

TOWN BOARD MEETING

NOV. 9, 1945

Town Clerk's Office

8:00 P.M.

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

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

The minutes for the last regular meeting held on October 19th, 1945 were then read.

Mr. Dickenman moved the minutes be adopted as read.

Seconded by Mr. Schmersahl

Carried

The minutes for the Public Hearing held on Nov. 2nd and the Adjourned Public Hearing held on Nov. 8th, 1945 were dispensed with.

Mrs. Goetschius again appeared before the Board and informed them that Mr. Ernest Miller still has all the turkeys. She further told the Board that the droppings lie on the ground and are never covered up with lime, and that as a result there is still a bad odor. She told the Board that he has kept the chickens until they reached broiler size, and that he has accomplished what he set out to do, namely, start a business in a residential district. Mrs. Goetschius said that he hasn't sold his place, and that it doesn't look as though he will move now, as he has put coal in his cellar.

Mr. Blauvelt then asked Mrs. Goetschius if she would wait until Dr. Hopper arrived, as the turkey droppings appeared to be a Board of Health matter, and to this Mrs. Goetschius agreed.

Mr. George James of Congers then appeared as a visitor at the meeting and when asked if he had anything he wished to bring before the Board, he said he would very much like to know what the functions of the Board, their duties, etc. are.

Mr. Blauvelt told Mr. James that the Town Board governs the town, audits and passes on all ordinances, bills, resolutions pertaining to the Town and prepares the Town budget.

Mr. James then told the Board that he wished to bring before their attention the condition of the railroad crossing in Congers where the tracks cross the highway. He said the crossing is in a very bumpy condition, which is extremely hazardous to motorists using the highway. He further told the Board that there is a nuisance to many residents of the Town, especially those living in the vicinity of the railroad tracks caused by the smoke from the trains. He said he believed something could be done to dispense with this smoke, and he asked that the Board communicate with the railroad and request them to not only fix the crossing in Congers but also correct the smoke nuisance. He said he felt a letter from the Board would bring about the desired results, and that the people would appreciate it very much.

Mr. James then recommended that something be done so that a tax sale can be held in Rockland County, in order that tax lots may be sold, thus enabling people to get a clear title. He pointed out the condition in Congers where there are many tax lots, which would be desirable if a clear title could be obtained.

Mr. Blauvelt told Mr. James that the County is now working on this matter, as it comes within the jurisdiction of the County rather than the Town.

With reference to the railroad crossing in Congers, Mr. Dickenman told Mr. James he felt the County was responsible for the crossing.

Mr. James then said he believed this was up to the railroad, and he further added that when one man had broken a spring at the Valley Cottage crossing, the railroad corrected the bad condition.

Mr. Dickenman moved that a letter be written to the West Shore Railroad requesting them to correct the bumpy condition at the Congers railroad crossing, and further that they be requested to take some action to correct the smoke nuisance.

Seconded by Mr. Schmersahl

Carried

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

Seconded by Mr. Eberling

Carried

After discussing matters pertaining to health in Board of Health Meeting, on motion of Mr. McIntyre, seconded by Mr. Schmersahl and carried,

the Board reconvened into regular Town Board meeting.

Mr. Blauvelt read a letter from Rockland Light & Power Company in which they advised that they were agreeable to installing the street light on Hemingway Ave., Congers, and if necessary waiting for the installation charge of \$61.25 until it could be appropriated in the next Town budget.

Mr. Dickenman moved the following resolution:

RESOLVED, that a street light be installed on Pole #7 on Hemingway Ave., Congers, and that the Rockland Light & Power Company be requested to make the necessary installation.

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

Mr. Blauvelt read a letter from Sidney D. Schimpf, resigning his position as Inspector of Elections for Dist. #3, West Nyack because of business conditions which make it impossible for him to serve on the Election Board.

There was no appointment made.

Mr. Blauvelt then told the Board that communications have been received from the Dept. of Commerce, in which they advise that the Town may purchase new and used Army jeeps, shot gun shells and used tires should they care to do so.

The Board then approved a street opening permit under Section 149 of the Highway Law, issued to Mortimer Harrison.

Mr. Blauvelt read a communication from Interstate Commerce Commission, advising that the applications of Rockland Coaches Inc. and Spring Valley Motor Coach Co., Inc. requesting an extension of their bus service over Queen Anne Road and Grand Ave. and Teaneck Roads have been denied.

Mr. Blauvelt then told the Board that residents of Valley Cottage have requested that the light on 303, six corners, Valley Cottage be re-installed because of increased traffic and children crossing the highway to go to school.

Mr. Dickenman then inquired of Chief Liebert what had been done about the traffic light on 303 at Congers, and Mr. Liebert reported he had taken the matter up with Mr. Ronan, but that he doesn't know what the State will do. Chief Liebert told the Board that he expected big changes will be made in the spring in regard to the lights, as it is expected the automatic eye will be used to a great extent.

Mr. Eberling moved the following resolution:-

RESOLVED, that the New York State Traffic Commission be requested to check on the light on 303, six corners, Valley Cottage, and if possible have the light re-installed there.

Seconded by Mr. Schmersahl

Carried

Mr. McIntyre then inquired regarding a light from Route 304 to College Ave. on First St. in Nanuet. It was suggested that the people present a petition to the Board requesting this light.

Mr. Blauvelt reported to the Board that the Rockland Light & Power Company had delivered the new street lighting contracts, and that he would like their authority to sign them for the Town.

