

**TOWN BOARD MEETING**

Town Hall

5/7/75

8:00 PM

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

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

**(1975-335) Co. D'Antoni offered the following Proclamation:**

**NEW CITY VOLUNTEER AMBULANCE CORPS MONTH**

**MAY - 1975**

**WHEREAS, the New City Ambulance Corps, through its volunteer members, has dedicated itself in every sense to the life and safety of all the residents of our community, and**

**WHEREAS, these volunteers, who are on call day and night, have never failed to respond to the calls of help of our neighbors and ourselves, regardless of personal risk or inconvenience to themselves, and**

**WHEREAS, it is an unfortunate truth that the residents of Clarkstown never know the full scope of the service rendered by this volunteer group until tragedy befalls them personally, and**

**WHEREAS, we should always be mindful of the financial and moral support the New City Ambulance Corps so richly deserves and we should always be responsive to their cries for help as they are to ours,**

**NOW THEREFORE, I, George S. Gerber, Supervisor of the Town of Clarkstown do hereby proclaim the month of May 1975 as "NEW CITY VOLUNTEER AMBULANCE CORPS MONTH" and urge all our citizens to recognize the efforts and dedication of this group, who have rendered to our community a life saving service that no tribute can properly repay.**

**Seconded by Co. Pizzutello.**

**All voted Aye.**

**(1975-336) Co. Maloney offered the following resolution:**

**"YOUTH WEEK"**

**May 1 - 7, 1975**

**WHEREAS, the Benevolent and Protective Order of Elks has designated the week beginning May 1st, as "YOUTH WEEK" to honor America's Junior Citizens for their accomplishments, and to give fitting recognition of their services to Community, State and Nation, and**

**(continued)**

(1975-336 - continued)

WHEREAS, Pearl River Lodge #2041, located in the Hamlet of Nanuet, has sponsored an observance during that week in tribute to the Junior Citizens of this Community, and

WHEREAS, no event could be more deserving of our support and participation than one dedicated to these young people who represent the nations' greatest resource, and who in the years ahead will assume the responsibility for the advancement of our free society, and

WHEREAS, our Youth need the guidance, inspiration and encouragement which we alone can give in order to develop those qualities of character essential for future leadership; and, go forth to serve America, and

WHEREAS, to achieve this worthy objective we should demonstrate our partnership with Youth, our understanding of their hopes and aspirations and a sincere willingness to help prepare them in every way for the responsibilities and opportunities of citizenship,

NOW THEREFORE, I, George S. Gerber, Supervisor of the Town of Clarkstown do hereby proclaim the week beginning May 1st nineteen hundred and seventy five as "YOUTH WEEK" and urge all departments of government, civic, fraternal and patriotic groups, and our citizens generally, to participate wholeheartedly in its observance.

Seconded by Co. D'Antoni.

All voted Aye.

(1975-337) Co. Pizutello offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing, the bid for installation of a private telephone system is hereby awarded to Pacesetter Telephone Systems, Inc., 43 West 24th St., New City N Y at the low bid price of Ninety-Three Thousand, Four Hundred and Eighty Dollars (\$93,480.00), and be it

FURTHER RESOLVED, that funds for same be taken from proceeds of bond sale, as per Town Board Resolution No. 262, dated April 2, 1975.

Seconded by Co. Maloney.

All voted Aye.

GE8188

(1975-338) Co. Pizzutello offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Director of Purchasing, the bid to supply two tractor mowers for the Parks Board and Recreation Commission is hereby awarded to Wilfred MacDonald Inc., 340 Main Ave., Clifton, N.J. at the low bid price of Four Thousand Nine Hundred Thirty Eight Dollars (\$4,938.00), and be it

**FURTHER RESOLVED**, that funds for same be taken from Federal Revenue Sharing and transferred to General Account.

Seconded by Co. D'Antoni.

All voted Aye.

