

TOWN OF CLARKSTOWN
TOWN BOARD MEETING
April 5, 2016, 8:00 pm
Town Hall Auditorium
AGENDA

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

SPECIAL PRESENTATION:

- St. Francis 7th Grade Girls CYO Basketball Team – State Champions
- April 16, 2016 – “Ed Frank Day”, Founder of S.T.E.P. (Schools to End Poverty)

PUBLIC COMMENTS REGARDING AGENDA ITEMS

(Limited to 3 minutes per person)

RESOLUTIONS:

1. Accepting Minutes of the Special Town Board Meeting of January 19, 2016, Town Board Minutes of February 9, 2016, Town Board Minutes of March 8, 2016 and Special Town Board Meeting of March 22, 2016, as submitted by the Town Clerk.
2. Authorizing the following Bid Awards:
 - a) Bid #10-2016: 2016 Roadway Resurfacing Program
 - b) Bid #11-2016: 2016 Concrete Curb & Sidewalk Replacement Program
3. Accepting recommendation of the Authorized Purchasing Agent and the Superintendent of Recreation and Parks that the internal roadways and parking areas at Gilchrest Park are to be resurfaced using Town Bid #10-2016.
4. Adopting Procedures and Policies for the Town of Clarkstown for the Procurement of Goods and Services necessary for the Implementation of Projects funded by the Governor’s Office of Storm Recovery of the New York State Housing Trust Fund Corporation.
5. Authorizing Refund of Building Permit fee to John V. Diaz in the amount of \$222.00 for property known as Tax Map No. 64.14-2-36.

6. Authorizing the following Personnel changes:
 - a) Resignation: Fritz Ernest, Municipal Bus Driver (P/T) – Mini-Trans.
 - b) Resignation (Retirement): Pasqualina Rausa, Principal Clerk-Typist, Town Justice.
 - c) Appointment (Provisional): Raymond L. Francis, Code Enforcement Officer I – Building Department.
 - d) Appointment (Promotional): Stephen Ungerleider, Chief Fire Safety Inspector – Building Department.
 - e) Appointment (Promotional): Harold Straut, Fire Safety Inspector, Building Department.
 - f) Appointment: Leslie Kahn, Deputy Town Attorney, Town Attorney’s Office.
 - g) Reallocation Request: HMS I, Clarkstown Highway Department.
 - h) Reallocation Request: HMS II, Clarkstown Highway Department.
 - i) Appointment (Promotional): Kristy Francella, Principal Clerk-Typist, Justice Department.
 - j) Appointment (Promotional): Janna Stafford, Senior Clerk-Typist, Justice Department.
- 7 Referring Petition to modify existing conservation easement previously conveyed by OM Realty Associates to the Clarkstown Planning Board for review and comment.
- 8 Authorizing the Town Attorney to retain the Bonadio Group to provide review of the Clarkstown Police Department.
- 9 Authorizing Amending the Budget
- 10 Amending Resolution No. 413-2015. (Rescheduling Workshop – Monday, 4/18/16 @ 7:00 pm)
- 11 Scheduling a Special Town Board Meeting for Monday, April 18, 2016
- 12 Requesting the Rockland Sewer District #1 to authorize \$1.5 million in bonds to cover additional pump station upgrades and design work.

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 and Click on Legal Matters

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Amended
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RESOLVED, that the Special Town Board Minutes of January 19, 2016, the Town Board Minutes of February 9, 2016 and March 8, 2016 and the Special Town Board Meeting of March 22, 2016, are hereby accepted as submitted by the Town Clerk.

