

PUBLIC HEARING

TOWN HALL

9/3/77

8:15PM

Present: Co. D'Antoni, Lodico Maloney, Pizzutello Superv. Gerber
Deputy Town Clerk Alice Weber
Town Attorney Murray N. Jacobson

RE: IMPROVEMENT OF THE FACILITIES FOR THE COLLECTION OF SEWERAGE
IN AN UNINCORPORATED AREA OF THE TOWN OF CLARKSTOWN, IN THE
COUNTY OF ROCKLAND, NEW YORK, BENEFITED THEREBY, PURSUANT TO
ARTICLE 12-C OF THE TOWN LAW:

Supervisor Gerber called Public Hearing to order;
Deputy Town Clerk read Notice of Public Hearing.

Presentation by George Suttie, Velzy Associates, London
Terrace, New City, New York.

IN FAVOR:

Mr. Herman Eig, property owner, Route 9W, Congers (Rockland Lake
Manor).

Mr. Herbert Hohrman, Christian Herald Road, Valley Cottage

Winifred Daley, Old Haverstraw Road, Congers (also representing
group of 12-15 from Old Haverstraw Road)

Edward Palmenberg, P. E., Nanuet

Alfred DiPaolo, Route 9W, Congers

Rubin Sterngass, Route 9W, Rockland Lake

Alfred Rossi, Hutton Avenue, Nanuet

Theodore Dusanenko, New City

Joseph Pantano, South Little Tor Road, New City

Ed Gabriel, Central Highway

OPPOSED:

Mr. Ed Abbo, New City - Dellwood

Mrs. Harold J. Silbermann, Lake Lucille Homeowners Assoc.

Mr. Arnold Benowitz, 25 Culver Drive, New City

Mr. Iv Bettelheim, 60 Saw Mill Road, New City

Mr. Milton Luskin, Buena Vista Road, New City

Mr. Hyman Saul, Lake Lucille, New City

Mr. William Stein, New City

Mr. Walter Fleischer, 443 Buena Vista Road, New City

Mr. Martus Granirer, Pres., West Branch Conservation Assoc.

Mr. Milton Merl, 151 South Mountain Road, New City

Mrs. Jean Marie Graun, Lake Lucille, New City

(continued)

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OPPOSED - continued:

Mr. Joel Sankell, New City

Mr. William Niehaus, 13 Red Rock Road, New City

Mr. Steve Abel, Lake Lucille, New City

Mr. Harold Silbermann, 320 South Mountain Road, New City

Mr. Richard Abajian, 8 Red Rock Road, New City

Mrs. Lasky

Town Board to adopt resolution at regular Town Board Meeting scheduling another Public Hearing in this matter for Wednesday, September 17th.

Signed,



Alice Weber
Deputy Town Clerk

EHCS83

TOWN BOARD MEETING

Town Hall

9/5/75

8:00PM

Present: Co. D'Antoni, Iodico, Maloney, Pizzutello, Supervisor Gerber
Deputy Town Clerk Alice Weber
Town Attorney Murray N. Jacobson

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

(1975-583) Councilman Pizzutello offered the following resolution:

RESOLVED, that pursuant to Section 30 of the Town Law,
Alice Weber, 32 Maple Avenue, West Nyack, New York is hereby
appointed Deputy Town Clerk to serve at the pleasure of the
Town Board.

Seconded by Co. Pizzutello

All voted Aye.

(1975-584) Co. D'Antoni offered the following resolution:

RESOLVED, that the Town Board meeting be adjourned
in order to hold scheduled Public Hearing.

Seconded by Co. Maloney

All voted Aye.

(1975-585) Co. D'Antoni offered the following resolution:

RESOLVED, that the Town Board meeting be resumed,
scheduled Public Hearing having been held.

Seconded by Co. Maloney

All voted Aye.

(1976-586) Co. D'Antoni offered the following PROCLAMATION:

Honoring Joseph Cohen
September 15, 1975

WHEREAS, on September 15th Joseph Cohen, a resident
of Friedwald House, will celebrate his One Hundredth Birthday,
and

WHEREAS, he and his wife of 57 years, Clara, have
lived a full and eventful life, with memories of an era which
for all of us are but words in a history book, and

WHEREAS, time and age have not dimmed his vision nor
blunted his spirit, and

WHEREAS, his faith has helped sustain him and his
generosity has helped sustain others, Joseph Cohen has been
a model for many generations who came after him; and

WHEREAS, the wisdom of his age should not and must
not go unnoticed by all of us who are touched by his presence,

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NOW, THEREFORE, BE IT RESOLVED THAT, I, GEORGE S. GERBER, Supervisor of the Town of Clarkstown do hereby proclaim September 15th, nineteen hundred and seventy-five as "JOSEPH COHEN DAY" in Clarkstown and I ask all our residents to join with me in a salute to this man of strength and wisdom.

