

## TOWN BOARD MEETING

Town Hall

10/1/75

8:00 PM

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

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

Supervisor Gerber stated that prior to death of employee of the Town and member of the New City Fire Company last week, the New City Fire Company had intended to hold an Inspection and Parade on October 4th, however with this loss all celebrations and programs have been cancelled. Cause of fire fighting and fire prevention must go on, week of October 4th thru October 10th is Fire Prevention Week, and New City Fire Company will be holding various programs commemorating Fire Prevention Week.

(1975-675) Co. D'Antoni offered the following PROCLAMATION:

**"NEW CITY FIRE PREVENTION WEEK"**  
October 4th through October 10th, 1975

WHEREAS, the tragic, untimely death of one of the young volunteers of the New City Fire Engine Company #1, has brought to us all the full recognition of the danger in which our firemen place themselves on an almost daily basis, and

WHEREAS, these men, dedicated to the preservation of the lives and property in our community, can never be repaid adequately for their devotion to duty as they respond at any hour and under any condition to the calls of our neighbors or ourselves, and

WHEREAS, through continuous education, training and experience these volunteers are men who have given much of themselves in order that others may be safer and more secure in our community, and

WHEREAS, they firmly believe that fire prevention is best achieved through a well informed citizenry, and in order to accomplish this goal conduct a "Fire Prevention Week", and

WHEREAS, the annual Parade and Inspection has been postponed indefinitely due to the death of one of its members,

NOW, THEREFORE, BE IT RESOLVED THAT, I, George S. Gerber, Supervisor of the Town of Clarkstown, do declare the week of October 4th through October 10th, nineteen hundred and seventy-five as "FIRE PREVENTION WEEK" in the hamlet of New City, in the Town of Clarkstown, and urge all our citizens to join with me in saluting the volunteers of New City Fire Engine Company #1 in the good works that they perform and in educating themselves to the principles of fire safety and prevention, and be it

(continued)

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(1975-675 continued)

FURTHER RESOLVED, that in memory of Kevin Landau, a volunteer fireman in New City who lost his life in the line of duty, "Fire Prevention Week" in New City be a time of special mourning for our loss and a time of re-dedication and renewed thanks to the volunteers who have made such great sacrifices on behalf of all the people.

Seconded by Co. Maloney

All voted Aye.

Proclamation presented to Chief Sebastian of the New City Fire Company. Supervisor Gerber indicated it is desire of the Town Board to recognize the loss of Kevin Landau and at a suitable time, suitable to his family and the New City Fire Department, it is Town Board's intention to dedicate the Vest Pocket Park adjacent to the New City Fire Company to the memory of Kevin Landau.

Chief Sebastian accepted Proclamation on behalf of officers and members of New City Engine Company #1, thanking the Board for gesture of naming Vest Pocket Park for Kevin Landau.

(1975-676) Co. D'Anteni offered the following resolution:

WHEREAS, the time for receiving bids for four (4) sand and salt spreaders was closed at 5:00 PM;

NOW, THEREFORE, be it

RESOLVED, that all bids received be opened.

Seconded by Co. Maloney

All voted Aye.

The following bids were received:

CAPITOL HIGHWAY MATERIALS, INC. Route 6, Baldwin Place, N. Y.....	\$16,650.00
TARRANT MANUFACTURING CO. Excelsior Ave. Ext., Saratoga Springs, N.Y.....	\$19,881.32
TRIUS, INC. 369 Duffy Ave., Hicksville, N. Y.....	\$18,156.00
JOHN J. KING OF MONROE, INC. P. O. Box238, Route 174, Monroe, N.Y.....	\$17,758.00

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(1975-677) Co. D'Antoni offered the following resolution:

**RESOLVED**, that decision on award of bid for furnishing of four (4) sand and salt spreaders be reserved, and be it

**FURTHER RESOLVED**, that all bids received be turned over to the Highway Superintendent for his recommendation.

Seconded by Co. Maloney

All voted Aye.

(1975-678) Co. Lodico offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Director of Purchasing, the bid to supply eight (8) E. & J. Lyport III resuscitators and sixteen (16) "D" medical oxygen cylinders to the Clarkstown Police Department is hereby awarded to the following low bidders:

Eight (8) resuscitators at \$361.25 each, a total of \$2,890.00, to State Line Fire and Safety, Inc., 4 Railroad Place, Montvale, New Jersey

Sixteen (16) "D" medical oxygen cylinders with valves at \$18.98 each, a total of \$303.68 to Tri-County Police Supply Co., Inc., 76-78 Franklin Street, Nyack, New York, and be it

**FURTHER RESOLVED**, that funds for same be taken from Federal Revenue Sharing.

Seconded by Co. Maloney

All voted Aye.

