

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

10/14/80

8:20 P.M.

Present: Supervisor Dusanenko
Councilmen Holbrook, Lettre, Longo, Holbrook
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:

Volunteer Ambulance Week
October 19 - 25, 1980

WHEREAS, the Governor of New York, the Honorable Hugh L. Carey, has designated the week of October 19th as VOLUNTEER AMBULANCE WEEK in the State of New York, and

WHEREAS, throughout the years, ambulance volunteers have provided many cost free services to our respective communities, 24 hours a day, to all within and traveling through our territories, and

WHEREAS, the hundreds of active volunteer members of the units of Volunteer Ambulance Corps of Rockland County are the first to respond to the call for help, with trained hands and minds, to transport our sick, injured and infirmed, unmindful of weather, time or season, and

WHEREAS, the citizens of Clarkstown are honored to join with the men and women of the Ambulance Corps of Rockland County in honoring all those dedicated volunteers throughout our State, who unselfishly give their time and offer comfort with a gentle hand to all that call upon them,

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, on this Fourteenth day of October, Nineteen Hundred and Eighty, do hereby proclaim the week of October Nineteenth to October Twenty-Fifth, as VOLUNTEER AMBULANCE WEEK in the Town of Clarkstown and urge all our residents to join with me in saluting this fine organization and the works it has performed for many years in the Town of Clarkstown.

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This proclamation was accepted by representatives of the various ambulance corps in the Town.

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RESOLUTION (794-1980)

MEMORIALIZING RESOLUTION RE:
EXEMPTION OF TOWN OF CLARKSTOWN
FROM SALES TAX FOR GARBAGE
COLLECTION

Co. Longo offered the following resolution:

WHEREAS, private carters remove the garbage from residential and commerical users in the Town of Clarkstown, and

AAJ375

RESOLUTION NO. (794-1980) Continued

WHEREAS, the garbage service collection must comply with the sales tax provisions of New York State, and

WHEREAS, other municipalities collect garbage by action of the municipality which does not require the collection of sales tax, and

WHEREAS, the sales tax on garbage collection in the Town of Clarkstown is therefore discriminatory and onerous to the taxpayers of the Town of Clarkstown;

NOW, THEREFORE, be it

RESOLVED, that the legislators of the State of New York are hereby requested to prepare the necessary legislation to grant relief by exempting the Town of Clarkstown from sales tax for garbage collection at their next regular session, and be it

FURTHER RESOLVED, that a copy of this resolution be forwarded to the Speaker of the House and all local representatives of the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (795-1980)

AUTHORIZING SUPERINTENDENT OF HIGHWAYS TO PERFORM CORRECTIVE DRAINAGE WORK (TOWN EASEMENT MERIDAN LANE TO AMARILLO DRIVE, NANUET)

Co. Maloney offered the following resolution:

WHEREAS, a drainage condition exists on property within a Town easement;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to perform corrective drainage work, as recommended by the Director of Environmental Control, within a Town easement from Meridan Lane to Amarillo Drive, Nanuet, New York, at a cost not to exceed \$4,500.00, which sum shall be taken from Capital Account Drainage.

Seconded by Co. Lettre

All voted Aye.

There was comment on this resolution by Councilman Longo and explanation by Les Bollman, Director of Environmental Control. A recess was declared during which discussion on this resolution took place. When the vote was taken Councilman Longo noted that he was going to vote Yes on this because an alternative to this resolution was \$40,000. and a second alternative to this was \$200,000. Please let the record show I am in favor of this.

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RESOLUTION NO. (796-1980)

AUTHORIZING SUPERVISOR TO EXECUTE A MODIFICATION AND EXTENSION AGREEMENT

Co. Maloney offered the following resolution:

RESOLUTION NO. (796-1980) Continued

WHEREAS, the County of Rockland and the Town of Clarkstown are desirous of extending the agreement which expired on March 30, 1980, for the operation of the Youthful Drug Abuse Program;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into a modification and extension agreement with the County of Rockland extending the aforesaid agreement for an additional period to expire on March 31, 1981.

Seconded by Co. Longo

All voted Aye.

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AAJ375

RESOLUTION NO. (797-1980)

ACCEPTING DRAINAGE EASEMENT TO THE TOWN OF CLARKSTOWN (GUPTA - 12 ASH ROAD, BARDONIA)

Co. Longo offered the following resolution:

WHEREAS, Pratap and Krishna Gupta are desirous of granting a drainage easement to the Town of Clarkstown located at 12 Ash Road, Bardonia, New York;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown hereby accepts a drainage easement from Pratap and Krishna Gupta covering the premises located at 12 Ash Road, Bardonia, Town of Clarkstown, New York, more particularly described in said easement agreement dated September 22, 1980.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (798-1980)

ADJOURNING REGULAR TOWN BOARD MEETING IN ORDER TO HOLD SCHEDULED PUBLIC HEARING (COMMUNITY DEVELOPMENT)

Co. Maloney offered the following resolution:

RESOLVED, that the regular Town Board Meeting be adjourned, in order to hold scheduled Public Hearing re: Community Development Program, time: 8:35 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (799-1980)

CLOSING PUBLIC HEARING ON COMMUNITY DEVELOPMENT PROGRAM AND OPENING PUBLIC HEARING ON WATER EXTENSION - McLEOD)

Co. Maloney offered the following resolution:

RESOLVED, that the Public Hearing re: Community Development Program be closed and Public Hearing re: Extension of Clarkstown Consolidated Water Extension - John and Marguerite McLeod be opened, time: 8:42 P.M.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (800-1980)

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

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board Meeting be resumed
scheduled Public Hearings having been held and closed, time: 8:44 P.M.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (801-1980)

AUTHORIZING SUPERVISOR TO
EXECUTE EASEMENT AGREEMENT
(CAMPBELL, RICCIARDI AND
SILEY)

Co. Maloney offered the following resolution:

WHEREAS, the former Supervisor, George S. Gerber, was
authorized to and did execute an easement agreement with Anna Campbell,
Vincent Ricciardi, and Maria Siley, and

WHEREAS, Anna Campbell, Vincent Ricciardi and Maria Siley
did not execute such easement agreement due to questions arising out
of construction damage to the premises, and

WHEREAS, the Town Attorney did prepare a new easement
agreement, and

WHEREAS, the Town Board did by resolution dated August
12, 1980, authorize the payment of the sum of \$300.00 for the easement,
and

WHEREAS, said sum of \$300.00 was duly paid to Anna Campbell,
Vincent Ricciardi and Maria Siley;

NOW, THEREFORE, be it

RESOLVED, that the Town Board is hereby authorized to
accept said easement agreement and the Supervisor is hereby authorized
to execute said easement agreement on behalf of the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (802-1980)

SETTING PUBLIC HEARING ON
PROPOSED LOCAL LAW AMENDING
LOCAL LAW NO. 1-1979 - UNSAFE
BUILDINGS)

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 AMENDING LOCAL LAW NO. 1-1979 ENTITLED 'A LOCAL LAW CON-
CERNING UNSAFE BUILDINGS IN THE TOWN OF CLARKSTOWN'" which law is
designated in the Code of the Town of Clarkstown as Chapter 31, and

WHEREAS, the Town Board of the Town of Clarkstown con-
siders that it is in the best interest that said local law be adopted;

RESOLUTION NO. (802-1980) Continued

NOW, THEREFORE, be it

RESOLVED, that 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 28th day of October, 1980, at 9:00 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 of Clarkstown 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. Maloney

All voted Aye.