DATED: April 5, 2016

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

BID #10-2016 – 2016 ROADWAY RESURFACING PROGRAM

is hereby awarded to: INTERCOUNTY PAVING ASSOCIATES, LLC
859 WILLOW GROVE STREET
HACKETTSTOWN, NJ 07840
PRINCIPAL: CARL LIZZA
JOHN LIZZA

as per their proposed total project cost of \$1,870,306.20 not to exceed \$1,900,000.00 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
- h) Evidence that all Contractors/Sub-contractors have entered into an Apprenticeship Agreement which has been registered with and approved by the NYS Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

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

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Highway Department

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8769-400-409-0-92-2, 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: April 5, 2016

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

BID # 11-2016 – 2016 CONCRETE CURB AND SIDEWALK REPLACEMENT PROGRAM

is hereby awarded to: BELLAVISTA CONSTRUCTION CORP
P.O. BOX 978
SUFFERN, NY 10901
PRINCIPAL: JOSE SILVA
MARLENE SILVA

as per their proposed total project cost not to exceed \$127,705.00 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 be under the supervision of the Clarkstown Highway Department

DATED: April 5, 2016

WHEREAS, on April 5, 2016 the Town Board awarded Bid #10 – 2016 Roadway Resurfacing Program to Intercounty Paving Associations, LLC.

WHEREAS, Bid #10-2016 contains unit pricing for asphalt and allows for additional asphalt resurfacing within the Town of Clarkstown.

THEREFORE, based upon the recommendation of the Authorized Purchasing Agent and the Superintendent of Recreation and Parks that the internal roadways and parking areas at Gilchrest Park are to be resurfaced using Town Bid #10-2016 and be it

FURTHER RESOLVED, that this project shall be under the supervision of the Clarkstown Highway Department, and be it

FURTHER RESOLVED, that the cost of this project shall not exceed \$125,000, and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8769-400-409-0-92-3, and be it

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

DATED: April 5, 2016



4

RESOLUTION NO. _____

A RESOLUTION ADOPTING THE FOLLOWING PROCEDURES AND POLICIES FOR THE TOWN OF CLARKSTOWN FOR THE PROCUREMENT OF GOODS AND SERVICES NECESSARY FOR THE IMPLEMENTATION OF PROJECTS FUNDED BY THE GOVERNOR'S OFFICE OF STORM RECOVERY OF THE NEW YORK STATE HOUSING TRUST FUND CORPORATION

WHEREAS, in the aftermath of Superstorm Sandy, the United States Congress, through Public Law passed the Disaster Relief Appropriations Act of 2013 (Public Law 113-2, approved January 29, 2013), as amended (the "Act"), appropriating \$16 billion, later reduced to \$15.18 billion, to the U.S. Department of Housing and Urban Development ("HUD") for Community Development Block Grant Disaster Recovery ("CDBG-DR") funds for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure, and housing and economic revitalization in the most impacted and distressed areas resulting from a major disaster declared due to Superstorm Sandy and other eligible events, including Hurricane Irene and Tropical Storm Lee, in calendar years 2011, 2012, and 2013 (the "Storms"), subject to the Federal statutes and regulations governing CDBG grants, as modified by exceptions and waivers previously granted and which may hereafter be granted by HUD; and,

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 14,329), published March 5, 2013, titled, "*Allocations, Common Applications, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received an allocation of CDBG-DR funds from HUD in the amount of \$1,713,960,000; and

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (78 Fed. Reg. 69,104), entitled *Second Allocation, Waivers, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received a second allocation of CDBG-DR funds from HUD in the amount of \$2,097,000,000; and

WHEREAS, pursuant to the CDBG-DR Grant Program and Federal Register Notice (79 Fed. Reg. 62,183), entitled *Third Allocation, Waivers, and Alternative Requirements for Grantees Receiving Community Development Block Grant (CDBG) Disaster Recovery Funds in Response to Hurricane Sandy* (as amended)," the State has received a third allocation of CDBG-DR funds from HUD in the amount of \$605,922,000 (of which \$185,000,000 has been allocated towards the proposals developed through the Rebuild by Design competition); and

WHEREAS, the Town of Clarkstown has entered into a subrecipient agreement with the Governor's Office of Storm Recovery of the New York State Housing Trust Fund Corporation.

