

PUBLIC HEARING

Town Hall

12/30/76

1:00 P.M.

Present: Co. D'Antoni, Holbrook, Maloney, Piacentile, Supv. Gerber
Murray N. Jacobson, Town Attorney
John R. Bradley, Town Clerk

RE: PROPOSED AMENDMENT TO SANITARY LANDFILL RULES AND
REGULATIONS OF THE TOWN OF CLARKSTOWN

Supervisor Gerber declared Public Hearing open; Town
Clerk read Notice of Hearing and testified as to proper posting
and publication of said Notice.

IN FAVOR:

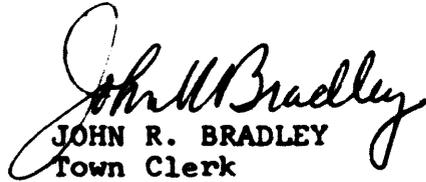
No one appeared

OPPOSED:

No one appeared

On motion offered by Councilman Piacentile, seconded
by Councilman Holbrook and unanimously adopted, Public Hearing
was closed -- DECISION RESERVED.

Submitted by,


JOHN R. BRADLEY
Town Clerk

GEB179

TOWN BOARD MEETING

Town Hall

12/30/76

1:00 P. M.

Present: Co. D'Antoni, Holbrook, Maloney, Piacentile, Supv. Gerber
Town Attorney Murray N. Jacobson
Town Clerk John R. Bradley

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

(1976-861) Co. Holbrook offered the following resolution:

RESOLVED, that regular Town Board Meeting be adjourned,
in order to hold scheduled Public Hearing.

Seconded by Co. Maloney

All voted Aye.

(1976-862) Co. Piacentile offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed,
scheduled Public Hearing having been held.

Seconded by Co. Holbrook

All voted Aye.

Agenda Item -- Bid Award -- tabled.

(1976-863) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting
held on December 15, 1976, are hereby adopted and accepted as
submitted by the Town Clerk.

Seconded by Co. Piacentile

All voted Aye.

(1976-864) Co. Holbrook offered the following resolution:

WHEREAS, a comprehensive amendment to the Zoning Ordinance
of the Town of Clarkstown was adopted on June 30, 1967, and further
amended, and

WHEREAS, the Town Board of the Town of Clarkstown desires
to further amend said Zoning Ordinance;

NOW, THEREFORE, be it

(continued)

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(1976-864 continued)

RESOLVED, that a public hearing pursuant to Sections 264 and 265 of the Town Law be had at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on the 26th day of January, 1977, at 8:45 P.M., to consider the adoption of the following amendments to the Zoning Ordinance of the Town of Clarkstown:

Amend Section 106.11-Rules for using tables, to read as follows:

Section 106.11

B. In the Bulk Table, the words "Same as Group" followed by the symbol of a group shall be construed to include all of the matter in the same column for the group thus referred to.

Amend Section 106.7-Zoning Map, to read as follows:

Section 106.7

A. (1) As shown on a map entitled "Zoning Map of the Town of Clarkstown," adopted June 30, 1967 and as further amended, and

Amend Section 106.25-Additional Regulations, to read as follows:

Section 106.25

D. For RS and MRS Zones. Access to accessory parking spaces and loading berths located within an area in the RS or MRS Districts shall be from a major road only as defined in Article V, §106-19A(1) of this chapter, with the exception that the aforesaid access may be provided from any other road upon express resolution of the Town Board, and be it

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

Seconded by Co. Maloney

All voted Aye.

(1976-865) Co. Piacentile offered the following resolution:

WHEREAS, Councilman Piacentile, a member of the Town Board of the Town of Clarkstown has introduced a proposed Local Law entitled "LOCAL LAW ABOLISHING THE OFFICE OF THE TOWN ENGINEER IN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best public interest that said local law be adopted;

(continued)

(1976-865 continued)

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 26th day of January, 1977 at 8:55 P.M., relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time, place and purpose of such hearing shall be published in the Journal News, 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 such 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. Holbrook

On roll call the vote was as follows:

AYES: Co. D'Antoni, Holbrook, Piacentile, Supv. Gerber
ABSTAIN: Co. Maloney

RESOLUTION ADOPTED

(1976-866) Co. Holbrook offered the following resolution:

RESOLVED, that Richard Williams, 11 New Haven Avenue, Nanuet, New York is hereby appointed Office Worker-Student, effective December 27, 1976 through January 21, 1977, at the hourly rate of \$2.30, and be it

FURTHER RESOLVED, that above be charged against Account B8020-110 (701).

Seconded by Co. Piacentile

All voted Aye.

(1976-867) Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Kristine Fleisher, 175 West 72nd Street, New York, New York as Assistant Director, Clarkstown Counseling Center - is hereby accepted with regret, effective January 7, 1977.

Seconded by Co. Piacentile

All voted Aye.

