

TOWN OF CLARKSTOWN
TOWN BOARD MEETING
May 26, 1981

Town Hall

8:24 P.M.

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

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

Supervisor Dusanenko read the following proclamation:

GREEK WEEK

JUNE 5, 6, 7, 1981

AAJ381

WHEREAS, philosophy and science as we now know them were produced by the outburst of intellectual activity that marked the rise of Greek civilization, and

WHEREAS, this civilization has produced such giants as Phidias, the sculptor, Herodotus, the historian, Thucydides, the first scientific historian, Socrates, the philosopher, Plato, the sociologist and political theorist, among the many legendary giants who have helped shape our legacies, and

WHEREAS, Rockland County has more than 400 Greek-American families that continue to distinguish themselves in education, business, science, medicine and all other areas of noble human endeavor, and

WHEREAS, this community as represented by the Saints Constantine and Helen Greek Orthodox Church in West Nyack has generously shared its ethnic gifts with all its neighbors in Rockland County.

NOW, THEREFORE, be it

RESOLVED, that I Theodore R. Dusanenko, Supervisor of the Town of Clarkstown, on behalf of all of the people of Clarkstown, express our gratitude, admiration, esteem, affection and good wishes to Saints Constantine and Helen Greek Orthodox Church, to all its members and to the entire Greek American community of this County and do hereby proclaim the days before, during and after June 5, 6 and 7, 1981, as a Greek Festival weekend and GREEK WEEK.

A representative of the Greek community accepted the proclamation.

RESOLUTION NO. (492-1981)

AUTHORIZING PARTICI-
PATION IN MUNICIPAL
CONSORTIUM FOR DATA
PROCESSING SERVICES

Co. Longo offered the following resolution:

WHEREAS, the Town of Clarkstown has been invited to join a consortium of Westchester municipalities who are jointly seeking bids for automated information systems, and

WHEREAS, such enlarged purchasing power of the consortium would provide the Town of Clarkstown with lower bidding advantages, and

RESOLUTION NO. (492-1981) Continued

WHEREAS, the Town of Clarkstown would still reserve to itself the ability to make its own decision regardless of the other municipalities;

NOW, THEREFORE, be it

RESOLVED, that the Town of Clarkstown hereby joins the consortium for the purpose of considering the purchase of automated municipal personnel and financial system, and be it

FURTHER RESOLVED, that the Supervisor of the Town of Clarkstown is hereby authorized to enter into an agreement with the consortium's consultants for the preparation and evaluation of Request for Proposal (RFP) and other related services, and be it

FURTHER RESOLVED, that Dorothy Erard, Comptroller, is hereby designated as project leader for the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (493-1981)

REQUESTING ADDITIONAL PARKING, WEST NYACK, NEAR HOGAN'S DINER

Co. Longo offered the following resolution:

RESOLVED, that the Town Board recommends to the Traffic and Traffic Fire Safety Advisory Board to authorize parallel or right angle parking directly across the street from Hogan's Diner, West Nyack, New York.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (494-1981)

AUTHORIZING CREATION OF A FOURTH CAMP CLARKSTOWN. INCREASE ACCT. NO. 01-002001 BY \$20,000, INCREASE ACCTS. A 7310-113 - \$12,000; A 7310-404- \$5,000; A 7310-409- \$3,000

Co. Longo offered the following resolution:

WHEREAS, there has been an overwhelming response to the 1981 Camp Clarkstown Program sponsored by the Recreation and Parks Department, and

WHEREAS, it is necessary to start a fourth elementary program to be located at the Link Elementary School,

WHEREAS, this program is self-sustaining:

NOW, THEREFORE, be it

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RESOLUTION NO. (494-1981) Continued

RESOLVED, that the Comptroller is hereby authorized to increase the Estimated Revenue Account No. 01-002001 by \$20,000 and increase the following Appropriation Account Nos:

A 7310-113	\$12,000
A 7310-404	\$ 5,000
A 7310-409	\$ 3,000

Seconded by Co. Lettre

All voted Aye.

* * * * *

RESOLUTION NO. (495-1981)

TRANSFERRING \$25.00 FROM ACCOUNT NO. A4210-313 to A4210-409 AUTHORIZING EXPENSES CHARGED FROM "PARENTS, KIDS, DRUGS AND BOOZE PROGRAM TO ACCT. NO. A4210-409 NOT TO EXCEED \$25.00.

