

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

5/27/80

8:02 P.M.

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

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

Supervisor Dusanenko read the following proclamation:

WHEREAS, the Town of Clarkstown has numerous programs and facilities which its residents may take advantage of, and

WHEREAS, suitable and positive leisure experiences are vital to good physical and mental health and enhances the quality of life for all peoples; and

WHEREAS, all citizens can enjoy self-renewal in the out-of-doors, through green spaces and facilities in parks; and

WHEREAS, all citizens can fulfill their potential in the use of their leisure time through the varied individual and group opportunities provided by recreation; and

WHEREAS, the Town of Clarkstown recognizes that the efforts of the professional park and recreation workers have enhanced the services available to Clarkstown residents;

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, on this 27th day of May, 1980, do hereby proclaim the month of June, nineteen hundred and eighty as "Recreation and Parks Month" in the Town of Clarkstown, and urge all our residents to join with us in participating in the special events scheduled for June.

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RESOLUTION NO. (419-1980)

AWARDING BID FOR ICE
CREAM (McDERMOTT BROTHERS,
CO., INC.)

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Superintendent of Recreation and Parks that the bid to provide Ice Cream is hereby awarded to:

McDermott Brothers Co., Inc.
Route 59
West Nyack, New York 10994

as per the bid specifications and the following schedule of prices

ice cream sandwich	3 oz.	\$3.50/pk24
strawberry crunch bar	3 oz.	\$3.80/pk24
chocolate crunch bar	3 oz.	\$3.80/pk24
chocolate covered vanilla pop	3 oz.	\$3.50/pk24
italian ice cup	6 oz.	\$2.50/pk12

Seconded by Co. Longo

All voted Aye.

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AAE505

RESOLUTION NO. (420-1980)

MEMORIALIZING RESOLUTION
REGARDING UNITED NATIONS
DAY

Co. Longo offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown has been asked to appoint a member of our community as a local Chairman for United Nations Day, October 24, 1980, upon which the United Nations will mark its 35th Anniversary, and,

WHEREAS, the Town of Clarkstown supports the goals and purposes of the United Nations; however, due to the fact that the United Nations has ineffectively dealt with recent situations in Cambodia, Cuba, Afghanistan, and most of all Iran, and because the majority of the members of the United Nations have supported anti-Israel resolutions,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown shall not appoint a local Chairman for the celebration of United Nations Day unless the American hostages held by Iran are released prior to that day, because until that time, we have nothing to celebrate, and

FURTHER RESOLVED, that copies of this resolution be forwarded to the United Nations, President Carter, Senator Javits, Congressman Gilman, Senator Moynihan and the Press.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (421-1980)

INTENT TO PARTICIPATE IN
COUNTY PLAN FOR WORKMEN'S
COMPENSATION

Co. Longo offered the following resolution:

WHEREAS, the County of Rockland has been self-insured in Workmen's Compensation for these past two years and has realized savings for its taxpayers, and

WHEREAS, the County of Rockland wishes to join with other local town and village governments for self-insurance of workmen's compensation insurance, as is permitted by State law, and

WHEREAS, the Town of Clarkstown will realize substantial savings by entering into a County plan for Self-Insurance of Workmen's Compensation Insurance,

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown signifies its intention to participate in a County plan for Self-Insurance of Workmen's Compensation Insurance, pursuant to the Workmen's Compensation Law, subject to further review and approval of such specific plan the County of Rockland may promulgate, and be it

FURTHER RESOLVED, that the Town Board further authorizes the Supervisor to initiate any changes in present workmen's compensation coverage to reduce our 1980 costs, and

RESOLUTION NO. (421-1980) Continued

FURTHER RESOLVED, that the Town Board urges the County of Rockland to make a final determination about the Consultant Risk-Manager for this plan as soon as possible to allow for possible interim savings for the Town of Clarkstown.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (422-1980) AUTHORIZING CHIEF OF POLICE TO ATTEND NEW YORK STATE CHIEFS OF POLICE ANNUAL CONFERENCE (GEORGE R. SCHNAKENBERG)

Co. Maloney offered the following resolution:

RESOLVED, that George R. Schnakenberg, Chief of Police of the Town of Clarkstown, is hereby authorized to attend the New York State Association of Chiefs of Police Annual Conference from August 17th through August 21st, 1980, in South Fallsburg, New York, and be it

FURTHER RESOLVED, that all proper charges not to exceed \$300.00 be charged against Account 3120-414.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (423-1980) AUTHORIZING THE INSTALLATION AND MAINTENANCE OF A TRAFFIC SIGNAL (COACHLIGHT DINNER THEATRE)

Co. Lettre offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with the New York State Department of Transportation for the installation of a traffic signal (Permit Signal No. 123P - SH 680) at Route 59, at the Coachlight Dinner Theatre, Nanuet, New York, and the cost of installation is to be borne by the Developer, Coachlight Dinner Theatre, and be it

FURTHER RESOLVED, that upon the satisfactory installation and approval of the traffic signal by the New York State Department of Transportation and the obtaining of any necessary licenses or approval by Conrail, the Supervisor of the Town of Clarkstown is hereby authorized to execute a maintenance contract in a form satisfactory to the Town Attorney.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (424-1980) SETTING PUBLIC HEARING ON REPEAL OF CHAPTER 36 OF THE CODE OF THE TOWN OF CLARKSTOWN ("DOGS")

Co. Longo offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown considers it to be in the public interest to repeal Chapter 36 of the Town Code entitled, "Dogs";

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RESOLUTION NO. (424-1980)

NOW, THEREFORE, be it

RESOLVED, that a public hearing be had at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on the 24th day of June, 1980, at 8:45 P.M., to consider the repeal of Chapter 36 of the Code of the Town of Clarkstown, and it is

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 and file proof thereof in the office of the said Clerk.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (425-1980)

SETTING PUBLIC HEARING
ON PROPOSED LOCAL LAW
RELATING TO THE CONTROL,
CONFINING AND LEASHING
OF DOGS

Co. Longo offered the following resolution:

WHEREAS, Councilman Longo, a member of the Town Board of the Town of Clarkstown has introduced a proposed local law entitled, "A LOCAL LAW RELATING TO THE CONTROL, CONFINING AND LEASHING OF DOGS WITHIN THE TOWN OF CLARKSTOWN", and

WHEREAS, the Town Board of the Town of Clarktown 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 24th day of June, 1980, at 9:00 P.M., relative to such proposed local law, and be it

FURTHER RESOLVED, that notice of the time and 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 such 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. Maloney

All voted Aye.