Seconded by Co. Maloney

All voted Aye.

(1975-587) Co. D'Antoni offered the following PROCLAMATION:

"FIREMEN'S WEEK"
August 31 - September 6, 1975

WHEREAS, the fire companies of Rockland County are comprised of over 3,000 dedicated volunteers who are on call 24 hours a day to serve the people of our community, and

WHEREAS, these people, at great risks to themselves have unstintingly answered the call of duty in order to protect the property and lives of all the people, and

WHEREAS, this year marks the 63rd anniversary of the County Volunteer Firemen's Association and the 115th anniversary of the Nanuet Volunteer Fire Department, and

WHEREAS, each year more than 1100 association members gather together in a convention and in a parade to demonstrate to all the citizens of Rockland County the vigor and sincerity with which they approach their vital work, and

WHEREAS, the Town of Clarkstown and the Hamlet of Nanuet are this year being honored by being th host for the annual convention and parade,

NOW, THEREFORE, BE IT RESOLVED THAT, I, George S. Gerber, Supervisor of the Town of Clarkstown do hereby proclaim the week of August 31st to September 6th, nineteen hundred and seventy-five as "FIREMEN'S WEEK", as we express our most sincere gratitude and appreciation as these firemen rededicate themselves to the safety and welfare of all our citizens.

Seconded by Co. Lodico

All voted Aye.

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(1975-588) Co. Pizzutello offered the following resolution:

WHEREAS, bids have been received for Lake Nanuet Fencing, and

WHEREAS, the lowest bid by Anchor Fence Co. of five thousand seven hundred and twenty-eight dollars (\$5,728.00) did not meet all the bid specifications, and

WHEREAS, the next lowest bid by Crestwood Fence Co. of five thousand seven hundred and fifty dollars (\$5,750.00) met all the requirements of the bid specifications;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Director of Purchasing the bid award for Lake Nanuet Fencing is hereby awarded to Crestwood Fence Co. at the bid price of five thousand seven hundred and fifty dollars (\$5,750.00), and be it

FURTHER RESOLVED, that funds for the same be taken from Money-in-lieu-of-Land Account and transferred to Parklands and Improvements Account.

Seconded by Co. Iodico

All voted Aye.

(1975-589) Co. Iodico offered the following resolution:

RESOLVED, that based upon the recommendation of the Senior Engineer and the Director of Purchasing the bid for the Amundsen Lane Sidewalk Construction is hereby awarded to Bibeau Construction Co., Inc., 216 Red Schoolhouse Road, Spring Valley, New York, at the low bid price of eighteen thousand, seven hundred and eighty dollars (\$18,780.00), and be it

FURTHER RESOLVED, that funds for same be taken from Capital No. 2 Fund - Sidewalks.

Seconded by Co. Pizzutello

All voted Aye.

(1975-590) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting held on August 13, 1975, are hereby adopted and accepted as submitted by the Town Clerk, with the following amendments:

Resolution #536, funds for landscaping the Bluebird Drive area of Kings Park, Congers, should be transferred from Money-In-Lieu-of-Land account to Parklands Account.

Resolution #540, General Municipal Law referred to should be 72 (m).

Resolution #545, the application of Thomas A. Dexter for a special permit to conduct a landfill operation, should also be referred to the State Department of Environmental Conservation.

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(1975-590 - continued)

Resolution #553, charge for attendance at Custodial Training Foundation should be Dept. 1620, Line 414.

Resolution #575, money for Secretary of Bicentennial Commission should come from Line 110 of Account 6412.

Resolution #578, the Resolution #427 referred to was adopted May 15, 1974.

Resolution #581, the word "agreed" should be omitted from "Resolved. . . . an appropriate fee be paid".

Seconded by Co. Maloney

All voted Aye.

(1975-591) Co. Lodico offered the following resolution:

WHEREAS, Resolution #535-1975 adopted August 13, 1975 awards the bid to supply law enforcement equipment to John Jovino Co. at the low bid price of Twelve Thousand, Two Hundred Fifty Three Dollars (\$12,253.00), and

WHEREAS, a typographical error was made in copying the bid price;

NOW, THEREFORE, be it

RESOLVED, that the award amount be corrected to Twelve Thousand, Seven Hundred Fifty Six Dollars and Seventy Cents (\$12,756.70), and that the low bidder remains John Jovino Co.

Seconded by Co. Maloney

All voted Aye.

(1975-592) 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 on Seymour Drive where it intersects Brewery Road, New City.

Seconded by Co. Maloney

All voted Aye.

(1975-593) 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 "NO PARKING FROM HERE TO CORNER" sign to be erected on the northwest corner on Parkside Drive where it intersects Kings Highway, Congers. This sign should be installed 30 feet from the intersection.

Seconded by Co. Maloney

All voted Aye.

