

TOWN BOARD MEETING

Town Hall

12/31/68

1:00 PM

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

Absent: Councilman Bolander

Supervisor called Town Board meeting to order.

(916) Councilman Damiani offered the following resolution:

RESOLVED, that time for receiving bids for furnishing Highway Department with three (3) Sand Spreaders is hereby closed, and be it

FUTHER RESOLVED, that any and all bids received up to and including this time are hereby ordered to be opened.

Seconded by Councilman Brenner.

All voted Aye.

The following bids were received:

- (1) TRIUS INC.
369 369 Duffy Avenue
Hicksville, N.Y. 11802 \$7799.00 NET BID
- (2) H. O. PENN MACHINERY CO., INC.
RD. 2, Noxon Rd., Poughkeepsie, N.Y. \$8498.25 NET BID

(917) Councilman Brenner offered the following resolution:

RESOLVED, based upon recommendation of the Superintendent of Highways, that bids for furnishing three (3) new 5 Cubic Yard Body-Type Sand, Salt and Stone Spreaders in accordance with specifications of the Highway Department, is hereby awarded to TRIUS INC., 369 DUFFY AVENUE, HICKSVILLE, N.Y., low bidder, at cost of \$7799.00

Seconded b Councilman Damiani.

All voted Aye.

(918) Councilman Damiani offered the following resolution:

WHEREAS, the Intercommunity Relations Council, Inc. operates a child development center and heretofore received a grant from the United States Government, Office of Economic Opportunity, and is eligible for a federal grant to the extent of 80% of its budget for the calender year 1969, and

WHEREAS, said Council is required by the terms of said grant to raise the balance thereof, 20%, by local participation, and

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WHEREAS, the Town of Clarkstown will benefit from the services rendered by the child development center and its appropriate share of said 20% budget is \$8,400;

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown contribute the sum of \$8,400 to the Intercommunity Relations Council, Inc. for the operation of its child development center, and it is

FURTHER RESOLVED, that said contribution be paid out of Current Surplus-General.

Seconded by Councilman Frohling.

All voted Aye.

(919) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown is concerned with adequate retirement benefits for the members of its Police Department, and

WHEREAS, the Town Board has agreed to permit the members of the Police Department to retire after 20 years service with a retirement pay to be computed at 50% of their respective salary as provided by law;

NOW THEREFORE, be it

RESOLVED, that the members of the Police Department be and are hereby entitled to retire after 20 years service with retirement pay to be computed at 50% of their final average salary in accordance with Section 384-D of the Retirement and Social Security Law, and it is

FURTHER RESOLVED, that all the additional cost and contributions therefor be paid by the Town of Clarkstown, and it is

FURTHER RESOLVED, that this resolution be effective beginning January 1, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(920) Councilman Brenner offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to deliver fill to the Tomajko property located on the north side of Hemingway Street, Congers in order to alleviate existing drainage problem, at cost not to exceed amount of \$1000.00

Seconded by Councilman Frohling.

All voted Aye.

Letter received from Mr. John Hekker suggesting that interior parks be turned over to a homeowners' association or a civic association, or whatever the Town Attorney would deem legal in order not to make said parks town liability.

(921) Councilman Damiani offered the following resolution:

RESOLVED, based upon the recommendation of the Clarkstown Planning Board and the Parks Board and Recreation Commission, that pocket parks be turned over to a Homeowners' Association as could be set up by the Town Attorney.

Seconded by Councilman Brenner.

All voted Aye.

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Re LeLand Estates road dedication, Town Engineer stated stream has been cleaned. He has sent memo to Town Attorney but does not know what status of dedication is. Town Attorney reported that upon recommendation of the Town Engineer, matter be held until 1/8/69 Town Board meeting for letter of intent which should be received from builder. Highway Superintendent mentioned that roads are alright; papers ready.

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

Royal Indemnity Co. Public Improvement Bond No. 573186
Amount: \$31,400.00
Brookdale Park, West Nyack

Royal Indemnity Co. Sanitary Sewer Bond No. 573187
Amount: \$5,100.00
Covers: Sewers- Brookdale Park, West Nyack

(922) Councilman Damiani offered the following resolution:

WHEREAS, the following has applied to the Town of Clarkstown for Certification of Registration in compliance with Section 34-6 of the Code of the Town of Clarkstown:

A to Z Home Improvements, Inc.,
150-A West Eckerson Road,
Spring Valley, 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. 68-26 to A to Z Home Improvements, Inc.

Seconded by Councilman Brenner.

All voted Aye.

(923) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Comptroller be and is hereby authorized to carry forward to 1969 the December 31, 1968 balances in the following accounts:

Redemption of Debt, Principal and Interest, Special Road
Improvement Districts

Town Hall Building Site
Fire Districts
Water Districts
Consolidated Light District #1
NYS Withholding Tax (Employees only)
Employees Withholding Tax for Social Security
NYS Employees Income Tax
New York City Employees Income Tax
Payment to state - Social Security - Town Share

Seconded by Councilman Brenner.

