



1970-101 Councilman D'Antoni offered the following resolution:

RESOLVED, that award for bid for sale of 11 straight shelves, 2 curved shelves, 1 round coffee table, 1 sliding door cabinet, 1 basket weave cabinet and 1 lockable desk unit be awarded to highest bidder, Mr. Robert E. Bergman, Jr., 76 Turner Road, Pearl River, New York at price of \$62.50.

Seconded by Councilman Bolander.

All voted Aye.

LAMBRETTA MOTOR SCOOTER, VEHICLE IDENTIFICATION #743393:

Jeremiah A. Mullane  
15 Birch Lane  
New City, N.Y.....\$151.00

Robert Mellon  
12 Dalewood Court  
New City, N.Y.....\$160.00

Anna M. Burns  
2866 Valentine Avenue  
Bronx, N.Y.....\$177.77

J. Carman  
37 Congers Road  
New City, N.Y.....\$150.00

Arthur Dauhner  
360 Ehrhardt Road  
Pearl River, N.Y.....\$76.80

LAMBRETTA SCOOTER, VEHICLE IDENTIFICATION #743325:

Arthur Dauhner  
360 Ehrhardt Road  
Pearl River, N.Y.....\$76.80

J. Carman  
37 Congers Road  
New City, N.Y.....\$150.00

Anna M. Burns  
2866 Valentine Avenue  
Bronx, N.Y.....\$207.77

Robert Mellon  
12 Dalewood Court  
New City, N.Y.....\$155.00

Jeremiah A. Mullane  
15 Birch Lane  
New City, N.Y.....\$151.00

Robert E. Bergman, Jr.  
76 Turner Road  
Pearl River, N.Y.....(No Vehicle Id.#).....\$100.00

1970-102 Councilman Bolander offered the following resolution:

RESOLVED, that any and all bids received for the purchase of two (2) Lambretta Scooters, Id. Nos. 743325 and 743393 are hereby rejected.

Seconded by Councilman D'Antoni.

All voted Aye.

Mr. Goodman representing New City Jaycees appeared before the Town Board re New City Condominium. Meeting will be arranged by Supervisor for further discussion.

1970-103 Councilman D'Antoni offered the following resolution:

RESOLVED, that the Pearl River Elks Club is hereby granted permission to hold a Turkey Shoot on the Elks Grounds, Manuet, New York on March 15, 1970.

Seconded by Councilman Bolander.

All voted Aye.

1970-104 Councilman Bolander offered the following resolution:

RESOLVED, the the following are hereby authorized to attend the New York State Recreation and Parks Conference to be held at the Nevele Country Club, Ellenville, New York, April 12 to 15, 1970:

Edward J. Ghiazza, Supt. of Parks & Recreation  
Murray Brown, Recreation Supervisor  
Recreation Commissioners (4)

AND BE IT FURTHER RESOLVED, that all actual and necessary expenses are to be made a proper town charge.

Seconded by Councilman Frohling.

All voted Aye.

1970-105 Councilman Frohling offered the following resolution:

RESOLVED, that based upon the request of the New City Fire Engine Company #1, that NO PARKING signs be erected within the fire zone safety area on Maple Avenue, New City, and be it

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

Seconded by Councilman D'Antoni.

All voted Aye.

1970-106 Councilman Bolander offered the following resolution:

WHEREAS, there is a vacancy in the position of Motor Equipment Operator in the Sanitary Fill Department,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the provisional appointment, pending examination, of Richard Jahnes, 10 Blauvelt Road, Blauvelt, New York to the position of Motor Equipment Operator - Sanitary Fill, at a salary of \$9,500.00 per annum, effective immediately.

Seconded by Councilman Frohling.

All voted Aye.

1970-107 Councilman Bolander offered the following resolution:

WHEREAS, there is a vacancy in the position of Laborer in the Sanitary Fill Department,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the provisional appointment, pending examination of Ronald F. Bates, 46 Demarest Mill Road, West Nyack, New York to the position of Laborer - Sanitary Fill Department at a salary of \$6,162.00 per annum, effective 2/19/70.

Seconded by Councilman Frohling.

All voted Aye.

1970-108 Councilman Bolander offered the following resolution:

RESOLVED, that the hours for dumping at the Sanitary Fill be set at 8:00 A.M. to 5:00 P.M. Monday through Friday; and 8:00 A.M. to 3:00 P.M. on Saturdays.

Seconded by Councilman D'Antoni.

All voted Aye.

1970-109 Councilman Bolander offered the following resolution:

RESOLVED, that Jack Weiss, 53 Jolen Drive, New City, New York is hereby appointed Chairman of the Clarkstown Sanitation Commission, term to commence February 19, 1970 and expire December 31, 1970, without compensation.

Seconded by Councilman D'Antoni.

