

TOWN BOARD MEETING

Nov. 26, 1962

Town Hall

8:00 P.M.

Present: Messrs. Frohling, Danko, Northrup, Welchman, Mundt.
Town Attorney Mr. Freund
Deputy Town Attorney Mr. Walber

Supervisor Mundt called meeting to order at 8:00 P.M.

Mr. Northrup moved the following resolution:

RESOLVED, that resolution adopted 11/8/62 increasing Highway Budget in amount of \$500.00 for Item 4 be rescinded.

Seconded by Mr. Welchman.

All voted yes.

RESOLVED, that the amount of \$500.00 be transferred from General Current Surplus to Highway Item III for Storage of Equipment.

Seconded by Mr. Frohling.

All voted yes.

Mr. Frohling moved the following resolution:

~~RESOLVED, that the amount of \$500.00 be transferred from General Current Surplus to Highway Item III for Storage of Equipment.~~

Seconded by Mr. Danko.

All voted yes.

Town Board Meeting minutes, 2 Public Hearings and regular Town Board Meeting were approved with above-mentioned changes and additions.

Town Engineer to meet with Mr. Herdman 7:30 P.M. 11/27/62.

Drainage Easement from Plastic Crafts - Town Attorney said to hold. Easement (Reed Avenue, Nanuet, tabled till we receive other easements on advice of Hway Dept.)

Mr. Frohling moved the following resolution:

RESOLVED, that easements for Celia Denis and Robert Babson of Judith Ave., Nanuet, N.Y. be accepted by Town upon recommendation of Town Attorney and Hway Supt and be it

FURTHER RESOLVED, that above-mentioned easements be recorded in County Clerk's Office.

Mr. Northrup moved the following resolution:

RESOLVED, that time for receiving bids for furnishing three (3) new 5 cubic yard body-type salt and stone spreaders be closed and bids received be opened.

Seconded by Mr. Danko.

All voted yes.

The following bids were received:

H.O. PENN MACHINERY CO., INC.	
Dutchess Turnpike	
Poughkeepsie, N.Y.	\$9,750.00
CAPITAL HWAY & SUPPLY CO.	
Route 6, Baldwin Place	
Putnam County, N.Y.	7,770.00

Mr. Frohling moved the following resolution:

RESOLVED, that upon recommendation of Highway Supt., bid of H.O. Penn Machinery Co., Inc. for three (3) New Cubic Yard body-type sand, salt and sone spreaders, self-powered, with Flight Conveyor in the amount of \$9,750.00 be accepted.

Seconded by Mr. Welchman.

All voted yes.

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Mr. Danko moved the following resolution:

RESOLVED, that Dayton D. Bennett, Old Mountain Road, Upper Nyack, N.Y. be appointed Dog Enumerator/^{work}to commence 12/1/62 to be completed not later than 1/15/63.

Seconded by Mr. Frohling.

All Voted yes.

Mr. Welchman moved the following resolution:

RESOLVED, that Maurice DiLorenzo, Valley Cottage, N.Y., be appointed Dog Enumerator, work to commence 12/1/62, to be completed not later than 1/15/63.

Seconded by Mr. Welchman.

All voted yes.

Mr. Welchman moved the following resolution:

RESOLVED, that Helen Klein, Valley Cottage, N.Y. be appointed Dog Enumerator, work to commence 12/1/62, to be completed not later than 1/15/63.

Seconded by Mr. Danko.

All voted yes.

Letter from Henry J. Schriever, Chairman Clarkstown Planning Board, read referring to Briar Estates, Sec. I, turned over to Edw. Palmenberg, Town Engineer.

Mr. Frank Marsico appeared requesting a special meeting with Town Board to fully discuss zoning violation and assessment. Town Attorney asked to receive complaint in writing before such meeting. Mr. Marsico will send letter to Town Attorney. Meeting was set up for 12/7/62 at 9:00 P.M. with Mr. Marsico et al.

Mr. Michael McAwley, Fanwood Lane, Valley Cottage, N.Y. appeared before Board with petition re road bond on Maplewood Heights. Mr. Frohling will check out report of open ditches and foundations with Police Dept.

Mr. Bernard J. Reilly reported odor of gas. Mr. Welchman and Bldg. Insp. will check out.