All voted Aye.

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(924) Councilman Damiani offered the following resolution:

RESOLVED, based upon recommendation of the Purchasing Director, that bid for furnishing Two (2) Motorola FM 20 Watt Mobile Transmitter Receiver Motorcycle Radios - 37.18 MC be awarded to Motorola Communications and Electronics, 1500 Pollitt Drive, Fairlawn, New Jersey at cost to town of \$2,224.00, and charged to Police Department Account.

Seconded by Councilman Brenner.

All voted Aye.

(925) Councilman Frohling offered the following resolution:

RESOLVED, that the firm of Barbour, Jost and Boswell is hereby authorized to complete the drainage study and draft the necessary plans to eliminate drainage problem existing at Lake Road Park, Congers which is located west of Kings Highway, at Bluebird and Parkside Drives at amount not to exceed \$5600.00, said amount to be taken from Money-in-Lieu of Land Account.

Seconded by Councilman Damiani.

All voted Aye.

(926) Councilman Frohling offered the following resolution:

RESOLVED, that a formal drainage study of area on south side of Convent Road and along the Erie Railroad right of way, Nanuet be undertaken by the firm of Atzl, Scatassa and Caruso, 39 South Main Street, New City, N.Y. at a cost to the town not to exceed the amount of \$1400.00, said amount to be taken from Drainage Project #4 Account.

Seconded by Councilman Brenner.

All voted Aye.

(927) Councilman Damiani offered the following resolution:

RESOLVED, that Mr. Harold Aber, 125 Massachusetts Avenue, Congers, N.Y. whose term of office on the Clarkstown Shade Tree Committee expires December 1968, be reappointed for a term of five years to December 31, 1973.

Seconded by Councilman Brenner.

All voted Aye.

(928) Councilman Frohling offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on May 13, 1968 that the position of Stenographer in the Recreation Department can now be created,

NOW THEREFORE, be it

RESOLVED, that said position is hereby created and be it

FURTHER RESOLVED, that the Rockland County Personnel Office has furnished Certificate of Eligibles CR-2 68-80, Stenographer, dated December 30, 1968, which contains the name of Annette Torre,

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NOW THEREFORE, be it

FURTHER RESOLVED, that Annette Torre is hereby appointed to the position of Stenographer at a salary of \$4,186.00 per annum, retroactive to December 30, 1968.

Seconded by Councilman Damiani.

All voted Aye.

(929) Councilman Damiani offered the following resolution:

WHEREAS, the Town Engineer has requested additional office help for the period of December 20, 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 Harriet Rothermel, 3 Surrey Lane, New City, New York to the position of Office Worker-Student at a salary of \$1.75 per hour, effective and retractive to December 20, 1968.

Seconded by Councilman Frohling.

All voted Aye.

(930) Councilman Frohling offered the following resolution:

WHEREAS, an advertisement for bids pursuant to the General Municipal Law Section 103 was duly made and returned, and

WHEREAS, it was decided that a significant cost saving could be effected if police cars were purchased through the State of New York, and

WHEREAS, due to an accident, one of our police cars was badly damaged and needs immediate replacement, and

WHEREAS, this need, in the opinion of this Town Board, falls within the provisions of Section 103, Subdivision 4 of the General Municipal Law and that immediate action is required which cannot await competitive bidding;

NOW THEREFORE, be it

RESOLVED, that the Director of Purchasing is hereby authorized to purchase one (1) Pontiac at a price not to exceed \$4186.61, less trade-in of \$1514.61, net price of \$2672.00.

Seconded by Councilman Brenner.

All voted Aye.

(931) Councilman Damiani offered the following resolution:

RESOLVED, that resolution #907 be amended as follows:

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

Seconded by Councilman Brenner.

All voted Aye.

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(932) Councilman Frohling offered the following resolution:

WHEREAS, Section 107 and Section 115 of the Town Law provides that Surplus Funds and Unexpended Balances of the Town may be used for any lawful Town purpose, now therefore be it

RESOLVED, that the Supervisor be authorized to transfer any Surplus Funds and Unexpended Balances to close the accounts of the Town for the year 1968.

Seconded by Councilman Damiani.

All voted Aye.

(933) Councilman Brenner offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to sign hydrant order #6335 - three (3) hydrants on Long Meadow Drive and Prides Crossing, New City.

Seconded By Councilman Frohling.

All voted Aye.

(934) Councilman Damiani offered the following resolution:

RESOLVED, that the Building and Zoning Inspector and six (6) members of his staff are hereby authorized to attend the twentieth annual Building Inspector's School to be held in New York City on Febuary 20, 21, 1969, and be it

FUTHER RESOLVED, that any and all expeses incurred be made a proper town charge.

Seconded by Councilman Damiani.

All voted Aye.

