

## PUBLIC HEARING

Town Hall

4/6/77

8:15 PM

Present: Co. D'Antoni, Holbrook, Maloney, Supervisor Gerber  
Philip B. Fogel, Deputy Town Attorney  
John R. Bradley, Town Clerk

Absent: Co. Piacentile

RE: PROPOSED AMENDMENT OF OFFICIAL MAP - AIRPORT EXECUTIVE PARK  
PROPERTY, SMITH ROAD, NANUET

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

Robert Geneslaw appeared, representing Raymond, Parish, Pine and Weiner, Inc., Planning consultants to the Town, to explain purpose of proposed amendment to official map. Mr. Geneslaw stated that the present Official Map shows the alignment of the proposed Route 45 by-pass travelling north/south direction along westerly limits of the Town. The State has indicated that it has no intention to build the road as a State highway and some disposition will be made of the right-of-way. At the present time, the designated road travels through the proposed property development acting as an impediment to that property.

Since the likelihood is minimal for the building of the State road, it is suggested that the road be deleted from the Official Map and consideration be given to realignment on the Westerly portion of the property. Mr. Geneslaw suggested that the new alignment not be shown on the Official Map until the Town is able to establish whether a connection can be made to lands owned by the New York State Department of Transportation: (i.e., Route 59), South of the Erie Lackawanna Railroad.

THE FOLLOWING APPEARED IN FAVOR:

Eugene Grogan, New City, New York--

spoke in favor of the deletion as a means of helping to create a much needed ratable for the Town and County. He reminded the Town Board of the credential of Mr. Yassky, the developer of the property, as well as his excellent past relations with the Town and credibility as a person.

THE FOLLOWING APPEARED OPPOSED:

Mr. Palmer, 14 Sturbridge Road, Spring Valley--

He stated that while he was very much in favor of the ratable, he would like to see deletion on any road running into adjacent residential areas which are children orientated and commercial traffic would be a hazard. Mr. Geneslaw, as well as members of the Town Board, pointed out that the area in question was not at all related to the area of his concern.

There being no further persons wishing to appear; on motion offered by Councilman Holbrook, seconded by Councilman Maloney and unanimously adopted, Public Hearing was closed.

Submitted by,

  
JOHN R. BRADLEY  
Town Clerk

## TOWN BOARD MEETING

Town Hall

4/6/77

8:00 PM

Present: Co. D'Antoni, Holbrook, Maloney, Supervisor Gerber  
Philip B. Fogel, Deputy Town Attorney  
John R. Bradley, Town Clerk  
Absent: Co. Piacentile

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

(1977-199) Co. Maloney offered the following Proclamation:

WHEREAS, the Albertus Magnus Basketball Team, under the direction of Coach Tom Collins, has achieved a remarkable degree of success in the 1977 high school basketball season, and

WHEREAS, upon achieving this success, the Falcons have been recognized as the most successful basketball team in Rockland County history by virtue of their 22 victories, and

WHEREAS, in compiling these victories they also won the Section 9 Championship and the Rockland County P.S.A.L. title, and

WHEREAS, they are the first basketball team from Rockland County to capture the "Capital Conference Title" in Schenectady, and

WHEREAS, in securing this title the Albertus Magnus Falcons went on to represent Rockland in the "Class A" State Championship, finishing second among all competition from Montauk Point to the Canadian border,

NOW, THEREFORE, BE IT RESOLVED, THAT, I, George S. Gerber, Supervisor of the Town of Clarkstown do hereby proclaim April 7th, nineteen hundred and seventy-seven as "ALBERTUS MAGNUS FALCONS DAY" in the Town of Clarkstown and urge all our citizens to join with me in recognizing the outstanding accomplishment of these determined young athletes, and be it

FURTHER RESOLVED, that special recognition be accorded Coach Tom Collins, voted "Coach of the Year" by his coaching colleagues, for his guidance, fine example and dedicated service to his team, school and community.

Seconded by Co. D'Antoni

All voted Aye.

Following reading of the Proclamation, the original was presented to Sr. Catherine William, Principal of Albertus Magnus High School and Coach Tom Collins. Distinguished Service Awards presented to Coach Collins, and the Members and Managers of the Falcons.

(1977-200) Co. Holbrook offered the following Proclamation:

WHEREAS, the Jews residing in the Soviet Union constitute the second largest Jewish community in the world and have in the past produced and nurtured leading literary, cultural and religious scholars, and

WHEREAS, for more than 50 years, Soviet authorities have conscientiously tried to intimidate Jews and Judaism toward the objective of ending Jewish consciousness in the Soviet Union by closing Jewish schools, prohibiting the study of Hebrew, eliminating Jewish theaters, persecuting Jewish artists and writers and closing Synagogues, and

WHEREAS, not only Jews, but members of other religious and ethnic minorities have been subject to slanderous attacks foisted by the Soviet authorities using all of the organs of State to mock and scorn religious believers, and

WHEREAS, this nation has, in recent months, set a new example in the conduct of its foreign policy by demanding that people everywhere be permitted to live in dignity and respect, free to express their views without fear of reprisal or imprisonment, and

WHEREAS, no dictator, no oppressor, no tyrant can suppress the yearning for freedom because as long as Soviet Jews and other religious minorities are not completely free to pursue their God given cultural character and destiny, we, too, are not completely free,

NOW, THEREFORE, BE IT RESOLVED, THAT, I, George S. Gerber, Supervisor of the Town of Clarkstown do hereby proclaim the week of April 17th through April 24th, nineteen hundred and seventy-seven as "FREEDOM WEEK FOR SOVIET JEWERY" and urge all our citizens, of every faith and cultural heritage, to join with me in supporting a foreign policy based on freedom and a reawakening of the fundamental principles of human rights in all lands.

