or abandoned properties in Clarkstown, and

WHEREAS, the owners or responsible parties of the following properties have failed to perform required lawn and landscape maintenance pursuant to Town of Clarkstown Town Code Chapter 216-4, (Property Maintenance, Landscaping Maintenance), and

WHEREAS, appropriate diligence by Code Officials including, but not limited to, appropriate notice and posting, has been performed as required pursuant to Chapter 216-9(A), and

WHEREAS, the properties currently in violation are identified as follows:

566 Babbling Brook, Valley Cottage (52.14-2-61 fka 110-A-23.29)

12 Moreland Road, New City (34.13-2-15 fka 41-A-16.4);

NOW, THEREFORE, be it

RESOLVED, that subject to a reasonable grace period and final re-inspection, the Town Board hereby authorizes the Building Inspector, retroactive to May 1, 2015, to arrange for the appropriate property maintenance through the tasking of available Town forces, subcontractors or agents to perform the required trimming of grass, weeds, trees and shrubs, as well as other property maintenance issues, on the above properties along with any and/or all associated debris removal, throughout the 2015 mowing and growing season, after which a bill of costs will be submitted to said office for the purpose of levying said costs incurred by the Town as a property tax lien on the property by the Town Assessor.

DATED: August 11, 2015

16

RESOLUTION AUTHORIZING AMENDING BUDGET

WHEREAS, the Town has received $894,105.05 from the Rockland County Sewer District #1,

NOW, THEREFORE BE IT,

RESOLVED, to increase Revenue Account H-15-9-2770-0 (Capital-Misc Revenue) and Expense Account H-8760-409-0-84-9 (Capital-Sewer Pump Station & Collection System Upgrade) by $894,105.05 and

WHEREAS, various accounts require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease Account A-1680-460-5 (Data Processing-Digital Service) and increase A-1680-225-0 (Data Processing-Computer Hardware) by $8,000.

Dated August 11, 2015

L: TB 8-11 2015 COM RES Amending Budget

17A

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of C.S.E.A., Chelsea Tosto, 3 Kristoffer Court, New City, New York – Courier – Parks and Recreation Department is hereby granted a Sick Leave of Absence at one-half pay effective August 17, 2015 through September 28, 2015.

DATED: August 11, 2015
P

17B

RESOLVED, that the resignation of Matthew Katchmar, 39 Forest Glen Road, Valley Cottage, New York – Member – Traffic and Fire Safety Advisory Board – is hereby accepted - effective and retroactive to July 15, 2015.

August 11, 2015

P

17c

RESOLVED, that the resignation (by retirement) of Gary Marina, 266 Nelson Road, Monroe, New York – Automotive Mechanic II and Body Repairer – Town Garage - is hereby accepted effective and retro-active to August 1, 2015.

DATED: August 11, 2015

P

17D

RESOLVED, that Nicholas Camadeco, 16 Colonial Drive, New City, New York - is hereby appointed (permanent) to the position of Assistant Automotive Mechanic - Town Garage - at the current 2015 annual salary of $50,926 - effective August 12, 2015.

DATED: August 11, 2015
P

17E

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request from Mr. Peter Beary, Building Inspector II, for a reallocation of the title Fire Safety Inspector, that is currently a grade 27 to be reallocated to a grade 29.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Fire Safety Inspector - Building Department - should be reallocated to a grade 29.

DATED: August 11, 2015
P

17F

RESOLVED, that Kenneth Dillon, 1 Pinecrest Road, Valley Cottage, New York, is hereby appointed to the position of (Permanent) Fire Safety Inspector – Building Department – at the current 2015 annual salary of $102,192, effective August 12, 2015.

DATED: August 11, 2015

P

17G

RESOLVED, that Stephen Ungerleider, 218 Valley Road, Valley Cottage, New York, is hereby appointed to the position of (Permanent) Fire Safety Inspector – Building Department – at the current 2015 annual salary of $102,192, effective August 12, 2015.

DATED: August 11, 2015

P

17H

WHEREAS, the Rockland County Personnel Office has certified on November 17, 2014 that the position of Fire Safety Inspector (Competitive) - can be created,

NOW, therefore, be it

RESOLVED, that the position of Fire Safety Inspector - Building Department - is hereby created - effective and retroactive to December 18, 2014.

DATED: August 11, 2015
P

17I

RESOLVED, that Edward Skiba, 35 Waltham Avenue, Congers, New York - is hereby appointed (provisional) to the position of Code Enforcement Officer II - Building - at the current 2015 annual salary of $55,571 - effective August 12, 2015.

August 11, 2015
P

175

RESOLVED, that Stacy S. Kuo, 4 Vailshire Court, Nanuet, New York, is hereby appointed to the position of (Permanent) Secretarial Assistant (Legal) – Town Attorney's Office – at the current 2015 annual salary of $54,229, effective August 12, 2015.

Dated: August 11, 2015

P

17K

RESOLVED, that James Costello, 10 Lauren Road, Palisades, New York - is hereby appointed (permanent) to the position of Groundsworker - Building Maintenance - at the current 2015 annual salary of $42,851 - effective August 12, 2015.

DATED: August 11, 2015
P

17L

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

NOW, therefore, be it

RESOLVED, that Ryan Fay, 317 Brewery Road West Nyack, New York, is hereby appointed to the position of (temporary) Police Officer - Clarkstown Police Department (while attending the Police Academy) - at the current 2015 annual salary $62,405., - effective and retroactive to August 03, 2015.

17M

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #12100 Police Officer which contains the name of Thomas P. Rolston,

NOW, therefore, be it

RESOLVED, that Thomas P. Rolston, 11 Gerke Drive New City, New York, is hereby appointed to the position of (temporary) Police Officer - Clarkstown Police Department (while attending the Police Academy) - at the current 2015 annual salary $62,405., - effective and retroactive to August 03, 2015.

18A

RESOLVED, that Victoria Como, 37 York Drive, New City, New York, is hereby appointed to the position of (Permanent) Clerk Typist – Personnel Department – at the current 2015 annual salary of $37,694, effective August 31, 2015.

DATED: August 11, 2015

P

18B

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Environmental Control Supervisor (Survey and Design) that is currently a grade 35 to be reallocated to a grade 39.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Environmental Control Supervisor (Survey and Design) - DEC - should be reallocated to a grade 36.

FURTHER RESOLVED, that Dennis Letson, who presently encumbers the position of Environmental Control Supervisor (Survey and Design) - DEC - is now appointed to a grade 36 and will reflect the 2015 current annual salary of $144,024 effective August 12, 2015.

Dated: August 11, 2015
P

18C

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Environmental Resource Specialist, that is currently a grade 30 to be reallocated to a grade 32.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Environmental Resource Specialist - DEC - should be reallocated to a grade 31.

FURTHER RESOLVED, that Ronald Haelen, who presently encumbers the position of Environmental Resource Specialist - is now appointed to a grade 31 and will reflect the 2015 current annual salary of $116,124 effective August 12, 2015.

Dated: August 11, 2015
P

18D

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Senior Recreation Supervisor, that is currently a grade 29 to be reallocated to a grade 32.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Senior Recreation Supervisor - Recreation - should be reallocated to a grade 31.

FURTHER RESOLVED, that Elaine Apfelbaum, who presently encumbers the position of Senior Recreation Supervisor - is now appointed to a grade 31 and will reflect the 2015 current annual salary of $121,774 effective August 12, 2015.

Dated: August 11, 2015
P

18E

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Police Radio Dispatcher (CAD) Spanish Speaking, that currently a grade 26 to be reallocated to a grade 28.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Police Radio Dispatcher (CAD) Spanish Speaking - Police Records - should be reallocated to a grade 27.

FURTHER RESOLVED, that the following employees who presently encumber the position of Police Radio Dispatcher (CAD) Spanish Speaking - Police Records - are now appointed to a grade 27 and will reflect the 2015 current annual salaries as follows,

Doris Quinones 49 Leonard St., Haverstraw, NY 10927 - $95,137
Roberto Zayas 1562 Kings Hwy, Chester, NY 10918 - $95,137

effective August 12, 2015.

Dated: August 11, 2015
P

18F

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Information Services Specialist I (Police), that is currently a grade 27 to be reallocated to a grade 31.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Information Services Specialist I (Police) - Police Records - should be reallocated to a grade 31.

FURTHER RESOLVED, that Daniel Novotny, 34 Sunset View Drive, West Nyack, New York - who presently encumbers the position of Information Services Specialist I (Police) - Police Records - is now appointed to a grade 31 and his salary will reflect the 2015 current annual salary of $113,299., effective August 12, 2015.

DATED: August 11 2015
P

18G

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Account Keeping Supervisor, that is currently a grade 27 to be reallocated to a grade 31.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Account Keeping Supervisor - Comptroller's Office - should be reallocated to a grade 31.

FURTHER RESOLVED, that Mary Maloney, who presently encumbers the position of Account Keeping Supervisor - is now appointed to a grade 31 and will reflect the 2015 current annual salary of $118,949, effective August 12, 2015.

Dated: August 11, 2015
P

18H

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Personnel Assistant, that is currently a grade 27 to be reallocated to a grade 31.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Personnel Assistant - Personnel - should be reallocated to a grade 31.

FURTHER RESOLVED, that Frances Hunt, who presently encumbers the position of Personnel Assistant - is now appointed to a grade 31 and will reflect the 2015 current annual salary of $116,124 effective August 12, 2015.

Dated: August 11, 2015
P

18I

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Principal Account Clerk, that is currently a grade 21 to be reallocated to a grade 24.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Principal Account Clerk - Comptroller's Office - should be reallocated to a grade 24.

FURTHER RESOLVED, that Laura Gilroy, who presently encumbers the position of Principal Account Clerk - is now appointed to a grade 24 and will reflect the 2015 current annual salary of $67,598 effective August 12, 2015.

Dated: August 11, 2015
P

18J

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Principal Account Clerk, that is currently a grade 21 to be reallocated to a grade 24.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Principal Account Clerk - Comptroller's Office - should be reallocated to a grade 24.

FURTHER RESOLVED, that Victoria McDermott, who presently encumbers the position of Principal Account Clerk - is now appointed to a grade 24 and will reflect the 2015 current annual salary of $73,864 effective August 12, 2015.

Dated: August 11, 2015
P

18K

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Senior Account Clerk Typist, that is currently a grade 17 to be reallocated to a grade 20.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Senior Account Clerk Typist - Comptroller's Office - should be reallocated to a grade 20.

FURTHER RESOLVED, that Kathleen Martens, who presently encumbers the position of Senior Account Clerk Typist - is now appointed to a grade 20 and will reflect the 2015 current annual salary of $54,229 effective August 12, 2015.

Dated: August 11, 2015
P

182

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Senior Payroll Clerk, that is currently a grade 18 to be reallocated to a grade 21.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Senior Payroll Clerk - Comptroller's Office - should be reallocated to a grade 21.

FURTHER RESOLVED, that Penni Scaccio, who presently encumbers the position of Senior Payroll Clerk - is now appointed to a grade 21 and will reflect the 2015 current annual salary of $81,956 effective August 12, 2015.

Dated: August 11, 2015
P

18m

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Police Radio Dispatcher (CAD), that currently a grade 26 to be reallocated to a grade 28.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Police Radio Dispatcher (CAD) - Police Records - should be reallocated to a grade 27.

FURTHER RESOLVED, that the following employees who presently encumber the position of Police Radio Dispatcher (CAD)- Police Records - are now appointed to a grade 27 and will reflect the 2015 current annual salaries as follows,

Beverly Brooks 23 Farley Dr., Stony Point, NY 10980-$103,612
Brian Davidson 376 Kings Hwy, Valley Cottage, NY 10989-$97,962
Jason DiSalvo 1 Sherwood Rd, Congers, NY 10920-$95,137
Brian Duddy 584 Sierra Vista Lane, Valley Cottage, NY 10989-$92,312
MaryFrances Ginnity-Zayas 5 Hurd Ct, Stony Point, NY 10980-$95,137
Joseph Koester 10 North Edsall Ave., Nanuet, NY 10954-$77,218
Kristy Miranda 8 Nancy Dr., New City, NY 10956-$97,962
Lorraine Monahan 14 Deerfoot Lane, New City, NY 10956-$97,962
Seth Needleman 7 Windgate Dr., New City, NY 10956-$97,962
Laurie Sharkey 37 White Birch Dr., Pomona, NY 10970-$103,612

effective August 12, 2015.

Dated: August 11, 2015
P

18N

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Information Services Specialist II (Police), that is currently a grade 31 to be reallocated to a grade 32.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Information Services Specialist II (Police) - Police Records - should be reallocated to a grade 32.

FURTHER RESOLVED, that Patrick Watson, 11 Tamara Lane, Congers, New York - who presently encumbers the position of Information Services Specialist II (Police) - Police Records - is now appointed to a grade 32 and his salary will reflect the 2015 current annual salary of $121,222., effective August 12, 2015.

DATED: August 11 2015
P

18-0

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Environmental Control Technician, that is currently a grade 30 to be reallocated to a grade 33.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Environmental Control Technician - DEC - should remain as a grade 30.

Dated: August 11, 2015
P

18p

WHEREAS, in accordance with Article VIII, Section (5) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., has received a request for a reallocation of the title Engineer II that is currently a grade 30 to be reallocated to a grade 34.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Engineer II - DEC - should be reallocated to a grade 31.

FURTHER RESOLVED, that Richard Westervelt, who presently encumbers the position of Engineer II - DEC - is now appointed to a grade 31 and will reflect the 2015 current annual salary of $121,774 effective August 12, 2015.

Dated: August 11, 2015
P

189

RESOLVED, that Shirley Washington, 15 Waldron Ave, Nyack, New York - is hereby reappointed to the position of Member - Parks Board and Recreation Commission - at the current 2015 annual salary of $3,366., term effective August 16, 2015 and to expire on August 15, 2022.

DATED: August 11, 2015
P

RESOLUTION AUTHORIZING AMENDING HIGHWAY DEPARMENT BUDGET

WHEREAS, various accounts in the Highway Department require additional funding,

NOW THEREFORE BE IT,

RESOLVED, to decrease DB-041-14-2999-0 (Highway-Unexpended Balances) by $435,000 and increase Expense Accounts DB-5110-312-0 (Highway Dept-Auto Maintenance Supplies) by $100,000, DB-5110-381-0 (Highway Dept-Bituminous) by $300,000 and DB-5110-447-0 (Highway Dept-Equipment Repairs) by $35,000.

Dated August 11, 2015

L: TB 8-11 2015 COM RES Amending Highway Dept Budget

20

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AMENDMENT TO THE INTERMUNICIPAL AGREEMENT WITH THE COUNTY OF ROCKLAND WITH RESPECT TO THE MOUNTAINVIEW CELL TOWER

WHEREAS, the Town of Clarkstown has constructed a cell tower used for not-for-profit emergency radio communication purposes located on property designated on the Tax Map as 59.15-1-7, and also known as 491 Mountainview Avenue, Valley Cottage, New York, and

WHEREAS, a Cell Tower Cooperation Agreement between the Town of Clarkstown and the County of Rockland was entered into on March 15, 2011, and

WHEREAS, the County of Rockland wishes to amend said Intermunicipal Agreement to allow placement of additional microwave dishes on the tower for public safety purposes;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an Intermunicipal Agreement with the County of Rockland, in a form approved by the Town Attorney, which shall allow the placement of additional microwave dishes to be installed on the tower.

Dated: August 11, 2015
TB 08-11 TA RES RC Agree-Amend Mountainview Tower-pm

awm

RESOLUTION AMENDING PROPOSAL FOR ENGINEERING SERVICES FOR APPLICATION FOR FEMA LETTER OF MAP REVISION DEMAREST MILL STREAM, WEST NYACK

WHEREAS, the Town Board by resolution #361-2014 authorized Brooker Engineering PLLC to perform Consulting Engineering services for preparation of Letter of Map Revision application to the Federal Emergency Management Agency for the Demarest Mill Stream in West Nyack in the amount of $17,200.00, and

WHEREAS, the technical comments received from FEMA required additional work above that contained in the Brooker Engineering proposal;

NOW THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes an increase in the contract amount with Brooker Engineering PLLC, in the amount of $2,171.25, and

BE IT FURTHER RESOLVED that the fees authorized above shall be charged to Account No. H 8739-409-0-60-1.

Dated: August 11, 2015

TB 08-11 DEC RES BrookerLOMR DemMillStream-Modify

22

RESOLUTION AUTHORIZING EXECUTION AND ACCEPTANCE OF STORMWATER MAINTENANCE AGREEMENT REGARDING FERRETTI SUBDIVISION (TAX MAP 63.11-2-72.2)

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 Ferretti subdivision (tax map 63.11-2-72.2), Mark Ferretti has provided a stormwater control facility maintenance agreement to the Town, and

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

NOW, THEREFORE, be it

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

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts the stormwater control facility maintenance agreement from Mark Ferretti in connection with the Ferretti subdivision and orders it recorded in the Rockland County Clerk's Office, subject to the receipt of recording fees.

