

TOWN BOARD MEETING

(00000)

Town Hall

10/31/69

10:00 A.M.

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

Supervisor called Town Board meeting to order.

Request for stop signs on streets approaching Hillcrest School made by the PTA referred to the Chief of Police for recommendation.

Town Board signed ORDER setting date of public hearing re Increasing Maximum Amount to be expended in Sewer District #20: (See following)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, 10 Maple Avenue, New City, New York, in said Town, on the 31st day of October, 1969.

PRESENT:

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

In the Matter of the Increase in the Maximum Amount to be Expended for the Improvement in Sewer District No. 20, in the Town of Clarkstown, in the County of Rockland, New York.

ORDER CALLING PUBLIC HEARING ON INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FROM \$1,550,000 to \$1,695,000 - NOVEMBER 19, 1969.

WHEREAS, the Town Board of the Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, has duly established Sewer District No. 20, in the Town (herein called "District"), pursuant to Order dated February 15, 1965, following a public hearing duly called and held, and receipt of an order of the State Comptroller granting permission therefor, the boundaries of the District being described as follows:

SEE ORDER ESTABLISHING DISTRICT #20 - 2/15/65 - Minute Book #15

WHEREAS, the maximum amount proposed to be expended for construction of a lateral sewer system, consisting of lateral sewers and sub-mains and sub-trunks tributary to the "Congers Lake Trunk Sewer" and including a pumping station in the vicinity of New City-Congers Rose near Lake DeForest, manholes, house connection stubs brought to the curbs, acquisition of necessary land and rights in land and original equipment, machinery and apparatus, in the District, as stated in the notice calling the public hearing to consider the establishment of the District and the construction of such sewer system, is \$1,058,000; and

WHEREAS, pursuant to Section 209-h of the Town Law, after a public hearing duly called and held, following receipt of an Order of the Comptroller of the State of New York, dated April 23, 1968, approving the application of the Town Board to increase the maximum amount to be expended from \$1,058,000 to \$1,550,000, the Town Board on May 15, 1968, adopted an Order, subject to permissive referendum, determining that it is in the public interest to so increase the maximum amount to be expended for construction of a sewer system in the District and ordering such increase; and

WHEREAS, due to further increased costs of labor and materials, preliminary costs and costs incidental thereto, it is now estimated that the maximum cost of such construction will exceed \$1,550,000 by the amount of \$145,000; and

WHEREAS, following due submission of an application by said Town Board, the State Comptroller has approved the increase of the maximum amount to be expended for construction of such sewer system from \$1,550,000 to \$1,695,000, pursuant to Order dated October 15, 1969; and

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ORDER CALLING PUBLIC HEARING-INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FROM \$1,550,00 to \$1,695,000 - Sewer District #20 - continued:

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 10 Maple Avenue, New City, in the Town, on the 19th day of November, 1969, at 9:00 o'clock P.M. (E.S.T.), to consider such proposed increase in the maximum amount to be expended from \$1,550,000 to \$1,695,000 and to hear all persons interested in the subject thereof concerning the same and for such other action of the part of said Town Board with relation thereto as may be required by Law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "JOURNAL NEWS", a newspaper published in Nyack, New York, and hereby designated as the official newspaper of the Town for such publication and post conspicuously on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places within the District, in the Town, a copy of this Order certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (1) nor more than twenty (20) days before the day designated therefor said public hearing aforesaid.

