

## SPECIAL MEETING

April 22, 1954

Supervisor's Office

8:30 P.M.

Present: Mr. Schmersahl                      Town Attorney Edward G. Roepe  
           Mr. Fibble                              Building Inspector Lincoln Waldron  
           Mr. Welchman  
           Mr. Burleigh  
           Mr. Dillon

Mr. Dillon called the meeting to order.

Mr. Dillon informed the Board that applications had been received from Charles Seifert of West Nyack and John Eberling of New City for the position of Dump Master and Bull Dozer Operator at the Town Dump.

Mr. Welchman moved the following resolution:

RESOLVED, that the position of Dump Master be created by the Town Board and the salary be set at \$1.75 per hour.

Seconded by Mr. Fibble.

Carried.

Mr. Schmersahl moved the following resolution:

RESOLVED, that John Eberling of New City be appointed as Dump Master at the Town Dump, and,

FURTHER RESOLVED, that the appointment take effect on June 1st, 1954.

Seconded by Mr. Fibble.

Carried.

Mr. Welchman moved the following resolution:

BE IT RESOLVED this 22nd day of April, 1954, by the Town Board of the Town of Clarkstown, Rockland County, New York, as follows:

FIRST: For the object or purpose of purchasing certain machinery and equipment consisting of a shovel loader with a two-yard bucket, hydraulic control; a 120 gallon per minute minimum capacity centrifugal pump and rat cafeterias, such machinery and equipment to be used in connection with the operation of a town dump, and to provide funds to defray the cost thereof, \$20,000 of general obligation serial bonds of the Town of Clarkstown, Rockland County, New York, to be of the terms, from and contents hereinafter provided for, shall be issued pursuant to the provisions of the Local Finance Law of the State of New York.

SECOND: \$22,500 is estimated as the maximum cost of the object or purpose for which such serial bonds are to be issued, to wit, the purchasing of certain machinery and equipment consisting of a shovel loader with a two-yard bucket, hydraulic control; a 120 gallon per minute minimum capacity centrifugal pump and rat cafeterias, such machinery and equipment to be used in connection with the operation of a town dump.

THIRD: The plan for the financing of such object or purpose consists of the issuance of the serial bonds of the said Town of Clarkstown in the principal sum of \$20,000, thereby providing such sum toward the maximum estimated cost of such object or purpose, and the balance of such cost, to wit, \$2,500, shall be provided by the issuance and sale of a capital note in said sum.

FOURTH: It is hereby determined that the object or purpose for which such serial bonds are to be issued falls within sub-paragraph 32 of Subdivision (a) of

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Section 11.00 of the Local Finance Law, and that the periods of probable usefulness of such object or purpose is five years.

FIFTH: The proposed maturity of the serial bonds hereby authorized will not be in excess of five years.

SIXTH: There will be provided prior to the issuance of such bonds the sum of \$2,500 toward such object or purpose by the issuance and sale of a capital note in said sum.

SEVENTH: The said \$20,000 in serial bonds shall be of the following denominations: - One at \$3,000 and four at \$4,250 each, the bond in the principal amount of \$3,000 to mature first, numbered 1 to 5 inclusive maturing in numerical order, 1, 2, 3, 4 and 5 years respectively from their date of issuance and shall bear interest at a rate not exceeding five per centum per annum payable annually. Said bonds shall be executed in the name of the Town of Clarkstown by the Supervisor of said Town and sealed with the corporate seal of the Town of Clarkstown and attested by the Town Clerk of the Town of Clarkstown; and both principal of and interest on said bonds shall be payable in lawful money of the United States of America at the office of the Supervisor of the Town of Clarkstown, Main Street, NewCity, Rockland County, NewYork.

EIGHTH: Except as herein expressly provided, the said bonds shall be of the terms, form and contents as the Supervisor of the Town of Clarkstown shall determine and execute, consistent, however, with the provisions of the Local Finance Law.

NINTH: The Supervisor of the Town of Clarkstown not more than 15 days nor less than 3 days before the sale of said bonds shall file with the Comptroller of the State of New York a supplemental debt statement and file a duplicate thereof with the Town Clerk of the Town of Clarkstown and with the County Clerk of the County of Rockland in compliance with Section 109.00 of the Local Finance Law.

TENTH: The Supervisor of the Town of Clarkstown is hereby authorized and directed to sell such bonds at public sale in the manner required by law and shall give notice thereof as prescribed by law and rule or order of the Comptroller of the State of New York.

ELEVENTH: When said bonds shall have been duly sold, the same shall be delivered by the Town Supervisor to the purchaser upon payment to him of the purchase price including accrued interest, and the receipt of the Supervisor shall be a full acquittance to said purchaser who shall not be obliged to see to the application of the purchase money.

TWELFTH: The faith and credit of said Town of Clarkstown are hereby pledged to the payment of the principal of said bonds and interest thereon when due. An amount sufficient to pay the principal and interest on said bonds as the same become due each year shall be included in the annual budget of such Town for such year, and the said bonds shall not be renewed.

THIRTEENTH: This resolution shall take effect immediately, and this resolution shall rescind a prior resolution of this Board dated March 12, 1954 relating to the issuance of \$20,000 of Town Bonds for the financing of the purchase of the

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machinery and equipment herein described.

Seconded by Mr. Burleigh.

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

AYES: Mr. Schmersahl, Fibble, Welchman, Burleigh, Dillon

NOES: None.