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RESOLUTION NO. (426-1980)

DENYING ZONE CHANGE
APPLICATION OF BJB
FILM PROCESSOR SERVICE,
INC.

Co. Longo offered the following resolution:

RESOLUTION NO. (426-1980) Continued

WHEREAS, the Town Board of the Town of Clarkstown by resolution duly adopted on the 11th day of March, 1980, provided for a public hearing on the 22nd day of April, 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 re-districting the property of the petitioner from an R-15 district to an L10 district, and

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

NOW, THEREFORE, be it

RESOLVED, that for reasons of public health, safety and welfare, the application be DENIED.

Seconded by Lettre

All voted Aye.

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RESOLUTION NO. (427-1980)

HIGHWAY SUPERINTENDENT
TO USE ESCROW MONEY TO
COMPLETE PUBLIC IMPROVE-
MENTS (ANTOINETTE ESTATES)

Co. Maloney offered the following resolution:

WHEREAS, by Resolution No. 699 of 1978, the Town Board did default the sum of \$4,000 held in escrow to complete the streets and other public improvements in Antoinette Estates;

NOW, THEREFORE, be it

RESOLVED, that the Clarkstown Highway Superintendent shall use up to \$4,000.00 of the escrow money to complete the public improvements of rip-rap in the Antoinette Estates Subdivision.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (428-1980)

AUTHORIZING SUBMISSION
OF AN APPLICATION FOR
TECHNICAL ASSISTANCE FOR
ENERGY CONSERVATION

Co. Maloney offered the following resolution:

WHEREAS, the National Energy Conservation Policy Act (P.L. 95-619, 92 Stat. 3206) provides federal funds in the form of matching grants to units of local government for technical assistance in energy conservation, and

WHEREAS, the Town of Clarkstown desires to reduce the cost of providing energy to Town buildings, and

WHEREAS, in order to obtain federal funds to carry out a technical assistance program an application must be submitted to the New York State Energy Office no later than June 16, 1980;

AAE505

RESOLUTION NO. (428-1980) Continued

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to submit an application to the New York State Energy Office for funds for technical assistance.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (429-1980)

ACCEPTING PROPOSAL FOR
EXTENSION OF RENTAL AGREEMENT (MECHANICS UNIFORM RENTAL CO.)

Co. Longo offered the following resolution:

WHEREAS, a proposal has been received from Mechanics Uniform Rental Co., for an extension of the Town's agreement with said company for the rental and maintenance of work clothes for its employees, and

WHEREAS, it appears to be in the Town's best interest to accept said proposal,

NOW, THEREFORE, be it

RESOLVED, that the proposal received from Mechanics Uniform Rental Co., for the extension of the present rental agreement with them, subject to the conditions outlined in their proposal (on file in the Purchasing Department) is hereby accepted. Said extension agreement shall be in force for the period commencing July 1, 1980 and extending for a period of twelve (12) months or less at the Town's discretion.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (430-1980)

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

Councilman Longo offered the following resolution:

WHEREAS, Jack D, Boswell & Associates, engineers for the applicant have made written application for the use of Town Law Section 281 in connection with a subdivision known as Dellwood Park West, 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 provide protection to Crum Creek and Lake Lucille;

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:

RESOLUTION NO. (430-1980) Continued

1. There shall be no homes constructed on flood prone areas as defined by the Preliminary Maps prepared for HUD.
2. There shall be satisfactory provision for storm water management.
3. The historic home be preserved based upon the recommendations of the Historical Review Board and subject to the approval of the Planning Board.
4. Drainage easements shall be designated by the Department of Environmental Control.
5. Open lands shall not be accepted by the Town as shown on the Preliminary Maps as adjoining Lots 1 through 19 in Block A and Lots 1 through 10 in Block D.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (431-1980)

SETTING PUBLIC HEARING
AND REFERRING PROPOSED
AMENDMENTS TO ZONING
ORDINANCE TO PLANNING
BOARDS

Co. Longo offered the following resolution:

WHEREAS, a comprehensive amendment to the Zoning Ordinance of the Town of Clarkstown was adopted on June 30, 1967, and further amended,

WHEREAS, the Town Board of the Town of Clarkstown is considering the amendment to said Zoning Ordinance;

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of the Town Law be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 8th day of July, 1980, at 8:15 P.M., to consider the adoption of the following proposed amendments to the Zoning Ordinance of the Town of Clarkstown, 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 official newspaper of the Town as aforesaid and file proof thereof in the Office of the Town Clerk, and be it

FURTHER RESOLVED, that the following proposed amendments to the Zoning Ordinance be referred to the Planning Board of the Town of Clarkstown and the County Planning Board for their recommendations and report.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

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(Amendments referred to above are on file in Town Clerk's Office.)

AAE505

RESOLUTION NO. (432-1980)

AUTHORIZING ATTENDANCE AT
6A SEWER SYSTEM MAINTENANCE
WORKSHOP IN HARTFORD,
CONN. (MICHAEL FRANCHINO)
ACCOUNT NO. A1010-414

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control, Michael Franchino of 3 Bull Run
Drive, West Nyack, New York is hereby authorized to attend the 6A
Sewer System Maintenance workshop in Hartford, Connecticut on May 28th
and May 29th, 1980, and be it

FURTHER RESOLVED, that all necessary and actual expenses not
to exceed \$250.00 be allocated against account #A1010-414.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (433-1980)

AUTHORIZING PAINTING OF
FIRE INSPECTOR'S CAR -
INCREASE ESTIMATED REV.
ACCT. NO. 02-002999 AND
APPROPRIATION ACCT. NO.
B 3620-203

Co. Longo offered the following resolution:

WHEREAS, the Fire Inspector's car is in need of paint,
and Circle O car painters of Nanuet have agreed to paint it,

