

WORKSHOP MEETING, TOWN OF MOUNT HOPE, JANUARY 21, 2014
www.townofmounthope.org

The **workshop meeting** of the Town Board of the Town of Mount Hope was held at Town Hall on **January 21, 2014** at 7:30pm with the following present: Supervisor Chad Volpe, Councilman Matt Howell, Councilman Gary Ketcham, Councilwoman Janet Sutherland, Councilman Dominick Cambareri and Town Clerk Kathleen Myers.

OFFICIALS PRESENT: D. Hassenmayer - Highway Supt., P. Rickard – Police Chief, Bill Bavoso - Town Attorney.

Following the Pledge of Allegiance, Supervisor Volpe called the meeting to order. Supervisor Volpe asked the audience members to please silence their cell phones.

RESOLUTION TO ACCEPT THE PRIOR MEETING MINUTES:

MOTION offered by Councilwoman Sutherland seconded by Councilman Cambareri that the minutes of the January 6, 2014 meeting as submitted are approved. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

CORRESPONDENCE:

1. Copy of resolution for the Official Undertaking of Municipal Officers
2. Supervisor's report 12/2013
3. Copy of referendum resolution
4. Agreement for Bavoso, Plotsky & Onofry
5. Letter from County Waste re: raising their rates
6. Correspondence from Police Chief Rickard re: discussions for tonight
7. Insurance Certificate from KC Engineering
8. Correspondence from O&R re: tree contractors in the area
9. Letter from HV Water Co. re: repair expenses
10. Letter from Senator Bonacic re: rescinding parkland alienation resolution
11. Memo from Highway Supt. re: DOT physicals
12. Copy of letter from Dr. Roeder re: dog control services
13. Correspondence from D. Bavoso re: 7 Peaks
14. Complaint re: 99 Mill Pond Road
15. Police budget modification

COMMITTEE REPORTS:

POLICE DEPT. by Chief Rickard:

Chief Rickard reported that the station lost heat for the 3rd time. He called Steve Dodd who will schedule a repair. He showed Paul how to do a manual reset. The State came by a few weeks ago and it passed inspection. There is a new sticker on the boiler. He spoke about the DWI contracts and needing a resolution for him to sign them. He spoke about the budget modification. He stated that Feb. 24th they will start with training re: blood borne pathogens, Right to know and tourniquet training. The 1st 2 are state required. There will be active shooter training (upon approval) at the elementary school on the 12th, 13th & 14th. He is looking to get the range on the 2nd through the 6th of June. He requested approval for Officer Beebe and Officer Briceno to attend training in Verona NY on April 29th - May 1st, 2014. Officer Briceno will receive TASER recertification; Officer Beebe will receive certification in Scenario Instruction. Cost for both for overnight lodging will be \$462.00 not including registration. Car 151 lifter is bad; it's a warranty item. Car 153 is back from Moon's for hitting a deer in November. Car 156 was ordered off state contract. He spoke re: town credit card. It has been brought before the prior board but never took traction. He would be willing to help draft a policy. Councilman Ketcham asked if other towns have any limits set on their policy. Chief Rickard stated every town is different. Supervisor Volpe is meeting with other Supervisor's and will go over this with them.

HIGHWAY DEPT. by Supt. Hassenmayer:

Supt. Hassenmayer is arranging a class in Mount Hope for Global Harmonized System Training (old MSDS) on Feb. 4 at 9:00am. Everyone needs to be trained per the State. There is also training for FEMA on Jan. 28 from 9-12 for 'Understanding Federal Disaster Aid'. He will put in everyone's mailboxes. There is no cost for this.

