

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

12/20/78

8:16 P.M.

Present: Co. Longo, Maloney, Piacentile  
Supervisor Gerber  
Murray Jacobson, Town Attorney  
Stanley Burns, Director of Finance  
Patricia Sheridan, Town Clerk

Absent: Co. Holbrook

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

RESOLUTION NO. (1978-804)

RESOLUTION ADJOURNING  
REGULAR TOWN BOARD  
MEETING IN ORDER TO  
HOLD SCHEDULED PUBLIC  
HEARING

Co. Maloney offered the following resolution:

RESOLVED, that the Regular Town Board Meeting be adjourned  
in order to hold scheduled Public Hearing, time 8:18 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-805)

RESOLUTION CLOSING  
PUBLIC HEARING AND  
REOPENING REGULAR  
TOWN BOARD MEETING

Co. Longo offered the following resolution:

RESOLVED, that the Public Hearing be closed and Regular  
Town Board Meeting be resumed, time 8:22 P.M.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-806)

RESOLUTION ACCEPTING  
AND ADOPTING MINUTES  
OF THE REGULAR TOWN  
BOARD MEETING OF  
12/6/78, THE PUBLIC  
HEARING OF 12/13/78  
AND SPECIAL TOWN BOARD  
MEETING OF 12/14/78

Co. Longo offered the following resolution:

RESOLVED, that the minutes of the regular Town Board Meeting  
held on December 6, 1978, the Public Hearing held on December 13, 1978  
and the Special Town Board Meeting held on December 14, 1978, are  
hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-807)

RESOLUTION ACCEPTING  
PROPOSALS FROM ORANGE &  
ROCKLAND UTILITIES, INC.  
FOR STREET LIGHTING  
(VARIOUS LOCATIONS)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendations 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:

Verona Court & Scher Drive	New City
Glenwood Subdivision	Congers
Queens Road	New City
Nancy Drive & Elmwood Drive	New City
Cairngorm & Wheatstone Roads	New City

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-808)

RESOLUTION AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO INSTALL  
"NO PARKING BETWEEN  
SIGNS" (WEST SIDE -  
SOUTH ROCKLAND AVENUE,  
CONGERS AND WEST SIDE  
- SOUTH ROCKLAND AVENUE  
ON NORTH SIDE OF PARKING  
AREA INGRESS AND EGRESS  
ROAD

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 signs to read, "No Parking Between  
Signs" on the West side of South Rockland Avenue, Congers and on the  
West side of South Rockland Avenue on the North side of the parking  
area ingress and egress road.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-809)

RESOLUTION AUTHORIZING  
SUPERINTENDENT OF  
HIGHWAYS TO INSTALL  
"NO PARKING" SIGNS  
(EAST AND WEST SIDES-  
MARK LANE BETWEEN  
CAIRNSMUIR LANE AND  
SCOTT DRIVE, 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 signs to read, "No Parking - 8:00 A.M.  
to 4:00 P.M., Monday through Friday", on the East and West side of Mark  
Lane between Cairnsmuir Lane and Scott Drive, New City.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-810)

RESOLUTION REJECTING  
BIDS RECEIVED FOR  
WATER LEVEL AND POWER  
FAILURE ALARM SYSTEM  
(19 TOWN OF CLARKSTOWN  
SEWER PUMPING STATIONS)  
AND READVERTISING FOR  
BIDS FOR SAME)

Co. Piacentile offered the following resolution:

RESOLVED, that all bids previously received for a Water Level and Power Failure Alarm System for Nineteen Town of Clarkstown Sewer Pumping Stations are hereby rejected, and be it

FURTHER RESOLVED, that the Director of Purchasing is hereby authorized to readvertise for bids with revised specifications for a Water Level and Power Failure Alarm System for Nineteen Town of Clarkstown Sewer Pumping Stations, 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 Friday, January 12, 1979, 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.

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RESOLUTION NO. (1978-811)

RESOLUTION ADVERTISING  
FOR BIDS FOR ATHLETIC  
AND RECREATION SUPPLIES  
FOR 1979

Co. Piacentile offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Athletic and Recreation Supplies for 1979, bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York, by 10:00 A.M. on Wednesday, January 10, 1979 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. Maloney

All voted Aye. {  
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RESOLUTION NO. (1978-812)

RESOLUTION REFERRING  
PETITION FOR CHANGE  
OF ZONE TO TOWN PLANNING  
BOARD AND TO ROCKLAND  
COUNTY PLANNING BOARD  
(PATRICIA ANN HOMES, INC.)

