

May 21, 1959

RESOLUTION NO. 8

At a Special Meeting of the Town Board of the Town of Duanesburg, duly called and held on the 21 day of May, 1959, at the Town Garage, located on Route #20, in said Town, at Eight o'clock, P. M., the following members were present:

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|-----------|--------------------|----------------------|
| HONORABLE | WALDEN CHRISTMAN | Supervisor |
| | HARRY A. JONES | Justice of the Peace |
| | LE ROY KNOWLES | Justice of the Peace |
| | MINARD ASH | Councilman |
| | WILLIAM D. WADDELL | Councilman |

The meeting was duly called to order by the Supervisor.

The following Resolution was offered for adoption by Councilman Waddell and seconded by Councilman Ash, as follows:

WHEREAS, it is the responsibility of this Town Board to provide for the peace, good order and safety, and, further, to promote the health, safety and general welfare of the Town of Duanesburg, and

WHEREAS, it is the opinion of this Town Board that the conduct of motor vehicle races can be detrimental to the peace, welfare and good order of the people of the Town of Duanesburg,

NOW, THEREFORE, it is

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a Public Hearing on a proposed Town Ordinance to regulate motor vehicle races in the Town of Duanesburg be held on the 10th day of June, 1959, at Eight o'clock, P. M., E. D. S. T., at the

TOWN GARAGE,
Route #20,
Duanesburg, New York,

and that the Notice of said Public Hearing be published once in the SCHENECTADY UNION STAR, at least ten (10) days prior to the date specified for said Hearing, and that the Notice of the said Public Hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING
ON THE PROPOSED ENACTMENT OF AN ORDINANCE REGULATING MOTOR VEHICLE RACES
IN THE TOWN OF DUANESBURG

NOTICE IS HEREBY GIVEN, pursuant to Section 130 of the Town Law of the State of New York, and pursuant to a Resolution of the Town Board of the Town of Duanesburg adopted on the 21 day of May, 1959, that said Town Board will conduct a Public Hearing at the

TOWN GARAGE,
 Route #20,
 Duanesburg, New York,

on the 10 day of June, 1959, at Eight o'clock, P. M., E. D. S. T., to consider the adoption of the following Ordinance, and at said time and place, all interested parties and citizens will be given ample opportunity to be heard either for or against the adoption of said proposed Ordinance, which proposed Ordinance is as follows:

ORDINANCE NO. 2

AN ORDINANCE REGULATING MOTOR VEHICLE RACES IN THE TOWN OF DUANESBURG

THE TOWN BOARD OF THE TOWN OF DUANESBURG, COUNTY OF SCHENECTADY AND STATE OF NEW YORK, DOES ENACT AND ORDAIN AS FOLLOWS:

Section 1: This Ordinance is enacted pursuant to authority granted by Section 130 of the Town Law of the State of New York, and shall be known as the MOTOR VEHICLE RACE ORDINANCE.

Section 2: It shall be unlawful for any person, firm or corporation to race motor vehicles, or to conduct or to promote races between motor vehicles, within the Town of Duanesburg, in such a manner as to cause unreasonably loud or disturbing noises of such a character, intensity or duration as to be detrimental to the peace, welfare or good order of the people, or in such a manner as to cause disorderly, noisy, riotous or tumultuous conduct within the Town.

-3-

Section 3: Application for a Permit to race motor vehicles or to ~~conduct~~ or to promote races between motor vehicles shall be made to the Town Board of the Town of Duaneburg. Application for such Permit or Permits shall be made in writing to the Town Clerk of the Town of Duaneburg, and shall contain all necessary information, including name and address of applicant, location of proposed race, number of vehicles involved, including non-participating vehicles, dates and hours during which races will be conducted. Each Permit Application shall be accompanied by a Permit Fee of \$ 10.00, for each day of operation under the Permit. No Permit shall be issued unless adequate provision is made for fire protection and sanitary facilities, and protection of person and property.

Section 4: Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid, for any reason, the remainder of said Ordinance shall not be affected thereby.

