

PUBLIC HEARING

Jan. 9, 1958.

Town Clerk's Office

8:15 P.M.

Present; Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

Supervisor Coyle called the hearing to order, explaining that it was an adjourned hearing on petition of the Nyack Development Corporation for an Extension of the New City-West Nyack Water Supply District, the original hearing having been held on Oct. 10th, 1957.

George Vivino, Esq., petitioners' attorney, presented amended petition, which he stated included resident property owners in the area sought to be extended.

He advised that the amended petition was just an adjunct to the original one because of the fact that only the developer appeared on the original, the correction being made because signatures of people who owned property in the area needed to be included in the petition.

John Mirabile, Esq. of Spring Valley, N.Y., appeared and stated he represented about thirty people from the Cherry Hill development, which was in the area, who had various and sundry complaints about driveways, construction of homes and water problems. He asked the Board to defer any action on the petition until the people had been heard.

Town Attorney Everett J. Johns interceded by saying that the petitioner had the right to present his case and that objections should be made thereafter.

Mr. Vivino then asked if any of the signers of the amended petition were present and read off the names. None were present.

Mr. Johns inquired of Mr. Vivino whether the petition had been approved as to form. Mr. Vivino stated the original petition was correct and that the only thing needed was the amendment, and handed the Town Attorney the amended petition.

Mr. Vivino then requested a further adjournment of the hearing to enable him to submit an additional Assessor's affidavit for the amended petition.

On motion made by Mr. Renken, seconded by Mr. Jeffrey and unanimously carried, the hearing was adjourned to February 14, 1958 at 9:30 P.M.

Signed,

Mildred F. Magai
Mildred F. Magai,
Town Clerk.

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PUBLIC HEARING

Jan. 9, 1958

Town Clerk's Office

8:30 P.M.

Present: Messrs. Henken,
Danko,
Jeffrey,
Welchman,
Coyle.

Supervisor Coyle called the hearing to order.

The Clerk read notice of hearing to consider the application of the New York Telephone Company for a Zoning Change from an R-1 and C-2 to a C-2 district.

Mr. Edward B. Cadley of 140 West Street, New York, N.Y., appeared representing the New York Telephone Company. He described the property and stated it was located on the southeast corner of Massachusetts Avenue and Lake Road in Congers. Mr. Cadley advised that there was an urgent need to extend the Exchange Building to keep up with growth in the area. He added that the Telephone Company had an option on property owned by R. C. Brown, which ran to Jan. 22, 1958.

Supervisor Coyle inquired whether anyone present wished to voice opposition to the granting of the request for a zoning change.

No one appeared in opposition.

On motion made by Mr. Welchman, seconded by Mr. Henken and unanimously carried, the hearing was closed.

Signed,

Mildred F. Magai
Mildred F. Magai,
Town Clerk.

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TOWN BOARD MEETING

Jan. 9, 1958

Town Clerk's Office

8:00 P.M.

Present: Messrs. Coyle,
Renken,
Danko,
Jeffrey,
Welchman.

Supervisor John W. Coyle called the meeting to order.

On motion made by Mr. Renken, seconded by Mr. Welchman and carried, the reading of the minutes of the previous meetings on Dec. 30, 1957 and Jan. 2, 1958, were dispensed with.

Mr. Welchman moved the following resolution:

RESOLVED, that sealed bids for the furnishing of fill for the Clarkstown Sanitary Fill be opened.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Bids on fill were opened and submitted as follows:

Anthony N. Teplitz, Inc., Tallman, N.Y.	-----\$.84 per yard
Eric Binder Excavating, Nanuet, P.O. Spring Valley, N.Y.	----- 1.00 per yard
Raymond M. Fisher, Jr., Route 303 West Nyack, N.Y.	----- .83 per yard
Ward Pavements, Inc., Riverside Ave., Haverstraw, N.Y.	----- .85 per yard
Keahon Brothers, Inc., 165 S. Main St. Pearl River, N.Y.	----- 1.70 per yard

The Supervisor called attention to the fact that some difficulty had been entailed previously with bidders being able to furnish the proper fill after having been awarded the contract.

Mr. Renken moved the following resolution:

RESOLVED, that bids submitted for the furnishing of fill be taken under advisement, and be it

FURTHER RESOLVED, that the three lowest bidders, namely, Anthony N. Teplitz, Raymond M. Fisher, Jr. and Ward Pavements, Inc., be requested to deliver to the Clarkstown Sanitary Fill for inspection by the Pumpmaster a specimen of the type fill proposed to be furnished, to see if it meets with specifications.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

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NAYES: None.

