

Town Hall

8/9/67

5:15 P.M.

Present: Councilman Holbrook, Brenner, Damiani, Frohling Mundt
Town Attorney Donald S. Tracy
First Deputy Town Attorney Murray N. Jacobson
Town Clerk Anne E. O'Connor

Supervisor called Special Town Board Meeting to order at 5:15 P.M.

(482) Councilman Holbrook offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting School taxes, now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment for a period not to exceed thirty days, of MARY A. GERMOND of 19 Maple Avenue, West Nyack, New York to the position of Clerk, part-time at a salary of \$1.90 effective August 21, 1967.

Seconded by Councilman Damiani.

All voted Aye.

(483) Councilman Holbrook offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting School taxes, now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service Form for the temporary appointment for a period not to exceed thirty days, of GRACE ANNA DONLAN OF 34 Fairview Avenue, Manuet, New York to the position of Clerk, part-time at a salary of \$1.90 per hour, effective August 21, 1967.

Seconded by Councilman Damiani.

All voted Aye.

(484) Councilman Damiani offered the following resolution:

RESOLVED, that upon request of Paul Bailey, Town Assessor a leave of Absence without pay for the period of one year beginning July 24, 1967, be granted to CAROL TRIBERT, Clerk in the Town Assessor's Office.

Seconded by Councilman Holbrook.

All voted Aye.

Town Board signed Order calling public hearing to consider increase of amount to be expended for the improvements in Sewer District No. 21 - 9/6/67 - 9:15 P.M. (See page 2)

(485) Councilman Holbrook offered the following resolution:

WHEREAS, Joseph, Michael & Frank Lagana made application for a special permit for a gas filling station located on Old Nyack Turnpike & Pascack Road in the Town of Clarkstown, New York, pursuant to Section 8.333 of the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, after due notice published and posted, and public hearing was held before the Town Board on the 2nd day of August, 1967, at 8:15 P.M. in the Town Hall, 10 Maple Avenue, New City, Town of Clarkstown, New York, to consider such application;

NOW THEREFORE, the Town Board makes the following Special Findings pursuant to Section 4.31 of the Zoning Ordinance of the Town of Clarkstown,

THAT, the proposed use as described and represented by the applicant

(1) will be properly located with respect to transportation, water supply, waste disposal, disposal, fire and police protection, and other public facilities;

(2) will not cause undue traffic congestion or create a traffic hazard;

(3) will not create at any point of determination set forth in Sections 4.16, 4.17 and 4.18 of the Zoning Ordinance of the Town of Clarkstown any more dangerous and objectionable elements referred to in Section 4.11 than is characteristic of the use expressly permitted as of

(K)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town of Clarkstown, on the 9th day of August, 1967.

PRESENT:

Hon. Paul F. Mundt,	Supervisor
William Brenner,	Councilman
James V. Damiani,	Councilman
Philip J. Frohling, Jr.,	Councilman
Martin Holbrook,	Councilman

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In the Matter	:	ORDER CALLING
of the	:	PUBLIC HEARING
	:	TO CONSIDER
Increase of the Amount to be Expended	:	INCREASE OF
for the Improvements in Sewer District	:	MAXIMUM AMOUNT
No. 21 in the Town of Clarkstown, in the	:	TO BE EXPENDED.
County of Rockland, New York	:	<u>September 6,</u>
	:	<u>AUGUST 9, 1967</u>

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WHEREAS, the Town Board of the Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, has heretofore established the Sewer District No. 21 (herein called "District") by order dated August 4, 1965, and

WHEREAS, the maximum amount proposed to be expended for the construction of the sewer system proposed to be constructed in the District, as stated in said Order is \$828,000.00 and following receipt of sealed bids for construction of said sewer system said Town Board has now estimated that the maximum cost of such construction will exceed \$828,000.00 by the amount of \$192,000.00, due to increased costs of labor and materials; and

WHEREAS, pursuant to a resolution of said Town Board adopted August 2, 1967, an application is being made to the Comptroller of the State of New York for permission to increase the maximum amount to be expended for construction of such sewer system from \$828,000.00 to \$1,020,000.00; and

CCJ301

WHEREAS, the approval of the Comptroller of the State of New York for the increase as above stated is anticipated;

NOW THEREFORE, be it

be
ORDERED, that a public hearing to/held by the Town Board of the Town of Clarkstown at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on the 6th day of September 1967, at 9:15 o'clock P.M. (D.S.T.) to consider such proposed increase in the maximum amount to be expended from \$828,000.00 to \$1,020,000.00 for such construction and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the said Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish once in the JOURNAL NEWS, the official newspaper of the Town and post on the sign board of the Town, maintained pursuant to Subdivision 6 of Section 30 of the Town Law, and in at least five (5) public places within the District, a copy of this Order certified by said Town Clerk, not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Dated: August 9, 1967

TOWN BOARD OF THE TOWN OF CLARKSTOWN

P. A. [Signature]
Supervisor

William [Signature]
Councilman

[Signature]
Councilman

[Signature]
Councilman

[Signature]
Councilman

SEAL

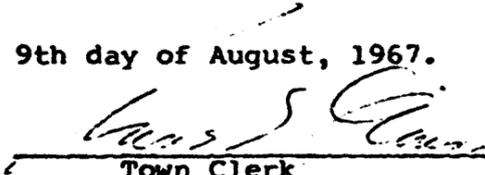
Members of the Town Board of the Town of Clarkstown, in the County Rockland, New York

STATE OF NEW YORK)
) ss.:
COUNTY OF ROCKLAND)

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown, in the County of Rockland, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 9th day of August, 1967, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 9th day of August, 1967.