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HIGHWAY DEPT. CONTINUED:

Supt. Hassenmayer spoke re: DOT physicals for the highway guys. The law is written now that to cross state lines you don't have to have a DOT physical unless in a town vehicle. Commercial or personal vehicles require DOT physical. Partners in Safety will provide physicals at \$60/person. It is good for 2 years. Three of the guys already have it. Four still need it. He spoke re: wood chipper specs he supplied to all board members via email. (Councilwoman Sutherland reported that she is having trouble with her town email.) He reported on March 4 & 5 the town superintendents go to Albany to try to get more CHIPS money. Estimated cost is approx. \$145.00. He would like permission to attend. Supervisor Volpe asked about the new hire. Supt. Hassenmayer stated it is down to 3 and he will go over them with the Supervisor.

VILLAGE OF OTISVILLE:

Per Trustee Coppola, there is a meeting tomorrow night at 7:00pm at the Village Hall.

PLANNING BOARD:

No report.

MOUNT HOPE FIRE COMPANY:

Per Captain Carver, Chief Doty is working.

At this time, Supervisor Volpe asked Councilman Ketcham if he wanted to make a change in his vote from the prior meeting regarding the rescinding of the parkland alienation resolution. Councilman Ketcham stated that his vote should have reflected as 'opposed' and not 'aye'.

HIDDEN VALLEY by Councilman Ketcham:

He received calls about an issue with the foam tank running out all over. Mike (Brock) was not sure what happened. He called the company. He received no help from them. Mike had to call for a septic truck to clean up the foam. Councilman Ketcham has made a couple trips to the plant but has missed Mike each time.

RESOLUTION TO APPROVE THE OFFICIAL UNDERTAKING OF MUNICIPAL OFFICERS:

MOTION offered by Councilman Cambareri seconded by Councilwoman Sutherland to approve the Official Undertaking of Municipal Officers resolution (see complete resolution at end of these minutes). All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT:

MOTION offered by Councilman Cambareri seconded by Councilwoman Sutherland to approve the Supervisor's report for December 2013 as presented. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO APPROVE THE AGREEMENT BETWEEN BAVOSO, PLOTSKY & ONOFRY, ESQS. AND THE TOWN OF MOUNT HOPE & APPOINT AS TOWN ATTORNEYS:

MOTION offered by Councilman Cambareri seconded by Councilwoman Sutherland to approve the agreement between Bavoso, Plotsky & Onofry Esqs. and the Town of Mount Hope and appoint as town attorneys (COMPLETE AGREEMENT AT END OF THESE MINUTES). All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO APPOINT PUBLIC RECORDS OFFICER:

MOTION offered by Councilman Cambareri seconded by Councilman Howell to appoint Kathleen Myers as the Public Records Officer and Amy Hassenmayer as the Deputy Public Records Officer for the purpose of FOIL. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

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RESOLUTION TO SET DATE AND TIME FOR SPECIAL ELECTION REGARDING WHETHER TO UPHOLD OR OVERTURN THE PRIOR RESOLUTION TO SELL THE OLD SCHOOL:

MOTION offered by Councilwoman Sutherland seconded by Councilman Cambareri regarding the proposition to be voted on at the special election which shall be to uphold or overturn the resolution of the Town Board of the Town of Mount Hope adopted on 11-25-13 in which the Town Board property was authorized to enter into a contract of sale with Congregation Rechovos Hanohor for the purpose of selling property owned by the Town of Mount Hope located at 21 School Street, Otisville NY 10963, SBL 106-4-1 on the tax map of the Town of Mount Hope for \$325,000.00 AND to set a date for the special election on February 25, 2014 from 8:00am to 8:00pm at the Town Hall of the Town of Mount Hope. (see complete resolution at end of these minutes). All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO SET PUBLIC HEARING FOR HAULING RATES INCREASE:

MOTION offered by Councilman Cambareri seconded by Councilwoman Sutherland to set a public hearing on February 18, 2014 at 7:15pm for proposed increase in rates for the Refuse & Garbage Collection law. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO SURPLUS 1980 GESTETNER BINDING MACHINE AND SUPPLIES THEN DISPOSE:

MOTION offered by Councilman Cambareri seconded by Councilwoman Sutherland to surplus a 1980 Gestetner Binding machine w/supplies and dispose of same as it is no longer usable. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO AUTHORIZE THE POLICE CHIEF TO SIGN THE DWI CONTRACTS WITH THE COUNTY OF ORANGE:

MOTION offered by Councilwoman Sutherland seconded by Councilman Howell to authorize the Police Chief to sign the 2014 STOP DWI contracts with the County of Orange. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO APPROVE THE POLICE DEPARTMENT BUDGET MODIFICATION:

MOTION offered by Councilwoman Sutherland seconded by Councilman Cambareri to approve the budget modification as follows: Increase A2655 Revenue in the amount of \$7,500.00 and Increase A3120.2 Police Eq. in the amount of \$7,500.00. (sale of surplus police vehicle) All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO SEND OFFICER BRICENO AND OFFICER BEEBE TO TRAINING IN VERONA, NY:

MOTION offered by Councilwoman Sutherland seconded by Councilman Howell to send Officer Anna Briceno for TASER recertification and Officer Jason Beebe for certification in Scenario Instruction at a training seminar in Verona NY from April 29 through May 1, 2014. Total cost for lodging is \$462.00 for both and does not include registration. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION FOR AUTHORIZATION TO SIGN THE 2014 LIBRARY CONTRACT:

MOTION offered by Councilwoman Sutherland seconded by Councilman Cambareri to authorize the Town Supervisor to sign the 2014 Library Contract as written. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO AUTHORIZE DOT PHYSICALS FOR THE HIGHWAY WORKERS:

MOTION offered by Councilman Howell seconded by Councilman Cambareri to allow the highway workers to receive DOT physicals at a rate of \$60.00 person. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

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RESOLUTION TO AUTHORIZE HIGHWAY SUPT. TO ATTEND CHIPS CONFERENCE:

MOTION offered by Councilman Howell seconded by Councilman Cambareri to authorize Highway Supt. Dean Hassenmayer to attend the CHIPS conference in Albany March 5 & 6 at an estimated lodging cost of \$145.00 for one night. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO ENTER INTO EXECUTIVE SESSION:

MOTION offered by Councilman Cambareri seconded by Councilman Howell to enter into executive session at 8:07pm to discuss litigation and to add Town Clerk and Town Attorney to come as well. There will be action taken after this session. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

RESOLUTION TO RECONVENE WORKSHOP MEETING:

MOTION offered by Councilwoman Sutherland seconded by Councilman Howell to reconvene the workshop meeting at 8:22pm. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

Mrs. Maurizzio asked the title of the litigation? Mr. Bavoso answered 'In the matter of the application of Carl R. Vreeland and James Kowalczyk as resident tax payers of the Town of Mount Hope; Petitioners against the Town of Mount Hope and the Mount Hope Fire District. The purpose of the litigation would be to declare the resolution previously made to create the Mount Hope Fire District void and unenforceable declaring the town board's appointment of any commissioners or officers for the Mount Hope Fire District void and unenforceable declaring any certification of the resolution declaring Mount Hope Fire District with the NYS Audit and Control Board unenforceable, declaring any other action by the Town of Mount Hope taken in furtherance of and or regarding the dissolution of the Mount Hope Fire Protection District and the establishment of the Mount Hope Fire District following the 12-16-2013 resolutions void and unenforceable declaring any other action by the Town of Mount Hope in furtherance of or regarding the transfer of any assets to the Mount Hope Fire District or the Mount Hope Fire Company or signing any agreement with the Mount Hope Fire District or Mount Hope Fire Company void and unenforceable declaring that any transfer of tax payer funds to the Mount Hope Fire District void and unenforceable and ordering that any such funds be returned regardless of the source of funds to the Town of Mount Hope'. That's the substance of the litigation. This voids any action taken in that December 16, 2013 resolution that created the alternative fire district and fire company.

