

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

10/26/82

8:10 P.M.

Present: Supervisor Dusanenko
Councilman Carey, Holbrook, Lettre, Maloney
John A. Costa, Town Attorney
Patricia Sheridan, Town Clerk

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

Supervisor Dusanenko presented the following proclamation:

UNITED NATIONS DAY

October 26, 1982

WHEREAS, the United Nations was created to serve succeeding generations from the scourge of war which has brought untold sorrow to mankind; and

WHEREAS, this body of nations was to reaffirm that in fundamental human rights, dignity and worth of the human person, in the equal rights of men and women and of nations large and small; and

WHEREAS, to establish conditions under which justice and respect for the obligations arising from treaties and other sources of International Law can be maintained; and

WHEREAS, for these ends to practice tolerance and live together in peace as good neighbors and to unite our strength to maintain international peace and security and to ensure that armed force shall not be used, except in the common interest; and

WHEREAS, the cause of peace and freedom is of great concern to all people of the world;

NOW, THEREFORE, be it

RESOLVED, that I, Theodore R. Dusanenko, Supervisor of the Town of Clarkstown do hereby proclaim October 26, 1982, as United Nations Day in the Town of Clarkstown in order to give encouragement and pay tribute to the United Nations and all people who desire peace, freedom and the right of self determination, with human rights and justice for all.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Town of Clarkstown to be affixed this 26th day of October, 1982.

/s/ Theodore R. Dusanenko

THEODORE R. DUSANENKO, Supervisor
Town of Clarkstown

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Supervisor Dusanenko presented the following proclamation:

CATHOLIC SCHOOLS WEEK
October 25th - 29th, 1982

WHEREAS, the town of Clarkstown is honored to join with St. Paul's School in celebration of CATHOLIC SCHOOLS WEEK: and

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RESOLUTION NO. (972-1982) Continued

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

BID #1-1983
PAPER & PLASTIC 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: Monday, November 22, 1982 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. Carey

All voted Aye.

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RESOLUTION NO. (973-1982)

AUTHORIZING TOWN ATTORNEY
TO DEFEND AN ACTION -
ALFRED BERG

Co. Holbrook offered the following resolution:

WHEREAS, an action has been instituted against the Town of Clarkstown entitled as follows:

ALFRED BERG,

Plaintiff,

-against-

GEORGE S. GERBER, as Supervisor
of the Town of Clarkstown and the Town of Clarkstown, N.Y.,

Defendants.

NOW, THEREFORE, be it

RESOLVED, that the Town Attorney is hereby authorized to take all necessary steps to defend said action.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (974-1982)

AUTHORIZING ATTENDANCE AT
MAINTENANCE MANAGEMENT SCHOOL,
BRUCE KNARICH & TRANSFERRING \$400.
FROM APPROPRIATION ACCT.#7620-424

Co. Lettre offered the following resolution: TO 7140-414

RESOLVED, based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, that Bruce D. Knarich, Maintenance Supervisor (Grounds), is hereby authorized to attend the Maintenance Management School, in Oglebay Park, Wheeling, West Virginia, from January 30, 1983 through February 3, 1983, and

FURTHER RESOLVED, that the Town Comptroller is hereby authorized to transfer \$400.00 from Appropriation Account No. 7620-424 to Appropriation Account No. 7140-414 to cover the above expenses.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (975-1982)

AUTHORIZING SUPERVISOR TO
FILE A RECREATION PROJECT
RENEWAL APPLICATION ENTITLED
"COMMUNITY RECREATION
PROGRAM ADMINISTRATION AND
SPECIAL PROGRAMS" WITH NYS
EXECUTIVE DEPARTMENT DIVISION
FOR YOUTH

Co. Lettre offered the following resolution:

RESOLVED, based upon the recommendation of Edward J. Ghiazza, Supt. of Recreation and Parks, that the Supervisor is hereby authorized to file a Recreation Project Renewal Application entitled "Community Recreation Program Administration and Special Programs" with the New York State Executive Department Division for Youth, in the amount of \$11,374. for the period commencing January 1, 1983 through December 31, 1983.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (976-1982)

