

TOWN OF CLARKSTOWN
TOWN BOARD REORGANIZATIONAL MEETING

Town Hall

01/3/12

8:00 PM

Present: Supervisor Alexander J. Gromack
Council Members Shirley Lasker, Frank Borelli,
George Hoehmann & Stephanie Hausner
Amy Mele, Town Attorney
Justin Sweet, Town Clerk

The Master of Ceremony was Police Chaplain David Lothrop. The Clarkstown Police Honor Guard presented the colors. William Mahan, Veteran of the Year, lead the pledge of allegiance. Clarkstown High School student, Lisa Tribetta, sang the National Anthem. The invocation was given by Fr. Arthur Mastrolia of St. Paul's Catholic Church. Clarkstown High School choir performed a musical selection. Distinguished guests recognized were Congresswoman Nita Lowey, Senator David Carlucci, Dan Moscato (representing Assemblyman Ken Zebrowski), Clarkstown Councilwoman Shirley Lasker, Councilman Frank Borelli, Councilman George Hoehmann, Councilwoman Stephanie Hausner, Justin Sweet, Town Clerk, Town Judge Howard Gerber, Judge Rolf Thorsten, and Judge Scot Ugell . He also recognized County Clerk, Paul Piperato; County Court Judge, Victor Alfieri; Family Court Judge, Sherri Eisenpress; Stony Point Town Judge Frank Phillips, Legislators Harriet Cornell, Ed Day, Christopher Carey, Frank Sparacco and Aney Paul; School Board Members, Dr. Margaret Keller-Cogan, Superintendent; Philip Degaetano, President, and Doug Pats, Vice President. He also recognized Msgr. Edmund Weber of St. Francis Catholic Church and Receiver of Taxes, Loretta Raimone.

Congresswoman Nita Lowey thanked everyone in the Town for all they do. She wished all a Happy New Year and looks forward to a continued partnership with the Town of Clarkstown.

Hon. Judge Sherri Eisenpress administered the oath of office of Supervisor Alexander J. Gromack, with his wife, Joan, and daughter, Jenna, holding the bible. He thanked his family for being there. He also thanked the political parties who supported him, the elected officials and residents present this evening and all of the people in Clarkstown for their faith and confidence in this last election.

Hon. Judge Victor Alfieri administered the oath of office of Councilwoman Shirley Lasker with her husband, Stephen and daughter, Rebecca holding the bible. She thanked the people of Clarkstown for their support. She thanked her family for their support and love. She thanked all of the people who worked on her campaign and the political parties who supported her.

Hon. Judge Frank Phillips administered the oath of office of Councilman Frank Borelli with his wife, Melissa and daughters Amanda, Danielle and Francesca holding the bible. He thanked his family, all of the people who worked on his campaign and the party leaders for their support. He thanked the people of Clarkstown and vowed to do the best job possible.

Hon. Judge Rolf Thorsen administered the oath of office of Town Clerk Justin Sweet with his wife, Olga and children, Justin, Matthew and Ksenia holding the bible. He thanked all who were there. He thanked his family, everyone who supported him, the political leaders who gave him their support as well as the Town Board, town employees and his office staff. It is a great honor to serve the people of Clarkstown.

Hon. Judge Victor Alfieri administered the oath of office of Town Justice Howard Gerber with his wife, Ilene, and daughters Lauren and Jessica holding the bible. He thanked his family for their love and support. He thanked the party leaders who supported him, the people that worked on his campaign and all of the people that supported him. He promised all of the citizens of Clarkstown that he will continue to do everything he can to earn their trust and respect.

The Supervisor delivered the following State of the Town address:

Thank you and good evening. First, let me extend my sincerest wish to all the residents of Clarkstown for health and happiness in the New Year. Once again I have the great privilege of presenting my eighth annual State of the Town Address. I humbly thank the residents of Clarkstown for their continuing support and confidence and pledge all my energy and efforts to keeping our Town a great place to live, work and raise a family. In this the most joyous time of the year, let us remember the men and women of our Armed Forces, especially those who served in Iraq who are now, thankfully returning to their families and those continuing to serve in Afghanistan and across the world for their sacrifices on our behalf. We hold all of them close in our thoughts and pray for their safe and quick return to their families. As many of you know, our Town currently provides the maximum property tax exemption for veterans permitted under state law. Nonetheless I think our Town should acknowledge the sacrifices made by our Clarkstown residents who have served in the War against Terrorism. The Town Board and I, although we are aware that our action will never fully compensate for their sacrifices, will be directing our Town's Recreation and Parks Department to ensure that all troops returning from a post 9/11 combat zone and their immediate families will be entitled to a free pass to all Clarkstown pools. This program mirrors our current 'free pool pass' program being offered to Clarkstown residents who volunteer for our ambulance, fire departments and auxiliary police. As we reflect on the past year, on a National level, we have again experienced a year where the economy continued to struggle, unemployment remained at high and unacceptable levels, the deficit climbed and our Federal Government seems unable to move beyond finger pointing long enough to put any real solutions in place. On a State level our Governor, Andrew Cuomo is working hard to bring some sense of fiscal reality to government, making hard choices and acting in a deliberate and forceful way to reverse the mistakes of the past and set a clear course for the future. On the local level, our county faces a serious and unparalleled fiscal crisis that will result in severe service cuts while significantly raising property taxes, sales taxes and municipal debt through the issuance of bonds to meet its financial obligations. All these factors, which are for the most part beyond the control of this and every other Town nevertheless, have a direct impact on our Town and the 85,000 people who call Clarkstown home. I am proud to share with you tonight that Clarkstown is in very good shape. Our Town is healthy, financially sound, vibrant and growing. Financially, we maintained our Triple AAA bond rating, the highest municipal rating possible. Our property tax rate demonstrated our continuing commitment to stabilize taxes by having a 0% budget in 2011 and a 0.4% increase in 2012. Those figures represent the lowest tax numbers in decades. We have a healthy tax stabilization fund in excess of \$15 million dollars and over the last several years have saved over \$10 million in operating expenses and personnel costs. Since 2005, our Town has received over \$30 million in grants from the Federal, State and County governments further reducing the burden on our property owners. We continue consolidating Town Government services by combining the Town Clerk and Receiver of Taxes office which was approved by the voters in November 2011. That consolidation will save us approximately \$500,000 a year. This year we will be looking at consolidating the Highway, Mini-Trans and Town garage which will produce even more savings for our tax payers. We have, through the hard work and dedication of my fellow colleagues on the Town Board, our department heads, our CSEA employees, and our Police, managed to reduce the costs of Town Government without cutting the heart out of our services or our communities.

As a result of these efforts, our Town remains the fifth safest town in the nation and among the one hundred best places to live according to CNN Money magazine. We will continue cutting costs, responsibly managing our assets, monitoring our expenses, seeking out and securing grants and protecting our quality of life, or in a few words doing better with less, because that is what I pledged in 2005 and that is what I and the Town Board pledge again tonight. Our Town is vibrant. We continue revitalizing our downtowns making them the centers of our hamlets and communities. The current revitalization of New City continues on schedule and when completed will serve as a model in making Downtowns pedestrian friendly, attractive and the centers of our

