

PUBLIC HEARING

Town Hall

12/18/68

8:15 PM

Present: Councilmen Brenner, Damiani, Frohling, Supervisor Mundt
Town Clerk Anne E. O'Connor
Town Attorney
1st Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in Charge of Special Districts

RE: PROPOSED SPECIAL ROAD IMPROVEMENT - AVENUE C, NANUET, N. Y. :

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

Special Road improvement consists of paving approximately 200 lineal feet Maximum amount proposed to be expended for said improvement is the sum of and not to exceed \$3,000.00.

Alfred Berg, Town Engineer, sworn in and testified as follows:

Is familiar with Avenue C in Nanuet, amount of \$3,000.00 for paving correct amount. All property owners who will benefit are within proposed district. All property owners within proposed improvement will benefit. Would be in the public interest to improve because will provide hard surface road for properties.

There are only four homeowners on road; they are all interested in improvement.

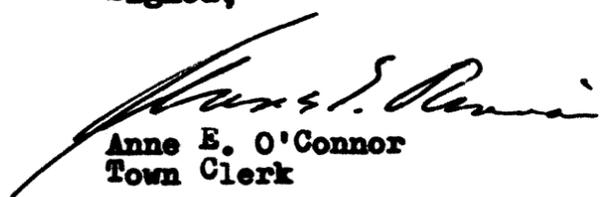
No one present from Avenue C., Nanuet.

IN FAVOR: None

OPPOSED: None

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

Signed,


Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

12/18/68

8:30 PM

Present: Councilmen Brenner, Damiani, Frohling, Supervisor Mundt
Town Clerk
Town Attorney
1st Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in Charge of Special Districts

RE: PROPOSED ZONE CHANGE APPLICATION - BELLA FISHER (R40 to R 22)
PROPERTY ON WEST SIDE BREWERY ROAD, NEW CITY:

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

Recommendations from Planning Boards read into record as follows:

COUNTY PLANNING BOARD: Not within 500 feet of county or state road or facility. No jurisdiction.

TOWN PLANNING BOARD: Deny. Not in conformance with Town Development Plan. Granting of the requested change would open the door to further downzoning, also contrary to the Town Development Plan.

Mr. D. Tirchwell appeared before the Town Board as attorney for petitioner and stated the following:

Subdivision built on ½ acre lots; two lots from this subdivision ~~some~~ into this parcel of property. When this parcel is developed, you will have 1-½ acre lots abutting the acre lots.

At the other end of property at the southwest corner, stub amounting to two acres. If petition is granted, client will give to town or school district, this parcel of land and to be developed in such a way as to be agreeable for the owner and either to town or the school district. Would be a good location for a playground (has no letter from school as yet). This is adjacent to school parking lot.

Surrounding area: R22 to the West
R22 to the South (one parcel down)
R22 to the North

Park which would be given to the town would be developed and be benefit to town.

Homes allowed under present zoning - 27 - 30; with zone change grant - 50 homes. Three year staging program - Client would agree.

Re Egress and Ingress: Parking lot of school abutts right at that point. Town Rec would have to go through school property to go into that parcel? Answer: Yes.

Attorney for petitioner was instructed to get letter from school indicating whether or not it is interested in parcel. Also letter from engineer stating that after this parcel is removed, exactly how many houses involved over those they can now construct.

IN FAVOR: Mr. Kilduff, 224 Brewery Road, New City
OPPOSED: None

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

Signed,


Anne E. O'Connor
Town Clerk

TOWN BOARD MEETING

Town Hall

12/18/68

8:00 PM

Present: Councilmen Brenner, Damiani, Frohling, Supervisor Mundt
Town Attorney
First Deputy Town Attorney
Deputy Town Attorney
Deputy Town Attorney in Charge of Special Districts
Town Clerk
Absent: Councilman Bolander

Supervisor Mundt called Town Board meeting to order.

(875) Councilman Frohling offered the following resolution:

Resolved, that minutes of Town Board meetings held on 11/29/68 and 12/4/68 are hereby approved and accepted by the Town Board as submitted by the Town Clerk.

Seconded by Councilman Brenner.

All voted Aye.

Town Engineer to submit recommendation re drainage complaint made by Mrs. Tomajko at Town Board meeting to be held on 12/31/68 at 1:00 PM.

(876) Councilman Frohling offered the following resolution:

RESOLVED, that based upon recommendation made by Director of Purchasing, two bids received for furnishing fourteen 1969 Police Patrol Cars - Four Door Sedans be rejected, and be it

FURTHER RESOLVED, that 1969 Police Patrol Cars be purchased on State Contract; the twelve cars for trade-in to be disposed of by advertising them at public bid after the new cars are delivered, and be it

FURTHER RESOLVED, that cost for State Contract Car (Chevrolet Biscayne with extras as specified) be purchased at cost of \$2,806.00 per car; \$39,284.00 Total.

Seconded by Councilman Damiani.

All voted Aye.

Letter from Stephen Leeman of the Historical Review Board read re proposed building zone amendment with respect to the 'Klein Tract', indicating that section should be incorporated in historical zone. Requested that when making change, if that is Town Board's intention, contact should be made with Historical Review Board for research to be made by them. (Town Clerk will forward copy of letter to members of the Town Board).

Letter re dedication of parklands - Thornwood Hills South road. Councilman Damiani suggested that same be tabled until next Town Board meeting. (Letter given to Councilman Damiani).

(877) Councilman Frohling offered the following resolution:

WHEREAS, Patrick Damiani has requested utilization of Section 280a4 of the Town Law in connection with subdivision known under the same name, and

WHEREAS, the Planning Board of the Town of Clarkstown has recommended approval of this request and utilization of this legislation,

NOW THEREFORE, be it

RESOLVED, that based upon recommendation of Merton E. Rawson, Chairman of the Clarkstown Planning Board, that in accordance with provisions of 280a4 of the Town Law, an "open development area" as shown on a map entitled "Patrick Damiani, Town of Clarkstown, Rockland County, N.Y. revision of December 14, 1966 prepared by Barbour, Jost & Boswell is hereby established wherein permits may be issued for the erection of structures to which access is given by the Clarkstown Planning Board.

Seconded by Councilman Brenner.

On roll call the vote was as follows:

AYES: Councilmen Brenner, Frohling, Supervisor Mundt
NOES: None
ABSTENTION: Councilman Damiani

RESOLVED, regular Town Board Meeting be adjourned in order to hold scheduled public hearings.

RESOLVED, scheduled public hearings having been held regular Town Board meeting is resumed.

