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TOWN BOARD MEETING

Town Hall

5/29/68

1:00 P.M.

Present: Councilmen Brenner, Bolander, Damiani, Frohling, Supervisor Mundt

Town Attorney
1st Dep. Town Attorney
Deputy Town Attorney
Deputy Town Attorney in charge of special districts
Town Clerk

Supervisor Called Town Board meeting to order.

(365) Councilman Brenner offered the following resolution:

RESOLVED, that the Spring Valley Water Company is hereby authorized to install the following hydrants:

Four (4) hydrants - Rockland Woods (Inves. 5950 Suppl)
Two (2) hydrants - Green Hill Court, Manuet (Inves. 6190)
Two (2) hydrants - w/side Little Tor Rd., New City (Inves. 6239)
One (1) hydrant - Lynhaven Drive (Inves. 6167)
Two (2) hydrants - Belham Ave., & Norwood Pl. (Inves. 6095)
Four (4) hydrants - Wagon Wheel Dr. & Buena Vista Rd. (Inves. 5595)

Seconded by Councilman Frohling.

All voted Aye.

(366) Councilman Frohling offered the following resolution:

RESOLVED, that Town Board meeting for the months of July and August 1968, are hereby set for July 3rd and August 21st.

Seconded by Councilman Damiani.

All voted Aye.

(367) Councilman Brenner offered the following resolution:

WHEREAS, the Westchester Street Transportation Co., Inc. has requested the Town Board of the Town of Clarkstown by letter dated November 27, 1967, for its consent to operate a bus line between West Nyack and the City of White Plains, and

WHEREAS, in order to complete this route, the buses must travel over Virginia Ave., a Town road, and Route 303, a State road, before entering the New York State Thruway and its connections;

NOW THEREFORE, be it

RESOLVED, that a public hearing be held as the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Ave., New City, Rockland County, New York, on the 3rd day of July, 1968 at 8:15 PM to discuss the aforesaid petition, and be it

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 and official newspaper of the Town of Clarkstown as aforesaid and file proof thereof in the office of the Town Clerk.

Seconded by Councilman Damiani.

All voted Aye.

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(368) Councilman Brenner offered the following resolution:

RESOLVED, that Resolution Number 329 adopted May 15, 1968, which set date of Public Hearing to correct Zone Line concerning property of Joseph W. Pych is hereby rescinded.

Seconded by Councilman Damiani.

All voted Aye.

(369) Councilman Frohling 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:

Ralph O. Heavner
Quaker Road
Pomona, New York

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. 68-7 to Ralph O. Heavner

Dated: May 29, 1968

Seconded by Councilman Brenner.

All voted Aye.

(370) Councilman Frohling 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:

Marcel L. Deligny
43 Sheridan Avenue
Congers, New York

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. 68-13 to Marcel L. Deligny

Dated: May 29, 1968

Seconded by Councilman Brenner.

All voted Aye.

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(371) Councilman Frohling 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:

Jolan Enterprises, Inc.
63 Verdin Drive
New City, New York

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. 68-12 to Jelen Enterprises, Inc.

Dated: May 29, 1968

Seconded by Councilman Brenner.

All voted Aye.

(372) Councilman Frohling offered the following resolution:

RESOLVED, upon recommendation of the Chief of Police, that parking be restricted on the East side of Jeff Lane, New City, N.Y. between Cairnsuir Lane and Scott Drive, and be it

FURTHER RESOLVED, that the Highway Supt. be authorized to install necessary NO PARKING THIS SIDE signs at this location.

Seconded by Councilman Brenner.

All voted Aye.

(373) Councilman Brohling offered the following resolution:

WHEREAS, RAYMOND J. AMANNA AND FRANCES AMANNA, are desirous of granting a drainage easement to the Town of Clarkstown, located at 14 Zabela Drive, Spring Valley, Town of Clarkstown, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Raymond J. Amanna and Frances Amanna covering premises located at 14 Zabela Drive, Spring Valley, Town of Clarkstown, New York, more particularly described in said easement dated May 23, 1968.

Dated: May 29, 1968

Seconded by Councilman Böhäder

All voted Aye.

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(374) Councilman Brenner offered the following resolution:

RESOLVED, that ORANGE & ROCKLAND UTILITIES, INC. is hereby authorized to install one (1) street light on Pole #53 Sapral Lane at annual cost of \$46.80.

Seconded by Councilman Frohling.

All voted Aye.

(375) Councilman Brenner offered the following resolution:

RESOLVED, that ORANGE & ROCKLAND UTILITIES, INC., is hereby authorized to install twelve (12) Street lights on ASHLAND STR, STOCKTON RD., and DOLTON Rd. -CARRIAGE HILL SUBDIVISION - VALLEY COTTAGE, N.Y. at annual cost of \$561.60.

Seconded by Councilman Bolander.

All voted Aye.

Letter received from Principal of Albertus Magnus High School re use of Germonds Road as truck route; stated problems would arise due to fact that twenty school busses come into their parking lot each day; also senior students driving their own cars.

(376) Councilman Bolander offered the following resolution:

RESOLVED, that Mrs. Florence Blauvelt and Mr. Harold Aber of the Assessor's Office are hereby authorized to attend Seminar of the Institute of Assessing Officers at Cornell University, July 15th to July 19th, 1968, inclusive, and be it

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

Seconded by Councilman Frohling.

All voted Aye.

(377) Councilman Frohling offered the following resolution:

RESOLVED, that the date of Public Hearing to consider the suspension or revocation pursuant to Chapter 40-11 of the Code of the Town of Clarkstown of the Taxicab License heretofore issued to Joseph D. Turner be set for June 19, 1968 - 9:30 P.M.

Seconded by Councilman Damiani.

All voted Aye.

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Mrs. A. Blauvelt, speaking for South Clarkstown Civic Association as well as the residents of Rose Road, East Avenue and Town Line Road appeared before the Board stating that building permit was issued under wrong zone. Supervisor suggested that she appear before the Zoning Board of Appeals. Mrs. Blauvelt requested that Town Board have all outstanding permits, prior to adoption of present zoning ordinance, made available to the public.

(378) Councilman Frohling offered the following resolution:

RESOLVED, that the date of Public Hearing on Proposed Amendment to the Building Zone Ordinance - Section 6.54 for RS and MRS Zones - be set for July 3, 1968 at 8:45 P.M.

Seconded by Councilman Brenner.

All voted Aye.

(379) Councilman Bolander offered the following resolution:

RESOLVED, that the Chief of Police is hereby instructed to keep shopping centers, front and rear under increased surveillance
Re: litter - to assign man to this duty on a once-a-week basis
Minimum.

Seconded by Councilman Damiani.

All voted Aye.

(380) Councilman Frohling offered the following resolution:

RESOLVED, that the Chief of Police is hereby authorized to immediately take steps under local law, to inform owners of properties located along the easterly side of Germonds Road, starting at the south-east intersection of Parrot Road and covering lands owned by Schimpf, Lemberger and Traphagen to remove debris, household equipment, i. e. baskets, hot water heater and rubble from properties within 48 hours or be subject to penalty of violation of Code of the Town of Clarkstown.

Seconded by Councilman Damiani.

All voted Aye.

Councilman Frohling brought up matter of junk yard near Highway Garage: Owners given five years to comply with ordinance regulating junk yards. If they did not comply within that time, they would not be reissued a permit from the township. State law states fencing must be installed around area. Piling of junk cannot extend beyond height of fence. Will check with Town Attorney to see when period started under state law, and how long period the owner of junk yards have had to comply before they can be issued a renewal of permit by the Town. Town Attorney instructed to follow thru.

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(381) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be and is hereby authorized to transfer from CURRENT SURPLUS-General Account to SUMMER HELP TEMPORARY GENERAL ACCOUNT, the sum of \$20,000.00.

Seconded by Councilman Frohling,

All voted Aye.