DATED: OCTOBER 31, 1969

TOWN BOARD OF THE TOWN OF CLARKSTOWN

S/ Paul F. Mundt, Supervisor
S/ Philip J. Frohling, Jr., Councilman
S/ James V. Damiani, Sr., Councilman
S/ William Brenner, Councilman
S/ Frank Bolander, Councilman

Members of the Town Board of the Town of
Clarkstown

(858) Councilman Frohling offered the following resolution:

WHEREAS, SIGMUND HILBURG, SAUL HILBURG, LOUIS HILBURG, MAX HILBURG, HARRY HILBURG, WILLIAM HILBURG & ELI HILBURG has petitioned the Town Board of the Town of Clarkstown that the Building Zone Ordinance of the said Town be amended by redistricting property of the said petitioner described, from R-15 district to RG-2 district;

BE IT RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law 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 3rd day of December 1969, at 8:15 P.M. (E/S/T) relative to such proposed amendment; and it is

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, a paper of general circulation in the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Councilman Brenner.

All voted Aye.

(859) Councilman Damiani offered the following resolution:

WHEREAS, a sewer easement is necessary over the property of Frieda Kaufman in the Hamlet of New City, N.Y. in order to service homes in Sewer District No. 34 in the Town of Clarkstown, and

WHEREAS, said Frieda Kaufman has refused to negotiate for the obtaining of said easement, and

WHEREAS, in order to obtain said easement it will be necessary to condemn said easement under the municipal powers of eminent domain;

NOW THEREFORE, be it

RESOLVED, that Murray N. Jacobson, Deputy Town Attorney for Special Districts is hereby authorized to commence condemnation proceedings against Frieda Kaufman in order to obtain said easement in Sewer Dist. No. 34 in the Hamlet of New City, Town of Clarkstown, New York, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to sign any papers necessary to condemn said easement.

Seconded by Councilman Brenner.

All voted Aye.

Mr. & Mrs. Romaine, 247 West Nyack Road, West Nyack appeared before the Town Board re long-standing complaint in connection with damage done to their property, viz. destruction of 12'hedges, removal of topsoil and grading and resultant drainage problem that had not existed before said construction; also stating that drainage pipe under driveway broken. Supervisor requested that Town Engineer put priority on this complaint to see if it can be cured before next Thursday, or ask M. Adams, Sewer Coordinator to come to Town Board meeting with explanation.

(860) Councilman Brenner offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED OCTOBER 31, 1969, APPROPRIATING \$1,325,000 FOR THE CONSTRUCTION OF A LATERAL SEWER SYSTEM IN SEWER DISTRICT NO. 37, IN THE TOWN OF CLARKSTOWN AND AUTHORIZING THE ISSUANCE OF \$1,325,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a general map, plan and report providing for a lateral sewer system, including equipment and appurtenances, in Sewer District No. 37, proposed to be established in the Town of Clarkstown (herein called "District" and "Town", respectively), in the County of Rockland, New York, and after a public hearing duly called and held and a further public hearing duly called and held, the Town Board of the Town determined, pursuant to resolution duly adopted on August 6, 1969, subject to permissive referendum, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all the property and property owners within the District, proposed to be established, are benefited thereby, that all the property owners benefited are included within the limits of the District, and that the establishment of the District is in the public interest and approved the establishment of the District and the construction of such lateral sewer system, including equipment and appurtenances therein; and

WHEREAS, no petition signed and acknowledged by the owners of taxable real property situate in the District, in the Town, as prescribed by Section 209-e of the Town Law, protesting against said resolution and requesting that said resolution be submitted to the owners of such taxable real property for their approval or disapproval has been filed with the Town Clerk within thirty (30) days after the date of the adoption thereof, or at any other time since said adoption; and

WHEREAS, following due submission of an application by said Town Board, the State Comptroller granted permission to establish the District by Order dated October 15, 1969, which Order was duly filed with and presented to said Town Board, at its first meeting held after said Order was so filed; and

