

TOWN BOARD MEETING

Town Hall

2/6/74

8:00 PM

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

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

(1974-109) Councilman Lodico offered the following resolution:

RESOLVED, that time for receiving bids for the furnishing of twenty-five (25) four door sedans for the town be closed and that any and all bids received up to and including this time be ordered to be opened.

Seconded by Councilman Maloney.

All voted Aye.

The following bids were received:

JIM SMITH CHEVROLET, INC.  
South Route 45, Spring Valley N Y:

Without Trade-In:.....\$81,250.00  
With Trade-In: ..... 76,050.00

ROCKLAND CHRYSLER PLYMOUTH, INC.  
60 Route 304, Mamet N Y:

Without Trade-In: .....\$78,686.25  
With Trade-In: .....\$71,255.00

FAULKNER-FORD, INC.  
256 Main St., Nyack N Y:

Without Trade-In: ..... \$80,925.00  
With Trade-In: ..... 74,925.00

MANLY CHEVROLET, INC.  
Route 59, Nyack N Y:

Without Trade-In: ..... \$86,396.25  
With Trade-In: ..... 81,896.00

SPRING VALLEY DODGE, INC.  
19-23 So. Main St., Spring Valley N Y:

Without Trade-In: ..... \$83,004.00  
With Trade-In: ..... 75,374.00

(All bids to Norton Troy, Purchasing.)

(1974-110) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on award of bid for furnishing of twenty-five (25) four door sedan s for use of the town, be RESERVED.

Seconded by Councilman Lodico.

All voted Aye.

(1974-111) Councilman Pizzutello offered the following resolution:

RESOLVED, that time for receiving bids for Cleaning of Police Uniforms for the Police Department be closed, and that any and all bids received up to and including this time be opened.

Seconded by Councilman Maloney.

All voted Aye.

The following bids were received:

M. D. L. CLEANERS, INC.  
DBA Artistic Dry Cleaners  
89 No. Main St., Spring Valley N Y:

Trousers - price per unit:.....\$.40  
Shirt - price per unit: .....\$.40  
Leather Jacket - price: .....\$6.00 per unit  
White dress shirts (Laundered).....No charge

CONGERS CLEANERS  
Lake Road, Congers N Y:

Trousers - price per unit:.....\$.60  
Shirt - price per unit: ..... .60  
Leather Jacket - price  
per unit:.....\$4.00  
White dress Shirts (laundered)..... No charge

(1974-112) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on award of bid for Cleaning of Police Uniforms be RESERVED.

Seconded by Councilman Maloney.

All voted Aye.

(1974-113) Councilman D'Antoni offered the following resolution:

RESOLVED, that time for receiving bids for Sale of Surplus Equipment from the Clarkstown Highway Department be closed and that any and all bids received up to and including this time be opened.

Seconded by Councilman Lodico.

All voted Aye.

The following bids were received:

PEPPER MILL CONSTRUCTION CORP.  
New City N Y:

Bid for Bobcat Tractor and attachments: .....\$375.00

LOUIS COLANTUONI TRUCKING, INC.  
561 No. Route 303, Elmsvelt N Y:

One (1) Bobcat Snowplow with attachments, (sidewalk): \$175.00  
One (1) Gravely Sidewalk Snow Blower:..... \$ 50.00

A. CARLSON  
673 South Mountain Road, New City N Y:

One (1) Gravely Sidewalk Snow Blower: ..... \$150.00

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(Surplus Highway Department bids - continued)

FRED J. PROLST, SR.  
326 North Midland Avenue, Upper Nyack N Y:

One (1) Gravely Sidewalk Snow Blower:.....\$101.50  
One (1) Bobcat Snowplow with attachments (sidewalk).\$210.00

LOUIS COLANFUONI TRUCKING, INC.  
561 North Route 303, Blauvelt, N Y:

One (1) mechanized floor sweeper: .....\$75.00

(1974-114) Councilman D'Antoni offered the following resolution:

RESOLVED, that decision on award of bids for Sale of Surplus Equipment of the Clarkstown Highway Department, be RESERVED.

Seconded by Councilman Lodico. All voted Aye.