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(1975-594) 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 new "CURVE" signs on West Clarkstown Road, west of the Palisades Interstate Parkway Exit 10, New City, and be it

FURTHER RESOLVED, that signs be attached to the "CURVE" signs indicating "20 MPH" speed limit.

Seconded by Co. Maloney

All voted Aye

(1975-595) 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:

Long Clove Road, Congers
 Virginia Street, New City (Carolina Drive)
 Virginia Street, New City (William Street)
 Lenbar Circle, New City
 Brewery Road, New City
 Radcliff Drive, New City
 Little Brook Lane, New City
 No. Little Tor Road, New City
 Belmont L. & Ruth Marie Davis Murray Subdivision, New City
 Sunset Heights Subdivision, West Nyack
 Johannes Rinne Subdivision, Nanuet

Seconded by Co. D'Antoni

All voted Aye.

(1975-596) Co. Pizzutello offered the following resolution:

WHEREAS, the Special Bargaining Unit of Department Heads and the Civil Service Employees Association, Inc. have agreed to Deputy Department Heads being removed from the Special Bargaining Unit and being covered under the CSEA contract with the Town of Clarkstown;

NOW THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to execute the attached rider to the labor agreement between the Town of Clarkstown and the Clarkstown Unit of the CSEA, Inc. which became effective January 1, 1975.

Seconded by Co. Maloney

All voted Aye.

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(1975-597) Co. Maloney offered the following resolution:

WHEREAS, the Planning Board of the Town of Clarkstown recommends the approval of the use of Town Law, Sec. 281 in connection with MANOR ESTATES Subdivision, and

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be of benefit to the Town of Clarkstown if Town Law, Sec. 281 is used in this subdivision subject to the following conditions:

1. The number of lots to be yielded to be determined by the applicable portions of the Zoning Ordinance of the Town of Clarkstown;
2. The existing N-S open ditch to be piped to satisfaction of Town Engineer's Office.

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to apply Town Law, Sec. 281 in connection with Subdivision SD 34A46.02 MANOR ESTATES.

Seconded by Co. Pizzutello

All voted Aye.

Proposed resolutions (2) authorizing Planning Board of Town of Clarkstown to apply Town Law, Sec. 281 -- tabled.

(1975-598) Co. D'Antoni offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown has instituted a Special Road Improvement in the area of Central Avenue, Randy Lane and Blue Willow Lane in New City, New York, pursuant to a petition filed by the residents therein, and

WHEREAS, owners of two parcels of property in said proposed improvement area, more particularly identified on Tax Map 36, Block B, as Lot 23.0101 and Lot 22, have not executed the required quit claim deed, and

WHEREAS, said properties are enclubered by Declarations of Restrictive Covenants filed in the Rockland County Clerk's Office as follows:

Covenant recorded 6/13/68 in Liber 844 at Page 55;
Covenant recorded 2/27/75 in Liber 959 at Page 444; and
Covenant recorded 6/23/64 in Liber 777 at Page 488,

which said covenants run with the land and state, among other things that the owner "...covenant and agree to participate in a road improvement district when and if required by the Town Board of the Town of Clarkstown,...";

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney be and he hereby is authorized to take whatever action he deems necessary to enforce the provisions of the above-mentioned restrictive covenant and to bring the matter of the installation of the improvements to completion before inclement weather sets in, and the Highway Superintendent is authorized to proceed immediately.

Seconded by Co. Lodico.

All voted Aye.

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(1975-599) Councilman Lodico offered the following resolution:

WHEREAS, as part of the Mountainview Avenue Road Improvement certain drainage and other extra items are required to be installed, to wit:

1. Drainage and Catch Basins	13,240.02
2. Alter Water Meter Structure	350.00
3. Extend Road	771.00
4. Realigning Condominium Entrance	391.00
5. Handrails	250.00
6. Retaining Wall	3,300.00

WHEREAS, the amount of said drainage and other extras when added to the amounts already expended to date resulted in a total amount which is within the amount authorized to be expended upon this improvement;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a work order for the foregoing extras with Ufheil Construction Company, Inc., and be it

FURTHER RESOLVED, that the sum of \$13,240.00 be appropriated from Drainage Account to pay for drainage and catch basins and the sum of \$5,062.00 be appropriated from Mountainview Avenue Road Improvement Account, Capital Note Number Two.

Seconded by Co. Maloney

All voted Aye.

(1975-600) Co. Maloney offered the following resolution:

RESOLVED, that upon recommendation of the Highway Superintendent and the Town Engineer, deed from:

LITTLE TOR HOMES, INC. (39 S. Main St., Spring Valley, N. Y.) dated March 6, 1975

conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of

"Subdivision Plat, Silverstone, Town of Clarkstown, Rockland County, New York, made by Ostertag and McDougall, Engineers, Surveyors and Planners, Suffern, New York, which said map was filed in Book 84 of Maps, page 48 in the Clerk's Office of Rockland County on August 17, 1972

as follows:

Drexel Court
Road widening strip adjacent to West Clarkstown Rd.
Drainage and Sanitary Sewer Easements
25' Emergency Access Right of way between Lots 7 & 8.