Mr. Welchman moved the following resolution:

RESOLVED that sealed bids for the purchase of \$20,000 principal amount Town of Clarkstown bonds issued pursuant to a bond resolution of April 22nd, 1954 will be publicly received and considered by the Town Board, Town of Clarkstown on the 21st day of May, 1954 at 3:00 o'clock P.M., Eastern Standard Time, (4:00 o'clock P.M. Eastern Daylight Saving Time), at the office of the Supervisor of the Town of Clarkstown, Main Street, New City, New York, and it is further

RESOLVED that the Town Attorney of the Town of Clarkstown prepare and cause to be circulated and/or published a notice of sale of said bonds pursuant to the provisions of the Local Finance Law and the Rule or Order of the Comptroller of the State of New York relating thereto, and it is further

RESOLVED that said bonds shall be delivered to the successful bidder at the office of the said Supervisor on the 28th day of May, 1954 at 2:00 o'clock P.M., Eastern Standard Time, (3:00 o'clock P.M. Eastern Daylight Saving Time), and it is further

RESOLVED that said notice of sale of said bonds shall provide that the rate or rates of interest to be bid shall be multiples of one-tenth of one per centum per annum, and

IT IS FURTHER RESOLVED that a prior resolution of the Town Board of the Town of Clarkstown dated March 12th, 1954 relating to the subject of this resolution be and the same is hereby rescinded.

Seconded by Mr. Burleigh.

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

AYES: Mr. Schmersahl, Fibble, Welchman, Burleigh, Dillon

NOES: None.

The Board also decided to hold a Special Meeting on April 29, 1954 at 8:30 P.M. to discuss the fee schedules for the Dump and the Town Clerk was instructed to write to all the Garbage Collectors and request their attendance.

Mr. Dillon presented the application of Edna and Theodore Kronke of Bardonia for a change of zoning of their property at Bardonia from "Res. B" to "Bus. B".

Mr. Welchman moved the following resolution:

WHEREAS, Edna M. Kronke and Theodore Kronke, have 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 petitioners and in said petition described from "Residence B" to "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 14th day of May, 1954, at 9:00 P.M., Eastern Daylight Saving Time, relative to such proposed amendment, and it is,

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FURTHER RESOLVED, that the Town Attorney prepare notice 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:

AYES: Mr. Schmersahl, Fibble, Welchman, Burleigh, Dillon.

NOES: None

Mr. Dillon informed the Board that the Building Inspector had recently held a number of Building Permits in abeyance due to the fact that the applicant's property was not situated on an improved road. He said that the Town Board may authorize the issuance of the Permit if the situation warrants such action. Mr. Dillon said that Mr. Waldron had based his refusal to issue the permits on Sec. 280-a of the Town Law.

The Board considered the Building Permit applications of the following individuals:

Bradford Blauvelt  
Daniel Wakely  
Charles Kneiss, Jr.  
Joseph Moore  
Walter Pabst

Mr. Schmersahl moved the following resolution:

RESOLVED, that Building Inspector Lincoln Waldron be directed to issue a Building Permit to Bradford Blauvelt for the construction of a Dwelling on his premises pursuant to Sec. 280-a of the Town Law.

Seconded by Mr. Burleigh. Carried

Mr. Welchman moved the following resolution:

RESOLVED, that Building Inspector Lincoln Waldron be directed to issue two (2) Building Permits to Daniel Wakely for the construction of dwellings on his premises at Harrison Ave., Congers, pursuant to Sec. 280-a of the Town Law, and,

FURTHER RESOLVED, that the applicant, Daniel Wakely, agrees to put in a sub-base of crushed stone on the road in accordance with existing Town Specifications for a width of 20 feet running from the beginning of his property to the south line of the last lot on which he wished to build.

Seconded by Mr. Burleigh. Carried.

Mr. Burleigh moved the following resolution:

RESOLVED, that Building Inspector Lincoln be directed to issue a Building Permit to Walter Pabst, Congers, for the construction of a dwelling on his premises at Congers, pursuant to Sec. 280-a of the Town Law, and,

FURTHER RESOLVED, THAT THE APPLICANT, Walter Pabst, agrees to put in a sub-base of crushed stone on the road in accordance with Town Specifications, for a width of 20 feet, running from Waldberg Ave. to the south line of his property.

Seconded by Mr. Welchman. Carried.

Mr. Welchman moved the following resolution:

RESOLVED, THAT Building Inspector Lincoln Waldron be directed to issue a Building Permit to Charles Kneiss, Jr., for the construction of a dwelling on his premises at Pierce St., Nanuet, pursuant to Sec. 290-a of the Town Law, and

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FURTHER RESOLVED, that the applicant, Charles Kneiss, Jr., agrees to put a sub-base of crushed stone on the road in accordance with Town Specifications, for a width of 15 feet from the corner of College Ave. to the easterly line of his property.

Seconded by Mr. Burleigh.

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

AYES: Messrs. Welchman, Burleigh, Dillon

NOT VOTING: Messrs. Schmersahl, Fibble.

Mr. Welchman moved the following resolution:

RESOLVED, that Building Inspector Lincoln Waldron, be directed to issue a Building Permit to Joseph Moore for the construction of a dwelling on his premises at Pierce St., Nanuet, pursuant to Sec. 280-a of the Town Law, and,

FURTHER RESOLVED, that the applicant, Joseph Moore, agrees to put a sub-base of crushed stone on the road in accordance with Town Specifications, for a width of 15 feet from the east line of the Kneiss property to the east line of his property.

Seconded by Mr. Burleigh.

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

AYES: Messrs. Welchman, Burleigh, Dillon.

NOES: Messrs. Schmersahl, Fibble.

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

  
Town Clerk of Clarkstown