(878) Council Brenner offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on the 20th day of November, 1968, has initiated the procedure for the improvement of the highway in said town known as Avenue C, Nanuet, Town of Clarkstown, New York by paving approximately 200 lineal feet thereof, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway is the sum of, and not to exceed \$3,000.00, and

WHEREAS, on the 20th day of November, 1968, the Town Board adopted an Order and entered the same in the minutes of its proceedings 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 December 2, 1968, and

WHEREAS, a copy of said Order certified by the Town Clerk was duly posted on the sign board of the Town and in five (5) public places along the portion of the street to be improved on the 2nd day of December, 1968, and

WHEREAS, the Town Board, after such hearing duly held on the 18th day of December, 1968, at 8:15 P.M. o'clock in the evening, 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 authorized the Town Engineer to 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 road, and be it

FURTHER RESOLVED, that deeds of conveyance be obtained for the portions of said road 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.

(879) Councilman Brenner offered the following resolution:

WHEREAS, a resolution dated October 16, 1968 was adopted authorizing the Superintendent of Highways to remove debris from the lot owned by Joseph Schuck and assessing the cost thereof against the owner of said lot, and

WHEREAS, an investigation was conducted by the Police Department on November 4, 1968 and the report thereon discloses that there is no improper dumping on the said premises in violation of Chapter 25 of the Code of the Town of Clarkstown as of the date of said inspection;

NOW THEREFORE, be it

RESOLVED, that the resolution dated October 16, 1968 be the same is hereby rescinded, and it is

FURTHER RESOLVED, that nothing herein shall be deemed to limit or prohibit the rights of any person as may exist against said Joseph Schuck.

Seconded by Councilman Damiani.

All voted Aye.

(880) Councilman Brenner offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign Hydrant Order (Inves. #6434) for installation by Spring Valley Water Co., Inc. of three (3) hydrants; one on north side of Bobwhite Lane, approximately 172' east of the east curb line of Woodthrush Drive; one (1) on north side of Robin Lane, approximately 40' east of the east of the east curb line of Woodthrush Drive, and one (1) on the west side of Meadowlark Drive, approximately 40' south of the south curb line of Robin Lane, West Nyack, New York.

Seconded by Councilman Frohling.

All voted Aye.

(881) Councilman Frohling offered the following resolution:

RESOLVED, that based upon recommendation of the Town Engineer, the amount of \$8,520.00 be drawn from Drainage Project #4 to alleviate drainage problems existing on Sable Court and Vicinity, West Nyack; Sadala, Conlan, Kravetz, Gaydos, Torjussin properties.

Seconded by Councilman Damiani.

All voted Aye.

Town Board signed Order Calling Public Hearing re petition for extension of the Clarkstown Consolidated Water Supply District to include WOODBROOK ESTATES -- 1/15/69 - 8:30 PM. (INSERT ORDER)

WHEREAS, a written Petition dated 12/11/68 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York, for the Extension of the Clarkstown Water Supply District in the said Town, to be bounded and described as follows:

Ordered, that a meeting of the Town Board of the said Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York in said Town of Clarkstown, on the 15th day of January, 1969 at 8:30 P.M. E.S. time to consider the said petition and to hear all persons interestd in the subject thereof, concerning the same and for such other action as may be required by the law or proper in the premises.

Dated 12/18/68

s/ Paul F. Mundt, Supervisor
s/ William Brenner, Councilman
s/ Philip J. Frohling, Jr., Councilman
s/ James V. Damiani, Councilman

SCHEDULE 'A'

ALL that tract, piece or parcel of land and premises, situate, lying and being in the Town of Clarkstown, Rockland County, New York, more particularly bounded and described as follows, viz:

BEGINNING at a point in the Southerly line of West Clarkstown Road (33' wide), where the same is intersected by the division line between lands now or formerly of Lorenzo Sinclair on the East and lands of Malan Development Corp. on the West; and running thence, (1) South 19° 33' 10" West 1270.76 feet along said division line to the Northerly line of lands now or formerly of Eulaine Realty Corp.; thence, (2) North 83° 53' 00" West 264.65 feet along the northerly line of Elinor Homes Co. to a point; thence, (3) North 85° 27' 53" West 334.04 feet still along the Northerly line of Elinor Homes Co. to a point; thence, (4) North 4° 32' 07" East 151.39 feet to a point; thence, (5) North 83° 55' 23" West 30.50 feet to a point; thence (6) North 6° 04' 37" East 168.62 feet to the Southerly line of lands now or formerly of Kenneth Klippel; thence, (7) South 78° 01' 04" East 148.80 feet along the same to the Westerly line of Gerke Avenue (50' wide); thence (8) North 19° 40' 56" East 231.31 feet along the Westerly line of Gerke Avenue to a point; thence, (9) South 70° 19' 04" East 50.00 feet to the Easterly line of Gerke Avenue; thence, (10) South 78° 01' 04" East 150.00 feet to a point; thence, (11) North 19° 40' 56" East 520.70 feet to a point; thence, (12) South 76° 15' 26" East 15.00 feet to a point; thence, (13) North 47° 38' 47" East 53.94 feet to a point; thence, (14) North 16° 06' 50" East 85.00 feet to a point; thence, (15) South 78° 01' 04" East 114.76 feet to a point in the Westerly line of Carlyle Avenue (50' wide); thence, (16) North 19° 40' 56" East 150.00 feet along the Westerly line of Carlyle Avenue to the Southerly line of West Clarkstown Road; thence, (17) South 78° 01' 04" East 192.67 feet along the Southerly line of West Clarkstown Road to the Point or Place of Beginning.

Letter of resignation received from Walter B. Rose, Jr., as member of the Advisory Traffic Safety Committee, effective January 1, 1969. Town Board accepted same with regret; Town Clerk will write to Mr. Rose extending thanks of the town for services rendered.

(882) Councilman Frohling offered the following resolution:

RESOLVED that the Highway Superintendent be instructed to place two(2) STOP signs at the apex of the inverted Y on Pipe-town Hill, westbound traffic on the north spur to STOP before entering intersection of suthern spur; westbound traffic on the southern spur to STOP before entering intersection of northern spur; Police Chief to supply Highway Department with diagram with exact locations of these signs.

Seconded by Councilman Brenner

All voted Aye.

Re public hearing scheduled for 8:30 this evening - Historical Review Board Designation), same cancelled by the Town Attorney's Office; they did not receive metes and bounds description necessary to publicize.

(883) Councilman Brenner offered the following resolution:

WHEREAS, a resolution was adopted on 11/20/68 setting public hearing for Historical Review Board Designation for 12/18/68 at 8:30 PM, and

WHEREAS, it is deemed advisable not to hold said public hearing,

NOW THEREFORE, be it,

RESOLVED, that resolution No. 823 adopted 11/20/68 is hereby rescinded, and be it

FURTHER RESOLVED, that date of public hearing re Historical Review Board Designation be re-scheduled for 2/5/69 at 8:15 PM.

Seconded by Councilman Damiani.

(884) Councilman Damiani offered the following resolution:

WHEREAS, the Town of Clarkstown accepted an escrow check in the amount of \$1,500.00 until the installation of sidewalks was completed by Eden Roc Estates, Inc. - Middlesex Heights, and

WHEREAS, the Town Engineer of the Town of Clarkstown advises that sidewalks have been satisfactorily installed and recommends the release of escrow check now therefoe be it

RESOLVED, that the Supervisor is hereby authorized to release said escrow check of \$1,500.00 from Tawn of Clarkstown, Guaranty Deposit Account.

