

PUBLIC HEARING

Town Hall

1/17/68

8:15 P.M.
(delayed until 10 P.M.
Mr. Hurwitz not present)

Present: Councilman Brenner, Bolander, Frohling, Damiani
Town Attorney
First Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in charge of Special Districts
Town Clerk

Absent: Supervisor Mundt

RE: INCREASE IN MAXIMUM AMOUNT TO BE EXPENDED FOR THE IMPROVEMENT IN
SEWER DISTRICT NO. 18 (FROM \$1,196,000 to \$1,700,000.)

Deputy Supervisor Damiani called public hearing to order. Town Clerk read notice of Public Hearing.

Martin Hurwitz appeared as attorney for district and stated that matter was referred to Department of Audit & Control; application granted by them on 12/6/67.

Town Clerk testified as to proper posting and publication of order setting date of Public Hearing.

Mr. George Suttie, Consulting Engineer, residing at 32 Eberling Dr., New City, New York, was sworn in and testified as follows:

Associated with Charles R. Velzy, who are engineers for Sewer District #18. Trained at State University; working for same engineering firm since 1950, which firm specialized in this aspect of engineering.

Mr. George Suttie stated that request for increase attributed to time lapse between organization of Sewer Dist. 18 in 1964 and start of actual construction. Valuations have increased, number of homes in area have increased, cost of labor and materials have also increased.

Mr. Suttie stated that he had deletion of certain things that automatically would be installed and done, but which do not have an effect on whether a sewer system is operative or not to allow Town to proceed and get the work done while asking for the allocation of the extra amount.

This reflects additional costs because of time lapse in starting construction. Valuations have increased. Number of homes in area have increased.

Not located in any incorporated village. All property owners are benefited. All property benefited is included within limits. Would be in public interest to grant.

Councilman Brenner: Extra \$200,000; what is it for?

Mr. Suttie: \$1,100 was for actual construction work to be done. Aged amount is for engineering expenses, legal expenses & administrative expenses. \$200,000 of one and a half million represents the expenses for these contingent items to have the installation done.

Councilman Frohling: What will it cost the taxpayer?

Mr. Suttie: \$110 per home per year; with \$5,000 assessed valuation. Does not reflect any federal aid. Approximate cost would be without aid, which we expect. Would not be 50%. The aid that we are eligible to get is 50% aid on items that will be installed which are eligible. Half the expense being put into aid would mean a 25% cut.

Councilman Frohling: Somewhere between \$75 to \$100?

Mr. Suttie: Would hesitate to say - has been this in other areas.

Councilman Frohling: Wants to establish that it would not be as much as \$110 if we get the aid.

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Councilman Bolander: 780 homes in this area in 1964. At present time there are over 900 homes. Do any of these new homes - would they come as cause of rezoning? (asked of Town Board members).

Answer: We do not have figures. Councilman Damiani asked Mr. Rawson to answer.

Mr. Rawson: I do not believe so.

Marie Gruber: (from audience) No.

Question II: Came in at 1½ million; allocated one million, two hundred thousand.

George Suttie: That pertained almost entirely to the replacement of the pavement. When all areas are dug up and asphalt put back down, we put 1" of asphalt as coating from edge to edge not only over excavations.

Question: How much of that addition would be involved in repaving?

Answer: About \$80,000.

Mr. John Walber: Is there any documentary evidence for inclusion into the record substantiating testimony given by this witness?

Mr. Hurwitz: No. We haven't offered any, only in the testimony of the engineer.

Mr. Walber: Legal notice clearly indicates that the addition is required because of the generally increased cost of labor and materials, etc. (between 40 - 50% increase). No additional facilities will be installed. Does this kind of policy determination mean that this is going to be requested with each sewer district?

Annual increase 6% for labor and materials; other expense say increase of 4-5%.

Mr. Suttie: You must consider conditions in area which you are talking about.

Mr. Walber: Before this Board makes determination on this, it should have before it a certified statement detailing the items which make up this ½ million dollars. Facilities are not going to be increased.

Mr. Suttie: Has copy of recommendation outlining areas in which the extra amounts would have to be spent.

Town Attorney: This hearing would not be proper place to put material that preceded hearing.

Mr. Lodico: What is percentage of \$500,000 that now goes to the firm?

Mr. Suttie: Our fee is a set fee. It is a percentage amount. As cost of labor and materials go up, they go up for engineering too. 4% fee (20,000.00).

Councilman Frohling: This can work both ways. Engineers fees not based on his estimate but on actual construction cost. There are some cases where it has come to less than the estimate -- and fees reduced.

Mr. Walber: Are the residents of the district going to be charged 42% increase? Is this the policy that is going to be carried on?

Mr. Hurwitz: Sewer District #18 organized in 1964. This was first sewer district organized in Town. It is not first to be constructed. Reason for increase in cost is time lapse between time of original estimates and the time we actually got to point of construction. Any further delay will only aggravate problem.

Question: Five districts done or about done. Of these five, would any require additional funds to complete?

Answer: No. One area is being done today (not yet half done) in which we had to ask for aid amount also. It was aid which cut down the expenditure to the area to about 80%. We asked for extra \$150,000 -- 21% increase.

Mr. Lodico: Requested that Town Board consider cost to taxpayer. Refer these all to Town Attorney; Murray Jacobson was appointed as attorney for special districts.

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PUBLIC HEARING

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

Signed,


Anne E. O'Connor
Town Clerk

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TOWN BOARD MEETING

Town Hall

1/17/68

8:00 P.M.

Present: Councilmen Brenner, Bolander, Frohling, Damiani
Town Attorney
First Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in charge of Special Districts
Town Clerk

Absent: Supervisor Mundt

Councilman Damiani chaired meeting in absence of Supervisor Mundt, in his capacity as Deputy Supervisor.

Town Clerk was instructed by Councilman Bolander to place resume as submitted by Mrs. Helen Weiner Gurvitch in minutes of Town Board meeting.