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RESOLUTION NO. (803-1980)

AMENDING DECISION OF TOWN BOARD RE CHARGES AGAINST PETER GRAZIANO FOR VIOLATION OF SANITARY LANDFILL RULES AND REGULATIONS

Co. Longo offered the following resolution:

RESOLVED, that the Decision of the Town Board of the Town of Clarkstown dated September 9, 1980, in connection with the charges against Peter Graziano for violation of the Sanitary Landfill Rules and Regulations is hereby amended by deleting the paragraph entitled "Disposition" and replacing it with the following new paragraph:

"DISPOSITION

It is the decision of the undersigned, pursuant to Section A115-11 of Sanitary Landfill Rules and Regulations of the Town of Clarkstown that Peter Graziano be fined the sum of \$100.00 and assessed damages in the sum of \$500.00."

Seconded by Co. Maloney

Before the roll call vote Councilman Holbrook asked what the rationale was behind this resolution. Supervisor Dusanenko stated that in lieu of suspension which would impose an undue hardship on Mr. Graziano and might put him out of business a fine would be imposed. Also the amount of the fine would help to reimburse the Town for the fees which should have been realized.

On roll call the vote was as follows:

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

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AAJ375

RESOLUTION NO. (804-1980)

AUTHORIZING TOWN ATTORNEY TO
INSTITUTE PROCEEDINGS IN
ACCORDANCE WITH CHAPTER 31
OF CODE OF CLARKSTOWN (HARRIS,
GARABO AND DESIDERIO)

Co. Longo offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized
to institute proceedings as stipulated in Chapter 31 of the Code of
the Town of Clarkstown to remove or rectify violation on premises
owned by:

Messrs. Martin Harris, John Garabo
and Thomas Desiderio
108 Holland Drive
West Nyack, New York

in the Town of Clarkstown, more particularly described on the Tax Map
of the Town of Clarkstown as Map 33, Block B, Lot 19.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (805-1980)

VIOLATION PROCEEDINGS AGAINST
WILLIAM MULDERIG (MAP 58,
BLOCK G, LOT 31)

Co. Longo offered the following resolution:

WHEREAS, an Order of the Town Board dated June 24, 1980,
was directed to William Mulderig, 321 Route 59, Tallman, New York, to
remove the building presently existing upon the premises designated
on the Clarkstown Tax Map as Map 58, Block G, Lot 31, and to commence
cleaning up of all rubbish and debris within thirty (30) days from the
date thereof, and

WHEREAS, the said Order required completion of the removal
of the building and the cleaning up of all rubbish and debris within
sixty (60) days from the date of service thereof, and

WHEREAS, said Order was duly served upon Mr. William
Mulderig on the 27th day of June, 1980, and

WHEREAS, the said William Mulderig has failed to comply
with same;

NOW, THEREFORE, be it

RESOLVED, that pursuant to Chapter 31 of the Code of the
Town of Clarkstown and Section 130, subd. 16d of the Town Law of the
State of New York, the Deputy Building Inspector of the Town of
Clarkstown and James Tanner, Architect, are hereby named to conduct a
survey of the premises pursuant to law and to render a report of such
survey in writing, and that an agreed appropriate fee be paid, and
that Mr. William Mulderig be notified in writing by certified mail,
return receipt, to appoint either a practical builder, engineer or
architect within forty (40) days of receipt of such Notice to serve as
his representative on such survey, and be it

FURTHER RESOLVED, that the said William Mulderig be
notified that in the event the building or other structure shall be
reported unsafe or dangerous in such survey, an application will be
made at Special Term of the Supreme Court held in and for the County of

RESOLUTION NO. (805-1980) Continued

Rockland for an Order determining that the building or other structure is a public nuisance and directing that it shall be repaired and secured or taken down and removed as the Court may determine, and be it

FURTHER RESOLVED, that a copy of this resolution be served on the said William Mulderig.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (806-1980) GRANTING EXTENSION OF TIME TO AFTON CONSTRUCTION CORP. (FOR REMOVAL OF ARCHITECTURAL BARRIERS, POLICE BUILDING)

Co. Lettre offered the following resolution:

WHEREAS, Afton Construction Corp. has requested an extension of ninety (90) days for the completion of the Removal of Architectural Barriers, Police Building, due to the delay in the delivery of the structural steel for the construction of the elevator and the specialized window glass for the office spaces, and

WHEREAS, Leslie F. Bollman, Director of the Department of Environmental Control has recommended that the extension be granted;

NOW, THEREFORE, be it

RESOLVED, that Afton Construction Corp. is hereby granted an extension of ninety (90) days for the completion of the aforesaid project from November 30, 1980, to March 1, 1981.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (807-1980) AUTHORIZING PLANNING BOARD TO APPLY TOWN LAW, SEC. 281 (BROOKLINE MANOR)

Co. Longo offered the following resolution:

WHEREAS, Atzl & Scatassa Associates has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Brookline Manor, and

WHEREAS, the Planning Board of the Town of Clarkstown recommends the approval of the use of Town Law 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 281 is used in this subdivision to allow for flexibility of design in such a manner as to preserve the natural and scenic qualifites of the land and will be compatible with the existing neighborhood.

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision.

Seconded by Co. Maloney All voted Aye.

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AAJ375

RESOLUTION NO. (808-1980)

AUTHORIZING PLANNING BOARD
OF THE TOWN OF CLARKSTOWN
TO APPLY TOWN LAW, SEC. 281
(MIDLAND ESTATES NORTH)

Co. Longo offered the following resolution:

WHEREAS, Atzl & Scatassa Associates has made written application for the use of Town Law, Sec. 281 in connection with subdivision known as Midland Estates North, and

WHEREAS, the Planning Board of the Town of Clarkstown recommends the approval of the use of Town Law 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 281 is used in this subdivision for the preservation of trees and to eliminate the need for disturbing the stream.

NOW, THEREFORE, be it

RESOLVED, that the Planning Board of the Town of Clarkstown is hereby authorized to use Town Law, Sec. 281 in connection with this subdivision.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (809-1980)

AUTHORIZING THE ISSUANCE OF
A BUILDING PERMIT UNDER
SECTION 280-a OF THE TOWN LAW
(M.F.S. CONTRACTORS - WEST SIDE
LENOX AVENUE - HIGHWAY AVENUE,
CONGERS)

Co. Longo offered the following resolution:

RESOLVED, that a Building Permit under provisions of Section 280-a of the Town Law may be issued to M.F.S. Contractors for property situate on the west side of Lenox Avenue, 120 feet north from the intersection of Highway Avenue, Congers, New York, more specifically designated on the Clarkstown Tax Map as Map 125, Block A, Lot 2.01, upon compliance with the requirements of the Director of Environmental Control and the Building Inspector and the filing of the Restrictive Covenant pursuant to Section 280-a of the Town Law upon the condition that the applicant agrees to participate in a road improvement district when and if required by the Town Board of the Town of Clarkstown, which Covenant shall be binding on all future owners and run with the land, subject to the performance of certain drainage work to be approved by the Director of Environmental Control and the condition that no trees shall be removed for the sewer installation and the area shall be restored to its original condition.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (810-1980)

AUTHORIZING SUPERINTENDENT
TO CONSTRUCT A WALL EAST SIDE
OF EASEMENT (MAP 37, BLOCK A,
LOT 5.11)

Supervisor Dusanenko offered the following resolution:

RESOLUTION NO. (810-1980) Continued

WHEREAS, a drainage condition exists on a Town easement on property shown on the Tax Map of the Town of Clarkstown as Map 37, Block A, Lot 5.11;

NOW, THEREFORE, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to construct a wall on the east side of the easement, at a cost not to exceed \$4,800.00.

(There was no second on this resolution and it therefore failed for want of a second.)

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AAJ375

RESOLUTION NO. (811-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 8110-409 TO APPROPRIATION
ACCOUNT NO. A 8110-111

Co. Longo offered the following resolution:

RESOLVED, that \$4,000.00 be transferred from Appropriation Account No. A 8110-409 to Appropriation Account No. A 8110-111.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (812-1980)

TRANSFERRING FUNDS FROM
APPROPRIATION ACCOUNT NO.
A 1620-408 TO APPROPRIATION
ACCOUNT NO. A 1620-306.

Co. Longo offered the following resolution:

RESOLVED, that \$500.00 be transferred from Appropriation Account No. A 1620-408 to Appropriation Account No. A 1620-306.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (813-1980)

INCREASING TOWN CLERK'S
PETTY CASH ACCOUNT (CHARGE
TO ACCOUNT NO. A-210)

Co. Longo offered the following resolution:

RESOLVED, that Town Clerk's Petty Cash Account be increased by \$50.00 and to be charged to Account No. A-210.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (814-1980)

AWARDING BID TO SELL ONE (1)
PICK-UP TRUCK (VIN #143108H108455)
TO MIDLAND AUTO PARTS INC. AND
READVERTISING FOR BIDS TO SELL
ONE (1) GRUMMAN BUS
(VIN # 69332GBD7423)

Co. Longo offered the following resolution:

RESOLUTION NO. (814-1980) Continued

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Superintendent of Recreation and Parks that the bid to sell one (1) 1971 International 1 Ton Pick-Up Truck - Vin # 143108H108455 is hereby awarded to

Midland Auto Parts Inc.
435 Roberts Avenue
Yonkers, New York 10703

at the high bid price of \$179.60 and be it

RESOLVED, that whereas no bids were received for one (1) 1975 Grumman Bus that the Director of Purchasing is hereby authorized to readvertise for bids to sell one (1) 1975 Grumman Bus - Vin # 69332GBD7423 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 Wednesday, October 31, 1980 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

Before the roll call vote and in answer to an inquiry by Councilman Holbrook, Supervisor Dusanenko explained that there had been no bids received in response to the first advertisement and that legally the Town had to readvertise. If there were no responses to the second advertisement the Town Board could then reconsider the awarding of the bus to the Veteran's Group, which had requested the same, if they would come up with a token bid.

Mr. Johns explained that there had been a minimum bid requested in the first advertisement and that in the second advertisement there would be no minimum bid requested.

On roll call the vote was as follows:

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

RESOLUTION NO. (815-1980)

SETTING PUBLIC HEARING RE:
EXTENSION OF CLARKSTOWN
CONSOLIDATED WATER SUPPLY
DISTRICT NO. 1 TO INCLUDE
STRAWTOWN ROAD

Co. Longo offered the following resolution:

WHEREAS, the Town Board of the Town of Clarkstown, Rockland County, New York has proposed the extension of the Clarkstown Consolidated Water Supply District No. 1 in the said Town to be bounded and described as follows:

(Schedules A and B - Descriptions on file in Town Clerk's Office)

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RESOLUTION NO. (815-1980) Continued

NOW, THEREFORE, be it

ORDERED, that a meeting of the Town Board of the said Town of Clarkstown shall be held at the Meeting Room of the Town Hall of the Town of Clarkstown, 10 Maple Avenue, new City, Rockland County, New York, in said Town of Clarkstown, on the 28th day of October, 1980, at 8:45 P.M. 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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AAJ375

RESOLUTION NO. (816-1980)

RESOLUTION CALLING PUBLIC HEARING RE: EXTENSION OF CLARKSTOWN CONSOLIDATED WATER SUPPLY DISTRICT NO. 1 TO INCLUDE STRAWTOWN ROAD (EXPLANATORY RESOLUTION REGARDING HYDRANTS AND 12 INCH WATER MAIN)

Co. Longo offered the following resolution:

WHEREAS, the Spring Valley Water Company, Inc., is installing a 12 inch main in the bed of Strawtown Road from the intersection of Strawtown Road and Brewery Road, approximately to the intersection of Dore Court and Strawtown Road, and

WHEREAS, the Fire Inspector has met with the Spring Valley Water Company and recommended that eleven fire hydrants be installed along this new main, and

WHEREAS, the Department of Environmental Control has verified the location and found them to be acceptable, and

WHEREAS, the area to be benefited thereby is not presently within a water district, and

WHEREAS, there is no cost or expense to the Town of Clarkstown in connection with the installation of the 12 inch water main, and

WHEREAS, it would be necessary to extend the Clarkstown Consolidated Water Supply District No. 1 to include the properties affected at no cost;

NOW, THEREFORE, be it

RESOLVED, that an Order be prepared and signed by the Town Board calling a public hearing on the proposed extension of the Clarkstown Consolidated Water Supply District No. 1 to include the properties described on the attached Schedule "A" and described on the Clarkstown Tax Map as follows on the attached Schedule "B".