AUTHORIZING SUPERVISOR TO
FILE A RECREATION PROJECT
RENEWAL APPLICATION ENTITLED
"COMMUNITY CENTER PROGRAMS"
WITH THE NYS EXECUTIVE
DEPARTMENT DIVISION FOR YOUTH

Co. Lettre offered the following resolution:

RESOLVED, based upon the recommendation of Edward J. Ghiazza, Supt. of Recreation and Parks, that the Supervisor is hereby authorized to file a Recreation Project Renewal Application entitled "Community Center Programs" with the New York State Executive Department Division for Youth, in the amount of \$39,063. for the period commencing January 1, 1983 through December 31, 1983.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (977-1982)

AUTHORIZING REDUCTION IN
AMOUNT OF PERFORMANCE BOND -
LINK ESTATES

Co. Carey offered the following resolution:

WHEREAS, a performance bond in the form of a Savings Certificate in the sum of \$45,408.97 was assigned to the Town of Clarkstown by Alberta Realty Corp. (Israel Herskowitz) covering the improvements and other facilities as shown on the Final Plat of LINK ESTATES Subdivision, and

WHEREAS, the Department of Environmental Control of the Town of Clarkstown has recommended that the amount of the performance bond be reduced as much of the work has been completed to Town specifications;

NOW, THEREFORE, be it

RESOLVED, that the amount of the performance bond is hereby reduced to \$11,000, subject to the execution of a performance guaranty and assignment in a form approved by the Town Attorney.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (978-1982)

AUTHORIZING AMENDMENT TO
RESOLUTION #952 DATED OCTOBER
12, 1982

Co. Maloney offered the following resolution:

RESOLVED, to amend Town Board Resolution No. 952 dated
October 12, 1982 to charge \$45.00 Registration Fee to Appropriation
Account No. A 1010-414 instead of \$35.00.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (979-1982)

TRANSFERRING \$6,300 FROM
APPROPRIATION ACCOUNT NO.
A 5630-114 TO THE FOLLOWING
APPROPRIATION ACCOUNT NOS.:
A 5630-203 - \$1,000.00
A 5630-312 - \$3,000.00
A 5630-406 - \$2,000.00
A 5630-409 - 300.00

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$6,300 from Appropriation Account No.
A 5630-114 to the following Appropriation Account Nos.;

A 5630-203\$1,000.00
A 5630-312 3,000.00
A 5630-406 2,000.00
A 5630-409 300.00

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (980-1982)

TRANSFERRING \$5,000 FROM
APPROPRIATION ACCOUNT NO.
A 1640-311 TO APPROPRIATION
ACCOUNT NO. A 1640-406

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$5,000.00 from Appropriation Account
No. A 1640-311 to Appropriation Account No. A 1640-406.

Seconded by Co. Maloney

All voted Aye.

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RESOLUTION NO. (981-1982)

TRANSFERRING 12,653 FROM
APPROPRIATION ACCOUNT NO.
A 8160-447 TO APPROPRIATION
ACCOUNT NO. A 8160-311 AND
TRANSFERRING \$21,000 FROM
APPROPRIATION ACCOUNT NO.
A 8160-447 TO APPROPRIATION
ACCOUNT NO. A 8160-381

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$12,653 from Appropriation Account No.
A 8160-447 to Appropriation Account No. A 8160-311 AND BE IT FURTHER

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RESOLUTION NO. (981-1982) Continued

RESOLVED, to transfer \$21,000 from Appropriation Account No. A 8160-447 to Appropriation Account No. A 8160-381.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (982-1982) TRANSFERRING \$100 FROM APPROPRIATION ACCOUNT NO. B 8010-313 TO APPROPRIATION ACCOUNT NOS. B 8010-201 - \$22.00; B 8010-204 - \$78.00

Co. Lettre offered the following resolution:

RESOLVED to transfer \$100 from Appropriation Account No. B 8010-313 to the following Appropriation Account Nos.:

B 8010-201\$22.00
B 8010-204 78.00

Seconded by Co. Carey All voted Aye.