NOW, THEREFORE, be it

RESOLVED, that the budget be amended by increasing Estimated
Revenue Account No. 02-002999 and Appropriation Account No. B 3620-203
in the amount of \$250.00.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (434-1980)

SETTING PUBLIC HEARING ON
PROPOSED AMENDMENTS TO
ZONING ORDINANCE OF THE
TOWN OF CLARKSTOWN
(AUTO LAUNDRIES)

Co. Longo offered the following resolution:

WHEREAS, a comprehensive amendment to the Zoning Ordinance
of the Town of Clarkstown was adopted on June 30, 1967, and further
amended, and

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

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to Section 264 of
the Town Law be had at the Auditorium of the Town Hall, 10 Maple
Avenue, New City, New York, on the 24th day of June, 1980, at 8:30
P.M., to consider the adoption of the following proposed amendments
to the Zoning Ordinance of the Town of Clarkstown:

RESOLUTION NO. (434-1980) Continued

Amend Section 106-10A, Table of General Use Regulations, CS District, Column 3, Section B, by adding Paragraph 5 as follows:

"5. Auto laundries subject to Section 106-16C and shall conform to the following restrictions:

- a. Lot area shall be not less than 20,000 square feet.
- b. Premises shall front on two public streets."

and be it

FURTHER RESOLVED, that the Town Attorney of the Town of Clarkstown prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the Journal News, the official newspaper of the town, as aforesaid, and file proof thereof in the Office of the said Clerk.

Seconded by Co. Maloney

Before the vote Councilman Holbrook asked the Town Attorney the purpose of this amendment. Mr. Johns stated that in CS districts throughout the Town there is no provision for auto laundries whatsoever; more commonly called car washes. Councilman Holbrook asked if this amendment would permit this. Mr. Johns answered that this would authorize those who apply for a special permit which complies with the requirements of the special permit section. Each one must apply to the Town Board. This is not granting permission for any individual to open such an establishment but it would allow the inclusion of same in a CS district upon passing the requirements. There would have to be a Public Hearing for each request.

On roll call the vote was as follows:

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

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RESOLUTION NO. (435-1980)

TRANSFERRING FUNDS FROM
CONTINGENCY ACCOUNT NO. A
1990-505 TO APPROPRIATION
ACCOUNT NO. A 1220-313

Co. Longo offered the following resolution:

RESOLVED, that \$300.00 be transferred from Contingency Account No. A 1990-505 to Appropriation Account No. A 1220-313.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (436-1980)

TRANSFERRING FUNDS FROM
CONTINGENCY ACCOUNT NO. A
1990-505 TO APPROPRIATION
ACCOUNT NO. A 1010-319

Co. Longo offered the following resolution:

RESOLVED, that \$250.00 be transferred from Contingency Account No. A 1990-505 to Appropriation Account No. A 1010-319.

Seconded by Co. Maloney

All voted Aye.

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AAE505

RESOLUTION NO. (437-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT
NO. A 8160-312 TO ACCOUNT
NO. A 8160-447

Co. Longo offered the following resolution:

RESOLVED, that \$23,000.00 be transferred from Appropriation
Account No. A 8160-312 to Account No. A 8160-447.

Seconded by Co. Lettre All voted Aye.

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RESOLUTION NO. (438-1980)

TRANSFERRING FUNDS FROM
CONTINGENCY ACCOUNT NO.
A 1990-505 TO A 8160-313
and A 8160-306

Co. Longo offered the following resolution:

RESOLVED, that \$1,080.00 be transferred from Contingency
Account No. A 1990-505 to the following accounts:

A 8160-313 \$ 80.00
A 8160-306 1,000.00

Seconded by Co. Lettre All voted Aye.

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RESOLUTION NO. (439-1980)

INCREASING ESTIMATED
REVENUE ACCOUNT NO.
01-002999 AND APPROPRIA-
TION ACCOUNT NO. A 8160-
447

Co. Longo offered the following resolution:

RESOLVED, that the budget be amended by increasing Estimated
Revenue Account No. 01-002999 and Appropriation Account No. A 8160-447
in the amount of \$26,302.00.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (440-1980)

INCREASING ESTIMATED
REVENUE ACCOUNT NO. 01-
003821 AND APPROPRIATION
ACCOUNT NO. A 4210-114
(EMPLOYMENT OF YOUTH FOR
CLARKSTOWN COUNSELING CENTER)

Co. Longo offered the following resolution:

WHEREAS, the Palisades Presbyterian Church donated
\$1,500.00 to the Clarkstown Counseling Center for the employment
of a youth as a part-time office worker, be it

RESOLVED, that the budget be amended by increasing Estimated
Revenue No. 01-003821 and Appropriation Account No. A 4210-114 in the
amount of \$1,500.00.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (441-1980)

INCREASING ESTIMATED
REVENUE ACCOUNT NO. 01-
002999 AND APPROPRIATION
ACCOUNT NO. A 1315-110

Co. Longo offered the following resolution:

WHEREAS, John Gilleece's salary and Lorri Berardo's
summer salary were omitted from the 1980 Budget,

NOW, THEREFORE, be it

RESOLVED, that the budget be amended by increasing Estimated
Revenue Account No. 01-002999 and Appropriation Account No. A 1315-110
in the amount of \$11,000.00.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (442-1980)

TRANSFER OF FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1315-443 TO ACCOUNT NO.
A 1315-313

Co. Longo offered the following resolution:

RESOLVED, that \$400.00 be transferred from Appropriation
Account No. A 1315-443 to Account No. A 1315-313.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (443-1980)

TRANSFER OF FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1340-110 TO ACCOUNT NO.
A 1315-111 AND ACCOUNT NO.
A 1315-409

Councilman Longo offered the following resolution:

RESOLVED, that \$1,464.00 be transferred from Appropriation
Account No. A 1340-110 to the following accounts:

\$1,260.00 to Account No. A 1315-111
204.00 to Account No. A 1315-409

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (444-1980)

TRANSFER OF FUNDS FROM
ACCOUNT NO. A 1670-411
TO ACCOUNT NO. A 1670-110
(VELMA GANNON)

Co. Longo offered the following resolution:

WHEREAS, there exists a \$539.39 credit in Account No.
A 1670-110 from the payment of salary of Velma Gannon, whose appoint-
ment expired on December 31, 1979,

AAE505

RESOLUTION NO. (444-1980) Continued

NOW, THEREFORE, be it

RESOLVED, that \$539.39 be transferred from Account No. A 1670-411 to Account No. A 1670-110.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (445-1980) TRANSFERRING FUNDS FROM CONTINGENCY ACCOUNT NO. A 1990-505 TO ACCOUNT NO. A 1410-204

Co. Longo offered the following resolution:

RESOLVED, that \$864.00 be transferred from Contingency Account No. A 1990-505 to Account No. A 1410-204.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (446-1980) TRANSFERRING FUNDS FROM CONTINGENCY ACCOUNT NO. A 1990-505 TO ACCOUNT NO. A 8110-460 AND ACCOUNT NO. A 8110-430

Co. Longo offered the following resolution:

RESOLVED, that \$5,000.00 be transferred from Contingency Account No. A 1990-505 to the following accounts;

A 8110-460	\$4,000.00
A 8110-430	1,000.00

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (447-1980) AWARDING BID FOR CHEMICALS FOR RECREATION AND SEWER DEPARTMENTS (UTILITY CHEMICAL COMPANY, JERSEY CHEMICALS, INC., JONES CHEMICALS, INC. AND QUICK CHEMICAL COMPANY)

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid for chemicals for Recreation and Sewer Departments is hereby awarded to the following vendors as per schedule of prices on file in the Purchasing Department:

Utility Chemical Company Sixth Avenue & Wait Street Patterson, New Jersey 07524	Jersey Chemicals, Inc. 775 River Street Patterson, New Jersey 07524
Jones Chemicals, Inc. P.O. Box 280 Warwick, New York 10990	Quick Chemical Company 3 Ellen Street Spring Street, New York 10977

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (448-1980)

REJECTING BID FOR SOFT
DRINKS AND READVERTISING
FOR SAME

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Superintendent of Recreation and Parks that the sole bid received for soft drinks is hereby rejected, and be it

RESOLVED, that the Director of Purchasing is hereby authorized to readvertise for bid for soft drinks bids to be return-able to the Office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. on Friday, June 6, 1980 at which time bids will be opened, 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. (449-1980)

CALLING PUBLIC HEARING
FOR EXTENSION OF CLARKS-
TOWN CONSOLIDATED WATER
SUPPLY DISTRICT NO. 1
TO INCLUDE MADELINE M.
HUDSON

Co. Holbrook offered the following resolution:

WHEREAS, a written Petition dated February 29, 1980 in due form and containg 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:

All that certain lot, piece or parcel of land, situate, lying and being at West Nyack, in the Town of Clarkstown, County of Rockland and State of New York, bounded and described as follows:

BEGINNING at an iron pipe set in a stone wall distant 348.90 feet measured along a course of North 51° 55' East along the easterly line of Strawberry Hill Lane from its point of intersection with the northerly line of Old Greenbush Road, which said point of beginning is at the northwest corner of premises of Anna Blauvelt Perry and the southwest corner of premises of Madeline M. Hudson; running thence from said point of beginning:

- (1) North 49° 27' East along the easterly line of Strawberry Hill Lane 177.7 feet to a point; from thence running
- (2) North 38° 49' East along the easterly line of Strawberry Hill Lane 32.30 feet to the southwest corner of lands now or formerly of Burel Jackson; thence turning and running
- (3) along the southerly line of said last mentioned lands South 52° 43' East 472.2 feet to the center line of an existing stream; thence turning and running the following ten courses along the center line of said stream;
- (4) South 17° 47' 57" West 14.15 feet;
- (5) South 18° 34' 09" East 64.41 feet;
- (6) South 3° 07' 01" East 22.03 feet;
- (7) South 52° 23' 31" West 28.34 feet;
- (8) South 45° 33' 11" West 36.76 feet;
- (9) South 68° 24' 23" West 62.47 feet;

AAE505

RESOLUTION NO. (449-1980) Continued

- (10) North 77° 09' 50" West 28.79 feet;
- (11) South 76° 48' 20" West 34.75 feet;
- (12) South 55° 57' 20" West 19.83 feet;
- (13) South 80° 54' 31" West 9.22 feet to the northwest corner of lands now or formerly of Ciel Land Inc.; from thence running
- (14) North 49° 19' 23" West along the center of a stone wall 320.84 feet to an iron pin; and from thence running
- (15) North 45° 03' West along the northerly line of lands now or formerly of Anna Blauvelt Perry 160.71 feet to the point or place of beginning.

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 24th day of June, 1980, at 8:20 P.M., DST 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. Maloney

All voted Aye.

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RESOLUTION NO. (450-1980)

AUTHORIZING FIRE LANE DESIGNATIONS AT HOGAN'S DINER

Co. Longo offered the following resolution:

WHEREAS, the Building Inspector and the Fire Inspector of the Town of Clarkstown recommend implementing certain provisions of Local Law No. 9-1971, as amended, known as the Vehicle and Traffic Local Law, more particularly designated as Chapter 102, Sec. 14 of the Code of the Town of Clarkstown, at Hogan's Diner, West Nyack, New York by the installation of fire lane designations, and

WHEREAS, Goerge D. Hogan, the owner and/or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said fire lane designations;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector and the Fire Inspector with regard to the installation of certain fire lane designations shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (451-1980)

AUTHORIZING HANDICAPPED PARKING SPACES AT HOGAN'S DINER

Co. Longo offered the following resolution:

RESOLUTION NO. (451-1980) Continued

WHEREAS, the Building Inspector of the Town of Clarkstown recommends implementing certain provisions of Local Law No. 9-1971, as amended by Local Law #4, 1978, known as the Vehicle and Traffic Local Law, more particularly designated as Chapter 102-12D of the Code of the Town of Clarkstown, at Hogan's Diner, West Nyack, New York by the installation of handicapped parking spaces, and

WHEREAS, George D. Hogan, 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.