(1975-679) Co. D'Antoni offered the following resolution:

**RESOLVED**, that the Minutes of the Special Town Board Meeting held on September 10th are hereby adopted and accepted as submitted by the Deputy Town Clerk, and be it

**FURTHER RESOLVED**, that the Minutes of the Town Board Meeting held on September 17th are hereby adopted and accepted as submitted by the Deputy Town Clerk, with the following revisions: the Public Hearings set for the Clarkstown Consolidated Water Supply District #1 are set for the following times:

8:30 p.m. Strawtown Road (Old Mill Road to McCarthy Way)

8:45 p.m. Valley View Estates (south of Christian Herald Road, Valley Cottage)

9:00 p.m. Newport Estates (off Convent Road, Nanuet)

Seconded by Co. Maloney

All voted Aye.

Public Hearings referred to in above resolution are scheduled for October 15, 1975 - DTC

1B1014

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(1975-680) Co. Pizzutello offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law is hereby granted to GREEN VALLEY HOMES, INC., for property situate on the East Side of Lenox Avenue, 820 feet South of Tremont Avenue, in the Hamlet of Congers, New York, more particularly described on the Clarkstown Tax Map as Map 162, Block C, Lot 12.03.

Seconded by Co. Maloney

All voted Aye.

(1975-681) Co. Maloney offered the following resolution:

WHEREAS, ST. AGNES HOME AND SCHOOL FOR CHILDREN, Nanuet, New York, has petitioned the Town Board of the Town of Clarkstown for a Special Permit to operate an Agency Group Home pursuant to Sec. 106-10A, Column 3, sub-paragraph (b) of the Zoning Ordinance of the Town of Clarkstown for property located at 3 Brookside Drive, Nanuet, 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 29th day of October, 1975 at 8:15 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. Lodico

All voted Aye.

(1975-682) Co. Maloney offered the following resolution:

WHEREAS, DR. BERTRAM DRUGA & DR. ROGER PLOTKIN, by Alex M. Zeldan, Agent, has petitioned the Town Board of the Town of Clarkstown that the Zoning Ordinance of the said Town be amended by redistricting property of the said petitioner described from R-15 district to PO district;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the

(continued)

(1975-682 continued)

Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the said Town of Clarkstown on the 29th day of October, 1975 at 8:30 P.M., relative to such proposed amendment, and it is

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 official newspaper of the Town as aforesaid and file proof thereof in the office of the said Clerk.

Seconded by Co. Lodico

All voted Aye.

IB1014

Town Board signed ORDER calling further Public Hearing in the matter of 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 -- setting hearing for October 15, 1975 at 9:15 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 1st day of October, 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
improvement of the facilities for the collection of	:	FURTHER
sewerage in an unincorporated area of the Town of	:	PUBLIC HEARING
Clarkstown, in the County of Rockland, New York,	:	
benefited thereby, pursuant to Article 12-C of the	:	
Town Law.	:	<u>October 1</u> , 197

-----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");

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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, at an estimated maximum cost, for Phase I, of \$680,000 and for Phase II, of \$1,440,000, 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, a public hearing was duly called and held on September 17, 1975, and the Town Board adopted a resolution, determining that it is in the public interest to improve the Master Sewer Improvement Area No. 2, and authorizing and ordering the construction of said sewer system for the Master Sewer Improvement Area No. 2;

WHEREAS, due to revised plans for the construction to be performed in each of the two project plans, the Town Board has determined that the estimates of cost for construction of said system should be revised;

WHEREAS, the maximum amount now proposed to be expended for the construction of Phase I, is \$658,000 and for Phase II is \$1,218,000, being a total maximum amount of \$2,076,000, 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 October 15, 1975, at 9:15 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

EFCSS3

FURTHER ORDERED, that the Town Clerk publish at 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: OCTOBER 1, 1975

TOWN BOARD OF THE TOWN OF CLARKSTOWN

s/George S. Gerber

Supervisor

s/John Lodico, Sr.

