

TOWN OF CLARKSTOWN  
TOWN BOARD MEETING

Town Hall

3/11/80

8:00 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 presented the following proclamation to Patricia Cropsey on behalf of American Association of University Women:

RESOLUTION NO. (188-1980)

PROCLAMATION FOR  
AMERICAN ASSOCIATION  
OF UNIVERSITY WOMEN

Co. Holbrook offered the following resolution:

WHEREAS, the American Association of University Women is a nationwide organization of women college graduates formed in 1882 to support the aspirations and goals of women through mutual contact, discussion groups and scholarships for higher education and personal study, and

WHEREAS, the main areas of members' interest lie in the advancement of women, education, the community, international relations and legislation, and

WHEREAS, the Rockland County branches involve over one hundred women throughout the county, working together to achieve personal and mutual goals, and

WHEREAS, the New City branch of the American Association of University Women, was chartered in 1962, and recognizes its responsibility to women everywhere and in our community by sponsoring monthly book discussion groups, by developing a Memorial Scholarship to be awarded annually, by sponsoring art exhibits featuring Clarkstown Women artists and by selecting and honoring, annually, a woman who has made impact on our community,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby joins with the American Association of University Women in proclaiming a week in recognition of women helping women achieve excellence and continuing to try to improve themselves and the community, and be it

FURTHER RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown do hereby proclaim March sixteenth to March twenty-third, Nineteen Hundred and Eighty as "American Association of University Women" Week in the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

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AAE505

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RESOLUTION NO. (189-1980)

AWARDING BID FOR ROUND  
AND OBLATE CORRUGATED  
STEEL CULVERT PIPE

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the  
Director of Purchasing that the bid to supply the Town with Round  
and Oblate Corrugated Steel Culvert Pipe is hereby awarded to:

Bethlehem Steel Corp.  
Buffalo Tank Division  
South Avenue  
Dunellen, New Jersey 08812

and

Armco Inc.  
Metal Products Division  
219 Route 94  
New Windsor, New York 12550

as per the schedule of prices on file in the Purchasing Department.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (190-1980)

ADOPTING AND  
ACCEPTING MINUTES OF  
SPECIAL TOWN BOARD  
MEETING ( FEBRUARY  
7, 1980)

Co. Maloney offered the following resolution:

RESOLVED, that the Minutes of the Special Town Board  
Meeting held on February 7, 1980 are hereby adopted and accepted  
as submitted by the Town Clerk.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (191-1980)

ADVERTISING FOR BID  
FOR BUS TRANSPORTA-  
TION

Co. Lettre offered the following resolution:

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

Bid #18-1980 Bus Transportation

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, March  
27, 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. (192-1980)

ADVERTISING FOR BID  
FOR CHEMICALS FOR  
RECREATION AND  
SEWER DEPARTMENTS

Co. Lettre offered the following resolution:

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

Bid #19-1980 Chemicals for the Recreation and Sewer Departments

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, March  
28, 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. (193-1980)

ADVERTISING FOR REFUSE  
COLLECTION SERVICE FOR  
TOWN OF CLARKSTOWN

Co. Lettre offered the following resolution:

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

Bid #20-1980 Refuse Collection Service for the Town of Clarkstown

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,  
April 2, 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. (194-1980)

AUTHORIZING SUPERIN-  
TENDENT OF HIGHWAYS  
TO INSTALL TWO (2)  
"NO PARKING, NO STANDING  
ANYTIME" SIGNS (LAKE  
ROAD, VALLEY COTTAGE)

Co. Holbrook offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic  
and Traffic Fire Safety Advisory Board, the Superintendent of Highways  
is hereby authorized to install two (2) signs bearing the legend, "No  
Parking, No Standing Anytime", one of the signs to be erected on the  
South side of Old Lake Road, Valley Cottage, on the West side of  
driveway (#5 Old Lake Road). This sign to have an arrow to the left.  
The second sign to be erected on the East side of the driveway, (the  
Valley Cottage Pharmacy) with arrow to the right.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (195-1980)

REGARDING CONSORTIUM  
FOR THE YEARS 1981  
AND 1982

Co. Holbrook offered the following resolution:

WHEREAS, many Towns and Villages within Rockland County have joined together to form a Consortium for the purpose of qualifying as an Urban County under the Housing and Community Development Act of 1974 as amended, and

WHEREAS, the County of Rockland, on behalf of the Consortium has applied for and received Community Development Funds for the years 1976, 1977, 1979 and 1980, and

WHEREAS, each Town and Village benefits from membership in the Consortium in that they receive federal funding for eligible activities under the Program, and

WHEREAS, by joining the Consortium each member relinquishes the right to apply individually for funds under this Program, and

WHEREAS, the members of the Consortium intend to continue their cooperative effort for the years 1981 and 1982, and

WHEREAS, it is in the best interests of the County of Rockland to make application for Community Development funds on behalf of the Consortium to benefit the residents of Rockland County;

NOW, THEREFORE, be it

RESOLVED, that in consideration of the foregoing, it is hereby agreed by and between the County of Rockland and the Town of Clarkstown that intends to remain in the Consortium for the years 1981 and 1982, as follows:

