

TOWN BOARD
OCTOBER 21, 1992

A special meeting of the Town Board of the Town of Bethlehem was held on the above date at the Town Hall, 445 Delaware Avenue, Delmar, NY. The meeting was called to order by the Supervisor at 9:00 a.m.

PRESENT: Kenneth J. Ringler, Supervisor
Frederick C. Webster, Councilman
M. Sheila Galvin, Councilwoman
Charles Gunner, Councilman
Sheila Fuller, Councilwoman
Bernard Kaplowitz, Esq., Town Attorney
Kathleen A. Newkirk, Town Clerk

Special Meeting To Adjourn to Executive Session

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Supervisor Ringler entertained a motion to adjourn to executive session to discuss pending litigation.

Executive Session To Discuss Pending Litigation

The motion was made by Mrs. Fuller and seconded by Ms. Galvin to adjourn to Executive Session to discuss pending litigation. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Gunner, Ms. Galvin, Mrs. Fuller.
Noes: None.

Adjourned at 9:08 a.m.

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Councilwoman Galvin left during the executive session.

The Supervisor reconvened the special Town Board meeting at 10 a.m. and the following motion was made.

The motion was made by Mrs. Fuller and seconded by Mr. Webster stating the Board retained LeBoeuf, Lamb, Lieby and MacRae (Robert Alessi, Esq.), of counsel to represent the Town of Bethlehem as a municipal corporation, the Members of the Town Board in both their individual and official capacities in response to an appeal of the judgement of the U.S. District Court Northern District of New York, 92-CV-558, dated and filed September 15, 1992 and to compose a cross appeal of said judgement on behalf of the within named entity and individuals. The Town said municipal corporation and individuals acknowledge a resolution passed by the Planning Board on October 20, 1992 authorizing the same law firm and individual to represent it and its members individually and in their official capacity.

LeBoeuf, Lamb, Lieby and MacRae To Represent Town and Town Board Members

This resolution supersedes all previous resolutions and authorizations with respect to attorney representation in this above described action. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Gunner, Mrs. Fuller.
Absent: Ms. Galvin.
Noes: None.

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The Supervisor also entertained the following motion.

The motion was made by Mr. Gunner and seconded by Mrs. Fuller to return to executive session to discuss pending litigation following the adjournment of the special meeting. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Gunner, Mrs. Fuller,
Absent: Ms. Galvin.
Noes: None.

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The motion was made by Mrs. Fuller and seconded by Mr. Webster to adjourn the special meeting at 10:05 a.m. The motion was passed by the following vote:

Ayes: Mr. Ringler, Mr. Webster, Mr. Gunner, Mrs. Fuller.
Absent: Ms. Galvin.
Noes: None.

Kathleen A. Newkirk
Town Clerk

THERE WAS NO FORMAL ACTION AT THE SECOND EXECUTIVE SESSION.