

(1970-737) Councilman Bolander offered the following resolution:

RESOLVED, under recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, 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 1/1/71 thru 12/31/71; total Aid for this period will be \$10,705.60.

Seconded by Councilman D'Antoni. All voted Aye.

On resolution offered by Councilman Niehaus, seconded by Councilman Bolander and unanimously adopted, Special Town Board Meeting was adjourned until Wednesday, 11/18/70 at 8:00 PM.

Signed,
[Signature]
Anne E. O'Connor
Town Clerk

TOWN BOARD MEETING

Town Hall 11/18/70 8:00 PM

Present: Councilmen Niehaus, Bolander, Frohling, D'Antoni, Supervisor Vines
Town Clerk
Town Attorneyk and Deputy Town Attorney

Supervisor Vines called Town Board Meeting to order; assemblage sluted the Flag.

(1970-738) Councilman Frohling offered the following resolution:

RESOLVED that time for receiving bids for Sewer Dist. 39-Contact D be closed, and be it

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

Seconded by Councilman Niehaus. All voted Aye.

The following bids were received:

A. CESTONE COMPANY.....	\$488,388.97
M. A. STEPHEN CONSTRUCTION CO., INC.	694,000.60
MARVEC-ALLSTATE, INC.	504,868.20
EDWARD J. HUEGEL, INC.	477,192.87

(1970-739) Councilman Bolander offered the following resolution:

RESOLVED, that decision on award of bids received for Sewer District 39-Contract D, be RESERVED.

Seconded by Councilman Frohlig All voted Aye.

(1970-740) Councilman Niehaus offered the following resolution:

RESOLVED, that time for receiving bids for Data Processing Services for the Town of Clarkstown be closed, and be it

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

Secondced by Councilman D'Antoni. All voted Aye.

(1970-740 -- continued)

Bids received:

SUPERIOR COMPUTER CORP. Clifton, N J	\$12,995.00
EASTERN DATA PROCESSING CORP., Paterson, N J	9,080.00
ELECTRONIC TABILLATING CORP. Newburgh, N Y	22,789.20
TRANS NET CORP. Red Bank, N J	14,500.00
DECISION SYSTEMS, INC. Paramus, N J	9,800.00

(1970-741) Councilman Niehaus offered the following resolution:

RESOLVED, that decision be reserved on bids received for the furnishing of Data Processing Services for the town.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-742) Councilman Bolander offered the following resolution:

RESOLVED, that time for receiving bids for Furnishing One (1) Caterpillar Crawler Tractor (Bulldozer) for the town be closed and that any and all bids received up to and including this time be opened.

Seconded by Councilman Niehaus.

All voted Aye.

The following bids were received:

H. O. PENN MACHINERY CO., INC. Poughkeepsie, New York:	\$62,988.00
ROMAC EQUIPMENT, Harrison, N Y:	42,800.00

(1970-743) Councilman Bolander offered the following resolution:

RESOLVED that decision on award for furnishing Bulldozer to the town be **RESERVED**.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-744) Councilman Frohling offered the following resolution:

RESOLVED, that time for receiving bids for furnishing Sewer Manhole Extension Rings is closed and that any and all bids received up to and including this time be opened.

Seconded by Councilman D'Antoni.

All voted Aye.

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The following bid was received:

CAMPBELL FOUNDRY CO.,
Harrison N J :\$35.00 COST PER RING

(1970-745) Councilman Frohling offered the following resolution:

RESOLVED that decision on award of bid for furnishing Sewer Manhole Extension Rings be reserved, recommendations to be made by the Highway Superintendent and the Town Engineer.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-746) Councilman Niehaus offered the following resolution:

RESOLVED that minutes of Town Board meetings as submitted by the Town Clerk for 9/16, 9/23/ 9/30, 10/7, 10/14, 10/21, 10/23, 10/28, 11/4 115, 11/6, 11/10, and 11/12 are hereby approved and accepted by the Town Board.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-747) Councilman Frohling offered the following resolution:

WHEREAS, JEAN D. GUTERL 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 an R-22 district to a PO District;

NOW THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 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 N Y in said town, on the 13th day of January 1971 at 8:00 PM, 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 both official newspapers of the town, as aforesaid and file proof thereof in the office of the said Town Clerk.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-748) Councilman Bolander offered the following resolution:

WHEREAS, there is a vacancy in the position of Principal Clerk-Steno in the Parks Board and Recreation Office, and Rockland County Personnel office has furnished Certificate of Eligibles #6992 which contains the name of Marybeth Hurley,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the permanent appointment of Marybeth Hurley, 380 Little Tor Road, New City N Y to the position of Principal Clerk-Stenographer - Parks Board and Recreation, at a salary of \$6400. per annum; effective 11/30/70.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-749) Councilman Niehaus offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install four (4) street lights in New City, one each on West Clarkstown Road, Leland Court, Frank & James Streets, and Goebel Road at annual cost to town of \$218.40.

Seconded by Councilman Frohling.

All voted Aye.

(1970-750) Councilman Bolander offered the following resolution:

RESOLVED, that re property owned by Mr. Herbert Cocks located on the southwest corner of West Nyack Road and College Avenue, Nanuet, that the recommendations of the Town Planner stating that the inquiry of Mr. Cocks be considered within the framework of the comprehensive zoning program be accepted.

Seconded by Councilman D'Antoni.

All voted Aye.

Re letter from Town Planner in connectijon with Valley Cottage Center Plan - Phase I; Sewer Installation -- no action taken by the Town Board. (Letter retained by Supervisor Vines)

Re letter from Mr. James Brenner - request for change of street name - (Jay Street) - no action taken by Town Board. (Letter retained by Supervisor Vines)

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

International Fidelity Ins. Co. Bond #14743, Amount #4000.
Covers: Impvmts in Germonds Village Bardonia J. Knutsen & Co., Princ.
term of bond - all work to be completed before 9/14/71.

Republic Insurance Co. Maint. Bond #905628
DOGWOOD ESTATES, NEW CITY, Princ. (Uranus Construction Corp.)
Covers: Improvements referred to in Bond No. 901572 dated 1/9/68
Term: One year
Amount: \$710.

Republic Insurance Co. Maint. Bond #905629
DOGWOOD ESTATES, NEW CITY, Princ. (Uranus Const. Corp.)
Covers: Improvements
Amount: \$370.

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(1970-751) Councilman Niehaus offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer deed from URANUS CONTRUCTION CORP. conveying roads and aother improvements to the town in a subdivision as shown on Final Plat of "Subdivision Plat Dogwood Estates, New City, N Y filed in the office of the clerk of Rockland County 3/21/68 in Book 74 at page 75, as Map No. 3689, as follows:

Arcadia Drive, 569 l f is hereby accepted by the town and ordered filed in t e County Clerk's Office; and be it

FURTHER RESOLVED, that Performance Bonds Nos 901572 and 901573 dated 1/9/68 URANUS CONSTRUCTION CORP., JOHN BOOTH, GOERGE BOUZOUCCOS & THEODORE BOUZOUCCOS, as Co-Principals and REPUBLIC INSURANCE as Surety, for the benefit of the town, are hereby released.

Seconded by Councilman Bolander.

All voted Aye.

(1970-752) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to contact Spring Valley Water Co. to order installation of hydrants (7) in locations of Susan, Sundbury and Ruth Drives, New City; (Inves. #7156H) locations having been approved by the Town Engineer.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-753) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to expedite Hydrant Order 7134 for installation by the Spring Valley Water Co. of one hydrant on the west side of Clay St., approximately 376' south of the south curb line of West Clarkstown Road, New City.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-754) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to expedite Hydrant Order 7139H for installation of three hydrants on each: Cornell Drive, Colgate Drive and Duke Lane, Bardonia.

Seconded by Councilman Niehaus.

All voted Aye.

Letter received from the Department of Transportation of the State of New York addressed to the Town Clerk, acknowledging letter informing them of the need for an intersection sign in advance of Rose Road and Route 59 in Nanuet. They are informing their Traffic Engineer of town's recommendations and will, after investigating, inform the town of their findings.

Attorney for Mr. Sandberg, (Robert Granik) appeared before the Town Board seeking approval of extension of water district to include Germonds Acres. Matter tabled for 12/2/70 Town Board meeting.

(1970-755) Councilman Frohling offered the following resolution:

RESOLVED, that the Superintendent of Highways is hereby authorized to advertise for bids for the furnishing of one (1) 1971 four wheel drive truck, said bids to be returnable on 12/2/70 at 8:05 PM.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-756) Councilman Frohling offered the following resolution:

RESOLVED, that the Supt. of Highways is hereby authorized to advertise for bids for the furnishing of three (3) new two wheel drive 4 cu yd dump trucks, said bids to be returnable 12/16/70 at 8:05 PM.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-757) Councilman Niehaus offered the following resolution:

RESOLVED, that the Town of Clarkstown be authorized to obtain an easement from Mr. & Mrs. Patrick Ferguson, Queens Road, New City N Y for the purpose of installing storm drains.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-758) Councilman Bolander offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to transfer monies from CURRENT SURPLUS-GENERAL to pay for professional services rendered by Herbert J. Sims and Co., Inc. in connection with the sale of notes as described:

\$175,000.00 Surface Drainage Project #2.....	\$111.67
50,500.00 Town Hall Land Acquisition.....	32.25
133,250.00 Town Hall Land Acquisition.....	84.97
81,000.00 Town Highway Garage Land acquis.....	51.67
22,609.81 Dykes Park Road Improvement.....	14.32
37,500.00 Route 304 Sewer Crossings.....	<u>187.50</u>

TOTAL:\$482.38

Seconded by Councilman Frohling.

All voted Aye.

(1970-759) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to execute an Agreement on behalf of the town for the purchase of Congers Lake and lands fronting thereon.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-760) Councilman Frohling offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to proceed with negotiations for the purchase of Park Lands (Traphagen Property).

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-761) Councilman Frohling offered the following resolution:

RESOLVED, that hearing be set for 12/9/70 at 9:45 PM re Local Law to Repeal Local Law No. 1-1964 and as amended by Local Law No. 1-1966 relating to Conflicts of Interest and Ethics for Officers and Employees of the Town of Clarkstown.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-762) Councilman Niehaus offered the following resolution:

RESOLVED, that the Building Inspector is hereby directed to require the payment of the sum of \$66m000.00 as money in lieu of land before any further building permit be issued to New City Condominiums.

Seconded by Councilman Bolander.

All voted Aye.

Mr. Val Daegaev appeared before the Town Board re school sidewalks; Germonds and North Middletown Roads. After considerable discussion, the following resolution was adopted.

(1970-763) Councilman Bolander offered the following resolution:

RESOLVED, that the Highway Superintendent be instructed to construct a sidewalk with all due haste according to Priority #2 (Route 6) of the Clarkstown Central School District #1 Sidewalk Priority Program for 1969-70; and be it

FURTHER RESOLVED, that if a change in the Broward Area be initiated by the installation of sewers, that such change be entertained as part of this installation.

Seconded by Councilman Frohling.

All voted Aye.

Item #21 on agenda - Mrs. Kelly to appear re traffic hazard Twin Elms & Capral Lanes; tabled. Item 22 on agenda - proposed resolution rescinding resolution #672 -- tabled.

Mr. Mialik appeared before the Town Board requesting more police protection in his area; also complained about sidewalks in his development being in bad disrepair (Martin Landau, Builder). Town Attorney and Building Inspector to investigate matter.

(1970-764) Councilman Niehaus offered the following resolution:

WHEREAS, the site of the former Town of Clarkstown Highway Garage is no longer being utilized by the said town, and

WHEREAS, because of a critical shortage of parking spaces being experienced at the County Office Building, the county of rockland has indicated the county's desire to surface an area of approximately 17' along the entire westerly portion of the parking area of the County Office Building in order to increase their parking area, said area being a part of the former Clarkstown Highway Garage, and

WHEREAS, it is deemed in the best interests of the town to lease said parking area to the county,

NOW THEREFORE, be it

RESOLVED, that the county is hereby authorized to surface an area of approximately 17' along the westerly portion of the parking area of the County Office Building, said area being a part of the former town Highway Garage, and be it

FURTHER RESOLVED, that the county will assume liability for any damages occasioned as a result of their usage of the said parking area.

Seconded by Councilman Frohling.

All voted Aye.

(1970-765) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town of Clarkstown desires to install a water hydrant at the Town Sanitary Landfill Area located at Route 303 in West Nyack N Y, and

WHEREAS, the Board of Water Commissioners of the Village of Nyack have agreed to permit the town to do all of the required construction work necessary for the installation of said water facilities;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the town is hereby authorized to execute an application to the Board of Water Commissioners of the Village of Nyack for permission to install the necessary facilities to provide for water service to the Sanitary Landfill Area.

Seconded by Councilman Bolander.

All voted Aye.

(1970-766) Councilman Niehaus offered the following resolution:

RESOLVED, that Orange & Rockland Utilities, Inc. is hereby authorized to install twelve (12) street lights on Green Road, Phillips Hill Road, Spruce Lane and Townline Homes, at annual cost to the town of \$655.20.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-767) Councilman D'Antoni offered the following resolution:

WHEREAS, members of this Town Board agreed to meet with the principals of MARVEC-ALLSTATE on 11/10/70; and

WHEREAS, said meeting was terminated due to the absence of the Supervisor, one Councilman and the Sewer Attorney; causing unnecessary embarrassment to the majority members of the Town Board who attended; and

WHEREAS, the majority members of the Town Board feel a meeting of this nature is imperative for the good and welfare of the town in order to attempt to negotiate a settlement of all sewer litigation;

NOW THEREFORE, be it

RESOLVED, that said meeting be re-scheduled for Monday, 11/30/70 at 4PM at the Town Hall, and that the members of the Town Board be in attendance and in addition, the following persons are also directed to attend: Town Attorney Frederick P. Roland; Deputy Town Attorney Martin Friedman; Joseph F. X. Nowicki, Sewer Attorney and George Suttie of Charles R. Velzy Associates; and be it

FURTHER RESOLVED, that the Town Attorney make arrangements for said meeting on the 30th, and further that the Town Attorney be directed to take the matter of possible collusion to the District Attorney.

Seconded by Councilman Bolander.

On roll call the vote was as following:

AYES: Councilmen Bolander, Frohling, D'Antoni

NOES: Councilman Niehaus, Supervisor Vines

MOTION CARRIED

(1970-768) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to construct curb to curb paving in Sewer District 31, 39A and 37, amount not to exceed amount included in Sewer Bond of each district for that purpose.

Seconded by Councilman Bolander.

All voted Aye.