1. That the parties to this Agreement agree to sign a two-year Cooperation Agreement for the years 1981 and 1982 to continue the Community Development Consortium for those years;
2. That the County of Rockland will make application to HUD as an Urban County for the years 1981 and 1982 in order to continue the funding of eligible Community Development projects within the County;
3. That the parties to this Agreement agree that the Village of Spring Valley will be allocated the sum of \$425,000.00 out of the Community Development funds for each of the years 1981 and 1982 to be used for eligible projects within the Village;
4. That the Village of Spring Valley agrees that at least \$100,000.00 of its \$425,000.00 allocation for each of the years 1981 and 1982 will be allocated to housing rehabilitation within the Village;
5. That this Agreement will be binding upon and enforceable by each of the parties hereto.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (196-1980)

SETTING PUBLIC HEARING  
ON PROPOSED LOCAL LAW  
(TRAFFIC REGULATIONS AT  
PARKING AREAS)

Co. Maloney offered the following resolution:

RESOLUTION NO. (196-1980) Continued

WHEREAS, Councilman Maloney, a member of the Town Board of the Town of Clarkstown, has introduced a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 9-1971, AS AMENDED, ENTITLED 'A LOCAL LAW PROVIDING FOR THE SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN THE UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK' ", and

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best public interest that said local law be adopted:

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 20 of the Municipal Home Rule Law, be had at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 8th day of April, 1980, at 8:15 P.M., relative to such proposed local law, and be it

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

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

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (197-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL HANDICAPPED PARKING SPACES (METROPOLITAN PROFESSIONAL BUILDING)

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 Metropolitan Professional Building, Squadron Boulevard, New City, New York (59-A-20.34) by the installation of handicapped parking spaces, and

WHEREAS, Edmund F. Burke, President, EFB Enterprises, Inc., 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. Maloney

All voted Aye.

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RESOLUTION NO. (198-1980)

AUTHORIZING TOWN  
ATTORNEY TO DEFEND  
PROCEEDING (KINSLER,  
ET AL. V. BOARD OF  
APPEALS)

Co. Maloney offered the following resolution:

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

LYLE & ELLEN KINSLER, GEORGE & MELANIE NELSON,  
MICHAEL & REGINA TOOLAN, JOHN & MARY NEVINS,  
EDWARD & EUNICE BERKERY AND ELI & JOAN RESNICK,

Petitioners,

-against-

CLARKSTOWN BOARD OF APPEALS,

Respondents.

NOW, THEREFORE, be it

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

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (199-1980)

REGARDING YOUTH  
BOOTH PROJECTS  
(INCREASE OF ESTIMATED  
REVENUE NO. 3821 AND  
VARIOUS APPROPRIATION  
ACCOUNTS)

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown was notified by the New  
York State Division for Youth that the Youth Booth projects were  
approved,

NOW, THEREFORE, be it resolved that the 1980 budget be  
amended as follows:

Increase Estimated Revenue No.3821 - \$15,285

Increase Appropriation Nos. A 4210-110 - \$11,000,  
A 4210-114 - \$3,285, A 4210-313 - \$300, A 4210-405 - \$300, and A 4210-  
460 - \$400.

Seconded by Co. Holbrook

On roll call the vote was as follows:

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

Councilman Longo wanted it noted that the reason he was  
voting "No" was because the accounts were not specified and he requested  
that from now on every account be identified.

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RESOLUTION NO. (200-1980)

AMENDING 1980 BUDGET  
TO INCREASE ESTIMATED  
REVENUE ACCOUNT NO.  
3821 AND APPROPRIATION  
ACCOUNTS (VARIOUS NUMBERS)

Co. Maloney offered the following resolution:

WHEREAS, the Division of Substance Abuse Services has granted an additional \$12,230 for the Town of Clarkstown for the period January 1, 1980 to March 31, 1980,

NOW, THEREFORE, be it resolved, that the 1980 budget be amended as follows:

Increase Estimated Revenue No. 3821 - \$12,230.

Increase Appropriation Nos. A 4210-110 - \$7,580 and  
A 4210-201 - \$2,300, A 4210-313 - \$1,400, A 4210-328 - \$950.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (201-1980)

AMENDING 1980 BUDGET  
TO INCREASE ESTIMATED  
REVENUE ACCOUNT NO.  
01-2999 AND INCREASE  
APPROPRIATION ACCOUNTS  
A 8160-443 AND  
A 8160-447

Co. Holbrook offered the following resolution:

RESOLVED, that the budget be amended as follows:

Increase Estimated Revenue No. 01-2999 - \$22,000. and  
Increase Appropriation No. A 8160-443 - \$13,000 and A 8160-447 - \$9,000.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (202-1980)

ADJOURNING REGULAR  
TOWN BOARD MEETING  
TO HOLD PUBLIC  
HEARING

Co. Maloney offered the following resolution:

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

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (203-1980)

RESUMING REGULAR  
TOWN BOARD MEETING  
SCHEDULED PUBLIC  
HEARING HAVING BEEN  
HELD

Co. Maloney offered the following resolution:

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RESOLUTION NO. (203-1980) Continued

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearing having been held, time: 8:17 P.M.