(1975-339) Co. Maloney offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Director of Purchasing, the bid for furnishing uniforms for the Police Department is hereby awarded to Gerber Uniform Co., 150 Clearbrook Road, Elmsford, N Y at the low bid price of Eleven Thousand, Seventy-One Dollars (\$11,071.00), and be it

**FURTHER RESOLVED**, that said bid award is made subject to approval by the Director of Purchasing of sample uniform to be submitted, and be it

**FURTHER RESOLVED**, that funds be taken from 3120, Line 307.

Seconded by Co. Pizzutello.

All voted Aye.

(1975-340) Co. D'Antoni offered the following resolution:

**RESOLVED**, that the Minutes of the Town Board Meeting held on April 16th, 1975 and the Town Board Meeting and Public Hearings held on April 23rd, 1975, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney.

All voted Aye.

(1975-341) Co. D'Antoni offered the following Proclamation:

**"SENIOR CITIZENS MONTH"**

May - 1975

WHEREAS, the Town of Clarkstown has among its residents over two thousand senior citizens, a group which has added immeasurably to the progress and welfare of our community, and

WHEREAS, these men and women can rightfully be considered a vital asset to our town, and

WHEREAS, these senior citizens provide wit, wisdom, and skills to those younger than themselves, and thereby enrich the daily lives of all of us, and

WHEREAS, while it is impossible to repay the debt we owe our senior citizens, the Clarkstown Town Board can and does recognize the economic and social difficulties of our senior citizens, and has over the last year tried new ways to relieve the economic burdens and, through our senior citizen groups, to strengthen the social ties between our elderly persons, and

WHEREAS, we wish to re-affirm the respect, affection and concern we feel for this very special group of people,

NOW THEREFORE, be it

RESOLVED, that I, George S. Gerber, Supervisor of the Town of Clarkstown on this May 7th, do hereby proclaim the month of May, 1975 as "SENIOR CITIZEN MONTH" in the Town of Clarkstown, and urge all our residents to join with us in recognizing all our Senior Citizens in an appropriate fashion.

Seconded by Co. Pizzutello.

All voted Aye.

(Councilman Lodico arrived at Council table.)

(1975-342) Co. Maloney offered the following resolution:

RESOLVED, that the application of DR. BERTRAM DROGA and DR. ROGER PLOTKIN by Alex M. Zoldan, Agent, for a change of zoning from an R-15 District to a PO District on property located on the southwest corner of the intersection of Dutch Glen Drive and Route 304, Bardonia N Y be referred to the Town Planning Board for report pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Planning Board pursuant to Sections 239 (1) and (a) of the General Municipal Law.

Seconded by Co. Pizzutello.

All voted Aye.

GEB188

(1975-343) Co. Maloney offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Town Engineer, the Town Board of the Town of Clarkstown hereby accepts proposals from Orange & Rockland Utilities, Inc. for street lighting at the following locations:

Olin Drive, Spring Valley  
Sidney Drive, Spring Valley  
Jolen Drive, New City  
Phillips Hill Road, New City  
Ungava Drive, New City  
Oak Road, New City  
Lindbergh Lane, New City (Poles No. 3 and 13)

Seconded by Co. D'Antoni.

All voted Aye.

(1975-344) Co. 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 install a STOP sign to be erected on Susan Drive where it intersects Diane Drive (northwest corner) New City N Y.

Seconded by Co. Maloney.

All voted Aye.

(1975-345) Co. 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 install the following STOP signs in Valley Cottage:

On West Mary Lane at Quaspeck Blvd. (southwest corner)  
On East Mary Lane at Quaspeck Blvd. (northeast corner)  
On East Mary Lane at Charles Blvd. (southwest corner)

Seconded by Co. Maloney.

All voted Aye.

(1975-346) Co. 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 install two signs to read TRUCKS OVER 4 TONS EXCLUDED; the first sign to be located on Brookhill Drive at the first bend north of New York State Route 59; the second sign to be located immediately upon entering Parkway Drive from West Nyack Road on the West side of Parkway Drive; and be it

FURTHER RESOLVED, that a STOP sign be erected on Parkway Drive at West Nyack Road (southeast corner).

