

TOWN BOARD MEETING

January 14, 1944

Town Clerk's Office

2:00 P.M.

Present: Mr. Schmersahl
 Mr. Eberling
 Mr. Dickenman
 Mr. Blauvelt

Mr. Blauvelt called the meeting to order and requested the reading of the minutes for the last regular meeting.

Mrs. Buchenau read the minutes for the regular meeting held December 10th, 1943 and the Annual Meeting held December 29th, 1943.

Mr. Dickenman moved the minutes be adopted as read.

Seconded by Mr. Schmersahl

Carried

Mrs. Buchenau then reported to the Board that bonds for all officials taking office January 1st, 1944 have been filed pursuant to Section 25 of the Town Law.

Mrs. Buchenau reported that oaths of office have been filed by all the duly elected officials with the exception of Ira Heath and Fred J. Smith, and that since Mr. Heath and Mr. Smith have not qualified for their offices, a vacancy now exists in the office of Councilman and School Director.

Mr. Blauvelt then told the Board that a vacancy exists in the office of Councilman, and he then requested Mr. Eberling to take the chair.

Mr. Blauvelt then read to the Board a letter from Mrs. Florence Jensen, Chairman Clarkstown Republican Committee, recommending that Ira Heath be appointed Councilman.

Mr. Blauvelt then moved that Ira Heath be appointed as a member of the Town Council.

Seconded by Mr. Schmersahl

Mr. Dickenman moved that Dr. J. T. Gilchrest be appointed to the office of Councilman.

Seconded by Mr. Eberling

Vote: Mr. Schmersahl
 Mr. Eberling
 Mr. Dickenman
 Mr. Blauvelt

Heath
 Gilchrest
 Gilchrest
 Heath

Mr. Blauvelt then said that since a tie vote had resulted, it would be impossible to appoint either gentleman.

Mr. Blauvelt then invited any persons present to speak to the new board if they so desired.

Mr. Schroeder, Chairman of the Board of Assessors, who was present at the meeting, said that he had nothing to say at the present moment, but might wish to speak a little later.

Mrs. Buchenau then recommended that Cora M. Martling be appointed Deputy Town Clerk.

Mr. Dickenman moved that Cora M. Martling be appointed Deputy Town Clerk, to perform the same duties prescribed by law for the Town Clerk during the latter's absence, and to serve without compensation from the town, the term of office to begin January 1st, 1944 and ending December 31st, 1945.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt then told the Board that the salaries of the various town officials and employees would have to be fixed.

Mr. Eberling moved that the salaries of all town officials and employees be set as per the following schedule.

<u>NAME</u>	<u>TITLE</u>	<u>ANNUAL SALARY</u>
Letitia Johnson	Janitress	\$ 114.00 Old 114.00 New
Dollie Stiles	"	114.00 Old 114.00 New
Joseph Leo	Janitor	120.00 Old 120.00 New
Roswell P. Blauvelt	Supervisor	1,500.00 Old 1,725.00 New
Florence Blauvelt	Supv. Clerk	1,800.00 Old 2,000.00 New
Irvin F. Dillon	Justice	1,200.00 Old 1,200.00 New
Frederick R. Engels	"	1,200.00 Old 1,200.00 New
John Dickenman	Councilman	480.00 Old 480.00 New

<u>NAME</u>	<u>TITLE</u>	<u>ANNUAL SALARY</u>
Charles Eberling	Councilman	\$ 480.Old 480.New
Fred Schmersahl	"	480.Old 480.New
Kate Buchenau	Town Clerk	2,200.Old 2,400.New
Cora Martling	Senior Acct. Clerk	1,800.Old 2,000.New
	Town Assessor	1,000.Old 1,100.New
	Town Assessor	1,000.Old 1,100.New
	Town Assessor	1,200.Old 1,300.New
Charles Haerle	Rec. of Taxes	3,000.Old 3,000.New
C. Elsie Haerle	Senior Acct. Clerk	1,000.Old 1,150.New
	Town Attorney	1,200.Old 1,200.New
Walter Liebert	Town Police Chief	2,800.Old 2,900.New
Frank Hochreiter	Police Patrolman	1,800.Old 1,900.New
John Jackomin	"	1,800.Old 1,900.New
Ruth E. Liebert	Police Dept. Clerk	1,200.Old 1,200.New
Raymond Lindemann	Police Patrolman	1,900.Old 2,000.New
Larence Sorman i	"	1,900.Old 2,000.New
Ernest Wiebicke	Police Sergeant	2,100.Old 2,200.New
William Zielich	Police Patrolman	1,800.Old 1,900.New
Marjorie Hopper	Town Health Off.	1,200.Old 1,200.New
Samuel H. Handley	Welfare Officer	1,500.Old 1,700.New
John J. Harrison	Veterans Welfare Off.	600.Old 600.New
	Building Inspector	Fee Basis Old " New
Anna Babcock	Case Worker	1,600.Old 1,800.New
Margaret Reilly	Account Clerk	1,200.Old 1,400.New

