

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

12/5/79

8:10 P.M.

Present: Councilmen: Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Town Attorney: Murray Jacoson
Town Clerk: Patricia Sheridan

Supervisor Gerber declared the Town Board Meeting open;
Assemblage saluted the Flag.

RESOLUTION NO. (1979-848)

RESOLUTION ADOPTING AND
ACCEPTING MINUTES OF
NOVEMBER 19, 1979

Co. Longo offered the following resolution:

RESOLVED, that the minutes of the Special Town Board
Meeting held on November 19, 1979, are hereby adopted and accepted
as submitted by the Town Clerk.

Seconded by Co. Piacentile

All voted Aye.

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RESOLUTION NO. (1979-849)

RESOLUTION AUTHORIZING
DIRECTOR OF PURCHASING
TO ADVERTISE FOR BIDS
FOR PROJECT "IMPROVEMENTS
TO GERMONDS PARK"

Co. Maloney offered the following resolution:

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

PROJECT ENTITLED: "IMPROVEMENTS TO GERMONDS PARK"

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,
December 20, 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. Piacentile

On roll call the vote was as follows:

Supervisor Gerber.....Yes
Councilman Longo.....No
Councilman Holbrook.....Yes
Councilman Maloney.....Yes
Councilman Piacentile.....Yes

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RESOLUTION NO. (1979-850)

RESOLUTION AUTHORIZING
DIRECTOR OF PURCHASING
TO ADVERTISE FOR BIDS
FOR TWO (2) TRANSIT
TYPE MINI-BUSES

Co. Maloney offered the following resolution:

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

AAG406

RESOLUTION NO. (1979-850) Continued

TWO(2) TRANSIT TYPE MINI BUSES

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 Thursday, December 20, 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. (1979-851)

RESOLUTION AUTHORIZING DIRECTOR OF PURCHASING TO ADVERTISE FOR BIDS FOR ATHLETIC AND RECREATION SUPPLIES

Co. Maloney offered the following resolution:

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

ATHLETIC AND RECREATION SUPPLIES

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 Wednesday, January 9, 1980 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. (1979-852)

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

Co. Maloney offered the following resolution:

RESOLVED, that the regular Town Board Meeting be adjourned, in order to hold scheduled Public Hearings, time: 8:15 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1979-853)

RESOLUTION RESUMING REGULAR TOWN BOARD MEETING, SCHEDULED PUBLIC HEARINGS HAVING BEEN HELD

Co. Maloney offered the following resolution:

RESOLUTION NO. (1979-853) Continued

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearings having been held, time: 8:24 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1979-854)

RESOLUTION ADOPTING
LOCAL LAW NO. 7-1979
(GARBAGE REMOVAL IN
THE TOWN OF CLARKSTOWN)

Co. Piacentile offered the following resolution:

WHEREAS, a proposed local law entitled, "AMENDMENT TO LOCAL LAW NO. 8-1967, ENTITLED, 'LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN' AS AMENDED", was introduced by Councilman Piacentile at a Town Board Meeting held on November 8, 1979, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 8th day of November, 1979, directed that a public hearing be held on the 5th day of December, 1979, at 8:20 P.M., to consider the adoption of this local law, and

WHEREAS, notice of said hearing was duly prepared and published in the Journal News on November 20, 1979, and

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and Councilman at their office at 10 Maple Avenue, New City, New York, on October 17, 1979, and

WHEREAS, a public hearing was held on the 5th day of December, 1979;

NOW, THEREFORE, be it

RESOLVED, that Local Law 7-1979, entitled, "AMENDMENT TO LOCAL LAW NO. 8-1967, ENTITLED, 'LOCAL LAW REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN' AS AMENDED" is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

- Hon. George S. Gerber, Supervisor.....Yes
- Councilman John R. Maloney.....Yes
- Councilman Charles E. Holbrook.....Yes
- Councilman Nicholas A. Longo.....Yes
- Councilman John T. Piacentile.....Yes

The Clerk of the Town of Clarkstown was directed to file the local law pursuant to Section 26 of the Municipal Home Rule Law.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1979-855)

RESOLUTION CLOSING
REGULAR TOWN BOARD
MEETING IN ORDER TO
HOLD SCHEDULED PUBLIC
HEARINGS

Co. Maloney offered the following resolution:

AAG406

RESOLUTION NO. (1979-855) Continued

RESOLVED, that the regular Town Board Meeting be closed in order to hold scheduled Public Hearing, time: 8:27 P.M.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (1979-855A)

RESOLUTION RECESSING PUBLIC HEARING RE: SEWER TAX ROLLS UNTIL LATER IN THE EVENING

Co. Maloney offered the following resolution:

RESOLVED, that Public Hearing on Sewer Tax Rolls be recessed until a later time in the evening and regular Town Board Meeting be resumed, time: 8:28 P.M.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (1979-856)

RESOLUTION AUTHORIZING HANDICAPPED PARKING SPACES AT NANUET SHOPARAMA

Co. Piacentile offered the following resolution:

WHEREAS, the Buiding Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Nanuet Shoparama, Route 59, Nanuet, New York (163-B-101) by the installation of handicapped parking spaces, and

WHEREAS, Murray Mandelbaum, 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo All voted Aye.

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RESOLUTION NO. (1979-857)

RESOLUTION AUTHORIZING HANDICAPPED PARKING SPACES AT ROCKLAND HISTORICAL SOCIETY

Co. Piacentile offered the following resolution:

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RESOLUTION NO. (1979-857) Continued

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at the Rockland Historical Society, Zukor Road, New City, New York by the installation of handicapped parking spaces, and

WHEREAS, James F. Stoner, 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo

All voted Aye.

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AAG406

RESOLUTION NO. (1979-858)

RESOLUTION AUTHORIZING
HANDICAPPED PARKING
SPACES AT LEXINGTON
MANOR

Co. Piacentile offered the following resolution:

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Lexington Manor, 300 East Route 59, Nanuet, New York (32-B-4) by the installation of handicapped parking spaces, and

WHEREAS, Howard Taranow 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo

All voted Aye.

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RESOLUTION NO. (1979-859)

RESOLUTION AUTHORIZING
HANDICAPPED PARKING
SPACES AT THRUWAY PLAZA

Co. Piacentile offered the following resolution:

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Thruway Plaza, 304 W. Route 59, Nanuet, New York by the installation of handicapped parking spaces, and

WHEREAS, Xavier Manfre, 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo

All voted Aye.

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RESOLUTION NO. (1979-860)

RESOLUTION AUTHORIZING
HANDICAPPED PARKING
SPACES AT SPORTS AND
CARDIO FITNESS CENTER

Co. Piacentile offered the following resolution:

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Sports and Cardio Fitness Center, 510 Route 304, New City, New York (55-A-27.02) by the installation of handicapped parking spaces, and

WHEREAS, Joseph P. Laico, M.D., 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo

All voted Aye.

