

Signed,

Anne E. O'Connor  
Town Clerk

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PUBLIC HEARING

Town Hall

3/8/65

8:45 P.M.

Present: Concilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
Town Attorney J. Martin Cornell  
Deputy Town Attorney Murray N. Jacobson  
Town Clerk Anne E. O'Connor

RE: ZONE CHANGE APPLICATION - ALBERT G. LAMBORN (RA-1(X) to R-1):  
Property located on Route 9W and Lakewood Dr., Congers, N.Y.:

Supervisor Mundt declared public hearing in session. Town Clerk read notice of public hearing.

Jerome Johnson Esq. appeared as attorney for petitioner and explained petition to Board as follows:

North end of Swarthout Lake. Bounded by C-2 area which runs from east side of property in question, to Route 9W, Runs approximateli 1500' in north-south direction. Lakeland Ave., Beechwood Dr., and Amanda Lane have been improved in street district created, on which there is presently drainage.

Water will be produced for property in question. At present time, approximately 15 homes within this particular area, all built on lots of 1/3 acre or less. Adjoining property to the south all on Lakewood Brive, is R-2 area - most of which has been built up. Property adjoining on west, R-1. On the north, R-1. Just the other side of Route 303 change granted (R-1 to R0) on which there are presently two industrial plants.

Dennis Coyle, 125 So. Conger Ave., Congers, N.Y. appeared as witness, sworn in by Supervisor Mundt. Testified as follows:

Real estate and insurance brdker 7years. Is familiar with property in question. Change of zone, in his opinion, would conform with surrounding area. Would be an aid to developing this area, which meets an area of approximately 3000' of completed roads with approximately 15 homes thereon. Granting of this petition would not adversely affect value of surrounding properties.

1-1/2 acres in R-2 at present; 23.7 acres, more or less, involved in the petition.

No further questions, no other witnesses.

IN FAVOR: No one appeared.

OPPOSED:

1. Michael Salerno, Lakeland Ave., Congers: Thereare only 4 homes at present,

CCE312

not 15 as stated by petitioner's attorney. Objects to downzoning.

2. Mr. Strauss, 16 Linden Court, New City: Oposed to downzoning.

REBUTTAL: (Mr. Johnson): Quite a bit of adjoining property owned by Mr. Lamborn.

CORRESPONDENCE FROM PLANNING BOARDS:

Rockland County: Would have no adverse effect on P.I.P. Suggests granting for portion of property beginning at point approximatly 930' along Lakeland Ave. south to Lakewood Drive. Remainder to be rezined R-22, zone which appears to be unavailable in immediate area in Congers - forms logical zone between R-1 and RA-1.

Clarkstown: Grant - (in agreement with County Planning Board) an R-1 change for portion of property beginning south of a point 930' north of Lakewood Drive and R-22 for the northern portion. Town Engineer mentioned drainage problems in area - covenant and bond are being considered to alleviate the problem.

On resolution offered by Councilman Holbrook, seconded by Councilman Danko and unanimously adopted, public hearing was adjourned.

Signed,

Anne E. O'Connor  
Town Clerk

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PUBLIC HEARING

Town Hall

3/8/65

9:00 P.M.

Present: Councilmen Holbrook, Frohling, Danko, Supervisor Mundt.  
Town Attorney J. Martin Cornell  
Deputy Town Attorney Murray N. Jacobson  
Town Clerk Anne E. O'Connor

RE: AMENDMENT TO CHAPTER 35 OF CODE OF THE TOWN OF CLARKSTOWN - SIDEWALKS:

Supervisor Mundt called public hearing to order. Town Clerk read Notice of Public Hearing.

Public was informed that ordinance being discussed does not at present include removal of snow from sidewalks. It is self-defeating to build these sidewalks and not compel clearance of snow. Board would like to amend this ordinance to add snow and ice removal provision.

Town Attorney stated there is a provision for monetary penalty of \$100., of six (6) months in jail.

Re time allowed for removal - Town Attorney advised that judge hearing will apply ordinance according to circumstances involved.

No further questions.

On resolution offered by Councilman Danko, seconded by Councilman Holbrook and unanimously adopted, public hearing was adjourned.

Signed,

Anne E. O'Connor  
Town Clerk

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TOWN BOARD MEETING

Town Hall

3/8/65

8:00 P.M.

Present: Councilmen Frohling, Danko Holbrook, Supervisor Mundt.  
Town Attorney J. Martin Cornell  
Deputy Town Attorney J. Murray Jacobson  
Town Clerk Anne E O'Connor

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

(140) Councilman Holbrook offered the following resolution:

RESOLVED that minutes of one (1) public hearing and regular Town Board meeting held on 2/15/65; and minutes of Special Town Board meeting held on 2/17/65 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Holbrook, Supervisor Mundt.  
NOES: None  
ABSTENTION: Councilman Danko

(141) Supervisor Mundt offered the following resolution:

WHEREAS, the Town of Clarkstown is engaged in a Master Plan Study which will include a basic reconsideration of the zoning ordinances, and

WHEREAS, this Master Plan is scheduled for completion February, 1966, and

WHEREAS, the taxpayers of the Town of Clarkstown invested \$5,752,00 as their share of this Study directly, and

WHEREAS, said Study totals \$34,516.00 for the Town of Clarkstown indirectly through Federal assistance, and

WHEREAS, the population of the Town of Clarkstown increased from 33,196 in April 1, 1960 to 42,749 in April 1, 1963, evidencing continued expansion of the Town of Clarkstown, and

WHEREAS, in view of this population expansion the Town Board determines that for purposes of health, welfare and public safety it is desirable to provide for the orderly growth of the Town pursuant to a Master Plan as hereinbefore referred to, and

WHEREAS, it is not the purpose or intention of the Town Board to prohibit the rights of individual property owners to petition the Town Board of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown, as a legislative determination, declares that it will not provide for any change to a residential zone district in the Town of Clarkstown until a Master Plan is considered by the Town Board, with the exception that such zone changes will be made if they are in the public interest and would promote the health, safety and welfare of the Town, or if the denial of such zone change would result in a hardship to the property owner and be arbitrary, capricious and confiscatory as to such property owner.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

Councilman Frohling: AYE - In declaring moratorium, we are putting proposed applicants on notice that Board will not entertain any more applications for residential or apartment zoning.

