

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

1/22/80

8:15 P.M.

Present: Supervisor Dusanenko  
Councilmen Holbrook, Lettre, Longo, Maloney  
Everett Johns, Town Attorney  
Patricia Sheridan, Town Clerk

Supervisor Dusanenko declared the Town Board Meeting open; assemblage saluted the Flag.

Supervisor Dusanenko then presented Certificates of Award on behalf of all the residents of Clarkstown and the Town Board to volunteer firemen who performed valiant rescue efforts on Hook Mountain. Among the men who assisted in rescuing the 17 year old youth was the Valley Cottage Rescue Squad consisting of Samuel Credidio, Philip Scala, Peter Atha and Jeffrey Sullinger. Rescue attempts were hampered by snow and sleet. There were many other firemen, policemen and ambulance personnel present. Chief Barry Fury was also present at the scene and is with us tonight.

Supervisor Dusanenko called upon the men to come forward and he then presented them with a small token of appreciation from the Town Board.

Supervisor Dusanenko made mention of a meeting to be held jointly with the Town and the Village of Spring Valley on January 30, 1980 at 6:00 P.M. at the Holiday Inn.

RESOLUTION NO. (49-1980)

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

Co. Longo offered the following resolution:

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

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (50-1980)

OPENING SCHEDULED PUBLIC HEARING RE CLARKSVILLE ESTATES

Co. Longo offered the following resolution:

RESOLVED, that scheduled Public Hearing on Clarksville Estates be opened, time: 8:18 P.M.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (51-1980)

CLOSING PUBLIC HEARING ON CLARKSVILLE ESTATES

Co. Lettre offered the following resolution:

RESOLVED, that the Public Hearing on Clarksville Estates be closed, time: 8:21 P.M.

Seconded by Co. Holbrook

All voted Aye.

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AAE505

RESOLUTION NO. (52-1980)

RESUMING REGULAR TOWN  
BOARD MEETING

Co. Holbrook offered the following resolution:

RESOLVED, that the regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time: 8:22 P.M.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (53-1980)

ADVERTISING FOR BID  
FOR PAPER AND PLASTIC  
SUPPLIES

Co. Lettre offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Paper and Plastic 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 Monday, February 4, 1980 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (54-1980)

ADVERTISING FOR PRINTING  
OF 1980 SPRING & SUMMER  
RECREATION BROCHURE

Co. Lettre offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for Printing of 1980 Spring & Summer Recreation Brochure 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 Friday, February 15, 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 Director of Purchasing.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (55-1980)

ADVERTISING FOR ARTS &  
CRAFTS SUPPLIES

Co. Lettre offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Arts & Crafts 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 Friday, February 5, 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. Maloney

All voted Aye.

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RESOLUTION NO. (56-1980)

ADVERTISING FOR ROUND &  
OBLATE CORRUGATED STEEL  
CULVERT PIPE

Co. Lettre offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Round & Oblate Corrugated Steel Culvert Pipe bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 10:30 A.M. on Friday, February 8, 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. Maloney

All voted Aye.

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RESOLUTION NO. (57-1980)

ADVERTISING FOR ROUND &  
OBLATE CORRUGATED ALUMINUM  
CULVERT PIPE

Co. Maloney offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Round & Oblate Corrugated Aluminum Culvert Pipe 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 Friday, February 8, 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. Lettre

All voted Aye.

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RESOLUTION NO. (58-1980)

ADVERTISING FOR CAST  
IRON CURB INLETS, CATCH  
BASINS, FRAMES & GRATES,  
ETC.

Co. Lettre offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Cast Iron Curb Inlets, Catch Basins, Frames & Grates, etc., bids to be returnable to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 10:00 A.M. on Wednesday, February 6, 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. Maloney

All voted Aye.

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AAE505

RESOLUTION NO. (59-1980)

ADVERTISING FOR CRUSHED  
STONE

Co. Maloney offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Crushed Stone bids to be returnable to the Office of Director of Purchasing, 10 Maple Avenue, New City, New York by 10:00 A.M. on Thursday, February 7, 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. Lettre

All voted Aye.

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RESOLUTION NO. (60-1980)

ADVERTISING FOR  
STATIONERY SUPPLIES

Co. Maloney offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for: Stationery Supplies 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, January 31, 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. Lettre

All voted Aye.

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RESOLUTION NO. (61-1981)

AWARDING BIDS FOR ATHLETIC  
AND RECREATIONAL SUPPLIES

Co. Longo offered the following resolution:

RESOLVED, based upon the recommendation of the Director of Purchasing and in concurrence with the Superintendent of Recreation and Parks, that the bid for furnishing Athletic and Recreational Supplies is hereby awarded to the following low bidders who have met the specifications:

- 2. SEA-LAWN PRODUCTS CO. INC., 161 East Park Avenue, Long Beach, L.I., N.Y. 11516  
for items #34, and #78, as per specifications, at a net bid price of \$32.40;  
AND TO
- 4. TODD-PHELPS SPORTING GOODS MFG. CORP., 1945 West Palmer Avenue, Larchmont,  
N.Y. 10538, for items #1a, 1b, 1c, 2b, 2c, 3, 4a, 4b, 5c, 6a, 11, 12, 13,  
16, 19, 39, 44, 52, 53, 57, 59a, 59b, 60, 61, 63, 64, 72, 80b, 81, 81b, 84,  
85, 87, 91, 97, 100, 106, 107, 128, 129, 129c, 143, 144, 145, 146, 147, as  
per specifications, at a net bid price of \$8,938.01; AND TO
- 7. CHAPYL SPORTS, INC., 32-02 Queens Blvd., Long Island City, N.Y. 11101,  
for item #20, as per specifications, at a net bid price of \$2,175.94;  
AND TO

