

PUBLIC HEARING

December 14, 1951

Town Clerk's Office

8:30 P.M.

Present: Mr. Schmersahl

Mr. Fibble

Mr. Welchman

Mr. Eberling

Mr. Dillon

Mr. Dillon called the hearing to order, explaining that it was being held to consider the application of Sidney Popik for a change of zoning of his property in New City from "Res. B." to "Bus. B".

Mr. Dillon said that the Board would listen first to those in favor of the proposed change and then to those in opposition.

No one appeared before the Board to speak for or against the change.

The hearing was held open for one hour.

Mr. Eberling moved that the hearing be closed.

Seconded by Mr. Schmersahl.

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

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

NOES: None.

Hearing closed.

August W. Hansen

Town Clerk of Clarkstown

TOWN BOARD MEETING

December 14, 1951

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. Schmersahl moved that the reading of the minutes of the last regular meeting be dispensed with.

Seconded by Mr. Fibble.

Carried.

Mr. Stephen G. Doig Jr. came before the Board. Mr. Doig stated that he had been retained as the Attorney for a group of residents of West Nyack for the purpose of petitioning the Town Board to establish a Water Supply District in West Nyack. Mr. Doig presented a Petition signed by the group and also a Survey of the area to be serviced.

The papers were referred to Town Attorney Edward G. Roepe.

Mr. Harry DeGarris of New City came before the Board and asked what procedure should be followed in order for the New City Library to receive their share of the fund which had been provided for libraries in the Town Budget.

Mr. Dillon informed Mr. DeGarris that the matter would be taken care of as soon as possible.

Mr. E. Alfred Festa came before the Board. Mr. Festa stated that he had been retained as Attorney for a group of residents of Parker Ave. in New City to petition the Town Board to create a street improvement project for Parker Ave. Mr. Festa presented a signed petition and a Survey of the street.

The papers were referred to Mr. Roepe to be checked.

Mr. Victor Smith of New City appeared before the Board. Mr. Smith stated that in 1947 the Town Board adopted minimum specifications for all new roads to be taken over by the Town, and that during the time these specifications were in effect, the Board had accepted three roads in the Knapp Colony in Centenary which did not conform with the specifications. Mr. Smith also said that the Superintendent of Highways had inspected the roads and reported that they did not meet specifications. Mr. Smith asked the Board why the people on Hughes St. had been made to expend \$1,000 to construct their road before the Board would accept it, when the Knapp roads were taken over without meeting specifications. Mr. Smith asked Councilman Fibble if he was aware of the condition of the roads when he moved the resolution to accept them.

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Mr. Fibble stated that at the time he moved the resolution to accept the Knapp roads he was under the impression, and still was, that they met specifications. Mr. Fibble said that the Board must grant relief to the people who live on these unimproved roads, although in many cases it was impossible due to the laws governing the situations. He informed Mr. Smith that the Town has not spent any money on the Knapp roads to date.

Mr. Smith stated that the roads in the Knapp Colony were not up to specifications when they were accepted and that the Town Board had not consulted the Superintendent before taking them over. He said that the road bed consisted of nothing but screenings and he again asked why they had been taken over when it was obvious that they did not meet specifications. Mr. Smith asked Supt. of Highways Emil Klein if had had at any time reported that the roads were in an acceptable condition.

Mr. Klein said that he had inspected the roads and had reported to the Board that a drain was necessary at one point on one of the roads in order to run off surface water that might accumulate, but that he had not at any time reported that the roads were acceptable.

Mr. Smith also asked Mr. Klein if there was any $1\frac{1}{2}$ inch stone in the road beds.

Mr. Klein said that the road beds consisted of $1/4$ and $3/8$ stone and screenings. He said that he had reported to the Board when the question of accepting the roads first came up that the road beds did not meet specifications and the roads were not wide enough and also that a drain must be installed under one of the roads to run off surface water.

Mr. Smith stressed the point that the roads had never been approved by Mr. Klein and he again asked why they had been taken over.

Mr. Dillon informed Mr. ^{Smith}~~Klein~~ that the Board had the power to accept the roads if they thought the situation warranted relief, even though the Supt. of Highways had not approved them.