Councilman

s/John R. Maloney

Councilman

s/Anthony D'Antoni

Councilman

s/Vincent Pizzutello

Councilman

SEAL

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



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Martus Granirer, South Mountain Road, New City addressed the Town Board stating that at the last public hearing two petitions were presented requesting deletion of certain lines proposed for Phast II. He requested that this resolution be amended to allow public consideration of those lines. Following discussion among members of the Town Board, Town Attorney, Mr. Suttie and Mr. Granirer the Town Attorney advised that anything can be discussed at the public hearing -- Mr. Lodico requested that this discussion take place at that time.

Mrs. Margo Sawyer, Buena Vista Road, New City advised the Town Board she has called Velzy Associates trying to get information -- if Mr. Suttie is not available no one can answer the questions. Supervisor Gerber suggested if she needs information to call his office at Town Hall and the office will find the information she is seeking.

EECS83

(1975-683) 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 attach "20 MPH" signs to the "CURVE" signs installed on the southwest corner of Greenwood Drive, New City and on the southeast side of Greenwood Drive, New City.

Seconded by Co. Maloney

All voted Aye.

(1975-684) 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 "STOP" signs in place of the "YIELD" signs at the following locations:

on New York Avenue at Colton Avenue  
on Ohio Avenue at Colton Avenue  
on New York Avenue at Butler Street  
on Ohio Avenue at Butler Street, Congers, N. Y.

Seconded by Co. Maloney

All voted Aye.

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(1975-685) 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 signs reading "TRUCKS OVER 4 TONS EXCLUDED" along Third Street, New City.

Seconded by Co. Pizzutello

All Voted Aye.

(1975-686) 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 Hall Avenue where it intersects with Collyer Avenue, New City, and be it

**FURTHER RESOLVED**, that "20 MPH" signs be attached to the "CURVE" signs installed on the east and west side of Hall Avenue, New City.

Seconded by Co. Maloney

All voted Aye.

(1975-687) 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 and Rockland Utilities, Inc. for street lighting at the following locations:

Teal Associates Subdivision, New City  
Brewery Road, New City  
Duryea Lane, Nanuet  
East Phillips Hill Road at Route 304, New City

Seconded by Co. Lodico

All voted Aye.

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(1975-688) Co. Lodico offered the following resolution:

**RESOLVED**, that based upon the recommendation of the Town Engineer, the Spring Valley Water Co. is hereby authorized to install one (1) hydrant on the North side of Smith Road, Nanuet (Inves. No. 8342).

Seconded by Co. Maloney

All voted Aye.

(1975-689) Co. Maloney offered the following resolution:

**RESOLVED**, that the application of LEONARD J. CARPEZZI, for a change of zoning from R-15 District to PO District on property located on westerly side of Route 304 at the intersection of Arlene Court, New City, 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 Secs. 239 (1) and (m) of the General Municipal Law.

Seconded by Co. Lodico

All voted Aye.

Proposed resolution memorializing State Legislature re holding two primaries in 1976 -- deferred.

(1975-690) Co. Lodico offered the following resolution:

**RESOLVED**, that Alfred Berg, Town Engineer, and Leslie Bellman, Senior Engineer, of the Town of Clarkstown are hereby authorized to attend the Public Works Planning & Engineering Conference at Philadelphia, Pa. on October 21st and 22nd, 1975, and that all proper expenses in connection with same not to exceed Three Hundred Dollars (\$300.00) be charged against Account 1440-414.

Seconded by Co. Pizzutello

All voted Aye.

EFC883

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(1975-691) Co. Pizzutello offered the following resolution:

**RESOLVED**, based upon the recommendation of the Parks Board and Recreation Commission, that Walter C. Sahatz, Asst. Superintendent of Recreation & Parks is hereby authorized to attend the 25th Annual Recreation Conference to be held from November 6th - 8th, at Cortland, New York, and be it

**FURTHER RESOLVED**, that \$150.00 be allocated for this purpose and charged to Account 7020 - 414.

Seconded by Co. Maloney

All voted Aye.

(1975-692) Co. D'Antoni offered the following resolution:

**WHEREAS**, a Resolution No. 1056-1973 was passed by the Town of Clarkstown providing for termination of ingress and egress from Van Doren Court to the premises of Ford Products Corp. and for other relief therein contained, and

**WHEREAS**, the Town Attorney's office was instructed to obtain restrictive covenants from Ford Products Corp. as provided in the Agreement of July 1973, and

**WHEREAS**, said covenants were forwarded to Ford Products Corp. and, to date, they have not been executed and returned to the Town Attorney's office;

**NOW, THEREFORE**, be it

**RESOLVED**, that the Town Attorney's is hereby authorized to take all legal steps to institute a suit to obtain the execution of Restrictive Covenants in recordable form embodying the terms and conditions of the Agreement of July, 1973, and be it

**FURTHER RESOLVED**, that the Town Clerk send a copy of Resolution #1056 along with a copy of this resolution to the Clarkstown Planning Board for their minutes.