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RESOLUTION NO. (983-1982) TRANSFERRING \$822. FROM APPROPRIATION ACCOUNT NO. A 1620-408 TO APPROPRIATION ACCOUNT NO. A 1620-323 AND TRANSFERRING \$2,510 FROM APPROPRIATION ACCOUNT NO. A 3010-29 TO APPROPRIATION ACCOUNT NO. A1620-408

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$822. from Appropriation Account No. A 1620-408 to Appropriation Account No. A 1620-323 AND BE IT FURTHER

RESOLVED, to transfer \$2,510 from Appropriation Account No. A 3010-209 to Appropriation Account No. A 1620-408.

Seconded by Co. Carey All voted Aye.

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RESOLUTION NO. (984-1982) TRANSFERRING FROM THE FOLLOWING APPROPRIATION ACCOUNT NOS. FOR RECREATION:

AMOUNT	FROM	TO
\$ 86.65	A 1621-312	A 1621-407
1,082.00	A 7140-323	A 7140-114
847.02	A 7210-219	A 7140-114
140.03	A 7140-323	A 7140-222
206.24	A 7140-323	A 7140-407
670.83	A 7210-407	A 7140-407
145.00	A 7140-323	A 7140-412
3,611.45	A 7180-323	A 7180-113
296.00	A 7180-380	A 7180-217
368.75	A 7210-219	A 7180-424
2,324.64	A 7210-219	A 7210-113
72.34	A 7210-404	A 7310-329
498.50	A 1621-114	A 7140-114

Co. Lettre offered the following resolution:

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RESOLUTION NO. (984-1982) Continued

RESOLVED, to make the following transfers from the following Appropriation Account Numbers for Recreation:

<u>Amount</u>	<u>From</u>	<u>To</u>
\$ 86.65	A 1621-312	A 1621-407
1,082.00	A 7140-323	A 7140-114
847.02	A 7210-219	A 7140-114
140.03	A 7140-323	A 7140-222
206.24	A 7140-323	A 7140-407
670.83	A 7210-407	A 7140-407
145.00	A 7140-323	A 7140-412
3,611.45	A 7180-323	A 7180-113
296.00	A 7180-380	A 7180-217
368.75	A 7210-219	A 7180-424
2,324.64	A 7210-219	A 7210-113
72.34	A 7210-404	A 7310-329
498.50	A 1621-114	A 7140-114

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (985-1982)

TRANSFERRING \$1,000.00 FROM APPROPRIATION ACCOUNT NO. A 1110-201 TO APPROPRIATION ACCOUNT NO. A 1110-313 AND TRANSFERRING \$2,000.00 FROM APPROPRIATION ACCOUNT NO. A 1110-327 TO APPROPRIATION ACCOUNT NO. A 1110-459

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$1,000.00 from Appropriation Account No. A 1110-201 to Appropriation Account No. A 1110-313 AND BE IT FURTHER

RESOLVED to transfer \$2,000.00 from Appropriation Account No. A 1110-327 to Appropriation Account No. A 1110-459.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (986-1982)

TRANSFERRING \$100.00 FROM APPROPRIATION ACCOUNT NO. A 1330-114 TO APPROPRIATION ACCOUNT NO. A 1330-313

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$100.00 from Appropriation Account No. A 1330-114 to Appropriation Account No. A 1330-313.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (987-1982)

TRANSFERRING \$120.00 FROM APPROPRIATION ACCOUNT NO. B 8020-313 TO APPROPRIATION ACCOUNT NO. B 8020-423

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Co. Lettre offered the following resolution:

RESOLVED, to transfer \$120.00 from Appropriation Account No. B 8020-313 to Appropriation Account No. B 8020-423.

