

Present: Councilmen Holbrook, Brenner, Damiani, Frohling, Supervisor Mundt  
Town Attorney  
First Deputy Town Attorney  
Deputy Town Attorney  
Town Clerk

RE: PROPOSED LOCAL LAW REGULATING GARBAGE REMOVAL IN TOWN OF CLARKSTOWN:

Supervisor Mundt called public hearing to order. Town Clerk read notice of public hearing.

Proposed Local Law explained as follows:

In order to engage in business of collecting, removing or transporting garbage, permit must be obtained from Sanitation Commission, together with appropriate identification card for each vehicle to be used.

Fee: \$100.00 plus \$50.00 for each vehicle used, which is annual fee payable to the Sanitation Commission prior to issuance of permit.

Application for permits and identification cards to be made by Applicant on forms to be provided by Town Clerk.

Fingerprints of each applicant, partner, or corporate officer must be made by Police Department prior to issuance of permit. Written approval of Chief of Police certifying as to fitness of applicant to receive license based on past criminal record and criminal associations must be endorsed on application form.

Charges shall not exceed \$3.00 per month for four pails; an additional \$.50 per month for each garbage pail over four - for private residences. Scavengers now charging less may not raise their fees to maximum rates set forth herein without obtaining approval of Sanitation Commission after notice and public hearing.

Commercial rates to be negotiated between owner and collector.

Insurance policy to be filed with Sanitation Commission; which would cover bodily injury and property damage.

All licenses granted terminate on the 31st day of December next following issuance. Permit may be refused or revoked if Sanitation Commission renders applicant unfit or undesirable. Grounds for revocation also listed in proposed local law.

Sanitation Commission shall consist of five members, one of whom shall be a representative of garbage collection industry; one member to act as chairman for one year term.

Penalty for violation shall be punishable by fine of \$100.00; or possible revocation and notice and public hearing.

Proposed local law would take effect 1/1/68 - however, amounts being charged by scavenger for garbage collection from private residences cannot be raised.

Questions: Mr. Harry Kay - Member of Bar of New Jersey: Under Sec. 5 - Rates: Do they apply to curb or yard service? Answer: They apply to all service.

Multiple Dwellings - Three or more.

License only good for one year - Town would like to keep tight rein.

Councilman Brenner stated that on curb service - we do not want curb service for private residences. We do not want garbage cans in front of our homes prior to removal day.

Schettino Removal (independent operator): Thinks proposed local law much needed; but also thinks that one scavenger on Commission wrong representation.

Councilman Brenner: The member of the industry does not refer to a man who is a member of the association. It refers to any man who is in the industry or represents the industry to give the people a voice. (one to five).

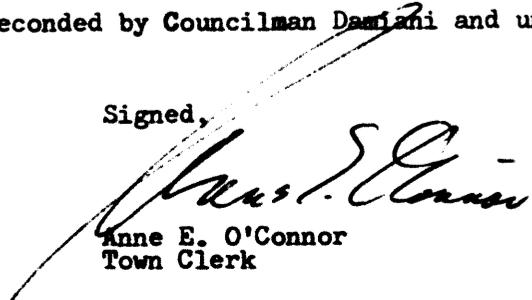
Mr. M. Cohen: If two out of five are members of the industry and you only have three present and with two being members of the industry, you may have a majority of the industry where only three are present.

Supervisor: If we want to go to seven, do we need another hearing. First Deputy Town Attorney stated that we can just change it before adoption. No further public hearing necessary.

Proposed Local Law will be discussed further by Town Board.

On resolution offered by Councilman Brenner, seconded by Councilman Damiani and unanimously adopted, public hearing was closed.

Signed,

  
Anne E. O'Connor  
Town Clerk

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

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

(623) Councilman Frohling offered the following resolution:

RESOLVED, that minutes of Special Town Board meeting held on 10/4/67 and minutes of Public Hearing and regular Town Board meeting held on 10/9/67 are hereby approved and accepted by the Town Board as submitted by Town Clerk.

Seconded by Councilman Holbrook.

All voted Aye.