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RESOLUTION NO. (1979-861)

RESOLUTION AUTHORIZING
HANDICAPPED PARKING SPACES
AT LOCK, STOCK & BARREL
RESTAURANT

Co. Piacentile offered the following resolution:

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the VEHICLE AND TRAFFIC LOCAL LAW, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Lock, Stock & Barrel Restaurant, Bardonia, Road, Bardonia, New York (34-A-20) by the installation of handicapped parking spaces, and

WHEREAS, Joel J. Epstein, 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 handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces 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. Longo

All voted Aye.

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At this point the Supervisor declared a recess.

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RESOLUTION NO. (1979-862)

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

Co. Maloney offered the following resolution:

RESOLVED, that regular Town Board Meeting be adjourned in order to hold scheduled Public Hearings, time: 8:37 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1979-863)

RESOLUTION CLOSING
PUBLIC HEARING ON F.Z.
REALTY AND DECLARING
SPECIAL HEARING ON
COMMUNITY DEVELOPMENT
BE OPENED

Co. Maloney offered the following resolution:

RESOLVED, that Public Hearing on F. Z. Realty be closed and Special Hearing on Community Development be declared in session for citizen viewpoint, time: 8:55 P.M.

Seconded by Co. Longo

All voted Aye.

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AAG406

At this point, 8:55 P.M., a special hearing for citizen input as to Community Development Funds was declared in session by Supervisor Gerber. He remarked that the purpose of this hearing was to listen to all interested citizens of the Town, individually or representing groups, to make their presentations as to use of the 1980 funds.

Mr. Robert Geneslaw, Planning Consultant, will give the details. Mr. Gerber did explain that Clarkstown is part of a Consortium which will ultimately decide on the use of funds for almost all of the villages and four or five of the towns in Rockland County.

Mr. Robert Geneslaw explained that this represents federal funding which will be available starting approximately July 12, 1980. He anticipates that there will be available for the entire county approximately \$1.5 million dollars. This is about the same amount as for this year (1979) but there are a larger number of municipalities participating. In order for the program to operate within the county there must be a total population of 200,000 people in all of the villages and towns participating; without that level of population there would be no participation.

Funds may be used for a variety of purposes and very briefly the uses to which it may be put are: housing rehabilitation may be undertaken anywhere within a municipality, subject to certain requirements; removal of architectural barriers in public and private buildings may be undertaken; the acquisition of property to meet community development needs can be undertaken; the acquisition, construction, reconstruction or installation of various types of public works, facilities and site improvements, etc. He also mentioned the provision of public services which cannot be otherwise funded. Of course, administration costs and management costs can be undertaken if they are part of the program.

He mentioned that there were several forbidden categories such as: general government expenditures; repair and maintenance; expenditures for schools, etc.

There are a number of organizations which would like to make application for part of these federal funds. The final allocation will be made by the Town Board.

Councilman Maloney asked if there was a specific amount allocated to Clarkstown. Mr. Geneslaw said that as of now there is no specific amount. The County Consortium is in the process of trying to establish an allocation of the \$1.5 million dollars. These will be discussed at a County meeting. By January 15, 1980 we should know which applications will be included in the allocation.

Appearance: Ms. Kathleen Lukens, Director
Venture Inn
100 Convent Avenue
Nanuet, New York 10954

Mrs. Lukens stated that Venture Inn was seeking community development funds for the training of approximately 120 retarded adults. The need was for \$60,000.00 to add an extension on the Venture Inn community residence in Nanuet. Provided now is about 37,000 hours of service annually. It is the largest agency in service to people. There is no support from the County. The towns do assist the program and Mrs. Lukens mentioned that the Town of Clarkstown contributes \$5,500 to the Venture program every year. The state gives partial funding but tens of thousands of dollars must be raised every year.

Mrs. Lukens made an eloquent plea on behalf of the retarded community in Rockland County. She applauded Clarkstown as being a caring town.

Mr. Karl Hess made a presentation and drawing to show what the proposed plans for the extension are.

Appearance: Mr. Eugene Grogan, County Legislator

Mr. Grogan made some remarks in total support of Mrs. Lukens, referring to the fact that the County had spent more money on cats and dogs than on the retarded. He praised the then Town Board for passing a zoning that would allow housing for the retarded. He made mention of the fact that Supervisor Gerber had remarked that there were no second class citizens in the Town of Clarkstown and pledged that there would always be help for the retarded in Clarkstown. Mr. Grogan noted that Mr. Gerber had kept that pledge and that Venture Inn was most appreciative. Mr. Grogan noted that Mr. Gerber's term was almost over and he wished him well and hoped that the new Supervisor and his Town Board would be as kind to Venture Inn and they had been.

Appearance: Mr. Fred Haeger
Kings Highway
Valley Cottage, New York 10989

Mr. Haeger said that if there was not a Kathy Lukens, we would have to invent her. She has literally breathed life when death was near at hand. Mr. Haeger noted that the poor on welfare have not received an increase since 1974. He mentioned that legislation had recently been passed which allowed less for the disabled poor than for the poor who were not disabled. The disabled had to go to Court, Lee v. Smith. He found it unbelievable that although the State lost in the Supreme Court, it found it necessary to go to the Appellate Division. It then went on to fight the disabled in the Court of Appeals. The State lost each round. He felt that with Clarkstown leading the way perhaps the sun would shine and the poor would be assisted.

Supervisor Gerber reiterated that no decision would be made here tonight. He also mentioned that about six years ago when group homes were first considered, this Board had a different political make-up, with myself and John Maloney surviving. None of this could have happened in this Town if there had not been Kathy Lukens and Sister Helen Murphy and many others who came forward and made the need abundantly clear and more than anything else taught us what was right and what was needed. Supervisor Gerber said that there is no hebrew word for charity but that it does translate in English to "justice." Hopefully in the last six years we have accomplished something in that direction.

Appearance: Mr. Kelly Bernard
19 Second Avenue
Spring Valley, New York 10977

Mr. Bernard made an appeal on behalf of the poor blacks in the County. The more they are ignored and the less we help them the more of a problem they will become not only to themselves but also to the rest of the community. I am not asking for charity but only for justice. It is certainly easier to open our hearts to handicapped persons than to any other group. There is less housing now for this group but there are more people. This is a powder keg ready to blow up. A year ago I appealed for community development

funds and the response was nil. I would like to make sure that this year some of the community development funds is allocated for the rehabilitation of rental property.

Appearance: Ms. Marlene Kleiner,
Rockland Center for the Arts
West Nyack, New York 10994

She noted that the center is a 45 year old cultural center offering exposure and involvement in the arts to thousands of County residents. The center is visited by approximately 100,000 people every year. We are committed to making all of the programs at the center available to all the citizens of the County including the physically handicapped. The removal of architectural barriers, installation of ramps for easy access, safe walkways, widening of corridors and doorways of laboratories are just some of the modifications to be considered. The estimated cost is approximately \$100,000.00. The center has had to discriminate against the physically handicapped because of physical barriers. No support has been received from the Town of Clarkstown and very little from the County of Rockland.