Seconded by Co. Carey All voted Aye.

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RESOLUTION NO. (988-1982) TRANSFERRING \$75.00 FROM APPROPRIATION ACCOUNT NO. A 1410-313 TO APPROPRIATION ACCOUNT NOS.:
A 1410-409 - \$55.00
A 1410-423 - \$20.00

Co. Lettre offered the following resolution:

RESOLVED, to transfer \$75.00 from Appropriation Account No. A 1410-313 to the following Appropriation Account Nos.:

A 1410-409\$55.00
A 1410-423 20.00

Seconded by Co. Carey All voted Aye.

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RESOLUTION NO. (989-1982) MEMORIALIZING RESOLUTION TO COUNTY OF ROCKLAND RE: DRUG LAW

Co. Maloney offered the following resolution:

RESOLVED, that the Town Board of the Town of Clarkstown hereby requests that the Rockland County Legislature implement Rockland County Local Law No. 4-1982 known as the Drug Paraphernalia Law, and be it,

FURTHER RESOLVED, that certified copies of this resolution be forwarded to the Rockland County Legislature by the Town Clerk.

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO.(990-1982) ACCEPTING REGULAR TOWN BOARD MINUTES OF SEPTEMBER 14,1982

Co. Holbrook offered the following resolution:

RESOLVED, that the Minutes of the regular Town Board Minutes of September 14, 1982, are hereby adopted and accepted as submitted by the Town Clerk.

Seconded by Co. Carey All voted Aye.

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RESOLUTION NO. (991-1982) AUTHORIZING INSTALLATION OF STREET LIGHTS

Co. Carey offered the following resolution:

RESOLUTION NO. (991-1982) Continued

WHEREAS, a resident of the Town of Clarkstown has requested that street lighting be installed to improve the safety and welfare of the community, and

WHEREAS, a survey of surrounding property owners directly affected by this proposed lighting was conducted and,

WHEREAS, the surrounding property owners have indicated that they are in accord with this proposed lighting,

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Clarkstown hereby accepts proposals from Orange & Rockland Utilities, Inc. for street lighting at the following locations:

Rockford Drive - West Nyack; Oak Spring Road - West Nyack

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (992-1982)

INCREASING ESTIMATED REVENUE
ACCOUNT NO. 02-2401 BY
\$19,000 AND APPROPRIATION
ACCOUNT NOS.
B 8110-111 - \$6,000
B 8110-424 - 5,000
B 8110-461 - 8,000

Co. Maloney offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 02-2401 by \$19,000 and the following Appropriation Account Numbers:

B 8110-111\$6,000
B 8110-424 5,000
B 8110-461 8,000

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO. (993-1982)

TRANSFERRING \$4,000. FROM
APPROPRIATION ACCOUNT NO.
D 5110-114 TO APPROPRIATION
ACCOUNT NOS.:
D 5110-301 - \$2,000
D 5110-380 - 500
D 5110-383 - 1,500

Co. Maloney offered the following resolution:

RESOLVED, to transfer \$4,000 fromAppropriation Account No. D 5110-114 to the following Appropriation Account Numbers:

D 5110-301 \$2,000
D 5110-380 500
D 5110-383 1,500

Seconded by Co. Holbrook All voted Aye.

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RESOLUTION NO. (994-1982)

TRANSFERRING \$115 FROM
APPROPRIATION ACCOUNT NO.
A 1315-370 TO APPROPRIATION
ACCOUNT NO. A 1315-204

Co. Maloney offered the following resolution:

RESOLVED, to transfer \$115 from Appropriation Account
No. A 1315-370 to Appropriation Account No. A 1315-204.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (995-1982)

INCREASING ESTIMATED REVENUE
ACCOUNT NO. 01-2401 BY
\$2,675 AND APPROPRIATION
ACCOUNT NOS.:
A 1010-414 - \$2,000.00
A 1010-313 - 25.00
A 1220-313 - 500.00
A 1220-328 - 150.00