(624) Councilman Holbrook offered the following resolution:

WHEREAS, New York State has enacted a law which states, in part; "Whenever a pedestrian is crossing or attempting to cross a public street or highway, and is guarded by a "Seeing-Eye" or guide dog, or is carrying in a raised position a cane or walking stick which is metallic or white in color or white with red tip, the driver of every vehicle approaching such intersection or cross walk shall grant the right of way to such pedestrians", and

WHEREAS, Lions International has designated October 15th to 21st, 1967 as White Cane Week, and

WHEREAS, the Town of Clarkstown recognized the need to protect the blind in their everyday pursuits, now therefore, be it

RESOLVED that the week of October 15th to 21st, 1967 be proclaimed WHITE CANE WEEK in the Town of Clarkstown.

Seconded by Councilman Frohling.

All voted Aye.

Town Clerk will forward copy of above resolution to Presidents of each Lions Club in the Town of Clarkstown.

(625) Councilman Holbrook offered the following resolution:

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

John O'Sullivan, Kings Highway, Valley Cottage, N.Y.; and

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

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 67-14 to John O'Sullivan

Seconded by Councilman Brenner

All voted Aye.

(626) Councilman Holbrook offered the following resolution:

RESOLVED, that Orange & Rockland Utilities is hereby authorized to install One (1) 7000 lu street light on Pole #113, Route 304, New City; One (1) 4000 lu street light on Pole #18 West Clarkstown Rd., East Spring Valley; and One (1) 4000 lu street light on Pole #2, Muller Drive, Bardonia, at total annual cost to town of \$148.20.

Seconded by Councilman Brenner.

All voted Aye.

(627) Councilman Frohling offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,  
NEW YORK, ADOPTED October 18, 1967,  
APPROPRIATING \$192,000 IN ADDITION TO \$828,000  
HERETOFORE APPROPRIATED, FOR THE CONSTRUCTION  
OF A SEWER SYSTEM IN SEWER DISTRICT NO. 21, IN  
SAID TOWN, STATING THE ESTIMATED MAXIMUM  
COST THEREOF, INCLUDING SAID APPROPRIATION,  
IS \$1,020,000, AND AUTHORIZING THE ISSUANCE OF  
\$192,000 SERIAL BONDS OF THE TOWN TO FINANCE  
SAID ADDITIONAL APPROPRIATION.

Recitals

WHEREAS, the Town Board of the Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, has heretofore duly established Sewer District No. 21, in the Town (herein called "District"), pursuant to applicable provisions of the Town Law and the maximum amount proposed to be expended for the construction of a sewer system therein as set forth in the Notice Calling Public Hearing is \$828,000;

WHEREAS, due to generally increased costs of labor and materials, preliminary costs and costs incidental thereto said Town Board has estimated the maximum cost of constructing said sewer system to be \$1,020,000, being an increase of \$192,000; and

WHEREAS, pursuant to Section 209-h of the Town Law, after a public hearing duly called and held, following receipt of an Order of the Comptroller of the State of New York, dated November 6, 1966, approving the application

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[REDACTED]

of the Town Board to increase the maximum amount to be expended from \$828,000 to \$1,020,000, the Town Board on September 6, 1967 adopted an Order, subject to permissive referendum, determining that it is in the public interest to so increase the maximum amount to be expended for construction of a sewer system in the District, and ordering such increase; and

WHEREAS, no petition signed and acknowledged by the owners of taxable real property situate in the District, against said Order and requesting that said Order be submitted to the owners of taxable real property for their approval or disapproval has been filed with the Town Clerk within thirty (30) days after the date of the adoption thereof, or any other time since adoption; and

WHEREAS, it is now necessary and desirable to provide for financing such increase in the maximum amount; now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$192,000 in addition to the amount of \$828,000 heretofore appropriated pursuant to the bond resolution duly adopted by the Town Board of the Town on August 4, 1965, for the construction of a sewer system in the District, all as hereinabove referred to in the Recitals hereof. The estimated maximum cost of said specific object or purpose, including said additional appropriation and preliminary costs and costs incidental thereto and the financing thereof, is \$1,020,000, and the plan of financing includes the issuance of \$828,000 serial bonds heretofore authorized and the issuance of \$192,000 serial bonds to

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finance said additional appropriation and the levy of a tax upon all the taxable real property within the Town to pay the interest on the bonds and the principal thereof as the same shall become due and payable.