Co. Longo offered the following resolution:

RESOLVED, that \$25.00 be transferred from account No.A4210-313 to A4210-409 and be it

FURTHER RESOLVED, that the Drug Abuse Prevention Council is hereby authorized to charge expenses from their "Parents, Kids, Drugs, and Booze" program to account no. A4210-409, not to exceed \$25.00.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (496-1981)

AWARDING BID FOR 1965-GMC-4 CUBIC YARD DUMP TRUCK VIN #F3651G TO BROOKFIELD AUTO WRECKERS, INC. LAMONT STREET ELMSFORD, NY ; 1967 INTERNATIONAL - 4 CUBIC YARD DUMP TRUCK VIN 416080G251 385 AWARDED TO: DOUGLAS SCHERMERHORN

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing and the Superintendent of Highways that the bid to sell TWO SURPLUS TOWN DUMP TRUCKS is hereby awarded to the following bidders

1965-GMC-4 cubic yard dump truck, VIN #F3651G
AWARDED TO: Brookfield Auto Wreckers, Inc., Lamont St., Elmsford, NY 10523

at the high bid proposal of \$326.00

1967 - International -4 cubic yard dump truck, VIN 416080G251385
AWARDED TO: Douglas Schermerhorn, 33 Mountainview Trailer Park
Stony Point, NY 10980

at the high bid proposal of \$650.00

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (494-1981) Continued

RESOLVED, that the Comptroller is hereby authorized to increase the Estimated Revenue Account No. 01-002001 by \$20,000 and increase the following Appropriation Account Nos:

A 7310-113	\$12,000
A 7310-404	\$ 5,000
A 7310-409	\$ 3,000

Seconded by Co. Lettre

All voted Aye.

* * * * *

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Seconded by Co. Maloney

All voted Aye.

* * * * *

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at the high bid proposal of \$650.00

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO.(497-1981)

AWARDING BIDS FOR
TOWN CONCESSION STANDS:
NEWBURGH SUPERIOR
PACKING CO.INC.
HARRISON BAKING CO.
MULLER DAIRIES
EMPIRE CANDY &
TOBACCO
LINDENS OF
WESTCHESTER

Co. Lettre offered the following resolution:

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to provide food products for sale at Town Concession Stands is hereby partially awarded as follows:

SECTION B - Hot Dogs and Hamburgers - Awarded to: Newburgh Superior Packing, Co. Inc.
439 Little Britain Road
Newburgh, New York 12550

at hot dogs - \$1.24/lb., hamburger patties - \$1.44/lb.

SECTION E - Hot Dog & Hamburger Buns- Awarded to: Harrison Baking Company
840 Jersey Street, Harrison, New Jersey 07029,
at hot dog buns (16oz. pkg.) \$.54
hamburger buns (16oz. pkg.) .54

SECTION F - Fruit Drinks and Milk - Awarded to: Muller Dairies
17 Klein Avenue, West Nyack, New York 10994
at Lemonade (8oz. cont.) \$5.00/case 40
Grape Drink (8 oz.cont.) \$5.00/case 40
Fruit Punch (8 oz.cont.) \$5.00/case 40
Milk (1/2 gal.) \$1.20

SECTION G - Concession Snack Items - Awarded to: Empire Candy & Tobacco
158 Main Street, Nanuet, New York 10954
at Potatoe Chips (1 oz. pkg) \$7.20/cs. 75
BBQ Potatoe Chips (1 oz. pkg.) \$7.20/cs 75
Corn Chips (1oz. pkg.) \$9.00/cs 60

SECTION H - Candy - Awarded to: Empire Candy & Tobacco
158 Main Street, Nanuet, NY 10954
at Chocolate Charleston Chews \$4.50 Box 24
Vanilla " " 4.50 Box 24
Milky Ways 6.50 Box 36
Red Twisllers 4.50 Box 24

SECTION I - Cookies - Awarded to: Lindens of Westchester
80 Lafayette Avenue, White Plains, New York 10603
at Chocolate Chip Cookies \$.15 (1.75 oz.)
Butter Crunch Cookies .15 (1.75 oz.)
Peanut Butter Cookies .15 (1.75 oz.)

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (498-1981)

AWARDING BID TO
SUPPLY OFFICE FURNI-
TURE TO PRIDE OFFICE
FURNITURE, BOUTON'S
INC., MAR OFFICE
FURNITURE, ASD OFFICE
SYSTEMS

Co. Lettre offered the following resolution:

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RESOLUTION NO. (498-1981) Continued

RESOLVED, that based upon the recommendation of the Director of Purchasing that the bid to supply Office Furniture is hereby awarded to:

PRIDE OFFICE FURNITURE
ROUTE 59
SPRING VALLEY, NY 10977

MAR OFFICE FURNITURE
46 E. ROUTE 59
NANUET, NY 10954

BOUTON'S INC.
ROUTE 59
SPRING VALLEY, NY 10977

ASD OFFICE SYSTEMS
P.O. BOX 3210
POUGHKEEPSIE, NY 12603

Seconded by Co. Longo

All voted Aye

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AAJ381

RESOLUTION NO. (499-1981)

AUTHORIZING INSTALLATION OF FIRE HYDRANTS BY SPRING VALLEY WATER COMPANY (1) NORTH SIDE OF PELHAM AVENUE APPROXIMATELY 240 FEET WEST OF CENTER LINE OF EAST ALLISON AVENUE, NANUET

Co. Maloney 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) fire hydrant on the north side of Pelham Avenue, approximately 240 feet west of the center line of East Allison Avenue (Pelham Manor Section II), Nanuet. Investigation number 9020.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (500-1981)

PROPOSING MAINTENANCE OF TRAFFIC SIGNALS

Co. Longo offered the following resolution:

WHEREAS, the New York State Department of Transportation proposes the improvement of North Middletown Road between Route 59 and Smith Road in the Town of Clarkstown.

WHEREAS, the State will include as part of the above mentioned project the installation of traffic signals as shown on the contract plans relating to the project.

NOW, THEREFORE,

Be it resolved: That the Town of Clarkstown approves the installation of traffic signals and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Clarkstown will maintain the traffic signals as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED: that the clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO.(501-1981)

ACCEPTING OF ROADS
AND IMPROVEMENTS -
VALLEY VIEW ESTATES

Co. Longo offered the following resolution:

RESOLVED, that upon the recommendation of the Superintendent of Highways and the Director of Environmental Control, deed(s) from: TWIN WELLS DEVELOPMENT CORP. dated October 24, 1980, conveying roads and other improvements to the Town of Clarkstown in a subdivision as shown on Final Plat of Valley View Estates, filed in the Rockland County Clerk's Office on May 19, 1975 in Book 88, Page 53, as Map No. 4624, as follows:

Herald Court 875 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. (502-1981)

AUTHORIZING DIRECTOR
OF PURCHASING TO
ADVERTISE FOR BIDS FOR:
UNIFORM MAINTENANCE
SERVICE POLICE DEPT.

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for: Bid #39-1981, Uniform Maintenance Service, for Clarkstown Police Department 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, June 16th, 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. (503-1981)

AUTHORIZING DIRECTOR
OF PURCHASING TO
ADVERTISE FOR BIDS
FOR: UNIFORMS FOR
CLARKSTOWN POLICE
DEPARTMENT.

Co. Longo offered the following resolution:

RESOLVED, that the Director of Purchasing is hereby authorized to advertise for bids for: Bid #38-1981, Uniforms for Clarkstown Police Department, 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 Tuesday, June 16th, 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. (504-1981)

AUTHORIZING DIRECTOR
OF PURCHASING TO RE-
ADVERTISE FOR BIDS
FOR GROCERIES AND
CANNED GOODS, FROZEN
FOODS, POPCORN SUPPLIES

Co. Lettre offered the following resolution:

RESOLVED, that whereas little or no response was received on a portion of Bid #34-1981, food products to be sold at Town Refreshment Stands now therefore be it,

RESOLVED, that the Director of Purchasing is hereby authorized to readvertise for bids for: Bid #34A-1981, Section A - Groceries and Canned Goods; Section C - Frozen Foods; Section D - Popcorn Supplies, 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 Thursday, June 4th, 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. (505-1981)

ELIMINATING WILLOW
TREES FROM TOWN
EASEMENTS

Co. Longo offered the following resolution:

WHEREAS, the Town has incurred damages and encountered interference with the functioning of Town drainage and sewer easements because of the placement and growth of willow trees;

NOW, THEREFORE, be it

RESOLVED, that it is the policy of this Town Board that in all future Town easements there shall be no planting of willow trees, and be it

FURTHER RESOLVED, that in any existing Town easements where existing willow trees will or may cause interference or damage to the normal function for which the easement was obtained, the Town Board is hereby authorized to direct the Director of Environmental Control to cause the removal of such willow trees, and be it

FURTHER RESOLVED, that the Planning Board is hereby requested to add a map note to all future subdivisions and site plans as follows: "No willow trees shall be planted within Town easements."

