

**TOWN OF CLARKSTOWN  
TOWN BOARD WORKSHOP MEETING  
May 17, 2016, 7:30pm  
Town Hall – Room 301  
AGENDA**

**Police Matters:**

- Chief Michael Sullivan to present.

**Discussion:**

- Capital Projects

**SPECIAL TOWN BOARD MEETING**  
*(Immediately following Workshop)*

**SALUTE TO THE FLAG**

**CLERK CALLS THE ROLL:**

**RESOLUTIONS:**

1. Accepting the Minutes of the Town Board Meeting of April 5, 2016 and the Special Town Board Meeting of April 18, 2016, as submitted by the Town Clerk.
2. Authorizing Amending the Budget.
3. Scheduling a Special Meeting of the Town Board (6/21/16)
4. Scheduling a Special Workshop Meeting (6/28/16)
5. Authorizing Installation of hydrant #X11936 – located off new main extension on Dr. Davis Road, adjacent to 55 Dr. Davis Road, Congers.
6. Authorizing financing for the acquisition of Equipment for the Highway Department.
7. Authorizing additional work to be performed under Contract E – Electrical construction, for the Laurel Road/Route 9W/Forest Brook pump station upgrade project.
8. Authorizing the Supervisor to enter into an Agreement with the County of Rockland concerning the “Super Saver” Discount Program for the Clarkstown Mini-Trans.
9. Amending the Allowance for Construction Administration Services for the Central Nyack Drainage Improvement Project – Phase II

10. Invoking Town Code Chapter 216-9(B): Maintenance of Town Properties.
11. Waiving the Notice Requirement in §110-b of the New York State ABC Law with respect to a Liquor License for GC Fridays NY LLC (4482 Palisades Center Drive, West Nyack).
12. Authorizing the Supervisor to enter into an Agreement with Cornell Cooperative Extension with respect to the 2016 Storm Water II Education Program.
13. Authorizing the Installation of the following signage:
  - a) Two (2) "No Parking" signs with inward arrow to restrict parking along the curve on the east side of Pine Street, Central Nyack.
  - b) One "Turn Left" advisory sign with supplementary 20 mph advisory speed plaque on the east side of McCarthy Way just south of Rockland BOCES parking lot.
14. Setting the following Public Hearings:
  - a) Proposed Local Law abolishing the Architecture and Landscape Commission (ALC) and Historic Review Board (HRB) and creating a new Architectural Historic Review Board (AHRB) of the Town of Clarkstown.
  - b) Proposed Local Law entitled, "A Local Law amending Chapter 208 (Peddling, Hawking and Soliciting of the Code of the Town of Clarkstown)." (Do Not Knock)
15. Supporting new access to the New City Center shopping property from State Road Route 304.
16. Authorizing the Supervisor to enter into an Agreement with Hearing Loop Systems of Connecticut for installation of Hearing Loop Systems in Clarkstown Town Hall.
17. Authorizing the Supervisor to enter into an Agreement with H2M Architects and Engineers for oversight services of the West Nyack Landfill Transfer Station.
18. Authorizing the following Personnel Changes:
  - a) Appointment: Rabbi Paul Kurland, Member, Board of Ethics.
  - b) Appointment: Michael Shields, Municipal Bus Driver (P/T) – Mini Trans
  - c) Change of Assignment: James Pecoraro, from Automotive Mechanic I and Body Repairer, Town Garage to Street Construction Inspector I (provisional), Highway Department.

**PUBLIC COMMENTS REGARDING AGENDA ITEMS**

(Limited to 3 minutes per person)

**PLEASE NOTE**

**Additional items may be added to this Agenda**



**RESOLVED, that the Town Board Minutes of April 5, 2016,  
and the Special Town Board Meeting of April 18, 2016 are hereby accepted  
as submitted by the Town Clerk.**

**DATED: May 17, 2016**

**RESOLUTION AUTHORIZING AMENDING BUDGET**

**WHEREAS**, the Town has received \$8,852.44 from the County of Rockland

**NOW THEREFORE BE IT,**

**Resolved**, to increase Revenue Account H-15-10-3989-0 (Capital-State Aid/Community Projects) And Expense Account H-8767-409-0-90-15 (Capital Projects-Roadway Resurfacing Program) by \$8,852.44 and

