

TOWN BOARD MEETING

Town Clerk's Office

March 13, 1958

3:00 P.M.

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

Supervisor Coyle called the meeting to order.

On motion made by Councilman Renken, seconded by Councilman Danko and carried, the minutes of the three public hearings held on Feb. 14th, 1958 and Town Board meeting held on Feb. 27th, 1958 were approved and accepted.

The Town Attorney reported on the status of The Elms violation, adding that he had notified the owner that in the event his building contractor cannot be present at inspection of the building someone would have to be there by March 25th, 1958 at 11:00 o'clock in the morning.

Mr. Renken moved the following resolution:

WHEREAS, PAUL B. MURPHY, JR. 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, and upon the consent of ALFRED MILLER, FRANKLIN HAAS, and THOMAS B. STORMS, JR., being the owners of other real property in said petition also described, who join in this application, from a C-2 District to a C-1 District, and

WHEREAS, G. STANLEY PARTRIDGE, being also an owner of real property within the boundaries of the area herein petitioned to be rezoned, has not consented or joined in this application;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the office of the Town Clerk, 16 South Main Street, New City, New York, on the 10th day of April, 1958, 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. Danko.

On roll call, the vote was as follows:

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

ABSENT: Mr. Jeffrey.

Mr. Renken moved the following resolution:

RESOLVED, that application of Jack Terrace and Emil Altman for a change of zoning from an RA-1 to a C-2 district be referred to the Clarkstown Planning Board for recommendation.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

ABSENT: Mr. Jeffrey.

HAA 918

3/13/58

Mr. Renken moved the following resolution:

RESOLVED, that application of Jack Terrace and Emil Altman for a change of zoning from an RA-1 to a C-2 district be referred to the Clarkstown Planning Board for recommendation.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

ABSENT: Mr. Jeffrey.

Mr. Renken moved the following resolution:

WHEREAS, JACK TERRACE and EMIL ALTMAN 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 an RA-1 district to a C-2 district;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the Office of the Town Clerk, Main Street, New City, New York on the 8th day of May, 1958 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.

Mr. Welchman moved the following resolution:

RESOLVED, that the Town Attorney be directed to record deed from Robert Maier, John Maier, et al to the Town of Clarkstown, conveying First Street, Nanuet.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

ABSENT: Mr. Jeffrey.

In connection with complaint of Engels & Gallucci about water condition caused by Blue Spruce Estates, the Town Attorney reported that the matter had been investigated by the Highway Superintendent. Supervisor Coyle advised that the Highway Superintendent told him roads in Blue Spruce Estates would not be accepted until the matter was taken care of as their arrangements with the Planning Board were that a catch basin was to be installed at the location of the trouble and the water lead from that point to a brook south of the property owned by the complainants. Mr. Coyle reported he had written to the Planning Board advising of the condition which exists and that it should be kept in mind when they consider application for another development which is not pending. It was decided to hold the matter in abeyance.

The Supervisor made mention of a letter received from the Nyack Public Schools having reference to damage being caused by the plugged up drain on Dickenson Avenue,

3/23/5

Central Nyack, at present of John Mellozco, asking what is being done to alleviate the condition. The Town Attorney reported he had contacted both the Mellozco and their attorney without favorable results. He asked that the Highway Superintendent and Engineer would investigate further and make a report before legal action is taken. It was decided to hold the matter in abeyance.

Mr. Welchman moved the following resolution:

WHEREAS, prior to the adoption of the present Zoning Ordinance of the Town of Clarkstown, a Zoning Advisory Commission of citizens, property owners, and zoning consultants was appointed by the Town Board to prepare a proper Revised Zoning Ordinance and report the same to the Town Board with its recommendations; and

WHEREAS, the said Advisory Commission held public hearings in various parts of the Town of Clarkstown on the proposed Zoning Changes; and

WHEREAS, the said Advisory Commission thereafter submitted its report and proposed Revised Zoning Ordinance to the Town Board with its recommendations; and

WHEREAS, after Public hearings on said proposed Revised Zoning Ordinance, the Town Board duly adopted a comprehensive Zoning Ordinance designed to promote the health, safety, morals and the general welfare of said Town, pursuant to the Town Law on September 13, 1955; and

WHEREAS, said Zoning Ordinance so adopted, provides that the Board of Zoning Appeals may vary or modify the provisions of said Ordinance in cases of practical difficulties or unnecessary hardship and of special circumstances, on certain terms; and

WHEREAS, petitioner has never applied to the Board of Zoning Appeals for a variance, and

WHEREAS, the only basis set forth in petitioner's application and in the testimony before this Town Board for the requested relief, was unnecessary hardship to the petitioner; and

WHEREAS, petitioner, at the hearing, conceded the reasonableness of the Zoning Ordinance, but claimed unnecessary hardship; and

WHEREAS, the petitioner, at the hearing held on its application herein, adduced no evidence to justify an amendment of the Zoning Ordinance as it affects its property.

