

ANNUAL TOWN BOARD MEETING

December 30th, 1948

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Dillon then read the annual report of C. Elsie Haerle, Receiver of Taxes, as follows:-

Nanuet, N.Y. Dec. 27, 1948

Miss Cora M. Martling,
Town Clerk, Town of Clarkstown
New City, N.Y.

Dear Miss Martling:

I submit herewith the amount of Taxes and Fees collected from January 1st, 1948 to date, as requested in your letter of December 22nd, 1948.

State & Co. Taxes received by Mr. Crawford, Co. Treas.	\$58,219.36
" " " " " " Mr. Dillon, Supv.	222,004.96
Total Amount of School Taxes Collected	284,762.51
" " " Fees Collected	<u>666.00</u>
	565,652.83

Very truly yours,

C. ELSIE HAERLE,
Receiver of Tax.

CEH:LK

Mr. Dillon read the annual report of the Board of Assessors as follows:-

REPORT OF THE BOARD OF ASSESSORS

TOWN OF CLARKSTOWN

1948

The total assessed value in the town shows an increase of \$306,793 over the previous year.

This increase would apply only to district taxes, as an additional \$24,888 was added to Veterans exemptions, thus causing the increase for State, County and Town taxes to show an increase slightly less than that for district taxes, the actual increase being \$281,905.

On grievance day August 10, there appeared before the Board of Assessors, eleven property owners or their agents, to protest on the assessed value placed on their properties.

* These matters were taken care of to the satisfaction of those concerned, either by adjustment or proper explanation.

All School tax rolls were delivered to their respective School boards between August 15 and September 4.

The completed tax Rolls were turned over to the Town Clerk on September 7.

O. T. KEYSER,
Chairman
Board of Assessors

Mr. Dillon read the annual report of the Health Officer as follows:-

Dec. 30, 1948

ANNUAL REPORT OF HEALTH OFFICER

During 1948, 23 milk dealers were given permits; 13 swimming pools and beaches were inspected and given permits; 20 nuisances, ie sewage, chickens, etc. were investigated and correction obtained in all but 2 cases, which are now pending.

There were 9 committments made to Rockland State and 3 deaths without medical attendance, investigated and signed. 81 samples of water were collected from Bierd and Fulle in Valley Cottage, from Lake Lucille, New City Park, Oakbrook and Birchwood in New City.

Communicable diseases included an unusual number of measles in the spring, 2 cases of undulant fever, several scarlet fever and whooping cough.

A series of rabies clinics were held in June throughout the county. The 4 held in Clarkstown totalled 560 dogs. This is in addition to those done privately and brings the percentage of enumerated dogs done over 50%.

18 preschool clinics were held and very well attended. There were also 3 toxoid vaccination clinics put on in the Town.

M. R. HOPPER, M.D.
HEALTH OFFICER

Mr. Dillon read the annual report of the Welfare Officer as follows:-

December 29th, 1948

HOME RELIEF REPORT

Expenditures from January 1st, 1948 to December 29th, 1948

Outdoor Relief Reimbursable	\$9,840.63	
Nonreimbursable	3.62	
	<u>9,844.25</u>	
Total	\$ 9,844.25	
Less Refunds	<u>240.15</u>	
Total Relief		\$9,604.10
Burials (1)		81.00
	<u>Hospitalization</u>	
Amount Expended	\$ 10,133.61	
Less Refunds	<u>477.21</u>	
Total Hospitalization		\$ 9,656.40
Total Expenditures		\$ 19,341.50

FRANK W. KEMMER
Welfare Officer

ABH 103

x

Mr. Dillon read the annual report of the Veterans Welfare Officer as follows:-

December 29th, 1948

Veterans Relief Expenditures

From January 1st, 1948 to December 29th, 1948

Outdoor Relief Reimbursable	\$1,470.72
Nonreimbursable	<u>60.00</u>
Total	\$1,530.72
Less Refunds	<u>296.75</u>
Total Expenditures	\$ 1,233.97

JOHN J. HARRISON,
Veterans Welfare Officer

Mr. Dillon presented the annual report and dockets of Fred R. Engels, Justice of the Peace, and he read the report which is as follows:-