RESOLUTION TO HOLD A SPECIAL MEETING:

MOTION offered by Councilman Cambareri seconded by Councilman Howell to have a special meeting on January 27, 2014 at 6:00pm in the meeting room at Town Hall for the specific purpose of making a determination as to what action to take in response to the order to show cause and the Article 78 proceeding. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

Mr. Higby stated that there was a previous suit brought by Mr. Howell and Mr. Cambareri which is essentially the same thing. How can they vote on this when they are prejudiced? Councilman Cambareri stated the petition was never filed because time ran out before they were to take office. It wouldn't have been proper for them to sue themselves. The petition was never filed with the county. It was withdrawn. Mr. Higby stated he had a copy of something that was filed that has an index # on it. Councilman Cambareri stated it was withdrawn 2 days after it was filed. Mr. Higby stated the Dominick and Matt are already prejudiced and they should not be allowed to vote. Mr. Bavoso stated that the action was withdrawn. There is not 2 pending actions; there is just one. He stated that their position is consistent. If they brought a previous action seeking the same relief and assuming they are going to vote not to defend this action...Mr. Higby stated where does this leave the town? The town is a party to this suit. They have a duty to defend the town.

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CONTINUED FROM ABOVE:

Mr. Bavoso stated they don't have an obligation to defend the town if they elect not to defend the town if they believe that the action is; if the allegations in the petition if they believe those to be correct, they can vote not to defend the town on this action because they believe the allegations are correct.

RESOLUTION TO AUDIT THE CLAIMS:

MOTION offered by Councilman Ketcham seconded by Councilman Howell to approve the following bills:

GENERAL A:	#16-50	\$ 49,017.48
GENERAL B:	#3-7	\$ 2,210.71
HIGHWAY:	#2-8	\$ 37,649.07
SEWER:	#3-9	\$ 5,854.90

All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

PUBLIC PARTICIPATION:

D. Loeven: asked about the referendum vote choices (uphold or overturn). Mr. Bavoso confirmed that the ballot will read uphold or overturn not yes or no.

K. Coppola: asked about minutes from 1st meeting. The investment policy resolution on page 3 reflects council members from last year. Per Town Clerk the names for the motion and the 2nd will be corrected to reflect Sutherland and Howell respectively.

Chief Rickard: briefed the board on the pursuit policy and the protocol with regard to the recent pursuit.

C. Brennan: asked about an email he sent regarding tightening the cluster home process. Supervisor Volpe stated that the planning board hasn't met yet. He will speak with them. Mr. Brennan asked about the minutes going on website within the 2 week time frame.

K. Rogers: asked about check #1 for MHFC \$27,500.00 and that the contract was signed so their money was already appropriated. Supervisor Volpe stated they never got that and it was removed.

P. Higby: asked for update on the overhead door. Supervisor Volpe stated he received the engineers report today at 5pm. This will be discussed with Dean to see if we can do it in-house. No one has been hired. Councilman Cambareri reviewed the report. It is not a structural issue – and that it can be repaired. He offered a copy of the recommendation to Mr. Higby.

K. Rogers: asked about Councilman Ketcham changing his vote. Town Clerk explained when the Supervisor called for a vote that Councilman Ketcham answered Aye to the vote for opposed.

J. Musial: asked if the attorneys made calls with regard to the referendum and the vote and if calls were made to Board of Elections. Councilwoman Sutherland stated that nothing had to be done because of the section of law (#91) - nothing had to be turned in to the county. Mr. Bavoso stated the Board of Election is not involved in this. Phone calls were made to BOE by Mr. Bavoso, Councilwoman Sutherland and the Town Clerk. Once the wording is approved it will be put on the website.

D. Loeven: asked about absentee ballots being available. Supervisor Volpe stated no. Councilwoman Sutherland stated there will be one machine with 2 workers and ¾ working at the table. BOE will provide a voting machine.