Seconded by Mr. Dickenman	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Eberling moved that mileage in the amount of 6¢ per mile be paid to the following town officials:

Welfare Officer
Receiver of Taxes
Veterans Welfare Officer
Building Inspector
Health Officer

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt said that there was a vacancy on the Insurance Committee, as Dr. Goebel had previously acted with Mr. Dickenman on this committee. Mr. Blauvelt said he would appoint Mr. Schmersahl to serve on the Insurance Committee.

Mr. Dickenman moved that the regular town board meetings be held on the second Friday of each month at 2:00 P.M.

Seconded by Mr. Eberling	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Dickenman moved that the Journal-News be named official newspaper for the Town.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Schmersahl moved that the Nanuet National Bank be named as depository for the funds of the Supervisor, Rec. of Taxes, Justice of the Peace, and Building Inspector and that the Nyack Bank & Trust Co. be named as depository for the funds of the Town Clerk.

Seconded by Mr. Eberling	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Dickenman moved that the Supervisor be authorized to sign the necessary water contracts for the new year.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt told the Board that the Annual Meeting of the Association of Towns would be held on February 16th and 17th, and that the Board would have to designate someone to represent them at this meeting.

Mr. Dickenman moved that Mr. Blauvelt and Mr. Eberling be appointed to attend the Association of Towns meeting to represent the Board and that any elected or appointed official desiring to attend the meeting be authorized to do so, with the understanding that the expenses of said officials are to be paid by the town.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt told the Board that he had delivered the Tax Roll to Mr. Haerle on December 17th, and that taxes are being collected without fees until January 31st.

Mr. Blauvelt said the Board should appoint the Inspectors of Election. He asked Mrs. Buchenau if the necessary lists had been received from each party.

Mrs. Buchenau said that no lists had been received from either party. However, primaries are early this year, so the lists should be filed in order that the Board may make the appointment at the next meeting.

Mr. Blauvelt said that since no appointments had been made, the present Assessors would be responsible for getting bids for the Assessors' field books and assessment rolls.

Mr. Blauvelt then told Mr. Schroeder, Chairman of the Board of Assessors, that Mr. Fred. Laux had told him that he felt he could improve the present Tax Roll and possibly cut it down in size. Mr. Blauvelt said he just wanted to pass this along as information for the consideration of the Board of Assessors.

Mr. Dickenman moved that the Board of Assessors go ahead and get the necessary stationery required in their office and also get bids for the Field Books, Tax Rolls and School Books for the present year.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt then presented a resolution in order to reduce the tax rate.

Mr. Eberling moved the following resolution:

WHEREAS, there is a balance in the account of Current Surplus, and

WHEREAS, it is lawful to expend this accrued surplus for any lawful purpose, be it

RESOLVED, that the Supervisor is hereby authorized to pay to the County Treasurer the sum of \$14,000.00 in order to reduce the tax rate three points, thereby establishing it at \$2.28 per one hundred dollars.

Seconded by Mr. Dickenman	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Blauvelt then presented the following reports covering the month of December, 1943.

Supervisor's Report, showing total receipts in the amount of \$3,682.87, and total disbursements in the amount of \$14,951.92. The Trial Balance showed a balance as of December 31st, 1943 of \$56,040.53. Mr. Blauvelt told the Board he felt they could be justly proud of such a sizeable balance.

Town Clerk's report showing total receipts in the amount of \$126.45. The amount remitted to the Supervisor was \$23.45.

Report of Judge Dillon, showing total receipts in the amount of \$2.00.

Report of Judge Engels in the amount of \$15.00.

Report of Building Inspector amounting to \$51.00.

Report of Welfare Officer showing total expenditures for Clarkstown cases in the amount of \$340.59. There were 18 cases, and 42 individuals shared in the relief.

