

TOWN BOARD MEETING

December 12, 1947

Town Clerk's Office

3:00 P.M.

Present: Mr. Schmersahl
 Mr. McIntyre
 Mr. Welchman
 Mr. Eberling
 Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Eberling moved that the reading of the minutes for the Public Hearing held Nov. 6th, 1947 and the regular Town Board Meeting held Nov. 11th, 1947 be dispensed with.

Seconded by Mr. Welchman Carried

Mr. Eberling moved adjournment to go into Board of Health Meeting.

Seconded by Mr. Welchman Carried

After discussing matters pertaining to health in Board of Health Meeting, on motion of Mr. Welchman seconded by Mr. Schmersahl and unanimously carried, the Board reconvened into regular Town Board Meeting.

Mr. Dillon presented a deed from Tille Fulle to the Town of Clarkstown covering the extension of Maple Road in Valley Cottage 318 feet westward.

When asked to report on this proposed extension, Mr. Klein, Supt. of Highways, told the Board that at the time this road was taken over by the Town, it was accepted only as far as the macadam. A new road would have to be built for the new extension of 318 feet.

After discussing the matter, the Board decided to refer the matter to the Planning Board for their further investigation and recommendations.

Mr. Dillon read a letter from James Portal, Secretary of Sarida Corporation requesting that the street sign "Blauvelt Road" at the junction of Church St. and Blauvelt Rd. in Nanuet be replaced and that the sign "Ehrhardt Rd." be removed. He asked the Board to take immediate steps to have the proper sign replaced and to see that the changing of the sign is stopped.

Mr. Klein then told the Board that on this road, Ehrhardt Rd. is on one end and Blauvelt Rd. is on the other end.

Mr. Eberling then told the Board that he owns property on this road, and that he knows it is Blauvelt Rd.

Mr. Eberling moved that Mr. Klein be authorized to change the

street sign at the junction of Church St. and Blauvelt Rd. in Nanuet to read "Blauvelt Rd" instead of "Ehrhardt Rd."

Seconded by Mr. Schmersahl

Carried

Mr. Dillon then read a letter from the State Insurance Fund in which they advise that Policy A-25950 has been renewed as of Dec. 31st, 1947, and that the rates have been reduced by the State Fund advance discount of 25%.

Mr. Dillon then told the board that a resolution would have to be passed authorizing the installation of 13 lights in the extension to the Nanuet Lighting Dist.

The question of street lights on First St., Nanuet, was then brought up for discussion.

Mr. Dillon told the Board that he understood the consent of Mrs. Fischer Williams must be obtained before the Rockland Light & Power Co. can install the necessary poles. Thus far Mrs. Williams will not give the required permission.

Mr. Dillon read a letter from Mr. Rotella, advising that it will be impossible for him to run a bus to and from the Congers School. He told the Board that he is not in a position to run two complete round trips daily from West Haverstraw to Congers at this time.

Mr. Eberling moved the following resolution:-

RESOLVED, that the Rockland Light & Power Co. be authorized to install 13 street lights, each to be 60 Candle Power with 4' bracket and #1 fixture, in the Nanuet Lighting District Extension as follows:-

9 Lamps on Grand View Avenue, between Old Nyack Turnpike and Pros-peace Avenue, 2 Lamps on Henry Court Drive, 1 Lamp on Prospect Avenue west of Grandview Avenue and 1 Lamp on Edsall Avenue North of Prospect Avenue. These lights are as shown on Map of proposed extension of Nanuet Lighting Dist. drawn by P. W. Wagner, and dated May 7th, 1947.

Seconded by Mr. Schmersahl

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. McIntyre moved that bonds covering the following Public Officials be set at the following amounts:-

Supervisor - General Bond	\$40,000.
Highway Bond	100,000.
Justices	1,000.
Rec. of Taxes	30,000.
Supt. of Highways	1,000.
Town Clerk	2,000.
Welfare Officer	500.

Seconded by Mr. Welchman

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. Trachtenberg, Town Attorney, reported that the Hantmann case is on the calendar for trial by Referee.

Mr. Dillon reported that a meeting has been arranged for this Thursday evening, December 18th, on the Oakbrook water matter.

Mr. Trachtenberg reported that he checked the Taxi Ordinance in Spring Valley. The people file application, and there are certain requirements which must be met before a license can be obtained. Drivers and cabs are licensed and public stands are designated. There are no solicitations on the streets allowed. At public stops, they require taxi operators to stand a definite number of feet away from the busses. Mr. Trachtenberg told the board that an ordinance alone is not enough. There must be strict enforcement.

