

Special Town Board Meeting
August 8, 2014
5:30 p.m.

Present: Supervisor Susan Zimet, Councilman Dan Torres, Councilman Jeff Logan, Councilman Kevin Barry. **Absent:** Jean Gallucci.

At 5:46 p.m. a motion was made by Councilman Logan to open the meeting with the pledge. Seconded by Councilman Barry, all aye votes cast, motion carried.

Supervisor Zimet indicated that Councilwoman Gallucci was aware of the meeting and wanted to attend but couldn't due to work obligations. She supports the hiring of Ken Bond to help with the UCIDA lawsuit and has waived her right to the 2-day required notice for the special meeting.

Agenda:

A motion was made by Councilman Logan to adopt the agenda as presented. Seconded by Councilman Barry, all aye votes cast, motion carried.

Hiring of Special Counsel for lawsuit against UCIDA:

Supervisor Zimet explained that Ken Bond from Squire Patton Boggs, is an expert in IDA PILOTS and Tax Exemptions, which is highly relevant to this subject matter. Supervisor Zimet submitted to the Town Clerk information that Mr. Bond has written and published.

Councilman Barry indicated that the Board has authorized local counsel to commence a lawsuit against the UCIDA challenging their decision to award a PILOT to Wilmore. It will focus on the issue that the action they took was beyond their jurisdiction, or the scope of their authority. The Board thinks it is critically important to hire a second firm, which will serve as a consultant to the local counsel to ensure that the Town is properly and fully represented so that the Town will have success with this lawsuit and protect the taxpayers and the citizens of our Town.

Supervisor Zimet presented the retainer agreement, which has been reviewed and okayed by Councilman Barry.

A motion was made by Councilman Barry that the Board authorize the hiring of Squire Patton Boggs to assist local counsel in the IDA lawsuit and the Town authorize up to \$15,000 as an initial cap for the legal fees. Seconded by Councilman Torres, all aye votes cast, motion carried.

A motion was made by Supervisor Zimet to move \$30,000 from the A-Fund Contingency Line to the A-Fund Attorney Line. Seconded by Councilman Barry, all aye votes cast, motion carried.

At 5:51 p.m. a motion was made by Councilman Logan to go into Executive Session for the purposes of discussing updates on contract negotiations with the Teamsters. Seconded by Councilman Torres, all aye votes cast, motion carried.

At 6:17 p.m. a motion was made by Councilman Logan to come out of Executive Session with no action taken. Seconded by Councilman Torres, all aye votes cast, motion carried.

At 6:19 p.m. a motion was made by Councilman Barry to adjourn the meeting. Seconded by Councilman Torres, all aye votes cast, motion carried.

Respectfully Submitted,

Rosanna Mazzaccari
Town Clerk