

EXHIBIT "D"

RESOLUTION NO. (1145-1996)

Co. Smith offered and Co. Maloney seconded

RESOLVED, that Gregory J. Tobin, 31 Benson Avenue, West Nyack, New York, is hereby appointed to the position of Emergency Management Coordinator (Town of Clarkstown Comprehensive Emergency Management Plan) - to serve without compensation - term effective December 31, 1996 - and to expire at 12:01 a.m. on January 1, 1998.

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilman Profenna.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1146-1996)

Co. Profenna offered and Co. Maloney seconded

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 "Town"), is hereby authorized to prepare plans and specifications for construction of a golf course on Town-owned land located in the Town of Ramapo. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 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 \$500,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), to finance said appropriation.

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

(a) The period of probable usefulness of the specific object or purpose for which said serial bonds are authorized to be issued, within the limitations of Section 11.00 a. 62. of the Law, is five (5) 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.

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RESOLUTION NO. (1146-1996) Continued

(c) The proposed maturity of the bonds authorized by this resolution will not 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 without limitation of rate or amount. 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 the issuance 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 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 relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, 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 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 shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "THE JOURNAL-NEWS," a newspaper published in Nyack, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

RESOLUTION NO. (1146-1996) Continued

On roll call the vote was as follows:

Councilman Maloney.....Yes
Councilman Mandia.....Yes
Councilman Profenna.....Yes
Councilwoman Smith.....Yes
Supervisor Holbrook.....Yes

RESOLUTION NO. (1147-1996)

Co. Mandia offered and Co. Profenna seconded

RESOLVED, that Resolution No. 1106-1996, adopted by the Town Board on December 10, 1996, is hereby amended as follows:

RESOLVED, that Charles E. Holbrook, is hereby designated as delegate to the Association of Towns Convention, and be it

FURTHER RESOLVED, that Councilman Maloney is hereby designated as alternate delegate to the Association of Towns Convention, and be it

FURTHER RESOLVED, that the following:

Supervisor	Town Comptroller
Councilmen	Director of Finance
Town Assessor	Superintendent of Highways
Town Attorney	Receiver of Taxes
Town Clerk	Personnel Assistant
Clerk of the Works I	

are hereby authorized to attend the Association of Towns Convention to be held in New York City on February 16, 1997 through February 19, 1997, and reasonable expenses incurred by the aforementioned be made proper Town charges, and be it

FURTHER RESOLVED, that the following:

Deputy Town Attorneys and Paralegal Specialists,
as designated by the Town Attorney
Town Comptroller's designees
Building Inspector or his designee
Director Environmental Control or his designee
Town Justices
Members of the Planning Board
Director of Purchasing
Superintendent of Recreation and Parks
Members of the Zoning Board of Appeals
Justice Court Clerk

are hereby authorized to attend the Association of Towns Convention to be held in New York City, on February 18, 1996 through February 21, 1996, for trips during their regular work hours, and the daily expenses incurred by the aforementioned during these work hours be made proper Town charges, and be it

FURTHER RESOLVED, that these officials are encouraged to car pool to reduce mileage expenses, and the respective vouchers submitted for this purpose shall not only reflect miles traveled, but also passengers within the vehicle.

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RESOLUTION ADOPTED AT TOWN BOARD MEETING - OCTOBER 14, 1997
RESOLUTION NO. (764-1997)

WHEREAS, the Town of Clarkstown has received a donation of \$250.00 from United Water and \$100.00 from Global Golf, Inc.,

BE IT THEREFORE

RESOLVED, to increase Estimated Revenue Account No. A 01 3 2001 (General Fund-Park & Recreation) and Appropriation Account No. A 7310 329 (Parks & Recreation - Supplies) by \$350.00.