Mr. Blauvelt then read the Annual Report of Samuel H. Handley, Welfare Officer, as follows:-

January 5, 1944.

RELIEF EXPENDITURES FROM JANUARY 1st, 1943 to DECEMBER 31, 1943.

	<u>CLARKSTOWN</u>	<u>NON-SETTLEMENT</u>	<u>STATE CHARGES</u>	<u>TOTAL CASE LOAD</u>
Jan.	567.93	170.25	124.00	30
Feb.	614.38	323.08	157.25	30
Mar.	573.39	313.10	211.60	30
Apr.	492.89	298.02	197.96	27
May.	462.25	344.62	179.86	23
June	310.47	373.45	174.99	20
July	434.45	577.30	173.32	21
Aug.	309.69	363.22	161.46	21
Sept.	401.66	222.80	77.90	21
Oct.	393.74	232.64	47.45	17
Nov.	377.58	251.00	37.05	17
Dec.	339.50	284.06	44.00	15

NON-REIMBURSABLE - 36.17

SUMMARY

CLARKSTOWN CHARGES\$5,314.10

NON-SETTLEMENT 3,753.54

STATE CHARGES 1,586.84

TOTAL\$10,654.48

AMOUNT SPENT FOR RELIEF IN CLARKSTOWN

HOSPITAL CASES HANDLED FOR YEAR27

SAMUEL H. HANDLEY

Mr. Schmersahl moved that the annual report of the Welfare Officer be accepted.

Seconded by Mr. Dickenman

Carried

Mr. Blauvelt read a petition from residents of Nyack, Central Nyack and Upper Nyack relative to the discontinuance of a bus operated by

Rockland Coaches, Inc. from Nyack at 7:00 A.M. week-days.

Mr. Dickenman, in commenting on this petition, told the Board that he understood the discontinuance of this bus would work a hardship on the people who have been using it to reach their places of business. He said he did not know whether the bus company had filed a schedule when they received their franchise, but if they had filed such a schedule, he believed they should abide by it. He further said he felt the Board or the Supervisor might request them to continue this service.

Mr. Wexler, Town Attorney, told the Board that he understood that the bus company would have to file a schedule when they received the franchise, and that they could not discontinue service without permission from the Public Service Commission.

Mr. Dickenman moved the following resolution:

RESOLVED, that the management of the Rockland Coaches, Inc., and/or Spring Valley Motor Coach Co., Inc., and/or the Rockland Transit Corporation, and/or the Public Service Commission for the State of New York, be petitioned to continue and maintain a bus operating service between Nyack, Central Nyack, West Nyack and Spring Valley, to leave Nyack at 7 A.M., weekdays, on the grounds that said service is necessary and warranted, and that the discontinuance of which would create an undue hardship on residents of the Town of Clarkstown who use same for the purposes of going to business, shopping, etc., and be it further

RESOLVED, that a copy of this resolution be mailed to the said bus companies and to the Public Service Commission of the State of New York.

Seconded by Mr. Eberling	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

The Board authorized Mrs. Buchenau to mail a copy of the above resolution to the bus company and the Public Service Commission.

Mr. Blauvelt read a letter from the Postwar Public Works Planning Commission regarding contract for the construction of new roads, and

enclosing said contract and other papers which are required to be filed from time to time.

Mr. Dickenman moved that the papers be referred to Mr. Wexler, Town Attorney, for his approval, and that if any signatures are required that the Supervisor and Town Clerk be authorized to sign the forms.

Seconded by Mr. Schmersahl	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Dickenman moved that the meeting be adjourned to go into Board of Health Meeting.

Seconded by Mr. Schmersahl	Carried
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After discussing matters pertaining to health in Board of Health Meeting, the Board reconvened into regular Town Board Meeting, on motion of Mr. Dickenman, seconded by Mr. Schmersahl.

Mr. Blauvelt took up with Mr. Wexler the matter of a balance in the Nanuet Sidewalk Dist. Mr. Blauvelt said he understands there is something in the law that requires him to hold this balance for a certain length of time. He said he would like to know if it would be possible to refund this money or transfer it into the General Fund.

Mr. Wexler said he would look into this matter and report back to the Board.

Mr. Klein, Supt. of Highways, reported on Freemont Ave. in Nanuet. He said that Mr. Makowski wanted a portion of the road taken over. He said he had checked the matter and would recommend that 250 feet on Clinton Place and the continuation of Freemont Ave. be taken over as town roads. He told the Board that deeds have been filed covering these roads.

