

PUBLIC HEARING

000171

Town Hall

7/30/69

8:15 PM

Present: Councilmen: Brenner, Damiani, Frohling
Supervisor, P. F. Mundt
Town Attorney
First Deputy Town Attorney
Town Clerk

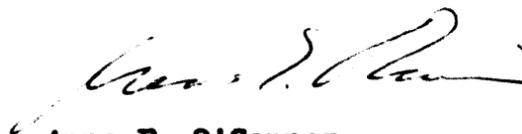
RE: PROPOSED ESTABLISHMENT OF SEWER DISTRICT NO. 35: (Third Hearing):

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

Public Steno took verbatim minutes of public hearing.

SEE FOLDER, SEWER DISTRICT NO. 35 FOR THE VERBATIM MINUTES.

Signed,



Anne E. O'Connor
Town Clerk

PUBLIC HEARING

Town Hall

7/30/69

8:30 PM

Present: Councilmen: Brenner, Damiani, Frohling
Supervisor, P. F. Mundt
Town Attorney
First Deputy Town Attorney
Town Clerk

RE: PROPOSED AMENDMENT TO LOCAL LAW NO. 8-1967 -- GARBAGE REMOVAL

Supervisor called public hearing to order; Town Clerk read Notice of public hearing.

Proposal is to amend Sec.14 "Creation and Organization of the Sanitation Commission" by providing that three members of said commission shall constitute a quorum for the transaction of business.

Councilman Brenner stated this proposed amendment necessary because of the way this local law written, four members required to provide quorum. Since many times, two members were seriously ill; quorum could not be established. This proposed amendment would change quorum requirements to three instead of four members.

IN FAVOR: No one appeared.

OPPOSED: No one appeared.

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

Signed,



Anne E. O'Connor
Town Clerk

SPECIAL TOWN BOARD MEETING

Town Hall

7/30/69

8:00 PM

Present: Councilmen: Brenner, Damiani, Frohling
 Supervisor, P. F. Mundt
 First Deputy Town Attorney
 Town Attorney
 Town Clerk

Absent: Councilman Bolander.

Supervisor Mundt called the Town Board meeting to order.

(582) Councilman Brenner offered the following resolution:

RESOLVED, that time for receiving bids for Brewery Road Drainage Project 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 Damiani.

All voted Aye.

The following bids were received:

A--PARROTT RD. TO LAUREL RD.

BECKERLE-BROWN, INC. \$ 84,282.00
 10 W. Jefferson Ave.
 Pearl River, N.Y.

A. CESTONE CO. 110,172.00
 710 Bloomfield Ave.
 Glen Ridge, N.J.

FOREIT CONSTR. CO. LTD. 78,257.50
 303 W. Crescent Ave.
 Allendale, N. J.

EDWARD J. HUEGEL, INC. 78,181.31
 160 Crooked Hill Rd.
 Pearl River, N.Y.

MAGGIOLO CORP. 131,250.00
 70 S. Highland Ave.
 Pearl River, N.Y.

WARD PAVEMENTS, INC. 103,064.50
 Riverside Ave.
 Haverstraw, N.Y.

VERMAC CORP. 94,678.80
 P.O. Box J
 Verona, N.J.

B--LAUREL RD. TO HARNESS RD

BECKERLE-BROWN, INC. \$41,652.00
 10 W. Jefferson Ave.
 Pearl River, N.Y.

A. CESTONE CO. 53,129.50
 710 Bloomfield Ave.
 Glen Ridge, N. J.

FOREIT CONSTR. CO. LTD. 35,675.00
 303 W. Crescent Ave.
 Allendale, N.J.

EDWARD J. HUEGEL, INC. 35,818.21
 160 Crooked Hill Rd.
 Pearl River, N.Y.

MAGGIOLO CORP. 63,347.50
 70 S. Highland Ave.
 Pearl River, N.Y.

MISTRETTA CONSTR. CO. 39,945.00
 37 Central Ave.
 Ramsey, N.J.

WARD PAVEMENTS, INC. 49,429.50
 Riverside Ave.
 Haverstraw, N.Y.

VERMAC CORP. - -
 P.O. Box J
 Verona, N.J.

All bids to George Boswell for recommendation.

7/30/69

TBM

(583) Councilman Frohling offered the following resolution:

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

Seconded by Councilman Damiani.

All voted Aye.

(584) Councilman Brenner offered the following resolution:

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

Seconded by Councilman Frohling.

All voted Aye.

(585) Councilman Frohling offered the following resolution:

RESOLVED, that decision on the proposed establishment of Sewer District #35 is hereby reserved.

Seconded by Councilman Damiani.

All voted Aye.

(586) Councilman Brenner offered the following resolution:

WHEREAS, a proposed Local Law entitled Amendment to Local Law No. 8-1967 entitled "LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN", was introduced by Mr. William Brenner, a member of the Town Board of the Town of Clarkstown at a Town Board meeting on July 16, 1969, and

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 16th day of July, 1969, directed that a public hearing be held on the 30th day of July, 1969, at 8:30 P.M. o'clock, to consider the adoption of said local law, and

WHEREAS, a notice of said public hearing was duly prepared and published in the Journal News on July 18, 1969, and posted on the sign board of the Town of Clarkstown on the 18th day of July, 1969, and

WHEREAS, a public hearing was held by the Town Board on the 30th day of July, 1969;

At a regular meeting of the Town Board of the Town of Clarkstown in the County of Rockland held at the Town Hall, 10 Maple Ave., New City, New York, on July 30, 1969, Local Law No. 3-1969, entitled AMENDMENT TO LOCAL LAW NO. 8-1969 ENTITLED "LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN" was adopted and passed by an affirmative vote of the majority of voting power of the Town Board of the Town of Clarkstown, the vote for adoption of said Local Law being as follows:

Hon. Paul F. Mundt, Supervisor
 Councilman Philip J. Frohling, Jr.
 Councilman James V. Damiani, Sr.
 Councilman William Brenner
 Councilman Frank Bolander - Absent.

The Town Clerk of the Town of Clarkstown was directed to file said Local Law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Councilman Damiani.

All Voted Aye.

7/30/69

TRM

003175

(587) Councilman Brenner offered the following resolution:

WHEREAS, AN ASSESSMENT ROLL HAS BEEN PREPARED: by this Town Board for and in connection with the improvement of DeSimone Lane, now known as Stony Hill Lane, a public highway in said Town of Clarkstown; which said roll was completed and filed in the Office of the Town Clerk of said Town on April 28, 1969, and

WHEREAS, due notice of the completion of said assessment roll and of the time and place when and where this Board would meet to hear and consider any objections that might be made to said roll and for the purpose of reviewing, correcting and amending the same, was duly given by the Town Clerk by the publication of due notice thereof in the Journal News, a newspaper designated as the official newspaper of the Town of Clarkstown, and the Town Board duly met at the time and place specified, and a hearing was duly had upon said assessment roll; and

WHEREAS, it was deemed advisable to make certain changes in said assessment roll;

NOW THEREFORE, be it

RESOLVED, that said assessment roll, as amended, be and it hereby is approved, affirmed and adopted by the Town Board; and it is

FURTHER RESOLVED, that the Town Clerk be instructed to annex to said assessment roll, as amended, a warrant which shall be signed by the Supervisor and countersigned by the Town Clerk, commanding the Receiver of Taxes and Assessments to collect from the several persons named in said assessment roll, the sum or sums opposite their respective names, and to pay the same to the Supervisor of the Town.

Seconded by Councilman Frohling.

All voted Aye.

