

TOWN OF CLARKSTOWN
TOWN BOARD MEETING
April 17, 2012 - 8:00 p.m.
Town Hall Auditorium
AGENDA

SALUTE TO THE FLAG

PUBLIC HEARINGS:

- Proposed Abandonment of Portion of Rose Road, West Nyack.
- Removal of Signage at Snake Hill Road & Palisades Center Drive North, West Nyack.

CLERK CALLS THE ROLL

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

RESOLUTIONS:

1. Accepting Minutes of the March 20, 2012 Town Board Meeting, and the April 3, 2012 Special Town Board Meeting, as submitted by Town Clerk.
2. Authorizing the Purchasing Agent to Advertise for the following:
 - a) Bid No. 17-2012 – 2012 Roadway Resurfacing Program.
 - b) Bid No. 18-2012 – 2012 Concrete Curb & Sidewalk Replacement Program.
 - c) Bid No. 19-2012 – Community Centers Repairs.
3. Granting Permission for a Fireworks Display by the Clarkstown Parks Board and Recreation Commission at the Nanuet Senior High School – Tuesday, July 3, 2012.
4. Authorizing Settlement of Tax Certiorari – 275 Route 304, LLC.
5. Appropriating Funds to Veteran Organizations
6. Accepting Drainage Easement and Agreement regarding Drainage Project on Lake Nanuet Drive and NYSDOT Route 304 Right of Way.
7. Amending Resolution No. 129-2012 Clarifying Location of “Stop” Sign and “Stop” Line Installation – Lake Road, Valley Cottage.
8. Authorizing Sale of a Portion of Rose Road, West Nyack
9. Amending Resolution No. 10-2012 (Application of Public Officers’ Law, Section 18)
10. Authorizing the Supervisor to enter into an *Amended* Agreement with Der Specialty Products, LLC, D & E Realty Co., the Clarkstown Central School District, the County of Rockland, and the County of Rockland Industrial Development Agency with Respect to Payment in Lieu of Taxes for Property known on the Clarkstown Tax Map as 59.18-1-12
11. Authorizing the Supervisor to enter into an Agreement with Vitane Pharmaceuticals, Inc., the Clarkstown School District, the County of Rockland, and the County of Rockland Industrial Development Agency with Respect to Payment in Lieu of Taxes for Property known on the Clarkstown Tax Map as 44.11-3-3.
12. Authorizing the Installation of Traffic Regulatory Signage – Cherry Hill Lane & Larch Court, West Nyack
13. Referring a Proposed Local Law to Amend Chapter 290 (Zoning) of the Local Laws of the Town of Clarkstown with respect to the Creation of Accessory Apartments by Seniors.

ADDITIONAL TENTATIVE RESOLUTIONS:

14. Authorizing the following Personnel Change:
 - Promotion (Provisional) Brian D. Wagner, Code Enforcement Officer II, Building Department.

15. Awarding the following Bids:
 - a) Bid No. 6-2012 – First Aid/Safety Supplies
 - b) Bid No. 10-2012 – Cypress Street Interim Flood Mitigation, New City
 - c) Bid No. 20-2012 – May Place Stream Channel Realignment
 - d) Bid No. 42-2011 – Painting of Lake Nanuet Pool Floor
 - e) Bid No. 15-2012 – Installation of Box Culvert and Related Work – Lake Nanuet Drive.
16. Authorizing the Supervisor to enter into an Agreement with the County of Rockland for Participation in the State Homeland Security Program LETPP (Counter-Terrorism)
17. Referring a Proposed Local Law to Amend Chapter 290 (Zoning) of the Local Laws of the Town of Clarkstown with respect to the New City Hamlet Zoning and to amend the Town Zoning Map.
18. Authorizing the Purchasing Agent to Advertise for the following:
 - a) Bid No. 21-2012 – Canine Harassment of Canadian Geese
 - b) Bid No. 22-2012 – Purchase of three (3) 2013 Salt Spreading Dump Bodies with Pre-Wet Systems Plow and Plow Wing Attachments and Leaf Boxes
19. Authorizing Funds for Various Projects
20. Authorizing the Purchase of Equipment for the Clarkstown Highway Department.
21. Authorizing the Chief of Police to Execute an Agreement with Joy Lorah, DO, to Act as Police Surgeon for the 6-Month Period Commencing February 2012 through August 31, 2023

GENERAL PUBLIC COMMENTS:

(Limited to 3 minutes per person)