Seconded by Co. Maloney.

All voted Aye.

(1975-347) Co. 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 install NO PARKING signs on the east side of North Main St., New City N Y to be erected from utility pole #197 south to utility pole #195.

Seconded by Co. Maloney.

All voted Aye.

(1975-348) Co. 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 install ONE WAY signs, to be erected around the cul de sac which is located at the north end of Renfrew Road, New City (adjacent to Laurel Plains School); and be it

FURTHER RESOLVED, that NO PARKING signs be erected on the south side of the cul de sac (all along the wooded area).

Seconded by Co. Maloney.

All voted Aye.

GE B188

(1975-349) Co. D'Antoni offered the following resolution:

WHEREAS, the Town of Clarkstown is concerned with the congested traffic situation and the need to provide additional parking to relieve parking congestion on Main Street in Nanuet, and

WHEREAS, the Town of Clarkstown has previously obtained an easement from American Cyanamid Company affecting certain property on Prospect Street in Nanuet N Y, and

WHEREAS, it is the desire of the Town to obtain further easements in this area to alleviate parking congestion;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with American Cyanamid Company to obtain such further easement on the property of said American Cyanamid Company in accordance with the metes and bounds description prepared by the Town Engineer, and it is

FURTHER RESOLVED, that upon execution of said agreement by all parties, the Town undertake to indicate that the grantors of the additional easement would be protected by insurance to be contracted for by the Town of Clarkstown.

Seconded by Co. Maloney.

All voted Aye.

(1975-350) Co. D'Antoni offered the following resolution:

WHEREAS, the commuter parking situation continues to be a problem to the many commuters using the Nanuet Railroad Station facilities, and

WHEREAS, Lederle Laboratories has consented to our use of their land for the purposes of municipal parking;

NOW THEREFORE, be it

RESOLVED, that the sum of Three Thousand Dollars (\$3,000.00) be transferred from Contingency Account A-1990 to Highway Account D-5110 for the purpose of filling and grading an additional area to provide parking spaces for additional commuters.

Seconded by Co. Maloney.

All voted Aye.

GEB188

(1975-351) Co. Lodico offered the following resolution:

WHEREAS, the Town of Clarkstown wishes to install a sanitary sewer line on the property of Nanuet Garage, Inc. said property being known and designated as Map 14, Block C, Lot 27 and the said Nanuet Garage, Inc. agreed to convey an easement approximately 75' long and approximately 15' in width for this purpose; and

WHEREAS, Nanuet Garage, Inc. has agreed to convey said easement for the sum of \$375.00, and

WHEREAS, David M. Wagner, First Deputy Town Attorney recommends that said easement be accepted by the Town of Clarkstown and said fee paid;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to accept said easement on behalf of the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Master Benefited Sewer Improvement Area pay the sum of \$375.00 for said easement.

Seconded by Co. Maloney.

All voted Aye.

(1975-352) Co. Lodico offered the following resolution:

WHEREAS, the Spring Valley Water Co. is desirous of granting a drainage easement to the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into a drainage easement agreement with Spring Valley Water Co. for property located on the south side of Maple Rd. in Swan Manor Subdivision, Valley Cottage N Y.

Seconded by Co. Maloney.

All voted Aye.

(1975-353) Co. Lodico offered the following resolution:

RESOLVED, that a Building Permit under provisions of Sec. 280-A of the Town Law is hereby granted to JAMES SHERIDAN for property situate on the e/s of Grant Ave., 175' south of Walberg Ave. in Congers N Y, more particularly designated on the Tax Map as Map 126, Block E, Lot 3.

Seconded by Co. Pizzutello.

All voted Aye.