NOW THEREFORE, be it

RESOLVED, that the application of THE DELLS, INC., for an amendment of the Zoning Ordinance placing its property, now in an RA district and RA-1 district, into an R-1 district, be and the same hereby is denied.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

ABSTAINING: Mr. Danko.

HAA 918

3/13/58

The matter of request for a correction of the Zoning Map made by owners of Quaspeck Park Homes-Section I with respect to proposed shopping area was reviewed for the benefit of residents of that area. The minutes of the Zoning Advisory Committee dated April 21, 1955 indicating approval were read as well as a letter from the Clarkstown Planning Board dated Feb. 11, 1958 which advised that that Board had approved a map dated Sept. 21, 1954. The Town Attorney reported that he was of the opinion that an error had been made in drafting and it was proved that the correction should be made according to the filed map of Quaspeck Park Homes-Section I.

Messrs. Henry Mayer, Eugene Chappel and William Sbordone of Quaspeck Park appeared before the Board in protest of correction, stating they had been assured at the time their property was bought that the parking area would not be right next to their property and that there would be a buffer zone. Mr. Chappel stated one Mr. Keenan was the salesman who sold him his home and Mr. Sbordone advised that one Mr. McGregor had sold him his.

Mr. Welchman moved the following resolution:

RESOLVED, that decision on request for correction of zoning error made by Quaspeck Park Homes-Section I be reserved.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Coyle read a letter from the Clarkstown Planning Board dated March 12, 1958 embodying resolution approving change from a C-2 to a C-1 district with respect to application for a zoning change made by Paul B. Murphy, Jr.

Mr. Renken moved the following resolution:

RESOLVED, that NELSON HALL, P.E. be and he hereby is retained as Consulting Engineer for the TOWN OF CLARKSTOWN to revise and correct the Tax Map of the TOWN OF CLARKSTOWN:

And be it

RESOLVED, that the work of revision and correction of the said Tax Map, by said Consulting Engineer, shall include and show the following:

1. The Tax Map shall show the location and boundary lines of each tax lot; including the dimensions thereof to the nearest foot, based on recorded deeds and filed maps, and if said lot is over one acre, the approximate area thereof.

In order to insure accuracy of description and ownership of each tax lot, he shall cause searches to be made in the Rockland County Clerk's Office by experienced title examiners who shall supply him with all necessary title information.

In addition to such record information, he shall use all surveys, maps and data available to him.

2. Each sheet of the Tax Map as revised and corrected shall show the lines of all streets and highways and special district lines and shall indicate, by matching lines in the margins, the adjoining sheets of the Tax Map.

3. He shall prepare and furnish an index map, locating the revised and corrected sheets of the Tax Map.

3/13/58

57

4. He shall deliver to the Town Assessor, each revised and corrected Tax Map sheet on cloth, together with four (4) prints, immediately upon completion of such sheets.

5. He shall also furnish to the Town Assessor a typewritten list in duplicate of the last owners of each tax lot with the book and page of the deed or deeds by which title was acquired;

And be it

FURTHER RESOLVED, that the said Consulting Engineer shall be paid for his services aforesaid at the rate of FIVE and 00/100 (\$5.00) DOLLARS for each tax lot shown on each sheet of the revised and corrected Tax Map, delivered to the Town Assessor by him, payment to be made to him monthly on Town Vouchers, submitted by him for sheets of the Tax Map revised, corrected, and delivered to the Town Assessor by him, during the preceding month.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Jeffrey moved the following resolution:

WHEREAS, Nelson W. Hall has been retained as Consulting Engineer to revise and correct the Clarkstown Tax Map.

BE IT RESOLVED, that the Supervisor of the Town of Clarkstown be and he hereby is authorized and directed to transfer the sum of \$25,000.00 from Current Surplus to the Tax Map Correction Account.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Attorney Stephen G. Doig, Jr. appeared with his client, Mrs. Margaret Pedersen, in connection with dedication of West Palmer Avenue, Manuet, to the Town of Clarkstown. He stated the road had been built to Town specifications. Richard Narducci, Esq. appeared and stated it was not. Messrs. Blessington of 18 West Palmer Avenue and Gruber of 22 West Palmer Avenue and Regan of 19 West Palmer Avenue complained about shoulders. A letter from the Highway Superintendent informing the Board that he had inspected West Palmer Avenue and found that the road and drainage condition met with his approval, bearing date March 12, 1958, was read. Town Attorney Johns reported that he would return maintenance bond covering dedication to Mr. Doig for correction. The matter was adjourned to the next meeting of the Board.