Co. Maloney offered the following resolution:

RESOLVED, to increase Estimated Revenue Account No. 01-2401
by \$2,675 and the following Appropriation Account Numbers:

A 1010-414 \$ 2,000.00
A 1010-313 25.00
A 1220-313 500.00
A 1220-328 150.00

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (996-1982)

TRANSFERRING \$6,152 FROM
APPROPRIATION ACCOUNT NO.
A 1640-311 TO APPROPRIATION
ACCOUNT NOS.
A 1640-219 \$ 36.00
A 1640-461 5,486.00
A 1640-462 630.00

Co. Maloney offered the following resolution:

RESOLVED, to transfer \$6,152 from Appropriation Account No.
A 1640-311 to the following Appropriation Account Numbers:

A 1640-219 \$ 36.00
A 1640-461 5,486.00
A 1640-462 630.00

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (997-1982)

APPOINTING AL CARLINI
TO PERMANENT POSITION
OF STOREKEEPER

Co. Holbrook offered the following resolution:

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RESOLUTION NO. (997-1982) Continued

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Storekeeper #821110 which contains the name of Al Carlini,

Now, therefore, be it

RESOLVED, that Al Carlini, Amawalk Avenue, Amawalk, New York, is hereby appointed to the (permanent) position of Storekeeper - Parks and Recreation - at the annual 1982 salary of \$12, 868., effective and retroactive to October 14, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (998-1982)

APPOINTING PAUL GOZZA,
(PROVISIONALLY) TO POSITION
CUSTODIAN I

Co. Holbrook offered the following resolution:

RESOLVED, based upon the recommendation of Edward J. Ghiazza, Superintendent of Recreation and Parks, that Paul Gozza, 277A Lake Road, Valley Cottage, New York is hereby appointed (provisionally) to the position of Custodian I - Parks and Recreation, at the annual 1982 salary of \$10,959., effective and retroactive to October 18, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (999-1982)

APPOINTING JAMES E. STERNS
JR., (PROVISIONALLY) TO
POSITION RECREATION LEADER

Co. Holbrook offered the following resolution:

RESOLVED, that James E. Sterns Jr., 1 Brookdale Court, West Nyack, New York is hereby appointed (provisionally) to the position of Recreation Leader - Parks and Recreation - at the annual 1982 salary of \$12,026., effective November 8, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (1000-1982)

APPOINTING ELLEN COHEN,
TO POSITION DIRECTOR OF
MUNICIPAL COUNSELING
SERVICES

Co. Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Director of Municipal Counseling Services #82056, which contains the name of Ellen Cohen,

Now, therefore, be it

RESOLVED, that Ellen Cohen, 80 Kings Highway, New City, New York, is hereby appointed to the position of Director of Municipal Counseling Services - Counseling Center - at the annual 1982 salary of \$23,256., effective October 27, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (1001-1982)

APPOINTING PATRICIA MORITZ
TO POSITION OF ASSISTANT
DIRECTOR OF MUNICIPAL
COUNSELING SERVICES

Co. Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Assistant Director of Municipal Counseling Services #82057, which contains the name of Patricia Moritz,

Now, therefore, be it

RESOLVED, that Patricia Moritz, 19 Washington Lane, West Milford, New Jersey, is hereby appointed to the position of Assistant Director of Municipal Counseling Services - Counseling Center - at the annual 1982 salary of \$18,651., effective October 27, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (1002-1982)

APPOINTING JOSEPH LANZONE,
TO POSITION OF COUNSELING
ASSISTANT

Co. Holbrook offered the following resolution:

WHEREAS, the Rockland County Personnel Office has furnished Certification of Eligibles Counseling Assistant #82067, which contains the name of Joseph Lanzone,

Now, therefore, be it

RESOLVED, that Joseph Lanzone, 114 Meyer Oval, Pearl River, New York is hereby appointed to the position of Counseling Assistant - Counseling Center - at the annual 1982 salary of \$12,026., effective October 27, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (1003-1982)

ACCEPTING RESIGNATION
OF CHARLES COUGHLIN, JR.
RADIO OPERATOR

Co. Holbrook offered the following resolution:

RESOLVED, that the resignation of Charles Coughlin, Jr., 54 New Hempstead Road, New City, New York as Radio Operator - Police Department - is hereby accepted, effective and retroactive to October 9, 1982.