Appearance: Mr. Alan Koss, Trustee
Rockland Center for the Arts
West Nyack, New York 10994

Mr. Koss wished to reiterate Ms. Kleiner's remarks. He mentioned that with architectural improvements many more people would be able to avail themselves of the Center's programs, particularly handicapped persons and senior citizens.

Appearance: Martica Sarwin, Member of the Board
Rockland Center for the Arts
West Nyack, New York 10994

Ms. Sarwin spoke of the benefits to all people enrolled in programs when handicapped or retarded people also are enrolled. It benefits all people when experiences can be shared. An awareness of what the handicap means can be of enormous help to those who are not handicapped but can assist those who are. An improvement program will certainly benefit all the people of the County.

Councilman Maloney inquired if any other applications could be made and Supervisor Gerber said that all written applications would be considered if the persons involved were unable to attend tonight's hearing.

At this point Supervisor Gerber declared a two minute recess.

Appearance: Ms. Shelly Berger, Director
Meals on Wheels of Rockland County

Ms. Berger proposed the merging of three non-profit organizations for the benefit of many persons. Ripples which is being taken over by Rockland County Association for Retarded Children, Meals on Wheels and the Senior Service Centers. These three could use a central location, namely Ripples, and if the kitchen were improved at a cost of approximately \$40,000.00 many more people could be served a hot lunch and a cold dinner with the use of Community Development Funds for these improvements.

Supervisor Gerber asked what the \$40,000.00 would be used for and Ms. Berger answered that it would be capital expense.

Supervisor Gerber asked if this would be an addition to the program that was run out of St. Anthony's in Nanuet and now out of the Highview School. Ms. Berger stated that that would be converting the food part. With the changeover many therapeutic diets would be served rather than just conventional diets which are served now by Grace Braley. Mr. Gerber asked if the facilities at the Highview School would still be used and Ms. Berger said yes, until they could be moved.

Supervisor Gerber asked Ms. Berger if this proposal had been put in writing and she replied that because it was so new that nothing had, as yet, been put in writing. Mr. Gerber requested that it be put in writing and Ms. Berger said they were awaiting cost breakdowns and proposed layouts and when this study was completed it would all be presented to Mr. Geneslaw.

RESOLUTION NO. (1979-863A)

RESOLUTION CLOSING
SPECIAL HEARING ON
COMMUNITY DEVELOPMENT
AND OPENING PUBLIC HEARING
ON DEPARTMENT OF PURCHASING

Co. Piacentile offered the following resolution:

RESOLVED, that Special Hearing on Community Development be closed and Public Hearing on Department of Purchasing be opened, time: 10:00 P.M.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1979-864)

RESOLUTION RESUMING
REGULAR TOWN BOARD
MEETING, SCHEDULED PUBLIC
HEARING HAVING BEEN HELD

Co. Piacentile offered the following resolution:

RESOLVED, that special Town Board Meeting be resumed, scheduled Public Hearing having been held, time: 10:17 P.M.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1979-865)

RESOLUTION ADOPTING LOCAL
LAW NO. 8-1979 PROVIDING
FOR THE ESTABLISHMENT OF
A DEPARTMENT OF PURCHASING

Co. Piacentile offered the following resolution:

WHEREAS, a proposed local law entitled "A LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF A DEPARTMENT OF PURCHASING", was introduced by Councilman Piacentile at a Town Board Meeting held on November 19, 1979, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 19th day of November, 1979, directed that a public hearing be held on the 5th day of December, 1979 at 9:00 P.M., to consider the adoption of the local law, and

WHEREAS, notice of said hearing was duly prepared and published in the Journal News on November 23, 1979, and

AAG406

RESOLUTION NO. (1979-865) Continued

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and Councilmen at their office at 10 Maple Avenue, New City, New York, on November 15, 1979, and

WHEREAS, a public hearing was held on the 5th day of December, 1979;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 8-1979, entitled, "A LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF A DEPARTMENT OF PURCHASING" is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

Hon. George S. Gerber, Supervisor.....	Yes
Councilman John R. Maloney.....	Yes
Councilman Charles E. Holbrook.....	Yes
Councilman Nicholas A. Longo.....	No
Councilman John T. Piacentile.....	Yes

The Clerk of the Town of Clarkstown was directed to file the local law pursuant to Section 26 of the Municipal Home Rule Law.

Seconded by Co. Holbrook

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RESOLUTION NO. (1979-866)

RESOLUTION ACCEPTING PROPOSALS FOR STREET LIGHTING FROM ORANGE & ROCKLAND UTILITIES, INC. (OLD MILL ROAD & CRUSHER ROAD, WEST NYACK)

Co. Holbrook offered the following resolution:

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

Old Mill Road & Crusher Road	West Nyack
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Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (1979-867)

RESOLUTION ACCEPTING PROPOSALS FOR STREET LIGHTING FROM ORANGE & ROCKLAND UTILITIES, INC. (VARIOUS LOCATIONS - NEW CITY, NANUET, VALLEY COTTAGE, SPRING VALLEY)

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:

RESOLUTION NO. (1979-867) Continued

Ann Street	New City
Cavalry Drive and Elmwood Drive	New City
Goebel Road	New City
Norwood Road	New City
Christian Herald Road and Storms Road	Valley Cottage
Fulle Drive/Bayberry Street	Valley Cottage
Pascack Road & Lauren Drive	Spring Valley

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (1979-868)

RESOLUTION AUTHORIZING
SPRING VALLEY WATER CO.
TO INSTALL HYDRANTS
(ROUTE 303, VALLEY
COTTAGE)

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control, the Spring Valley Water Co.
is hereby authorized to install fire hydrants at the following
locations:

- (1) On the west side of Route 303 approximately 670
feet north from the center line of Rockland Lake
Road, Valley Cottage.
- (2) On the west side of Route 303 approximately 1,250
feet north from the center line of Rockland Lake
Road, Valley Cottage.

Investigation No. 8808.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (1979-869)

RESOLUTION AUTHORIZING
REFUND OF \$50.00 FOR
TWO CERTIFICATES OF
OCCUPANCY (ROBERT D.
LYNN, JR.)

Co. Holbrook offered the following resolution:

WHEREAS, Mr. Robert D. Lynn, Jr., had requested two
Certificates of Occupancy for premises located at Fairview Avenue,
Nanuet, New York, and paid a total application fee of \$50.00, and

WHEREAS, said applicant has decided not to build.

NOW, THEREFORE, be it

RESOLVED, that the sum of \$50.00 shall be reimbursed to said
Mr. Robert D. Lynn, Jr.

Seconded by Co. Piacentile All voted Aye.

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AAG406

RESOLUTION NO. (1979-870)

RESOLUTION REFERRING
PETITION FOR CHANGE
OF ZONE TO PLANNING
BOARDS OF TOWN AND
COUNTY (BJB FILM PROCESSOR
SERVICE, INC.)