**WHEREAS** various accounts require additional funding,

**NOW THEREFORE BE IT,**

**RESOLVED**, to decrease Expense Account A-1430-111-0 Personnel-Overtime) and increase Expense Account A-1430-438-0 (Personnel-Maintenance Agreements) by \$1,141.80 and be it,

**FURTHER RESOLVED**, to decrease Expense Account A-1640-311-0 (Town Garage-Gasoline) and increase Expense Account A-1640-406-0 (Town Garage-Repairs to Vehicles) by \$20,000 and be it,

**FURTHER RESOLVED**, to decrease Expense Account A-7020-414-0 (Parks & Recreation-Schools & Conferences) and increase Expense Account A-7020-404-0 (Parks & Recreation-Travel & Meal Expenses) by \$431.58 and be it

**FURTHER RESOLVED**, to decrease Expense Account A-7141-306-0 (Community Rec Centers-Maintenance Supplies) and increase Expense Account A-7141-209-0 (Community Rec Centers-Other Equipment) by \$1,200 and be it,

**FURTHER RESOLVED**, to decrease Expense Account DB-5110-447-0 (Highway-Equipment Repairs) and increase Expense Account DB-5110-219-0 (Highway-Misc Equipment) by \$1,200.

RESOLUTION SCHEDULING A SPECIAL MEETING  
OF THE TOWN BOARD

RESOLVED, that the Town Board hereby schedules a Special Town Board Meeting for June 21, 2016 immediately following the Workshop meeting scheduled for 7:30 p.m., in the Room 301 of the Clarkstown Town Hall, at 10 Maple Avenue, New City, New York. The purpose of said meeting is to hold public hearings on proposed local laws and any such other matter that the Town Board may wish to consider.

Dated: May 17, 2016

TB 05-17 TA RES Special TB Meeting-pm

RESOLUTION SCHEDULING SPECIAL WORKSHOP MEETING

RESOLVED, that the Town Board hereby schedules a Special Workshop Meeting for Tuesday, June 28, 2016 at 7:30 p.m. in Room 301 of the Clarkstown Town Hall, at 10 Maple Avenue, New City, New York. The purpose of said meeting is to discuss the audit.

Dated: May 17, 2016

TB 05-17 TA RES Special WS Meeting-pm

RESOLVED, that based upon the recommendation of the Director of Environmental Control, Suez/United Water New York is hereby authorized to install the following hydrant in conjunction with Hydrant Investigation No. 13150,

Hydrant #X11936 – located off new main extension on Dr. Davis Rd, adjacent to 55 Dr. Davis Rd, Congers

AND BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Clarkstown Chief Fire Safety Inspector.

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BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED MAY 17, 2016, AUTHORIZING  
FINANCING FOR ACQUISITION OF HIGHWAY  
EQUIPMENT, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$975,000, APPROPRIATING SAID AMOUNT  
FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE  
OF BONDS IN THE PRINCIPAL AMOUNT OF \$975,000 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 finance the acquisition of highway equipment  
as itemized in Resolution No. 69-2016 adopted by the Town Board on January 19, 2016. The  
estimated maximum cost thereof, including preliminary costs and costs incidental to such  
acquisition and the financing thereof, is \$975,000 and said amount is hereby appropriated for  
such purpose. The plan of financing includes the issuance of bonds in the principal amount of  
\$975,000 and any bond anticipation notes issued in anticipation of the sale of said bonds 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 and interest on said bonds and notes.

Section 2. Bonds of the Town in the principal amount of \$975,000 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 class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law, is fifteen (15) years.

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

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

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

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

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

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

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

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

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

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

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

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on May 17, 2016, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a bond resolution entitled:

“Bond resolution of the Town of Clarkstown, New York, adopted May 17, 2016, authorizing financing for acquisition of highway equipment, stating the estimated maximum cost thereof is \$975,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$975,000 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 finance the acquisition of highway equipment as itemized in Resolution No. 69-2016 adopted by the Town Board on January 19, 2016; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$975,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$975,000 bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$975,000 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 shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: May 17, 2016

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 Law.