## RESOLUTION NO. (61-1980) Continued

8. MARTY SPOLAN SPORTING GOODS, 116-21 Metropolitan Avenue, Bay Gardens, N.Y. 11413, for items #2A, 2d, 99, as per specifications, at a net bid price of \$966.00; AND TO
9. SOUTH SHORE OUTDOOR STORE, 61 West Main Street, Bay Shore, N.Y. 11706, for items #8, 19c, 26, 105 (a, b, c, d, e, g, h, i.) #110, as per specifications, at a net bid price of \$3,549.72; AND TO
10. SUPREMA'S SPORTLAND, 22 Ocean Avenue, Long Beach, N.Y. 11726, for items #7, 1-a, 14b, 15, 79, 80, 150, 151, as per specifications, at a net bid price of \$1,566.24; AND TO
11. PANCHOGNE SURGICAL CO., INC., 195-199 Main Street, Sayville, N.Y. 11712, for item #9d, as per specifications, at a net bid price of \$200.52; AND TO
12. TRI-CAR SPORTS, 776 White Plains Road, Scarsdale, N.Y. 10583, for items #5a, 125, as per specifications, at a net bid price of \$166.80; AND TO
13. J.L. HANCOCK COMPANY, 2393 Town Hall Road, Union, N.J. 07083, for item #19, as per specifications, at a net bid price of \$128.00; AND TO
14. BLUMENFELD SPORT NET CO., Box 726, Dallas, Texas 75209, for items #92, #94, 143, 149, as per specifications, at a net bid price of \$675.00; AND TO
15. CHAMPION PRODUCTS, INC., P.O. Box 87, Perry, N.Y. 1-530, for items #21a, 21g, 23c, 23c, as per specifications, at a net bid price of \$2,330.00; AND TO
16. HEIMAR, INC., 1306 Castle Hill Avenue, Bronx, N.Y. 10-62, for items #17, #18, 21, 21b, 21a, as per specifications, at a net bid price of \$7,262.94.

GROSS TOTAL FOR ALL ITEMS: \$28,791.57

BE IT FURTHER RESOLVED, that this amount be charged against accounts

7141-303 - \$ 100.00

7141-329 - \$ 373.08

## RESOLUTION NO. (61-1980) Continued

8. MARTY SPOLAN SPORTING GOODS, 116-21 Metropolitan Avenue, Bay Gardens, N.Y. 11413, for items #21, 24, 39, as per specifications, at a net bid price of \$966.00; AND TO
9. SOUTH SHORE OUTDOOR STORE, 61 West Main Street, Bay Shore, N.Y. 11706, for items #8, 19c, 26, 109 (a, b, c, d, e, f, g, h, i,) #110, as per specifications, at a net bid price of \$3,549.72; AND TO
10. SUPREMA'S SPORTSWEAR, 22 Ocean Avenue, Copiague, N.Y. 11726, for items #7, 11a, 14b, 15, 79, 80, 150, 151, as per specifications, at a net bid price of \$1,566.24; AND TO
11. PATCHOGUE SURGICAL CO., INC., 195-199 Main Street, Sayville, N.Y. 11782, for item #92, as per specifications, at a net bid price of \$200.52; AND TO
12. TRI-CAR SPORTS, 776 White Plains Road, Scarsdale, N.Y. 10583, for items #7a, 125, as per specifications, at a net bid price of \$466.80; AND TO
13. J.L. HANETT COMPANY, 2393 Tamm Hall Road, Union, N.J. 07083, for item #49, as per specifications, at a net bid price of \$128.00; AND TO
14. BIRMINGHAM SPORT NET CO., Box 726, Dallas, Texas 75209, for items #92, #94, 143, 149, as per specifications, at a net bid price of \$675.00; AND TO
15. CHAMPION PRODUCTS, INC., P.O. Box 87, Perry, N.Y. 14530, for items #21a, 21g, 23c, 23e, as per specifications, at a net bid price of \$2,830.00; AND TO
16. HEIMAR INC., 1306 Castle Hill Avenue, Bronx, N.Y. 10452, for items #17, #18, 21, 21b, 21c, as per specifications, at a net bid price of \$7,262.94.

GROSS TOTAL FOR ALL ITEMS: \$28,791.57

BE IT FURTHER RESOLVED, that this amount be charged against accounts:

7141-303 - \$ 100.00

7141-329 - \$ 378.06

RESOLUTION NO. (61-1980)

- 7130-303 - \$ 94.20
- 7130-307 - \$ 1,262.76
- 7130-329 - \$ 150.96
- 7310-303 - \$ 100.52
- 7310-307 - \$ 11,333.34
- 7310-329 - \$ 14,175.61
- 7620-329 - \$ 1,196.10

BE IT FURTHER RESOLVED, THAT NO BIDS AWARDED TO ITEMS #32, 103e, 134, 135.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (62-1980) ADOPTING AND ACCEPTING  
MINUTES OF DECEMBER 19  
AND DECEMBER 31, 1979

Co. Lonao offered the following resolution:

RESOLVED, that the Minutes of the regular Town Board Meetings held on December 19 and December 31, 1979, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney All voted Aye.

(Please note that the minutes of the December 19, 1979 meeting were previously adopted and accepted by the prior Town Board at the December 31, 1979 meeting which was a Special Town Board Meeting and not a regular Town Board Meeting.)

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RESOLUTION NO. (63-1980) AUTHORIZING HANDICAPPED  
PARKING SPACES AT DI  
NOTO SHOPPING CENTER

Co. Holbrook 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 Di Noto Shopping Center, New City (55-A-14) by the installation of handicapped parking spaces, and

WHEREAS, Dominick DiNoto, Jr., 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

RESOLUTION NO. (63-1980) Continued

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. (64-1980)

AUTHORIZING ATTENDANCE  
AT ASSOCIATION OF TOWNS  
CONVENTION

Co. Longo offered the following resolution:

RESOLVED, that all Town Officials are hereby authorized to attend the Association of Towns Convention to be held in New York City on February 18, 19 and 20, 1980, and be it

FURTHER RESOLVED, that all expenses incurred be made proper Town charges.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (65-1980)

CONSTRUCTION AND MAINTENANCE  
OF SIDEWALKS (ROUTE 59  
FROM THRUWAY CROSSING TO  
THE RAILROAD OVERPASS)

Co. Longo offered the following resolution:

WHEREAS, the New York State Department of Transportation proposes the construction of sidewalks along both sides of Route 59 from the Thruway crossing to the Railroad overpass, all in the Town of Clarkstown, and

WHEREAS, the State will construct the sidewalks pursuant to Section 10, subdivision 22, Section 46 or 349-c of the Highway Law, as shown on the contract plans relating to this project, and

WHEREAS, the State will provide for the construction of the above mentioned work;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown approves the construction of the sidewalks and will maintain the sidewalks within the Town of Clarkstown as shown on the contract plans, including the control of snow and ice, and be it

FURTHER RESOLVED, that the Town Clerk is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Seconded by Co. Maloney

All voted Aye.