Supervisor Coyle called on Nelson W. Hall, Consulting Engineer, to discuss his suggestion as to the Tax Map and the method of correcting it. Mr. Hall requested the Board's permission to take one Tax Map sheet, make corrections and run a sample sheet through to present to the Board for future construction, to see how long it would take and how much it would cost. The Board authorized Mr. Hall proceed with his proposal.

The Supervisor then called on Assessor Leonard Schwall for a report. Mr. Schwall reported that he had about 176 problem bills that went out from the Receiver of Taxes office. He also stated that he worked with about ten people from the I.B.M. office in Orange, N.J. to try and determine where errors were made and found out that part of the trouble was in the Assessor's office. He stated as an example that Alice Zimmerman of Nanuet owns property on which Allison Used Cars has a building and that they lease the land. He made mention of the fact that there should have been only one bill issued and that to the owner of the property, even though the amount was correct. The same thing had been done in the case of New York Trap Rock Corporation and Colonial Sand and Gravel Company, the latter being the leaseholder.

Mr. Schwall advised the Board that he had found 17 subdivisions were not plotted on the Tax Map and that there were about 652 lots involved. He reported that he had found a way of projecting subdivisions on the Tax Map by reproducing subdivision maps to scale at a cost of about \$1.20 each and using a light box to project same. He stated this method would take about one-half hour and would save about 7 hours of drafting time on each subdivision. He asked the Board if it would be in order to use this method and the Board was in accord.

Mr. Schwall then took up the problem of personnel and stated that it would be necessary to provide adequate compensation for services to procure qualified persons. The Board authorized the Assessor to get what personnel was needed.

Mr. Schwall also advised the Board that he had insufficient office space, that he had about 800 square feet whereas he needed about 1500 square feet of space.

The Assessor then made several suggestions and submitted vouchers of proposed salaries and expenditures, as well as recommendations for the proper functioning of his office.

Assessor Schwall then touched on the subject of refunds of taxes. He was advised to contact the Town Attorney on each, with the exception of Veteran's Exemptions, so that the Supervisor would be given a legal report on same.

Mr. Schwall told the Board that he had spent about a week and a half with I.B.M. on tax problems and that officials of the company had offered to staff an office free of charge to help resolve the problem and establish a definitive tax roll for Clarkstown, provided office space was furnished. He stated he would contribute two of his employees to assist and asked the Board's permission to rent additional space in the Knapp Building so that work could be started immediately. The Board consented.

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Mr. Renken moved the following resolution:

RESOLVED, that hearing on petition of Nyack Development Corporation for the extension of the New City-West Nyack Water Supply District be further adjourned to February 14, 1958 at 9:30 P.M.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

RESOLVED, that decision on application of the New York Telephone Company for a change of zoning from an R-1 and C-2 district to a C-1 district be reserved.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Robert Kassel, attorney for residents of Sherwood Drive, Nyack, presented deeds and his certification of owners of property in connection with Sherwood Drive.

Mr. Welchman moved the following resolution:

RESOLVED, that deeds and other papers relative to Sherwood Drive, be referred to the Town Attorney and that he notify Mr. Kassel of his findings.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

John L. Mirabile, Esq. of Spring Valley, N.Y. appeared representing thirty residents of the Cherry Hill development owned by Nyack Development Corporation. He reported at length the various grievances home owners in the development had with respect to driveway encroachments, construction, as well as water flooding cellars, which had been brought to the attention of the developer, who did nothing to correct the condition. The Board directed the building Inspector to investigate to see if any violations were evident and make a report.

On motion made by Mr. Welchman, seconded by Mr. Renken and unanimously carried, bids for the furnishing of a sand spreader for the Highway Department were opened, only one having been received, as follows:

H. O. Penn Machinery Co., Inc. - - - - - \$3,250.00

Mr. Renken moved the following resolution:

RESOLVED, that the H. O. Penn Machinery Co., Inc., Poughkeepsie, New York,

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be awarded contract for the furnishing of 1 Highway model "E" Spreader at a cost of \$3,250.00.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Harry Edelstein of Nanuet Knolls, Nanuet, appeared before the Board and offered his services in connection with problem tax bills that need to be collected.

Harry Waitzman, Esq. appeared before the Board and reviewed points brought out at the last Board meeting with respect to request for conversion of Deerwood Park to an R-1 zone. Mr. Waitzman stated that under present zoning, because of the subdivision being a long narrow one, lots would have to be of a 400' frontage or depth, working hardship. The Board stated a decision would be forthcoming at the Jan. 23, 1958 meeting.

