

RESOLUTION NO. (1978-840) CONTINUED

his property, more particularly designated on the Clarkstown Tax Map as Map 31, Block B, Lot 23, and

WHEREAS, said owner has failed to comply with the violation notice numbered 78-217 and has failed to remove such hazards;

NOW, THEREFORE, be it

RESOLVED, that pursuant to Sec. 64 5-a. of the Town Law of the State of New York, the Building Inspector of the Town of Clarkstown or private contractors, when necessary, are hereby authorized to remove the nuisance, hazard and litter consisting of rubbish and debris attractive to vermin and likely to breed disease from the aforesaid premises, and be it

FURTHER RESOLVED, that the total expense incurred in such removal shall be assessed by the Town Board, and the expense so assessed shall constitute a lien and charge on the real property until paid or otherwise satisfied or discharged, and shall be collected in the same manner and at the same time as other town charges.

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-841)

FIRE LANE DESIGNATION
AUTHORIZED - JOSEPH P.
LAICO PROFESSIONAL BUILDING

Co. Longo 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 Joseph P. Laico, 510 Route 304, New City, New York (55-A-27.02) by the installation of fire lane designations, and

WHEREAS, Dr. Joseph P. Laico, 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.

* * * * *

RESOLUTION NO. (1978-842)

INSTALLATION OF STOP SIGNS -
GREENWOOD DRIVE, JOAN DRIVE,
CAIRNGORM ROAD, 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 two (2) stop signs, one to be erected on Greenwood Drive at Joan Drive, New City and one to be erected on Cairngorm Road at Joan Drive, New City.

Seconded by Co. Holbrook.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-843)

ORDER CALLING PUBLIC HEARING -
PROPOSED EXTENSION OF WATER
DISTRICT TO INCLUDE: SUBDIVISION
OF PROPERTY FOR GLENWOOD

Co. Maloney offered the following resolution:

WHEREAS, a written Petition dated August 30, 1978 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Clarkstown, Rockland County, New York for the Extension of the Clarkstown Consolidated Water Supply District #1 in the said Town to be bounded and described as follows:

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Hamlet of Congers, Town of Clarkstown, County of Rockland and State of New York, and more particularly shown and designated as the entire subdivision map entitled "Subdivision of Property for Glenwood, Town of Clarkstown, Rockland County, New York" dated June 13, 1978, made by Atzl & Scatassa Associates, P.C., which said map received final approval from the Planning Board of the Town of Clarkstown and which was filed in the Office of the Rockland County Clerk on November 16, 1978 in Book No. 93 of Maps at Page 53 as Map No. 4947.

NOW, THEREFORE, be it

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, Rockland County, New York in said Town of Clarkstown, on the 17th day of January, 1979 at 8:23 P.M. EST time to consider the said petition and to hear all persons interested in the subject thereof, concerning the same and for such other action as may be required by law or proper in the premises.

Seconded by Co. Piacentile.

All voted Aye.

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RESOLUTION NO. (1978-844)

MODIFY RESTRICTIVE COVENANTS -
SPECIAL PERMIT GRANTED TO
MONTEREY GARDENS CO. FOR
SENIOR CITIZEN HOUSING

Co. Maloney offered the following resolution:

WHEREAS, a Special Permit for Senior Citizen Housing was granted to Monterey Gardens Co., on December 4, 1974, and

WHEREAS, covenants were recorded pursuant to the Special Permit granted which contained provisions "TWELFTH" and "THIRTEENTH" which provisions provided for control of the rents by the Town of Clarkstown, and

WHEREAS, pursuant to the regulations of the Department of Housing and Urban Development Section 8, Programs for Subsidized Housing for the Handicapped and/or Elderly, fair market rents are set by the Department of Housing and Urban Development, and

WHEREAS, a resolution was made on June 21, 1978, modifying said covenants, and the Board desires to further modify same in order to comply with the requirements of the United States Department of Housing and Urban Development;

NOW, THEREFORE, be it

RESOLVED, that the covenants shall be amended to provide the following:

Anything to the contrary notwithstanding herein in the event the senior citizen housing is constructed pursuant to the Programs of the Department of Housing and Urban Development Section 8, Subsidized Housing for the Handicapped and/or the Elderly, then the rentals permitted for such housing shall be not more than the maximum "Fair Market Rents" permitted under said programs, as same may be established or changed, from time to time.