communities. We have completed 125 out of 150 flood prevention projects that are on our list, with two major projects in Central Nyack and Valley Cottage on track for completion in 2012. We recently received the coveted Pace University Land Use Law Center's Founders Award in recognition of our completed Comprehensive Plan. According to their website, and I quote, "The spirit in which the Town of Clarkstown approached and implemented its Comprehensive Plan is the type of community planning that we would like to highlight and celebrate". We have protected 205 acres of Open Space that are and always will be available to families for hiking, bird watching and the simple but valuable enjoyment of nature. In addition to renovating many of our recreational facilities, we redesigned the Fireman Kevin Landau Park in New City, created a Stay Fit Senior Program, developed inclusive recreational programs for developmentally challenged children, built a synthetic ice skating rink in Congers Park and we are constructing a walking trail around Congers Lake. The Town Board and I are committed to ensuring that our Town's environment, natural beauty and recreational opportunities we leave to our children will be at least as good if not better than what we have been privileged to enjoy. Our Town is growing. In the last three years our Planning Board has reviewed over one million four hundred thousand square feet of commercial and industrial site plans including the exciting redevelopment plans for the Nanuet Mall. Some of the completed projects include the New City Stop and Shop, Lowes Home Improvement Center in Nanuet, Kohl's Industrial Park in Congers, Cambridge University Press in West Nyack, Brega Bus Maintenance and Depot in Valley Cottage, Landmark Corporate Park in New City, Clarkstown Executive Park in Valley Cottage and United Structural Steel in Congers. In addition to these commercial projects which balance the property tax burden among residential and commercial properties, we are a leader in responding to the residential needs of our ever growing senior population. Through our innovative Active Adult Residence Floating Zone we have approved the construction of 800 residential units for seniors 55 and older. There are currently 2 Active Adult Residence (AAR) projects in front of the Planning Board in addition to the Hygena Lake Senior Citizen Complex which will provide a total of 106 senior citizen units to the already existing housing stock in the Town and the recently completed Eden Park in West Nyack. These highlights are just part of the story of our Towns' success and strength. I would ask that you take some time to review the Accomplishment Section of this address for a more comprehensive list of what your Town has accomplished this year. Before speaking about two topics that I think require specific action and review this year, I want to take a few minutes to make it clear that the achievements I have spoken of tonight were not the result of any single person's actions. So let me say a few words and give credit where credit is due: Residents and business owners from across the Town volunteer their time to various committees to help us identify needed services and programs thus improving the Town's operations. Others serve on our advisory boards. Our Town employees come here every day to make government work. They are the face of Town Government. They are the face of Clarkstown. Our Department Heads, who despite tighter budgets year after year, remain committed to managing the delivery of quality services and programs to our residents. Our Highway Department employees who have worked tirelessly day and night to remove the debris and damage resulting from the recent storms. Our Police Department administrators and officers, who are always true to their responsibility to provide courteous, professional and effective community policing for our residents and businesses keeping us and our Town safe. This year, they will continue that commitment as Chief Sullivan and his team initiate 'Ready Clarkstown' a new program designed to revamp our emergency notification system using a multimedia communication plan to notify residents of emergencies and enhance our public awareness of preventative procedures. We cannot and will not solely depend on our local media or the Rockland County government AM radio station in keeping our residents informed before, during and after an emergency. My friends and Town Board colleagues Shirley Lasker, Frank Borelli, George Hoehmann and Stephanie Hausner, I thank them for their continued support and collaboration on behalf of our residents. Our other Elected Officials, Highway Superintendent Wayne Ballard, Receiver of Taxes Loretta Raimone, and Judges Scott Ugell, Craig Johns, Howard Gerber, and Rolf Thorsen who continue to serve our residents with distinction. I want to congratulate our newly elected Town Clerk Justin Sweet and also share my best wishes for our re-elected District Attorney Tom Zugibe and our new Sheriff Lou Falco as well as our new Family Court Judge Sherri Eisenpress. And there must be a cooperative and working partnership with our county government and I look forward to working with our County Executive, our

County Legislative Chairwoman Harriet Cornell and all our County Legislators in that endeavor. I thank State Senator David Carlucci and NYS Assemblyman Ken Zebrowski for their continued and consistent efforts on the State level to represent the interests of our Town and our 29,000 families as well as our Federal Officials U.S. Senators Chuck Schumer, Kirsten Gillibrand and Congress members Eliot Engel and Nita Lowey. All of these people are partners in Clarkstown's progress and bright promise. While we can look back with pride, our real job is to look ahead and continue to take responsible and prudent actions to protect and enhance our quality of life. It is that spirit that I want to share two initiatives for 2012. Under State law, the Public Service Commission was created to keep our public utilities accountable and financially responsible. In truth, however, while many of the PSC staff may be well meaning, the Commissioners act more like the Wizard of OZ. When we ask the PSC for more accountability from O&R or United Water or the telephone or cable companies, it seems we get more inaction rather than action. When we ask them to deny the ever present rate hike requests we get riddles instead of relief. It is infuriating to note, even in light of the dismal failures in accountability, information sharing and response of O&R during the recent storms, O&R has applied for and will most likely get a rate increase that will exceed the 2% tax cap that municipalities have to live with. It is clear to me that our Town and municipalities across our state need a Public Service Commission that will go to bat for us. Unlike the Wizard of OZ who hides behind a curtain we need a Commission which is in clear view...a commission in Albany which will be directly answerable to the people of New York. If New Yorkers can be entrusted to elect who will lead our state, our counties, cities, towns and villages, who will sit as Judges in our courts, who will represent us in our legislative bodies we can just as effectively choose whom we want to represent us as Commissioners on the PSC. I am therefore tonight, and through an earlier letter, requesting Clarkstown's State Representatives to support Assembly Bill # A7174 and a companion Senate Bill calling for the establishment of election districts in the State of New York and the popular election of PSC commissioners from each of those election districts. It is time to truly make the Public Service Commission, the Public's Service Commission. My second initiative will be to review the Town's current charter. For years now the Town Board and I have been aggressively pursuing a more equitable distribution of the sales tax revenue collected by the County of Rockland. I believe between 65% and 70% of all County sales taxes are collected in the Town of Clarkstown. In 2011 the County of Rockland budgeted \$175 million dollars in County sales tax, of which the Town of Clarkstown only received \$2.8 million dollars or 1.6% of the total collected by the County. This is simply not a fair and equitable distribution of the sales tax. Of even more pressing concern, again in light of the seemingly dysfunctional state of County finances are the projected and disastrous cuts in County services. So, in an almost perfect storm scenario we see increases in County property taxes of 30%, a proposed increase in county sales taxes, increases in the county mortgage tax, a new county hotel/motel tax, a new county real estate tax and a new county E911 cell phone tax accompanied by substantial and unprecedented cuts or eliminations of County services or worse, transferring costs for programs from the County to the Town to pay for. Those tax increases and service cuts will have severe and negative impacts on the very quality of life we have worked to enhance and protect for Clarkstown residents. The question before us is then. What would be the benefit, if any, if Clarkstown changed its charter from a Town to a city permitting us to collect sales tax and significantly reducing our town property tax. This is not a new question but it is a question that has never been seriously addressed and should be addressed now. I propose the creation of a select committee to conduct a comprehensive review of the feasibility, economic impact and practical implication of what this change would mean. As a City we could collect our own sales tax. Let me make this perfectly clear so there is no misinterpretation of this initiative. Any such change, if it were to take place would require an exhaustive review of the benefits versus the drawbacks of such a charter change. In addition, from the first step to the last we would ensure that our Town residents understood what such a change would mean to them through a public outreach and informational process similar to that which was used during our Comprehensive Planning process. Finally, if the comprehensive review of the feasibility of such a change suggested that this charter change would not reduce the net taxes paid by the Clarkstown property taxpayers or not provide the services required and expected by our residents the initiative would simply be abandoned. I am sure that before I finish this address, which will be shortly, critics will already be attacking both initiatives. They will say that the state hasn't approved a new

city charter in 60 years and that trying to make the PSC more accountable is like trying to change the stripes on a zebra. However, we should not be afraid to ask the questions or study the issues. Can we do something better? Let's find out. I take some comfort in remembering that the only way to escape criticism is to say nothing, do nothing and be nothing. If our Founding Fathers had heeded the advice of the naysayers, July fourth would be nothing more than just a date on the calendar and tea would still be our national beverage. What distinguishes a dream from reality is the leadership and the action to make that dream a reality. Let's choose action! I promised in 2005 that as Supervisor, I would do all that I could to make and keep Clarkstown a great place to live, work and raise a family. I am humbled by the fact that the people of my Town have reelected me as their Supervisor for five separate terms. It is proof that as a Town we can and will work together to achieve what is best for us, our children and our families. I am continuously and repeatedly impressed with the energy and commitment of our residents. They are hard working, educated and family oriented. They want the best for their children and their families. They understand the value of being part of a community and the need to contribute back to that community. Tonight I renew my pledge that I will work as hard as I can to continue earning your support and confidence. Thank you. God bless and good night.

Rabbi Brian Beal of temple Beth Torah of Upper Nyack delivered the Benediction.

The Reorganizational Town Board Meeting was declared open. Town Clerk read the roll call.