SUMMARY REPORT OF FREDERICK R. ENGELS, JUSTICE OF THE PEACE,
TOWN OF CLARKSTOWN, FOR THE YEAR JANUARY 1, 1948 to
DECEMBER 31, 1948

The following is a summary of the number and type of cases which came before me for action and disposition during the current year:

(1) Motor Vehicle infractions, such as crossing white line, improper parking, speeding and violations of the Vehicle and Traffic Law, not constituting a misdemeanor - - - - -	230
(2) Motor Vehicle violations constituting a misdemeanor, such as driving while intoxicated, leaving scene of accident and reckless driving - - - - -	6
(3) Violations of Town Ordinance such as improper parking, dumping refuse, trespass, etc. - - - - -	28
(4) Penal Law violations not indictable offenses, as public intoxication, assault, etc. - - - - -	14
(5) Conservation Law prosecution (carrying firearm in restricted area of Palisades Park) - - - - -	1
(6) Agricultural and Market Law (failure to obtain dog licenses) -	1
Total of above offenses	<u>280</u>

In addition to the above, there were Jury trials for violation of Section 2040 of the Penal Law, violation of Section 58 of the Vehicle and Traffic Law, as well as, two cases for unlawful entry held for action of Grand Jury.

Therefore, the total number of Motor Vehicle and criminal defenses disposed of during the year aggregated 284.

In the civil action division of the Court, there were a total of 66 cases disposed of as follows:-

(1) Civil actions on contract, et. - - - - -	27
(2) Penalty actions, such as Conservation Law violations - - - -	27
(3) Summary proceedings for recovery of possession of real property	<u>12</u>
	66

The following were the monies collected by me for all sources during the year.

Collected from fines, bail forfeitures in Motor Vehicle, Town Ordinance and Penal Law violations - - - - -	\$2475.00
Collected from penalties paid on violations of Conservation Laws upon civil compromises thereof - - - - -	1115.00
Collected penalty fees by way of Court Costs upon violations of Conservation Laws of the State of New York - - - - -	67.50
Collected by way of court costs upon civil actions - - - - -	<u>134.00</u>
 Total collections from above sources and remitted to Comptroller of the State of New York	 \$ 3791.50

In addition to the foregoing, there was one (1) Jury trial to recover possession of real property.

The total number of cases disposed of, civil, criminal and penalty before regular sessions of the Court aggregated a total of 351.

In addition to the above there were over 50 civil summonses issued to persons neglecting to procure dog licenses which did not come before me for disposition since such persons either displayed proof to the Town Clerk of not having a dog during the licensed year or procuring the necessary license in accord with the Agriculture and Market Laws.

Also as usual during the course of the year many residents of Clarkstown called upon me for consultation and advice regarding miscellaneous difficulties such as family brawls, neighborhood arguments and miscellaneous matters which were disposed of by me without official action.

Many civil actions were also disposed of amicably by the parties upon a recommendation of the Court.

Court sessions were held regularly on every Monday evening during the year at the Courtroom in the Nanuet Firehouse as well as, emergency sessions held at the Clarkstown Police headquarters, State Police barracks and at my home.

Special commendation is made to Chief of Police Walter Liebert and members of the Clarkstown Police Department for their fine cooperation with me in the enforcement of the Law in the Township and such cooperation has served the convenience of taxpayers and residents of Clarkstown, as well as, the function of the Court.

The Police Department has to my knowledge, disposed of numerous matters of various breaches through the exercise of their Police duty and good common sense which have in the past unnecessarily taken up the time of the Court.

I might also add that due to the diligent enforcement of the Law in Clarkstown, the Township as a whole is law abiding and peaceful.

Dated: December 30, 1948

Respectfully submitted.

