

TOWN BOARD MEETING

Town Hall

1/31/69

10:00 A.M.

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

Supervisor Mundt called Town Board meeting to order at 10:00 A.M.

Mrs. Gertz, 193 Foxwood Drive, West Nyack (Cherry Hill), appeared before the Town Board re drainage problem. Councilman Brenner to go to site with Town Engineer before any recommendation is made. Matter tabled for 2/5/69 Town Board meeting.

Awarding of bid for Sewer 24-1 also tabled for 2/5/69 Town Board meeting.

(62) Councilman Damiani offered the following resolution:

RESOLVED, that based upon the recommendation of the Town Engineer the amount of \$280.00 be taken from the Sidewalk Construction Account for fencing at Woodglen Elementary School.

Seconded by Councilman Frohling.

All voted Aye.

In connection with drainage ditch, south side Ludvigh Road, Bardonia, Mr. Donald G. Partridge appeared before the Town Board requesting, on behalf of the owner, that town install pipe in the ditch to prevent further erosion of the adjoining owner's property. Meeting will be set up in Supervisor's Office with participants involved; Mr. Tillim, Mr. Partridge, Town Engineer, Town Attorney, Councilman Brenner, and Councilman Damiani. Town Clerk will notify all when time is set. (Messrs. Arbogast, Tillim and Boeggeman also requested to attend.) (Meeting will be held in Supervisor's Office, Wednesday, 2/5/69 at 11:00 A.M.)

(63) Councilman Damiani offered the following resolution:

WHEREAS, a resolution was adopted by the Town Board of the Town of Clarkstown on 12/18/68 authorizing George Gerber and Murray N. Jacobson to attend a workshop in Municipal Bond Financing by the Practicing Law Institute on 2/13/14 and 15, 1969 at the Park Sheraton Hotel, New York City, N. Y., and

WHEREAS, Hugh LaBonne has, since that time, been appointed Director of Finance in place of George Gerber;

NOW THEREFORE, be it

RESOLVED, that the prior resolution, dated 12/18/68 is hereby amended to substitute Hugh LaBonne for George Gerber as one of the two persons to attend the Practicing Law Institute workshop in Municipal Bond Financing.

Seconded by Councilman Brenner.

All voted Aye.

Re street light on Pole #6, in vicinity of residence of Mr. and Mrs. W. D. Gray, 31 Diane Drive, New City; Mr. Gray appeared before the Town Board objecting to same. Councilman Brenner explained to Mr. Gray that re placing of light, majority rules but he will check out size of light and report back to the Town Board.

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

Continental Casualty Co, Maint. bond #5447394  
 Russ-tic Estates Corp. Princ. Tavalacci, Co-Princ)  
 Amount: \$10,000  
 Period: One Year  
 Covers: Roads

(64) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to erect NO PARKING OR STANDING AREA sign on Lake Road, Valley Cottage on the north side of Lake Road between Route 303, west to the eastern most driveway of the Valley Cottage Grammer School; NO PARKING signs on the south side of Lake Road in this area to be replaced or straightened as needed.

Seconded by Councilman Damiani.

All voted Aye.

(65) Councilman Frohling offered the following resolution:

WHEREAS, the expense of putting an exit and entrance in the area of the Rockland Palza Shopping Center has been absorbed by the town, and

WHEREAS, sewer was installed in this area for approximately 120 feet which causes no control of traffic as it concerns the entrance and exit to the shopping center,

NOW THEREFORE, be it

RESOLVED, that the County Sewer Commission be requested at their expense to install an entrance and exit on Middletown Road, but, before doing so, said Sewer Commission be informed to consult with the Town of Clarkstown Advisory Traffic Committee, 10 Maple Avenue, New City, N.Y., of which Mr. John J. Moran is Chairman.

Seconded by Councilman Brenner.

All voted Aye.

Re the above, Councilman Frohling was requested to coordinated with Highway Superintendent, Police Chief, Sewer Commission and James Moran of the Town Advisory Traffic Committee.