Seconded by Councilman Frohling.

All voted Aye.

West Nyack Drainage Study submitted to the Town Board by Henry Horowitz, P.E. Copy given to each member of the Town Board.

(885) Councilman Frohling offered the following resolution:

WHEREAS, Bond Resolution of the Town of Clarkstown, New York, adopted December 18, 1968 authorizing the employment of experts to appraise the value of real property in said town, stating the estimated maximum cost thereof is \$125,000, appropriating said amount to finance the expense incurred therefor and authorizing issuance of \$125,00 serial bonds of said town to finance said appropriation.

The Town Board of the Town of Clarkstown, in the County of Rockland, New York, hereby RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) as follows:

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, is hereby authorized to employ experts to appraise the value of real property in the Town, to assist in the reassessment thereof for taxation. The estimated maximum cost of said specific object or purpose is \$125,000, including preliminary costs and costs incidental thereto and the financing thereof, and the said amount is hereby appropriated to finance the expense incurred therefor. The plan of financing is the issuance of \$125,000 serial bonds of the Town and the levy of a tax upon all the taxable real property in the Town to pay the principal of and the interest on said bonds when due.

Section 2. Serial bonds of the Town in the principal amount of \$125,000 are hereby authorized to be issued 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"), to finance said 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 Section 11.00 a. 53 of the Law, is five (5) years.

(b) Pursuant to the provisions of Section 107.00 d. 5 of the Law, current funds are not required to be provided prior to the issuance of bonds authorized by this resolution or of any notes issued in anticipation of said bonds.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds, shall contain the recital of validity prescribed by paragraph 52.00 of the Law and said bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a 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 irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation thereof, and provision shall be made annually in the budget 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 at maturity.

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 of paragraph 50.00 and paragraphs 56.00 and 60.00 of the Law, the powers and duties of the Board of Trustees relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds and any bond anticipation notes issued in anticipation of said bonds, 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 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.

Seconded by Councilman Brenner.

All voted Aye.

(886) 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:

Section 1. The Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, is hereby directed to publish the foregoing bond resolution, in full, in "THE JOURNAL-NEWS," a newspaper published in the Village of Nyack, New York, and having a general circulation in said 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.

Section 2. This resolution shall take effect immediately.

Seconded by Councilman Damiani.

All voted Aye.

(887) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to have a comprehensive revaluation of real property assessments in the Town of Clarkstown, and

WHEREAS, proposals have been submitted by various companies having experts in the field, and

WHEREAS, the WILLIAM J. RICHARDS CO., INC. located at 347 Hudson Street, Cornwall on Hudson, New York, has submitted a proposal in the amount of \$122,100.00, and

WHEREAS, it is the opinion of the Town Board of the Town of Clarkstown that this proposal most satisfactorily meets the requirements of the revaluation project;

NOW THEREFORE, be it

RESOLVED, that the proposal of WILLIAM J. RICHARDS CO., INC. to do the revaluation work for the price of \$122,100 is hereby accepted, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a contract with WILLIAM J. RICHARDS CO., INC. for the performance of the revaluation work at the said price of \$122,100.00.

Seconded by Councilman Damiani.

All voted Aye.

(888) Councilman Brenner offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deed from: G.X. MATHEWS CO. & MARJORIE T. MATHEWS to the Town of Clarkstown conveying: 206.47 l.f. Highland Avenue, West Nyack, N. Y. be accepted, and be it

FURTHER RESOLVED, that said roads be included in the Town Highway System, and that the Town Attorney be directed to record the deed.

Seconded by Councilman Frohling.

All voted Aye.

Re proposed Leland Estates Road Dedication, Councilman Damiani brought up matter of stream behind recreation area; although promised, stream not cleaned. Their request for road dedication held.

(889) Councilman Damiani offered the following resolution:

WHEREAS, it would be in the interest of the Town of Clarkstown to have the information available at said workshop imparted to various officers and employees of the Town of Clarkstown;

WHEREAS, the Practising Law Institute is having a workshop in Municipal Bond Financing on February 13, 14 and 15, 1969 at the Park Sheraton Hotel, New York City, New York, and

NOW THEREFORE, be it

RESOLVED, that the following persons are authorized attend said workshop in Municipal Bond Financing:

MURRAY N. JACOBSON
GEORGE GERBER

and be it

FURTHER RESOLVED, that the tuition for said workshop, to wit, \$150.00 per person shall be a town of Clarkstown as well as any other expenses provided for by law.

Seconded by Councilman Frohling.

All voted Aye.

(890) Councilman Brenner offered the following resolution:

RESOLVED, reserve decision on zone change application made by BELLA FISHER R40 to R22 - for property located on West side of Brewery Road, New City, N.Y.

Seconded by Councilman Damiani.

All voted Aye.

(891) Councilman Brenner offered the following resolution:

WHEREAS, Sewer District No. 16 requires an easement from Angelo P. La Mantia and Carmela La Mantia, his wife, and

WHEREAS, it has been agreed to pay the sum of \$450.00 for said easement;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accepts said easement from Angelo P. La Mantia and Carmela La Mantia, his wife, on behalf of Sewer District No. 16 at a cost to the district of \$450.00, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to sign approving said easement and to record same in the Office of the Clerk of the County of Rockland.

Seconded by Councilman Hamiani.

All voted Aye.

(892) Councilman Frohling offered the following resolution:

WHEREAS, damage has been done to the culverts under First Street, Nanuet, N.Y. for the passage of the Naurashaun Brook, and

WHEREAS, the culpability for said damage has not yet been fixed, and

WHEREAS, the cost of repair of said culverts is in the amount of \$20,000.00, and

WHEREAS, it has been recommended by the Town Engineer and the drainage consultant for the Town of Clarkstown that said work is necessary in order to prevent flooding conditions in the surrounding properties;

NOW THEREFORE, be it

RESOLVED, that the culverts under First Street in Nanuet, New York, shall be repaired at a cost not to exceed \$20,000 and be it

FURTHER RESOLVED, that an investigation shall be made to determine who is liable for the destruction of said culverts and, upon fixing the culpability for said destruction, the Town Attorney is hereby directed to commence action against said culprits for the reimbursement of the sum of \$20,000.00 to the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Town Attorney, Mr. Charles Adams Jr. and Mr. George Suttie, Consulting Engineer, and the Town Engineer, are hereby directed to determine culpability and to report back to this Town Board no later than 1/15/69

Seconded by Councilman Brenner.

All voted Aye.