*****PLEASE NOTE*****

Additional items may be added to this agenda

(To View Actual Resolutions, visit Town Clerk's Website – Legal Notices)

RESOLUTION AUTHORIZING THE REMOVAL OF THE NO RIGHT TURN RESTRICTION SIGN AT SNAKE HILL ROAD SOUTH/EAST BOUND AT INTERSECTION OF PALISADES CENTER DRIVE AND NO LEFT TURN RESTRICTION AT PALISADES CENTER DRIVE AND SNAKE HILL ROAD

WHEREAS, by Resolution No.1150-1988, the Town Board granted a zone change to Clinton Square Plaza, Inc. for certain property located in West Nyack New York, which allowed for the development of the Palisades Center Mall, and

WHEREAS, in connection with the zone change, certain traffic restrictions were embodied in the resolution which was subsequently recorded as a covenant, with the intent that said restrictions should be prospectively monitored based upon actual conditions, and

WHEREAS, by Resolution Nos. 173-1998 and 189-1998, the Town Board directed the installation of the No Left Turn Sign and No Right Turn Sign, respectively, at the intersection of Snake Hill Road and Palisades Center Drive, and

WHEREAS, based on requests from residents for review of the turn restriction signage at the intersection of Snake Hill Road and Palisades Center Drive North, the Town Board referred the matter to its traffic consultant John L. Sarna, P.E. for his review and recommendation, and

WHEREAS, the Town Board, by resolution adopted on March 20, 2012, provided for a public hearing on April 17, 2012 at 8:00 P.M. to consider removing the signage restrictions at said intersection, and

WHEREAS, Mr. Sarna presented his report at the Town Board's regularly scheduled workshop on April 3, 2012, at which members of the Board and residents had an opportunity to question Mr. Sarna and voice their concerns, and

WHEREAS, a notice of public hearing was duly published and the public hearing was duly held at the time and place specified in the notice, and

WHEREAS, by report dated March 20, 2012, John L. Sarna, P.E. concluded that there is no traffic engineering reason for the no right turn and no left turn traffic restrictions at the intersection, which the Board has discussed and considered in making its decision herein;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the removal of the No Right Turn and No Left Turn restriction signs on Snake Hill Road and Palisades Center Drive, and be it

FURTHER RESOLVED, that the Town Board hereby directs the Superintendent of Highways to remove the No Right Turn sign, and that the Supervisor advise the Palisades Center Mall management that the No Left Turn sign is not warranted and should be removed, and be it

FURTHER RESOLVED, that Resolutions Nos. 173-1998 and 189-1998 are hereby rescinded, and be it

FURTHER RESOLVED, that the Town Board hereby orders that this resolution shall be recorded in the Rockland County Clerk's Office, along with the original zone change covenant.

Dated: April 17, 2012

TB 04-17 TA RES Snake Hill Signage Removal-pm

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

1
Amended

RESOLVED, that the Town Board Minutes of March 20, 2012 and the Special
Town Board Minutes of April 3, 2012 are hereby accepted, as submitted by the
Town Clerk.

DATED: April 17, 2012

9
Amended

RESOLUTION AMENDING RESOLUTION NO. 10-2012
(APPLICATION OF PUBLIC OFFICERS' LAW, SECTION 18)

WHEREAS, by Resolution No. 10-2012, adopted January 3, 2012, the Town Board authorized application of the provisions of Section 18 of the Public Officers' Law concerning defense and indemnification to the officers and employees of the Town of Clarkstown who are named defendants in any action arising out of the proper performance of duties, and

WHEREAS, the Town Board now wishes to clarify the benefits extended under this section;

NOW, THEREFORE, be it

RESOLVED, that the first RESOLVED clause in Resolution No. 10-2012 is hereby amended to read as follows:

"RESOLVED, that the provisions of Section 18 of the Public Officers' Law concerning defense and indemnification shall apply to the officers and employees of the Town of Clarkstown who are named defendants in any action arising out of the proper performance of duties to the fullest extent permissible by law, including, but not limited to, punitive, constitutional and/or exemplary damages, and the benefits of Section 18 shall extend to all such employees."

Dated: April 17, 2012

TB 04-17 TA RES Amend Res-Defense-Indemn POL 18-pm

Am

15A

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

BID #6-2012 – FIRST AID/SAFETY SUPPLIES

- is hereby awarded to: EVER READY FIRST AID
101-01 FOSTER AVENUE
BROOKLYN, NY 11236
- PRINCIPALS: MICHAEL PERL
BEN PERL

- PRINCIPALS: MOORE MEDICAL, LLC
1690 NEW BRITAIN AVENUE
FARMINGTON, CT 06032-3112
A PUBLIC CORPORATION

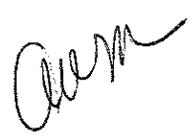
- PRINCIPALS: HENRY SCHEIN MATRIX, INC.
P.O. BOX 194
WARETOWN, NJ 07858
A PUBLIC CORPORATION

- PRINCIPALS: ZAMS, INC.
200 NORTH MAIN STREET
FREEPORT, NY 11520
ZUBAIDA RATCHER

- PRINCIPALS: BOUND TREE MEDICAL LLC
5000 TUTTLE CROSSING
DUBLIN, OH 43016
BEMS HOLDINGS, LLC

as per the item/price schedule on file in the Purchasing Department

Dated: April 17, 2012



15B

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of the Department of Environmental Control that

BID # 10-2012 -- CYPRESS STREET INTERIM FLOOD MITIGATION, NEW CITY, NY

is hereby awarded to: VICTOR P. ZUGIBE INC.
66 W. RAILROAD AVENUE
GARNERVILLE, NY 10923
PRINCIPAL: VICTOR P. ZUGIBE, PRESIDENT

as per their proposed total project cost not to exceed \$104,900.00 plus 15% 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

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-8765-400-409-0-88-5, 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 17, 2012

AWM

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that

BID # 20-2012 –MAY PLACE STREAM CHANNEL REALIGNMENT

is hereby awarded to: LEGACY VALVE, LLC
14 RAILROAD AVENUE
VALHALLA, NY 10595
PRINCIPAL: CHARLES CASSIDY
JEFFREY CASSIDY

as per their proposed total project cost not to exceed \$183,999.00 plus 15% 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

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 emergency project shall be under the supervision of the Director of Environmental Control, and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8765-400-409-0-88-2, 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 17, 2012

alum

15D

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

BID # 42-2011 –PAINTING OF LAKE NANUET POOL FLOOR

is hereby awarded to: CHRIS LEIGH CONTRACTING INC.
 293 DURKEE LANE
 EAST PATCHOGUE, NY 11772
PRINCIPAL: DOUGLAS MARANDA

as per the following: Item #3 Masonry Repairs - \$32,240.00
Item #4 Expansion Joints - \$26,000.00 plus 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

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

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

FURTHER RESOLVED, that the Town intends to fund this project with money in lieu of land funds

DATED: April 17, 2012

awm

15E

RESOLVED, that based upon the recommendation of the Authorized Purchasing Agent and the Director of Environmental Control that

BID # 15-2012 –INSTALLATION OF BOX CULVERT AND RELATED WORK
LAKE NANUET DRIVE

is hereby awarded to: CON-TECH CONSTRUCTION TECHNOLOGY INC.
28 LAKEVIEW DRIVE
YORKTOWN HEIGHTS, NY 10598
PRINCIPAL: GIUSEPPA CARINO

as per their proposed total project cost not to exceed \$394,120.65 plus 15% contingency and be it

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

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

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

FURTHER RESOLVED, that this emergency project shall be under the supervision of the Director of Environmental Control, and be it

FURTHER RESOLVED, that this project shall constitute a proper charge to account number H-8765-400-409-0-88-4, and be it

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

FURTHER RESOLVED, that Resolution No. 589-2011, whereby the Town Board authorized the retention of H2M Group to design the project, is hereby amended to include construction management services, not to exceed \$28,500.00 as per H2M's April 16, 2012 proposal.

DATED: April 17, 2012

awm

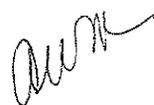
RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF ROCKLAND FOR PARTICIPATION IN THE STATE HOMELAND SECURITY PROGRAM LETPP (COUNTER-TERRORISM)

WHEREAS, the County of Rockland has tendered a contract award to the Town of Clarkstown Police Department for participation in the State Homeland Security Program LETPP (Counter-Terrorism Training) for overtime reimbursement in the amount not to exceed EIGHTY-TWO THOUSAND NINE HUNDRED FORTY-TWO AND 00/100 (\$82, 942.00) DOLLARS.

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 obtain overtime reimbursement to the Town of Clarkstown Police Department in the amount not to exceed \$82, 942.00 for participation in the State Homeland Security Program LETPP (Counter-Terrorism Training) for the period September 1, 2008 through September 30, 2012.

