

TOWN BOARD MEETING
TOWN OF CLARKSTOWN

Town Hall

4/28/81

3:26 P.M.

Present: Theodore R. Dusanenko, Supervisor
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.

RESOLUTION NO. (384-1981)

TRANSFER OF FUNDS FROM
CONTINGENCY ACCOUNT
A 1990-505 TO APPROPRIATION
ACCOUNTS A 7141-430 AND
7141-222

Co. Longo offered the following resolution:

RESOLVED, to transfer \$700.00 from Contingency Account No. A 1990-505 to the following Appropriation Account Nos:

A 7141-430	\$350.00
A 7141-222	350.00

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (385-1981)

SETTING PUBLIC HEARING RE:
PROPOSED LOCAL LAW -
DELETING AND REPEALING
CHAPTER 84 AND REPLACING IT
WITH A NEW CHAPTER 84 -
"SHOPPING CARTS"

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 TO AMEND THE CODE OF THE TOWN OF CLARKSTOWN BY DELETING AND REPEALING CHAPTER 84 THEREOF ENTITLED, 'SHOPPING CARTS' AND REPLACING IT WITH A NEW CHAPTER 84, ENTITLED, 'SHOPPING CARTS'"

WHEREAS, the Town Board of the Town of Clarkstown considers that it is in the best 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 12th day of May, 1981 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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Supervisor Dusanenko asked if the purpose of this local law was an increase of fees only. Town Attorney stated that that was correct. Also it provided for the pick up of the shopping carts from the Building Department to the Department of Highways. Supervisor Dusanenko asked if it would be possible to include a provision that if the carts were delivered directly back to the stores and paid for by check would that be permissible? Town Attorney said that they could insert that provision into the proposed law.

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RESOLUTION NO. (386-1981)

AMENDING RESOLUTION NO.
(930-1980) RE: CAL MART
CONSTRUCTION CORPORATION
(CAPITAL II DRAINAGE ACCT.)

Co. Longo offered the following resolution:

RESOLVED, that Town Board Resolution No. 930-1980 be amended as follows:

Cal Mart Construction Corporation is hereby authorized to use labor, equipment and material to split five rocks obstructing the flow within the drainage easement in Havermill Estates for a sum not to exceed \$5,000.00. Charges are to be made to the Capital II Drainage Account.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (387-1981)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO PURCHASE
STONE FOR HAVERMILL ESTATE
DRAINAGE PROJECT (CAPITAL
II DRAINAGE ACCOUNT)

Co. Longo offered the following resolution:

RESOLVED, that the Superintendent of Highways is authorized to purchase the stone for the Havermill Estates Drainage Project - not to exceed \$3,000.00 and the charge is to be made to the Capital II Drainage Account.

Seconded by Co. Maloney

All voted Aye.

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PLEASE NOTE THAT RESOLUTION NO. (388-1981) may be found on Page 298-A

RESOLUTION NO. (389-1981)

AUTHORIZING ATTENDANCE AT
LANDFILL GAS SEMINAR (TOBIA
MARRAZZO AND LESLIE BOLLMAN)

Co. Maloney offered the following resolution:

WHEREAS, Tobia Marrazzo and Leslie Bollman are hereby authorized to attend the Landfill Gas Seminar on May 19, 1981 at the Holiday Inn in Rockville Centre, Long Island,

NOW, THEREFORE, be it

RESOLVED, that \$25.00 per person fee be charged to Appropriation Account No. A 1010-414.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (390-1981)

AUTHORIZING DIRECTOR OF
PURCHASING TO ADVERTISE
FOR BIDS (FOOD PRODUCTS
FOR SALE AT PARK REFRESH-
MENT STANDS)

Co. Longo offered the following resolution:

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

BID # 34-1981
FOOD PRODUCTS FOR SALE AT PARK REFRESHMENT STANDS

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 Tuesday, May 19, 1981 at which time bids will be opened and read, and be it

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

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (391-1981)

AUTHORIZING SUPERVISOR TO
EXECUTE AGREEMENT IN
CONNECTION WITH DEDICATION
OF ROADS (WHISPERING PINES
ESTATES) (F-Z REALTY CORP.)

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown is desirous of entering into an agreement with F-Z Realty Corp. (Leif Bergstol) in connection with the dedication of roads and other public improvements in a subdivision known as WHISPERING PINES ESTATES;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor of the Town of Clarkstown is authorized to execute an agreement with F-Z Realty Corp. providing for the deposit of \$2,500.00 to be held by the Town for a period of up to eighteen (18) months or completion of the work, pursuant to the terms of said agreement, pending final and complete improvement of the roads and other public improvements in said development by the developer, subject to final approval of the Department of Environmental Control and/or Superintendent of Highways of the Town of Clarkstown and provided that the requirements of the Town Attorney, if any, are complied with.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (391-A-1981)

REGARDING ROADS AND RELATED
IMPROVEMENTS (WHISPERING
PINES ESTATES)

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, deed from F-Z

RESOLUTION NO. (391-A-1981) Continued

Realty Corp. dated January 19, 1981, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of "WHISPERING PINES ESTATES" filed in the Rockland County Clerk's Office on August 1, 1980, in Book 95 of Maps at Page 74 as Map No. 5168, as follows:

WHISPERING COURT 1,200 L.F.

is hereby accepted by the Town of Clarkstown provided all requirements of the Town Attorney's Office have been met, and ordered filed in the Rockland County Clerk's Office, and be it

FURTHER RESOLVED, that the written guaranty with security posted by the developer is hereby accepted.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (392-1981) TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT A 1990-505 TO APPROPRIATION ACCOUNT A 7610-404 (BUS TRANSPORTATION BID AWARD)

Co. Longo offered the following resolution:

WHEREAS, the 1981 Bus Transportation Bid Award requires an additional \$6,500.00 to maintain the same services as provided to date, be it therefore

RESOLVED, that \$6,500.00 be transferred from Contingency Account No. A 1990-505 to Appropriation Account No. A 7610-404.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (393-1981) EXEMPTION FROM PAYMENT OF ANNUAL FEE FOR SUPPLEMENTS TO TOWN CODE (MUNICIPALITIES AND TOWN BOARD MEMBERS)

Co. Maloney offered the following resolution:

RESOLVED, that the following persons or municipalities are hereby exempted from the payment of the \$20.00 annual fee for supplements to the Town Code of the Town of Clarkstown:

Municipalities within the County of Rockland including the County of Rockland;

Present Town Board Members

Seconded by Co.Longo All voted Aye.

