

TOWN OF CLARKSTOWN
SPECIAL TOWN BOARD MEETING

Town Hall

7/28/80

8:10 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo
(Councilman Maloney absent)
Philip Fogel, Deputy Town Attorney
Patricia Sheridan, Town Clerk

Supervisor Dusanenko declared the Special Town Board Meeting open. Assemblage saluted the Flag.

RESOLUTION NO. (598-1980) CLOSING SPECIAL TOWN BOARD MEETING IN ORDER TO HOLD SCHEDULED PUBLIC HEARING RE: GRANTING OF PARTIAL EXEMPTION FROM REAL PROPERTY TAX TO SENIOR CITIZENS

AAJ375

Co. Longo offered the following resolution:

RESOLVED, that the Special Town Board Meeting be adjourned in order to hold scheduled Public Hearing, time: 8:11 P.M.

Seconded by Co. Lettre All voted Aye.

* * * * *

RESOLUTION NO. (599-1980) RESUMING SPECIAL TOWN BOARD MEETING, SCHEDULED PUBLIC HEARING HAVING BEEN HELD

Co. Longo offered the following resolution:

RESOLVED, that the Special Town Board Meeting be resumed, scheduled Public Hearing re Local Law No. 5 having been held and said Local Law No. 5 having been adopted, time: 8:25 P.M.

Seconded by Co. Lettre All voted Aye.

* * * * *

RESOLUTION NO. (600-1980) AUTHORIZING SUPERVISOR TO ENTER INTO AGREEMENT FOR COMMUNITY DEVELOPMENT PROGRAM FOR PROGRAM YEAR 1980

Co. Longo offered the following resolution:

WHEREAS, it is recognized that participation by the County of Rockland in the Community Development Program requires the cooperation of various municipalities in order to meet the requisite population level, and

WHEREAS, the Town of Clarkstown has been requested to enter into a Cooperation Agreement with the County of Rockland in order to ensure the County and Town's eligibility for Community Development Block Grant funds as an urban county;

NOW, THEREFORE, be it

RESOLUTION NO. (600-1980) Continued

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a Cooperation Agreement with the County of Rockland in a form satisfactory to the Town Attorney for a term to commence August 1, 1980 and end when the program has been completed.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (601-1980)

AUTHORIZING TOWN ATTORNEY TO INSTITUTE PROCEEDINGS (DEVELOPMENT ENTERPRISES, INC.)

Co. Longo offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to institute an action against Development Enterprises, Inc., for non-payment of dumping fees at the Clarkstown Sanitary Landfill totalling \$7,440.51, and be it

FURTHER RESOLVED, that the Supervisor is authorized to file complaints with the appropriate authorities for violation of any penal statutes of the State of New York by Development Enterprises, Inc. for the use of the Clarkstown Sanitary Landfill without payment of the required fees.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (602-1980)

AWARDING BID FOR REPAIR OF FIAT ALLIS CRAWLER BOTTOM (BOWSER CONTRACTORS WELDING SERVICE CORP.)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Deputy Director of Environmental Control that the bid for the repair of the Fiat Allis Crawler Bottom is hereby awarded to:

Bowser Contractors Welding Service Corp.
16 Fulton Street
White Plains, New York 10606

for the low bid cost of \$10,531.38, and be it

FURTHER RESOLVED, that funds for same to be charged to Account A 8160-447.

Seconded by Co. Lettre

All voted Aye.

* * * * *

At this point Supervisor Dusanenko announced that tomorrow, July 29, 1980, there would be a ribbon cutting ceremony at the Monterey Gardens Senior Citizens Complex in Bardonia. All persons who may be interested in the opening and in introductory remarks are invited to attend.

* * * * *

RESOLUTION NO. (603-1980)

AUTHORIZING HANDICAPPED
PARKING SPACES AT MONTEREY
GARDENS, BARDONIA, NEW YORK

Co. Longo 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 Route 304, Bardonia, New York (35-B-4.10) by the installation of handicapped parking spaces, and

WHEREAS, Bardonia Associates 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. Lettre

All voted Aye.

* * * * *

AAJ375

RESOLUTION NO. (604-1980)

AUTHORIZING FIRE LANE
DESIGNATIONS AT MONTEREY
GARDENS, BARDONIA, NEW YORK

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 Route 304, Bardonia, New York (35-B-4.10) by the installation of fire lane designations, and

WHEREAS, Bardonia Associates 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. Lettre

All voted Aye.

* * * * *

RESOLUTION NO. (605-1980)

AUTHORIZING HANDICAPPED
PARKING SPACES AT LAKE
RIDGE PLAZA, VALLEY COTTAGE,
NEW YORK

Co. Longo offered the following resolution:

RESOLUTION NO. (605 -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 Route 303, Valley Cottage, New York (123-D-4.3) by the installation of handicapped parking spaces, and

WHEREAS, Michael J. Tedesco, 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. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (606 -1980)

AUTHORIZING FIRE LANE DESIGNATIONS AT LAKE RIDGE PLAZA, VALLEY COTTAGE, NEW YORK

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 Route 303, Valley Cottage, New York (123-D-4.3) by the installation of fire lane designations, and

WHEREAS, Michael J. Tedesco, 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. Lettre

All voted Aye.