Seconded by Co. D'Antoni

All voted Aye.

(1977-201) 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.

(1977-202) Co. D'Antoni 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.

TBM - 4/6/77  
Page 3

(1977-203) Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, by resolution duly adopted on the 9th day of March, 1977, provided for a public hearing on the 6th day of April, 1977, to consider amending the Official Map of the Town of Clarkstown to show a town road, 60 feet in width, along the westerly boundary line of the Airport Executive Park Property (Map 164, Block A, Lot 13) which road shall run in a southerly direction from Smith Road for a distance of approximately 400 feet, and to delete from the Official Map that portion of the Route 45 By-pass which traverses the Airport Executive Park Property (Map 164, Block A, Lot 13), and

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

NOW, THEREFORE, be it

RESOLVED, that the Official Map of the Town of Clarkstown be and it hereby is amended by the deletion from the Official Map of that portion of the Route 45 By-pass which traverses the Airport Executive Park Property (Map 164, Block A, Lot 13).

Seconded by Co. D'Antoni

All voted Aye.

Decision RESERVED on showing new alignment on the Official Map, as requested by Mr. Jenislaw during the course of the Public Hearing...see Public Hearing minutes -- T/C

Supervisor Gerber commented on the recent publicity the Clarkstown Police Department had received and the commendable manner in which they performed, particularly Officer William Sherwood in the Nanuet incident and also Officer Kubran for his assistance at a fire emergency during the week at the New City Garden Apartments.

(1977-204) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the concurrence of the Superintendent of Parks and Recreation, and

WHEREAS, the required performance bonds and certificates of liability insurance have been submitted to the Town,

NOW, THEREFORE, be it

RESOLVED, that the bid to provide Bus Transportation Service to the Clarkstown Senior Citizen Clubs be awarded as follows:

ITEM I -- Weekly Routes 1, 2, 3, and 4

Rockland Bus Co.  
Route 9W  
Congers, New York

(continued)

TBM - 4/6/77  
Page 4

(1977-204 continued)

Weekly Route 5 (2 routes)

Harran Transportation Co., Inc.  
16 Hoffman Street  
Spring Valley, N. Y. 10977

and be it

FURTHER RESOLVED, that funds for same be taken from Account 7610, Line 404.

Seconded by Co. Holbrook

All voted Aye.

(1977-205) Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to provide OBLATE AND ROUND CORRUGATED ALUMINUM PIPE is hereby awarded to:

(1) CAPITOL HIGHWAY MATERIALS, INC.  
Route 6  
Baldwin Place, New York 10505

AND

(2) EMPIRE MUNICIPAL SUPPLY CORP.  
250 Rute 303  
Blauvelt, New York 10913

ITEM 1 OBLATE

CAPITOL

EMPIRE

14" span - 9" rise - 16 gauge	\$		3.56 lin. ft.
18" span - 11" rise - 16 gauge		3.80 lin. ft.	
22" span - 13" rise - 16 gauge			4.54 lin. ft.
25" span - 16" rise - 16 gauge			4.84 lin. ft.
29" span - 18" rise - 14 gauge			6.10 lin. ft.
36" span - 22" rise - 14 gauge		9.10 lin. ft.	
43" span - 27" rise - 12 gauge		15.00 lin. ft.	
50" span - 31" rise - 12 gauge		17.45 lin. ft.	
58" span - 36" rise - 12 gauge		19.90 lin. ft.	
65" span - 40" rise - 10 gauge		28.25 lin. ft.	
72" span - 44" rise - 10 gauge		31.35 lin. ft.	

ITEM 2 ROUND

12" Diameter - 16 gauge	2.75 lin. ft.
15" Diameter - 16 Gauge	3.45 lin. ft.
18" Diameter - 16 gauge	4.10 lin. ft.
21" Diameter - 16 gauge	4.80 lin. ft.
24" Diameter - 14 gauge	6.80 lin. ft.
30" Diameter - 14 gauge	8.50 lin. ft.
36" Diameter - 12 gauge	14.10
40" Diameter - 12 gauge	NO BID AWARD
42" Diameter - 12 gauge	16.40 lin. ft.
48" Diameter - 12 gauge	18.75 lin. ft.
54" Diameter - 10 gauge	26.95 lin. ft.
60" Diameter - 10 gauge	29.95 lin. ft.
66" Diameter - 10 gauge	32.90 lin. ft.
72" Diameter - 8 gauge	43.20

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 5

(1977-206) Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to supply OBLATE AND ROUND CORRUGATED METAL CULVERT PIPE is hereby awarded to:

- 1. CAPITOL HIGHWAY MATERIALS, INC.  
Route 6  
Baldwin Place, New York 10505

AND

- 2. EMPIRE MUNICIPAL SUPPLY CORP.  
250 Route 303  
Blauvelt, New York 10913

Per the following schedule of prices:

<u>ITEM 1</u>	<u>CAPITOL</u>	<u>EMPIRE</u>
14" span - 9" rise - 16 gauge		\$ 5.09 Lin. Ft.
18" span - 11" rise - 16 gauge		5.98 Lin. Ft.
22" span - 13" rise - 16 gauge		6.94 Lin. Ft.
29" span - 18" rise - 14 gauge		10.35 Lin. Ft.
36" span - 22" rise - 14 gauge		12.50 Lin. Ft.
43" span - 27" rise - 12 gauge		19.53 Lin. Ft.
50" span - 31" rise - 12 gauge		23.15 Lin. Ft.
58" span - 36" rise - 12 gauge		26.20 Lin. Ft.
65" span - 40" rise - 12 gauge		31.91 Lin. Ft.
72" span - 44" rise - 10 gauge	\$36.76 Lin. Ft.	