Mr. Dillon then appointed Mr. Trachtenberg and Mr. Liebert a committee to go into this matter and work out an ordinance for Clarkstown.

Mr. Dillon then informed the Board that the Board of Appeals wishes to meet with them on December 15th in joint session.

After discussing this matter, only Mr. Dillon was able to be present on the 15th, so the Board decided to meet with the Board of Appeals early in January.

Mr. Dillon read a letter from the Municipal Post War Planning Bureau advising that preliminary plans for the Central Nyack sewer system have been approved. They cannot, however, prepare contracts for the final plans until the district has been formed.

Mr. Dillon then told the Board that the State is paying \$725.00 towards the preliminary plans and \$2,220.40 towards the final plans.

Mr. Gibney from Central Nyack, representing the Committee, then told the Board that the plans had been submitted to the Board of Health, and that

they have been approved.

Mr. William Yuda, Civil Engineer, then presented his report on the proposed sewerage system for Central Nyack. He told the Board that the State has approved his recommendations and plans for the proposed system. He said that three methods of sewage disposal were considered as follows:-

1. Collection and treatment of the sewage in a plant located within the limits of the District, with effluent discharged into a tributary of the Hackensack River.
2. Collection and treatment of the sewage in a plant located within the limits of the District, with effluent discharged into the Hudson River.
3. Collection of the sewage within the limits of the District and treated in the Village of Nyack treatment plant.

Mr. Yuda told the Board that the third method has been approved by the State. A study has been made of the sewerage system in Nyack, and arrangements can be made to discharge the sewage into the Nyack sewerage system. The estimated cost for this method is \$147,000. and this figure has been based on 1940 prices.

Mr. Dillon read a letter from the New City Operating Corp. requesting that Evergreen Road East and Evergreen Road West in New City be taken over as Town roads, inasmuch as they have been built according to town specifications.

Mr. Dillon then told the Board that Mr. Klein had informed him these roads were now in an acceptable condition.

The Board then requested the Town Clerk to notify Mr. Solomon to prepare the necessary deeds, and then the Board will take action.

Mr. Dillon read a letter from W. K. Herdman, Chairman of the Board of Appeals, in which he advised that a violation exists in Bardonia on the property of B. Altmann, which is being used as a Boarding House. This is not permissible in a Residence A district.

Mr. Eberling moved that the letter be turned over to the Town Attorney.

Seconded by Mr. Welchman

Carried

Mr. Dillon presented the reports of the following Town officers covering the month of November, 1947.

Town Clerk
 Chief of Police
 Veterans Welfare Officer
 Welfare Officer
 Building Inspector
 Building Inspector's Report for Oct.

Mr. Dillon read a letter from Elizabeth Haring requesting the closing off of Old Route 59 from Laurel Road to approximately 20 feet on Greenbush Rd. and Route 59 for sleigh-riding.

When asked to give his opinion on this matter, Mr. Trachtenberg told the Board that it is a risky business, as there may be something in the insurance policies that may give the company an out in the event of an accident. He told the Board that he would not advise closing off this road, as they are liable for any accidents that may occur.

After discussing the matter, the Board decided that they could not grant this request, inasmuch as the Town is liable for any accidents that might occur on Town roads. Mr. Dillon said that he would advise Miss Haring accordingly.

Mr. Dillon told the Board that a request has been received from the Central Nyack Welfare Association to install two lights in Central Nyack, and that a resolution is needed authorizing the installation of the lights.

Mr. Eberling moved the following resolution:-

RESOLVED, that Rockland Light & Power Co. be authorized to install two street lights in Central Nyack, one to be placed on pole #2 on Hall Street and one on the pole on Willow Street between the homes of Gambetti and Halliday #4 and #6 Willow St.

Seconded by Mr. Schmersahl

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. Schmersahl moved the following resolution:-

WHEREAS, at the close of business of the Fiscal year of 1947 of the Town of Clarkstown, certain additional appropriations require to be made in order that none of the accounts shall be overdrawn, and

WHEREAS, there is a sufficient balance available in the account of Current Surplus to adequately care for such additional appropriations that are necessary, and

WHEREAS, Section 107 of the Town Law provides that Surplus Funds of the Town may be used for its legal procedure, be it

RESOLVED, that the Supervisor be authorized to transfer in addition to transfers already sanctioned by this Board certain sums necessary to effectively close the accounts of the Town of the year 1947, and the Supervisor is hereby authorized to make such intra account transfers as may be desirable in order to maintain credit balances within the several accounts of the Town so that none may be overdrawn including such exchange transfers within the several

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bank accounts as will best facilitate the proper closing out of said accounts.

Seconded by Mr. McIntyre

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. Dillon then told the Board that Mr. Klein has reported someone has a bad habit of damaging street signs, and that he did not know whether it is being done by adults or children. He said that in Ramapo they offer a reward for information leading to the apprehension of people who have taken signs.

After discussing the matter, the Board decided to refer it to the Town Attorney for checking and further report.

Mr. Klein told the Board that a dead end sign has been placed on Mass. Ave. in Congers and a Stop sign in Central Nyack on First St. and Mountain View Ave.

Chief Liebert told the Board that in the recent snow storm, if it had snowed any more, there would have been about 200 cars parked on the highways. He said that they will have to get after people who continually leave their cars on the streets, as the snow plows cannot get through.

Mr. Dillon suggested that a warning sign be put on the cars now while it isn't snowing, so that they cannot complain when they get a summons.

Mr. Dillon then read a letter from Harry Schek, petitioning the Town Board to change the zoning of his property in West Nyack from Residence A district

Mr. Eberling moved the following resolution:-

WHEREAS, HARRY SCHIEK has petitioned this Board for a change in the Building Zone Ordinance with respect to certain property located at West Nyack, New York, from a "Residence A" District to a "Business B" District, said property being described as follows:-

ALL that certain lot, piece or parcel of land situate, lying and being at West Nyack, in the Town of Clarkstown, County of Rockland, State of New York, bounded and described as follows, viz:

BEGINNING at a point in the boundary line between the lands of Harry Schek on the east and the lands of Garret Miller on the west, in the northerly line of "Business B" zone, said point being 200 feet north,

measuring at right angles from the north line of Route 59; thence running northerly along the said boundary line between the lands of Schek and Miller about 43 feet to other lands of Garret Miller; thence turning and running easterly along the southerly boundary of lands of Garret Miller about 210 feet to the lands of Harry Clark; thence turning and running southerly along the lands of Harry Clark about 65 feet to the northerly line of "Business B" zone; turning and running thence westerly along the northerly line of "Business B" zone to the point of beginning.

NOW, THEREFORE, BE IT RESOLVED that a public hearing on said petition be held at the Town Clerk's Office on January 9th, 1948 at 8:00 o'clock in the evening to consider said petition and that a notice to that effect be published pursuant to the provisions of law made and provided.

Seconded by Mr. Schmersahl

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. Dillon told the board that the Annual Meeting of the Board will be held on December 29th, 1947 at 3:00 P.M.

Mr. Dillon then told the Board that he has a surplus available, and that he is using a portion of it to reduce the tax rate to \$1.96 per hundred. He said he would like to have a resolution authorizing him to pay the amount of \$30,106.79 to the County Treasurer in order to establish the tax rate at \$1.96, which is two points lower than last year.

Mr. Schmersahl 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 \$30,106.79 in order to reduce the tax rate, thereby establishing it at \$1.96 per one hundred dollars.

Seconded by Mr. Welchman

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

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Mr. Dillon read a letter from William J. McIntyre, resigning his position as Special School Traffic Officer for Valley Cottage School.

Mr. Welchman moved the resignation be accepted.

Seconded by Mr. Schmersahl Carried

Mr. Dillon read a letter from the Board of Trustees of Valley Cottage School, recommending the appointment of Edward Garrabrant for the position of Special School Traffic Officer at Valley Cottage School.

Mr. McIntyre moved that Edward Garrabrant be appointed Special School Traffic Officer at Valley Cottage School, his compensation to be \$2.00 per day.

Seconded by Mr. Welchman

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Mr. Welchman moved the reports of all Town officers be accepted.

Seconded by Mr. Schmersahl Carried

A street opening permit under Section 149 of the Highway Law was then granted to Leonard J. Hansen.

Mr. Klein told the Board that the chip spreader purchased about two months ago saves about two hours in every snowstorm, and that only one man operates it. He said he would like to recommend the purchase of another spreader, as he believed it to be a good investment.

Mr. McIntyre moved that the Supt. of Highways be authorized to get bids on another chip spreader.

Seconded by Mr. Schmersahl

On roll call, the vote of the Board was as follows:-

Mr. Schmersahl	Yes
Mr. McIntyre	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Bills Nos. 1019 to 1110 on Warrant #12, amounting to \$12,578.02 were audited and ordered paid.

There being no further business, Mr. Welchman moved the meeting be adjourned.

Seconded by Mr. Eberling Carried

Meeting adjourned.

Carroll M. Martling
Town Clerk of Clarkstown