

TOWN BOARD MEETING

October 7, 1955

Town Clerk's Office

8:30 P.M.

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

Absent: Mr. Dillon

In the absence of Supervisor Dillon, Mr. Schmersahl took over the meeting as acting Chairman.

Mr. Welchman moved that the reading of the minutes of the last meeting of the Board be dispensed with.

Seconded by Mr. Burleigh.

Carried.

Mrs. Carol Shute of the Rockland County Planning Board came before the Board and submitted an estimate for the printing of the new zoning Ordinance. The total cost was estimated at \$365.00 per thousand.

The Board stated that the proposal would be taken under advisement.

Mr. John Kearney of Nanuet came before the Board in regard to the establishment of a Water District for the Oakbrook area. Mr. Kearney stated that a petition had been filed by the residents of the area some months ago and nothing had ever been done about it.

In view of the absence of Mr. Dillon, the Board decided to hold the matter over until it could be discussed with him.

Mr. Welchman reported that he had received many complaints regarding the unpaved portion of Route 304 in Bardonia at the Thruway underpass.

The Clerk was instructed to write to the Dept. of Public Works and request that Route 304 be paved.

Mr. Welchman also reported that he was still receiving complaints about the condition of Old Mill Rd. in Valley Cottage.

Mr. Klein stated that the Contractor was making every effort to keep the road passable until it could be paved. He said that a Grader was kept on the job site to scrape the road as soon as it became rutted.

The Clerk was instructed to write to the New York & New Jersey Railroad and request that the crossing on Main St., Nanuet, be repaired.

Mr. Fibble moved the following resolution:

RESOLVED that the Rockland County Board of Supervisors be requested to take immediate action to have the detour road between New City and Congers repaired and kept passable to public travel.

Seconded by Mr. Welchman.

Carried.

The Clerk was also instructed to write to the Dept. of Public Works and request that the turn arounds be constructed on Demarest Mill and Greenbush Roads.

Mr. Roepe's report on Reyville stated that the Building Inspector had signed an Information against Theophile Rey and the case would come up for trial in the near future.

Mr. Roepe also stated that he had written to Jacob Pesner, the Attorney for the new owner of the Jones Property at West Nyack, and Mr. Pesner had informed him that the owner intended to raze the building as soon as the present tenants could be

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dispossessed.

Mr. Burleigh stated that the Board had set October 15 as the dead line for the removal of this structure and there seemed to be some confusion as to which building was being referred to. He stated that the unsafe structure did not contain any tenants and he suggested that the new owner be given until October 31st to demolish the building.

Mr. Fibble moved that the Town Attorney notify the new owner of the Jones property to remove the structure before October 31st.

Seconded by Mr. Burleigh.

Carried.

Chief Wiebecke reported on the school crossings at Route 9W and Lake Road and Route 303 and Lake Road. He stated that only about five (5) children use the Route 9W and Lake Road crossing and about 36 children use the Route 303 and Lake Road crossing. Chief Wiebecke recommended that a Crossing Guard be stationed at the Route 303 and Lake Road crossing.

Mr. Welchman moved that the Chief be authorized to hire a School Traffic Attendance Officer for the crossing.

Seconded by Mr. Fibble.

Carried.

Mr. Schmersahl read a letter from the Building Inspector in regard to the application of James Oliver for a Building Permit for the construction of a dwelling at Central Nyack. Mr. Schumacher stated in his letter that he and Mr. Klein had inspected the property and recommended that a width of 15 feet be maintained on the present road and the road bed be paved with 4 inches of shoulder stone.

Mr. Schmersahl also read a letter from the Building Inspector in regard to the application of Warren McGrath and Joseph Mauro for Building Permits for the construction of dwellings on Fairview Ave., Nanuet. The letter stated that a 24 foot road be maintained and paved with 3 inches of 1½ inch crushed stone and covered with screenings along the entire frontage of the lots affected from prospect Ave. to the proposed extension of Fairview Ave.

Mr. Fibble moved that the recommendations of the Building Inspector and the Supt. of Highways be adopted in regard to these applications and the applicants be advised that the permits will be issued when the work is completed and approved by the Building Inspector and Supt. of Highways.