(Schedules A and B on file in Town Clerk's Office)

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (817-1980)

SETTING PUBLIC HEARING FOR
1981 PRELIMINARY BUDGET

Co. Longo offered the following resolution:

RESOLVED, that the annual tentative budget of the Town of Clarkstown for the year 1981 was filed in the Office of the Clerk of the Town of Clarkstown on September 30, 1980, where it will be available during office hours for inspection and that the Town Board shall hold a public hearing thereon at a meeting to be held at the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, on the 5th day of November, 1980, at 7:30 P.M., and that notice of said hearing shall be published in the Journal News, the official newspaper of the Town of Clarkstown, at least five (5) days prior to said hearing at which time and place the Town Board will meet and review said preliminary budget, and any persons interested may be heard in favor of or against all or any of the items of said preliminary budget.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (818-1980)

GRANTING PERMISSION TO DISPENSE
ALCOHOLIC BEVERAGES (VALLEY
COTTAGE FIRE COMPANY NO. 1)

Co. Holbrook offered the following resolution:

WHEREAS, Section 22-A of the Code of the Town of Clarkstown provides that permission may be granted by the Town Board to an organization desiring to dispense alcoholic beverages on public property in the Town of Clarkstown, and

WHEREAS, the Valley Cottage Fire Company No. 1 has requested permission to dispense alcoholic beverages;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby grants permission to the Valley Cottage Fire Company No. 1 to dispense alcoholic beverages on November 8, 1980 in the vicinity of the Valley Cottage Fire Company No. 1, Lake Road, Valley Cottage, New York.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (819-1980)

AUTHORIZING TOWN ATTORNEY TO
DEFEND A PROCEEDING AGAINST
TOWN OF CLARKSTOWN (FUCCI)

Co. Longo offered the following resolution:

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

EDWARD ANTHONY FUCCI,

Petitioner,

-against-

RESOLUTION NO. (819-1980) Continued

THEODORE R. DUSANENKO (Supervisor), CHARLES E. HOLBROOK, EDWARD LETTRE, JOHN R. MALONEY and NICHOLAS LONGO, members of and constituting the Town Board of the Town of Clarkstown, JOHN DANAHY, ANN C. KOZLOWSKI, GREGG TACCHINO, PAUL COHEN and HAROLD SCHWEITZER, members of and constituting the SANITARY COMMISSION of the Town of Clarkstown, LAURENCE KOHLER, Director of Purchasing, EVERETT JOHNS, Town Attorney,

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. (820-1980)

DECLARING ESCROWS IN
DEFAULT (NOB HILL ESTATES)

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is holding \$4,050.00 in escrow to guaranty the planting of shade trees in a subdivision known as Nob Hill Estates;

NOW, THEREFORE, be it

RESOLVED, that the sum of \$4,050.00 in escrow be defaulted to the Town of Clarkstown and that the Department of Environmental Control be directed to plant said trees in the Nob Hill Estates Subdivision to the extent that they can with the aforesaid \$4,050.00.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (821-1980)

ADVERTISING FOR BIDS FOR
POLICE VEHICLES

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bid for: Bid #40-1980 - Police Vehicles 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, October 31, 1980 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

All voted Aye.

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AAJ375

RESOLUTION NO. (822-1980)

AWARDING BID FOR CHAIN LINK
FENCING (TENNYSON PARK PROJECT)
YABOO FENCE CO., INC. AND
REJECTING ALL BIDS - CONGERS
LAKE PARK PROJECT

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 bid for Chain Link Fencing is hereby awarded as follows:

Tennyson Park Project

awarded to:

Yaboo Fence Co., Inc.
10 High Street
West Nyack, New York 10994

at the low bid of \$3,760.00

Congers Lake Park Project

all bids rejected

and be it

FURTHER RESOLVED, that funds for same be charged per
Resolution 1980-163 to Parklands & Improvement Account.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (823-1980)

AUTHORIZING SPRING VALLEY
WATER COMPANY TO INSTALL ONE
(1) HYDRANT NORTH SIDE STILL
POND TERRACE WEST OF GERMONDS
ROAD, WEST NYACK, NEW YORK

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control, the Spring Valley Water Company
is hereby authorized to install one (1) hydrant on the North side
of Still Pond Terrace, approximately 380 feet west of the center line
of Germonds Road, West Nyack, New York. Investigation No. 9030.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (824-1980)

AUTHORIZING SPRING VALLEY
WATER COMPANY TO INSTALL TWO
(2) HYDRANTS - WEST SIDE
NEWPORT DRIVE SOUTH OF LOESER
DRIVE AND WEST SIDE NEWPORT
DRIVE NORTH OF SAMUEL ROAD,
NANUET, NEW YORK

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control, the Spring Valley Water Company

RESOLUTION NO. (824-1980) Continued

is hereby authorized to install two (2) hydrants at the following locations: West side of Newport Drive, approximately 250 feet south from the center line of Loeser Drive; West side of Newport Drive, approximately 157 feet north from the center line of Samue! Road, Nanuet, New York. Investigation No. 8935.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (825-1980) AUTHORIZING SPRING VALLEY WATER COMPANY TO INSTALL ONE (1) HYDRANT WEST SIDE OF MARIE CURIE PLACE NORTH OF OLD SCHOOLHOUSE ROAD, NEW CITY, NEW YORK

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Spring Valley Water Co. is hereby authorized to install one (1) hydrant on the West side of Marie Curie Place, approximately 35 feet north from the center line of Old Schoolhouse Road, New City, New York. Investiqation No. 9040.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (826-1980) AUTHORIZING SPRING VALLEY WATER COMPANY TO INSTALL ONE (1) HYDRANT NORTH SIDE DEMAREST MILL ROAD, WEST OF DEMAREST MILL COURT, WEST NYACK

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Environmental Control, the Spring Valley Water Company is hereby authorized to install one (1) hydrant on the North side of Demarest Mill Road, approximately 1,030 feet west from the center line of Demarest Mill Court, West Nyack. Investigation No. 8975.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (827-1980) AUTHORIZING ATTENDANCE AT TRAINING SESSIONS AT N.Y.S. DEPARTMENT OF ENVIRONMENTAL CONSERVATION (JACK FAY)

Co. Longo offered the following resolution:

RESOLVED, that Jack Fay, Maintenance Mechanic, Department of Environmental Control, of the Town of Clarkstown, is hereby authorized to attend training sessions at the N.Y.S. Department of Environmental Conservation on Wednesday, November 12, 1980 for Seals and Packing, and on Thursday, November 13, 1980, for Submersible Pumps, and be it

FURTHER RESOLVED, that the cost of these sessions are not to exceed \$150.00.

Seconded by Co. Maloney

AAJ375

RESOLUTION NO. (827-1980) Continued

On roll call the vote was as follows:

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

* * * * *

RESOLUTION NO. (828-1980)

ACCEPTING STREET TO BE KNOWN
AS FOREST GLEN COURT IN THE
FOREST BROOK ESTATES SUBDIVISION

Co. Maloney offered the following resolution:

WHEREAS, Forest Brook Estates subdivision was approved by the Planning Board of the Town of Clarkstown on December 2, 1970, and

WHEREAS, the filed map of Forest Brook Estates dated October 19, 1970, shows a street to be known as Forest Glen Court described on the attached Schedule "A", and

WHEREAS, said map was filed in the Rockland County Clerk's Office on December 2, 1970, in Book 81 at Page 15, and

WHEREAS, an offer of dedication to the Town of Clarkstown for the street to be known as Forest Glen Court as described on the attached Schedule "A" was made by the filing of said map;

NOW, THEREFORE, be it

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, the Town of Clarkstown does hereby accept the offer of dedication of the street to be known as Forest Glen Court as described on the attached Schedule "A" and include this street in the highway system of the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

* * * * *

(Schedule A is on file in the Town Clerk's Office)

* * * * *

RESOLUTION NO. (829-1980)

AUTHORIZING HANDICAPPED
PARKING SPACES AT NEW CITY
POST OFFICE

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 New City Post Office (57-G-3) by the installation of handicapped parking spaces, and

RESOLUTION NO. (829-1980) Continued

WHEREAS, Melvin E. Knapp, 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. (830-1980)

BUDGET NOTE RESOLUTION OF THE TOWN OF CLARKSTOWN

Supervisor Dusanenko offered the following resolution:

RESOLVED, that the Town of Clarkstown hereby authorizes the issuance of a \$187,903 Budget Note of the Town of Clarkstown for the specific object or purpose of providing funds for which there is insufficient provision in the annual budget for the current fiscal year of the Town of Clarkstown to pay certain employees salaries, pursuant to Section 29.00 a.2 of the Local Finance Law.

(There was no second and the motion therefore failed for want of a second.)

Councilman Holbrook asked if this budget note was actually necessary and Supervisor Dusanenko said if we did not do this it would cost us more in interest than the salary of anyone who sits on the Town Board.

* * * * *

RESOLUTION NO. (831-1980)

AMENDING RESOLUTION NO. 596 OF 1980 (DEMAREST KILL - STABILIZATION OF BANKS)

Co. Maloney offered the following resolution:

RESOLVED, that Resolution No. 596 of 1980 dated July 21, 1980, is hereby amended to allow the Director of Environmental Control to expend the sum of \$49,405.00 to stabilize the banks of the Demarest Kill, north of the New City Condominiums.

Seconded by Co. Longo

All voted Aye.

Councilman Longo asked if this was on the property of the New City Condominiums. Supervisor Dusanenko replied that it was not; that a portion of it was adjacent to it and the major portion was north of it. It is referred to as New City Condominiums more as a reference point. This work must be done in order to protect the Town's investment.

* * * * *

AAJ375

RESOLUTION NO. (832-1980)

AWARDING BID FOR DEMAREST
KILL IMPROVEMENT PROJECT
(CAL MART CONSTRUCTION CORP.)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the
Director of Environmental Control and the Director of Purchasing
that the bid entitled

"Demarest Kill Improvement Project"

is hereby awarded to

CAL MART CONSTRUCTION CORP.
11 Seeger Drive
Nanuet, New York 10954

at the cost of \$49,405.00, and be it

FURTHER RESOLVED, that funds for same be charged to
Capital Account Drainage.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (833-1980)

AUTHORIZING SUPERVISOR TO
ACCEPT GRANT FUNDING FOR
ESTABLISHMENT OF CLARKSTOWN
YOUTH BUREAU

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown has been approved for
a grant from the New York State Executive Department Division for
Youth,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is authorized to accept
grant funding for a Feasibility Study for the Establishment of a
Clarkstown Youth Bureau dated October 6, 1980 to December 31, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (834-1980)

AUTHORIZING SUPERVISOR TO
SUBMIT RENEWAL APPLICATION
ENTITLED "COUNSELING INFORMA-
TION REFERRAL CENTER"

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown wishes to make re-
application to the New York State Executive Department, Division for
Youth for grant funds,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is authorized to submit a
renewal application entitled "Counseling Information Referral Center"
dated January 1, 1981 through December 31, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (835-1980)

AUTHORIZING SUPERVISOR TO
SUBMIT A RENEWAL APPLICATION
ENTITLED "TOWN OF CLARKSTOWN
JUVENILE AID BUREAU"

Co. Maloney offered the following resolution:

WHEREAS, the Town of Clarkstown wishes to make re-application to the New York State Executive Department, Division for Youth for grant funds,

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is authorized to submit a renewal application entitled "Town of Clarkstown Juvenile Aid Bureau" dated January 1, 1981 through December 31, 1981.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (836-1980)

AUTHORIZING INSTALLATION OF
FIRE LANE DESIGNATIONS
(BARDONIA MEDICAL ARTS BUILDING)

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 (33-B-3) by the installation of fire lane designations, and

WHEREAS, Dr. Paul Brief, 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. Holbrook

All voted Aye.

* * * * *

RESOLUTION NO. (837-1980)

AUTHORIZING INSTALLATION OF
HANDICAPPED PARKING SPACES
(BARDONIA MEDICAL ARTS BUILDING)

Co. Maloney 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 (33-B-3) by the installation of handicapped parking spaces, and

AAJ375

RESOLUTION NO. (837-1980) Continued

WHEREAS, Dr. Paul Brief, the owner and or person in general charge of the operation and control of the parking area located in the Town of Clarkstown, has authorized that the Town of Clarkstown install said handicapped parking spaces;

NOW, THEREFORE, be it

RESOLVED, that pursuant to said Local Law No. 9-1971, as amended by Local Law #4, 1978, the Town Board hereby directs that the aforementioned recommendations of the Building Inspector with regard to the installation of certain handicapped parking spaces shall be installed by the Superintendent of Highways upon the review and approval of the Traffic and Traffic Fire Safety Advisory Board of the Town of Clarkstown.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (838-1980)

ADOPTING AND ACCEPTING MINUTES OF TOWN BOARD MEETING (9/23/80) AND SPECIAL TOWN BOARD MEETING (9/30/80)

Co. Longo offered the following resolution:

RESOLVED, that the Minutes of the regular Town Board meeting of September 23, 1980 and the Special Town Board Meeting of September 30, 1980, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (839-1980)

DECLARING A TOWN EMERGENCY (HIGHWAY EQUIPMENT AND VEHICLES)

Co. Maloney offered the following resolution:

WHEREAS, the Superintendent of Highways of the Town of Clarkstown is vitally in need of purchasing new and replacing older highway equipment and vehicles;

NOW, THEREFORE, be it

RESOLVED, that a Town emergency is hereby declared in order to protect the health, safety and welfare of the residents of the Town of Clarkstown.

Seconded by Co. Holbrook

All voted Aye.

* * * * *

Councilman Holbrook asked a question with regard to the next resolution - how will the costs be put into the budget. The Supervisor answered that if he has his way it will be paid for up front. He noted that if he were overruled we will go to capital bonds and be paying interest for many years to come.

* * * * *

RESOLUTION NO. (840-1980)

AUTHORIZING ADVERTISING FOR
BIDS FOR NEW HIGHWAY EQUIPMENT

Co. Longo offered the following resolution:

WHEREAS, the Superintendent of Highways of the Town of Clarkstown is vitally in need of purchasing new and replacing older highway equipment and vehicles, and

WHEREAS, the Town Board of the Town of Clarkstown will appropriate an amount of \$300,000 in the 1981 budget on Line D-5130-203,

NOW, THEREFORE, be it

RESOLVED, that the Director of Purchasing is hereby authorized to prepare bid specifications for the following highway equipment and vehicles:

Four (4) new salt and sand spreaders.

Six (6) new 1981 Four (4) cubic yard dump trucks.

The following vehicles to be traded:

Truck #38 - 1958 FWD 4 cubic yd. dump truck with salt and sand spreader plus snow plow frame and plow.
VIN 107829; License plate #15087W.

Truck #58 - 1964 International 4 cu. yd. dump truck
VIN FD 53116F; Plate #15077W.

Truck #69 - 1965 GMC 4 cubic yd. dump truck
VIN F3652G; License plate #15068W.