FURTHER RESOLVED, that a copy of this resolution be forwarded to the Clarkstown Shade Tree Commission, Clarkstown Planning Board and Department of Environmental Control of the Town of Clarkstown.

Seconded by Co. Maloney

All voted Aye.

Councilman Lettre inquired as to who makes the decision as to whether the trees are a problem.

Les Bollman said it was up to his department to make this decision and to do the actual removal.

AAJ381

RESOLUTION NO. (505-1981) Continued

Supervisor said this was done to prevent new problems. It was not to effect the older areas except where there were existing problems.

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RESOLUTION NO. (506-1981)

INITIATING
PROCEEDINGS
AGAINST ORANGE
AND ROCKLAND
UTILITIES

Co. Longo offered the following resolution:

RESOLVED, that the Town Attorney is hereby authorized to commence any and all legal proceedings against Orange and Rockland Utilities, Inc., in an effort to obtain reimbursement of the sum of \$18,044.52 which was expended for the repair of the traffic signal at the intersection of Little Tor Road and New Hempstead Road.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (507-1981)

TRANSFERRING \$50.00
FROM APPROPRIATION
ACCOUNT NO.A 5630-424
TO APPROPRIATION ACCT.
NO. A 5630-301

Co. Maloney offered the following resolution:

RESOLVED, to transfer \$50.00 from Appropriation Account No. A 5630-424 to Appropriation Account No. A 5630-301.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (508-1981)

SETTING PUBLIC
HEARING RE. 1982
REVENUE SHARING
FUNDS

Co. Lettre offered the following resolution:

RESOLVED, that the Town Board of the Town of Clarkstown will hold a Revenue Sharing Proposed Use Hearing, pursuant to Revenue Sharing Regulations, Section 51.13(b), on the 9th day of June, 1981, at 9:00 P.M., in the Auditorium of the Town Hall, 10 Maple Avenue, New City, New York, in order that the Town may receive written and oral comments on the possible uses for \$425,000 of Revenue Sharing Funds expected by the Town of Clarkstown during its 1982 Fiscal Year, and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the officical newspapers of the Town and file proof thereof in the office of the Town Clerk.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (509-1981)

AUTHORIZING DRAINAGE
WORK 5 Toni Ct.,
VALLEY COTTAGE, NOT
TO EXCEED \$3,850.00
CHARGED TO DRAINAGE BOND
CAPITAL NO. 2 Acct.

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RESOLUTION NO. (509-1981) Continued

Co. Longo offered the following resolution:

RESOLVED, that the Superintendent of Highways be authorized to correct a drainage problem at 5 Toni Ct., Valley Cottage, N.Y. for a sum not to exceed \$3,850.00 and to be charged to the Drainage Bond, Capital No. 2 Acct. and subject to approval of the Supervisor of the Town of Clarkstown.

Seconded by Co: Lettre On roll call the vote was as follows:

Supervisor Dusanenko.....	Yes	Councilman Longo	Yes
Co. Holbrook.....	Abstained	Councilman Maloney.....	Abstained
Co. Lettre.....	Yes		

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RESOLUTION NO. (510-1981)

SETTING JULY 7TH
AND AUGUST 11TH AS
TOWN BOARD MEETING
DATES FOR SUMMER
SCHEDULE

Co. Longo offered the following resolution:

RESOLVED, that the dates for the regular Town Board meetings for the summer schedule will be on July 7, 1981 and August 11, 1981.

Seconded by Co. Maloney All voted Aye.

* * * * *

RESOLUTION NO. (511-1981)

PROPOSED SETTLEMENT
ADLER-WALDRON vs.
TOWN OF CLARKSTOWN

Supervisor Dusanenko offered the following resolution:

WHEREAS, in an action entitled, "Adler-Waldron Associates, Inc., et al, v. Town of Clarkstown", the plaintiff obtained judgment in the sum of \$180,000 plus interest which now amounts to approximately \$30,000, and the temporary closing of the Clarkstown Sanitary Landfill until the Town of Clarkstown produced an acceptable plan to the Court to prevent further damage to the plaintiff's property, and

WHEREAS, in addition, the plaintiffs Parkers, owners of the fee, were to be awarded damages against the Town of Clarkstown upon further hearing of the Court, and

WHEREAS, negotiations have been in the process to pay damages to the plaintiff Adler-Waldron Associates, Inc., and fee owners Parkers together with the purchase of approximately 38 acres of land owned by the Parkers and the leasehold interest of Adler-Waldron Associates, Inc., and

WHEREAS, present negotiations have been delayed due to the failure to obtain the necessary consent of four members of the Town Board;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to continue negotiations for an amount not to exceed a sum authorized by not less than four members of this Board for the settlement of all damages and purchase of 38 acres of land.

Seconded by Co. Longo

AAJ381

RESOLUTION NO. (511-1981) Continued

On roll call the vote was as follows:

Supervisor Dusanenko	Yes
Co. Holbrook	No
Co. Lettre	No
Co. Longo	Abstained
Co. Maloney	No

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RESOLUTION NO. (512-1981)

SEEKING PERMISSION
TO APPEAL ADLER-
WALDRON DECISION

Co. Lettre offered the following resolution:

WHEREAS, the Appellate Division, Second Department, of the State of New York, did on March 30, 1981, unanimously affirm the decision of the Rockland County Supreme Court in the matter of, "Adler-Waldron Associates, Inc., et al v. Town of Clarkstown", in which Adler-Waldron Associates, Inc., obtained a judgment in the sum of \$180,000 plus interest which now amounts to approximately \$30,000, and temporarily restraining the Town of Clarkstown from using the Clarkstown Sanitary Landfill until an acceptable plan is submitted to the Court to prevent further damages, and

WHEREAS, the Parkers, record fee owners of the property, were to receive an assessment of the damages upon further Court hearings, and

WHEREAS, it is in the best interest of the Town of Clarkstown that the Town seek permission to appeal from the decision of the Appellate Division to the Court of Appeals of the State of New York;

NOW, THEREFORE, be it

RESOLVED, that Hurley, Fox and Freeman, Esqs., Stony Point Professional Building, Stony Point, New York, are hereby further retained as Special Counsel to the Town of Clarkstown in seeking to obtain permission to appeal from the decision of the Appellate Division and further represent the Town of Clarkstown in the appeal before the Court of Appeals if such permission is granted.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (513-1981)

ACCEPTING TOWN
BOARD MINUTES OF
APRIL 14 and APRIL
28, 1981

Co. Longo offered the following resolution:

RESOLVED, that the Minutes of the Town Board meetings held on April 14th and April 28th, 1981, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Maloney

All voted Aye.

*SEE COMMENTS

* * * * *

RESOLUTION NO. (514-1981)

AUTHORIZING REFUND
FOR CERTIFICATE OF
OCCUPANCY FEE

Co. Longo offered the following resolution:

RESOLVED, that the fee of \$25.00 for a Certificate of Occupancy is hereby refunded to Mary L. McCue, 8 Central Avenue, New City, New York.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (515-1981)

MEMORIALIZING LEGIS-
LATURE OF STATE OF
NEW YORK NOT TO
SUPPORT STUDY BILL
S.6617 AND A.8542
AND MEMORIALIZE THE
LEGISLATURE OF STATE
OF N.Y. TO DRAFT BILL
SETTING FORTH FULL
VALUE AS STANDARD
ASSESSMENT AND PROVIDE
FOR HOMESTEAD EXEMP-
TION AND/OR CIRCUIT
BREAKER EXEMPTION
FOR RESIDENTIAL
PROPERTIES

AAJ381

Co. Lettre offered the following resolution:

WHEREAS, in the opinion of the Assessor of the Town of Clarkstown, the best interests of the public would not be served by Study Bill S.6617 and A.8542; and

WHEREAS, if this bill were passed it could be conceivable that each town could be on a different assessing system which would make it almost impossible to apportion County taxes equitably;

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby memorializes the Legislature of the State of New York not to support this bill, and be it

FURTHER RESOLVED, that the Town Board of the Town of Clarkstown memorializes the Legislature of the State of New York to draft a bill setting forth full value as a standard of assessment and provide for a homestead exemption and/or circuit breaker exemption for residential properties.

Seconded by Co. Longo

All voted Aye.