(893) Councilman Frohling offered the following resolution:

WHEREAS, damage has been done to the culverts under First Street, Nanuet, New York, for the passage of the Naurashaun Brook, and

WHEREAS, the culpability for said damage has not yet been fixed, and

WHEREAS, the cost of repair of said culverts is in the amount of \$20,000.00, and

WHEREAS, it has been recommended by the Town Engineer and the drainage consultant for the Town of Clarkstown that said work is necessary in order to prevent flooding conditions in the surrounding properties;

NOW THEREFORE, be it

RESOLVED, that the culverts under First Street in Nanuet, New York, shall be repaired at a cost not to exceed \$20,000.00, and be it

FURTHER RESOLVED, that the sum of \$20,000.00 shall be taken from drainage bond issue No. 4, to be used for this purpose, and be it

FURTHER RESOLVED, that an investigation shall be made to determine who is liable for the destruction of said culverts and, upon

continued:

fixing the culpability for said destruction, The Town Attorney is hereby directed to commence action against said culprits for the reimbursement of the sum of \$20,000.00 to the Town of Clarkstown.

Seconded by Councilman Brenner.

All voted Aye.

Mr. Karl D. Schreier, 21 West Palmer Avenue, Nanuet, N.Y. appeared before the Town Board seeking information in connection with Dyke's Park Road Improvement public hearing held on the 4th. Supervisor instructed him to contact Mr. Huggins; Town Clerk will supply him with copy of minutes taken at public hearing.

(894) Councilman Brenner offered the following resolution:

WHEREAS, Charles A. Thorne and Antoinette Thorne, his wife, residing at West Clarkstown Road, Spring Valley, New York, and Mobil Oil Company, Inc. a corporation having an office at 89 Edison Avenue, Mount Vernon, New York, desire to receive sewer service from Sewer District No. 9 of the Town of Clarkstown, and

WHEREAS, Sewer District No. 9 of the Town of Clarkstown can accommodate this property, and

WHEREAS, upon the recommendation of the Town Engineer and the Office of Town Attorney, the Town of Clarkstown is agreeable to providing sewer service for this property situated at West Clarkstown Road, Spring Valley, New York;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with said Charles A. Thorne and Antoinette Thorne, his wife, and Mobil Oil Company, Inc. to provide sewer service from Sewer District No. 9 for said property situated at West Clarkstown Road, Spring Valley, New York.

Seconded by Councilman Frohling.

All voted Aye.

(895) Councilman Damiani offered the following resolution:

RESOLVED, that the application of Ellis M. and Marion Peterson, Joseph Pych, and Harry and Cathryn Dillon for a change of zoning from an R22 District to a CS district, on property located on East side of Route 303, W. Nyack, Town of Clarkstown, County of Rockland and State of New York 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 Brenner.

All voted Aye.

(896) Councilman Brenner offered the following resolution:

WHEREAS, an agreement has been executed between the Town of Clarkstown and Henry Horowitz concerning the survey and engineering work necessary in connection with the first stage of the Valley Cottage Mall project, and

WHEREAS, said contract calls for the payment of \$1,000 upon the execution of same, and

WHEREAS, financing by general obligation bonds have been authorized for the above referenced Stage One of the Valley Cottage Hamlet Center Plan but it is deemed not advisable to issue bond anticipation notes to pay for this sum at this time,

NOW THEREFORE, be it

RESOLVED, pursuant to Sec. 165.10 of the Local Finance Law, the supervisor is hereby authorized to transfer from Current Surplus General the sum of \$1,000 to VALLEY COTTAGE CENTER PLAN ACCOUNT to pay the sum of \$1,000 pursuant to the terms of said contract; said amount to be reimbursed to Current Surplus General upon the issuance of bond anticipation notes; and suitable records shall be maintained of the temporary diversion of such funds herein authorized.

Seconded by Councilman Damiani.

All voted Aye.

(897) Councilman Damiani offered the following resolution:

WHEREAS, Sewer District No. 23 requires an easement from Clarkstown Central School District No. 1, and

WHEREAS, Sewer District No. 23 commenced condemnation proceedings against Clarkstown Central School District No. 1 for the purpose of condemning said easement, and

WHEREAS, an agreement has been made to settle said action and enter into a stipulation for condemnation for the agreed price of \$1,000 plus the performance of certain work by the sewer district, and

WHEREAS, the approval of said stipulation by the Town Board is recommended by the attorney for Sewer District No. 23 and the Deputy Town Attorney for Special Districts and the Sewer Coordinator of the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby approved said stipulation of settlement, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby instructs the attorney for Sewer District No. 23 to take all necessary actions in regard to said stipulation.

Seconded by Councilman Frohling.

All voted Aye.

(898) Councilman Damiani offered the following resolution:

WHEREAS, pursuant to Sec. 200 of the Town Law, the Town Board is desirous of improving that street known as Pierce Street in Nanuet, Town of Clarkstown, New York, and

WHEREAS, the property to be improved has been surveyed and the lines and grades thereof are established and such survey is filed in the Town Clerk's Office, and

WHEREAS, the maximum amount proposed to be expended is \$11,000 and the area benefited is as follows:

SCHEDULE A

ALL that plot, piece, parcel of land lying, situate and being in the Town of Clarkstown, County of Rockland and State of New York more particularly described as follows:

BEGINNING at a point located at the intersection of the easterly side of College Avenue and the southerly side of proposed Pierce Street on a course of N 14° 36' 44" E a distance of 34.01 feet; thence, S 89° 18' 00" E a distance of 780.50 feet; thence, S 6° 47' 50" W a distance of 33.19 feet; thence, N 89° 18' 00" W a distance of 785.15 feet to the point or place of BEGINNING.

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 in Sewer District No. 35 (herein called "District"), proposed to be established in the Town, consisting of construction of lateral sewers within the District tributary to the proposed Rockland County Sewer District intercepting sewers through the existing sewage collection system of Sewer District No. 20, in said Town, including manholes, house connection stubs brought to a point one foot beyond the edge of roads, two pumping stations and necessary force mains, and all other appurtenances required for a complete lateral sewer system, and acquisition of necessary land and rights in land, including the rights of permanent use of the sewage collection system in said Sewer District No. 20, and original equipment, machinery and apparatus, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, said Town Board has determined to proceed with the establishment of the proposed District and the construction of such lateral sewer system therein; and

WHEREAS, the proposed District is more particularly bounded and described as follows:

All the map, block and lot numbers herein mentioned or described refer to the tax maps of the Town of Clarkstown, Rockland County, New York for the year of 1968 on file in the Town Assessor's office located in the Town Hall, 10 Maple Avenue, New City, New York.