Mr. Pete Cooper of 1 Brookside Drive, Manuet, appeared before the Board in connection with acceptance by the Town of Brookside Drive. Supervisor Coyle then read copy of a letter dated Feb. 6, 1958 addressed to Mr. Abraham Schochor of Birchwood Homes setting

HAA 918

3/13/56

fourth work to be done before an entrance of Brookside Drive. On checking it was found that the performance bond was in default and the town attorney was requested to write to Mr. Schocher asking that the project be completed in sixty days.

Mr. Don Schatz appeared with several residents of South Harrison Ave., Congers, and registered a complaint about a water condition and the old road, stating they had bought their homes from Daniel Wakely and the condition had existed for three years. The Supervisor requested Mr. Welchman and the Highway Superintendent to investigate the matter and find out what could be done, after which the Clerk would contact Mr. Schatz.

Councilman Jeffrey was requested to contact concerns for bids on repair to the bulldozer at the Clarkstown Sanitary Fill.

Councilman Danko reported that investigation revealed that the road to Cherry Hill was not a Town road and therefore request by the Central Clarkstown Residents' Association could not be complied with at the present time. The Clerk was requested to so advise the Association.

Mr. Danko moved the following resolution:

RESOLVED, that the Building Inspector be directed to issue a building permit to James F. Will for property at the southwest corner of Grant Ave. and Murphy's Lane, Congers, provided a roadbed of shoulder stone is laid on the unimproved street to a depth of 3", a width of 15' and a length of 50' from the paved portion of Grant Avenue, and it is understood by Mr. Will that the street will not be serviced or maintained by the Town.

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 application of Paul Bjornson, Englewood, N.J., under Section 280-A, for a building permit for property on the west side of Jerry's Ave., Nanuet, approximately 300' south of Clinton Place, be denied.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that the Building Inspector be directed to issue a building permit to Richard J. Roberts for property on the south side of Morningside Road, Lake Lucille, New City.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

Letter from Edward G. Roope requesting permission to discuss the matter of performance bond of Melba Realty Corp. upon Highway Superintendent's report was referred to the Town Attorney.

A letter from the Peoples Bank of Haverstraw was read which stated they would pledge \$150,000.00 to secure Clarkstown Funds. The Town Attorney was requested to advise that the escrow arrangements were satisfactory.

Supervisor Coyle read acknowledgment of receipt of Congers Democratic Club resolution by State Executive Chamber; also from New York State Thruway Authority advising study will be made.

A letter from the County Highway Superintendent advising a "Stop" sign had been installed on Maple Avenue, Valley Cottage, was read to the Board.

Supervisor Coyle read a letter from the Spring Valley Water Works & Supply Company having reference to hydrant order dated Oct. 1, 1957 for Blue Spruce Estates.

Mr. Welchman moved the following resolution.

RESOLVED, that hydrant order dated Oct. 1, 1957 for installation of hydrants in Blue Spruce Estates and proposed hydrants in Cherry Hill be referred to the Supervisor.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Coyle read a letter from the Planning Board setting forth resolution re reduction of road requirements to 24' in Hemclark Acres.

Mr. Jeffrey moved the following resolution:

RESOLVED, that upon recommendation of the Clarkstown Planning Board, Town road specifications for the building of roads shown on subdivision map titled Hemclark Acres, New City, dated Dec. 30, 1958, be reduced to a 24' width instead of the required 30' width.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Mr. Renken moved the following resolution:

RESOLVED, that upon recommendation of the Clarkstown Planning Board, Town road specifications for the building of roads shown on subdivision map entitled Valley View Acres, West Nyack, drawn by Rockland Bergen Surveyors, New City, be reduced from the required 30' width to a 24' width.

Seconded by Mr. Jeffrey.

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 upon recommendation of the Planning Board, Town road specifications for the building of Elyse Drive at its beginning, approximately 250' from Collyer Ave., and the continuation of Bonnie Lane from a point approximately 250' north of Collyer Avenue, as shown on map entitled Blenker Estates in New City, bearing date Nov. 21, 1957, be reduced from the required 30' width to a 24' width.

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 upon recommendation of the Clarkstown Planning Board, Town road specifications for the building of Svahn Drive as shown on sub-division map entitled Svahn Estates - Section II, Valley Cottage, dated Nov. 1957, be reduced from the 30' required width to a 24' width.