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(1976-868) Co. Maloney offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Office Worker-Student - Counseling Center - at the hourly wage of \$2.30, effective January 1, 1977 through June 30, 1977:

Grant A. Konno, 89 Grove Street, Pearl River, N. Y.

Lorraine Pardo, 46 Gail Drive, New City, N. Y.

and be it

FURTHER RESOLVED, the two Office Worker-Students hours are not to exceed thirty hours per week, temporarily until a replacement for Assistant Director is appointed.

Seconded by Co. Piacentile All voted Aye.

(1976-869) Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on December 17, 1976 that two Counseling Assistant (Drug Abuse) positions can be created in the Clarkstown Counseling Center,

NOW, THEREFORE, be it

RESOLVED, that two (2) Counseling Assistant positions are hereby created, effective immediately.

Seconded by Co. Holbrook All voted Aye.

(1976-870) Co. Maloney offered the following resolution:

RESOLVED, that the following are hereby appointed provisionally to the position of Counseling Assistant (Drug Abuse), at the present annual salary of \$10,432, effective immediately:

Judith Gifford, 79A Zukor Road, New City, New York
Steve Skidmore, 17 Blakslee Place, Hillburn, New York

Seconded by Co. Holbrook All voted Aye.

(1976-871) Co. Piacentile offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on December 22, 1976 that the CETA position now being filled by Barbara Ciardullo in the Personnel Office can be created,

NOW, THEREFORE, be it

(continued)

(1976-871 continued)

RESOLVED, that the position of Typist (CETA) is hereby created, effective immediately, and be it

FURTHER RESOLVED, that Barbara Ciardullo, 12 Shear Court, Spring Valley, New York is hereby appointed to the position of Typist (CETA), effective and retroactive to February 17, 1976.

Seconded by Co. Holbrook

All voted Aye.

(1976-872) Co. Piacentile offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the CETA position now being filled by John Gilleece can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Courier (CETA) - Town Hall is hereby created, effective immediately, and be it

FURTHER RESOLVED, that John Gilleece, Kings Highway, Valley Cottage, New York is hereby appointed to the position of Courier (CETA), effective and retroactive to March 29, 1976.

Seconded by Co. Maloney

All voted Aye.

(1976-873) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of C. Elsie Monneret, Receiver of Taxes, the following are appointed to the position of Clerk (Seasonal) in the Receiver of Taxes Office, effective January 1, 1977:

Florence Pratt, 30 North Middletown Road, Nanuet, N. Y.
Frances Knarich, 648 Route 59A, West Nyack, N. Y.
Marie P. Joyce, 2 Pepperill Court, New City, N. Y.
Gaston L. Monneret, 714 W. Route 59A, West Nyack, N. Y.
Theresa J. Smith, 832A No. Main Street, Spring Valley, N.Y.
Eileen Erichsen, 347 So. Main Street, New City, N. Y.

at the hourly rate of the Salary Schedule effective on January 1, 1977.

Seconded by Co. Maloney

All voted Aye.

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(1976-874) Co. Piacentile offered the following resolution:

RESOLVED, that Joan Corley, 34 Woodside Drive, New City, New York is hereby appointed Office Worker-Student - Supervisor's Office, at the hourly wage of \$2.40, effective January 1, 1977 through March 31, 1977.

Seconded by Co. Holbrook

All voted Aye.

(1976-875) Co. D'Antoni offered the following resolution:

WHEREAS, Harold E. Aber, Appraisal Supervisor with the Town of Clarkstown, has been authorized to perform the duties of Acting Assessor for the period September 13, 1976 through January 14, 1977, and in accordance with Article XVI, Section 2 of the Civil Service Employees Contract with the Town of Clarkstown,

NOW, THEREFORE, be it

RESOLVED, that a salary adjustment in the amount of \$1,096.11 be paid to Harold E. Aber pursuant to Article XVI, Section 2 of the present contract.

Seconded by Co. Maloney

All voted Aye.

(1976-876) Co. D'Antoni offered the following resolution:

RESOLVED, that Gregory D. Blaisdell, 3 Besen Parkway, Monsey, New York is hereby appointed provisionally to the position of Assessor of the Town of Clarkstown, effective January 17, 1977, at the annual salary for 1977 of \$23,000.

Seconded by Co. Piacentile

All voted Aye.

Supervisor Gerber preceeded the above resolution with the remarks that he was pleased to announce that the Special Committee of 5 members had interviewed 18 applicants for the position of Assessor in the Town of Clarkstown and made certain recommendations to the Town Board, and after being interviewed by the Town Board, we were pleased to recommend the appointment of a new assessor, effective January 17th. He expressed the opinion that the Town Board was very fortunate in the person who has been selected and would like at this time to take special notice of the volunteer committee who put in many hours and many days and took their work very seriously as an additional burden to their many activities, especially to Jay Northrup, George Rotelli, Sidney Trager, Harold Grossman and Arnold Becker, who served on the Committee and wished to thank them publicly on behalf of the Town Board for their efforts.

