

**SPECIAL MEETING OF THE TOWN BOARD OF
THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT THE SUPERVISOR'S OFFICE, BUTLER
MEMORIAL HALL, 48 GENESEE STREET,
NEW HARTFORD, NEW YORK ON MONDAY,
FEBRUARY 25, 2002 AT 4:30 P.M.**

The Town Supervisor called the meeting to order at 4:30 P.M. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting:

TOWN BOARD MEMBERS: Councilman Donald C. Backman
Councilman John C. Waszkiewicz III
Councilman David W. Butler (Arrived at
4:37 P.M.)
Supervisor Ralph B. Humphreys

ABSENT: Councilman Richard B. Woodland, Jr.

OTHER TOWN OFFICIALS: Assessor Paul E. Smith
Town Clerk Gail Wolanin Young

Thereafter, a quorum was declared present for the transaction of business.

ASSESSMENT GRIEVANCES (CERTIORARI PROCEEDINGS)

The purpose of the Special Town Board meeting was to meet with the New Hartford Central School Board to discuss legal strategy relative to existing Certiorari Proceedings involving both entities. The following School Board members were present:

- Phillip Eastman
- Kevin Copeland
- Robert Calli

as well as School Superintendent Robert Bradley and Assistant Superintendent for Business Affairs Terrance Schruers. School Officials reviewed their TAX CERTIORARI FLOW CHART, a copy of which was distributed to Town Board members.

EXECUTIVE SESSION

Councilman Backman introduced the following Resolution for adoption and Councilman Waszkiewicz seconded same:

(RESOLUTION NO. 99 OF 2002)

RESOLVED that the New Hartford Town Board does hereby move to enter into an Executive Session to discuss legal strategy involving existing Assessment Grievances (Certiorari proceedings) brought against the Town Board and the New Hartford Central

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School District [namely, Benderson Development/RB-3 Associates, First Source, New Hartford Shopping Center/William Morris] and strategy to follow in future Certiorari cases.

A roll call vote ensued:

Councilman Waszkiewicz	-	Aye
(Councilman Woodland	-	ABSENT)
(Councilman Butler	-	ABSENT)
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly adopted. The School representatives and the Town Clerk remained for the Executive Session that commenced at 4:35 P.M.

[NOTE: Councilman Butler joined the meeting/Executive Session at 4:37 P.M.]

END OF EXECUTIVE SESSION

Councilman Waszkiewicz then offered the following Resolution for adoption and Councilman Backman seconded same:

(RESOLUTION NO. 100 OF 2002)

RESOLVED that the New Hartford Town Board does hereby move to end its Executive Session and to reconvene the regular portion of the Town Board meeting.

The Board members voted upon roll call that resulted as follows:

Councilman Waszkiewicz	-	Aye
(Councilman Woodland	-	ABSENT)
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

The Supervisor declared the Resolution unanimously carried and duly adopted; the Executive Session ended at 6:07 P.M. The regular portion of the Town Board meeting was immediately reconvened

INSURANCE

The following Resolution was then introduced for adoption by Councilman Waszkiewicz and duly seconded by Councilman Butler:

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(RESOLUTION NO. 101 OF 2002)

RESOLVED that the Town Board of the Town of New Hartford does hereby authorize and direct the Town Supervisor to obtain a Four Million Dollar (\$4,000,000) Umbrella Insurance Policy provided, however, that the Town's General Liability Policy of One Million Dollars (\$1,000,000) *is per occurrence*; otherwise, the Town Supervisor is authorized and directed to obtain a Five Million Dollar (\$5,000,000) Umbrella Insurance Policy.

The Supervisor polled the Board members who voted as follows:

Councilman Waszkiewicz	-	Aye
(Councilman Woodland	-	ABSENT)
Councilman Butler	-	Aye
Councilman Backman	-	Aye
Supervisor Humphreys	-	Aye.

Thereafter, the Resolution was declared unanimously carried and duly adopted.

ADJOURNMENT

There being no further business to come before the Town Board, upon motion duly made and seconded, the meeting adjourned at 6:15 P.M.

Respectfully submitted,

Gail Wolanin Young, CMC/RMC
Town Clerk