WHEREAS, said Town Board duly adopted an Order on August 6, 1969, establishing the District, therein designated Sewer District No. 37, in the Town, and ordering construction of said lateral sewer system, including equipment and appurtenances therein, at a cost not to exceed \$1,325,000;

now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$1,325,000 for construction of a lateral sewer system, including construction of lateral sewers within the District tributary to the proposed Rockland County Sewer District interceptor and disposal system and tributary to existing lateral Sewer District No. 28, in the Town, including manholes, house connection stubs brought to a point one foot beyond the edge of roads, any necessary pumping stations and force mains, and all other appurtenances required for a complete lateral sewer system, necessary improvements in connection therewith, acquisition of necessary land and rights in land, and original equipment, machinery and apparatus, all as hereinabove referred to on the Recitals of this resolution, and all in accordance with the map, plan and estimate prepared by Charles R. Velzy, Associates, Inc., P.E., consulting engineers duly licensed by the State of New York, on file in the office of the Town Clerk and heretofore approved by the Town Board of the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,325,000 and the plan of financing includes the issuance of serial bonds of the Town in the principal amount of \$1,325,000 and the assessment, levy and collection of assessments on the several lots and parcels of land within the District to pay the principal of said bonds and the interest thereon so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same and the establishment and collection of sewer rents, pursuant to the Town Law, to pay the principal of and interest on said bonds and the costs of operation, maintenance and repair.

BOND RESOLUTION ADOPTED OCTOBER 31, 1969 APPROPRIATING \$1,325,000 FOR THE CONSTRUCTION OF A LATERAL SEWER SYSTEM IN SEWER DISTRICT NO. 27 - continued:

Section 2. To finance the said appropriation, serial bonds of the Town are hereby authorized to be issued in the principal amount of \$1,325,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

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

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 107.00 d. 3 (i) of the Law.

(c) The proposed maturity of the bonds authorized by this resolution may exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation thereof shall contain the recital of validity prescribed by par. 52.00 of the Law and said bonds and notes shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the tax - 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 notes and provision shall be made annually in the budgets of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of par. 50.00 relative to the authorization of the issuance of bond anticipation notes and of par. 50.00 and pars. 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and content and as to the sale and issuance of the bonds hereby authorized and of any notes issued in anticipation thereof, and 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 bond anticipation 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.

(861) Councilman Brenner offered the following resolution:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Clarkstown, in the County of Rockland, New York, is hereby directed to publish the foregoing bond resolution, in full, in the "JOURNAL NEWS," a newspaper published in the Village of Nyack, New York, and having a general circulation therein, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory Notice in substantially the form as prescribed by Section 81:00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

Seconded by Councilman Damiani.

All voted Aye.

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(862) Councilman Frohling offered the following resolution:

WHEREAS, a petition of A & R BURGLAR ALARM CORP. for the granting of a franchise to maintain central monitoring burglar alarm facilities at Police Headquarters in the Town of Clarkstown has received a public hearing on 10/15/69 and

WHEREAS, it appears in the best interest of the Town of Clarkstown and the users of said facility that a franchise be granted to A & R BURGLAR ALARM CORP.,

NOW THEREFORE, be it

RESOLVED as follows:

1. The Town of Clarkstown hereby grants the petition of A & R BURGLAR ALARM CORP. for the granting of a franchise to maintain central burglar alarm facilities in the Police Headquarters in the Town of Clarkstown, and

2. That the Supervisor is hereby authorized to execute a franchise agreement on such terms and conditions as shall be approved by himself and the Town Attorney of the Town of Clarkstown.

Seconded by Councilman Brenner.

On roll call the vote was as follows:

AYES: Councilman Brenner, Damiani, Frohling, Supervisor Mundt

NOES: Councilman Bolander.

Motion carried.

(863) Councilman Brenner offered the following resolution:

RESOLVED, that the village of Nyack is hereby authorized to add two (2) hydrants to the Town of Clarkstown contract at a yearly rental of \$100.00 each - location of said hydrants to be Stony Hill Lane, West Nyack, N.Y.

Seconded by Councilman Frohling.

All voted Aye.

(864) Councilman Frohng offered the following resolution:

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

DONALD G. PARTRIDE
135 Main St.
Nanuet, N.Y.