RESUME

Name: Helen Weiner Gurvitch

Address: 8 Jill Drive, West Nyack, N.Y. 10994

Tel. # EL8-6339

Education: A.B. Degree, Hunter College, New York, N.Y. 1946
Major: Economics - Accounting

Experience:

1967 Substitute Teacher, Rockland County Schools
1965-67 Ramapo Central School Dist. - Purchasing Dept.
1965 N.Y.S. Dept. of Labor - Claims Examiner
1956-58 City Stores Merc. Corp., N.Y.C. - Merchandise Manager and Coordinator
1946-56 Stern Bros., N.Y.C. - Buyer
1942-46 Macy's Inc., N.Y.C. - Section Manager

Organizations:

Clarkstown Parks Board & Recreation Comm. - Chairman
Clarkstown Central School Dist. #2 - Citizen's Advisory Comm. on Program Facilities
League of Women Voters - Chairman of Rockland County Parkland Study
Editor of Rockland County Government Booklet
West Nyack P.T.A. - Executive Board Coordinator
Birchwood P.T.A. - Founder & Executive Board
Girl Scouts of America - Troop Leader & Troop Organizer

Status: Married, 2 children

Re Item 43, Councilman Bolander objected to the signing of performance bonds approving same as to form and sufficiency while members of the Town Board were not at Board table. Requested that matters not placed on Town Board meeting agenda not be handled at Town Board meetings. Town Clerk requested to remove his "abstention" vote.

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(45) Councilman Brenner offered the following resolution:

RESOLVED, that Public Hearing that was to be held at 8:15 P.M. this evening be postponed until later time, Attorney Hurwitz not being present at this time.

Seconded by Councilman Frohling

All voted Aye

(46) Councilman Brenner offered the following resolution:

WHEREAS, by resolution adopted by the Town Board of the Town of Clarkstown, the firm of Charles R. Velzy Associates, Inc., Consulting Engineers, was authorized to prepare a report for a proposed extension to Sewer District No. 24, and

WHEREAS, said report entitled "Report for Proposed Extension No. 1 to Existing Sewer District No. 24 has been received;

NOW THEREFORE, be it

RESOLVED, that said report is hereby accepted.

Seconded by Councilman Frohling

All voted Aye

Town Clerk informed Town Board that Mr. Fred Loescher, Burial Commissioner contacted her re cemetery which is located at the south end of Swarthout Lake in Congers being vandalized. Councilman Frohling suggested that copy of letter be turned over to the Chief of Police to contact Mr. Loescher to see what the circumstances are and what steps can be taken to prevent vandalism in the future; and that proposals suggested be discussed at future Town Board meeting.

(47) Councilman Brenner offered the following resolution:

WHEREAS, Richard Gizzi has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the Town of Clarkstown be amended by redistricting property of the said petitioner described, from an M district to an RS 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 7th day of February 1968, at 8:30 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.

Seconded by Councilman Frohling

All voted Aye

Re Traffic Hazard in area of Hillcrest Elementary School; Town Engineer requested to take necessary steps to make necessary survey and map of area so Town Board can enter into negotiations for the acquisition of the necessary right of way; Town Attorney, Town Engineer, Police Chief and Highway Supt. to bring back recommendations as soon as possible. Town Clerk forwarded copy of Police Department report of complaint made by Mr. Burns which stated that complaint does not pertain to speeding on West Clarkstown Road as indicated in Supervisor's memo, but rather a highway engineering problem which was brought up in a meeting and referred to the Highway Department some months ago.

(48) Councilman Brenner offered the following resolution:

RESOLVED, that resignation of Helen W. Gurvitch from the Clarkstown Parks Board and Recreation Commission is hereby accepted with regret.

Seconded by Councilman Bolander

All voted Aye.

(49) Councilman Brenner offered the following resolution:

WHEREAS, Mrs. Helen Gurvitch has resigned as a member of the Clarkstown Parks Board and Recreation Commission, now therefore be it
RESOLVED, that Mr. Harris Taylor, 773 Sequoia Drive, Valley Cottage, is hereby appointed to serve on the Parks Board and Recreation Commission to fill the unexpired term of Mrs. Gurvitch, to August, 1968, to serve without compensation.

Seconded by Councilman Frohling.

On roll call the vote was as follows:

AYES: Councilmen Brenner, Frohling, Damiani
ABSTENTION: Councilman Bolander

(50) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Board does not elect to publish the complete financial report of the Town, pursuant to Town Law 29, Sub. 10.

Seconded by Councilman Brenner.

All voted Aye.

Mrs. Anne H. Huvane, 2 Tulip Drive, Haverstraw, NY re-appointed as Deputy Town Clerk and Registrar 1/1/68 to 12/31/69.

Town Board signed Agreement for the Expenditure of Highway Moneys in accord with Section 284, Highway Law.

(51) Councilman Brenner offered the following resolution:

WHEREAS, S. A. & W. MASON CONTRACTORS, INC. has commenced an action against the Town Board for an Order pursuant to Article 78 CPLR, directing the issuance of a Special Permit pursuant to the Zoning Ordinance of the Town of Clarkstown, and

WHEREAS, it is deemed necessary and advisable to defend this action;

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all the necessary steps, including the procurement of expert witnesses, to defend this suit.

Seconded by Councilman Frohling.

All voted Aye.

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In connection with prepared resolution authorizing the Town Attorney to institute civil litigation to collect damages to town property (Charles Rump); Town Attorney advised Board resolution not necessary - he has agreed to furnish security in the amount of \$300.00 upon stipulation that he complete the necessary repairs in 60 days.

(52) Councilman Brenner offered the following resolution:

RESOLVED, that the application of ALBERT G. LAMBORN for a Special Permit for the erection of a gas filling station pursuant to requirements of Section 3.11 (Table of General Use Regulations) of the Town of Clarkstown Building Zone Ordinance adopted June 30, 1967, for property in an RS District located at the northerly side of Lake Road and westerly side of Route 9W in Congers, New York, be referred to the Clarkstown Planning Board for report 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 Brenner, Damiani, Frohling
ABSTENTION: Councilman Bolander

(53) Councilman Frohling offered the following resolution:

RESOLVED, that the application of THE DELLS, INC., SADIM TRADING CORP., BERNARD G. NEMEROFF &, for a change of zoning from an LO, R-80 & R-40 district to an RG-1, RG-2, CS & to a zone permitting cluster development district, on property located northern part of New City, comprising a tract of 656 acres be referred to the Planning Board for report pursuant to the provisions of 8.41, 8.42 and 8.421 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 Frohling.

On roll call the vote was as follows:

AYES: Councilmen Brenner, Damiani, Frohling
NOES: Councilman Bolander

Councilman Bolander questioned procedure re above zone change application; Merton Rawson of the Clarkstown Planning Board stated that Mr. Nemeroff chose Candaub out of eight planners suggested.

(54) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Brenner.

All voted Aye.

(55) Councilman Brenner offered the following resolution:

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

Seconded by Councilman Frohling.

All voted Aye.

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(56) Councilman Frohling offered the following resolution:

RESOLVED, that Sergeant Philip Graziano is hereby authorized to attend the mandatory Municipal Police Training Council Supervision School at Iona College, New Rochelle, New York, from January 15, 1968 through January 26, 1968, and be it further

RESOLVED, that all actual and necessary expenses are to be made a proper Town charge.

Seconded by Councilman Brenner

All voted Aye.

(57) Councilman Brenner offered the following resolution:

RESOLVED, that the Building & Zoning Inspector and six members of his staff are hereby authorized to attend the Nineteenth Annual School for Building Inspectors to be held in New York City on Feb. 22 and 23, 1968, and be it

FURTHER RESOLVED that all actual and necessary expenses are to be made a proper town charge.

Seconded by Councilman Frohling.

All voted Aye.

Annual Report of the Building Inspector covering period from 1/3/67 and including 12/28/67; and Annual Report of the Zoning Board of Appeals covering the year 1967 received and noted by Town Board. Ordered filed in Town Clerk's Office.

Town Engineer; re Zaballa Drive drainage problem (Woodknolls): Proposed subdivision coming in. We are endeavoring to negotiate on the original complaint with the developer to contribute somewhat to the expense that was originally quoted. \$10,700 involved. In addition to that, we are requesting from the developer's engineer that they take care of the possibility of extending this drainage problem to adjacent owners, which would be in his subdivision. Town Engineer requested that this matter be tabled - did not know that this subdivision was forthcoming. (Matter tabled for future meeting).

Re Mitchell Drive Drainage, Valley Cottage; Town Engineer informed Town Board that it would involve \$15,000 for three home owners.

(58) Councilman Brenner offered the following resolution:

WHEREAS, MARTIN PENN and NANCY J. PENN, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at Boxberger Road, Valley Cottage, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Martin Penn and Nancy J. Penn, his wife, covering premises located at Boxberger Road, Valley Cottage, New York, more particularly described in said easement dated the 26th day of December, 1967.

Seconded by Councilman Frohling.

All voted Aye.

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Mr. John Lodico of the Clarkstown Conservative Party appeared before the Town Board with resolution adopted by his party re Dr. Eskow of Rockland Community College's stand on users of marijuana in the school. He requested that the Supervisor present same at meeting of the Rockland County Board of Supervisor's meeting for their action; also that they request that Dr. Eskow appear before their Board to explain his position. Councilman Damiani, as Chairman, suggested to Mr. Lodico that he present same to the Board of Trustees of the Rockland Community College.

(59) Councilman Brenner offered the following resolution:
SEE FOLLOWING PAGE 7.

(60) Councilman Brenner offered the following resolution:

WHEREAS, the Clarkstown Shade Tree Committee awarded a bid for the planting of the first section of S. Main St., New City, to Chestnut Grove Nursery, Inc., 365 Little Tor Rd. S., New City, at a total cost of \$2,439.00;

NOW THEREFORE, BE IT RESOLVED, that the Supervisor be and he is hereby authorized to transfer from Current Surplus General to Shade Tree Account the sum of \$2,439.00.

Seconded by Councilman Frohling.

All voted Aye.

Councilman Bolander inquired as to why not on agenda; Town Attorney replied that that there is no requirement.

(61) Councilman Brenner offered the following resolution:

RESOLVED, that Mrs. Florence Blauvelt, Deputy Assessor, and Mr. Frank Foley, Assessor's Assistant, are hereby authorized to attend the Assessor's Conference in Syracuse, New York January 15,16,17, 1968, and be it

FURTHER RESOLVED, that all actual and necessary expenses are to be made a proper town charge.

Seconded by Councilman Frohling.

All Voted Aye.

(62) Councilman Brenner offered the following resolution:

WHEREAS, a proposed local law entitled "LOCAL LAW TO REGULATE AND CONTROL INDISCRIMINATE AND EXCESSIVE CUTTING OF TREES" was introduced by Mr. James V. Damiani, a member of the Town Board of the Town of Clarkstown at a Town Board meeting on November 30, 1967, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 30th day of November, 1967, directed that a public hearing be held on the 20th day of December, 1967, at 8:45 o'clock in the evening, to consider the adoption of said local law, and

WHEREAS, a notice of said public hearing was duly prepared and published in the Journal News on December 7, 1967, and posted on the sign board of the Town of Clarkstown on the 7th day of December, 1967, and

(59) Resolution AUTHORIZING INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED FOR THE IMPROVEMENT IN SEWER DISTRICT NO. 18 FROM \$1,196.00 TO \$1,700.00.

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York.

January 17, 1968

* * *

A regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, was held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on January 17, 1968, 1968, at 8:15 o'clock P.M. (E.S.T.).

There were present: Honorable James V. Damiani, Deputy Supervisor, and

There were absent: Hon. Paul F. Mundt, Supervisor

Also present: Anne E. O'Connor, Town Clerk
Donald S. Tracy, Town Attorney

* * *

At 8:15 o'clock P.M. (E.S.T.) the Deputy Supervisor stated that a public hearing had been called for this meeting at the Town Hall, in said Town, New York, at 8:25 o'clock P.M. (E.S.T.) to consider the increase in the maximum amount to be expended for the improvement in Sewer District No. 18, in the Town of Clarkstown, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as

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Said meeting was formally opened and then adjourned
to 10:00 P.M. at which time
may be required by law/ The Town Clerk read, in full, the Order Calling
Public Hearing and presented affidavits showing that certified copies of said
Order had been duly published and posted pursuant to the provisions of
Article 12-A of the Town Law.

The Supervisor stated that the hearing in the said matter was now
open and asked of there were any interested persons present who wished
to be heard. The following persons appeared in favor of the increase in
the maximum amount to be expended:-

The following persons appeared in opposition to said increase:-

The Town Clerk reported that the following pertinent communi-
cations had been received:-

She then read such communications to the meeting.

The Supervisor inquired as to whether there were any other
persons present who wished to be heard. No one appeared, whereupon
the Supervisor declared the public hearing closed.

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On motion of Councilman Brenner, seconded by
Councilman Frohling, the following Order was adopted as
follows:-

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, on the 17th day of January, 1968.

PRESENT:

| | |
|--------------------------|-------------------|
| Hon. James V. Damiani, | Deputy Supervisor |
| William Brenner, | Councilman |
| Philip J. Frohling, Jr., | Councilman |
| Martin Holbrook, | Councilman |

-----X

In the Matter

of the

: ORDER INCREASING
: THE MAXIMUM AMOUNT
: TO BE EXPENDED FROM
: \$1,196,000 TO \$1,700,000

Increase in the Maximum Amount to be Expended for :
the Improvement in Sewer District No. 18, in the Town :
of Clarkstown, in the County of Rockland, New York. :

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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 duly established Sewer District No. 18, 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 petition submitted to said Town Board is \$1,196,000;

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 \$1,700,000, being an increase of \$504,000; and

WHEREAS, following the submission of an application by said Town Board, the State Comptroller approved the increase in the maximum amount to be expended for construction of said sewer system from \$1,196,000 to \$1,700,000 pursuant to Order dated December 6, 1967; and

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WHEREAS, pursuant to Section 209-h of the Town Law, said Town Board has duly called and held a public hearing on January 17, 1968 at the ~~which meeting was duly adjourned and then re-opened on record at~~ Town Hall, New City, in the Town, at ~~10:00~~ 3:15 o'clock P.M. (E.S.T.) to consider such proposed increase in the maximum amount to be expended and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of said Town Board with relation thereto as may be required by law, now, therefore, be it

ORDERED, and it is hereby determined that it is in the public interest to increase the maximum amount proposed to be expended for the construction of a sewer system in the District, in the Town, from \$1,196,000 to \$1,700,000; and such maximum amount is hereby so increased. The plan of financing is the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon several lots and parcels of land in the District which the Town Board shall determine and specify to be especially benefited thereby 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 to pay the principal of and interest on said bonds, and it is further

ORDERED, that this Order shall take effect thirty days after its adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the owners of taxable real property situate in the District, as shown upon the latest completed assessment roll of the Town in number equal to at least five per cent of the total number of such owners, or by one hundred of such owners, whichever is the lesser, protesting against this Order and requesting that the matter be submitted to

the owners of taxable real property situate in the District at a referendum
in the manner provided by the TownLaw.

DATED: JANUARY 17, 1968

TOWN BOARD OF THE TOWN OF
CLARKSTOWN, NEW YORK

s/ Councilman Damiani
Deputy Supervisor

Councilman Brenner
Councilman

Councilman Bolander
Councilman

Councilman Frohling
Councilman

Members of the Town Board of the
Town of Clarkstown, New York

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Councilman Brenner offered the following resolution
and moved its adoption:-

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW
YORK, ADOPTED JANUARY 17, 1968 , DIRECTING
THE PUBLICATION AND POSTING OF NOTICE AND
ABSTRACT OF THE ORDER OF SAID TOWN APPROVING
THE INCREASE IN THE MAXIMUM AMOUNT TO BE
EXPENDED FOR THE IMPROVEMENT IN SEWER
DISTRICT NO. 18, IN SAID TOWN.

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

Section 1. The Town Clerk of the Town of Clarkstown, in the County
of Rockland, New York, shall, within ten (10) days after the adoption by the
Town Board of said Town, of the Order referred to in the following notice,
cause to be published at least once in the "JOURNAL NEWS," the official
newspaper of the Town, and to be posted on the sign board of the Town main-
tained pursuant to subdivision 6 of Section 30 of the Town Law and in at
least five (5) public places in the District in said Town of Clarkstown, a
notice which shall set forth the date of adoption of said foregoing Order and
contain an abstract thereof concisely stating its purpose and effect.

Section 2. Said Notice shall be in substantially the following form:-

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on January 17, 1968 , the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted an Order entitled:

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In the Matter : ORDER INCREASING THE
of the : MAXIMUM AMOUNT TO BE
EXPENDED FROM \$1,196,000
TO \$1,700,000

Increase in the Maximum Amount to be Expended :
for the Improvement in Sewer District No. 18, in
the Town of Clarkstown, in the County of :
Rockland, New York.

-----X

an abstract of such Order, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Clarkstown, has heretofore duly established Sewer District No. 18, in the Town, and the maximum amount proposed to be expended for the construction of a sewer system therein as set forth in the petition submitted to said Town Board, is \$1,196,000; that 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 is \$1,700,000, being an increase of \$504,000; that following due submission of an application by said Town Board, the State Comptroller approved the increase in the maximum amount to be expended for construction of said sewer system from \$1,196,000 to \$1,700,000 pursuant to Order dated December 6, 1967, and said Town Board has duly called and held a public hearing on January 17, 1968 to consider such proposed increase in the maximum amount to be expended and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of said Town Board with relation thereto as may be required by law;

SECOND: ORDERED AND DETERMINED that it is in the public interest to increase the maximum amount proposed to be expended for the construction of a sewer system in the District, in the Town, from \$1,196,000 to \$1,700,000; AUTHORIZING such increase in the maximum amount; STATING the plan of financing is the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon several lots and parcels of land in the District which the Town Board shall determine and specify to be especially benefited thereby 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 to pay the principal of and interest on said bonds;

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THIRD: ORDERED that this resolution shall take effect thirty (30) days after adoption unless within such period a petition shall be filed with the Town Clerk protesting against this Order and requesting that it is submitted to the owners of taxable real property situate in the District at a referendum in the manner provided by the Town Law.

By order of the Town Board of the
Town of Clarkstown, in the County of
Rockland, New York

Dated: January 17, 1968

ANNE E. O'CONNOR,

Town Clerk

CCJ301

Section 3. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by
Councilman Frohling and duly put to a vote on roll call,
which resulted as follows:

AYES: Councilman Brenner, Councilman Frohling,
Councilman Damiani

NOES: Councilman Bolander

The resolution was declared unanimously adopted.

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(62) con't.

WHEREAS, copies of the proposed local law were mailed to the members of the Town Board on the 4th day of December, 1967, and

WHEREAS, a public hearing was held by the Town Board on the 20th day of December, 1968 at 8:45 P.M.;

At a regular meeting of the Town Board of the Town of Clarkstown in the County of Rockland held at the Town Hall, 10 Maple Avenue, New City, New York, on January 17, 1968, Local Law No. 1-1968 entitled "LOCAL LAW TO REGULATE AND CONTROL INDISCRIMINATE AND EXCESSIVE CUTTING OF TREES" was adopted and passed by an affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said local law being as follows:

- James V. Damiani, Deputy Supervisor.....AYE
- Councilman Philip J. Frohling.....AYE
- Councilman William Brenner.....AYE
- Councilman Frank Bolander.....AYE

The Town Clerk of the Town of Clarkstown was directed to file said local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Councilman Frohling. All voted Aye.

(63) Councilman Brenner offered the following resolution:

WHEREAS, Edward J. Ghiazza, Superintendent of Recreation of Clarkstown Parks and Recreation Commission, has requested additional clerical help in his office temporarily,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment until January 19, 1968 of ROSAMOND RAE, of 46 Lindbergh Lane, New City, New York, to the position of OFFICE WORKER at a salary of \$1.75 per hour effective & retroactive to Jan. 2, 1968.

Seconded by Councilman Bolander. All voted Aye.

(64) Councilman Bolander offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to contact the New York State Traffic Commission requesting the following:

1. That Route 304 between Bardonia Rd. and Germonds Rd. intersections upon which are located the Bardonia Elementary School and Albertus Magnus, a Catholic High School, be designated, signed and marked as a "SCHOOL ZONE".
2. That automatic flashing 15 MPH speed limiting signs be installed at both ends of this school zone to be actuated during school entrance and dismissal time.

Seconded by Councilman Brenner. All voted Aye.

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(65) Councilman Bolander offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of ALBERT A. STRICKLE, JR., of 5 Gail Drive, Nyack, New York, to the position of Laborer in the Sanitary Fill Dept. at a salary of \$5,070.00 per annum effective & retroactive to Jan. 8, 1968.

Seconded by Councilman Brenner.

All voted Aye.

(66) Councilman Brenner offered the following resolution:

SEE PAGE 10.

(67) Councilman Brenner offered the following resolution:

SEE PAGE 10.

(68) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board, by resolution dated 12/20/67 revoked the dumping privileges of Scappatone Sanitation Specialists, Inc. until the aforesaid complied with rules and regulations referred to in said regulations, and

WHEREAS, on January 16, 1968 said Scappatone Sanitation Specialists, Inc. produced a satisfactory permit indicating inspection and approval of his vehicles by the Rockland County Health Department,

NOW THEREFORE, BE IT RESOLVED, that dumping privileges are hereby restored to Scappatone Sanitation Specialists, Inc. subject to his payment for the dumping fees.

Seconded by Councilman Brenner

All voted Aye.

Town Board signed Order calling public hearing in matter of Extension No. 1 of Sewer District No. 24 - 2/7/68 - 8:15 P.M.

SEE PAGE 11.

Town Board signed the following Maintenance Bonds, approving same as to form and sufficiency:

Aetna Insurance Co. Bond #S58-55-78 amount \$2,466.00
The Ponderosa, Valley Cottage (J. Knutsen & Co., Inc., Principal)
Covers: Roads
Term: One year

Aetna Insurance Co. Bond #S58-55-77 amount \$415.00
The Ponderosa, Valley Cottage (J. Knutsen & Co., Inc., Principal)
Covers: Sewer improvements
Term: One Year

CCJ301

- (66) RESO. APPROVING THE IMPROVEMENT OF BIRCHWOOD AVE.
- (67) RESO. DIRECTING THE PUBLICATION AND POSTING OF NOTICE AND ABSTRACT OF THE RESOLUTION APPROVING THE IMPROVEMENT OF BIRCHWOOD AVE.

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Clarkstown,
in the County of Rockland, New York.

January 17, 1968

* * *

A regular meeting of the Town Board of the Town of Clarkstown,
in the County of Rockland, New York, was held at the Town Hall, 10 Maple
Avenue, New City, in said Town, on January 17, 1968, at 8:00 o'clock
P.M. (E.S.T.).

There were present: Honorable James V. Damiani, Deputy Supervisor,
and Councilmen Philip J. Frohling, Jr.,
William Brenner and Frank Bolander Jr.

There were absent: Hon. Paul F. Mundt, Supervisor

Also present: Anne E. O'Connor, Town Clerk
Murray N. Jacobson, First Deputy Town Attorney

* * *

Councilman Brenner offered the following resolution
and moved its adoption:-

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JANUARY 17, 1968, APPROVING THE IMPROVEMENT OF BIRCHWOOD AVENUE, IN SAID TOWN, AT AN ESTIMATED MAXIMUM COST OF \$12,000, AND PROVIDING THAT SUCH RESOLUTION SHALL BE SUBJECT TO PERMISSIVE REFERENDUM.

Recitals

WHEREAS, the Town Board of the Town of Clarkstown, (in the County of Rockland, New York (herein called "Town Board" and "Town," respectively), duly adopted a resolution on September 20, 1967, calling a public hearing for the improvement of Birchwood Avenue, in Spring Valley, in the Town, by paving thereof, and directing the Town Clerk to prepare an Order Calling Public Hearing for October 31, 1967 at 1:30 o'clock P.M. (E.S.T.) at the Board Room, Town Hall, 10 Maple Avenue, New City, in the Town, and such Order recited a description of the improvement proposed, the maximum amount proposed to be expended for said improvement, and the area benefited, and specifying October 31, 1967, at 1:30 o'clock P.M. (E.S.T.) as the time when, and the Board of the Town Hall, 10 Maple Avenue, New City, in the Town, as the place where, the Town Board would meet to consider said improvement and to hear all persons interested in the subject thereof concerning the same; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Section 200 of the Town Law; and

WHEREAS, a public hearing in the matter was duly held by said Town Board at said time and place, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed improvement;

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

Section 1. It is hereby determined that

(a) the Order Calling Public Hearing was published and posted
as required by law, and is otherwise sufficient;

(b) all the property and property owners included within the
improvement area are benefited thereby;

(c) all the property and property owners benefited are included
within the improvement area;

(d) it is in the public interest to make the improvement.

Section 2. The improvement of Birchwood Avenue by paving approxi-
mately 727 lineal feet thereof, is hereby approved pursuant to the definite
plans and specifications and estimate of the cost prepared by the Town
Engineers and the proposed contract for the work prepared by said Engineer
with the assistance of the Town Attorney pursuant to a resolution duly
An offer of dedication of the following described proposed
highway is hereby accepted.
adopted by the Town Board on October 31, 1967- the benefited area shall
be all the real property fronting or abutting on both sides of the improve-
ment, more particularly described as follows:

BEGINNING at a point located at the intersection of the westerly side
of Pascack Road and the southerly side of proposed Birchwood Avenue
said point being located 19.64 feet on a course of N 26°-00'-00" E
from a Rockland County Monument located on the westerly side of
Pascack Road; thence

1. N 75°-30'-00" W 337.00 feet; thence,
2. N 78°-00'-00" W 389.80 feet; thence,
3. N. 0°-24'-00" W 51.68 feet; thence,
4. S 78°-00'-00" E 402.97 feet; thence,
5. S 75°-30'-00" E 347.17 feet to the westerly side of Pascack Road;
thence along the ewesterly side of Pascack Road,
6. S 26°-00'-00" W 51.65 feet to the point or place of BEGINNING

Section 3. The maximum amount proposed to be expended for the improvement of Birchwood Avenue, by paving thereof, including ~~sidewalks~~ ~~curbs~~ gutters, drainage, landscaping, grading or improving the rights of way, is \$12,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the benefited area which the Town Board shall deem especially benefited, pursuant to the Town Law, to pay the principal of and interest on said bonds.

Section 4. This resolution shall take effect thirty days after adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the owners of taxable real property situate in the proposed benefited area, as shown upon the latest completed assessment roll of the Town, pursuant to Section 200 of the Town Law, protesting against this resolution and requesting that the matter be submitted to the owners of taxable real property situate in the proposed benefited area at a referendum in the manner provided by the Town Law.

* * *

The adoption of the foregoing resolution was seconded by Councilman Frohling and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Damiani, Frohling, Brenner and Bolander
NOES: None

The resolution was declared unanimously adopted.

Councilman Brenner offered the following resolution and moved its adoption:-

RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED JANUARY 17, 1968, DIRECTING THE PUBLICATION AND POSTING OF NOTICE AND ABSTRACT OF THE RESOLUTION APPROVING THE IMPROVEMENT OF BIRCHWOOD AVENUE, IN SAID TOWN.

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

Section 1. The Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, shall, within ten (10) days after the adoption by the Town Board of said Town, of the resolution entitled:

"Resolution of the Town of Clarkstown, New York, adopted January 17, 1968, approving the improvement of Birchwood Avenue, in said Town, at an estimated maximum cost of \$12,000, and providing that such resolution shall be subject to permissive referendum,"

cause to be published at least once in the "JOURNAL-NEWS," the official newspaper of the Town, and to be posted 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 in and along the Birchwood Avenue improvement area, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof, concisely stating its purpose and effect.

Section 2. Said Notice shall be in substantially the following form:-

TOWN OF CLARKSTOWN, NEW YORK

PLEASE TAKE NOTICE that on January 17, 1968, the Town Board of the Town of Clarkstown, in the County of Rockland, New York, adopted a resolution entitled:

"Resolution of the Town of Clarkstown, New York, adopted January 17, 1968, approving the improvement of Birchwood Avenue, in said Town, at an estimated maximum cost of \$12,000, and providing that such resolution shall be subject to permissive referendum,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: RECITING that the Town Board of the Town of Clarkstown duly called and held a public hearing for the improvement of Birchwood Avenue, in Spring Valley, in the Town by paving thereof, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed improvement;

SECOND: DETERMINING that the Order Calling Public Hearing was published and posted as required by law, and is otherwise sufficient; all the property and property owners included within the improvement area are benefited thereby; all the property and property owners benefited are included within the improvement area; it is in the public interest to make the improvement;

THIRD: APPROVING the improvement of Birchwood Avenue by paving approximately 727 lineal feet thereof pursuant to the definite plans and specifications and estimate of the cost prepared by the Town Engineer and the proposed contract for the work prepared by said Engineer with the assistance of the Town Attorney; pursuant to a resolution duly adopted by the Town Board on October 31, 1957; STATING the benefited area shall be all the real property fronting or abutting on both sides of the improvement, more particularly described therein;

FOURTH: STATING the maximum amount proposed to be expended therefor, is \$12,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the benefited area which the Town Board shall deem especially benefited, pursuant to the Town Law, to pay the principal of and interest on said bonds;

FIFTH: STATING this resolution shall take effect thirty days after adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the owners of taxable real property situate in the proposed benefited area, as shown upon the latest completed assessment roll of the Town, pursuant to Section 200 of the Town Law, protesting

against this resolution and requesting that the matter be submitted to the owners of taxable real property situate in the proposed benefited area at a referendum in the manner provided by the Town Law.

By order of the Town Board of the
Town of Clarkstown, in the
County of Rockland, New York

DATED: JANUARY 17, 1968

ANNE E. O'CONNOR,

Town Clerk

2

Section 3. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by
Councilman Frohling and duly put to a vote on roll call,

which resulted as follows:

AYES: Messrs. Damiani, Frohling, Brenner
and Bolander

NOES: None

The resolution was declared unanimously adopted.

General - No Veto

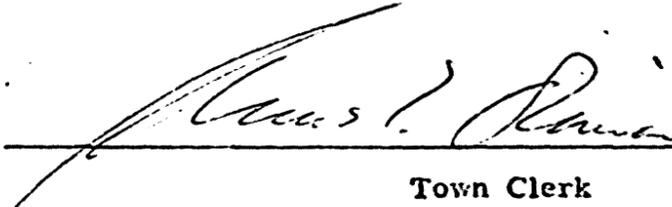
6/1/67 (SM)

CERTIFICATE

I, ANNE E. O'CONNOR, Town Clerk of the Town of Clarkstown,
in the County of Rockland,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on January 17, 19 68, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 17th day of January, 19 68



Town Clerk

(Seal)

37

ORDER CALLING PUBLIC HEARING IN MATTER OF EXTENSION NO. 1 OF SEWER DISTRICT NO. 24 - 2/7/68 - 8:15 P.M.

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, in said Town, on the 17th day of January, 1968.

PRESENT:

- | | |
|--------------------------|-------------------|
| Hon. James V. Damiani, | Deputy Supervisor |
| William Brenner, | Councilman |
| Philip J. Frohling, Jr., | Councilman |
| Frank Bolander, | Councilman |

-----X

In the Matter

: ORDER CALLING
PUBLIC HEARING

of the

:

Extension No. 1 of Sewer District No. 24, in the Town of Clarkstown, in the County of Rockland, New York

: FEBRUARY 7, 1968.

:

-----X

WHEREAS, the Town Board of the Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, has heretofore duly caused to be prepared a general map, plan and report for providing a lateral sewer system consisting of lateral sewers within the proposed Extension No. 1 tributary to the proposed Rockland County Disposal District trunk sewer, Interceptor E; and of lateral sewers within said proposed Extension tributary to the Lower Hackensack Interceptor through the facilities of District No. 16, including manholes, house connection stubs brought to a point one foot beyond the edge of roads, and any appurtenances required for a complete lateral sewer system, in said proposed Extension of Sewer District No. 24, which map, plan and report have been filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, said Town Board has determined to proceed with said proposed extension of Sewer District No. 24 and the construction of such lateral sewer system therein; and

WHEREAS, said proposed extension of Sewer District No. 24 is more particularly bounded and described, as follows:

Easterly Boundary

Beginning at a point on the northerly Right-of-Way line of New York State Route 59 at the southeasterly corner of lot 32-A-18.02, which point is on the westerly boundary line of existing Sewer District No. 16; thence generally in a northerly direction along the westerly boundary of existing Sewer District No. 16 to its intersection with the westerly Right-of-Way line of the Palisades Interstate Parkway; thence generally in a north-westerly direction along the westerly side of the Right-of-Way of the Palisades Interstate Parkway, crossing the New York State Thruway, and continuing to the southeasterly corner of lot 34-B-31.01, which point is on the southerly boundary line of existing Sewer District No. 8;

Northerly Boundary

thence westerly and southerly along the boundary line of existing Sewer District No. 8 to its intersection with the northerly Right-of-Way line of the New York State Thruway; thence westerly along said northerly Right-of-Way line and along the boundaries of existing Sewer Districts Nos. 8 and 11 to the southwest corner of existing Sewer District No. 11, thence generally northerly along the westerly boundary of existing Sewer District No. 11, crossing James Drive, to the northwest corner of said Sewer District No. 11; thence easterly along the northerly boundary line of said Sewer District No. 11 to its intersection with the boundary of existing Sewer District No. 8; thence northerly along the boundary of said Sewer District No. 8 to the southeasterly corner of lot 34-B-37.08, which point is on the southerly boundary of existing Sewer District No. 8; thence in a westerly direction, along the boundary of said Sewer District No. 8, crossing Carmen Drive and Ludvigh Road, to its intersection with the easterly boundary line of existing Sewer District No. 17;

Westerly Boundary

thence southerly along the easterly boundary line of Sewer District No. 17, to its intersection with the southerly Right-of-Way line of New York State Route 59;

Southerly Boundary

thence easterly along the southerly Right-of-Way line of Route 59, and along the boundary lines of existing Sewer Districts Nos. 17, 24 and 27 to the northeasterly corner of lot 31-A-1.01; thence northerly in a straight line across New York State Route 59 to the southeasterly corner of lot 32-A-18.02, the point of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system as hereinabove described is \$500,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in said proposed extension of Sewer District No. 24, which the Town Board shall deem especially benefited by said sewer system 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 and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds, and the costs of operation, maintenance and repair;

now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town, be held at the Town Hall, 10 Maple Avenue, New City, New York, in the Town, on the 7th day of February, 1968, at 8:15 P.M. (E.S.T.), to consider said proposed extension of Sewer District No. 24 and the construction of such lateral sewer system therein, as herein referred to, and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "JOURNAL-NEWS," a newspaper published in Nyack, New York, and 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 conspicuously in at least five (5) public places within said proposed extension of Sewer District No. 24, a copy of this Order,

certified by said Town Clerk, the first publication thereof and said
posting to be not less than ten (10) nor more than twenty (20) days before
the day designated for said public hearing as aforesaid.

DATED: JANUARY 17, 1968

TOWN BOARD OF THE TOWN OF
CLARKSTOWN

Richard L. Seaman
Deputy Supervisor

Thomas J. Frohling Jr.
Councilman

Paul Bolender Jr.
Council man

William B. Breen
Councilman

SEAL

28

(69) Councilman Frohling offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with J. Knutsen and Company, Inc. in connection with dedication of roads in The Ponderosa at Valley Cottage, Town of Clarkstown, New York;

NOW THEREFORE, be it

RESOLVED, that the Deputy Supervisor of the Town of Clarkstown is authorized to execute an agreement with J. Knutsen and Company, Inc. providing for the deposit of \$330.00 to be held by the Town pending final and complete improvements of the roads in said development by the developer, subject to final approval of the Town Engineer and the Superintendent of Highways of the Town of Clarkstown.

Seconded by Councilman Brenner.

All voted Aye.

(70) Councilman Brenner offered the following resolution:

WHEREAS, certain easements are required in connection with lateral Sewer District No. 10 in the Town of Clarkstown, and

WHEREAS, every effort is being made by the attorney assigned to Sewer District No. 10, David G. Roepe, Esq., to acquire these easements by agreement, it is deemed advisable to take necessary steps at this time to authorize condemnation proceedings if required;

NOW THEREFORE, be it

RESOLVED, that in the event the aforesaid attorney is unable to acquire the necessary easements by negotiation and agreement, he is hereby authorized to commence condemnation proceedings in connection with those easements required.

Seconded by Councilman Frohling.

All voted Aye.

(71) Councilman Brenner offered the following resolution:

WHEREAS, EDMUND W. REICHERT (also known as EDMUND JORDAN) and DOLORES REICHERT (also known as DOLORAS JORDAN), his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located 34 Verdin Drive, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Edmund W. Reichert (also known as Edmund Jordan) and Dolores Reichert (also known as Dolores Jordan), his wife, covering premises located at 34 Verdin Drive, New City, New York, as more particularly described in said easement dated the 16th day of January, 1968.

Seconded by Councilman Frohling.

All voted Aye.

CCJ301

29

Town Board signed the following Perf. Bonds, approving same as to form and suff:

Republic Insurance Co. Bond #901401
Frances Estates (Lake DeForest Homes, Inc., Principal)
Covers: Sanitary Sewers
Term: Two Years
Amount: \$3,300.00

Republic Insurance Co. Bond #901500
Frances Estates (Lake DeForest Homes, Inc., Principal)
Covers: Roads
Term: Two Years
Amount: \$11,150.00

Republic Insurance Co. Bond #901582
Bridleridge Park (Pearl Crest Knolls, Inc., Principal)
Covers: Roads
Term: Two years
Amount: \$8,290.00

Republic Insurance Co. Bond #902553
Bridleridge Park (Pearl Crest Knolls, Inc., Principal)
Covers: Sewers
Term: Two Years
Amount: \$1,900.00

Statement of all moneys paid by the County Treasurer to the Supervisor of the Town of Clarkstown and/or Town of Clarkstown Highway Department and/or Town of Clarkstown for the period commencing January 1, 1967 and ending December 26, 1967 received and noted by Town Board. Filed in Town Clerk's Office.

Acknowledgement made of resignation of Irving W. Werner as attorney for Clarkstown Sewer District No. 28, effective 12/29/67.

Merton E. Rawson, Chairman of the Clarkstown Planning Board made request to Town Board to make necessary arrangement for approval of amendment to Sec. 21.25 Subdivision Regulations; non-returnable review fee, to be paid upon application, consisting of one hundred dollars (\$100.00) base, plus fifty dollars (\$50.00) per lot, block or site as determined by Planning Board.

Annual Report of the Fire District Treasurer; New City Fire District; noted by Town Board. Filed in Town Clerk's Office.

Letter from Bernard G. Nemeroff, representing Mrs. Susan Cohen, owner of property located at southeast corner of Congers Road and Main Street, New City (formerly The Elms Restaurant) requesting advice and possibly consent to erection of six-story office building of approximately 50,000 square feet for rental. Town Clerk requested to refer letter to the Planning Board.

Re Ruth Drive Drainage Complaint: Town Engineer informed Town Board that expenditure would be larger than was anticipated. Will discuss further with Supervisor.

Councilman Damiani requested Town Engineer and Highway Superintendent to bring him up to date re Zolten Farkas situation.

Councilman Frohling, in connection with accidents at Crestwood and Congers-New City Road; requested that Councilman Brenner see that a light is installed on Pole #11 on the corner of Congers Road and Crestwood.

Councilman Brenner praised Highway Supt. Seeger for sidewalk snow removal job for school children in Birchwood.

Councilman Bolander reiterated that he would like to see all items on agenda.

(72) Councilman Brenner offered the following resolution:

WHEREAS, the Town has received permission from the owner of Congers Lake, now therefore be it

RESOLVED, that the Highway Superintendent is hereby authorized to gradually lower Congers Lake water level three (3) feet.

Seconded by Councilman Frohling.

All voted Aye.

(73) Councilman Brenner offered the following resolution:

WHEREAS, during the construction of Gillis Avenue, Central Nyack, formerly known as Roosevelt Avenue, Central Nyack, which is a Special Road Improvement, the grade of the road was lowered in front of the residence of Edward Kirkland causing the pipe line serving the Kirkland residence to freeze, now, therefore, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to replace the water line and be it

FURTHER RESOLVED, that the cost of this project be charged to GILLIS AVENUE SPECIAL ROAD IMPROVEMENT.

Seconded by Councilman Frohling.

All voted Aye.

(74) Councilman Frohling offered the following resolution:

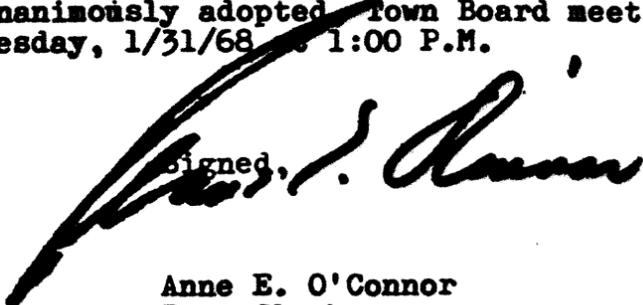
RESOLVED, that since the Highway Dept. has an emergency getting salt for snow removal and since the low bidder cannot meet the requirements of this Dept. during this salt emergency, it is hereby resolved that the Supt. of Highways be authorized to purchase salt at a price not to exceed \$18.00 per ton to enable the Dept. to meet its needs for salt.

Seconded by Councilman Brenner

All voted Aye.

On resolution offered by Councilman Frohling, seconded by Councilman Bolander and unanimously adopted, Town Board meeting was adjourned until Wednesday, 1/31/68, at 1:00 P.M.

Signed,


Anne E. O'Connor
Town Clerk