\* \* \*

**RESOLUTION AUTHORIZING ADDITIONAL WORK TO BE PERFORMED UNDER CONTRACT E – ELECTRICAL CONSTRUCTION, FOR THE LAUREL ROAD/ROUTE 9W/FORREST BROOK PUMP STATION UPGRADE PROJECT**

**WHEREAS**, By Resolution No. 346-2014, the Town Board awarded a contract to HVS, LLC, to perform electrical construction at the Laurel Road, Route 9W and Forest Brook sewer pump stations, and

**WHEREAS**, during construction, field conditions were found which required additional work not included in the original scope of work under the contract; and

**WHEREAS**, the Contractor has requested a change for additional work not included in the scope of work under the contract; and

**WHEREAS**, the project design consultant has reviewed the requested change order and has found the scope and terms acceptable; and

**WHEREAS**, the total cost of Change Order #1 is \$6,385.04; and

**WHEREAS**, Resolution No. 346-2014 awarding the contract to HVS, LLC included a 10% contingency allowance in the amount of \$48,045.00; and

**WHEREAS**, the cost of Change Order #1 will be paid using a portion of the contingency allowance approved by resolution No. 346-2014;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board authorizes Change Order #1 for additional work under the subject contract in the amount of \$6,385.04; and

**BE IT FURTHER RESOLVED** that the total contract amount shall remain \$480,450.00 plus 10% contingency allowance; AND

**BE IT FURTHER RESOLVED** that the cost for Change Order #1 shall be a proper charge to account No. H 8760-409-0-84-9; and

**BE IT FURTHER RESOLVED** that it is the intent of the Town Board that the cost of the additional work shall be reimbursed by the Rockland County Sewer District #1.

Dated: May 17, 2016

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND CONCERNING THE "SUPER SAVER" DISCOUNT PROGRAM FOR THE CLARKSTOWN MINI TRANS

WHEREAS, the County of Rockland and the Town of Clarkstown wish to coordinate bus fares as it relates to cash paying full fare adults on the "Transport of Rockland" (TOR) and the "Clarkstown Mini Trans" (CMT), and

WHEREAS, the Town Board of the Town of Clarkstown wishes to participate in the County of Rockland Department of Public Transportation "Super Saver" Discount Program for the Clarkstown Mini Trans;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with the County of Rockland, in a form approved by the Town Attorney, to provide for the coordination of bus fares as it relates to cash paying full fare adults on the Transport of Rockland and the Clarkstown Mini Trans, and for the Town of Clarkstown to participate in the County's "Super Saver" Discount Program for the period April 4, 2016 through April 3, 2018 and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to April 4, 2016.

DATED: May 17, 2016

TB 05-17-16 TA RES Mini Trans Super Saver - kh

**RESOLUTION AMENDING THE ALLOWANCE FOR CONSTRUCTION ADMINISTRATION SERVICES FOR THE CENTRAL NYACK DRAINAGE IMPROVEMENT PROJECT-PHASE II**

**Whereas**, the Town Board of the Town of Clarkstown has previously, via resolution #271-2013, awarded a contract to McLaren Engineering Group of West Nyack, New York to provide construction administration services and resident engineering services for the Central Nyack Drainage Improvement Project - Phase II; and

**Whereas**, the redesign of certain project elements was required to address changes to the plans resulting from unforeseen field conditions and from modifications directed by the Town; and

**Whereas**, said redesign and preparation of revised contract drawings was excluded from McLaren Engineering Group's original Scope of Services for this project; and

**Whereas**, McLaren Engineering Group has provided a detailed accounting of these additional construction administration services; and

**Whereas**, the Department of Environmental Control has reviewed said accounting and finds it to be acceptable;

**Now, Therefore, Be It Resolved** that the allowance for construction administration services for the Central Nyack Drainage Improvement Project – Phase II be increased by **\$35,375.00** to a new total amount not to exceed **\$490,425.00** without further Town Board resolution; and

**Be It Further Resolved** that said increase in fees shall be paid from the allocated contingency for this project; and

**Be It Further Resolved** that this increase shall constitute a proper charge to account number **H-8755-400-409-0-79-7**.