M. Maurizio: asked who liaison was for old school with prior board. Councilman Ketcham stated that Bill answered the alarm calls. Councilwoman Sutherland stated Ed took care of other stuff.

G. Stiles stated that when the town took possession of building it was winterized, playground equipment was removed & an alarm system activated. Incidents of vandalism were discussed.

M. Maurizio: asked for explanation on how to use the library. Town Clerk explained that a new person using the library 1st comes to Town Clerk's office to get proof of residency then resident goes to library in Port Jervis to get a card. To renew, the resident just has to go to library with the old card and ID and the library will renew.

Mike: asked about the alarm system not working properly at the old school. Chief Rickard stated that it was the backup battery that was dying. Mike asked if there will be paperwork at the voting booth as to what people will be voting on. Supervisor Volpe stated the wording on the petition is the wording that will be on the ballot. Mike: asked what the town's stance is after the vote.

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Councilwoman Sutherland stated that it was discussed to open the building on a Saturday to allow people to go through and see the status.

C. Brennan: asked about the old horse farm on Mountain Road being up for foreclosure. Supervisor Volpe will speak with the Assessor. Councilman Ketcham stated that you can't stop a tax sale. Councilman Cambareri stated that tax auctions are a county project. A bank foreclosure is a bank project.

Mr. Bavoso: stated with regard to 7 Peaks application, they spoke with Planning Board Secretary, the PI. Board Chairman and the engineer from Mamakating. There has not been a final environmental impact statement approved by the planning board. Per the chairman, it has not been on agenda for months & not on agenda this month.

J. Cooke: asked if the public could still comment on 7 Peaks. Mr. Bavoso said comments could be sent to Mamakating Planning Board. The Mount Hope Town Board can make comments as well.

M. Maurizzio: reminded everyone to get out to vote. She spoke about the school sale price being under value of what the property is actually worth. Supervisor Volpe stated that the only way to stop the sale is to do exactly what the public did. Mrs. Maurizzio asked the assessed value of the school property. Councilwoman Sutherland stated that years ago it was \$750,000/\$650,000. It was listed initially at \$650,000 then dropped due to no offers. She spoke about an offer from Dragon Springs for \$280,000 which was too low. She stated for the last 2 years she had looked into grants but there is nothing substantial out there.

J. Myers: stated there was an offer a couple years ago when Mr. Stiles was on the board. Mr. Stiles stated it was conversation but no official offer. He added there was an offer for apartments from Chris – he doesn't know the number. He recalled something in the \$550,000 range from Charlie from Dragon Springs. He does not recall if there was an actual offer made. Councilwoman Sutherland stated there was an offer but then he rescinded it.

J. Myers: spoke about the heat being turned off in the school building, and when it is in a building like that they expand and contract in the cold and hot.

TOWN BOARD COMMENTS:

Supervisor Volpe stated that he will be adding Dean Hassenmayer as a liaison to the 4H and Councilman Howell as a liaison to the Parks Commission.

RESOLUTION TO ADJOURN:

MOTION offered by Councilwoman Sutherland seconded by Councilman Howell to adjourn the meeting at 9:14pm. All in favor: Howell, Ketcham, Volpe, Sutherland, Cambareri; carried.

The next meeting is scheduled for **Monday, February 3, 2014** at 7:30pm.

Respectfully submitted,

Kathleen A. Myers
Town Clerk

Resolution – Official Undertaking of Municipal Officers

Motion was offered by Councilman Cambareri, seconded by Councilwoman Sutherland, to adopt the following resolution approving the form of official undertaking of municipal officers of the Town, pursuant to Section 11 of Public Officers Law, and the manner of execution and the sufficiency of the Town's insurance company surety:

RESOLVED, that the Town Board of the Town of Mount Hope, Orange County, New York, herein and hereby approves the below form of official undertaking of municipal officers of the Town as well as the manner of execution and sufficiency of the Town's insurance company as surety under same:

TOWN OF MOUNT HOPE, ORANGE COUNTY, NEW YORK

OFFICIAL UNDERTAKING OF MUNICIPAL OFFICERS

WHEREAS, Chad Volpe, of the Town of Mount Hope, County of Orange, New York, has been elected to the office of Town Supervisor of the Town of Mount Hope; and

WHEREAS, Kathleen Myers, of the Town of Mount Hope, County of Orange, New York, has been elected to the office of Town Clerk of the Town of Mount Hope; and

WHEREAS, Linda Zgrodek, of the Town of Mount Hope, County of Orange, New York, has been elected to the office of Tax Collector of the Town of Mount Hope; and

WHEREAS, Joe Hosking and John Goldsmith, of the Town of Mount Hope, County of Orange, New York, have been elected to the offices of Town Justice of the Town of Mount Hope; and

WHEREAS, Dean Hassenmayer, of the Town of Mount Hope, County of Orange, New York, has been elected to the office of Superintendent of Highways of the Town of Mount Hope; and

NOW THEREFORE, we as respective officers above, do hereby undertake with the Town of Mount Hope that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all moneys or property received as a Town Officer, in accordance with the law; and

This undertaking of the Town Supervisor is further conditioned upon that he will well and truly keep, pay over and account for all moneys and property, including any special district funds, belonging to the Town and coming into his hands as such Supervisor; and

This undertaking of the Town Tax Collector is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Tax Collector; and

The Town does and shall maintain insurance coverage, presently with Travelers Insurance Company in the sum of \$100,000 per occurrence plus an additional \$1,600,000 in coverage for the Tax Collector, to indemnify against losses through the failure of the officers, clerks and employees covered thereunder faithfully to perform their duties or to account properly for all monies or property received by virtue of their positions or employment, and through fraudulent or dishonest acts committed by the officers, clerks and employees covered thereunder.

AGREEMENT

THIS AGREEMENT, made and entered into this 21st day of January, 2014, between TOWN OF MOUNT HOPE, a municipal corporation of the State of New York Situate in Orange County, New York, hereinafter referred to as "TOWN", and BAVOSO, PLOTSKY & ONOFRY, ESQS., with offices at 19 East Main Street, P.O. Box 3139, Port Jervis, New York 12771, hereinafter referred to as "ATTORNEY"; and

WHEREAS, it will be necessary for the TOWN to retain an attorney to advise the TOWN concerning all requirements of law effecting TOWN business,

NOW, THEREFORE, pursuant to §20 of the Town Law of the State of New York and this resolution of the Town Board, the ATTORNEY is hereby retained by the TOWN to render such legal services as required by the Town, its Boards, Officers and Agencies. Said ATTORNEY shall be hired as an independent contractor for a monthly fee of Three Thousand and 00/100 (\$3,000.00) Dollars per month for the period of January 1, 2014 through December 31, 2014. No additional compensation, except reimbursement for disbursements paid by the attorney or set forth below, shall be paid by the Town.

DUTIES – The ATTORNEY shall advise and counsel the Town Board, Town Officials and Agencies, perform legal research and do appropriate correspondence, prepare legal documents and instruments, including contracts and such other matters as may be required by the Town. Litigation fees and expenses for Supreme Court and County Court matters will be billed at an additional Two Hundred and 00/100 (\$200.00) Dollars per hour over the retainer sum set forth herein.

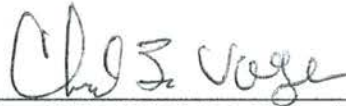
REQUIRED PROVISIONS OF LAW – Each and every provision of law and clause required by law to be inserted in this Agreement shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon the application of either party, this Agreement shall be physically amended forthwith to make such insertion.

MODIFICATION – This Agreement constitutes the complete understanding of the parties. No modification of any provisions thereof shall be valid unless in writing and signed by both parties.