Section 5: A violation of this Ordinance or any provision thereof is hereby declared to be a Misdemeanor, and any person violating the same, upon conviction, may be punished by a fine not exceeding FIFTY DOLLARS (\$50.00) or by imprisonment not exceeding thirty days (30) or by both such fine and imprisonment. Each and every day that a violation of this Ordinance is committed, or is permitted to exist, shall constitute a separate offense.

Section 6: This Ordinance shall take effect immediately upon its adoption and publication as provided by Section 133 of the Town Law of the State of New York.

Approved as to form this 21 day of May, 1959.

George E. Severson
GEORGE E. SEVERSON, ESQ.
Attorney for Town of Duaneburg

DATED: DUANESBURG, NEW YORK, MAY 21, 1959.

TOWN BOARD OF THE TOWN OF DUANESBURG,

By: MARSHALL E. DRINON

Town Clerk

Upon roll call the foregoing Resolution was adopted by the following vote:

SUPERVISOR CHRISTMAN	voting	<u>Aye</u>
JUSTICE JONES	voting	<u>Aye</u>
JUSTICE KNOWLES	voting	<u>Aye</u>
COUNCILMAN ASH	voting	<u>Aye</u>
COUNCILMAN WADDELL	voting	<u>Aye</u>

The Supervisor declared the same duly adopted.

X

STATE OF NEW YORK)
 COUNTY OF SCHENECTADY : SS:-
 TOWN OF DUANESBURG)

I, MARSHALL E. DRINON, do hereby certify that I am the Town Clerk of the Town of Duanesburg; that the attached Resolution is a true and accurate copy of the original thereof, adopted by the Town Board of the said Town at a Meeting duly called and held on the 21 day of May, 1959; and of the whole thereof.

I further certify that each and every member of said Board had due and timely notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Duanesburg this 21 day of May, 1959.

Marshall E. Drinon

Town Clerk

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May 21, 1959

Under special meeting continued was the problem of reaching an agreement with the property owners for land on the Duanesburg-Churches road being built in the Town of Duanesburg.

Present were, John Nelarico, Edward C. Sturgess, P.H. Meerwaith, A.H. Morris, Mryon Harrington, Neils Rask, Robert Frost, and Margaret Grotevant.

Supervisor discussed the problem with the property owners and ask if anyone had anything to say. Mr. Rask said he would donate to the Town the amount pf property needed to build the road. Mr. Frost joined with Mr. Rask in donating his property needed for the road, also Hollins and DeCarlo, Grotevant, and Nelarico, also Mr. Meerwaith, and Mr. Morris representing the Emanuel Baptist Church. Mr. Harrington asked \$600.00 for his property, and Mr. Sturgess said he wanted \$ 1000.00 for his property.

Property needed but was not represented was that of the Edna Little Pierce, ~~and~~ the McMillan property and Leahy property.

Mr. Sturgess stated he would suffer severe damage due to the removal of the large shade trees, and he would be required to put up a fence which would cost him quite a bit of money.

Mr. Harrington said the road would interfere with his septic tank and cellar drain.

Further discussion showed that everyone was satisfied except Mr. Sturgess and Mr. Harrington.

Motioned by Councilman Waddell, seconded by Councilman Ash, the Town Board hold a special meeting to discuss the matter further, whereby a satisfactory agreement could be reached. Meeting to be held in the Town Garage , Duanesburg, June 4, 1959 at 8:00 P.M.

Adopted by roll call of 5 Ayes.

Moved by Justice Jones, seconded by Justice Knowles meeting adjourn.

M. E. Drinnon
Town Clerk.

Special Meeting
June 4, 1959

Special meeting of the Town Board was held in the Town Garage for the purpose of reaching an agreement with the remaining property owners located on the new road being built known as Prinoetown-Churches Road, Town of Duanesburg.

Supervisor called the meeting to order at 8:15 P.M.

Clerk called the roll.	Justice Jones	Present
Mr. Sturgess	Justice Knowles	Present
Alfred Morris	Councilman Ash	Present
Chester Pierce	Councilman Waddell	Present
Myron Harrington	Supervisor Christman	Present

Supervisor Christman asked Mr. Sturgess if had changed his mind since the last meeting, and Mr. Sturgess said he had not.

Supv. Christman asked Mr. Sturgess, Why, he had changed his mind from the first time he had talked to the engineer and by the time he had written the Supervisor asking \$1000.00. The engineer stated he mentioned a figure of \$500.00 and marked it down, but Mr. Sturgess denied mentioning any figure.

Mr. Pierce who was representing his mother Edna Pierce said he would consider any reasonable price.

Supv. Christman and the Board discussed the matter of price the Town could afford, and they all agreed on \$150.00 per acre or portion thereof. Supv. asked all present if they would accept \$150.00 per acre, and all agreed except Mr. Sturgess, and he flatly refused.

RESOLUTION # 9

The following resolution was offered and Moved for adoption by Councilman Ash, seconded by Councilman Waddell, WHEREAS: the following persons be paid a minimum of \$150.00 per acre or portion thereof.

Myron & Elsie Harrington	2.991 Acres
Edna Little Pierce	0.995 Acres
Irene Leahy	0.528 Acres

and WHEREAS: the Town pay William McMillan \$100.00 per Acre as stated in the sworn option, and WHEREAS: the Town Board pay \$1.00 as prescribed by law to the following persons who donated their property,

Robert B. Frost	1.445 Acres
(Roland A. Hollins)	
(George A. DeCarlo)	0.146 Acres
(Rexford A. Grodevant)	
(Clark Grodevant)	
(Margaret Angus)	3.176 Acres
John & Adelina Nelarico	0.160 Acres
Niles Rask	4.832 Acres
Emanuel Baptist Church	2.32 Acres

Roll Call on the above resolution resulted in $\frac{5}{5}$ Ayes.

Supv. Christman explained to Mr. Sturgess he would contact the County for advice on condemnation proceedings against his property.

Moved by Councilman Waddell, seconded by Justice Jones the meeting adjourn.

M. E. Union
Town Clerk.

June 10, 1959
8 o'clock PM

Special meeting of the Town Board of Duaneburg was held in the Town Garage, for the purpose of holding a Public Hearing on the adoption of a proposed ordinance regulating motor vehicle races in the Town of Duaneburg.

Supervisor called the meeting to order, and the Clerk called the roll.

Justice Jones	Present
Justice Knowles	Present
Councilman Ash	Present
Councilman Waddell	Present
Supervisor Christman	Present

also present were Mr. Dagastino, president of a motor cycle club and Mr. Clark a club member. Mr. Sperbeck (Assessor) and Mr. Leon Foot of Braman's Corners. Supervisor Christman asked the Clerk to read the proposed ordinance. Clerk read proposed ordinance of facing page.

Mr. Dagastino stated the ordinance was well constructed and stated he was very much in favor of this type ordinance but did not see why the Town Board wanted to spend money to pass an Ordinance when it was not necessary, because the motorcycle club he belonged to did not intend to locate on the site across from Mr. Vernon Strobeck. The Board members explained to Mr. Dagastino that the Board received a petition from the Catholic Priest in Delanson, and the petition contained 28 signatures, so the Town Board had to take legal action. Mr. Dagastino said he was satisfied that the Board had to take the necessary action to protect other property owners.

Supervisor Christman asked if anyone else wished to be heard on the subject and as no one else did, the Supervisor called for a motion, WHEREAS, upon a Motion of Councilman Ash ~~XXXXXXXX~~, and seconded by Councilman Waddell, that the Ordinance duly enacted and known as the Motor Vehicle Race Ordinance, and following a public hearing shall be duly adopted.

Roll Call:	Councilman Ash	Aye
	Councilman Waddell	Aye
	Justice Knowles	Aye
	Justice Jones	Aye
	Supervisor Christman	Aye

Supervisor declared Ordinance duly adopted.

Bills were presented for audit.

Moved by Councilman Waddell, seconded by Justice Jones, the bill be paid.

Adopted by Roll call of 5 Ayes.

Supervisors accounts were audited and found to be correct, with the following checks outstanding.

General- 1784
Highway- 6342

Moved by Waddell, seconded by Ash meeting adjourn.

M. E. Dunon
Town Clerk.

AN ORDINANCE REGULATING MOTOR VEHICLE RACES IN THE TOWN OF DUANESBURG

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Section 6: This Ordinance shall take effect immediately upon its adoption and publication as provided by Section 133 of the Town Law of the State of New York.

July 9, 1959

Regular meeting of the Town Board held in the Town Garage
 Supervisor Christman called the meeting to order at 8:15 P.M.
 Clerk called the roll,

Present were, Justice Jones
 " Knowles
 Councilman Waddell
 Supervisor Christman

Supv. opened the meeting under Public Hearing

Mr. White of the N.Y. Telephone Co. requested permission
 to lay a cable underground along the right side of North
 Ave, from route #7 to route # 20. Mr. White assured the
 Board members that the dirt would be put back in place.

Councilman Waddell Moved and Justice Jones, seconded
 the Motion to grant permission to lay the cable.

Adopted by Roll Call of 4 Ayes.

Gilbert Wolfe of Quaker Street stated he had started
 a small race track on his property and then discovered
 an ordinance had been passed prohibiting racing. Mr Wolfe
 requested the ordinance be read. Clerk read the ordinance.
 Mr. Wolfe then asked if the ordinance could be amended, to
 allow midget racing. Councilman Waddell said he thought
 the Board made a mistake by passing the ordinance, and
 now thought it should be amended. Mr. Wolfe said he would
 furnish information as to size of motor, piston displacement
 and etc to help the Board to study the possible ammendment.

Harold Provost was next to ask if the Town had a trailer
 or Trailer Park ordinance. The Supervisor explained that
 the Town had no restrictions on either.

Meeting closed under Public Hearing and opened under
 Regular business.

Town Officers reports were read and approved.
 Bills were presented for audit, Councilman Waddell, Moved
 and Justice Knowles seconded a Motion to pay bills.

Adopted by rollcall of 4 Ayes.

Election Inspectors names were submitted by the Democratic
 Town Chairman, and the Town Board approved as submitted.

Clerk read a letter from Edward C. Sturges, dated June 27,
 1959 in regards to his willingness to further discuss a
 settlement for the property which is being taken to build
 the new road known as Princetown-Churches Road.

Clerk also read a letter dated June 22, 1959 from Supv.
 Christman to Mr. Sturgess stating due to fact that all owners of
 other properties had settled for a reasonable sum, the Board
 had no other choice but to condemn his.
 Letters were placed on file.

Motion by Councilman Waddell, seconded by Justice Knowles,
 that, the Town Clerk be authorized to contact an attorney
 for the purpose of representing the Town as Town Attorney
 on a salary basis not to exceede \$1200.00 per year.

Adopted by roll call of 4 Ayes

Councilman Waddell, Moved and Justice Knowles seconded, a
 motion, to engage Robert Rehbaum to make an aerial photo
 map of the Town of Duanesburg, sum not to exceede \$100.00

Adopted by roll call of 4 Ayes

Motion by Justice Jones, seconded by Councilman Waddell,
 that the refund check from the State Fire Insurance be
 divided between the four Fire Companies.

Adopted by roll call of 4 Ayes.

Motion by Councilman Waddell, seconded by Justice Jones,
 that the Supt. of Highways be authorized to spend \$500.00
 for tires.

Adopted by roll call of 4 Ayes.

Moved by Waddell, seconded by Jones meeting adjourn.

M. E. Dunton
 Town Clerk.

August 13, 1959
8:00 P.M.

Regular meeting of the Town Board held in the Town Garage. Supv. Christman called the meeting to order and the Clerk called the Roll.