Seconded by Mr. Welchman.

On roll call, the vote was as follows:

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

NAYES: None.

The Supervisor read a letter from Mr. Richard C. Burleigh of West Nyack urging the Board to deny any pending or future applications for zoning change. No action was taken and the letter was ordered filed.

A letter from John A Behensky of Rockland Lake requesting refund of 1957 Water Tax was referred to the Town Attorney for answer.

Supervisor Coyle read a letter from the Rockland Light & Power Company advising of a new type street light accommodating two smaller mercury-vapor lamps and setting forth prices.

A letter from the Namuet Fire Commissioners Board was read calling attention to the confusion caused by two Charles Streets and two Spruce Streets in Namuet, asking a correction on these street names as soon as possible. The matter was referred to the Planning Board.

Supervisor Coyle read a letter from the Board of Fire Commissioners of Namuet Fire District advising the name of Walter Straut as Deputy Fire Inspector had been omitted

3/13/58

from letter dated Jan. 7, 1958 re appointment of Chief Allan Knapp. The Clerk was requested to make the necessary note in records.

On motion made by Mr. Welchman, seconded by Mr. Danko and unanimously carried, monthly reports of the various Town Departments submitted to the Board were approved and ordered filed.

Supervisor Coyle read a letter from the Municipal Service Division of the Department of Civil Service having reference to temporary appointments for Police Patrolman in which was enclosed Certification of Eligibles dated Feb. 25, 1958. Mr. Coyle stated the list had been canvassed, that one had declined and two accepted. Chief Wiebicke was asked if he had any recommendations. He stated that for good and sufficient reasons he did not wish to recommend either of the two persons remaining on the list and suggested rejection of the list.

Mr. Renken moved the following resolution:

WHEREAS, Edward McClafferty, Map 20, Block B, Lot 13, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$6.30.

WHEREAS, Zolton Farkas, Map 20, Block B, Lot 31, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

WHEREAS, Henry Bender, Map 20, Block B, Lot 32, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$4.19.

WHEREAS, Joseph Jubran, Map 20, Block B, Lot 35, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$6.30.

WHEREAS, Abraham Goodman, Map 20, Block B, Lot 33, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$8.41.

WHEREAS, Raymond Bahr, Map 20, Block B, Lot 37, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$4.19.

WHEREAS, Thomas Pedersen, Map 20, Block B, Lot 21, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

HAA 918

3/13/58

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$8.39.

WHEREAS, Margaret Pedersen, Map 20, Block B, Lot 28, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Adam Place, Oak Road and Birch Lane, New City,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$4.19.

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:

WHEREAS, Joseph King, Map 163, Block C, Lot 18, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Nelson Place, Namet,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$9.18.

WHEREAS, Bernard Friell, Map 163, Block C, Lot 19, has petitioned this Board for a refund of interest on the 1958 installment of Special Assessment for the Improvement of Nelson Place, Namet,

BE IT RESOLVED, that the Supervisor be authorized to refund to the petitioner the sum of \$10.72.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

Supervisor Coyle reported he had a request for an increase of \$10.00 per month from the janitress for the Town Clerk's and Assessor's offices because of the increased work in the Assessor's office.

Mr. Welchman moved the following resolution:

RESOLVED, that an increase of \$10.00 per month be granted to Elizabeth Stiles, Janitress for the Town Clerk's and Assessor's offices, effective as of March 1st, 1958, bringing her monthly salary to a total of \$60.00

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

3/13/58

Supervisor Coyle reported he had received a telephone complaint a week ago from one Harold Spires and suggested he put the complaint in writing, but had not yet received a letter.

Mr. Coyle reported to the Board that in January he had received a letter from the Civil Service Department with regard to the provisional appointment of Frank Foley as Assessor's Assistant. The letter stated that if he was worthy of a second provisional appointment he would be worthy of permanent appointment from the Eligible List on which he appeared. Mr. Coyle answered the letter advising that there was a new Assessor and asking two months in which to reach a decision. The Supervisor stated that two months had now elapsed and asked Assessor Leonard Schwall for a recommendation. Mr. Schwall then recommended the appointment of Mr. Foley.

Mr. Jeffrey moved the following resolution:

RESOLVED, that Frank Foley be permanently appointed to the office of Assessor's Assistant.

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

The Supervisor stated that Probationary Report from the Civil Service Department would have to be returned by March 15, 1958 stating whether the appointment of the Assessor was satisfactory or unsatisfactory.

