

PUBLIC HEARING

Town Hall

1/15/69

8:30 PM

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

RE: PROPOSED EXTENSION OF CONSOLIDATED WATER DISTRICT TO INCLUDE
WOODBROOK ESTATES:

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

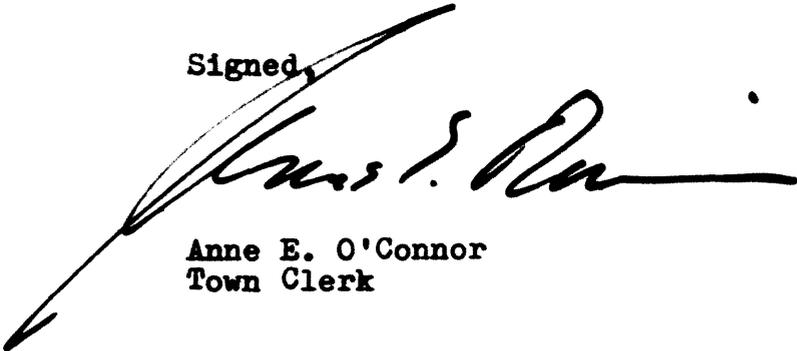
Alfred E. Berg, Town Engineer sworn in and testified as follows:

Proposed extension will benefit all the property owners within the proposed extension. All the property owners who will benefit from this proposed extension are included within the limits of the proposed extension.

Would be in the public interest to grant. Will provide fire protection for the safety and well-being of property and lives, and would bring about a reduction in fire insurance rates.

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

Signed,



Anne E. O'Connor
Town Clerk

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PUBLIC HEARING

Town Hall

1/15/69

8:45 PM

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

RE: PROPOSED SPECIAL ROAD IMPROVEMENT DISTRICT - PIERCE STREET,
NANUET, NEW YORK:

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

Murray N. Jacobson, Deputy Town Attorney for special districts explained petition as follows:

This is area to the east of College Ave., Nanuet; 33' wide and 785' long. Assessment will be made to persons on the street based on front footage over a period of 15 years.

Alfred E. Berg, Town Engineer, sworn in by Supervisor and testified as follows:

Proposed road improvement of Pierce St., Nanuet will benefit all property owners involved. All property owners who will benefit are included within the limits of the limits of the proposed improvement. Would be in the public interest to grant because it would provide acquisition to properties along this street. Area located to the east of College Ave., Nanuet. Property 33' wide and 785' long.

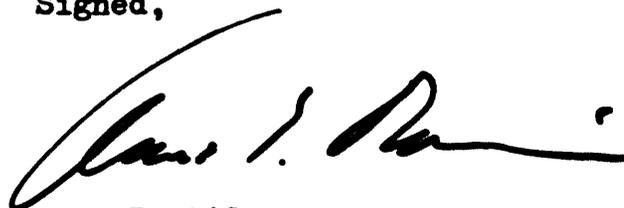
Mr. DeGraw of Pierce Street notified Town Board that although residents of street not present, all are, to his knowledge, in agreement and did not think it necessary to appear.

IN FAVOR: No one appeared.

OPPOSED: No one appeared.

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

Signed,



Anne E. O'Connor
Town Clerk

TOWN BOARD MEETING

000031

Town Hall

1/15/69

8:00 PM

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

Supervisor Mundt called Town Board meeting to order.

(30) Councilman Damiani offered the following resolution:

RESOLVED, that minutes of two (2) public hearings and regular Town Board meeting held on 12/18/68; and minutes to Town Board meeting held on 12/31/68 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Frohling.

All voted Aye.

(31) Councilman Frohling offered the following resolution:

RESOLVED, that time for receiving bids for Sewer 24-1 is hereby closed, and be it

FURTHER RESOLVED, that any and all bids received up to and including this time be opened.

Seconded by Councilman Bolander.

All voted Aye.

The following bids were received:

- (1) ALLSTATE ASSOCIATES
Verona, New Jersey.....\$366,585.90
- (2) EDWARD J. HUEGEL
Pearl River, New York.....\$376,122.00
- (3) THALLE CONSTRUCTION
Nyack, New York.....\$475,575.00
- (4) BECKERLE-BROWN
Pearl River, New York.....\$358,000.30

All bids turned over to consulting engineer; bid will be awarded at Town Board meeting to be held on 1/31/69 - 10:00 AM.