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AAE505

RESOLUTION NO. (66-1980)

ACCEPTING BUILDING  
INSPECTOR'S REPORTS AND  
ZONING BOARD OF APPEALS'  
REPORTS ( NOVEMBER AND  
DECEMBER 1979)

Co. Longo offered the following resolution:

RESOLVED, that the Building Inspector's Reports and the  
Zoning Board of Appeals' Reports for the months of November and  
December, 1979 are hereby accepted as submitted and are on file in  
the Town Clerk's office.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (67-1980)

CANCELLING REGULAR TOWN  
BOARD MEETING OF  
FEBRUARY 12, 1980

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board meeting of  
February 12, 1980, is hereby cancelled.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (68-1980)

AUTHORIZING ATTENDANCE AT  
INNOVATIVE PROGRAMMING  
FORUM V - RECREATION  
DEPARTMENT (CHARLES F.  
CONNINGTON AND ANTHONY  
ZACCAGNINO)

Co. Lettre offered the following resolution:

RESOLVED, based upon the recommendation of the Parks  
Board and Recreation Commission, that Charles F. Connington,  
Recreation Supervisor and Anthony Zaccagnino, Senior Recreation  
Leader, are hereby authorized to attend the Innovative Programming  
Forum V from January 29, 1980 through January 31, 1980 to be held  
in Wilmington, Delaware.

FURTHER RESOLVED, that all necessary and actual expenses  
not to exceed \$285.00 be allocated against account 7310-414.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (69-1980)

AUTHORIZING ATTENDANCE AT  
SCHOOL OF SPORTS MANAGE-  
MENT - RECREATION DEPART-  
MENT (CHARLES F. CONNINGTON)

Co. Lettre offered the following resolution:

RESOLVED, based upon the recommendation of the Parks  
Board and Recreation Commission, that Charles F. Connington, Recreation  
Supervisor, is hereby authorized to attend the School of Sports Manage-  
ment from February 10, 1980 through February 15, 1980 to be held in  
Wheeling, West Virginia.

FURTHER RESOLVED, that all necessary and actual expenses  
not to exceed \$305.00 be allocated against account 7310-414.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (70-1980)

DESIGNATING DELEGATE AND  
ALTERNATE DELEGATE TO THE  
ASSOCIATION OF TOWNS  
CONVENTION (THEODORE R.  
DUSANENKO AND EVERETT JOHNS)

Co. Longo offered the following resolution:

RESOLVED, that Supervisor Theodore R. Dusanenko is hereby designated as delegate to the Association of Towns Convention, and be it

FURTHER RESOLVED, that Everett Johns, Town Attorney is hereby designated as alternate delegate to the Association of Towns Convention.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (71-1980)

SETTING PUBLIC HEARING  
FOR THE EXTENSION OF THE  
CLARKSTOWN CONSOLIDATED  
WATER SUPPLY DISTRICT  
NO. 1 (KEVIN AND MARIA  
DILLON)

Co. Longo offered the following resolution:

WHEREAS, a written Petition dated December 4, 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"

Description of Premises

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, more particularly bounded and described as follows:

BEGINNING at a point in the westerly line of Old Haverstraw Road at the southeast corner of the premises herein and the northeast corner of lands now or formerly of Rose; running thence

- (1) North 72 degrees 04 minutes 00 seconds West, 376.62 feet; thence
- (2) North 18 degrees 28 minutes 10 degrees East, 155.34 feet; thence
- (3) South 72 degrees 04 minutes 00 seconds East 717.99 feet; thence
- (4) South 22 degrees 21 minutes 26 seconds West, 85.00 feet; thence
- (5) South 72 degrees 04 minutes 00 seconds East, 169.19 feet to the west line of Old Haverstraw Road; thence
- (6) Along same, South 22 degrees 21 minutes 26 seconds West, 70.80 feet to the point or place of BEGINNING.

AAE505

RESOLUTION NO. (71-1980) Continued

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 26th day of February, 1980, at 8:30 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. Lettre

All voted Aye.

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RESOLUTION NO. (72-1980)

GRANTING CERTIFICATES  
OF REGISTRATION (MICHAEL  
RICKLI- RICKLI EXCAVATING  
AND LEO TREMPER)

Co. Maloney 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:

MICHAEL RICKLI  
d/b/a RICKLI EXCAVATING  
58 BASSWOOD COURT  
BARDONIA, NEW YORK 10954

LEO TREMPER  
77 BLAUVELT ROAD  
NANUET, NEW YORK 10954

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

No. 80-7 issued to Michael Rickli  
(d/b/a Rickli Excavating)

No. 80-8 issued to Leo Tremper

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (73-1980)

APPROVING REDUCTION IN  
AMOUNT OF PERFORMANCE BOND  
(WATERS MILL SUBDIVISION)

Co. Lettre offered the following resolution:

WHEREAS, a Performance Bond No. 927051, JHM HOMES, INC. as Principal; Phillip Mann, Arnold Garelick and Uri Sasson as Co-Principals and REPUBLIC INSURANCE COMPANY as Surety, dated June 26, 1979, in the amount of \$52,000 covering the improvements and other facilities as shown on the Final Plat of WATERS MILL ESTATES dated and last revised January 17, 1979, was furnished to the Town of Clarkstown, and

RESOLUTION NO. (73-1980) Continued

WHEREAS, the Department of Environmental Control of the Town of Clarkstown has recommended that Bond No. 927051 be reduced to \$28,150 as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that the reduction of Performance Bond No. 927051 be reduced to \$28,150.

Seconded by Co. Maloney

All voted Aye.