Co. Maloney offered the following resolution:

RESOLVED, that the application of BJB Film Processor Service, Inc., for a change of zoning from R-15 District to L10 District, on property located Southeast corner of Prospect Street and Jerry's Avenue, Nanuet, New York be referred to the Town Planning Board for report within 45 days 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. Longo

All voted Aye.

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RESOLUTION NO. (1979-871)

RESOLUTION CALLING PUBLIC
HEARING RE EXTENSION OF
CLARKSTOWN CONSOLIDATED
WATER SUPPLY DISTRICT
(ROUTE 303 SHOPPING CENTER)

Co. Longo offered the following resolution:

WHEREAS, a written Petition dated November 21, 1979 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 No. 1 in the said Town, to be bounded and described as follows:

SCHEDULE "A"

All that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Clarkstown, County of Rockland, State of New York, bounded and described as follows:

BEGINNING at a point on the westerly right-of-way line of New York State Highway 8448, Route 303, said point being the intersection of the northerly right-of-way of Rockland Lake Road and the westerly right-of-way line of above mentioned New York State Highway 8448, Route 303, running thence;

1. S62° 46' 10"W, 77.88 feet along northerly right-of-way line of Rockland Lake Road to a point; thence,
2. N85° 32' 10"W, 157.88 feet still along said northerly right-of-way line of Rockland Lake Road to a point; thence,
3. N88° 18' 50"W, 31.70 feet still along said northerly right-of-way line of Rockland Lake Road to a point, said point being the southeasterly corner of land of Valley Cottage school; thence,
4. N 0° 54' 17"E, 529.76 feet along said land of Valley Cottage school to a point; thence,

RESOLUTION NO. (1979-871) Continued

5. N22° 33' 40"W, 830.00 feet still along said land of Valley Cottage school to a point, said point being northeasterly corner of land of Valley Cottage School; thence,

Easterly along the northerly property line of the herein described land the following six courses and distances:

6. N38° 27' 40"E, 110.40 feet to a point; thence,
7. N23° 42' 40"E, 175.59 feet to a point; thence,
8. N34° 38' 20"E, 127.73 feet to a point; thence,
9. N12° 22' 30"E, 91.26 feet to a point; thence,
10. N35° 11' 40"E, 222.00 feet to a point; thence,
11. N47° 56' 20"E, 224.26 feet to a concrete monument placed in the northeasterly corner of the herein described land; thence,

Southerly along easterly property line of the herein described land the following six courses and distances:

12. S16° 22' 01"E, 345.08 feet to a point; thence,
13. S13° 14' 01"E, 74.00 feet to a point; thence,
14. N80° 25' 04"W, 113.40 feet to a point; thence,
15. S2° 06' 03"W, 228.30 feet to a point; thence,
16. S7° 23' 07"E, 118.50 feet to a point; thence,
17. S66° 33' 39"E, 103.87 feet to a point on the westerly right-of-way line of New York State Highway 8448, Route 303; thence,

Southerly along westerly right-of-way line of New York State Highway 8448, Route 303, the following eight courses and distances:

18. S23° 04' 50"W, 74.23 feet, to a point; thence,
19. S16° 04' 26"W, 198.65 feet to a point; thence,
20. S77° 46' 16"W, 48.34 feet to a point; thence,
21. S12° 36' 56"E, 119.80 feet to a point of curvature; thence,
22. On a curve to the left having a radius of 1473.00 feet, an arc length of 401.94 feet to a point; thence,
23. S8° 58' 09"E, 165.59 feet to a point; thence,
24. S04° 49' 47"E, 242.02 feet to a point; thence,
25. S06° 47' 30"W, 84.53 feet back to the point or place of BEGINNING.

RESOLUTION NO. (1979-871) Continued

Subject to a 60 foot right-of-way crossing part of the premises herein described.

Subject to a 10 foot permanent sanitary sewer easement, and excepting that portion of the above described premises already within the water district.

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 19th day of December, 1979, at 8:20 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. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-872)

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL STOP SIGNS (NEW YORK AVENUE AT QUASPECK ROAD, CONGERS - NORTH SIDE OF JOLIFFE AVENUE AT HIGHWAY AVENUE, CONGERS)

Co. Piacentile 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 Stop signs at the following locations:

On the West side of New York Avenue at Quaspeck Road, Congers.

On the North side of Joliffe Avenue at Highway Avenue, Congers.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-873)

RESOLUTION AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO ERECT SIGNS "PARK IN DESIGNATED AREAS ONLY" (COMMUTER PARKING LOT NEAR NANUET RAILROAD STATION)

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 erect signs to read, "Park in Designated Areas Only." Two of these signs should be erected at the entrance of the Commuter Parking Lot near the Nanuet Railroad Station. Two signs should be erected mid-way, on the East and West side of the parking lot. Finally, two signs are to be erected at the rear of the parking lot.

Seconded by Co. Maloney

All voted Aye.

RESOLUTION NO. (1979-874)

RESOLUTION AUTHORIZING
SUPERINTENDENT OF HIGHWAYS
TO INSTALL STOP SIGN ON
WEST SIDE SPUR DRIVE AT
AMARILLO DRIVE, NANUET
AND INTERSECTION SIGN ON
NORTH SIDE AMARILLO DRIVE
EAST OF SPUR DRIVE

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 a Stop sign on the West side of Spur Drive at Amarillo Drive, Nanuet. Also an intersection sign (a W-11-H) sign to be erected on the north side of Amarillo Drive of Spur Drive.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1979-875)

RESOLUTION RESCINDING
RESOLUTION 725-1979
(ADOPTED 9/26/79)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, Resolution #725-1979 adopted by the Town Board on September 26, 1979, is hereby rescinded.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1979-876)

RESOLUTION APPROVING
REDUCTION IN AMOUNT OF
PERFORMANCE BOND FOR
FOREST VIEW ESTATES
SUBDIVISION

Co. Maloney offered the following resolution:

WHEREAS, a Performance Bond No. 927405, Turnpike Woods, Inc., as Principal, Israel Herskowitz, Judith Herskowitz and Yosef M. Herskowitz as Co-Principals; and Republic Insurance Company as Surety dated July 26, 1979, in the amount of \$134,540 covering the improvements and other facilities as shown on the Final Plat of FOREST VIEW ESTATES dated April 30, 1979, was furnished to the Town of Clarkstown, and

WHEREAS, the Department of Environmental Control of the town of Clarkstown has recommended that Bond No. 927405 be reduced to \$34,000 as much of the work has been completed to Town specifications.