Mr. Eberling moved that 250 feet on Clinton Place and the continuation of Freemont Ave. to Clinton Place in Nanuet, as shown on a map filed in the Town Clerk's office, be taken over as Town roads.

Seconded by Mr. Dickenman	Vote: Mr. Schmersahl	Yes
	Mr. Eberling	Yes
	Mr. Dickenman	Yes
	Mr. Blauvelt	Yes

Mr. Klein told the Board that he was unable to find anything to show that Forest Glen Road had ever been taken over as a Town Road.

Mr. Eberling moved that the monthly reports of the various town officers be accepted as presented.

Seconded by Mr. Dickenman

Carried

Mr. Wexler, Town Attorney, told the Board he would like to report relative to Glen C. Miller. Mr. Wexler informed the Board that about two years ago, Mr. Miller procured a building permit on which he had eight buildings listed, and that he believed he would only have to pay one fee. Mr. Carey, who was Building Inspector at that time, interpreted the Zoning Ordinance to mean that the fee should be a specified amount for each building. Mr. Miller objected and sent many letters voicing his objections. Mr. Wexler said that the original fees as set by the Board meant so much per building. He said that the Board of Appeals had asked for a clarification of this part of the fees, and that the Board had ruled it was so much per building. Mr. Wexler pointed out that Mr. Miller built three or four buildings and then stopped. He told the Board that Mr. Miller had come up from New York to attend the Board of Appeals meeting on Jan. 3rd, but that due to the storm, no meeting was held. He said that he had communicated with Mr. Miller, and that he would probably be present at the meeting to be held on Jan. 17th.

Mr. Wexler said it was his interpretation that the ordinance meant a fee per building.

Mr. Wexler then reported on the New York Trap Rock case. He said that he had conferred with Mr. Stickles and that they were working on an examination before trial. He said it may be so that the President of the company, Mr. Tompkins, knows the most about the case. Mr. Bryant has asked that the examination be adjourned until sometime in March, since Mr. Tompkins is at present in North Africa with the Red Cross. Mr. Wexler said that Mr. Stickles is agreeable to adjourning the matter until March, and then if Mr. Tompkins has not returned, they will decide if someone else is to be examined. Mr. Wexler told the Board that in connection with this case, Mr. Stickles had expressed the opinion that it would be wise for the present town attorney to serve until this matter is disposed of.

Chief Liebert suggested that all of the ordinances be published in one small pamphlet form. He told the Board that the Sanitary Code

has not been kept up to date, and that when cases are brought before the Justices, they insist on certified copies, which are difficult to obtain, due to the detailed search of the records.

Mr. Wexler said he would look into this matter, as he understands some other towns have put their ordinances in printed form, and that he would report back to the Board.

Chief Liebert told the Board that the Becker property in West Nyack is in a very dangerous condition, and that the children are playing there. He is afraid that sometime some child will be seriously injured.

Mr. Blauvelt then asked if this property could be posted.

Chief Liebert said that if it is boarded up, he could post it.

Mr. Wexler suggested that two demands might be made on the estate, namely, (1) that the Fire Commissioners inform the estate that it is a fire hazard (2) that the Police department inform the estate that it is a public nuisance.

Mr. Dillon said that he is temporary Administrator for the estate, and that he understands a settlement is about to take place. He said his powers, however, are very limited.

Mr. Blauvelt then suggested that our Attorney and Chief of Police and the West Nyack Fire Co. do everything possible to stop this dangerous hazard.

Mr. Handley, Welfare Officer, conferred with the Board relative to a welfare matter.

Bills Nos. 1 to 73 on Warrant #1 were audited and ordered paid as follows:-

<u>CLAIM NO.</u>	<u>CLAIMANT</u>	<u>NATURE OF CLAIM</u>	<u>FUND AND/OR APPROPRIATION</u>	<u>AMOUNT ALLOWED</u>
			TOWN BOARD	
1	Mrs. Rose M. Leo	Rent	Town Hall & Offices	40.00
2	West Nyack Fire Engine Co. #1	"	"	20.00
3	Nanuet Fire Engine Co.	"	"	20.00
4	"	"	"	20.00
5	Coyle & Coyle	"	"	35.00

