

TOWN BOARD MEETING

August 4, 1950

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dilloh

Mr. Dillon called the meeting to order.

Mr. John Fenner came before the Board and requested that Fenner Lane in Nanuet be taken over by the Town of Clarkstown as a town road. Mr. Fenner stated that a deed had been prepared from himself to the Town of Clarkstown.

Supt. of Highways, Emil Klein, was instructed by the Board to make an inspection of the road and report back at the next regular meeting.

Mr. Klein came before the Board and stated that he had contacted the Supt. of the New York Trap Rock Co. in regard to the Scratch Up Road. He said that the Trap Rock Co. intended to realign the road so that it would intersect with the Long Clove Road and also eliminate the danger spots.

Mr. Klein also reported to the Board on the streets in the Knapp Cplony. He stated that the road beds had been widened from 22 to 24 feet and had been built up with screenings. Mr. Klein said that at one point the road had been built up to the point that a gully had been created on both sides of the road and in the event of rain or melting snow the water would collect in the gully and run across the road. He suggested that a drain pipe be installed under the road so that the water could run off.

Mr. Robert Knapp informed the Board that the condition would be corrected and that a deed would be prepared for the Board at the next meeting.

Mr. Klein informed the Board that he had inspected Park Ave. in Nanuet and that the road met the qualifications set up by the State Dept. of Public Works.

Mr. Eberling moved the following resolution:-

RESOLVED, that the deed of John A. Loeffler to the Town of Clarkstown dedicating Park Ave. in Nanuet as a public highway, be and the same is hereby accepted, and the said road be included in the Town Highway System.

Seconded by Mr. Schmersahl.

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

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

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The Town Attorney was instructed to file the deed with the County Clerk.

Mr. Harry Herrlein of New City and Mr. Fred Frey of Nanuet came before the Board and asked if the recent appointments to the Police Dept. were permanent or temporary.

Mr. Dillon informed them that the appointments were on a provisional basis and were subject to Civil Service Examination.

Mr. William Parrish came before the Board and asked permission to pick up and transport garbage in the Town of Clarkstown.

The matter was referred to the Town Health Officer, Dr. Marjorie Hopper.

Mr. Dillon read a letter from Pesner and Bloom, Attorneys at Law, who were representing Celia Denis of Nanuet. Mrs. Denis petitioned the Town to take over as Town roads, the streets at Denis Acres in Nanuet.

The Board instructed the Supt. of Highways to make an inspection of the streets and report back at the next regular meeting.

Mr. Dillon presented to the Board an application for a Street Opening Permit from the Rev. C.O. Pedersen. The application was approved by the Board and the Town Clerk was instructed to send it to the County Supt. of Highways for his approval.

The monthly reports of the following Town Officer's and Depts. were presented to the Board and accepted:-

Welfare Officer

Building Inspector

Police Dept.

Mr. Dillon read a letter from Edward G. Roepe, Town Attorney, regarding School Attendance Officers for Union Free Schools. Mr. Roepe stated in his letter that the Town Board does not appoint the Attendance Officers for Union Free Schools. These appointments are made by the Board of Education.

Mr. Dillon read a copy of a letter written by Mr. William Schulz of New York City to the Governor of New York State. In his letter Mr. Schulz complained that his companion, on a trip through Clarkstown received a traffic summons from a member of the Clarkstown Police Dept. He stated that the Officer offered no explanation for the summons and acted in a very discourteous manner to the occupants of the car. Mr. Schulz went on to say that he thought the days of the so-called traffic traps were over, and he demanded a written apology from a Town Official and the return of the \$10.00 bail which it was necessary to post.

Chief of Police, Ernest Wiebecke, came before the Board and submitted written statements of the Officer involved and also of the Sergeant in charge of the shift, giving complete details of the incident. Both reports stated very clearly all the facts relating to the incident.

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The statements of the Officers and Chief Wiebecke's recommendation as to the character and conduct of the Officer involved left no doubt in the minds of the Town Board that the Police Dept. had done no more than perform its duty in apprehending a traffic violator.

No action was taken by the Board and the incident was considered closed.

Mr. Dillon read a letter from Supt. of Schools, John F. Hopf, concerning the amount of State Aid for the Town of Clarkstown for the years 1950-51.

Mr. Dillon read a letter from John M. Jeffrey, Building Inspector, in which Mr. Jeffrey stated that he had investigated the alleged violation on the Nagel property in Nanuet. Mr. Jeffrey said that he could find no violation in existence.

Mr. Dillon presented to the Board the Speed Limit applications from the State Traffic Comm. for the following Town Highways:-

Smith St.-----Nanuet

Church St.----- "

Highview Ave.----- "

Mountain View Ave.- Central Nyack

The Town Clerk was instructed to complete the applications and forward them to the County Supt. of Highways for his approval.

Mr. Dillon read a letter from Mr. Frank Zwahlen of Nanuet concerning blanket bond coverage for the Officers and Employees of the Town.

No action was taken on this matter.

Mr. Welchman moved that Neal Garrison be appointed as Custodian of the Polls for Election District #4, Upper Nyack.