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-845)

SUPERVISOR TO ENTER INTO
AGREEMENT - TOWN OF
ORANGETOWN TO USE CLARKSTOWN
SANITARY LANDFILL

Co. Piacentile offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with the Town of Orangetown for the use of the Clarkstown Sanitary Landfill Area by the Town of Orangetown for a two year period commencing on January 1, 1979 and expiring on December 31, 1980 in a form satisfactory to the Town Attorney.

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-846)

GRANTING CERTIFICATES OF
REGISTRATION - (D'ONOFRIO,
HICKS, LIPPOTH, TARIGO,
ROMAINE)

Co. Piacentile offered the following resolution:

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

RONALD D'ONOFRIO
J & R D'ONOFRIO PLUMBING & HEATING, INC.
129 South Middletown Road
Nanuet, New York 10954

WALTER HICKS
HICKS EXCAVATING COMPANY, INC.
Chester Avenue
Congers, New York 10920

BARBARA E. LIPPOTH
TROY SCOTT ENTERPRISES, INC.
25 Robertson Drive
Pearl River, New York 10965

ROANLD J. TARIGO
5 Capral Avenue
New City, New York 10956

WILLIAM F. ROMAINE
ROMAINE EXCAVATING, INC.
319 West Crooked Hill Road
Pearl River, New York 10965

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of
Registration be issued:

- No. 79-1 issued to Ronald D'Onofrio
(J & R D'Onofrio Plumbing & Heating, Inc.)
- No. 79-2 issued to Walter Hicks
(Hicks Excavating Company, Inc.)
- No. 79-3 issued to Barbara E. Lippoth
(Troy Soctt Enterprises, Inc.)
- No. 79-4 issued to Ronald J. Tarigo
(d/b/a Ronald J. Tarigo)
- No. 79-5 issued to William F. Romaine
(Romaine Excavating, Inc.)

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-847)

POSITION CREATED - PRINCIPAL
ENGINEERING TECHNICIAN -
ENVIRONMENTAL OFFICE

Co. Piacentile offered the following resolution:

WHEREAS, the Rockland County Personnel Office has
certified on December 18, 1978 that the position of Principal

CONTINUED ON NEXT PAGE

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RESOLUTION NO. (1978-847) CONTINUED

Engineering Technician - Environmental Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Principal Engineering Technician is hereby created, effective and retroactive to December 18, 1978.

Seconded by Co. Maloney.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-848)

APPOINTMENT - RADIO OPERATOR (CETA) - POLICE DEPT. - W. R. COONS

Co. Maloney offered the following resolution:

RESOLVED, that Ward Robert Coons, Babcock Avenue, 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 December 30, 1978.

Seconded by Co. Piacentile.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-849)

POSITION CREATED - STOREKEEPER (AUTOMOTIVE) - TOWN GARAGE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified that the position of Storekeeper (Automotive) can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Storekeeper (Automotive) - Town Garage - is hereby created, effective immediately.

Seconded by Co. Piacentile.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-850)

APPOINTMENT - STOREKEEPER (AUTOMOTIVE) - TOWN GARAGE - BERNARD MCKEEVER

Co. Longo offered the following resolution:

RESOLVED, that Bernard McKeever, Helene Drive,

CONTINUED ON NEXT PAGE

RESOLUTION NO. (1978-850) CONTINUED

Valley Cottage, New York is hereby appointed provisionally to the position of Storekeeper (Automotive) - Town Garage - at the annual salary for 1979 of \$13,309., effective January 1, 1979.

Seconded by Co. Piacentile. All voted Aye.

* * * * *

RESOLUTION NO. (1978-851)

APPOINTMENTS - OFFICE WORKER-STUDENT - R. T. JUECHTER and S. POLLACK

Co. Maloney offered the following resolution:

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

Ruth T. Juechter, 87 Zukor Road, New City, New York
Counseling Center

Stuart Pollack, 4 Butternut Lane, Nanuet, New York
Town Attorney's Office

Seconded by Co. Piacentile. All voted Aye.

* * * * *

RESOLUTION NO. (1978-852)

APPOINTMENT - DEPUTY TOWN CLERK - LINDA McDERMOTT

Co. Longo offered the following resolution:

WHEREAS, Section 30 (10) of the Town Law provides that the Town Clerk may appoint Deputy Town Clerks, and

WHEREAS, Patricia Sheridan, Town Clerk has appointed Linda McDermott, 176 Red Hill Road, New City, New York as Deputy Town Clerk, effective January 1, 1979 through March 31, 1979,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the payment of wages at a rate of \$6.84 per hour.

Seconded by Co. Holbrook. All voted Aye.

* * * * *

RESOLUTION NO. (1978-853)

EXTENSION OF SICK LEAVE - VIRGINIA DiBLASI (TOWN CLERK'S OFFICE)

Co. Longo offered the following resolution:

WHEREAS, Virginia DiBlasi has used all of her

RESOLUTION NO. (1978-853) CONTINUED

available sick leave, vacation, holidays and personal leave credits, and

WHEREAS, Article XVIII, Section 3 (k) of the Town of Clarkstown Labor Agreement of January 1, 1978 provides for an extension of sick leave to a permanent employee,

NOW, THEREFORE, be it

RESOLVED, that Virginia DiBlasi, 39 Pineview Avenue, Bardonia, New York is hereby granted a leave of absence at one-half (1/2) her normal salary, effective December 25, 1978, not to exceed thirty days.

Seconded by Co. Maloney.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-854)

INSTALLATION OF STREET LIGHTS - PHILLIPS HILL ROAD, NEW CITY, GRAND STREET, NEW CITY

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:

Phillips Hill Road, New City
Grand Street, New City

Seconded by Co. Longo.

All voted Aye.

* * * * *

RESOLUTION NO. (1978-855)

BOND RESOLUTION - AUTHORIZING VARIOUS IMPROVEMENTS TO SANITARY LANDFILL SITE - (TRUCK SCALE and SCALE HOUSE)

Co. Piacentile offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 29, 1978, AUTHORIZING VARIOUS IMPROVEMENTS TO THE TOWN SANITARY LANDFILL SITE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$165,000 APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$165,000 SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK (by the favorable vote of

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RESOLUTION NO. (1978-855) CONTINUED

not less than two-thirds of all the members of said Board follows:

Section 1. The Town of Clarkstown (hereinafter in the County of Rockland, New York, is hereby authorized to make necessary improvements for the Town sanitary landfill a truck scale and scale house, construction of leachate wells and test borings therefor. The estimated maximum cost of such specific object or purpose, including preliminary cost incidental thereto and the financing thereof is \$165,000 and the amount is hereby appropriated therefor. The plan of financing is the issuance of serial bonds of the Town in the principal amount of \$165,000 to finance said appropriation and the levy and collection of taxes on all the taxable real property in the Town of Clarkstown as the principal of said bonds and the interest thereon as they become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$165,000 are hereby authorized to be issued in accordance with the provisions of the Local Finance Law, constituting part of the Consolidated Laws of the State of New York (hereinafter referred to as the "Law"), to finance said appropriation.

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

- (a) The period of probable usefulness by the improvements is five (5) years as provided by Section 107.00 of the Law.
- (b) A downpayment in current funds is not to be made to the issuance of the bonds or any notes issued in anticipation thereof in accordance with Section 107.00 d.5 of the Law.
- (c) The proposed maturity of the obligations hereby will not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any notes issued in anticipation of the issuance of such bonds shall contain the recital of validity prescribed in Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest tax upon all the taxable real property within the Town of Clarkstown, subject to the limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for the amortization and redemption of the bonds to mature in accordance with (a) and (b) the payment of interest to be due and payable annually.

Section 5. Subject to the provisions of the Law and of the Law, pursuant to the provisions of Section 50.00 and of Section 56.00 to 60.00 of the Law, the powers and duties of the Town relative to authorizing bond anticipation notes and providing for the terms, form and contents and as to the sale and redemption of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bonds, are hereby delegated to the Supervisor, the chief financial officer of the Town.