(1975-354) Co. Maloney offered the following resolution:

WHEREAS, TEAL ASSOCIATES has made written application for the use of Town Law, Section 281 in connection with subdivision known as Teal Associates, New City N Y, and

WHEREAS, the Planning Board of the Town of Clarkstown recommends the approval of the use of Town Law 281 in connection with this subdivision, and

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law 281 is used in this subdivision for the reasons that:

Such use would allow improved and more harmonious design of the subdivision layout;

NOW THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision.

Seconded by Co. D'Antoni.

All voted Aye.

(1975-355) Co. Maloney offered the following resolution:

WHEREAS, Sec. 64 5-a. of the Town Law of the State of New York provides that a Town Board may authorize removal of fire and health hazards from private property if the owner or owners of such property fail to remove said hazards; and

WHEREAS, JOHN KNUTSEN & CO., INC. was duly notified by the Building Inspector's Office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his property, more particularly designated on the Tax Map as Map 31, Block A, Lot 27; and

WHEREAS, said owner has failed to comply with the violation notice numbered 74-254 and has failed to remove such hazards;

NOW THEREFORE, be it

RESOLVED, that pursuant to Sec. 64 5-a. of the Town Law of the State of New York, the Clarkstown Supt. of Highways, or private contractors, when necessary, are

(continued)

(1975-355 - continued)

hereby authorized to remove the nuisance, hazard and litter consisting of oil drums, a large fuel tank, stumps, discarded building materials from the aforesaid premises, and be it

FURTHER RESOLVED, that the total expense incurred in such removal shall be assessed by the Town Board, and the expense so assessed shall constitute a lien and charge on the real property until paid or otherwise satisfied or discharged, and shall be collected in the same manner and at the same time as other town charges.

Seconded by Co. Lodico.

All voted Aye.

(1975-356) Co. Lodico offered the following resolution:

WHEREAS, Sec. 64 5-a. of the Town Law of the State of New York provides that a Town Board may authorize removal of fire and health hazards from private property if the owner or owners of such property fail to remove said hazards, and

WHEREAS, GLEN RIDGE ASSOCIATES, INC. was duly notified by the Building Inspector's Office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his property, more particularly designated on the Tax Map as Map 36, Block H, Lot 1.03, and

WHEREAS, said owner has failed to comply with the violation notice numbered 74-247 and has failed to remove such hazards;

NOW THEREFORE, be it

RESOLVED, that pursuant to Sec. 64 5-a. of the Town Law of the State of New York, the Superintendent of Highways, or private contractors, when necessary, are hereby authorized to remove the nuisance, hazard and litter consisting of tires, discarded wood, papers, boxes, cans and other rubbish from the aforesaid premises, and be it

FURTHER RESOLVED, that the total expense incurred in such removal shall be assessed by the Town Board, and the expense so assessed shall constitute a lien and charge on the real property until paid or otherwise satisfied or discharged, and shall be collected in the same manner and at the same time as other town charges.

Seconded by Co. Maloney.

All voted Aye.

GLB188

(1975-357) Co. Lodico offered the following resolution:

WHEREAS, Sec. 64 5-a. of the Town Law of the State of New York provides that a town board may authorize removal of fire and health hazards from private property if the owner or owners of such property fail to remove said hazards, and

WHEREAS, RICHARD SIEMENS was duly notified by the Building Inspector's Office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his property, more particularly designated on the Tax Map as Map 31, Block A, Lot 9.01, and

WHEREAS, said owner has failed to comply with the violation notice numbered 75-76 and has failed to remove such hazards;

NOW THEREFORE, be it

RESOLVED, that pursuant to Sec. 64 5-a. of the Town Law of the State of New York, the Superintendent of Highways, or private contractors, when necessary, are hereby authorized to remove the nuisance, hazard and litter consisting of grass clippings, paper and cans from the aforesaid premises, and be it

FURTHER RESOLVED, that the total expense incurred in such removal shall be assessed by the Town Board, and the expense so assessed shall constitute a lien and charge on the real property until paid or otherwise satisfied or discharged, and shall be collected in the same manner and at the same time as other town charges.

Seconded by Co. Maloney.