'Section 2. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), serial bonds in the principal amount of \$192,000, of the Town, are hereby authorized to be issued to finance said additional appropriation.

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 the Law, is hereby determined to be thirty (30) years.

(b) Current funds are not required by the 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 the 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 notes issued in anticipation thereof shall contain the recital of validity prescribed by §52.00 of the Law, and said bonds and notes shall be general obligations of the Town, 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 are hereby

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irrevocably pledged to the punctual payment of the principal of and 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 the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds hereby authorized and any notes issued in anticipation thereof, or the renewals 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 purpose 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 action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by

Councilman Brenner and duly put to a vote on roll call,

which resulted as follows:

Messrs. Mundt, Frohling,  
AYES: Brenner, Holbrook NOES: None  
and Damiani

The resolution was declared unanimously adopted.

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Councilman Frohling offered the following resolution

and moved its adoption:-

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

Section 1. The Town Clerk is hereby directed to publish the fore-  
going bond resolution, in full, in the "JOURNAL NEWS," a newspaper  
published in Nyack, New York, and having a general circulation in the Town,  
which newspaper is hereby designated as the official newspaper of the Town  
for such publication, together with the Town Clerk's statutory notice in sub-  
stantially the form prescribed by Section 81.00 of the Local Finance Law of  
the State of New York.

Section 2. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by

Councilman Holbrook and duly put to a vote on roll call,

which resulted as follows:

Messrs. Mundt, Frohling,  
AYES: Brenner, NOES: None  
Holbrook and Damiani

The resolution was declared unanimously adopted.

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(628) Councilman Frohling offered the following resolution:

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

Sec. 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in the "JOURNAL NEWS", a newspaper published in Nyack, New York, and having a general circulation in the Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in substantially the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Sec. 2. This resolution shall take effect immediately.

Seconded by Councilman Holbrook.

All voted Aye.

(629) Councilman Holbrook offered the following resolution:

RESOLVED, that upon recommendation of the Town Engineer, application for building permit under provisions of Sec. 280-A made by Germonds Building Corporation for property situate on the north side of Snedecker Road, distance 291.35 feet west of Stonewall Lane, Congers, N.Y., is hereby granted subject to the approval of the Town Attorney.

Seconded by Councilman Frohling.

All voted Aye.

Mr. Post, Ruth Drive, New City, appeared before Board re drainage ditch. Town Engineer stated that portion south of Lexington Rd. has been corrected. Presented proposal of engineering firm to undergo study and prepare necessary survey and cut-sheets to actually install pipe. There are complications as far as sewer lines are involved. (Town Engineer has proposal for \$350.00). Does not want to carry pipe to big inch without study. Feels amount reasonable. Highway Supt. may possibly be able to begin in a week.

(630) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Engineer is authorized to retain surveyors to survey drainage ditch on Ruth Drive, New City, upon the recommendation of the Town Engineer, and be it

FURTHER RESOLVED, that the Highway Superintendent is hereby authorized to complete said work.

Seconded by Councilman Frohling.

All voted Aye.

Re the above, Mr. Post was advised that the Town Board will meet again on the 31st at 1:00 P.M.; if he is not satisfied with progress, to so inform the Board then.

(631) Councilman Holbrook offered the following resolution:

RESOLVED, that regular Town Board meeting is hereby adjourned in order to hold scheduled public hearing.

Seconded by Councilman Brenner.

All voted Aye.

(632) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Damiani.

All voted Aye.

(633) Councilman Brenner offered the following resolution:

RESOLVED that decision be reserved on proposed Local Law regulating garbage removal.

Seconded by Councilman Holbrook.

All voted Aye.

Letter received from Charles A. Kothe, District Clerk of Central School District No. 1, informing the Town Board that Town's request for conveyance of 8½' easement along Phillips Hill Rd., New City, in front of the Woodglen School for the purpose of widening this road was favorably considered, the Board being unanimous in its decision to grant this easement.