NOW, THEREFORE BE IT RESOLVED by the Town Board, on behalf of the Town of Clarkstown that the Town of Clarkstown shall follow these policies and procedures in the procurement of goods and services necessary for the implementation of projects funded by the Governor's Office of Storm Recovery of the New York State Housing Trust Fund Corporation:

AVOIDING PROCUREMENT OF UNNECESSARY OR DUPLICATIVE ITEMS OR SERVICES

The director or supervisor of each department or agency of the Town of Clarkstown responsible for procurement of services, supplies, equipment, or construction obtained with Federal, State or Local funds shall review all proposed procurement actions to avoid the purchase of unnecessary or duplicative items. Such reviews shall consider consolidation or breaking out to obtain a more economical purchase. When determined appropriate by the director or supervisor, an analysis should be made of lease versus purchase alternatives and any other analysis to determine the most economical approach.

PROCUREMENT AND CONTRACT PROTEST PROCEDURES

Any actual or prospective contractor may protest the solicitation or award of a contract for serious violations of the principles of this Statement. Any protest against solicitations must be received before the due date for receipt of bids or proposals, and any protest against the award of a contract must be received within ten calendar days after contract award, or the protest will not be considered. All bid protests shall be in writing, submitted to Vincent Balascio, Purchasing Agent. The Purchasing Agent may, at his discretion, suspend the procurement pending resolution of the protest, if warranted by the facts presented.

RESOLUTION AUTHORIZING REFUND OF BUILDING PERMIT
FEE TO JOHN V. DIAZ FOR PROPERTY KNOWN
AS TAX MAP NO. 64.14-2-36

WHEREAS, John V. Diaz has requested a refund of
Building Permit Fee (No. 16-288) paid in the amount of
\$222.00 for property located at 4 Garrecht Place, West
Nyack, New York, more particularly described as Tax Map No.
64.14-2-36, and

WHEREAS, the Building Inspector has advised that the
Building permit application was submitted in error and
recommends a full refund of \$222.00;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Building
Inspector, the Town Board hereby authorizes a full refund
of \$222.00 to John V. Diaz to be charged to Account No. B
02-6-2555-0.

Dated: April 5, 2016

TB 04-05-16 TA RES Diaz Refund Fee-sk

6A

RESOLVED, that the resignation of Fritz Ernest,
- Municipal Bus Driver (PT) - Mini Trans - is hereby
accepted effective and retroactive to March 21, 2016.

DATED: April 5, 2016

P

6B

RESOLVED, that the resignation (by retirement)
of Pasqualina Rausa, - Principal Clerk-Typist - Town
Justice - is hereby accepted effective and retroactive
to March 26, 2016.

DATED: April 5, 2016
P

bc

RESOLVED, that Raymond L. Francis - is hereby
appointed (provisional) to the position of Code Enforcement
Officer I - Building Department - at the current 2016 annual
salary of \$54,256. - effective April 25, 2016.

DATED: April 5, 2016

P

6D

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #15082 (Promotional) Chief Fire Safety Inspector which contains the name of Stephen Ungerleider,

NOW, therefore, be it

RESOLVED, that Stephen Ungerleider, is hereby appointed to the position of (Promotional) Chief Fire Safety Inspector - Building Department - at the current 2016 annual salary \$113,485., - effective April 6, 2016.

DATED: April 5, 2016
P

6E

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #15085 (Promotional) Fire Safety Inspector which contains the name of Harold Straut,

NOW, therefore, be it

RESOLVED, that Harold Straut, is hereby appointed to the position of (Promotional) Fire Safety Inspector - Building Department - at the current 2016 annual salary \$101,355., - effective April 6, 2016.

DATED: April 5, 2016
P

6F

RESOLVED, that Leslie Kahn - is hereby appointed
to the position of Deputy Town Attorney - Town Attorney's
Office - at the current 2016 annual salary of \$110,000 -
effective May 9, 2016.

DATED: April 5, 2016
P

63

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 Highway Maintenance Supervisor I, 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 Highway Maintenance Supervisor I should remain as a grade 27.

Dated: April 5, 2016
P

6A

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 Highway Maintenance Supervisor II, that is currently a grade 28 to be reallocated to a grade 30.