(66) Councilman Frohling offered the following resolution:

WHEREAS, THERESA C. VOLINO and VITO J. VOLINO have executed an easement to the town for Sewer District No. 20, and

WHEREAS, said easement requires the execution by the Town of Clarkstown agreeing to certain stipulations contained therein and the payment of \$600.00 for said easement, and

WHEREAS, Michael J. Reeder, attorney for Sewer District No. 20, and Murray N. Jacobson, Deputy Town Attorney, recommend that said agreement be executed by the Town of Clarkstown and said fee paid;

(66) Resolution continued:  
NOW THEREFORE, be it  
RESOLVED,

1. That the Supervisor of the Town of Clarkstown if hereby authorized to execute said agreement on behalf of the Town, and

2. That Sewer District No. 20 is hereby authorized to pay the sum of \$600.00 for said easement.

Seconded by Councilman Brenner.

All voted Aye.

Town Attorney introduced Local Law re Junk Yards. After considerable discussion re regulation and licensing of junk yards; Supervisor requested that matter be place on 2/5/69 Town Board meeting agenda, Edward Murdock and Oscar Lutz, Building Inspector to acquaint Town Board with present procedure and enforcement in connection with junked cars.

Proposed resolution authorized Highway Superintendent to clean out the Naurashaun Brook (area between Grandway Shopping Center and First Street, Nanuet); monies to be taken from Drainage Project #4 Account; tabled for 2/5/69 Town Board meeting. Highway Superintendent requested to have cost amount ready.

(67) Councilman Damiani offered the following resolution:

WHEREAS, the Congers Volunteer Ambulance Corps, a non-profit volunteer organization, is contemplating the construction of a new ambulance building, and

WHEREAS, the construction of this building requires a building permit and would be subject to building permit fees as set forth in Sec. 46.7 of the Code of the Town of Clarkstown, and

WHEREAS, the Town Board is anxious to foster and aid this worthwhile volunteer service for the residents of Congers, Valley Cottage and Rockland Lake;

NOW THEREFORE, be it

~~FURTHER~~ RESOLVED, that the Town Clerk is authorized to furnish a certified copy of this resolution to the Building Inspector of the Town of Clarkstown.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from Village of Spring Valley notifying of public hearing in connection with proposed new zoning ordinance will resume on February 3, 1969 at the Village Hall premises 95 North Main Street, Spring Valley, New York. They sought comments pro or con with regard to the effect of such new proposed zoning ordinance. Town Board instructed Town Clerk to obtain map from Village of Spring Valley. (Town Attorney reported that according to newspaper notice, nothing detrimental for the Town of Clarkstown contained). Town Clerk will obtain map.

(68) Councilman Damiani offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of leasing premises from Lester Bittig as Executor of the Estate of Christian

(68) Resolution continued:

Schmidt, said premises being located on the West side of route 303 in West Nyack, New York;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a lease of said premises.

Seconded by Councilman Frohling.

All voted Aye.

(69) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to expedite Hydrant Order No. 6599 for one (1) hydrant located on north side of Prospect Avenue, approximately 252 feet west of the west curb line of Middletown Road, Nanuet, New York.

Seconded by Councilman Brenner.

All voted Aye.

Re recommendation from Charles Adams, Sewer Coordinator in connection with Martin E. Gannon drainage problem; he has referred same to George T. Suttie of Charles R. Velzy Associates, Inc. Mr. Eppinger of Charles R. Velzy Associates, Inc. notified Town Board that in the Spring (4/1/69) matter will be expedited. Mr. Gannon was instructed to contact Supervisor if not done by this date.

(70) Councilman Frohling 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:

Dri Plumbing & Heating, Inc.  
East Eckerson Road, Spring Valley, N. Y.

Ernest F. Giraudin, Sr., DBA Jace Contracting  
4 Pipers Glen, West Nyack, N. Y.