Councilman Danko: NO- Resolution arbitrary. Will not affect all zone change petitions.

Councilman Holbrook: AYE - if proper commercial opportunity occurs to us, we can benefit. We are not denying right to bring in petitions. We are just informing them of their chances of approval.

Supervisor Mundt: AYE - Electorate interested in calling a halt until Master Plan in County.

Motion carried.

Re public hearing on zone change application made by Yale & Seymour Rapkin which was to be heard at 8:30 this evening, letter received from Edw. G. Roepe, attorney for petitioners advising that his clients wish to adjourn said hearing without date.

(142) Councilman Frohling offered the following resolution:

RESOLVED, that the public hearing scheduled for 8:30 P.M. - 3/8/65 on the zone change application made by Yale Rapkin and Seymour Rapkin (R-1 to R-2) for property located on the s/side of Schriever Lane, New City, N.Y. is hereby adjourned without date, as requested by petitioners.

Seconded by Councilman Holbrook.

On roll the vote was as follows:

AYES: Councilmen Holbrook, Frohling, Danko, Supervisor Mundt.  
NOES: None

Justice of the Peace William E. Vines appeared before Board requesting additional help for his office because of increased cases. He was requested to follow up his verbal request with letter addressed to Board stating kind of

assistance required.

(143) Councilman Danko offered the following resolution:

RESOLVED, that time for receiving bids for furnishing of Auxilliary Power Generator for Sewer Dist. #4 be closed, and be it

FURTHER RESOLVED, that bids received up to and including this time are hereby ordered opened.

Seconded by Councilman Frohling.

AYES: Councilmen Holbrook, Frohling, Danko, Supervisor Mundt.  
NOES: None

The following bids were received:

- (1) BECKERLE-BROWN  
10 West Jefferson Avenue,  
Pearl River, N.Y. .... \$4,900.00
- (2) FAIRBANKS MORSE, INC.  
19-01 Route 208,  
Fair Lawn, New Jersey ..... \$4,400.00

Bids to be forwarded to Edw. C. Palmenberg, Town Engineer so recommendation be made by him at Town Board meeting to be held on 3/22/65.

Public Hearing scheduled for 8:15 - 3/8/65 (Zone change application (RA-1 to R-1) Frances E. Jones, Albert Kwiecinski and Nina Kwiecinski) cancelled due to error made in publication.

(144) Councilman Frohling offered the following resolution:

NOTICE IS HEREBY GIVEN THAT a public hearing will be held by the Town Board of the Town of Clarkstown, Rockland County, New York, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 12th day of April, 1965, at 9:00 P.M., (EST) to consider the application of FRANCES E. JONES, ALBERT KWIECINSKI and NONA KWIECINSKI for a change of the Building Zone Ordinance of the Town of Clarkstown, by redistricting property of the applecant from an RA-1 district to an R-1 district. The said property which is the subject of the application is located on Brewery Road, New City, New York in said Town, and is described as follows:

SCHEDULE A

BEGINNING at a point in the easterly line of Brewery Road at the division line between premises herein described and premises now or formerly of Stark; running thence (1) in an easterly direction along the southerly boundary line of premises now or formerly of Stark, 172.6 feet; thence (2) turning and running northerly along the easterly boundary line of said premises now or formerly of Stark, 190.6 feet to premises now or formerly of Woodridge Estates; thence (3) easterly along the southerly boundary line of said premises now or formerly of Woodridge Estates, 580 feet; thence (4) in a southerly direction and still along premises

now or formerly of Woodridge Estates, 322.54 feet to a point; thence (5) still along Woodridge Estates in a southerly direction, 124.10 feet to premises now or formerly of Reis; thence (6) along said premises now or formerly of Reis North 81° 25' 25" West, 714.69 feet to the easterly line of Road North 0° 32' 00" West. ;66.92 feet to a point; thence still along the easterly line of Brewery Road, North 1° 37' 30" East, 42.58 feet to the point of place of beginning.

ALL parties in interest and citizens will be heard by the Town Board at the public hearing to be held as aforesaid.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt,  
NOES: None.

At the request of petitioners Yale and Seymour Rapkin for adjournment of public hearing scheduled for this evening, after considerable discussion, Town Attorney J. Martin Cornell stated that Board has right to grant this petitioner an adjournment on grounds that petitioner does not wish to proceed.

Town Clerk was instructed to write letter to petitioners Yale and Seymour Rapkin asking whether they will appear on the 22nd of March for the Route 304 zone change application public hearing, their other petition before the Board.

In connection with above, Supervisor Mundt stated that since Mr. Rapkin's request followed moratorium resolution in this evening's business, it falls under it's regulations.

(145) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Board will deny any request for adjournment of scheduled public hearing on zone change application received less than 48 hours preceding time of said public hearing, unless such request is accompanied by a bona-fide reason which is acceptable to the Town Board.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Holbrook, Danko, Frohling, Supervisor Mundt.  
NOES: None.

(146) Councilman Frohling offered the following resolution:

RESOLVED that regular Town Board meeting is hereby adjourned to hold regularly scheduled public hearings.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Holbrook, Danko, Supervisor Mundt.  
NOES: None.

(147) Councilman Frohling offered the following:resolution:

RESOLVED that, public hearings scheduled having been held, regular Town Board meeting is hereby resumed.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Holbrook, Danko, Supervisor Mundt.  
NOES: None.