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

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(1975-600 - continued)

FURTHER RESOLVED, that Maintenance Bonds Nos. 914282 and 914283 dated the 5rd day of February, 1975 LITTLE TOR HOMES, INC. as Principal and ALAN A. KURTIS, MALCOM M. BESEN, HAROLD WALSHY, and GRACIANO DUARTE as Co-Principal and REPUBLIC INSURANCE COMPANY as Surety, are hereby accepted.

Seconded by Co. Pizzutello

All voted Aye.

*Resolution # 600 amended by Town Board
Resolution # 636 adopted at Town Board Meet. 9/17/75*

Proposed resolution regarding roads and related improvements accepted by Town of Clarkstown from Alasep, Inc. -- withdrawn.

(1975-601) Co. Maloney offered the following resolution:

WHEREAS, a proceeding has been instituted against the Town of Clarkstown entitled as follows:

THE COUNTY OF ROCKLAND, Plaintiff
-against
THE TOWN OF CLARKSTOWN, TOWN OF
HAVERSTRAW, TOWN OF ORANGETOWN, TOWN
OF RAMAPO, TOWN OF STONY POINT, Defendants

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to defend said proceeding.

Seconded by Co. Lodico

All voted Aye.

(1975-602) Co. Maloney offered the following resolution:

WHEREAS, Katherine Selb had applied to the Board of Appeals for a variance permitting her to install a sign on her premises at Route 304 which are located in a residential zone, and

WHEREAS, said variance was denied, and

WHEREAS, said Katherine Selb brought an Article 78 proceeding against the Board of Appeals in which the Board of Appeals decision was affirmed by the Supreme Court of the County of Rockland, and

WHEREAS, Katherine Selb presently has parked in the driveway on her premises a certain van-truck with a large sign painted thereon, and

WHEREAS, the parking of such commercial vehicle in a residential area without proper screening constitutes a violation of the Zoning Ordinance, and

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(1975-602 - continued)

WHEREAS, it is the opinion of the Building Inspector and the First Deputy Town Attorney that the parking of said vehicle with the sign painted thereon is an obvious attempt by said Katherine Selb to circumvent the decision of the Board of Appeals, and

WHEREAS, the First Deputy Town Attorney and the Building Inspector recommend that an injunction be sought in Supreme Court enjoining said Katherine Selb from displaying said vehicle with the sign painted thereon in her driveway in a residential zone;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney's Office is hereby directed to commence an action in Supreme Court for an injunction enjoining said Katherine Selb from parking said vehicle in her driveway in a residential zone in violation of the Town Code of the Town of Clarkstown.

Seconded by Co. Lodico

All voted Aye.

(1975-603) Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown has been notified that the operation of North American Revaluation Company has been assumed by Safeco Insurance Company the parent of General Insurance Company, which is the surety under the Town's performance bond with North American Revaluation Company, and

WHEREAS, the Town Attorney of the Town of Clarkstown has taken steps to protect the position of the Town of Clarkstown in regard to North American Revaluation Company;

NOW, THEREFORE, be it

RESOLVED, that all steps heretofore taken by the Town Attorney's office are hereby ratified and the Town Attorney is hereby authorized to take any further steps necessary to protect the interests of the Town of Clarkstown in relation to North American Revaluation Company and its contract with the Town of Clarkstown for the Tax Reassessment Program.

Seconded by Co. D'Antoni

All voted Aye.

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(1975-604) Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution, directed the Town Attorney's Office to commence condemnation proceedings against the Board of Cooperative Educational Services for the acquisition of certain land required for the extension of Parrott Road, and

WHEREAS, George Mellersten, the Assessor of the Town of Clarkstown, has determined that the fair and reasonable value of the property condemned was \$21,080, and

WHEREAS, the Board of Cooperative Educational Services has had the value of its adjacent property increased by the sum of \$7,800 as a result of said Parrott Extension, and

WHEREAS, this matter appeared before three commissioners appointed by the County Court, County of Rockland to ascertain the damages sustained by defendant, and

WHEREAS, said commissioners have ascertained that the damages sustained by the defendant herein are in the sum of \$13,280, and

WHEREAS, the Supreme Court has confirmed said commissioners' report in an Order dated August 6, 1975;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to pay to the defendant, Board of Cooperative Educational Services, the sum of \$13,280, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to pay each of the commissioners, O. Fred Miller, Harold A. Seidenberg, and Gene Setzer the sum of \$250 as compensation for services performed as fixed by said court Order, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to pay to Harold Seidenberg, Esq. the sum of \$102.00 representing stenographer's fees for the taking of testimony in said matter, which said sum has been paid by said Harold Seidenberg, Esq. to the hearing stenographer, all said fees to be taken from Parrott Road Account, Capital Fund No. 2.

