

**VILLAGE OF AIRMONT
BOARD OF TRUSTEES
SPECIAL MEETING VIA ZOOM
AUGUST 30, 2020
7 PM**

**PRESENT: MAYOR NATHAN BUBEL
BRIAN DOWNEY, DEPUTY MAYOR
PETER BLUNNIE, TRUSTEE
MIGDALIA PESANTE, TRUSTEE
KEVIN WARBRICK, TRUSTEE
AMY MELE, VILLAGE ATTORNEY
DONNA LOPOPOLO, DEPUTY VILLAGE CLERK**

Mayor Bubel called the meeting to order at 7:12 pm and led everyone in the Pledge of Allegiance.

MOTION TO ENTER EXECUTIVE SESSION TO DISCUSS PROPOSED RESOLUTION WITH REGARD TO BRACCO V. VILLAGE OF AIRMONT

Mayor Bubel made the motion to enter into Executive Session at 7:12 pm, seconded by Trustee Blunnie. All were in favor and the motion carried.

MOTION TO END THE EXECUTIVE SESSION

Mayor Bubel made a motion to end the Executive Session at 8:24 pm, seconded by Trustee Pesante. All were in favor and the motion carried.

No action was taken during Executive Session

RESOLUTION AUTHORIZING THE VILLAGE BOARD TO RETAIN KEANE & BEANE PC OR ANOTHER QUALIFIED LAW FIRM IN THE MATTER OF CERTAIN LITIGATION AGAINST THE VILLAGE ENTITLED BRACCO V. VILLAGE OF AIRMONT IN AN AMOUNT NOT TO EXCEED \$25,000

WHEREAS, the Village Board previously adopted a resolution retaining the law firm of Keane & Beane, PC, to investigate and pursue, if necessary, certain allegations brought forward by an employee against other employees; and

WHEREAS, the former Village Clerk has brought certain litigation against the Village entitled *Bracco v. Village of Airmont, et. al.*; and

WHEREAS, the Village Board would like to continue the retention of Keane & Beane to represent the Village and, to the extent applicable, its officers and employees, in that matter; and

WHEREAS, the Deputy Village Clerk Treasurer has submitted said claim to NYMIR for a claims determination on the matter;

NOW THEREFORE, BE IT

RESOLVED, that the Village Board is hereby authorized to retain Keane & Beane PC, or if a conflict exists, another qualified law firm, in an amount not to exceed \$25,000, to represent its interests in the above-referenced claim; and

BE IT FURTHER RESOLVED, that if the Village's insurance carrier agrees to provide coverage and defense of such claim then such costs shall be borne by the insurance carrier.

The motion as amended was moved by Mayor Bubel
The motion as amended was seconded by Trustee Blunnie

The votes of the Board of Trustees were as follows:

| NAME | YES | NO | NOT VOTING | ABSENT |
|----------|-----|----|------------|--------|
| Blunnie | X | | | |
| Downey | | | X | |
| Pesante | X | | | |
| Warbrick | X | | | |
| Bubel | X | | | |

Motion carried 4 in favor and 1 abstention. Mayor Bubel declared the motion carried and directed the Clerk to file same. (Resolution was amended to add a limit of \$25,000)

ADJOURNMENT

Mayor Bubel made a motion to adjourn the meeting, seconded by Trustee Warbrick. All were in favor and the meeting ended at 8:28 pm.

Respectfully submitted,

Donna Lopopolo
Deputy Village Clerk