Seconded by Co. Maloney

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

**RESOLUTION ADOPTED**

Prior to voting on the above resolution, Co. Lodico stated he felt this was situation of property rights denied to a tax-paying business in the town -- did support petitioners from the start in regards to elimination of commercial traffic from the road -- his understanding at the time that road was not to be closed to all traffic. This particular road was a commercial road in concept and design leading to a commercial track. Second reason -- does not believe that the covenant as proposed in 1973 is of legal nature.

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Following Co. Lodico's statement, former Supervisor William Vines addressed the Board speaking to Mr. Lodico and advising Mr. Lodico in December 1973 he had voted on a resolution, further referring to agreement entered into by Mr. Green from Ford Products with his attorney -- covenants were written by Town Attorney given to Mr. Johnson, Mr. Green's attorney. Mr. Vines referred to handwritten notes made by Mr. Johnson which indicate '.....submitted as evidence of the fact that Murray Green, Ford Products Corporation will execute more formal agreement incorporating the above when Ford Products Corp. acquires title to the property.....'

Further discussion regarding this matter, wherein Supervisor Gerber stated he is quite familiar with this area. Town board willing to listen to all citizens, whether residents of the area or workers in the area. This Town Board has attempted to take correct action -- if Mr. Green chooses to ignore our plea to sign the covenants we will proceed in legal way.

Mr. Ken Butler, Van Doren Court address the town board regarding this matter asking the Town Board if the original road opening Ford Products Corporation land-locked property gives them permanent access to their factory -- road closest to railroad tracks that was used prior to closing the street and opening new road, Ford Products Road. Mr. Jacobson, Town Attorney advised that they do have Right of Way over the old road. Mr. Butler further questioned the possibility of the Town requiring performance bond from Ford Products to insure meeting Planning Board Recommendations and the previous resolutions and covenants. After discussion, Supervisor Gerber advised if there is a bond requirement as part of restrictive covenant, Planning Board, on advice of counsel, can recommend that that be added to the map, if legal, if it can, see's no harm in having added on as map note -- would be up to the Planning Board.

Mr. Butler presented petition with 1100 signatures from residents of Clarkstown, primarily of Valley Cottage and the Casper Hill area saying we hope you will consider more important the welfare, safety and health of our youngsters as to the traffic that might be coming thru there.

(1975-693) Co. D'Antoni offered the following resolution:

WHEREAS, the Building Inspector and 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 Clarkstown Sr. High School South by the installation of fire lane designations, and

WHEREAS, Luther A. Howard 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;

EFCSS3

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(1975-693 continued)

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.

Proposed resolution authorizing transfer of funds for Board of Assessment Review -- tabled.

(1975-694) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of James P. Tambini, 25 B Monsey Blvd., Monsey, New York as Counselor, part-time Clarkstown Counseling Center, is hereby accepted with regret, effective and retroactive to September 19, 1975.

Seconded by Co. Lodico.

All voted Aye.

(1975-695) Co. Pizzutello offered the following resolution:

RESOLVED, that the resignation of Thomas J. Lowe as Sr. Recreation Leader - Parks Board & Recreation Department - is hereby accepted with regret, effective October 4, 1975.

Seconded by Co. Maloney

All voted Aye.

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(1975-696) Co. Pizzutello offered the following resolution:

RESOLVED, that the resignation of Claire Ross, Irion Drive, New City, New York as Bus Driver - Title VI program - is hereby accepted with regret, effective and retroactive to September 15, 1975.

Seconded by Co. Lodico

All voted Aye.

(1975-697) Co. Pizzutello offered the following resolution:

RESOLVED, that Kevin Gilligan, 20 Thornwood Drive, New City, New York is hereby appointed to the position of Bus Driver - Title VI program - at the annual salary for 1975 of \$8,575.00, effective and retroactive to September 15, 1975.

Seconded by Co. D'Antoni

All voted Aye.

(1975-698) Co. Pizzutello offered the following resolution:

RESOLVED, that Lynn LaBate, 96 Haverhill Road, New City, New York is hereby appointed to the position of Bus Driver, part-time, Title VI program, at the hourly wage of \$4.11, effective immediately.