NOW, therefore, be it

RESOLVED, that the Town Board has reviewed the request and has determined that the title of Highway Maintenance Supervisor II should remain as a grade 28.

Dated: April 5, 2016

P

6I

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #15042 (Promotional) Principal Clerk Typist which contains the name of Kristy Francella,

NOW, therefore, be it

RESOLVED, that Kristy Francella, is hereby appointed to the position of (Promotional) Principal Clerk-Typist - Town Justice Department - at the current 2016 annual salary \$66,011., - effective April 6, 2016.

DATED: April 5, 2016

P

6J
Amended

WHEREAS, the Rockland County Personnel Office has
furnished Certification of Eligibles #15092 (Promotional)
Senior Clerk-Typist which contains the name of Janna Stafford,

NOW, therefore, be it

RESOLVED, that Janna Stafford, is hereby appointed to
the position of (Promotional) Senior Clerk-Typist - Town
Justice Department - at the current 2016 annual salary \$57,827.,
- effective April 18, 2016.

DATED: April 5, 2016

P

RESOLUTION REFERRING PETITION TO MODIFY EXISTING CONSERVATION EASEMENT PREVIOUSLY CONVEYED BY OM REALTY ASSOCIATES LLC TO THE CLARKSTOWN PLANNING BOARD FOR REVIEW AND COMMENT

WHEREAS, OM REALTY ASSOCIATES LLC (hereinafter "OM Realty") has submitted a Petition to the Town of Clarkstown ("Clarkstown") for the modification of an existing Conservation Easement located at 45 Hemlock Drive, Congers, New York (the "Petition"); and

WHEREAS, the Petition is attached hereto, along with the existing Conservation Easement, and a drawing depicting the Revised Conservation Easement, as described in the Petition; and

WHEREAS, OM Realty has submitted a request for an amended site plan which will be reviewed by the Planning Board for Clarkstown; and

WHEREAS, the Town Board desires that the Planning Board for Clarkstown review the proposed Petition, the existing Conservation Easement and the proposed Revised Conservation Easement and provide its comments and recommendations with the respect to the Petition and the proposed modification of the Conservation Easement.

NOW THEREFORE, the Town Board of Clarkstown hereby refers to the Planning Board for Clarkstown the proposed Petition and the request for the modification of the Conservation Easement and that the Planning Board provide its comments, and recommendations with respect to the Petition, and the proposed modification of the Conservation Easement, as described and depicted in the Petition.

Dated:

PETITION FOR MODIFICATION OF A CONSERVATION EASEMENT
IN THE TOWN OF CLARKSTOWN
COUNTY OF ROCKLAND, STATE OF NEW YORK

TO: THE HONORABLE TOWN BOARD OF THE TOWN OF CLARKSTOWN

The undersigned, OM REALTY ASSOCIATES LLC (hereinafter "OM Realty"), being the owner of taxable real property known as 45 Hemlock Drive, Congers, New York, being also known as Section 35.02 Block 1 Lot 05 on the tax map of the Town of Clarkstown (the "Premises").

NOW HEREBY PETITIONS, pursuant to Town Law, your Honorable Board to modify a certain Conservation Easement previously conveyed by OM Realty to the Town of Clarkstown ("Clarkstown") as follows:

1. OM Realty previously received site plan approval from Clarkstown for the construction of a manufacturing facility located at the Premises which site plan was filed with Clarkstown on June 14, 2010 (the "Site Plan").
2. As part of that Site Plan approval, there was conveyed to Clarkstown a certain Conservation Easement, a copy of which is attached hereto as Exhibit "A".
3. The Conservation Easement consisted of an area comprised of 58,745 sq. ft. as described on the property description annexed to the Conservation Easement and as depicted on the Site Plan.
4. OM Realty has now applied to Clarkstown for an amended site plan, which, among other things, will include the construction of a new building of approximately 38,160 sq. ft., as depicted on a new site plan entitled "United Structural Works" prepared by McLaren Engineering Group and dated January 19, 2016.
5. Given the site topography, and the shape of the lot, it is necessary for part of the proposed new building to encroach into the existing Conservation Easement.
6. OM Realty has requested that Clarkstown agree to amend the Conservation Easement to allow two (2) portions of the proposed new building to be constructed in two (2) small portions of the existing Conservation Easement and, in exchange, OM Realty is willing to include additional property to be included in the Conservation Easement (the "Revised Conservation Easement").
7. The Conservation Easement provided that OM Realty could construct a driveway through the Conservation Easement to allow access to the Premises from Route 9W, which OM