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO. (204-1980)

AUTHORIZING SUPERVISOR TO MAKE APPLICATION TO ROCKLAND COUNTY TREASURER FOR EXTENSION OF TIME FOR COLLECTION OF 1980 TAXES

Co. Maloney offered the following resolution:

RESOLVED, that pursuant to Section 938 of the Real Property Tax Law of the State of New York, the Supervisor of the Town of Clarkstown is hereby authorized to make application to the Rockland County Treasurer for an extension of time for the collection of the 1980 taxes by the Clarkstown Receiver of Taxes from April 1, 1980 to June 1, 1980.

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO. (205-1980)

AUTHORIZING ATTENDANCE AT NEW YORK STATE RECREATION AND PARKS 40TH CONFERENCE (VARIOUS MEMBERS)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Parks Board and Recreation Commission that the following Commission members be authorized to attend the 1980 New York State Recreation and Parks 40th Conference from April 20th to April 23, 1980 at Ellenville, New York:

- Wilbur T. Oswald
- David G. Kelly
- Susan Covello
- Richard Mathias
- Edward J. Lettre

FURTHER RESOLVED, that all necessary and actual expenses not to exceed \$750.00 be allocated against account 7020-414.

Seconded by Co. Maloney

On roll call the vote was as follows:

- Supervisor Dusanenko.....Yes
- Councilman Holbrook.....Yes
- Councilman Lettre.....Abstain
- Councilman Longo.....Yes
- Councilman Maloney.....Yes

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RESOLUTION NO. (206-1980)

AUTHORIZING ATTENDANCE  
AT NEW YORK STATE  
RECREATION AND PARKS  
40TH CONFERENCE  
(VARIOUS EMPLOYEES)

Co. Maloney offered the following resolution:

RESOLVED, that based upon the recommendation of the Parks Board and Recreation Commission that the following staff members be authorized to attend the 1980 New York State Recreation and Parks 40th Conference from April 20th to April 23, 1980 at Ellenville, New York:

- Edward J. Ghiazza, Supt. of Recreation and Parks
- Charles F. Connington, Recreation Supervisor
- Albert T. Moroni, Parks Supervisor
- Frank DiMaria, Senior Recreation Leader
- Joy Emanuele, Recreation Leader
- Alex Gromack, Recreation Leader

FURTHER RESOLVED, that all necessary and actual expenses not to exceed \$750.00 be allocated against 7140-414, 7141-414, 7310-414 and 7610-414.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (207-1980)

REJECTING PROPOSED  
AMENDMENT OF CONTRACT  
WITH VALUE MANAGEMENT  
CONSULTANTS, INC.

Co. Longo offered the following resolution:

WHEREAS, Value Management Consultants, Inc., has submitted a counter proposal by letter of its attorney dated February 13, 1980, for an amendment to the contract as approved by resolution of the Town of Clarkstown on December 19, 1979, and

WHEREAS, the Town Board did by resolution dated January 22, 1980, declare the aforesaid contract dated December 19, 1979, to be ultra vires, void and of no effect;

NOW, THEREFORE, be it

RESOLVED, that the contract between the Town of Clarkstown and Value Management Consultants, Inc., dated December 19, 1979, was a single, indivisible contract comprised of three integral parts and a fourth part consisting of equipment specifications and warranties, and be it

FURTHER RESOLVED, that the proposed amendment of the aforesaid contract dated December 19, 1979, as proposed in the letter dated February 13, 1980, from the attorneys for Value Management Consultants, Inc., be and it hereby is rejected.

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

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Councilman Lettre stated that he had voted "Yes" based upon the recommendation of the Town Attorney that this resolution is just something that will protect the Town in the event that Value Management takes the Town into court; also based on the original resolution on which he had also voted "Yes" because he felt that the contract should have been put out on bids and this is basically, if my understanding is correct, to back up the original resolution.

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RESOLUTION NO. (208-1980)

AUTHORIZING SUPERVISOR  
TO FILE RECREATION  
PROGRAM FOR THE  
ELDERLY WITH NEW YORK  
STATE OFFICE FOR THE  
AGING

Co. Holbrook offered the following resolution:

RESOLVED, based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, the Supervisor is hereby authorized to file a Recreation Program for the Elderly with the New York State Office for the Aging for the period commencing April 1, 1980 to March 31, 1981.

FURTHER RESOLVED, that the total aid for this period will be \$2,575.50.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (209-1980)

REGARDING HUD  
COMMUNITY RESIDENTIAL  
FACILITIES

Co. Longo offered the following resolution:

WHEREAS, the Supervisor, by letter dated February 11, 1980, was advised by the Community Resource Coordinator of the County of Rockland that pursuant to the Padovan Law (Section 4134 of the Mental Hygiene Law) three (3) sites are under consideration for the establishment of a proposed HUD community residential facility for the mentally disabled;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown objects to the location of such HUD community residential facility pursuant to the provisions of the Padovan Law at any of three (3) locations indicated in the letter dated February 11, 1980, from the Community Resource Coordinator of the County of Rockland.