Seconded by Co. Maloney

All voted Aye.

(1975-699) Co. Pizzutello offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on August 27, 1975 that the position of Clerk (CETA) (TITLE VI) can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Clerk - Assessor's Office (Title VI) is hereby created, effective immediately.

Seconded by Co. Maloney

All voted Aye.

EECS83

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(1975-700) Co. Maloney offered the following resolution:

**RESOLVED**, that Deborah Keyes, 9 Cottage Place, Nanuet, New York is hereby appointed to the position of Clerk - Assessor's Office - Title VI program - at the annual salary for 1975 of \$6,557.00, effective immediately.

Seconded by Co. Pizzutello

All voted Aye.

(1975-701) Co. D'Antoni offered the following resolution:

**RESOLVED**, that Joanne DiBlasi, 12½ W Burda Pl., Spring Valley is hereby appointed as dog enumerator for the licensing year 1976;

**FURTHER RESOLVED**, that she be paid at the rate of \$.50 per dog to be paid by the County, and \$.12 per mile to be paid by the Town.

Seconded by Co. Maloney

All voted Aye.

(1975-702) Co. D'Antoni offered the following resolution:

**RESOLVED**, that Eileen Paletta, 16 Tucker Avenue, New City, New York, is hereby appointed to the position of Office Worker-Student - Town Justice Office, at the hourly wage of \$2.00, effective and retroactive to September 29, 1975, not to exceed twenty hours per week, through December 31, 1975.

Seconded by Co. Pizzutello

All voted Aye.

(1975-703) Co. Maloney offered the following resolution:

**WHEREAS**, negotiations have been had between the negotiating committee duly appointed by the Town Board of the Town of Clarkstown and the designated representatives of the Rockland County Patrolmens' Benevolent Association, Inc., for the Clarkstown Police Department, and

**WHEREAS**, a contract for a three year term commencing January 1, 1975, through December 31, 1977 has been agreed to;

(continued)

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(1975-703 continued)

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to execute such agreement with the duly authorized representatives of the Rockland County Patrolmens' Benevolent Association, Inc. for the Clarkstown Police Department, for a three year term commencing January 1, 1975 through December 31, 1977.

Seconded by Co. Lodico

All voted Aye.

EFCSS3

(1975-704) Co. Pizzutello offered the following resolution:

WHEREAS, the Manpower Development Program of the Legislature of Rockland County has submitted a proposed contract between the Town of Clarkstown and the County of Rockland to effect a continuing Manpower Program under Title VI of the Comprehensive Employment and Training Act of 1973;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby directs the Supervisor to execute said contract between the Town of Clarkstown and the County of Rockland to effect a continuing Manpower Program as aforesaid.

Seconded by Co. Maloney

All voted Aye.

(1975-705) Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Legislature has approved the continuation of the Youthful Drug Abuse Program and has executed a contract with the New York State Drug Abuse Control Commission for the period April 1, 1975 through March 31, 1976, and

WHEREAS, the County of Rockland desires to sub-contract with certain municipalities in the County for the operation of the Youthful Drug Abuse Program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute sub-contract with the County of Rockland for the operation of aforesaid drug abuse program.

Seconded by Co. D'Antoni

All voted Aye.

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(1975-706) Co. Maloney offered the following resolution:

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

HAV-ROCK CORP., 54 North Main Street,  
Spring Valley, New York and  
LEIF BERGSTOL, 28 Scenic Drive, Suffern, N. Y.

dated January 31, 1975

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

"Subdivision of Property for Tanglewood, Town of Clarkstown - Rockland Cty. - N.Y.," dated March 23, 1972, last revised September 7, 1972, made by Atzl, Scatassa & Busch, Engineers, Nanuet, New York, and filed in the Rockland County Clerk's Office on October 18, 1972, in Book 84 of Maps at Page 72 as Map No. 4345

as follows:

Tanglewood Court  
Wisconsin Avenue  
Together with Sanitary Sewer Easement

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

FURTHER RESOLVED, that Maintenance Bonds Nos 914753 and 914754 dated the 13th day of May 1975 HAV-ROCK CORP. as Principal and LEIF BERGSTOL as Co-Principal and REPUBLIC INSURANCE COMPANY as Surety, are hereby accepted.

Seconded by Co. Pizutello

All voted Aye.