Truck #70 - 1965 GMC 4 cubic yd. dump truck with attached plow frame
VIN F3651G; License Plate #15096W.

Truck #74 - 1967 Chevrolet 4 cu. yd. dump truck with attached plow frame
VIN CE 937T115158; License Plate #15100W.

Truck #81 - 1967 International 4 cubic yd. dump truck with attached plow frame
VIN 416080G251385; Plate #15106W

Truck #85 - 1968 Chevrolet 4 cu. yd. dump truck with attached plow frame.
VIN CE638T111728; Plate #15110W.

Truck #90 - 1968 GMC 4 cu. yd. dump truck with attached plow frame
VIN EM60V041456; License plate 15115W.

NOW, THEREFORE, be it

RESOLVED, that the Director of Purchasing is authorized to advertise for bids for six (6) new 1981 4 cu. yd. dump trucks.

Bids to be returnable to the office of the Director of Purchasing, 10 Maple Avenue, New City, New York by 11:00 A.M. Wednesday, November 5, 1980, at which time bids will be opened and read, and be it further

AAJ375

RESOLUTION NO. (840-1980) Continued

RESOLVED, that bid specifications and proposal documents can be obtained at the office of the Director of Purchasing, and be it further

RESOLVED, that the method of financing be determined by this Town Board at a later date and that this resolved clause supercedes any method of financing which may be mentioned in the above whereas or resolved clauses.

Seconded by Co. Maloney

All voted Aye.

Councilman Longo amended this resolution by adding the last "RESOLVED" clause.

Councilman Holbrook wished it noted that the second "WHEREAS" clause leaves a question mark. He is not in favor of inserting this particular amount directly into the budget for 1981. He would prefer to see this done through a bond and in subsequent years have a program for replacement of vehicles.

Supervisor Dusanenko mentioned that most of the snow plow vehicles are over eleven and one-half years old. Most of these parts are not stocked when a vehicle is over ten years old. If we financed as some Board members suggest, for this purchase of \$300,000.00 we would be paying interest of \$75,000.00.

Mr. Seeger, Highway Superintendent, said that he has two sweepers which are fifteen years old which need to be replaced and loaders which have broken down and must be replaced. He believes in a pay as you go system and that is the way it has been done for the past fifteen years. He said that inflation has hit the Highway Department and the Senate and Congress should be asked to increase the permitted rate of \$60,000.00 and raise it above even the original request of \$200,000 to \$300,000 especially since we are limited to \$60,000. without declaring an emergency.

Supervisor Dusanenko said he had written to Governor Carey, and our Senator and Assemblyman and they have promised to do all in their power to help us. Clarkstown is not the first priority of the State of New York.

Councilman Longo said he does not think we can ask the people to pay \$300,000.00 in next year's budget. He feels they have to determine the best way to finance and the cost could be defrayed over the next five years. That is the way he was going to vote.

Councilman Lettre said he felt by putting it into next year's budget it will place an economic strain on the Town. When we are proposing to cut people; increase the budget 29.2%, then we know we have financial problems. I feel it is better to bond it and pay for it over a long period of time thereby preserving jobs and helping to keep people in the Town of Clarkstown.

Supervisor Dusanenko stated that this afternoon they had been able to cut the budget by 3% but the fact remains that we can buy on time if our credit is good but you can't buy groceries on time. Our highway equipment is essential equipment and should be paid for as such. Twenty-five per cent of our budget goes toward debt redemption; which means 25¢ on every dollar is for debts incurred in the past. Ramapo is the closest town to us in bonded indebtedness. We are the second largest town with the largest percentage of the budget going for bonded indebtedness. If we keep this up we will rapidly reach our

RESOLUTION NO. (840-1980) Continued

maximum limit for funding and then we will have no money for police contracts, highway or anyone else. I have made suggestions on where to cut the budget and we will be meeting with the councilmen for the next three evenings on the budget to see where we will cut.

Councilman Holbrook said most of the bonded indebtedness was for the sewers and that Ramapo does not have as large an incorporated area as does Clarkstown and they have more industry so you cannot compare the two towns.

* * * * *

RESOLUTION NO. (841-1980)

TERMINATING AGREEMENT BETWEEN
TOWN OF CLARKSTOWN AND FARO
AMUSEMENTS, INC.

Co. Longo offered the following resolution:

WHEREAS, Faro Amusements, Inc., has requested the Town of Clarkstown to terminate the agreement dated August 18, 1980, and waive the 60 days notice, and

WHEREAS, it is in the best interest of the Town of Clarkstown to terminate said agreement and waive the 60 days notice;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown agrees to waive the 60 days notice requirement and terminate the agreement upon the receipt of an executed general release from Faro Amusements, Inc., to the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (842-1980)

ACCEPTING PROPOSALS FROM
ORANGE & ROCKLAND UTILITIES
INC. FOR STREET LIGHTING
AT VARIOUS LOCATIONS IN
BARDONIA, NEW CITY AND
WEST NYACK

Co. Maloney 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:

| | |
|---------------------|------------|
| Feick Subdivision | Bardonia |
| Tarry Hill Sec. I | New City |
| Midland Acres South | New City |
| Klein Avenue | West Nyack |
| Louise Drive | West Nyack |

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (843-1980)

EXTENDING POSITION OF
REAL PROPERTY DATA COLLECTOR
(TEMPORARY) - ASSESSOR'S
OFFICE

Co. Longo offered the following resolution:

AAJ375

RESOLUTION NO. (843-1980) Continued

WHEREAS, the Rockland County Personnel Office has certified that the position of (Temporary) Real Property Data Collector - Assessor's Office - can be extended for a period not to exceed six months,

NOW, THEREFORE, be it

RESOLVED, that the position of (Temporary) Real Property Data Collector - Assessor's Office - is hereby extended for a period not to exceed six months, effective October 14, 1980 through April 13, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (844-1980)

APPOINTING POSITION OF
(TEMPORARY) REAL PROPERTY
DATA COLLECTOR - ASSESSOR'S
OFFICE (CAROLINE BOGART)

Co. Longo offered the following resolution:

RESOLVED, that Caroline Bogart, 381 South Main Street, New City, New York is hereby appointed to the position of (Temporary) Real Property Data Collector - Assessor's Office subject to the rules of the Rockland County Personnel Office - at the hourly rate of \$4.64 - for a period not to exceed six months - effective October 14, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (845-1980)

APPOINTING POSITION OF
ENVIRONMENTAL CONTROL INSPECTOR
III - DEPARTMENT OF ENVIRONMENTAL
CONTROL (ROBERT E. ROSS)

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Environmental Control Inspector III #80124 which contains the name of Robert E. Ross,

NOW, THEREFORE, be it

RESOLVED, that Robert E. Ross, 38 Lyncrest Avenue, New City, New York is hereby appointed to the position of Environmental Control Inspector III - Department of Environmental Control - at the annual salary for 1980 of \$23,095.00, effective October 14, 1980.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (846-1980)

SUCCESSFUL COMPLETION OF
SPECIAL STUDIES INTERN -
FINANCE DEPARTMENT (FRANK
ROMEO)