RESOLUTION NO. (1-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that the following depositories are hereby designated for funds deposited by the Supervisor, Town Clerk, Receiver of Taxes, Town Justices, Building Inspector, Department of Planning and Comptroller:

- J P Morgan Chase
- Citibank, N.A.
- Capital One
- HSBC
- Key Bank, NA
- M & T Bank
- Merrill Lynch
- Provident Municipal Bank
- TD Bank
- Greater Hudson Bank, N.A.

and be it

FURTHER RESOLVED, that each of the banks set forth above shall be required to supply pledge collateral protection for Town funds which are not otherwise insured against loss.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (2-2012)

Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that petty cash be established for the following offices in the amounts designated:

Supervisor's Office	\$200.00
Assessor's Office	\$100.00
Building Inspector	\$100.00
Comptroller's Office	\$100.00
Data Processing	\$100.00
Environmental Control	\$100.00
Justice Court	\$200.00
Highway Department	\$200.00
Maintenance	\$100.00
Mini-Trans	\$100.00
Personnel	\$25.00
Planning	\$100.00
Police	\$400.00
Purchasing	\$25.00
Receiver of Taxes	\$300.00
Recreation & Parks	\$300.00
Recreation & Parks	\$1500.00 (5/1/12-10/30/12)
Recreation & Parks (Wheel Park)	\$100.00
Recreation & Parks (Germonds Park Mini Golf Course)	\$100.00
Recreation & Parks (Zukor Park Registration)	200.00
Safety Manager	\$100.00
Sanitation District (Landfill)	150.00
Sewer	\$100.00
Town Attorney	\$200.00
Town Clerk	\$200.00
Town Garage	\$50.00

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (3-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the Town Board hereby authorizes the Town Comptroller to determine security to be given for the protection of Town Funds (Town Law Section 64, Subd. 1).

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (4-2012)

Co. Hausner offered and Co. Lasker seconded

RESOLVED, that the official undertaking for the Town Officials as authorized by Section 25 of the Town Law be and hereby is established in the amounts provided in the surety bonds previously obtained, and be it

FURTHER RESOLVED, that the St. Paul Travelers Insurance Company is hereby authorized to provide such undertaking.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (5-2012)

Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that the Town Board hereby authorizes the Town Clerk to publish a summary annual financial report (or notice that a copy of the report is on file in the Town Clerk’s Office) in lieu of an annual financial report, as provided by Town Law Section 29, Subd.20.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (6-2012)

Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that the Receiver of Taxes of the Town of Clarkstown is hereby ordered and directed to deposit monies collected by the Receiver of Taxes for warrants issued for the collection of the 2012 State, County and Town taxes, in an interest bearing checking account in a lending institution designated and approved by the Town Board.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (7-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that the Supervisor is hereby authorized to employ office worker students, laborer students, special studies interns, and temporary part time and/or seasonal workers for various departments within the appropriate budget line(s).

RESOLUTION NO. (7-2012) continued

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (8-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that for the year 2012, the Town Board hereby authorizes the Town Attorney to take all necessary steps to institute actions on behalf of or defend any proceedings brought against the Town of Clarkstown, its agencies and employees, and be it

FURTHER RESOLVED, that this Resolution is hereby made retroactive to January 1, 2012.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (9-2012)

Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that the Insurance and Claims Manager of the Town is hereby authorized to settle liability claims, which involve no bodily injuries, for amounts up to \$10,000.00, and be it

FURTHER RESOLVED, that such settlement authorization is increased to the sum of \$25,000.00 when the Town Attorney reviews and approves the proposed settlement.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (10-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that the provisions of Section 18 of the Public Officers' Law concerning defense and indemnification shall apply to the officers and employees of the Town of Clarkstown who are named defendants in any action arising out of the proper performance of duties, and the benefits of Section 18 shall extend to all such employees, and be it

RESOLUTION NO. (10-2012) continued

FURTHER RESOLVED, that all necessary and reasonable costs for providing this benefit shall be a proper Town charge.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (11-2012)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that Amy Wagner-Mele, 103 Van Houten Fields, West Nyack, New York - is hereby reappointed to the position of Town Attorney – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013 – at the current 2012 annual salary as set forth in the 2012 salary schedule.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (12-2012)

Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that Edward J. Duer, 937 Flint Court, Valley Cottage, New York - is hereby reappointed to the position of Town Comptroller – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013 – at the current 2012 annual salary as set forth in the 2012 salary schedule.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (13-2012)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that Mary Maloney, 7 Tavo Lane, New City, New York - is hereby appointed to the position of Deputy Comptroller – at the recommendation of the Town Comptroller – Edward J. Duer – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013 – to serve at the pleasure of the Town Board – pursuant to

Town Law Section 20 Sub 3 (d) – at the current 2012 annual salary as set forth in the 2012 annual salary schedule.

RESOLUTION NO. (13-2012) continued

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (14-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that Justin Sweet, 41 High Tor Road, New City, New York, is hereby appointed to the position of Registrar of Vital Statistics, for a term to commence on January 1, 2012 and to expire on December 31, 2013 without compensation, and be it

FURTHER RESOLVED, that all statutory fees payable to the Registrar of Vital Statistics shall be paid into Revenue Account No. B 02 3 2120 0.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (15-2012)

Co. Lasker offered and Co. Hausner seconded

WHEREAS, §11-c of the Domestic Relations Law provides for the appointment by the Town Board of a Marriage Officer who shall have the authority to solemnize a marriage;

NOW, THEREFORE, be it

RESOLVED, that Justin Sweet, Town Clerk, is hereby appointed a Marriage Officer for the Town of Clarkstown, for a term commencing on January 1, 2012 and terminating on December 31, 2013, at the pleasure of the Town Board, without compensation.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (16-2012)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that George J. Presotto, 7 Rock Drive, Valley Cottage, New York – is hereby reappointed to the position of Member – Alarm Users Review Board – at the current 2012 annual salary as set forth in the 2012 salary schedule – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013.

RESOLUTION NO. (16-2012) continued

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (17-2012)

Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that John E. Perrotta III, 418 Christian Herald Road, Valley Cottage, New York – is hereby appointed to the Alarm Users Review Board – at the current 2012 annual salary as set forth in the 2012 salary schedule – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (18-2012)

Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Christopher S. Martone, 5 Briarcliff Road, New City, New York – is hereby appointed to the position of Member – Alarm Users Review Board - at the current 2012 annual salary as set forth in the 2012 salary schedule – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli No
 Co. Hoehmann No
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (19-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Edward J. Lettre, 34 Avner Lane, West Nyack, New York – is hereby reappointed to the position of Member – Architecture and Landscape Commission – at the current 2012 annual salary as set forth in the 2012 salary schedule - term effective and retroactive to January 1, 2012 and to expire on December 31, 2018.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (20-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that Edward J. Lettre, 34 Avner Lane, West Nyack, New York, is hereby reappointed to the position of Chairman – Architecture and Landscape Commission – at the current annual 2012 salary as set forth in the 2012 salary schedule – with such appointment to be effective and retroactive to January 1, 2012 and to expire at 12:01 a.m. on January 1, 2013, and be it,

FURTHER RESOLVED, that Edward J. Lettre, as Chairman of the Architecture and Landscape Commission, shall be responsible for familiarizing all Architecture and Landscape Commission members with the following provisions of the Town Code:

Chapter 18 – Code of Ethics, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Edward J. Lettre at his home address.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (21-2012)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that Cora Bodkin, 7 Bellwood Drive, New City, New York, is hereby reappointed to the position of Vice-Chairman – Architecture and Landscape Commission – at the current 2012 annual salary as set forth in the 2012 salary schedule - with such appointment to be effective and retroactive to January 1, 2012 and to expire at 12:01 a.m. on January 1, 2013.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (22-2012)

Co. Hausner offered and Co. Hoehmann seconded

RESOLVED, that the following are hereby reappointed to the position of Member – Civilian Complaint Review Board – to serve without compensation – term effective and retroactive to January 1, 2012 and to expire on December 31, 2013.

Louis Alpert
419 Maple Avenue
Upper Nyack, New York

Joel Epstein
99 Bardonia Road
Bardonia, New York

RESOLUTION NO. (22-2012) continued

Charles H. Butler
6 Foxcroft Drive
Nanuet, New York

James R. Freeman, Jr.
587 Svahn Drive
Valley Cottage, New York

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (23-2012)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that Augustine Paul, 37 Etna Place, Nanuet, New York – is hereby reappointed to the position of Member – Historical Review Board – at the current 2012 annual salary as Set forth in the 2012 salary schedule - term effective and retroactive to January 1, 2012 and to expire on December 31, 2018.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (24-2012)

Co. Lasker offered and Co. Hoehmann seconded

RESOLVED, that Shirley J. Thormann, 604 Gateway, Valley Cottage, New York, is hereby reappointed to the position of Chairman – Planning Board – at the current 2012 annual salary as set forth in the 2012 salary schedule - with such appointment to be effective and retroactive to January 1, 2012 and to expire at 12:01 A.M. on January 1, 2013, and be it,

FURTHER RESOLVED, that Shirley J. Thormann, as Chairman of the Planning Board, shall be responsible for familiarizing all Planning Board Members with the following provisions of the Town Code:

Chapter 18 – Code of Ethics and

Chapter 42 – Certification of Board of Appeals & Planning Board Members, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Shirley J. Thormann at her home address.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (25-2012)

Co. Borelli offered and Co. Hoehmann seconded

RESOLVED, that Peter Streitman, 14 Lowell Drive, New City, New York - is hereby reappointed to the position of Member – Planning Board – at the 2012 annual salary as set forth in the 2012 salary schedule - term effective January 4, 2012 and to expire on January 4, 2019.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (26-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Mara S. Blumenthal, 506 North Midland Avenue, Upper Nyack, New York – is hereby appointed to the position of Member – Planning Board – at the 2012 annual salary of \$7,250., (to fill the unexpired term of Christopher Carey) – term effective and retroactive to January 1, 2012 and to expire on January 3, 2013.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (27-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that George Nugent, 107 Lake Road, Valley Cottage, New York, is hereby reappointed to the position of Chairman – Sanitation Commission – at the current 2012 annual salary as set forth in the 2012 salary schedule – with such appointment to be effective and retroactive to January 1, 2012 and to expire at 12:01 a.m. on January 1, 2013, and be it,

FURTHER RESOLVED, that George Nugent, as Chairman of the Sanitation Commission, shall be responsible for familiarizing all Sanitation Commission Members with the following provisions of the Town Code:

Chapter 18 – Code of Ethics, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to George Nugent at his home address.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (28-2012)

Co. Lasker offered and Co. Borelli seconded

RESOLVED, that Keith I. Braunfotel, 12 Balmoral Drive, New City, New York is hereby reappointed to the position of Member – Sanitation Commission – at the current 2012 annual salary as set forth in the 2012 salary schedule, term - effective and retroactive to January 1, 2012 and to expire on December 31, 2016.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (29-2012)

Co. Lasker offered and Co. Hausner seconded

RESOLVED, that Gaetano U. Massa, 4 Germonds Road, New City, New York is hereby reappointed to the position of Chairman – Zoning Board of Appeals – at the current 2012 annual salary as set forth in the 2012 salary schedule - with such appointment to be effective and retroactive to January 1, 2012 and to expire at 12:01 a.m. on January 1, 2013, and be it,

FURTHER RESOLVED, that Gaetano U. Massa, as Chairman of the Zoning Board of Appeals, shall be responsible for familiarizing all Zoning Board of Appeals Members with the following provisions of the Town Code:

Chapter 18 – Code of Ethics and

Chapter 42 – Certification of Board of Appeals and Planning Board Members, and be it,

FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to Gaetano U. Massa at his home address.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (30-2012)

Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Edward J. Guardaro, Jr., 9 Emerald Drive, Valley Cottage, New York – is hereby reappointed to the position of Vice-Chairman – Zoning Board of Appeals – to serve without compensation – term effective and retroactive –to January 1, 2012 and to expire at 12:01 a.m. on January 1, 2013.

RESOLUTION NO. (30-2012) continued

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (31-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that Daniel Moscato, 6 Wyndham Court, Nanuet, New York – is hereby reappointed to the position of Member – Clarkstown Citizens Advisory Board – term effective and retroactive to January 1, 2012 and to expire on December 31, 2012.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (32-2012)

Co. Hausner offered and Co. Lasker seconded

RESOLVED, that Voncile Oliver, 19 Westly Road, Congers, New York – is hereby reappointed to the position of Member – Clarkstown Citizens Advisory Board – term effective and retroactive to January 1, 2012 and to expire on December 31, 2012.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (33-2012)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that Matthew T. Katchmar, 39 Forest Glen Road, Valley Cottage, New York – is hereby appointed to the position of Member – Clarkstown Citizens Advisory Board – term effective and retroactive to January 1, 2012 and to expire on December 31, 2012.

On roll call the vote was as follows:

Co. Lasker Yes
 Co. Borelli Yes
 Co. Hoehmann Yes
 Co. Hausner Yes
 Supervisor Gromack Yes

RESOLUTION NO. (34-2012)

Co. Hoehmann offered and Co. Lasker seconded

RESOLVED, that the resignation by (retirement) of Anne C. Vicari, 4 May Court, Stony Point, New York – Paralegal Specialist I – Office of the Town Attorney – is hereby accepted effective and retroactive to December 31, 2011.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (35-2012)

Co. Hoehmann offered and Co. Hausner seconded

RESOLVED, that in accordance with Article XVIII, Section 3 (k) of the Labor Agreement between the Town of Clarkstown and the Clarkstown Unit of the C.S.E.A., Robert Klein, 15 Theresa Drive, West Nyack, New York, Highway Maintenance Supervisor I – Highway Department is hereby granted a Sick Leave of Absence at one-half pay – effective January 3, 2012 thru February 3, 2012.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (36-2012)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that Rockland County Personnel Office has furnished Certification of Eligibles #09084 Paralegal Specialist I (Municipal Law) which contains the name of Kathleen A. Houlahan,

NOW, therefore, be it

RESOLVED, that Kathleen A. Houlahan, 30 Wooddrum Drive, Stony Point, New York – is hereby appointed to the position of(permanent) Paralegal Specialist I (Municipal Law) - Office of the Town Attorney – at the 2012 annual salary of \$54,680., - effective January 9, 2012.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Borelli Yes
- Co. Hoehmann Yes
- Co. Hausner Yes
- Supervisor Gromack Yes

RESOLUTION NO. (37-2012)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that Daniel N. Kraushaar, 14 Fieldcrest Drive, New City, New York, is hereby appointed to the position of (First) Deputy Town Attorney - to serve with no added compensation – effective and retroactive to January 1, 2012 and to serve at the pleasure of the Town Board and the satisfaction of the Town Attorney.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner Yes
Supervisor Gromack Yes

RESOLUTION NO. (38-2012)

Co. Hoehmann offered and Co. Borelli seconded

WHEREAS, the Town Board, in its continuing effort to reduce costs, has explored whether it would be more cost effective to retain the services of an outside firm to handle tax certiorari matters; and

WHEREAS, the Town Attorney has researched and interviewed law firms with experience in such matters and has requested rates and proposals from said firms; and

WHEREAS, the Town Attorney has received a proposal from the law office of Joseph J. Savino to provide said services for an annual retainer of \$87,000, which proposal is the most competitive of those received; and

WHEREAS, the Town Attorney recommends acceptance of said proposal;

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor is hereby authorized to enter into an agreement, in a form approved by the Town Attorney, to retain the Law Office of Joseph J. Savino, 399 Knollwood Road, White Plains, New York 10603, to handle all tax certiorari matters on behalf of the Town for the year 2012 for an annual retainer of \$87,000, which retainer shall be remitted on a monthly basis; and be it

FURTHER RESOLVED, to decrease Account A-1420-110-0 (Town Attorney-Salaries) and increase A-1420-409-0 (Town Attorney-Fees for Services) by \$87,000 and be it

FURTHER RESOLVED, that this resolution shall be retroactive to January 1, 2012.

On roll call the vote was as follows:

Co. Lasker Yes
Co. Borelli Yes
Co. Hoehmann Yes
Co. Hausner No
Supervisor Gromack Yes

There being no further business to come before the Board, on motion of Co. Lasker, seconded by Co. Borelli and unanimously adopted the Town Board Meeting was adjourned, time: 9:31P.M.

Respectfully submitted,

Justin Sweet
Town Clerk