Co. Maloney offered the following resolution:

RESOLVED, that the application of Patricia Ann Homes, Inc. for a change of zoning from R-40 District to R-22 District, on property located on New Route 304 and Goebel Road, New City, New York be referred to the Town Planning Board for report within 45 days



RESOLUTION NO. (1978-812) Continued

pursuant to Section 106-32 of the Zoning Ordinance of the Town of Clarkstown and to the Rockland County Planning Board pursuant to Secs. 239-1 and 239-m of the General Municipal Law.

Seconded by Co. Piacentile All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-813)

RESOLUTION AUTHORIZING  
PLANNING BOARD OF TOWN  
OF CLARKSTOWN TO APPLY  
TOWN LAW, SEC. 281  
(SWEET CLOVER ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, Theodore F. Atzl, engineer for the owner has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Sweet Clover Estates, 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 to allow for preservation of the Demarest Kill and better road design; this approval is subject and conditional upon the lot lines of the adjoining lots being continued through the conservation easement so that the conservation easement shall be part of the adjoining lots;

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. Piacentile All voted Aye.

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RESOLUTION NO. (1978-814)

RESOLUTION SETTING  
PUBLIC HEARING WITH  
REGARD TO PETITION FOR  
PED DISTRICT (YASSKY  
AND FAIST)

Co. Maloney offered the following resolution:

WHEREAS, Alan Yassky and George Faist have made application to the Town Board of the Town of Clarkstown for a Planned Economic Development (PED) District for property located at the south side of Smith Road, Spring Valley, New York, designated on the Tax Map of the Town of Clarkstown as Map 164, Block A, Lots 12.02, 12.03 and 13 consisting of 69.714 acres of land;

NOW, THEREFORE, be it

RESOLVED, that public hearing pursuant to Section 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, New York, in the said Town of Clarkstown, on the 17th day of January, 1979, at 8:21 P.M., relative to such proposed amendment; and be it

RESOLUTION NO. (1978-814) Continued

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. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-815)

RESOLUTION AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT WITH COUNTY OF ROCKLAND (STREAM MAINTENANCE)

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown desires to enter into an agreement with the County of Rockland for stream maintenance;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Supervisor to enter into an agreement with the County of Rockland in a form satisfactory to the Town Attorney and which shall provide that the Town of Clarkstown receive \$9,000.00.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-816)

RESOLUTION AUTHORIZING SUPERVISOR TO ENTER INTO NON-EXCLUSIVE AGREEMENT WITH EDWARD KIRKLAND TO REMOVE SCRAP METAL FROM CLARKSTOWN SANITARY LANDFILL

Co. Piacentile offered the following resolution:

WHEREAS, Edward Kirkland has requested permission from the Town Board to remove scrap metal from refuse and debris deposited at the Clarkstown Sanitary Landfill Area:

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a non-exclusive agreement with Edward Kirkland to remove scrap metal from the refuse and debris deposited at the Clarkstown Sanitary Landfill Area, which agreement shall be in a form satisfactory to the Town Attorney.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-817)

RESOLUTION AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT FOR INDEPENDENT AUDIT FOR YEARS 1978 AND 1979(KORN, ROSENBAUM AND PHILLIPS)

Co. Piacentile offered the following resolution:

RESOLUTION NO. (1978-817) Continued

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with Korn, Rosenbaum and Phillips, 30 S. Main Street, New City, New York, for an independent audit for the years 1978 and 1979, at a cost not to exceed \$11,000.00 for the year 1978 and \$11,770.00 for the year 1979 to be charged against Account No. 1320-409, said agreement to be in a form satisfactory to the Town Attorney.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-818)

RESOLUTION AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT WITH CHARLES R. VELZY ASSOCIATES (RE: CLARKSTOWN SANITARY LANDFILL - ENVIRONMENTAL INFORMATION)

Co. Piacentile offered the following resolution:

WHEREAS, the New York State Department of Environmental Control has requested that the Town of Clarkstown provide certain information of an environmental nature at the Clarkstown Sanitary Landfill Area, and

WHEREAS, the obtaining of such environmental information will require test borings and the installation of monitoring wells;

