

SPECIAL MEETING

October 23, 1953

Town Clerk's Office

8:00 P.M.

Present: Mr. Schmersahl

Mr. Welchman

Mr. Burleigh

Mr. Dillon

Absent: Mr. Fibble

Mr. Dillon called the meeting to order.

Mr. Dillon informed the Board that he had received communications from the Civil Service Commission, the State Pension Board, and the Town Attorney declaring the recent provisional appointment of John M. Jeffrey as Building Inspector, was invalid, since the appointment of an overage person to a position which was open to competitive examination was not legal.

Mr. Welchman said that he thought an appointment on a temporary basis would be acceptable, but since it was not, a new appointment should be made purely on the basis of qualifications. Mr. Welchman suggested that the appointment be held over to give all interested parties an opportunity to state their qualifications.

Mr. Burleigh said that he did not understand why Mr. Jeffrey's appointment had not been approved, since there had been occasions when County employees had been employed after reaching retirement age. He said that it was an outrage the way the entire situation had been handled and he insisted that an immediate appointment be made to the position.

After much discussion, the Board decided that interested applicants should be given an opportunity to present their qualifications.

Mr. Welchman moved the following resolution:-

RESOLVED, that the Town Board of Clarkstown meet in a Special session on Tuesday, October 27, 1953, at 8:00 P.M., in the office of the Town Clerk for the purpose of making a provisional appointment to the office of Building Inspector.

Seconded by Mr. Schmersahl.

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

AYES: Messrs. Schmersahl, Welchman, Burleigh, Dillon.

NOES: None.

There being no further business to come before the Board, the meeting was adjourned.

August A. Hansen

 Town Clerk of Clarkstown

SPECIAL MEETING

(DICKINSON AVE.)

October 23, 1953

Town Clerk's Office

8:30 P.M.

Present: Mr. Schmersahl

Mr. Welchman

Mr. Burleigh

Mr. Dillon

Absent: Mr. Fibble

Mr. Dillon called the meeting to order, explaining that it had been called to consider a petition for the improvement of Dickinson Ave. at Central Nyack.

Mr. E. Alfred Festa, Attorney for the Petitioners, called Mr. George Van Wyck before the Board to testify in favor of the improvement.

Mr. Van Wyck was sworn in by Supervisor Dillon and testified as follows:-

Q. Do you own property on Dickinson Ave.?

A. Yes.

Q. Are you familiar with the condition of the Road?

A. Yes.

Q. In what condition is the road?

A. The road is almost impassable. Rain has washed all the dirt from the road leaving it deeply rutted and full of boulders. During the winter when there is snow on the ground, it cannot be used at all.

Q. How many people are affected by this condition?

A. About 40 people.

Q. Is it possible for fire equipment or Ambulances to enter the road during bad weather?

A. No.

Q. Is it your opinion that the paving of this road is in the public interest?

A. Yes.

Q. Has the petition been signed by at least 50% of the resident property owners?

A. Yes.

Mr. James Wicks came before the Board and was sworn in by Supervisor Dillon.

Mr. Wicks testified as follows:-

Q. Do you agree with the testimony given by Mr. Van Wyck?

A. Yes.

Q. Is the petition signed by at least 50% of the resident property owners?

A. Yes.

Mr. Welchman then moved the following resolution:-

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WHEREAS, a written petition dated September 22nd, 1953, was duly filed with this board requesting the improvement of Dickinson Avenue at Central Nyack in said Town, beginning with its intersection with Towt Street, also known as Waldron Avenue, to the boundary line between the Town of Clarkstown and Orangetown by paving the entire length thereof in accordance with the Town specifications as contained in Resolution of the Town Board of May 13, 1951, and whereas said petition was duly signed by owners of real estate owning real estate to the extent of at least one-half of the entire frontage or bounds on both sides of said portion of Dickinson Avenue and also by resident owners owning not less than one-half of the frontage owned by resident owners residing in or along Dickinson Avenue between the points aforesaid; and whereas the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded, and whereas at a meeting of said Town Board duly called and held on October 9th, 1953, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit, the sum of \$5,500.00, and specifying that the said board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Clerk's office at Main Street, New City, in the said Town of Clarkstown on the 23rd day of October, 1953, at 8:30 o'clock in the evening, Eastern Standard Time; and whereas the said order, duly certified by the Town Clerk, was duly published and posted as required by law, to wit, a duly certified copy thereof was published in the Journal News, the official paper of this town, on the 10th day of October, 1953, and copies of such order posted on the 12th day of October, 1953, conspicuously in five public places along said portion of Dickinson Avenue proposed to be improved, to wit:

Rockland Light and Power Company

Pole 10, Pole 11, Pole 13, Pole 14, and Pole 15 - all on that portion of Dickinson Avenue to which the petition relates and whereas a hearing was duly held by this Town Board at the place and on the date and time hereinbefore mentioned, and at such place and time, the said Town Board did duly consider the said petition and hear all persons interested,

NOW THEREFORE, after such hearing and upon the evidence given there at and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED that this board does hereby determine that it is in the public interest to make the improvement petitioned for, to wit, by paving in accordance with the Town specifications as contained in Resolution of the Town Board of May 13th, 1951, and it is further

RESOLVED that William A. Yuda, a civil engineer, who is hereby employed for that purpose, shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of Edward G. Roepe, Esq., the Town Attorney, shall prepare a proposed contract for the execution of the work;

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and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible, and it is further

RESOLVED that William A. Yuda, a civil engineer who is hereby employed for that purpose, shall survey the portion of the said highway proposed to be improved, and establish the lines and grades thereof, marking out upon the ground the side lines of the lands owned or held by this Town for highway purposes; and that he shall place such survey and a profile of the grade of such highway upon blueprints; that there shall be at least three complete sets of blueprints prepared showing such survey and a profile of the grade, one of which shall be filed in the Town Clerk's office, and the remaining two of which shall be delivered to this Board.

Seconded by Mr. Schmersahl.

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

AYES: Messrs. Schmersahl, Welchman, Burleigh, Dillon.

NOES: None.

There being no further business to come before the meeting, Mr. Schmersahl moved adjournment.

Seconded by Mr. Burleigh.

Carried,

Meeting adjourned.

August H. Hansen
Town Clerk of Clarkstown