All voted Aye.

(1975-358) Co. Lodico offered the following resolution:

WHEREAS, Sec. 64 5-a. of the Town Law of the State of New York provides that a Town Board may authorize removal of fire and health hazards from Private property if the owner or owners of such property fail to remove said hazards, and

WHEREAS, THOMAS S. HICKEY was duly notified by the Building Inspector's Office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his property, more particularly designated on the Tax Map as Map 76, Block A, Lot 12.27, and

(continued)

(1975-358 - continued)

WHEREAS, said owner has failed to comply with the violation notice numbered 75-93 and has failed to remove such hazards;

NOW THEREFORE, be it

RESOLVED, that pursuant to Sec. 64 5-a. of the Town Law of the State of New York, the Clarkstown Supt. of Highways, or private contractors, when necessary, are hereby authorized to remove the nuisance, hazard and litter consisting of bags of garbage, refuse and rubbish from the aforesaid premises, and be it

FURTHER RESOLVED, that the total expense incurred in such removal shall be assessed by the Town Board, and the expense so assessed shall constitute a lien and charge on the real property until paid or otherwise satisfied or discharged, and shall be collected in the same manner and at the same time as other town charges.

Seconded by Co. Maloney.

All voted Aye.

(1975-359) Co. Lodico offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102, Sec. 14, of the Code of the Town of Clarkstown, at Town Plaza (57D 16 and 17), by the installation of fire lane designations, and

WHEREAS, David C. Green, the owner and or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations;

NOW THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Maloney.

All voted Aye.

(1975-360) Co. D'Antoni offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102 Sec. 14 of the Code of the Town of Clarkstown, at NEW HOLLAND VILLAGE (5-C-1 thru 164) by the installation of fire lane designations, and

WHEREAS, THOMAS SETTINERI, the owner and or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations;

NOW THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Lodico.

All voted Aye.

(1975-361) Co. D'Antoni offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the VEHICLE & TRAFFIC LAW, more particularly designated as Chapter 102, Sec. 14, of the Code of the Town of Clarkstown, at Mountainview East Condominiums, Phase I, Valley Cottage N Y, by the installation of fire lane designations, and

WHEREAS, Albert Stuzin, the owner and/or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations;

NOW THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforesaid recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Lodico.

All voted Aye.

(1975-362) Co. Maloney offered the following resolution:

WHEREAS, in the interest of the health, safety and welfare of the residents of the Town of Clarkstown, the Planning Board recommends that the Official Map of the Town of Clarkstown be amended by reclassifying the northeast portion of Long Clove Road, New City N Y from a point 150' east of the R-22/M zone boundary, from a local road to a secondary road, and

WHEREAS, this reclassification would provide for safer traffic conditions;

NOW THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Ave., New City N Y on the 11th day of June, 1975 at 8:15 PM, relative to the aforesaid reclassification, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the official newspaper of the town and posted in the manner provided by law, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of said hearing and that the Town Clerk cause the same to be published and posted as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Co. Lodico.

All voted Aye.

(1975-363) Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown desires to improve the Toms Mill River Drainage;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a contract with Jack D. Boswell & Associates for the purpose of preparing surveys for easement acquisition in order to complete the Toms Mill River Drainage Project, and be it

FURTHER RESOLVED, that the cost of said professional services at a cost not to exceed \$10,000.00 shall be a charge upon Capital Fund-Drainage Account.

Seconded by Co. Lodico.

All voted Aye.

GEB188

(1975-364) Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 2nd day of April 1975, provided for a public hearing on the 23rd day of April 1975 at 8:15 PM to consider the application of FRANK W. FOLEY, JANE V. FOLEY, FRANCIS X. FOLEY & ANNE V. FOLEY, to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of the said petitioner from an R-40 district to an R-15 district; and

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 Co. Pizzutello.

All voted Aye.