Realty is also willing to surrender and relinquish, provided that Clarkstown agrees to amend the Conservation Easement.

8. The proposed modifications to the Conservation Easement are as depicted on the drawing attached hereto as Exhibit "B" entitled "Revised Conservation Easement" prepared by Jay A. Greenwell, PLS, LLC and dated March 25, 2016.

9. The Revised Conservation Easement will be enhanced and improved by the fact that the Conservation Easement will be increased from 58,745 sq. ft. to 58,826 sq. ft. and by the relinquishment of the right to construct a driveway through the Conservation Easement as described above.

WHEREFORE, Petitioner respectfully requests that the Town Board of the Town of Clarkstown modify the existing Conservation Easement hereinabove-proposed and described and that a public hearing thereon be held according to law.

IN WITNESS WHEREOF, the undersigned has duly signed on the date and year below written, and acknowledges that he possesses the requisite authority to sign this Petition.

Dated: Congers, New York
March 31, 2016

OM REALTY ASSOCIATES LLC

By: _____

Name: Cormack Murrhy
Title: Member

PETITIONER'S NAME: OM REALTY ASSOCIATES LLC

PETITIONER'S ADDRESS: 45 HEMLOCK DRIVE, CONGERS, NEW YORK 10920

PETITIONER'S PHONE NO.: 845-268-3600

Paul Piperato, County Clerk
1 South Main St Ste 100
New City, NY 10956
(845) 638-6221

Rockland County Clerk Recording Cover Sheet

Received From :
MONTALBANO CONDON & FRANK PC
67 NORTH MAIN ST
NEW CITY, NY 10956

Return To :
TOWN OF CLARKSTOWN SW
TOWN ATTORNEY
10 MAPLE AVENUE
NEW CITY, NY 10956

First GRANTOR

OM REALTY ASSOCIATES LLC

First GRANTEE

CLARKSTOWN TOWN OF

Index Type : Land Records

Instr Number : 2010-00018123

Book : Page :

Type of Instrument : Easement

Type of Transaction : Ease, Rightway, A/Rent

Recording Fee : \$76.00

Recording Pages : 6

The Property affected by this instrument is situated in Clarkstown, in the County of Rockland, New York

Real Estate Transfer Tax

RETT # : 3900

Deed Amount : \$0.00

RETT Amount : \$0.00

Total Fees : \$76.00

State of New York

County of Rockland

I hereby certify that the within and foregoing was recorded in the Clerk's office for Rockland County, New York

On (Recorded Date) : 05/20/2010

At (Recorded Time) : 2:57:33 PM



Doc ID - 020736710006

Paul Piperato, County Clerk



This sheet constitutes the Clerks endorsement required by Section 319 of Real Property Law of the State of New York

Entered By: COUNTER1 Printed On : 05/20/2010 At : 2:58:27PM

Exhibit 4

File Number: 2010-00018123 Seq: 1

CONSERVATION EASEMENT

THIS INDENTURE, made the 14th day of MARCH, 2010 between OM REALTY ASSOCIATES LLC, a New York limited liability company, having an office at 100 Brenner Drive, Congers, New York 10920 ("OM Realty") does hereby grant and release unto the TOWN OF CLARKSTOWN, a municipal corporation, with its office at 10 Maple Avenue, New City, New York, a conservation easement on property described herein owned by OM Realty as shown on a site plan entitled, "United Structural Works," dated January 29, 2010, and prepared by Vanderbeek Engineering, P.C. (the "USW Site") to be filed in the Rockland County Clerk's Office immediately subsequent to the recording of this easement for property situate in Congers, New York, which easement is described on the attached Schedule "A".