Mr. Arthur Shaw of New City came before the Board in regard to Johnson Lane. Mr. Shaw said that the specifications should not apply to Johnson Lane since the road had been in existence long before the specifications were adopted. Mr. Shaw asked the Board if the people in the Knapp development paid the Town for the upkeep of the roads.

Mr. Dillon said that the roads had been maintained by the residents until the Town took them over, after which they become the responsibility of the Town.

Mr. Shaw asked if the Board had checked the assessments of the homes in the Knapp development before taking the roads over.

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Mr. Dillon said that the Board had checked the assessments and he suggested that the Board inspect Johnson Lane with the Supt. of Highways in the near future.

Mr. Welchman moved that the Board meet on Dec. 19, 1951, at 4:00 P.M. at Johnson Lane and inspect the road with Mr. Klein.

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon read a letter from the Zoning Board of Appeals in regard to the Blumfield property in Spring Valley.

The Town Clerk was instructed to write to the Zoning Board of Appeals and inform them that the matter was closed.

Mr. Robert Meehan of Nanuet came before the Board in regard to the Bus Stops in Nanuet. He asked what action the Board had taken on the matter.

Mr. Welchman informed him that no further changes had been made. He said that the Stops had been changed in accordance with the recommendations of the Chief of Police and the Nanuet Civic Association. Mr. Welchman said that since the changes had been made and caused so much dissatisfaction, all other suggestions had met with opposition.

Mr. Meehan suggested that the Bus Stops be returned to their original locations.

Chief Wiebecke said that the best solution was to have all the Busses use the Prospect Ave. Stop.

Mr. Welchman suggested that the Taxi Stands could be located behind the Local Bus Stop on Prospect Ave.

Mr. Eberling then moved the following resolution:-

RESOLVED, that the Bus Stop on Prospect Ave. and Main St. be used by the Local and Northbound Busses and the Southbound express Bus use the Bus Stop on Main St. in front of Boggiano's Stationary Store.

Seconded by Mr. Schmersahl.

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

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

NOES: None.

The Board also decided to allow the Chief of Police use his own discretion in locating the Taxi Stands.

The Town Clerk was instructed to write to the State Traffic Commission and request that the Bus Stop signs on the corner of Orchard and Main Sts. be removed.

Mr. Dillon read a letter from the State Traffic Commission informing the Board that their request that the 1 hour parking limitation on Main St., Nanuet, be effective only between the hours of 8:00 A.M. and 6:00 P.M. would be studied and the Board informed of the decision.

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Mr. Dillon read a letter from the State Traffic Commission in regard to the Board's request to place portable school signs on Route 304 in Bardonia. The letter stated that the use of such signs on roads having of width of less than 24 feet had proven very hazardous and for this reason the request could not be granted.

Mr. Dillon read a letter from the State Traffic Commission informing the Board that their request for a limited speed zone on Route 59 from the Nanuet Four Corners to Scotty's Italian Gardens in West Nyack was being considered but as yet no decision had been reached.

Mr. Eberling then moved the following resolution:-

RESOLVED, that the Area Speed Restriction as set up by the New York State Traffic Commission be and the same are hereby adopted for Town and County highways within the unincorporated limits of the Town of Clarkstown, and,

FURTHER RESOLVED, that all necessary signs be erected by the Superintendent of Highways.

Seconded by Mr. Welchman.

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

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

NOES: None.

Mr. Welchman reported that he and Mr. Eberling had inspected the Sharman property in New City and found it to be in very poor condition. He said that in his opinion it was not worth foreclosing.

Town Attorney Edward G. Roepe informed the Board that it might be possible to sell the Second Mortgage which the Town holds on the property.

Mr. Dillon said that before anything is done, an accurate appraisal should be made to establish the value of the property. He said that it should be done by an experienced Real Estate man and suggested that the Board members contact someone for this purpose.

Mr. Klein came before the Board and said that he had received a request to white line the Station Square in Congers to bring about a more uniform parking of cars.

Mr. Welchman moved that the request be granted.

Seconded by Mr. Eberling.

Carreid.

Mr. Klein said that he needed a new truck for the Highway Department and he requested permission to advertise for Bids.

Mr. Schmersahl moved the following resolution:-

RESOLVED, that Supt. of Highways Emil Klein be authorized to advertise for Bids for 1 three (3) Ton truck for the Clarkstown Highway Department.