Malone & Hendrickson, Inc.  
53 Old Schoolhouse Road, New City, N. Y.

Jerry & Pat Plumbing & Heating, Inc.  
272 No. Main Street, Spring Valley, N. Y.

Torrioni, Thomas, & William Hollands, DBA T & H Constr.  
1 Raven Terrace, New City, N. Y.

Roy Thomas  
184 S. Franklin Street, Nyack, N. Y.

Jacob Van Cura, DBA Jake's Plumbing & Heating  
3 Old Ox Road, Central Nyack, N. Y.

Charles Demchuk  
92 Buchanan Street, Pearl River, N. Y.

Thomas J. Schnell, DBA Big Cat Septic Service  
35 So. Madison Avenue, Spring Valley, N.Y.

Roda Excavators, Inc.  
164 W. Nyack Road, West Nyack, N. Y.

Fletcher M. Brewer  
8 Gillis Avenue, Central Nyack, N. Y.

(70) Resolution continued:

Robert Woods  
2 Homerlee Avenue, Spring Valley, N. Y.

NOW THEREFORE, be it

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

- No. 69-22 to Ori Plumbing & Heating, Inc.
- No. 69-23 to Ernest F. Giraudin, Sr., DBA Pace Contracting
- No. 69-24 to Malone & Hendrickson, Inc.
- No. 69-25 to Jerry & Pat Plumbing & Heating, Inc.
- No. 69-26 to Torrioni, Thomas & William Hollands  
DBA T & H Construction Co.
- No. 69-27 to Roy Thomas
- No. 69-28 to Jacob Van Cura, DBA Jake's Plumbing & Heating
- No. 69-29 to Charles Demchuk
- No. 69-30 to Thomas J. Schnell, DBA Big Cat Septic Service
- No. 69-31 to Roda Excavators, Inc.
- No. 69-32 to Fletcher M. Brewer
- No. 69-33 to Robert Woods

Dated: January 31, 1969

Seconded by Councilman Damiani.

All voted Aye.

(71) Councilman Frohling offered the following resolution:

WHEREAS, the Town owns a 1964 Ford pickup truck which was damaged by another vehicle owned by George E. DeJong Contractors, Inc., and

WHEREAS, the damage to said vehicle owned by the Town was in the sum of \$439.17, which sum the insurance company for said contractor is now willing to pay;

NOW THEREFORE, be it

RESOLVED, that the supervisor be and is hereby authorized to execute a release of all claims by the Town of Clarkstown against said contractor for damage to a 1964 pickup Ford on October 2, 1968 for the sum of \$439.17.

Seconded by Councilman Damiani.

All voted Aye.

Letter received from Department of Transportation re town's request for traffic signals at Cavalry Drive, Third Street and Laurel Road all along Route 304 stating that matter has been referred to Mr. M. Gardeski of their Traffic Department for study and reply. They pointed out however, that a recent and exhaustive study was made of the Third Street intersection with the request for signalization being denied. Councilman Bolander, at the 2/5/69 Town Board meeting, wishes to have 1/15/69 resolution directing him to investigate, in lieu of the fact that state has done same.

(72) Councilman Brenner offered the following resolution:

RESOLVED, that the Town Board meeting be adjourned until 2:00 P.M.

Seconded by Councilman Bolander.

All voted Aye.

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(73) Councilman Frohling offered the following resolution:  
 RESOLVED, that regular Town Board meeting be resumed.  
 Seconded by Councilman Jamiani. All voted Aye.

(74) Councilman Brenner offered the following resolution:  
 WHEREAS, Mr. Seifried has petitioned this Board for a  
 refund of erroneous 1969 taxes on property in the Town of Clarkstown, assessed to:

Paul Seifried  
 20 Sunrise Avenue  
 New City, N. Y. 10956

As Map 58 Block A Lot 2

because this property is vacant and should not be assessed as a  
 use charge, and was an erroneous assessment, as verified by the  
 Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$26.19 and charge  
 Sewer Account #19 account.

As Per Mr. LaBonne.

Seconded by Councilman Frohling. All voted Aye.

(75) Councilman Brenner offered the following resolution:

WHEREAS, Mr. Glenn Miller, Treasurer has petitioned  
 this Board for a refund of erroneous 1969 taxes on property in the  
 Town of Clarkstown, assessed to:

Veterans Memorial Administration  
 Lake Road  
 Congers, New York 10920

M - 127 BL - Q Lot - 11

Because this property was charged for four units in error, should  
 be charged for one unit, and was an erroneous assessment, as verified  
 by the Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$99.80 and charge  
 to Sewer District #20 Account.

Seconded by Councilman Frohling. All voted Aye.

(76) Councilman Brenner offered the following resolution:

WHEREAS, Mr. Daniel F. McMahon and wife has petitioned  
 this Board for a refund of erroneous 1969 taxes on property in the  
 Town of Clarkstown, assessed to:

7 Carmen Drive  
 Nanuet, New York

Map - 34 Black - B Lot - 37.03

because this property has an erroneous Sewer charge; not in any  
 Sewer District, and was an erroneous assessment, as verified by  
 the Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$123.07 and charge  
 to Sewer District # 8-6 account.

Seconded by Councilman Frohling. All voted Aye.

(77) Councilman Brenner offered the following resolution:

WHEREAS, Pierce J. Coulter has petitioned this Board for a refund of erroneous 1969 taxes on property in the Town of Clarkstown, assessed to:

Pierce J. Coulter  
12 Park Avenue  
Congers, New York

Map 113, Block A, Lot 2.24

due to a manifest clerical error, the Veterans Exemption (\$3,200) was erroneously omitted, and was an erroneous assessment, as verified by the Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$17.31 and charge Highway account.

Seconded by Councilman Frohling.

All voted Aye.

(78) Councilman Brenner offered the following resolution:

WHEREAS, Pierce J. Coulter has petitioned this Board for a refund of erroneous 1969 taxes on property in the Town of Clarkstown, assessed to:

Pierce J. Coulter  
12 Park Avenue, Congers, New York

Map 113, Block A, Lot 2.24

due to a manifest clerical error, the Veterans Exemption (\$3,200) was erroneously omitted, and was an erroneous assessment, as verified by the Clarkstown Assessor, not therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$3.50 and charge Zoning and Planning account.

Seconded by Councilman Frohling.

All voted Aye.

(79) Councilman Brenner offered the following resolution:

WHEREAS, Gene Ostertag, 302 Middletown Road, Nanuet, has petitioned this Board for a refund of erroneous 1969 taxes on property in the Town of Clarkstown, assessed to :

302 Middletown Road  
Nanuet, New York

Map 16, Block A Lot 1.01

because this property had an erroneous Sewer charge; and was an erroneous assessment, as verified by the Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$105.70 and charge to Sewer District #28 account.

Seconded by Councilman Frohling.

All voted Aye.

(80) Councilman Brenner offered the following resolution:

WHEREAS, Hans Ostertag has petitioned this Board for a refund of erroneous 1969 taxes on property in the Town of Clarkstown, assessed to :

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(80) Resolution continued:

302 N. Middletown Road  
Manuet, New York

Map 16, Block A, Lot 1

because this property had an erroneous Sewer charge, and was an erroneous assessment, as verified by the Clarkstown Assessor, now therefore be it

RESOLVED, that the Supervisor be and he is hereby authorized to refund the petitioner the amount of \$123.73 and charge to Sewer District #28 account.

Seconded by Councilman Frohling.

All voted Aye.