Seconded by Co. Carey

All voted Aye.

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RESOLUTION NO. (1004-1982)

APPOINTING PROVISIONALLY
MATTHEW J. DEIGHAN, TO
POSITION RADIO OPERATOR

Co. Holbrook offered the following resolution:

RESOLVED, that Matthew J. Deighan, 2 Dover Road, Congers, New York is hereby appointed provisionally to the position of Radio

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RESOLUTION NO. (1004-1982) Continued

Operator - Police Department - at the annual salary of \$11,480., effective and retroactive to October 18, 1982.

Seconded by Co. Carey All voted Aye.

RESOLUTION NO. (1005-1982)

APPOINTING PATRICK J. KIVLEHAN TO POSITION OF RADIO OPERATOR, PART-TIME

Co. Holbrook offered the following resolution:

RESOLVED, that Patrick J. Kivlehan, 177 Rose Road, West Nyack, New York is hereby appointed to the position of Radio Operator, Part-time - Police Department - at the hourly rate of \$5.14, effective and retroactive to October 16, 1982.

Seconded by Co. Carey All voted Aye.

RESOLUTION NO. (1006-1982)

PAYING ELLEN COHEN THE SUM OF \$478.16, FOR THE PERIOD JAN. 1, 1982 THROUGH AUG. 8, 1982 ON PAYROLL #22 FOR LONGEVITY

Co. Holbrook offered the following resolution:

RESOLVED, that in accordance with the Contract between the Clarkstown Unit of the Civil Service Employees Association and the Town of Clarkstown, the sum of \$478.16 for longevity shall be paid to Ellen Cohen, 80 Kings Highway, New City, New York - Counseling Center - for the period January 1, 1982 through August 8, 1982 - on Payroll #22.

Seconded by Co. Carey All voted Aye.

RESOLUTION NO. (1007-19820)

SETTING DATE FOR PUBLIC HEARING RE: SCHUYLER ROAD FIRE PROTECTION DISTRICT

Co. Carey offered the following resolution:

WHEREAS, petition dated September 16, 1982, has been duly presented to the Town Board of the Town of Clarkstown according to law requesting that the Schuyler Road Fire Protection District be dissolved and that the same territory be annexed and consolidated with the Central Nyack Fire District;

NOW, THEREFORE, be it

RESOLVED, that the said Town Board will meet at the Town Hall of the Town of Clarkstown, 10 Maple Avenue, New City, New York, on the 9th day of November, 1982, at 8:00 P.M., to hear all persons interested in such annexation and consolidation and to consider and take action on such petition, and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to publish notice of said hearing in the official newspaper of the Town of Clarkstown and post same in the manner required by law.

Seconded by Co. Maloney All voted Aye.

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RESOLUTION NO. (1012-1982)

ADOPTING AND PASSING A
LOCAL LAW PROVIDING FOR
VARIOUS PAYROLL DEDUCTION
PLANS FOR EMPLOYEES OF THE
TOWN OF CLARKSTOWN

Co. Carey offered the following resolution:

WHEREAS, a proposed local law entitled, "A Local Law Providing For Various Payroll Deduction Plans For Employees Of The Town of Clarkstown" was introduced by Councilman Maloney, at a Town Board meeting held on October 12, 1982, and

WHEREAS, the Town Board of the Town of Clarkstown by resolution adopted on the 12th day of October, 1982 directed that a public hearing be held on the 26th day of October, 1982 at 8:35 P.M., and,

WHEREAS, a notice of said hearing was duly prepared and published in the Journal News on October 16, 1982, and