Mr. Welchman moved the following resolution:

RESOLVED, that hydrants be installed on Doris and James Drives in the Nanuet Estates development and the Spring Valley Water Co. be notified to contact the Nanuet Fire Chief for the proper locations.

Seconded by Mr. Burleigh.

Carried.

Mr. Burleigh moved the following resolution:

RESOLVED, that Mae E. Pearsall be appointed Democratic Inspector of Elections for District #6, Central Nyack.

Seconded by Mr. Fibble.

Carried.

Mr. Welchman moved the following resolution:

RESOLVED, that Robert Buchanan be appointed as Custodian of the Polls for District #6, Central Nyack.

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Mr. Burleigh moved the following resolution:

RESOLVED, that Dorothy Gregor be appointed Republican Inspector of Elections for District #15, West Nyack, in place of Carol Waldron who was unable to serve.
Seconded by Mr. Fibble. Carried.

Mr. Schmersahl read a letter from the Rockland County Planning Board in regard to errors effecting individual properties in the drafting of the new zoning map.

Mr. Welchman moved the following resolution:

RESOLVED, that the Rockland County Planning Board be directed to rectify the errors on the new Zoning Map with respect to the properties referred to in their letter.
Seconded by Mr. Burleigh. Carried.

Mr. Schmersahl read a letter from the Building Inspector in regard to Lilly Lodge at Valley Cottage. In his letter, Mr. Schumacher stated that he had consulted with Mr. Perle, and his Attorney, and listed specific requirements which would have to be met before the buildings would conform. He said that Mr. Perle had agreed to the conditions, and Mr. Schumacher suggested that the legal action be held up for the time being.

Mr. Welchman moved the following resolution:

RESOLVED, that on the assurance of Jack Perle and his Counsel, that the necessary requirements will be met to comply with the Multiple Dwelling Law, that Court proceedings be adjourned, and the Building Inspector be directed to make periodic inspections and report to the Board as to the progress.
Seconded by Mr. Fibble. Carried.

The proposed Explosive Ordinance was held over until the Oct. 27th meeting at which time the Board would consider setting a public hearing.

Mr. Roepe reported that he had studied the question of abolishing Rent Controls and found that the Board had the power to recommend the abolishment only after public hearing. He said that if the Board, after holding a hearing, determined that Rent Control no longer served any purpose in the Town, a resolution to that effect could be adopted and a certified copy sent to the Rent Control Commission, who would then order the discontinuance of such controls.

It was decided to hold the matter over until the next meeting at which time the entire Board would be present.

The new Street Lighting Contracts were referred to the Town Attorney and he was instructed to report at the next meeting.

Mr. Welchman moved that the monthly reports of the following Town Officials be approved and accepted:

Town Clerk
Supervisor
Building Inspector

Welfare Officer
Police Dept.

Seconded by Mr. Fibble. Carried.

Mr. Schmersahl read a letter from Robert Granik, Attorney for Solomon and Herman Kuperman. In his letter Mr. Granik said that the Rose Developing Corp. which owns property adjoining that of his clients, has failed to comply with plans approved by the Planning Board for the laying out of the drainage of East St. in that development

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Mr. Granik stated in his letter that the matter should be investigated and the Rose Developing Corp. be made to comply with the requirements of the Planning Board.

Mr. Fibble moved that the matter be referred to the Building Inspector to investigate and he be instructed to report back to the Board.

Seconded by Mr. Burleigh.

Carried.

A letter from Rockland Farms in regard to the new Zoning Ordinance was read and filed.

Mr. Burleigh moved that the Board hold a Special Meeting on October 10, 1955 at 11:00 A.M. in the Town Clerk's Office for the purpose of accepting bids on Nelson Place and Adam Place, Oak Road and Birch Lane.

Seconded by Mr. Welchman.

Carried.

Mr. Burleigh moved the following resolution:

WHEREAS, it appears desirable and in the public interest that Section 8 of Article XVI, Regulation and Licensing of Taxicabs and Taxicab Drivers, of the Town Ordinance adopted December 18, 1945, and as amended, as follows: "Section 8, - No soliciting for taxicab passengers shall be conducted within ten feet from any bus, train or other means of public conveyance.", be amended as follows:

Section 8. - "No taxicab owner or driver, while awaiting hire by passenters, shall cruise or solicit while driving upon the public streets. Every such owner or driver while soliciting passengers for hire for a taxicab parked or standing upon any public street shall remain inside said vehicle or upon that portion of such public street lying directly along the side, front or rear of such vehicle, or such other place or places as may from time to time be designated."