(81) Councilman Brenner offered the following resolution:

WHEREAS, Lynn Vander Busch has resigned from the position of Secretary, part-time, to the Clarkstown Conservation Advisory Council, and Josephine P. Finlay having indicated her willingness to accept such position

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of Josephine P. Finlay of 92 Strawtown road, New City, New York to the position of Secretary, part-time at a salary of \$440.00 per annum; effective January 27, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(82) Councilman Frohling offered the following resolution:

WHEREAS, THE Supervisor has requested addition office help for the period of January 27, 1969 to January 31, 1969,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment of Patricia Keoughan of 9 Woodbine Road, New City, New York to the position of Office worker-student at a salary of \$1.75 per hour effective January 27, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(83) Councilman Damiani offered the following resolution:

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

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Virginia Scherr of 4 Richard Drive, West Nyack, New York to the position of Clerk, part-time at a salary of \$2.00 per hour effective retroactive to January 12, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(84) Councilman Brenner offered the following resolution:

WHEREAS, Helen Gurvitch, Director of Purchasing, has

(84) Resolution continued:  
requested additional clerical help,  
now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Frances L. Korn of 5 Mary Ann Lane, New City, New York to the position of Clerk, part-time at a salary of \$2.00 per hour effective to January 17, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(85) Councilman Damiani offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting State, County, and Town taxes,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Grace Donlan of 34 Fairview Avenue, Nanuet, New York to the position of Clerk, part-time at a salary of \$2.25 per hour effective retroactive to January 16, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(86) Councilman Damiani offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting State, County, and Town taxes,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Edna Maisch of 25 Fairview Avenue, Nanuet, New York to the position of Clerk, part-time at a salary of \$2.10 per hour effective retroactive to January 16, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(87) Councilman Damiani offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting State, County, and Town taxes,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Florence M. Pratt of 31 North Middletown Road, Nanuet, New York to the position of Clerk, part-time at a salary of \$2.10 per hour effective retroactive to January 16, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(88) Councilman Damiani offered the following resolution:

WHEREAS, the Town Engineer has requested additional help for the period of February 3 to February 7, 1969,

(88) Resolution continued:

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment of Michael North of 4 Marcia Lane, New City, New York to the position of Laborer-student at a salary of \$2.00 per hour .

Seconded by Councilman Frohling.

All voted Aye.

(89) Councilman Damiani offered the following resolution:

WHEREAS, C. Elsie Monneret, Receiver of Taxes, has requested additional clerical help in collecting State, County and Town taxes,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment (not to exceed thirty days) of Betty Snyder of 126 South Harrison Avenue, Congers, New York to the position of Clerk, part-time at a salary of \$2.10 per hour effective retroactive to January 16, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(90) Councilman Damiani offered the following resolution:

WHEREAS, the promotional examination in the title #68109 - Senior Registry Clerk - failed to produce an eligible list,

now, therefore,

upon the recommendation of Anne E. O'Connor, Town Clerk ,  
be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Second Provisional appointment, pending examination of Linda Modaferrri of Undercliff Drive, Upper Nyack, New York to the position of Senior Registry Clerk in the Town Clerk's Office at a salary of \$5,577.00 per annum; effective February 1, 1969.

Seconded by Councilman Brenner.

All voted Aye.

(91) Councilman Brenner offered the following resolution:

WHEREAS, Marilyn Cohen has resigned from the position of Secretary, part-time, to the Clarkstown Advisory Traffic Safety Committee, and Esther Robins having indicated her willingness to accept such position,

now, therefore, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Permanent appointment of Esther Robins of 48 Foxwood Road, West Nyack, New York to the position of Secretary, part-time at a salary of \$440.00 per annum effective retroactive to January 13, 1969.

Seconded by Councilman Damiani.

All voted Aye.