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RESOLUTION NO. (394-1981) ESTABLISHING PETTY CASH FUND FOR TOWN GARAGE

Co. Lettre offered the following resolution:

RESOLVED, that the Town Garage receive \$50.00 for the establishment of a Petty Cash Fund.

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (395-1981)

AUTHORIZING REIMBURSEMENT
OF CHAIRMAN OF CONSUMER
AFFAIRS COMMISSION FOR
INCIDENTAL TELEPHONE CALLS
TRANSFER OF FUNDS FROM
CONTINGENCY ACCOUNT A 1990-
505 TO APPROPRIATION ACCOUNT
A 8830-460

Co. Longo offered the following resolution:

WHEREAS, the Chairman of the Consumer Affairs Commission
be authorized to be reimbursed for incidental telephone calls, be it
therefore;

RESOLVED, that \$25.00 be transferred from Contingency
Account No. A 1990-505 to Appropriation Account No. A 8830-460.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (396-1981)

TRANSFER OF FUNDS FROM
APPROPRIATION ACCOUNT
A 1355-463 TO APPROPRIA-
TION ACCOUNTS A 1355-366
AND A 1355-370

Co. Longo offered the following resolution:

RESOLVED, that \$2,000.00 be transferred from Appropriation
Account No. A 1355-463 to the following Appropriation Account Nos.:

A 1355-366	\$1,000.00
A 1355-370	1,000.00

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (397-1981)

DELETING "FIRST" COVENANT
OF DECLARATION OF RESTRICTIVE
COVENANTS AND REPLACING WITH
NEW "FIRST" COVENANT (CHAGARIS)

Co. Longo offered the following resolution:

WHEREAS, on November 6, 1975, the Town Board of the Town
of Clarkstown by Resolution No. 770 amended the Zoning Ordinance of
the Town of Clarkstown by redistricting the property of John Chagaris,
James Chagaris and Peter Chagaris from an LO District to a CS District,
and

WHEREAS, the resolution included a requirement for the
execution and recording of a Declaration of Restrictive Covenants,
and

WHEREAS, such Declaration of Restrictive Covenants was
recorded in the Rockland County Clerk's Office on December 1, 1975, in
Liber 974 at Page 48, and

WHEREAS, such Declaration of Restrictive Covenants was
amended by Resolution No. 795 adopted by the Town Board on December
21, 1977, by amending the "FIRST" covenant of said Declaration of

RESOLUTION NO. (397-1981) Continued

Restrictive Covenants to provide that, "The owner shall have ingress and egress from North Greenbush Road subject to obtaining a work permit from the New York State Department of Transportation, and

WHEREAS, the Department of Transportation of the State of New York has recommended that the Town Board amend the "FIRST" covenant of the Declaration of Restrictive Covenants dated November 6, 1975, to provide full ingress and egress from North Greenbush Road;

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of the New York State Department of Transportation the "FIRST" covenant of the Declaration of Restrictive Covenants recorded in the Rockland County Clerk's Office on December 1, 1975, in Liber 974 at Page 48 be and hereby is deleted in its entirety and replaced with the following covenant; "FIRST" The owner shall have ingress and egress from North Greenbush Road subject to obtaining a work permit from the New York State Department of Transportation, and be it

FURTHER RESOLVED, that all other terms and conditions of the Declaration of Restrictive Covenants shall remain in full force and effect.

Seconded by Co. Maloney

All voted Aye.

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Councilman Lettre stated that his vote on the above was based on the request of the citizens in the area.

Councilman Longo noted that he was also voting "yes" for the same reason as Councilman Lettre.

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RESOLUTION NO. (398-1981)

SETTING HEARING DATE ON UNSAFE STRUCTURE (PINELAND REALTY CORP.)

Co. Maloney offered the following resolution:

RESOLVED, that PINELAND REALTY CORP., be served with the annexed notice of unsafe structures pursuant to Section 31-5 of the Code of the Town of Clarkstown, and be it

FURTHER RESOLVED, that a hearing be held by the Town Board of the Town of Clarkstown at the Auditorium of the Clarkstown Town Hall, 10 Maple Avenue, New City, New York, on May 12, 1981, at 9:15 P.M.

Seconded by Co. Longo

All voted Aye.

(Notice of unsafe structure on file in Town Clerk's Office.)