(382) Councilman Brenner offered the following resolution:

WHEREAS, OTTO K. & FLORENCE MILLER have petitioned the Town Board of the Town of Clarkstown for a special permit for the erection of a gas filling station on premises described in said petition pursuant to Sections 4.31 & 4.32 and 3.11 (Table of General Use Regulations) of the Building Zone Ordinance of the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to said provisions of the Building Zone Ordinance of the Town of Clarkstown, be had at the Board Room of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, on the 6th day of November, 1968, at 8:15 P.M., to consider the application of Otto K. and Florence Miller relative to said special permit, and it is

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the JOURNAL NEWS, the official newspaper of the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said clerk.

Dated: October 2, 1968

Seconded by Councilman Bolander.

All voted Aye.

(383) Councilman Bolander offered the following resolution:

RESOLVED, that upon recommendation of the Chief of Police, the Highway Supt. be authorized to install STOP sign at intersection of Brookridge Drive and New York State Highway Route 303, Valley Cottage; eastbound traffic on Brookridge to stop before entering on Route 303.

Seconded by Councilman Damiani.

All voted Aye.

(384) WHEREAS, a recommendation has been made by Chief of Police, Ernest Wiebicke, that 1st Grade Patrolman William F. Conklin be appointed to the rank of Detective 2nd Grade at an annual salary of \$10,450. effective June 3, 1968;

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of 1st Grade Patrolman WILLIAM F. CONKLIN of 44 Collins Ave., Spring Valley, New York to the position of Detective 2nd Grade at a salary of \$10,450. per annum/effective June 3, 1968.

Seconded by Councilman Brenner.

All voted Aye.

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(385) Councilman Damiani offered the following resolution:

WHEREAS, Chief of Police Ernest Wiebiecke has recommended the appointment of School Crossing Guard;

Now therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary Appointment of Margaret E. Kung of 113 North Grant Ave., Congers, New York to the position of School Crossing Guard at a salary of \$6.00 to \$7.00 per day depending on the post covered, effective June 3, 1969,

Seconded by Councilman Frohling.

All voted Aye.

(386) Councilman Damiani offered the following resolution:

RESOLVED, that the application of LEO ELLMAN, et al for a change of zoning from a R-22 district to a R-15 district, on property located in vicinity of New Valley Road, Burda Lane & Eldor Avenue in New City, New York be referred to the Planning Board for report pursuant of 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.

Dated: May 29, 1968

Seconded by Councilman Frohling.

All voted Aye.

Re recommendation of the Planning Board concerning Reyville Estates Sec. II Nanuet for reduction of sewer and improvement bonds; matter tabled. Councilman Damiani requested recommendation from town Engineer and Recreation on same. Matter will be handled on June 19, 1968.

(387) Councilman Bolander offered the following resolution:

WHEREAS, ANNE GOETZ is desirous of granting a drainage easement to the Town of Clarkstown, located at 69 Cairnsmuir Lane, New City, New York;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from ANNE GOETZ covering premises located at 69 Cairnsmuir Lane, New City, New York, more particularly described in said easement dated the 14th day of May, 1968.

Seconded by Councilman Brenner.

All voted Aye.

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(388) Councilman Brenner offered the following resolution:

RESOLVED, that the following awards be made to the lowest bidders for Baseball Equipment on an individual-item basis upon the recommendation of the Director of Purchasing:

ITEM No. 5 Athletic Trainers Supply Co.
427 Broadway
New York 13, New York.....\$ 144.00

ITEMS NO. 1, 2, 3, 4, 6, 7, 8, 9, 10:
Todd Phelps Sporting Goods
2181 Westchester Avenue
Bronx, New York, 10462 2,365.64

TOTAL..... \$2,509.64

Seconded by Councilman Damiani.

All voted Aye.