Mr. Coyle then made the following statement for the benefit of the press:

As Supervisor of the Town of Clarkstown, I have now had an opportunity to consider the various pressing matters which require immediate attention. Although I am not fully acquainted with the details involved, I do feel I know quite generally the situation as it exists. There are several serious problems which we face and they should not be minimized. However, with the action taken here tonight I am convinced we will (1) correct the tax map and (2) correct the assessment and tax records.

Clarkstown is financially sound. I believe that we will continue to grow and improve our situation. Personally, I am convinced Clarkstown is an excellent place in which to live and no better investment could be made than in homes, vacant land or bonds backed by the credit of our community. Although the present pressing problems must be solved, they relate to procedures and management rather than to fundamental values.

With the assistance of the members of this Town Board and our other office holders and department heads, I expect real signs of improvement to be visible before the end of this year. I am so convinced of this that I will continue to press for the erection of a Town Hall immediately in order that our administration can more adequately serve the needs of our growing community.

An investment in Clarkstown is as safe as any I can imagine.

Highway Superintendent Klein reported to the Board that Alan Drive and Oak Street, New City, in the Croyden Estates development had been completed to his satisfaction.

Mr. Welchman moved the following resolution:

RESOLVED: that deed of Sterling Park, I_nc. and Evley Park, I_nc. to the Town of Clarkstown, conveying the remainder of public roads known as Alan Drive and Oak Street in subdivision plan of Croyden Estates, in New City, be accepted, and be it

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FURTHER RESOLVED, that the said roads be included in the Town Highway System and that the Town Attorney be directed to record the deed.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Drako,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

It was suggested that the Town Attorney examine deeds, certificates of title and maintenance bonds on pending applications of roads to see whether papers are in order and maintenance bonds need extension.

Mr. Welchman moved the following resolution:

BE IT RESOLVED, this 27th day of January, 1958, by the Town Board of the Town of Clarkstown, Rockland County, New York, as follows:

FIRST: For the object or purpose of the improvement of Sherwood Drive at Nanuet, in the Town of Clarkstown, by paving in accordance with the Town Specifications, and to provide funds to defray the cost thereof, \$22,500.00 of general obligation serial bonds of the Town of Clarkstown, Rockland County, New York, to be of the terms, form and contents hereinafter provided for, shall be issued pursuant to the provisions of the Local Finance Law of the State of New York.

SECOND: \$22,500.00 is estimated as the maximum cost of the object or purpose for which such serial bonds are to be issued.

THIRD: The plan for the financing of such object or purpose, consists of the issuance of serial bonds of said Town in the principal sum of \$22,500.00, or so much thereof as shall represent unpaid assessments payable in installments pursuant to Section 242 of the Town Law.

FOURTH: It is hereby determined that the object or purpose for which such serial bonds are to be issued falls within subparagraph 20 of Subdivision (a) of Section II of the Local Finance Law, and that the period 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: The said serial bonds shall be in equal denominations numbered from 1 to 4, inclusive, maturing in numerical order 1, 2, 3 and 4 years respectively from their date of issuance and shall bear interest at a rate not exceeding five per centum per annum payable at maturity.

SEVENTH: The said bonds shall be designated as "Serial Bonds of the Town of Clarkstown, Rockland County, New York, of 1958, in a sum not in excess of \$22,500.00, for the improvement of Sherwood Drive at Nanuet in said Town".

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.

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NINTH: Each of 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.

TENTH: The bonds shall be sold at public or private sale by the Supervisor of the Town of Clarkstown at a price not less than the par value of, and accrued interest, if any, and the proceeds of sale shall be applied solely for the purpose aforesaid.

ELEVENTH: Upon due execution and sale of said bonds, the same shall be delivered to the purchaser upon payment of the purchase price in cash to the Supervisor of the Town of Clarkstown, and the receipt of said 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 full faith and credit of the Town of Clarkstown, Rockland County, New York are hereby pledged to the punctual payment of the principal of and interest on said bonds.