Easterly Boundary

Beginning at a point located on the easterly right-of-way line Route 9W, which point is the southwesterly corner of lot 140-A5; thence northerly along the easterly right-of-way line of Route 9W to its intersection with the southerly right-of-way line of Lake Road; thence northerly across Lake Road to the southwesterly corner of lot 141-A-5; thence northerly along the westerly boundary of said lot 141-A-5 to southwesterly corner of lot 141-A-6.04; thence easterly along the southerly boundary of said lot 141-A-6.04 to the southeasterly corner of said lot 141-A-6.04; thence northerly along the easterly boundaries of lots 141-A-6.04 and 6.05 to the northeasterly corner of lot 141-A-6.05; thence generally easterly along the southerly boundaries of lots 141-A-6.06 and 3.02 to the southeasterly corner of lot 141-A-3.02; thence northerly along the easterly boundary of said lot 141-A-3.02 to the southerly right-a-way line of Doctor Davies Road; thence northerly across Doctor Davies Road to the northerly right-of-way line of Doctor Davies Road; thence northwesterly along the said northerly right-of-way line of Doctor Davies Road to the southwesterly corner of lot 141-A-1; thence northerly along the easterly boundary of lot 141-A-19 to the northeasterly corner of lot 141-A-19; thence northerly along the easterly boundary of lots 142-A-3 and 5.01 to the northeasterly corner of lot 142-A-5.01; thence along the southerly boundary of lot 142-A-5.02 to the southeasterly

continued

corner of lot 142-A-5.02; thence northerly along the easterly boundary of said lot 142-A-5.02 to the northeasterly corner of said lot 142-A-5.02; thence westerly along the northerly boundary of lot 142-A-5.02 to the southeasterly corner of lot 142-A-5; thence northerly along the easterly boundary of said lot 141-A-5 to the northeasterly corner of said lot 141-A-5; thence southwesterly along the northerly boundary of said lot 141-A-5 to the southern most corner of lot 142-A-6; thence northerly along the westerly boundary of lot 142-A-6 to the northwesterly corner of lot 142-A-6; thence northeasterly along the southerly boundary of lot 142-A-5.05 to the southeasterly corner of said lot 142-A-5.05; thence generally northerly along the easterly boundaries of lots 142-A-5.05 and 143-A-2 to the northernmost corner of said lot 143-A-2;

Northerly Boundary

thence southerly along the westerly boundary of lot 143-A-2 to its intersection with the easterly right-of-way line of Route 9W; thence southwesterly, crossing Route 9W to the southeasterly corner of lot 129-A-5; thence southwesterly along the southerly boundary of said lot 129-A-5 to a point which is located on the right-of-way line at the end of Hemlock Drive; thence northerly and westerly along the easterly and northerly right-of-way lines of Hemlock Drive to its intersection with the easterly right-of-way line of Route 303; thence westerly across Route 303 to the northeasterly corner of lot 128-A-5.01; thence westerly along the northerly boundary of lot 128-A-5.01 to the northwesterly corner of said lot 128-A-5.01; thence generally westerly along the northerly boundary of lot 128-A-16 to the northeasterly corner of lot 128-A-15.01; thence westerly along the northerly boundary of said lot 128-A-15.01, and across the Penn-Central Railroad right-of-way to a point on the easterly boundary of lot 128-A-14.19; thence southerly along the easterly boundary of said lot 128-A-14.19 to the southeasterly corner of said lot 128-A-14.19; thence westerly along the southerly boundary of said lot 128-A-14.19 to the southeasterly corner of lot 128-A-14.03; thence generally westerly along the southerly boundary of said lot 128-A-14.03; thence northerly along the easterly boundaries of lot 128-A-9 and 10 to the northeasterly corner of lot 128-A-10; thence westerly along the northerly boundary of lot 128-A-10 to the southwesterly corner of lot 128-A-14.01; thence northerly along the easterly right-of-way line of King's Highway, across the intersection of Glen Court and along the said easterly right-of-way line of King's Highway to the northwesterly corner of lot 128-A-14.02; thence easterly along the southerly boundary of lot 128-A-12 to the southeasterly corner of lot 128-A-12; thence northerly along the easterly boundaries of lots 128-A-12 and 13 to the northeasterly corner of lot 128-A-13; thence westerly along the northerly boundary of said lot 128-A-13 to the easterly right-of-way line of King's Highway; thence northerly along the said easterly right-of-way of King's Highway to the northwesterly corner of lot 128-A-14.12; thence westerly across King's Highway to the northeasterly corner of lot 114-A-19.05 thence westerly along the northerly boundary of said lot 114-A-19.05 to the northwesterly corner of said lot 114-A-19.05.

Westerly Boundary

thence southerly along the westerly boundary of lot 114-A-19.05 to a point on the northerly boundary of lot 114-A-19.06; thence westerly and southerly along the northerly and westerly boundaries of said lot 114-A-19.06 to a point on the northerly right-of-way line of Chester Avenue; thence southerly across Chester Avenue to a point on the southerly right-of-way line of Chester Avenue; thence westerly along the southerly right-of-way line of Chester Avenue to the said northwesterly corner of lot 114-A-20; thence southwesterly along the westerly boundary of said lot 114-A-20 to a point on the northerly right-of-way line of Central Avenue; thence easterly along the northerly right-of-way line of Central Avenue to a point 165 feet from the southeasterly corner of lot 114-A-30.01; thence southerly across Central Avenue to the northeasterly corner of lot 114-A-13.01;

continued

thence southerly along the easterly boundaries of lot 114-A-30.01 and 30 to the southeasterly corner of lot 114-A 30; thence easterly along the northerly right-of-way line of Holbrook Avenue to a point westerly boundary of lot 114-A-22 some 60 feet from the northwesterly corner of said lot 114-A-22; thence generally southerly along the westerly boundaries of lot 114-A-22 and 23.03 to the northerly right-of-way line of Waltham Avenue; thence westerly along the northerly right-of-way line of Waltham Avenue to a point opposite the northeasterly corner of lot 114-A-29; thence southerly across Waltham Avenue and along the easterly boundary of lot 114-A-29 to the southeasterly corner of lot 114-A-29; thence westerly along the southerly boundary of said lot 114-A-29 and across Beacon Street to a point on the westerly right-of-way line of Beacon Street some 100 feet from the northeasterly corner of lot 114-A-29.24; thence southerly along the said westerly right-of-way line of Beacon Street to its intersection with the northerly right-of-way line of Upton Avenue; thence westerly along the said northerly right-of-way line of Upton Avenue to its intersection with the easterly right-of-way line of Randolph Street; thence westerly across Randolph Street and along the southerly boundary of lot 114-A-29.37 to the southwest corner of lot 114-A-29.37; thence southeasterly across Upton Avenue to the northeasterly corner of lot 114-A-29.10; thence southerly along the westerly right-of-way line of Randolph Avenue to a point on the northerly boundary of lot 113-A-47.16 some 50 feet from the northeasterly corner of said lot 113-A-47.16; thence easterly along the said northerly border of lot 113-A-47.16 to the northwesterly corner of lot 113-A-46.17; thence southerly along the westerly boundaries of lots 113-A-46.17, 46.11 and 46.13 to the southeasterly corner of lot 113-A-47; thence westerly along the southerly border of lot 113-A-47 to the westerly right-of-way of Charles Street; thence southerly along the westerly right-of-way line of Charles Street to the northeasterly corner of lot 113-A-46.09; thence westerly and southerly along the northerly and westerly boundaries of lot 113-A-46.09 to the southwest corner of said lot 113-A-46.09; thence southerly across Park Avenue to the northwesterly corner of lot 113-A-46.12; thence southerly and easterly along the westerly and southerly boundaries of said lot 113-A-46.12 to the westerly right-of-way line of Charles Street; thence southerly along the westerly right-of-way line of Charles Street to the northeasterly corner of lot 113-A-46.08; thence westerly and southerly along the northerly and westerly boundaries of said lot 113-A-46.08 to the southwest corner of said lot 113-A-46.08; thence easterly along the southerly border of lot 113-A-46.08 some 20 feet to the point at which proposed Sewer District No. 35 shares the same boundary as existing sewer District No. 20;