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AAE505

RESOLUTION NO. (74-1980)

ACCEPTING PROPOSALS FROM ORANGE & ROCKLAND UTILITIES INC. FOR STREET LIGHTING (CLARKSVILLE ESTATES AND S. LITTLE TOR ROAD)

Co. Lettre offered the following resolution:

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

- Clarksville Estates (underground s/d) West Nyack
- S. Little Tor Road New City

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (75-1980)

RESOLUTION AUTHORIZING SETTLEMENT OF AN ACTION (NORTH AMERICAN REVALUATION COMPANY, GENERAL INSURANCE COMPANY OF AMERICA, AND SAFECO INSURANCE COMPANY OF AMERICA)

Co. Longo offered the following resolution:

WHEREAS, an action was commenced in the Supreme Court, State of New York, Rockland County upon a breach of contract heretofore entered into between the Town of Clarkstown and North American Revaluation Company for the complete revaluation of all real property within the Town of Clarkstown and for the performance of certain services incidental thereto, and upon a Surety Bond No. 923318 issued by General Insurance Company of America and Safeco Insurance Company of America as Sureties entitled:

TOWN OF CLARKSTOWN,  
Plaintiff,  
-against-

RESOLUTION NO. (75-1980) Continued

NORTH AMERICAN REVALUATION COMPANY,  
GENERAL INSURANCE COMPANY OF AMERICA,  
and SAFECO INSURANCE COMPANY OF AMERICA,

Defendants.

and

WHEREAS, a proposal has been made by the Defendants General Insurance Company of America and Safeco Insurance Company of America to settle and compromise the aforesaid action by Sureties' cash payment to the Town of Clarkstown in the sum of \$20,000, and by the Sureties' waiver of any claim to monies remaining unpaid under the agreement between the Town of Clarkstown and North American Revaluation Company dated March 2, 1972, whether upon contract balance, retainage, or payment for extra work all in the approximate sum of \$23,000;

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney be and hereby is authorized to enter into the settlement of the above entitled action as proposed in a letter from counsel for the Sureties dated January 18, 1980, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown be and hereby is authorized to execute a General Release, and be it

FURTHER RESOLVED, that the Town Attorney be and hereby is authorized to execute a Stipulation of Discontinuance of the action and any other documents necessary to effectuate the aforesaid settlement.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (76-1980)

AUTHORIZING SUPERVISOR  
TO FILE ANNUAL REPORT

Co. Longo offered the following resolution:

RESOLVED, that the Supervisor is hereby authorized to file the Annual Report of the Supervisor by March 1, 1980.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (77-1980)

AUTHORIZING SPRING VALLEY  
WATER COMPANY TO INSTALL  
HYDRANT (1) (WEST SIDE  
KINGS HIGHWAY SOUTH OF  
BLUEBIRD DRIVE, CONGERS)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Spring Valley Water Company is hereby authorized to install one (1) hydrant on the west side of Kings Highway, approximately 65 feet south from the center line of Bluebird Drive, Congers, investigation no. 8926.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (78-1980)

AUTHORIZING SUPERVISOR  
TO EXECUTE CHANGE ORDER  
(CENTRAL NYACK COMMUNITY  
DEVELOPMENT CENTER)

Co. Longo offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute a Change Order in the amount of \$990.00 in connection with the Central Nyack Community Development Center for the changes as shown on the attached Schedule "A".

Seconded by Co. Maloney

All voted Aye.

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(Please note that the original Change Order referred to above is on file in the Town Clerk's office.)

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RESOLUTION NO. (79-1980)

AUTHORIZING PLANNING BOARD  
OF THE TOWN OF CLARKSTOWN  
TO USE TOWN LAW SECTION 281

Co. Maloney offered the following resolution:

WHEREAS, THEODORE F. ATZL, engineer for the applicant, has made written application for the use of Town Law Section 281 in connection with a subdivision known as WHISPERING PINES, and

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

WHEREAS, the Town Board of the Town of Clarkstown finds that it would be a benefit to the Town of Clarkstown if Town Law Section 281 is used in this subdivision to allow for improved drainage, soil control, tree preservation and road design;

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law Section 281 in connection with this subdivision provided that the area shown north of the 150 foot Orange and Rockland utility easement be taken for municipal purposes and that the conservation easement not be required and that a map note be added to the subdivision map providing that the premises shall not be further subdivided.

Seconded by Co. Lettre

All voted Aye.

\* \* \* \* \*

Supervisor Dusanenko noted that there were comments to be forwarded to the Planning Board prepared from Mr. Corutky, Atzl & Scatassa and a resolution from the Town Planning Board and also from Mr. Ghiazza.

\* \* \* \* \*

RESOLUTION NO. (80-1980)

MEMORIALIZING INNOCENT  
VICTIMS OF ABORTION -  
DAY OF MOURNING IN  
CLARKSTOWN - 1/22/80

Co. Longo offered the following resolution:

AAE505

RESOLUTION NO. (80-1980) Continued

WHEREAS, the Town Board of the Town of Clarkstown is desirous of memorializing the innocent victims of abortion,

NOW, THEREFORE, be it

RESOLVED, that Tuesday, January 22nd, 1980 be declared a day of mourning in the Town of Clarkstown, and be it

FURTHER RESOLVED, that this Town Board calls upon the President of the United States, the members of Congress of the United States and the United States Supreme Court, to cease the wanton destruction of innocent life.

Seconded by Co. Lettre

On roll call the vote was as follows:

Councilman Holbrook.....	abstain
Councilman Lettre.....	Yes
Councilman Longo.....	Yes
Councilman Maloney.....	Yes
Supervisor Dusanenko.....	Yes

\* \* \* \* \*

RESOLUTION NO. (81-1980)

CLOSING REGULAR TOWN BOARD MEETING IN ORDER TO HOLD SCHEDULED PUBLIC HEARING

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board meeting be closed in order to hold scheduled Public Hearing, time: 8:50 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (82-1980)

OPENING SCHEDULED PUBLIC HEARING (VAN HOUTEN HOUSE)

Co. Longo offered the following resolution:

RESOLVED, that a Public Hearing concerning designation of historical site be opened, time: 8:50 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (83-1980)

CLOSING SCHEDULED PUBLIC HEARING (VAN HOUTEN HOUSE) AND RESUMING REGULAR MEETING

Co. Longo offered the following resolution:

RESOLVED, that Public Hearing concerning designation of historical site be closed and regular Town Board Meeting be resumed, time: 8:53 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (84-1980)

DESIGNATING HISTORICAL  
SITE (VAN HOUTEN HOUSE)

Co. Holbrook offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 19th day of December, 1979, provided for a public hearing on the 22nd day of January, 1980, at 8:45 P.M., to consider the designation of the John Van Houten House located at 225 Germonds Road, West Nyack, New York, more particularly described on the Tax Map of the Town of Clarkstown as Map 53, Block A, Lot 2, as an historical site pursuant to Chapter 12, Sec. 3, Subd. C. of the Code of the Town of Clarkstown, and

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

NOW, THEREFORE, be it

RESOLVED, that the aforementioned John Van Houten House be and the same hereby is designated as an historical site, and be it

FURTHER RESOLVED, that said historical site be so indicated on the Official Map of the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

At this point Supervisor Dusanenko declared a recess.

\* \* \* \* \*

RESOLUTION NO. (85-1980)

ADJOURNING REGULAR TOWN  
BOARD MEETING IN ORDER  
TO HOLD SCHEDULED PUBLIC  
HEARING (SANITARY LANDFILL  
RULES AND REGULATIONS)

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board meeting be adjourned in order to hold scheduled Public Hearing, time: 9:45 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (86-1980)

CLOSING SCHEDULED PUBLIC  
HEARING ON SANITARY  
LANDFILL RULES AND REGULA-  
TIONS AND RESUMING REGULAR  
TOWN BOARD MEETING

Co. Maloney offered the following resolution:

RESOLVED, that scheduled Public Hearing on Sanitary Landfill Rules and Regulations be closed and regular Town Board meeting be resumed, time: 9:58 P.M.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

AAE505

RESOLUTION NO. (87-1980)

ADOPTING AN AMENDMENT  
TO THE SANITARY LANDFILL  
RULES AND REGULATIONS  
(LETTERING OF TRUCKS AND  
CONTAINERS)

Co. Maloney offered the following resolution:

WHEREAS, a public hearing was held on January 22, 1980, at 9:00 P.M., to consider the adoption of an amendment to the Sanitary Landfill Rules and Regulations;

NOW, THEREFORE, be it

RESOLVED, that the following amendment to the Sanitary Lanfill Rules and Regulations is hereby adopted:

Section A115-6 Vehicle Identification to read as follows:

Section A115-6 (B) All trucks shall be properly painted or lettered with the following information on both sides of the truck:

Section A115-6 (C) All containers shall be properly painted or lettered with the following information on both sides of the container:

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (88-1980)

DECLARING "LEASE"  
AGREEMENT ULTRA VIRES,  
VOID AND OF NO EFFECT  
(COMPUTERS)

Co. Holbrook offered the following resolution:

WHEREAS, the Town of Clarkstown on December 19, 1979, by Resolution No. 939, did authorize the former Supervisor, George S. Gerber, to execute a proposed "Lease" Agreement with Value Management Consultants, Inc., and

WHEREAS, the former Supervisor, George S. Gerber, did on December 19, 1979, execute a proposed "Lease" Agreement pursuant to the aforesaid resolution and was countersigned by Value Management Consultants, Inc., and

WHEREAS, the Supervisor, Town Attorney, Comptroller, Assessor and Receiver of Taxes did on January 7, 1980, meet with Dr. Ganim and Jacquelyn Weiden of Value Management Consultants, Inc. to discuss clarification of many provisions of the "Lease" Agreement, and

WHEREAS, the Supervisor and the Town Board directed the Town Attorney to cause a review of the entire proposed "Lease" Agreement and render his legal opinion thereon, and

WHEREAS, the Town Attorney did examine the "Lease" Agreement and furnished his report to the Supervisor and members of the Town Board that the purported "Lease" Agreement is, in effect, a deferred installment purchase agreement in violation of Section 103

RESOLUTION NO. (88-1980) Continued

of the General Municipal Law and the Local Finance Law relating to competitive bidding and is, therefore, ultra vires, void and of no effect.

NOW, THEREFORE, be it

RESOLVED, that the proposed "Lease" Agreement is in fact a deferred installment purchase agreement in violation of the provisions of Section 103 of the General Municipal Law and Local Finance Law relating to competitive bidding; and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown does hereby declare the purported deferred installment purchase agreement executed by former Supervisor George S. Gerber with Value Management Consultants, Inc. dated December 19, 1979, to be ultra vires, void and of not effect; and be it

FURTHER RESOLVED, that the Town Attorney is hereby directed to forward a copy of this resolution to Value Management Consultants, Inc.

Seconded by Co. Lettre

On roll call the vote was as follows:

Supervisor Dusanenko.....	Yes
Councilman Holbrook.....	abstain
Councilman Lettre.....	Yes
Councilman Longo.....	Yes
Councilman Maloney.....	abstain

\* \* \* \* \*

RESOLUTION NO. (89-1980)

APPOINTING (TEMPORARILY)  
SUPERVISOR OF CLARKSTOWN  
MINI-TRANS (EDWARD J.  
GHIAZZA)

Co. Longo offered the following resolution:

RESOLVED, that Edward J. Ghiazza, 7 Debra Lee Court, West Nyack, New York is hereby appointed temporarily to supervise the Clarkstown Mini Trans at the annual salary for 1980 of \$3,000., effective and retroactive to January 1, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (90-1980)

APPOINTING (TEMPORARILY)  
ASSISTANT SUPERVISOR  
CLARKSTOWN MINI-TRANS  
(BERNARD MCKEEVER)

Co. Longo offered the following resolution:

RESOLVED, that Bernard McKeever, 115 Helene Road, Valley Cottage, New York is hereby appointed temporarily to assist in the supervision of the Clarkstown Mini Trans at the annual salary for 1980 of \$1,980., effective and retroactive to January 1, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

AAE505

RESOLUTION NO. (91-1980) APPOINTING BUS DRIVER  
(CETA) MINI-TRANS  
(VICTOR STALLINGS)

Co. Longo offered the following resolution:

RESOLVED, that Victor Stallings, 4 Washington Street,  
Spring Valley, New York is hereby appointed to the position of Bus  
Driver (CETA) - Mini-Trans - at the annual salary for 1980 of  
\$10,729., effective and retroactive to January 21, 1980.