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

Republic Insurance Co. Bond #903267 ( JJF CONSTR. CORP., PRINC)  
 Amount: \$6,950.00  
 Period: Two (2) years - 1/17/69 - 1/16/71  
 Covers: Sewers

Republic Insurance Co. Bond #903266  
 J.J.F. CONSTRUCTION CORP., PRINC.  
 Amount: \$23,500.00  
 Period: Two (2) years - 1/17/69 - 1/16/71

Republic Insurance Co. Bond #903256  
 JOHN LESKO SR. & JOHN Lesko JR., PRINC. ( Bonnerville Est.)  
 Amount: 13,200.00  
 Period: Two (2) years - 1/16/69 - 1/15/69

Republic Insurance Co. Bond #903255  
 JOHN LESKO SR. & JOHN LESKO JR., PRINC.(Bonnerville Est.)  
 Amount: \$67,600.00  
 Period: Two (2) years - 1/16/69 - 1/15/71

Fifth Grade of Street School attended Town Board meeting and were addressed by the Town

(92) Councilman Damiani offered the following resolution:

WHEREAS, the Clarkstown Parks Board and Recreation Commission is desirous of using the grounds of the Dellwood Country Club for sledding purposes in connection with its winter program, and

WHEREAS, the Dellwood Country Club has gratuitously offered its grounds for this purpose, subject to securing insurance and being indemnified against any claim resulting from an accident on its grounds;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and is hereby authorized to enter into an agreement, subject to the approval of the Town Attorney, with the Dellwood Country Club, Inc., whereby sledding is permitted on its grounds with the Town securing insurance and indemnifying the Dellwood Country Club against any claim made in connection with such sledding activities.

Seconded by Councilman Brenner.

All voted Aye.

(93) Councilman Damiani offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown considers it to be in the interest of the town to repeal Chapter 25 of the Code of the Town of Clarkstown entitled "Nuisances" effective with the adoption of a new comprehensive local law dealing with lot and property maintenance;

NOW THEREFORE, be it

RESOLVED, that a public hearing be had at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown, on the 19th day of February, 1969 at 8:45 P.M., relative to such proposed repeal of Chapter 25 of the Code of the Town of Clarkstown, and adoption of a new local law regulating the maintenance of lots and property and requiring the same to be kept free from debris, and it is

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(93) Resolution continued:

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

Seconded by Councilman Frohling.

All voted Aye.

(94) Councilman Brenner offered the following resolution:

WHEREAS, Councilman Brenner, a member of the Town Board of the Town of Clarkstown, has introduced a local law entitled "LOCAL LAW RELATING TO LOT & PROPERTY MAINTENANCE", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the public interest that a local law providing for the proper maintenance of lots and properties within the Town of Clarkstown be adopted;

NOW THEREFORE, BE IT

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law be had at the Board Room in the Town Hall, 10 Maple Avenue, New City, New York, on the 19th day of February, 1969, at 9:00 P.M., relative to such proposed local law; and it is

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, Nyack, New York, and posted in the manner provided by law; and it is

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the office of the said Clerk.

Dated: January 31, 1969

Seconded by Councilman Bolander.

All voted Aye.

(95) Councilman Damiani offered the following resolution:

RESOLVED, that the Deputy Building and Zoning Inspector and (1) one member of the staff are hereby authorized, based upon recommendation of Oscar Lutz, Building Inspector, to register and attend the intensive 14 - week course in "Housing Code Enforcement Procedures" sponsored by the NYS Division of Housing & Community Renewal and the office for Local Government in conjunction with the Federal Housing & Urban Development to be held at Westchester Community College in Valhalla, New York on February 6th, 13th, 20th and 27th, March 6th, 13th, 20th and 27th, April 3rd, 17th and 24th, May 1st, 8th, 15th, 1969, and be it

FURTHER RESOLVED, that any and all expenses incurred be made a proper Town Charge, \$24.00 per person.

Seconded by Councilman Brenner.

All voted Aye.

(96) Councilman Brenner offered the following resolution:

WHEREAS, Husted Lane in the Hamlet of West Nyack, N.Y. became a town road in October of 1966, and

WHEREAS, Mrs. Anne Conklin of 17 Husted Lane was paying for a dusk-to-dawn light on Husted Lane prior to it becoming a public road, and

(96) Resolution continued:

WHEREAS, she continued to make payments up to September 13, 1968, at which time the Town commenced payments for this light, and

WHEREAS, the Town made payments of similar lights on dedicated streets upon their dedication;

RESOLVED, that the Supervisor to the Town of Clarkstown is hereby authorized to reimburse Mrs. Anne Conklin in the amount of \$81.43 for payments so made by her.

