

DATE OF MEETING: March 17, 2008

PLACE OF MEETING: Village Hall, Pawling, New York

MEMBERS PRESENT: Mayor Robert Liffland
Trustee Tracy Durkin
Trustee Wayne Osborn
Trustee Robert Murphy

The meeting was called to order at 7:00 P.M. with the Pledge of Allegiance.

MOTION by Trustee Durkin to approve Pay Request #2 from G&M Construction in the amount of \$47,902.04 for the East Main Street Sidewalk Improvement Project. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to schedule a Public Hearing on the Tentative Budget for March 31, 2008. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to schedule an informational meeting on the Tentative Budget and police coverage for March 24, 2008. **SECONDED** by Trustee Osborn. Trustee Durkin asked that the notice be worded to include other topics. There was no further discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve an adjustment to Water Account #431 in the amount of \$289.45 due to incorrect previous readings used in the calculation. **SECONDED** by Trustee Murphy. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Murphy to approve an adjustment to Water Account #006-18 in the amount of \$44.48 due to a broken meter. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to approve the bills in the amount of \$47,902.04. **SECONDED** by Trustee Osborn. There was no discussion; all were in favor and the motion carried.

Historian's Report

Mr. Drew Nicholson said he put different articles and photos on the walls in the meeting room for the public to view. He said he acquired a Haughton bottle made by JP Kiernan, Pawling, NY.

Trustees' Reports

Tracy Durkin

Trustee Durkin said interviews were lined up for the P/T Building Inspector position. She said she was waiting to hear from Dave Hayner for assistance in creating the Memorial Ave Tree RFP.

Wayne Osborn

Trustee Osborn said West Main Street would be closed on March 25th from Dutcher Avenue to Lakeside Drive due to NYSEG removing a tree. He reported the Highway Department was picking up leaves again.

Robert Murphy

No report.

Mayor's Comments

The Mayor reminded everyone to get out and vote.

Public Comment

No comments.

MOTION to close the regular session and go into Executive Session to discuss litigation. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Osborn to close Executive Session and return to regular session. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

MOTION by Trustee Durkin to adopt the following resolution. **SECONDED** by Trustee Murphy.

WHEREAS, the Village of Pawling is a Plaintiff in a nation-wide class action law suit entitled In re Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation, Master File No. 1:00-1898, MDL 1358 (SAS), M21-88 (SDNY); and

WHEREAS, the Plaintiffs in this action sought damages from the Defendants relating to the actual or threatened presence of MTBE or other authorized oxygenates in the Village's water wells; and

WHEREAS, the national attorneys for the class, Weitz & Luxenberg, have negotiated a confidential settlement with approximately 70% of the named Defendants, the terms and conditions of which the Village Board of Trustees have reviewed with the benefit of counsel; and

WHEREAS, Weitz & Luxenberg highly recommends the settlement based on the benefits and protection that it provides to the Village and the public, and in recognition of the risk associated with taking this action to trial; and

WHEREAS, the Village Board of Trustees concludes that the terms and conditions of this confidential settlement agreement are protective of the health, safety and welfare of the public, and that entering into the recommended settlement is in the best interests of the Village and the public.

IT IS HEREBY RESOLVED that the Village Board for the Village of Pawling approves the proposed settlement of the Action; and

IT IS FURTHER RESOLVED that the Village of Pawling authorizes Mayor Liffland to sign all necessary settlement documents, and to take such other and further ministerial action as may be required to carry out and effectuate the settlement agreement.

The foregoing Resolution was voted upon with all members voting as follows:

Mayor Liffland	Aye
Trustee Durkin	Aye
Trustee Murphy	Aye
Trustee Rundall	Absent
Trustee Osborn	Aye.

The motion carried.

MOTION by Trustee Murphy to close the meeting at 7:44. **SECONDED** by Trustee Durkin. There was no discussion; all were in favor and the motion carried.

Village Clerk