(148) Councilman Frohling offered the following resolution:

RESOLVED, that decision on zone change application made by Albert G. Lamforn (RA-1(X) to R-1) for property located on Route 9W and Lakewood Drive, Congers is hereby reserved.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Holbrook, Danko, Supervisor Mundt.  
NOES: None.

(149) Councilman Danko offered the following resolution:

RESOLVED that decision on Amendment to Chapter 35 of Code of the Town of Clarkstown entitled "Sidewalks" is hereby reserved.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

Mr. J. Candell appeared before Board re proposed widening of Collyer Avenue. Read petition drawn up by residents of Collyer Avenue (102 signatures) and reply from Aaron Fried of County Planning Board stating that engineering study for improvement of Collyer Avenue will be made in the future, but study must be updated and reviewed. They will then take Mr. Gandell's opinions into consideration. Such a study, he stated, will not be made for at least a year. (Letter dated 2/28/65).

Mr. Gandell read statement requesting review of Collyer to save trees, sidewalks on one side of street; (tree expert to insure safety of remaining trees); and requested that our Shade Tree Committee be changed to "Shade Tree Commission".

Supervisor Mundt stated that this is a County road and project. He will look into matter. Mr. Gandell submitted petition papers to Supervisor.

Mrs. Janet Siefried and Mrs. Kolars stated they would like to add their names to petition - suggested that they be reimbursed if trees are removed.

(150) Councilman Frohling offered the following resolution:

WHEREAS, MITE REALTY CORP. 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 described, from an SC district to

CCE312

100  
an R-2 district;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 22nd day of March, 1965, at 9:00 P.M. (E.S.T.) 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 in the Journal News, a paper of general circulation in the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

(151) Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown is desirous of amending the zoning ordinance of the Town of Clarkstown, as amended, and the zoning map of the Town of Clarkstown, as amended, to amend Section 3.11 (Table of General Use Regulations), Column 4, R-2 Districts, by adding a new paragraph No. 2 to read as follows:

Professional offices of a doctor, dentist, chiropractor, ophthalmologist, the number of such offices in multiple residences are not to exceed one unit for each 25 dwelling units or fraction thereof.

BE IT RESOLVED, that public hearing pursuant to Section 264 and 265 of the Town Law be had at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, New York, Rockland County, in the said Town of Clarkstown, on the 22nd day of March, 1965, at 9:30 P.M., (EST), 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 in the Journal News, a paper of general circulation in the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

(152) Councilman Holbrook offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED MARCH 8, 1965, AUTHORIZING  
\$1,058,000 FOR THE CONSTRUCTION OF A LATERAL  
SEWER SYSTEM IN SEWER DISTRICT NO. 20 IN THE  
TOWN OF CLARKSTOWN AND AUTHORIZING THE  
ISSUANCE OF \$1,058,000 SERIAL BONDS OF SAID  
TOWN TO FINANCE SAID APPROPRIATION.

Recitals

WHEREAS, FOLLOWING PREPARATION OF A GENERAL MAP, PLAN AND REPORT FOR

providing a lateral sewer system, including equipment and appurtenances, in a sewer district proposed to be established in the Town of Clarkstown, in the County of Rockland, New York, and after a public hearing duly called and held, the Town Board of said Town of Clarkstown determined, pursuant to resolution duly adopted on November 9, 1964, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all the property and property owners within said sewer district, proposed to be established, are benefited thereby; that all the property owners benefited are included within the limits of said sewer district; and that the establishment of said sewer district is in the public interest and approved the establishment of said sewer district and the construction of such lateral sewer system, including equipment and appurtenances, therein; and

WHEREAS, no petition signed and acknowledged by the owners of taxable real property situate in the proposed Sewer District No. 20, in said Town, as prescribed by 209-e of the Town Law protesting against said resolution and requesting that said resolution be submitted to the owners of such taxable real property for their approval or disapproval has been filed with the Town Clerk within thirty (30) days the issuance of serial bonds of the Town of Clarkstown in the principal amount of \$1,058,000 and the assessment, levy and collection of assessments on the several lots and parcels of land within the said Sewer District No. 20 to pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same.

Section 2. To finance the said appropriation, serial bonds of the Town of Clarkstown are hereby authorized to be issued in the principal amount of \$1,058,000 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of §11.00 a. 4 of said Local Finance Law, is thirty (30) years,

(b) Current funds are not required by said Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 107.00 d. 3 (i) of said Local Finance Law.

(c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation noted issued in anticipation thereof shall contain the recital of validity prescribed by § 52.00 of said Local Finance Law and said bonds and notes shall be general obligations of the Town of Clarkstown, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town of Clarkstown are hereby irrevocably pledged to the punctual payment of the principal of and

102  
interest on said bonds and notes and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of said Local Finance Law, and pursuant to the provisions of § 30.00 relative to the authorization of the issuance of bond anticipation notes and of § 50.00 and §§ 56.00 60.00 of said Law, the powers and duties of the Town Board relative to prescribing the terms, form and content and as to sale and issuance of the bonds hereby authorized and any notes issued in anticipation thereof are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purposed for which the Town is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with, and an acting, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

Section 7. This resolution shall take effect immediately.

Seconded by Councilman Danko

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: NoNe

Mr. Robert Craven appeared before Board re sidewalks, Valley Cottage (Kings Highway) stating that footpath washed away. Hazardous for school children. Presented petition with approximately 400 signatures. Mr. Gerber stated that reply received from Dr. A.F. Merz, Asst. to Superintendent of Nyack Public Schools. Based on figures they provided, there are 30 children who walk to Valley Cottage School on Kings Highway from the vicinity of Old Mill Road and Svahn Drive. This comes under the jurisdiction of County Supt. of Highways; Mr. Hall will determine right-of-way on Kings Highway from Old Mill Road to RR crossing. Hi will also re-surface remainder of Kings Highway during the Spring or Summer season. Town Superintendent of Highways will then provide (with Board's approval) safety area on west side of Kings Highway from Old Mill Road to RR crossing. Town Engineer will determine if easements are needed. Police Chief will evaluate traffic pattern and made recommendations for anyportion; and will concentrate police control in Kings Highway during school closings and openings. Speed trqps will also be placed when more are available in area from Old Mill Road to RR crossings.