Seconded by Co. Maloney All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (92-1980) CREATING POSITION OF  
COURT ATTENDANT - TOWN  
JUSTICE OFFICE

Co. Lettre offered the following resolution:

WHEREAS, the Rockland County Personnel Office has  
certified on January 7, 1980 that the position of Court Attendant  
can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Court Attendant - Town  
Justice Office - is hereby created, effective immediately.

Seconded by Co. Longo All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (93-1980) APPOINTING (PROVISIONALLY)  
COURT ATTENDANT - TOWN  
JUSTICE OFFICE (FRANK WARD)

Co. Longo offered the following resolution:

RESOLVED, that Frank Ward, Huffman Road, Valley Cottage,  
New York is hereby appointed provisionally to the position of Court  
Attendant - Town Justice Office at the annual salary for 1980 of  
\$9,335., effective immediately.

Seconded by Co. Lettre All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (94-1980) RESCINDING RESOLUTIONS  
26-1980 AND 30-1980

Co. Longo offered the following resolution:

RESOLVED, that Resolution Number 26-1980 and Resolution  
Number 30-1980 adopted at the Town Board Meeting of January 2, 1980  
are hereby rescinded.

Seconded by Co. Maloney All voted Aye.

\* \* \* \* \*

Councilman Holbrook inquired as to what these rescinded  
resolutions were and was answered that they pertained to the appointing  
of Mary Loeffler as Director of Personnel and Director of Mini-Trans.

\* \* \* \* \*

RESOLUTION NO. (95-1980)

REGARDING ROADS AND  
RELATED IMPROVEMENTS  
(FOREST GREEN ESTATES)

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, deed(s) from: PSFB Associates, a partnership, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of "FINAL PLAT FOREST GREEN ESTATES, Town of Clarkstown, Rockland County, N.Y. date March 10, 1978, last revised 6/26/78" and filed in the Rockland County Clerk's Office on June 29, 1978, in Map Book 93 at page 10 as Map No. 4954, together with a 15 foot wide strip of land abutting and parallel to both sides of West Burda Place, Glade Court and Green Bower Drive, as follows:

WEST BURDA PLACE	800	L.F.
GLADE COURT	575	L.F.
GREEN BOWER DRIVE	575	L.F.

and sewer and drainage easements 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. Lettre

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (96-1980)

AUTHORIZING SUPERVISOR  
TO EXECUTE AGREEMENT IN  
CONNECTION WITH DEDICATION  
OF ROADS (FOREST GREEN  
ESTATES)

Co. Lettre offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with PSFB ASSOCIATES, a partnership, in connection with the dedication of roads and other public improvements in a subdivision known as FOREST GREEN ESTATES;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with PSFB ASSOCIATES providing for the deposit of \$5,790.00 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. Maloney

All voted Aye.

\* \* \* \* \*

At this point Supervisor Dusanenko thanked Superintendent of Highways, Fred Seeger and his staff from the Highway Department for the excellent job done on the restoration of the Snake Hill Railroad Bridge.

\* \* \* \* \*

AAE505

RESOLUTION NO. (97-1980)

REGARDING ROADS AND  
RELATED IMPROVEMENTS  
ACCEPTED BY THE TOWN OF  
CLARKSTOWN (H & G CHASE  
DEVELOPMENT CORP.)

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, deed(s) from: H & G. CHASE DEVELOPMENT CORP., dated February 14, 1975, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of "Five Oaks" dated December 5, 1973, last revised February 4, 1975 and filed in the Rockland County Clerk's Office on February 18, 1975, in Book 88 of Maps at Page 22 as Map No. 4594 as follows:

WATERS EDGE	290 L.F.
FIVE OAKS LANE	1,100 L.F.
PARK TERRACE	315 L.F.
DeFOREST COURT	865 L.F.

is (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. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (98-1980)

AUTHORIZING SUPERVISOR  
TO EXECUTE AGREEMENT IN  
CONNECTION WITH DEDICATION  
OF ROADS (FIVE OAKS)

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with BRIAR HOMES in connection with the dedication of roads and other public improvements in a subdivision known as FIVE OAKS;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with BRIAR HOMES providing for the deposit of \$2,400.00 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. (99-1980)

CREATING POSITION OF  
PERSONNEL CLERK - PERSONNEL  
OFFICE

Co. Longo offered the following resolution:

RESOLUTION NO. (99-1980) Continued

WHEREAS, the Rockland County Personnel Office has certified that the position of Personnel Clerk - Personnel Office - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Personnel Clerk is hereby established, effective immediately.

Seconded by Co. Lettre

On roll call the vote was as follows:

Supervisor Dusanenko.....	Yes
Councilman Holbrook.....	No
Councilman Lettre.....	Yes
Councilman Longo.....	Yes
Councilman Maloney.....	abstain

\* \* \* \* \*

RESOLUTION NO. (100-1980)

APPOINTING POSITION OF  
PERSONNEL CLERK (FULL-  
TIME) PERSONNEL OFFICE  
(MARY LOEFFLER)

Co. Longo offered the following resolution:

RESOLVED, that Mary Loeffler, 15 Oak Road, New City, New York is hereby appointed to the position of Personnel Clerk (full-time) - Personnel Office - at the annual salary for 1980 of \$11,773., effective January 23, 1980 - Grade 20.

Seconded by Co. Lettre

On roll call the vote was as follows:

Supervisor Dusanenko.....	Yes
Councilman Holbrook.....	No
Councilman Lettre.....	Yes
Councilman Longo.....	Yes
Councilman Maloney.....	abstain

\* \* \* \* \*

Supervisor Dusanenko mentioned that after doing a study of the mail, delivery and courier service which exists in this building an announcement will be made to all department heads in Clarkstown that since we are located quite near the County Office Building all mail will be handled by our courier to and from the County of Rockland on a daily basis at what we hope will be a substantial saving in postage.

\* \* \* \* \*

APPEARANCE: Mr. John Lodico  
2 Birch Lane  
New City, New York 10956

Mr. Lodico presented token gifts of bullets to the members of the Town Board with the admonition that they should be ready to "bite the bullet" with regard to spending. He said that there was a lack of funds to properly manage this Government. We have one of the best highway departments in the state. We have the best Recreation Department in the country. We have the second best Police Department in the country. However, he felt that our priority should be the Sanitary Landfill and more effort and emphasis should be placed on this basic asset.