(1975-365) Co. D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 5th day of March 1975 provided for a public hearing on the 9th day of April 1975 at 8:45 PM, to consider the application of ROSE STERNGASS to amend the zoning ordinance of the town by redistricting the property of the said petitioner from an LS & R-80 district to a RG-2 or, in the alternative, ~~RS~~-1 district; and

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 Co. Maloney

On roll call the vote was as follows:

AYES: Co. D'Antoni, Maloney, Pizzutello, Superv.Gerber  
NOES: Co. Lodico

MOTION CARRIED

(1975-366) Co. Lodico offered the following resolution:

WHEREAS, in the matter of F.O.R. Holding Co., Inc. v. Board of Assessors of the Town of Clarkstown, the Appellate Division, Second Judicial Department, has ordered that the said proceeding be remitted to Special Term for trial, and

WHEREAS, David H. Moses, Esq., of the firm of Lexow & Jenkins, has been engaged as Special Counsel by the Town in defense of all proceedings heretofore had in this matter;

NOW THEREFORE, be it

RESOLVED, that David H. Moses, Esq., is hereby retained as Special Counsel representing the Town in the trial of this proceeding.

Seconded by Co. Maloney.

All voted Aye.

(1975-367) Co. Maloney offered the following resolution:

WHEREAS, Dr. Francis X. Foley, owner of property located on the west side of South Little Tor Road, north of the Palisades Interstate Parkway, in the Hamlet of New City N Y and more particularly described on the Tax Map as Map 17, Block A, Lot 2, has expressed an interest in conveying said property to the Town of Clarkstown, and

WHEREAS, it is necessary that appraisers be appointed to appraise the value of the subject property for the purpose of acquiring said property by purchase;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown be and he hereby is authorized to appoint two appraisers to appraise the subject property.

Seconded by Co. Lodico.

All voted Aye.

GEB188

(1975-368) Co. Pizzutello offered the following resolution:

WHEREAS, it is necessary to make certain improvements at the swimming facilities at Lake Nanuet, and

WHEREAS, additional parking spaces are also required at the same facility in order to accommodate all residents of the community wishing to use the facility,

NOW THEREFORE, be it

RESOLVED, that the sum of Ten Thousand, Five Hundred Dollars (\$10,500.00) be transferred from the Money-in-Lieu-of-Land Account to the Parklands and Improvements Account for the purpose of repairing Lake Nanuet, and be it

FURTHER RESOLVED, that the sum of Two Thousand Dollars (\$2,000.00) be transferred from Money-in-lieu-of Land Account to the Parklands and Improvements Account for the purpose of filling and grading the parking facility at Lake Nanuet.

Seconded by Co. Maloney.

All voted Aye.

(1975-369) Co. Pizzutello offered the following resolution:

WHEREAS, Warren Brandt Concessions, Inc., has been operating three food concessions located at Lake Nanuet Park, Germonds Park and Congers Lake Park; and

WHEREAS, by letter dated December 17, 1974, Warren Brandt served notice to the Town of Clarkstown that as of February 1975 he is releasing any special rights to said food concessions, and

WHEREAS, Warren Brandt, d/b/a Warren Brandt Concessions, Inc., owns equipment in each of the three food concession facilities totalling \$11,086.67 in current depreciated value (See attached list); and

WHEREAS, Warren Brandt Concessions, Inc., presently owes the Town of Clarkstown \$2,998.58;

NOW THEREFORE, be it

(continued)

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(1975-369 - continued)

RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Warren Brandt Concessions, Inc. to acquire all said equipment at the prices stated on the attached list, totalling \$11,086.67, and deducting from said price the amount of \$2,998.58 owed to the town, leaving a net amount of \$8,088.09 owed to Warren Brandt Concessions, Inc., and be it

FURTHER RESOLVED, that said \$8,088.09 be transferred from General Contingency Fund Account to Parks Board and Recreation Account No. 7180-219; and be it

FURTHER RESOLVED, that all monies derived from the Food Concessions agreement be used to repay the \$8,088.09.

