

RESOLUTION NO. 40 OF 2012
TOWN OF CLAYTON
A RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO SIGN AN AGREEMENT WITH MENTER,
RUDIN & TRIVELPIECE, AS LOCAL COUNSEL IN CONNECTION WITH THE NYS ROUTE 12 SEWER
PROJECT – PHASE 1.
APRIL 25, 2012

Title: A resolution authorizing the Town Supervisor to sign an agreement with Menter, Rudin & Trivelpiece, as local counsel in connection with the NYS Route 12 Sewer Project – Phase 1.

At a regular meeting of the Town Board of the Town of Clayton, Jefferson County, New York, held in the Town Offices at 405 Riverside Drive, Clayton, New York on the 25th day of April, 2012, at 5:00 PM prevailing time:

The meeting was called to order by Supervisor Taylor and upon roll being called, the following were:

PRESENT: Justin A. Taylor, Supervisor
George E. Kittle, Councilman
Lance Peterson, Councilman
Robert W. Cantwell III, Councilman
Christopher D. Matthews, Councilman

The following resolution was offered by George Kittle, who moved its adoption, seconded by Chris Matthews, to wit:

WHEREAS, the Town Board of the Town of Clayton is pursuing the opportunity of a NYS Route 12 Sewer District formation and/or extension, and

WHEREAS, the Town Board wishes to engage local counsel to act in various preparations deemed necessary to facilitate the said sewer district formation, and

WHEREAS, the Town of Clayton has asked Menter, Rudin & Trivelpiece, PC, specifically Joseph W. Russell, Attorney at Law to act in this regard, and

WHEREAS, Attorney Joseph W. Russell has agreed to be counsel at a rate of \$185.00 per Hour, billed on a monthly basis with total fee not to exceed \$25,000.00,

NOW, THEREFORE, BE IT RESOLVED the Town Supervisor of the Town of Clayton, is hereby authorized to enter in an agreement with Menter, Rudin & Trivelpiece PC, specifically Joseph W. Russell, Attorney and the Supervisor is authorized to sign said agreement.

The question of the adoption of the foregoing resolution was duly put to a roll call vote which resulted as follows:

Justin A. Taylor, Supervisor	Yes <u>X</u> No ___
George E. Kittle, Councilman	Yes <u>X</u> No ___
Lance Peterson, Councilman	Yes <u>X</u> No ___
Robert W. Cantwell III, Councilman	Yes <u>X</u> No ___
Christopher D. Matthews, Councilman	Yes <u>X</u> No ___

Yes 5 No 0 Abstain 0 Absent 0

Dated: April 25, 2012

Certification

I, Kathleen E. LaClair, Town Clerk of the Town of Clayton, do hereby certify that the above resolution was adopted at a regular meeting of the Town Board of the Town of Clayton held on April 25, 2012 and it's on file and record, and the said resolution has not been altered, amended or revoked and it's in full force and effect.

(SEAL)

Kathleen E. LaClair, Town Clerk