NOW, THEREFORE, be it

RESOLVED, that the firm of Charles R. Velzy Associates is hereby employed by the Town of Clarkstown to direct the obtaining of such environmental information for the New York State Department of Environmental conservation, and be it

FURTHER RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Charles R. Velzy Associates for such services in a form satisfactory to the Town Attorney.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (1978-819)

RESOLUTION AUTHORIZING SUPERVISING APPRAISER OF THE TOWN OF CLARKSTOWN TO ATTEND PHASE II ASSESSOR TRAINING PROGRAM (ROBERT W. DAVIES)

Co. Maloney offered the following resolution:

RESOLVED, that Robert W. Davies, Supervising Appraiser of the Town of Clarkstown, is hereby authorized to attend Phase II Assessor Training Program, to be given the week of January 8-12, 1979, in Syracuse, New York, and be it

FURTHER RESOLVED, that all proper charges not to exceed \$225.00 be charged against 1355-404.

Seconded by Co. Piacentile

All voted Aye.

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NOTICE

The resolution published herewith has been adopted on the 20th day of December, 1978, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

PATRICIA SHERIDAN  
Town Clerk

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 20, 1978, AUTHORIZING THE CONSTRUCTION OF AN ADDITION TO THE MAINTENANCE AND REPAIR GARAGE, IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$150,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$7,500 CAPITAL NOTES TO PROVIDE A DOWN PAYMENT, AND \$142,500 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, is hereby authorized to construct an addition to the existing maintenance and repair garage, in the Town, and to purchase the original furnishings, equipment, machinery and apparatus required in connection with the purpose for which said addition is to be used, all in accordance with plans and specifications prepared for the Town by Seymour Gurlitz. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$150,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$7,500 capital notes of the Town to provide a down payment, the issuance of \$142,500 serial bonds of the Town to finance the balance of said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Capital notes in the principal amount of \$7,500 to provide such down payment and serial bonds of the Town in the principal amount of \$142,500 to finance the balance of said appropriation are hereby authorized to be issued pursuant to the Law.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific object or purpose for which said \$150,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00a.12(b) (1) of the Law, is twenty (20) years however the maturity of any bonds issued will not exceed five (5) years.

(b) Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation of the sale thereof in accordance with Section 107.00d.4 of the Law, however capital notes in the amount of \$7,500 will be issued to provide a down payment.

Section 4. Each of the notes and bonds authorized by this resolution and any bond, anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 32.00 of the Law and said notes and bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said notes and bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the notes and bonds and notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the notes and bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the notes and bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

1978-820)

RESOLUTION REFUNDING SUM OF \$100.00 FOR SIGN PERMIT APPLICATION (JOHN CAPPELLI ERECTORS, INC.)

ffered the following resolution:

S, a sign permit application was obtained by John s, Inc., for signs within the Nanuet Mall and the as paid as the fee for such application, which unnecessary to erect signs within the Nanuet Mall;

HEREFORE, be it

ED, that the sum of \$100.00 for a sign permit application be refunded to John Cappelli Erectors, Inc.

Longo

All voted Aye.

\* \* \* \* \*

1978-821)

RESOLUTION AUTHORIZING CONSTRUCTION OF ADDITION TO THE MAINTENANCE AND REPAIR GARAGE AND AUTHORIZING THE ISSUANCE OF \$7,500.00 CAPITAL NOTES FOR DOWN PAYMENT AND \$142,500.00 SERIAL BONDS TO FINANCE BALANCE

ffered the following resolution:

BOND AND CAPITAL NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 20, 1978, AUTHORIZING THE CONSTRUCTION OF AN ADDITION TO TO THE MAINTENANCE AND REPAIR GARAGE, IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$150,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$7,500 CAPITAL NOTES TO PROVIDE A DOWN PAYMENT, AND \$142,500 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE SAID APPROPRIATION

TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ORK, HEREBY RESOLVES (by the favorable vote of not hirds of all the members of said Board) AS FOLLOWS:

on 1. The Town of Clarkstown (herein called "Town"), f Rockland, New York, is hereby authorized to construct the existing maintenance and repair garage, in the rchase the original furnishings, equipment, machinery equired in connection with the purpose for which said e used, all in accordance with plans and specifications e Town by Seymour Gurlitz. The estimated maximum cost e object or purpose, including preliminary costs and thereto and the financing thereof is \$150,000 and hereby appropriated therefor. The plan of financing suance of \$7,500 capital notes of the Town to provide the issuance of \$142,500 serial bonds of the Town to ance of said appropriation, and the levy and collection e taxable real property in the Town to pay the d bonds and the interest thereon as the same shall payable.

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-821) Continued

Section 2. Capital notes in the principal amount of \$7,500 to provide such down payment and serial bonds of the Town in the principal amount of \$142,500 to finance the balance of said appropriation are hereby authorized to be issued pursuant to the Law.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific object or purpose for which said \$150,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00a.12(a)(1) of the Law, is twenty (20 years) however the maturity of any bonds issued will not exceed five (5) years.

(b) Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation of the sale thereof in accordance with Section 107.00d.4 of the Law, however capital notes in the amount of \$7,500 will be issued to provide a down payment.

Section 4. Each of the notes and bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said notes and bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said notes and bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the notes and bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the notes and bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the notes and bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or



RESOLUTION NO. (1978-821) Continued

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Gerber, Maloney, Piacentile and Longo

NOES: None

The resolution was declared adopted.

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RESOLUTION NO. (1978-822)

RESOLUTION DIRECTING  
TOWN CLERK TO PUBLISH  
BOND RESOLUTION

Co. Piacentile offered the following resolution and moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby authorized and directed to publish the foregoing bond resolution, in full, in the "JOURNAL NEWS," a newspaper published in Nyack, New York, having a general circulation within said Town and hereby designated as the official newspaper of the Town for such publication, together with a notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by Councilman Maloney and duly put to a vote on roll call, which resulted as follows:

AYES: Messrs. Gerber, Maloney, Piacentile and Longo

NOES: None

The resolution was declared adopted.

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RESOLUTION NO. (1978-823)

RESOLUTION AMENDING  
ZONING ORDINANCE OF  
THE TOWN OF CLARKSTOWN -  
PROFESSIONAL OFFICE  
(106-10 A)

Co. Maloney offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 4th day of October, 1978, provided for a public hearing on the 1st day of November, 1978, at 8:30 P.M. to

RESOLUTION NO. (1978-823) Continued

consider the adoption of the following proposed amendments to the Zoning Ordinance of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

RESOLVED, that the Zoning Ordinance of the Town of Clarkstown be and it hereby is amended as follows:

Amend Section 106-10 A, Table of General Use Regulations as follows:

DELETE from Table 6, RG-1 District, Column 4, Item 14, as follows:

- 14. Professional offices of a doctor, dentist, chiropractor or ophthalmologist, provided that the number of such offices in each garden apartment development shall not exceed 1 for each 25 dwelling units or major fraction thereof.

DELETE from Table 7, RG-2 District, Column 4, Item 14, as follows:

(SAME AS ABOVE)

Amend Section 106-10 A, Table of General Use Regulations as follows:

ADD to Table 6, RG-1 District, Column 4, Item 14, as follows:

- 14. Professional offices of a doctor, psychologist, dentist, chiropractor, lawyer or accountant, provided that the number of such offices in each development shall not exceed 1 for each 25 dwelling units or major fraction thereof.

ADD to Table 7, RG-2 District, Column 4, Item 14, as follows:

(SAME AS ABOVE)

Amend Section 106-10 A, Table of General Use Regulations as follows:

ADD to Table 6, RG-1 District, Column 6, Item 10, as follows:

<p>) ) 10.</p>	<p><u>For:</u></p> <p>Professional offices of a doctor, psychologist, dentist, chiropractor, lawyer or accountant.</p>	<p><u>At least one parking space for each</u></p> <p>150 sq. ft. of gross floor area; (except that this provision shall not be applicable to premises for which building permits were issued prior to September 30, 1978)</p>
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ADD to Table 7, RG-2 District, Column 6, Item 10, as follows:

(SAME AS ABOVE)

Seconded by Co. Piacentile

All voted Aye.

RESOLUTION NO. (1978-824)

RESOLUTION CREATING  
THE POSITION OF TYPIST  
(CETA) - ROCKLAND COUNTY  
PURCHASING DEPARTMENT

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on December 12, 1978 that the position of Typist (CETA) - Rockland County Purchasing Department can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Typist (CETA) is hereby created, effective and retroactive to December 12, 1978.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-825)

RESOLUTION APPOINTING  
TYPIST (CETA) GINA  
RAGASTO - ROCKLAND  
COUNTY PURCHASING  
DEPARTMENT

Co. Piacentile offered the following resolution:

RESOLVED, that Gina Ragasto, 4 Birch Lane, New City, New York is hereby appointed to the position of Typist - Rockland County Purchasing Department - (CETA) at the hourly wage of \$3.70, effective and retroactive to December 12, 1978.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-826)

RESOLUTION CREATING  
THE POSITION OF YOUTH  
EMPLOYMENT SERVICES  
AIDE (CETA) CLARKSTOWN  
COUNSELING CENTER

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel office has certified on September 27, 1978 that the position of Youth Employment Services Aide (CETA) - Clarkstown Counseling Center - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Youth Employment Services Aide (CETA) is hereby created, effective and retroactive to December 18, 1978.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-827)

RESOLUTION APPOINTING  
YOUTH EMPLOYMENT SERVICES  
AIDE (CETA) - CLARKSTOWN  
COUNSELING CENTER -  
GRANT KONNO

Co. Maloney offered the following resolution:

RESOLUTION NO. (1978-827) Continued

RESOLVED, that Grant Konno, 87 Zukor Road, New City, New York is hereby appointed to the position of Youth Employment Services Aide (CETA) - Clarkstown Counseling Center - at the annual salary for 1978 of \$8,058.00 effective and retroactive to December 19, 1978.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1978-828)

RESOLUTION APPOINTING RADIO OPERATOR (CETA) POLICE DEPARTMENT - JOHN R. CUCCIO

Co. Maloney offered the following resolution:

RESOLVED, that John R. Cuccio, 82 Demarest Avenue, West Nyack, New York is hereby appointed to the position of Radio Operator (CETA) - Police Department - at the annual salary for 1978 of \$7,367.00 effective and retroactive to December 11, 1978.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1978-829)

RESOLUTION APPOINTING OFFICE WORKER STUDENTS JANINE M. BYRNE - LORI BERARDO - DEBORAH CETRONE - ANNE HOENNINGER

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed as Office Worker-Student, at the hourly wage of \$2.90, effective January 1, 1979 through June 30, 1979:

Janine M. Byrne, 4 Cedarcraft Lane, New City, New York - Supervisor's Office.

Lori Berardo, 18 Bonnie Lane, New City, New York - Comptroller's Office.

Deborah Cetrone, 7 White Oaks Lane, Bardonia, New York - Town Justice Office.

Anne Hoenninger, 6 Karl Court, Congers, New York - Town Justice Office.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-830)

RESOLUTION CREATING POSITION OF ACCOUNT CLERK - TYPIST - COMPTROLLER'S OFFICE

Co. Longo offered the following resolution:

RESOLUTION NO. (1978-830) Continued

WHEREAS, the Rockland County Personnel Office has certified on December 13, 1978 that the position of Account Clerk-Typist - Comptroller's Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Account Clerk-Typist - Comptroller's Office is hereby created, effective immediately.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-831)

RESOLUTION APPOINTING  
ACCOUNT CLERK-TYPIST  
COMPTROLLER'S OFFICE -  
EILEEN KEVANE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Account Clerk-Typist #77138 which contains the name of Eileen Kevane,

NOW, THEREFORE, be it

RESOLVED, that Eileen Kevane, 46 Briar Road, Nanuet, New York is hereby appointed to the position of Account Clerk-Typist, effective January 1, 1979.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-832)

RESOLUTION APPOINTING  
POLICE CAPTAIN  
CLARKSTOWN POLICE  
DEPARTMENT -  
RONALD W. FABIS

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Police Captain #78028B which contains the name of Ronald W. Fabis,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Police Commission and Chief George Schnakenberg, Ronald W. Fabis, 8 Sunrise Avenue, New City, New York is hereby appointed permanently to the position of Police Captain at the base salary for 1978 of \$31,188.00, effective immediately.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-833)

RESOLUTION AUTHORIZING  
THE TOWN ATTORNEY TO DEFEND  
A PROCEEDING AGAINST THE  
TOWN OF CLARKSTOWN -  
RICHARD E. VOIGT

Co. Longo offered the following resolution:

RESOLUTION NO. (1978-833) Continued

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

In the Matter of the Application of

RICHARD E. VOIGT,

Petitioner,

for a judgment pursuant to Article 78 of the Civil Practice Law & Rules,

-against-

TOWN OF CLARKSTOWN and ANTHONY D'ANTONI, Assessor of the Town of Clarkstown, and the BOARD OF ASSESSMENT REVIEW for the Town of Clarkstown,

Respondents.