THIRTEENTH: This resolution shall take effect immediately.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Welchman moved the following resolution:

BE IT RESOLVED, that the Supervisor of the Town of Clarkstown, Rockland County, New York, shall be and he hereby is empowered and directed to authorize the issuance and to issue bond anticipation notes of this town, and renewals of any and all such notes at such times and under such circumstances as he deems proper and advisable; and to prescribe the terms, form and contents thereof, to execute the same in the name of and on behalf of the Town and to sell at public or private sale and deliver the same; and the full faith and credit of said Town of Clarkstown are hereby pledged to the punctual payment of the principal of and interest on all notes issued pursuant hereto by said Supervisor; all in pursuance to and consistent with the provisions of the Local Finance Law of the State of New York; provided, however, that the Supervisor shall not issue any note or notes in a principal amount exceeding \$22,500.00, in addition to the amount or amounts of any such note or notes heretofore authorized, nor bearing a rate of interest in excess of five per centum per annum.

Seconded by Mr. Renken.

On roll call the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

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Mr. Welchman moved the following resolution:

RESOLVED, that Engineer's fee for the Improvement of Sherwood Drive, Nanuet, be fixed in the amount of \$1,949.50.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Jeffrey moved the following resolution:

RESOLVED, that Engineer's fee be fixed in the amount of \$475.00 and Attorney's fee be fixed in the amount of \$350.00 for the Improvement of First Street, Nanuet.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Town Attorney Everett J. Johns reported that he had looked over the description and survey in connection with request for correction of drafting error on zoning map with respect to Quaspeck Park Homes-Section I shopping area. He stated he could not say what took place at the time of adoption of zoning, but that the map in question showing a proposed shopping area was dated before that time. Mr. Johns stated an area of 200' along Route 9-W was not zoned as a Local Shopping area and beyond that a Residential area. He was of the opinion that the correction was requested to eliminate a buffer zone. The Board decided to discuss the matter with the Building Inspector at a special meeting on January 16th.

The Town Attorney reported that he had examined contract submitted by the Village of Spring Valley for the Pascack Park Sewer District. He noted that the contract was for 30 years and that by law contracts were limited to 5 years. He also noted that it was intended to charge \$40.00 per lot whether vacant or improved. Mr. Johns stated he would give a fuller report upon advice from the State Comptroller.

Supervisor Coyle read a letter from Stephen G. Doig, Esq. with respect to dedication to the Town of West Palmer Avenue, Nanuet. Highway Superintendent Klein reported that a maintenance bond would have to be filed. It was decided to hold the matter in abeyance.

With respect to Councilman Welchman's request for a survey on lighting at intersections of roads in Nanuet with Route 59, it was reported that Mr. Schaab of Rockland Light & Power Company and Mr. Conway of the Department of Public Works would discuss the matter and make a report at the Jan. 23rd meeting of the Board.

Councilman Renken requested that the Clerk write to the State Traffic Commission and ask what the status was on traffic lights requested for intersections

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of Rose Road, College Avenue and Smith Street, Nsnuet.

The Town Attorney was directed by the Board to write to the Nanuet National Bank and the New City Branch of the Peoples Bank of Haverstraw with respect to escrow arrangements for the protection of Town funds on deposit with them.

Mr. Renken reported to the Town Board that the Assessor, Receiver of Taxes, a representative of the Addressograph Company and the Burroughs Company and he had met and gone over the entire procedure in the Assessor's and Receiver of Taxes offices. Mr. Renken stated the two companies were going to work out a reasonable system between them and submit a report which he hoped to have for the next Board meeting.

Mr. Renken was requested to submit to the Assessor the list of people who appeared on Grievance Day in 1957.

Supervisor Coyle stated he would contact the Spring Valley Water Works & Supply Company in connection with the installation of mains for the Valey-Cottage-Congers extension of the New City-West Nyack Supply District. Highway Superintendent Klein reported that a maintenance bond would have to be filed. It was decided to hold the matter in abeyance.

With respect to Councilman Welchman's request for a survey on lighting at intersections of roads in Nanuet with Route 59, it was reported that Mr. Schaab of Rockland Light & Power Company and Mr. Conway of the Department of Public Works would discuss the matter and make a report at the Jan. 23rd meeting of the Board.

Councilman Renken requested that the Clerk write to the State Traffic Commission and ask what the status was on traffic lights requested for intersections of Rose Road, College Avenue and Smith Street, Nanuet.

The Town Attorney was directed by the Board to write to the Nanuet National Bank and the New City Branch of the Peoples Bank of Haverstraw with respect to escrow arrangements for the protection of Town funds on deposit with them.

Mr. Renken reported to the Town Board that the Assessor, Receiver of Taxes, a representative of the Addressograph Company and the Burroughs Company and he had met and gone over the entire procedure in the Assessor's and Receiver of Taxes offices. Mr. Renken stated the two companies were going to work out a reasonable system between them and submit a report which he hoped to have for the next Board meeting.