<u>CLAIM NO.</u>	<u>CLAIMANT</u>	<u>NATURE OF CLAIM</u>	<u>FUND AND/OR APPROPRIATION</u> TOWN BOARD	<u>AMOUNT ALLOWED</u>
6	Nanuet National Bank	Rent \$30.00 Water <u>3.75</u>	Town Hall & Offices	33.75
7	Nyack Window Cleaning Co.	Repairs	"	6.00
8	New York Telephone Co.	Telephone	"	6.60
9	"	"	"	5.95
10	"	"	"	6.75
11	"	"	"	12.10
12	"	"	"	29.85
13	"	"	"	5.70
14	"	"	"	24.65
15	"	"	"	10.95
16	"	"	"	6.00
17	"	"	"	18.25
18	"	"	"	14.60
19	Rockland Gas Co., Inc.	Heat	"	10.68
20	Rockland Lt. & Power Co.	Light	"	4.50
21	"	"	"	2.45
22	"	"	"	8.10
23	"	"	"	4.95
24	Edward Thompson Co.	Other Expense	"	25.00
25	Coyle & Coyle	Official Bonds	Insurance	5.00
26	"	"	"	5.00
27	"	"	"	44.80
28	"	"	"	160.00
29	"	"	"	4.00
30	"	"	"	4.00
31	"	"	"	164.00
32	George M. Edsall	"	"	240.00
33	"	"	"	4.00
34	August Fischer, Jr.	"	"	5.00
35	George M. Edsall	Fire & Liability	"	3.94
36	Excelsior Press	Printing & Advertising	Printing & Advertising	4.25
37	"	"	"	13.00
38	"	"	"	28.00
39	The Journal-News	"	"	13.44
40	John Elliott	Zoning Inspector & Expense	Zoning Inspector & Expense	10.94

<u>CLAIM NO.</u>	<u>CLAIMANT</u>	<u>NATURE OF CLAIM</u>	<u>FUND AND/OR APPROPRIATION</u>	<u>AMOUNT ALLOWED</u>
41	Walter Ryckman	Emp. Comp.	Supervisor	129.75
42	Roswell P. Blauvelt	Expense	"	10.00
43	Nyack Typewriter Exchange	Office & Other Expense	Justice	5.50
44	Mary DeMartini	"	"	5.00
45	Kate Buchenau	"	Town Clerk	7.38
46	Cunard Stationery & Printing Co.	Office Expense	"	20.52
47	Mrs. Marantha Knapp	Clerk	Rec. of Taxes	100.00
48	Florence Blauvelt	Emp. Comp.	Board of Appeals	23.25
49	Walter Bovee	Expense	Police	84.19
50	Town of Clarkstown, Highway Fund	Other Expense	"	96.77
51	Nyack Carburetor Sales & Service	"	"	12.35
52	Philip Rieber Co.	"	"	6.60
53	Harold H. Abrams	"	"	5.00
54	West Nyack Service Station	"	"	2.65
55	C. R. Jones, Jr., Inc.	"	"	2.65
56	C. R. Jones, Jr., Inc.	Purchase of equipment	"	750.00
57	Rockland Lt. & Power Co.	Congers O.C.D.	War Emergency Pur.	2.25
58	"	"	"	1.00
59	"	"	"	2.65
60	New York Telephone Co.	Rockland Lake O.C.D.	"	11.20
61	"	Bardonia O.C.D.	"	8.50
62	"	Valley Cottage O.C.D.	"	11.50
63	Samuel H. Handley	Office & Other Exp.	Town Welfare Officer	9.02
64	Nyack Typewriter Exchange	"	"	1.00
65	John J. Harrison	Veterans Relief	"	5.64
66	William H. Martin, Quartermaster, V.F.W. #2607	Veterans Organizations for Post Rooms	Miscellaneous	180.00
67	John Mott, Finance Officer, M.O.P.H.	"	"	180.00
68	Henry Helmske, Treas. American Legion Post #794	"	"	180.00
69	M. R. Hopper, M.D.	Other health Exp.	Board of Health	110.79
70	Charles McLeod	"	"	2.00
71	Henry L. Engels	"	"	2.00
72	William Conklin	"	"	2.00
73	E. Winifred Pitkin	"	"	20.00

Mr. Dickenman moved that the meeting be adjourned.

Seconded by Mr. Schmersahl

Carried

Meeting adjourned.

Kate Buchanan

Town Clerk of Clarkstown