All bids received this evening turned over to the Purchasing Agent for recommendations. - T/C

Lt. Col. Cole of the United States Army appeared before the Town Board to make presentations to the Supervisor and Messrs. Parker and Settle of the Juvenile Division of the Police Department for their assistance in their recruiting program.

(1974-115) Supervisor Gerber offered the following Proclamation:

WHEREAS, a dangerous condition exists on the streets, highways, and public places of the Town of Clarkstown because of assemblages of motor vehicles resulting from the fuel crisis, and

WHEREAS, such assemblages may result in accidents and riot and constitute a danger to the lives and property of the citizens of the Town of Clarkstown and to the public health, safety and welfare, and

WHEREAS, no appropriate measures to remedy such conditions have been taken by any federal, state or other municipal agency, and

WHEREAS, the Supervisor of the Town of Clarkstown has certain powers granted to him by the legislature of the State of New York under Section 209-m of the General Municipal Law to deal with such an emergency situation;

NOW THEREFORE, be it

(continued)

(1974-115) - continued

**PROCLAIMED as follows:**

1. That a state of emergency is hereby proclaimed to exist within the town limits of the Town of Clarkstown outside of incorporated villages.
2. That the following system of gasoline distribution shall be set up by local gasoline dealers in order to assure an orderly distribution of gasoline to all citizens. Said system shall be based upon the last numeral of license plate numbers of automobiles, and shall provide for the distribution of gasoline to even numbered license plates on Monday, Wednesday and Friday, and odd numbered license plates on Tuesday, Thursday and Saturday. Said system shall be set up with the advice and cooperation of all agencies of the Town Government.
3. This Proclamation shall take effect immediately.

Signed: George S. Gerber, Supervisor

Seconded by Councilman Lodico.

All voted Aye.

(1974-116) Councilman D'Antoni offered the following resolution:

**WHEREAS, a dangerous conditions exists on the streets, highways and public places of the Town of Clarkstown because of assemblages of motor vehicles resulting from the fuel crisis, and**

**WHEREAS, such assemblages may result in accidents and riot and constitute a danger to the lives and property of the citizens of the Town of Clarkstown and to the public health, safety and welfare, and**

**WHEREAS, no appropriate measures to remedy such conditions have been taken by any federal, state or other municipal agency, and**

**WHEREAS, the Town Board and the Supervisor of the Town of Clarkstown have certain powers granted to them by the legislature of the State of New York under Sections 1660, and 1660-A of the Vehicle and Traffic Law and Sections 29, 51, 52 and 64 of the Town Law and other appropriate statutes, and**

**WHEREAS, the Supervisor has proclaimed that a state of emergency exists within the Town limits of the Town of Clarkstown outside of incorporated villages;**

**NOW THEREFORE, be it**

**RESOLVED, as follows:**

1. That all agencies of the Town government are hereby put upon an emergency status in order to provide necessary governmental services and deal effectively with the present fuel crisis.

(continued)

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(1974-116 - continued)

2. That an emergency plan shall be immediately developed by the Supervisor and other Town officials in order to provide necessary governmental services during this emergency.

3. That all public hearings by Town Agencies are hereby suspended during the term of this emergency and any extensions of this state of emergency unless said public hearings have already been advertised or must be held pursuant to provisions of the State or local ordinances within a certain time period.

4. That a system of parking permits shall be set up by the Police Department of the Town of Clarkstown to regulate parking at parking fields adjacent to railroad and bus stops. Such system shall provide for permits to be issued by the Police Department to Clarkstown residents and the display of such permits on the automobiles of said residents. Parking at said fields shall be by permit only.

Seconded by Councilman Lodico.

All voted Aye.

Citizens residing on Bardonia Road appeared before the Town Board citing dangerous situation existing in vicinity of line-ups at gasoline stations in vicinity to school children. Police Chief stated he is aware of situation. (Gas station opens at 4PM, cars start lining up at 2PM) He suggested that they open in evenings to disburse gasoline, which would not cause dangerous situation for school children. Lines forming at Shell station close off one entrance to school and keep traffic moving east and west to make another lane and they use sidewalk, where children are walking.

