

Town Board Meeting

Town Hall

9/29/67

8:00 P.M.

271

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

Supervisor Mundt called Town Board meeting to order at 1:00 P.M.

(588) Councilman Frohling offered the following resolutiton:

RESOLVED, that time for receiving bids for Dry Cleaning of Police Uniforms is hereby closed, and be it

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

Seconded by Councilman Holbrook.

All voted Aye.

The following bids were received:

- (1) RONNI-J CLEANERS  
New City, N.Y.....\$3,725.00
- (2) DAN ALLEN CLEANERS  
Clarkstown Plaza,  
New City, N.Y.....\$8,515.50
- (3) CONGERS CLEANERS  
Congers, N.Y.....\$5,691.30
- (4) BELL CLEANERS & DYERS  
West Nyack, N.Y.....\$6,743.00

Police Chief Ernest F. Wiebicek will check out and submit his recommendation at Special Town Board meeting to be held on Wednesday, 10/4/67 at 8:00 P.M.

(589) Councilman Frohling offered the following resolutiton:

RESOLVED, that the Administrators of the Fire Code are hereby authorized ot attend the Fire Marshal's and Inspectors Seminar to be held at Syracuse, New York on October 25 and 26, 1967, and be it

FURTHER RESOLVED, that all necessary expenses incurred by made a proper town charge.

Seconded by Councilman Brenner.

All voted Aye.

(590) Councilman Damiani offered the following resolutiton:

WHEREAS, PATRICK S. LYNCH and MARY T. LYNCH, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 46 Diane Drive, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Patrick S. Lynch and Mary T. Lynch, his wife, covering premises located at 46 Diane Drive, New City, New York; more particularly described in said easement dated the 26th day of September 1967.

Seconded by Councilman Holbrook.

All voted Aye.

(591) Councilman Holbrook offered the following resolutiton:

WHEREAS, S. A. & W. MASON CONTRACTORS, INC. has petitioned the town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by redistricting of the said petitioner described

CCJ301

(591) continued  
from an R-15 district to an RS district;

BE IT RESOLVED, that a 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, Rockland County New York, Rockland County, New York, in the said Town of Clarkstown on the 15<sup>th</sup> day of November, 1967, at 8:15 P.M., (E.T.) relative to such proposed amendement; 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 Frohling.

All voted Aye.

(591a) Councilman Holbrook offered the following resoluton:

WHEREAS, S. A. & W MASON CONTRACTORS, INC., has petitioned the Town Board of the Town of Clarkstown for a Special Permit for the erection of a gas filling station on premises described in said petition pursuant to the Building Zone Ordinance of the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to said provisions of the Building Zone Ordinance of the Town of Clarkstown 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 on the 15<sup>th</sup> day of November, 1967 at 8:15 P.M. o'clock, to consider the application of S. A. & W. MASON CONTRACTORS, INC. relative to said Special Permit; 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, the official paper of the Town, as aforesaid and file proof thereof in the office of the said clerk.

Seconded by Councilman Frohling.

All voted Aye.

(592) Councilman Holbrook offered the following resoluton:

WHEREAS, the Town Board of the Town of Clarkstown did advertise and publish for bids for DeSimone Lane Street Improvement District, to be opened at 8:05 P.M. on September 20, 1967, and

WHEREAS, the Town Board did on September 20, 1967 at 8:05 P.M. publicly open and read bids from several contractors, and

WHEREAS, Jack Boswell, P.E. Engineer for DeSimone Lane Street Improvement District did review each of the bids, and

WHEREAS, Jack Boswell, P.E. Did recommend that Ward Pavements, Inc. was the lowest and responsible bidder in the sum of Twenty Nine Thousand Seven Hundred Forty Four and no/100ths (\$29,744.00), and

WHEREAS, said bid sum of \$29,744.00 is below the estimate of Jack Boswell, P.E. Engineer for DeSimone Lane Street Improvement District,

NOW THEREFORE, be it

RESOLVED, that the bid of Ward Pavements, Inc. in the sum of \$29,744.00 for the construction of DeSimone Lane pursuant to the plans and specifications contained in the specifications and contract document dated September, 1967, be and is hereby awarded to Ward Pavements, Inc. in the sum of \$29,744.00, and be it further

RESOLVED, that the Supervisor of the Town of Clarkstown be and is hereby authorized to enter into a contract with Ward Pavements for the construction of DeSimone Lane in the sum of \$29,744.00.