NOW, THEREFORE, be it

RESOLVED, that the reduction of Performance Bond No. 927405 be reduced to \$34,000.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

AAG406

RESOLUTION NO. (1979-877)

RESOLUTION AUTHORIZING
SUPERVISOR TO ENTER
CONTRACT (COUNTY OF
ROCKLAND FOR YOUTH
SERVICE PROJECT)

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown, in cooperation with the
County of Rockland, is desirous of operating a Youth Service Project
at the Nanuet Mall, and

WHEREAS, the County will pay to the Town of Clarkstown a
sum not to exceed \$12,500 for the operation of the program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized
to execute a Contract between the County of Rockland and the Town of
Clarkstown for the Youth Service Project, retroactive to January 1,
1979.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-878)

RESOLUTION AUTHORIZING
TOWN ATTORNEY TO DEFEND
ACTION (BAIS YAAKOV
ACADEMY)

Co. Holbrook offered the following resolution:

WHEREAS, an action has been instituted against the Town of
Clarkstown entitled as follows:

BAIS YAAKOV ACADEMY FOR GIRLS,

Plaintiff,

-against-

TOWN OF CLARKSTOWN, HAROLD REISS,
GEORGE REISS and A. CESTONE COMPANY,

Defendant.

NOW, THEREFORE, be it

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

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-879)

RESOLUTION AUTHORIZING
SUPERINTENDENT OF HIGH-
WAYS TO PLOW UNDEDICATED
STREETS DURING A SNOWFALL

Co. Holbrook offered the following resolution:

WHEREAS, heavy snowfalls may create a state of emergency
in the Town of Clarkstown because of the danger of fire, sickness,
lack of food and medical assistance to persons on unplowed streets,

RESOLUTION NO. (1979-879) Continued

NOW, THEREFORE, be it

RESOLVED, pursuant to the authority granted under the Executive Law, Sec. 24-(4) the Supervisor of the Town of Clarkstown is hereby authorized to use any and all facilities, equipment, supplies, personnel and other resources of the Town of Clarkstown in such a manner as may be necessary or appropriate to cope with the natural emergency created by an extraordinary fall of snow, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown hereby authorizes the Superintendent of Highways to use men and equipment to plow undedicated streets in the Town of Clarkstown during a snowfall.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-880)

RESOLUTION REGARDING
ROADS AND RELATED
IMPROVEMENTS ACCEPTED
BY TOWN (NEWPORT ESTATES)

Co. Maloney offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, deed(s) from: PASCACK REALTY CORP., dated November 15, 1979, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of "Section 1-A, Subdivision of NEWPORT ESTATES, Town of Clarkstown, Rockland County, New York and filed in the Rockland County Clerk's Office on October 15, 1976, in Map Book 90 at Page 47 as Map 4766 and a certain map entitled "SECTION I-B, II & III, Subdivision of NEWPORT ESTATES, Town of Clarkstown, Rockland County, New York," and filed in the Rockland County Clerk's Office on October 27, 1977 in Map Book 92 at Page 4 as Map No. 4873 only to the extent that said streets, road, or avenues lie within Section I-B, as follows:

NEWPORT DRIVE	1175 L.F.
ENTERPRISE COURT	375 L.F.
SARATOGA COURT	340 L.F.

together with a 100 ft. wide drainage and conservation easement; a 20 foot wide drainage easement; and a sanitary sewer easement;

are hereby accepted by the Town of Clarkstown, provided all requirements of the Town Attorney's Office have been met, and ordered filed in the Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that the written guaranty with security posted by the developer is hereby accepted.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1979-881)

RESOLUTION AUTHORIZING
SUPERVISOR TO EXECUTE
AGREEMENT - DEDICATION
OF ROADS (NEWPORT ESTATES)

Co. Maloney offered the following resolution:

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RESOLUTION NO. (1979-881) Continued

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with PASCACK REALTY CORP., in connection with the dedication of roads and other public improvements in a subdivision known as NEWPORT ESTATES;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with PASCACK REALTY CORP. providing for the deposit of \$450.00 to be held by the Town, pursuant to the terms of said agreement, pending final and complete improvement of the roads and other public improvements in said development by the developer, subject to final approval of the Department of Environmental Control and/or Superintendent of Highways of the Town of Clarkstown and provided that the requirements of the Town Attorney, if any, are complied with.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1979-882)

RESOLUTION AUTHORIZING APPEAL OF DECISION OF SUPREME COURT (ADLER-WALDRON ASSOCIATES)

Co. Longo offered the following resolution:

WHEREAS, the Supreme Court of the Rockland County has rendered a decision adverse to the Town of Clarkstown in the matter of Adler-Waldron Assoc., et al. against the Town of Clarkstown, and

WHEREAS, it is deemed appropriate that said decision be appealed;

NOW, THEREFORE, be it

RESOLVED, that HURLEY, FOX, SELIG and ROBUSTELLI, ESQS., representing the Town of Clarkstown are hereby authorized to take all necessary steps to appeal said decision.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-883)

RESOLUTION CREATING POSITION OF TYPIST - TOWN CLERK'S OFFICE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on November 27, 1979 that the position of Typist - Town Clerk's Office can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Typist - Town Clerk's Office is hereby created, effective and retroactive to December 5, 1979.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-884)

RESOLUTION APPOINTING
SECRETARY - PART-TIME-
POLICE COMMISSION
(IRENE LOTITO)

Co. Longo offered the following resolution:

WHEREAS, there is a vacancy in the position of Secretary,
part-time - Police Commission -

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Police
Commission, Irene Lotito, 3 Alan Drive, New City, New York is hereby
appointed to the position of Secretary, part-time - Police Commission -
at the annual salary for 1979 of \$900.00, effective and retroactive
to December 1, 1979.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-885)

RESOLUTION RECOMMENDING
UNUSED 1979 HOLIDAY
CREDITS REMAIN IN FULL
FORCE AND EFFECT IN 1980
(CHIEF OF POLICE GEORGE R.
SCHNAKENBERG)

Co. Maloney offered the following resolution:

WHEREAS, Chief of Police George R. Schnakenberg will be
unable to utilize his accumulated holiday credits by December 31,
1979,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the Police
Commission, the unused 1979 holiday credits for Chief George R.
Schnakenberg will remain in full force and effect in 1980.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-886)

RESOLUTION APPOINTING
TYPIST - BUILDING
DEPARTMENT (KAREN SUTTIE)

Co. Longo offered the following resolution:

RESOLVED, that pursuant to Civil Service Law Section 64.1
and 64.2, Karen Suttie, 28 Joan Drive, New City, New York is hereby
appointed to the position of Typist - Building Department - at the
annual salary for 1979 of \$8,368., effective October 24, 1979 through
December 31, 1979.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1979-887)

RESOLUTION APPOINTING
STOREKEEPER (AUTOMOTIVE)
TOWN GARAGE (BERNARD
McKEEVER)

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished
Certification of Eligibles #79081 - Storekeeper (Automotive) which
contains the name of Bernard McKeever,

AAG406

RESOLUTION NO. (1979-887) Continued

NOW, THEREFORE, be it

RESOLVED, that Bernard McKeever, 115 Helene Drive, Valley Cottage, New York is hereby appointed to the position of Storekeeper (Automotive) - Town Garage - at the annual salary for 1979 of \$13,309, effective immediately.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-888)

RESOLUTION APPOINTING
CETA POSITIONS - PARKS
BOARD & RECREATION -
(BERLINGERI, HALL, COOKE,
FLAGG, FRUSTACI)

Co. Maloney offered the following resolution:

RESOLVED, that the following are hereby appointed to CETA positions in Parks, Board & Recreation:

Laura Berlingeri, 178 East Mary Lane, Valley Cottage, New York as Stock Clerk, at the annual salary for 1979 of \$7,989., effective and retroactive to November 26, 1979.