* * * * *

RESOLUTION NO. (452-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL TWO (2) SIGNS "NO STOPPING HERE TO CORNER" (WEST SIDE OF MAIN STREET SOUTH OF FIRST STREET AND EAST SIDE OF MAIN STREET SOUTH OF FIRST STREET, NANUET, NEW YORK)

Co. Maloney 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 Stopping Here to Corner" (P-14) Sec. 214.7 of the Manual of Uniform Traffic Control Devices. The first sign to be erected on the west side of Main Street, 30 feet south of First Street, Nanuet. The second sign to be erected on the east side of Main Street, 30 feet south of First Street, Nanuet.

Seconded by Co. Lettre

All voted Aye.

* * * * *

RESOLUTION NO. (453-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL FLASHING LIGHTS (SOUTHSIDE WEST NYACK ROAD 300 FEET WEST OF WEST NYACK ELEMENTARY SCHOOL AND NORTHSIDE OF WEST NYACK ROAD 300 FEET EAST OF WEST NYACK ELEMENTARY SCHOOL

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways

AAE505

RESOLUTION NO. (453-1980) Continued

is hereby authorized to install flashing lights to be erected on the southside of West Nyack Road at a point 300 feet west of the West Nyack Elementary School property line and on the northside of West Nyack Road at a point 300 feet east of the West Nyack Elementary School.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (454-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO PAINT STRIPES STRAWTOWN ROAD, SOUTH OF SIGNAL AND INSTALL SIGN "STOP HERE ON RED WHERE JONES DRIVEWAY EXITS ONTO STRAWTOWN ROAD, WEST NYACK

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to paint stripes on Strawtown Road, South of the signal. Also to install a sign, "Stop Here on Red" (a R-140 sign). This sign should be erected where (Jones) driveway exits onto Strawtown Road, West Nyack.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (455-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO INSTALL TWO SIGNS "NO PARKING ANYTIME" EASTERLY SIDE OF EASTERLY TURN AROUND FREUND DRIVE, NANUET AND SOUTHERLY SIDE EASTERLY TURN AROUND FREUND DRIVE, NANUET

Co. Maloney 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 (P-10) signs, bearing the legend, "No Parking Anytime". The first sign to be installed on the easterly side of the easterly turn around on Freund Drive, Nanuet. The second sign to be installed on the southerly side of the easterly turn around on Freund Drive, Nanuet.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (456-1980)

AUTHORIZING SUPERINTENDENT TO ERECT A STOP SIGN ON NORTHEAST CORNER OF ACCESS ROADWAY BETWEEN GRAND UNION STORE AND BIG DADDY'S LIQUOR STORE, NEW CITY, NEW YORK

Co. Longo offered the following resolution:

RESOLUTION NO. (456-1980) Continued

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to erect a Stop sign on the northeast corner of the access roadway between the Grand Union Store and the Big Daddy's Liquor store, New City, New York.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (457-1980) ACCEPTING PROPOSALS FROM ORANGE & ROCKLAND UTILITIES FOR STREE LIGHTING AT FOXWOOD DRIVE, WEST NYACK

Co. Longo 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:

Foxwood Drive West Nyack

Seconded by Co. Maloney * * * * *

RESOLUTION NO. (458-1980) DEFAULTING OF ESCROW FUNDS (JILL ESTATES)

Co. Lettre offered the following resolution:

WHEREAS, Resolution No. 379 adopted May 13, 1980, defaulting the sum of \$840.00 was in error; and

WHEREAS, there is an additional sum of \$900.00 still being held in escrow by the Town for the planting of trees and the installation of corner stakes in the subdivision known as Jill Estates;

NOW, THEREFORE, be it

RESOLVED, that the sum of \$900.00 in escrow be defaulted to the Town of Clarkstown and that the Department of Environmental Control be directed to plant said trees and install corner stakes in the Jill Estates Subdivision to the extent that they can with the aforesaid \$900.00.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (459-1980) SETTING PUBLIC HEARING ON SPECIAL PERMIT (LEDERLE LABORATORIES)

Co. Longo offered the following resolution:

WHEREAS, Lederle Laboratories, a Division of American Cyanamid Company, has petitioned the Town Board of the Town of Clarkstown for a Special Permit to excavate and conduct a landfill operation on property known as Map 161, Block A, Lot 5, pursuant to the requirements of Chapter 106-10A, Table 14, Column 3, Item B-3 of the Code of the Town of Clarkstown;

AAE505

RESOLUTION NO. (459-1980) Continued

NOW, THEREFORE, be it

RESOLVED, that a public hearing pursuant to said Chapter be had at the Auditorium of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on the 8th day of July, 1980, at 8:30 P.M., to consider the application of Lederle Laboratories, relative to said Special Permit, 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, the official newspaper of the Town of Clarkstown, as aforesaid, and file proof thereof in the office of the said Clerk.

Seconded by Co. Lettre

All voted Aye.

Before the vote Councilman Holbrook inquired as to the fact sheet accompanying this resolution and Town Attorney Everett Johns gave an explanation as to the purpose of this fact sheet. Supervisor Dusanenko then read the following:

"FACT SHEET

LEDERLE LABORATORIES SPECIAL PERMIT APPLICATION
SAGA HOMES SUBDIVISION APPLICATION

ACTION TAKEN

1. Letter dated May 23, 1980 of Everett J. Johns, Esq., directed to Val E. Washington, Esq., counsel to the New York State Department of Environmental Conservation requesting the following action:
 - a. A written reply be made to the normal inquiries of the Planning Board of the Town of Clarkstown to the Department of Environmental Conservation for reports regarding Saga Homes subdivision and Lederle Laboratories' application for a Special Permit for composting.
 - b. The immediate revocation of the original permit issued to Lederle Laboratories for composting within 50 feet of the borders of the Town of Clarkstown pending a new application and hearing with notice to the Town of Clarkstown.
 - c. An immediate chemical analysis of the materials being composted by Lederle Laboratories by the Department of Environmental Conservation with a copy of the report to the Town of Clarkstown.
2. The Planning Board agenda for May 28, 1980, contains the reconsideration of resolution regarding Town Law Section 281 approval recommendation to the Town Board.
3. Public hearing for Lederle Laboratories' application for a Special Permit has been set for July 8, 1980, at 8:30.
4. We have received unconfirmed notice that the Rockland County Health Department on May 23, 1980, has refused to approve any subdivisions within one mile of the composting site of Lederle Laboratories. I am attempting to obtain confirmation of that fact from Mr. George E. O'Keefe, Assistant Commissioner for Environmental Health.