Mr. Welchman moved the following resolution:

WHEREAS, the probabionary period of appointment of Leonard Schwall as Assessor of the Town of Clarkstown has expired,

BE IT RESOLVED, that the said appointment is found satisfactory.

Seconded by Mr. Renken.

On roll call, the vote was as follows:

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

NAYES: None.

A letter from the Highway Superintendent, advising that "No Parking" and "One Hour Parking" signs had been erected on Old Nyack Turnpike between Klein Ave. and Western Highway, West Nyack, and that the "Stop" sign at the intersection of Old Nyack Turnpike and 59A had been taken down, was read to the Board. Messrs. Danko and Jeffrey were asked to make a study of the parking problem in the area and possibility of widening the road.

Mr. Coyle read a letter from Highway Superintendent Klein advising that street signs had been ordered for Whitwood Estates - Section II.

Mr. Coyle told the Board he had spoken to George Schumacher about the cover for the clarifier at the Valley Cottage Sewer Plant, who thought wire mesh would be cheaper

3/13/58

than metal. However, when the various types of mesh available were shown to the Plant Operator he felt mesh would not be suitable and therefore Mr. Schumacher will go ahead with plans for metal.

Mr. Danko moved the following resolution:

RESOLVED, that the Highway Superintendent be authorized to purchase highway equipment provided the price does not exceed \$500.00, pursuant to Section 142, Sub-division 1-A of the Highway Law.

A letter from Bouton's Inc. to the Town Clerk quoting a price of \$235.00 for a 15" Smith-Corona typewriter, with an allowance for a trade-in on a 14" KMM Royal, making a net of \$205.00, was read to the Board.

Mr. Renken moved the following resolution:

RESOLVED, that the Town Clerk be authorized to purchase a Smith-Corona typewriter from Boutons, Inc. at a cost not to exceed \$235.00

Seconded by Mr. Danko.

On roll call, the vote was as follows:

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

NAYES: None.

Town Attorney Everett J. Johns reported to the Board that he had gone to Albany to the Department of Audit & Control in connection with defense of former officials of the Town, in view of Summons brought by The Dells, Inc. against former officials of the Township, one present official and the J. L. Jacobs & Company.

Mr. Renken moved the following resolution:

WHEREAS, an action has been commenced by "The Dells, Inc., a domestic corporation, a taxpayer of the Town of Clarkstown on behalf of itself and all other taxpayers similarly situated, plaintiff, against Fred Schmersahl, Richard Burleigh, Joseph Fibble, Irvin F. Dillon, Joseph Welchman, Edward G. Roepe, and Jacob Louis Jacobs doing business as J. L. Jacobs & Company, defendants".

NOW THEREFORE, BE IT RESOLVED, that the Town Attorney be and hereby is directed to appear and defend on behalf of Joseph Welchman, present Clarkstown Councilman, and former officials and offices names as defendants therein who request the Town Attorney to so appear and defend, which request shall be in writing and be received in time in order for the Town Attorney to file his notice of appearance on their behalf.

Seconded by Mr. Jeffrey.

On roll call, the vote was as follows:

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

NAYES: None.

The Town Clerk was requested to notify all of the persons named in the summons who were former or present Town officials of the Board's resolution.

3/13/58

Councilman Renken questioned the Assessor as to how C. O's. were coming along and the Assessor stated each man could do about 15 a day depending on whether or not it was in a development and that he hoped to have them done by June 1st. Supervisor Coyle requested that the Assessor pick up Mrs. Monneret's notes and go over them so that refunds could be made. The Supervisor pointed out that Tax Roll sheets would be needed and that no order had been placed for forms, adding that the Assessment Roll must be filed by June 27th, before Grievance Day. Mr. Coyle requested that the Assessor get in touch with the Town Attorney or himself and advise when the I.B.M. people will be in Town, so that forms could be worked out.

Mr. Renken asked the Assessor how corrections were coming along and the Assessor stated that about half were finished.

Mr. Welchman moved the following resolution:

RESOLVED, that street lights be installed on Poles No. 2, 5 and 7 on Nanuet Ave., in the Nanuet Lighting District, and be it

FURTHER RESOLVED, that the Orange & Rockland Utilities, Inc. be authorized to make installation thereof.

Seconded by Mr. Danko.

Councilman Jeffrey called attention to the fact that the mail delivery truck was speeding through Congers and Valley Cottage and asked Chief Wiebicke to check on the matter.

There being no further business at hand, on motion made by Mr. Welchman, seconded by Mr. Danko and carried, the meeting was adjourned.

Signed,

Mildred F. Magai,
Town Clerk.

HAA 918