All voted Aye.

Town Clerk instructed to send letter to Mr. Pat Finnegan, former Chairman of the Sanitation Commission, thanking him for his past services to the town.

1970-110 Councilman D'Antoni offered the following resolution:

WHEREAS, A. Cestone Company is the general contractor for the installation of the necessary work in two sewer districts within the Town of Clarkstown, and

WHEREAS, said A. Cestone Company is desirous of leasing from the Town three (3) bays in the old Clarkstown Garage on New Hempstead Road, New City, New York, for the storage and maintenance of its equipment at a rental of \$500.00 per month;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be and is hereby authorized to enter into a lease of the above premises on a month-to-month basis with the said A. Cestone Company at a rental of \$500.00 per month with the express provision that this lease may be terminated at the option of either party after service of a thirty (30) day notice, and be it

FURTHER RESOLVED, that this resolution is subject to a thirty (30) day permissive referendum.

Seconded by Councilman Frohling.

All voted Aye.

Proposed appointment of Sherwin J. Slater as member of the Industrial & Commercial Advisory Committee; (item #10 on agenda) - tabled.

1970-111 Councilman Frohling offered the following resolution:

WHEREAS, a petition was received requesting that name of Corona Avenue, Spring Valley be changed to Strathmore Drive from residents residing on said street,

NOW THEREFORE, be it

RESOLVED, that the name of Corona Avenue, Spring Valley is hereby changed to "Strathmore Drive", Spring Valley, and be it

FURTHER RESOLVED, that the Town Clerk notify the Planning Board, Post Office and the Police Department of said change of name.

Seconded by Councilman D'Antoni.

All voted Aye.

1970-112 Councilman Frohling 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:

Ernest F. Wiebicke, Jr., d/b/a Wiebicke Contracting  
41 Germonds Road  
New City, N.Y.

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 70-50 to Ernest F. Wiebicke, Jr.

Seconded by Councilman D'Antoni.

All voted Aye.

1970-113 Councilman Frohling offered the following resolution:

RESOLVED, that Bond Numbers 901687 and 901688, issued by Republic Insurance Company, having an office and place of business at 129 Fulton Street, New York, N.Y. to MELLEN & SHAFER, INC. of 191 Route 59, Suffern, N.Y. as Principal, and CHESTER MELLEN and LELAND K. SHAFER, as Co-Principals in favor of the Town of Clarkstown, be declared in default, and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown be directed to take all necessary proceedings against said bonds to insure construction and completion of roads, improvements, et al, in accordance with the Town Specifications, and be it

FURTHER RESOLVED, that the Town Engineer, Town Superintendent of Highways and all other departments or agencies furnish all necessary data to the Town Attorney in order to implement this resolution.

Seconded by Councilman Bolander.

All voted Aye.

1970-114 Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Assessor by memorandum dated February 3, 1970, has recommended the apportionment of the State, County and Town taxes paid by Henry Schatzberg and Henrietta Schatzberg for property located in Valley Cottage, New York, a portion of said property having been purchased by the Town of Clarkstown for the Valley Cottage Mall Project, and

WHEREAS, the Town Assessor recommends the refund of \$60.28 to Henry Schatzberg and Henrietta Schatzberg,

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to refund the sum of \$60.28 to Henry Schatzberg and Henrietta Schatzberg.

Seconded by Councilman Bolander.

All voted Aye.

1970-115 Councilman D'Antoni offered the following resolution:

WHEREAS, a portion of Clarkstown Lateral Sewer District No. 1 in the vicinity of Route 9W, Rockland Lake, has been utilized by the Rockland County interceptor system and is no longer necessary to be maintained by the Town of Clarkstown, and

WHEREAS, the County of Rockland has installed its pipes in easements of the Town of Clarkstown in connection with the aforesaid portion of District No. 1, and

WHEREAS, three easements in said District are no longer required by the Town of Clarkstown, and

WHEREAS, the Board of Commissioners, Rockland County Sewer District No. 1, has requested that the said easements be turned over to it, and

WHEREAS, Charles R. Velzy Associates, Sewer Consultants for the Town of Clarkstown, and Joseph F. X. Nowicki, Counsel for Sewer and Improvement Districts, recommend the abandonment of the aforesaid three easements;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to sign a Bargain and Sale Deed conveying the aforesaid three easements to the Board of Commissioners, Rockland County Sewer District No. 1.

Seconded by Councilman Frohling.

All voted Aye.

1970-116 Councilman D'Antoni offered the following resolution:

WHEREAS, Gerald Cataldo and Grace Cataldo, his wife, have executed an easement and are offering it to the Town of Clarkstown Sewer District No. 16 in consideration of the sum of \$750.00; and

WHEREAS, Jerome Trachtenberg, attorney for Sewer District No. 16 and Joseph F. X. Nowicki, Counsel for Sewer and Improvement Districts, recommend that said easement be accepted by the Town of Clarkstown and said fee paid;

NOW THEREFORE, be it

RESOLVED,

1. That the Supervisor of the Town of Clarkstown is hereby authorized to accept said easement on behalf of the Town, and

2. That Sewer District No. 16 is hereby authorized to pay the sum of \$750.00 for said easement.

Seconded by Councilman Bolander.

All voted Aye.

Proposed resolution authorizing settlement of Condemnation Proceedings in connection with easement acquisition in Sewer District No. 10-tabled.

1970-117 Councilman Frohling offered the following resolution:

WHEREAS, an action to foreclose a public improvement lien has been commenced against Sewer District No. 19 by a lienor Central Pre-Con Products, Inc., in the Supreme Court of New York, and

WHEREAS, counsel for said Sewer District No. 19, Harry Waitzman, Esq. has advised there are good and valid defenses to the action,

NOW THEREFORE, be it

RESOLVED, that Harry Waitzman, Esq. is hereby authorized to defend the legal proceedings commenced by Central Pre-Con Products, Inc. against Clarkstown Sewer District No. 19, without further fee.

Seconded by Councilman D'Antoni.

All voted Aye.

Proposed resolution appointing part-time secretary for Architectural Review Board-tabled. (retained by Supervisor)

Proposed resolution appointing Director of Building & Zoning-tabled. (retained by Supervisor)

1970-118 Councilman Bolander 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 February 8, 1970, at their present hourly rate of compensation of \$2.21 per hour:

Edna Maisch, 25 Fairview Avenue, Nanuet, N.Y.  
Betty Snyder, 126 South Harrison Avenue, Congers, N.Y.  
Ruth McElhone, 143 S. Harrison Avenue, Congers, N.Y.  
Florence Pratt, 31 N. Middletown Road, Nanuet, N.Y.

Seconded by Councilman D'Antoni.

All voted Aye.

1970-119 Councilman Frohling offered the following resolution:

WHEREAS, Stephen Doig, Jr., Town Justice, has requested additional temporary help,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the temporary appointment n/t/e thirty days of Dorothy Flanagan, Libert Drive, Congers, N.Y. to the position of Clerk to Town Justice at a salary of \$2.31 per hour, effective and retroactive to 2/11/70.

Seconded by Councilman D'Antoni.

All voted Aye.

Town Board signed Certificate of Deposit No. 3330 of the Rockland National Bank in amount of \$2,350.00, Roy-Ell Construction Corp., Principal covering extension of Robin Place, Manuet - Period covered: 2 years - 1/21/70 to 1/20/72.

Re letter from Town Planning Board requesting Town Board to undertake to accept or to consider purchasing park areas, Silver Heights, West Nyack (Traphagen); Matter held for Town Board consideration; Mr. Shapiro will be called in to meet with Town Board when Special meeting held to discuss further. In response to suggestion put by Martin Bernstein, Supervisor stated that Town Planner will sit in on discussions.

1970-120 Councilman Frohling offered the following resolution:

WHEREAS, a written petition dated November 29, 1969, was presented to the Town Board on December 29, 1969 by Valley Cottage Industrial Park, Inc. requesting the cancellation of certain restrictive covenants agreed to by Valley Cottage Industrial Park, Inc. in Declaration of Covenants recorded in Liber 846, Page 86, in the Rockland County Clerk's Office on July 22, 1968, and

WHEREAS, said petition stated that the said Declaration of Covenants were "not necessary in the public interest inasmuch as existing statutes, ordinances, rules and regulations applicable to said land and its owner are adequate protection to the public; and

It constitutes an unreasonable burden to said land and deprives petitioner of the reasonable use thereof, and

WHEREAS, the Town Board, in a resolution dated December 29, 1969, stated "WHEREAS, the present condition existing in the area no longer require the said restrictive covenants to be in effect", and

WHEREAS, there is an obvious inconsistency in the reasons stated in the aforesaid petition requesting cancellation of the Declaration of Restrictive Covenants and the reasons stated by the Town Board in the resolution of the 29<sup>th</sup> of December, 1969, releasing the premises from the restrictive covenants, and

WHEREAS, the Town Board misapprehended that "the present condition existing in the area no longer require the said restrictive covenants to be in effect" and

WHEREAS, investigation by the Town Board reveals that the present conditions existing in the area do require the said Restrictive Covenants to be in effect and,

WHEREAS, an examination of the Indenture made the 29<sup>th</sup> day of December, 1969, supposedly between the Town of Clarkstown and Valley Cottage Industrial Park, Inc., which was intended to release the Declaration of Restrictive Covenants, discloses that the said Indenture was not properly executed and is therefore void;

NOW THEREFORE, be it

RESOLVED, that pursuant to Section 93 of the Town Law, resolution dated December 29, 1969, purporting to remove the restrictive covenants, as aforesaid, be and the same is hereby rescinded and, be it

FURTHER RESOLVED, that the Supervisor be and is hereby authorized to execute any and all instruments necessary to restore the Declaration of Restrictive Covenants.