Seconded by Co.D'Antoni

All voted Aye.

(1975-605) 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, GLENRIDGE 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

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(1975-605 continued)

particularly designated on the Clarkstown Tax Map as Map 34, Block A, Lot 20, and

WHEREAS, said owner has failed to comply with the violation notice numbered 75-124 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 Superintendent of Highways, or private contractors, when necessary, are hereby authorized to remove the nuisance, hazard and litter consisting of abandoned shed, tree stumps, scrapwood, brush piles, paper, cans, and other assorted debris 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. Pizzutello

All voted Aye.

(1975-606) Co. D'Antoni offered the following resolution:

RESOLVED, that George K. Mellersten, Assessor of the Town of Clarkstown, is hereby authorized to attend the International Conference on Assessment Administration to be held in Washington, D. C. on September 14 - 17, 1975 and be it

FURTHER RESOLVED, that all proper charges not to exceed three hundred dollars (\$300.00) be charged against Account 1355-414.

Seconded by Co. Pizzutello

All voted Aye.

(1975-607) Co. D'Antoni offered the following resolution:

RESOLVED, that the Superintendent of Highways is hereby authorized to advertise for bids for four salt and sand spreaders; said bids to be returnable at the office of the Town Clerk, 10 Maple Avenue, New City, N. Y. on or before October 1, 1975, before 5:00 p. m., to be opened at 8:15 p. m. at the Town Board meeting to be held on that date, and be it

FURTHER RESOLVED, that specifications can be obtained at the aforesaid office of the Clarkstown Superintendent of Highways.

Seconded by Co. Maloney

All voted Aye.

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(1975-608) Co. D'Antoni offered the following resolution:

WHEREAS, in order to provide water service for the town garage presently under construction, and

WHEREAS, said water service can be obtained through an extension of the water main from an existing hydrant on Seeger Drive in Nanuet to the new building,

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to purchase pipes and fittings for the aforesaid purpose not to exceed thirty five hundred dollars (\$3,500.00), said sum to be charged against Capital Fund #2, Highway Garage Construction Account.

Seconded by Co. Lodico

All voted Aye.

(1975-609) Co. Pizzutello offered the following resolution:

WHEREAS, Resolution No. 120-1975 dated February 5, 1975, authorized Benjamin Louis Devino, 10 Fiske Place, Mount Vernon, New York to provide a certified survey of the Davenport Preserve for a fee not to exceed three hundred and fifty dollars (\$350.00),

NOW, THEREFORE, be it

RESOLVED, that the sum of three hundred and fifty dollars (\$350.00) be transferred from Money-in-Lieu-of-land Account to Parklands Account for this purpose.

Seconded by Co. Maloney

All voted Aye.

(1975-610) Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown and Raymond, Parish & Pine, Inc. have contracted for General Planning Services, and

WHEREAS, it is necessary to extend said contract for an additional period;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an amendment to the aforesaid contract with Raymond, Parish & Pine, Inc. in order to extend said period for professional general planning services until October 1, 1975, on a per diem basis at a cost not to exceed \$10,000; said funds to be transferred from Contingency Account No. A-1990-505 to Town Planning Account No. B-8020-409.

Seconded by Co. Pizzutello

All voted Aye.

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(1975-611) Co. Maloney offered the following resolution:

WHEREAS, Raymond, Parish & Pine, Inc. are presently performing planning consultant services to the Town of Clarkstown, and

WHEREAS, the Town desires to engage said consultants to render certain additional technical and professional services to the Town in regard to the '701' program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a contract, in a form satisfactory to the Town Attorney, with Raymond, Parish & Pine, Inc., 555 White Plains Road, Tarrytown, New York, for additional planning services as outlined in Schedule A attached hereto, and be it

FURTHER RESOLVED, that said services be completed no later than July 1, 1976 at a total cost not to exceed \$14,000, which sum shall be transferred from Contingency Account No. A-1990 to Town Planning Account No. B-8020-409.

Seconded by Co. Pizzutello

All voted Aye.

EXHIBIT A

WORK PROGRAM

The Contractor will perform the following services.

100.1 Analysis of Existing Land Use

The Contractor will carry out an analysis of existing land use, utilizing the 1974 land use map and earlier land use maps. The analysis will be directed toward describing land use changes that have occurred and will identify any planning policy issues that may emerge, and will be provided in report form.

100.2 Development Capacity of Vacant Land

The Contractor will prepare a projection of potential increases in residential and non-residential development if now vacant land were to be developed under the provisions of current zoning. This projection will be based on recent work by the County Planning Board staff and the Clarkstown Department of Planning and Development. The projection will measure, in general terms, the effect on local services and facilities (schools, roads, utilities, etc.) of such growth, with assumptions relating to timing of development. The effect of such growth on the economy, environment and social structure of the Town will also be evaluated in general terms. The Contractor will prepare a report including the points in this work item.