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RESOLUTION NO. (516-1981)

ACCEPTING RESIGNATION
OF LISA SIMONS,
OFFICE STUDENT WORKER,
COUNSELING CENTER

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Lisa Simons, 18 Scott Drive, New City, New York - Office Student Worker - Counseling Center - is hereby accepted effective May 31, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (517-1981)

APPOINTING EILEEN
CAVANAGN, OFFICE
WORKER STUDENT,
COUNSELING CENTER

Co. Longo offered the following resolution:

RESOLVED, that Eileen Cavanagn, 29 Deerfield Drive, New City, New York, is hereby appointed to the position of Office Worker Student, Counseling Center, at the hourly wage of \$3.35, effective June 1, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (518-1981)

ACCEPTING RESIGNATION
JANINE BYRNE, OFFICE
WORKER STUDENT,
SUPERVISOR'S OFFICE

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Janine Byrne, 4 Cedar-
crest Lane, New City, New York, Office Worker Student, Supervisor's
Office, is hereby accepted, effective and retroactive to April 1, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (519-1981)

APPOINTING KAREN
KAUFMAN, OFFICE
WORKER STUDENT,
SUPERVISOR'S OFFICE

Co. Longo offered the following resolution:

RESOLVED, that Karen Kaufman, 3 Lisa Court, New City,
New York, is hereby appointed to the position of Office Worker Student
Supervisor's Office, at the hourly rate of \$3.35 effective May 26, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (520-1981)

APPOINTING JEAN
M. BOYLAN, OFFICE
WORKER STUDENT,
SUPERVISOR'S
OFFICE

Co. Longo offered the following resolution:

RESOLVED, that Jean M. Boylan, 24 Poplar Street, Nanuet,
New York, is hereby appointed to the position of Office Worker Student,
Supervisor's Office, at the hourly rate of \$3.35, effective and retroac-
tive to March 9, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO.(521-1981)

TRANSFERRING ALBERT
CHIANESE FROM POSI-
TION OF CLEANER
(NIGHTS) TO CLEANER
(DAYS)

Co. Longo offered the following resolution:

WHEREAS, there is a vacancy in the position of Cleaner
(days),

now, therefore, be it

RESOLVED, that Albert Chianese, 196 North Middletown Road,
Nanuet, New York is hereby transferred from the position of Cleaner
(nights) to Cleaner (days) at the annual salary of \$9,788, effective
May 26, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (522-1981)

APPOINTING TIMOTHY
O'BRIEN POSITION OF
CLEANER (NIGHTS)
MAINTENANCE DEPT.

Co. Longo offered the following resolution:

RESOLVED, that Timothy J. O'Brien, 27 Bluebird Drive, Congers, New York, is hereby appointed to the position of Cleaner (Nights) Maintenance Department, at the annual salary of \$10,269., effective May 26, 1981.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (523-1981)

ACCEPTING THE RESIG-
NATION OF ALBERT T.
MORONI, MAINTENANCE
SUPERVISOR, PARKS
& RECREATION

Co. Longo offered the following resolution:

RESOLVED, that the resignation of Albert T. Moroni, 125 Ridge Road, New City, New York, Maintenance Supervisor (Grounds) Parks & Recreation, is hereby accepted, with regret, effective and retroactive to May 14, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (524-1981)

ACCEPTING RESIGNA-
TION OF JAMES
SUMMERS, CUSTODIAN
(PART-TIME) WELLS
PARK

Co. Longo offered the following resolution:

RESOLVED, that the resignation of James Summers, 16 Highway Avenue, Congers, New York, Custodian, (part-time) Wells Park, is hereby accepted effective and retroactive to May 18, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (525-1981)

APPOINTING JOSEFINA
M. POUGET, COURT
ATTENDANT, TOWN
JUSTICE DEPT. TEMPO-
RARY, NOT TO EXCEED
30 DAYS

Co. Longo offered the following resolution:

RESOLVED, that Josefina M. Pouget, 48 Poplar Street, Nanuet New York is hereby appointed to the position of Court Attendant, Town Justice Department, temporary not to exceed 30 days, at the annual salary of \$8,912., effective and retroactive to May 16, 1981.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (526-1981)

APPOINTING ARISTO J.
FONTANA, MEMBER, BOARD
OF ASSESSMENT AND
REVIEW

Co. Longo offered the following resolution:

RESOLVED, that Aristo J. Fontana, 163 South Harrison Avenue, Congers, New York is hereby appointed to the position of member, Board of Assessment and Review to fill the unexpired term of Donald P. Smith, effective May 26, 1981 with a term to expire on September 30, 1985, at the per diem rate of \$50., when the Board is in session.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (527-1981)

UPGRADING NILS ECKHART
TO GRADE LEVEL 27D
AND INCREASING ESTIMA-
TED REVENUE NO. 01-2401
AND APPROPRIATION ACCT.
NO. A3010-110 by
\$1,392.00

Co. Longo offered the following resolution:

RESOLVED, that on January 1, 1981 Nils Eckhart is hereby Grade Level 27D, NOW BE IT THEREFORE,

FURTHER RESOLVED, to increase Estimated Revenue No.01-2401 and Appropriation Account No. A 3010-110 by \$1,392.00.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (528-1981)

APPOINTING MARY G.
LOEFFLER, PERSONNEL
CLERK, PERSONNEL
DEPARTMENT

Co. Longo offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Personnel Clerk #80176 which contains the name of Mary G. Loeffler,

Now, therefore, be it

RESOLVED, that Mary G. Loeffler, 15 Oak Road, New City, New York, is hereby appointed to the position of Personnel Clerk, Personnel Department, at the annual salary of \$12,332., effective 5/26/81.