DATED: October 14, 1997
R & P

RESOLUTION ADOPTED AT TOWN BOARD MEETING - DECEMBER 10, 1996
RESOLUTION NO. (1087-1996)

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO
AN AGREEMENT WITH ROY CASE, ARCHITECT, TO DESIGN
A MUNICIPAL GOLF COURSE FOR THE TOWN OF CLARKSTOWN

RESOLVED, that the Town Board hereby authorizes the
Supervisor to enter into an agreement with Roy Case of Case
Golf Company, to provide architectural services for the
design of a municipal golf course for the Town of Clarkstown,
and be it

FURTHER RESOLVED, that the fees for such services shall
not exceed the sum of \$150,000.00, and shall be charged to
Account No. H 1942-409-05-81.

Dated: December 10, 1996

(0558A)

RESOLUTION ADOPTED AT TOWN BOARD MEETING - JANUARY 14, 1997
RESOLUTION NO. (30-1997)

RESOLVED, that the Clarkstown Parks Board and Recreation Commission recommends hiring the following landscape architect to do the professional landscape architectural services for the Town of Clarkstown's Municipal Golf Course:

Robert G. Torgerson, LA, CPESC

FURTHER RESOLVED, that they will do work as set forth in their proposal dated December 20, 1996, not to exceed \$5,000.

Dated: January 14, 1997

ROBERT G. TORGERSEN, L.A., CPESC
LANDSCAPE ARCHITECTURE AND ENVIRONMENTAL SCIENCES
 NY LA LIC. # 451 CPESC CERT. # 899

THREE MAJN DRIVE
 NANUET, N.Y. 10954
 914 623 4835

December 20, 1996

Charles Connington, Sup't. of Recreation and Parks
 Parks Board & Recreation Commission
 Administration Building - Zukor Park
 31 Zukor Road
 New City, NY 10956

Re: Freshwater Wetlands
 Proposed Golf Course
 Route 202, Town of Ramapo, NY

Dear Mr. Connington:

I propose to furnish professional Landscape Architectural services for the purpose of providing consulting services with respect to New York State and Federal Jurisdictional Wetlands; determining, evaluating and delineating New York State and Federal freshwater wetlands for the above project; and providing guidance to the Golf Course Architect relative to impacts on jurisdictional wetlands. Work to be performed will be as follows:

A. Fee of \$ 3,000:

1. Site investigation, analysis and determination of the presence of and delineation of Federal freshwater wetlands. Wetlands will be flagged for location by the project surveyor. Procedures and methodology will be in conformance with the "Federal Manual for Identifying and Delineating Jurisdictional Wetlands", January 1987 edition, prepared by the Federal Interagency Committee for Wetland Delineation.

Re: Freshwater Wetlands
Proposed Golf Course
Route 202, Town of Ramapo, NY

2. Site investigation, analysis and determination of the presence of and delineation of New York State D.E.C. freshwater wetlands. Wetlands will be flagged for location by the project surveyor. Procedures and methodology will be in accordance with "Freshwater Wetlands Permit Requirements Regulations , 6 NYCRR Part 662, 663, 664 and 665".

3. Preparation of wetlands analysis, photographic record, and required documentation for application to the U.S.Army Corps of Engineers for necessary approvals of wetlands classification and delineation. Application with the surveyed wetlands location map will be made to the U.S.Army Corps of Engineers for jurisdictional verification .

4. Preparation of documentation and application to the NYSDEC for wetlands boundary verification and approval.

B. Fee of \$500:

1. Coordinate field inspection with U.S.Army Corps of Engineers for acceptance of wetlands delineation, and obtain letter of Jurisdictional Determination.

2. Coordinate field inspection with the NYSDEC Wildlife Biologist for acceptance of delineation of New York State Freshwater Wetlands.

C. Fee of \$1,500:

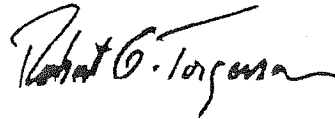
1. Coordination with the golf course designer and the Owner for the purpose of minimizing adverse impact to Federal and State jurisdictional wetlands during the sketch plan layout phase of the work. Consultation regarding the development of a site design which would be acceptable to the various Federal and State agencies for wetlands disturbances which may be necessary.