Seconded by Mr. Eberling.

Carried.

The Board then discussed the application of Gustav and Leonora Polter for a change of zoning of their property in Nanuet. The Board members objected to granting a change for such a large parcel of land, and decided to grant the change for only a part of the property.

Mr. Welchman moved the following resolution:-

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 22nd day of June, 1950, provided for a public hearing on the 7th day of July, 1950, at the office of the Town Clerk, Main Street, New City, New York, at 8:30 P.M. to consider the application of Gustav and Leonora Polter, to amend the Building Zone Ordinance for the said Town by redistricting the property of said petitioner from "Residence B." to "Business A." and,

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice.

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NOEW THEREFORE, be it resolved, that the Building Zone Ordinance of the Town of Clarkstown be and it hereby is amended by redistricting the following described property from "Residence B." to "Business A."

ALL that certain lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Nanuet, in the Town of Clarkstown, County of Rockland, and State of New York, more particularly bounded and described as follows, viz:-

BEGINNING at a point on the Westerly side of the Erie Railroad, and running thence along the Westerly side of the Erie Railroad, Which is on an arc whose radius in one thousand nine hundred and forty-two and forty-four hundredths (1,942.44) feet, and whose chord is running in a direction of South thirty-three degrees thirty-five minutes East three hundred sixty-six (366) feet to the West-erly side of said Railroad right of way; thence turning and running along lands of one Angelo Cappeiona the following courses and distances:- (1) South thirteen degrees twenty-nine minutes West seventy-two (72.0) feet; (2) North forty-seven degrees one minute West thirty-three (33) feet; (3) North sixty-six degrees one minute West twenty-three (23) feet; (4) South fifty-one degrees eleven minutes West forty-five (45) feet; (5) South eighty-eight degrees thirty minutes West twenty-seven (27) feet; (6) North eighty-five degrees forty-two minutes West one hundred seven (107) feet; (7) South fifty-one degrees fifty-nine minutes West two hundred seventeen (217) feet; (8) South eighty-two degrees fifty-one minutes West three hundred eighteen (318) feet; thence in a general northerly direction to the division line between the premises herein described and the lands of Morris; thence turning and running along lands of Morris, South eighty-six degrees fifteen minutes East five hundred ten and eight tenths (510.8) feet to the point or place of beginning.

Seconded by Mr. Schmersahl.

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

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Dillon stated that he would like to have a Special Meeting in order that the Board could discuss the proposed Ddg Ordinance and the Miller zoning application.

Mr. Fibble moved that a Special Meeting of the Town Board be held on August 18, 1950 at 8:30 P.M. in the Supervisor's office.

Seconded by Mr. Eberling.

Carried.

The Town Clerk was instructed to inform the Town Attorney of the meeting.

Mr. Dillon presented to the Board the list of Democratic Inspectors of Elections to be appointed.

Mr. Eberling moved that the following persons be appointed as Democratic Inspectors of Elections:-

- | | |
|----------------|--------------------------------------|
| District No. 1 | Cora A. Baker
Dorothy L. Connolly |
| District No. 2 | Gertrude Gozza
Marie Hanchar |
| District No. 3 | Vietta Biltz
Marion Miller |
| District No. 4 | Viola Sarvent
Elizabeth Kastner |
| District No. 5 | George Fee
Marie Bannon |

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District No. 6	Gustav Winko Charles T. Heinig
District No. 7	James Shortal Julia Brennan
District No. 8	Leonard Polacci Michael J. McMahon
District No. 9	Nellie Hallam Mabel Clochessy
District No. 10	Marie Orgera Marie Steinbach
District No. 11	Madeline Gustafson William Orange, Sr.
District No. 12	Norma Hayes Helen Fee
District No. 13	Helen Hoag James H. Kelly
District No. 14	Madeline Rbse James Eldredge

Seconded by Mr. Fibble.

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

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Chief of Police, Ernest Wiebecke, came before the Board and requested permission to purchase a Radio Transmitter for Police Headquarters. He stated that at the present time the Dept. has only a Receiving Set and cannot keep in direct contact with the Patrol cars unless the message is sent through the County radio.

Mr. Eberling moved the following resolution:-

RESOLVED, that Irvin F. Dillon, Supervisor, Town of Clarkstown, be empowered to purchase one (1) Motorola 60 Watt Stationary Radio and Transmitter at a price not to exceed seven hundred fifty (\$750.00) Dollars.

Seconded by Mr. Fibble.

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

AYES: Messrs. Schmersahl, Fibble, Welchman, Eberling, Dillon.

NOES: None

Mr. Schmersahl moved that the next regular meeting of the Town Board be held on Sept. 8, 1950 at 8:00 P.M. in the office of the Town Clerk.

Seconded by Mr. Welchman.

Carried.

Bills Nos. 594 to 676 in the amount of \$17,538.14 were audited by the Board and ordered paid.

There being no further business to come before the Board Mr. Schmersahl moved the meeting adjourn.

Seconded by Mr. Welchman.

Carried.

Meeting adjourned.

August H. Hansen
Town Clerk of Clarkstown