(32) Councilman Frohling offered the following resolution:

RESOLVED, that time for receiving bids for repair of culverts under First St., Manuet is hereby closed, and be it

FURTHER RESOLVED, that any and all bids received up to and including this time be opened.

Seconded by Councilman Bolander.

All voted Aye.

The following bids were received:

- (1) BECKERLE-BROWN, INC.
Pearl River, New York.....\$30,000.00
- (2) EDWARD J. HUEGEL
Pearl River, New York.....\$22,221.00
- (3) REDWOOD CONSTRUCTION CORP.
151 South Main Street
New City, New York.....\$17,600.00

(33) Councilman Damiani offered the following resolution:

RESOLVED, that the above mentioned bid was awarded to the Redwood Construction Corporation, for the repair of culverts under First Street, Nanuet, New York, at cost to Town of \$17,600.

Seconded by Councilman Frohling. All voted Aye.

(34) Councilman Brenner offered the following resolution:

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

Seconded by Councilman Bolander. All voted Aye.

(35) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Damiani. All voted Aye.

(36) Councilman Frohling offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deed from:

INTERSTATE PARK HOMES, NEW CITY, N.Y.
to the Town of Clarkstown conveying:

Old Brick Road	575 l.f.
Benton Court	300 l.f.
Birch Lane	510 l.f.

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 Brenner. All voted Aye.

(37) Councilman Damiani offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deed from:

RESOLUTION #37 continued:

LELAND ESTATES, WEST NYACK, N.Y.
to the Town of Clarkstown conveying:
Rockford Drive 1626 l.f.
Nuthatch Lane 1540 l.f.
Dearborn Road 980 l.f.
Danville Court 434 l.f.

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 Brenner.

All voted Aye.

Dedication of roads in Cragmere Estates West and dedication of Green Hill Court tabled by Town Attorney's Office for future date.

(38) Councilman Bolander offered the following resolution:

WHEREAS, CONGERS UNITED METHODIST CHURCH, is desirous of granting a drainage easement to the Town of Clarkstown located at 3 Old Haverstraw Road, Congers, N. Y.

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Congers United Methodist Church, covering premises located at 3 Old Haverstraw Road, Congers, N. Y. more particularly described in said easement dated the 10th day of January 1969.

Seconded by Councilman Damiani.

All voted Aye.

(39) Councilman Bolander offered the following resolution:

WHEREAS, ALFRED S. SCHAFFHAUSER and HELEN SCHAFFHAUSER, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 10 Pine Avenue, Congers, N. Y. (more particularly designated at Town of Clarkstown Tax Map reference Map 112 - Block A - Lot 22),

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Alfred S. Schaffhauser and Helen, his wife, covering premises located at 10 Pine Avenue, Congers, N.Y. more particularly described in said easement dated the 8th day of January, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(40) Councilman Bolander offered the following resolution:

WHEREAS, ALFRED S. SCHAFFHAUSER and HELEN SCHAFFHAUSER, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 10 Pine Avenue, Congers N.Y. (more particularly designated at Town of Clarkstown Tax Map reference Map 112 - Block A - Lot 21);

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RESOLUTION #40 continued:

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Alfred S. Schaffhauser and Helen Schaffhauser, his wife, covering premises located at 10 Pine Street, Congers N. Y.; more particularly described in said easement dated the 8th day of January, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(41) Councilman Bolander offered the following resolution:

WHEREAS, JAMES HUDSON and MARY HUDSON, his wife, are desirous of granting a drainage easement to the Town of Clarkstown located at 67 Endicott St., Congers, N. Y.

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from James Hudson and Mary Hudson, his wife, covering premises located at 67 Endicott St., Congers, N. Y., more particularly described in said easement dated the 8th day of January 1969.

Seconded by Councilman Damiani.

All voted Aye.