Supervisor stated that gravel sidewalk must be refurbished or blacktopped.

Mr. Gerber suggested that when priority list is done for entire township; because this area is of such immediate concern; it be done first, over and above any priority list. Supervisor stated that School Board has just submitted their priority lists; Police Chief will help us determine which are really top priority.

In response to question put be Mr. Michael Lupo, Valley Cottage, re help from citizens, Supervisor stated that as soon as right-of-way is established, if we find in some areas that right-of-way does not provide us with 4' width, we must approach homeowners and request that they give us easements. Superintendent of Highways stated that survey will come in by Friday of this week. Mr. Lupo was requested to contact Messrs. Seeger and Gerber next week concerning this.

Re sidewalks; east side of Route 304: Superintendent of Highways recommendations stated that Town Engineer is working with State Department of Public Works to ascertain Matter will be placed on agenda for 3/22/65 Town Board meeting.

Mr. Petri appeared re ditch on Little Tor Road, New City. Since Town Engineer not present, Supervisor Mundt will call Mr. Petri and report as to progress.

Matter of Traffic Signs placed on agenda by Highway Superintendent; placed on 3/22/65 agenda.

(153) Councilman Danko offered the following resolution:

RESOLVED that the Highway Superintendent is hereby authorized to erect a "FULL STOP" sign on High Street, West Nyack, N.Y., on the southeast corner of High Street and Route 59, facing northbound traffic.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(154) Councilman Frohling offered the following resolution:

WHEREAS, the Planning Board of the Town of Clarkstown held a public hearing and adopted Land Subdivision Regulations of the Town of Clarkstown,

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town Clarkstown approves said Land Subdivision Regulations of the Planning Board as the same were adopted.

On roll call the vote was as follows

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(155) Councilman Holbrook offered the following resolution:

WHEREAS, the Nanuet National Bank has been named as a depository of the Town of Clarkstown, and

WHEREAS, a proposed Escrow Agreement between the Nanuet National Bank and the Irving Trust Company provides for the deposit of security with the Irving Trust Company in the amount of \$300,000.00 to secure the deposits of the Town of Clarkstown,

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute the Escrow Agreement with the Nanuet National Bank and the Irving Trust Company.

Seconded by Councilman Danko

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(156) Councilman Holbrook offered the following resolution:

WHEREAS, the Tappan Zee National Bank has been named as a depository of the Town of Clarkstown, and

WHEREAS, a proposed Escrow Agreement between the Tappan Zee National Bank and the First National City Bank provides for the deposit of security with the First National City Bank in the amount of \$200,000 to secure the deposits of the Town of Clarkstown,

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute the Escrow Agreement with the Tappan Zee National Bank and the First National City Bank.

Seconded by Councilman Danko.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko Holbrook, Supervisor Mundt.  
NOES: None

(157) Councilman Danko offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of leasing premises from Ned A. Besso, said premises being located in the Town of Clarkstown, Rockland County, New York, and being designated on the Tax Map of the Town of Clarkstown as Map 105, Block A, Lot 33.02,

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute a lease of said premises.

Seconded by Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(158) Councilman Danko offered the following resolution:

RESOLVED, that the application of PANDA CONSTRUCTION CORPORATION, for a change of zoning from an RA-1 district to an R-1, or in the alternate, to an R-22 district, on property located on Burda 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 Clarkstonw Building Zone Ordinance, and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(159) Councilman Frohling offered the following resolution:

RESOLVED, that the application of ALTA E. DOSCHER, for a change of zoning from a RA-1 district to a R-1 district, on property located on the west side of Strawtown Road, New City, New York be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52 and 8.522 of the Clarkstonw Building Zone Ordinance.

Seconded By Councilman Holbrook.

On roll call the vote was as follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Following Performance Bonds were signed by Town Board, approving them as to form and sufficiency:

LESLIE HEIGHTS - (ROADS)  
(Continental Casualty Co. Bond #2231237)  
Amount: \$63,960.00  
Period: 2 years - 3/8/65 to 3/8/67

LESLIE HEIGHTS - (SANITARY SEWERS)  
(Continental Casualty Co. Bond #2231238)  
Amount: \$15,340.00  
Period: 2 years - 3/8/65 to 3/8/67

Letter read from Nanuet Public Schools requesting priority for additional footpaths. Referred to Mr. Gerber to throw against blacktop list.

CCE312

Letter read from State Traffic Commission informing Board that after review they have repealed the 30 MPH speed limit and established a 40 MPH speed limit on Route 304 between 500' south of Bardonia-Ludvigh Road and .3 miles south of Germonds Road, a distance of .7 miles.

(160) Councilman Holbrook offered the following resolution:

RESOLVED, that in accordance with Sec 102-1 of Town Law, William Anderson, Principal Engineering Technician, be compensated for mileage at 10¢ per mile.

Seconded by Councilman Danko.

On roll call the vote was follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(161) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Engineer re-advertise for bids for blacktop sidewalks for schools at following locations - BARDONIA ROAD, COLLEGE AVENUE, NORTH MIDDLETOWN ROAD AND ROUTE 304 BETWEEN BARDONIA AND GERMONDS ROADS - returnable 3/22/65 - 8:05 P.M.)

Seconded by Councilman Frohling.