Co. Longo offered the following resolution:

RESOLUTION NO. (846-1980) Continued

RESOLVED, that Frank Romeo, 2 Rone Court, New City, New York has successfully completed the term of his training program - Special Studies Intern - Finance Department - without compensation, effective and retroactive to September 2, 1980.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (847-1980) APPOINTING (TEMPORARY)
NIGHT CLEANER - MAINTENANCE
DEPARTMENT (VITO MOLA)

Co. Longo offered the following resolution:

RESOLVED, that Vito Mola, 129 Laurel Road, New City, New York is hereby appointed to fill the unexpired 90 day temporary appointment - Night Cleaner - Maintenance Department - at the hourly rate of \$4.45 - effective October 14, 1980.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (848-1980) CERTIFYING POSITION OF
RESEARCH ASSISTANT - YOUTH
COMMISSION

Co. Maloney offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on October 14, 1980 that the position of Research Assistant - Youth Commission - can be created,

NOW, THEREFORE, be it

RESOLVED, that the position of Research Assistant - Youth Commission - can be created effective October 14, 1980 through December 31, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (849-1980) APPOINTING SPECIAL STUDIES
INTERN - FINANCE OFFICE
(VIRGINIA DI BLASI)

Co. Maloney offered the following resolution:

RESOLVED, that Virginia DiBlasi, 40 North Avenue, Montvale, New Jersey, is hereby appointed to serve in a training program as a Special Studies Intern - Finance Office - without compensation, effective and retroactive to October 3, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (850-1980) APPOINTING SPECIAL STUDIES
INTERN - FINANCE OFFICE
(ROBERT LEM)

Co. Maloney offered the following resolution:

AAJ375

RESOLUTION NO. (850-1980) Continued

RESOLVED, that Robert Lem, 144 Cara Drive, Pearl River, New York is hereby appointed to serve in a training program as a Special Studies Intern - Finance Department - without compensation - effective and retroactive to October 7, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (851-1980) CREATING PART-TIME POSITIONS OF BUS DRIVER - MINI TRANS DEPARTMENT

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has certified on September 24, 1980 that (12) part-time Bus Driver positions - Mini Trans Department - can be created, due to a reclassification,

NOW, THEREFORE, be it

RESOLVED, that (12) part-time Bus Driver positions - Mini Trans Department - are hereby created effective October 14, 1980.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (852-1980) APPOINTING POSITION OF NIGHT CLEANER - MAINTENANCE DEPARTMENT (JAMES ANTONIOU)

Co. Maloney offered the following resolution:

WHEREAS, there is a vacancy in the position of Night Cleaner - Maintenance Department,

NOW, THEREFORE, be it

RESOLVED, that James Antoniou, 185 Main Street, New City, New York is hereby appointed to the position of Night Cleaner - Maintenance Department at the annual salary for 1980 of \$10,269.00, effective October 14, 1980.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (853-1980) REAPPOINTING MEMBER OF CLARKSTOWN CONSUMER AFFAIRS COMMISSION (DR. LOUIS ALPERT)

Co. Maloney offered the following resolution:

RESOLVED, that Dr. Louis Alpert, 76 C Ridge Road, Valley Cottage, New York is hereby reappointed a member of the Clarkstown Consumer Affairs Commission, to serve without compensation, term to expire on November 4, 1983.

Seconded by Co. Longo All voted Aye.

* * * * *

RESOLUTION NO. (854-1980)

TERMINATING ASSISTANT DIRECTOR
OF MINI TRANS - MINI TRANS
DEPARTMENT (BERNARD McKEEVER)

Co. Holbrook offered the following resolution:

RESOLVED, that the termination of Bernard McKeever, 115 Helene Road, Valley Cottage, New York as Assistant Director of Mini Trans - Mini Trans Department - is hereby effective October 17, 1980.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (855-1980)

APPOINTING POSITION OF
SUBSTITUTE CROSSING GUARD -
POLICE DEPARTMENT (JOAN
CATHERINE CUSACK)

Co. Maloney offered the following resolution:

RESOLVED, that Joan Catherine Cusack, 16 Homestead Lane, New City, New York, is hereby appointed to the position of Substitute Crossing Guard - Police Department - at the prevailing rate of the post covered, effective and retroactive to October 6, 1980.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (856-1980)

ACCEPTING RESIGNATION OF
MEMBER OF CLARKSTOWN CONSUMER
AFFAIRS COMMISSION (STEPHEN
GOLDBERG)

Co. Maloney offered the following resolution:

RESOLVED, that the resignation of Stephen Goldberg, 21 Jockey Hollow Drive, Nanuet, New York as a member of the Clarkstown Consumer Affairs Commission is hereby accepted, effective and retroactive to September 30, 1980.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (857-1980)

APPOINTING MEMBER OF
CLARKSTOWN CONSUMER AFFAIRS
COMMISSION (ROBERT KONIAK)

Co. Holbrook offered the following resolution:

RESOLVED, that Robert Koniak, 16 Ferndale Road, New City, New York, be appointed to fill the unexpired term of Stephen Goldberg as a member of the Clarkstown Consumer Affairs Commission.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (858-1980)

AUTHORIZING SUPERINTENDENT OF
HIGHWAYS AND DIRECTOR OF
ENVIRONMENTAL CONTROL TO
PERFORM CORRECTIVE DRAINAGE
WORK (MAPLEWOOD LANE, NEW CITY)

Co. Holbrook offered the following resolution:

AAJ375

RESOLUTION NO. (858-1980) Continued

RESOLVED, that the Superintendent of Highways, Fred Seeger, and the Director of Environmental Control, Les Bollman, perform corrective drainage work on the Town easement located at Maplewood Lane, New City, New York.

Seconded by Co. Lettre All voted Aye.

* * * * *

RESOLUTION NO. (859-1980) INVITING ASSISTANT DISTRICT ATTORNEY YATTO TO WORKSHOP MEETING

Co. Holbrook offered the following resolution:

RESOLVED, that Assistant District Attorney Yatto be invited to the next workshop meeting to be held on October 23, 1980 with regard to the Fitzgerald complaint.

Seconded by Co. Longo All voted Aye.

* * * * *

Councilman Holbrook made the suggestion that Mr. Yatto appear at 8:30. Supervisor Dusanenko said this was not a good time since this was the time the public was invited into the meeting. He thought 7:30 P.M. would be a good time because he would certainly be here since he always is available at that time. However, the councilmen are rarely all present at the start of the meeting and he would firmly recommend that they make a commitment to be present at 7:30 P.M. and thereby not delay any of the proceedings that would follow.

* * * * *

Councilman Lettre attempted to make a motion regarding the creation of an office for the Councilmen in the Youth Bureau Office immediately.

Supervisor Dusanenko said he did not recognize Councilman Lettre for the purpose of making a motion and ruled him out of order.

Councilman Lettre asked why he was being ruled out of order. Supervisor Dusanenko replied that he was being ruled out of order because he was trying to circumvent the administration by not having brought this up prior to this Town Board meeting and the Supervisor had no prior knowledge of this.