(42) Councilman Damiani offered the following resolution:

RESOLVED, that based upon the recommendation of the Chief of Police, two (2) NO PARKING signs be placed on the e/s of Whitman St., Congers, N. Y., said signs to be placed approximately 25 feet before and 25 feet after the turnaround area, and be it

FURTHER RESOLVED, that the Highway Superintendent be instructed to erect said signs.

Seconded by Councilman Brenner.

All voted Aye.

Town Engineer instructed to obtain several cost estimates in connection with fencing for Woodglen Elementary School - said estimates to be submitted at 1/31/69 - 10:00 AM Town Board Meeting.

Letter received from Town Planning Board recommending that temporary turnaround portion in Woodbrook Estates be vacated so that Lot C-8 may be conveyed without encumbrance to any future dedication of Carlyle Avenue to compensate appropriately for use of turnaround. (No discussion)

(43) Councilman Rohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to participate as a participating employer in the State Employees Health Insurance Plan and to include in such plan its officers and employees (and retired officers and employees), subject to and in accordance with the provisions of Article XI of the Civil Service Law and the Regulations governing the State Health Insurance Plan, as presently existing or hereafter amended, together with such provisions of the insurance contracts as may be approved by the President of the Civil Service Commission and any administrative rule or directive governing the plan;

RESOLUTION # 43 continued:

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby elects to participate as a participating employer in the State Employees Health Insurance plan as aforesaid.

Seconded by Councilman Damiani.

All voted Aye.

(44) Councilman Bolander offered the following resolution:

WHEREAS, the additional work load involved in programming the special district tax roll, to be levied with the 1969 State, Town and County Tax, has resulted in a delay in mailing said tax bills, and

WHEREAS, said tax bills will be mailed on or before Friday, January 17th, and

WHEREAS, the Town Board is desirous of affording the taxpayers of this town additional time to compensate for the delay in mailing;

NOW THEREFORE, be it

FURTHER RESOLVED, that those wishing to pay said tax, utilizing the installment option, shall be permitted to pay the first installment subject to the 1-~~1/2~~ service charge up to and including February 3, 1969, or by February 8, 1969 with interest of 1% added thereto. If the first installment is not paid on or before February 8, 1969, the total amount due must be paid on or before February 24, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(45) Councilman Bolander offered the following resolution:

WHEREAS, THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVED (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, hereby appropriates the amount of \$65,500 for the purchase of a trashmaster for the use of the Town, including the amount of \$7,500, being the trade-in value of the front end bucket loader presently owned by the Town, hereby authorized to be applied towards the payment of said cost. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$65,5000 and the plan of financing includes the application of said trade-in value of the front end bucket loader and the issuance of \$58,000 serial bonds of the Town to finance the balance of said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the principal of interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$58,000 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 the "Law"), to finance the portion of said appropriation not otherwise provided therefor.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of said specific object or purpose for which the bonds authorized pursuant to this resolution are to be issued, within the limitations of paragraph 11.00 a.29 of the Law, is five (5) years.

(b) Current funds are not required to be provided as a down payment prior to the issuance of the bonds hereby authorized or of any notes issued in anticipation of the sale of such bonds, in accordance with the provisions of paragraph 107.00 d. 5 of the Law.

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BOND RESOLUTION (45) continued:

(c) The proposed maturity of the bonds authorized by this resolution may not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any 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 serial bonds and any notes issued in anticipation of said bonds, 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 provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and pursuant to Section 30.00 of the Law relative to the authorization of the issuance of bond anticipation notes and of paragraph 50.00 and paragraphs 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds authorized by this resolution and of any notes authorized and 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 Damiani.

All voted Aye.

(46) Councilman Damiani 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 is hereby authorized and directed to publish the foregoing bond resolution, in full, in "THE JOURNAL-NEWS," a newspaper published in Nyack, New York, the official newspaper of said Town and having a general circulation therein, 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 Frohling.

All voted Aye.

Annual Reports for the year 1968 received from West Nyack Fire District and Director of Purchasing (reflecting 39% savings for town). Filed in Town Clerk's office.

Town Board signed Order extending Clarkstown Consolidated Water District to include Woodbrook Estates.