On roll call the vote was follows:

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(162) Councilman Frohling offered the following resolution:

WHEREAS, a Summons and Complaint were served upon the Town of Clarkstown in an action entitled "ERIE-LACKAWANNA RAILROAD COMPANY, Plaintiff, against ROCKLAND ESTATES, INC. and TOWN OF CLARKSTOWN, Defendants", and

WHEREAS, the within action has been settled without any cost to the Town of Clarkstown,

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown authorizes the settlement of the within action and the Town Attorney is authorized to execute a Stipulation of discontinuing said action.

Seconded by Councilman Holbrook.

(163) AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(163) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that upon recommendation of the to the Architectural Review Board, be and the same is hereby created, effective March 8, 1965, at salary of \$400 per annum.

Seconded by Councilman Danko.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(164) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of Camelia Gromack of 44 Smith Street, Nanuet, New York to the position of Secretary - Part-time \*ARCHITECTURAL REVIEW BOARD at a salary of \$400.00 per annum effective March 8, 1965.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(165) Councilman Holbrook offered the following resolution:

BE IT RESOLVED, that upon recommendation of the Personnel Officer, the position of Secretary, Part-time, to the Traffic Advisory Committee, be and the same is hereby created, effective March 8, 1965, at a salary of \$400 per annum.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(166) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the Permanent appointment of Emily Gardineer to 77~~7~~ DeMarest Ave., West Nyack, New York to the position of Secretary - Part-time - TRAFFIC ADVISORY COMMITTEE effective March 8, 1965 at a salary of \$400.00 per annum.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

Mrs. Margaret Behan submitted her resignation from Clarkstown Recreation Commission eff. 12/31/64. Town Clerk instructed to write letter to Mrs. Behan thanking her for her work in behalf of this Commission.

Mr. William Brenner appeared before Board re Code of Ethics-Local Law #1. Requests that the Town Board communicate with Assemblyman St. Lawrence and Senator Clinton Dominick and ask that proposed amendment to State Statute be fixed by municipal governing body. Supervisor Mundt stated that Ethics Boards members should have terms of office.

Letter recieved from Jack Greenberg, Pres. of Demarest Hills Homes, Inc. requesting waiver of restrictive covenants imposed by Board in 1960. Town Board denied request. Town Clerk will contact Mr. Greenberg and advise him of Board's action.

(167) Councilman Danko offered the following resolution:

RESOLVED, that the following Clerks and Inspectors are appointed to serve at Special Referendum to be held on 4/10/65:

CLARKSTOWN DEMOCRATIC COMMITTEE:

	<u>Inspectors</u>	<u>Clerks</u>
Nanuet:	Alda Hastings (18) JoAnn Di Napoli (32)	Elsie Rieber (35) Mary Karatka (33)
New City:	Stella Muniz (13) JoAnn Kessler (29)	Katherine Piscitelli (22) Rita Yonskie (36)
Valley Cottage:	Madeline Rose (14) Margaret Maslik (8)	Phyllyss Linderman (7) Helen Raggi (8)
West Nyack:	Mary Goodyear (31) Sheila Dunn (3)	Pat Schlemmer (28) Bernice Simon (15)

CLARKSTOWN REPUBLICAN COMMITTEE:

	<u>Inspectors</u>	<u>Clerks</u>
First Special Town Election Place:	Harriet Dusanenko Jacqueline Mollica	Florence Loebig Fran Bowman
Second Special Town Election Place:	Rita Keahon Norma Hayes	Joyce Doersch Anna Smith
Third Special Town Election Place:	Mabel Bierds Esther Eckhart	Betty Snyder Adelaide Carlson
Fourth Special Town Election Place:	Anntoinette Johnson Shirley Bowen	Ruth Gardineer Margaret Urell

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

(168) Councilman Frohling offered the following resolution:

WHEREAS, the sum of \$1,000 is required by Town Building Site for renderings, advertising and other necessary expenses in connection with the Highway and Recreational Facilities propositions to be presented to the voters on April

10, 1965,

NOW THEREFORE, BE IT RESOLVED, that the Supervisor be authorized to transfer the sum of \$1,000 from CURRENT SURPLUS-GENERAL to TOWN BUILDING SITE ACCOUNT.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(169) Councilman Frohling offered the following resolution:

WHEREAS, the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized, sold and issued its \$30,474.79 Bond Anticipation Note For Street Improvements - 1964, and it is now desirable to redeem said Note to the extent of \$10,158.62 from a source other than the proceeds of the bonds in anticipation of which said Note had been issued; now, therefore, be it,

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The \$30,474.79 Bond Anticipation Note For Street Improvements - 1964 of the Town of Clarkstown, in the County of Rockland, New York, is hereby authorized to be redeemed on or before March 12, 1965, to the extent of \$10,158.62 from funds of said Town now available to said purpose, said funds being a source other than the proceeds of the bonds in anticipation of which said Note as issued, and the said amount of \$10,158.62 is hereby appropriated therefor.

Section 2. This resolution shall take effect immediately.

Seconded by Councilman Danko.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

(169) Councilman Frohling offered the following resolution:

WHEREAS, the Town of Clarkstown, in the County of Rockland, New York, has heretofore duly authorized, sold and issued its \$30,474.79 Bond Anticipation Note For Street Improvements - 1964 and has duly authorized the redemption of said Note to the extent of \$10,158.62, and it is now necessary and desirable to provide for the renewal, in part, of said Note by the issuance of a new Note in the principal amount of \$20,316.17; now therefore, be it,

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The \$30,474.79 Bond Anticipation Note For Street Improvements - 1964 of the Town of Clarkstown, in the County of Rockland, New York, dated March 13, 1964, maturing March 12, 1965, subject to prior redemption, numbered RR-1, heretofore duly authorized, sold and issued pursuant to the Bond

CCE312

Anticipation Note Resolution duly adopted by the Town Board on March 9, 1965, is hereby authorized to be renewed, in part, by the issuance of a new Note in the principal amount of \$20,316.17; said Note dated March 13, 1964, having been heretofore duly authorized to be redeemed from a source other than the proceeds of the bonds in anticipation of which said Note has been issued, to the extent of \$10,158.62, all as hereinabove referred to in the Recital hereof, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York. The maturity of said renewal Note herein authorized shall not be later than one year from its date, and said Note may be further renewed pursuant to the provisions of the said Local Finance Law.