Dated: August 11, 2015

TB 08-11 TA RES Ferretti Stormwater Agree-pm

aum

23

RESOLUTION AUTHORIZING TOWN TO SHARE THE COST OF LEGAL SERVICES PERFORMED BY DANIEL P. DUTHIE AS PART OF THE MUNICIPAL CONSORTIUM IN SUPPORT OF REASONABLE ELECTRIC AND GAS RATES

WHEREAS, the Town of Clarkstown has joined the Municipal Consortium in Support of Reasonable Electric and Gas Rates in connection with Orange and Rockland's 2014 Rate Cases 14-E-0493 and 14-G-0494 before the Public Service Commission, and

WHEREAS, Daniel P. Duthie, Esq. has submitted a proposal to represent and provide legal services to the Town of Clarkstown as part of its share in connection with the cases before the Public Service Commission, and

WHEREAS, the Town Attorney finds said proposal to be reasonable in terms of scope and price, and recommends the hiring of Daniel P. Duthie, Esq.;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Daniel P. Duthie, Esq., in a form approved by the Town Attorney, to provide legal services pursuant to his proposal, and be it

FURTHER RESOLVED, that the fee for said work shall not exceed $5,000 for the Town of Clarkstown's share of the fee, and said fee will be charged to Account No. A 1420-409.

Dated: August 11, 2015

TB 08-11 TA RES Duthie Agree-Municipal Consortium-O & R Electric-Gas Rate Increases-pm

aum

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND TO REIMBURSE THE TOWN FOR LAW ENFORCEMENT PURPOSES TO SUPPORT THE REGIONAL INVESTIGATIVE RESOURCE CENTER CASES

WHEREAS, the County of Rockland wishes to reimburse the Town for the Clarkstown Police Department for law enforcement purposes to support the Regional Investigative Resource Center cases, and

WHEREAS, the Legislature of Rockland County approved this agreement on the 4th day of August, 2015 by Resolution No. 397 of 2015, and authorized its execution by the County Executive, and

WHEREAS, the Clarkstown Police Department shall use such funds for law enforcement purposes to support the Regional Investigative Resource Center cases under this Agreement for the period of May 1, 2015 through December 31, 2015,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to accept a sum not to exceed ONE HUNDRED ELEVEN THOUSAND ONE HUNDRED SIXTY SEVEN DOLLARS AND FIFTY-TWO/100 ($111,167.52) to be used solely and exclusively for the Clarkstown Police Department for law enforcement purposes to support the Regional Investigative Resource Center cases for the period May 1, 2015 through December 31, 2015

DATED: August 11, 2015

awm

TB 08-11-15 TA RES County Agree-Police Reimburse-RIRC cases-kh

RESOLUTION DESIGNATING THE TOWN BOARD'S INTENTION TO SERVE AS LEAD AGENCY WITH RESPECT TO SEQRA FOR THE WEST NYACK HAMLET CENTER FLOOD PROTECTION AND WETLAND RESTORATION PROJECT AND DISTRIBUTE THE ENVIRONMENTAL ASSESSMENT FORM PURSUANT TO SEQRA

WHEREAS, in a recent decision in the matter of J. Owens et al v. Town of Clarkstown, the New York State Appellate Division Second Department, rejected a determination of the Town Board, dated April 8, 2014, authorizing the condemnation of certain real property, and

WHEREAS, said decision remitted the matter back to the Town to conduct an amended review, pursuant to the State Environmental Quality Review Act (SEQRA), of THE WEST NYACK HAMLET CENTER FLOOD PROTECTION AND WETLAND RESTORATION PROJECT (the "Project") in compliance with 6 NYCRR 617.3(g)(1), specifically to address the issue of segmentation, and

WHEREAS, the Project will involve stormwater management improvements, drainage improvements, playground and other improvements, ancillary lighting and site improvements and possible acquisition of properties, and

WHEREAS, the Project has been determined to be a type I action under SEQRA, and

WHEREAS, there are multiple governmental entities potentially involved or interested in the environmental review of the Project, and

WHEREAS, the Town has the primary responsibility to fund and oversee this Project as it is located within the Town and the Town is willing to undertake lead agency status in the coordinated SEQRA review;

NOW, THEREFORE, be it resolved that for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board Determines that it shall act as lead agency for THE WEST NYACK HAMLET CENTER FLOOD PROTECTION AND WETLAND RESTORATION PROJECT and that the Director of the Town Department of Environmental Control and Town's consultant Behan Planning and Design shall be agents for the Town with respect to SEQRA review and distribute lead agency notification and copies of the Environmental Assessment Form and other documents related thereto to potentially involved or interested agencies.