Seconded by Co. Maloney

On roll call the vote was as follows:

Supervisor Dusanenko.....Yes Co. Longo.....Yes
Co. Holbrook.....Abstained Co. Maloney.....Yes
Co. Lettre.....Yes

* * * * *

RESOLUTION NO. (529-1981)

APPOINTING LAWRENCE
A. WILLOWS, SR., MEMBER
FIRE BOARD OF APPEALS

Co. Longo offered the following resolution:

RESOLVED, that Lawrence A. Willows, Sr., 42 Badger Street,

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RESOLUTION NO. (529-1981) Continued

New City, New York is hereby appointed to the position of Member, Fire Board of Appeals, to serve without compensation, to fill the unexpired term of Joseph Natale, effective May 26, 1981, with a term to expire on February 27, 1984.

Seconded by Co. Lettre

On roll call the vote was as follows:

Supervisor Dusanenko.....Yes
Co. Holbrook.....Abstained
Co. Lettre.....Yes
Co. Longo.....Yes
Co. Maloney.....Abstained

Co. Holbrook said he wanted to make a motion putting forth the name of Joe Natale. Supervisor then explained that there was a motion made for Lawrence A. Willows, Sr. and that would have to be voted on first. A lengthy discussion ensued among the councilmen pertaining to this resolution.

* * * * *

RESOLUTION NO. (530-1981)

OPENING PUBLIC HEARING RE:
UNSAFE STRUCTURE- LAKE
LUCILLE, NEW YORK

Co. Longo offered the following resolution:

RESOLVED, that regular Town Board meeting be adjourned in order to hold scheduled Public Hearing re: Unsafe structure - Lake Lucille, New York, time: 9:20 P.M.

Seconded by Co. Lettre

All voted Aye.

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RESOLUTION NO. (531-1981)

CLOSING PUBLIC HEARING RE:
UNSAFE STRUCTURE - LAKE
LUCILLE, NEW YORK

Co. Longo offered the following resolution:

RESOLVED, that regular Town Board Meeting be resumed, scheduled Public Hearing re: Unsafe structure - Lake Lucille, New York, having been held, ACTION APPROVED, time: 9:30 P.M.

Seconded by Co. Maloney

All voted Aye.

* * * * *

RESOLUTION NO. (532-1981)

AUTHORIZING BUILDING INSPEC-
TOR FOR DEMOLITION AND RE-
MOVAL OF STRUCTURE WITHIN
THE SET TIME IF CONDITIONS
ARE NOT RECTIFIED

Co. Longo offered the following resolution:

RESOLVED, that in the event that the unoccupied structure which has been damaged by fire located on the premises designated on the Clarkstown Tax Map as Map 43, Block F, Lot 12, owned by the Estate of Erich Gniel, Elias Mestel, Executor, is not removed in the time periods set forth in the Notice dated May 12, 1981, the Building Inspector shall provide for the demolition and removal of the said structure either by town employees or by contract.

Seconded by Co. Maloney

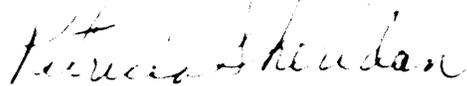
All voted Aye.

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There being no further business to come before the Town Board Meeting and no one wishing to be heard, on motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 9:30 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

*COMMENTS ON RESOLUTION NO. (513-1981)

Councilman Holbrook requested at this time that it be noted that Resolution 382 regarding a zone change for Clarkstown Construction did not pass because a 4-1 vote was needed for passage. He further requested that this be noted at the end of the April 14th minutes.

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

5/26/81

9:00 P.M.