NOTICE
The resolution published herewith has been adopted on the 27th 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 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.

Patrick Sheridan
Town Clerk
BOND RESOLUTION OF THE TOWN OF CLARKSTOWN, NEW YORK, ADOPTED DECEMBER 27, 1978, AUTHORIZING VARIOUS IMPROVEMENTS TO THE TOWN SANITARY LANDFILL SITE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$165,000 APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION. RESOLVED BY THE TOWN BOARD OF THE TOWN OF CLARKSTOWN, IN THE COUNTY OF ROCKLAND, NEW YORK (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 (hereinafter called "Town"), in the County of Rockland, New York, is hereby authorized to provide necessary improvements for the Town sanitary landfill site including a truck scale and scale house, construction of leachate wells and test borings therefor. The estimated maximum cost of said specific object or purpose, including preliminary cost and costs incidental thereto and the financing thereof is \$165,000 and said amount is hereby appropriated therefor. The plan of financing is the issuance of serial bonds of the Town in the principal amount of \$165,000 to finance said appropriation and the levy and collection of taxes on all the taxable real property in the Town of Clarkstown as the principal of said bonds and the interest thereon as they become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$165,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 29-a of the Consolidated Laws of the State of New York (hereinafter referred to as the "Law"), to finance said appropriation.

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

- (a) The period of probable usefulness by the improvements is five (5) years as provided by Section 107.00 of the Law.
- (b) A downpayment in current funds is not to be made to the issuance of the bonds or any notes issued in anticipation thereof in accordance with Section 107.00 d.5 of the Law.
- (c) The proposed maturity of the obligations hereby will not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any notes issued in anticipation of the issuance of such bonds shall contain the recital of validity prescribed in Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest tax upon all the taxable real property within the Town of Clarkstown, subject to the limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for the amortization and redemption of the bonds to mature in accordance with (a) and (b) the payment of interest to be due and payable annually.

Section 5. Subject to the provisions of the Law and of the Law, pursuant to the provisions of Section 50.00 and of Section 56.00 to 60.00 of the Law, the powers and duties of the Town relative to authorizing bond anticipation notes and providing for the terms, form and contents and as to the sale and redemption of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bonds, are hereby delegated to the Supervisor, the chief financial officer of the Town.

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

- (a) such obligations were authorized for an object or purpose for which the Town is not authorized to expend money; or
- (b) the provisions of law which should have been complied with as of the date of publication of such resolution were 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 were authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

RESOLUTION NO. (1978-855) CONTINUED

Section 6. The validity of the 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.

* * *

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, Holbrook, Longo, and Piacentile

NOES: None

The resolution was declared adopted.

* * * * *

RESOLUTION NO. (1978-856)

TOWN CLERK AUTHORIZED
TO PUBLISH FOREGOING
BOND RESOLUTION

Co. Piacentile offered the following resolution:

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, and 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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RESOLUTION NO. (1978-856) CONTINUED

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

AYES: Messrs. Gerber, Maloney, Holbrook, Longo, and Piacentile

NOES: None

The resolution was declared adopted.

* * * * *

Supervisor Gerber stated five examples regarding increase in 1979 tax bills, and made note that Receiver of Taxes Anthony D'Antoni processed tax bills on time. The Supervisor gave the example of a house assessed at \$50,000 noting the following increases:

New City	-	\$14.11	(1.4% increase)
Nanuet	-	15.18	
Congers	-	17.56	
West Nyack	-	5.41	(1/2% increase)
Valley Cottage	-	12.41	

Supervisor Gerber noted that these figures indicated a low of 1/2 of 1 percent tax increase and a high of 1.72 percent increase, and stated he and the Town Board felt proud of this.

Supervisor Gerber wished all a Happy New Year and looks forward to 1979 as being a productive year.

* * * * *

There being no further business before the Town Board Supervisor Gerber declared the meeting closed, time 12:48 P.M.

Respectfully submitted,
Patricia Sheridan
PATRICIA SHERIDAN
Town Clerk