WHEREAS, a copy of the proposed local law in final form was placed on the desk of the Supervisor at 10 Maple Avenue, New City, New York, and mailed to the Councilmen at their home addresses on October 13, 1982, and

WHEREAS, a public hearing was held by the Town Board of the Town of Clarkstown on October 26, 1982

NOW, THEREFORE, be it

RESOLVED, that Local Law No. 14-1982, entitled, "A Local Law Providing For Various Payroll Deduction Plans For Employees Of 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
- Councilman William J. Carey
- Councilman Edward Lettre
- Councilman John R. Maloney
- Councilman Charles E. Holbrook

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.

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RESOLUTION NO. (1013-1982)

WAIVING ITEM #3 OF RESOLUTION #1978-628 IN ORDER TO PERMIT EDEN ROC ESTATES, INC. TO INSTALL CONCRETE CURBING

Co. Carey offered the following resolution:

WHEREAS, Eden Roc Estates, Inc. has requested that they be permitted to install concrete curbing in lieu of asphaltic concrete curbs in the subdivision known as Eden Roc Estates for reasons of better control and less susceptibility to damage;

NOW, THEREFORE, be it

RESOLVED that item #3 of Resolution #1978-628 be waived in order to permit Eden Roc Estates, Inc. to install concrete curbing.

Seconded by Co. Holbrook

All voted Aye.

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RESOLUTION NO. (1014-1982)

FINDING THE PREMISES OWNED
BY ANGERLAND DEVELOPMENT
CORP. UNSAFE AND IMMEDIATE-
LY DEMOLISHED AND REMOVED

Co. Carey offered the following resolution:

WHEREAS, by resolution number 813 dated September 25, 1982, the Town Board of the Town of Clarkstown had directed the Town Attorney to institute proceedings pursuant to Chapter 31 of the Town Code, to require removal of premises in violation of the Town Code on property known as Map 163, Block B, Lot 25, and

WHEREAS, notice pursuant to Town Code Section 31-5 was duly served on Angerland Development Corp., owner of said property, on September 16, 1982, and a hearing as prescribed by law was duly held by the Town Board of the Town of Clarkstown at 10 Maple Avenue, New City, New York on October 26, 1982, and

WHEREAS, all the persons in interest were heard at said public hearing;

NOW, THEREFORE, the Town Board of the Town of Clarkstown finds as follows:

RESOLVED, the Town Board finds subject premises, consisting of a partially completed building, unsafe and dangerous, and be it

FURTHER RESOLVED, that the Town Board finds that there is present a clear and immediate danger to life, safety or health of persons or property, unless the unsafe building is immediately demolished and removed, and be it

FURTHER RESOLVED, that the Building Inspector is hereby authorized to immediately cause the demolition and removal of said unsafe building, and be it

FURTHER RESOLVED, the expenses of such demolition shall be a charge against the land on which it is located and shall be assessed, levied and collected, as provided in Section 31-9 of the Town Code, and be it

FURTHER RESOLVED, that the Building Inspector be authorized to permit the owner of said premises to demolish and remove same by its own efforts on or before November 1, 1982, in lieu of proceeding on the authority granted herein.

Seconded by Co. Maloney

All voted Aye.

* * * * *

Supervisor Dusanenko said that on Wednesday, October 27, 1982 there would be a meeting on Revenue Sharing prior to Budget Hearing. Also on Thursday, October 28, 1982 there would be a meeting in the auditorium of the Town Hall with the Supervisor, staff and the councilmen that are available to discuss any complaints or problems regarding Good Vue Cable T.V.

* * * * *

There being no further business to come before the Town Board and no one further wishing to be heard, on motion of Councilman Carey seconded by Councilman Maloney and unanimously adopted, the Town Board Meeting was declared closed, time: 9:10 P.M.