Ronald Hall, 250 Bardonia Road, Bardonia, New York - Laborer, at the annual salary for 1979 of \$9,181., effective and retroactive to October 18, 1979.

Joe Cooke, 22 Second Avenue, Spring Valley, New York - Laborer - at the annual salary for 1979 of \$9,181., effective and retroactive to August 20, 1979.

Jeffrey Flagg, 20 Ardsley Drive, New City, New York - Asst. Maintenance Mechanic - at the annual salary for 1979 of \$9,617., effective and retroactive to September 25, 1979.

Dennis Frustaci, 430 Christian Herald Road, Valley Cottage, New York - Groundswoker - at the annual salary for 1979 of \$10,074., effective and retroactive to September 12, 1979.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1979-889)

RESOLUTION APPOINTING
CETA POSITIONS - MINI-
TRANS DEPARTMENT

Co. Maloney offered the following resolution:

RESOLVED, that the following are hereby appointed to CETA positions in the Mini Trans Department:

Lawrence Athing, 158 Mass. Avenue, Congers, New York - Bus Driver - at the annual salary for 1979 of \$10,074., effective and retroactive to October 19, 1979.

AAG406

RESOLUTION NO. (1979-889) Continued

Roger Duvernoy, 43 Foxwood Drive, West Nyack, New York - Bus Driver - at the annual salary for 1979 of \$10,074., effective and retroactive to November 5, 1979.

Frank Fuchs, 344 West Clarkstown Road, Spring Valley, New York - Typist - at the annual salary for 1979 of \$7,627., effective and retroactive to October 3, 1979.

Alton Green, 45 Highview Court, Central Nyack, New York - Bus Driver - at the annual salary for 1979 of \$10,074., effective and retroactive to August 30, 1979.

Ruth Monroe, 43 Poplar Street, Nanuet, New York - Clerk - at the annual salary for 1979 of \$7,627., effective and retroactive to October 1, 1979.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1979-890)

RESOLUTION APPOINTING
CETA POSITIONS - SEWER
DEPARTMENT (CHMIELNICK
AND NUTT)

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed to CETA positions in the Sewer Department:

Donald Chmielnick, 55 Dr. Davies Drive, Congers, New York - Laborer - at the annual salary for 1979 of \$9,181., effective and retroactive to October 18, 1979.

James Nutt, 255 Congers Road, New City, New York - Laborer - at the annual salary for 1979 of \$9,181., effective and retroactive to November 19, 1979.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-891)

RESOLUTION APPOINTING
CLERK (CETA)

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Clerk (CETA) at the annual salary for 1979 of \$7,627:

Evelyn Clark, 15 Stern Place, Congers, New York, effective and retroactive to October 2, 1979.

Deborah Guglielmo, 26 VonBeaste Lane, Congers, New York, effective and retroactive to September 25, 1979.

Phyllis Mahrlein, 75 Lyncrest Avenue, New City, New York, effective and retroactive to November 14, 1979.

RESOLUTION NO. (1979-891) Continued

Margo Manly, 7 Lilac Court, Nanuet, New York,
effective and retroactive to October 29, 1979.

Roseanna Petruzzelli, 17 Forest Brook Drive,
Spring Valley, New York, effective and retroactive
to October 24, 1979.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1979-892)

RESOLUTION APPOINTING
SECRETARY TO CONDOMINIUM
INFORMATION BOARD
(DOLORES F. LODICO)

Co. Holbrook offered the following resolution:

RESOLVED, that Dolores F. Lodico, 2 Birch Lane, New City,
New York is hereby appointed Secretary to the Condominium Information
Board at the annual salary for 1979 of \$1,000., effective and retro-
active to March 5, 1979.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-893)

RESOLUTION ACCEPTING
RESIGNATION OF CLERK
(SEASONAL) - RECEIVER
OF TAX OFFICE (ELAINE
GROSS)

Co. Holbrook offered the following resolution:

RESOLVED, that the resignation of Elaine Gross, 23-B
Heritage Drive, New City, New York as Clerk (Seasonal) - Receiver
of Tax Office - is hereby accepted, effective and retroactive to
November 13, 1979.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

RESOLUTION NO. (1979-894)

RESOLUTION APPOINTING
CLERK (SEASONAL) -
RECEIVER OF TAX OFFICE
(DOROTHY LADIN)

Co. Piacentile offered the following resolution:

RESOLVED, that Dorothy Ladin, 14 Windmill Lane, New City,
New York is hereby appointed to the position of Clerk (Seasonal) -
Receiver of Tax Office - at the hourly rate of \$4.60, effective
November 19, 1979 through December 31, 1979.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (1979-895)

RESOLUTION AUTHORIZING
SUPERVISOR TO EXECUTE
CHANGE ORDER (AFTON
CONSTRUCTION CORP. -
KLEIN AVENUE DRAINAGE PROJECT)

Co. Longo offered the following resolution:

RESOLUTION NO. (1979-895) Continued

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a change order with Afton Construction Corp., extending the completion date of the Klein Avenue Drainage Project to November 14, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (1979-896)

RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE PERMIT (DEPARTMENT OF ARMY - KLEIN AVENUE DRAINAGE PROJECT)

Co. Maloney offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a permit dated July 20, 1979 with the Department of the Army for the construction of an earthen levee on the west side of the Hackensack River as part of the Klein Avenue Drainage Project.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-897)

RESOLUTION AUTHORIZING DIRECTOR OF ENVIRONMENTAL CONTROL TO EXECUTE AGREEMENT WITH UNITED STATES DEPARTMENT OF INTERIOR FOR OPERATION AND MAINTENANCE OF FOUR (4) GAUGING STATIONS WITHIN THE TOWN

Co. Piacentile offered the following resolution:

WHEREAS, the Town of Clarkstown has been participating with the United States Department of Interior in the operation and maintenance of four (4) gauging stations within the Town of Clarkstown, and

WHEREAS, the Director of Environmental Control has indicated that these stations have been found to be very valuable to the Town's drainage program and recommends the approval of the continuation of the agreement;

NOW, THEREFORE, be it

RESOLVED, that the Director of Environmental Control of the Town of Clarkstown is hereby authorized to execute a cooperative agreement with the Geological Survey, United States Department of the Interior, participating in water resources investigations in the Town of Clarkstown, and be it

FURTHER RESOLVED, that the Supervisor be authorized to pay the amount of \$1,800.00 from Capital Account No. 2 as the Town's contribution to the operation and maintenance of these record stations.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

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RESOLUTION NO. (1979-898)

RESOLUTION AUTHORIZING
SUPERVISOR TO ENTER INTO
STORM DRAINAGE EASEMENT
WITH CORWICK REALTY CORP.
(FAIRMONT ESTATES)

Co. Longo offered the following resolution:

WHEREAS, the Corwick Realty Corporation is desirous of granting a storm drainage easement to the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to enter into a storm drainage easement with Corwick Realty Corporation for property at the east side of Sickletown Road (Fairmont Estates), West Nyack, New York, and more particularly described in the storm drainage easement.

