

TOWN BOARD MEETING

January 27, 1955

Town Clerk's Office

7:00 P.M.

Present: Mr. Schmersahl
Mr. Fibble
Mr. Welchman
Mr. Burleigh
Mr. Dillon

Mr. Dillon called the meeting to order.

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

Seconded by Mr. Fibble.

Carried.

Mr. Dillon read a letter from the Bardonia PTA regarding the construction of sidewalks along Route 304 at Bardonia. Mr. Dillon informed the Board that the State had refused to build the sidewalks.

Mr. Burleigh stated that if the State were requested to widen Route 304 at Bardonia, the sidewalks could be constructed at the same time and it would eliminate the problem.

Mr. Schmersahl moved the following resolution:

RESOLVED, that the New York State Department of Public Works be requested to make a survey in view of widening NYS Route 304 from the intersection of Germonds Road south to the intersection of Bardonia Road in the Hamlet of Bardonia.

Seconded by Mr. Burleigh.

Carried.

Arthur Hughes and Walter Martin of Bardonia appeared before the Board in regard to the sidewalk issue and urged the Board to take any action necessary.

Mr. Dillon said that one answer to the problem might be to request the necessary legislation to form a sidewalk district for the area.

Mr. Burleigh moved that Senator Desmond and Assemblyman Walmsley be contacted to institute action for the necessary legislation.

Seconded by Mr. Welchman.

Carried.

Dr. James Patrick came before the Board in regard to the recent application of Harneal Inc. for a change of zoning to construct a shopping center at Nanuet. Dr. Patrick said that he would be in favor of the change if a buffer zone were provided on the north side of the Harneal property to protect the residential area.

Mr. Joseph Coburn came before the Board as the representative of the Nanuet Businessmen's Association. Mr. Coburn said that his organization had filed a letter with the Board favoring the change of zoning.

Mr. Dillon said that the Board would consider the matter further before coming to a decision.

Mr. Doyle Brannon presented the petition of Harvey Polhemus for a change of zoning of his property at West Nyack to "Bus. B".

Mr. Schmersahl moved the following resolution:

WHEREAS, HARVEY F. POLHEMUS, 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 Harvey F. Polhemus and in said petition described from "Residence B" to "Business B",

BE IT FURTHER 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,

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N. Y. on the 11th day of February, 1955 at 8:30 p.m., Eastern Standard Time, relative to such proposed amendment, and it is,

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. Fibble.

On roll call, the Board voted as follows:

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

NOES: None.

Mr. Dillon presented the application of August Laudiero for a change of zoning of his property at Nanuet to "Bus. B".

Mr. Schmersahl moved the following resolution:

WHEREAS, AUGUST LAUDIERO, 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 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 11th day of February, 1955, at 9:15 p.m., Eastern Standard Time, relative to such proposed amendment, and it is,

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. Fibble.

On roll call, the Board voted as follows:

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

NOES: None.

The Board approved the subdivision Bond of Quaspeck Park Homes, Inc. in the amount of \$35,000, and instructed the Clerk to advise the Planning Board accordingly.

Mr. Dillon read a letter from the Central School District #1 requesting the creation of a lighting district at the school to provide two lights on Congers Rd.

The Board discussed the matter and decided that if the school was to bear the expense of the lights, the district should be formed by the school.

Mr. Dillon presented Invoice #2 of the J. L. Jacobs Co. for services from Dec. 1. to Dec. 31.

The Clerk was instructed to forward the invoice to the Town Attorney.

Mr. Dillon read a letter from the State Traffic Comm. advising that signs redistricting the speed of vehicles would be placed on Route 304 north of New City.

Mr. Dillon read letters from the Nanuet National Bank and the Peoples Bank of Haverstraw expressing their appreciation at being designated Depository's for the Town of Clarkstown.

Mr. Dillon read a letter from the Spring Valley Water Co. advising that a hydrant would be installed on Jerry's Ave., Nanuet.

Mr. Dillon presented the Snow Removal Contract between the Town and the County.

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Mr. Welchman moved the following resolution:

RESOLVED that the agreement by and between this town and the County of Rockland dated November 7, 1946, providing among other things for the rental by the town to the County of Rockland of town highway machinery, tools and equipment as may be required by the County for the performance by the County of control of snow and ice on state highways, be further renewed for a term of one year, and the supervisor be and he hereby is authorized and directed to execute such renewal on behalf of the town, and the Town Clerk be and he hereby is authorized and directed to attest the same and affix the seal of the town thereto, and be it further

RESOLVED that said renewal be approved by the Town Superintendent of Highways. Seconded by Mr. Fibble.

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

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

NOES: None.

The Public Service Comm. advised the Board that a hearing would be held on Feb. 16, 1955 to consider a petition to remove the watchman at the Lake Road crossing of the West Shore at Congers.

Mr. Dillon reported that the Congers Rd. would be widened in the near future from the corner at the Elms Hotel to the Central District School.

A proposed amendment to the Building Zone Ordinance relating to the raising of Poultry was presented to the Board.

Mr. Burleigh moved the following resolution:

RESOLVED that the Building Zone Ordinance of the Town of Clarkstown be amended so that Paragraph Seven of Section 5 entitled "Residence A" District Uses which not reads as follows, as amended: "Farming, agriculture, floriculture, nurseries, greenhouses or truck gardening, excluding the breeding and care of hogs, ducks, dogs, laboratory animals, fur bearing animals or ornamental birds for commercial purposes", shall be as follows:

7. Farming, agriculture, floriculture, nurseries, green houses or truck gardening, excluding the breeding and care of hogs, ducks, dogs, laboragory animals, fur bearing animals, ornamental birds or poultry for commercial purposes.

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, 1955 at 9:30 P.M., Eastern Standard Time, relative to such proposed amendment, and it is,

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. Welchman.

On roll call, the Board voted as follows:

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

NOES: None

The Deed of Herman Irion to the Town of Clarkstown for the extension of Twin Elms Lane was presented to the Board.

Mr. Schmersahl moved the following resolutions:

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RESOLVED, that the Deed of Herman Irion to the Town of Clarkstown dedicating Twin Elms Lane to the Town, be and it hereby is accepted, and the said road be included in the Town Highway System.

Seconded by Mr. Burleigh.

Carried.

The Deed of Town House Developers, Inc. and Kings Park Estates, Inc. to the Town was presented to the Board.

Mr. Burleigh moved the following resolution:

RESOLVED, that the Deed of Town House Developers, Inc. and Kings Park Estates, Inc., be and the same is hereby accepted.

Seconded by Mr. Fibble.

Carried.

Mr. Dillon presented a letter from the Civil Service Comm. to which was attached the eligible list for the position of Assessor. The letter advised the Board that the policy of the Commission was not to allow an incumbent more than two tries at an examination while he is holding the position. Mr. Dillon said that Mr. Benzie was no longer eligible for the position since he had failed to pass the examination on two occasions, and he also advised the Board that the present list contained only one name.

Mr. Fibble moved the following resolution:

RESOLVED' that the Civil Service List of eligibles for the position of Assessor containing only the name of Robert J. Maier of Nanuet, be and it hereby is rejected, and the Civil Service Comm. be so advised.

Seconded by Mr. Welchman.

Carried.

Mr. Donald Partridge of Nanuet came before the Board. Mr. Partridge stated that he was appearing before the Board on behalf of Mr. Maier and he protested the Board's action in rejecting the list. He said that Mr. Maier had proven that he was competent to hold the position by the fact that he had passed the examination twice and he called the Board's action discriminatory.

Mr. Dillon informed Mr. Partridge that the Board had every right to reject the list since it contained the name of only one eligible.

Mr. Welchman then moved the following resolution:

RESOLVED, that Henry Helmcke of New City be provisionally appointed to the position of Assessor at an annual salary of \$4,800, effective on Feb. 1st, 1955.

Seconded by Mr. Burleigh.

Carried.

Mr. Partridge again came before the Board and requested Mr. Helmcke's qualifications for the position.

Mr. Dillon informed Mr. Partridge that the appointment had been made by the Board and the matter was closed.

Mr. Welchman was then requested by Mr. Partridge to produce Mr. Helmske's qualifications.

Mr. Welchman replied that Mr. Dillon had closed the matter as presiding officer of the Board.

Mr. Dillon then presented bids on two Highway Trucks from the following firms:

Manley Chevrolet	-	\$5,600.00
Burnweit Motors	-	5,234.00
Faulkner Motors	-	5,288.56
Midtown Auth Body	-	5,752.14

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Mr. Burleigh moved the following resolution:

RESOLVED, that the bid of Burnweit Motors, Inc., in the amount of \$5,234.00 be accepted and the following equipment be purchased:

Two (2) R-150 Internationals, 1½ Ton 142" W. B. Dual Wheel, Cab and Chassis - 2 Cubic yard bodies and Hoists (Heil) 9 foot bodies.

Seconded by Mr. Welchman.

Carried.

Mr. Burleigh informed the Board that he had received a letter from the Addressograph-Multigraph Co. in regard to the preparation of the new plates for the Assessment Roll which will be made up when the re-valuation program is finished. The Addressograph Co. said that the plates would take about three weeks to prepare and made the suggestion that the work be done by the Town.

The Board decided to have a representative of the Company meet with them and the Assessor and Rec. of Taxes to discuss the matter further.

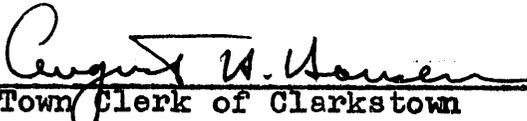
Mr. Burleigh presented a letter from William Brandenburgh of West Nyack in regard to properties which had been omitted from the West Nyack Water Supply District.

The letter was referred to the Town Attorney for his advice.

Mr. Burleigh also made a suggestion that the Town prepare and distribute a brochure listing the assets and advantages of the Town for residential, business and commercial development. Mr. Burleigh proposed that approximately \$1,000 be spent on the project and the aid of the State Dept. of Commerce be enlisted. He said that a Mr. Lopez, a District Manager for the Dept. of Commerce would be glad to meet with the Board and assist in preparing the brochure.

It was decided to contact Mr. Lopez and have him meet with the Board at a Special Meeting to discuss the matter further.

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


Town Clerk of Clarkstown