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EXHIBIT A -- WORK PROGRAM CONTINUED

200.2 Determine Housing Needs

The Contractor will prepare a report identifying the housing needs of the current and prospective population of the Town by geographic areas, population groupings, income levels and minority concentrations. The Contractor will utilize data available from County agencies as well as Federal Census information and Town based data.

200.3 Determine Characteristics of Existing Housing

The Contractor will make an analysis of existing housing within the Town, which will include housing quality, distribution of housing types, costs, and vacancy information. The Contractor will utilize data sources identified in 200.2, above, and will include this analysis in the report prepared as part of 200.2, above.

300.1 Historic Preservation - Identification of Potentially Important Buildings and Sites

The Contractor will provide recommendations and advice to Town staff in carrying out the activities of this work element.

400.1 Bus Transportation Planning and Coordination

The Contractor will advise the Town as necessary with respect to all elements of the Mini-Trans system. This will particularly include route and schedule modifications, coordination with other carriers and levels of government and operating procedures. The Contractor will provide written or graphic information as appropriate.

(1975-612) Co. Pizzutello offered the following resolution:

RESOLVED, that the resignation of Elizabeth Seeger, 34 Rockwood Terrace, New City, New York as a member of the Clarkstown Bi-Centennial Commission is hereby accepted with regret, effective immediately.

Seconded by Co. Maloney

All voted Aye.

(1975-613) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Gail Olsen, 159 Lake Road, Valley Cottage, New York as Crossing Guard, Police Department, is hereby accepted, effective and retroactive to August 29, 1975.

Seconded by Co. Lodico

All voted Aye.

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(1975-614) Co. Maloney offered the following resolution:

WHEREAS, there is a vacancy in the position of Crossing Guard created by the resignation of Gail Olsen,

NOW, THEREFORE, be it

RESOLVED, that Marit Tully, 162 Lake Road, Valley Cottage, New York is hereby appointed to the position of Crossing Guard - Police Department - at the daily salary of \$12.00.

Seconded by Co. Lodico

All voted Aye.

(1975-615) Co. Maloney offered the following resolution:

RESOLVED, that Margaret W. Wholey, 5 Colonial Drive, New City, New York is hereby appointed to the position of Crossing Guard - Police Department - at the Laurel Plains School, New City, New York, at the daily wage of \$12.00, effective September 3, 1975.

Seconded by Co. Lodico

All voted Aye.

(1975-616) Co. Pizzutello offered the following resolution:

RESOLVED, that Arlene DiRocco, 108 Birch Lane, New City, New York is hereby reappointed a member of the Clarkstown Parks Board and Recreation Commission, to serve without compensation, term to expire on August 15, 1980.

Seconded by Co. Lodico

All voted Aye.

(1975-617) Co. Lodico offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles CR-1 75-69 - Typist - which contains the name of Kathleen Kivlehan,

NOW, THEREFORE, be it

RESOLVED, that Kathleen Kivlehan, 177 Rose Road, West Nyack, New York is hereby appointed to the position of Typist - Police Department - at the annual salary for 1975 of \$6,557., effective September 8, 1975.

Seconded by Co. Maloney

All voted Aye.

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(1975-618) Co. Maloney offered the following resolution:

RESOLVED, that John Grieco, Jr., 5 Harmon Place, New City, New York is hereby reappointed to the position of Laborer-Student, Planning Office, at the hourly wage of \$2.60, effective August 4, 1975 through August 29, 1975.

Seconded by Co. Lodico

All voted Aye.

(1975-619) Co. Lodico offered the following resolution:

RESOLVED, that Karen McElroy, 11 Oak Road, New City, New York is hereby appointed to the position of Office Worker-Student - Sanitary Landfill - at the hourly wage of \$2.00, not to exceed twenty hours per week, effective and retroactive to September 2, 1975 through December 31, 1975.

Seconded by Co. Pizzutello

All voted Aye.

(1975-620) Co. Maloney offered the following resolution:

WHEREAS, Louise Maguire has requested a maternity leave of absence, and

WHEREAS, Article XIX, Section 2(a) of the Town of Clarkstown Labor Agreement of January 1, 1975 provides for a Maternity Leave of Absence,

NOW, THEREFORE, be it

RESOLVED, that Louise Maguire, 90 Washington Avenue, Suffern, New York is hereby granted a six month Maternity Leave of Absence, effective October 6, 1975 without compensation.

Seconded by Co. Lodico

All voted Aye.