The TOWN OF CLARKSTOWN has required that portions of said property be subject to a "CONSERVATION EASEMENT," which portions are shown on the approved site plan.

The easement granted herein is such that OM Realty, its successors, executors, agents, assigns, grantees or anyone claiming under or through said applicant, shall not perform or permit to be performed, on the herein designated portion of real property any of the following acts, listed here by way of example, but not limitation, without the express approval of the Director of Environmental Control or a successor Town Officer:

1. No construction or buildings, roads, outdoor advertising display, swimming pool, tennis court, mobile home, storage shed, utilities or other temporary or permanent structures, wheeled vehicles with or without a motor, or boat shall be constructed, placed, or permitted to remain on or above the ground.

RECORD AND RETURN TO
Town of Clarkstown
Town Attorney
10 Maple Avenue
New City, New York 10958

do hereby record this conservation easement in Clarkstown Conservation Easement 1.22.10

C-5

STATE OF NEW YORK)
COUNTY OF ROCKLAND) ss.:

On the 4th day of March in the year 2010 before me, the undersigned, personally appeared CORMACH O'MUIRITHE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.


Notary Public

BRIAN J. QUINN
Notary Public, State of New York
E.O. 9270 2304967
Qualified in Rockland County
Commission Expires 11/2/13

Legal Description
Proposed Conservation Easement
Section 35.20 Block 1 Lot 5

All that certain plot, piece or parcel of land with the buildings and improvements thereon erected, situated, lying and being in the Town of Clarkstown, County of Rockland and State of New York bounded and described as follows:

BEGINNING at the Northeast corner of lot 35.02-1-5 and the Southerly sideline of Route 9W, running thence:

- 1) South 42 degrees 07 minutes 42 seconds East, 164.81 feet, to a point of curvature, thence;
- 2) Along a tangent curve to the right with a Radius of 991.48, and an arc length of 333.35 feet, to a point of tangent, thence;
- 3) South 22 degrees 51 minutes 54 seconds East, 275.99 feet, to a point in the dividing line of lot 44.08-1-7, thence;
- 4) South 89 degrees 00 minutes 04 seconds West, 86.20 feet, along said dividing line to a point, thence;
- 5) North 22 degrees 51 minutes 54 seconds West, 243.89 feet, to a point of curvature, thence;
- 6) Along a tangent curve to the left with a Radius of 911.48, and an arc length of 306.45 feet, to a point of tangent, thence;
- 7) North 42 degrees 07 minutes 42 seconds West, 144.13 feet, to a point in the dividing line of lot 35.02-1-6, thence;
- 8) North 33 degrees 22 minutes 43 seconds East, 82.63 feet, along said dividing line to a point and PLACE OF BEGINNING;

Having an area of 1.349 acres or 58,745 square feet.

Schedule "A"

Revised Conservation Easement

All that certain plot, piece or parcel of land lying situate and being in the Town of Clarkstown, County of Rockland, and State of New York, being more particularly bounded and described as follows:

BEGINNING at a point on the southwesterly right-of-way line of NYS Route 9W (as shown to be widened), said point being the northernmost corner of Lot #4 as shown on a subdivision plat entitled "Amended Subdivision Plat -- Goldkirch Partners", filed in the Rockland County Clerk's Office as Map #6531, said Lot #4 being Tax Lot 35.20-1-5, and running thence:

1. Along said southwesterly right-of-way of NYS Route 9W as shown to be widened on said subdivision map, S 42°07'42" E distant 164.81 feet, to a point of curvature; thence
2. Along the same, southerly, on a curve to the right having a radius of 991.48 feet and an arc length of 333.35 feet to a point of tangency; thence
3. Along the same, S 22°51'54" E distant 275.99 feet to the northerly line of Lot #6 as shown on said map, being Tax Lot 44.08-1-7; thence
4. Along said northerly line of Lot #6, S 89°00'04" W distant 86.20 feet; thence
5. N 22°51'54" W distant 161.41 feet; thence
6. N 01°41'17" W distant 28.85 feet; thence
7. N 31°05'32" W distant 366.11 feet; thence
8. N 63°41'43" W distant 28.71 feet; thence
9. N 42°07'42" W distant 114.70 feet; thence
10. Along the southerly line of Lot #3 as shown on said subdivision plat, being Tax Lot 35.20-1-6, N 33°22'43" E distant 82.63 feet, back to the point or place of BEGINNING;

Containing an area of 1.351 acres, or 58,826 square feet.

8
AMENDED

RESOLUTION AUTHORIZING TOWN TO RETAIN THE BONADIO GROUP TO
PROVIDE COMPREHENSIVE REVIEW OF THE CLARKTOWN POLICE DEPARTMENT
FOR THE TOWN OF CLARKSTOWN

WHEREAS, The Bonadio Group has submitted a proposal dated February 24, 2016 to provide a comprehensive review of the Clarkstown Police Department by serving as Municipal Government Consultants on behalf of the Town of Clarkstown, and

WHEREAS, the Town Attorney finds said proposal to be reasonable in terms of scope and price and recommends the hiring of this firm;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Town Attorney to enter into an agreement with the Bonadio Group, in a form approved by the Town Attorney, to provide aforementioned services pursuant to its proposal dated February 24, 2016, commencing upon closure of the agreement between the Supervisor and the Bonadio Group, and be it

FUTHER RESOLVED, that the fee for said work shall not exceed \$ 98,500, and will be charged to Account No. A 1420-409.

Dated: April 5, 2016

TB 04-05-16 TA RES Bonadio Group

RESOLUTION AUTHORIZING AMENDING BUDGET

WHEREAS, the Town has received \$1,658.55 from the New City Little League, and \$102,006.58 from Selective Insurance

NOW, THEREFORE BE IT,

RESOLVED, to increase Revenue Account A-01-9-2705 (General Fund-Gifts & Donations) and increase Expense Account A-3010-209-0 (Safety-Other Equipment) by \$1,658.55 and be it,

FURTHER RESOLVED, to increase Revenue Account DB-041-8-2680-0 (Highway-Insurance Recoveries) and increase Expense Account DB-5110-409-0 (Highway-Fees for Services) by \$102,006.58

RESOLUTION AMENDING RESOLUTION NO. 413-2015
(TOWN BOARD MEETING/WORKSHOP MEETING SCHEDULE FOR 2016)

WHEREAS, by Resolution No. 413-2015, adopted December 17, 2015, the Town Board set the Town Board meeting and Workshop Meeting schedule for the year 2016, and

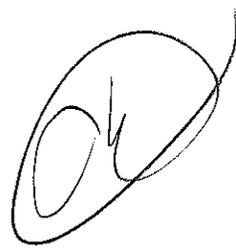
WHEREAS, the Town Board wishes to move the April 19, 2016 Workshop meeting to April 18, 2016;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby amends Resolution No. 413-2015 by moving the April 19, 2016 Workshop meeting to April 18, 2016 (Monday) at 7PM.

Dated: April 5, 2016

TB 04-05-16 TA RES Amend TB Workshop meeting 2016 Schedule -sk



RESOLUTION SCHEDULING A SPECIAL MEETING OF THE TOWN BOARD

RESOLVED, that the Town Board hereby schedules a Special Town Board Meeting for April 18, 2016 following the Workshop meeting scheduled for 7:00 pm, in Room 301 of the Clarkstown Town Hall, at 10 Maple Avenue, New City, New York. The purpose of said meeting is to discuss Personnel issues and any such other matter that the Town Board may wish to consider.

Dated: April 5, 2016

Authorizing the Town Board of the Town of Clarkstown to request the Rockland County Sewer District #1 to authorize ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1.5 million) in bonds to cover additional pump station upgrades and design work.

Dated: April 5, 2016