WHEREAS, a written Petition dated 12/11/68 in due form and containing 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:

SCHEDULE "A"

ALL that tract, piece or parcel of land and premises, 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 Mulaine Realty Corp.; thence, (2) North 83° 53' 00" West 264.65 feet along the Northerly line of Mulaine Realty Corp. and the Northerly line of Linor Homes Co. to a point; thence, (3) North 85° 27' 53" West 334.04 feet still along the Northerly line of Linor 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) South 76° 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.

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall of the 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 PM E. S. time to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Dated: 12/18/68

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

(47) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized, based upon recommendation of the Chief of Police, to install a full STOP sign at the sign at the southeast corner of Western Highway and West Nyack Road to replace the current Yield sign, sign to be placed so northbound traffic on Western Highway stop for traffic traveling east and west on West Nyack Road.

Seconded by Councilman Damiani.

All voted Aye.

(48) Councilman Brenner offered the following resolution:

WHEREAS, on December 18, 1968 and December 31, 1968, Resolutions Nos. 907 and 931 respectively were passed concerning appointment of members to the Historic Review Board for a staggered term of years, and

WHEREAS, Local Law No. 9-1967, which provided for the establishment of a Historic Review Board within the Town of Clarkstown, provided that the members appointed be appointed for a one-year term;

NOW THEREFORE, be it

RESOLVED, that resolutions Nos. 907 and 931 are hereby rescinded and that the following members are herewith appointed to the Historic Review Board to serve for a period of one year: Stephen Leeman, Warren Inglese, and Patricia Paiken.

Seconded by Councilman Damiani.

All voted Aye.

(49) Councilman Brenner offered the following resolution:

RESOLVED, that the Spring Valley Water Company is hereby authorized to relocate hydrant No. 25-38 located on the southeast corner of Route 9W and Rockland Lake Road due to reconstruction of intersection, said hydrant to be moved to the inside of the new curb.

Seconded by Councilman Frohling.

All voted Aye.

(50) Councilman Brenner offered the following resolution:

RESOLVED, that Spring Valley Water Company is hereby authorized to delete one hydrant on south side of Gilchrist Road, approximately 25 feet east of the east curb line of Stern Place (Inves. X-4446) which, upon advice received from the Spring Valley Water Company, should not have been included in the group of hydrants ordered since there is no existing water main in Gilchrist Road at this location.

Seconded by Councilman Damiani.

All voted Aye.

(51) Councilman Frohling offered the following resolution:

WHEREAS, certain easements are required in connection with lateral Sewer District No. 19 in the Town of Clarkstown, from Daniel G. Stark, owner of premises designated on the Clarkstown Tax Rolls on Map 78 Block A Lot 7 and,

RESOLUTION #51 continued:

WHEREAS, every effort has been made by the attorney assigned to Sewer District No. 19, Harry Waitzman, Esq., to acquire these easements by agreement, and it is deemed advisable to take necessary steps at this time to authorize condemnation proceedings if required;

NOW THEREFORE, be it

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

Dated: January 15, 1969

Seconded by Councilman Brenner.

All voted Aye.

(52) Councilman Brenner offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to provide the additional pension benefits of Sec. 75 E of the Retirement and Social Security Law as presently or hereafter amended, and entitled "guaranteed retirement benefits for employees of participating employers;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Clarkstown hereby elects to provide the additional pension benefits for employees or participating employers", and be it

FURTHER RESOLVED, that this election shall become effective with the payroll period beginning on the 1st day of January 1969.

Seconded by Councilman Frohling.

All voted Aye.

(53) Councilman Brenner offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to provide full additional cost for twenty year retirement plan concerning any member of its Police Department;

NOW THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown does hereby elect to pay on account of any members of its Police Department who has duly elected, or shall hereafter duly elect, to contribute the additional amount required for the purpose of retiring after twenty years of service as provided by Sec. 384-d of the Retirement and Social Security Law or any subsequent amendments thereto, the entire additional cost on account of the police service rendered by such officer or member of the Police Department prior to the date of the adoption of this resolution, and further agrees to pay the entire additional cost on account of police service rendered by such officer or member of the Police Department on and after January 1, 1969, and be it

FURTHER RESOLVED, that Resolution No. 919 adopted 12/31/68, is hereby rescinded.