FREDERICK R. ENGELS,
Justice of the Peace

Mr. Dillon presented the annual report and dockets of Stephen G. Doig, Justice of the Peace, and he read the report which is as follows:-

STEPHEN G. DOIG, JR.
JUSTICE OF THE PEACE
TOWN OF CLARKSTOWN
NEW YORK

Cases disposed of:	
Civil	23
Criminal	23
Conservation Law	38
Motor Vehicle	104
Agriculture & Markets	1
General Business	<u>1</u>
Total	190

ABH 103

Fines, penalties and civil compromises collected:

Civil	\$82.50
Criminal	105.00
Conservation	663.00
Motor Vehicle	<u>619.00</u>
	\$ 1469.50

STEPHEN G. DOIG, JR.
Justice of the Peace

Cora M. Martling, Town Clerk, then read her report as follows:-

YEARLY REPORT

Receipts and Disbursements in the office of
Town Clerk of Clarkstown for the fiscal year

1948

RECEIPTS FROM ALL SOURCES

249 Resident Hunting & Fishing @ \$2.25	\$560.25
155 Resident Hunting @ \$1.65	255.75
205 Resident Fishing @ \$1.65	338.25
15 Resident Trapping @ \$2.25	33.75
574 Resident Deer @ \$1.25	717.50
11 Non-Resident Hunting & Fishing @ \$15.50	170.50
104 Non-Resident Hunting @ \$10.75	1,118.00
87 Non-Resident Fishing @ \$5.25	478.50
5 Non-Resident 3-Day Fishing @ \$2.75	13.75
4 Archery Licenses @ \$5.25	21.00
19 Free Licenses - Aged 70 Yrs.	-
47 Non-Resident Deer @ \$10.50	493.50
8 Lost Licenses @ 50¢	4.00
31 Pin Ball Licenses @ \$25.00	775.00
8 Junk Licenses @ \$5.00	40.00
146 Marriage Licenses @ \$2.00	292.00
1897 Dog Licenses	5,267.25
5 Peddlers @ \$50.00	250.00
9 Explosives @ 25¢	<u>2.25</u>
TOTAL RECEIPTS	\$ 10,831.25

DISBURSEMENTS FOR THE YEAR 1948STATE OF NEW YORK

146 Marriage Licenses @ 50¢	\$ 73.00
-----------------------------	----------

SUPERVISOR

249 Res. Hunting & Fishing @ 25¢	\$62.25
155 Res. Hunting @ 15¢	23.25
205 Res. Fishing @ 15¢	30.75
15 Res. Trapping @ 25¢	3.75
574 Res. Deer @ 15¢	86.10
11 Non-Res. Hunting & Fishing @ 50¢	5.50
104 Non-Res. Hunting @ 25¢	26.00
87 Non-Res. Fishing @ 25¢	21.75
5 Non-Res. 3-Day Fishing @ 25¢	1.25
4 Archery Licenses @ 25¢	1.00
19 Free Fishing - Aged 70 Yrs.	-
47 Non-Resident Deer @ 50¢	23.50
8 Lost Certificates @ 25¢	2.00
31 Pin Ball Licenses @ \$25.00	775.00
8 Junk Licenses @ \$5.00	40.00
146 Marriages @ \$1.50	219.00
1889 Dogs @ 25¢	472.25
5 Peddlers Licenses @ \$50.00	250.00
9 Explosives @ 25¢	2.25
	<hr/>
TOTAL	\$ 2,045.60

COUNTY TREASURER

1897 Dogs:-	
1261 Males @ \$2.00	\$ 2,522.00
178 Spayed Females @ \$2.00	356.00
338 Females @ \$5.00	1,690.00
15 Kennels @ \$10.00	150.00
77 Dogs in Kennel @ \$1.00	77.00
27 Lost Tags	-
5 Spoiled Licenses	-
8 Transfers	-
3 War Dogs	-
	<hr/>
TOTAL	\$ 4,795.00

COUNTY CLERK

249 Res. Hunting & Fishing @ \$2.00	\$ 498.00
155 Res. Hunting @ \$1.50	232.50
205 Res. Fishing @ \$1.50	307.50
15 Res. Trapping @ \$2.00	30.00
574 Res. Deer @ \$1.10	\$31.40

COUNTY CLERK (CONT.)