**Dated:** May 17, 2016

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

WHEREAS, the Offices of the Building Inspector, Fire Inspector or Code Enforcement Official handle complaints and perform Town-wide inspections of the vacant, foreclosed, and/or abandoned properties in Clarkstown, the owners or responsible parties of which 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:

- 1 Finch Road, New City (43.12-1-34 fka 78-A-20.89)
- 31 Green Avenue, Valley Cottage (52.19-1-67 fka 109-A-3)
- 18 N. Lexow Avenue, Nanuet (63.8-2-41 fka 162-G-20)
- 179 S. Harrison Avenue, Congers (52.7-2-40 fka 125-B-15.13/1)

NOW, THEREFORE, be it

RESOLVED, that subject to a reasonable grace period and final re-inspection, the Town Board hereby authorizes the Code Enforcement Official, retroactive to May 1st, 2016, 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 on the above properties along with any and/or all associated debris removal, throughout the 2016 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: May 17, 2016

TB 05-17 BLDG RES Chap 216-9(B)-Vacant Prop

11

RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 110-b  
OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A  
LIQUOR LICENSE FOR GC Fridays NY LLC  
(4482 Palisades Center Drive, West Nyack)

WHEREAS, Theresa M. Russo, Esq., attorney for GC  
Fridays NY LLC, has advised the Town by letter dated May 3,  
2016 that GC Fridays NY LLC has applied for an on-premises  
liquor license at 4482 Palisades Center Drive, West Nyack,  
New York, and

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

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby waives the thirty  
day notice requirement contained in Section 110-b of the  
Alcoholic Beverage Control Law, and states that it does not  
intend to offer any comments regarding the application of  
GC Fridays NY LLC for a license at premises located at 4482  
Palisades Center Drive, West Nyack, New York.

Dated: May 17, 2016

TB 05-17 TA RES Waive Liquor Notice-GC Fridays-pm

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH CORNELL COOPERATIVE EXTENSION WITH RESPECT TO THE 2016 STORM WATER II EDUCATION PROGRAM

WHEREAS, by Resolution No. 149-2003, the Town of Clarkstown has agreed to comply with Part II of the SPDES General Permit for discharge of storm water, and

WHEREAS, Luke Kalarickal, Director of Environmental Control, has recommended that the Town enter into an agreement with Cornell Cooperative Extension to provide services consisting of an educational program for storm water management in the Town of Clarkstown in order to comply with the regulations for such program;

NOW, THEREFORE, be it

RESOLVED, that Supervisor George Hoehmann is hereby authorized to enter into an agreement with Cornell Cooperative Extension, in a form approved by the Town Attorney, to provide an educational and outreach program for storm water management within the Town, which shall comply with applicable regulations, and be it

FURTHER RESOLVED, that the Town of Clarkstown representative for the 2016 Storm Water II Education Program shall be Luke Kalarickal, P.E., Director of the Department of Environmental Control, and the alternate representative shall be Dennis Letson, P.E., First Deputy Director of Department of Environmental Control, and be it

FURTHER RESOLVED, that the cost of said services shall be \$6,800.00 for the period of April 1, 2016 to March 31, 2017 and shall be charged to Account No. A-8730-409.

DATED: May 17, 2016

TB 05-17-16 TA RES Cornell Coop Stormwater Education-kh

RESOLUTION AUTHORIZING THE INSTALLATION OF  
TWO (2) "NO PARKING" SIGNS WITH INWARD ARROW TO RESTRICT PARKING  
ALONG THE CURVE ON THE EAST SIDE OF PINE STREET, CENTRAL NYACK

WHEREAS, an investigation by the Traffic and Traffic Fires Safety Advisory Board resulted in the following recommendation:

1.) Two (2) "No Parking" signs each with an inward arrow facing the other on the east side of Pine Street, at both ends of the sharp curve, to restrict parking along the curve and alleviate the safety issue.

