

RESOLUTION NO. (1978-340) Continued

Per the following schedule:

Two Buses per day to Lake Nanuet and Return.

- a. Woodglen Elem. School.....@ \$33.00/day
- b. Strawtown Elem. School.....@ \$33.00/day
- c. Felix Festa Jr. High School.....@ \$33.00/day
- d. Central Nyack Comm. Center.....@ \$23.00/day
- e. Additional Buses each day.....@ \$33.00/day

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-341)

BID AWARD - USED TANK
TRUCK - SEWER DEPARTMENT

Co. Longo offered the following resolution:

RESOLVED, that the bid to purchase ONE (1) 2,000
GALLON USED TANK TRUCK FOR THE SEWER DEPARTMENT is hereby
awarded to:

A & S SEPTIC TANK SERVICE
P.O. Drawer U
Valley Cottage, New York 10989

For One (1) 1958 GMC 2,100 gallon (actual capacity) Tank
Truck, equipped with one - 3 inch mud sucker, 500 feet of
suction/discharge hose, spare tire and wheel, at the low
bid price of \$2,449.00, and be it

FURTHER RESOLVED, that funds for same be transferred
from Account 8110-418 to Account 8110-203.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-342)

BID AWARD - REMOVE
SLUDGE FROM SEWER DISTRICT
#13 TREATMENT PLANT

Co. Longo offered the following resolution:

WHEREAS, on December 21, 1977, the bid to REMOVE
SLUDGE FROM SEWER DISTRICT #13 TREATMENT PLANT was awarded
to:

A & S SEPTIC TANK SERVICE
90A Louis Avenue
Valley Cottage, New York 10989

and,

CONTINUED ON NEXT PAGE

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RESOLUTION NO. (1978-342) Continued

WHEREAS, A & S Septic has failed to perform, citing difficulty in obtaining a disposal site as the reason, now therefore be it

RESOLVED, that the above mentioned award is hereby rescinded and contractor's posted performance bond is hereby forfeited to the Town.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-343) BID AWARD - ICE CREAM

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing the bid for ICE CREAM to be sold at Town operated Refreshment Stands is hereby awarded to:

McDERMOTT BROTHERS CO., INC.
Route 59
West Nyack, New York 10994

Per the following schedule:

- Ice Cream Sandwich - 3 oz. @ \$3.00/pkg. 24
- Crunch Bard - Chocolate, Strawberry 3 oz. @ \$3.25/pkg. 24
- Snow Cone - 6 oz. @ \$4.00/pkg. 24
- Italian Ice Cup - 6 oz. @ \$1.80/pkg 12

and be it,

FURTHER RESOLVED, that funds for same be charged to account 7210 line 301.

Seconded by Co. Maloney. All voted Aye.

* * * * *

RESOLUTION NO. (1978-344) BID AWARD - SOFT DRINKS

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing the bid to supply SOFT DRINKS to the Town operated Refreshment Stands is hereby awarded to:

NEW YORK SEVEN-UP BOTTLING CO., INC.
Joyce Road
New Rochelle, New York 10802

Per the following schedule:

- Royal Crown Cola @ \$15.00 per 5 gal syrup

CONTINUED ON NEXT PAGE

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RESOLUTION NO. (1978-344) Continued

Seven-Up.....@	\$15.50	per 5 gal syrup
Nehi Orange.....@	\$15.00	per 5 gal syrup
Diet Rite Cola.....@	\$11.50	per 5 gal syrup
Nestea Ice Tea.....@	\$19.75	per 5 gal syrup

and be it,

FURTHER RESOLVED, that funds for same be charged to account 7210 line 301.

Seconded by Co. Maloney. All voted Aye.

* * * * *

RESOLUTION NO. (1978-345) TOWN BOARD MINUTES ACCEPTED- MEETING HELD 5/3/78

Co. Longo offered the following resolution:

RESOLVED, that the Minutes of the Town Board Meeting held on May 3, 1978, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-346) SETTING PUBLIC HEARING - DESIGNATION OF HISTORICAL SITE - (VERDIN)

Co. Holbrook offered the following resolution:

WHEREAS, it has been proposed that the main building and the out-buildings which formerly belonged to the VERDIN family located at 258 South Main Street, New City, New York be designated as an historical site pursuant to Chapter 12, Section 3, sub-paragraph C of the Code of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, Rockland County, New York on the 1st day of June, 1978, at 8:00 P.M. to consider the designation of the aforesaid property as an historical site, and be it

FURTHER RESOLVED, that a Special Town Board Meeting be scheduled for June 1st, 1978 at 8:00 P.M., 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. Longo. All voted Aye.

* * * * *

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RESOLUTION NO. (1978-347)

SETTING PUBLIC HEARING -
PROPOSED LOCAL LAW TO
REPEAL LOCAL LAW NO. 4-1973
(PARKING)

Co. Longo offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown adopted Local Law No. 4-1973 entitled, "AMENDMENT TO LOCAL LAW NO. 9-1971, AS AMENDED BY LOCAL LAW NO. 9-1972, ENTITLED, 'A LOCAL LAW PROVIDING FOR SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN THE UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK.)'" at a regular meeting held on May 9, 1973, and

WHEREAS, the Town Board is now considering repealing said local law, and

WHEREAS, Co. Longo, a member of the Town Board, has introduced a local law to repeal Local Law No. 4-1973;

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 7th day of June, 1978, at 8:15 P.M., relative to the repeal of Local Law No. 4-1973, and be it

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

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

Seconded by Co. Maloney.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-348)

SETTING PUBLIC HEARING -
PROPOSED LOCAL LAW AMENDING
LOCAL LAW NO. 9-1971, AS
AMENDED (PARKING PERMITS FOR
HANDICAPPED PERSONS)

Co. Maloney offered the following resolution:

WHEREAS, Co. Maloney, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled, "AMENDMENT TO LOCAL LAW NO. 9-1971, AS AMENDED BY LOCAL LAW NO. 9-1972 AND AS AMENDED BY LOCAL LAW NO. _____-1978, ENTITLED, 'A LOCAL LAW PROVIDING FOR SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN

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RESOLUTION NO. (1978-348) Continued

UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK.)", which law is designated in the Code of the Town of Clarkstown as Chapter 102, Section 102-12, Paragraphs C and D. Said amendment adds Paragraphs C and D to Section 102-12 of Chapter 102 of the Code of the Town of Clarkstown as follows:

C. Parking Permits for Handicapped Persons.

1. The Town Clerk of the Town of Clarkstown shall be designated as the agent to distribute special parking permits issued by the Commissioner of Motor Vehicles pursuant to Section 1203(a) of the Vehicle and Traffic Law of the State of New York.

2. The Clerk shall adopt the application forms and procedures as promulgated by the Commissioner of Motor Vehicles for the issuing of these parking permits. These permits shall be issued to residents of the Town of Clarkstown who are eligible for them under the guidelines established by the State Advocate for the Handicapped.

3. Should the Commissioner of Motor Vehicles or the State Advocate for the Handicapped not establish guidelines, then the Town Clerk is authorized to issue permits to all residents of the Town of Clarkstown who can establish by medical certification that they are suffering from a physical disability seriously impairing mobility.

4. All permits issued by the Town Clerk shall be valid for a period of one (1) year except in the case where the disability is temporary in nature, in which case, the Clerk is authorized to issue a permit for a shorter duration.

5. A vehicle bearing such special vehicle identification permit when parked shall not be deemed in violation of any of the provisions of the rules and regulations governing parking in the Town of Clarkstown, except where such vehicle is parked in a bus stop, a taxi-stand, within fifteen (15) feet of a fire hydrant, a fire zone, fire lane, fire house, a driveway, a cross walk, or is double parked.

6. Any person to whom a permit has not been issued and who shall use a permit issued pursuant to this section for any purpose other than parking a motor vehicle while transporting a physically handicapped person, shall be guilty of a violation within the meaning of the Penal Law.

D. Establishment of Spaces for Handicapped Parking in Parking Areas of Shopping Centers.

1. All owners of shopping centers which have filed a written request with the Town of Clarkstown to regulate traffic in parking areas pursuant to Section 1660-A of the Vehicle and Traffic Law of the State of New York, shall create parking spaces to be used solely by vehicles displaying parking permits for handicapped persons.

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-348) Continued

2. These parking spaces shall be located in the general parking area of the shopping center and shall be in close proximity to an entrance of the stores in the shopping center.

3. The spaces shall be thirteen (13) feet wide and shall be laid out in such a manner so as not to compel handicapped individuals to wheel or walk behind parked cars.

4. The spaces should be outlined in reflectorized green paint and each space shall be designated by the uniform sign authorized for such purpose established by the Department of Transportation Federal Highway Administration.

5. Each shopping center covered by this section shall establish handicapped parking spaces as follows:

<u>Capacity</u>	<u>Number of Spaces</u>
7-50	Minimum 2
51-100	Minimum 3
101-150	Minimum 4
over 150	Minimum of 1 for each additional 50 spaces

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Sec. 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 7th day of June, 1978, at 8:20 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, and posted in the manner provided by law, and be it

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

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-349)

SETTING PUBLIC HEARING -
PROPOSED AMENDMENT TO ZONING
ORDINANCE (SECTION 106-16 (O),
SENIOR CITIZEN HOUSING)(TAX
ABATEMENTS)

Co. Maloney 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

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-349) Continued

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

NOW, THEREFORE, be it

RESOLVED, that a public hearing, pursuant to Sec. 264 of the Town Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 21st day of June, 1978, at 8:30 P.M., to consider the adoption of the following proposed amendment to the Zoning Ordinance of the Town of Clarkstown:

Amend Section 106-16 (0), Senior Citizen Housing, Subsection (4), Tax Abatements, by adding (c) to read as follows:

- (c) Anything to the contrary notwithstanding in subsections (a) and (b) hereinabove, eligibility for any housing provided shall be pursuant to the regulations of the Federal Housing Authority Program 231/Section 8, Subsidized Housing for the Handicapped and/or Elderly in the event that financing is obtained pursuant to that program.

and be it

FURTHER RESOLVED, that this resolution be referred to the Rockland County Planning Board and the Clarkstown Planning Board for report prior to the public hearing.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-350)

BID ADVERTISEMENT -
CORRUGATED STEEL CULVERT
PIPE

Co. Holbrook offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for:

11 ft. x 5 inch x 7 ft. 3 inches
CORRUGATED STEEL CULVERT PIPE

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Monday, June 5, 1978 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-351)

BID ADVERTISEMENT - THREE
NEW ONE-WAY SAFETY TRIP TYPE
SNOW PLOWS

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bid for:

THREE (3) NEW ONE-WAY SAFETY TRIP TYPE SNOW PLOWS

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 2:00 P.M. on Thursday,
June 1, 1978, at which time bids will be opened and read, and
be it

FURTHER RESOLVED, that bid specifications and proposal
documents can be obtained at the Office of the Clarkstown
Director of Purchasing.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-352)

BID ADVERTISEMENT - TWO NEW
FIVE CUBIC YARD BODY-TYPE SAND,
SALT, AND STONE SPREADERS

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bid for:

TWO (2) NEW FIVE (5) CUBIC YARD BODY-TYPE SAND, SALT
AND STONE SPREADERS

bids to be returnable to the Office of the Director of Purchasing,
10 Maple Avenue, New City, New York by 11:00 A.M. on Thursday,
June 1, 1978 at which time bids will be opened and read, and be
it

FURTHER RESOLVED, that bid specifications and proposal
documents can be obtained at the Office of the Clarkstown Director
of Purchasing.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-353)

BID ADVERTISEMENT - ALTER-
ATIONS TO TOWN GARAGE BUILDING

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby
authorized to advertise for bid for:

ALTERATIONS TO TOWN GARAGE BUILDING

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-353) Continued

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Monday, June 12, 1978 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-354)

BID ADVERTISEMENT -
WATER LEVEL & POWER FAILURE
ALARMS - SEWER PUMPING
STATIONS

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for:

WATER LEVEL AND POWER FAILURE ALARMS
FOR NINETEEN (19) SEWER PUMPING STATIONS

bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 10:30 A.M. on June 2, 1978 at which time bids will be opened and read, and be it

FURTHER RESOLVED, that bid specifications and proposal documents can be obtained at the Office of the Clarkstown Director of Purchasing.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-355)

RESIGNATION - POLICE OFFICER
(LAWRENCE NEVINS)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Police Officer Lawrence Nevins, 4 Garnet Lane, Congers, New York is hereby accepted, effective and retroactive to April 23, 1978.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

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RESOLUTION NO. (1978-356)

RESIGNATION - RADIO OPERATOR
(CETA) - POLICE DEPARTMENT
(EILEEN WAGER)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Eileen Wager, 21 Terrace Avenue, Nanuet, New York as Radio Operator (CETA)- Police Department - is hereby accepted, effective and retroactive to April 15, 1978.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-357)

APPOINTMENT - RADIO OPERATOR
(CETA) - POLICE DEPARTMENT
(MARYANNE BURNS)

Co. Maloney offered the following resolution:

RESOLVED, that Maryanne Burns, 30 Bluebird Drive, Congers, New York is hereby appointed to the position of Radio Operator (CETA) - Police Department - at the annual salary for 1978 of \$7,367., effective and retroactive to May 9, 1978.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-358)

APPOINTMENT - RADIO OPERATOR
(CETA) - POLICE DEPARTMENT
(GEORGINA ALLEN)

Co. Maloney offered the following resolution:

RESOLVED, that Georgina Allen, 10 DeClark Place, Nanuet, New York is hereby appointed to the position of Radio Operator (CETA) - Police Department - at the annual salary for 1978 of \$7,367., effective and retroactive to May 12, 1978.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-359)

RESIGNATION BY RETIREMENT -
ETHEL O. ROSS

Co. Longo offered the following resolution:

RESOLVED, that the resignation by retirement of Ethel O. Ross, 9 Hillside Avenue, West Nyack, New York is hereby accepted with regret, effective June 8, 1978.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-360)

TRAVEL AUTHORIZATION FOR
PATRICIA SHERIDAN & SHEILA
REITER TO ATTEND VITAL
RECORDS CONFERENCE

Co. Longo offered the following resolution:

RESOLVED, based upon the recommendation of the
Town Clerk that Patricia Sheridan, Town Clerk and Sheila Reiter,
Deputy Town Clerk be authorized to attend the Conference on
Vital Records to be given by the State Health Department on
May 18, 1978 at the Holiday Inn of White Plains, Route 119
and Tarrytown Road, Elmsford, New York at no cost to either
the Town Clerk's Office or the Town of Clarkstown.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-361)

TOWN ATTORNEY TO INSTITUTE
PROCEEDINGS - CHAPTER 31
OF THE TOWN CODE (MASCO)

Co. Maloney 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 violations on
premises owned by

MASCO CONGERS CORP.

in the Town of Clarkstown, more particularly described on
Tax Map of the Town of Clarkstown as

MAP 141, BLOCK A, LOT 9

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-362)

STREET LIGHTS - VARIOUS
LOCATIONS

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of
the Director of the Department 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:

West Phillips Hill Road, New City

Route 304 and Route 9W Intersection, New City

Route 304 between Demarest Hill Road and P.I.P.,
Bardonia

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RESOLUTION NO. (1978-362) Continued

Route 304 between Route 59A and Demarest Road,
Nanuet

Seconded by Co. Maloney. All voted Aye.

* * * * *

RESOLUTION NO. (1978-363)

GRANTING CERTIFICATE OF
REGISTRATION - (WILLIAM N.
HARRIS, JR.)

Co. Holbrook offered the following resolution:

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

WILLIAM N. HARRIS, JR.
145 South William Street
Pearl River, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of Registration
be issued;

No. 78-11 to WILLIAM N. HARRIS, JR.

Seconded by Co. Longo. All voted Aye.

* * * * *

RESOLUTION NO. (1978-364)

REFERRING PETITION - ERECTION
OF SENIOR CITIZEN HOUSING

Co. Maloney offered the following resolution:

RESOLVED, that the applciation of UNITED BROTHERHOOD
OF CARPENTERS AND JOINERS OF AMERICA, CARPENTERS UNION NO. 964,
for a Special Permit pursuant to the requirements of Section 106-
16 (0) of the Town of Clarkstown Zoning Ordinance adopted on
April 4, 1939, and as amended, for property located on the
south side of Squadron Boulevard, between North Main Street and
N.Y.S. Route 304, Hamlet of New City, Town of Clarkstown, be
referred to the Planning Board for report and also to the
Rockland County Planning Board pursuant to Section 239 (1) and
(m) of the General Municipal Law.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-365)

SETTING PUBLIC HEARING -
ZONE CHANGE - APPLICATION OF
TORSOE BROTHERS CONST. CORP.

Co. Maloney offered the following resolution:

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-365) Continued

WHEREAS, TORSOE BROTHERS CONSTRUCTION CORP. 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 LO District to R-15 District and from LO District to CS District;

NOW, THEREFORE, be it

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, at 10 Maple Avenue, New City, Rockland County, New York in the said Town of Clarkstown, on the 21st day of June, 1978 at 8:15 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. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-366)

SUPERVISOR TO EXECUTE
CHANGE ORDER - DRAINAGE
WORK - (NEW CITY CONDO-
MINIUMS)

Co. Maloney offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to execute a Change Order with J. Fletcher Creamer & Sons, Inc. Contractor for the work being performed on the Heritage Drive Culvert No. 385 Alteration Project for the additional work to be performed at the stipulated costs as listed in the following itemization:

1. Additional reconstruction of existing gabion retaining wall and repair of sunken gabion section \$4,220.
2. Removal of 76 cubic yards of boulders at \$30.00 per cubic yard \$2,280.
3. Removal of existing drainage headwall and replacement of 12 feet of 15" R.C.P. \$763.
4. Installation of 60 lineal feet of 6 foot high chain link fence in place of 4 foot high chain link fence at \$3.00 per lineal foot \$180.
5. Installation of 2 traffic crossovers through center island, and reconstruction of these areas together with reconstruction of surface drainage inlets in culvert crossing area \$24,356.

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RESOLUTION NO. (1978-366) Continued

- 6. Resurfacing of approximately 400 lineal feet of existing roadway pavement east and west of culvert crossing \$3,000.

<u>TOTAL</u>	<u>\$34,799.</u>
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and be it

FURTHER RESOLVED, that the sum of \$6,000. shall be provided by the New City Condominiums and the additional sum of \$28,799. shall be taken from Capital Account - Drainage.

Seconded by Co. Holbrook.

On roll call the vote was as follows:

Co. Holbrook.....	Yes	
Co. Longo.....	No	
Co. Maloney.....	Yes	
Supervisor Gerber.....	Yes	MOTION CARRIED

* * * * *

RESOLUTION NO. (1978-367)

TRANSFER OF FUNDS -
RECREATION DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Parks Board and Recreation Commisison that the sum of \$1500 be transferred from Contingency Account to Parks Board and Recreation Commission Account 7310-424 for Clarkstown's participation in Camp Promise.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-368)

"NO PARKING" SIGNS TO
BE INSTALLED - JEFF LA.,
NEW CITY

Co. Longo 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" - 8:00 A.M. to 2:00 P.M. - SCHOOL DAYS" signs on the entire length of Jeff Lane, New City.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-369)

SETTLING ACTION -
KENNETH D. WEISS

Co. Maloney offered the following resolution:

WHEREAS, an action was commenced against the
Town of Clarkstown entitled:

In the Matter of the Application of

KENNETH D. WEISS,
Petitioner,

For a Judgement under Article 78 of the Civil
Practice Law and Rules,

-against-

PARKS BOARD & RECREATION COMMISSION OF THE
TOWN OF CLARKSTOWN, etc.

Respondents.

seeking to reinstate the Petitioner to his position with
the Town of Clarkstown, together with pay retroactive to
Spetember 16, 1974, and

WHEREAS, the Honorable Theodore A. Kelly, Justice
of the Supreme Court, rendered a decision adverse to the
Town of Clarkstown, and

WHEREAS, the Town Attorney was authorized to
appeal said decision, and

WHEREAS, it appears that a settlement of this
matter without further litigation is in the best interest
of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby
authorized to settle this matter by signing a Stipulation
of Settlement providing for payment to the Petitioner of
a sum not to exceed \$42,500, and further providing for the
resignation of the Petitioner Kenneth D. Weiss, and be it

FURTHER RESOLVED, that the Town Attorney is
hereby authorized to obtain judicial approval of the
settlement.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

APPEARANCE: Residents of South Grant Avenue, Congers.
Re: Discussion on proposed road improvement.

APPEARANCE: Frank Brown, Attorney for Marie Murray.
Re: Proposed Historical Site at 258 South
Main Street, New City.

* * * * *

Supervisor Gerber stated that this is Alan Freedman's last Town Board Meeting. The Supervisor noted that Alan is resigning as Director of Financing and has served with distinction all Town Board Members regardless of party.

Alan Freedman addressed the Board. He stated it had been a very exciting and interesting four years working with the Town Board and especially with Supervisor Gerber.

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RESOLUTION NO. (1978-370)

TOWN BOARD MEETING ADJOURNED
IN MEMORY OF CHARLES F.
PARTRIDGE

Co. Maloney offered the following resolution:

RESOLVED, that the May 17th, 1978 Town Board Meeting be adjourned in the memory of Charles F. Partridge of West Nyack; past West Nyack Postmaster, past Rockland County Legislator and present member of the Clarkstown Assessment Review Board. The Town Board on behalf of the Town of Clarkstown offered its condolences.

Seconded by Co. Holbrook.

All voted Aye.

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There being no further business before the Board, Town Board Meeting was adjourned at 8:55 P.M. Next Town Board Meeting scheduled for June 1, 1978.

Respectfully submitted,



PATRICIA SHERIDAN
Town Clerk