BE IT RESOLVED, that a public hearing pursuant to Section 130 of the Town Law be had at the office of the Town Clerk, Main Street, New City, New York, on the 10th day of November, 1955, at 8:00 o'clock, P.M. relative to such proposed amendment, and it is

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Nournal-News at Nyack, New York, in the manner provided by law, 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. WELCHMAN, STEINSAHL, BURLEIGH, FIBBLE.

NOES: None.

Mr. Fibble moved the following resolution:

RESOLVED, that Supt. of Highways Emil Klein be granted permission to attend a Highway Supts. Convention at Rochester on October 12, 13 & 14th at the expense of the Town.

Seconded by Mr. Burleigh.

Carried.

Mr. Burleigh moved the following resolution:

RESOLVED, that Chief of Police Ernest Wiebecke be authorized to advertise for bids for four (4) new Police Cars.

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Seconded by Mr. Fibble.

Carried.

The Preliminary Budget for 1956 was presented to the Board.

Mr. Welchman moved the following resolution:

RESOLVED, that this Town Board does hereby prepare and approve as the Preliminary Budget for this Town for the fiscal year beginning on the 1st day of January, 1956, the itemized statement of estimated revenues and expenditures here-to itemized and made a part of this resolution, and be it

FURTHER RESOLVED, that such Preliminary Budget shall be filed in the office of the Town Clerk where it shall be available for inspection by any interested persons at all reasonable hours, and be it

FURTHER RESOLVED, that this Board shall meet at 9:00 o'clock P.M. on the 10th day of November, 1955, for the purpose of holding a public hearing upon such Preliminary Budget, and be it,

FURTHER RESOLVED, that the Town Clerk give notice of such public hearing in the manner provided in Section 113 of the Town Law and that such notice be published in substantially the following form:

NOTICE OF HEARING UPON PRELIMINARY BUDGET

Notice is hereby given that the Preliminary Budget of the Town of Clarkstown for the fiscal year beginning January 1st, 1956, has been completed and filed in the office of the Town Clerk, at New City, New York, where it is available for inspection by any and all interested persons at all available hours.

Further notice is hereby given that the Town Board of the Town of Clarkstown will meet and review said Preliminary Budget and hold public hearing thereon, at the Town Clerk's Office at 9:00 P.M. on the 10th day of November, 1955, and that at such hearing any person may be heard in favor or against the Preliminary Budget as compiled or for or against any item or items therein contained.

Seconded by Mr. Fibble.

On roll call, the Board voted as follows:

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

NOES: None.

The Town Clerk was instructed to write to the Dept. of Public Works in regard to the widening of Route 304.

The Bond of John Mein for roads in his development in the amount of \$3,200 was approved by the Board and ordered filed.

The Board took up the matter of the complaint of the residents of West St. and Chestnut St. at Central Nyack regarding water supply.

The Deputy Clerk read the original letter of complaint which stated that there was a lack of water pressure which reduced the flow of water almost to nothing at times. The letter also requested the installation of a hydrant for fire protection purposes.

Mr. Welchman stated that the problem of pressure was one for the Nyack Water Co. to correct. He also stated that the last time the Board had ordered a hydrant for this area, the Nyack Water Co. had charged the Town \$652.97 for the installation.

After further discussion it was decided to have the petitioners and a representative of the Water Co. present at the October 27 meeting of the Board to try to find some solution to the problem.

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PRELIMINARY BUDGET

1956

TOWN OF CLARKSTOWN

GENERAL GOVERNMENT

Town Board

Town Hall & Offices

Rentals	\$12,140.00
Compensation of Employees	1,152.00
Purchase of Furniture & Equipment	2,500.00
Repairs, Light, Heat & Telephone	3,200.00
Dues, Association of Towns	50.00

\$19,042.00

Elections

Compensation of Election Officials	\$4,410.00
Compensation of Custodian of Voting Machines	350.00
Voting Machines, Purchase & Repair	2,800.00
Other Expense	200.00