NOW, THEREFORE, be it

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

Seconded by Co. Maloney

All voted Aye.

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Monthly Reports -- November, 1978 from Office of the Building Inspector and the Board of Appeals received and on file in the Town Clerk's Office for inspection.

\* \* \* \* \*

RESOLUTION NO. (1978-834)

RESOLUTION SETTING DATE AND TIME FOR ORGANIZATIONAL MEETING OF TOWN OF CLARKSTOWN

Co. Longo offered the following resolution:

RESOLVED, that the Organizational Meeting of the Town Board of the Town of Clarkstown will be held on January 3, 1979, at 8:00 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-835)

RESOLUTION AMENDING ZONING ORDINANCE OF TOWN OF CLARKSTOWN (10)

Co. Maloney offered the following resolution:

WHEREAS, a comprehensive amendment to the Town of Clarkstown was adopted on June 3, 1978, and amended, and

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

NOW, THEREFORE, be it

CONTINUED ON NEXT PAGE

MURRAY M. JACOBSON  
TOWN ATTORNEY  
TOWN OF CLARKSTOWN  
10 Maple Avenue  
New City, New York 10956



RESOLUTION NO. (1978-835) Continued

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 7th day of February, 1979, at 8:15 P.M., to consider the adoption of the following proposed amendments to the Zoning Ordinance of the Town of Clarkstown:

Amend Section 106-3B. Defined Words as follows:

ADD to Section 106-3B. Defined Words as follows:

SPECIAL CARE HOME - A facility operated by a public service agency or private, non-profit agency, authorized by the New York State Social Service Law, Section 2.31, with occupancy limited to not more than fifteen (15) persons.

Amend Section 106-10A, Column 3, Table of General Use Regulations as follows:

ADD to all districts except RS, MRS. LIO, M and PED to uses permitted by Special Permit of the Town Board as follows:

Agency boarding homes, agency group homes, agency community residences and special care homes.

Amend Section 106-17, Column 3, Table of Bulk Regulations for Special Permit Uses as follows:

ADD to Section 106-17, Column 3, Table of Bulk Regulations for Special Permit Uses to read as follows:

agency group home and special care home

and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown 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, as aforesaid, and file proof thereof in the Office of the Town Clerk.

Seconded by Co. Piacentile

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-836)

RESOLUTION AUTHORIZING LANDOWNERS (ADJOINING WELLS AVENUE, CONGERS) TO PAVE PORTION OF WELLS AVENUE TO A WIDTH OF 24 FEET AT LANDOWNERS' SOLE EXPENSE

Co. Maloney offered the following resolution:

WHEREAS, by resolution No. 124 of 1978 the Town Board gave permission for the use of the portion of Wells Avenue deleted from the Official Map to provide for ingress and egress into the industrial area lying on either side of such portion of Wells Avenue deleted from the Official Map, and

RESOLUTION NO. (1978-836) Continued

WHEREAS, the Town Board has received a request from the adjoining landowners to pave such portion of Wells Avenue at the sole cost and expense of said landowners;

NOW, THEREFORE, be it

RESOLVED, that the adjoining landowners are hereby authorized to pave the said portion of Wells Avenue to a width of 24 ft. and to Town Street Specifications at their sole cost and expense and shall have the continued right to use such portion of Wells Avenue for ingress and egress to the industrial area provided that no through traffic is allowed in a southerly direction past the barrier presently separating such portion of Wells Avenue from Sherwood Road.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (1978-837)

RESOLUTION SETTING  
SPECIAL TOWN BOARD  
MEETING - 12/29/78

Co. Maloney offered the following resolution:

RESOLVED, that a special meeting of the Town Board shall be held on December 29, 1978 at 12 Noon at the auditorium of the Town Hall, 10 Maple Avenue, New City, New York.

Seconded by Co. Longo

All voted Aye.

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There being no further business before the Town Board Supervisor Gerber declared the meeting closed, time 9:00 P.M. Next regularly scheduled meeting is January 3, 1979.

\* \* \* \* \*

S E A S O N ' S                      G R E E T I N G S

Respectfully submitted,  
*Patricia Sheridan*  
PATRICIA SHERIDAN,  
Town Clerk