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

RE: NOTICE OF UNSAFE STRUCTURE - LAKE LUCILLE, NEW CITY

On motion of Councilman Longo, seconded by Councilman Lettre and unanimously adopted, the Public Hearing was declared open. Town Clerk read the following notice:

PLEASE TAKE NOTICE of the following:

A. That the building or structure situate on the premises owned by the Estate of Erich Gniel, Elias Mestel, Executor, located 100 feet east of Lucille Boulevard on the north side of Rockland Avenue New City, Town of Clarkstown, New York, more particularly described on the Tax Map of the Town of Clarkstown as Map 43, Block F, Lot 12, is unsafe, dangerous and/or a threat to the health, safety and welfare of the community.

B. That the inspection made by the Deputy Building Inspector of the Town of Clarkstown and the Assistant Fire Inspector of the Town of Clarkstown reveals an unoccupied structure which has been damaged by fire and which is open and not secured at doorways and windows. The building is surrounded by brush and in its current condition would make it a serious fire and safety hazard. It is an attractive nuisance for young children as well as to vagrants and other trespassers who may be injured within. It is or may become a place of rodent infestation and presents other dangers to the health, safety and morals and general welfare of the public. The burned structure should be removed along with all debris, for the health, safety and general welfare of the community as it is unfit for the purpose for which it may lawfully be used.

C. That it is Ordered that the building damaged by fire be demolished and removed.

D. That the demolition and removal of the burned structure shall commence within 30 days of service of this Notice and shall be completed within 60 days thereafter, unless for good cause shown such time shall be extended.

E. That a hearing will be had before the Town Board of the Town of Clarkstown at 10 Maple Avenue, New City, New York, on the 26th day of May, 1981, at 9:00 P.M., in relation to the dangerous and unsafe building or structure.

F. That in the event of neglect or refusal to comply with the Order of the Town Board of the Town of Clarkstown, the Town Board of the Town of Clarkstown is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and to institute a special proceeding to collect the cost of demolition, including legal expenses.

Town Attorney called Adolph Milich and swore him in. Mr. Milich stated that he was Assistant Building Inspector and had been for approximately nine years. He stated that he had inspected the building for safety. He stated he had been on the premises for purposes of inspection on August 5, 1980 and had issued the order on that date. The property is identified on the Clarkstown Tax Map as Map 43, Block F, Lot 12. There was nothing erected to prevent the entry of people into the structure. The roof was in a state of collapse tilting in some areas.

CONTINUED ON NEXT PAGE

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Mr. Milich presented photographs which had been taken on March 31, 1981 by Assistant Fire Inspector Mark Papenmeyer which shows the building in a hazardous condition.

Town Attorney asked if there were any other records and Mr. Milich said the receipt for registered mail was on file. Town Attorney accepted the receipt for copying and stated it would be returned to Mr. Milich for his files as soon as it was copied.

Town Attorney then swore in Mr. Mark Papenmeyer. Mr. Papenmeyer stated he was Assistant Fire Inspector for the Town of Clarkstown and had been for approximately three years. He gave his background and stated he had been in fire service for over ten years.

Mr. Papenmeyer stated he had inspected the premises on March 31, 1981 as a follow-up inspection to Mr. Milich's initial inspection. He stated that at that time the building had been damaged by fire and the lot was in total disrepair. The building was open at all doors and windows and the interior was gutted. He stated it posed a threat to health and safety. When shown the pictures of the structure he testified that they were the pictures which he had taken on March 31, 1981.

When asked if he had made any further inspection of the premises Mr. Papenmeyer stated he had made a reinspection on April 29, 1981 and had requested in writing on April 30, 1981 that the Town Board institute proceedings under Chapter 31 of the Town Code.

He was asked if there had been any change in the property between inspections. Mr. Papenmeyer stated that it had not improved and probably had worsened. He stated that in his opinion the structure was dangerous and unsafe and should be removed.

Town Attorney stated he had no further questions to ask and had no further witnesses.

Supervisor Dusanenko asked if the owner was present. There was no response. The Executor of the Estate had no questions.

Town Attorney stated that if the Board decided that this was an unsafe structure the Building Inspector's Office would be notified by a copy of this order which would authorize removal of the building at the expense of the owner. The Town will initially pay the contractor and then a lien will be placed on the property. Town Attorney stated that the Executor had been notified of this possibility.

There was extensive discussion as to how long the owner had to rectify the situation, obtaining building permit, etc.

On motion of Councilman Longo, seconded by Councilman Maloney and unanimously adopted the Public Hearing was declared closed, APPROVING the recommendation that the building be removed, time: 9:30 P.M.

Respectfully submitted,

Patricia Sheridan
PATRICIA SHERIDAN,
Town Clerk