

TOWN BOARD MEETING

Town Hall

5/3/67

8:00 P.M.

Present: Councilmen Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt
Town Clerk Anne E. O'Connor
Town Attorney Donald S. Tracy
First Deputy Town Atty. Murray N. Jacobson
Deputy Town Attorney Neal M. Hirshfeld

Supervisor Mundt called Town Board meeting to order.

(274) Councilman Damiani offered the following resolution:

RESOLVED, that minutes of Town Board meetings held on 4/19/67 and 4/28/67 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Brenner.

All voted Aye.

(275) Councilman Holbrook offered the following resolution:

RESOLVED, that time for submitting bids for the furnishing of Sanitary fill to the Town of Clarkstown is hereby closed, and

BE IT FURTHER RESOLVED, that any and all bids received up to and including this time are hereby ordered to be opened.

Seconded by Councilman Frohling.

All voted Aye.

The following bids were received:

- (1) County Asphalt, Inc.
129 Main St., Tarrytown, N.Y..... \$13,600.00
Base Bid #2A 1.70 cu. yd.
- (2) New York Trap Rock Corp.
West Nyack, N.Y. 12,000.00
Base Bid #2A 1.50 cu. yd.

Sanitary Fill Bids turned over to Highway Superintendent and Town Engineer for their recommendation to be given at Town Board meeting to be held on 5/17/67.

(276) Councilman Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown is constructing lateral sewers as part of installation of sewers in Sewer District No. 17, and

WHEREAS, the said installation of sewers necessitates sanitary sewer crossings within the railroad right-of-way crossing at Erhardt Road, Church Street, Convent Road, and Prospect Street in the Hamlet of Nanuet, and

WHEREAS, the New Jersey and New York Railroad Company and the Erie-Lackawanna Railroad Company have forwarded license agreements covering said sanitary sewer crossings and said license agreements have been approved as to form by the Town Attorney's office, and Charles R. Velzy Associates, Consulting Engineers to the Town of Clarkstown, have recommended execution of said agreements;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown shall execute said agreements and that Paul F. Mundt, Supervisor, is hereby authorized to sign said agreements on behalf of the Town of Clarkstown, and Town Clerk Attest same.

Seconded by Councilman Brenner

All voted Aye.

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(277) Councilman Holbrook offered the following resolution:

WHEREAS, the following persons have applied to the Town of Clarkstown for Certificate of Registration in compliance with Sec. 34-6 of the Code of the Town of Clarkstown:

Eugene Fehsal, 146 South Little Tor Rd., New City, N.Y.
Bruce Maines, 59 Ogle Road, Old Tappan, N.J.
Bibeau Construction Co., Inc., 274 Piermont Ave., Hillsdale, N.J.

and,

WHEREAS, the Town Engineer recommends the approval of said application:

NOW THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued.

- No. 67-1 - Eugene Fehsal
- No. 67-2 - Bruce Maines
- No. 67-3 - Bibeau Construction Co., Inc.

Seconded by Councilman Brenner.

All voted Aye.

(278) Councilman Holbrook offered the following resolution:

RESOLVED, that time for receiving bids for construction of Highway Garage and Salt Storage Building for the Town of Clarkstown Highway Department is hereby closed, and be it

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

Seconded by Councilman Brenner.

All voted Aye.

The following bids were received:

CONTRACT I - GENERAL

(1) ANTHONY LINGUANTI & CO., INC.
5 Central Avenue, Spring Valley, N.Y.....\$424,369.00

- Additive Items: (1) Deduct \$45,000.00
- (2) Add: 2,000.00
- (3) Add: 7,900.00
- (4) Deduct: 2,200.00
- (5)a Add: 16,000.00
- b Add: 24,000.00

(2) HELMER-CRONIN CONSTR. INC.
26 Central Drive, Stony Point, N.Y..... 491,000.00

- Additive Items: (1) Deduct \$51,000.00
- (2) Add: 3,500.00
- (3) Add: 8,500.00
- (4) Deduct: 2,300.00
- (5)aAdd: 17,000.00
- bAdd: 25,500.00

(3) PERLSTEIN BUILDERS, INC.
South Fallsburg, N.Y..... 475,000.00

- Additive Items: (1) Deduct \$58,400.00
- (2) Add: 1,638.00
- (3) Add: 13,100.00
- (4) Deduct: 2,000.00
- (5)aAdd: 3,000.00
- bAdd: 4,600.00