AAE505

Supervisor Dusanenko answered that the Town Board would do their very best. He mentioned problems with the budget; in particular - insurance. He stated that premiums might be as high as a million dollars for liability insurance.

APPEARANCE: Mr. John Tortani  
4 Ash Road  
Bardonia, New York 10954

Mr. Tortani spoke with regard to the Planning Board. He had complaints about the way meetings were run and objected to their policies.

Mr. John Maloney, liaison to the Planning Board, spoke in rebuttal to Mr. Tortani's remarks. He felt that the Planning Board was fair to everyone and was certainly not discourteous to any resident.

Supervisor Dusanenko stated that the liaison and the Town Attorney would look into the situation.

Supervisor Dusanenko remarked that while they were on the question of liaisons there had been an unfair distribution of the liaison work load at the organizational meeting and at this time he was assigning the Sewer Department to Edward J. Lettre rather than John R. Maloney and the Architectural Review Board to Charles E. Holbrook rather than John R. Maloney.

APPEARANCE: Mr. Theodore Dusanenko, Sr.  
5 Hickory Drive  
New City, New York 10956

Mr. Dusanenko gave a vote of thanks to Fred Seeger and the Highway Department for the job done on salting the streets last weekend.

\* \* \* \* \*

There being no further business to come before the Town Board and no one further wishing to be heard, Town Board Meeting was adjourned, time: 10:25 P.M.

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

TOWN OF CLARKST  
PUBLIC HEARIN

BEFORE THE TOWN BOARD OF  
THE TOWN OF CLARKST  
ROCKLAND COUNTY, NEW YORK

In the Matter of the Petition for  
EXTENSION OF THE CLARKST  
TOWN CONSOLIDATED WATER  
SUPPLY DISTRICT NO. 1 to include:

Town Hall

1/22/80

CLARKSVILLE ESTATES

8:18 P.M.

In the Town of Clarkstown, Rock-  
land County, New York.

ORDER  
EXTENDING  
DISTRICT

Present: Supervisor Dusanenko  
Councilman Holbrook, Lettre, Longo  
Everett Johns, Town Attorney  
Patricia Sheridan, Town Clerk

A petition in this matter for the EX-  
TENSION OF THE CLARKSTOWN  
CONSOLIDATED WATER SUPPLY  
DISTRICT NO. 1 of the Town of  
Clarkstown, including any portion al-  
ready in an existing district, having  
been duly adopted by the Town Board  
on the 10th day of December, 1979, at  
the hearing of all parties interested  
in the matter on the 23rd day of Janu-  
ary, 1980, at 8:18 P.M., at the  
office of the Town of Clarkstown, Town  
Hall, Clarkstown, New York, and  
a Public Hearing by the said Town  
Board having been duly held at such  
time and place, and it being duly  
certified and determined, after  
due notice and advertisement, that  
such hearing and all matters  
therein were duly and adequately  
considered, that a proper  
and orderly procedure was  
observed, that all property  
interests were duly and  
adequately protected, and  
that the extension of the  
said district to the property  
described in the petition  
is in the best interests of  
the Town of Clarkstown,  
New York, and that the  
said extension should be  
granted.

RE: PETITION FOR THE EXTENSION OF THE CLARKST  
SUPPLY DISTRICT # 1 - CLARKSVILLE ESTATES

D WATER  
NEW YORK

On motion of Councilman Longo,  
Maloney and unanimously adopted the Public  
Estates water extension was opened. Town  
calling public hearing and testified as to  
publication.

Councilman  
Clarksville  
Justice  
and

Town Attorney Everett Johns in  
with regard to water districts by supplying  
the Director of Environmental Control, Les  
verified as to his qualifications and as to  
of the proposed extension which will, after  
and made an exhibit and part of the record  
questions sufficiently to enable this Board  
extension.

procedure  
David of  
no has  
the grant  
be filed  
ers the  
opposed

Mr. Johns submitted the affida  
be marked as an exhibit in this particular

clerk to

Mr. Johns asked if there was a  
for or against the proposed extension.

be heard

IN FAVOR: NO ONE APPEARED.

AGAINST: NO ONE APPEARED.

There being no one wishing to  
Councilman Lettre, seconded by Councilman  
adopted, the Public Hearing was declared c

otion of  
unanimously  
1 P.M.

Respo

*Patricia Sheridan*

PATRI  
Town

Dated: January 22, 1980  
THEODORE R. DUSANKO  
SUPERVISOR  
NICHOLAS J. LONGO  
COUNCILMAN  
JOHN E. MALONEY  
COUNCILMAN  
EDWARD J. LETTRE  
COUNCILMAN  
CHARLES E. HOLBROOK  
COUNCILMAN

STATE OF NEW YORK )  
COUNTY OF ROCKLAND )  
TOWN OF CLARKSTOWN )

I, Patricia Sheridan, Town Clerk of  
the said Town of Clarkstown, County  
of Rockland, hereby certify that I  
have compared the foregoing copy of  
an ORDER EXTENDING OF CLARKSTOWN  
TOWN CONSOLIDATED WATER SUPPLY  
DISTRICT NO. 1, with the  
original now on file in my office, and  
find same to be a true and correct  
transcript and of the whole of such  
original.

IN TESTIMONY WHEREOF, I  
have hereunto subscribed my name  
and affixed the seal of said Town of  
Clarkstown this 22nd day of January,  
1980.

PATRICIA SHERIDAN  
TOWN CLERK

AAE505

TOWN OF CLARKSTOWN  
PUBLIC HEARING

Town Hall

1/22/80

8:18 P.M.

Present: Supervisor Dusanenko  
Councilman Holbrook, Lettre, Longo, Maloney  
Everett Johns, Town Attorney  
Patricia Sheridan, Town Clerk

RE: PETITION FOR THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER  
SUPPLY DISTRICT # 1 - CLARKSVILLE ESTATES, WEST NYACK, NEW YORK

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted the Public Hearing on Clarksville Estates water extension was opened. Town Clerk read the notice calling public hearing and testified as to proper posting and publication.