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install such signs, and be it

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

DATED: May 17, 2016

RESOLUTION AUTHORIZING THE INSTALLATION OF  
ONE (1) "TURN LEFT" SIGN WITH SUPPLEMENTARY  
20 MPH ADVISORY SPEED PLAQUE SIGN ON  
MCCARTHY WAY, WEST NYACK

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

1.) One (1) "Turn Left" advisory sign (W1-1L) with supplementary 20 mph advisory speed plaque (W13-1P) be installed on the east side of McCarthy Way just south of the Rockland BOCES parking lot.

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the Superintendent of Highways to install such signs, and be it

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

DATED: May 17, 2016

14A

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ABOLISHING THE ARCHITECTURE AND LANDSCAPE COMMISSION (ALC) AND THE HISTORIC REVIEW BOARD (HRB) AND CREATING A NEW ARCHITECTURAL HISTORIC REVIEW BOARD (AHRB) OF THE TOWN OF CLARKSTOWN

WHEREAS, Councilperson \_\_\_\_\_, a member of the Town

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

"A LOCAL LAW ABOLISHING THE ARCHITECTURE AND LANDSCAPE COMMISSION AND HISTORIC REVIEW BOARD AND CREATING THE ARCHITECTURAL HISTORIC REVIEW BOARD OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, this proposed local law is intended to replace the Architecture and Landscape Commission and Historic Review Board by combining these boards into one board called the Architectural Historic Review Board;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in Room 301 of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 21, 2016 immediately following the Workshop meeting scheduled for 7:30 p.m. relative to such proposed local law, and be it

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

Dated: May 17, 2016

TB 05-17 TA RES AHRB-pm

LS

14B

RESOLUTION SETTING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW AMENDING CHAPTER 208 (PEDDLING, HAWKING AND SOLICITING) OF THE CODE OF THE TOWN OF CLARKSTOWN"

WHEREAS, Councilperson \_\_\_\_\_, a member of the Town

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

"A LOCAL LAW AMENDING CHAPTER 208 (PEDDLING, HAWKING AND SOLICITING) OF THE CODE OF THE TOWN OF CLARKSTOWN"

and

WHEREAS, this proposed local law is intended to amend Section 208 to allow for the creation of a "Do Not Knock" registry in order that residents of the Town of Clarkstown can register their premises with the Town Clerk to prohibit solicitation on their premises;

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to §20 of the Municipal Home Rule Law, be held in Room 301 of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York on June 21, 2016 immediately following the Workshop meeting scheduled for 7:30 p.m. relative to such proposed local law, and be it

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

Dated: May 17, 2016

**RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH HEARING LOOP SYSTEMS OF CONNECTICUT FOR INSTALLATION OF HEARING LOOP SYSTEMS IN CLARKSTOWN TOWN HALL**

WHEREAS, the Americans with Disabilities Act (ADA) mandates that a public entity shall take appropriate steps to ensure that communications with members of the public with disabilities are as effective as communications with others, and shall afford them an equal opportunity to participate in, and enjoy the benefits of, a service, program, or activity of the public entity, and

WHEREAS, the Town of Clarkstown wishes to comply with the ADA by providing an aid to those attending programs in the Auditorium and Meeting Hall at Clarkstown Town Hall who might benefit from an assistive hearing device, and

WHEREAS, the Town received a quote from Hearing Loop Systems of Connecticut for \$12,068.00 to install hearing loop systems in both rooms, which John Coyle, Safety Manager, finds acceptable in terms of scope and price, and

WHEREAS, these hearing loop systems will meet the most recent ADA requirements for assistive hearing devices and enhance communications with members of the public with hearing disabilities;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement, in a form satisfactory to the Town Attorney, with Hearing Loop Systems of Connecticut, 3450 Main Street, Bridgeport, Connecticut to install hearing loop systems in both the Auditorium and the Meeting Hall of Clarkstown Town Hall, and be it

FURTHER RESOLVED, that the fee for said installation shall not exceed \$12,068.00, and shall be paid for with anticipated grant funds.