Seconded by Co. Lettre

On roll call the vote was as follows:

|                           |         |
|---------------------------|---------|
| Supervisor Dusanenko..... | Yes     |
| Councilman Holbrook.....  | Yes     |
| Councilman Lettre.....    | Yes     |
| Councilman Longo.....     | Yes     |
| Councilman Maloney.....   | Abstain |

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RESOLUTION NO. (210-1980)

AUTHORIZING SUPERVISOR  
TO ENTER INTO AGREEMENT  
WITH BRIDGING THE GAP  
THROUGH COMMUNICATIONS,  
INC.

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of having a study and audit made of its telephone system and in particular the billing procedures and the practices of the New York Telephone Company;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with Bridging the Gap Through Communications, Inc., to perform the above service.

Seconded by Co. Holbrook

All voted Aye.

Councilman Longo asked if his assumption was correct that there would be no charge to the Town unless there is a savings to the Town? Supervisor Dusanenko stated that there would be no cost to the Town unless there are savings to be realized. Whatever savings or over-billings are brought out by this company, they will realize 50% of those savings less expenditures. Everett Johns, Town Attorney, concurred with this statement by the Supervisor.

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RESOLUTION NO. (211-1980)

RESCHEDULING PUBLIC  
HEARING ON ZONE CHANGE  
APPLICATION (BJB FILM  
PROCESSOR SERVICE, INC.)

Co. Longo offered the following resolution:

WHEREAS, a public hearing had been scheduled for March 25, 1980, at 8:15 P.M., to consider the application of BJB Film Processor Service, Inc., to amend the Zoning Ordinance of the Town of Clarkstown by redistricting the property of the petitioner from an R-15 District to an L10 District, and

WHEREAS, certain legal requirements have not been complied with;

NOW, THEREFORE, be it

RESOLVED, that the public hearing set for March 25, 1980, at 8:15 P.M., is hereby cancelled, and be it

FURTHER RESOLVED, that a public hearing be rescheduled and held by the Town Board on the 22nd day of April, 1980, at 8:15 P.M., at the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, relative to this zone change application, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the Journal News, as aforesaid, and file proof thereof in the office of the said Clerk, and be it

FURTHER RESOLVED, that all additional cost be assumed by the applicant.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (212-1980)

NOTICE OF PUBLIC HEARING FOR SPECIAL PERMIT FOR SENIOR CITIZEN HOUSING

SETTING PUBLIC HEARING REGARDING SENIOR CITIZENS HOUSING (CARPENTERS)

Co. Maloney offered the follow

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Clarkstown, Rockland County, New York, at the Auditorium of the Town Hall of the Town of Clarkstown 18 Maple Avenue, New City, New York, on the 8th day of April, 1980, at 8:30 P.M. to consider the application of UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA, CARPENTERS UNION NO. 964 relative to a 12 month extension of a special permit for the erection of Senior Citizen Housing located on the south side of Squadron Boulevard, between North Main Street and NY 5 Route 304 in the Hamlet of New City, Town of Clarkstown, Rockland County, New York, and is described as follows:

NTERS AND JOINERS OF lication to the Town extension of the en Housing located on orth Main Street and n of Clarkstown, 106-29 C of the Code

WHEREAS, UNITED BROTHERHOOD OF AMERICA, CARPENTERS UNION NO. 964 Board of the Town of Clarkstown Special Permit for the erection of the south side of Squadron Boulevard, N.Y.S. Route 304 in the Hamlet of Rockland County, New York, pursuant to the laws of the Town of Clarkstown;

SCHEDULE A  
---All those certain pieces or parcels of land situated, lying and being in the Hamlet of New City, Town of Clarkstown, County of Rockland and State of New York, shown and designated as Lots 17, 18, 19, 20, and 21 on a Subdivision Plat entitled "NEW CITY OFFICE PARK, NEW CITY, TOWN OF CLARKSTOWN, ROCKLAND COUNTY, N.Y.," dated March 31, 1980, revised July 6, 1971, made by Jack D. Bennett, P.E. of Jack D. Bennett & Associates, Engineers - Land-Planners - Surveyors, and filed on July 30, 1971, in Book 82 of Maps, at Page 24, as Map 4167, in the Office of the Clerk of the County of Rockland."  
ALL parties in interest and citizens will be heard by the Town Board at the public hearing to be held as aforesaid.

ad at the Auditorium Maple Avenue, New City. P.M., to consider the and Joiners of America, onth extension of the

NOW, THEREFORE, be

RESOLVED, that a public hearing of the Town Hall of the Town of New York, on the 8th day of April, 1980, to consider the application of United Brotherhood of Carpenters Union No. 964, relative to a 12 month extension of a Special Permit, and be it

Dated: March 11, 1980  
PATRICIA SHERIDAN  
TOWN CLERK  
EVERETT J. JOHNS  
TOWN ATTORNEY  
TOWN OF CLARKSTOWN  
18 Maple Avenue  
New City, New York 10954

rney prepare notice of cause the same to be published in the official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that such statutory hearing and that proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that all applicable fees except republication costs are hereby waived by the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (213-1980)

URGING RESTORATION OF BUDGET CUTS TO 1980-81 ALLOCATIONS TO DIVISION FOR YOUTH LOCAL ASSISTANCE PROGRAM FOR DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT PROJECTS

Co. Holbrook offered the following resolution:

WHEREAS, the Honorable Hugh L. Carey, governor of the State of New York, has severely reduced the funds available to the State Division for Youth for the fiscal year 1980-1981;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown urges its representatives, as shown on the attached list, to restore the budget cuts to the 1980-1981 allocations to the Division for Youth Local Assistance Program for Delinquency Prevention and Youth Development Projects.