Mr. Renken was requested to submit to the Assessor the list of people who appeared on Grievance Day in 1957.

Supervisor Coyle stated he would contact the Spring Valley Water Works & Supply Company in connection with the installation of mains for the Valley Cottage-Congers extension of the New City-West Nyack Water Supply District. Highway Superintendent Klein made the suggestion that hydrants be ordered for the district so that they will be installed at the same time as the mains to obviate the necessity of opening the roads up twice.

Mr. Coyle read copy of a letter sent by the former Town Attorney to Taylor & Roberts, Esqs., 76 Beaver St., New York, N.Y. re Nanuet Knolls Easements.

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Supervisor Coyle read a letter from Central Engine Company No. 6, Central Nyack, asking how the Board voted on Consent with respect to petition to Annex to the Village of Nyack a portion of Central Nyack. Mr. Renken was requested to dictate an answer to the query to the Town Clerk.

A letter from the Valley Cottage Fire District complaining of flooding at the intersection of Lake Road and Brookside Avenue, Valley Cottage, was read to the Board. The matter was referred to the Highway Superintendent.

Supervisor Coyle read a letter from Mrs. Elizabeth Austin of Endicott St., Congers, requesting a street light at her corner. The matter was referred to Councilman Danko to procure the number of the pole.

A letter from the Nanuet National Bank thanking the Board for designation as a Town depository was read to the Board.

Mr. Jeffrey moved the following resolution:

RESOLVED, that application of The Dells, Inc. for a Change of Zoning from an RA-1 and RA to an R-1 district be referred to the Clarkstown Planning Board for recommendation prior to hearing by the Town Board on February 14, 1958, in accordance with Section 8.51 of the Zoning Ordinance.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle

NAYES: None.

Mr. Danko moved the following resolution:

RESOLVED, that the Town of Clarkstown, pursuant to Section 218 of the Federal Social Security Act and Article 3 of the Retirement and Social Security Law, provide old-age and survivors insurance coverage for eligible policemen effective on December 16, 1957, and be it

FURTHER RESOLVED, that such coverage be provided for positions of policemen covered by the New York State Employees' Retirement System.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Harry Crowe, Operator at Valley Cottage Sewer District No. 1 reported to the Board that the plant was out of operation for two days during the wet period because of a lot of storm water running into the beds. He stated he thought the source of trouble was at the south end of Quaspeck Boulevard where the storm drain and sanitary drain cross. The matter was referred to the Town Attorney to check.

The matter of a Sewer Rent ordinance was discussed, which would take care of sewer district problems. Mr. Welchman was requested to contact the Town of Greenburgh in Westchester and check on the handling of their sewer districts.

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Supervisor Coyle reported that he had canvassed the list of eligibles for appointment as Police Sergeant and that all had indicated their willingness to accept appointment.

Mr. Danko moved the following resolution:

RESOLVED, that John D. Martz of Route 9-W, Rockland Lake, be promoted to the position of Sergeant on the Clarkstown Police Force, upon recommendation of Chief Wiebicke, at an annual salary of \$6200.00, effective as of January 16, 1958.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Supervisor Coyle called attention to the fact that there was a Civil Service Examination for Senior Typist scheduled and that applications were open until Jan. 31st, 1958. He asked the Assessor to apprise personnel in his office serving on a provisional basis.

Supervisor Coyle stated there has been considerable discussion on the J. L. Jacobs & Company contract and there were no further indications the company would perform the contract in the manner it was believed the specifications required.

Mr. Jeffrey moved the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, hereinafter referred to as the "Town Board" and the J. L. Jacobs & Company, hereinafter referred to as the "Contractor" entered into a contract on October 18, 1954, under which the Contractor agreed to furnish to the Town Board, pursuant to certain specifications, real property revaluation and a Tax Map of the Town of Clarkstown for a stated sum, and

WHEREAS, on October 27, 1955 the Contractor did further agree to furnish to the Town Board an appraisal of new and altered property and to prepare line drawings of the Tax Map pursuant to the specifications of the original contract dated October 18, 1954 for an additional stated sum, and

WHEREAS, the Contractor undertook to perform said contracts according to their respective terms, and had received substantial payments from the Town Board on account thereof, and

WHEREAS, the Contractor has failed properly to perform the said contracts, and

WHEREAS, the Town Board, through its Attorney did on May 2, 1957 give the Contractor notice of such failure of the Contractor to perform said contracts, and refused to process the Contractor's invoices due to such non-performance, and