RESOLUTION NO. (460-1980)

AUTHORIZING SUPERVISOR TO
ACCEPT GRANTS FOR CLARKSTOWN
COUNSELING CENTER AND FOR
JUVENILE AID BUREAU

Co. Maloney offered the following resolution:

WHEREAS, the New York State Executive Department Division
for Youth has approved a grant of \$7,160.00 for the Clarkstown
Counseling Center: Community Information/Referral Center in Nanuet
Mall and a grant of \$7,930.00 for the Clarkstown Police Department
Juvenile Aid Bureau,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to
accept these grants on behalf of the Town of Clarkstown.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (461-1980)

GRANTING CERTIFICATE OF
REGISTRATION PURSUANT
TO SEC. 83-65 OF THE CODE
OF THE TOWN OF CLARKSTOWN
(MICHAEL ADDUCE III)

Co. Longo offered the following resolution:

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

Michael Adduce III
Box 462
Tallman, New York

NOW, THEREFORE, be it

RESOLVED, that the following Certificate of Registration
be issued:

No. 80-20 issued to Michael Adduce

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (462-1980)

BOND RESOLUTION APPROPRIAT-
ING \$360,000.00 FOR PAYMENT
OF SETTLED CLAIM AGAINST
THE TOWN (PBA V. TOWN OF
CLARKSTOWN)

Co. Holbrook offered the following resolution:

BOND RESOLUTION OF THE TOWN OF CLARKSTOWN,
NEW YORK, ADOPTED MAY 27, 1980, APPROPRIATING
\$360,000.00 IN ADDITION TO \$500,000.00 HERETOFORE
APPROPRIATED FOR THE PAYMENT OF A SETTLED CLAIM
AGAINST THE TOWN, STATING THE ESTIMATED MAXIMUM
COST THEREOF, INCLUDING SAID ADDITIONAL APPROPRIA-
TION, IS \$860,000.00, AND AUTHORIZING THE ISSUANCE
OF \$360,000.00 SERIAL BONDS OF SAID TOWN TO FINANCE
SAID ADDITIONAL APPROPRIATION.

AAE505

RESOLUTION NO. (462-1980) Continued

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

Section 1. The Town of Clarkstown (herein called "Town"), in the County of Rockland, New York, hereby appropriates the amount of \$360,000.00, in addition to the amount of \$500,000.000 heretofore appropriated pursuant to the bond resolution duly adopted by the Town Board of the Town on August 15, 1979 to pay a compromised and settled claim in connection with the proceedings entitled The Rockland County Patrolmen's Benevolent Association, Inc., v. Town Board of the Town of Clarkstown, Respondent, in the Supreme Court of the State of New York, County of Rockland, Index No. 7900/78. The estimated maximum cost of said specific object or purpose, including said additional appropriation and preliminary costs and costs incidental thereto and the financing thereof, is \$860,000.00, and the plan of financing includes the issuance of \$500,000.00 serial bonds heretofore authorized and the issuance of \$360,000.00 serial bonds to finance said additional appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), serial bonds of the Town in the principal amount of \$360,000.00 are hereby authorized to be issued to finance said additional appropriation.

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

(a) The period of probable usefulness of the specific object or purpose for which said capital notes and serial bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 33 (a) of the Law, is five (5) years,

(b) Current funds are not required to be provided as a down payment prior to the issuance of the bonds hereby authorized or of any notes issued in anticipation of the sale of such bonds, pursuant to the provisions of Sec. 107.00 d. 5 of the Law.

(c) The proposed maturity of the bonds authorized by this resolution may not exceed five (5) years.

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

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Sec. 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the

RESOLUTION NO. (462-1980) Continued

renewals of said Notes and of Sec. 50.00 and Secs. 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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

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

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

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

Section 7. This resolution shall take effect immediately.

* * *

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

AYES: Messrs. Dusanenko, Holbrook Maloney

NOES: Messrs. Lettre, Longo

The resolution was declared adopted.

* * * * *

RRESOLUTION NO. (463-1980)

AUTHORIZING TOWN CLERK
TO PUBLISH BOND RESOLUTION
(PBA V. TOWN OF CLARKSTOWN)

Co. Holbrook offered the following resolution:

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

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

Section 2. This resolution shall take effect immediately.

* * *

AAE505

RESOLUTION NO. (463-1980) Continued

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

AYES: Messrs. Dusanenko, Holbrook, Lettre, Longo, Maloney

NOES: None

The resolution was declared adopted.

* * * * *

RESOLUTION NO. (464-1980)

AUTHORIZING REMOVAL OF HAZARDS FROM PRIVATE PROPERTY (R.S.C.A. REALTY-MAP 138, BLOCK H, LOT 23)

Co. Longo offered the following resolution:

WHEREAS, Sec. 64 5-a. of the Town Law of the State of New York provides that a town board may authorize removal of fire and health hazards from private property if the owner or owners of such property fail to remove said hazards, and

WHEREAS, R.S.C.A. REALTY was duly notified by the Building Inspector's office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his property, more particularly designated on the Clarkstown Tax Map as Map 138, Block H, Lot 23, and

WHEREAS, said owner has failed to comply with the violation notice numbered 80-160 and has failed to remove such hazards;

NOW, THEREFORE, be it

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

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

Seconded by Co. Lettre All voted Aye.

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RESOLUTION NO. (465-1980) Please see Page 292 - (out of sequence)

* * * * *

RESOLUTION NO. (466-1980)

AUTHORIZING THAT FUNDS ARE TO BE HELD IN ESCROW (FOREST VIEW ESTATES) (TURNPIKE WOODS, INC.)