Seconded by Councilman Frohling.

All voted Aye.

(54) Councilman Brenner offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution adopted on December 18, 1968, has initiated the procedure for the improvement of the highway in said Town known as Pierce Street, Nanuet, Town of Clarkstown, New York, by paving approximately 785.15 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, \$11,000, and

WHEREAS, on the 18th day of December, 1968, the Town Board adopted an Order and entered the same in the minutes of its proceeding reciting the adoption of the aforesaid resolution, the maximum amount proposed to be expended for the improvement, the area to be benefited as stated in the resolution, and specifying the time and place where said Board would meet to consider the resolution and to hear all persons interested in the subject thereof, and

WHEREAS, a copy of said Order certified by the Town Clerk was duly published in the Journal News on December 30, 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 (5) public places along the portion of the streets to be improved on the 30th day of December, 1968, and

WHEREAS, the Town Board, after such hearing duly held on the 15th day of January, 1969, at 8:45 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.

Dated: January 15, 1969

Seconded by Councilman Damiani.

All voted Aye.

Monthly Report for the month of December 1968 received from Zoning Board of Appeals.

(55) Councilman Bolander offered the following resolution:

WHEREAS, a comprehensive amendment to the Building Zone Ordinance of the Town of Clarkstown was adopted on June 30, 1967 and further amended, and

RESOLUTION #55 continued:

WHEREAS, the Town Board of the Town of Clarkstown desires to amend the comprehensive building zone amended ordinance of 1967;

NOW THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Section 264 of the Town Law, be held at the Clarkstown Town Hall, 10 Maple Avenue, New City, Rockland County, New York, in the Board Room thereof, on the 19th day of February, 1969, at 8:15 P.M., to consider the adoption of the following proposed amendment to the Town of Clarkstown Comprehensive Building Zone Amended Ordinance of 1967:

Delete Section 5.221 and insert in lieu thereof a new Section 5.221 as follows:

"5.221. An arbor, open trellis, flagpole, unroofed steps and unroofed terrace not to exceed one (1) foot above ground level, or recreation or drying-yard equipment, shall be permitted in any required yard, court, or usable open space without limitation." 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, the official newspaper of the Town, as aforesaid, and file proof thereof in the office of said Town Clerk.

Dated: January 15, 1969

Seconded by Councilman Brenner.

All voted Aye.

Mr. Malcolm Lauder, 341 Phillips Hill Rd., New City appeared before the Town Board re price-fixing statement made by Councilman Brenner in connection with sewer hookups. Councilman Brenner informed Mr. Lauder that his statement to the press and to the radio was that there was a possibility that it could exist, and that his primary concern was to see that the people of Clarkstown receive the best possible price they can get. Supervisor applauded Mr. Lauder for coming before the Town Board, and instructed the public to shop around for the best price they could get for their sewer hookups.

(56) Councilman Brenner offered the following resolution:

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

At-Will Plumbing & Hearing Services, Inc.
9 Johnsons Lane, New City, New York

Beckerle-Brown, Inc.
10 W. Jefferson Avenue., Pearl River, New York

William W. Conklin Excavators, Inc.
Blanchard Road, Stony Point, New York

Marcel L. Deligny
43 Sheridan Avenue, Congers, New York

F & S General Contracting
Route 304, New City, New York

Eugene Fehsal
8 Central Avenue, New City, New York

RESOLUTION #56 continued:

Ralph O. Heavner
Quaker Road
Pomona, New York

Kuhn's Plumbing & Heating Service, Inc.
17 So. Magnolia Street
Pearl River, New York

Joseph M. Leote
68 N. Pascack Road, Spring Valley, New York

Morris Miller
66 Elmwood Drive, New City, New York

Joseph F. Mutinsky, General Contractors, Inc.
65 N. Grant Avenue, Congers, New York

Römel Plumbing & Heating
37 Graywood Drive, Orangeburg, New York

Joseph S. Russell
561 Schaefer Avenue, Oradell, New Jersey

Scotty's Sewer Service, Inc.
341 Phillips Hill Road, New City, New York

Leo Tremper
77 Blauvelt Road, Nanuet, New York

Bibeau Construction Co., Inc.
274 Piermont Avenue, Hillsdale, New Jersey

Ernest F. Wiebicke, Jr.
172 Brewery Road, New City, New York

A to Z Home Improvements, Inc.
150 W. Eckerson Road, Spring Valley, New York

Argo Excavating Inc.
6 Drewry Lane, Tappan, New York

Robert S. Meyer Contracting Corp.
15 Green Hill Court, Nanuet, New York

Sewage Disposal S Stems, Inc.
2420 Tratman Avenue, Bronx, New York

NOW THEREFORE, be it

RESOLVED, that the following Certificates of Registration
be issued to:

- No. 69-1 to At-Will Plumbing & Heating Services, Inc.
- No. 69-2 to Beckerle-Brown, Inc.
- No. 69-3 to William W. Conklin Excavators, Inc.
- No. 69-4 to Marcel L. Deligny
- No. 69-5 to F & S General Contracting
- No. 69-6 to Eugene Fehsal
- No. 69-7 to Ralph O. Heavner
- No. 69-8 to Kuhn's Plumbing & Heating Service, Inc.
- No. 69-9 to Joseph M. Leote
- No. 69-10 to Morris Miller
- No. 69-11 to Joseph Mutinsky
- No. 69-12 to Romel Plumbing & Heating
- No. 69-13 to Joseph S. Russell
- No. 69-14 to Scotty's Sewer Service
- No. 69-15 to Leo Tremper
- No. 69-16 to A to Z Home Improvements, Inc.
- No. 69-17 to Argo Excavating Co., Inc.
- No. 69-18 to Robert S. Meyer Contracting Corp.
- No. 69-19 to Sewage Disposal Systems, Inc.
- No. 69-20 to Bibeau Construction Co., Inc.
- No. 69-21 to Ernest F. Wiebicke, Jr.

and be it

FURTHER RESOLVED, that the above certifications are subject to a first-inspection approval to be made by the Town Engineer.

Seconded by Councilman Frohling.

All voted Aye.

(57) Councilman Damiani offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 15th day of January, 1969, provided for a public hearing on the 19th day of February, at 8:30 P.M., to consider an amendment to Chapter 34 of the Code of the Town of Clarkstown entitled "Sewer District Regulations", and

WHEREAS, notice of said public hearing was duly published as required by law and said public hearing was duly held at the time and place specified in said notice:

NOW THEREFORE, be it

RESOLVED, that Chapter 34 of the Code of the Town of Clarkstown entitled "Sewer District Regulations" be amended as follows:

1. Amend Section 34-6, paragraph 1 (b) to read as follows:

(b) That said application is accompanied by bond with sureties acceptable to the Board, in the sum of not less than Five Thousand Dollars (\$5,000.00), guaranteeing:....

Add item (6) there to as follows:

"(6) The applicant, in order to establish that he is qualified to do such work in good workmanlike manner as required to complete, under the supervision of the Town Engineer, a practical demonstration and installation of a sewer hookup. Any certificate granted hereunder shall be issued subject to such satisfactory demonstration and installation under the supervision of the Town Engineer. For purposes of such demonstration of ability, the first sewer hookup accomplished by the applicant may be utilized to fulfill this requirement. However, nothing contained herein shall abrogate the requirement for inspection of each and every installation as hereinafter contained."

2. Amend Section 34-6, paragraph 2 by providing as follows:

"The applicant shall furnish certificates of public liability insurance in the sum One Hundred Thousand Dollars (\$100,000.00) and Three Hundred Thousand Dollars (\$300,000.00), which shall indemnify and save harmless the district and Town, its officers, agents and employees, from all suits and actions for the recovery of damages, money or otherwise, for and on account of any injury or damages resulting in death or otherwise, received or sustained by any person, persons or property, as a direct or indirect result of any work, labor or materials used by the applicant, and /or as a result of any act of omission or commission of said applicant. Said applicant shall have workmens' compensation insurance as required by law, and the applications shall be accompanied by certificates thereof, or by satisfactory proof of the exemption. All of said policies of insurance shall bear an endorsement in favor of the Town of Clarkstown."