Seconded by Mr. Fibble.

TRANSCRIPT OF MINUTES OF MEETING OF THE
TOWN BOARD OF CLARKSTOWN HELD ON DECEMBER,
14, 1951.

Mr. Dillon read a letter from the State Traffic Commission informing the Board that their request for a limited speed zone on Route 59 from the Nanuet Four Corners to Scotty's Italian Gardens in West Nyack was being considered, but as yet no decision had been reached.

Mr. Eberling moved the following resolution:-

RESOLVED, that the Area Speed Restriction as set up by the New York State Traffic Commission be and the same are hereby adopted for Town and County Highways within the unincorporated limits of the Town of Clarkstown, and,

FURTHER RESOLVED, that all necessary signs be erected by the Superintendent of Highways.

Seconded by Mr. Welchman.

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

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

STATE OF NEW YORK,
ROCKLAND COUNTY, } ss.
TOWN OF CLARKSTOWN, }

I, AUGUST H. HANSEN, Town Clerk of said Town of Clarkstown, County of Rockland, hereby certify that I have compared the foregoing copy OF A TRANSCRIPT OF MINUTES OF A TOWN BOARD MEETING HELD DECEMBER 14, 1951 with the original now on file in said office, and find the same to be a true and correct transcript thereof and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed

the seal of said Town of Clarkstown, this 19th
day of October 1953

August H. Hansen
Town Clerk.

TRANSCRIPT OF MINUTES OF MEETING OF THE
TOWN BOARD OF CLARKSTOWN HELD ON DECEMBER,
14, 1951.

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Mr. Eberling moved the following resolution:-

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FURTHER RESOLVED, that all necessary signs be erected by the Superintendent of Highways.

Seconded by Mr. Welchman.

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

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

NOES: None.

I, AUGUST HANSEN, Town Clerk, hereby certify that I have compared

MINUTES OF A TOWN BOARD MEETING

with the original now on file in said office, and find the same to be true and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed

the seal of said Town of Clarkstown, this 19th

day of October 1953

August Hansen Town Clerk.

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

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

NOES: None.

Mr. Dillon requested a resolution to clear all accounts in order that they might be balanced and closed for the year 1951.

Mr. Eberling moved the following resolution:-

WHEREAS, at the close of business of the fiscal year 1951 of the Town of Clarkstown, certain additional appropriations are required 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 vave for such additional appropriations that are necessary

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 for the year 1951, and the Supervisor is hereby authorized to make such intra account transfers as may be desirable to maintain sufficient credit balances within the several accounts of the Town so that none may be overdrawn including such exchange transfers within the several bank accounts as will best facilitate the proper closing out of the said accounts.

Seconded by Mr. Welchman.

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

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

NOES: None.

The monthly reports of the following Town Officers were presented to the Board:-

Building Inspector

Welfare Officer

Town Clerk

Police Department.

Supervisor

Mr. Eberling moved that the reports be accepted.

Seconded by Mr. Schmersahl.

Carried.

Mr. Dillon presented a petition from St. Agatha's Home in Nanuet to the Town Board to take over and Assume payment for street lights on Convent Road. The lights were being paid for by the Home at the present time but since they were not for the sole benefit of the Home, it was requested that the Town take them over and have them included in the Nanuet Lighting District.

Mr. Eberling moved that the lights be taken over and paid for by the Town.

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 Clerk was instructed to write ot the Rockland Light & Power Co. and have the street lights included in the Nanuet Lighting District.

Mr. Eberling informed the Board that he had received requests for street lights on Fenner Lane and Kemmer Lane in Nanuet.

Mr. Eberling moved the following resolution:-

RESOLVED, that street lights be installed on the 2nd and 4th Poles on Kemmer Lane in Nanuet, New York, and,

FURTHER RESOLVED, that the Rockland Light & Power Co. be requested to make the necessary installation as soon as possible.

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. Eberling moved the following resolution:-

RESOLVED, that a street light be installed on Pole # 5 on Fenner Lane in Nanuet, and,

FURTHER RESOLVED, THAT THE Rockland Light & Power Co. be requested to make the necessary installation as soon as possible.

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. Eberling also informed the Board that at the present time there are no hydrants on Route 59 from the Nanuet Four Corners to Dykes Park. He said that there are a number of homes in the area that have little or no fire protection, and at least two (2) hydrants should be installed on the south side of Route 59 to cover the area.