Mr. Curtis Goodwin appeared re condition of Kenbar Rd. Messrs. Frohling, Welchman and Mundt will contact Mr. Schuck and try to expedite/

Mr. Robert Stohl appeared re Sunrise Avenue. Highway Supt. asked him to contact his office and attempt will be made to hasten completion of matter.

Mr. George Wolfe, Nanuet Farms, Sec. I appeared with petition re Kruz Drive. Hway Supt. stated that papers were not complete. Mr. Elkind was notified by him what was necessary. Mr. Mundt will call him to expedite.

Messrs. John Lacy, 52 Burda Drive, New City, and John Voglio, appeared re County Sewer. Mr. Martin Bernstein advised them that brochure with information is going out.

Mr. Danko moved the following resolution:

RESOLVED, that the Town Engineer be directed to prepare, in conjunction with the County Engineer, suitable maps for posting in polling places, the trunk lines as proposed.

Seconded by Mr. Northrup.

All voted yes.

Mr. Welchman moved the following resolution:

RESOLVED, that the application of MICHAEL J. HIGGINS and DOROTHY M. HIGGINS for a change of zoning from an R-1 dist. to a C-1 Dist. on property located on Rte. 304 and Collyer Avenue, New City, N.Y. be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance.

Seconded by Mr. Danko.

All voted yes.

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Letter from Town Engineer covering a recommendation as to procedure to be followed at the filing of final subdivision approvals tabled for 12/8/62 meeting.

Mr. Danko moved the following resolution:

RESOLVED, that Bldg. Inspector be authorized to issue building permit for erection of an Electronics Plant on premises located on Route 303 in Congers, New York.

Seconded by Mr. Frohling.

All voted yes.

Letter re bridge damage from George Koster, Nanuet, referred to Highway Supt.

Monthly reports for October, 1962, from Zoning Bd. of Appeals, Planning Board and Bldg. Insp.; Trial Balance dated Oct. 31, 1962; noted by Board and ordered filed in Town Clerk's Office.

Mr. Danko moved the following resolution:

RESOLVED, that upon recommendation of the Highway Supt. and the Town Engr., deed from Russ-Tav Bldg. Corp. to the Town of Clarkstown conveying 625 l.f. of Tavo Lane; 1200 l.f. of Gable Road, and 125 l.f. of Shetland Drive be accepted, and be it

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

Seconded by Mr. Northrup.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that upon recommendation of the Highway Supt. and the Town Engr., deed from M.A.K. Development Corporation to the Town of Clarkstown, conveying 959.0 l.f. of Wilton Circle, New City, N.Y. be accepted, and be it

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

Seconded by Mr. Danko.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that upon recommendation of the Highway Supt. and the Town Engr., deed from J.F. Construction Corp. to the Town of Clarkstown conveying 595.57 l.f. of Jean Lane, Germonds, N.Y. be accepted, and be it

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

Seconded by Mr. Northrup.

All voted yes.

Mr. Danko moved the following resolution:

RESOLVED, that upon recommendation of the Highway Supt. and the Town Engr. deed from Sophie Hicks to the Town of Clarkstown conveying 300 l.f. of Whitman St. Ext., Congers, H.Y. be accepted, and be it

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

Seconded by Mr. Northrup.

All voted yes.

Mr. Northrup moved the following resolution:

RESOLVED, that upon recommendation of the Highway Supt. and Town Engineer, deed from Rockland Estates, Inc. to the Town of Clarkstown conveying 5238 l.f. of Freund Drive, 883.1 l.f. of Lexow Avenue, 111.2 l.f. Stub and 401.5 l.f. of Park Ave., Nanuet, N.Y., be accepted, and be it

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

Seconded by Mr. Danko.

All voted yes.

Town Board signed Street Opening Permit granting permission to Beckerle & Brown, Inc. to open street for construction of water main along the north side of Willow Street, beginning at the intersection of Willow and Pine St. in Central Nyack.