Pierce Street Improvement

Conferring with engineer regarding legal description of premises.
Preparing Petition and Affidavit for the acquiring of a strip
of land known as Pierce Street, Nanuet.

Preparing Affidavits and Notice and arranging for publication of
Notice. Preparing Order approving condemnation and awarding immediate possession to petitioner. Arranging for examination of title
and for title insurance policy. Disbursements: Filing Note of Issue: \$253.00

WHEREAS, financing by general obligation bonds have been authorized for the above-referenced road improvement district but it is deemed not advisable to issue bond-anticipation notes to pay for this invoice at this time,

NOW THEREFORE, be it

RESOLVED, pursuant to Sec. 165.10 of the Local Finance Law, the Supervisor is hereby authorized to transfer from Current Surplus-General the sum of \$253.00 to Pierce Street Special Road Improvement District Account to pay for said invoice; said amount to be reimbursed to Current Surplus-General upon the issuance of bond anticipation notes; and suitable records shall be maintained of the temporary diversion of such funds herein authorized.

Seconded by Councilman Bolander.

All voted Aye.

Letter received from Department of Transportation of the State of New York regarding Councilman Bolander's request to stripe Route 59 in the vicinity of Sears-Bamberger Complex in Nanuet---they stated that striping was done on 10/16/69.

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(865) Councilman Brenner offered the following resolution:

RESOLVED, that Spring Valley Water Company be authorized, based upon the recommendation of the Town Engineer, to install two (2) hydrants on west & north sides of Eastlyn Drive, Germonds; and one (1) hydrant on west side of Panoramic Drive, Valley Cottage.

Seconded by Councilman Frohling.

All voted Aye.

(866) Councilman Brenner offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to expedite order authorizing Orange & Rockland Utilities, Inc. to install FOUR (4) URD 7900 LU STREET LIGHTS IN ROSE GLEN ESTATES, NANUET AT ANNUAL COST OF \$218.40.

Seconded by Councilman Damiani.

All voted Aye.

Supervisor Mundt left Board Room.

(867) Councilman Brenner offered the following resolution:

RESOLVED, based upon recommendation of Director of Purchasing, that award for furnishing 1 Base Radio Station - 2 one frequency receivers - simultaneous monitoring for remote control operation on 37.18 MC-37.24 MC & 1 Remote Control Console with two frequency mute receiver-two capability intercom switch; be awarded to Motorola, 15-00 Pollitt Drive, Fairlawn, N.J. at cost to town of \$1,808.00; Police Department to trade their present 1960 Compa Station at \$467.00.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from N.Y. State Department of Transportation notifying Town Board that they have forwarded request for signalization of Rose Road and Route 59, Nanuet to their Traffic Department for study and reply by them.

(868) Councilman Brenner offered the following resolution:

RESOLVED, based upon the recommendation of the Chief of Police, that Dorothy Alice Eardley of 10 Rose Road, West Nyack, N.Y. be appointed to the position of School Crossing Guard at a salary of \$9.00 per day effective as of Monday, October 27th, 1969 to replace Dorothy Fornaro who resigned.

Seconded by Councilman Frohling.

All voted Aye.

Letter received from N.Y.S. Department of Transportation informing Town Board that they are initiating investigation of traffic conditions on Route 304 between Bardonia and Cavalry Drive based upon the town's request; when investigation completed, they will advise.

Monthly Reports for the month of September, 1969 received from Zoning Board of Appeals and Building Inspector.

(869) Councilman Damiani offered the following resolution:

WHEREAS, pursuant to an agreement dated February 19, 1969, the Town of Clarkstown has been holding in escrow the sum of \$2,000.00 from Lake DeForest Development Corp. pending the completion of certain improvements in a development known as Thornwood Hills Subdivision, and

WHEREAS, the Supt. of Highways and the Town Engineer recommend the release of said \$2,000.00,

NOW THEREFORE, be it

RESOLVED, that the Comptroller of the Town of Clarkstown is hereby authorized to release to Lake DeForest Development Corp. said sum of \$2,000.00.