(935) Councilman Brenner offered the following resolution:

WHEREAS, the Clarkstown Planning Board has requested a sixty day extension for delivery of their recommendation in connection with HARRAM REALITY INC. ZONE CHANGE APPLICATION (R-7.5, R-15, R-40 & CS to RG-2 & CS) to Febuary 16, 1969,

NOW THEREFORE, be it

RESOLVED, that said request is granted by the Town Board.

Seconded by Councilman Damiani.

All voted Aye.

(936) Councilman Damiani offered the following resolution:

RESOLVED, that Orange & Rockland is hereby authorized to install one(1) 59,000 Lumen Mercury Vapor Flood Light at Recreation area- West Broadway & Waldron Avenue, Central Nyack at annual charge to town of \$192.60.

Seconded by Councilman Frohling.

All voted Aye.

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(937) Councilman Brenner offered the following resolution:

WHEREAS, the Sanitary Land Fill Rules and Regulations provide that the Town Dump be open through Friday between 8:00 a.m. and 4:30pm and on Saturdays between 8:00 AM and 2:30 PM, and

WHEREAS, the refuse collectors must stop the refuse collection in time to dispose of the same during the open hours of the Town Dump, and

WHEREAS, the heavy seasonal volume of refuse requires the collectors to extend their hours of collection;

NOW THEREFORE, be it

RESOLVED, that the Town Dump, through January 15, 1969, remain open on Saturdays from 8:00 AM to 4:30 PM and such additional hours on Mondays through Fridays as may be designated by the Supervisor of the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Dumpmaster, Nick Malone, be compensated for the additional hours as the Town Dump may be open through January 15, 1969 at overtime rate, and be it

FURTHER RESOLVED, that this resolution take effect immediately.

Seconded by Councilman Frohling.

All voted Aye.

Councilman Brenner suggested that there should be a double yellow line from Germonds all the way to Strawtown in Stonehedge (Rockford Dr.). Syd Jacobson not ready for dedication - Town Attorney will send Mr. Jacobson a letter re same.

Town Attorney's office was commended for their efforts re decision from Court of Appeals affirming our local law for licensing scavengers.

(938) Councilman Brenner offered the following resolution:

WHEREAS, Richard Downes was appointed for a period of one year to the Sanitation Commission, expiring 12/30/68, and

WHEREAS, the members were appointed for initially different terms from one to five years, to stagger expiration dates, and

WHEREAS, the appointments, after the initial term, were intended to be for five (5) years, now therefore, be it

RESOLVED, that Richard Downes be and is hereby re-appointed to the Sanitation Commission for a term of five years beginning January 1, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(939) Councilman Damiani offered the following resolution:

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RESOLVED, that the Police Department be commended for the fast and courteous service administered to the Al Witt family, and be it

FURTHER RESOLVED, that the Town Clerk be instructed to send Mr. Witt the good wishes of the Town Board.

Seconded by Councilman Frohling.

All voted Aye.

(940) Councilman Frohling offered the following resolution:

WHEREAS, on August 21, 1968 a resolution authorized the acquisition of certain lands as part of Stage 1 of the Valley Cottage Hamlet Center Plan and in connection therewith, there is a proposed relocation of the roads and streets, and

WHEREAS, many large shade trees, reputed to be over 100 years old, are in the vicinity of the roads and streets in said area, and

WHEREAS, Councilman Frohling expressed his concern on the date aforesaid and requested that all due care be taken to preserve said trees in the course of the proposed realignment of the roads and streets, and

WHEREAS, the Shade Tree Commission was made aware in August 1968 of the resolution adopted on August 21, 1968, and is concerned with the preservation of the shade trees in the area;

NOW THEREFORE, be it

RESOLVED, that the Shade Tree Commission examines the surveys and engineering plans in connection with the Valley Cottage Hamlet Center Plan and submit its recommendations to this Board with regard to the preservation of the shade trees as may be affected by reason of the proposed realignment as aforementioned.

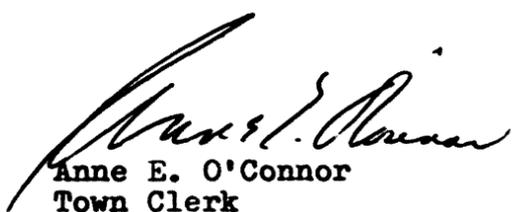
Seconded by Councilman Brenner.

All voted Aye.

Organization Meeting for the Year 1969 will be held on Wednesday, January 8, 1969 at 8:00 P.M.

Supervisor Mundt commended all employees for their efforts on behalf of the town for the year 1968. On resolution offered by Councilman Frohling, seconded by Councilman Brenner and unanimously adopted, last Town Board meeting for the year 1968 was adjourned until the Organization Meeting which will be held on Wednesday, January 8th, 1969 at 8:00 P.M.

Signed,


Anne E. O'Connor
Town Clerk