WHEREAS, the Town Board, through its Attorney did on October 3, 1957 serve notice on the Contractor fully and completely to perform all the work required to be done pursuant to the said contracts, within 30 days from the date thereof, or that said contracts would be deemed abandoned, and

WHEREAS, the Town Board, through its attorney did on November 13, 1957 notify the Contractor that the contracts had not been performed and that it was not interested

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in any alternatives, NOW THEREFORE,

BE IT:

RESOLVED, that the contracts of October 18, 1954 and October 27, 1955 between the Town of Clarkstown and the J. L. Jacobs & Company be, and they hereby are, terminated by reason of the failure of the said J. L. Jacobs & Company to perform them according to their terms, and be it further

RESOLVED, that the Town Attorney be and he is hereby authorized to take proper legal action against the said J. L. Jacobs & Company to recover such damage as the Town of Clarkstown may have suffered or will suffer by reason of the failure of said company to perform said contracts, and be it further

RESOLVED that a copy of this Resolution be sent to the said J. L. Jacobs & Company as notice of this Board 's action in the premises.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Councilman Danko reported to the Board on his visit to the Clarkstown Police Department and his findings. A copy of the report was placed on file with the Clerk.

A letter from the West Nyack P.T.A. requesting signs, road lines and a traffic policeman was referred to Chief Wiebicke for investigation and report.

It was reported that a request had been received from the Naruet Community Ambulance Corps for "No Parking " Sign on Third Street, New City, in front of the driveway of the garage housing the ambulance.

Mr. Renken moved the following resolution:

RESOLVED, that the south side of Third Street, New City, in front of the driveway of the Naruet Community Ambulance Corps garage be declared a "No Parking" area, and be it

FURTHER RESOLVED, that the Highway Superintendent and Chief of Police install the necessary signs.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle

NAYES: None.

Chief Wiebicke advised that it would be necessary to replace Mr. Martz in the Detective Bureau with a patrolman and inasmuch as the replacement would have less experience suggested that the salary be reduced.

Mr. Welchman moved the following resolution:

RESOLVED, that salary of person assigned as second Detective on the Clarkstown Police Force be set at \$5600.00 per annum, for one year.

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Seconded by Mr. Danko.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Danko moved the following resolution:

RESOLVED, that Chief Wiebicke be authorized to send two policemen to the State Rescue Training School at Albany for a two week course, the cost of attendance to be borne by the State under the Civil Defense program.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

With respect to the Insurance Committee, Mr. Welchman reported that he had given inventory sheets to each Town Department head and would make a report when they were completed.

In connection with the Zoning and Planning Committee, Mr. Jeffrey reported that there was not much activity at present but that he would attend the next Zoning and Planning Board meeting and discuss the application of The Dells, Inc .

Councilman Danko submitted to the Board resignation of Bertrand Kimbark as Custodian of Election District No. 7, Congers and recommended the appointment of John Guarino of Friend Street, Congers.

Mr. Danko moved the following resolution:

RESOLVED, that John Guarino of Friend Street, Congers, be appointed Custodian of Election District No. 7, Congers.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Renken made the suggestion that the Insurance Committee check as to sufficiency of the bonds of all Town officers and make a report.

Mr. Renken moved the following resolution:

RESOLVED, that Mercury Vapor arc street lights be installed on Poles No. 68, 69 and 70 on Blauvelt Road, Nanuet, opposite the elementary school, and be it

FURTHER RESOLVED, that the Rockland Light and Power Company be authorized to make the installation

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

9/1/58

AYES: Messrs. Renken,
Danko,
Jeffrey,
Welchman,
Coyle.

NAYES: None.

Mr. Jeffrey reported to the Board that an outstanding attorney who had recently moved into Clarkstown had volunteered to donate his services in helping to straighten out development he lives in with respect to the Tax Map. The Supervisor suggested to Mr. Jeffrey that he keep the man's name in mind so that Nelson W. Hall might contact him if help was needed.

Mr. Feldman of 26 Susan Drive, New City appeared before the Board in connection with an error in assessment. Mr. Feldman was advised that the Assessor would consider what the assessment should be on the next assessment roll.

Monthly reports of the Building Inspector, Zoning Board of Appeals and Police Department were submitted to the Board, approved and ordered filed.

All business to come before the Board having been dispensed with, on motion made by Mr. Jeffrey, seconded by Mr. Danko and unanimously carried, the meeting was adjourned.

Signed,

Mildred F. Nagai

Mildred F. Nagai,
Town Clerk.

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