Councilman Lettre said that Councilman Holbrook had brought this to the Supervisor's attention. Supervisor Dusanenko stated that Councilman Holbrook had made mention of this at approximately ten minutes of eight this evening. However, he made no mention of the fact that a resolution was going to be made regarding this. The Chair rules the agenda and rules you out of order.

Councilman Lettre asked Town Attorney, Mr. Johns, his opinion in this matter. The Town Attorney said that it was the Supervisor's prerogative not to recognize Councilman Lettre. Councilman Lettre requested a written opinion from the Town Attorney within twenty-four (24) hours regarding the right of a councilman to offer a resolution.

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Councilman Longo asked if Robert's Rules prevailed at the Town Board Meeting and if so that an appeal would be proper.

Mr. Johns said "No" that the Supervisor, as Chairman, reserves the right to recognize or non recognize.

Supervisor Dusanenko said that for the record that from time to time this evening he had words placed in his mouth. I believe that all the ways that I have referred to my councilmen, and I use that term loosely, "My Councilmen", whether I address them as Mr. Holbrook or Councilman Holbrook is totally in good taste. From time to time other adjectives used to describe someone else are unbecoming in public. I have tried my very best to treat everyone as a gentleman even though there have been quotes in newspapers that certain individuals from time to time would punch me in the teeth and I have acted as a gentleman at all times. No matter how frustrating this experience is I will continue to act as a gentleman. I will be forthright, I will be honest. I will be aboveboard but I will utilize the rules as I see best. I will try to be as fair as humanly possible.

Councilman Lettre said that he thought it was unfortunate that the Supervisor of any town would allow personalities to interfere with the governing and the running of the township.

Supervisor Dusanenko stated that he would normally agree with that statement but that when you go out on the streets of Clarkstown and someone threatens you, I doubt that you would invite that person into your home for tea and crumpets. At the same time when somebody threatens my good health and well being I would take any defensive measure allowed to me by the courts to protect myself.

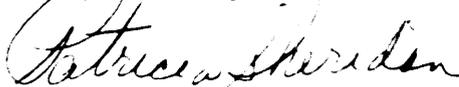
* * * * *

Supervisor Dusanenko asked if there was anyone wishing to be heard or any further business to come before the Town Board. There being no one wishing to be heard and no further business to come before the Town Board, Town Board Meeting was adjourned, time: 10:20 P.M.

Supervisor Dusanenko stated that they would resume in the Andrew Jackson Room immediately to work on the budget.

* * * * *

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

10/14/80

8:35 P.M.

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

RE: 1981 Community Development Program Re: Citizen Input

Supervisor Dusanenko declared the Public Hearing open;
Town Clerk read the following:

"Since 1975, a Consortium of Rockland County Towns and Villages have joined with the County to cooperatively qualify for Community Development Block Grant funds under the 1974 and 1977 U.S. Housing and Community Development Act. We have obtained grants of \$465,000 for 1975, \$817,000 for 1976, \$1,051,000 for 1977, \$1,908,000 for 1979 and \$2,219,000 for 1980.

The hearings will review the program's performance to date in funding a variety of housing and community development activities - including improvements to sidewalks, drainage, housing rehabilitation, community centers, water and sewer lines, parks and the removal of architectural barriers to the movement of physically handicapped.

A summary of performance will be available on October 6, 1980 at all participating town and village halls, and the Rockland County Office of Community Development. If you wish to obtain a copy of the summary write the Office of Community Development, 11 New Hempstead Road, New City, New York 10956 or telephone 425-5199.

In addition to the subject hearing there will be time for a discussion of performance at a series of public hearings and meetings to be scheduled during the first two weeks of January, 1981 by every participating town and village in the 1981 program year. These January hearings and meetings, dates for which will be announced in this paper, (Rockland Journal News) are preliminary to the preparation of the consortium's 1981 Application. The 1981 Application will be submitted to State and regional review agencies by March 14, 1981 and subsequently to the U.S. Department of Housing and Urban Development by April 28, 1981."

The above is an except from an advertisement which appeared in the Rockland Journal News on October 3, 1980 and which was read in lieu of the usual notice for a public hearing.

Supervisor Dusanenko then read a "Progress in Community Development" as of October 1, 1980.

The entire report which Supervisor Dusanenko read is set forth on the following page:

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The following status of Community Development projects has been prepared by the Rockland County Community Development Director for use at regular or special October 14 1980 meeting of Town Board of Clarkstown. Members of the Board, Citizens Advisory Committee and the public should be invited to comment and question the following table and any other aspect of the Community Development Program.

| Year | Activity | FUNDING | | |
|-------------------|-------------------------------|------------|-----------|-------------------|
| | | Allocation | Vouchered | Balance |
| <u>Clarkstown</u> | | | | |
| <u>1976</u> | | | | |
| C-12 | New Hempstead Intersection | 10,793 | 10,793 | Project Completed |
| C-16 | Central Nyack | 39,045 | 39,045 | Project Completed |
| C-30 | Household Barriers | 24,250 | 24,250 | Project Completed |
| C-32 | Arson Vehicle | 16,740 | 16,740 | Project Completed |
| C-33 | Valley Cottage Library | 38,411 | 19,211 | 19,200 |
| <u>1977</u> | | | | |
| C-32 | Justice Court Barriers | 145,711 | 66,908 | 78,803 |
| <u>1979</u> | No Town Projects | | | |
| <u>1980</u> | | | | |
| | Justice Court Barrier Removal | 36,500 | 0 | 36,500 |
| | Nanuet Senior Center | 30,000 | 0 | 30,000 |

*76-77-79 Housing Rehabilitation: Applications Approved # 16 Total Cost \$58,778
As of September 25, 1980

Any required modifications or clarification of the above table should be brought to the attention of the CD Director.

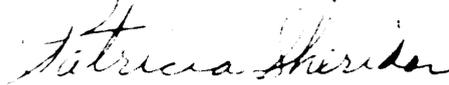
*Town residents were not eligible for Housing Rehabilitation until the 1979 Program Year.

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Supervisor Dusanenko asked if there was anyone wishing to comment on the projects which have been completed or which are on-going right now. If any questions cannot be answered at this time please leave your name, address and phone number with the Town Clerk and she will have a representative of the Community Development Program get in touch with you as soon as possible.

There being no one wishing to be heard or to ask any questions in regard to the project, the Public Hearing was declared closed on motion of Councilman Maloney, seconded by Councilman Longo and unanimously adopted, time: 8:42 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

AAJ375

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

10/14/80

8:42 P.M.

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

Re: Extension of the Clarkstown Consolidated Water Supply District
No. 1 to include John and Marguerite McLeod

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

Town Clerk presented a signed affidavit of Mr. Leslie F. Bollman, Director of Environmental Control, stating that the proposed extension meets the requirements of all regulations of the Town.

Supervisor Dusanenko asked if there was anyone wishing to be heard in favor of or in opposition to the proposed extension.

IN FAVOR: No one appeared.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, time: 8:45 P.M.

Respectfully submitted,

PATRICIA SHERIDAN,
Town Clerk

AAJ375