

TOWN OF CLARKSTOWN
TOWN BOARD MEETING

Town Hall

11/09/2005

7:00 P.M.

Present: Supervisor Alexander J. Gromack
Council Members Lasker, Maloney, Mandia, & Nowicki
John Costa, Town Attorney
Patricia Sheridan, Town Clerk

Supervisor declared Town Board Meeting opened. Assemblage saluted the flag.

Public Hearing for Budget for 2006, opened 7:00 p.m., closed 7:01 p.m., Resolution No. 847-2005 adopted.

RESOLUTION NO. (845-2005)

Co. Nowicki offered and Co. Lasker seconded

WHEREAS, by Referendum held on November 7, 2000, residents of the Town of Clarkstown authorized the issuance of \$22 Million in municipal bonds for the purpose of financing the acquisition of Open Space within the Town of Clarkstown, and

WHEREAS, the Town of Clarkstown entered into a cooperative agreement with the County of Rockland to purchase the Cropsey Farm, Tax Map 51.10-3-1 pursuant to Resolution No. 624-2005 dated August 23, 2005 and adopted by the Town Board, which is intended to be acquired as open space to enhance the surrounding suburban environment, and

WHEREAS, such action is subject to General Municipal Law §247, which requires that a public hearing be held;

NOW, THEREFORE, be it RESOLVED, that a public hearing pursuant to General Municipal Law §247, acquisition of open spaces and areas, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on November 22, 2005 at 8:00 p.m., and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk.

On roll call the vote was as follows:

Co. LaskerYes
Co. MaloneyYes
Co. Mandia Yes
Co. Nowicki Yes
Supervisor Gromack Yes

RESOLUTION NO. (846-2005)

Co. Maloney offered and Co. Lasker seconded

WHEREAS, by Referendum held on November 7, 2000, residents of the Town of Clarkstown authorized the issuance of \$22 Million in municipal bonds for the purpose of financing the acquisition of Open Space within the Town of Clarkstown, and

WHEREAS, the Town of Clarkstown entered into a Contract of Sale with Torsoe Properties, Inc. to purchase Lot No. 5, Highview Park Subdivision, pursuant to Resolution No. 507-2005 dated June 14, 2005 and adopted by the Town Board, which is intended to be acquired as open space to enhance the surrounding suburban environment, and

WHEREAS, such action is subject to General Municipal Law §247, which requires that a public hearing be held;

RESOLUTION NO. (846-2005) CONT.

NOW, THEREFORE, be it RESOLVED, that a public hearing pursuant to General Municipal Law §247, acquisition of open spaces and areas, shall be held at the Auditorium of the Town Hall of the Town of Clarkstown, at 10 Maple Avenue, New City, Rockland County, New York, in the Town of Clarkstown, on November 22, 2005 at 8:00 p.m., and be it

FURTHER RESOLVED, that the Town Attorney prepare notice of such statutory hearing and that the Town Clerk cause the same to be published in the newspaper of general circulation and posted in the manner provided by law and file proof thereof in the Office of the Town Clerk.

On roll call the vote was as follows:

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (847-2005)

Co. Lasker offered and Co. Nowicki seconded

WHEREAS, a public hearing pursuant to Town Law Section 108, to consider the Town of Clarkstown Preliminary Budget for the year 2006, was duly scheduled and noticed for November 9, 2005 at 7:00 p.m., in the Auditorium of the Clarkstown Town Hall, and

WHEREAS, the Town Board met at the time and place specified in the Notice of the Public Hearing and heard all persons desiring to be heard;

NOW, THEREFORE, be it RESOLVED, that such Preliminary Budget, a copy of which is attached hereto, be and is hereby adopted as the Annual Budget of the Town of Clarkstown for the fiscal year beginning the 1st day of January, 2006, and that such Budget, as so adopted, be entered in detail in the proceedings of the Town Board, and be it

FURTHER RESOLVED, that the Town Clerk of the Town of Clarkstown shall prepare and certify, in duplicate, copies of such Annual Budget as adopted by this Town Board, together with Assessment Rolls for benefit improvements, if any, adopted pursuant to Section 202-a, Subd. 2, and Section 231, Subd. 2 of the Town Law, and deliver two copies thereof to the Supervisor of this Town to be presented by him to the Legislature of Rockland County, pursuant to Section 115 of the Town Law and other applicable sections of the Town Law.