Co. Longo offered the following resolution:

WHEREAS, a Performance Bond No. 92740, Turnpike Woods, Inc., as principal, dated July 26, 1979, in the amount of \$134,540.00 covering

RESOLUTION NO. (466-1980) Continued

the improvements and other facilities as shown on the Final Plat of Forest View Estates subdivision was furnished to the Town of Clarkstown, and

WHEREAS, by resolution adopted December 5, 1979, said bond was reduced to \$34,000.00, and

WHEREAS, the developer has requested that said bond be released upon receipt of an irrevocable assignment of a passbook in the amount of \$7,000.00 which together with \$13,000.00 already deposited in escrow with the Town of Clarkstown would constitute adequate monies to ensure completion of the public improvements in the aforesaid subdivision;

NOW, THEREFORE, be it

RESOLVED, that the Department of Environmental Control and the Town Attorney's Office hereby recommend that Bond No. 927405 in the sum of \$34,000.00 be released to the developer upon receipt of an irrevocable assignment of a passbook in the amount of \$7,000.00 making a total of \$20,000.00 to be held in escrow to ensure the completion of the public improvements in the Forest View Estates subdivision.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (467-1980)

MEMORIALIZING RESOLUTION
RE: GREAT BRITAIN TO END
DOMINATION OF IRELAND

Co. Longo offered the following resolution:

WHEREAS, the government of Great Britain has attempted to subjugate the Irish people for over 800 years, and

WHEREAS, the government of Great Britain has invaded Ireland and denied the Irish people their fundamental rights of due process and self-determination, and

WHEREAS, an Ireland of thirty-two counties united and free, would enable the Irish people to govern themselves without the foreign influence of the government of Great Britain, and

WHEREAS, on this the 27th day of May 1980 the Clarkstown Town Board, by this resolution, reaffirms its support for the human rights of all people, including the Irish,

NOW, THEREFORE, be it

RESOLVED, that the Clarkstown Town Board memorializes the government of Great Britain to leave Ireland and permit the Irish people to govern themselves democratically, and be it

FURTHER RESOLVED, that the Clarkstown Town Board memorializes the President of the United States, the United States Senate, the United States House of Representatives, and the Secretary of State to use their good offices to persuade the government of Great Britain to leave Ireland and permit a United Ireland governed by the Irish people, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown be and she is hereby directed to forward a certified copy of this resolution to President Jimmy Carter; President Pro Tem of the United States Senate;

AAE505

RESOLUTION NO. (467-1980) Continued

Speaker of the United States House of Representatives; to the Secretary of State; Great Britain's Ambassador to the United States; and to such persons as she, in her discretion, deems necessary to effectuate the purposes of this resolution.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (468-1980)

REGARDING INDUSTRIAL
DEVELOPMENT AGENCY
WITHIN THE TOWN OF
CLARKSTOWN

Co. Lettre offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of forming its own Industrial Development Agency, and

WHEREAS, provisions of the laws of the State of New York authorize municipalities to apply and obtain special legislation forming their own Industrial Development Agency;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown desires to obtain legislation specifically authorizing the Town of Clarkstown to form its own Industrial Development Agency with the necessary legislative authority of the State of New York, such Industrial Development Agency to be the standard legislation without condemnation, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded to State Senator Linda Winikow and Assemblyman Robert J. Connor.

Seconded by Co. Longo

All voted Aye.

* * * * *

John Lodico, former councilman of the Town of Clarkstown spoke at this point regarding the above resolution. He was not in favor of an IDA for the Town of Clarkstown. He stated that if such an agency were to be adopted we should use as a guideline Assemblyman Robert Connor's version of a proposed bill.

Supervisor Dusanenko noted that the County of Rockland had sent up two versions of an IDA to our state representatives. Since we are approaching the end of the legislative session it is doubtful that this will be passed. In the recent past Clarkstown has used Orange County funds, particularly in the case of Seiki Corporation but that has all changed and it now appears that it would be desirable to have our own IDA. We do have industries that would like to come into Clarkstown and we are trying to get this under the wire in the Clarkstown legislature. He particularly emphasized that he did not want to become embroiled in any controversy which is why he wants the standard IDA. He would like this adopted now to provide relief for industries that would like to come into Clarkstown now and not wait for next year.

Councilman Holbrook questioned whether it might be better to support one or the other of the versions now before the Assembly. Would it not have a better chance of passing?

Discussion on Resolution (468-1980) continued

Supervisor Dusanenko stated that he felt that this version would have a better chance of passing than either of the other two. He also felt that we might be able to make money for the Town of Clarkstown by extending these funds to other municipalities in the County of Rockland. This might be used as an income producer for us.

* * * * *

Councilman Holbrook here noted that the Town Board by passing the memorializing resolution regarding Ireland reaffirms its support for the rights of all people and he felt that the mentally retarded should be included and therefore he was proposing the following resolution.

RESOLUTION NO. (469-1980) PROPOSING THAT ALL LEGAL PROCEEDINGS AGAINST VENTURE INN BE DROPPED

Co. Holbrook offered the following resolution:

RESOLVED, that all legal proceedings by the Town of Clarkstown against Venture Inn be dropped.

Seconded by Co. Maloney

On roll call the vote was as follows:

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

* * * * *

Councilman Lettre noted in voting on the above resolution that he felt it was unfortunate that Councilman Holbrook would have it appear that those against his resolution are against equal rights for any individuals or any group of people. He stated that Supervisor Dusanenko, Councilman Longo and himself have repeatedly said that we are not against equal rights for anyone and that everyone has a right to live in the Town of Clarkstown. We have shown this by our unanimous support of group homes in the hamlet of Congers about two weeks ago. The reason that we refuse to let up on this law suit is that we feel that Camp Venture did not go through the proper procedure in bringing in this group home to New City. We have never said we are against the group home in New City. We have not said we are against anyone living in group homes. I feel this legal proceeding should be brought to its conclusion and therefore must vote no.

Supervisor Dusanenko noted that he respected the rights of both Councilmen with regard to this resolution. This town raised questions many weeks ago about all of the people following all of the laws, not some of the people following some of the laws. Those questions have yet to be resolved in a court of law and I refuse to play George Orwell in "Animal Farm" and say some people are more equal than other people. If there is a question of law let a judge tell us where we are wrong and where Camp Venture is wrong. As far as any political overtones, he stated there were none.