(4) LEVCO CONSTRUCTION CORP.
 Suffern, New York ;;;..... \$482,700.00

Additive Items

- (1) Deduct \$55,400.00
- (2) Add: 2,527.00
- (3) Add: 10,458.00
- (4) Deduct: 1,835.00
- (5)a Add: 17,223.00
- b Add: 28,960.00

(5) LOUIS NUZZO CONSTRUCTION CORP.
 Route 32 (P.O. Box 395, Vails Gate, N.Y..... 477,000.00

Additive Items

- (1) Deduct \$47,000.00
- (2) Add: 2,300.00
- (3) Add: 8,400.00
- (4) Deduct: 2,400.00
- (5)a Add: 17,500.00
- b Add: 25,000.00

(6) JOHN FORNI CONSTRUCTION CO., INC.
 334 S. Middletown Rd., Nanuet, N.Y..... 556,900.00

Additive Items

- (1) Deduct \$65,250.00
- (2) Add: 3,200.00
- (3) Add: 4,200.00
- (4) Deduct: 1,800.00
- (5)a Add: 16,000.00
- b Add: 20,200.00

(7) ROMANI & PICCO, INC
 605 Center Avenue, Mamaroneck, N.Y..... 448,500.00

Additive Items

- (1) Deduct \$50,000.00
- (2) Add: 2,600.00
- (3) Add: 8,300.00
- (4) Deduct: 1,700.00
- (5)a Add: 17,000.00
- b Add: 25,500.00

CONTRACT II - PLUMBING & INTERIOR DRAINAGE

(1) DE LISSER ASSOC., INC.
 #1 Glenwood Drive, Blauvelt, N.Y..... \$ 37,492.00

(2) AUGENTI & CIVIL, INC.
 134 Ridgewood Rd., Westwood, N.J..... \$ 25,032.00

(3) GEORGE T. RENART
 265 Little Tor Road South, New City, N.Y..... \$ 19,700.00

(4) D'ONOFRIO & JATKOFF PLUMBING & HEATING CORP.
 34 West Street, Spring Valley, N.Y..... \$ 24,309.00

(5) THOMAS J. KEMPTON, JR., INC.
 89 South Main St., New City, N.Y..... \$ 21,731.00

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CONTRACT III - HEATING, VENTILATING & AIR CONDITIONING

- (1) DE LISSER ASSOC., INC.
#1 Glenwood Drive, Blauvelt, N.Y..... \$36,467.00
Additive Item: Add: \$4,646.00
- (2) AUGENTI & VICIL, INC.
134 Ridgewood Road, Westwood, N.J..... \$21,700.00
Additive Item: Add: \$3,000.00
- (3) GEORGE T. RENART
265 Little Tor Road, New City, N.Y..... \$22,800.00
Additive Item: Add: \$2,400.00
- (4) MECHANICAL INSTALLATION SERVICE CORP.
94-10 Woodhaven Blvd., Ozone Park, N.Y..... \$28,499.00
Additive Item: Add: \$5,000.00
- (5) HARRY HOYLE CONTRACTING CO., INC.
29 N. Franklin St., Nyack, N.Y..... \$23,510.00
Additive Item: Add: \$2,980.00
- (6) D'ONOFRIO & JATKOFF PLUMBING & HEATING CORP.
35 West Street, Spring Valley, N.Y..... \$23,873.00
Additive Item: Add: \$4,060.00

CONTRACT IV - ELECTRICAL WORK

- (1) TERMINAL ELECTRIC CO.,
76 N. Main St., New City, N.Y..... \$34,179.00
Additive Items (1) Deduct: \$1,065.00
(2) Add: 2,100.00
- (2) MEHL ELECTRIC CO. (Roy Swensen an individual using trade name
& style of Mehl Elec. Co.)
54 S. Main St. Pearl River, N.Y..... \$34,296.00
Additive Items (1) Deduct: \$1,500.00
(2) Add: 1,400.00
- (3) M. EISENBERG & BROS, INC.
148 West Nyack Road, West Nyack, N.Y..... \$38,948.00
Additive Items (1) Deduct: \$1,800.00
(2) Add: 900.00
- (4) RAFFA ELECTRICAL CO., INC.
118 Lake Road, Congers, N.Y..... \$26,500.00
Additive Items (1) Deduct: \$1,700.00
(2) Add: 1,000.00
- (5) HENRY FRIEDMAN d/b/a/ SENTRY ELECTRIC
311 Main St., Nyack, N.Y..... \$38,788.00
Additive Items (1) Deduct: \$1,708.00
(2) Add: 622.00
- (6) E.F. DEY ELECTRIC, INC.
61 Maple Avenue, New City, N.Y..... \$42,500.00
Additive Items (1) Deduct: \$1,125.00
(2) Add: 1,350.00
- (7) JEB ELECTRIC CO., INC.
168 Kinderkamack Road, Park Ridge, N.J..... \$36,000.00
Additive Items (1) Deduct: \$1,160.00
(2) Add: 2,014.00

All bids turned over to Mr. S. Gurlitz, Architect for review. No awards will be made until he has checked out low bidders with Town Attorney's Office.

Mr. Feldi appeared before Board re Rise Road (New City) for Road Improvement District. Town Engineer requested to submit drawing and recommendation.

(279) Councilman Brenner offered the following resolution:

WHEREAS, Councilman Brenner, a member of the Town Board of the Town of Clarkstown has introduced an amendment to a local law entitled "LOCAL LAW TO ENSURE THAT HOMEBUYERS SHALL BE PROTECTED FROM LOSS OF THEIR CONTRACT DEPOSITS BECAUSE OF THE FINANCIAL FAILURE OF A BUILDER", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that an amendment to Local Law No. 3-1967 be adopted,

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law be had at the Board Room in the Town Hall, 10 Maple Avenue, New City, New York, on the 17th day of May, 1967, at 8:15 P.M. o'clock in the evening, D.S.T., relative to such proposed amendment; and it is

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the 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.

All voted Aye.

Resolution authorizing extension of Agreement with the G. X. Matthews Co. concerning dedicated roads in subdivision known as Highland Homes, Section 2A. -tabled.

(280) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland is hereby authorized to install one (1) 4000 Lu. street light on Pole #53, Primrose Lane, New City; and one (1) 7900 Lu. street light on Pole #47, Rte. 304, Bardonia at total annual cost to town of \$104.52.

Seconded by Councilman Frohling.

All voted Aye.

(281) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland Utilities Ins. is hereby authorized to install thirteen (13) street lights on New Valley Road, New City at a total annual cost to town of \$619.32.

Seconded by Councilman Frohling

All voted Aye

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(282) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of the Chief of Police, the Highway Supt. is hereby authorized to install STOP SIGN and DEAD END sign on west side of Burda Avenue and intersection of New Valley Road.

Seconded by Councilman Damiani

All voted Aye

Letter received from George F. Hall, 22 Main St., New City re Clarkstown Master Plan and Lake Shore Drive, Nanuet, N.Y. Town Clerk instructed to forward copies of same to Messrs. Emmanuel and Rawson of Planning Boards for their information.

Town Board signed Order setting date of public hearing in the matter of the petition of the owners of more than one-half of the real property fronting on DE SIMONE LANE, for the improvement of said street - 6/7/67 - 8:15 P.M.

(283) Councilman Damiani offered the following resolution.

RESOLVED, that the Town Board will accept the offered parkland in the Thornwood Hills South (311) Congers Subdivision with the understanding that the land be appropriately graded and in developable condition as specified in joint letter of Clarkstown Parks Board & Recreation Commission and Town Engineer.

Seconded by Councilman Holbrook

All voted Aye

(284) Councilman Holbrook offered the following resolution:

WHEREAS, the State Social Security Agency has advised the Town of Clarkstown that those Town employees who were appointed after December 31, 1957, having been eligible for membership in the New York State Employees' Retirement System, and who have not become members, may not have social security, and the Town having made adjustments reports to said Agency to delete wages erroneously included in its quarterly reports for the years 1963, 1964 and 1965, and

WHEREAS, the State Social Security Agency has allowed the Town a total credit of \$17,630.89, being the sum of \$4,018.20 for the year 1963, the sum of \$6,469.28 for the year 1964 and the sum of \$7,143.41 for the year 1965, as per letters from said Agency, on file in the Supervisor's Office,

NOW THEREFORE, BE IT RESOLVED, that the Supervisor be and he is hereby authorized to refund to those Town Employees listed on "Schedule of Refunds" attached hereto, the total sum of \$8,815.74 as their share of taxes for said years.