(389) Councilman Frohling offered the following resolution:

WHEREAS, after due notice and public hearing the Planning Board of the Town of Clarkstown has recommended that a Performance Bond in the sum of \$10,900 be supplied covering sanitary sewers and other related facilities as shown on the Final Plat of Rolling Ridge West, 98B10, New City, N.Y., and

WHEREAS, James R. Moody desires to supply the Town of Clarkstown with an assignment of savings account passbook in the amount of \$10,000 in lieu of said performance bond;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts said assignment of savings account passbook in the sum of \$10,000 in lieu of a performance bond covering sanitary sewers and other related facilities as shown on the Final Plat of Rolling Ridge West, 98B10, New City, N.Y., and be it

FURTHER RESOLVED, that said assignment be filed in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that said savings account passbook in the sum of \$10,000 with it accompanying withdrawal slip, duly executed by James R. Moody, be retained by the Comptroller of the Town of Clarkstown until such time as the Town Board of the Town of Clarkstown, by further resolution, authorizes its release.

Dated: May 29, 1968

Seconded by Councilman Brenner.

All voted Aye.

Letter received from Advisory Traffic Safety Committee recommending that "Yield" sign located at Congers Rd. and Strawtown Rd. be replaced by a full "Stop" sign - referred to Chief of Police.

LETTER RECEIVED FROM SAME COMMITTEE recommending, due to hazard existing at Main St. and Congers Rd., New City re pedestrian crossing, that consideration be given to pedestrian light and also that the pavement be clearly marked as a pedestrian crosswalk - referred to Highway Supt.

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(390) Councilman Damiani offered the following resolution:

WHEREAS, on the basis of increased volume of work in the office of the Town Engineer and the increase of work and responsibilities in the Sewer Department, now therefore be it

RESOLVED, that the compensation for Tobia Marrazzo as Deputy Sewer Superintendent of Sewer Construction be increased one increment in the amount of \$572.00 per annum effective immediately.

Seconded by Councilman Brenner.

All voted Aye.

Mr. Arthur Huggins of Dykes Park Rd. appeared before Town Board with petition signed by 80% of residents requesting that the Town Board consider rezoning the area from its present R15 to RS. Supervisor requested that Mr. Huggins go to his office for discussion of same.

Re Antolino drainage problem, Mr. Marazzo of the Town Engineer's Department will meet with him in field and possible come up with another solution to drainage problem existing.

Re drainage problem existing on Lake Rd. between 303 and 9W, Valley Cottage; (J. Colucci); Supervisor stated that since we already have resolution authorizing Highway Supt. to go on to private property to correct drainage problems - Highway Supt. can go in to backhoe. Highway Superintendent will bring in machinery and do next week. Re same; Mr. Cassels of the Planning Board requested that letter be sent to Planning Board stating what the problem is and Planning Board may not approve until condition remedied.

Councilman Damiani suggested that they give easement along this property before they get a final. Highway Supt. to ditch next week - before final approval cash bond will be obtained from developer for piping; also, easement will be obtained.

William E. Vines appeared before Town Board with complaint of flooding in office caused by sewer construction.

Mr. Grenlii, Fenner Lane: First St., Manuet; culvert collapsed; blockage on First St. Re responsibility of replacing culver, Councilman Frohling suggested that Town Board take action now and determine responsibility later.

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(391) Councilman Damiani offered the following resolution:

RESOLVED: that the Highway Supt. is hereby authorized to enter onto Torsoe Property to remedy conditions existing and resolved that bill for same be forwarded by the Highway Supt. to the Supervisor who will charge same to Torsoe.

Seconded by Councilman Frohling.

All voted Aye.

Re debris in water course in area of Grandway and Golden causing overflow on Fenner; hightay Department will clean and charge cost of same to Grandway.

Re lowering culvert at Grandway, Town Engineer's Office stated that will be almost impossible to do.

(392) Councilman Frohling offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on April 22, 1968, that the position of Sr. Typist in the Supervisor's Office can now be created

NOW, THEREFORE, be it hereby created and be it further

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Provisional appointment, pending examination of ALICE M. SECORA of 19 Jerrys Avenue, Nanuet, New York to the position of Sr. Typist at a salary of \$4,394.00 per annum effective May 27, 1968.

Seconded by Councilman Damiani.

All voted Aye.

(393) Councilman Damiani offered the following resolution:

RESOLVED, that Carl Brooks, 68 West Braodway, Central Nyack, is hereby appointed to serve on the Clarkstown Transportation Advisory Committee.

Seconded by Councilman Brenner.

All voted Aye.

(394) Councilman Damiani offered the following resolution

WHEREAS, John Clark has resigned as a member of the Clarkstown Industrail & Commercial Advisory Committee, now therefore be it

RESOLVED, that Mr. Robert D. Goldberg, Tulip Dr., Valley Cottage, N.Y. is hereby appointed to serve on the Industrial & Commercial Advisory Committee; term to expire January 10, 1973, and to serve without compensation.

Seconded by Councilman Brenner.

All voted Aye.

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(395) Councilman Damiani offered the following resolution:

WHEREAS, Sidney Reiff, Maple Road, Valley Cottage, New York, was appointed on March 20, 1968, to serve on the Board of Architectural Review, to replace Dr. Louis Wagner whose term expired May 24, 1968, now therefore be it

RESOLVED, that Mr. Reiff be re-appointed to the Board of Architectural Review, for a five year term, to expire May 24, 1973, at a salary of \$300.00 per annum.

Seconded by Councilman Frohling.

All voted Aye.

Resignations of Karol Rawson of the Recreation Department and George W. Tanges, Jr. from the Police Department noted by Town Board.

(396) Councilman Brenner offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted a resolution authorizing the Supervisor to approve an agreement with the Town of Orangetown, which authorized the retention of an engineering firm and a financial consultant to study the feasibility of constructing a joint incinerator to serve the Towns of Orangetown and Clarkstown, and

WHEREAS, the aforementioned agreement provided for the establishment of a Joint Incinerator Study Committee which would be responsible for reviewing the reports of the engineering firm and the financial consultant retained for such study and submitting their comments and recommendations concerning such reports to the Town Boards of said Towns, now, therefore, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby appoints the following persons to serve as representatives of the Town of Clarkstown on the Joint Incinerator Study Committee:

PATRICK FINNEGAN
PAUL BAVARRO
WILLIS C. ROSE

and, be it further

RESOLVED, that the Town Clerk be, and is hereby directed to send copies of this resolution to the Supervisor and Town Clerk of the Town of Orangetown.

Seconded by Councilman Frohling.

All voted Aye.

Councilman Brenner suggested that agencies responsible (construction) be made responsible for warning devices around work areas.

Councilman Bolander requested meeting with Supervisor re tax statement to banks. He also requested list of contractors and subdivisions of bonds in default which he has not as yet received. Walter Werner of the Town Attorney's Office will supply.

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Councilman Damiani requested that Town Engineer check into drainage problem existing at residence of Zolten Farkas. Also, drainage problem existing on Sharon Drive-Skidmore house and three others: Water backs off street. Town engineer will investigate.

Re Kenneboro; mud keeps washing down into street. Requesting temporary CO - suggests that building department should see that this hazard is eliminated. (Shetland Dr.) Supervisor: Issue stop-work order until all of these are cured.

(397) Councilman Damiani offered the following resolution:

RESOLVED, that the Building Inspector and the Town Attorney are hereby authorized to stop work on ODFIN CONSTRUCTION (Kinneburg and Clark, builders) - until it is rescinded upon recommendation of these departments; and

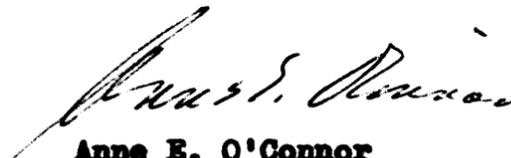
It is hereby further resolved, that the Town Attorney is authorized to take legal action against ODFIN CONST. to recover money due to damage to town roads.

Seconded by Councilman Brenner.

All voted Aye.

On resolution offered by Councilman Frohling, seconded by Councilman Brenner and unanimously adopted, the Town Board meeting was adjourned in memory of Mr. Herman Dorfman and Lt. Thomas Damiani.

Signed,



Anne E. O'Connor
Town Clerk