Justice Jones	Present
" Knowles	"
Councilman Ash	"
" Waddell	"
Supv. Christman	"

Councilman Ash lead the Board in pledge of Allegeince

Officers reports were read and approved.
Minutes of last meeting read and approved.
Bills were presented for audit, Councilman Ash, moved and Justice Jones seconded a motion the bills be paid.
Roll Call resulted in 5 Ayes.

Clerk turned over a refund check in the amount of \$2.80 to the Supervisor, from Clarence Dobert representing the cancelled insurance policy on the old grader.

Election Inspectors were next appointed to serve for a period of one year.

Ruth Sandora	Irene Geores
Ella Smith	Margaret Martin
Ruth Easton	Lilia Waddell
Anna Hawes	Carrie Borst
Ethel Putnam	Elizabeth Mericle
Helen Fidler	Alice Williams
Margaret Becker	Lillian Snyder
Mildred Ash	Edith Nonnan

Moved by Councilman Waddell, seconded by Councilman Ash the above Election Inspectors be approved.

Adopted by roll call of 5 Ayes.

Supervisors reports were audited and found to be correct, with the following checks outstanding. Highway # 6409 - 6422
General # 1833

Moved by Ash, seconded by Knowles the meeting be adjourned.

M. E. Drinnon
Town Clerk.

September 10, 1959

Regular meeting of the Town Board held on September 10, 1959
in the Town Garage.

Meeting called to order at 8:00 P.M. by Supv. Christman.
Clerk called the roll.

Justice Jones	present
" Knowles	"
Councilman Ash	"
" Waddell	"
Supervisor Christman	"

Councilman Ash lead in Pledge of Allegiance.

Minutes of last meeting dispensed with.

Clerk read letter from Election Commissioners appointing
two Custodians for Election purposes, Appointed were Lynn
McDuffy and Galen White.

Bills were next presented for audit, and a Motion was
made by Councilman Ash, seconded by Justice Jones the bills
be paid. Adopted by roll call of 5 Ayes.

Officers reports were presented and approved.

Supervisors reports were audited and approved with the
following checks outstanding. G- 1848 -
H- 6460 - 6462 - 6465

Moved by Councilman Ash, seconded by Justice Jones meeting
be adjourned.

M. E. Dunton
Town Clerk.

October 6, 1959

Special meeting of the Town Board was held in the Town Garage. Supervisor called the meeting to order at 8:00 P.M. Clerk called the roll.

Justice Jones	Present
" Knowles	"
Councilman Waddell	"
" Ash	"
Supervisor Christman	"

Councilman Ash led in pledge of allegiance.

Clerk presented bills. Moved by Councilman Ash, seconded by Justice Jones the bills be paid. Adopted by roll call of 5 Ayes.

Clerk presented Preliminary Budget for year 1960. The Town Board discussed the budget each item at a time, and the following Resolution was offered and moved by Councilman Ash, seconded by Councilman Waddell:

Resolution # 10

RESOLVED, that the Preliminary Budget for the Town of Duanesburg for the year 1960 as compiled and submitted by the Town Clerk be approved and adopted.

the foregoing resolution was adopted by roll call of 5 Ayes.

Motion by Councilman Waddell, seconded by Councilman Ash, that a public hearing be held on the Preliminary Budget October 29, 1959 at the Town Garage at 8:00 P.M.

Adopted by roll call of 5 Ayes.

M. E. Drinnon

Town Clerk.

PUBLIC HEARING

October 29th 1959

Special meeting of the Town Board of Duaneburg was held in the Town Garage for the purpose of Adopting the Preliminary budget. Meeting called to order at 8:P.M.

Meeting was called to order by Councilman Waddell, acting in the absence of Supervisor Christman. Councilman Ash led in the pledge to the flag.

Clerk called the roll,	Councilman Waddell	Present
	" Ash	"
	Justice Jones	"
	" Knowles	"
	Supervisor Christman	"

RESOLUTION # 11

Councilman Waddell offered and moved the adoption of the following resolution; seconded by Justice Jones:

RESOLVED, that due to the death of Supervisor Christmans sister Mrs. Emily Chrysler, and that the viewing hours are from 7:00 P.M. to 9:00 P.M. that this meeting will adjourn until 9:00 P.M.