SEAL


Town Clerk

(485 cont)

right in same district;

(5) will not otherwise impair the public health, safety, morals, convenience, comfort, prosperity, and other aspects of the general welfare of the Town;

(6) will comply with all other requirements applicable to such use;

(7) will be situated on a lot with an area of at least 20,000 square feet and a minimum lot frontage of 150 feet, and all major repairs will be made within a totally enclosed structure, and a maximum of five currently licensed vehicles will be parked on lots less than one acre and one additional such vehicle for each one-fifty of an acre of the lot above said one acre, and all gasoline pumps and service facilities will be set back at least 20 feet from the front lot line; all of said requirements being pursuant to Column 3, Section 3.11, Table of General Use Regulations of the Zoning Ordinance of the Town of Clarkstown;

(8) will be screened along any lot line where the gas filling station is located on a lot on a lot, any lot line of which lies within 25 feet of an R District or SC District boundary, and flood, lighting shall be arranged so there will be no glare of light toward such district boundary, pursuant to Column 8, Section 3.11, Table of General Use Regulation of the Zoning Ordinance of the Town of Clarkstown;

(9) that the site is no closer than 300 ft. to a school, church, or place of assembly, and that within 25 ft. of residential districts, no vehicle may continually be parked outside for a period exceeding three days and no bus or truck over 1½ ton capacity or more than two private passenger cars may be parked over any one night.

NOW THEREFORE, be it further

RESOLVED, that a special permit for a gas filling station pursuant to said application is hereby granted and the reasons for granting such special permit are that the proposed use of the premises will be for the convenience, comfort, prosperity, and general welfare of the community; and be it further

RESOLVED, that the within Special Findings and Resolution setting forth the reasons for granting such special permit shall constitute a written report to be filed with the Town Clerk pursuant to Section 8.333 of the Zoning Ordinance of the Town of Clarkstown.

Seconded by Councilman Frohling.

AYES: Councilmen Holbrook, Frohling, Brenner, Supervisor Mundt.

ABSTENTION: Councilman Damiani

Letter from Mrs. Charlotte Croll, Casper Hill Road, Valley Cottage requesting information as to possible widening of Casper Hill Road referred to Highway Superintendent for reply.

(486) Councilman Frohling offered the following resolution:

WHEREAS, on August 2, 1967, bids were received by the Town of Clarkstown for the construction of a lateral sewer system within Sewer District 21 in the Hamlet of Central Nyack, New York, and

WHEREAS, the Town Board requested consulting engineers, Charles R. Velzy Associates to ascertain the low bidders, check on the completeness and accuracy of their proposals, make inquiries as to their experience, competency to perform the work and financial status, and to make recommendations for the awarding of the contract to the lowest responsive bidder, and

WHEREAS, on August 9, 1967, the firm of Charles R. Velzy Associates recommended to the Town Board that the contracts be awarded to Thalle Construction Company, Inc., 365 Tuckahoe Road, Yonkers, New York, based upon their finding that said company was the lowest responsive, responsible bidder, and

WHEREAS, the Town Attorney, on August 9th, 1967, reviewed the proposals and determined that the bids of Thalle Construction Company, Inc.

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were in all respects legal and in conformance with existing laws and regulations and said Town Attorney concurred in the award of the contracts to Thalle Construction Company, Inc., and

WHEREAS, the base bid of \$850,600.50 stated in the proposal exceeds the authorized bonded indebtedness of Sewer District 21, which authorized amount is \$828,000.00, and

WHEREAS, the Town Board is desirous to proceed with construction in this Sewer District to economically and expeditiously implement the Town Comprehensive Sewerage Plan;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into and execute a contract with Thalle Construction Company, Inc. for the construction of the lateral sewer system within Sewer District 21, in the amount of \$850,600.50 and to simultaneously execute a change order deleting all of Item 18 and portions of Item 19 of the Contract, in the total amount of \$79,000.00, which change order will reduce the total contract price to \$771,600.50, all subject to prior concurrence HUD.

Seconded by Councilman Damiani.

All voted Aye.

(487) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to sign agreement with Thalle Construction Co. (Sewer District 21).

Seconded by Councilman Damiani.

All voted Aye.

(488) Councilman Damiani offered the following resolution:

RESOLVED, that Monsignor Brennan, St. Augustine's Roman Catholic Church, New City, New York, is hereby appointed to serve on the Clarkstown Code of Ethics Committee to fill the vacancy created by the resignation of Rev. Joseph P. Dunn.

Seconded by Councilman Brenner.

All voted Aye.

(489) Councilman Damiani offered the following resolution:

WHEREAS, The Town of Clarkstown has requested to County of Rockland to do certain data processing work for said Town in connection with its tax rolls, tax bills, pay roll checks, etc., and

WHEREAS, the County of Rockland has agreed to undertake said services;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute agreement with the County of Rockland providing for aforesaid data processing services for the Town.

Seconded by Councilman Holbrook.

All voted Aye.

Mr. Ray Schettino was given permission by the Town Board to use facilities at the Clarkstown Sanitary Fill to dump rubbish from Rockland State at usual Town rates.

On resolution offered by Councilman Holbrook, seconded by Councilman Brenner and unanimously adopted, Special Town Board Meeting was adjourned until 9/6/67 at 8:00 P.M.

Signed,


Anne E. O'Connor
Town Clerk

(490) Councilman Holbrook offered the following resolution;

RESOLVED, that the application for building permit under provisions of Section 280-A to Dennis Coyle for property situate on south side Sherwood Road at Intersection of Lamborn Ave., Congers, New York be granted.

Seconded by Councilman Frohling

All Voted Aye.