Seconded by Councilman Frohling.

All voted Aye.

(97) Councilman Frohling offered the following resolution:

RESOLVED, that based upon recommendation of Purchasing Director, bid for furnishing of Police Summer Uniforms be awarded to Kent Uniforms Company, 406 East 149th Street, Bronx, New York at total cost to town of \$2,736.00

Seconded by Councilman Damiani.

All voted Aye.

Town Board will convene at 7:00 P.M. on February 5, 1969 to discuss Drainage Bond Issue #5.

In connection with recommendation of award for Radio Paging System; held for February 5, 1969 Town Board meeting.

(98) Councilman Damiani offered the following resolution:

WHEREAS, by Resolution dated the 14th day of April 1964 the Town Board authorized the Supervisor to transfer from the then current surplus general account the sum of \$5,752.00 to an account known as Urban Planning Assistance in accordance with an Urban Planning Assistance Project Grant Agreement between New York State Department of Commerce and the Town of Clarkstown and

WHEREAS, on January 15, 1969 the State rendered a bill in the amount of \$5,676.37 in accordance with this agreement;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and is hereby authorized to transfer from current surplus general to Urban Planning Assistance the amount of \$5,676.37 and to pay the same over to the New York State Department of Taxation and Finance.

Dated : January 31, 1969

Seconded by Councilman Frohling.

All voted Aye.

Amendment to Chapter 34 of Code - "Sewer District Regulations" will be discussed at February 5, 1969 Town Board meeting.

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Letter received from Central School District #1, Charles A. Kothe, District Clerk re application of Bella Fisher for Change of Zone. Town Clerk will forward copy to Board members and attorney for petitioner. ( Supervisor will forward copy to petitioner ).

(99) Councilman Brenner offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to install two(2) FULL STOP signs at the intersection of Poplar Street and Birch Lane, Manuet, said signs to be placed on Poplar Street directing motorist traveling east and west on Poplar Stree to stop before crossing Birch Lane.

Seconded by Councilman Bolander.

All voted Aye.

Councilman Bolander, liason between School Board and Town Board spoke re problems to be faced on 5% deduct. Requested that the Town Board support local School Boards in their efforts to keep from drowning in the overwhelming amount of money that the people are going to pay in their property taxes. Supervisor Mundt will invite Presidents of all School Boards, Mayors and Town Councilmen to meeting which will be held on February 13, 1969 in the chambers of the Board of Supervisors to define precisely what this means to Rockland County in terms of the budget, Councilman Brenner to attend said meeting.

Councilman Damiani mentioned that filling of Septic tanks should be incorporated in amendment to sewer district regulations.

Councilman Damiani reported that he attended meeting of Planning Board and businessmen of New City and approved of plan as presented by the consulting planners and Planning Board. Suggested use of lower level parking are at the Town Hall for the people who work in Town Hall; and the upper level parking level for persons who are visiting. Also, that people that work in the County Office Building be told that the area on Main St. is only for the people on Main Street, and people using 304 business section, rather than a place for office workers to utilize. Suggested posting of one-hour limit.

(100) Councilman Damiani offered the following resolution:

RESOLVED, that in accordance with Section 64-1a of the Town Law, a Petty Cash Fund is hereby established for the Office of the Clarkstown Planning Board in the amount of \$50.00, and the Supervisor is hereby authorized to draw a check payable to the Clarkstown Planning Board; the purpose of this fund is for the making of small purchases for the office; maps, etc., which is required in the performance of official duties of the Clarkstown Planning Board.

Seconded by Councilman Frohling.

All voted Aye.