Respectfully submitted
Patricia Sheridan
PATRICIA SHERIDAN
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

10/26/82

8:35 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre, Maloney
John A. Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: INSTITUTING PROCEEDINGS TO REMOVE OR RECTIFY VIOLATIONS - ANGER
LAND DEVELOPMENT CORP.

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted the public hearing was declared open.

Town Attorney gave an explanation of these proceedings and testified as to proper posting and publication. Town Attorney also read correspondence from Mr. Anger indicating that they were willing to have the building in question demolished as soon as they received a demolition permit from the Building Department.

Town Attorney then swore in Mr. Mark Papenmeyer who testified as to the deteriorating condition of the premises and presented photographs to the Town Board. Mr. Papenmeyer gave extensive testimony and answered questions put to him by members of the Town Board as to the worsening condition of the premises.

Supervisor Dusanenko stated that the record should show that Mr. Anger had acquired a demolition permit on September 8, 1982 and that he has commenced demolition of portions of the building prior to any action of the Town Board. Town Attorney said his records indicated that that permit application was pending and Mr. Papenmeyer said that the date of September 8th was the date of filing for the permit not the date permit was obtained. It was ascertained that the permit had finally been issued in late September or early October.

Mr. Papenmeyer felt the demolition was not going as rapidly as it should and Supervisor Dusanenko stated that if portions were removed and not the entire structure it might make it an even more dangerous situation.

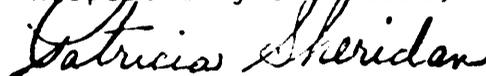
Councilman Holbrook asked Mr. Papenmeyer for his recommendation and Mr. Papenmeyer felt that a time limit should be set by the Town Board. After discussion of this Supervisor Dusanenko said it seemed to be the consensus of the Town Board that a two week time period was sufficient for completion of the demolition. Mr. Costa said that there is a clause in the order already issued which requires removal of the structure within sixty days after the issuance of the order making November 16th the deadline. Mr. Costa said the Town Board could confirm the order already issued.

In response to a question from Mr. Costa, Mr. Papenmeyer stated that unless he could be assured that no one would go into the building or around the building he would have to consider it an immediate hazard.

Supervisor Dusanenko asked if there was anyone wishing to be heard regarding this proceeding. There was no one.

On motion of Councilman Maloney, seconded by Councilman Lettre and unanimously adopted, the Public Hearing was declared closed, time: 8:55 P.M.

Respectfully submitted,



PATRICIA SHERIDAN,
Town Clerk

Please note Resolution No. (1014-1982)

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

10/26/82

8:56 P.M.

Present: Supervisor Dusanenko
Councilmen Carey, Holbrook, Lettre, Maloney
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

RE: A PROPOSED LOCAL LAW ENTITLED, "A LOCAL LAW PROVIDING FOR
VARIOUS PAYROLL DEDUCTION PLANS FOR EMPLOYEES OF THE TOWN
OF CLARKSTOWN"

On motion of Councilman Maloney, seconded by Councilman Carey and unanimously adopted, the Public Hearing was declared open, time: 8:56 P.M. Town Clerk read notice calling Public Hearing and testified as to proper posting and publication.

Supervisor Dusanenko gave a brief explanation of the proposed local law stating that the Town had had offers from various banks, lending institutions, etc. to afford an opportunity for Town employees to have either IRA acctouns, automatic deductions for group insurance, high yield checking accounts, high yield savings accounts which would be considered a benefit to those employees who would like to take advantage of such offers. The Town Attorney has ruled that it is best to do such after having a local law rather than by resolution implementing such. That is the purpose of this public hearing. Many employees have requested our participation in such.

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

IN FAVOR: No one appeared.

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

IN OPPOSITION: No one appeared.

There being no one wishing to be heard, on motion of Councilman Carey, seconded by Councilman Maloney and unanimously adopted, the Public Hearing was declared closed, LOCAL LAW ADOPTED, time: 9:00 P.M.

Respectfully Submitted,
Patricia Sheridan

PATRICIA SHERIDAN,
Town Clerk