Supervisor stated Proclamation and Resolution just adopted will help alleviate; proposes to call Police Chief and other Department Heads to meeting to implement items as indicated in the resolution and proclamation.

In accord with resolution suspending public hearings by Town agencies during term of emergency; the following referral resolutions were tabled by the Town Board:

Zone Change petition of Anna & Perry Winston to Planning Board  
Zone Change & Special Permit applications of James G. Miner to P/Bd.  
Zone Change petition of Farice Homes, Inc. to Planning Board.  
Zone Change petition of Frank T. Hurley to Planning Board.  
Zone Change petition of Dean & Janet Seifried to Planning Board.

Proposed resolution setting public hearings on zone change petition of Stephen Isar and Amendment to Official Map (Deletion of Demarest Lane) - tabled for same reason.

Town Board signed ORDER extending Clarkstown Consolidated Water Supply District #1 to include area along the westerly side of Old Haverstraw Road, eongers to the southerly line of NYS Route 304, along the southerly line of NYS Rte 304, and thence on the easterly side of Old Haverstraw Road, to point of beginning. (Order in Town Clerk's file).

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(1974-117) Councilman Lodico offered the following resolution:

WHEREAS, a contract was awarded to the firm of Whittier Contracting Company, Inc. for the installation of culverts under Route 59A and related channel work for the West Nyack Drainage Project, West Nyack N Y, and

WHEREAS, due to certain unexpected and unforeseen problems such as steel sheeting extending across the existing channel, the progress and schedule of construction by Whittier Contracting Co., Inc. has been seriously hampered and additional costs incurred, and

WHEREAS, a Change Order has been submitted for the sum of \$6,000 to compensate the contractor for the said additional costs, and

WHEREAS, the Town Engineer recommends the approval of said Change Order;

NOW THEREFORE, be it

RESOLVED, that the payment of the sum of \$6,000 is hereby authorized to Whittier Contracting Company, Inc. for the additional work pursuant to the Change Order and said \$6,000 to be withdrawn from Capital Account- Drainage.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-118) Councilman Pizzutello offered the following resolution:

WHEREAS, a special permit was issued with restrictive covenants to Pascaack Motel, Inc. by the Zoning Board of Appeals on 2/6/67, granting the operation of a mobile home park, and

WHEREAS, it appears that the Permittee, Pascaack Motel, Inc., has failed and refused to conform with the terms and conditions of the restrictive covenants filed by them and has failed to comply with the conditions of the Special Permit granted for the operation of a mobile home park, and

WHEREAS, the Permittee, Pascaack Motel, Inc., is seeking a rent increase from the residents of said mobile home park in violation of said declaration of restrictive covenants heretofore referred to and while said Permittee continues to remain in violation of said restrictive covenants and conditions of the Special Permit, and

WHEREAS, the Permittee has now commenced Summary Proceedings in County Court, County of Rockland against the tenants of the Mobile home park, and the defense of "legality" has been raised by the tenants' attorney and determination of the validity of this defense in the Summary Proceedings may adversely affect the rights of the Town or bind the Town in the Supreme Court action previously commenced against said Permittee;

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(1974-118 - continued)

NOW THEREFORE, be it

RESOLVED, that the Town Attorney be, and he is hereby authorized to intervene in the Summary Proceedings brought in County Court, County of Rockland to evict the tenants of said mobile home park.

Seconded by Councilman Maloney. All voted Aye.

(1974-119) Councilman D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires Brookside Drive in Manuet N Y to be continued to join with Morge Ave., a road to be constructed in a subdivision to the south, identified as Greenhouse Manor, and

WHEREAS, said property approximately 37' x 50' in size is owned by KEVIN D. MOLONEY, JOHN MOLONEY and BRIDGET MOLONEY of 4 Brookside Drive, Manuet N Y, and

WHEREAS, the Clarkstown Traffic Advisory Board and the Clarkstown Planning Board have recommended that the Town of Clarkstown acquire said 37' x 50' strip of land for road purposes, and

WHEREAS, the Town Attorney has heretofore been authorized to enter into negotiations to acquire the necessary strip of land for road purposes, and

WHEREAS, said negotiations with the property owners have been unsuccessful;

NOW THEREFORE, be it

RESOLVED, that the Town Attorney be and he hereby is authorized to commence condemnation proceedings in Court and to obtain an order permitting possession of the real property pending the final outcome of condemnation proceedings hereinabove authorized.