(1976-877) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of Edward J. Ghiazza, Supt. of Recreation & Parks, the Supervisor is hereby authorized to file a Recreation Project Application with the New York State Executive Department Division for Youth, for the period commencing January 1, 1977, through December 31, 1977; and be it

FURTHER RESOLVED, that the total aid for this period will be \$29,569.

Seconded by Co. Piacentile All voted Aye.

(1976-878) Co. Piacentile offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a contract with the Town of Greenburgh for the use of the Clarkstown Sanitary Landfill Area by the Town of Greenburgh at the rate of \$1.00 per cubic yard, for a one year period with the right of cancellation by the Town of Clarkstown.

Seconded by Co. Holbrook All voted Aye.

(1976-879) Co. Piacentile offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a contract with the Town of Orangetown for the use of the Clarkstown Sanitary Landfill Area by the Town of Orangetown for a two year period commencing January 1, 1977 and expiring December 31, 1978, containing the following terms and conditions:

1. Consideration for the agreement to be:
 - (A) \$100,000 per year payable in quarterly installments, together with
 - (B) delivery of 90,000 cubic yards of landfill material per year.
2. Payment of \$100,000 for two prior years undelivered fill, which shall be paid in quarterly installments of \$12,500 over two years

and subject to the terms that may be satisfactory to the Town Attorney of the Town of Clarkstown.

Seconded by Co. Holbrook All voted Aye.

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(1976-880) Co. Piacentile offered the following resolution:

WHEREAS, the Consumer Affairs Commission of the Town of Clarkstown, after public hearing, adopted Rules and Regulations on December 28, 1976;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby approves said Rules and Regulations as adopted.

Seconded by Co. Holbrook

All voted Aye.

(1976-881) Co. Piacentile offered the following resolution:

WHEREAS, on December 31, 1976, various accounts of the Town of Clarkstown contain unexpended balances of appropriations;

NOW, THEREFORE, be it

RESOLVED, that pursuant to Section 112 of the Town Law, the Comptroller of the Town of Clarkstown is hereby authorized to transfer unexpended balances of appropriations among various accounts in order to equalize said accounts.

Seconded by Co. Holbrook

All voted Aye.

(1976-882) Co. Holbrook offered the following resolution:

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

IN THE MATTER OF THE PETITION OF
WILHELM TOMASITS and ANNA TOMASITS,
Petitioners,

-against-

ELIZABETH SQUILLACE, RICHARD E. GARDNER,
EUGENE A. QUAGLIA, WILLIAM J. CAREY,
WILLIAM NIEHAUS, JOSEPH MARAIA and
RODMAN HERBERT, Constituting the ZONING
BOARD OF APPEALS of the Town of Clarkstown,

Respondents,

For a Review under Article 78 of the
Civil Practice Law and Rules.

NOW, THEREFORE, be it

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

Seconded by Co. Piacentile

All voted Aye.

(1976-883) Co. Holbrook 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, Caroline McManus Nadel & Ors. 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 Clarkstown Tax Map as Map 124, Block C, Lot 16, and

WHEREAS, said owner has failed to comply with the violation notice numbered 75-77 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 trash, garbage, trucks, garbage cans and other matter attractive to vermin 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. Piacentile

All voted Aye.

(1976-884) Co. Piacentile offered the following resolution:

RESOLVED, that Leslie F. Bollman, residing at 2 Norlen Lane, New City, New York is hereby appointed to the position of Town Engineer of the Town of Clarkstown for a term of office to commence December 31, 1976, and to terminate December 31, 1977, which appointment is to be without compensation and in addition to his duties as Director of Environmental Control.

Seconded by Co. Holbrook

On roll call the vote was as follows:

AYES: Co. D'Antoni, Holbrook, Piacentile, Supv. Gerber
ABSTAIN: Co. Maloney

RESOLUTION ADOPTED

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(1976-885) Co. Holbrook offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to institute proceedings as stipulated in Chapter 31 of the Code of the Town of Clarkstown to rectify violation on premises owned by BENJAMIN ASH & ORS. in the Town of Clarkstown, more particularly described on the Tax Map of the Town of Clarkstown as MAP 56, BLOCK B, LOT 10

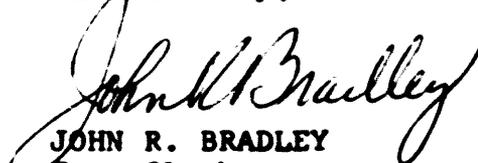
Seconded by Co. Maloney

All voted Aye.

There being no further business before the Town Board, Town Board Meeting was adjourned.

Next meeting of the Town Board to be held on January 5, 1977 at 8:00 P.M. at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York

Submitted by,


JOHN R. BRADLEY
Town Clerk

JRB:aw