(588) Councilman Brenner offered the following resolution:

RESOLVED, based upon the recommendation of Mr. Jack D. Boswell, consulting engineer, that bids for Brewery Rd. Drainage Project be awarded to low bidders as follows:

A--PARROTT RD. TO LAUREL RD.: Edward J. Huegel, Inc.
160 Crooked Hill Rd.
Pearl River, New York... \$78,181.31

B--LAUREL RD. TO HARNESS RD: Foreit Construction Co. LTD.
303 W. Crescent Ave.,
Allendale, N. Jersey... \$35,675.00

Subject to review by the Town Attorney.

Seconded by Councilman Frohling.

All voted Aye.

(589) Councilman Brenner offered the following resolution:

WHEREAS, the Town Board agrees that Rockford Dr., a residential street passing through the developments of Stonehedge East and Candlewood, presents a clear and present danger to the residents and children of both developments who use this street; and

WHEREAS, at least one fatality of a minor has already occurred;
and

WHEREAS, a high population density of minor children predominates the area through which Rockford Drive passes, and

Resolution (589) Continued:

WHEREAS, there exists an unusually hazardous hill approximately midway the length of Rockford Drive which presents an obstruction to motorists' view;

NOW THEREFORE, be it

RESOLVED, that the Superintendent of Highways install as soon as practicable the following traffic signs:

1. A "FULL STOP" sign at the following locations:
 - a. At the southwest corner of Rockford Drive and Hazelton Lane facing eastbound traffic on Rockford Drive;
 - b. On the northeast corner of Rockford Drive and Pine Rd. facing westbound traffic on Rockford Drive;
 - c. On the northeast corner of Rockford Drive and Dearborn Rd. facing westbound traffic on Rockford Drive;
2. Two signs setting forth the speed limit of 30 miles per hour, one on Rockford Drive near its intersection with Germonds Rd. and the other on Rockford Drive near its intersection with Strawtown Rd.;
3. A "STOP AHEAD" sign facing traffic travelling eastbound on Rockford Drive at the crest of the hill near Meadowlark Drive;
4. A "HILL" sign facing westbound traffic on Rockford Drive preceding the aforementioned hill; and be it

FURTHER RESOLVED, that at the approaches to and at the crest of the hill on Rockford Drive there be painted a double yellow line delineating the lanes thereof; and be it still

FURTHER RESOLVED, that the Town Board is opposed to any direct extension of Rockford Drive into Route 304.

Seconded by Councilman Damiani.

All voted Aye.

(590) Councilman Damiani offered the following resolution:

WHEREAS, JACK A. ANTONACCIO and ESTHER ANTONACCIO, his wife, are desirous of granting a drainage easement to the Town of Clarkstown, located at 78 Eberling Drive, New City, New York:.

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown accept a drainage easement from Jack A. Antonaccio and Esther Antonaccio, wife, covering premises located at 78 Eberling Drive, New City, N.Y.; more particularly described in said easement dated the 25th day of July, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(591) Councilman Brenner offered the following resolution:

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

Thomas Carbone & Robert Watkins
16 Central Avenue
Nanuet, New York

7/30/69

TBM

000177

Resolution (591) Continued:

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 69-78 to Thomas Carbone & Robert Watkins d/b//a C & W Sewer Connections)

Seconded by Councilman Damiani.

All voted Aye.

Mr. Warren J. Donohue, 3 Tavo Lane, New City appeared before the Town Board re: pickup of grass clippings and leaves by scavengers. Scavengers agreed, as part of their contract and increased rates, to pick up grass clippings and leaves; three have stopped picking them up; possibility of strike if licenses suspended. Councilman Brenner stated that grass and leaves pickup part of contract and was originally part of LL #8. Had nothing to do with increase request; never at any time any agreement that because of rate increase they would pick up grass clippings. Two ways to resolve--sit down with scavengers and their counsel, (D. Silverman) or invite Supervisors of Ramapo and Orangetown to a meeting to discuss problem to see what it would cost to join together to have a municipally operated system.

