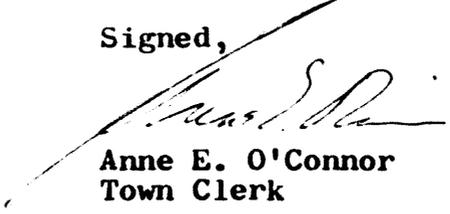


On resolution offered by Councilman Niehaus, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until January 6th, 1971, at which time the Organizational Town Board Meeting for the year 1971 will be held commencing at 8PM.

Signed,


Anne E. O'Connor
Town Clerk

SPECIAL TOWN BOARD MEETING

Town Hall

12/30/70

5:00 PM

Present: Councilmen Niehaus, D'Antoni, Frohling, Supervisor Vines
Town Clerk Anne E. O'Connor
Town Attorney Frederick P. Roland

Supervisor called Town Board meeting to order; assemblage saluted the flag.

Bid - Sewer District #39D; tabled.

(1970-836) Councilman Frohling offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 21st day of October 1970 provided for a public hearing on 11/19/70 at 8PM to consider the petition of certain residents of the town to amend the building zone ordinance of the town by redistricting property located on the n/s of Bardonia Road, Bardonia, N Y and designated on the tax assessment map of the town as Map 34, Lot 20, Block A, from an LS District to an R-22 District; and

WHEREAS, notice of said public hearing concerning said zone change was duly published as required by law and said public hearing was duly held at the time and place specified in said notice; and

WHEREAS, the Planning Board of the town granted approval to a site plan for a portion of said property for a commercial use, and

WHEREAS, the said property has been zoned commercial for the past several years, and

WHEREAS, the owner of said property has consented to gratuitously grant an easement through his property of 15' in width to provide for the crossing of children from Bardonia Road through the subject property to the Bardonia School property, thereby diminishing a potential traffic hazard to children attending school in the area, said easement location to be approved by the Town Traffic Advisory Board and to install a sidewalk throughout the length thereof at his own cost and expense in accord with the standards of construction of sidewalks in Clarkstown, and

WHEREAS, a change in the zone as requested by the petitioner would seriously diminish the value of the subject property, and

WHEREAS, the petitioner has failed to sustain the burden of proof that the subject property is presently improperly zoned, and

WHEREAS, the Town Board has duly deliberated hereon;

(continued)

(1970-836 -- continued)

NOW THEREFORE, be it

RESOLVED that the petition requesting a change of zone of subject property is hereby DENIED.

Seconded by Councilman Niehaus.

All voted Aye.

Mr. George Hall at this point, stated that he will grant easement for purpose of allowing children to walk from school through portion of property and work out with the Traffic Advisory Board; also will install sidewalk at his own expense.

Proposed resolution setting new hearing date re Proposed Amendment to Chapter 46, Section 26-13 (Certificates of Occupancy)--tabled.

(1970-837) Councilman Niehaus offered the following resolution:

RESOLVED, that the salary of Community Relations Assistant be restored to the Supervisor's Office at the Grade Level 24, for the period of 1/1/71 through 3/31/71.

Seconded by Councilman Frohling.

All voted Aye.

(1970-838) Councilman D'Antoni offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 12/2/70 that the position of Typist (Competitive) in the Building Inspector's Office can now be created,

NOW THEREFORE, be it

RESOLVED, that the position of Typist (Competitive) is hereby created, effective immediately.

Seconded by Councilman Frohling.

All voted Aye.

(1970-839) Councilman D'Antoni offered the following resolution:

WHEREAS, there is a vacancy in the position of Typist (Competitive) in the Building Inspector's Office,

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to execute the necessary Civil Service form for the provisional appointment, pending examination, of GAIL FRITH, Maple Avenue, West Nyack N Y to the position of Typist (Competitive) in the Building Inspector's Office at a salary of \$4,286.10 per annum, effective immediately.

Seconded by Councilman Frohling.

All voted Aye.

(1970-840) Councilman D'Antoni offered the following resolution:

WHEREAS, the following have applied to the town for Certificates of Registration in compliance with Sec. 34-6 of the Code of the Town of Clarkstown:

Leo Tremper, 77 Blauvelt Road, Nanuet N Y

Jerry & Pat Plumbing & Heating, Inc.
272 North Main St., Spring Valley N Y

T B M Construction Co., Inc.
391 Ridgwood Road, Westwood, N J

Roy Lamborn, Inc.
88 Strawtown Road, New City N Y

Bibeau Construction Co., Inc.
274 Piermont Avenue, Hillsdale, N J

NOW THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

71-16 to Leo Tremper
71-17 to Jerry & Pat Plumbing & heating, Inc/
71-20 to T B M Construction Co., Inc.
71-21 to Roy Lamborn, Inc.
71-22 to Bibeau Construction Co., Inc.

Seconded by Councilman Niehaus.

All vot3d Aye.

(1970-841) Councilman D'Antoni 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 MARY ODENDAHL, 23 Beech St., Nanuet N Y to the position of Clerk P/T Assessor's Office, at a salary of \$2.21 per hour, effective immediately.

Seconded by Councilman Frohling.

All voted Aye.

(1970-842) Councilman Frohling offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the Cleaning of Police Department uniforms for the year 1971 in accordance with specifications which can be obtained at Police Headquarters, said bids to be returnble at the Town Board Meeting to be held on 1/20/71. (8:05 PM)

Seconded by Councilman D'Antoni.

All voted Aye

Proposed resolution authorizing the Superintendent of Highways to install NO PARKING signs at the entrance to the Laurel Plains School driveway, as recommended by the Traffic Advisory Board -- tabled.

Items 12 and 13 on 12/30/70 Agenda; letters from the Traffic Advisory Board re traffic signs - Nanuet, and traffic signs - Valley Cottage -- tabled.

Item 14 on Agenda - proposed resolution re Flood Plain Study -- referred to the Town Attorney.

(1970-843) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Board has heretofore authorized the Sewer Attorney to commence a condemnation proceeding against Freda Kaufman in order to obtain the necessary sewer easement across property owned by the said Freda Kaufman, and

WHEREAS, title to the said property has been, or will be, transferred to J. Knutsen & Co, Inc., 82-92 Demarest Mill Rd., Nanuet N Y, and

WHEREAS, J. Knutsen & Co., Inc. has offered to convey the said easement to the town without any payment being made by the town for the acquisition of the aforesaid easement;

NOW THEREFORE, be it

RESOLVED, that the town be authorized to accept the said easement and upon the conveyance of the said easement, the Sewer Attorney be authorized and empowered to discontinue the condemnation proceeding heretofore commenced against the said Freda Kaufman.

Seconded by Councilman Frohling.

All voted Aye.

(1970-844) Councilman D'Antoni offered the following resolution:

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

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

NOW THEREFORE, be it

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

Seconded by Councilman Niehaus.

All voted Aye.

(1970-845) Councilman Niehaus offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the Hauling of Screenings to the Clarkstown Sanitary Fill, said bids to be opened on 1/20/71 at 8:10 PM, specifications to be obtained at the Supervisor's Office.

Seconded by Councilman Frohling.

All voted Aye.

(1970-846) Councilman Niehaus offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to pay Arthur Holdt, Inc. the sum of \$900.00 for drainage work authorized to the said Mr. Holdt by the Town Board on Twin Elms Lane, New Cit7 N Y, said monies to be paid from Drainage Project No. 4.

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-847) Councilman Niehaus offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to pay Arthur Holdt, Inc. the sum of \$1900. for drainage work authorized by the Town Board on Ridge Rd., Valley Cottage N Y, said money to be paid from Drainage Project No. 4.

Seconded by Councilman Frohling.

All voted Aye.

(1970-848) Councilman Frohling offered the following resolution:

RESOLVED, that the Supt. of Highways is hereby authorized to remove debris from the Naurashaun Brook at 45 Blauvelt Road, Nanuet N Y at a cost of \$300., said money to be transferred from Drainage Project No. 4

Seconded by Councilman D'Antoni.

All voted Aye.

(1970-849) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town of Clarkstown hereby adopted Bond Resolution authorizing the purchase of a Caterpillar Tractor for use by said town, stating the estimated maximum cost thereof is \$79,000., appropriating said amount therefor, and authorizing the issuance of \$79,000. Serial Bonds of the town to finance the appropriation. (See file for Bond Resolution in toto)

Seconded by Councilman Frohling.

All voted Aye.

(1970-850) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to publish foregoing bond resolution in the official newspaper of the Town, the Journal-News.

Seconded by Councilman Frohling.

All voted Aye.

(1970-851) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town of Clarkstown has entered into a contract of sale with Silver Heights Developers, Ltd. for the purchase of certain lands known as the "TRAPHAGEN PROPERTY" in the Town of Clarkstown, and

WHEREAS, as a result of said sale to the Town of Clarkstown, one hundred lots will be eliminated from Silver Heights Estates Subdivision, which represents a reduction of 70.42% of the total of the subdivision as originally approved by the Planning Board of the town, and

WHEREAS, the sum of \$13,573.33 has been paid to the town in processing fees and inspection fees in connection with the processing of said Silver Heights Estates Subdivision as originally approved, and

WHEREAS, the Town Board desires to return the fees paid for that portion of Silver Heights Estates Subdivision which the town is purchasing, and

WHEREAS, 70.42% of the total fee paid by Silver Heights Developers, Ltd. is \$9,958.34;

NOW THEREFORE, be it

(cont)

(1970-851 -- continued)

RESOLVED, that the Town Board of the town hereby approves the refund of \$9,558.34 to Silver Heights Estates, Ltd., said amount to be paid from ESTIMATED REVENUE ACCOUNT.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-852) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Attorney is hereby instructed to notify the Public Service Commission of the bad situation existing at the Valley Cottage Railroad Crossing where road is in bad disrepair.

Seconded by Councilman Niehaus.

All voted Aye.

(1970-853) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Highway Superintendent is hereby authorized to proceed with estimate of drainage pipe (Capall Bldrs.) off Laurel Road, at cost not to exceed \$5500., pending receipt of easement.

Seconded by Councilman Frohling.

All voted Aye.

(1970-854) Councilman Niehaus offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids in connection with Green Road, West Nyack drainage project; said bids to be returnable on 1/20/70 at 8:15 PM, contract documents to be obtained at the Office of the Town Engineer.

Seconded by Councilman Frohling.

All voted Aye.

On resolution offered by Councilman Niehaus, seconded by Councilman Frohling and unanimously adopted, Town Board meeting was adjourned until Wednesday 1/6/71 at which time Organizational Meeting will be held.

Signed,

Anne E. O'Connor
Town Clerk