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RESOLUTION NO. (399-1981)

RESCINDING RESOLUTION NO. 321-1981

Co. Longo offered the following resolution:

RESOLVED, that Resolution No. 321 adopted by the Town Board at their meeting of April 14, 1981, is hereby rescinded.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (400-1981)

SUPERVISOR TO ATTEND
CONFERENCE OF SUPERVISORS
AND COUNTY LEGISLATORS
CHARGE TO APPROPRIATION
ACCOUNT A 1010-414

Co. Longo offered the following resolution:

WHEREAS, the Supervisor is to attend the Conference of Supervisors and County Legislators from June 21 to June 24, 1981

NOW, THEREFORE, be it

RESOLVED, that all expenses be charged to Appropriation Account No. A 1010-414.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (401-1981)

TRANSIT OPERATIONS
SUPERVISOR (JOSEPH LEWIS)
TO ATTEND STATEWIDE TRANSIT
MEETING - CHARGE TO
APPROPRIATIONS ACCOUNT
A 1010-414

Co. Maloney offered the following resolution:

WHEREAS, Joseph Lewis, Transit Operations Supervisor, will be attending the New York State Department of Transportation statewide transit meeting on May 14, 1981,

NOW, THEREFORE, be it

RESOLVED, that registration fee of \$10.00 and other proper charges be charged to Appropriation Account No. A1010-414.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (402-1981)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO INSTALL
STOP SIGN ON ALAN COURT
AT WOODLAND ROAD, NEW CITY

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 install a Stop sign to be erected on Alan Court at Woodland Road, New City.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (403-1981)

AUTHORIZING SUPERINTENDENT
OF HIGHWAYS TO REPLACE
"YIELD" SIGN WITH "STOP"
SIGN ON EAST PHILLIPS HILL
ROAD AND ROUTE 304

Co. Longo offered the following resolution:

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RESOLUTION NO. (403-1981) Continued

RESOLVED, that based upon the recommendation of the Traffic and Traffic Fire Safety Advisory Board, the Superintendent of Highways is hereby authorized to replace the existing YIELD sign with a STOP sign on East Phillips Hill Road and Route 304, New City.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (404-1981) ADOPTING AND ACCEPTING MINUTES OF THE REGULAR TOWN BOARD MEETING OF MARCH 10, 1981

Co. Longo offered the following resolution:

RESOLVED, that the Minutes of the Regular Town Board Meeting held on March 10, 1981, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (405-1981) GRANTING CERTIFICATES OF REGISTRATION (MICHAEL RICKLI (d/b/a RICKLI EXCAVATING AND HENRY SMITH, HENRY SMITH, INC.)

Co. Maloney offered the following resolution:

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

MICHAEL RICKLI
d/b/a RICKLI EXCAVATING
56 Basswood Court
Bardonia, New York 10954

HENRY SMITH
HENRY SMITH, INC.
P.O. Box 24
Monsey, New York 10952

NOW, THEREFORE, be it

RESOLVED, that the following Certificates of Registration be issued:

No. 81-14 issued to Michael Rickli
(d/b/a Rickli Excavating)

No. 81-15 issued to Henry Smith, Inc.
(Henry Smith)

Seconded by Co. Longo All voted Aye.

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RESOLUTION NO. (406-1981)

AUTHORIZING SUPERVISOR TO
EXECUTE AGREEMENT WITH
NANUET LITTLE LEAGUE, INC.
FOR USE OF LAKE NANUET PARK

Co. Lettre offered the following resolution:

RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to execute an agreement with the Nanuet Little League, Inc., for the continued use of a portion of Lake Nanuet Park for little league purposes only, said agreement to be in a form satisfactory to the Town Attorney.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (407-1981)

AWARDING BID FOR REFUSE
PICK-UP SERVICE (PAT
NAZZARO DISPOSAL, INC.)

Co. Longo offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to provide

REFUSE PICK-UP SERVICE

to the Town of Clarkstown is hereby awarded to:

PAT NAZZARO DISPOSAL, INC.
BOX 481
VALLEY COTTAGE, NEW YORK 10989

as per the attached schedule of prices:

- SECTION A - LAKE NANUET PARK \$90.00 Month
- SECTION B - CONGERS LAKE PARK \$90.00 Month
(June, July, Aug., Thru Labor Day-3 pick-ups
per week) \$75.00
(Balance of year - 2 pick-ups per week)
- SECTION C - GERMONDS PARK COMPLEX \$ 95.00 Month
(May, June, July, Aug. thru Labor Day -
3 pick-ups per week.
\$ N/C Month (May, June, July,
Aug. thru Labor Day - Daily pick-ups)
- SECTION D - CENTRAL NYACK COMMUNITY CENTER
\$30.00 Month
- SECTION E - SOUTH CLARKSTOWN RECREATION CENTER
\$10.00 Month
- SECTION F - CENTRAL WAREHOUSE
\$25.00 Month
- SECTION G - KINGS PARK
\$20.00 Month
- SECTION H - TOWN HALL COMPLEX
\$60.00 Month
- SECTION I - COUNSELING CENTER
\$8.00 Month
- SECTION J - STREET REFUSE CONTAINERS
\$1.60 Month per container
(Presently 30 Containers)

Seconded by Co. Maloney

All voted Aye.

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until such time as a public hearing takes place and the residents of Thornwood Hills are successful under litigation these matters would be all the more relevant in establishing responsibility and culpability. Would you, at the conclusion of our remarks, respond to a proposal to cease work?

Supervisor Dusanenko responded that he would have to confer with counsel and the Town Board.

Appearance: Mr. John Richmond
112 Waters Edge
Congers, New York

Two years ago we spoke out against ball fields. We requested a passive park and now we find that money is being used for ball fields.

Appearance: Mr. Joseph Mirth
13 Dover Road
Congers, New York

Mr. Mirth inquired as to who voted for these ball fields? He was told that it was a unanimous vote.

Appearance: Mr. Thomas Swift
Waters Edge
Congers, New York

Mr. Swift had some comments regarding the people interested in these ball fields.

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At this point a recess was declared.

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Supervisor Dusanenko made an announcement that Martin Cornell, attorney on behalf of Richard Voigt had notified the Town Board that they had withdrawn their petition.

Supervisor Dusanenko then announced that the Parks Department had received the 1980 award for the Report of the Recreation and Park Department and had received first place in the New York State Recreation and Parks Society's annual publications award competition.

Mr. Edward Ghiazza noted that everyone playing on the Clarkstown fields has a permit application for use of the ball fields. The Parks and Recreation Department keeps these permit applications for all groups in its office.