\$ 7,760.00

Insurance

Compensation Insurance	\$6,000.00
Official Bonds & Undertakings	800.00
Fire & Liability	7,200.00
Group Insurance	2,800.00

\$16,800.00

Printing & Advertising (all Dept.s)

Services of Attorney & Expense of Litigation	\$4,000.00
Services of Engineer & Expense	10,000.00
	5,000.00

Employees Retirement System

Town Share	<u>44,638.00</u>
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\$63,638.00

Total

\$107,240.00

Supervisor

Salary of Supervisor	\$3,300.00
Compensation of Employees (1 @ 5,200 - 1 @ 2,800)	8,000.00
Office & other expense	825.00

\$12,125.00

Justice of the Peace

Salaries (2 @ \$2,750)	\$5,500.00
Office & other expense	500.00
Compensation of Employee	3,000.00

\$ 9,000.00

Councilmen

Salaries (4 @ \$1,800)	\$7,200.00
Office & other Expense	500.00

\$ 7,700.00

Town Clerk

Salary	\$5,500.00
Office & other Expense	500.00
Compensation of Employees	5,200.00
Stenographic Services	500.00

\$11,700.00

Assessors

Salary	\$5,500.00
Office & other Expense	1,500.00
Compensation of Employees (1 @ 4,200 - 1 @ 2,700) (1 @ 2,000 - 2 part time clerks @ 1,200.00)	<u>10,100.00</u>

\$17,100.00

Receiver of Taxes

Salary	\$5,500.00
Office & other Expense	1,950.00
Compensation of Employees (1 @ \$2,800 - 1 @ \$600)	<u>3,400.00</u>

\$10,850.00

Town Attorney

Salary	\$4,400.00
Office & other Expense	425.00
Compensation of Employee	500.00

\$ 5,325.00

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Interest on Debt			
Serial Bond of 1953 (Land Acq.)	\$160.00		
Serial Bond of 1954 (San. Fill)	289.00		
Serial Bond of 1955 (Tax Map Acct.)	<u>1,150.00</u>	<u>\$1,599.00</u>	
			<u>\$19,349.00</u>

GENERAL FUND - ESTIMATED REVENUES

Fines of the Justices of the Peace	\$1,700.00		
Fees of the Justices of the Peace	6,000.00		
Mortgage Taxes	12,000.00		
Building Inspector Fees	12,000.00		
Dog Licenses (from County)	3,800.00		
Town Clerk Fees	9,000.00		
Receiver of Taxes Fees	1,000.00		
Per capita assistance for the support of Local Government		<u>55,642.70</u>	
Total Estimated Revenues			<u>\$101,142.70</u>

SUMMARY

Appropriations			
General Government	\$207,865.00		
Protection of Persons & Property	133,240.00		
Education	510.00		
Recreation	650.00		
Public Utilities	13,200.00		
Miscellaneous	1,600.00		
Contingent Purposes	2,500.00		
Municipal Indebtedness & Interest	<u>19,349.00</u>		
Total Appropriations			\$378,914.00
Total Estimated Revenues			<u>101,142.70</u>
Amount of taxes to be raised for General Government			\$277,771.30

WELFARE FUNDAPPROPRIATIONS

Town Welfare Officer			
Salary	\$5,500.00		
Office & other Expense	500.00		
Compensation of Employees	<u>3,200.00</u>		
Town Welfare Officer		\$	<u>9,200.00</u>
Aid to Dependent Children	8,000.00		
Home Relief (Reimbursable)	9,000.00		
Burials	1,000.00		
Veterans Relief	2,000.00		
Hospitalization	13,000.00		
Medical, Surgical & Doctors' Fees	<u>2,000.00</u>		
Town Appropriations		\$	<u>44,200.00</u>

ESTIMATED REVENUES

Reimbursement - Home Relief	\$5,500.00		
Reimbursement - Salaries	500.00		
Reimbursement - Burials	<u>300.00</u>		
Total Revenues		\$	<u>6,300.00</u>
Amount to be raised by tax for Welfare Fund		\$	<u>37,900.00</u>