He continued that re sidewalks in that area, a penetration coat for the rough sidewalk on the north side of Phillips Hill should be considered, along with request for installation of similar sidewalk on south side.

Highway Superintendent informed Town Board that he has constructed temporary shoulder stone sidewalk from Little Tor on the north side of Phillips Hill to Woodglen. Had to wait because two homes that were built east of Woodglen and delay was caused by installation of water lines. Is still waiting for sewer main to go in; what it is, he will put in footpath. Re widening of Phillips Hill, doesn't know if it is going to be 40' or 30'. (Would like to go along with shoulder stone pathway.)

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Town Clerk will reply to Mr. Koth's letter, informing him that Highway Supt. will install stone path going down the north side of Phillips Hill within a week or ten days.

(634) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc., is hereby authorized to install one (1) 4000 lu street light on Pole #147, Strawtown Rd., New City, and one (1) 4000 lu street light on Pole #91, Phillips Hill Rd., New City, at annual cost to Town of \$93.60.

Seconded by Councilman Holbrook.

All voted Aye

(635) Councilman Frohling offered the following resolution:

RESOLVED, that the resignation of Evelyn Salvaggione from the position of school crossing guard be accepted, effective 9/6/67.)

Seconded by Councilman Brenner.

All voted Aye

Application for water service to cover proposed installation of 1-1/2" service line and meter for garage building filled in and forwarded to the Spring Valley Water Co. (copy in Town Clerk's office). Highway Superintendent informed Board that he has spoken to Water Co.; they are going to start installation next week.

In response to their request, Town Clerk will inform Spring Valley Water Co. that grading pertains to Demarest Mill Rd. which Highway Superintendent informed her, is all rough-graded; Spring Valley Water Company can proceed.

Mr. Bloom, 344 Little Tor Rd. appeared before Town Board re grading and drainage. Builder left slope, which is County property, which leads into drainage ditch. Causing problem -eyesore-health problem (stagnant water). Requests that catch basin be installed and land weeded. Town Engineer has investigated; town and county will cooperate. In County right-of-way. Town Engineer will speak to County Highway Supt. to get some work done and will report back to Town Board with possible solution. Mr. Bloom was requested to contact the Town Board if no action has been taken by the 10/31 Town Board meeting. Town Engineer and Highway Supt. informed Board that county supplied pipe, they supplied labor in the past; perhaps same procedure could be followed in this case.

(636) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of the Chief of Police, bids for the furnishing of Dry Cleaning of Police Uniforms received on 9/29/67 be rejected, and be it

FURTHER RESOLVED, that the Town Clerk be authorized to re-advertise for bids for same, said bids to be returnable 10/31/67 at 1:05 P.M.

Seconded by Councilman Damiani.

All voted Aye

(637) Councilman Frohling offered the following resolution:

WHEREAS, by resolution dated September 20, 1967, the Town Board of the Town of Clarkstown authorized the transfer of 0.4 acre parcel of land along the westerly boundary of subdivision known as Ungava Farms, to the Clarkstown Central School District No. 1 for use by said school district as an access and entry point to the Woodglen School, and

WHEREAS, the period of permissive referendum for such resolution will not expire until October 20, 1967, and

WHEREAS, the School District is anxious to commence construction of a footpath, and the Town Board of the Town of Clarkstown is desirous of enabling said school district to commence construction;

NOW THEREFORE, be it

RESOLVED, that Clarkstown Central School District No. 1 is hereby authorized to enter upon the aforementioned property and commence construction prior to the delivery of the deed herein.

Seconded by Councilman Holbrook.

All voted Aye

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(638) Councilman Damiani offered the following resolution:

WHEREAS, CHARLES W. McCARTHY and ELEANOR L. McCARTHY are desirous of granting a drainage easement to the Town of Clarkstown for premises located at 22 Farmhouse Rd., Congers, N.Y;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept said drainage easement from CHARLES W. McCARTHY and ELEANOR L. McCARTHY covering said premises, more particularly described in an easement agreement dated October 17, 1967.

Seconded by Councilman Holbrook.

All voted Aye.