The Town Attorney said that there would be no football fields constructed at Kings Park. At this point the Town Board can not support any stoppage due to the emergency nature of the lack of fields. This was created by an oversubscription and in one case over two hundred and forty young girls overloaded the existing facilities. The town members and staff have been unsuccessful in acquiring additional safe fields at schools and church properties. All of the fields that are owned by the Town of Clarkstown have just been stated by Mr. Ghiazza and require residency permits. The quoted sections of the town law are not applicable to the instant application and passage of the resolution by the Town Board. No public hearing is necessary nor required. The sections are not applicable in this situation as they are improvement district sections which were quoted.

Mr. Parrott spoke again and stated that this was the third time they have had to come before the town and defend their area. Before this there was always a necessity for a public hearing. Despite what Mr. Johns says there is something in the law which states that physical

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public betterment (Section 54) requires a public hearing. Certainly the construction of ball fields would be considered physical public betterment of the area. The citizens of Clarkstown and in particular the residents of Thornwood Hills have a right to be heard. We do not want this rammed down our throats. We want our right to be heard honored under the law.

Supervisor Dusanenko stated that he wished to clarify one point. It was stated that a football field and softball fields would be built. That is not the case. There would be one sixty foot softball field and one ninety foot softball field. These will be built adjacent to the playground area. There will be no football field because the size is not adequate and a commitment was made that that portion of Kings Park which is directly across the street from Congers Valley Cottage Ambulance Corps and the corner of Kings Highway and Bluebird Drive will not be built on.

Councilman Holbrook said he was aware of a need for these fields and since he had attended past public hearings regarding this project he felt this was a reasonable compromise since they were keeping away from Bluebird Drive but that he had to defer to legal counsel as to whether the Supervisor had the authority to award the bid. He felt the proposal was fair and equitable.

Mr. Parrott said as a wise man once said "compromise makes no one happy." This is not right for the area and we feel the residents should have had a hearing. They are closing schools in Clarkstown and he felt there was not justification for additional ball fields. He stated that he has seen cars from New Jersey parked there and he knows that New York City teams use these fields. For two years they have had nothing done to improve the park area but overnight they have come and turned up the turf for the ball field. Congers does not want to be the Meadowlands of Rockland County.

Mr. Parrott asked if there had been a Town Board meeting between April 14th and tonight's (April 28, 1981) meeting to approve the contract. If not, he stated the contract was then let out illegally. Since it was not done properly he was asking the Town Board to set aside the resolution until the residents have the opportunity to present their proposals to the Board. He called for a halt to the development of these ball fields.

Appearance: Mr. Martin Bernstein

He asked if it was the contention of the Town Attorney that this need for ball fields constituted a dire emergency?

Appearance: Mr. Harris Goodman
Beauregard Avenue
Congers, New York

Mr. Goodman asked what constituted an emergency?

Town Attorney said it is at the discretion of the Town Board what constitutes an emergency and to declare it so.

Councilman Longo stated that he had asked Mr. Ghiazza to fill the park with benches two years ago.

Mr. Ghiazza stated that he had had shrubs and trees planted there but they had died. The people who are using this park are doing it on their own if they are playing ball there and have no permit.

RESOLUTION NO. (409-1981)

AUTHORIZING DIRECTOR OF
PARKS & RECREATION TO
ESTABLISH PASSIVE PARK -
BLUEBIRD DRIVE AND KINGS
HIGHWAY, CONGERS - FORM
CITIZENS COMMITTEE (PARROTT,
BROWN, GERONIMO AND LISELLA)

Co. Longo offered the following resolution:

BE IT RESOLVED, that Edward J. Ghiazza, Director of Parks & Recreation is hereby authorized and directed to establish the northwest corner of Bluebird Drive and Kings Highway, Congers, New York as a passive park and take all necessary steps to prevent its use as a ball field or for athletic purposes up to the existing street line, and be it also

RESOLVED, that the following persons meet with Mr. Ghiazza to suggest improvements and report back to the Town Board before the first workshop in June:

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| Mr. Lynn Parrott | Mrs. Marie Geronimo |
| Mrs. Lynn Brown | Mr. Carmine Lisella |

Seconded by Co. Lettre

All voted aye.

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Appearance: Mrs. Lewis
Buttonwood Court
Congers, New York

She said that it was lovely adding trees, flowers, park benches, etc., but that the problem of the residents in attendance is not to beautify the area. We are here to oppose the ball fields. She stated that the Board had acted capriciously, arbitrarily, etc. Where do you find all these children to play ball? Where did the 200 girls come from? The program is being pushed down people's throats.

Supervisor Dusanenko answered that more and more people are health oriented. There are more competitive sports for women and girls. Clarkstown North High School would probably be closing in 1985 and even they have expanded their playing fields due to the increase of interest in sports.

Mrs. Lewis asked if these fields were being put in for the Valley Cottage Indians? Softball for little girls is being shoved on our little girls. Congers should not have to provide ball fields for all of Clarkstown - Upper Nyack, Central Nyack, Nyack, etc.

Councilman Holbrook stated that there had been pressure to build these ball fields. Two years ago there was a demonstrated need to build these fields but they delayed action at that time. The ball fields are not for the private use of anyone but are there for all of the residents of Clarkstown.

Mrs. Lewis said that there was a horrendous traffic problem there for the residents. She felt that without a public hearing a tremendous disservice was being done to the residents. This park was not being kept as a pastoral park which is what it was supposed to be.

Councilman Longo stated that the \$37,000.00 to be spend was not coming out of general funds but was coming out of money-in-lieu of lands.

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Mr. Parrott said that there was no demonstrated need for these ball fields and called upon the Town Board to reverse their decision. We cannot accept this insult without a hearing and before we leave tonight we would like an answer. Can we have a public hearing?