Mr. Frohling moved the following resolution:

RESOLVED, by the Town Board of the Town of Clarkstown, in the County of Rockland, New York as follows:

Section 1. Bond Anticipation Notes of the Town of Clarkstown in the County of Rockland, New York, in the principal amount of \$20,000.00 are hereby authorized to be issued from time to time as funds are needed pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, for the specific object or purpose as described in the bond resolution entitled:

"Bond resolution of the Town of Clarkstown, New York, adopted October 8, 1962, authorizing the purchase of three (3) two wheel drive four cubic yard dump trucks at an estimated total cost of \$20,082.60 and the application of \$4,288.60 trade in value of two (2) old highways trucks in reduction of such cost and three (3) one way snow plows at an estimated total cost of \$4,206.00 for the use of the Town Highway Department, stating the estimated total cost of said trucks and said snow plows is \$24,288.60, appropriating \$20,000 for that portion of said costs not provided by said trade-in allowance and authorizing the issuance of \$20,000 serial bonds of the Town to finance said appropriation,"

duly adopted by the Town Board on the date therein referred to. Said Notes are issued in anticipation of the sale of serial bonds of the Town. The Notes hereby authorized are not Renewal Notes and the period of maturity of the Notes hereby authorized shall not exceed one year from date, and such Notes may be renewed pursuant to the provisions of the Local Finance Law.

Section 2. The Notes hereby authorized shall contain the recital of validity prescribed by #52.00 of said Local Finance Law and shall be general obligations of the Town, payable as to both principal and interest by a general tax on all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Notes and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the Notes and (b) the payment of interest to be due and payable thereon.

Section 3. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to #50.00 and ## 56.00 to 60.00 of the said Law, the powers

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to prescribe the terms, form and contents and as to the sale and issuance of the Notes referred to in this resolution are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 4. Said Notes shall be executed in the name of the Town by the Supervisor and the corporate seal of said Town shall be affixed thereto and attested by the Town Clerk.

Section 5. This resolution shall take effect immediately.

Seconded by Mr. Welchman.

All voted yes.

Re violation of Sabbath by Grandway, Mr. Mundt to write a letter to Grandway, objecting.

Mr. Frohling moved the following resolution:

RESOLVED, that the Supervisor be authorized to sign the necessary Civil Service Form appointing Alfred Henry McKay, 83 Ohio Avenue, Congers, N.Y., permanent to the position of School Crossing Guard, at a salary of \$4.00 per day, retroactively effective November 5, 1962.

Seconded by Mr. Welchman.

All voted yes.

Mr. Northrup moved the following resolution:

RESOLVED, that Supervisor be authorized to pay Ditmars and Carmichael, Consulting Engineers, the amount of \$500.00 for professional services connected with the "Preliminary Report on Feasibility of the Joint Use of Sewerage Facilities by the Towns of Clarkstown and Orangetown" and be it

FURTHER RESOLVED, that such charge be made against Inter-Town Sewage Study Account.

Seconded by Mr. Frohling.

All voted yes.

Town Board signed following Maintenance Bonds, approving them as to form and sufficiency:

Maint. Bond # 74 S 87 (\$1,000.00) - Arthur L. Svensson, Princ.
Aetna Casualty & Surety Co.
(1 yr. - 11/26/62-11/26/63)

Maint. Bond #2217862 (\$3,560.00) - Greenwood Homes, Inc., Princ.
Continental Casualty Co.
(1 yr. - 11/26/62-11/26/63)

Maint. Bond #42 22 67-A - Guterl Construction Corp., Princ.
Columbia Cas. Co. (\$3,000.00)
1 yr. 11/26/62-11/26/63

Town Board signed following performance bonds, approving them as to form and sufficiency:

Perf. Bond #2217655 (\$56,412.50) KEN Contractors Corp.
Cont. Cas. Co.
2 years - 11/26/62-11/26/64

Perf. Bond #431FH 6912 (\$3,350.00) - North Middletown Homes, Inc.
St. Paul Fire & Marine Ins. Co.
1 yr - 11/26/62-11/26/63

Mr. Danko moved the following resolution:

RESOLVED, that a light be installed on pole No. 251 on Kings Highway, Congers, N.Y., Orange and Rockland Utilities being authorized to install.

Seconded by Mr. Welchman.

All voted yes.

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Mr. Northrup moved the following resolution:

Upon the recommendation of Jack D. Boswell, F.E., Consulting Engineer for Sewer District #6, the Town Engineer and the Town Attorney, and the representation by Rockland Estates, Inc. in writing dated the 14th of November, 1962, that it will assume all costs for the operation and maintenance of the sewer plant in Sewer District #6 for 1962, Mr. Northrup offered the following resolution and moved its adoption:

RESOLVED, by the Town Board of the Town of Clarkstown, County of Rockland, New York, as follows:

Section 1. The sewage treatment plant, together with all sewer lines and appurtenances of Sewer District #6 be accepted.