<u>ITEM 2</u>	<u>ROUND</u>	
12" Diameter - 16 gauge		\$ 4.28 Lin. Ft.
15" Diameter - 16 gauge		5.08 Lin. Ft.
18" Diameter - 16 gauge		5.91 Lin. Ft.
24" Diameter - 14 gauge		9.09 Lin. Ft.
30" Diameter - 14 gauge		11.11 Lin. Ft.
36" Diameter - 12 gauge		17.71 Lin. Ft.
42" Diameter - 12 gauge		21.03 Lin. Ft.
48" Diameter - 12 gauge		23.81 Lin. Ft.
54" Diameter - 12 gauge		29.23 Lin. Ft.
60" Diameter - 10 gauge		39.35 Lin. Ft.

Seconded by Co. Maloney

All voted Aye.

(1977-207) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to provide BITUMINOUS CONCRETE to the Town of Clarkstown is hereby awarded to:

- (1) COUNTY ASPHALT, INC.  
Crusher Road  
West Nyack, New York 10994
- (2) WARD PAVEMENTS, INC.  
Riverside Avenue  
Haverstraw, New York 10927
- (3) Plaza Materials, Corp.  
969 Midland Avenue  
Yonkers, New York 10704

(continued)

(1977-207 continued)

as per the following price schedule:

<u>ITEM</u>	<u>County Asphalt</u>	<u>Ward Pavements</u>	<u>Plaza Materials</u>
BINDER COURSE - Type 1A	\$17.00	\$17.00	\$17.45
BASE COURSE - Type 1A	15.75	15.75	16.25
TOP COURSE - Type 1A	17.35	17.35	17.45
TOP COURSE - Type 1AC	17.75	17.75	17.85
TOP COURSE - Type 1AC Modified	17.75	17.75	17.85

Seconded by Co. Holbrook

All voted Aye.

(1977-208) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing, that the bid to supply the Town of Clarkstown with Bituminous Materials for the Surface Treatment of Roads is hereby awarded to:

New York Bituminous Products Corp.  
P. O. Box 900  
Chester, New York 10918

at the following bid prices

<u>ITEM</u>	<u>PRICE</u>
(1) Emulsified Rubber Asphalt	.539 gal.
(2) N.Y. State D.O.T. Material designated 702-51 - 702-60	.75 gal.
(3) Base Conditioner	.584 gal.
(4) N.Y. State D.O.T. Material 702-31	.55 gal.

Seconded by Co. Holbrook

All voted Aye.

(1977-209) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to provide the Town of Clarkstown with Six New 1977 Patrol Cars and One 1977 - 4 door Passenger Sedan is hereby awarded as follows:

ITEM 1 - Six (6) 1977 Four Door Patrol Cars

Awarded to: Rockland Chrysler Plymouth, Inc.  
60 Route 304  
Nanuet, N.Y. 10954

at the following low bid price

Gross Bid (6 vehicles) \$31,800.00  
Less: Six Trade-In Vehicles 5,400.00  
NET BID \$26,400.00

(continued)

(1977-209 continued)

ITEM 2 - One (1) 1977 Four Door Sedan per specifications

Awarded To: Pal Chevrolet  
Route 9W  
Haverstraw, N. Y. 10993

NET BID \$5051.00

and be it

FURTHER RESOLVED, that funds for same be charged to  
Account 3120, Line 302.

Seconded by Co. Holbrook

All voted Aye.

(1977-210) Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the  
Director of Purchasing that the bid to provide 220 bags of  
granular fertilizer to the Parks and Recreation Department  
is hereby awarded to:

Frederick Feed & Supply Co., Inc.  
100 Station Square  
Congers, New York 10920

at the low bid price of \$7.50/bag

and be it

FURTHER RESOLVED, that funds for same are to be taken  
from Account 7140, Line 323.

Seconded by Co. Holbrook

All voted Aye.

(1977-211) Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the  
Director of Purchasing that the bid to provide the Town with

(1) Reinforced Concrete Culvert Pipe  
and (2) Concrete Catch Basin Block & Brick  
is hereby awarded as follows:

ITEM 1 - Reinforced Concrete Culvert Pipe

Awarded to: DePasquale Bros., Inc.  
201 West Street  
Haverstraw, New York 10927

(continued)

(1977-211 continued)

Per specifications at the following low bid prices

12" Diameter	\$ 2.80	Lin. Ft.
15" Diameter	3.45	Lin. Ft.
18" Diameter	4.45	Lin. Ft.
21" Diameter	5.15	Lin. Ft.
24" Diameter	6.95	Lin. Ft.
27" Diameter	9.05	Lin. Ft.
30" Diameter	9.60	Lin. Ft.
36" Diameter	13.80	Lin. Ft.
42" Diameter	20.45	Lin. Ft.
48" Diameter	23.90	Lin. Ft.
60" Diameter	35.85	Lin. Ft.

ITEM 2 - Concrete Catch Basin Blocks & Bricks

Awarded to: Federal Block Corp.  
129 Walsh Avenue  
Newburgh, N. Y. 12550

and

Multiplex Concrete Co., Inc.  
64 Glenwood Place  
East Orange, N. J. 07017

At the following low bid prices

<u>ITEM</u>	<u>FEDERAL</u>	<u>MULTIPLEX</u>
6" Corner Block	.75	
8" Corner Block		.91
6" Stretcher Block	.43	
8" Stretcher Block		.65
Concrete Brick		.098

Seconded by Co. Maloney

All voted Aye.

(1977-212) Co. Maloney offered the following resolution:

**RESOLVED**, based upon the recommendation of the Director of Purchasing and in concurrence with the Supt. of Recreation & Parks, that the bids for furnishing Arts & Crafts supplies is hereby awarded to the following low bidders who have met the specifications:

BOIN ARTS AND CRAFTS CO., 87 Morris Street, Morristown, New Jersey for items #25, 323, 324, 330, as per specifications at a net bid price of \$24.12; and to

S & S ARTS & CRAFTS, Colchester, Connecticut for items #1, 3, 10, 13(b,c), 19, 21, 23, 26, 27, 29, 31, 32, 35, 36, 39, 40, 41, 42, 43(a-1), 50,

(continued)

TBM - 4/6/77  
Page 9

(1977-212 continued)

54(a-e), 55, 59, 61, 63, 64, 95, 96, 98, 99, 100, 101, 103A, 103B, 104, 111, 112, 117, 119A, 122, 123, 124, 125B, 127A, 127B, 130, 131A, 131B, 132A(d,e,f), 134, 135, 136, 138, 139, 143, 146(a-k), 147, 148D(e), 149(a-e), 151M, 152, 153, 154, 156, 163, 163D, 168(a-f), 178, 179, 180, 182(b,c), 187(a,b,c,d,e,h,i), 187J, 189, 190, 191, 192, 193, 193(a,b,c), 194(a,b), 196, 223B, 224(a-c), 225(b-e), 226(a,b), 227(a-f), 231, 233, 236, 237(a,b), 244(b), 247, 249(b), 252, 254, 256, 257, 260B, 261, 262, 263, 269, 286, 287, 290, 291(e), 293, 294, 295, 299, 307, 313(a), 314, 316, 317, 332, 337, 338, 341, 346, 347, 348, 349, 351, 352, 353, 354, 356, 357, 362, 364, 365, 366, 367, 369, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 408, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 433, 434, 435, 436, 441B, 442, 443, 445, 449, 451, 452, 453, 454, 460, 461, 462, 463, as per specifications, at a net bid price of \$7,929.00; and to

J & A HANDY CRAFTS, INC., 210 Front Street, Hempstead, New York for items #9, 11, 14(a), 20, 24, 44(a,b,c,e), 56, 57, 66(b), 84(a-cc), 91, 94, 105, 107, 108(a-l), 116, 132B(b,c,f), 133(a), 140, 158, 159(a,b), 166, 167(a,b), 169(a), 187(f,g), 220, 234, 248, 253, 255, 258, 260A, 260(c), 296, 308(a-p), 342, 343, 344, 358, 359, 407(a-g), 428, 429, 438, 439, 441A, 446, 447, as per specifications, at a net bid price of \$2,101.84; and to

MAGNUS CRAFT MATERIALS, INC. 304-8 Cliff Lane, Cliffside Park, New Jersey, for items #15, 45, 115, 126, 437, as per specifications, at a net bid price of \$138.23; and to

ALLCRAFT TOOL AND SUPPLY CO., 215 Park Avenue, Hicksville, New York, for item #90, as per specifications, at a net bid price of \$48.75; and to

(Continued)

(1977-212 continued)

VANGUARD CRAFTS, 2915 Avenue J, Brooklyn, New York, for items #13(a), 22, 69(a), 89, 102, 119B, 141, 150, 218, 249(a), 345, 409, 410, 411, 430, 431, as per specifications, at a net bid price of \$550.05; and to

ECONOMY HANDICRAFTS, 50-21 69th Street, Woodside, New York, for items #28, 46, 52(a,b), 66(a), 128, 148(a,b,c), 148D(d), 151(a-e), 165, 188, 223A, 285, 288, 331, 333(d), 448, 457, as per specifications, at a net bid price of \$909.49; and to

J.L. HAMMETT COMPANY, 2393 Vaux Hall Road, Union, New Jersey, for items #2, 53(a-f), 69(b), 97(a-e), 110(c,d,e), 113, 148D(f), 169(b), 172, 174, 177, 181, 182(a), 213, 214, 215, 228, 229, 249(c), 250, 333(a,b,c), 334(a,b), 335, 336, 432, 458, as per specifications, at a net bid price of \$663.40; and to

STAFFORD REEVES, INC., 626 Greenwich Street, New York, N.Y., for items #4(a,b), 5A, 7, 46(b), 157(a-f), as per specifications, at a net bid price of \$310.60.

Gross total for all items: \$12,675.48.

BE IT FURTHER RESOLVED, that this amount be charged against accounts 7141-329 - \$867.37, 7310-329 - \$7,610.37, 7610-329 - \$4,197.74.

BE IT FURTHER RESOLVED, that there be no award on items #235, 312, 325, 326, 327, 328, 329, 444, all bidders having failed to meet specifications.

Seconded by Co. Holbrook All voted Aye.