On roll call the vote was as follows:

Co. Lasker	Yes
Co. Maloney	Yes
Co. Mandia	Yes
Co. Nowicki	Yes
Supervisor Gromack	Yes

RESOLUTION NO. (848-2005)

Co. Maloney offered and Co. Mandia seconded

WHEREAS, Alex Gromack, Supervisor of the Town of Clarkstown, has been named individually in an action known as Joseph Brady-Arnoon v. Alex Gromack, et al., 05 Civ. 9052 (CM), individually and as Supervisor of the Town of Clarkstown, to be heard in the United States District Court for the Eastern District of New York, and

WHEREAS, Alex Gromack has requested defense and indemnification as provided in Section 18 of the Public Officers Law, and has advised that the action arose out of and during his performance of duties as Town Supervisor,

RESOLUTION NO. (848-2005) CONT.

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the defense and indemnification of Alex Gromack, Supervisor, as a named public employee in accordance with Section 18 of the Public Officers Law, and be it further

RESOLVED, that the Town shall indemnify and save harmless Alex Gromack, Supervisor, in the amount of any judgment or settlement obtained against him, including punitive and exemplary damages, to the full extent permitted by law.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia Yes
- Co. Nowicki Yes
- Supervisor Gromack Yes

RESOLUTION NO. (849-2005)

Co. Lasker offered and Co. Maloney seconded

WHEREAS, Wayne Ballard, Superintendent of Highways, has been named in an action known as Joseph Brady-Amoon v. Alex Gromack, et al., 05 Civ. 9052 (CM), individually and as Superintendent of Highways, to be heard in the United States District Court for the Eastern District of New York, and

WHEREAS, Wayne Ballard has requested defense and indemnification as provided in Section 18 of the Public Officers Law, and has advised that the action arose out of and during his performance of duties as Superintendent of Highways,

NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the defense and indemnification of Wayne Ballard, Superintendent of Highways, as a named public employee in accordance with Section 18 of the Public Officers Law, and be it further

RESOLVED, that the Town shall indemnify and save harmless Wayne Ballard, Superintendent of Highways, in the amount of any judgment or settlement obtained against him, including punitive and exemplary damages, to the full extent permitted by law.

On roll call the vote was as follows:

- Co. Lasker Yes
- Co. Maloney Yes
- Co. Mandia Yes
- Co. Nowicki Yes
- Supervisor Gromack Yes

There being no further business and no one further wishing to be heard, on motion of Co. Maloney, seconded by Co. Lasker, and unanimously adopted the meeting was closed, time 7:05 p.m.

Respectfully submitted,



Patricia Sheridan
Town Clerk

TOWN OF CLARKSTOWN
PUBLIC HEARING

Town Hall

11/09/2005

7:00 P.M.

Present: Supervisor Alexander J. Gromack
Council Members Lasker, Maloney, Mandia, & Nowicki
John Costa, Town Attorney
Pat Sheridan, Town Clerk

Public Hearing on the Budget for the Year 2006 for the Town of Clarkstown

On motion of Co. Mandia and seconded by Co. Lasker, the public hearing was opened.
The Town Clerk read the notice calling the Public Hearing.

There being no further business and no one further wishing to be heard, on motion
of Co. Maloney, seconded by Co. and unanimously adopted, the public hearing is closed,
time 7:01 P.M.

Respectfully submitted,



Pat Sheridan
Town Clerk

(RESOLUTION NO. 847-2005 ADOPTED)