Seconded by Councilman Brenner.

All voted Aye.

Due to error made by Highway Superintendent, advertisement for

Town Board Meeting

Town Hall

9/29/67

Page 3

273

bids for Highway Equipment must be received and opened on Wednesday, 10/4/67 at 8:05 P.M. Town Clerk will notify Town Board of Special Meeting, Regular Town Board meeting will still be held on Monday, October 9<sup>th</sup> at 8:00 P.M. (Due to Jewish Holiday - changed from 10/4/67).

Trial Balance through August 31st, 1967 received and noted by Town Board

(593) Councilman Frohling offered the following resolution:

RESOLVED, that a building permit under Sec. 280-A is hereby granted to Germonds Building Corporation for property situate on the south west side of Snedeker Rd. distant approximately 106.92 feet south of Stonewall Lane, Congers

Seconded by Councilman Holbrook.

All voted Aye.

(594) Councilman Holbrook offered the following resolution:

WHEREAS, the New York State Public Employment Relations Board is conducting an informational meeting on the new Public Employees Fair Employment Act (Taylor Law), on October 11, 1967 at Albany, New York;

NOW THEREFORE, be it

RESOLVED, that the Town Attorney, Donald S. Tracy, and the First Deputy Town Attorney, Murray N. Jacobson are hereby authorized to attend said meeting with the cost and expenses thereof to be a Town Charge.

Seconded by Councilman Brenner.

All voted Aye.

(595) Councilman Brenner offered the following resolution:

WHEREAS, Scappatone Sanitation, scavengers, have neglected and omitted to pay dumping fees due and owing to the Town of Clarkstown, and

WHEREAS, a registered letter was sent to the scavenger on September 8, 1967 informing the scavenger of his default and

WHEREAS, the scavenger has made no attempt to cure his default,

NOW THEREFORE, be it

RESOLVED, that the dumping privileges of Scappatone Sanitation are hereby revoked and the Town Attorney is authorized to sue for monies due town.

Seconded by Councilman Holbrook.

All voted Aye.

(596) Councilman Brenner offered the following resolution:

WHEREAS, Councilman Brenner, a member of the Town Board has introduced a local law entitled "LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that a local law regulating removal 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 18<sup>th</sup> day of October, 1967 at 8:15 o'clock in the evening, 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, N.Y. 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 Damiani.

All voted Aye.

CCJ301

(597) Councilman Frohling offered the following resolution:

WHEREAS, it is desired to enter into a revised easement agreement for sewerage and drainage purpose in certain lands within Sewer District No. 17 of JOHN CL FORNI AND DOROTHY FORNI, located in Nanuet, New York;

NOW THEREFORE, be it

RESOLVED, that upon the recommendation of the firm of Charles R. Velzy Associates, Inc., consulting engineers, and the Town Attorney, said revised easement agreement from JOHN C. FORNI AND DOROTHY FORNI, covering said premises located within Sewer District No. 17 in Nanuet, New York, more particularly described in said easement agreement dated the 25th day of September, 1967 be accepted by the Town, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute said easement agreement on behalf of the Town of Clarkstown.

Seconded by Councilman Damiani.

All voted Aye.

(598) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor is authorized to sign agreement with Spring Valley Water Company re \$426.91 annual surcharge to cover proposed watermain extension in Demarest Mill Road and proposed street in connection with garage building. Town Clerk will return expedited Agreement.

Seconded by Councilman Frohling.

All voted Aye.