Section 2. The terms, form and details of said renewal Note shall be as follows:

Amount and Title: \$20,316.17 Bond Anticipation Note For Street Improvements - 1965

Dated: March 12, 1965,

Matures: March 11, 1966, subject to prior redemption

No. RRR-1 Denomination: \$20,316.17

Interest rate: 2-1/2% per annum, payable at maturity

Place of Payment of principal and interest:

Supervisor's Office

Town Hall

New City, New York

Form of Note: Substantially in accordance with form prescribed by Schedule B, 2 of the Local Finance Law of the State of New York.

Section 3. Said Note is hereby sold to the TAPPAN-ZEE NATIONAL BANK OF NYACK, Nyack, New York, at the price of par, to bear interest at the rate of two and one-half per centum (2-1/2%) per annum, payable at maturity, and the Supervisor is hereby authorized to deliver said Note to said purchaser upon receipt of the principal amount, plus accrued interest, if any, from the date of said Note to the date of delivery.

Section 4. Said Note shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law, and shall be a general obligation of the Town, payable as to both principal and interest by a general tax upon 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 Note and provision shall be made in the budget of the Town by appropriation for the redemption of the Note to mature in such year and for the payment of interest to be due in such year.

Section 5. Said Note 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 6. This resolution shall take effect immediately.

Seconded by Councilman Danko.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Letter received from North Clarkstown Republican Club requesting that informational meeting to be held re special referendum (3/17/65) be moved from Town Hall to County Office Building. Mr. Gerber was asked to check on availability of County Office Bldg. auditorium for this purpose. If available, all concerned will be notified by Town Clerk of change of location.

(170) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown was served with a summons and complaint in the above-entitled action on February 24, 1965,

NOW THEREFORE, be it

RESOLVED that J. MARTIN CORNELL, the Town Attorney, is hereby authorized to appear on behalf of the Town of Clarkstown and defend said action.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(171) Councilman Danko offered the following resolution:

RESOLVED, that the application of HENRY HUDSON ASSOCIATES, for a change of zoning from an LS district, on property located on North Middletown Road, New City, New York 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, and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(172) Councilman Frohling offered the following resolution:

WHEREAS, Councilman Frohling, a member of the Town Board of the Town of Clarkstown has introduced a local law entitled "LOCAL LAW RELATING TO THE ESTABLISHMENT OF A BOARD OF ARCHITECTURAL REVIEW" and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that a local law providing for the establishment of a Board of Architectural Review be adopted,

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal

CCE312

Home Rule Law be had at the Board Room in the Town Hall, 10 Maple Avenue, New City, New York, on the 12th day of April, 1965, at 9:15 o'clock in the evening, Eastern Standard Time, relative to such proposed Local Law; and it is

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, Nyack, New York, and posted in the manner provided by law; and it is

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the Office of the said Town Clerk.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(173) Councilman Frohling offered the following resolution:

WHEREAS, Janet Seifried and Jamie King commenced a proceeding against members of the Town Board and members of the Planning Board of the Town of Clarkstown, and

WHEREAS, such proceeding was dismissed by an order of the Supreme Court, and

WHEREAS, said individuals have appealed to the Appellate Division,

NOW THEREFORE, be it

RESOLVED, that J. Martin Cornell, the Town Attorney, is authorized to appear on behalf of the respondents in the Appellate Division in connection with said action.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(174) Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown considers it to be in the interest of the Town to repeal Section 17-1 in Chapter 17 of the Code of the Town of Clarkstown, be it

RESOLVED that a public hearing be had at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 26th day of April 1965, at 8:15 P.M. (E.S.T.) relative such proposed repeal of Section 17-1 in Chapter 17 of the Code of the Town of Clarkstown; 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 in the Journal-News, a paper of general circulation in the Town of Clarkstown, as afore-

said, and file proof thereof in the office of the said Clerk.

Seconded by Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(175) Councilman Holbrook offered the following resolution:

NOTICE IS HEREBY GIVEN THAT a public hearing will be held by the Town Board of the Town of Clarkstown, Rockland County, New York, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 12th day of April, 1965, at 8:30 P.M., (E.S.T.) to consider the application of BUCKINGHAM MANOR, INC. for a change of the Building Zone Ordinance of the Town of Clarkstown, by redistricting property of the applicant from C-1, R-1(X) & R-1 district to R-2 district. The said property which is the subject of the application is located between Middletown Road and College Ave. in Nanuet, New York, in said Town, and is described as follows:

BEGINNING at a point in the easterly side line of Middletown Road also known as Main Street and also New York State Highway #9006, where it is intersected by the southerly side line of Second Street and from thence,

1. Along said southerly side line of Second Street about North 84 degrees 59 minutes 31 seconds East a distance of 1205.34 feet plus or minus to the westerly side line of College Avenue, thence
2. South 5 degrees 18 minutes 05 seconds West and along said westerly side line of College Avenue, a distance of 476.82 feet, plus or minus to the lands N/F Rushe, thence
3. Along last mentioned lands & lands N/F David De Clark about South 84 degrees 49 minutes 35 seconds West, a distance of 1253.05 feet plus or minus to the easterly side line of Middletown Road and from thence
4. Along said easterly side line of Middletown Road North 10 degrees 20 minutes 45 seconds East, a distance of 511.02 feet, plus or minus to the above described point or place of beginning, excepting from the above described tract any part of First Street and that portion of the New Jersey and New York Railroad R.O.W. which lies North of First Street and South of the abandoned portion of Second Street