Seconded by Co. Maloney

All voted Aye.

* * * * *

At this point the Public Hearing on the Sewer Tax Rolls was resumed. This Public Hearing had been left open earlier in the evening.

* * * * *

RESOLUTION NO. (1979-898A)

RESOLUTION RESUMING
REGULAR TOWN BOARD
MEETING, SCHEDULED
PUBLIC HEARING HAVING
BEEN HELD

Co. Piacentile offered the following resolution:

RESOLVED, that Public Hearing on Sewer Tax Rolls for 1980 be closed and regular Town Board Meeting be resumed, time: 10:58 P.M.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (1979-899)

RESOLUTION ADOPTING
SEWER TAX ROLL FOR 1980

Co. Longo offered the following resolution:

WHEREAS, a public hearing was held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York on the 5th day of December, 1979, at 8:25 P.M., to hear and consider any objections which may be made to the 1980 Sewer Tax Roll, which includes the West Clarkstown District, Strawberry Hill District, Clarkstown Master Benefited Area No. 1 and Clarkstown Master Benefited Area No. 2, and

WHEREAS, notice of filing of said Sewer Tax Roll and Notice of Public Hearing were published as required by law, and

WHEREAS, the Town Board has heard and considered objections made to the said Sewer Tax Roll for 1980, and

WHEREAS, the Town Board has duly deliberated thereon;

RESOLUTION NO. (1979-899) Continued

NOW, THEREFORE, be it

RESOLVED, that the 1980 Sewer Tax Roll for and in connection with the assessment of the cost of construction of sanitary sewers and laterals within the Town of Clarkstown, be and the same hereby is ADOPTED.

Seconded by Co. Piacentile

All voted Aye.

* * * * *

At this point Supervisor Gerber asked if there was anyone wishing to be heard.

APPEARANCE: Ms. Judith Willner
247 Germonds Road
West Nyack, New York

AAG406

Ms. Willner stated that she wanted to bring to the attention of the Board a problem which she felt constituted an emergency situation. She spoke of the flash flooding of the bridge on Bardonia Road near the intersection of Germonds Road. She wished to submit a petition which she has begun to circulate among her neighbors saying that the bridge should be repaired post haste since there are many school buses crossing the bridge and many children crossing the bridge on their way to the Bardonia Elementary School. The last time the bridge flooded there was a car stuck on the bridge and it could not get off.

Supervisor Gerber discussed the situation with Mr. Bollman, Director of Environmental Control as to the status of the entire parcel. This is a project which is under consideration by the Town but as an entire package and not just the bridge alone. However, Supervisor Gerber said that the bridge would be checked for safety and when the funds were forthcoming the project would be taken care of.

There being no one further wishing to be heard Town Board Meeting was adjourned, time: 11:07 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

12/5/79

8:15 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Murray Jacobson, Town Attorney
Patricia Sherian, Town Clerk

RE: PETITION FOR THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER
SUPPLY DISTRICT NO. 1 - JOHN AND RICHARD SARNA AND PHILLIP SARNA
AND AUGUSTA SARNA

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

SWORN IN: Mr. Luke Kalarickal
Deputy Director
Department of Environmental Control
10 Maple Avenue
New City, New York 10956

Mr. Kalarickal was sworn in by Supervisor Gerber and testified that he is familiar with the petition. The proposed extension will benefit all property owners within the proposed extension. All property owners who will benefit are included in the limits of the proposed extension. It is in the public interest to grant the proposed extension because it will provide domestic water supply, fire protection and also reduce insurance rates.

IN FAVOR: No one appeared

OPPOSED: No one appeared.

There being no one wishing to be heard, Order Extending District was signed by Supervisor Gerber and the Board members.

On motion of Councilman Maloney, seconded by Councilman Longo and unanimously adopted, the Public Hearing was closed, time: 8:20 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

AAG406

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

12/5/79

8:20 P.M.

Present: Councilmen Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Murray Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO LOCAL LAW NO. 8-1967, ENTITLED, 'LOCAL LAW
REGULATING GARBAGE REMOVAL IN THE TOWN OF CLARKSTOWN' -
AS AMENDED".

Supervisor Gerber declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Murray Jacobson, Town Attorney explained that this was just a technical amendment to our existing local law because the State of New York was requesting that fingerprint impressions be taken by the Police Department so they could be forwarded to New York State Division of Criminal Justice Service to check for criminal background.

Supervisor Gerber asked if there was anyone wishing to be heard for or against this amendment.

NO ONE APPEARED.

There being no one wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Longo and unanimously adopted, the Public Hearing was closed, time: 8:24 P.M.

Respectfully submitted,

Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

AAG406

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

12/5/79

8:27 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Murray Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: TO CONSIDER ADOPTION OF THE SEWER TAX ROLL FOR 1980.

Supervisor Gerber declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Gerber noted that we would leave the Public Hearing open but just recess it until the sewer rolls arrived from Newburgh

At 10:55 P.M. the tax rolls arrived from Newburgh and Public Hearing was resumed.

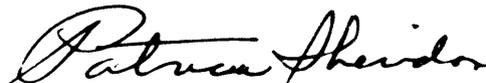
The Assessor, Ross Valenza, read the tax rates.

Supervisor Gerber asked if there was anyone wishing to be heard.

NO ONE APPEARED.

There being no one wishing to be heard, on motion of Councilman Piacentile, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing was closed, time: 10:58 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

AAG406

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

12/5/79

8:35 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Murray Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: PETITION FOR CHANGE OF ZONE APPLICATION - P.O. DISTRICT
to R-15 - F. Z. REALTY CORP.

Supervisor Gerber declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Gerber read the following correspondence:

(Letterhead of Rockland County Planning Board)

"August 27, 1979

Clarkstown Town Board
Town Hall
New City, New York Attn: Patricia Sheridan, Town Clerk

Re: GENERAL MUNICIPAL LAW (GML) REVIEW:
239(k)_____ 239(l&m) XXX 239(n)_____

Item: F. Z. Realty, N/S Rt. 59, W. Nyack Map dated 6/5/79
Zone Change PO to R-15 (872)

The Rockland County Planning Board reviewed the above item at its August 25, 1979 meeting and

*approves _____ **approves subject to conditions below XXX
***disapproves _____ requests extension of time _____

Modifications and Conditions:

Ust TL 281 for average density layout and provide a 50 foot buffer along Route 59. (Maintain the existing woodland for 50 feet).

cc: Supervisor Gerber
Mr. Lombardi, member, RCPB
RCSWCD
Clarkstown Planning Board

Very truly yours,
Rockland County Planning Board

By /s/ Aaron D. Fried
Aaron D. Fried, Planning Director

- *The proposed action is deemed by the Board to have no significant negative impact on nearby municipalities, County or State roads or facilities and, therefore, the action is for local determination. Approval does not necessarily mean the Board endorses the subject action as desirable from the viewpoint of the municipality.
**the GML requires a vote to "two-thirds of all the members" or "majority plus one" of your agency to act contrary to the above findings."

(Letterhead of Clarkstown Planning Board)

"September 28, 1979

The Honorable Town Board
Town of Clarkstown
10 Maple Avenue
New City, New York 10956

TOWN BOARD REFERRAL: ZONE CHANGE
REQUEST PO TO R-15: F.Z.REALTY
CORP. 51A2.40 WEST NYACK

Gentlemen:

The above matter was reviewed at the Planning Board meeting of September 18, 1979. All Members unanimously approved the following...

RECOMMENDATION TO THE HONORABLE TOWN BOARD: The Members have examined the petition in relation to the topography, the surrounding area, the Town Development Plan and the statutory requirements and recommends that the petition be granted with the following provisos:

1. That all access be solely from Brook Hill Drive,
2. That a sound buffer area of undisturbed woodland and/or natural screening be provided, to be no less than 50' minimum,
3. That the necessary storm drainage improvements be provided, and
4. That provisions be made for erosion and sediment control during construction.

Further to the above and in accordance with Section 106-32(b) the Planning Board makes the following determinations:

- a) the uses proposed would be appropriate in the area, as area is residential,
- b) adequate school facilities do exist for additional residences, as do other public services,
- c) the proposed change is in accord with any plans for providing public water supply and sanitary sewers,
- d) there is not much available land in the immediate area zoned R-15,
- e) there are no lands presently being developed in the R-15 zone in the immediate area,
- f) we do not see any adverse effect upon the growth of the existing community with the addition of some six residences,
- g) we do not see the proposed amendment having any appreciable effect upon the cost of providing public services.

Very truly yours,

/s/ Jerome Paikin,
Chairman

cc: Town Attorney
Town Clerk"

Mr. Lester Clark, agent for F. Z. Realty Corp., appeared on behalf of the petitioner. He noted that the parcel was on the north side of Route 59 east of the Palisades Parkway. The parcel is presently dormant. Referring to comments from Robert Geneslaw he remarked that the area is a residential area and this would be a logical extension to that area. If the property were to be developed in this manner it would conform to what is presently in the area. In 1970 the Master Plan recommended residential R-15 development. Homes

would face on Brook Hill Road only and screening would be provided between the back of the houses and Route 59. Having this property zoned P0 has proved unsuccessful and it has been ten or twelve years without anyone wishing to develop it in that manner. There is also a traffic problem in the area. The homes would be built on 15,000 square feet which would be similar to those in the area now. They would be financially in the same category or better. This would be, he felt, more in keeping with the area than the 45,000 square feet office building which had been discussed with the attendant problems of lighting, parking, etc.

Mr. Clark said that the 50 foot buffer strip could perhaps be reconsidered. He believed that there should be heavy screening along Route 59 but not 50 feet since it would limit the backyards of homeowners and he would supplement the buffer with evergreens.

Supervisor Gerber asked if there was anyone wishing to be heard in favor of the change.

IN FAVOR: NO ONE APPEARED.

Supervisor Gerber then asked if there was anyone wishing to be heard in opposition to the change.

OPPOSED: NO ONE APPEARED.

APPEARANCE: Mr. John Provenzano
Bull Run
West Nyack, New York

Mr. Provenzano said that he did not wish to speak in favor of or in opposition to the change but just wanted to ask a question. There is an underground spring in the area and would the builder accept the liability if a drainage problem develops. He also wanted to know where the exit and entrance to these homes would be.

Mr. Clark replied that with regard to any drainage problems all homes would be built in compliance with the regulations set forth by the Town and that there would have to be another public hearing for site lay-out but that entrances directly off Route 59 would be prohibited.

Mr. Clark reiterated that all homes would have entry from Brook Hill Drive. There would be eight homes built which would face Brook Hill Drive. These homes would be a minimum of \$75,000.00 or better.

There being no one further wishing to be heard, on motion of Councilman Maloney, seconded by Councilman Longo and unanimously adopted, the Public Hearing was declared closed, DECISION RESERVED, time: 8:55 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

AAG406

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

12/5/79

10:00 P.M.

Present: Co. Holbrook, Longo, Maloney, Piacentile
Supervisor Gerber
Murray Jacobson, Town Attorney
Patricia Sheridan, Town Clerk

RE: PROPOSED LOCAL LAW ENTITLED "A LOCAL LAW PROVIDING FOR THE
ESTABLISHMENT OF A DEPARTMENT OF PURCHASING"

Supervisor Gerber declared the Public Hearing open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Gerber explained that the intention here was to create a Department of Purchasing as opposed to the office of Purchasing Department. Mr. Gerber asked if there was anyone wishing to speak in favor.

IN FAVOR: NO ONE APPEARED.

Supervisor Gerber asked if there was anyone wishing to be heard in opposition.

OPPOSED: Mr. Ira Margolis
14 D Heritage Drive
New City, New York 10956

Mr. Margolis said that with his limited knowledge of the Town Board he had never known it to want to create a bureaucracy. He stated that we presently have a Purchasing Department and assumes it is functioning efficiently. Mr. Margolis saw no necessity for changing the way it is presently set up. He felt that to create a department giving anyone an indefinite term of office can create problems, cause additional expenses and there could conceivably be a lack of accountability.

Supervisor Gerber said that there would be no additional expense created and there would be the same accountability that there was from any other office. There would certainly be financial accountability since the Town does not arbitrarily pay out funds. The Town Board awards the bids on the recommendation of the Purchasing Agent.

Councilman Piacentile asked Mr. Margolis if he were familiar with municipal purchasing. He also noted that you can only purchase under rigid control and that there is accountability to the State Comptroller and the Department of Audit and Control. The Town Board operates within the law.

Councilman Piacentile said that this was being done at the recommendation of the State Department of Audit and Control. Mr. Margolis inquired whether it was a recommendation or was it a direct order. Councilman Piacentile answered that it was a very strong recommendation.

Supervisor Gerber stated that he did not want the Department of Purchasing to become a political football as it had in the past when the Department of Purchasing was abolished. Mr. Gerber stated that the Town needs a Purchasing Department in order to purchase more efficiently.

CONTINUED ON NEXT PAGE

AAG406

Mr. Margolis said that he felt it was political. Why, after six years, was it being done at this time? It certainly appeared to be political.

Supervisor Gerber said if he was remiss in any way it was in not having done this sooner. He felt it was in the best interest of the Town to do it at this time and it was not a political move.

There being no one further wishing to be heard, on motion of Councilman Piacentile, seconded by Councilman Holbrook and unanimously adopted, Public Hearing was declared closed, time: 10:17 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk