

TOWN BOARD MEETING

Town Hall

1/16/74

8:00 PM

Present: Councilmen Maloney, D'Antoni, Lodico, Pissitello, Supervisor Garber
Town Clerk Anne E. O'Connor
Town Attorney Murray N. Jacobson

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

(1974-72) Councilman Pissitello offered the following resolution:

RESOLVED, that the minutes of the Town Board Meeting (Organizational) held on January 3, 1974 are hereby approved and accepted as submitted by the Town Clerk.

Seconded by Councilman Maloney.

All voted Aye.

Annual Report of the Zoning Board of Appeals covering the year 1973 received and noted by the Town Board.

(1974-73) Councilman Pissitello offered the following resolution:

WHEREAS, by resolution No. 875 adopted November 7, 1973, the bid for the furnishing of twenty-five (25) 1974 four door sedans was awarded to Cars, Ltd., 10 Scotty Lane, West Nyack, New York, at the net bid price of \$69,000 with trade-ins, and

WHEREAS, the bidding documents, Section 44, specify prompt delivery not to exceed 30 days, and

WHEREAS, no automobiles have been delivered to date which is more than 30 days since the awarding of said bid;

NOW THEREFORE, be it

RESOLVED, that the low bidder, Cars, Ltd., is hereby declared in default under its contract with the Town of Clarkstown for the prompt delivery of twenty-five (25) 1974 sedans, and be it

FURTHER RESOLVED, that the contract with said Cars, Ltd. is hereby cancelled for non-performance, and be it

FURTHER RESOLVED, that notice of said cancellations shall be sent, in writing, to said Cars, Ltd., and be it

FURTHER RESOLVED, that said Cars, Ltd. shall be notified that any and all damages suffered by the Town of Clarkstown through the non-performance of this contract shall be assessed against said Cars, Ltd.

Seconded by Councilman Maloney.

All voted Aye.

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(1974-74) Councilman Maloney offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of twenty five (25) four-door sedans for the Town of Clarkstown; specifications to be obtained from the Office of the Town Clerk, 10 Maple Avenue, New City N Y and be it

FURTHER RESOLVED, that all bids be returnable to the Town Clerk, 10 Maple Avenue, New City, New York, on the 1st day of February 1974, before 5:00 PM, and be it

FURTHER RESOLVED, that all bids be opened at the Town Board meeting to be held on the 6th day of February 1974 at 8:05 PM.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-75) Councilman Lodice offered the following resolution:

RESOLVED, that based upon the recommendation of Seymour D. Gurlitz, Architect, the bid for the general construction of the renovation to the existing Town Hall is hereby awarded to Halmer-Greina, Stony Point, New York at the bid price of \$149,900.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-76) Councilman Lodice offered the following resolution:

RESOLVED, that based upon the recommendation of Seymour D. Gurlitz, architect, the bid for the electrical contract in connection with the renovation to the existing Town Hall is hereby awarded to Tappan Zoo Electric, Nyack, New York at the bid price of \$26,555.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-77) Councilman Pizzutello offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the cleaning of police uniforms, specifications to be obtained from the Police Department, 10 Maple Avenue, New City New York, and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of February 6th, 1974 at 8:07 PM.

Seconded by Councilman Maloney.

All voted Aye.

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(1974-78) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the purchase of the following:

Three (3) new 1974 four cubic yard dump trucks
One (1) Two cubic yard loader (1974)
One (1) 3/4 ton pickup

specifications to be obtained from the Office of the Superintendent of Highways, Seeger Drive, Hammet, New York, and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of 2/20/74 at 8:05 PM.

Seconded by Councilman Maloney.

All voted Aye.

(1974-79) Councilman D'Antoni offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the sale of surplus equipment from the Clarkstown Highway Department the following:

One (1) Gravely sidewalk snow blower.
One (1) Bobcat snowplow with attachments (sidewalk)
One (1) mechanized floor sweeper.
One (1) electric welder

and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of February 6th, 1974 at 8:10 PM.

Seconded by Councilman Maloney.

All voted Aye.

(1974-80) Councilman Pissinello offered the following resolution:

WHEREAS, Section 150, Subd. 2, of the Town Law of the State of New York provides for the establishment of a Board of Police Commissioners, and

WHEREAS, it has been determined that it would be desirable to have a three (3) member Board of Police Commissioners;

NOW THEREFORE, be it

RESOLVED, as follows:

1. That a Board of Police Commissioners consisting of three (3) members shall be established in the Town of Clarkstown; and be it

FURTHER RESOLVED, that said Board of Police Commissioners shall serve without compensation at the pleasure of the Town Board.

Seconded by Councilman Maloney.

All voted Aye.

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(1974-81) Councilman Pizzutello offered the following resolution:

RESOLVED, that JOHN LODICO, residing at 2 Birch Lane, New City, N Y is hereby appointed Police Commissioner for the Town of Clarkstown for a term commencing immediately and ending on December 31, 1975, without compensation, and at the pleasure of the Town Board.

Seconded by Councilman Maloney.

On roll call the vote was as follows:

AYES: Councilmen Pizzutello, Maloney, D'Antoni
Supervisor Gerber.

ABSTENTION: Councilman Lodice.

(1974-82) Councilman Pizzutello offered the following resolution:

RESOLVED, that JOHN R. MALONEY, residing at 1 Victoria Dr., Hamlet N Y, is hereby appointed Police Commissioner for the Town of Clarkstown for a term commencing immediately and ending on Dec. 31, 1975, without compensation and at the pleasure of the Town Board.

Seconded by Councilman Lodice.

On roll call the vote was as follows:

AYES: Councilmen D'Antoni, Lodice, Pizzutello,
Supervisor Gerber.

ABSTENTION: Councilman Maloney.

(1974-83) Councilman Lodice offered the following resolution:

RESOLVED, that ERNEST WIERUCKE, residing at Church Road, New City N Y, is hereby appointed Police Commissioner for the Town of Clarkstown for a term commencing immediately and ending on December 31, 1975, without compensation and at the pleasure of the Town Board.

Seconded by Councilman Pizzutello.

All voted Aye.

Town Board signed ORDER extending Clarkstown Consolidated Water Supply Dist. No. 1 to include area along West Clarkstown Road, north from Bender Road, New City, New York. (Order in T/C file).

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(1974-84) Councilman Lodice offered the following resolution:

WHEREAS, a culvert discharges water from Route 303 on to the Clarkstown Sanitary Landfill Area, and

WHEREAS, it is necessary to take said water and drain it into a brook within said Sanitary Landfill Area, and

WHEREAS, the Town Engineer has submitted the following cost estimate for this work:

Drainage ditch - 350 ft. of piping at \$20.00 per foot - \$7,000.00

One headwall and one catch basin - \$1,000.00;

NOW THEREFORE, be it

RESOLVED, that the Highway Superintendent of the Town of Clarkstown is hereby authorized to construct a headwall and drainage facilities along Route 303 to drain said water from the culvert under Route 303 to the brook situated in the Clarkstown Sanitary Landfill Area, and be it

FURTHER RESOLVED, that the sum of \$8,000.00 is to be paid from Capital Account-Drainage.

Seconded by Councilman Pissutello.

All voted Aye.

(1974-85) Councilman D'Antoni offered the following resolution:

WHEREAS, the Assessor has requested that funds be appropriated for the position of Appraisal Assistant - Assessor's Office - for one-half the year 1974,

NOW THEREFORE, be it

RESOLVED, that the sum of \$5,395.00 be transferred from Current Surplus-General Fund to Assessor's Department Account #1355-110.

Seconded by Councilman Pissutello.

All voted Aye.

(1974-86) Councilman Pissutello offered the following resolution:

RESOLVED, that the position of Account Clerk-Typist - Town Comptroller's Office - is hereby re-classified to a full time position, effective January 14, 1974, and be it

FURTHER RESOLVED, that Frances Korn, 5 Mary Ann Lane, New City N Y is hereby appointed to the position of Account Clerk-Typist - Town Comptroller's Office, at the annual salary of \$7,805.00, effective 1/14/74.

Seconded by Councilman Maloney.

All voted Aye.

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(1974-87) Councilman Pisantello offered the following resolution:

RESOLVED, that based upon the recommendation of the Parks Board & Recreation Commission, Edward J. Gianss a, Supt. of Parks & Recreation, is hereby authorized to attend the Fourth Annual National Symposium on Park, Recreation and Environment Design from February 25-28, 1974, in Orlando Florida, and be it

FURTHER RESOLVED, that all necessary and actual expenses, not to exceed \$350.00, be made a proper Town charge against Account 7820 (414).

Seconded by Councilman Lodioc.

All voted Aye.

(1974-88) Councilman Lodioc offered the following resolution:

RESOLVED, that Robert H. Bowman, Building Inspector of the Town of Clarkstown, is hereby authorized to attend the National Association of Home Builders Convention from January 18, 1974 through January 24, 1974, and be it

FURTHER RESOLVED, that all proper charges not to exceed \$200 be charged against Budget Item B-3628-(414).

Seconded by Councilman D'Antoni.

All voted Aye.

(1974-89) Councilman Pisantello offered the following resolution:

RESOLVED, that the position of Groundsman (Parks and Recreation) be and is hereby re-classified from Grade 16 to Grade 18, effective and retroactive to January 1st, 1974.

Seconded by Councilman Lodioc.

All voted Aye.

(1974-90) Councilman Pisantello offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deeds from EMM ROC ESTATES, INC., 330 North Main St., New City N Y dated 12/18/73 conveying roads and other improvements to the town in a subdivision as shown on Final Plat of Section III Final Plat Subdivision of Property for MIDLAND ESTATES, New City, N Y, filed in the County Clerk's Office on September 6, 1972 in Map Book 84 at Page 55 as Map No. 4328 as follows:

Bellwood Drive

is hereby accepted by the Town of Clarkstown and ordered filed in the County Clerk's Office; and be it

(continued)

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(1974-90 -- continued)

FURTHER RESOLVED, that the sum of \$250.00 be held in escrow pending the completion of certain items to the satisfaction of the Town Engineer's Office pursuant to Schedule "A" attached hereto and made a part hereof; and be it

FURTHER RESOLVED, that Maintenance Bonds Nos. 912027 & 912028 dated the 6th day of December 1973, Eden Roc Estates, Inc. dba Midland Estates, Sec. III, 330 N. Main St., New City N Y as Principal, and Seymour Rapkin as Co-Principal and Republic Insurance Company, 129 Fulten St., New York N Y as Surety, are hereby accepted. (Sched. A in file)

Seconded by Councilman Lodico.

All voted Aye.

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

Republic Insurance Co. Bond #912028 (EDEN ROC ESTATES, Princ.)
Amount: \$644.00
Covers: Sanitary Sewers
Period Covered: One (1) year (1/16/74 - 1/15/75)

Republic Insurance Co. Bond #912027 (EDEN ROC ESTATES)
Amount: \$3083.00
Covers: Roads
Period Covered: One (1) year (1/16/74 - 1/15/75)

(1974-91) Councilman D'Antoni offered the following resolution:

WHEREAS, there has been a delay in mailing out the 1974 State, County and Town Tax bills, and

WHEREAS, said tax bills were mailed on or about January 14, 1974, and

WHEREAS, the Town Board of the Town of Clarkstown is desirous of affording the taxpayers of said Town additional time to compensate for the delay in mailing;

NOW THEREFORE, be it

RESOLVED, that the time for payment of the 1974 State, County and Town taxes is hereby extended until February 14, 1974.

Seconded by Councilman Lodico.

All voted Aye.

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(1974-92) Councilman Lodico offered the following resolution:

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 34-6 of the Code of the Town of Clarkstown:

JOHN S. KATT
82 Basswood Court
Bardonia, New York;

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 74-16 to John S. Katt

Seconded by Councilman D'Antoni.

All voted Aye.

(1974-93) Councilman Pissutello offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on December 5, 1973 that the position of Maintenance Supervisor (Parks) can be created,

NOW THEREFORE, be it

RESOLVED, that the position of Maintenance Supervisor (Parks) - Recreation & Parks Commission - is hereby created, effective immediately.

Seconded by Councilman Lodico.

All voted Aye.

(1974-94) Councilman Pissutello offered the following resolution:

WHEREAS, Michael Abatemarco and Mary Goodyear were paid overtime payments during December 1973, and

WHEREAS, said overtime payments were unauthorized and illegal;

NOW THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized and directed to commence suit against Michael Abatemarco and Mary Goodyear to recover said payments.

Seconded by Councilman Lodico.

All voted Aye.

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(1974-95) Councilman D'Antoni offered the following resolution:

WHEREAS, a snow emergency exists in the Town of Clarkstown,
and

WHEREAS, said snowfall has blocked various streets in the town
necessitating cleaning;

NOW THEREFORE, be it

RESOLVED, that parking is hereby suspended on those portions of
the town's streets to be designated by the Police Department, during the
period of this emergency, and be it

FURTHER RESOLVED, that the Police Department be directed to post
signs of the streets and highways to be so designated no parking zones.

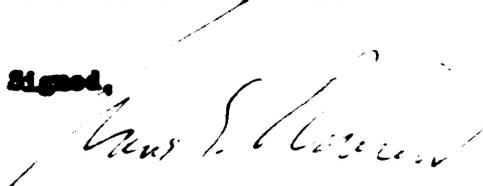
Seconded by Councilman Lodioco.

All voted Aye.

Messrs. Nugent and Haeger of Valley Cottage appeared before
the Town Board requesting that the Kinggate matter be re-opened.

On resolution offered by Councilman D'Antoni, seconded by
Councilman Lodioco and unanimously adopted, Town Board meeting was adjourned
until Wednesday, January 23rd, 1974 at 8:00 PM, at which time scheduled public
hearings will be held in the Board room of the Town Hall.

Signed,


Anne E. O'Connor
Town Clerk