

**TOWN BOARD
TOWN OF SULLIVAN
SPECIAL MEETING
April 17, 2017**

A special meeting of the Town Board of the Town of Sullivan was convened at the Town Office Building by Deputy Supervisor Thomas Kopp at 8:30 A.M.

Those in attendance for the meeting were: Councilors: Jeff Martin; Kerry Ranger; Deputy Supervisor Thomas Kopp and John Brzuszkiewicz; and Attorney for the Town John R. Langey.

Excused was Supervisor John M. Becker

Pledge to the flag was led by Supervisor Becker.

EXECUTIVE SESSION

A motion was duly made by Councilor Martin, seconded by Councilor Kopp and unanimously passed by the Board to go into executive session for purposes of obtaining legal advice from the Attorney for the Town and to discuss on-going litigation and invited Attorney Langey and Comptroller Ellis into the session at 8:32 A.M.

A motion was duly made by Councilor Kopp, seconded by Councilor Martin and unanimously passed by the Board to close the executive session at 9:00 A.M.

Upon resumption of the regular portion of the Town Board meeting, the following resolution was offered by Councilor Brzuszkiewicz, who moved its adoption, seconded by Councilor Martin, to wit:

**AUTHORIZING AND DIRECTING THE WITHDRAWAL OF THE APPEAL OF
“THE JANUARY 25, 2017 DECISION AND DETERMINATION OF THE BUREAU
OF INDIAN AFFAIRS, EASTERN REGIONAL OFFICE REGARDING THE
FEE-TO-TRUST LAND ACQUISITION REQUEST OF THE ONEIDA NATION OF
NEW YORK FOR INCLUSION OF 12 PARCELS OF LAND LOCATED IN MADISON
AND ONEIDA COUNTIES, NEW YORK, TOTALING 32 ACRES, MORE OR LESS”**

WHEREAS, previously the Town of Sullivan Town Board was in receipt of a certain Decision and Determination of the Bureau of Indian Affairs, Eastern Regional Office, dated January 25, 2017; and

WHEREAS, on February 15, 2017 the Town of Sullivan Town Board (excluding Town Supervisor John Becker) directed the filing of an appeal of said determination; and

WHEREAS, the Town Board is in receipt of a Motion to Dismiss and request for the posting of a bond or security pursuant to the Board's rules relative to said appeal; and

WHEREAS, the Town Board desires to direct the withdrawal of said appeal.

NOW, THEREFORE, BE IT RESOLVED that the Town of Sullivan Town Board (excluding Town Supervisor John Becker) hereby directs the attorney for the Town to file the appropriate notice and/or paperwork to withdraw, with prejudice, the appeal filed on or about February 16, 2017 in the matter captioned "The January 25, 2017 Decision and Determination of the Bureau of Indian Affairs, Eastern Regional Office Regarding the Fee-to-Trust Land Acquisition Request of the Oneida Nation of New York for Inclusion of 12 Parcels of Land Located in Madison and Oneida Counties, New York, Totaling 32 Acres, More or Less".

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

John E. Brzuszkiewicz	Councilor	Voted	Yes
Thomas J. Kopp Jr.	Councilor	Voted	Yes
Kerry Ranger	Councilor	Voted	No
Jeffrey Martin	Councilor	Voted	Yes
John M. Becker	Supervisor	Excused	-----

The foregoing resolution was thereupon declared duly adopted.

DATED: April 17, 2017

CERTIFICATE

STATE OF NEW YORK)
COUNTY OF MADISON)

I, the undersigned Clerk of the Town of Sullivan, Madison County, New York, **DO HEREBY CERTIFY:**

That I have compared the foregoing Resolution with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on April 17, 2017.

CHARLOTTE FERSTLER
Town Clerk

(SEAL)

Supervisor John M. Becker then joined the meeting.

**POTENTIAL ACQUISITION OF EQUIPMENT FOR
THE TOWN HIGHWAY DEPARTMENT**

A discussion was held regarding the potential acquisition of highway equipment for the Town Highway Department. This will be discussed at a future Town Board meeting.

POTENTIAL ACQUISITION OF A RESCUE BOAT

Bridgeport Fire Company Chief Geri Honors appeared to discuss the acquisition of a rescue boat for the Fire Company.

ADJOURNMENT

A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Kopp and unanimously passed by the Board to adjourn the meeting at 9:50 A.M.

**Respectfully Submitted,
John R. Langey, Attorney for the Town
Acting Secretary**