At this time Supervisor Gerber asked the members of the Board if they had anything further to discuss.

Councilman Lodico reminded members of the news media and the general public we are coming to leaf time -- we would like the people to use baggies placed at the curb -- regular collector will pick up -- at a fee.

Councilman D'Antoni requested that the Town Board consider the possibility of adopting a Local Law establishing qualifications for elected and appointed officials of the Town of Clarkstown -- distributed copies to members of the Board -- copy on file in Town Clerk's Office.

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Mr. Raymond Wayne, 118 East Town Line Road, Namuet addressed the Town Board regarding proposed installation of side walks on Town Line Road. Number of residents received letter from Supervisor indicating Namuet School Board had requested safety sidewalks be constructed, also indicating minor disruption of existing trees. On September 23rd met with Mr. Bollman and he indicated the trees that would be destroyed as result of sidewalk. People who are in this area are disrupted by reason of your letter and one of the issues is not only the preservation of the trees and natural setting of that area, but question as to whether or not the people have right to be heard.

We have a petition which has been signed by all people on Town Line Road, except 2 who object to removal of the trees. We would request you accept petition giving us the hearing regarding installation if sidewalks -- we would like to request this installation be sent back to school board.

Supervisor Gerber stated Town Board responds to the various school districts in the Town of Clarkstown -- they supply school safety sidewalks priority list -- at their request we try to blend into town's ability to produce sidewalks. We were given to understand by Namuet School Board this was high priority item. It was brought to my attention by Mr. Bollman and number of residents who call my office -- we ask that you not only come to this board but also to the Namuet School Board and ask them to say they don't want it. Supervisor Gerber stated he will write to Namuet School Board and Mr. Mackin and send copy of petition.

It was further noted that in the area between Butternut Lane and Argo place -- 1 1/4 miles from school -- no students walking. Highway Superintendent Seeger was directed not to proceed with construction (scheduled to start Monday).

Item # 13 -- tabled -- Councilman Lodico requested Item #13 be put up for vote.

(1975-707) Co. Maloney offered the following resolution:

**RESOLVED**, that, subject to the receipt of an appropriate survey, deed of conveyance and evidence of title, the Town of Clarkstown hereby accepts dedication of that portion of Sierra Vista Lane, as shown on the Site Plan and Utilities for the Improvement of "Princess Anne Apartments", Baker-Farestone, Inc., last revised October 30, 1970, now known as Mountainview Condominiums, and be it

**FURTHER RESOLVED**, that said deed is hereby ordered filed in the Rockland County Clerk's Office, upon the fulfillment of the conditions herein.

Seconded by Supervisor Gerber

AYE: Co. Maloney, Supervisor Gerber  
NAY: Co. D'Antoni, Co. Lodico, Co. Pizzutello

MOTION NOT CARRIED

EFCSS3

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Mrs. Friedman of Mountainview Condominiums asked to question the Board members for reasons for voting no.

Councilman D'Antoni stated that in discussing with Superintendent of Highways had misgivings about it since it is privately owned all these years -- we have other condominiums in the town, had precedent for the town to take responsibility of a road which at the time of purchase of property you were aware it was to be privately owned.

Mr. Savat addressed the Town Board -- reference to other condominiums -- they do not share same type of problems we have, with about 700 units up there on Mountainview. When complex was built we all signed a right of egress to our roads over to our builder, Baker-Firestone, which was only way we could purchase our homes. We know he would build at some future date, but did not know how many units -- then he started to build almost 600 units, then we were informed he was going to build another 96 units. At that point we started legal fight with Baker-Firestone to build another road into and out of the property -- Baker-Firestone won the battle -- Supreme Court said he did not have to provide another road. We have inadequate road -- almost 2,000 cars a day using a road designed for 200 with everybody coming down Mountainview Avenue -- we would like some help from the Town Board.

Mrs. Friedman stated in other condominiums, everybody living in condominium pays for that part of the road, they are paying for 700 people that use the road -- 2,000 cars a day, and we have to pay for the upkeep of what these people are using.

Councilman D'Antoni suggested some arrangement should have been made with new people when they moved in.

Supervisor Gerber suggested that this be continued at workshop session if there is any further discussion.

There being no further business before the Town Board, Town Board Meeting was adjourned until October 15th, 1973 at 8:00 P. M., at which time next regularly scheduled Town Board meeting will be held in the Board Room of the Town Hall.

Signed,



ALICE WEBER  
Deputy Town Clerk