

TOWN OF HARPERSFIELD

RESOLUTION NUMBER 001 OF 2002

At the regular monthly meeting for the Town of Harpersfield on May 6, 2002, Councilman Harold Bedford offered the following resolution and moved for its adoption:

WHEREAS, in the matter of the application of T. E. PRODUCTS PIPELINE COMPANY, LIMITED PARTNERSHIP, Petitioner, vs. THE ASSESSOR, BOARD OF ASSESSMENT REVIEW AND THE TOWN OF HARPERSFIELD, NEW YORK, Respondents, in the State of New York Supreme Court: County of Delaware, Index No. 2001-542, R.J.I. No. 2001-0218;

The Petitioner and Respondents have preliminarily agreed to a voluntary settlement of such Tax Assessment review proceeding under Article 7 of NYS Real Property Tax Law as contained in the annexed STIPULATION AND AGREEMENT to be presented to presiding Justice Honorable Joseph P. Hester for a Consent Order for discontinuance of the proceeding based upon such Settlement and Agreement.

NOW THEREFORE: pursuant to the power and authority conferred in section 68 of the NYS Town Law entitled "Compromise of actions, proceedings or claims", be it resolved and adopted that the Town Board of the Town of Harpersfield, Delaware County, New York, pursuant to such power and statutory authority does hereby approve the settlement of the proceeding for tax assessment review brought by Petitioner, T. E. PRODUCTS PIPELINE COMPANY, substantially as set forth in the terms of the annexed STIPULATION AND AGREEMENT and Consent Order to be entered thereon, and authorized one or more of the following Town Board Officials and/or Town Officers:

Town Supervisor	James E. Eisel Sr.
Town Councilman	Harold Bedford
Town Assessor	Carolyn Boyle
Board of Assessment Review	Daniel Bellotti, Chairman

who have been actively involved in achieving such settlement, and/or the Town Attorney, George Marcus to sign such Settlement and Agreement for the Respondents and to request the Supreme Court Justice Joseph P. Hester or other designated justice to enter an Order based upon such Settlement and Agreement.

Seconded by: Councilmen Morris Riddell Jr. and David Ogborn with a roll call vote thereon as follows:

Adopted: Supervisor James E. Eisel Sr.,.....Aye.

Councilman Harold Bedford.....Aye.
Councilman Morris Riddell Jr.,.....Aye.
Councilman David Ogborn.....Aye.

Linda E. Goss

Linda E. Goss, Town Clerk
Town of Harpersfield
Date: May 6, 2002

