

2.

On a motion of Supervisor Shaw, seconded by Councilman Mosey, the following resolution was

ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie
 Noes 0

WHEREAS, there is pending litigation, Barbara Schmidt v. Town of Hamburg, et al in New York State Supreme Court, Erie County (Index No. 806282/2016), and

WHEREAS, the Parties have reached a settlement of the pending litigation as follows: the Town and the Carnegie Scranton Recreation Association agree to pay Plaintiff the sum of \$100,000 (the "Payment") as follows: (a) the Town will pay to Plaintiff the sum of \$5,000; and (b) Carnegie Scranton Recreation Association will pay to Plaintiff the sum of \$95,000.

WHEREAS, counsel for the Town of Hamburg, Paul Joyce, Esq., recommends that the Town pay the sum of \$5,000, in settlement of this claim, as full and final satisfaction of all claims against the Town of Hamburg,

NOW THEREFORE BE IT RESOLVED that the Town of Hamburg pay the Plaintiff the sum of \$5,000 in full and final satisfaction of all claims against the Town of Hamburg in the action, Barbara Schmidt v. Town of Hamburg, et al in New York State Supreme Court, Erie County (Index No. 806282/2016), and payment is to be made upon receipt of signed General Release and Settlement Agreement from the Plaintiff.

3.

On a motion of Supervisor Shaw, seconded by Councilman Farrell, the following resolution was

ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie
 Noes 0

RESOLVED, that the Town Board adjourn Executive Session and move into the Town Board Meeting at 7:13 P.M.