Seconded by Co. Lodico.

All voted Aye.

(Lists mentioned in Resolution #369):

LAKE NANUET PARK

1 popcorn machine	\$ 218.08
1 ice machine, Koldraft, 150 lbs.	348.78
1 hood and filters	119.29
1 stainless steel counter and shelf	121.50
1 stainless steel 18" grill	132.22
1 stainless deep fryer	149.23
1 HD 34 hotdog roller	234.10
1 HD 34 Guard (glass cover)	12.80
1 refrigerator/freezer, 15 cu.ft.	19.66
1 freezer	29.00
1 menu board	49.30
1 window fan	1.84
1 iced tea dispenser	11.84
1 food warmer	6.80
1 cash register	117.30
TOTAL -	<u>\$1,571.74</u>

GEB188

(1975-360 - continued) (Lists)

GERMONDS PARK

1	2-door storage freezer self contained	\$ 1,085.51
1	undercounter refrigerator	1,237.45
1	undercounter ice machine, 400 lbs.	1,318.82
1	popcorn machine	246.15
1	food warmer	34.46
1	deep fat fryer w/base	383.12
1	flat grill 36" wide	541.45
1	non-illuminated menu sign	92.64
18	duct board floor panels	190.97
1	8' hood w/5 filters	1,115.37
1	HD34 hotdog roller	372.00
1	stainless steel counter w/shelf	131.50
1	coffee stand w/drawer and a/c outlet	45.00
1	stainless steel candy rack	11.00
1	hand fire extinguisher	10.34
1	office desk and chair	23.17
1	steel shelving, 120"	109.30
1	cash register	523.57

(continued)

TOTAL - \$ 7,471.82

(1975-369 - continued) (Lists):

CONGERS LAKE PARK

1 popcorn machine	\$ 218.04
1 ice machine, Crystal Tip	356.71
1 cash register	45.00
1 hood and filters	356.00
1 duct 24 ft. & fan	200.88
1 stainless steel grill 18"	132.92
1 stainless steel deep fryer	131.50
1 dry chemical fire extinguisher system	221.50
1 HD34 hotdog roller	104.00
1 11 cu. ft. refrigerator	14.66
1 food warmer	51.08
1 menu board	40.32
1 security gate enclosure.	170.50
	<hr/>
TOTAL --	\$2, 043.11

GEB188

(1975-370) Co. Lodico offered the following resolution:

RESOLVED, that Bond Numbers 901901 and 901902 issued by Republic Insurance Co., 129 Fulton St., New York N Y to Miljo Construction Corp., Box 334, New City N Y, as Principal; and Daniel Amatuzso and Herbert A. Posner as Co-Principals in connection with subdivision known as BLOSSOM MANOR 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 Co. Pizzutello.

All voted Aye.

(1975-371) Co. Lodico offered the following resolution:

RESOLVED, that Richard Campbell, 859 Mulberry Road, Valley Cottage N Y is hereby reappointed a member of the Architectural Review Board at the annual salary for 1975 of \$750.00, term to expire on May 24, 1980.

Seconded by Co. Pizzutello.

All voted Aye.

(1975-372) Co. Pizzutello offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles #74180 - Recreation Supervisor - which contains the name of Charles Connington,

NOW THEREFORE, be it

RESOLVED, that based upon the recommendation of Edward Ghiazza, Supt. of Recreation, Charles Connington, 212-G Lake Road, Valley Cottage N Y is hereby appointed to the position of Recreation Supervisor - Parks Board & Recreation - at the annual salary for 1975 of \$10,901.00, effective immediately.

Seconded by Co. Maloney.

All voted Aye.

(1975-373) Co. Lodico offered the following resolution

WHEREAS, the Rockland County Personnel office has certified on April 15, 1975 that the position of Clerk of the Works can be extended,

NOW THEREFORE, be it

RESOLVED, that the position of Clerk of the Works can be extended for a period of six months, effective immediately, and be it

FURTHER RESOLVED, that Ralph Lombardi, 5 Evergreen Place, New City N Y is hereby re-appointed to the position of Clerk of the Works - Town Hall - at the annual salary of \$15,334.00 for the year 1975, effective immediately.