DATED: May 17, 2016

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF CLARKSTOWN  
SUPPORTING NEW ACCESS TO THE NEW CITY CENTER SHOPPING PROPERTY  
FROM STATE ROAD ROUTE 304**

WHEREAS, NEWTON ASSOCIATES, LLC, and its managing agent Kamber Management Company, LLC (hereinafter collectively "Kamber") is in the process of redeveloping the shopping center known as the New City Center, being tax lot Section 43.15; Block 1; Lot 22, which is located in the hamlet of New City in Rockland County, New York, being also known as 24 North Main Street, New City, New York (hereinafter the "Premises"); and

WHEREAS, the Premises is an important part of the commerce and shopping area located in the hamlet center of New City; and

WHEREAS, Kamber will be submitting a proposed Site Plan for the redevelopment of the Premises which will include additional retail, commercial, and service establishments, which will be reviewed by the Planning Board for the Town of Clarkstown; and

WHEREAS, the proposed Site Plan to be submitted by Kamber will include a proposed entrance to the Premises from State Route 304 which abuts the easterly side of the Premises; and

WHEREAS, the proposed new access to the Premises from State Route 304 will enhance the traffic flow into the Premises, and upon the surrounding streets, namely Congers Road, North Main Street and South Main Street, and will, in general, reduce truck traffic on said roads, thereby enhancing the commercial, retail and service establishments throughout the New City hamlet center.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Clarkstown hereby expresses its support of the proposed new entrance to the Premises from State Route 304 and the application to the New York State Department of Transportation for the proposed new entrance way from State Route 304 into the Premises, and

NOW THEREFORE BE IT FURTHER RESOLVED, that this resolution shall not constitute an approval of the proposed Site Plan to be submitted by Kamber, which can only be approved upon application to the boards and commissions of the Town of Clarkstown and shall be subject to the usual and customary processes of approval from such various boards and commissions.

Dated: May 17, 2016

**RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH H2M ARCHITECTS AND ENGINEERS FOR OVERSIGHT SERVICES OF THE WEST NYACK LANDFILL TRANSFER STATION**

**WHEREAS**, As part of the sale of the Clarkstown Transfer Facility to the Rockland County Solid Waste Management Authority, a Host Community Agreement was negotiated and one of the provisions allowed the Town to conduct an oversight program of the RCSWMA operation of three facilities (the West Nyack Landfill Transfer Station, Compost Site and Concrete Crushing Operations) and

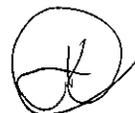
**WHEREAS**, by Resolution Nos. 634-2009, 655-2010, 676-2011, 590-2012 and 495-2013 the Town Board authorized H2M architects +Engineers(H2M) to perform said services for the years 2010, 2011, 2012, 2013 and 2014, and

**WHEREAS**, H2M has submitted a proposal, dated May 2, 2016, to continue to perform oversight services at the three facilities on a month to month basis for the year 2016, and

**WHEREAS**, the Director of the Department of Environmental Control has reviewed the proposal and finds it reasonable in both scope and price;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board hereby authorizes the Supervisor to enter into agreement with H2M, in a form approved by the Town attorney, to perform professional engineering services on a month to month basis regarding the oversight program of the RCSWMA operation at three facilities for the year 2016, and

**BE IT FURTHER RESOLVED** that the cost of said services shall not exceed \$3,500 per month and shall constitute a proper charge to Account SR 8160-409-0.



18A

RESOLVED, that Rabbi Paul Kurland - is hereby  
appointed to the position of Member - Board of Ethics -  
(to fill the unexpired term of Rabbi David Fass) term  
effective May 18, 2016 and to expire on June 22, 2017.

DATED: May 17, 2016

P

18B

RESOLVED, that Michael Shields - is  
hereby appointed to the position of Municipal Bus  
Driver (PT) - Mini Trans - at the current 2016 annual  
salary of \$21.82 per hour - effective May 18, 2016.

DATED: May 17, 2016

P

18c

RESOLVED, that the change of assignment of James Pecoraro -  
Automotive Mechanic I & Body Repairer - Town Garage - to Highway  
Department - is hereby accepted - effective May 18, 2016,  
and be it,

FURTHER RESOLVED, that James Pecoraro - is hereby appointed  
provisionally to the position of Street Construction Inspector I  
- Highway Department - at the current 2016 annual salary of  
\$ 94,748 - effective May 18, 2016.

DATED: May 17, 2016

P