Seconded by Co. Longo

All voted Aye.

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(Above list referred to on file in Town Clerk's Office.)



RESOLUTION NO. (214-1980)

NOTICE IS HEREBY GIVEN that pursuant to Section 29 of the Laws of 1979, Section 29, subdivision 10-a of the Town Law, a copy of the complete financial report of the Town of Clarkstown is on file in the Town Clerk's Office and is available for public inspection and copying.  
Dated: March 12, 1980  
PATRICIA SHERIDAN  
Town Clerk

NOTICE TO BE PUBLISHED THAT COMPLETE FINANCIAL REPORT IS ON FILE IN TOWN CLERK'S OFFICE AND WILL NOT BE PUBLISHED IN ITS ENTIRETY

NOTICE

Co. Longo offered the following resolution:

WHEREAS, by resolution No. 10 of 1980, the Town Board of the Town of Clarkstown resolved that the Town Board does not elect to publish the complete financial report of the Town of Clarkstown pursuant to Town Law Section 29, subdivision 10, and

WHEREAS, pursuant to Chapter 395 of the Laws of 1979, Section 29, subdivision 10-a of the Town Law was amended by providing that notice of a copy of such report may be placed on file in the Town Clerk's Office and be available for public inspection and that notice thereof be published in the official newspaper of the Town, and

WHEREAS, the Town of Clarkstown will effect a saving of \$571.48;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown does not elect to publish the complete financial report of the Town pursuant to Section 29 subdivision 10 of the Town Law; that notice be published in the official newspaper of the Town of Clarkstown and that a copy of such financial report is on file in the Town Clerk's Office and is available for public inspection and copying.

Seconded by Co. Lettre

All voted Aye.

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At this point Supervisor Dusanenko declared a recess from 8:35 P.M. to 9:00 P.M.

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RESOLUTION NO. (215-1980)

ACCEPTING RESIGNATION OF CLERK (SEASONAL) - RECEIVER OF TAXES OFFICE (EILEEN ERICHSON)

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Eileen Erichson, 40 Lake Drive, New City, New York as Clerk (Seasonal) - Receiver of Taxes Office, is hereby accepted, effective and retroactive to February 23, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (216-1980)

REAPPOINTING MEMBER OF THE TRAFFIC AND TRAFFIC FIRE SAFETY ADVISORY BOARD (NORMAN PEACHEY)

Co. Holbrook offered the following resolution:

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RESOLUTION NO. (216-1980) Continued

RESOLVED, that Norman Peachey, 260 Germonds Road, West Nyack, New York is hereby reappointed a member of the Traffic and Traffic Fire Safety Advisory Board, at the annual salary for 1980 of \$750., term to expire on March 31, 1985.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (217-1980)

TRANSFERRING TYPIST  
FROM ASSESSOR'S OFFICE  
TO BUILDING DEPARTMENT  
(KATHRYN KOLKA)

Co. Longo offered the following resolution:

RESOLVED, that Kathryn Kolka, 265 Strawtown Road, West Nyack, New York is hereby transferred from the Assessor's Office to the Building Department as Typist at the annual salary for 1980 of \$11,239., effective and retroactive to March 3, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (218-1980)

CREATING POSITION OF  
ASSESSING CLERK -  
ASSESSOR'S OFFICE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on July 27, 1979 that the Assessing Clerk position can be created due to a reclassification of an existing position,

NOW, THEREFORE, be it

RESOLVED, that the position of Assessing Clerk - Assessor's Office - is hereby created, effective immediately, at Grade 19.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (219-1980)

APPOINTING (PROVISION-  
ALLY) ASSESSING CLERK-  
ASSESSOR'S OFFICE  
(FRANCES HEINISCH)

Co. Longo offered the following resolution:

RESOLVED, that Frances Heinisch, 120 South Main Street, Pearl River, New York is hereby appointed provisionally to the position of Assessing Clerk - Assessor's Office - at the annual salary for 1980 of \$16,297., effective March 17, 1980.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (220-1980)

ACCEPTING RESIGNATION  
OF COMPTROLLER (HAROLD  
J. PETERSON)

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Harold J. Peterson,  
Kings Highway, Valley Cottage, New York is hereby accepted, effective  
and retroactive to March 9, 1980.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

Councilman Holbrook stated that Harold Peterson had given  
many years of service to the Town of Clarkstown and had performed  
admirably for the Town. He is sure that Mr. Peterson will be missed.  
He wished Mr. Peterson well in his new endeavors.

Mr. Maloney stated that Mr. Peterson had served the Town  
Board with distinction. He wished him Godspeed and the best of luck  
in Yonkers.

Supervisor Dusanenko stated that Mr. Peterson would not be  
leaving us entirely. He will serve as a special consultant and will be  
around from time to time. He wished him good luck in his new position.

