

TOWN OF CLARKSTOWN
SPECIAL TOWN BOARD MEETING
January 20, 2015 – 6 p.m.
Town Hall – Room 301

SALUTE TO THE FLAG

CLERK CALLS THE ROLL

EXECUTIVE SESSION - 6:00 p.m.

The purpose of the special meeting is to enter into an Executive Session to discuss various personnel issues relating to the Public Sector HR Consultants, LLC report and to receive legal advice from the Town Attorney, and to discuss a police disciplinary matter.

RESUME SPECIAL TOWN BOARD MEETING at 7:30p.m.

Immediately following Executive Session

PUBLIC COMMENTS REGARDING AGENDA ITEMS

(Limited to 3 minutes per person)

RESOLUTIONS:

1. Authorizing a lease of the Emergency Storage Facility to the Rockland County Sewer District #1
2. Authorizing Supervisor to execute a settlement agreement regarding police disciplinary matter.
3. Resolution amending agreement with Daniel Duthie regarding the purchase of Street Lighting system.

TENTATIVE ADDITIONAL RESOLUTION:

Authorizing an Amendment to an Intermunicipal Agreement with the Rockland County Sewer District

WORKSHOP MEETING

Immediately following Special Town Board Meeting

Police Matters:

- Chief Michael Sullivan to present.

Discussion:

- Future of Davenport Preserve – Peter Beary, Building Inspector; Rob Berdy, Purchasing Agent and Jose Simoes, Town Planner will present.
- Presentation on Clarkstown Lighting District – Dan Duthie, Esq.
- Public Sector HR Consultants LLC's report on their assessment of the Clarkstown Highway Department

*****PLEASE NOTE*****

Additional items may be added to this agenda

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**RESOLUTION AUTHORIZING THE SUPERVISOR TO ENTER INTO A LEASE
AGREEMENT WITH THE COUNTY OF ROCKLAND THROUGH THE ROCKLAND
COUNTY SEWER DISTRICT NO. 1**

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.

Dated: January 20, 2015

TB 01-20-15 TA RES Lease with Sewer District-kh

awm

RESOLUTION SUTHORIZING SETTLEMENT OF
POLICE DISCIPLINARY MATTER

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

Dated: January 20, 2015

TB 01-20-15 TA RES Police Disciplinary Settlement-pm

awm

RESOLUTION AMENDING AGREEMENT WITH DANIEL P. DUTHIE, ESQ. FOR
LEGAL AND CONSULTING SERVICES CONCERNING POTENTIAL UPGRADE OF
TOWN'S STREET LIGHTING SYSTEM

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.

Dated: January 20, 2015

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