Request was made for waiver of restrictive covenants (Dorfman) to enable construction of total number of units by the end of 1968; the developer would proceed with installation of sewer line which would reduce cost to district and would serve to alleviate problems existing in area. (Tor Acres Subdivision) Town Engineer, Consulting Engineer Mr. Suttie and builder to get together with Town Attorney and representative of approximately eight families on Carmen Drive to resolve question of cost. Report from Town Attorney and Town Engineer will be placed on Agenda for Town Board meeting of 10/9/67.

Town Engineer brought up matter of drainage complaint involving two houses just north of Elinor Place; recommended that Town Board authorize expenditure of \$2800. Easements are needed. Supervisor suggested that when easements are obtained, work will be are obtained, work will be authorized by resolution.

Town Engineer reported on Carriage Hill drainage problem. Installing certain drains. Supervisor suggested that since \$7,000. is being spend by town in this area, Mr. Bergstol install dry well at his own expense.

Letter received from Delwood Country Club commending Clarktown Police Department.

Letter received from W. R ginal Herdman, Chairman of the Zoning Board of Appeals requesting permission for the Building Inspector and members of the Boards of Appeals to attend 29th Annual Planning Institute to be held in Monticello, New York for one day of session, October 16th Town Clerk instructed to inform Mr. Herdman that his request is denied because the Town Board feels, considering the budgetary position of the Zoning Board of Appeals. that at this time approval cannot be given.

(599) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk is authorized to expedite hydrant order - invest. #6029 - authorizing Spring Valley Water Co. to install one (1) Hydrant on north side Muller Dive, approximately 30; east of East Curb Line of Ardmore Lane, New City.

Seconded by Councilman Frohling.

All voted Aye.

Re drainage problem existing on Endicott St., Congers; Councilman

Holbrook informed Town Board that we have already authorized \$750. to swale it out, but land is too soft for bulldozer to enger. Highway Superintendent suggested piping. Town Engineer requested to report to Town Board as quickly as possible rematter.

PBA resolution - tabled until next week. Town Attorney, Mr. Granziano and Police Chief to get together on same.

Councilman Damiani reported that he has received letter re hazard on Route 304 in from of new shopping complex that is coming in. He stated that County Superintendent of Highways has taken care of it. Suggested that Town Board keep on top of situation so County Superintendent of Highways and builder do what they are supposed to do to eliminate hazard before winter sets in.

Councilman Frohling stated that cost of construction of Birchwood Lane has been arrived at; since people are becoming inpatient waiting for hearing, suggests tha Board meet with public 7:30 prior to next Town Board meeting. Town Attorney was instructed to see that involved on Birchwood Lane proposed road improvement are notified that they are to meet with Town Board on 10/9/67 at 7:30 P.M. (Murray N. Jacobson, First Deputy Town Attorney will contact all involved).

(600) Councilman Holbrook offered the following resolution:

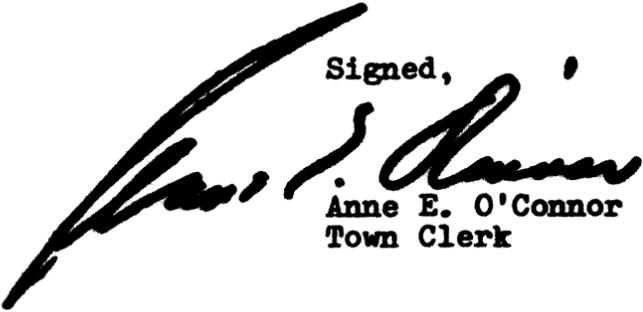
RESOLVED, that the Petition of Westchester Street Transportation Company to provide express bus service between West Nyack and City of White Plains, Westchester County is endorsed.

Seconded by Councilman Brenner.

All voted Aye.

On resolution offered by Councilman Frohling, seconded by Councilman Holbrook and unanimously adopted, Town Board meeting was adjourned until Monday October 9<sup>th</sup>, 1967 at 8:00 P.M.

Signed,

  
Anne E. O'Connor  
Town Clerk