Councilman Holbrook stated that there are two points. He said he felt that what they did was perfectly legal and he agrees with Town Attorney Everett Johns. He said he also sympathized with the residents feelings that they should have had a say in the matter. He felt the bid should be clarified by the Town Attorney for the satisfaction of the people here. He stated that these points might be discussed at the proposed meeting with Parks & Recreation.

Mr. Parrott said that if there would be a halt placed on the work they would agree to the meeting.

Supervisor Dusanenko told Mr. Parrott that he had heard the vote of the Councilmen. He asked if any of the councilmen wished to change their vote they should do so now. If not, the fields will be built and the resolution which was adopted unanimously for a passive park at Bluebird Drive will go through.

Councilman Holbrook said he had no objection to a public hearing or discussion of the bid.

Supervisor Dusanenko stated that Mr. Ghiazza and two members of his advisory board were going to the Andrew Jackson room to answer any questions about and to take suggestions with regard to the northwest corner of Bluebird Drive and Kings Highway. Since it was an emergency the contracts have been signed with work to be completed in twenty working days. The first working day has passed. If we do anything to prevent the contract we put ourselves in jeopardy by not honoring the contract. That will not happen.

Supervisor Dusanenko mentioned that he had made a mistake earlier in referring to the fields. He had said one 60 foot diamond and one 90 foot diamond were to be constructed. There are to be two 60 foot diamonds.

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RESOLUTION NO. (410-1981)

ADJOURNING REGULAR TOWN BOARD MEETING IN ORDER TO HOLD PUBLIC HEARING RE: EXTENSION OF WATER SUPPLY DISTRICT TO INCLUDE ALBERT LAMBORN - PROJECT NO. 7137-A

Co. Longo offered the following resolution:

RESOLVED, that the regular Town Board Meeting be adjourned in order to hold scheduled Public Hearing re: Petition for the Extension of the Clarkstown Consolidated Water Supply District No. 1 to include Albert Lamborn Subdivision - Project No. 7137-A, time: 10:10 P.M.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (411-1981)

CLOSING PUBLIC HEARING RE EXTENSION OF WATER SUPPLY DISTRICT TO INCLUDE ALBERT LAMBRON - PROJECT NO. 7137-A

Co. Longo offered the following resolution:

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RESOLUTION NO. (411-1981) Continued

RESOLVED, that the scheduled Public Hearing re: Petition for the Extension of the Clarkstown Consolidated Water Supply District No. 1 to include Albert Lamborn - Project No. 7137-A be closed, ORDER SIGNED, time: 10:14 P.M.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (412-1981)

OPENING SCHEDULED PUBLIC HEARING RE: PROPOSED LOCAL LAW REGARDING HANDICAPPED PARKING IN PUBLIC AND PRIVATE AREAS

Co. Longo offered the following resolution:

RESOLVED, that scheduled Public Hearing re: Proposed Local Law regarding handicapped parking in public and private areas be opened, time: 10:15 P.M.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (413-1981)

CLOSING PUBLIC HEARING RE: PROPOSED LOCAL LAW REGARDING HANDICAPPED PARKING IN PUBLIC AND PRIVATE AREAS, ADOPTED

Co. Longo offered the following resolution:

RESOLVED, that scheduled Public Hearing re: Proposed Local Law regarding handicapped parking in public and private areas be closed, ADOPTED, time: 10:17 P.M.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (414-1981)

ADOPTING LOCAL LAW NO. 6-1981 (RE: HANDICAPPED PARKING IN PUBLIC AND PRIVATE AREAS, ADOPTED

Co. Longo offered the following resolution:

WHEREAS, a proposed local law entitled "AMENDMENT TO LOCAL LAW NO. 9-1971, AS AMENDED, ENTITLED, 'A LOCAL LAW PROVIDING FOR SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN THE UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK)'" was introduced by Councilman Longo, at a Town Board meeting held on April 14, 1981, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 14th day of April, 1981 directed that a public hearing be held on the 28th day of April, 1981, at 9:00 P.M., and

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RESOLUTION NO. (414-1981) continued

WHEREAS, a notice of said hearing was duly prepared and published in the Journal News on April 20, 1981, and

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and Councilmen at their office at 10 Maple Avenue, New City, New York, on April 15, 1981, and

WHEREAS, a public hearing was held by the Town Board of the Town of Clarkstown on April 28, 1981;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 6-1981 entitled, "AMENDMENT TO LOCAL LAW NO. 9-1971, AS AMENDED, ENTITLED, 'A LOCAL LAW PROVIDING FOR SAFETY OF MOTOR VEHICLE OPERATION AND FOR REGULATION, MAINTENANCE AND MANAGEMENT OF SAFETY IN PUBLIC PLACES WITH RESPECT TO PARKING, INGRESS AND EGRESS AND SAFETY IN THE UPKEEP OF PLACES ACCESSIBLE TO THE PUBLIC (EXERCISE OF THE POWERS GRANTED TO THE TOWN OF CLARKSTOWN BY ARTICLE 41 OF THE VEHICLE AND TRAFFIC LAW OF THE STATE OF NEW YORK)'" is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

- Hon. Theodore R. Dusanenko, Supervisor.....Yes
- Councilman Nicholas A. Longo.....Yes
- Councilman Edward Lettre.....Yes
- Councilman John R. Maloney.....Yes
- Councilman Charles E. Holbrook.....Yes

The Clerk of the Town of Clarkstown was directed to file the local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (415-1981)

OPENING PUBLIC HEARING RE:
PROPOSED LOCAL LAW REGARDING
AMUSEMENT DEVICES IN TOWN
OF CLARKSTOWN

Co. Longo offered the following resolution:

RESOLVED, that Public Hearing re: Proposed Local Law regarding Amusement Devices in the Town of Clarkstown be opened, time: 10:17 P.M.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (416-1981)