Adopted by roll call of 4 Ayes. Meeting adjourned

Meeting reopened at 9: 00P.M.
Supervisor Christman called the meeting to order.
Clerk called the roll. All present
Clerk read the legal notice of hearing on Preliminary Budget.

Clerk read budget Item by Item. At the completion of reading the proposed budget Mr. Lester Rockwell asked if the amount in the budget under Highway Item # 3 in the amount of \$7,500.00 for repair of machinery was correct, compared to 7,000.00 for purchase of machinery. Superintendent answered the question by explaining that the F.W.D. and the old Mack truck were quite expensive to keep operating and the Town did'nt have money to purchase new Trucks.

Mr. O'Connor objected to the increase in salaries to the Assessors. Mr. Christman answered by saying the Assessors put in for an increase in their estimates, and that there were some expense to driving their cars around .

Mr. Ernest Eschert stated that he believed persons holding public office should be paid a decent wage, especially if they are doing a good job.

RESOLUTION # 12

Councilman Waddell offered and moved the adoption of the following resolution, seconded by Justice Jones, WHEREAS the amount of \$7,500.00 in Item # 3 of the machinery fund for the purchase of machinery be reduced to \$7,000.00 and WHEREAS the amount of \$2000.00 in the contingent fund be reduced to \$ 1000.00 and WHEREAS the revenues in Highway Item # 1 be increased from \$4000.00 to \$4250.00

Adopted by roll call of 5 Ayes.

RESOLUTION # 13

Councilman Ash offered and moved for adoption the following resolution, seconded by Councilman Waddell, WHEREAS the Preliminary Budget be adopted as ammended and known as the Annual Budget for the Town of Duaneburg for 1960

Adopted by roll call by 5 Ayes.

Moved by Councilman Ash, seconded by Justice Knowles the meeting adjourn.

M. E. Drinnon
Town Clerk.

Regular meeting
November 12, 1959

Regular meeting of the Town Board was held in the Town Garage. Supervisor Christman called the meeting to order at 8:00 P.M. Clerk called the roll.

Present were Justice Jones
Justice Knowles
Councilman Ash
Councilman Waddell
Supervisor Christman

Councilman Ash led in pledge to the flag.
Minutes were dispensed with.

Supervisor opened meeting under public hearing, and Mrs Rexford Grodevant requested the Town ^{pay} for the land taken to build the road. Mrs. Grodevant requested the same payment of \$150.00 per acre or fraction thereof. The amount of land taken was 3.176 acres.

Councilman Waddell offered and moved the following resolution,

RESOLUTION # 14

WHEREAS the Town pay \$150.00 per acre for land taken from Rexford, and Clark Grodevant and Margaret Angus, the foregoing resolution was seconded by Councilman Ash.

Adopted by roll call of 5 Ayes.

Bills presented for audit, Moved by Justice Jones, seconded by Councilman Ash the bills be paid as audited.

Adopted by Roll Call of 5 Ayes.

Correspondence read and placed on file.

Supt. Fuez stated the lavatory, was plugged and needed repairs.

Councilman Ash offered and moved the following resolution,

RESOLUTION # 15

WHEREAS the Supt. of highways has reported the mens lavatory was plugged and needed repairs, then the Town Board shall authorize the Supt. of Highways to see that the necessary repairs be made., seconded by Councilman Waddell.

Adopted by Roll Call of 5 Ayes.

Councilman Ash, moved for adoption the following resolution,

RESOLUTION # 16

WHEREAS John James be appointed Dog Enumerator and Warden for the ensuing year for the Town of Duaneburg, seconded by Councilman Waddell.

Adopted by roll call of 5 Ayes.

Moved by Justice Knowles, seconded by Justice Jones meeting adjourned.

M. E. Drinow

Town Clerk.