(1977-213) Co. D'Antoni offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting held on March 16th, 1977, and the Special Town Board Meeting held on March 31st, 1977, are hereby accepted and adopted as submitted by the Town Clerk.

Seconded by Co. Holbrook All voted Aye.

(1977-214) Co. Holbrook offered the following resolution

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

Little Tor Road	New City
Ferndale Road	New City
Denver Drive	New City
Demarest Mill Road	West Nyack
Westview Avenue	Congers

Seconded by Co. D'Antoni All voted Aye.

TBM - 4/6/77  
Page 11

(1977-215) 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 to read, "Trucks over 4 Tons Excluded", on Svahn Drive, Maple Road and Old Mill Road, Valley Cottage.

Seconded by Co. Maloney All voted Aye.

(1977-216) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install "No Parking" signs on the north side of Old Nyack Turnpike from the easterly point to the Arco property line west to the intersection, Nanuet.

Seconded by Co. Maloney All voted Aye.

(1977-217) Co. D'Antoni offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to install "No Parking" signs on the west side of South Main Street from the southerly side of 381 Main Street (Mrs. Bogart's property) north to Collyer Avenue, New City.

Seconded by Co. Maloney All voted Aye.

(1977-218) Co. Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown desires to bring certain fee schedules in conformity with Sec. 85 et. seq. of the Public Officers Law of the State of New York, and Sec. 1401.8 of the Rules of the Committee on Public Access to Records, and to amend certain other fee schedules;

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 20th day of April, 1977 at 8:15 P. M. to consider a proposed amendment to Chapter 29 of the Code of the Town of Clarkstown, entitled, "Building Construction", as follows:

(continued)

(1977-218 continued)

## 29-7 Building Permit Fees.

B. The following fees shall be payable for the purposes specified:

<u>PURPOSES</u>	<u>FEE</u>
Certificate of occupancy, original	\$25.00
Certificate of occupancy, duplicate	10.00
Sewage disposal permit	25.00
Copies of records, per page	.25
Change-in-use permit	25.00
Demolition	25.00
Architectural Review Board fee processing	75.00
Sign permit	25.00
Inspection requests by outside agencies	10.00
Each additional inspection of above made necessary by noncompliance	5.00
(Total annual fee shall not exceed \$20.00)	

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 official newspaper of the Town, and posted in the manner provided by law.

Seconded by Co. D'Antoni

All voted Aye.

(1977-219) Co. Holbrook offered the following resolution:

WHEREAS, the following have applied for a Certificate of Registration pursuant to Sec. 83-65 of the Code of the Town of Clarkstown:

JOHN FEHSAL  
CALL HOLLOW ROAD  
STONY POINT, NEW YORK

AFCO PAVING CORP.  
35 West Street  
West Nyack, New York

M.F.S. CONTRACTORS, INC.  
131 Route 304  
NEW CITY, NEW YORK

RUDOLPH C. SURBLEY  
262 West Washington Avenue  
Pearl River, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificates be issued:

No. 77-15 to M.F.S. Contractors, Inc.  
No. 77-16 to JOHN FEHSAL  
No. 77-17 to AFCO PAVING CORP.  
No. 77-18 to RUDOLPH C. SURBLEY

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 13

(1977-220) Co. Maloney offered the following resolution:

WHEREAS, LOUIS R. and MARGARET NARDONE have made application for the use of Town Law, Sec. 281 in connection with a subdivision known as Nardone Property, and

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law 281 is used in this subdivision, in order to allow for improved road design;

NOW, THEREFORE, be it

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

Seconded by Co. Holbrook

All voted Aye.

(1977-221) Co. Holbrook offered the following resolution:

WHEREAS, ARNOLD and ROCHELLE BONOWITZ are desirous of granting a drainage easement to the Town of Clarkstown located at Culver Drive, New City, New York;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown accepts a drainage easement from ARNOLD and ROCHELLE BENOWITZ, as aforesaid, and more particularly described in said easement dated April 4, 1977, without cost to the Town.

Seconded by Co. Maloney

All voted Aye.

(1977-222) Co. Holbrook offered the following resolution:

WHEREAS, Mr. Paul A. Bitts, 5 Quaker Road, New City, had submitted Appeal No. 1135 to the Board of Appeals and paid a fee of \$50.00, and

WHEREAS, Mr. Bitts has withdrawn that appeal,

NOW, THEREFORE, Be it

RESOLVED, that the sum of \$50.00 be refunded to Mr. Paul A. Bitts, 5 Quaker Road, New City, New York by the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 14

(1977-223) Co. D'Antoni offered the following resolution:

RESOLVED, that upon the recommendation of the Highway Superintendent and the Department of Environmental Control, deed from:

SILVER HEIGHTS DEVELOPERS LTD. (2 Congers Road, New City, New York), dated December 8, 1976

conveying roads and other improvements to the Town of Clarkstown in a subdivision shown on Final Plat of "Subdivision Plat, Croyden Court, Town of Clarkstown, Rockland County, New York" made by Henry Horowitz, P. E. and dated 10/19/72 and last revised 12/13/72 which map was filed in the Rockland County Clerk's Office on 1/21/73 in Book 85 of Maps at page 22 as Map #4370

as follows:

Croyden Lane                      630 L.F.  
Together with a 15-foot wide drainage easement  
and a 25-foot by 50-foot wide temporary turnaround  
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. 918323 and 918324 dated the 21st day of December, 1976 SILVER HEIGHTS DEVELOPERS LTD. as Principals and HENRY FRYDMAN as Co-Principal and REPUBLIC INSURANCE COMPANY as Surety, are hereby accepted.

Seconded by Co. Holbrook

All voted Aye.

Agenda Item - 9-2 -- ROAD DEDICATION: Emerald Acres withdrawn.

(1977-224) Co. D'Antoni offered the following resolution:

RESOLVED, that upon the recommendation of the Town Attorney deeds from Bonnerville Park, Inc., dated May 15, 1973 November 10, 1976 conveying roads and related improvements to the Town of Clarkstown in a subdivision shown on Revised Plat of "Bonnerville Estates, Town of Clarkstown, Rockland County, New York", dated December 8, 1969 and filed in the Rockland County Clerk's Office on December 30, 1969 in Book 79 of Maps at Page 60 as Map No. 3983, as follows:

Rolling Way                      1900 L.F.  
Rainbow Court                    400 L.F.  
Together with sewer system  
Easements

are hereby accepted by the Town of Clarkstown and ordered filed in the Rockland County Clerk's Office.

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 15

(1977-225) Co. D'Antoni offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of the Department of Environmental Control, deed from:

TOREX REALTY, INC. (400 East Route 59, Nanuet, N. Y.)  
and SILK CONSTRUCTION, INC. (400 East Route 59, Nanuet,  
N. Y.) dated August 31, 1976

conveying a road widening strip and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of Tiffany Park Subdivision, filed in the Office of the Rockland County Clerk on July 3, 1972, in Book of Maps 84, at Page 30, as Map No. 4302

as follows:

Road widening strip along West Clarkstown Road

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 Bond No. 354301 dated the 2nd day of October 1975 TOREX REALTY, INC. LESTER CLARK as Principal and AMERICAN EMPIRE INSURANCE COMPANY as Surety is hereby accepted.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

(1977-226) Co. D'Antoni offered the following resolution:

WHEREAS, an agreement was entered into on September 26, 1974, between the Town of Clarkstown and N.C. 104 Main Street Construction, Inc., in connection with Chapter 102, Paragraph 6, sub-paragraphs 11 and 17 of the Code of the Town of Clarkstown providing for a deposit of the sum of \$17,000.00 to guarantee the installation of a traffic light, and

WHEREAS, a passbook in the sum of \$17,000.00 of N.C. 104 Main Street Construction, Inc., with the Spring Valley Savings and Loan Association together with all of the interest in said passbook number 3323 was assigned to the Town of Clarkstown pursuant to the terms of the agreement;

NOW, THEREFORE, be it

RESOLVED, that the Comptroller is hereby authorized pursuant to the terms of the said agreement to deposit the sum of \$17,000.00 plus accrued interest from said passbook number 3323 issued by the Spring Valley Savings and Loan Association in the Guarantee Deposits Account of the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 16

(1977-227) Co. Maloney offered the following resolution:

WHEREAS, there are improvements in various areas of the parklands which the Town of Clarkstown is responsible for which must be accomplished before heavy summer usage begins; and

WHEREAS, estimates have been given on the costs to do this work at Congers Lake Park, Germonds Park, Lake Nanuet Park, and South Clarkstown Recreation Area; and

WHEREAS, these estimates total \$20,000., to accomplish these improvements,

NOW, THEREFORE, be it

RESOLVED, that the Comptroller is hereby authorized to transfer the sum of \$20,000., from the Money In Lieu of Land Account, to the Parklands & Improvements Account.

Seconded by Co. Holbrook

All voted Aye.

(1977-228) Co. Holbrook offered the following resolution:

RESOLVED, that the sum of \$300.00 be transferred from Clarkstown Counseling Center Account 4210-201 to 4210-405.

Seconded by Co. Maloney

All voted Aye.

(1977-229) Co. Holbrook offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for the COLLECTION OF REFUSE FROM VARIOUS TOWN-OWNED FACILITIES, said bids to be returnable to the Office of the Clarkstown Director of Purchasing, Town Hall, 10 Maple Avenue, New City, N. Y. on April 18th, 1977 at 11:00 A.M. E.S.T., at which time they will be opened, and be it

FURTHER RESOLVED, that specifications can be obtained at the aforesaid Office of the Clarkstown Director of Purchasing.

Seconded by Co. Maloney

All voted Aye.

(1977-230) Co. Maloney offered the following resolution:

WHEREAS, Resolution Number 69 of the Town Board of the Town of Clarkstown dated February 18, 1976, authorized the compromise of litigation in the sum of \$67,886.25 in connection with an action entitled "Harry Covert, for himself and on behalf of all other policemen similarly situated and the Rockland County Patrolmen's Benevolent Association, Inc., vs George Gerber, as Supervisor of the Town of Clarkstown and the Town Board of the Town of Clarkstown," Index No. 2651/75, and

(continued)

TBM - 4/6/77  
Page 17

(1977-230 continued)

WHEREAS, the names of the police officers entitled to participate in said compromise settlement and as provided by the Rockland County Patrolmen's Benevolent Association omitted the name of Donald M. Hardy, and

WHEREAS, another officer similarly situated as Donald M. Hardy participated in said settlement in the sum of \$181.25, and

WHEREAS, by reason of the omission of the name of Donald M. Hardy he did not participate in said settlement;

NOW, THEREFORE, be it

RESOLVED, that the sum of \$181.25 be transferred from Line 3121-10 and delivered to Donald M. Hardy in full compromise of his settlement.

Seconded by Co. Holbrook

All voted Aye.

(1977-231) Co. Holbrook offered the following resolution:

RESOLVED, that Deborah Cetrone, 7 White Oaks Lane, Bardonia, New York is hereby appointed to the position of Office Worker-Student - Town Justice Office, at the hourly wage of \$2.30, effective April 11, 1977.

Seconded by Co. Maloney

All voted Aye.

(1977-232) Co. Holbrook offered the following resolution:

WHEREAS, Marianne George has requested an extended sick leave, and

WHEREAS, all accrued sick time, vacation and personal leave has been used,

NOW, THEREFORE, be it

RESOLVED, that Marianne Goerge, 594 South Main Street, New City, New York is hereby granted a Leave of Absence as Typist (CETA) without compensation, effective and retroactive to March 28, 1977 through May 1, 1977.

Seconded by Co. Maloney

All voted Aye.

TBM - 4/6/77  
Page 18

(1977-233) Co. Holbrook offered the following resolution:

RESOLVED, that Joan Corley, 34 Woodside Drive, New City, New York is hereby appointed to the position of Typist (temporary) - Purchasing Department - retroactive to March 24, 1977 through April 29, 1977, at the hourly wage of \$4.00 per hour.

Seconded by Co. Maloney All voted Aye.

(1977-234) Co. Holbrook offered the following resolution:

RESOLVED, that the 1977 salary schedule be amended to include the salaries of the following, effective and retroactive to January 1, 1977:

James Cottle (Building Dept.)	\$15,708.00
Lawrence Degnan (Maintenance Dept.)	\$13,699.40

Seconded by Co. Maloney All voted Aye.

(1977-235) Co. Holbrook offered the following resolution:

RESOLVED, that in accordance with agreement between the CSEA and the Town of Clarkstown, the grade level of the position of Assistant Maintenance Mechanic (Building) is hereby changed from Grade 18 to Grade 20, effective April 11, 1977.

Seconded by Co. Maloney All voted Aye.

(1977-236) Co. Holbrook offered the following resolution:

RESOLVED, that James Summers, 16 Highway Avenue, Congers, New York is hereby reappointed to the part-time position of Custodian of Wells Park, Congers, term to commence on May 1, 1977 and terminate on October 31, 1977, at the salary of \$2.90 per hour.

Seconded by Co. Maloney All voted Aye.

(1977-237) Co. Holbrook offered the following resolution:

RESOLVED, that the resignation of Ferdinand Tabaracci, 262 Cottage Road, Valley Cottage, New York as Assistant Maintenance Mechanic (CETA) is hereby accepted with regret, effective and retroactive to April 1, 1977.

Seconded by Co. Maloney All voted Aye.

TBM - 4/6/77  
Page 19

(1977-238) Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown has been requested by tenants living in rental apartments in the unincorporated area of the Town of Clarkstown to make a surevey of the existing vacancy rate among rental apartments in the unincorporated area of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Director of Finance of the Town of Clarkstown, pursuant to the terms of the Tenants Emergency Protection Act of 1974, is hereby authorized to investigate and report to the Town Board of the Town of Clarkstown concerning the vacancy rate among rental apartments in the unincorporated area of the Town of Clarkstown.

Seconded by Co. D'Antoni

All voted Aye.

Councilman Maloney stated he believes it is necessary to make the survey because Senior Citizens in various apartment complexes in the Town have been hit with large increases, in particular the New City Garden Apartments. This survey is first step necessary to ascertain the need for rent control. Supervisor Gerber concurred with remarks made by Councilman Maloney.

(1977-239) 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 described as Chapter 102 Sec. 14, of the Code of the Town of Clarkstown, at New City Post Office and Burns Pharmacy (\$7-G-3 and 3.01) by the installation of fire lane designations, and

WHEREAS, Melvin E. Knapp 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.

TBM - 4/6/77  
Page 20

(1977-240) 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 Friendly Ice Cream, Main Street, New City, New York (57-G-10) by the installation of fire lane designations, and

WHEREAS, Christian M. Wollny 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.

(1977-241) Co. Maloney offered the following resolution:

WHEREAS, on March 2, 1977, the Town Board authorized the firm of Charles R. Velzy Associates, Inc. to complete a study of the drainage conditions along the Demarest Kill and, in particular, the immediate area adjacent to the New City Condominiums and to report their findings and recommendations in order for the town to take whatever steps are necessary to prevent further flooding, and

WHEREAS, Charles R. Velzy Associates, Inc. have now transmitted to the Town Board a full report containing their analyses and recommendations, and

WHEREAS, The Town Board believes it is in the public interest to translate these recommendations into the second phase of corrective action along the Demarest Kill;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into an agreement with Charles R. Velzy, Associates, Inc. for the purpose of preparing final plans, specifications and cost estimates for construction of culverts, ponding areas and other drainage structures necessary to expedite the work. In addition, they are to assist in preparing all applications for permits and approval from the New York State Department of Environmental Conservation and any other appropriate jurisdiction, and be it

(continued)

TBM - 4/6/77  
Page 21

(1977-241 continued)

FURTHER RESOLVED, that a copy of this resolution, together with the report, be transmitted to James R. Damiani, Sr., Chairman of the Public Works Committee of the Rockland County Legislature.

Seconded by Co. Holbrook

All voted Aye.

(1977-242) Co. Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown desires to apply for financial assistance under the Outdoor Recreation Development Bond Act (Chapter 558, 559, Laws of the State of New York, 1965) and under the Land and Water Conservation Fund Act of 1965 (78 Stat. 897-1964) for the acquisition of land for the purpose of providing park facilities in New City,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown be, and is hereby authorized to execute and submit application for financial assistance under the Outdoor Recreation Development Bond Act and under Land and Water Conservation Fund Act of 1965 for the cost of acquisition of land for the project, and be it

FURTHER RESOLVED, that upon approval of such grant application that the Supervisor of the Town of Clarkstown be and he hereby is authorized to enter into a contract with the Bureau of Outdoor Recreation for the project subject to approval of the Town Board of the Town of Clarkstown and subject to the terms, conditions and appropriation of the grant.

Seconded by Co. Maloney

All voted Aye.

(1977-243) Co. Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown desires to apply for financial assistance under the Outdoor Recreation Development Bond Act (Chapter 558, 559, Laws of the State of New York, 1965) and under the Land and Water Conservation Fund Act of 1965 (78 Stat. 897-1964) for the construction of multi-use courts, as well as lighting facilities for those courts at Lake Nanuet Park,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown be, and is hereby authorized to execute and submit application for financial assistance under the Outdoor Recreation Development Bond Act and under Land and Water Conservation Fund Act of 1965 for the cost of development of the project, and be it

(continued)

(1977-243 continued)

FURTHER RESOLVED, that upon approval of such grant application that the Supervisor of the Town of Clarkstown be and he hereby is authorized to enter into a contract with the Bureau of Outdoor Recreation for the project subject to approval of the Town Board of the Town of Clarkstown and subject to the terms, conditions and appropriation of the grant.

Seconded by Co. Maloney

All voted Aye.

(1977-244) Co. Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown desires to apply for financial assistance under the Outdoor Recreation Development Bond Act (Chapter 558, 559, Laws of the State of New York, 1965) and under the Land and Water Conservation Fund Act of 1965 (78 Stat. 897-1964) for the construction of multi-use sports fields, parking facilities, playgrounds and the construction of various water lines, comfort stations and sewer facilities at Germonds Park,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown be, and is hereby authorized to execute and submit application for financial assistance under the Outdoor Recreation Development Bond Act and under Land and Water Conservation Fund Act of 1965 for the cost of development of the project, and be it

FURTHER RESOLVED, that upon approval of such grant application that the Supervisor of the Town of Clarkstown be and he hereby is authorized to enter into a contract with the Bureau of Outdoor Recreation for the project subject to approval of the Town Board of the Town of Clarkstown, subject to the terms, conditions and appropriation of the grant.

Seconded by Co. Maloney

All voted Aye.

(1977-245) Co. Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown desires to apply for financial assistance under the Outdoor Recreation Development Bond Act (Chapter 558, 559, Laws of the State of New York, 1965) and under the Land and Water Conservation Fund Act of 1965 (78 Stat. 897-1964) for the purpose of constructing a variety of sport fields and playgrounds and for the construction and repair of a spillway at Congers Memorial Park,

NOW, THEREFORE, be it

(continued)

TBM - 4/6/77  
Page 23

(1977-245 continued)

RESOLVED, that the Supervisor of the Town of Clarkstown be, and is hereby authorized to execute and submit application for financial assistance under the Outdoor Recreation Development Bond Act and under Land and Water Conservation Fund Act of 1965 for the cost of development of the project, and be it

FURTHER RESOLVED, that upon approval of such grant application that the Supervisor of the Town of Clarkstown be and he hereby is authorized to enter into a contract with the Bureau of Outdoor Recreation for the project subject to approval of the Town Board of the Town of Clarkstown and subject to the terms, conditions and appropriation of the grant.

Seconded by Co. Maloney

All voted Aye.

(1977-246) Co. Holbrook offered the following resolution:

WHEREAS, an open drainage easement in the subdivision known as Havermill Estates presents a hazard to the health, safety and welfare of the residents abutting that easement,

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways of the Town of Clarkstown is authorized to install a six foot high chain link fence on those properties adversely affected by the easement, and be it

FURTHER RESOLVED, that the Superintendent of Highways, based upon the recommendation of the Director of the Department of Environmental Control, is authorized to take appropriate action to stabilize erosion, where necessary, in the drainage easement, and be it

FURTHER RESOLVED, that the cost of the project shall not exceed \$7,500.00, the sum to be taken from Capital Account - Drainage.

Seconded by Co. Maloney

All voted Aye.

(1977-247) Co. Holbrook offered the following resolution:

WHEREAS, Resolution No. 1976-451 provided for a stipulation of settlement between Commonwealth Properties, Inc. and the Town of Clarkstown which provided for the retention by the Town of Clarkstown of \$4,030.00 held in escrow for the White Oak Subdivision,

NOW, THEREFORE, be it

RESOLVED, that the sum of \$750.00 be allocated for the purchase and planting of thirty shade trees in that subdivision, and be it

(continued)

TBM - 4/6/77  
Page 24

(1977=247 continued)

FURTHER RESOLVED, that the Superintendent of Highways of the Town of Clarkstown be authorized to purchase and plant the shade trees, on the Town Right-of-Way, said funds to come from the White Oaks Escrow Account.

Seconded by Co. Maloney

All voted Aye.

There being no further business before the Board, Town Board Meeting was adjourned. Next regularly scheduled Meeting of the Town Board will be held on April 20, 1977 at 8:00 P. M. in the Auditorium of the Town Hall.

Submitted by,

  
JOHN R. BRADLEY