

MINUTES OF THE TOWN BOARD
Special Meeting June 10, 2016

Minutes of a Special Meeting of the Town Board held on June 10, 2016 at 4:30 p.m. in the Supervisor's Conference Room, 40 Mill Road, Eastchester, New York.

Supervisor Colavita called the meeting to order at 4:45 p.m. noting the presence Councilman Marcoccia, Councilman Dooley, Councilwoman Nicholson and Town Attorney Louis Reda. Councilman Bellitto was absent. Supervisor Colavita noted the purpose of the meeting was to review the legal proceeding regarding the Town of Eastchester's claim against the Eastchester Fire District.

At 4:50 p.m. Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to move into Executive Session for the purpose of discussing ongoing litigation.

On the roll call, all voted "AYE," except Councilman Bellitto who was "ABSENT." Motion carried.

At 5:10 p.m. Supervisor Colavita offered a motion that was seconded by Councilman Marcoccia to close the Executive Session.

On the roll call, all voted "AYE," except Councilman Bellitto who was "ABSENT." Motion carried.

Councilman Dooley offered a motion that was seconded by Supervisor Colavita to approve a RESOLUTION **WHEREAS**, the Eastchester Fire District and the Town of Eastchester have had a longstanding cost sharing agreement pertaining to fire hydrant maintenance fees; and

WHEREAS, the Eastchester Fire District has breached that agreement and has refused to make payment to the Town of Eastchester for such fire hydrant maintenance fees;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Eastchester is authorized to adopt a resolution enabling the law firm of Cerussi & Spring to commence a lawsuit on behalf of the Town of Eastchester for the purpose of recovering from the Eastchester Fire District wrongfully withheld fire hydrant maintenance fees.

On the roll call, all voted "AYE," except Councilman Bellitto who was "ABSENT." Motion carried.

The meeting was adjourned at 5:15 p.m.