Dated: August 11, 2015

TB 08-11 TA RES West Nyack Hamlet Center SEQRA-pm

awm

26

RESOLUTION ADOPTING THE MASSMUTUAL PROPOSAL DATED JUNE 3, 2015 TO BE THE FINANCIAL ORGANIZATION AND ADMINISTRATIVE AGENCY TO TOWN'S DEFERRED COMPENSATION PLAN AND RELIANCE TRUST COMPANY TO ACT AS TRUSTEE OF SAID PLAN

WHEREAS, the Town of Clarkstown did establish a Deferred Compensation Plan for employees, and

WHEREAS, the Deferred Compensation Committee was appointed by the Town Board to review various proposals for a Deferred Compensation Plan, which would meet the requirements of Section 457 of Internal Revenue Code, and

WHEREAS, the Deferred Compensation Committee has recommended the award of such contract to solely one company, MassMutual Financial Group, 100 Bright Meadow Boulevard, Enfield, CT 06082, as Administrative Services Agency and Financial Organization pursuant to Section 9003 of Subtitle II, Title 9 NYCRR, and

WHEREAS, the Deferred Compensation Committee has also recommended that the Reliance Trust Company is to act as trustee of the Plan;

NOW, THEREFORE, be it

RESOLVED, that the bid for a Deferred Compensation Plan, at no cost to the Town of Clarkstown, is to be awarded to MassMutual Financial Group and Reliance Trust Company, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to enter into an agreement, in a form acceptable to the Town Attorney and the Town's Deferred Compensation Committee, with MassMutual Financial Group and Reliance Trust Company.

Dated: August 11, 2015

TB 08-11 TA RES Def Comp MassMutual Proposal-pm

RESOLUTION REFERRING AND SETTING A PUBLIC HEARING REGARDING THE PROPOSED ABANDONMENT AND/OR DEMAPPING OF SCRATCHUP ROAD, NEW CITY, NEW YORK AND AMENDMENT TO THE OFFICIAL MAP

WHEREAS, an application has been made by Tilcon New York, Inc. that the Town Board and the Superintendent of Highways of the Town of Clarkstown take action pursuant to Section 205 of the Highway Law and Section 273 of Town Law to declare the road known as Scratchup Road, New City, New York, located southerly and westerly from Route 9W in the Town of Clarkstown and which runs from Landmark Drive to South Mountain Road, more particularly described on the attached Schedule "A", be abandoned upon the grounds that same has never been used by the public, and

WHEREAS, said street currently appears on the Official Map of the Town of Clarkstown, and said applicant has further requested that such allegedly abandoned road be deleted from same, and

WHEREAS, the Town Board of the Town of Clarkstown desires to consider the determination of abandonment pursuant to Section 205 of the Highway Law, or alternately, deletion from the Official Map of the Town of Clarkstown, pursuant to Section 273 of the Town Law of said road as described above;

NOW, THEREFORE, be it

RESOLVED, that a copy of the Resolution be referred to the Rockland County Commissioner of Planning and the Clarkstown Planning Board for their review, report and recommendation, and be it

FURTHER RESOLVED, for the purposes of the New York State Environmental Quality Review Act (SEQRA), the Town Board determines that it shall act as lead agency and First Deputy Director of the Department of Environmental Control, Dennis

SCHEDULE "A"

That portion of Scratchup Road running from the point at which the southwest corner of Scratchup Road intersects Long Clove Road and running generally northwest to that point where Scratchup Road intersects Old Route 304 and then running northeast to that point where Scratchup Road meets Old Route 304 at its northeast intersection. Thence running generally southeast to that point where Scratchup Road meets Long Clove Road and its southeast intersection. Thence running generally west to the point and place of beginning.

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RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "MORATORIUM ON DEVELOPMENT APPROVALS IN RESIDENTIAL ZONES IN THE TOWN OF CLARKSTOWN"

WHEREAS, Supervisor Gromack, Councilwoman Lasker and Councilwoman Hausner, members of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled,

" MORATORIUM ON DEVELOPMENT APPROVALS IN RESIDENTIAL ZONES IN THE TOWN OF CLARKSTOWN"

And

WHEREAS this proposed local law is intended to temporarily effect a Moratorium on new applications to the Town Board, Planning Board and Zoning Board of Appeals for uses, permitted by right or by special permit, within the R, MF, RG and AAR zones while the Town considers potential changes to its comprehensive plan and considers and adopts changes to its land use regulations,

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 September 29, 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, and be it

FURTHER RESOLVED, that the Planning Board is hereby directed not to consider any applications for development in said zones until the public hearing is held.

Dated: August 11, 2015
TB 08-11 TA RES Local Law P.H.-Moratorium on Development-pm

awm