Section 2. That maintenance bond #622199 be accepted.

Seconded by Mr. Danko.

All voted yes.

Mr. Danko moved the following resolution:

RESOLVED, that street lights, as shown on survey prepared by Orange & Rockland Utilities for lights in Congers Light Dist. be installed, and be it

FURTHER RESOLVED, that Orange & Rockland be authorized to install said lights.

Seconded by Mr. Welchman.

All voted yes.

Re return of \$2,000 check to Binyan Builders, matter was tabled.

Mr. Frohling moved the following resolution:

RESOLVED, that the application of DAVIES FARM, INC. and DAVIES LAKE HOTEL, INC. for a change of zoning from an LS, R-1 and RA-1(X) district to a C-2 district, on property located on Little Tor Road and New Valley Road, New City, N.Y. be referred to the Planning Board for report pursuant to the provisions of Sec. 8.51, 8.52 and 8.522 of the Clarkstown Building Zone Ordinance.

Seconded by Mr. Danko.

All voted yes.

Mr. Northrup moved the following resolution:

RESOLVED, that resolution of 11/8/62 to cut four acres at Town Dump at \$200 per acre, cost not to exceed \$800, be rescinded.

Seconded by Mr. Danko.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that easement from SAMUEL GUNN (Judith St., Nanuet, N.Y.) be dedicated to the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Attorney be directed to record the Deed.

Seconded by Mr. Northrup.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that easement from THOMAS MOORE (Judith St., Nanuet, N.Y.) be dedicated to the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Attorney be directed to record the Deed.

Seconded by Mr. Northrup.

All voted yes.

RESOLVED, that the amount of \$800.00 be transferred from GENERAL CURRENT SURPLUS to SANITARY FILL PROJECT EXPENSE to cover the expense of clearing four (4) acres of land at \$200.00 per acre.

Seconded by Mr. Danko.

All voted yes.

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Letter addressed to Town Board re Skylark Estates was referred to Town Attorney.

Mr. Frohling moved the following resolution:

RESOLVED, that Supervisor be authorized to prepare special sewer Tax Roll for collection March, 1963.

Seconded by Mr. Welchman.

All voted yes.

Mr. James Damiani of the Recreation Commission appeared before Board with request for typewriter to use in his home. Board will take under advisement. Mr. Mundt will call him.

Re letter received from Merrill L. Colton, Supt. Ramapo Central School Dist. No. 2, concerning flashing light installation at intersection of West Clarkstown Road and Addison Boyce Drive, Police Chief and Councilman Frohling will check out and make determination.

Re letter from Mr. Edmund Karp requesting outlawing of pavements less than 30'; Mr. Mundt will write saying Town Board and Town Highway Supt. advocate 30 ft. road.

Mr. Frohling moved the following resolution:

RESOLVED, that resolution be adopted by Town Board on 11/8/62 awarding shrubbery and screening of two pump stations at Greenridge Estates Sewer Dist. #8 to Rocky's Garden Center at a total sum of \$169.90 to be charged against Sewer District #8 be rescinded.

Seconded by Mr. Welchman.

All voted yes.

Mr. Frohling moved the following resolution:

RESOLVED, that the shrubbery and screening of two (2) pumping stations at Greenridge Sewer District #8, Nanuet, N.Y., be awarded to Rocky's Garden Center, 230 West Route 59, Nanuet, N.Y. for the total sum of \$209.90, all work to be performed as per specifications submitted, and be it

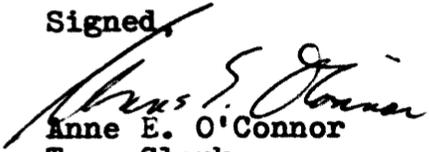
FURTHER RESOLVED, that cost of same be charged against Sewer Dist. #8.

Seconded by Mr. Welchman.

All voted yes.

On resolution by Mr. Welchman, seconded by Mr. Frohling and unanimously adopted, Town Board meeting was adjourned.

Signed,


Anne E. O'Connor
Town Clerk