Southerly Boundary

thence generally southwest along the northerly and easterly boundaries of existing Sewer District No. 20 to a point on the southerly boundary of lot 140-A-16.02 some 100 feet from the southwest corner of said lot 140-A-16.02; thence southeasterly along the northerly boundary of lot 140-A-14 to the westerly right-of-way line of "oute 9W"; thence across "oute 9" to the southwest corner of lot 140-A-5m the point and place of beginning.

and,

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$1,300,000, 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 proposed District which the Town Board shall deem especially benefitted 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,

continued

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 said Town, on the 5th day of Feb., 1969, at 8:30 o'clock P.M. (E.S.T.) to consider the proposed establishment of the District and the construction of such lateral sewer system therein, as herein referred to, and to hear all persons interestd 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 ROCKLAND COUNTY CITIZEN", a newspaper published in New City, New York, and the official newspaper of said Town, and post on the sign-board of said Town maintained pursuant to subdivision six of Section thirty of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: December 18, 1968

TOWN BOARD OF THE TOWN OF CLARKSTOWN

PRESENT:

Hon. Paul F. Mundt, Supervisor
William Brenner, Councilman
James Damiani, Councilman

Philip J. Frohling, Jr., Councilman

ORDER CALLING PUBLIC HEARING

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 in Sewer District No. 36 (herein called "District"), proposed to be established in the Town, consisting of construction of all lateral sewers within the District tributary to the County District Pumping Station at Old Route 304 and Pearl Lane which discharges area flow to the Lake DeForest inteceptor sewer, including manholes, house connection stubs brought to a point one foot beyond the edge of roads, a pumping station to be located at Old Route 304, just north of the Hackensack River, and force main, road resurfacing and all other appurtenances required for a complete lateral sewer system, and acquisition of necessary land and rights in land and original equipment, machinery and apparatus, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, said Town Board has determined to proceed with the establishment of the proposed District and the construction of such lateral sewer system therein; and

WHEREAS, the proposed District is more particularly bounded and described as follows:

All the map, block and lot numbers herein mentioned or described refer to the tax maps of the Town of Clarkstown, Rockland County, New York for the year 1968 on file in the Town Assessor's office located in the Town Hall, 10 Maple Avenue, New City, New York.

Easterly Boundary

Beginning at a point on the easterly side of Long Clove Road, which point is the southwesterly corner of lot 98-A-8; thence generally northerly along the easterly boundaries of lots 98-A-8, 6.01, 6, 5, 4 and 3 to the northeasterly corner of said lot 98-A-3; thence easterly along the southerly boundary of lot 98-A-2 to the southeasterly corner of said lot 98-A-2; thence northwesterly along the easterly boundary of said lot 98-A-2 to the northerly corner of said lot 98-A-2; thence northeasterly along the easterly right-of-way line of Long Clove Road to its intersection with Scratchup Road; thence generally northerly across Long Clove Road and along the easterly boundary of Scratchup Road to the intersection of Scratchup Road with South Mountain Road, thence northwesterly across South Mountain Road to the northerly right-of-way line of South Mountain Road; thence westerly along the said northerly right-of-way line of South Mountain Road to the southeasterly corner of lot 99-A-2;

Northerly Boundary

thence northerly along the easterly boundary of lots 99-A-2 and 2.01 to the northeasterly corner of said lot 99-A-2.01; thence westerly along the northerly boundary of said lot 99-A-2.01 to the northwesterly corner of said lot 99-A-2.01; thence generally westerly along the easterly and northerly boundaries of said lot 99-A-4, and along the northerly boundary of lot 99-A-6 to its intersection with the easterly boundary of lot 99-A-9.02; thence northerly along the easterly boundaries of lots 99-A-9.02 and 9.03 to the northeasterly corner of said lot 99-A-9.03; thence generally westerly along the northern boundaries of lots 99-A-9.03, 9.07 and 11 to the westernmost corner of said lot 99-A-11; thence easterly and southerly along the westerly boundary of said lot 99-A-11 to the northeasterly corner of lot 81-A-9; thence westerly along the northerly boundaries of lots 81-A-9 and 10 to the northwesterly corner of said lot 81-A-10; thence northerly along the easterly boundary of lot 81-A-8 to the northeasterly corner of said lot 81-A-8; thence westerly along the northerly boundary of said lot 81-A-8 to the northwesterly corner of said lot 81-A-8; thence southerly along the westerly boundary line of said lot 81-A-8 to a point which lies on the northerly boundary line of lot 81-A-13; thence easterly along the northerly boundary lines of lots 81-A-13, 14 and 15.01 to the northwesterly corner of lot 81-A-15.01; thence southerly along the westerly boundary of lot 81-A-15.01 to the southwesterly corner of said lot 81-A-15.01 which point is on the northerly right-of-way line of South Mountain Road; thence southerly crossing South Mountain Road to the northwesterly corner of lot 81-B-6; thence southerly along the westerly boundary of said lot 81-B-6 to a point which lies on the right-of-way line at the end of Sandstone Trail; thence westerly along the said right-of-way line at the end of Sandstone Trail and along the northerly boundary of lot 81-B-10.10 to the northwesterly corner of said lot 81-B-10.10; thence southerly along the westerly boundaries of lots 81-B-10.10 and 10.11 to the southwesterly corner of lot 81-B-10.11; thence westerly along the northerly boundary of lot 81-B-10.12 to the northwesterly corner of said lot 81-B-10.12; thence southerly along the westerly boundaries of lots 81-B-10.12 and 10.13 to the southwesterly corner of said lot 81-B-10.13; thence easterly along the southerly boundary of said lot 81-B-10.13 to the northwesterly corner of lot 81-B-15; thence southerly along the westerly boundary of said lot 81-B-15 to a point which lies on the northerly right-of-way line of Pine Lane and also the southeasterly corner of said lot 81-B-15;

thence westerly along the northerly right-of-way line of Evergreen Lane; thence southerly along the westerly right-of-way line of Evergreen Lane to the southerly right-of-way line of Wadybrook Lane; thence northwesterly across lot 80-A-4 and River Rise Road to the northeasterly corner of lot 80-A-15; thence westerly along the northerly boundary of lot 80-A-15 to the north westerly corner of said lot 80-A-15;