CLOSING PUBLIC HEARING RE:
PROPOSED LOCAL LAW REGARDING
AMUSEMENT DEVICES IN TOWN
OF CLARKSTOWN, ADOPTED

Co. Longo offered the following resolution:

RESOLVED, that Public Hearing re: Proposed Local Law regarding Amusement Devices in the Town of Clarkstown be closed, ADOPTED, time: 10:20 P.M.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (417-1981)

ADOPTING LOCAL LAW NO.
7-1981 (AMUSEMENT DEVICES)

Co. Longo offered the following resolution:

WHEREAS, a proposed local law entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF CLARKSTOWN BY DELETING AND REPLACING PARAGRAPH 4, AMUSEMENT DEVICES, OF CHAPTER 74 ENTITLED PEACE AND GOOD ORDER AND REPLACING IT WITH A NEW CHAPTER TO BE ENTITLED, 'A LOCAL LAW CONCERNING AMUSEMENT DEVICES IN THE TOWN OF CLARKSTOWN.'" was introduced by Councilman Longo, at a Town Board Meeting held on April 14, 1981, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 14th day of April, 1981 directed that a public hearing be held on the 28th day of April, 1981 at 9:15 P.M., and

WHEREAS, a notice of said hearing was duly prepared and published in the Journal News on April 20, 1981, and

WHEREAS, a copy of the proposed local law in final form was placed on the desks of the Supervisor and Councilmen at their office at 10 Maple Avenue, New City, New York, on March 25, 1981, and

WHEREAS, a public hearing was held by the Town Board of the Town of Clarkstown on April 28, 1981;

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 7-1981 entitled, "A LOCAL LAW TO AMEND THE CODE OF THE TOWN OF CLARKSTOWN BY DELETING AND REPLACING PARAGRAPH 4, AMUSEMENT DEVICES, OF CHAPTER 74 ENTITLED, PEACE AND GOOD ORDER AND REPLACING IT WITH A NEW CHAPTER TO BE ENTITLED, 'A LOCAL LAW CONCERNING AMUSEMENT DEVICES IN THE TOWN OF CLARKSTOWN.'" is hereby ADOPTED and passed by an affirmative vote of the Town Board of the Town of Clarkstown, the vote for adoption being as follows:

Hon. Theodore R. Dusanenko, Supervisor.....Yes
Councilman Nicholas A. Longo.....Yes
Councilman Edward Lettre.....Yes
Councilman John R. Maloney.....Yes
Councilman Charles E. Holbrook.....Yes

The Clerk of the Town of Clarkstown was directed to file the local law pursuant to Section 27 of the Municipal Home Rule Law.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (418-1981)

OPENING PUBLIC HEARING
RE: PROPOSED EXTENSION OF
CLARKSTOWN CONSOLIDATED
LIGHT DISTRICT NO. 1 -
VILLAGE OF UPPER NYACK

Co. Lettre offered the following resolution:

RESOLVED, the Public Hearing re: Proposed Extension of Clarkstown Consolidated Light District No. 1 - Village of Upper Nyack, be opened, time: 10:20 P.M.

Seconded by Co. Longo

All voted Aye.

* * * * *

AAJ381

RESOLUTION NO. (419-1981)

CLOSING PUBLIC HEARING
RE: EXTENSION OF CLARKSTOWN
CONSOLIDATED LIGHT DISTRICT
NO. 1 - VILLAGE OF UPPER
NYACK - REGULAR MEETING RESUMED

Co. Lettre offered the following resolution:

RESOLVED, that Public Hearing re: Extension of Clarkstown Consolidated Light District No. 1 be closed, ORDER SIGNED, subject to full compliance with Town and Village law, time: 10:25 P.M. - regular Town Board Meeting be resumed.
Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (420-1981)

APPOINTING (PROVISIONALLY)
POSITION OF STOREKEEPER -
PARKS BOARD AND RECREATION
(ALFRED CARLINI)

Co. Longo offered the following resolution:

RESOLVED, that Alfred Carlini, 85 North Middletown Road, Nanuet, New York is hereby appointed (provisionally) to the position of Storekeeper - Parks Board and Recreation - at the annual 1981 salary of \$10,729.00, effective and retroactive to April 21, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (421-1981)

APPOINTING (SECOND
PROVISIONAL) DRAFTER -
ENVIRONMENTAL CONTROL
(ARLETTE DE BOK)

Co. Longo offered the following resolution:

RESOLVED, that Arlette DeBok, 3 Trimble Street, Garnerville, New York, is hereby appointed to a second provisional appointment - Drafter - Environmental Control - at the annual salary for 1981 of \$10, 242.00 - effective April 29, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (422-1981)

APPOINTING POSITION OF
RECREATION LEADER - PARKS
BOARD AND RECREATION
(JO A. OLDENBURGER)

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Recreation Leader #79025 which contains the name of Jo A. Oldenburger,

NOW, THEREFORE, be it

RESOLVED, that based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, and the Parks Board and Recreation Advisory Committee, Jo A. Oldenburger of 39 Greenbush

RESOLUTION NO. (422-1981) Continued

Road, Baluvelt, New York is hereby appointed to the position of Recreation Leader at the annual salary for 1981 of \$11,239.00, effective June 1, 1981.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (423-1981)

APPOINTING POSITIONS OF
BUS DRIVERS (PART-TIME)
MINI TRANS (FRANCIS AND
MC CORMACK)

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Bus Driver, part-time - Mini Trans - at the hourly wage of \$5.12:

Martin Francis, 196 Sierra Vista Lane, Valley Cottage, New York, effective and retroactive to April 6, 1981.

Dennis J. McCormack, 95 Ridge Road, New City, New York, effective and retroactive to March 24, 1981.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (424-1981)

APPOINTING POSITIONS OF
BUS DRIVERS (PART-TIME)
MINI TRANS (MITCHELL AND
NASH)

Co. Longo offered the following resolution:

RESOLVED, that the following are hereby appointed to the position of Bus Driver, part-time - Mini Trans - at the hourly wage of \$5.12:

Thomas J. Mitchell, 16 Ridge Road, Pearl River, New York, for the period March 30, 1981 through March 31, 1981.

John Nash, 13 Lakeland Avenue, Congers, New York, for the period March 31, 1981 through April 3, 1981.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (425-1981)

ACCEPTING RESIGNATION OF
ROSEANNA PETRUZZELLI -
TEMPORARY TYPIST -
PURCHASING DEPARTMENT

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Roseanna Petruzzelli, 17 Forest Brook Road, Spring Valley, New York - Temporary Typist - Purchasing Department - is hereby accepted effective May 1, 1981.

Seconded by Co. Maloney All voted Aye.

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AAJ381

RESOLUTION NO. (426-1981)

AUTHORIZING PAYMENT OF
LONGEVITY INCREMENT FOR
MARY COUGHLIN - POLICE
DEPARTMENT

Co. Longo offered the following resolution:

WHEREAS, the longevity increment was omitted from the salary of Mary Coughlin - Police Department - on the 1980 Salary Schedule,

NOW, THEREFORE, be it

RESOLVED, that the longevity increment for 1980 of \$600.00 be paid on the next regular payroll.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (427-1981)

APPOINTING SPECIAL STUDIES
INTERN - PARKS BOARD AND
RECREATION (LINDA ZUCKER)

Co. Longo offered the following resolution:

RESOLVED, that Linda Zucker, 24 Edsall Avenue, Nanuet, New York, is hereby appointed to serve in a training program as a Special Studies Intern - Parks Board and Recreation - without compensation - effective June 1, 1981 through September 4, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (428-1981)

AUTHORIZING APPOINTMENT
TO WORK/STUDY PROGRAM -
PARKS BOARD AND RECREATION
DEPARTMENT (ANDREW MILLER)

Co. Longo offered the following resolution:

RESOLVED, that Andrew Miller, 4 Wendover Lane, New City, New York is hereby appointed to serve in a Work/Study program - Parks Board and Recreation Department - at the hourly rate of \$3.75 - 20% of the salary to be paid by the Town of Clarkstown and the remainder of the salary to be paid by Boston University - effective June 1, 1981 through August 7, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (429-1981)

GRANTING THREE MONTH LEAVE
OF ABSENCE TO TYPIST -
PURCHASING DEPARTMENT
(LORIAN MACAYLO)

Co. Longo offered the following resolution:

RESOLVED, that Lorian Macaylo, Huffman Road, Valley Cottage, New York - Typist - Purchasing Department - is hereby granted a three month leave of absence - at the request of her physician - effective April 29, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

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RESOLUTION NO. (430-1981)

AUTHORIZING PERSONNEL
OFFICE TO CANVAS A CONTINGENT-
PERMANENT TYPIST LIST TO
COVER LEAVE OF ABSENCE IN
PURCHASING DEPARTMENT

Co. Longo offered the following resolution:

RESOLVED, that the Town of Clarkstown Personnel Office is hereby authorized to immediately canvas a Contingent-Permanent Typist list to cover the leave of absence of Lorian Macaylo - Typist, Purchasing Department.

Seconded by Co. Maloney

All voted Aye.

* * * * *

AAJ381

RESOLUTION NO. (431-1981)

REAPPOINTING LABOR
RELATIONS SPECIALIST (PART-
TIME) (FRANCIS X. MASCOLA)

Co. Longo offered the following resolution:

RESOLVED, that Francis X. Mascola, 12 Wheeler Place, West Nyack, New York, is hereby reappointed to the position of Labor Relations specialist (Part-Time) to perform the duties of chief negotiator for all Town negotiation teams, technical assistance, handling of grievances, initiate and develop counter-proposals on behalf of the Town Board, represent the Town through mediation, fact finding legislative hearings before the Public Employees Relations Board and all matters pertaining to labor relations on behalf of the Town of Clarkstown, including providing legal matters pertaining to labor relations - at the annual 1981 salary of \$12,000.00 effective April 29, 1981 through April 29, 1982.

Seconded by Co. Lettre

On roll call the vote was as follows:

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

* * * * *

Councilman Holbrook questioned why Mr. Mascola was being appointed for another year.

Councilman Longo said that Dr. Charles Ganim was retained by the previous administration and for the entire time that Councilman Longo served with that administration Dr. Ganim was the negotiator. He did not see that the need was any less for this Board and felt they should retain Mr. Mascola.

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RESOLUTION NO. (432-1981)

AUTHORIZING SUPERVISOR TO
CONTRACT FOR SECURITY
SERVICE AT SANITARY LANDFILL

Co. Lettre:

RESOLUTION NO. (432-1981) Continued

RESOLVED, that the Supervisor is hereby authorized to contract for security service, which shall include surveillance, inspections for violations upon request, and other investigatory or security matters as requested by the Town Board, Supervisor, or Sanitation Commission at the Clarkstown Sanitary Landfill, and be it

FURTHER RESOLVED, that such security services shall not exceed \$3,400.00 per year and fees paid for initial services shall be pro-rated for 1981 until the end of 1981.

Seconded by Co. Longo

All voted Aye.

* * * * *

RESOLUTION NO. (433-1981)

WAIVING COSTS AND DISBURSEMENTS IN MATTER OF BIERKER V. TOWN OF CLARKSTOWN

Co. Lettre offered the following resolution:

WHEREAS, the Town of Clarkstown, a Defendant/Respondent in an action brought in Supreme Court, Rockland County in 1979 entitled GERALD BIERKER, et al v. TOWN OF CLARKSTOWN, et al, was successful in its defense in upholding the validity of the amendment to the Zoning Ordinance adopted December 6, 1978;

NOW, THEREFORE, be it

RESOLVED, that certain Court ordered costs and disbursements to the Town of Clarkstown are hereby waived, and be it

FURTHER RESOLVED, that upon entry of a Judgment, including costs and disbursements, the Supervisor of the Town of Clarkstown be and hereby is authorized to execute a partial Satisfaction of Judgment to the Plaintiffs.

Seconded by Co. Longo

All voted Aye.

* * * * *

Appearance:

Mr. Martin Bernstein
20 Woodglen Drive
New City, New York 10956

Mr. Bernstein appeared to discuss sidewalks in New City from Third Street north to New Hempstead Road on both sides of the road. He stated that he understood that if you put a municipality on notice regarding damaged sidewalks and someone gets hurt the municipality is responsible. He informed the Board that if these sidewalks are not fixed by July 1, 1981 he intended to write to the Board and put them on notice that these conditions exist.

Supervisor Dusanenko stated that he wanted it a matter of record that Mr. Bernstein was not making it a matter of record prior to July 1, 1981 which would give the Town time to properly fix the sidewalks. If they had to do emergency repairs they would have to patch concrete sidewalks with improper material or take emergency measurers which would not be esthetic. Since Mr. Bernstein informed them for the record that he was not putting them on notice prior to July 1st everything will be fixed.

There being no one else wishing to be heard and no further business to come before the Town Board the meeting was declared closed at 11:05 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

RESOLUTION NO. (388-1981)

REQUESTING LOCAL STATE REPRESENTATIVES TO SUPPORT AND VOTE IN FAVOR OF SENIOR CITIZEN LEGISLATION

Co. Lettre offered the following resolution:

WHEREAS, the Town of Islip has by letter dated April 3, 1981, requested the Town of Clarkstown to support the senior citizen legislation outlined on the attached Schedule "A";

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby supports the passage of these beneficial senior citizen bills and requests that our local state representatives support and vote in favor of these proposed bills, and be it

FURTHER RESOLVED, that a certified copy of this resolution be forwarded to our local state representatives.

Seconded by Co. Longo

All voted Aye.

* * * * *

The Schedule "A" referred to above is on file in Town Clerk's Office.

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/28/81

10:10 P.M.

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

RE: PETITION FOR THE EXTENSION OF THE CLARKSTOWN CONSOLIDATED WATER DISTRICT TO INCLUDE - ALBERT LAMBORN SUBDIVISION, CONGERS, NEW YORK

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.

Town Attorney stated that he had no correspondence.

Town Clerk presented Mr. Bollman's affidavit that Town Law Section 194 had been complied with.

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

IN FAVOR: No one appeared.

Supervisor Dusanenko asked if there was anyone wishing to be heard against the proposed water extension.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard in favor of or in opposition to the proposed water extension, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, ORDER SIGNED, time: 10:14 P.M.

Respectfully submitted,

Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk

AAJ381

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/28/81

10:15 P.M.

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

RE: PROPOSED LOCAL LAW REGARDING HANDICAPPED PARKING IN PUBLIC AND PRIVATE PLACES

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

Town Attorney gave an explanation of the proposed local law. He stated that our existing Town Code does not include parking for handicapped at private apartment and condominium complexes. The state traffic law has been amended to provide that the Town may now include private apartments and condominium complexes at the request of the owner or manager or person in charge. They would provide the same sizes and number of spaces as are in the existing ordinance.

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

IN FAVOR: No one appeared.

Supervisor Dusanenko asked if there was anyone wishing to be heard against the proposed amendment.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard in favor of or in opposition to the proposed amendment, the Public Hearing was declared closed on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, ADOPTED, time: 10:17 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

AAJ381

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/28/81

10:17 P.M.

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

RE: PROPOSED LOCAL LAW REGARDING AMUSEMENT DEVICES IN THE TOWN
OF CLARKSTOWN

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

Town Attorney gave an explanation of the proposed amendment stating it particularly includes all types of electronic devices which heretofore have not been covered by our Town Code.

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

IN FAVOR: No one appeared.

Supervisor Dusanenko asked if there was anyone wishing to be heard against the proposed amendment.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard in favor or of in opposition to the proposed amendment, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was closed, ADOPTED, time: 10:18 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk

AAJ381

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

4/28/81

10:20 P.M.

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

RE: PROPOSED EXTENSION OF CLARKSTOWN CONSOLIDATED LIGHT DISTRICT NO. 1 - VILLAGE OF UPPER NYACK, NEW YORK

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

Town Attorney swore in Mr. Peter Huber, Trustee of the Village of Upper Nyack who testified about including the Village of Upper Nyack in the Consolidated Light District No. 1 of the Town of Clarkstown. Mr. Huber testified as to the boundaries of the Village of Upper Nyack and as to the benefits to the residents. He inquired as to whether this area would be included in this year's tax rolls.

Supervisor Dusanenko stated that since it was subject to permissive referendum they must comply with the law. They could not be added to the tax rolls until the required time has elapsed.

Supervisor Duanenko asked is there was anyone wishing to be heard in favor of the proposed extension.

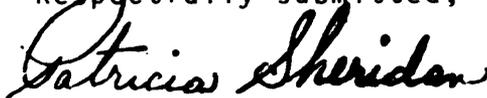
IN FAVOR: No one appeared.

Supervisor Dusanenko asked if there was anyone wishing to be heard against the proposed extension.

IN OPPOSITION: No one appeared.

There being no one wishing to be heard in favor of or in opposition to the proposed extension on motion of Councilman Lettre, seconded by Councilman Longo, and unanimously adopted, the Public Hearing was declared closed, ORDER SIGNED, time: 10:25 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

AAJ381