Supervisor Dusanenko then read a congratulatory letter to the Town Board as follows:

AAE505

Discussion on Resolution No. (469-1980) Continued

(Letterhead of Rockland County Chapter - New York
State Association for Retarded Children, Inc.)

"May 16, 1980

To: Supervisor: Theodore Dusanenko

Councilmen: Charles Holbrook
Ed Lettre
Nicholas Longo
John Maloney

From: Joseph Condon
President

As my first act as President of the Rockland County Association for Retarded Children, Inc., I wish to extend my sincere appreciation for your understanding and support with regard to our proposed development of a community resident in Congers.

We look forward to the opportunity of continued co-operation as we move forward together in our efforts to construct this residence for the mentally retarded.

JC:mm"

Supervisor Dusanenko also referred to a letter from Mrs. Barbara Dardzinski expressing thanks to the way the Town Board handled the group home in Congers.

Mrs. Dardzinski appeared and read the letter to the assemblage:

"Mr. Supervisor and Members of the Town Board:

As a resident of the Town of Clarkstown and living adjacent to the proposed ARC group home in Congers, it is my feeling that we, the public, having nothing to fear from mentally retarded people. By law group homes for these people will become a way of life all over this state and by law there is nothing we can do to fight it. The Congers community has been very intelligent in the handling of this matter, though that could not have been accomplished without the help of Board member Nick Longo and Carl DeBell, Executive Director of ARC.

My husband and I personally do not want this home next to us, but in light of the laws of this state, we have resigned ourselves to the probable fact and prefer to work with ARC rather than against. This is not to say that at some future date we will not oppose some other types of halfway houses or group homes. Our opposition at this time is centered around the possibility, however remote, that this may not always be a home for the mentally retarded. We have not received any written guarantees in this regard.

I would also like to go on record concerning the Padavan Act. Direction should be taken to require notification of entire governing bodies in the proposed localities and not just the chief fiscal officer, and such notification should be specific about location, giving lot block and map or number and street, as the case may be.

CONTINUED ON NEXT PAGE

I would like to extend my personal thanks to Councilmen Charles Holbrook and Ed Lettre for attending our community meeting on April 29th and especially to Councilman Nick Longo not only for attending the meeting, but for the time and consideration he has extended toward me and my husband. Very special thanks goes to Carl DeBell, Executive Director of ARC, for really trying to help us understand what's happening here.

Barbara Dardzinski
Gregory Dardzinski
70 North Conger Avenue
Congers, New York

/a/ Barbara Dardzinski"

Before calling a recess Supervisor Dusanenko asked if there was anyone wishing to be heard.

AAE505

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

Mr. Lodico spoke regarding the Department of Environmental Control as concerns our sanitary landfill. He requested a memorializing resolution to our state legislators, both senators and both assemblymen with regard to the proposed draft of the new solid waste facilities of the DEC.

APPEARANCE: Mr. Al Carter
22 Trotters Trail
New City, New York 10956

Mr. Carter mentioned that he had called the Supervisor last week. Derby Lane comes into Trotter's Trail. It is a low spot. Trotter's Trail is a high spot. The corner between Derby and Trotter's is a blind spot when the grass is not cut. The Supervisor came, saw it was a dangerous situation and somebody could get killed. You cannot see another car approaching. It was immediately put on a priority list. The grass has been cut for years. Now, the grass is three or four feet high. We do not know where to turn.

Supervisor Dusanenko stated there would be a recess and it would be decided who would be responsible for the grass cutting.

* * * * *

After a short recess Supervisor Dusanenko mentioned that resolution referring to the bond for PBA funds had been incorrectly voted on. There must be four Aye votes.

RESOLUTION NO. (470-1980) RECONSIDERATION OF
RESOLUTION NO. (462-1980)

Co. Longo offered the following resolution:

RESOLVED, that the Bond Resolution previously read and voted upon as Resolution No. 462-1980, at this present meeting, be reconsidered.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (471-1980) REVOTE BE TAKEN ON
RESOLUTION NO. (462-1980)

Co. Holbrook offered the following resolution:

RESOLUTION NO. (471-1980) Continued

RESOLVED, that a revote be taken on Resolution No. 462-1980
"Shall Resolution No. 462-1980 be adopted?"

Seconded by Co. Maloney

On roll call the vote was as follows:

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

* * * * *

After much discussion as to who would cut the grass on Derby Lane - Highway Department or Recreation Department - Mr. Fred Seeger offered to have one of the men from his department go over to Derby Lane and cut the grass. He was profusely thanked by the Town Board.

Supervisor Dusanenko noted that certain areas definitely do need care and he was hopeful that new areas would not have these cul-de-sacs planned for them. Some residents take care of these areas and others cannot. He hoped that there would be some healthy competition, gardening wise, between areas and that it would spark an interest in keeping up these areas which did not belong to any one individual as well as keeping up individually owned property. Supervisor Dusanenko stated that the former Town Board had eliminated cul-de-sacs in new subdivisions to cut down on the Town maintenance.

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There being no one further wishing to be heard and no further business to come before the Town Board, Town Board Meeting was declared closed, time: 9:45 P.M.

Respectfully submitted,

Patricia Sheridan
 PATRICIA SHERIDAN,
 Town Clerk

Please note the following resolution is out of sequence:

RESOLUTION NO. 465-1980)

AUTHORIZING REMOVAL OF
 HAZARDS FROM PRIVATE
 PROPERTY (DEVELOPMENT
 ENTERPRISES - MAP 138,
 BLOCK H, LOT 18.01)

Co. Longo offered the following resolution:

WHEREAS, Section 64 5-a. of the Town Law of the State of New York provides that a town board may authorize removal of fire and health hazards from private property if the owner or owners of such property fail to remove said hazards, and

WHEREAS, Development Enterprises was duly notified by the Building Inspector's Office of the Town of Clarkstown that certain violations which were causing fire and health hazards existed on his

RESOLUTION NO. (465-1980) Continued

property, more particularly designated on the Clarkstown Tax Map as Map 138, Block H, Lot 18.01, and

WHEREAS, said owner has failed to comply with the violation notice numbered 80-159 and has failed to remove such hazards;

NOW, THEREFORE, be it

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

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

Seconded by Co. Maloney

All voted Aye.

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AAE505