Seconded by Councilman Frohling

All voted Aye.

SCHEDULE OF REFUNDS ON FOLLOWING PAGE

(284) continued - SCHEDULE OF REFUNDS

"SCHEDULE OF REFUNDS"

<u>Name</u>	<u>Years</u>			<u>Total</u>
	<u>1963</u>	<u>1964</u>	<u>1965</u>	
Marcel Deligny	\$ 174.00	\$174.00	\$ 174.00	\$522.00
Charles Babcock	174.00	174.00	174.00	522.00
Joseph Donaldson	174.00	174.00	174.00	522.00
Charles Livsey	174.00	174.00	174.00	522.00
Wm. Hopper	128.76	167.80	174.00	470.56
John Wismar	92.80	174.00	174.00	440.80
Roland Giroux	46.72	170.80	174.00	391.52
Wm. Conklin	151.56	168.27	174.00	493.83
Harold Franklin	-	174.00	174.00	348.00
John Machold	14.48	145.42	134.82	294.72
Gerald Riffard	-	-	150.67	150.67
Randall Scott	-	-	138.52	138.52
Donald Knapp	-	-	107.81	107.81
Richard Tigie	-	-	91.93	91.93
Kenneth Heller	-	-	89.32	89.32
Stephen Kelemen	-	-	44.88	44.88
Richard Hopper	-	-	43.86	43.86
Robert Reed	-	-	19.72	19.72
George Greenwood	174.00	174.00	174.00	522.00
Clifford Rickli	174.00	174.00	174.00	522.00
Henry Guerriero	174.00	174.00	174.00	522.00
Wm. Sherwood	166.57	174.00	174.00	514.57
Victor Beadle	-	-	39.07	39.07
Charles Johnson	-	-	21.68	21.68
Edward O'Dowd	-	-	22.04	22.04
Ross Meredith	43.97	-	-	43.97
Ernest White	4.93	66.75	-	71.68
Francis Marsh	51.62	171.34	91.15	314.11
Arthur Dunn	47.24	172.47	50.00	269.71
Joseph Marsico	8.05	55.49	-	63.54
John Clark	34.73	5.38	-	40.11
Edward Pelton	-	145.70	32.67	178.37
Roy Kepler	-	34.00	-	34.00
Ronald Schwartz	-	52.27	54.97	107.24
Barry Hopper	-	86.75	115.91	202.66
Edward Brownsell	-	52.16	60.69	112.85
	<u>\$2,009.43</u>	<u>\$3,234.60</u>	<u>\$3,571.71</u>	<u>\$8,815.74</u>

Petition received by Town Board for "NO THRU TRUCKING" sign Ludvigh Road. Police Chief to check into said petition and return same to Board with his recommendation.

From Town Engineer - re Laird Acres; problem rear yard drainage. He reported that survey completed; is making layout. Recommendation will be made by Town Engineer at 5/17 Town Board Meeting.

Mr. Norman Pearlstein, 6 Leeland Court, New City requested that anchor fence on Route 304 in his area be continued south

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(285) Councilman Damiani offered the following resolution:

RESOLVED, that the Town Clerk contact the Department of Public Works again requesting an extension of anchor fence to Laurel Road on its right of way on Route 304 from the terminus of fence placed there by the Town.

Seconded by Councilman Brenner

All voted Aye

Mr. Walter Hess, 56 Carolina Drive, New City: Drainage problem. Town Engineer reported that stream going thru property before house was built. Ground saturated, also causing septic problem. Town Engineer states his office has recommendation; he will be in touch with Mr. Hess.

Councilman Frohling requested that Chief of Police check out parking situation on Convent Road - also traffic pattern and flow.

Councilman Frohling reported that Police Department in need of permanent pistol range - suggested Highway Barn when vacated. (Will be vacated 120 days from the time of the contract).

On resolution offered by Councilman Brenner, seconded by Councilman Holbrook and unanimously adopted, Town Board meeting was adjourned until Wednesday 5/17/67.

Signed,

Anne E. O'Connor
Town Clerk