11 Non-Res. Hunting & Fishing @ \$15.00	\$165.00
104 Non-Res. Hunting @ \$10.50	1092.00
87 Non-Res. Fishing @ \$5.25	456.75
5 Non-Res. 3-Day Fishing @ \$2.50	12.50
4 Archery @ \$5.00	20.00
47 Non-Res. Deer @ \$10.00	470.00
8 Lost Certificates @ 25¢	2.00
19 Free Fishing Licenses - Aged 70 Yrs.	-
TOTAL	\$ 3,917.65

RECAP

STATE OF NEW YORK	\$73.00	
SUPERVISOR	2,045.60	
COUNTY TREASURER	4,795.00	
COUNTY CLERK	<u>3,917.65</u>	
TOTAL		\$10,831.25

Approximately 600 cards were mailed to delinquent dog owners before the delinquent list was turned over to the Justices, and the results were very gratifying.

Approximately 500 letters were sent to the sportsmen who procured their licenses from this office inclosing a Fishing & Game Law syllabus for 1948 and also a revised list designating dates, bag and time limits for the fish and game not shown in the syllabus.

Approximately 1400 cards were sent to voters of Dist. #7 and #14 notifying them of the splitting of the Election District and the Polling places that had been designated.

Despite the fact that many resident hunting and fishing licenses were issued by special game protectors and sports shops, there has been an increase in the total number of licenses issued in my office this year.

I covered 25 Town Board meetings as follows:-

- 12 Regular Town Board Meetings
- 3 Special Town Board Meetings
- 8 Public Hearings on Applications to change the Zoning Ordinance
- 1 Public Hearing on the Proposed Taxi Ordinance
- 1 Public Hearing on the 1949 Budget

I wish to take this opportunity to thank the various departments of the Town for their fine cooperation shown to me during the past year.

Dated: December 30th, 1948

Respectfully submitted,

CORA M. MARTLING,

Town Clerk of Clarkstown

Mr. Emil Klein, Supt. of Highways, read his annual report as follows:-

TOWN OF CLARKSTOWN HIGHWAY REPORT

Submitted by

EMIL KLEIN, SUPT. OF HIGHWAYS

January 1st, 1948 to December 31st, 1948

The following roads in the Town of Clarkstown were rebuilt:

650 feet of Maple Road, Valley Cottage to penetration
 500 feet of Forest Glen Road, Valley Cottage to penetration
 500 feet of Lake Drive, New City Park to penetration
 900 feet of Hall Ave., New City Park to penetration
 543 feet of Sunset View Drive, West Nyack to penetration
 1600 feet of Amundsen Lane, New City Park to waterbound macadam
 750 feet of Hall Ave., New City Park to waterbound macadam
 650 feet of King's Highway, Valley Cottage to asphalt road mix
 3100 feet North Middletown Road, Nanuet to asphalt road mix
 Fulle Drive, Valley Cottage - 1221 feet accepted as Town Road
 18,500 feet of snow fence erected
 56 miles of town highways surfaced - treated with R.T. 5 tar
 Small culverts replaced with larger culverts to take care of flood waters - where needed

The Town of Clarkstown now has 86.67 miles of town roads to maintain

Repairs have been made to town equipment and at the present time all of it is in good condition

December 30, 1948

EMIL KLEIN, Supt. of Highways
 Town of Clarkstown

Chief Walter N. Liebert read his annual report as follows:-

ANNUAL REPORT

POLICE DEPARTMENT TOWN OF CLARKSTOWN

JANUARY 1st, 1948 TO DECEMBER 29th, 1948

Submitted by Walter N. Liebert, Chief of Police

COMPLAINTS AND REPORTS

A total of one thousand six hundred and thirty four (1,634) complaints and reports of following classifications were investigated, as result of some of these complaints a total of seventy four (74) persons were arrested as also listed. All Juvenile Delinquency cases were turned over to Probation Department and not classified as an arrest.

3 Abandonment & Non-support
 1 Abduction
 16 Assault
 4 Burglary
 14 Cars or trucks stolen
 112 Disorderly Conduct
 6 Fraud & Cheat
 25 Intoxicated persons
 11 Intoxicated driving
 2 Indecency
 1 Incest

- 13 Juvenile Delinquency
- 12 Larceny Grand
- 101 Larceny Petit
- 45 Malicious Mischief
- 33 Prowler
- 17 Unlawful entry
- 56 Public nuisance
- 1 Rape
- 31 Trespassing
- 15 Town Ordinance
- 10 Accidents nonvehicular
- 19 Accidents hit & run
- 59 Animals other than dogs
- 41 Assists or investigation for other Departments
- 1 Death accidental
- 48 Domestic trouble
- 42 Dog bite or rabies
- 68 Dogs lost or found
- 49 Dogs killed or injured
- 67 Dogs stray or vicious
- 59 Emergency calls or assistance
- 32 Fire
- 23 Fire arms
- 47 Highway conditions or obstructions
- 29 Information
- 69 Notification
- 55 Persons reported missing
- 55 Persons missing found
- 64 Property lost or found
- 18 Property repossessed or damaged
- 5 Labor trouble
- 20 Landlord & tenant trouble
- 41 Sanitation or Board of Health
- 36 Suspicious persons
- 45 Suspicious cars or Abandoned cars
- 155 Vehicle & Traffic
- 4 Welfare
- 15 Utilities
- 8 Arrest for other Departments
- 850 Noncriminal complaints investigated

ARREST

Assault	10
Disorderly conduct	13
Town Ordinance	13
Auto theft	7
Public intoxication	9
Driving while intoxicated	7
Larceny petit	3
Larceny grand	1
Unlawful entry	2
Indecency	3
Fraud	2
Rape	1
Incest	1
Perjury	1
Driving while license suspended	1
Leaving scene of accident	1
Cruelty to animals	1

TRAFFIC ACCIDENTS

A total of three hundred and fifty four (354) accidents were investigated.

These accidents located as follows, involved six hundred and thirth^{ty} eight (638) cars with one hundred and thirty two persons injured (132) and five (5) persons killed.

<u>LOCATION</u>	<u>NUMBER</u>	<u>CARS INVOLVED</u>	<u>INJURED</u>	<u>KILLED</u>
Route 59	98	187	33	2
Route 9W	42	76	26	1
Route 303	28	48	19	
Route 304	34	85	9	1
Town & County	142	242	45	1

There were two (2) accidents on the railroad in which one (1) person was killed. Also one (1) Airplane accidents in which two (2) persons were injured.

MISCELLANEOUS REPORTS

A total of six hundred and ten (610) Tax and Zoning notices have been posted around the Township.

There were three hundred and fifty (350) escorts of Mail, Express, Funerals, and etc.

A total of five thousand two hundred and fifty (5,250) telephone calls were received of these three thousand two hundred were investigated.

During the school session there are 5 schools Bardonia, Congers, Nanuet, Valley Cottage and West Nyack which crossings are protected by a Police Officer.

A total of forty two (42) vacant houses posted and checked in different patrols.

Property valued at eleven thousand and ninety nine (11,099.00) dollars stolen with seven thousand eight hundred and seventy eight (7878.00) recovered for our Department and Five thousand nine hundred (5,900.00) dollars recovered for other Departments.

A total of one hundred and ninety five (195) ambulance calls were received and ambulance dispatched on same also thirty two (32) for fire and Fire Companys notified through our Police Headquarters and Radio cars.

A total of six hundred and seventy four (674) Motor Vehicle and Town Ordinance traffic cases were brought before the Town Justices of the Peace with a total of two thousand six hundred and eight (2,608.00) dollars in fines collected.

Mr. George R. Murdock, Building Inspector, read his annual report as follows:-

1948

BUILDING INSPECTOR'S REPORT

1. Total \$1959.00 collected
2. 527 Applications Issued
3. 345 Permits Granted
4. One (1) Permit extended for 18 months
5. Five (5) Permits renewed
6. Twenty-two (22) Variance hearings heard.
 - 18 Granted
 - 3 denied
 - 1 void
7. 112 Certificate of Occupancy's issued
8. Four (4) Temporary Certificates renewed
9. Seven (7) Certificates (Pre-existing non-conforming issued).
- * 10. Forty-four (44) Violations placed.

11. 390 Telephone calls received.
12. 553 Registered letters mailed.
13. 3,396 miles traveled.

Signed,

GEORGE R. MURDOCK,
Building Inspector

Mr. Dillon presented a copy of the Annual Report of Progress of the Planning Board in booklet form, a copy of which is on file in the Town Clerk's office.

Mr. Welchman moved that the reports of all Town officers be accepted, and that each department be commended for their very fine report, and further resolved that the dockets of both Stephen G. Doig and Fred R. Engels, Justices of the Peace, be duly audited.

Seconded by Mr. Fibble

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

Mr. Schmersahl	Yes
Mr. Fibble	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Chief Liebert then told the Board that there was an accident to one of his police cars, and that it would cost over \$1200. to repair it. He further told them that he had procured bids on a new car, and that he felt it would be best to get the new car, as the Insurance Company will give us \$1475.00 on the old one. The Town then will only have to pay a difference of approximately \$760.00, and we will have a new car.

Mr. Eberling moved that the Chief of Police be authorized to purchase a new police car.

Seconded by Mr. Schmersahl

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

Mr. Schmersahl	Yes
Mr. Fibble	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

Chief Liebert then told the Board that he and Mr. Klein, Supt. of Highways, had received complaints about the signs installed in West Nyack.

Mr. Dillon then told the Board that he had heard complaints too and that he told the people to come over to the next regular meeting.

Mr. Fibble then told the Board that recently there have been serious accidents in Congers on Jolliffe Lane, where the children sleigh ride. He

said that two boys were injured seriously and one killed. He asked if the Board could do something about it before the next bad storm.

Mr. Dillon then told the Board that he had talked with Mr. Klein, Supt. of Highways, and that the hill was well sanded, but the children swept it off.

Mr. Klein, Supt. of Highways, then told the Board that a number of years ago roads in Congers were set aside for coasting purposes, but that the Board found out the Town would be responsible for any accidents that might occur, and the practice was discontinued.

Mr. Roepe, Town Attorney, then told the Board that he did not believe they could legally set aside any streets in the town for sleigh riding.

The Board then discussed the placing of a Stop sign at the entrance to Jolliffe Lane to see if this would slow down the traffic.

Mr. Klein, Supt. of Highways, then told the Board that he would like to make a report on the case of Mr. Leonard Campbell, one of his highwaymen, who is at present very ill, as he was informed that Mr. Welchman had told the Campbell's that Mr. Campbell should be getting 2/3 of his salary. Mr. Klein told the Board that originally Mr. Campbell injured his arm, and it was treated and reported to the State Insurance Fund, who holds our compensation insurance. Later when Mr. Campbell was hospitalized for treatment, it was reported that he was suffering from a very serious illness. Every time his case has come up for hearing, Mr. Campbell has been too sick to report. Mr. Klein further told the Board that Mr. Campbell should get a doctor and a lawyer to fight the case for him, and ascertain if his present illness is due to the original injury.

Mr. Welchman then told Mr. Klein that when he discussed the matter with Mrs. Campbell, he told her that in the laundry they paid 2/3 of the salary for compensation.

Mr. Trachtenberg appeared before the Board and requested a change of zoning for Hillside Park Operating Corp. in Central Nyack.

The Board then discussed this matter and decided to hold the Public Hearing on Feb. 11, 1948 at 8:00 P.M.

Mr. Welchman moved the following resolution:-

WHEREAS, HILLSIDE PARK OPERATING CORP., has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said town be amended by redistricting property of the said petitioner and in said petition described from "Residence A" to "Residence B" and "Business B",

BE IT RESOLVED, that a public hearing pursuant to Section 265 and 264 of the Town Law be had at the office of the Town Clerk, Main Street, New City, New York, on the 11th day of February, 1949 at 8:00 P.M. relative to such proposed

amendment, and it is,

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal-News at Nyack, New York, in the manner provided by law, and it is

FURTHER RESOLVED, that the Town Attorney prepare notices of such statutory hearing and that the Town Clerk cause the same to be published as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Mr. Schmersahl

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

Mr. Schmersahl	Yes
Mr. Fibble	Yes
Mr. Welchman	Yes
Mr. Eberling	Yes
Mr. Dillon	Yes

There being no further business, Mr. Eberling moved adjournment until Friday, Jan. 7th, 1949 at 8:00 P.M.

Seconded by Mr. Schmersahl

Carried

Meeting adjourned.

Carroll M. Marthens

 Town Clerk of Clarkstown