Seconded by Councilman Brenner.

All voted Aye.

Town Board approved the following Performance Bonds as to form and sufficiency:

Republic Insurance Company Bond #904336
FOREST KNOLL, VALLEY COTTAGE, Subdiv. (Adler & Eichler, Princ.)
Amount: \$20,000.00
Period Covered: Two (2) Years - 10/13/69 - 10/12/71
Covers: Roads

Republic Insurance Company Bond #904337
FOREST KNOLL, VALLEY COTTAGE SUBDIV. (Adler & Eichler, Princ.)
Amount: \$7,800.00
Period Covered: Two Years - 10/31/69 - 10/12/71
Covers: Sewers

(870) Councilman Damiani offered the following resolution:

WHEREAS, Sgt. Philip Graziano has requested additional sick leave,
now, therefore, be it

RESOLVED, that Sgt. Philip Graziano be granted an additional 10 day sick-leave.

Seconded by Councilman Frohling.

All voted Aye.

(871) Councilman Frohling offered the following resolution:

RESOLVED, based upon the recommendation of the Chief of Police and request made by C. Nyack Civic Association, that parking be restricted on the west side of Waldron Avenue between the two intersections of Pine and Waldron, and also on the east side of Waldron Avenue from the westernmost Pine Street intersection to Dickinson Avenue, and be it

FURTHER RESOLVED, that the Highway Superintendent be directed to install the necessary "NO PARKING" signs in this area.

Seconded by Councilman Damiani.

All voted Aye.

(872) Councilman Damiani offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 10/30/69 that the position of Building Maintenance Mechanic in Town Hall can now be created,

NOW THEREFORE, be it

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Resolution #872 - continued:

RESOLVED, that said position is hereby created, and be it

FURTHER RESOLVED, that the Rockland County Personnel Office has furnished Certification of Eligibles #6577 and #6715 - Building Maintenance Mechanic - containing the name of John Bradley,

NOW THEREFORE, be it

RESOLVED, that John Bradley, 29 Primrose Lane, New City, New York is hereby appointed to the position of Building Maintenance Mechanic in Town Hall at salary of \$7,478.00 per annum effective November 3, 1969.

Seconded by Councilman Brenner.

All voted Aye.

(873) Councilman Damiani offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment n/t/e 30 days of Marilyn Nadel, 22 Shetland Drive, New City, New York to the position of Clerk, part-time at a salary of \$2.00 per hour, effective and retroactive to October 16, 1969.

Seconded by Councilman Brenner.

All voted Aye.

(874) Councilman Brenner offered the following resolution:

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment n/t/e 30 days of Marion Prendergast 4 Woodside Drive, New City, New York to the position of Clerk, part-time at a salary of \$2.00 per hour, effective and retroactive to 10/16/69.

Seconded by Councilman Bolander.

All voted Aye.

(875) Councilman Frohling offered the following resolution:

WHEREAS, Certification of Eligibles #6994 - Secretarial Assistant 11 (Prom), dated October 15, 1969 and furnished by Rockland County Personnel Office contains the name of Emily Gardineer,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Emily Gardineer, 77 Demarest Ave., West Nyack, N.Y. to the position of Secretarial Assistant 11 - Town Engineer's Office, at a salary of \$7,485.40 per annum, effective November 3, 1969.

Seconded by Councilman Brenner.

All voted Aye.

(876) Councilman Frohling offered the following resolution:

WHEREAS, the Town Engineer's Office has requested additional help,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Serviceform for the temporary appointment n/t/e 30 days of Joseph Kubran, 36 Oak Road, New City, N.Y to the position of Sewer Inspector - Sewer Department at a salary of \$3.50 per hour, effective and retroactive to October 15, 1969.

Seconded by Councilman Damiani.