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(176) Councilman Holbrook offered the following resolution:

WHEREAS, GEORGE E. HECK 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 described, from R-1 district to R-2 district;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 12th day of April, 1965, at 8:45 P.M., (E.S.T.) 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 in the Journal News, a paper of general circulation in the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

NOTICE IS HEREBY GIVEN THAT a public hearing will be held by the Town Board of the Town of Clarkstown, Rockland County, New York, at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 12th day of April, 1965, at 8:45 P.M., (E.S.T.) to consider the application of GEORGE E. HECK for a change of the Building Zone Ordinance of the Town of Clarkstown, by redistricting property of the applicant from an R-1 district to an R-2 district. The said property which is the subject of the application is located on Route 304, New City, New York in said Town, and is described as follows:

ALL that certain plot, piece or parcel of land situate, lying and being at New City, Town of Clarkstown, County of Rockland and State of New York, more fully bounded and described as follows:

BEGINNING at a point on the westerly street line of Route #304 where it is intersected by the southerly boundary line of lands now or formerly owned by Brodel, running thence along said westerly street line of Route #304 South  $9^{\circ}-10'-35''$  West 252.02 feet to a stake; thence South  $9^{\circ}010'-35''$  West 161.32 feet to a stake; thence South  $8^{\circ}-52'-20''$  West 209.88 feet to a stake located at the northeast corner of lands now or formerly owned by Carnegie; thence along the northerly boundary line of said lands now or formerly owned by Carnegie North  $79^{\circ}-40'-05''$  West 409.54 feet to an iron pipe; thence along a stone wall North  $10^{\circ}-13'-00''$  East 193.38 feet to a stake; thence along a stone wall North  $77^{\circ}-46'-30''$  West 187.10 feet to a stake; thence along the easterly boundary line of lands now or formerly owned by Holt North  $17^{\circ}-46'-40''$  East 497.45 feet to the southerly boundary line of lands now or formerly owned by Spiro; thence along said southerly boundary line of lands now or formerly owned by Spiro, South  $78^{\circ}-45'-50''$  East 293.73 feet to an iron pipe; thence South  $9^{\circ}-31'-00''$  West 75.00 feet to an iron pipe located on the previously mentioned southerly boundary line of lands now or formerly owned by Brodel; thence along said southerly boundary line South  $81^{\circ}-47'-00''$  East 224.25 feet back to the point or place of BEGINNING.

ALL parties in interest and citizens will be heard by the Town Board at the public hearing to be held as aforesaid.

Seconded by Councilman Frohling.

AYES: Councilmen: Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None.

(177) Councilman Frohling offered the following resolution:

RESOLVED, that the application of ADLER REALTY CORP., for a change of zoning from an R-1 district to an C-2 district, on property located in West Nyack, New York 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 Councilman Holbrook.

AYES: Councilmen: Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(178) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for sight (8) 1965 4-door sedans; trading six (6) 1964 Pontiac 4-door sedans, one (1) 1963 Pontiac 4-door sedan and one (1) 1964 Chevrolet 4-door sedan; Specifications to be obtained from the Chief of Police; said bids to be opened March 22, 1965, 8:10 P.M.

Seconded by Councilman Danko.

AYES: Councilmen: Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Mr. Bernard G. Nemeroff appeared before Board with recommendation that petitions opposing zone change applications that are filed, should not be filed at time of public hearing, but at least 4 to 5 days before the public hearing is held. Also, that petitioner should have right to examine said petitions. ( Board will take under advisement).

(179) Councilman Frohling offered the following resolution:

RESOLVED, that the application of MANNY APFELBAUM, for a change of zoning from an RA district to an RA-1 district, on property located on the westerly side of Phillips Hill Road, New City, New York 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 Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(180) Councilman Danko offered the following resolution:

RESOLVED, that the application of PHILIP M. HEBBARD AND ANNE G. HEBBARD, for a change of zoning from an district, on property located North Middletown Road, 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 Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Monthly Report from Police Department (February 1965) noted by Town Board and ordered filed in Town Clerk's Office.

(181) Councilman Danko offered the following resolution:

RESOLVED, that the application of MALAN DEVELOPMENT CORP., for a change of zoning from an SC and RA-1 district to an R-1 district, on property located in Spring Valley, N.Y. be referred to the Planning Board for report pursuant to the provisions of 8.51, 8.52, 8.522 of the Clarkstown Building Zone Ordinance, and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt  
NOES: None

In response to communication sent to him by Town Board re tax relief for senior citizens, Assemblyman Joseph St. Lawrence responded that many Bills have been introduced at this session. He is mailing copies of said Bills to Town Clerk's Office and stated he would welcome any suggestions of the Town Board.

(182) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that pursuant to request of Chief of Police Ernest F. Wiebicke, and recommendation of the Personnel Officer, 12 positions of School Crossing Guard be and the same are hereby created, as follows:

1 position	effective	and	retroactive	to	April 6, 1964;
1 position	"	"	"	"	September 14, 1965;
3 positions	"	"	"	"	October 1, 1964;
1 position	"	"	"	"	November 30, 1964;
3 positions	"	"	"	"	January 1, 1965;
1 position	"	"	"	"	January 4, 1965;
1 position	"	"	"	"	January 12, 1965;
1 position	"	"	"	"	March 15, 1966;

salaries in connection with said positions to vary with posts covered.