Mr. Eberling moved the following resolution:-

RESOLVED, that two (2) hydrants be installed on the south side of Route 59 in Nanuet between the Nanuet Four Corners and Dykes Park, to be located at the descretion of the Spring Valley Water Co., and,

FURTHER RESOLVED, that the Spring Valley Water Works & Supply Co. be requested to make the necessary installation as soon as possible.

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 presented sealed bids on new police cars from Driscoll Chevrolet in Spring Valley and Burnweit Motors Inc. in Nyack.

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The bid from Driscoll Chevrolet offered three (3) 1951 Chevrolets for a total price of \$2,900 including the trade-in of the present 1951 Chevrolet and the 1951 Hudson. If purchased singly the cost of the new cars amounted to \$1801.42 each with an allowance of \$1201.42 for the Chevrolet and \$1101.42 for the Hudson.

The bid of Burnweit Motors Inc. of Nyack, offered three (3) 1952 Pontiacs 8 cylinder, 4 door Sedans, for a total price of \$6,208 less \$2,618 allowance for the 1951 Chevrolet and Hudson, making a total cost of \$3,590.

The Board discussed the bids and decided to accept the bid from Burnweit for the 1952 Pontiacs, since Driscoll was offering 1951 Chevrolets which would automatically depreciate about \$300 per car due to the fact that they would be a year old on delivery.

Mr. Eberling moved the following resolution:-

RESOLVED, that the Bid of Burnweit Motors Inc. be accepted and Chief of Police Ernest Wiebecke be authorized to purchase the following equipment for a total price of \$3,590.00:-

Three (3) 1952 Pontiac Sedans, 8 cylinder, 4 Door Sedans, with the following equipment:

3 Underseat Heaters, 3 sets of directional lights, 3 sets of back-up lights, 3 sets of plastic seat covers, 3 cars lettered, 2 cars change over sirens and generators from Hudson and Chevrolet,

FURTHER RESOLVED, that the total price of the above equipment shall not exceed \$3,590.00 including trade-in of 1951 Chevrolet 4 Door Sedan and 1951 Hudson 4 Door Sedan.

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 presented to the Board a Summary of Suggestions from the Planning Board in regard to the rezoning of Clarkstown.

Mr. Roepe informed the Board that he had checked the Election Law in the matter of selecting new Polling Places for the Bardonia and Chestnut Grove Election Districts. Mr. Roepe said that a school or other public building not subject to taxes should be designated as Polling Places, and if any other type of building was designated, the reason for designating it must be entered in the minutes.

Councilman Fibble informed the Board that Charles Blauvelt, newly elected Justice of the Peace, had made arrangements to hold Court at the Presbyterian Church in Congers beginning the first of the year.

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The Town Clerk was instructed to write to the West Nyack Fire Engine Co. and inform them that the Fire House would not be used as a Court Room after January 1st.

Mr. Dillon said that he had received a request from the Congers PTA to have a "Stop" sign placed on Old Lake Rd. at the intersection of Lake Rd. Mr. Dillon said that he would contact the County Supt. of Highways since the road in question was a county road.

Mr. Dillon presented a petition which had been signed by the residents of White St., Lawrence St., and the residents on the east side of Second St. adjacent to the Village of Spring Valley. The petition stated that the residents of this area were against the inclusion of their property into the Village of Spring Valley.

Chief Wiebecke came before the Board and requested permission to purchase a radio for the 3rd Police car.

Mr. Fibble moved the following resolution:-

RESOLVED, that Chief of Police Ernest Wiebecke be authorized to purchase one (1) 60 Watt Mobile Motorola Receiver and Transmitter for a total cost of \$632.50.

Seconded by Mr. Eberling.

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

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

NOES: None.

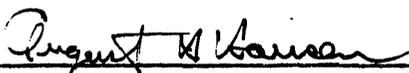
Bills Nos. 1168 to 1289 on Warrant #12 in the amount of \$14,083.63 were audited by the Board and ordered paid.

There being no further business to come before the Board, Mr. Eberling moved that the meeting adjourn.

Seconded by Mr. Schmersahl.

Carried.

Meeting adjourned.


Town Clerk of Clarkstown