Seconded by Councilman Pissutello.

On roll call the vote was as follows:

AYES: Councilmen D'Antoni, Maloney, Pissutello, Supervisor Gerber  
ABSTENTION: Councilman Loticco.

Motion carried.

Proposed resolution authorizing Town Attorney to commence condemnation proceedings vs. Matthew J. and Vera Yaganich to acquire sewer easement - held. Thomas Walsh, attorney for owners of property requested two weeks to get together with his clients and the Town Attorney to discuss matter.

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(1974-120) Councilman Lodico offered the following resolution:

WHEREAS, the Town of Clarkstown has undertaken a certain drainage project to alleviate flooding of Old Route 59 and Route 59 of the surrounding area in West Nyack, and

WHEREAS, said project involved the construction of a culvert and the deepening and widening of a drainage channel in the marsh area south of Route 59 which has been referred to as Tributary 8, and

WHEREAS, under the Environmental Conservation Law, the New York State Department of Environmental Conservation has jurisdiction over channel modifications or disturbances in the course, channel, or bed of any stream as set forth in Section 15-0501 of the Environmental Conservation Law, and

WHEREAS, said Environmental Conservation Law requires the issuance of a permit pursuant to Section 15-0501 of said law before any changes, modifications, or discontinuance of a stream, and

WHEREAS, no permit was secured by the Town of Clarkstown, and

WHEREAS, Section 71-1127 of the CPLR provides for civil penalties not to exceed the sum of \$500 for each violation with additional penalties not to exceed \$100 a day during which each violation continues, and

WHEREAS, the regional attorney of the Environmental Conservation Department has consented to accept payment of the sum of \$300 in full reimbursement and satisfaction of all such penalties accrued;

NOW THEREFORE, be it

RESOLVED, that the Supervisor be authorized to pay the sum of \$300 out of Capital Account-Drainage.

Seconded by Councilman Pissutello.

All voted Aye.

(1974-121) Councilman D'Antoni offered the following resolution:

WHEREAS, the New York State Department of Transportation proposes the construction of the Coyles Corners-Short Clove SB9005 in the Town of Clarkstown, and

WHEREAS, the State will include as part of the construction, reconstruction or improvement of the above-mentioned project the construction of sidewalks, pursuant to Section 10, Subdivision 22, Section 46 or Section 349-C of the Highway Law, as shown on the contract plans relating to the project, and

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, and

WHEREAS, the State will provide for the construction of the above-mentioned work, as shown on the contract plans relating to the project;

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(1974-121 - continued)

**NOW THEREFORE, be it**

**RESOLVED**, that the Town of Clarkstown approve the removal, relocation, replacement and reconstruction of such existing sewer or water mains and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Clarkstown will maintain the relocated and/or replaced municipal utility and/or the work performed as above stated and as shown on the contract plans, including the control of snow and ice, and be it

**FURTHER RESOLVED**, that the Clerk of the Board is hereby directed to transmit five certified copies of the foregoing resolution to the State Department of Transportation.

Seconded by Councilman Maloney.

All voted Aye.

(1974-122) Councilman D'Antoni offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to remove the STOP signs on both sides of the Erie-Lackawanna Railroad crossing, PROSPECT STREET, MANUET N Y, munc pro tunc.

Seconded by Councilman Maloney.

All voted Aye.

(1974-123) Councilman D'Antoni offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to remove the STOP signs on both sides of the Penn-Central Railroad Crossing, GILCHRIST ROAD, CORBERS, NEW YORK.

Seconded by Councilman Maloney.

All voted Aye.