Seconded by Holbrook

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt  
NOES: None

(183) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that pursuant to recommendation of Ernest F. Wiebicke, Chief of Police, Catherine Margaret Gormley, of 137 Quaspeck Boulevard, Valley Cottage, New York, be and she is hereby appointed to the position of Substitute School Crossing Guard, effective March 8, 1965, with salary to vary with post covered.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(184) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that pursuant to recommendation of Ernest F. Wiebicke, Chief of Police, Helen Frances Hobbs, of 21 Fernwood Drive, New City, New York, be and she is hereby appointed to the position of School Crossing Guard, effective March 15, 1965, at a salary of \$5.00 per day.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(185) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that pursuant to request of Chief of Police Ernest F. Wiebicke, and recommendation of the Personnel Officer, 3 positions of Police Patrolmen be and the same are hereby created, effective and retroactive to January 1, 1965, at the salary of \$5,800 per annum for each position.

Seconded by Councilman Holbrook

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(186) Councilman Frohling offered the following resolution:

BE IT RESOLVED, that pursuant to request of Chief of Police Ernest F. Wiebicke, and recommendation of the Personnel Officer, the position of Police Sergeant be and the same is hereby created effective March 15, 1965, at the salary of \$7,750 per annum.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(187) C Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of George A. Finlay, of RFD Mary Lane, Valley Cottage, New York, to the position of Police Sergeant, at a salary of \$7,750.00 per annum effective March 15, 1965.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(188) Councilman Holbrook offered the following resolution:

WHEREAS, the amounts of \$12,800 and \$3,800 has previously been deposited in SEWER DISTRICT OPERATING ONLY ACCOUNT to defray cost of capital improvement in SEWER DISTRICT # 8,

BE IT RESOLVED that the Supervisor be authorized to transfer from SEWER DISTRICT OPERATING ONLY to SEWER DISTRICT #8 SPECIAL SAVINGS ACCOUNT the amount of \$16,600.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Closing Trial Balance (December 31, 1964) noted by Town Board and ordered filed in Town Clerk's Office.

Letter received from Frank R. Steffens, Chairman of the Clarkstown Shade tree Commission re obtaining services of students from Rutgers to make tree surveys. Mr. Steffens requested permission of Town Board to negotiate with proper authorities of Rutgers University to secure these services at a fee not to exceed \$1000. said fee to be taken from this year's appropriation.

(189) Councilman Holbrook offered the following resolution:

WHEREAS a request has been made by the Chairman of the Clarkstown Shade Tree Commission for permission to obtain services of Rutgers University students to make tree survey in Town of Clarkstown at fee not to exceed \$1000., said fee to be taken from this year's appropriation, be it

RESOLVED, that the Supervisor is hereby authorized to inform Mr. Steffens, Chairman of said Committee, that the Town Board concurs with his request.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(190) Councilman Holbrook offered the following resolution:

WHEREAS, polluted water jeopardizes health, lowers property value, restricts community development, hampers industrial expansion, destroys commercial fishing, degrades recreational areas, and impoverishes all it touches, and

WHEREAS, all areas in the State need clean water to protect the public health, to engance the beauty of nature, to encourage proper development, to improve recreational areas for boating, bathing and fishing, to expand the local economy, and to make the State a finer place to live, work and play, and

WHEREAS, population growth, urbanization, technology, recreation demands, and rising living standards are greatly increasing our demand for water, while simultaneously these same factors are swelling population, and

WHEREAS, many of the people in the State are now adversely affected by polluted water, and our local governments are faced with mounting costs in education and other areas so that they find it difficult to finance needed sewerage facilities, and

WHEREAS, Governor Rockefeller has proposed a comprehensive six-year "PURE WATERS PROGRAM" which provides: grants to municipalities for planning, for operation and maintenance, and for construction of local sewerage facilities; for incentives to industry to build necessary industrial pollution control facilities; and for intensified enforcement of the anti-pollution laws, in order to eliminate pollution in the State's lakes, streams, rivers, and underground waters; and

WHEREAS, the "PURE WATERS PROGRAM" proposes a billion dollar bond issue to help finance a 60% construction grant to municipalities for the construction of intercepting sewers and sewage treatment works

THEREFORE, BE IT RESOLVED, THAT THE TOWN OF CLARKSTOWN hereby affirms its support of the proposed "PURE WATERS PROGRAM" and State bond issue so that the burden and blight of water pollution will be lifted and clean water will be available to all the people of the State.

Seconded by Councilman Frohling.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

(191) Councilman Frohling offered the following resolution:

WHEREAS, Governor Rockefeller has proposed a statewide sales tax, and  
WHEREAS, Rockland County borders on the State of New Jersey, and  
WHEREAS, the State of New Jersey does not have a state sales tax, and  
WHEREAS, a New York State sales tax could have a disastrous effect on the economy and employment within our business community,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown be and is hereby opposed to any form of New York State Tax, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Nelson A. Rockefeller, Senator D. Clinton Dominick and Assemblyman Joseph T. St. Lawrence.

Seconded by Councilman Holbrook.

AYES: Councilmen Frohling, Danko, Holbrook, Supervisor Mundt.  
NOES: None

Re letter received from the Postmaster of the Nanuet Post Office requesting a limitation of parking to one hour on the south side of Prospect Avenue, Councilman Frohling will take matter up with Chief of Police and come back with recommendation.

Highway Superintendent notified Board that BOCES wants to move the now old, or existing Vocational Guidance Building on Main St. to allow erection of new National Bank on site. Supt. of Hways. asked if Town Board is interested in obtaining easement for widening of banks. Highway Supt. requested to obtain easements.

Mrs. Charles Bowers, 57 Elmwood Drive, New City appeared before Board with request that new Route 304 north of New City-Congers Road be posted 30MPH in vicinity of Cavalry Drive. Matter referred to Chief of Police for his recommendations.

On resolution offered by Councilman Frohling, seconded by Councilman Danko and unanimously adopted, Town Board meeting was adjourned to 3/22/65, at which time next regularly scheduled Town Board meeting will be held.

Signed,

Anne E. O'Connor  
Town Clerk