(592) Councilman Brenner offered the following resolution:

WHEREAS, a package sewer treatment plant was heretofore located on Lot 33.11 of Clarkstown Tax Map No. 162 servicing Rockland Estates Subdivision, and known as Sewer District No. 6, and

WHEREAS, said treatment plant has been discontinued by reason of the creation and operation of sewer district No. 17, and

WHEREAS, the said land thereon is presently surplus property and no longer has any municipal need, and

WHEREAS, said Lot No. 33.11, may be divided in half and have two one-family residences built thereon;

NOW THEREFORE, be it

RESOLVED the invitations to bid for the aforementioned lot be published with bids to be received no later than the 3rd day of September at 8:05 P.M. Specifications terms and conditions for the sale of the subject property shall be prepared by the Director of Purchasing with complete bidding date, including such easements as may be required to be reserved by the Town.

Seconded by Councilman Damiani.

All voted Aye.

(593) Councilman Brenner offered the following resolution:

WHEREAS, lot 33.11 of the Clarkstown Tax Map 162 has been declared to be surplus property, and

WHEREAS, said property was heretofore a package sewer treatment plant servicing and paid for by Rockland Estates a subdivision consisting of 29 homes, and

WHEREAS, said subdivision is or will be serviced by sewer district #17;

Resolution 593 Continued:

NOW THEREFORE, be it

RESOLVED, that all net proceeds and receipts from the sale of 33.11 of Clarkstown Tax Map 162 be allocated for the pro rata benefit of all the lots contained in Rockland Estates Subdivision and credited for their future sewer tax charges from sewer district 17.

Seconded by Councilman Damiani.

All voted Aye.

(594) Councilman Brenner offered the following resolution:

RESOLVED, that the application of HAZEL RICHMOND, for a change of zoning from an PO district to a CS district, on property located at the northeast corner of Main Street and Laurel Rd. in New City, New York be referred to the Planning Board for report pursuant to the provisions of 8.41, 8.42 and 8.421 of the Clarkstown Building Zone Ordinance, and also to the Rockland County Planning Board pursuant to Sections 239-1 and 239-m of the General Municipal Law.

Seconded by Councilman Damiani.

All voted Aye.

(595) Councilman Brenner offered the following resolution:

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

1. One on n/s Oxford Crt., approximately 35 ft. west of west curb line of Strawtown Rd., New City (Inves. #6533)
2. One on n//s of Balmoral Dr., approx. 555 ft. west of west curb line of Little Tor Rd., New City (inves. #6262)
3. One on n/s Rock Drive, approx. 400 ft. east of center line of Quaspeck Blvd., Valley Cottage (Inves. #6702)

Seconded by Councilman Frohling.

All voted Aye.

An Order was signed by the Town Board in the matter of the premises owned by Irving Ochs, 371 Phillips Hill Rd., New City, New York. This Order reads as follows:

WHEREAS, a report on the condition of the premises owned by Irving Ochs at 371 Phillips Hill Rd., New City, New York, made by the Building Inspector of the Town of Clarkstown, the Chief of Police of the Town of Clarkstown, the Fire Chief of the New City Department, and the Fire Inspector of the Town of Clarkstown, has been read and discussed by the Town Board of the Town of Clarkstown, and

WHEREAS, it appears from said report that the buildings on the premises owned by the said Irving Ochs at, 371 Phillips Hill Rd., which premises are described on the Tax Map of the Town of Clarkstown as Map 21, Block A, Lot 15.13 are in an unsafe and dangerous condition, and a threat to the health, safety and welfare of the community;

NOW THEREFORE, be it

7/30/69

TBM

000170

ORDER (Removal of unsafe buildings on premises owned by I. Ochs, Continued):

ORDERED, that the owners commence removal of the said buildings presently existing upon said premises and to commence cleaning up of all rubbish and debris within fifteen (15) days from the date hereof and that said removal and cleanup be completed within sixty (60) days from the date hereof, and be it

FURTHER ORDERED, that this Order be served upon said Irving Ochs, as provided in the Ordinance of the Town of Clarkstown.

Dated: July 30, 1969

The Town Board of the Town of
Clarkstown

Supervisor: P.F. Mundt and Councilmen: Frohling, Damiani and Brenner

(594) Councilman Brenner offered the following resolution:

WHEREAS, Community Service Inc. of Pearl River, by its President, Rosemary O'Connor, has made application for the use of the Clarkstown Sanitary Fill area to dispose of refuse collected by said applicant in the Town of Orangetown,

NOW THEREFORE, be it

RESOLVED, that the said Community Service Inc. of Pearl River be and is hereby authorized to use the Town Sanitary Fill Area upon the payment of appropriate fees, and upon approval by the Rockland County Health Department of the vehicles used.

Seconded by Councilman Frohling.

All voted Aye.

(595) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland Utilities Co., is hereby authorized to install one street light on DEPEW AVE., Central Nyack at the annual cost to Town of \$54.60.

Seconded by Councilman Frohling.

All voted Aye.

Memorandum received from Central Nyack Community Center -- Ground Breaking ceremony will be held Monday at 1:30 P.M., August 4th

(596) Councilman Brenner offered the following resolution:

WHEREAS, the members of the Clarkstown Shade Tree Commission have and continue to perform an outstanding and valuable service to the residents of this Town, and

WHEREAS, the members of this Commission serve on a part-time basis, and

Resolution 596 Continued:

RESOLVED, that the Clarkstown Shade Tree Commission be authorized to employ the services, on a part-time basis, of such a technician, and be it

FURTHER RESOLVED, that for such purpose a sum not to exceed \$1,000.00 shall be transferred from Current Surplus-General to Shade Tree Commission-Employee Compensation Account and also be it.

FURTHER RESOLVED, that a sum not to exceed \$500.00 shall be transferred from Current Surplus-General to Shade Tree Commission-Office & Expenses Account for purchase of necessary equipment.

Seconded by Councilman Frohling.

All voted Aye.

(597) Councilman Brenner offered the following resolution:

WHEREAS, Annette Torre is presently employed by the Town of Clarkstown, and

WHEREAS, Annette Torre has requested a leave of absence for a period of six months for personal reasons,

NOW THEREFORE, be it

RESOLVED, that a leave of absence be and it is hereby granted to Annette Torre for a period of six months, without pay, effective August 1st, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(598) Councilman Brenner offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles, Purchaser #6951, which contains the name of Helen Gurvitch,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Helen Gurvitch, 8 Jill Drive, West Nyack, New York, to the position of Purchaser - Purchasing Department at a salary of \$5,313.00 per annum/ effective July 30, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(599) Councilman Damiani offered the following resolution:

WHEREAS, the Assessor has requested a temporary replacement for W. Howard Hornsby, Assessor's Aide (Draftsman) who is on extended sick leave,

NOW THEREFORE, be it

7/30/69

TBM

00151

Resolution (599) Continued:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the Temporary appointment not to exceed three months of Kenneth L. Humiston, 14 Arlene Cr. New City, N.Y. to the position of Assessor's Aide (Draftsman) Assessor's Office at a salary of \$4.00 per hour effective - retroactive to July 24, 1969.

Seconded by Councilman Brenner.

All voted Aye..

(600) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment (not to exceed 30 days) of Michael J. Gannon, 17 Rose Rd., West Nyack, New York, to the position of Pump Station Operator - Town Engineer's office at a salary of \$3.39 per hour, effective - retroactive to July 22, 1969.

Seconded by Councilman Brenner.

All Voted Aye.

(601) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Robert Reese, 38 South Franklin Street, Nyack, New York, to the position of Laborer - Town Engineer's Office at a salary of \$4,836.00 per annum - effective - retroactive to July 22, 1969.

Seconded by Councilman Brenner.

All voted Aye.

(602) Councilman Brenner offered the following resolution:

WHEREAS, the Postmaster of Spring Valley has requested assistance for re-numbering of various parts of Clarkstown contained in Spring Valley postal district, and

WHEREAS, the quality of service is best organized by the Post Office giving that same service;

NOW THEREFORE, be it

RESOLVED, that the postal administrator of Spring Valley is hereby authorized on behalf of the Town of Clarkstown to assign house numbers in the entire area of the Spring Valley Post Office delivery.

Seconded by Councilman Frohling.

All voted Aye.

(603) Councilman Frohling offered the following resolution:

WHEREAS, The Town of Clarkstown heretofore and on the first day of April, 1968, together with the Town of Orangetown, entered into an agreement to conduct a feasibility study on a proposed joint Orangetown--Clarkstown Incinerator; and

WHEREAS, said contract provided that a financial feasibility study was also to be prepared; and

WHEREAS, Robert E. Toolan was specifically designated as the person to perform the said financial feasibility study; and

WHEREAS, by resolution of the Town Board duly adopted on the 7th day of May, 1969, resolution #361, the Town Board agreed to employ Robert E. Toolan through his new firm, Goldman, Sachs & Company; and

WHEREAS, it now appears that Goldman, Sachs & Company do not wish to prepare the joint feasibility study; and

WHEREAS, Herbert J. Sims and Co., Inc. is now being utilized on all other financial feasibility studies in the Town of Clarkstown; and

WHEREAS, Herbert J. Sims and Co., Inc. have agreed to prepare the financial study for the Clarkstown-Orangetown Incinerator project for a fee of \$2,500, which is the same as the fee that was originally contemplated in the agreement between the Town of Orangetown and the Town of Clarkstown dated April 1, 1968.

NOW THEREFORE, be it

RESOLVED, that the Town of Clarkstown engaged the services of Herbert Sims and Co. Inc. to prepare the financial feasibility study for the proposed joint Orangetown-Clarkstown Incinerator project in accordance with the resolution of the Town Board of the Town of Clarkstown dated April 1, 1968; and be it

RESOLVED FURTHER that the obligation of the the Town of Clarkstown pursuant to this resolution shall be limited to \$1,250 with the remainder of the \$2,500 fee being paid by the Town of Orangetown; and be it

RESOLVED FURTHER that all portions of the previous resolutions of the Town Board of the Town of Clarkstown inconsistent herewith are hereby repealed; and be it

RESOLVED FURTHER, that the Town Clerk of the Town of Clarkstown be and she is hereby authorized, directed and empowered to furnish three certified copies of this resolution to the Town of Orangetown.

Seconded by Councilman Brenner.

All voted Aye.

(604) Councilman Frohling offered the following resolution:

WHEREAS, on the 16th day of October, 1968, the Town Board of the Town of Clarkstown authorized the attorney for Sewer District No. 22 to make application to the Department of Audit and Control for permission to hold a hearing concerning the increase of the authorized amount for Sewer District No. 22, and

WHEREAS, it has been determined by Charles R. Velzy Associates, Sewer Consultants for the Town of Clarkstown, that the amount of the requested increase was insufficient, and

WHEREAS, it is requested by Charles R. Velzy Associates that permission be granted to the attorney for Sewer District No. 22 to make application to the Department of Audit and Control for permission to increase

7/30/69

TBM

000133

Resolution 604 Continued:

the authorized amount in Sewer District No. 22 from \$780,000. to \$1,325,000.00 and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute all petitions and other documents necessary to apply to the Department of Audit and Control for the required permission to hold a hearing on the increase.

Seconded by Councilman Damiani.

All Voted Aye.

On resolution offered by Councilman Brenner, seconded by Councilman Frohling and unanimously adopted, Town Board Meeting was adjourned until 10:00 A.M. on Thursday, July 31, 1969.

Signed,



Anne E. O'Connor
Town Clerk