\* \* \* \* \*

RESOLUTION NO. (221-1980)

DESIGNATING TEMPORARY  
COMPTROLLER (JOHN  
McLAUGHLIN)

Co. Longo offered the following resolution:

RESOLVED, that John McLaughlin, 45 Blauvelt Road, Nanuet,  
New York, be and hereby is designated to act as Comptroller effective  
March 10, 1980 to serve without compensation until a successor is  
appointed and reports to work.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (222-1980)

APPOINTING TOWN  
COMPTROLLER (DOROTHY  
ERARD)

Co. Longo offered the following resolution:

RESOLVED, that Dorothy Erard be and she hereby is appointed  
Comptroller at an annual salary of \$20,000.00 to commence on March 26,  
1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

Councilman Lettre made the following statement:

"Ladies and Gentlemen, before I vote on this important issue,  
I feel compelled to make a statement. I don't want my vote to be  
misinterpreted by the press or the people of Clarkstown.

I want to make it perfectly clear that I am not owned by  
any one person or group nor will I ever allow myself to be manipulated  
by anyone or be used as a pawn to benefit any one person.

AAE505

I'm sure by now everyone knows who my choice for Comptroller is, and that is my brother, Michael Lettre, and I'm not ashamed to say it. Mike is eminently qualified for this position and would be an asset to our community. I feel that the cry of nepotism by some of my fellow board members is just a cop out.

There will come a time in the future when my colleagues will have to put their personal beliefs aside for the best interest of the Town.

We are presently running the Town of Clarkstown with an \$18,000,000.00 dollar budget without a Comptroller. I feel this is ludicrous and I personally cannot sit by and watch this continue.

When I campaigned for the position of councilman I pledged never to allow politics or my personal differences to ever interfere with my duty to do what's best for our town, the Town of Clarkstown.

This is why this evening even though Ms. Erard is not my number one choice, I must always do what is best for the Town of Clarkstown and I vote "Yes" for the taxpayers of the Town of Clarkstown."

Supervisor Dusanenko stated that he would like to sincerely thank Councilman Lettre and since this has finally ended our search for a Comptroller to serve all of the people of the Town of Clarkstown that this Town Board will see many more votes satisfying the needs of the people of the Town of Clarkstown with unanimous votes whenever and wherever possible. I thank Councilman Lettre for his affirmative vote.

As to the candidacy of Michael Lettre and the many candidates who are present here tonight and who submitted resumes, I thank and appreciate them for their active concern for their willingness to serve the Town of Clarkstown.

Supervisor Dusanenko called upon Mrs. Erard to stand and be recognized. She is the mother of three children, a resident of New City and a Graduate of State University of New York at Albany and Pace University. She majored in mathematics; has a background in computers and has many other attributes which will be useful to us in the years ahead.

\* \* \* \* \*

RESOLUTION NO. (223-1980)

CREATING POSITION OF  
CLERK (PART-TIME)  
TOWN JUSTICE OFFICE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on March 3, 1980 that the position of Clerk (Part-time) can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Clerk (part-time) Town Justice Office is hereby created, effective and retroactive to March 6, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (224-1980)

APPOINTING CLERK  
(PART-TIME) - TOWN  
JUSTICE OFFICE  
(KAREN SUTTIE)

Co. Longo offered the following resolution:

RESOLVED, that Karen Suttie, 28 Joan Drive, New City, New York is hereby appointed to the position of Clerk (part-time) - Town Justice Office, at the hourly wage of \$5.12, effective and retroactive of March 6, 1980, not to exceed seventeen hours per week.

Seconded by Co. Lettre

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (225-1980)

TRANFERRING CETA  
EMPLOYEES TO TITLE  
II OJT PROGRAM

Co. Longo offered the following resolution:

RESOLVED, that the following CETA employees have been transferred to a Title II OJT Program:

William A. Barnett, 82 Waldron Avenue, Central Nyack, New York, effective March 7, 1980

Jeffrey Flagg, 20 Ardsley Drive, New City, New York, effective March 7, 1980

Ruthann Monroe, 43 Poplar Street, Nanuet, New York, effective March 4, 1980.

Seconded by Co. Holbrook

All voted Aye.

\* \* \* \* \*

Supervisor Dusanenko noted that these are three of twenty-five individuals who had to be terminated from our Clarkstown CETA program due to an approximately 50% decrease in CETA funds. The Town Board has shown a willingness to help these people and he stated that all but about eight had found employment, many in programs such as this OJT Program.

\* \* \* \* \*

RESOLUTION NO. (226-1980)

APPOINTING (PROVISIONALLY)  
PROMOTIONAL - HEAD  
CUSTODIAN - MAINTENANCE  
DEPARTMENT (PETER PALKO)

Co. Longo offered the following resolution:

WHEREAS, there is a vacancy in the position of Head Custodian created by the retirement of Lawrence Degnan,

NOW, THEREFORE, be it

RESOLVED, that Peter Palko, 6 Homestead Lane, New City, New York is hereby appointed provisionally (Promotional) to the position of Head Custodian - Maintenance Department - at the annual salary for 1980 of \$16,332., effective immediately.

Seconded by Co. Lettre

All voted Aye.