All voted Aye.

(877) Councilman Brenner offered the following resolution:

WHEREAS, the Building Inspector has 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 to December 12, 1969 of Mary Luongo 11 Acorn Terrace, New City, N.Y. to the position of Clerk-Building Inspector's Office at a salary of \$2.0 per hour, effective and retroactive to October 27, 1969.

Seconded by Councilman Frohling.

All voted Aye.

(878) Councilman Brenner offered the following resolution:

RESOLVED, that based upon the recommendation of consulting engineers Charles R. Velzy Associates, Inc., 60 So. Main St., New City, N.Y., the award for the construction contract for Sewer District #33 is hereby awarded to ALL STATE ASSOC., INC., VERONA, N.J.

Seconded by Councilman Frohling.

All voted Aye.

(879) Councilman Bolander offered the following resolution:

RESOLVED, that based upon the recommendation of consulting engineers Charles R. Velzy Associates, Inc. 60 So. Main St., New City, N.Y., the award for the construction contract for Sewer District #39 is hereby awarded to A. CESTONE CO., GLEN RIDGE, N.J.

Seconded by Councilman Frohling.

All voted Aye.

(880) Councilman Brenner offered the following resolution:

RESOLVED, that based upon the recommendation of consulting engineers Charles R. Velzy Associates, Inc. 60 So. Main St., New City, N.Y., the award for the construction contract for Sewer District #37 is hereby awarded to ALL STATE ASSOC., INC., VERONA, N.J.

Seconded by Councilman Frohling.

All voted Aye.

(881) Councilman Brenner offered the following resolution:

RESOLVED, that upon the request of C. Elsie Monneret, Receiver of Taxes, the employment of the following clerks in the office of the Receiver of Taxes be extended for a period of thirty days from November 2, 1969, at their present hourly rate of compensation:

Edna Maisch, 25 Fairview Avenue, Nanuet, N.Y.
Betty Snyder, 126 So. Harrison Ave., Congers, N.Y.
Ruth McElhone, 143 So. Harrison Ave., Congers, N.Y.

Second by Councilman Damiani.

All voted Aye.

(882) Councilman Frohling offered the following resolution:

WHEREAS, on June 4, 1969, the Town Board at the request of the Town Engineer created two Laborer positions in the Town Engineer's Office at a salary of \$4,836.00 per annum to be charged to the Sewer District Operating, and

Resolution #882 continued:

WHEREAS, neither of these two positions are presently filled,

NOW THEREFORE, be it

RESOLVED, that the starting salary of Laborer in the Town Engineer's Office be set at \$5,200.00 per annum.

Seconded by Councilman Damiani.

All voted Aye.

(883) Councilman Frohling offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 10/15/69 that the position of Sewer Inspector in the Town Engineer's office can now be created,

NOW THEREFORE, be it

RESOLVED, the Sewer Inspector position in the Town Engineer's Office is created at a salary of \$6,463.60 per annum.

Seconded by Councilman Damiani.

All voted Aye.

Councilman Bolander requested that Town Engineer present qualifications of Sewer Inspector prior to next Town Board meeting.

(884) Councilman Damiani offered the following resolution:

RESOLVED, that the Supt. of Highways, construct a sidewalk on the west side of Congers-New City Road, from the northeast corner of Lot 18.05, Tax Map 78, to the Clarkstown Central High School parking lot.

Seconded by Councilman Frohling.

All voted Aye.

(885) Councilman Damiani offered the following resolution:

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

MIKE ARANEO, INC.
11 Robin Hook Lane
New City, N.Y.

Re: West Nyack Recreation Field, New City.....\$140.00

Rental of Bulldozer & Operator, Built Road at the West Nyack Recreation Field on October 2, 1969 - 8 hours @ \$17.50.

WHEREAS, said expenses were incurred in furtherance of the Town Recreation Program, and

WHEREAS, it is deemed said expenses are a proper charge against the Money in Lieu of Land Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$140.00 is hereby transferred from Money in Lieu of Land Account to General Fund, Recreation Park Development Account for the payment of described invoice.

Seconded by Councilman Brenner.

All voted Aye.

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(886) Councilman Damiani offered the following resolution:

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

MIKE ARANEO, INC.
11 Robin Hook Lane
New City, N.Y.

Re French Farm Property, New City, N.Y.....\$140.00

RENTAL of Bulldozer & Operator
Grade Fill at the French Farm Property
on 10/6/69 - 8 hours @ \$17.50

WHEREAS, said expenses were incurred in furtherance of the Town Recreation Program, and

WHEREAS, it is deemed said expenses area proper charge against the Money in Lieu of Land Account;

NOW THEREFORE, be it

RESOLVED, that the sum of \$140.00 is hereby transferred from Money in Lieu of Land Account to General Fund, Recreation Park Development Account for the payment of described invoice.

Seconded by Councilman Brenner.

All voted Aye.

(887) Councilman Frohling offered the following resolution:

RESOLVED, that the Building & Zoning Inspector, Oscar Lutz, and Fire Inspector, Edwin Murdock are hereby authorized to attend the Fifth Annual Fire Marshal and Inspectors Seminar to be held in Monticello, N.Y. on November 12 and 13, 1969, and be it

FURTHER RESOLVED, that all expenses be made a proper Town Charge.

Seconded by Councilman Damiani.

All voted Aye.

Building Inspector will be requested to report back to Town Board as to why there are 64 Dump Trucks parked on both sides of Route 9W in Congers.

(888) Councilman Frohling offered the following resolution:

RESOLVED, that the Spring Valley Water Company is hereby authorized to install seven (7) hydrants on w/s Long Clove Rd., w/s Assembly Court and Parliament Dr., New City, N.Y.

Seconded by Councilman Brenner.

All voted Aye.

(889) Councilman Bolander offered the following resolution:

RESOLVED, that resignation of Robert J. Cummings, Court Stenographer, as Assistant Court Clerk to Hon. Edward J. Flynn, Town Justice, be accepted with regret, effective October 17, 1969; said resignation submitted because of increased workload in Mr. Cummings regular position.

Seconded by Councilman Frohling.

All voted Aye.

(890) Councilman Bolander offered the following resolution:

WHEREAS, John Paglia has been licensed by the Sanitation Commission of the Town of Clarkstown to pick up refuse within the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that said John Paglia be and is hereby authorized to use the Town Sanitary Fill Area upon the payment of the appropriate fees therefore, and upon approval by the Rockland County Health Department of the vehicles used.

Seconded by Councilman Damiani.

All voted Aye.

(891) Councilman Damiani offered the following resolution:

RESOLVED, based upon recommendation of Edward J. Ghiazza, Supt. of Parks & Recreation, that the Supervisor is hereby authorized to file a Recreation Project application with the State of New York, Executive Department, Division for Youth, for the period starting January 1, 1970 through December 31, 1970; total aid for this period being \$10,705.60.

Seconded by Councilman Brenner.

All voted Aye.

(892) Councilman Damiani 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

WHEREAS, the Town Board of the Town of Clarkstown desires to further amend the Comprehensive Building Zone Ordinance:

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be held at the Board Room of the Town Hall of the Town of Clarkstown at 10 Maple Avenue, New City, N.Y., Rockland County, on the 19th day of November, 1969 at 9:15 P.M. to consider the adoption of the following proposed amendment to the Town of Clarkstown Comprehensive Building Zone Ordinance of 1967:

Amend Sec. 3.11, Table of General Use Regulations, for the LS Zone, Column 8, additional use regulations, by adding thereto as follows:

8. No restaurant, limited menu or otherwise, drive-in, or food dispensing establishment shall be permitted within 200 feet of any church, school, synagogue, or similar place of assembly. (The 200 feet prohibition herein shall be measured from the nearest property line); and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of 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.

Seconded by Councilman Bolander.

All voted Aye.

(893) Councilman Brenner offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install two 3850 Lu. street lights on Elath St., New City (Yeheskiel Schulman Dev.) at cost to town of \$93.60 per annum.

Seconded by Councilman Frohling.

All voted Aye.

(894) Councilman Damiani offered the following resolution:

WHEREAS, an easement is required for Sewer District No. 28 which has been unavailable through negotiations, and the owner is unwilling to grant such an easement,

NOW THEREFORE, be it

Resolution #894 continued:

RESOLVED, that the attorney for Sewer District No. 28, Paul Demcio, be hereby authorized to institute condemnation proceedings as may be necessary to acquire said easement, and be it

FURTHER RESOLVE, that the Supervisor is authorized to execute the necessary papers in connection with therewith, including taking immediate possession.

Seconded by Councilman Frohling.

All voted Aye.

(895) Councilman Damiani offered the following resolution:

RESOLVED, based upon the recommendation of the Town Engineer, that amount of \$500.00 be drawn on Drainage Bond #4 to alleviate conditions existing on property owned by John Egan, 4 Diane Drive, New City.

Seconded by Councilman Brenner.

All voted Aye.

Town Engineer was requested to investigate complaint made by Mrs. Gruber 17 Diane Dr., New City - same conditions existing as at Egan property.

Councilman Damiani received letter from Mr. Walsh re green belt on Kings Highway, between Thornwood Estates and Old Thornwood Estates; (4-5 lots). Request status of road; Supervisor suggested getting together with Town Attorney's Office to ascertain that appraisals are forthcoming; Mr. Hugh LaBonne requested to answer letter.

Councilman Frohling: At last meeting, Town Board passed resolution that traffic signals at Lake Road & Route 303 be changed to green and amber signals. Reply stated that they would change this, but we must send a new resolution requesting that the signals be put on a 24-hour operation on red, green and amber (state is phasing out flashing caution lights in areas that are heavy).

(896) Councilman Frohling offered the following resolution:

RESOLVED, that resolution #837 adopted at the Town Board meeting of 10/15/69 is hereby rescinded, and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized to contact the New York State Department of Transportation requesting that the signals on Lake Road & 303 be changed to the usual red, green, amber signals operating on a 24-hour basis.

Seconded by Councilman Brenner.

All voted Aye.

(897) Councilman Frohling offered the following resolution:

RESOLVED, that the Highway Superintendent be authorized to change sign in area of Palisades Avenue, West of S. Middletown Rd. to read "WEST PALISADES AVENUE."

Seconded by Councilman Brenner.

All voted Aye.

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10/31/69

TBM

(898) Councilman Brenner offered the following resolution:

WHEREAS, the regular Town Board meeting is scheduled for Wednesday, Nov. 5, 1969, and

WHEREAS, a meeting to adopt the budget is required by Nov. 6, and

WHEREAS, it is deemed more advantageous to combine these meetings,

NOW THEREFORE, be it

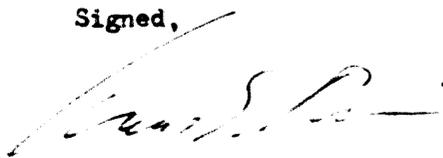
RESOLVED, that the regular Town Board meeting of November 5, 1969 be and hereby is rescheduled to Thursday, November 6, 1969 at 8:00 P.M. at which time both regular agenda items and budget will be disclosed.

Seconded by Councilman Damiani.

All voted Aye.

On resolution offered by Councilman Brenner, seconded by Councilman Damiani and unanimously adopted, Town Board meeting was adjourned until Thursday, November 6th, 1969 at 8:00 P.M.

Signed,



Anne E. O'Connor
Town Clerk
Town of Clarkstown