Re: Freshwater Wetlands
Proposed Golf Course
Route 202, Town of Ramapo, NY

Fees shall be payable at each stage of the work as described above. Work beyond that stated above, shall be paid for at the following rates: principal @ \$75/hr; wetlands assistant @ \$45/hr, and draftsman @ \$35/hr.

All work will be coordinated with the Town of Clarkstown, the project consultants, and other official parties.

Very truly yours,



Robert G. Torgersen, J.A., CPESC

RESOLUTION ADOPTED AT TOWN BOARD MEETING - JANUARY 14, 1997
RESOLUTION NO. (31-1997)

RESOLVED, that the Clarkstown Parks Board and Recreation Commission recommends hiring the following land surveyors to do the surveying for the Town of Clarkstown's Municipal Golf Course:

Atzl, Scatassa & Zigler, Land Surveyors, P.C.

FURTHER RESOLVED, that their proposal includes boundary survey, topographical survey, and mapping as part of Phase I as set forth in their proposal dated August 13, 1996, not to exceed \$19,600.

Dated: January 14, 1997

Atzl, Scatassa & Zigler, Land Surveyors, P.C.

SURVEYORS - PLANNERS

234 North Main Street • New City, New York 10956

(914) 634-4694

Fax: (914) 634-5543

August 13, 1996

Town of Clarkstown
Town Board
10 Maple Avenue
New City, New York 10956
Attention: Supervisor Charles Holbrook

Re: Haverstraw Land Improvement Co.
Route 202 and Route 306
Town of Ramapo, New York
T.L. Section 3
Lots 12A1, 13A2B and 13A2C

Dear Supervisor and Honorable Town Board:

We are pleased to submit our proposal for surveying services including all boundary and topographical mapping at 100 scale for the parcels referenced above.

For boundary surveying services of the 167± acres we usually charge \$1.50 per linear foot. In this case we will update our survey and include the parcel on the north side of Route 202. Our fee for surveying will be \$9,750.00.

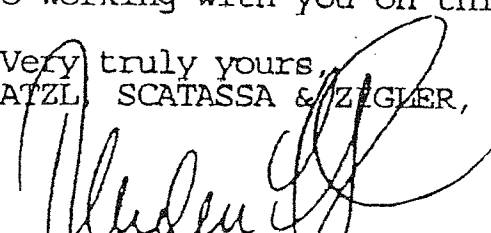
The topographical mapping with the additional parcel on the north with 2 foot contours usually is charged at \$125.00 per acre of site. Our fee for the topographical survey will be \$9,850.00.

Not included in this proposal for initial design work, but possibly required in later stages would be;

- 1) property line stake out for pre-construction design,
- 2) wetlands marking, location and mapping for NYSDEC,
- 3) significant tree locations,
- 4) underground utility locations.

We wish to thank you for the opportunity of submitting this proposal and we look forward to working with you on this project.

Very truly yours,
ATZL, SCATASSA & ZIGLER, P.C.



Theodore F. Atzl, P.L.S.

TA/ams

RESOLUTION ADOPTED AT TOWN BOARD MEETING - JULY 17, 2001
RESOLUTION NO. (549-2001)

RESOLUTION DECLARING TOWN OWNED PROPERTY
ACQUIRED AS MUNICIPAL PROPERTY, TO BE SURPLUS
MUNICIPAL PROPERTY AND AUTHORIZING ITS SALE

WHEREAS, the Town of Clarkstown is the owner of property situate in the Town of Ramapo, Rockland County, New York, and consisting of five parcels known and designated on the Town of Ramapo Tax Map as 32.11-1-4, 32.11-1-14, 32.11-1-15, 32.11-1-16 and 32.14-2-3, which premises were acquired by the Town of Clarkstown as municipal property with the intent of constructing a municipal golf course, and