Mr. Eberling moved that the Supervisor be authorized to sign the new street lighting contracts with the Rockland Light & Power Co.

Seconded by Mr. Dickenman

Vote: Mr. Schmersahl

Yes

Mr. McIntyre

Yes

Mr. Eberling

Yes

Mr. Dickenman

Yes

Mr. Blauvelt

Yes

Mr. Harrison appeared before the Board and said that he wasn't able to be present at the last meeting, and therefore had sent a letter opposing any salary increase to the assessors. He said he would like to know if the Board needed any further proof. Mr. Harrison then told the Board that he would prefer to have the other members of the Board of Assessors in, as he has the fullest confidence in their honesty and integrity.

The Board advised Mr. Harrison they had not increased the assessors' salaries, and that his letter had been given their consideration.

Mr. Schmersahl moved that Mrs. Letitia Johnson be appointed Janitress in the Welfare Office, beginning December 1st, 1945, her salary to be \$24.00 per month instead of \$12.00 per month, effective December 1st.

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

Mr. Blauvelt presented the reports of the following Town officials for the month of Oct., 1945.

- Supervisor's report and trial balance
- Town Clerk's report
- Building Inspector's report
- Welfare Officer's report

Mr. Eberling moved the reports be accepted as presented.

Seconded by Mr. Dickenman Carried

Mr. Roepe, Town Attorney, then reported to the Board regarding the road which the Village of Spring Valley wishes to use as an access road to their park. He said a suggestion has been advanced that the Town of Clarkstown deed its portion over to the Village of Spring Valley, but unfortunately this cannot be done, as there is nothing there we can convey to anyone. He said the question is whether we would permit the Village of Spring Valley to maintain not only their portion of the road but also our portion. Mr. Roepe told the Board that they could make no agreement which would permit them to shirk the Town's duty to keep that highway open.

Mr. Roepe then reported to the Board regarding the public notice for the snow loader. He said that the Supt. of Highways had informed him the particular equipment he wanted is not being made and will not be made for sometime, and he therefore advised the Town Clerk's office not to publish the notice.

Mr. Roepe reported that he had sent the deeds for the two blocks in New City Park for signatures. He said he will send the other deeds as soon as possible. He has not as yet received the deeds back, and he hasn't received any file copies from Mrs. Pedersen. Therefore nothing has been done on the deeds for the roads already accepted. He told the Board that he will send the other deeds on Lindbergh Lane to Mr. Hall.

Mr. Blauvelt then said he felt that something should be done about the ordinances.

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The Board then discussed the ordinances at length, especially that portion dealing with sidewalks and the removal of snow therefrom.

Mr. McIntyre then inquired regarding Mrs. Leo's store in Nanuet, now occupied by her daughters as a beauty parlor, which she wishes to rent to the Town for the Rec. of Taxes' office.

Mr. Schmersahl moved that the Town rent the Store of Mrs. Rose Leo which is now occupied by her daughters as a beauty parlor for the office of the Rec. of Taxes, rental of the office to begin on December 1st, 1945, the rental to be \$50.00 per month.

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

Mr. Klein, Supt. of Highways, then informed the Board that he had made inquiries regarding the snow loader, and that he may be able to get it from another company.

The Board then agreed that they would hold a special meeting if Mr. Klein could get figure on the snow loader, and defer action on the ordinances until the next meeting.

A petition was then presented from Davies Farms, Inc. requesting that their property at New City be changed from Residence A to "Business B" district.

Mr. Milich, the owner of Davies Farm, Inc. appeared in person, and explained that he wished the change made, as he plans on building a hotel for guests.

Mr. Eberling moved the following resolution:

WHEREAS, DAVIES FARM, INC., the owner of real property located at North Middletown Road and New Valley Road, New City, New York, has presented a petition to the Town Board requesting the amendment of the Building Zone Map of the Town of Clarkstown by placing said lands of said petitioner more fully described in the said application and now presently zoned for "Residence A", in a "Business B" zone, and

WHEREAS, the said lands of the petitioner are and have been continually used in a manner not conforming to the Building Zone Code of the

Town of Clarkstown, and

WHEREAS, the said petitioner desires to extend the nonconforming use by the erection of improvements and buildings, and wheras it appears desirable and in the public interest that the said application be granted.

NOW, THEREFORE, BE IT RESOLVED that the application of Davies Farm, Inc. for a change of the Building Zone Map of the Town of Clarkstown, as hereinbefore indicated, be and the same is hereby granted to the extent that a public hearing be held on the 14th day of December, 1945 at 2:30 P.M. o'clock in the afternoon of said day at the office of the Town Clerk of the Town of Clarkstown at Main Street, New City, New York, and

IT IS FURTHER RESOLVED, that the Town Clerk and the Town Attorney be and they hereby are respectively directed to prepare and publish the statutory notice of such public hearing.

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

The Board then discussed the proposed site for a Town Hall and whether or not an option should be taken on the Irion property at New City. The Board finally decided to meet with Mr. Irion an hour earlier at the next meeting, which will be held on Dec. 14th, 1945 to go into the matter with him.

Bills Nos. 662 to 790 on Warrant #11 were audited and ordered paid, amounting to \$7,154.05.

Mr. Dickenman moved the meeting be adjourned.

Seconded by Mr. Eberling Carried

Meeting adjourned.

KATE BUCHENAU,
Town Clerk of Clarkstown

By *Oliver M. Marthing*
Dep. Town Clerk

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