Town Attorney Everett Johns inaugurated a new procedure with regard to water districts by supplying a verified affidavit of the Director of Environmental Control, Leslie F. Bollman, who has verified as to his qualifications and as to the reasons for the grant of the proposed extension which will, after my examination, be filed and made an exhibit and part of the record here which answers the questions sufficiently to enable this Board to grant the proposed extension.

Mr. Johns submitted the affidavit to the Town Clerk to be marked as an exhibit in this particular hearing.

Mr. Johns asked if there was anyone wishing to be heard for or against the proposed extension.

IN FAVOR: NO ONE APPEARED.

AGAINST: NO ONE APPEARED.

There being no one wishing to be heard and on motion of Councilman Lettre, seconded by Councilman Holbrook and unanimously adopted, the Public Hearing was declared closed, time: 8:21 P.M.

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

AAE505

TOWN OF CLARKSTOWN  
PUBLIC HEARING

Town Hall

1/22/80

8:50 P.M.

Present: Supervisor Dusanenko  
Councilmen Holbrook, Lettre, Longo, Maloney  
Everett Johns, Town Attorney  
Patricia Sheridan, Town Clerk

RE: DESIGNATING AN HISTORICAL SITE - JOHN VAN HOUTEN HOUSE,  
WEST NYACK, NEW YORK

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted the Public Hearing on the designation as an historical site of the John Van Houten House was opened. Town Clerk read the notice calling public hearing and testified as to proper posting and publication.

Supervisor Dusanenko asked if there was any one wishing to be heard.

APPEARANCE: Miss Eleanor Fitch  
Phillips Hill Road  
New City, New York 10956

Miss Fitch gave a description of the house which now belongs to Mr. John Feick. It is a frame house which she feels should be preserved. It is located at the intersection of Germonds Road and Bardonia Road in West Nyack, New York.

Mr. Johns mentioned that counsel for Mr. Feick called the Town Attorney's office today indicating that Mr. Feick was in favor of this designation.

Supervisor Dusanenko, after the receipt of descriptive material on this historical site, asked if there was any one wishing to be heard in favor of this proposal.

IN FAVOR: NO ONE APPEARED.

Supervisor Dusanenko asked if there was any one wishing to be heard against this proposal.

OPPOSED: NO ONE APPEARED.

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was closed, time: 8:53 P.M.

Respectfully submitted,,

*Patricia Sheridan*  
PATRICIA SHERIDAN,  
Town Clerk

AAE505

TOWN OF CLARKSTOWN  
PUBLIC HEARING

Town Hall

1/22/80

9:45 P.M.

Present: Supervisor Dusanenko  
Councilmen Holbrook, Lettre, Longo, Maloney  
Everett Johns, Town Attorney  
Patricia Sheridan, Town Clerk

RE: AMENDMENT TO SANITARY LANDFILL RULES AND REGULATIONS

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, Public Hearing on amendment to Sanitary Lanfill Rules and Regulations was opened. Town Clerk read the notice and testified as to proper posting and publication.

Mr. John Lodico asked what the amendment was and Supervisor Dusanenko noted that specifically it was in regard to vehicle identification. He read the following:

"Section A-115-6 (B) All trucks shall be properly painted or lettered with the following information on both sides of the truck:

"Section A-115-6 (C) All containers shall be properly painted or lettered with the following information on both sides of the container:"

Supervisor Dusanenko stated that that would be the name of the firm, etc., which is not necessarily indicated now and therefore it is difficult to ascertain which containers or trucks belong to which particular firm and the numbers of the trucks as well.

APPEARANCE: Mr. John Lodico  
2 Birch Lane  
New City, New York 10956

Mr. Lodico asked if this was a revision of the existing law that has been violated for the last five years or is it one that is being interpreted by the new Town Attorney as one that the Town Board may enforce. He felt the cubic capacity was not mentioned and that that was more important. This was put into the regulations in 1972 and the Town has failed to prosecute or uphold these rules and regulations. Is this a change of the previous rules and regulations or are you going to enforce them?

Mr. Johns asked Mr. Bollman if this had been proposed by his office and received the answer that it had been proposed by the Sanitation Commission.

Mr. Johns then asked if anyone was present from the Sanitation Commission? No one answered.

Supervisor Dusanenko then stated that this had been suggested by his predecessor on the previous board. This public hearing was set in December 1979 and another public hearing will be scheduled on February 26, 1980 regarding other proposed amendments regarding rates regarding a conversion from yards to tons and also having a fail-safe plan in the event the new town scale does not function properly.

Supervisor Dusanenko suggested that we should not vote either affirmatively or negatively on this matter but hold it in abeyance and reserve decision.

Mr. Lodico stated that since this was not enforced by our last four administrations he had forwarded a recommendation to Assemblyman Connors requesting that it be made a state law since the local officials have not taken care to supervise and properly protect the consumers in this area.

Mr. Johns noted the difference for the record. He stated that this was an amendment to the Section A-115-6 (B) which is in existence now changing (B) which now reads:

"All trucks shall be properly painted or lettered with the following information:"

That is the wording "All trucks". To clarify that one, this amendment states "All trucks shall be properly painted or lettered with the following information". So there is no change in the information.

In the second part the change is in paragraph (C). "All containers shall be properly painted or lettered" and the wording is "All containers shall be properly painted or lettered with the following information:". That is the wording change.

Councilman Holbrook stated that in previous administrations the Town has taken steps to police the Landfill. On a number of occasions carters have been brought up on charges for illegal dumping in the Landfill although we haven't caught everybody, the Town of Clarkstown has taken steps to police its Landfill as best as it could be done.

Supervisor Dusanenko asked if there were any other comments, pro or con in this matter.

Mr. Maloney stated that he had been appointed liaison to the Landfill and the Sanitation Commission and he would welcome suggestion from John Lodico as to how we can better police the Landfill and certainly the suggestion you made about not just putting the identification but amending this later on to include the cubic yards and so forth that should be on all the trucks is a valid point. Mr. Maloney requested that Mr. Lodico get in touch with him to pursue these points at the next Sanitation Commission meeting.

On motion made by Councilman Maloney, seconded by Councilman Longo and unanimously adopted, the Public Hearing was declared closed, time: 9:58 P.M.

Respectfully submitted,

*Patricia Sheridan*  
PATRICIA SHERIDAN,  
Town Clerk