(639) Councilman Holbrook offered the following resolution:

WHEREAS, JAMES D. THOMSON, JR. and JEAN T. THOMSON are desirous of granting a drainage easement to the Town of Clarkstown for premises located at 26 Farmhouse Road, Congers, N.Y;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept said drainage easement from JAMES D. THOMSON, JR. and JEAN T. THOMSON covering said premises, more particularly described in an easement dated October 17, 1967.

Seconded by Councilman Damiani.

All voted Aye.

(640) Councilman Holbrook offered the following resolution:

WHEREAS, CLINTON D. SAVOURY is desirous of granting a sidewalk easement to the Town of Clarkstown located on Parrott Road in the Hamlet of West Nyack, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a sidewalk easement from CLINTON D. SAVOURY covering said premises, more particularly described in an easement agreement dated October 11, 1967.

Seconded by Councilman Frohling.

All voted Aye.

(641) Councilman Holbrook offered the following resolution:

RESOLVED, THAT MANLY CHEVROLET, INC., Route 59, Nyack, N.Y., be awarded the bid for furnishing three (3) new two-wheel drive, four cubic yard dump trucks at a cost to the Town of \$16,800, based upon the recommendation of the Highway Superintendent.

Seconded by Councilman Frohling.

All voted Aye.

(642) Councilman Holbrook offered the following resolution:

RESOLVED, that H. O. PENN MACHINERY CO, INC., Dutchess Turnpike, Poughkeepsie, N.Y., be awarded the bid for furnishing three (3) new 5 cubic yard body-type sand, salt & stone spreaders at net bid cost to Town of \$8,094.00, based upon recommendation of the Highway Superintendent.

Seconded by Councilman Frohling.

All voted Aye.

(643) Councilman Holbrook offered the following resolution:

RESOLVED, that Ken Smith Machinery Co., 1024 Broadway, Albany, N.Y., is hereby awarded the bid for furnishing three (3) new snow plows at a cost to the Town of \$3,717.00, based upon the recommendation of the Highway Superintendent.

Seconded by Councilman Frohling.

All voted Aye.

(644) Councilman Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on September 20, 1967, has initiated the procedure for the improvement of the highway in said Town known as Louis Road and a portion of Stanley Road in New City, Town of Clarkstown, Rockland County, New York, by paving approximately 1300 lineal feet thereof, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway, as stated in said resolution, is the sum of, and not to exceed, \$9,000, and

WHEREAS, on the 20th day of September, 1967, the Town Board adopted an Order and entered the same in the minutes of its proceeding reciting the adoption of the aforesaid resolution, the maximum amount proposed to be expended for the improvement, the area to be benefited as stated in the resolution, and specifying the time and place where said Board would meet to consider the resolution and to hear all persons interested in the subject thereof, and

WHEREAS, a copy of said Order certified by the Town Clerk was duly published in the Journal News on September 29, 1967, and

WHEREAS, a copy of said Order was posted on the sign board of the Town and in five (5) public places along the portion of the streets to be improved on the 29th day of September, 1967, and

WHEREAS, the Town Board, after such hearing duly held on the 9<sup>th</sup> day of October, 1967, and upon the evidence given thereat, has determined that it is in the public interest to make the improvement;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby waives the requirement that said road be at least three rods in width and hereby consents that the Town Superintendent of Highways make an order laying out the said highway less than three rods in width, and be it

FURTHER RESOLVED, that the Town Engineer of the Town of Clarkstown prepare definite plans and specifications and make a careful estimate of the expense of the improvement and, with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work, and be it

FURTHER RESOLVED, that a title search be undertaken to determine the owners in fee of the proposed roads, and be it

FURTHER RESOLVED, that deeds of conveyance be obtained for the portions of said roads intended to be improved and that the Town Attorney's office is hereby authorized to commence condemnation proceedings for those portions of the improvement for which a gratuitous deed cannot be obtained.

Seconded by Councilman Frohling.

All voted Aye.

Town Attorney requested to look into possibility of amending zoning ordinance to make Clarksville Inn a Historical Zone. This is supposed to be in the hands of the Planning Board - Town Attorney to make recommendation at Town Board meeting to be held at 1:00 P.M. on 10/31/67.