Seconded by Councilman D'Antoni.

All voted Aye.

Request made by Mrs. Granito for STOP sign at intersection of Dorechester and Concord Drive, New City referred to Police Chief for report. Police Chief stated that he recommended in the past that this stop sign not be installed. Mr. Shostak of the Supervisor's Office instructed to contact the Traffic Advisory Committee re same.

Re request from Highway Supt. for permission to remove debris from under bridge - Dickstein, 45 Blauvelt Road,; Supervisor requests M. Franchino to visit site; matter will then be taken up with Highway Supt. and Mr. Kendrick in an effort to alleviate.

Re drainage problem - Mr. Marvin, Stockton Road, Valley Cottage: Highway Supt., Town Engineer and Supervisor to visit site Monday morning. (Highway Supt. recommended that monies be appropriated to alleviate(\$2,000-\$2,500).

Re request for town maintenance of private road - Murphy Lane, Bardonia; Highway Superintendent will check out further to see if he can go in with surplus stone.

1970-121 Councilman D'Antoni offered the following resolution:

WHEREAS, it has become necessary to establish a petty cash fund in the office of the Supervisor for the purpose of paying incidental minor expenses in connection with its affairs;

NOW THEREFORE, be it

RESOLVED, that a Petty Cash Fund is hereby established, pursuant to Sec. 64-1(a) of Town Law for the office of the Supervisor in the amount of \$50.00.

Seconded by Councilman Bolander.

All voted Aye.

Monthly reports for the month of January 1970 from the Zoning Board of Appeals and Building Inspector noted by Town Board. Filed in Town Clerk's Office.

1970-122 Councilman D'Antoni offered the following resolution:

WHEREAS, the Town of Clarkstown desires to reimburse Charles Gross for his consulting services rendered to the Office of the Assessor;

NOW THEREFORE, be it

RESOLVED, that the sum of \$2,000.00 be paid to Charles Gross for consulting services rendered to the Office of the Assessor for the period from November 17, 1969 to January 16, 1970, and that same be paid from ASSESSOR'S CONSULTING SERVICE ACCOUNT.

Seconded by Councilman Bolander.

All voted Aye.

Mr. Kaufman appeared before the Town Board re condition of stores in Rockland Plaza Shopping Center (collapsing floors). Supervisor advised that Mr. J. Collucci of the Building Inspector's Office will be advised to visit area in the Morning.

1970-123 Councilman Bolander offered the following resolution:

RESOLVED, that John Lodico, 2 Birch Lane, New City, N.Y. is hereby appointed as a member of the Sanitation Commission, term to commence on 2/19/70 and expire 12/31/70. at an annual salary of \$1.00.

Seconded by Councilman D'Antoni.

All voted Aye.

Mr. Kenneth Torsoe appeared before the Town Board re CO - Brookside Estates requesting clarification. Town Attorney will change provisions and have same ready for next Town Board meeting.

Mr. J. Lodico requested that Town Board oppose Rockland County getting involved with television network to be based in county.

Mr. Simon appeared before the Town Board re Good-vue CATV, who stated that upon receiving franchise from town would commence operations within three months - completion within six months; there has been no construction and no money outlays to date on the part of Goodvue CATV. In the meantime they are still holding franchise. Requested that Town Board start investigation and revoke license.

(Town Clerk note; Franchise granted 6/30/66; Agreement signed by both parties 7/15/66)

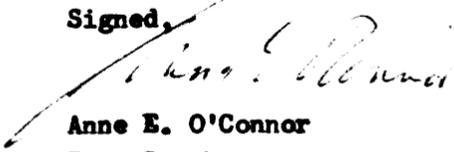
Mr. Zuckerman, Tennyson Drive appeared before Town Board re drainage problem. Town Board will investigate matter at site Monday.

In reply to question put by Mr. Tomicki re Pineview Ave., West Nyack, Supervisor Vines stated that he directed telegram to the Public Service Commission and is awaiting reply.

Mr. Bertram Strauss, New City appeared before the Town Board re influx of New Jersey teenagers being picked up for drunk driving - legal drinking age in New York State 18; in New Jersey 21. Town Board will take matter into advisement.

On resolution offered by Councilman Bolander, seconded by Councilman Frohling and unanimously adopted Town Board was adjourned until Wednesday, March 4, 1970 at 8:00 when next regularly scheduled Town Board meeting will be held.

Signed,

  
Anne E. O'Connor  
Town Clerk