

A special meeting of the Town Board of the Town of Sweden was held at the Town Hall, 18 State Street, Brockport, New York, on Tuesday, June 15, 2004 at 8:23 p.m.

BOARD MEMBERS PRESENT

Councilperson Rob Carges
Councilperson Patricia Connors
Councilperson Danielle Windus-Cook
Councilperson Thomas Ferris

OTHERS IN ATTENDANCE

Finance Director Leisa Strabel
Town Attorney James Bell

The purpose of the meeting was to consider the following resolution regarding the settlement of litigation in the matter of property located at 282 Capen Road, Town of Sweden v. Paul et al, Monroe County Supreme Court, Index Number 2002/12055.

RESOLUTION NO. 74

Authorizing Settlement of Litigation
In the Matter of Property Located at
282 Capen Road, Town of Sweden v.
Paul et al, Monroe County Supreme
Court, Index Number 2002/12055

WHEREAS: The Town of Sweden has undertaken the commencement and pursuance of contempt proceedings in the above entitled matter against the defendants DAVID W. PAUL, M.K.D. TRUCKING, Inc., and M.K. FUELS, INC.; and

WHEREAS: The Sweden Town Board is desirous of settling all aspects of said litigation by entering into a Stipulation describing the settlement terms of same with the understanding that said Stipulation would be incorporated but not merged into a Stipulated Order to be submitted to the Court for approval and signature.

NOW, THEREFORE BE IT RESOLVED:

Sec. 1. The Sweden Town Board hereby authorizes the settlement of the above mentioned contempt proceeding relating to the litigation entitled Town of Sweden v. David Paul, M.K.D. Trucking, Inc. and M.K. Fuels, Inc., Monroe County Supreme Court, Index Number 2002/12055 pursuant to the terms and conditions of the above described Stipulation and the proposed Stipulated Order.

Sec. 2. The Sweden Town Board hereby authorizes the Sweden Town Supervisor Nat O. Lester III to execute the Stipulation.

Sec. 3. The Sweden Town Board hereby authorizes the Sweden Town Attorney to take whatever legal action is necessary and appropriate to finalize the settlement of this matter.

Sec. 4. That this resolution shall take effect immediately.

MOTION for adoption of this resolution by Councilperson Ferris
Seconded by Councilperson Windus-Cook

Discussion:

VOTE BY ROLL CALL AND RECORD:

Councilperson Carges	Aye
Councilperson Connors	Aye
Councilperson Ferris	Aye
Councilperson Windus-Cook	Aye
Supervisor Lester	Absent

Submitted: June 15, 2004

Adopted

ADJOURNMENT

On motion by Councilperson Ferris seconded by Councilperson Connors the Board unanimously agreed to adjourn at 8:32 p.m.

Respectfully submitted,

Leisa A. Strabel
Director of Finance