* * * * *

RESOLUTION NO. (607 -1980)

CREATING POSITION OF COURT ATTENDANT - TOWN JUSTICE OFFICE

Co. Longo offered the following resolution:

RESOLUTION NO. (607 -1980) Continued

WHEREAS, the Rockland County Personnel Office has certified on July 23, 1980 that the position of Court Attendant (Competitive) can be created,

NOW, THEREFORE, be it

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

Seconded by Co. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (608-1980)

APPOINTING (PROVISIONALLY)
COURT ATTENDANT - TOWN
JUSTICE OFFICE (JOSEFINA
POUGET)

Co. Longo offered the following resolution:

RESOLVED, that Josefina Pouget, 48 Poplar Street, Nanuet, New York is hereby appointed provisionally to the position of Court Attendant - Town Justice Office - at the annual salary for 1980 of \$8,508.00, effective August 4, 1980.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

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

APPEARANCE: Mr. Martin Hoenig
10 Spur Drive
Nanuet, New York 10954

Mr. Hoenig stated that he had been having problems with an easement on his property for a few years. He mentioned that he had had correspondence with the Supervisor's office and with Mr. Seeger that the condition would be corrected.

Supervisor Dusanenko replied that within the last few weeks, funds had been approved for this work and that Mr. Seeger would be taking care of it in the near future.

(Please note that Councilman Maloney joined the Meeting.)*

APPEARANCE: Mr. Alan Lasher
5 Spur Drive
Nanuet, New York 10954

Mr. Lasher stated that a rodent problem existed on the property in question and he wanted something done about it. Supervisor Dusanenko replied that he had already made a personal inspection of the property and had been in touch with the Rockland County Health Department but that the residents of the area had refused to allow the Health Department to bait traps in the area for fear that their children would ingest the poison.

Mr. Lasher stated that no one had contacted him or his wife and that the property in question is in his immediate area.

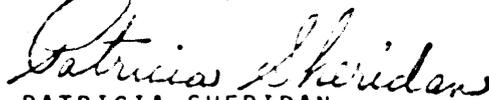
*Supervisor Dusanenko wished it noted that Councilman Maloney had been unavoidably detained but that he was in complete agreement with all resolutions presented and passed and would have voted in the affirmative on all of them.

AAJ375

Supervisor Dusanenko told Mr. Lasher that if he would get in touch with his office again he would endeavor to have the Rockland County Health Department return to the area and attempt to solve the problem.

There being no further business to come before the Town Board and no one further wishing to be heard, Supervisor Dusanenko declared the Special Town Board Meeting adjourned, time: 8:37 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

7/28/80

8:11

RE: "AMENDMENT TO LOCAL LAW NO. 3-1966 'LOCAL LAW PROVIDING FOR THE GRANTING OF PARTIAL EXEMPTION FROM REAL PROPERTY TAXATION FOR REAL PROPERTY OWNED BY CERTAIN PERSONS WITH LIMITED INCOME WHO ARE SIXTY-FIVE YEARS OF AGE OR OVER.' "

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo
(Councilman Maloney absent)
Philip Fogel, Deputy Town Attorney
Patricia Sheridan, Town Clerk

On motion of Councilman Longo, seconded by Councilman Lettre and unanimously adopted the Public Hearing was declared open; Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Dusanenko asked if there was any correspondence regarding this proposed Local Law. Mr. Fogel stated that there was none.

Supervisor Dusanenko asked if there was anyone wishing to be heard in favor of this proposed Local Law.

IN FAVOR

APPEARANCE: Mr. Kermit Haber
14 Castle Drive
Spring Valley, New York 10977

Mr. Haber stated that he represented senior citizens who are home owners in this county. He said that in twenty years of home ownership he has paid out more than the original price of his house. He felt taxes had become confiscatory and do not reflect the ability to pay. He mentioned that people in the cities are getting tax help while people in the suburbs are being taxed at a much higher rate. He felt that at age sixty-five a person should no longer have to pay property taxes because by that age a person has done all that he has been requested to do for his town, county and country. He requested the Town Board to request of the State Legislature that all property taxes be wiped out for senior citizens on a limited income.

APPEARANCE: Mr. David Fromson
139 Brewery Road
New City, New York 10956

Mr. Fromson asked if this would affect the school taxes. He also wanted to know how long it would take to be implemented by the Tax Assessor's office.

Supervisor Dusanenko said he thought that as to the first question the exemption did affect school taxes and Deputy Town Attorney Fogel concurred. He then responded to the second question by stating that this meeting was called at this time in order to allow residents to take advantage of this tax break before the end of July at which time no more applications for exemptions would be handled by the Tax Assessor.

Mr. Fromson then said that at this point until the Tax Assessor goes through the applications we do not know what the tax effect will be on the others. Mr. Fromson said that in closing he was totally in favor of the proposed Local Law.

APPEARANCE: Mr. Bill Kurowski
3 Stoneham Lane
New City, New York 10956

AAJ375

Mr. Kurowski stated that he had been a resident all of his life, had served his country and never thought he would have to appear before a governing body requesting assistance. He said he collects Social Security and a very small pension. He said that many people his age must receive services from Meals on Wheels. He said that one day all persons on this Board will reach his age and may have to beg for aid. \$8,000.00 is not much when it comes to paying taxes and if you receive over that you do not get the tax break. Our legislators have suggested it be raised to \$9,200.00. That is not much either if you have to survive. I have done without much and never asked for help but today I am asking for all citizens who cannot appear or who are too proud to ask for help.

Supervisor Dusanenko asked if there was anyone wishing to be heard in opposition to the proposed Local Law.

IN OPPOSITION:

No one appeared.

There being no one further wishing to be heard and on motion of Councilman Longo, seconded by Councilman Lettre and unanimously adopted the Public Hearing was closed and the Local Law ADOPTED, time: 8:25 P.M.

Respectfully submitted,
Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk