

TOWN OF CLARKSTOWN  
SPECIAL TOWN BOARD MEETING

Town Hall

01/20/15

6:00 PM

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

The Supervisor declared the Town Board meeting opened. Assemblage saluted the flag. Town Clerk read the roll call.

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On motion of Co. Lasker seconded by Co. Borelli the Town Board entered into Executive Session to discuss various personnel issues relating to the Public Sector HR Consultants, LLC report, to receive legal advice from the Town Attorney and to discuss a police disciplinary matter, time: 6:05 pm.

On motion of Co. Lasker seconded by Co. Borelli the Town Board returned from Executive Session, time: 7:30 pm.

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RESOLUTION NO. (45-2015)

Co. Lasker offered and Co. Hoehmann seconded

WHEREAS, by Resolution No. 416-2009, adopted August 4, 2009, as amended by Resolution No. 75-2013, adopted February 5, 2013, the Town Board authorized the Supervisor to enter into an Intermunicipal Agreement with the County of Rockland, through the Rockland County Sewer District No. 1, to cooperate in the upgrade of certain pump stations and sewer lines located within the Town of Clarkstown, whereby the Town of Clarkstown would operate the pump stations and oversee the engineering, design, and construction of the pump stations and collection system upgrades, and the County of Rockland would reimburse the Town of Clarkstown for construction and engineering costs of the project in an amount not to exceed \$11,000,000.00 and would lease the pump stations and sewer lines from the Town for a period of thirty (30) years; and

WHEREAS, by Resolution No. 241-2014, adopted May 6, 2014, the Town Board authorized the Supervisor to sign a Second Amendment to the Agreement between the County of Rockland, through the Rockland County Sewer District No. 1, and the Town of Clarkstown for an additional amount of \$2,500,000.00, for a total not to exceed \$13,500,000.00, to cover the engineering and construction of an Emergency Storage Facility; and,

WHEREAS, pursuant to the Intermunicipal Agreement, the Rockland County Sewer District No. 1 was to acquire a property interest from the Town in the land and improvements comprising the pump stations, sewer lines and emergency equipment storage facility for a term of thirty (30) years;

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized to sign an Agreement of Lease between the Town of Clarkstown and the County of Rockland, through the Rockland County Sewer District No. 1, to provide the District such a real property interest.

On roll call the vote was as follows:

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

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RESOLUTION NO. (46-2015)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a settlement agreement in connection with a police disciplinary matter.

On roll call the vote was as follows:

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

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RESOLUTION NO. (47-2015)

Co. Lasker offered and Co. Hoehmann seconded

WHEREAS, by Resolution No. 258-2012, adopted on June 19, 2012, the Town Board authorized the Supervisor to enter into an agreement with Daniel P. Duthie, Esq. to provide legal representation and consulting services with respect to the Town’s Street Lighting System, and

WHEREAS, the Town of Clarkstown wishes to consummate the acquisition of the Town’s Street Lighting System, and

WHEREAS, Daniel P. Duthie, Esq. has been performing additional services in order to close the transaction and the Town Attorney recommends extending the agreement with Daniel P. Duthie, Esq. to allow him to continue to do so;

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes an amendment to the agreement with Daniel P. Duthie, Esq., in a form approved by the Town Attorney, to provide additional legal representation and consulting services with respect to the acquisition of Town’s Street Lighting System, and be it

FURTHER RESOLVED, that the fee for said additional work shall not exceed \$12,500, and said fee will be charged to Account No. H 8768-409-0-91-1.

On roll call the vote was as follows:

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

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RESOLUTION NO. (48-2015)

Co. Hoehmann offered and Co. Borelli seconded

RESOLVED, that William Sherwood, Esq. is hereby designated to conduct a disciplinary hearing in connection with the Clarkstown Police Department departmental charges dated January 14, 2015.

On roll call the vote was as follows:

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

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There being no one further wishing to be heard, on motion of Co. Hoehmann seconded by Co. Lasker, the Special Town Board meeting was adjourned, time: 7:40pm.

Respectfully submitted,

Justin Sweet  
Town Clerk