(1975-621) Co. Maloney offered the following resolution:

RESOLVED, that Janice Leswing, 15 Lyon Road, Waldwick, New Jersey is hereby appointed to the position of NCR Operator - Town Comptroller's Office - at the hourly rate of \$7.00, for a period not to exceed thirty days, retroactive to August 18, 1975, and be it

FURTHER RESOLVED, that the charges for services be charged to Account No. 1315-110.

Seconded by Co. Lodico

All voted Aye.

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(1975-622) Co. Pizzutello offered the following resolution:

WHEREAS, Gerald Colucci is presently a member of the Special Bargaining Unit as Deputy Building Inspector, and

WHEREAS, the Special Bargaining Unit and the Civil Service Employees Association, Inc. have agreed to Deputy Department Heads being removed from the Special Bargaining Unit and being covered under the CSEA contract with the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that Gerald Colucci is hereby removed from the Special Bargaining Unit and is hereby covered by the CSEA contract, under Grade 25, Step 1, effective and retroactive to January 1, 1975.

Seconded by Co. Maloney

AYE: Co. D'Antoni, Co. Maloney, Co. Pizzutello, Supv. Gerber
ABSTAIN: Co. Lodico

(1975-623) Co. Lodico offered the following resolution:

WHEREAS, resolution number 166 dated February 26, 1975 appointed members of the Fire Board of Appeals, and

WHEREAS, after a meeting of said Fire Board of Appeals it was determined that secretarial services should be provided for;

NOW, THEREFORE, be it

RESOLVED, that Candace L. Wentland, 307 Old Haverstraw Road, Congers, New York, is hereby appointed secretary to the Fire Board of Appeals, effective immediately, at a per diem rate of \$30 per meeting.

Seconded by Co. Maloney

All voted Aye.

(1975-624) Co. Pizzutello offered the following resolution:

WHEREAS, a number of tax certiorari proceedings have been filed against the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that Arnold Becker, Esq. is hereby appointed Special Counsel to the Town of Clarkstown for the purpose of continuing to process all 1974 tax certiorari proceedings still pending against the Town of Clarkstown and all tax certiorari proceedings concerning the 1975 tax assessment roll, at a fee for the year August 15, 1975 to August 15, 1976 of \$17,000.00.

Seconded by Co. Maloney

All voted Aye.

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(1975-625) Co. Lodico offered the following resolution:

RESOLVED, that Dorothy Barrett, 5 Bonnie Lane, New City, New York is hereby appointed as Clerk - Sanitary Landfill, at the hourly wage of \$5.59, retroactive to July 23, 1975 through August 29, 1975.

Seconded by Co. Pizzutello

All voted Aye.

(1975-626) Co. Lodico offered the following resolution:

WHEREAS, Martin Marietta Corporation has commenced a tax certiorari proceeding against the Assessor and Board of Assessment Review of the Town of Clarkstown (1975-76 Assessment Roll), and

WHEREAS, the firm of Lexow and Jenkins, Esqs., of 56 Park Avenue, Suffern, New York has special expertise in the trial of proceedings concerning quarrying property, and

WHEREAS, said Attorneys are authorized to employ Stone & Webster Appraisal Corporation, pursuant to their proposal of July 7, 1975, as modified by letter of Lexow and Jenkins to them, dated July 17, 1975;

NOW, THEREFORE, be it

RESOLVED, that the firm of Lexow and Jenkins, Esqs., is hereby retained as Special Counsel to the Town of Clarkstown in the matter of Martin Marietta Corporation against the Assessor and Board of Assessment Review of the Town of Clarkstown, and they shall receive as compensation one-half of the fair and reasonable value of their services upon presentation of vouchers and audit and the other one-half is to be paid by the Clarkstown Central School District, and be it

FURTHER RESOLVED, that said firm of Lexow and Jenkins are authorized to employ Stone & Webster Appraisal Corporation, one-half of the costs to be paid by the Town of Clarkstown and the other one-half by the Clarkstown Central School District.

Seconded by Co. Maloney

All voted Aye.

(1975-627) 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 Holiday Inn Motel, Route 59, Spring Valley, New York (163-A-20) by the installation of fire lane designation, and

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(1975-627 - continued)

WIERZAS, William Eli John 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.

(1975-628) Co. Maloney offered the following resolution:

WIERZAS, ST. AGNES HOME AND SCHOOL FOR CHILDREN has petitioned the Town Board of the Town of Clarkstown for a Special Permit to operate an Agency Group Home pursuant to Section 106-3, sub-paragraph (b) of the Zoning Ordinance of the Town of Clarkstown for property located at 9 Patterson Avenue in the Hamlet of West Nyack, Town of Clarkstown, County of Rockland, New York;

NOW, THEREFORE, be it

RESOLVED, that a Public Hearing pursuant to said Ordinance be had at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York on the 24th day of September, 1975 at 8:30 P. M., to consider the application of ST. AGNES HOME AND SCHOOL FOR CHILDREN, relative to said Special Permit, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the Journal News, the official newspaper of the Town of Clarkstown, as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Co. Pizzutello

All voted Aye.

(1975-629) Co. Maloney offered the following resolution:

RESOLVED, that John Ambrose, Chief of the Clarkstown Police Department, Town of Clarkstown, is hereby authorized to attend the International Association of Chiefs of Police Convention in Denver, Colorado, September 13th - 18th, 1975, and be it

FURTHER RESOLVED, that all proper charges not to exceed five hundred and eighty dollars (\$580.00) be charged against Account 3120-414, and be it

FURTHER RESOLVED, that all proper charges for mileage not to exceed six hundred dollars (\$600.00) be charged against Account 3120-404.

Seconded by Co. Lodico

All voted Aye.

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Town Board signed ORDER CALLING PUBLIC HEARING, in the matter of the improvement of the facilities for the collection of sewerage in an unincorporated area of the Town of Clarkstown, in the County of Rockland, benefited thereby, pursuant to Article 12-C of the Town Law - setting hearing for September 17, 1975 at 8:15 P. M. (ORDER FOLLOWS)

At a regular meeting of the Town Board of the Town of Clarkstown, in the County of Rockland, New York, held at the Town Hall, 10 Maple Avenue, in said Town, on the 3rd day of September, 1975.

PRESENT:

Hon. George S. Gerber,	Supervisor
John Lodico, Sr.	Councilman
John R. Maloney,	Councilman
Anthony D'Antoni,	Councilman
Vincent Pizzutello,	Councilman

-----X

In the Matter
of the

: ORDER CALLING
PUBLIC
HEARING

improvement of the facilities for the collection of sewerage in an unincorporated area of the Town of Clarkstown, in the County of Rockland, New York, benefited thereby, pursuant to Article 12-C of the Town Law.

: SEPTEMBER 17,
1975

-----X

WHEREAS, the Town Board of the Town of Clarkstown, in the County of Rockland, New York (herein called "Town Board" and "Town", respectively), has for some time been concerned with the need of facilities for the collection of sewage in an unincorporated area of the Town (herein called Master Sewer Improvement Area No. 2");

WHEREAS, the Town Board has caused Charles Velzy Associates, duly licensed by the State of New York, to prepare a general map, plan, report and estimate of expense for the construction, in the Master Sewer Improvement Area No. 2, of a sewer system, consisting of sewage collection pipes to connect with Rockland County interceptor lines, and also including buildings, land or rights in land and the necessary original furnishings, equipment, machinery and apparatus and appurtenances thereto, pursuant to Article 12-C of the Town Law, which map, plan, and report and estimate of expense have been duly filed in the office of the Town Clerk for public inspection; and

WHEREAS, the proposed Master Sewer Improvement Area No. 2 shall include the entire area of the Town outside of any village, not included in Master Sewer Improvement Area No. 1;

WHEREAS, the maximum amount proposed to be expended for such facilities to be constructed for Phase I is \$680,000 and for Phase II is \$1,440,000, being a total maximum amount of \$2,120,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land in the Master Sewer Improvement Area No. 2 which the Town Board shall determine to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same;
now, therefore, be it

ORDERED, that a meeting of the Town Board be held at the Town Hall, 10 Maple Avenue, in the Town, on September 17, 1975, 8:15 o'clock P.M. (D.S.T.) to consider construction of the sewer system for the Master Sewer Improvement Area No. 2 as herein proposed and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish as least once in the "JOURNAL NEWS," a newspaper published in Nyack, New York, and hereby designated as the official newspaper of the Town for such publication, and post conspicuously on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and in at least five (5) public places within the area proposed to be benefited

as herein described, a copy of this Order certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the day set and designated herein for said public hearing as aforesaid.

DATED: SEPTEMBER 3, 1975

TOWN BOARD OF THE TOWN OF CLARKSTOWN

[Signature]

 Supervisor

[Signature]

 Councilman

[Signature]

 Councilman

[Signature]

 Councilman

[Signature]

 Councilman

SEAL

Members of the Town Board of the Town of Clarkstown, New York

()

STATE OF NEW YORK)
: SS:
COUNTY OF ROCKLAND)

ALICE WEBER, Deputy Town Clerk of the Town of Clarkstown,
in the County of Rockland, State of New York, DO HEREBY CERTIFY
that I have compared the preceding Order with the original thereof filed
in my office on the 3rd day of September, 1975, and that the
same is a true and correct copy of said original and of the whole thereof.

EECS83

IN WITNESS WHEREOF, I have hereunto set my hand and affixed

the seal of said Town this 3rd day of
September, 1975.

SEAL

Alice Weber
Deputy Town Clerk

There being no further business before the Town Board,
the Town Board Meeting was adjourned until Wednesday, September
17, 1975 at 8:00 P. M.

Signed,

Alice Weber

Alice Weber
Deputy Town Clerk