Westerly Boundary

thence southerly following the Demarest Kill along the westerly boundary of lot 80-A-15 to the southwesterly corner of said lot 80-A-15; thence southerly across Haverstraw Road to the northwesterly corner of lot 60-A-1; thence southerly along the westerly boundaries of lots 60-A-1, 80-B-36.10, 36.09 and 36.08 to the point of intersection with the northerly boundary of Sewer District No. 2;

Southerly Boundary

thence following the northerly and easterly boundaries of Sewer District No. 2 to a point which is the southwesterly corner of lot 79-A-6 and also the point where the boundary of existing Sewer District No. 2 and the boundary of proposed Sewer District No. 36 diverge; thence easterly along the southerly boundary of lots 79-A-6, 7, 8, 8.01 and 9 to the southeasterly corner of said lot 79-A-9; thence northeasterly across Goebel Road to the southwesterly corner of lot 79-A-1; thence northeasterly along the northerly right-of-way line of Route 304 to its intersection with the westerly right-of-way line of Ridge Road; thence across Ridge Road to the southernmost corner of lot 97-A-6; thence northeasterly along the northerly right-of-way line of Route 304 to its intersection with the westerly right-of-way line at Long Clove Road to the point of intersection of the easterly right-of-way line of Long Clove Road and the northerly right-of-way line of Route 304; thence northerly along the easterly right-of-way line of Long Clove Road to the westerly corner of lot 97-A-5; thence generally easterly, northerly and westerly around the boundaries of said lot 97-A-5 to its northerly corner and the easterly right-of-way line of Long Clove Road; thence northerly along the easterly right-of-way line of Long Clove Road to the southwesterly corner of lot 98-A-8, which point is the point and place of beginning.

and,

WHEREAS, the maximum amount proposed to be expended for the construction of said sewer system, as hereinabove described, is \$665,000, 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 proposed District which the Town Board shall deem especially benefitted 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 said Town, on the 5th day of Feb., 1969, at 8:45 o'clock P.M. (E.S.T.) to consider the proposed establishment of the District 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", the official newspaper of said Town, and post on the sign-board of said Town maintained pursuant to subdivision sic of Section thirty of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: December 18, 1968

TOWN BOARD OF THE TOWN OF CLARKSTOWN

PRESENT:

Hon. Paul F. Mundt, Supervisor
Philip J. Frohling, Jr., Councilman
James Damiani, Councilman
Philip J. Frohling, Jr., Councilman

(899) Councilman Damiani offered the following resolution:

WHEREAS, Malan Development Corporation, a New York corporation having its principal place of business at 56 Park Ave., Suffern, N.Y., desires to receive sewer service from Sewer District No. 9 of the Town of Clarkstown, and

WHEREAS, Sewer Dist. No. 9 of the Town of Clarkstown can accommodate this property, and

WHEREAS, upon the recommendation of the Town Engineer and the Office of the Town Attorney, the Town of Clarkstown is agreeable to providing sewer service for this property situate off West Clarkstown Rd., Spring Valley, New York;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with said Malan Development Corp., to provide sewer service from Sewer Dist. No. 9 for said property situate off W. Clarkstown Road, Spring Valley, N.Y.

Seconded by Councilman Frohling.

All voted Aye.

(900) Councilman Frohling offered the following resolution:

WHEREAS, the sum of \$1,347.58 remains in General Town Funds due to a transfer of \$2,647.58 from Town Hall Building Site Account, and

WHEREAS, an additional bill of \$1,260.00 for paving Town Hall Parking lot has been rendered by the Town of Clarkstown, Highway Department, now 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 said Town, on the 5th day of Feb., 1969, at 8:45 o'clock P.M. (E.S.T.) to consider the proposed establishment of the District 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", the official newspaper of said Town, and post on the sign-board of said Town maintained pursuant to subdivision six of Section thirty of the Town Law and conspicuously in at least five (5) public places within the proposed District, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: December 18, 1968

TOWN BOARD OF THE TOWN OF CLARKSTOWN

PRESENT:

Hon. Paul F. Mundt, Supervisor
Philip J. Frohling, Jr., Councilman
James Damiani, Councilman
Philip J. Frohling, Jr., Councilman

(899) Councilman Damiani offered the following resolution:

WHEREAS, Malan Development Corporation, a New York corporation having its principal place of business at 56 Park Ave., Suffern, N.Y., desires to receive sewer service from Sewer District No. 9 of the Town of Clarkstown, and

WHEREAS, Sewer Dist. No. 9 of the Town of Clarkstown can accommodate this property, and

WHEREAS, upon the recommendation of the Town Engineer and the Office of the Town Attorney, the Town of Clarkstown is agreeable to providing sewer service for this property situate off West Clarkstown Rd., Spring Valley, New York;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with said Malan Development Corp., to provide sewer service from Sewer Dist. No.9 for said property situate off W. Clarkstown Road, Spring Valley, N.Y.

Seconded by Councilman Frohling.

All voted Aye.

(900) Councilman Frohling offered the following resolution:

WHEREAS, the sum of \$1,347.58 remains in General Town Funds due to a transfer of \$2,647.58 from Town Hall Building Site Account, and

WHEREAS, an additional bill of \$1,260.00 for paving Town Hall Parking lot has been rendered by the Town of Clarkstown, Highway Department, now be it

RESOLVED, that the sum of \$1260.00 be paid from General Town Funds to Town of Clarkstown, Highway Department.

Seconded by Councilman Damiani.

All voted Aye.

(901) Councilman Frohling offered the following resolution:

WHEREAS, the Town Engineer has requested additional temporary help, now therefore, be it

RESOLVED, that the Supervisor be authorized to appoint Michael North, 4 Marcia Place, New City, N. Y. from December 23, 1968 to January 3, 1969, both at a salary of \$2.00 per hour.

Seconded by Councilman Brenner.

All voted Aye.

(902) Councilman Damiani offered the following resolution:

WHEREAS, the Supervisor has requested additional temporary help for the period of December 23, 1968 to January 3, 1969,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment of EUGENIA M. ADAMS of 33 Primrose Lane, New City, New York, to the position of Office Worker-Student at a salary of \$2.00 per hour, effective December 23, 1968.

Seconded by Councilman Frohling.

All voted Aye.

(903) Councilman Brenner offered the following resolution:

RESOLVED, that Richard Downes, 30 Barry Lane, Bardonia, New York, is hereby re-appointed to serve as member of the Clarkstown Sanitation Commission, to serve for a period of five years, term to commence on January 1, 1969 and expire on December 31, 1973, at an annual salary of \$330.00.

Seconded by Councilman Frohling.

All voted Aye.