(645) Councilman Holbrook offered the following resolution:

RESOLVED, that October 31, 1967 - 1:30 P.M. be set as date of public hearing re establishment of a special road improvement of Birchwood Avenue, Spring Valley, Town of Clarkstown.

Seconded by Councilman Damiani.

All voted Aye.

(646) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to withdraw from Town of Clarkstown Park Money in Lieu of Land Account #8 and deposit in Town of Clarkstown General Fund the amount of \$227.50.

Seconded by Councilman Frohling.

All voted Aye.

(647) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be and he is hereby authorized to withdraw from account "PARKS MONEY IN LIEU OF LANDS ACCOUNT NO. 8" and deposit in GENERAL FUND "PARKS" account the amount of \$910.00 to pay for work done for recreational purposed on Town-owned property, Brewery Road, New City, N.Y.

Seconded by Councilman Brenner.

All voted Aye.

(648) Councilman Damiani offered the following resolution:

RESOLVED, that upon recommendation of Mr. Frank Steffens, Chairman of Clarkstown Shade Tree Committee, bids for the planting of the first section of South Main St., New City, is hereby awarded to Chestnut Grove Nursery, Inc., 365 Little Tor Rd. S., New City, New York, at total cost of \$2,439.00

Seconded by Councilman Frohling.

All voted Aye.

(649) Councilman Holbrook offered the following resolution:

WHEREAS, Robert A. Castignoli was employed by the Town of Clarkstown Highway Department as Laborer, and he having tendered his resignation effective September 15, 1967,

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(649 cont.)

AND WHEREAS, he is entitled to a refund in amount of \$13.86 for overpayment made by him for Statewide hospitalization coverage,

NOW THEREFORE, BE IT RESOLVED, that the Supervisor be and he is hereby authorized to pay to said Robert A. Castignoli the sum of \$13.86 as refund on said overpayment.

Seconded by Councilman Damiani.

All voted Aye.

(650 a) Councilman Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the position of typist in the Town Comptroller's Office of the Town of Clarkstown can now be established,

NOW THEREFORE, BE IT RESOLVED, that the position of Typist in said Town Comptroller's Office be and the same is hereby established as of this date.

Seconded by Councilman Frohling.

All voted Aye.

(650b) Councilman Holbrook offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary Appointment not to exceed 30 days of Vera McKeever, Helene Road, Valley Cottage, N. Y., to the position of Typist in the Town Comptroller's Office at a salary of \$3796 per annum, effective & retroactive to Oct. 9, 1967.

Seconded by Councilman Frohling.

All voted Aye.

Re drainage complaint made by a Mrs. Parmet re intersection of Burda & Red Hill (also by a Mrs. McCloughlin, 77 Burda); Town Engineer and Highway Superintendent will check into matter and report back to Town Board.

Re footpath and road; Elks Dr., Nanuet; people do not want - no need to spend money on same. (H.S.) Councilman Holbrook suggested taking survey before doing; people in area always complaining about lights, etc.

Re recreation area, Central Nyack (Mr. & Mrs. Kirkland), Town Engineer hopes for contract that will be mutually agreeable so Town Board can allocate sums to meet; possibly by 10/31 Town Board meeting.

Highway Supt.: Re burning of leaves, etc. this fall; received letter 10/16 from State of New York Department of Health which denies burning in New York State of leaves and limbs of trees. Re French Farms; asks that part of French Farms be given to Highway Department to start compost pile.

(651) Councilman Frohling offered the following resolution:

WHEREAS, letter was received by Highway Superintendent on October 16, 1967 from State of New York Department of Health forbidding burning of limbs and trees in the State of New York,

BE IT RESOLVED, that the Highway Superintendent is hereby authorized to enter onto French Farms property for the purpose of using said property for compost pile.

Seconded by Councilman Holbrook.

All voted Aye.