(101) Councilman Frohling offered the following resolution:

RESOLVED, that Reverend Hammond of St. Paul's Lutheran Church is hereby appointed as Police Chaplain replacing Reverend Arnold.

Seconded by Councilman Brenner.

All voted Aye

(102) Councilman Frohling offered the following resolution:

WHEREAS, it is deemed by the Town Board of the Town of Clarkstown to be in the interest of efficiency and better administrative procedure to amend the rules and regulations of the Clarkstown Police Department to provide for an Intra-Departmental Disciplinary Procedure and

WHEREAS, by Chapter 526 of the Laws of 1936, a special law was enacted pertaining to Police Departments in towns of the first class in Rockland County and

WHEREAS, said law delegated to the Town Board the power and authority to make rules and regulations concerning the operation of said Police Department;

NOW THEREFORE, be it

RESOLVED, that the rules and regulations of the Police Department of the Town of Clarkstown be amended by adding to Article X thereof the following sections:

Section 92 (a) Intra-Departmental Disciplinary Procedure

Upon the infraction of the rules and regulations of the Police Department by a member thereof, the Police Chief shall inquire into the nature of such infraction and shall determine whether the same may be heard and disposed of informally within the Department subject to the punishment limitations hereinafter set forth in Section 98 (a).

If the Police Chief, upon appropriate inquiry, determines that such infraction may be heard and determined within the Police Department, then the member of the Police Department so accused may consent to have such infraction disposed of by the Police Chief in lieu of the other procedures set forth in the rules and regulations.

Section 99 (a) Limits of Punishment Under Intra- Departmental Disciplinary Procedure

The Police Chief shall have the power to (1) reprimand such police officer, (2) re-assign a tour of duty of such police officer and assign special assignments to him as the Police Chief deems appropriate, (3) suspend him without pay for a period not to exceed three (3) days, or (4) cancel vacation days as he may otherwise be entitled to, not to exceed three (3) days.

Section 98 (b) Review of Intra-Disciplinary Action

The Police Commissioner shall review each and every charge disposed of in accordance with this procedure and is hereby delegated the authority to reduce any punishment hereunder which is deemed excessive. Said review shall be accomplished within ten (10) days after completion of Intra-Departmental Disciplinary Procedure. These amendments shall be effective immediately.

Dated: January 31, 1969.

Seconded by Councilman Damiani.

All voted Aye.

Mr. M. Kauker (Mr. Emmanuel's Assistant), reported to Mr. Charles Cassels of the Planning Board that a detailed report, with maps, will be ready before 3/30/69 on the on the conceptual plan for New City central business district.

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(103) Councilman Bolander offered the following resolution:

RESOLVED, that Highway Superintendent is hereby authorized to advertise for Bids for ½ Ton Pickup and Two 5 Cubic Yard Pickups; said bids to be returnable 2/19/69 at 8:05 P.M.

Seconded by Councilman Frohling.

All voted Aye.

(104) Councilman Damiani offered the following resolution:

RESOLVED, based upon recommendation of the Highway Superintendent, that salary of Nicholas Profenna of the Highway Department, who has just returned from serving in the U.S. Army, be increased to \$2.65 per hour.

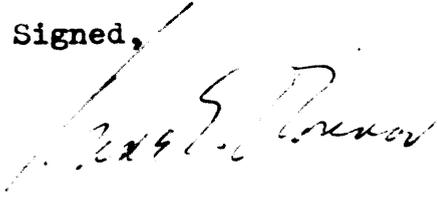
Seconded by Councilman Frohling.

All voted aye.

Councilman Frohling informed Board that he received letter from Scott Funeral Home stating that they will give policemen funeral at no cost to family. He will send letter of thanks.

On resolution offered by Councilman Frohling, seconded by Councilman Damiani and unanimously adopted, Town Board meeting was adjourned until Wednesday, 2/5/69 at 8:00 P.M. at the Town Hall.

Signed,

  
Anne E. O'Connor  
Town Clerk