Dated: April 17, 2012



RESOLUTION REFERRING A PROPOSED LOCAL LAW TO AMEND CHAPTER 290
(ZONING) OF THE LOCAL LAWS OF THE TOWN OF CLARKSTOWN WITH
RESPECT TO THE NEW CITY HAMLET ZONING AND
TO AMEND THE TOWN ZONING MAP

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 290 (Zoning) of the Local Laws of the Town of Clarkstown with respect to the New City Hamlet Zoning and to amend the Town Zoning Map"

and

WHEREAS, the proposed local law is to amend Chapter 290 and to create a new section within the Town of Clarkstown Zoning Code, Section 290-7.4, New City Hamlet Zoning of the Clarkstown Town Code, and to amend the zoning map;

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 its consultant, Behan Planning, LLC, is hereby authorized and directed to act as agent for the Town Board with respect to SEQRA review.

awm

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

RFP#21-2012 – CANINE HARASSMENT OF CANADIAN GEESE

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: April 17, 2012

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

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

BID#22-2012 – PURCHASE OF THREE (3) 2013 SALT SPREADING DUMP BODIES WITH PRE-WET SYSTEMS PLOW AND PLOW WING ATTACHMENTS AND LEAF BOXES

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: April 17, 2012

AWM

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED APRIL 17, 2012, AUTHORIZING THE
CONSTRUCTION OF VARIOUS DRAINAGE
IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM
COST THEREOF IS \$850,000, APPROPRIATING SAID
AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE
ISSUANCE OF \$850,000 SERIAL BONDS OF SAID TOWN 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 various drainage improvements.
The estimated maximum cost thereof, including preliminary costs and costs incidental thereto
and the financing thereof, is \$850,000 and said amount is hereby appropriated for such purpose.
The plan of financing includes the issuance of \$850,000 serial bonds of the Town 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. Serial bonds of the Town in the principal amount of \$850,000 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 Sections 11.00 a. 4 of the Law, is forty (40) 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 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 April 17, 2012, 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 April 17, 2012, authorizing the construction of various drainage improvements, stating the estimated maximum cost thereof is \$850,000, appropriating said amount for such purpose, and authorizing the issuance of \$850,000 serial bonds of said Town 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 various drainage improvements; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$850,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of \$850,000 serial 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 \$850,000 serial bonds of the Town 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 serial bonds are authorized to be issued is forty (40) 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 \$850,000 serial 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: April 17, 2012

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.

* * *

awm

RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT FOR THE CLARKSTOWN HIGHWAY DEPARTMENT

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

<u>Quantity</u>	<u>Vehicle</u>	<u>Estimated Cost per Vehicle</u>	<u>Estimated Total Cost</u>
3	2013 4x2 Heavy Duty Plow Trucks that consist of a Cab & Chassis	\$100,000.00	\$300,000.00

NOW, THEREFORE, be it

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

FURTHER RESOLVED, that said equipment shall be procured with the use of New York State OGS Contract(s), and be it

FURTHER RESOLVED, that the purchase of said equipment, in an amount not to exceed \$300,000.00 in the aggregate be charged to Account No. H-8765-409-0-88-3.

FURTHER RESOLVED, that it is the intent of the Town Board to fund this purchase through the issuance of municipal serial bonds.

Dated: April 17, 2012

acm

RESOLUTION AUTHORIZING THE CHIEF OF POLICE TO EXECUTE AN AGREEMENT WITH JAY LORAH, DO, TO ACT AS POLICE SURGEON FOR THE 6 MONTH PERIOD COMMENCING FEBRUARY 2012 THROUGH AUGUST 31, 2012

WHEREAS, Chief of Police Michael Sullivan has recommended entering into an agreement with Jay Lorah, DO, to six month period beginning February 2012 through August 31, 2012, upon the terms as conditions set forth therein;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes an agreement with Jay Lorah, DO, as referred to herein, for the period February 2012 through August 31, 2012, upon the terms and conditions set forth therein; and be it

FURTHER RESOLVED, that per the agreement, the police surgeon is an independent contractor and compensation for said services shall be at the rate of Twelve Hundred Fifty Dollars (\$1,250.00) per month for services as Police Surgeon, which services shall be charged to Account No. A3120-409.

Dated: April 17, 2012

TB 04-17 TA RES Police Surgeon – Lorah-pm