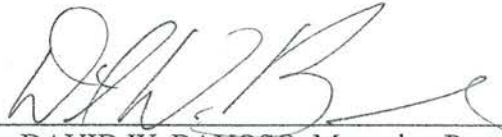
AUTHORITY FOR EXECUTION ON BEHALF OF THE TOWN – The Supervisor has executed this agreement pursuant to a Resolution adopted by the Town Board of the TOWN, at a meeting thereof held on the 21st day of January, 2014. The Supervisor, whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the TOWN. At least one copy of this Agreement shall be permanently filed, after execution thereof, in the office of the Town Clerk.

IN WITNESS WHEREOF, the TOWN has caused its corporate seal to be affixed hereto and these presents to be signed by the Supervisor, duly authorized to do so, and to be attested to by the Town Clerk, and the ATTORNEY has caused it's the signature of its representative to be affixed hereto.

TOWN OF MOUNT HOPE

A handwritten signature in cursive script, appearing to read "Chad Volpe", written over a horizontal line.

By: CHAD VOLPE, Supervisor

A handwritten signature in cursive script, appearing to read "David W. Bavoso", written over a horizontal line.

By: DAVID W. BAVOSO, Managing Partner
BAVOSO, PLOTSKY & ONOFRY, ESQS.

RESOLUTION OF THE TOWN BOARD
OF THE TOWN OF MOUNT HOPE

WHEREAS, the Town of Mount Hope owns property located at 21 School Street, Otisville, New York 10963 and designated as Section 106, Block 4, Lot 1 on the tax map of the Town of Mount Hope; and

WHEREAS, on November 25, 2013, the Town Board of the Town of Mount Hope adopted a resolution, a copy of which is attached hereto, that declared the premises located at 21 School Street, Otisville, New York 10963 and designated as Section 106, Block 4, Lot 1 on the tax map of the Town of Mount hope, as surplus Town property; and

WHEREAS, the resolution adopted by the Town Board of the Town of Mount Hope on November 25, 2013 also authorized the Town to enter into a Contract of Sale to sell the surplus property to Congregation Rechovos Hanohor for \$325,000.00; and

WHEREAS, the resolution adopted by the Town Board of the Town of Mount Hope on November 25, 2013 was subject to a permissive referendum; and

WHEREAS, the electors of the Town of Mount Hope have presented a petition to the Town Clerk of the Town of Mount Hope on December 23, 2013, a copy of which is attached hereto; and

WHEREAS, the Town Clerk of the Town of Mount Hope has determined that the petition complies with the laws of the State of New York and that a referendum for the resolution adopted on November 25, 2013 is necessary pursuant to §91 of the Town Law of the State of New York,

THEREFORE, BE IT RESOLVED, that pursuant to §82 and §91 of the Town Law of the State of New York, the Town Board of the Town of Mount Hope shall hold a special election for the following proposition and at the following time and place:

1. PROPOSITION – The proposition to be voted upon at the special election shall be to uphold or overturn the resolution of the Town Board of the Town of Mount Hope, adopted on November 25, 2013 in which the Town Board property was authorized to enter into a Contract of Sale with Congregation Rechovos Hanohor for the purpose of selling property owned by the Town of Mount Hope located at 21 School Street, Otisville, New York 10963, designated as Section 106, Block 4, Lot 1 on the tax map of the Town of Mount Hope for \$325,000.00.
2. DATE AND TIME OF REFERENDUM – The special election shall be held on February 25, 2014 at the Town Hall of the Town of Mount Hope. The polls shall open at 8:00 AM and shall close at 8:00 PM pursuant to §82 of the Town Law of the State of New York.

Dated: January 21, 2014

By Order of the Town Board of the Town of Mount Hope

Motion made by: Councilwoman Sutherland

Motion seconded by: Councilman Cambareri

Those in favor: Councilman Howell, Councilman Ketcham, Supervisor
Volpe, Councilwoman Sutherland, Councilman Cambareri

Those opposed: NONE