(904) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment pending job classification of JOSEPHINE P. SCRIBANO of 3 Long Meadow Drive, New City, New York to the position of Sr. Stenographer, part time in Town Attorney's Office at a salary of \$2.53 per hour effective December 19, 1968.

(905) Councilman Brenner offered the following resolution:

WHEREAS, the Superintendent of Parks and Recreation has requested additional clerical help,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorize to execute the necessary Civil Service form for temporary appointment n/t/s thiry days, of VIRGINIA SCHERR, of 4 Richard Drive, West Nyack, New York, to the position of Clerk, at a salary of \$1.85 per hour effective retroactive to December 12, 1968.

Seconded by Councilman Damiani

All voted Aye.

(906) Councilman Brenner offered the following resolution:

WHEREAS, the Town Engineer has requested the appointment of an additional Sewer Inspector because of increased activities,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Provisional appointment, pending examination of HOWARD MEHL of 181 North Main Street, New City, New York, to the position of Sewer Inspector at a salary of \$6463.60 per annum, effective January 1, 1969 .

Seconded by Councilman Damiani.

All voted Aye.

(907) Councilman Brenner offered the following resolution:

WHEREAS, Stephen Leeman, Warren Inglese, and Patricia Paikin, are presently the members of the Historical Review Board and their terms will expire on December 31, 1968, and

WHEREAS, said members of the Historical Review Board have proven themselves to be well qualified;

RESOLVED, that Stephen Leeman be and is hereby appointed to serve for a period of three years; Warren Inglese to serve for a period of two years; and Patricia Paikin to serve for a period of one year, all beginning January 1, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(908) Councilman Brenner offered the following resolution:

WHEREAS, a resolution was adopted on November 29, 1968, appointing Ira Rumberg temporarily as Jr. Draftsman in the Town Engineer's Office, and

WHEREAS, it is deemed advisable at this time to rescind said resolution,

NOW THEREFORE, be it

RESOLVED, that Resolution #853 be rescinded.

Seconded by Councilman Damiani.

All voted Aye.

(909) Councilman Frohling offered the following resolution:

WHEREAS, the Town Engineer has requested additional help for the period of November 25, 1968 to December 3, 1968,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment of IRA RUMBERG of 2 Oak Lane, Nanuet, New York to the position of Laborer-Student, at a salary of \$2.78 per hour, effective and retroactive to November 25, 1968.

Seconded by Councilman Damiani.

All voted Aye.

(910) Councilman Frohling offered the following resolution:

WHEREAS, the Town Engineer has requested additional help for the period of December 23, 1968 to January 3, 1969,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment of IRA RUMBERG of 2 Oak Lane, Nanuet, New York, to the position of Laborer-Student at a salary of \$2.15 per hour effective December 23, 1968.

Seconded by Councilman Damiani.

All voted Aye.

(911) Councilman Frohling offered the following resolution:

WHEREAS, the Town of Clarkstown is in receipt of the following invoice:

SEYMOUR D. GURLITZ, Avenue C., Nanuet, New York
Re: Addition to Town Hall Facilities
Due for Architectural Services Rendered
10/1/68 through 11/30/68

WHEREAS, the Town Board of the Town of Clarkstown has authorized the above to prepare plans and specifications for Town Hall addition and

WHEREAS, it is contemplated that financing by general obligation bonds will be authorized upon completion of said plans and specifications but it is deemed not advisable to issue bond anticipation notes to pay for this invoice at this time,

NOW THEREFORE, be it

RESOLVED, pursuant to Sec. 165.10 of the Local Finance Law, the Supervisor is hereby authorized to transfer from Current Surplus General the sum of \$1,500.00 to Town Hall Building Site Account to pay for said invoice; said amount to be reimbursed to Current Surplus General upon the issuance of bond anticipation notes; and suitable records shall be maintained of the temporary diversion of such funds herein authorized.

Seconded by Councilman Brenner.

All voted Aye.

(912) Councilman Frohling offered the following resolution:

WHEREAS, outstanding bills to be charged to Highway Garage Construction have been presented by S.D. GURLITZ and H. HOROWITZ totaling \$85.69, and by GEORGE T. RENNART, plumbing and hearing totaling \$7,141.27, and

WHEREAS, payment of the above-described bills has been approved by the architect,

NOW THEREFORE, be it

RESOLVED, that the sum of \$7,226.96 be transferred from Current Surplus General to Highway Garage Construction Account, and be it

FURTHER RESOLVED, that S.D. GURLITZ AND H. HORCOWITZ AND GEORGE T. RENNART be paid from Highway Garage Construction Account.

Seconded by Councilman Brenner.

All voted Aye.

(913) Councilman Damiani offered the following resolution:

RESOLVED, that Mr. Karl Kirchner be retained by the Town to appraise the old Highway Garage property at cost to Town not to exceed \$300.00.

Seconded by Councilman Frohling.

All voted Aye.

Re continuing bad condition of fencing and debris in area of Grand Union shopping complex in Nanuet, Councilman Brenner requested that the Town Attorney look into implementing legislation to strengthen Town's fencing and screening ordinance. Mr. P. Finnegan of the Sanitation Commission will be requested to look into feasibility of town purchasing a receptacle to be placed in this area, said receptacle to be emptied by scavengers regularly. Councilman Brenner will pursue matter.

(914) Councilman Frohling offered the following resolution:

WHEREAS, Councilman Brenner has noted that legislation with regard to fencing and screening should be strengthened,

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby instructed to draw up a fencing ordinance with the assistance of the Building Inspector, and be it

FURTHER RESOLVED, that Councilman Frohling help assist in drawing up said ordinance.

Seconded by Councilman Brenner.

All voted Aye.

Town Clerk will contact owners of above-mentioned shopping complex to request that area be kept in better condition.

Councilman Damiani stated that safety light at four corners (Millich's Property) will be installed as soon as equipment received by contractor.

(915) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby instructed to install signs prohibiting dumping in front of Sanitary Fill Area on route 303, West Nyack.

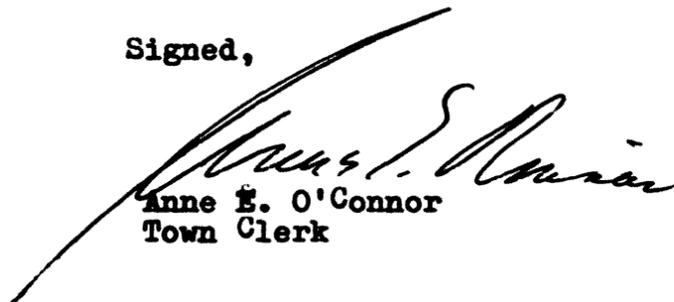
Seconded by Councilman Brenner.

All voted Aye.

TBM - 12/18/68

On resolution offered by Councilman Damiani, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned in memory of Carrie Seeger and Marcelle Doig.
Next Town Board meeting will be held on 12/31/68 at 1:00 P.M. at Town Hall.

Signed,



Anne E. O'Connor
Town Clerk