(1974-124) Councilman Pisantello offered the following resolution:

**WHEREAS**, by Resolution No. 945, dated November 28, 1973, the roads and related improvements in a subdivision known as West Rise-Section II, were accepted by the Town Board of the Town of Clarkstown, and

**WHEREAS**, Maintenance Bonds Nos. 5579210 and 5579211, dated June 19, 1970, Strawtown Builders, Inc., as Principal, and Cedric Garlick sr. and Cedric Garlick Jr., Co-Principals, and Continental Casualty Co., as Surety, were accepted by the Town Board as of November 28, 1973, in connection with the acceptance of the improvements in the aforementioned subdivision, and

(continued)

(1974-124 - continued)

WHEREAS, in view of the fact that said improvements were in place for a period of approximately four years prior to their acceptance by the Town of Clarkstown, the Town Engineer and the Superintendent of Highways recommends the release of said maintenance bonds;

NOW THEREFORE, be it

RESOLVED, that, by copy of this resolution, the Continental Casualty Co. is hereby notified that the aforementioned maintenance bonds are hereby released by the Town of Clarkstown and are no longer required to be in force and effect.

Seconded by Councilman Lodico.

All voted Aye.

(1974-125) Councilman Pizzutello offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, on December 5, 1973 adopted Resolution No. 988, which resolution appointed five members to the Davenport Preserve Dedication Committee, and

WHEREAS, said efforts to secure a federal grant would be aided by changing the title of the said committee to indicate intention to acquire property;

NOW THEREFORE, be it

RESOLVED, that the title of Charles B. Davenport Preserve Dedication Committee hereby is changed to the Charles B. Davenport Acquisition Committee, and be it

FURTHER RESOLVED, that Martus Granier, 100 South Mountain Road, New City, New York, is hereby appointed to said committee to serve without compensation effective immediately.

Seconded by Councilman Maloney.

All voted Aye.

(1974-126) Councilman Lodico offered the following resolution:

RESOLVED, that the salary of the Deputy Building Inspector be and is hereby increased by \$1,000.00 per annum for the year 1974, effective and retroactive to January 1, 1974, and be it

FURTHER RESOLVED, that the sum of \$1,000.00 be transferred from Current Surplus-General to Building Department B3620-100.

Seconded by Councilman Pizzutello.

On roll call the vote was as follows:

AYES: Councilmen Lodico, Pizzutello, Supervisor Gerber  
ABSTENTIONS: Councilmen D'Antoni, Maloney

Motion carried.

(Robert H/ Bowman, as Chairman of the Civil Service Bargaining Unit of the town, requested that Board reserve decision until agreement reached between town and bargaining unit.)

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(1974-127) Councilman Pizzutello offered the following resolution:

RESOLVED, that the salary for the Assessor of the Town of Clarkstown is hereby increased in the amount of \$1,000.00 for the year 1974, and be it

FURTHER RESOLVED, that the sum of \$1,000.00 be and is hereby transferred from Current Surplus-General to Assessor Account #1355-100.

Seconded by Councilman Lodico.

(At this point Mr. Bowman, as Chairman of the Civil Service Bargaining Unit of the Town, again requested that the Town Board reserve decision until agreement reached between town and bargaining unit).

On roll call the vote was as follows:

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

Motion carried.

(1974-128) Councilman Lodico offered the following resolution:

RESOLVED, that James D. Cottle, Assistant Fire Inspector and Arthur R. Conklin, Assistant Building Inspector, are hereby authorized to attend Training Program, at the State Academy of Fire Science at Montour Falls, New York, from April 3, 1974 thru April 6, 1974, and be it

FURTHER RESOLVED, that all proper charges not to exceed \$100 to be charged to account B-3620-414.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-129) Councilman Pizzutello offered the following resolution:

WHEREAS, by resolution No. 31-1974 the position of Director of Purchasing, Inventory and Salvage Control was created, and

WHEREAS, said position has been classified by the Director of Personnel of the County of Rockland under the title of Director of Purchasing;

NOW THEREFORE, be it

RESOLVED, that the resolution No. 31-1974 is hereby amended and re-enacted as amended to read as follows:

1. That the office of Director of Purchasing is hereby established.
2. That said Director of Purchasing shall serve for a term to commence 1/6/74 and terminate as provided in Sec. 20, Sub-Paragraph 3(e) of the Town Law.

(continued)

(1974-129 - continued)

3. That said Director of Purchasing shall serve at the annual salary for 1974 at \$17,500.00.

4. That the sum of \$17,500.00 be transferred from Federal Revenue Sharing Account to Department of Purchasing.

Seconded by Councilman Maloney.

On roll call the vote was as follows:

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

Motion carried.

(1974-130) Councilman Pizzutello offered the following resolution:

WHEREAS, by Resolution No. 32-1974, MORTON TROY, 43 Capral Lane, New City N Y was appointed Director of Purchasing, Inventory and Salvage Control for a term commencing January 6, 1974 and terminating December 31, 1975 at the annual salary of \$17,500.00 for the year 1974, and

WHEREAS, said position has been classified by the Director of Personnel of the County of Rockland under the title of Director of Purchasing;

NOW THEREFORE, be it

RESOLVED, that Resolution No. 32-1974 is hereby amended and re-enacted as amended as follows:

MORTON TROY, 43 Capral Lane, New City N Y is hereby appointed Director of Purchasing for a term commencing January 6, 1974 and terminating December 31, 1975, at the annual salary of \$17,500.00 for the year 1974.

Seconded by Councilman Maloney

On roll call the vote was as follows:

AYES: Councilmen Maloney, Pizzutello, Supervisor Gerber  
ABSTENTIONS: Councilmen D'Antoni, Lodico

Motion carried.

(1974-131) Councilman Lodico offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on 2/6/74 that the position of Typist, part-time - Sanitary Landfill can be created,

NOW THEREFORE, be it

(continued)

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(1974-131 - continued)

RESOLVED, that the position of Typist, part-time - Sanitary Landfill is hereby created, effective immediately, and be it

FURTHER RESOLVED, that MARY BARRY, 4 Doris Drive, Mammet N Y is hereby appointed to the position of Typist, part-time - Sanitary Landfill, at the hourly wage of \$3.42, effective immediately.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-132) Councilman Pizzutello offered the following resolution:

RESOLVED, that the salary for the Confidential Secretary-Clerk - Supervisor's Office, be established for the year 1974 at \$12,500.00, and be it

FURTHER RESOLVED, that the sum of \$3,500.00 be transferred from Current Surplus-General to Supervisor Account #1220-100.

Seconded by Councilman Maloney.

All voted Aye.

On roll call the vote was as follows:

AYES: Councilmen Maloney, Pizzutello, Supervisor Gerber  
ABSTENTIONS: Councilmen D'Antoni, Lodioco

(1974-133) Councilman Lodioco offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles CR-8 74-21 Clerk which contains the name of Susan Byron,

NOW THEREFORE, be it

RESOLVED, that Susan Byron, 16 Bradley Drive, New City N Y is hereby appointed Contingent Permanent to the position of Clerk-Assessor's Office - at the annual salary for 1974 of \$6,245.00, effective immediately.

Seconded by Councilman Maloney.

On roll call the vote was as follows:

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

Motion carried.

(1974-134) Councilman Pizzutello offered the following resolution:

RESOLVED, that Patricia J. Gandolfo, 29 Stratford Place, New City N Y is hereby appointed to the position of Crossing Guard - Police Department - at the salary of \$7.00 per day, effective immediately.

Seconded by Councilman Maloney.

All voted Aye.

(1974-135) Councilman D'Antoni offered the following resolution:

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 34-8 of the Code of the Town of Clarkstown:

Beckerle-Brown, Inc.  
10 West Jefferson Avenue  
Pearl River, New York

NOW THEREFORE, be it

RESOLVED, that the following Certificate of Registration be issued:

No. 74-18 to Beckerle-Brown, Inc.

Seconded by Councilman Lodico.

All voted Aye.

(1974-136) Councilman Pizzutello offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for trucking of "Screening" for use at the Clarkstown Sanitary Landfill Area, West Nyack N Y, and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board Meeting of 2/20/74 at 8:07 PM.

Seconded by Councilman Maloney.

All voted Aye.

(1974-137) Councilman Lodico offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids to supply fill (dirt) for the Clarkstown Sanitary Landfill Project, said bids to be set forth in three separate categories as follows:

1. Supplying fill (dirt) and including loading, weighing and trucking of said fill to the Sanitary Landfill Area, West Nyack, N Y;
2. Supplying fill (dirt) and including loading, and weighing of said fill.
3. Trucking of said fill (dirt) to Sanitary Landfill area, West Nyack, New York,

and be it

(continued)

(1974-137 - continued)

FURTHER RESOLVED, that said bids be returnable at the Town Board meeting to be held on 2/20/74 at 8:09 PM.

Seconded by Councilman Maloney.

All voted Aye.

\* (1974-138) Councilman Lodico offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the trucking of fill from Klein Avenue, (River Estates) Excavation Site, New York, and be it

FURTHER RESOLVED, that said bids be returnable at the Town Board meeting of 2/20/74 at 8:10 PM.

Seconded by Councilman Pizzutello.

All voted Aye.

\*RESCINDED by Resolution #173 on 2/20/74

(1974-139) Councilman Lodico offered the following resolution:

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the Collection of Refuse from various town-owned premises, said bids to be returnable at the Town Board meeting of 2/20/74 at 8:12 PM, and be it

FURTHER RESOLVED, that specifications be obtained from the Office of the Town Purchaser, 10 Maple Ave., New City N Y.

Seconded by Councilman Pizzutello.

All voted Aye.

(1974-140) Councilman Lodico offered the following resolution:

RESOLVED, that the bid for the furnishing of 16 four-door sedans, 2 station wagons and 1 compact car for the Town Police Department is hereby awarded to the low bidder, Spring Valley Dodge, Inc., 19-23 South Main St., Spring Valley, New York, at the net bid price of \$64,377.58, with trade-ins.

Seconded by Councilman Maloney.

All voted Aye.

(1974-141) Councilman Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 19th day of December 1973 provided for a public hearing on the 23rd day of January 1974 at 8:15 PM, to consider the application of TORSOE BROTHERS CONSTRUCTION CORP. to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an IO district to an RG-2 district; and

continued)

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(1974-141 - continued)

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

NOW THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the application be DENIED.

Seconded by Councilman Pizzutello.

All voted Aye.

Town Engineer requested review of salary; Town Board will review any grievances if they call his office.

Town Attorney presented report on Kinggate Condominiums. Mr. Frederick A. Haeger of Valley Cottage appeared before the Town Board again suggesting that the entire matter be re-opened via a public hearing and then reconsidered by the Town Board.

Mr. Walter Plotnik of Valley Cottage (re Town Attorney's Report) stated that modification of restrictive covenants prepared by attorneys for petitioner and not the Town Attorney. He inquired why the Town Board could not put the restrictive covenants back. Town Attorney replied that this could not be done because both parties involved; town and petitioner; would have to agree - matter would have to be re-negotiated with the Kinggate people.

Supervisor Gerber stated he opposed this some change at the beginning and brought case to an action, but he personally, although he opposed it, opposes and would oppose seeing it go back to the existing zoning. Confiscatory.

(1974-142) Councilman Maloney offered the following resolution:

RESOLVED, that the Town Attorney is instructed by the Town Board to contact the Principals of the Kinggate Condominiums with the view to re-negotiating the restrictive covenants, pursuant to some change, and be it

FURTHER RESOLVED, that upon negotiation and contact with the principals, he is to report back to the Town Board any actions that the principals may be willing to undertake in this regard.

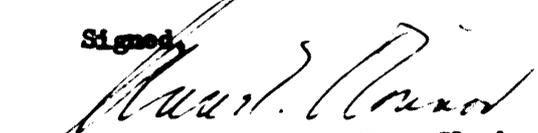
Seconded by Councilman Lodico.

All voted Aye.

Supervisor Norton Baron of the Town of Ramapo appeared at the Town Board meeting in connection with meeting with fuel dealers' association. He stated rationing needed and that voluntary plan of rationing was discussed with dealers similar to the one in Oregon and New Jersey.

On resolution offered by Councilman Maloney, seconded by Councilman D'Antoni and unanimously adopted, Town Board meeting was adjourned until Wednesday, February 20, 1974 at 8:00 PM.

Signed,

  
Anne E. O'Connor, Town Clerk

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