Dated: February 19, 1969

Seconded by Councilman Bolander.

All voted Aye.

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Miss Lynn Van der Busch submitted her retirement from the Supervisor's Office and the Conservation Advisory Council. Town Board accepted same with regret. (Retirement effective as of 1/31/69 .)

Supervisor Mundt informed Town Board that re accidents at Routes 9W & 304 intersection he received communication of Mr. Burch McMoran of the State Traffic Commission. Director of Traffic Engineering and Safety was contacted; study has been made at this location to see if signalization is feasible. All aspects will be taken into consideration - whatever lights are necessary will be implemented immediately.

Mr. Paul Bavaro appeared before the Town Board re signalization at intersection of Third and Laurel Rds., New City. Councilman Frohling informed Mr. Bavaro that state has already been informed of the need for signalization at Cavalry Drive Third St. and Laurel Road as they intersect with Route 304. Councilman Frohling and Town Clerk Anne O'Connor will get together and again communicate with state re-iterating urgent need for signalization in these areas.

(58) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk re-contact the State Traffic Commission requesting that they take immediate action in connection with installation of traffic signals at intersections of Cavalry Drl, Laurel Rd. and Third Stl, New City as they intersect with Route 304, and be it

FURTHER RESOLVED, that Councilman Bolander is hereby authorized to make a complete study of traffic signalization, including complete survey for signalization of Route 304 from Route 59-A onward, re placement of signal lights.

Seconded by Councilman Damiani.

All voted Aye.

(59) Councilman Brenner offered the following resolution:

RESOLVED, that Orange and Rockland Utilities, Inc., is hereby authorized to install two (2) street lights on Pole #114 on Brewery Road and Pole #7 on Lawn Wood Place, New City, New York at an annual cost to the Town of Clarkstown of \$109.20.

Seconded by Councilman Frohling.

All voted Aye.

Councilman Frohling reported that he received letter from apartment house owner in vicinity of Pinewiew Estates, Nanuet re water in basement since construction of the subdivision. Meeting will be arranged with Messrs. Bergstol, Lagatella, Feist, Town Engineer, Supervisor and Councilman Frohling in attendance to resolve matter.

(60) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to advertise for bids for furnishing traffic signals in vicinity of Bradlee's Shopping complex situated on Route 304, New City, and be it

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RESOLUTION #60 continued:

FURTHER RESOLVED, that said bids be opened on 2/5/69 -
at 8:05 P.M.

Seconded by Councilman Damiani.

All voted Aye.

Highway Superintendent informed Town Board that lights
on New Valley Road should be completed by next week; on Germonds
and Burda - should be completed in two weeks.

(61) Councilman Damiani offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby
authorized to remove fallen trees on Pascack Brook in vicinity
of Will Rogers Lane.

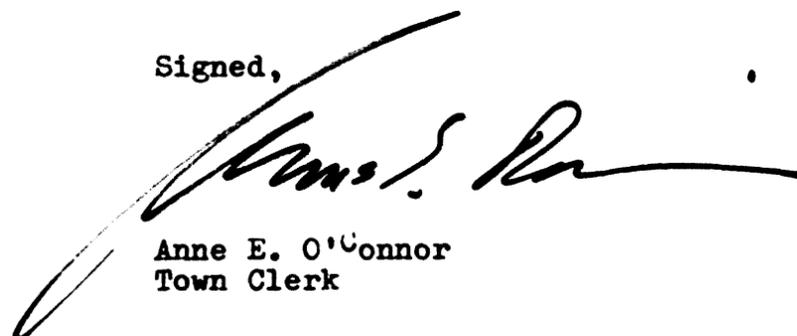
Seconded by Councilman Frohling.

All voted Aye.

Town Clerk instructed to contact the Department of
Transportation to determine if Smith St., Nanuet is to remain
as a state highway or a town highway.

On resolution offered by Councilman Bolander, second-
ed by Councilman Brenner and unanimously adopted, Town Board
meeting was adjourned until Wednesday, 2/19/69 at 8:00 P.M.

Signed,



Anne E. O'Connor
Town Clerk