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HIGHWAY FUNDAPPROPRIATIONS

Highway Item No. 1	Total appropriation		\$157,000.00
	Estimated Revenue		<u>3,400.00</u>
	Amount to be raised by tax for Highway Item No. 1		<u>\$153,600.00</u>
Highway Item No. 2	Bridge Fund		
	Labor and Teamwork	\$1,500.00	
	Material, Repair & Maintenance	<u>1,500.00</u>	
	Total Appropriations		\$3,000.00
	Estimated Revenues		<u>None</u>
	Amount to be raised by tax for Highway Item No. 2		\$3,000.00
Highway Item No. 3	Machinery Fund		
	Purchase of Machinery, tools, etc.	\$18,000.00	
	Repair of Machinery	<u>8,000.00</u>	
	Total Appropriations		\$26,000.00
	Estimated Revenues		<u>None</u>
	Amount to be raised by tax for Highway Item No. 3		\$26,000.00
Highway Item No. 4	Snow & Miscellaneous Fund		
	Snow removal	\$9,000.00	
	Cutting & removing weeds and brush	3,000.00	
	Salary of Town Supt. (\$7,900.00)		
	Use of Personal Car \$600.00)	8,500.00	
	Salary of Deputy Town Supt.	5,100.00	
	Expenses of Town Supt.	400.00	
	Other Miscellaneous purposes (Light, heat, paint, etc.)	<u>4,000.00</u>	
	Total Appropriations		\$30,000.00
	Estimated Revenues		<u>None</u>
	Amount to be raised by tax for High Item No. 4		<u>\$30,000.00</u>
	AMOUNT TO BE RAISED BY TAX FOR HIGHWAY ITEMS 2, 3 and 4		<u>\$59,000.00</u>

TOWN HEALTH FUND

Board of Health			
	Salary of Health Officer	\$2,100.00	
	Other Health Expense	<u>1,250.00</u>	
	Total Appropriations		\$ 3,350.00
Registrar of Vital Statistics			
	Compensation	\$ 100.00	
	Other Expense	<u>50.00</u>	
	Total Appropriations		<u>150.00</u>
	Amount to be raised by tax for Town Health Fund		\$ 3,500.00

SPECIAL DISTRICTS

FIRE			
	Central Nyack		\$3,500.00
	Congers		9,010.00
	East Spring Valley (R7)		1,678.14
	Moleston (Hillcrest)		720.06
	Nanuet		15,540.00
	New City		4,597.51
	Rockland Lake		2,900.00
	Valley Cottage		6,227.00
	West Nyack		<u>8,150.00</u>
	Total		\$52,322.71
WATER			
	Central Nyack		\$ 971.00
	East Nanuet		486.00
	Nanuet		8,174.00
	West Nyack Water Supply		262.00
	New City - West Nyack		<u>10,500.00</u>
	Total		\$20,393.00

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Lighting

Central Nyack	\$1,176.00
Congers	8,651.00
East Spring Valley (R7) (sufficient balance)	00
Nanuet	6,964.00
New City	2,092.00
New City #1	190.00
Rockland Lake	<u>1,041.00</u>
Total	\$20,114.00

Sewerage

Valley Cottage Sewer Dist. No. 1	\$ 5,000.00
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SPECIAL IMPROVEMENT DISTRICTS

BONDS

Serial Bonds of 1952 (Hughes Street)	\$ 207.56
Serial Bonds of 1952 (Strawberry Hill Lane)	934.31
Serial Bonds of 1953 (Parker Avenue)	1,798.59
Serial Bonds of 1955 (Dickerson Avenue)	<u>1,375.00</u>
Total	\$4,315.46

INTEREST ON BONDS

Serial Bonds of 1952 (Hughes Street)	\$ 4.15
Serial Bonds of 1952 (Strawberry Hill Lane)	18.58
Serial Bonds of 1953 (Parker Avenue)	71.94
Serial Bonds of 1955 (Dickerson Avenue)	<u>110.00</u>
Total	\$ 204.67

Mr. Welchman moved the following resolution:

RESOLVED, that the members of the Clarkstown Zoning Advisory Comm., Rockland County Planning Director Richard May and Assistant Planning Director Richard Wengraf be commended for their tireless efforts in the preparation of a new Zoning Ordinance for the Town of Clarkstown

Seconded by Mr. Fibble.

Carried.

Bills Nos. 831 to 928 on Warrant #10 in the amount of \$20,368.47 were audited and ordered paid.

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

August H. Hansen
Town Clerk of Clarkstown