\* \* \* \* \*

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RESOLUTION NO. (227-1980)

ASSIGNING (TEMPORARILY)  
SR. ACCOUNT CLERK-  
TYPIST - MINI-TRANS  
OFFICE (ANTOINETTE  
CERESNAK)

Co. Longo offered the following resolution:

RESOLVED, that Resolution #183-1980 adopted at the Town Board Meeting of February 26, 1980 is hereby amended to read as follows:

RESOLVED, that Antoinette Ceresnak, 362 South Mountain Road, New City, New York is hereby temporarily assigned to the Mini Trans Office for a period not to exceed thirty days, as Sr. Account Clerk-Typist, effective and retroactive to February 26, 1980.

Seconded by Councilman Lettre

On roll call the vote was as follows:

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

\* \* \* \* \*

RESOLUTION NO. (228-1980)

ACCEPTING RESIGNATION  
OF ANTHONY ZACCAGNINO  
SENIOR RECREATION  
LEADER - PARKS BOARD  
& RECREATION COMM.

Co. Longo offered the following resolution:

RESOLVED, based upon the recommendation of the Parks Board & Recreation Commission, the resignation of Anthony Zaccagnino, 110 Bradford Street, Harrison, New York as Senior Recreation Leader is hereby accepted, with regret, effective March 15, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (229-1980)

GRANTING THREE (3)  
MONTH LEAVE OF  
ABSENCE TO SENIOR  
RECREATION LEADER  
(WILLIAM BUSCH)

Co. Longo offered the following resolution:

WHEREAS, William Busch has requested a leave of absence without pay, and

WHEREAS, Article XIX, Section 1 of the Town of Clarkstown Labor Agreement of January 1, 1978 provides for a leave of absence without pay,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks and the Parks Board and Recreation Commission, that William Busch of 140 Pascack Road, Pearl

RESOLUTION NO. (229-1980) Continued

River, New York, Senior Recreation Leader, is hereby granted a three (3) month leave of absence without pay effective May 1, 1980 through July 31, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (230-1980)

ACCEPTING RESIGNATION  
OF LABORER (CETA)  
PARKS & RECREATION  
DEPARTMENT (EDWARD  
TAYLOR)

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Edward Taylor, 26 Simkin Drive, New City, New York as Laborer (CETA) - Parks & Recreation Department - is hereby accepted, effective and retroactive to March 3, 1980.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (231-1980)

APPOINTING ASSISTANT  
CUSTODIAN OF VOTING  
MACHINES (VINCENT  
PIZZUTELLO)

Co. Lettre offered the following resolution:

RESOLVED, that Vincent Pizzutello, 16 Bradley Drive, New City, New York is hereby appointed to replace Robert J. Cunningham, as Assistant Custodian of voting machines for the Town of Clarkstown for the year 1980, at the wage of \$10.00 per machine each voting day.

Seconded by Co. Longo

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (232-1980)

CREATING POSITION OF  
REAL PROPERTY DATA  
COLLECTOR - ASSESSOR'S  
OFFICE

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on February 13, 1980 that the position of Real Property Data Collector can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Real Property Data Collector - Assessor's Office - is hereby created, effective immediately, and be it

FURTHER RESOLVED, that the budget be amended by increasing Estimated Revenue Account No. 01-2999 by \$15,000. with appropriation to Account No. 1355-110 of \$15,000. to cover salary expense for 1980.

Seconded by Co. Lettre

All voted Aye.

\* \* \* \* \*

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RESOLUTION NO. (233-1980)

APPOINTING POSITION  
OF REAL PROPERTY  
DATA COLLECTOR -  
ASSESSOR'S OFFICE  
(ROSE ROMEO)

Co. Longo offered the following resolution:

RESOLVED, that Rose Romeo, 2 Rone Court, New City, New York, is hereby appointed to the position of Real Property Data Collector - Assessor's Office - at the annual salary for 1980 of \$8,508., effective March 12, 1980.

Seconded by Co. Lettre

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (234-1980)

APPOINTING POSITION  
OF REAL PROPERTY  
DATA COLLECTOR -  
ASSESSOR'S OFFICE  
(HAYDEN ROLAND)

Co. Longo offered the following resolution:

RESOLVED, that Hayden Roland, 349 North Middletown Road, Nanuet, New York is hereby appointed to the position of Real Property Data Collector - Assessor's Office - at the annual salary for 1980 of \$8,508., effective March 12, 1980.

Seconded by Co. Maloney

On roll call the vote was as follows:

|                           |         |
|---------------------------|---------|
| Supervisor Dusanenko..... | Yes     |
| Councilman Holbrook.....  | Abstain |
| Councilman Lettre.....    | Yes     |
| Councilman Longo.....     | Yes     |
| Councilman Maloney.....   | Yes     |

\* \* \* \* \*

RESOLUTION NO. (235-1980)

RETAINING CONSULTANT  
TO TOWN BOARD (HAROLD  
J. PETERSON)

Co. Maloney offered the following resolution:

RESOLVED, that Harold J. Peterson, be and is hereby retained as Consultant to the Town Board, Town of Clarkstown, at a rate of \$17 per hour, at the request of the Supervisor, at the pleasure of the Town Board.

Seconded by Co. Holbrook

On roll call the vote was as follows:

|                           |         |
|---------------------------|---------|
| Supervisor Dusanenko..... | Yes     |
| Councilman Holbrook.....  | Yes     |
| Councilman Lettre.....    | Yes     |
| Councilman Longo.....     | Abstain |
| Councilman Maloney.....   | Yes     |

\* \* \* \* \*

RESOLUTION NO. (236-1980)

ADJOURNING REGULAR  
TOWN BOARD MEETING  
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: 9:35 P.M.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

RESOLUTION NO. (237-1980)

RESUMING REGULAR  
TOWN BOARD MEETING  
SCHEDULED PUBLIC  
HEARING HAVING BEEN  
HELD

Co. Longo offered the following resolution:

RESOLVED, that the Public Hearing be closed, DECISION  
RESERVED, time: 10:00 P.M., and regular meeting be resumed.

Seconded by Co. Maloney

All voted Aye.

\* \* \* \* \*

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

Respectfully submitted,



PATRICIA SHERIDAN,  
Town Clerk

AAE505



TOWN OF CLARKSTOWN  
PUBLIC HEARING

Town Hall

3/11/80

9:35 P.M.

All Present

RE: PROPOSED AMENDMENT TO ZONING ORDINANCE - PROFESSIONAL OFFICES

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted the Public Hearing regarding proposed amendment to zoning ordinance was opened. Town Clerk read the notice calling Public Hearing and testified as to proper posting and publication.

Town Attorney, Everett Johns, explained the amendment as it was first proposed and as it is presently being proposed.

Supervisor Dusanenko asked if the petitioner was present.

APPEARANCE: Milton Shapiro, Esq.  
54 North Main Street  
Spring Valley, New York 10977

Mr. Shapiro stated that he was representing New City Condominium Corporation which is the developer of the office condominiums on North Main Street. He said that at this particular time they would be the only properties affected by this particular amendment. He felt the addition of surveyor and engineer would be compatible with the other uses that the office buildings in the area are being used for. The amendment was asked for an almost particular use. We presently have a conditional agreement with local surveyors to use one of the offices and that is the particular reason for it. The surveyors are Atzl and Scattasa, who are in the Town at the present time.. Mr. Shapiro stated that he felt the New City Condominium Board would have no objection to this particular amendment provided that what was promised orally would be put into writing. This agreement has been reached orally but not yet put into writing. He requested permission to submit evidence of that agreement later on in the evening.

Councilman Holbrook inquired just what the benefit to the Town would be in the granting of this amendment.

Mr. Shapiro stated that the use for the surveyor and engineers was compatible with other professional uses in the area. He felt it was a logical use and would not be detrimental to anyone.

Supervisor Dusanenko asked if there was anyone wishing to be heard favoring this amendment.

IN FAVOR: No one appeared.

Supervisor Dusanenko then asked if there was anyone wishing to be heard against this amendment.

IN OPPOSITION: Mr. Ira Margolis,  
President of New City Condominiums  
Heritage Drive  
New City, New York 10956

Mr. Margolis wished it noted that there had been a letter sent to the Town Board with regard to the original change in the usage and that they had been a party to the changes going on in the uses of this professional office building since its inception. When the development was first formulated it was in an RG-2 zoning and they were allowed at that point certain uses by professionals within that zone. The builder knew full well what those usages were when he established the development.

CONTINUED ON NEXT PAGE

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Subsequently, he found out that it did not suit his purpose and he petitioned the Town Board for changes. However, those changes directly affected parking and a consideration was worked out based upon the fact that there would be no future changes. The petitioner is here again asking for other changes, which in themselves, may not be detrimental but our contention is: where does it stop?

He has two more units sold to a surveyor and an engineer and is before the Town Board petitioning. Tomorrow he may sell another one to someone else and will be before the Town Board again. The situation was what it was when he built on the property and Mr. Margolis feels that it should remain that way.

Councilman Longo stated that Mr. Shapiro had something worked out with the New City Condominium Board and Mr. Margolis said that the NCC Association, Inc., is a corporation which runs the recreational facilities and is in charge of the roadway. It is not directly involved with the running of each individual condominium.

Mr. Margolis stated that he is the President of one of the five condominiums. He also pointed out that Mr. Shapiro had an agreement made with that association. Unfortunately, things changed so the agreement changed and now he is in the process of making a new agreement. What I am saying is that next time this agreement will fall by the wayside and this contract will be voided. A new agreement will be forthcoming. Where does it stop? When does it reach the point where it becomes a hazard?

Councilman Lettre questioned by what authority Mr. Margolis was speaking and Mr. Margolis stated that he was representing New City Condominiums with full authority to speak on their behalf.

Mr. Shapiro spoke in rebuttal and stated that Mr. Margolis had not said one word that would indicate that there was anything better or worse about the use of these offices by Atzl & Scatassa or by an engineer or surveyor than there would be by an accountant, doctor, lawyer, psychologist or any of the other uses. It is perfectly compatible and he has not said anything that would indicate that that particular use would be better or worse than any other use which had been permitted or which might be permitted.

There being no one further wishing to be heard, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was closed, DECISION RESERVED, time: 10:10 P.M.

Respectfully submitted,

  
PATRICIA SHERIDAN,  
Town Clerk