(652) Councilman Damiani offered the following resolution:

WHEREAS, Joseph Schuck of Red Hill Road in New City has left debris on Tall Oak Lane, and

WHEREAS, Mr. Schuck has been notified that if he does not clean the debris on this un-dedicated road the Highway Superintendent will do the work and bill Mr. Schuck for same,

NOW THEREFORE, be it resolved that the Highway Superintendent is hereby authorized to remove said debris from Tall Oak Lane, New City, if same is not already removed by Joseph Schuck by Monday morning, October 23, 1967, and be it

FURTHER RESOLVED, that the Town Attorney shall pursue the matter of payment for said removal.

Seconded by Councilman Holbrook.

All voted Aye.

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(653) Councilman Damiani offered the following resolution:

WHEREAS, Leland S. Hastings, Jr., of 45 Hall Avenue, New City, and Carol Geran of Hall Avenue, New City, have drainage problems on their properties and

WHEREAS, an easement to the Town of Clarkstown is required in order to correct this problem, now therefore, be it

RESOLVED, that when these easements are accepted by the Town Board, it is hereby authorized that Fred J. Seeger, Supt. of Highways, make the necessary drainage corrections at a cost not to exceed \$1200.00 and that this be a charge against CONSTRUCTION & INSTALLATION OF SURFACE DRAINAGE SEWER FACILITIES & APPURTANENCES (PROJECT #3).

Seconded by Councilman Holbrook.

All voted Aye.

Councilman Holbrook requested cost estimate for pipe in connection with drainage problem existing on Endicott and Pine Sts., Congers. (Town Engineer will have for 10/31/67 Town Board Meeting.

Councilman Holbrook reported that traffic light on Congers Rd. and Kings Hwy. not operating; Councilman Damiani will handle. (Police have access to fuse boxes).

(654) Councilman Holbrook offered the following resolution:

RESOLVED, that the Town Clerk is hereby requested to contact Messrs. St. Lawrence and Dominick requesting that they introduce necessary legislation to enlarge tax relief for elderly program by raising income limit to \$5000; eliminating social security benefits, railroad benefits, federal benefits and any other benefits which would otherwise be tax-free from state and federal tax standpoint.

Seconded by Councilman Damiani.

All voted Aye.

Councilman Brenner mentioned that due to contract being cancelled, businessmen in business section of West Nyack have been confronted with bad roadways and none to turn to in connection with same. Highway Superintendent instructed to contact Mr. Kendrick to see what can be done and to inform residents in area that Town Board is aware of problem.

Councilman Damiani requested that Recreation Commission look into acquisition of vacant lots to make continuous piece of parkland so houses cannot be built between a park. Also, that Town Attorney take legal steps to acquire treatment plant for little or no cost to town.

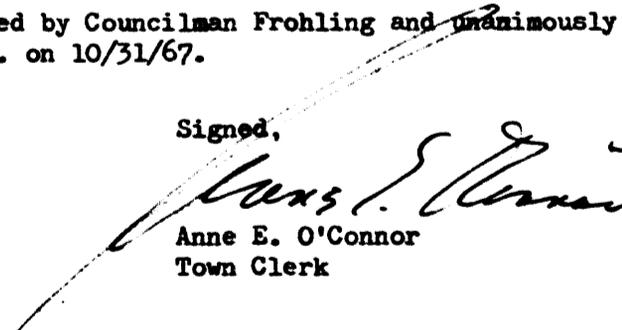
Councilman Damiani re Bradley stores - granting of permit: spoke to Highway Superintendent and Bldg. Inspector and builder. Spoke to County Highway Supt., who states that he would be in there by Friday with barricade so safety hazard would be eliminated. Wrote to Building Inspector to release permit.

At request of Councilman Frohling, Highway Superintendent will level off area in vicinity of Orchard, Prospect and Railroad Avenues, Nanuet, to alleviate problem of parking of cars.

Mr. Bernard Blasenheim, developer of New Horizon Subdivision appeared before Town Board objecting to stop-order which was issued because of drainage complaints. Town Engineer informed Town Board that remaining work could be accomplished in a week. Town Engineer will keep Town Board informed as to Mr. Blasenheim's progress.

On resolution offered by Councilman Damiani, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until 1:00 P.M. on 10/31/67.

Signed,

  
Anne E. O'Connor  
Town Clerk