WHEREAS, the Town Board has determined that it is not in the best interest of the taxpayers of the Town of Clarkstown to continue with the planning and other development work necessary to construct said municipal golf course, and the project is about to be abandoned, and

WHEREAS, the premises referred to herein shall not be needed for any other municipal purposes, and

WHEREAS, SCENIC PROPERTIES, INC. has submitted an offer contained in a proposed Contract of Sale, a copy of which is on file in the Town Clerk's Office and deemed to be a part of this Resolution, to purchase said premises for a cash price of \$7,050,000.00, and

WHEREAS, the Town Board is desirous of disposing of said property and believes that the purchase price offered is fair and reasonable and the highest offer with the best terms of the three proposals which have been submitted;

NOW, THEREFORE, be it

RESOLVED, that the premises referred to herein, which are more particularly described in the Schedule "A" attached to the Contract of Sale referred to herein, is hereby declared surplus municipal property, and be it

FURTHER RESOLVED, that the Town Board hereby authorizes the sale of said property to SCENIC PROPERTIES, INC. for the sum of \$7,050,000.00, upon the terms and conditions set forth in said proposed Contract, and be it

FURTHER RESOLVED, that the Supervisor or in his absence Deputy Supervisor of the Town of Clarkstown be and is hereby directed to execute said Contract of Sale with SCENIC PROPERTIES, INC. by the end of the business day of July 18, 2001, and that the Town Attorney is hereby directed to mail a copy of the executed contract to SCENIC PROPERTIES, INC. by the end of the business day of July 19, 2001, and be it

FURTHER RESOLVED, that this Resolution for the sale of the aforesaid property is subject to a Permissive referendum, as provided for in Town Law Section 64(2), and be it

FURTHER RESOLVED, that the Town Attorney is hereby authorized to take all steps required by law to consummate this transaction subject only to compliance with the provisions of Town Law Section 64(2), and be it

RESOLVED, that the Town Attorney prepare notice of such sale of surplus property, subject to Permissive Referendum, and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk.

Dated: July 17, 2001

TB 07-17 TA RES surplus property Scenic-na

RESOLUTION ADOPTED AT TOWN BOARD MEETING - NOVEMBER 25, 1997
RESOLUTION NO. (897-1997)

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER
INTO A CONTRACT TO PURCHASE PROPERTY SITUATE
ADJACENT TO THE CLARKSTOWN GOLF COURSE PROPERTY

WHEREAS, it is necessary for the Town of Clarkstown to purchase additional property for the Town of Clarkstown Golf Course;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a contract with Gary and Ronni A. Tortorello, for the Town of Clarkstown to acquire approximately 75,000 sq. ft. (+/-) of property in the Town of Ramapo known as Section 3, Lot 10-A. In turn the Town of Clarkstown will exchange a piece of property of 200,000 sq. ft. (+/-). No money shall be paid, and be it

FURTHER RESOLVED, that this Resolution shall be subject to Permissive Referendum.

Dated: November 25, 1997

K:\Shared\Golf Course-na

RESOLUTION ADOPTED AT TOWN BOARD MEETING - NOVEMBER 25, 1997
RESOLUTION NO. (898-1997)

RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER
INTO A CONTRACT TO PURCHASE PROPERTY SITUATE
ADJACENT TO THE CLARKSTOWN GOLF COURSE PROPERTY

WHEREAS, it is necessary for the Town of Clarkstown to purchase additional property for the Town of Clarkstown Golf Course;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a contract of sale with Arthur J. Harris, to purchase approximately 29,000 sq. ft. (+/-) of Lot 17-A6, for a cost of \$60,000 plus additional land from the Town of Clarkstown. This land will enable Mr. Harris to maintain the same lot area and conform with zoning. A survey of the property is attached to this Resolution, and be it

FURTHER RESOLVED, that this Resolution shall be subject to Permissive Referendum.

Dated: November 25, 1997

K:\Shared\Golf Course-na