Seconded by Co. Pizzutello.

All voted Aye.

Proposed resolution increasing salary of secretary of the Shade Tree Commission - tabled.

(1975-374) Co. Lodico offered the following resolution:

WHEREAS, the following has applied for a Certificate of Registration pursuant to Section 83-65 of the Code of the Town of Clarkstown:

TROY SCOTT ENTERPRISES, INC.  
25 Robertson Drive,  
Pearl River N Y

MC GRATH-VASSALLO CONSTRUCTION CO.  
Route 9W at High Street  
Rockland Lake N Y (V/C.P.O.)

RESOLVED, that the following Certificates of Registration be issued:

No. 75-20 to Troy Scott Enterprises, Inc.  
No. 75-21 to McGrath-Vassallo Construction Co.

Seconded by Co. Maloney.

All voted Aye.

6EB188

(1975-375) Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of securing rights to the abandoned Route 45 by-pass from the State of New York for additional access roads within the Town of Clarkstown, and

WHEREAS, the Department of Transportation of the State of New York has requested a metes and bounds survey of the portion of the right-of-way that the town desires to immediately acquire;

NOW THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a contract with William A. Yuda, P.E. for professional services in order to meet the requirements of the Department of Transportation, and be it

FURTHER RESOLVED, that the amount of \$1,500.00 be transferred from Contingency Account to Planning Board Account.

Seconded by Co. D'Antoni.

All voted Aye.

(1975-376) Co. Lodico offered the following resolution:

RESOLVED, that the Supervisor be and is hereby authorized to execute on behalf of the Town of Clarkstown a bond with Boston Old Colony Insurance Co. (Bond # BND 166-60-88-1975) which shall indemnify and save harmless the New York State Department of Transportation from all liability damages resulting with constructing of driveway entrances, curbs, etc. under jurisdiction of said department.

Seconded by Co. Maloney.

All voted Aye.

(1975-377) Co. D'Antoni offered the following resolution:

WHEREAS, drainage work is necessary at the Clarkstown Sanitary Landfill Site, as shown on drawing of westerly drain prepared by the Town Engineer's Office,

NOW THEREFORE, be it

RESOLVED, that the said drainage work shall be performed at the Clarkstown Sanitary Landfill Site under direction of the Town Engineer and be it

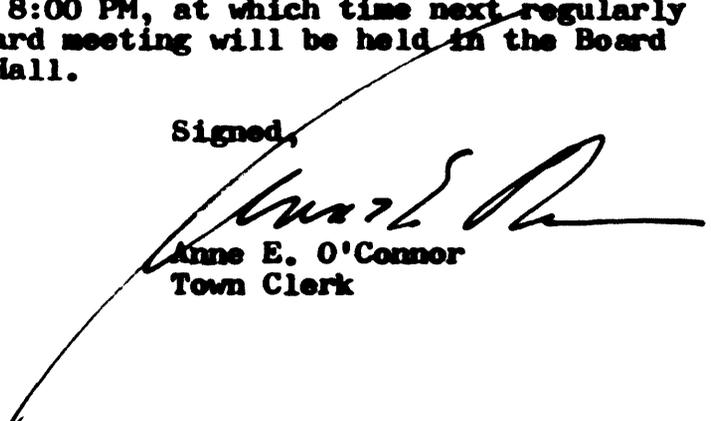
FURTHER RESOLVED, that the sum of \$15,000.00 be transferred to Capital drainage Account.

Seconded by Co. Lodico.

All voted Aye.

There being no further business before the Town Board, meeting was adjourned until Wednesday, May 21st, 1975 at 8:00 PM, at which time next regularly scheduled Town Board meeting will be held in the Board Room at the Town Hall.

Signed,



Anne E. O'Connor  
Town Clerk