

MINUTES OF THE MEETING OF THE  
VILLAGE OF PORT CHESTER  
INDUSTRIAL DEVELOPMENT AGENCY

HELD: September 18, 2006

TIME AND PLACE: 7:20 P.M., 15 North Main Street, Port Chester, New York

Attending was Chair James Dreves and Commissioners Steve Giamundo, Bishop Nowotnik, and John Sweet, Commissioners. Also attending the meeting was Mark Tulis, counsel to the IDA and Assistant Secretary.

Absent were Commissioners John Hiensch, Kevin O'Connor and Charles Rosabella.

The meeting was scheduled to be held in the Juror's Room at the Village of Port Chester Justice Courtroom located at 350 North Main Street. The meeting was called to order by the Chair at 7:05 P.M. outside the Juror's Room. Other than counsel, Mark Tulis, there were no other persons seeking to attend the IDA meeting. Since the juror's room was locked and unavailable, and there was no other available room at either 350 North Main Street or Village Hall located at 10 Pearl Street, a motion was made by the Chair, seconded by Giamundo and unanimously carried to move the meeting to the offices of G&S located at 15 North Main Street, Port Chester, New York. The change in location was announced to the public and Village officials who were meeting at 350 North Main Street so that any individuals wishing to attend the IDA meeting could do so and at 7:10 p.m. the IDA Commissioners traveled to 15 North Main Street.

At 7:20 p.m., the meeting was called to order by the Chair. Both the outside doors to 15 North Main Street were open and unlocked during the IDA meeting. No members of the public attended.

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On motion of COMMISSIONER NOWOTNIK, seconded by COMMISSIONER

SWEET, the following resolution was adopted by the Board of Trustees of the Village of Port

Chester, New York:

RESOLVED, that the Chairman be authorized to execute a Joint Investigation, Communication, Consultation, Representation and Defense Agreement with regard to the matter of Brody v. Village of Port Chester (00 Civ. 7841).

ROLL CALL

AYES: Commissioners Giamundo, Nowotnik, Sweet and Chairman Dreves

NOES: None

ABSENT: Commissioners Hiensch, O'Connor and Rosabella

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On motion of COMMISSIONER GIAMUNDO, seconded by COMMISSIONER NOWOTNIK, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Chairman is hereby authorized to execute a Amendment to the Cooperation and Settlement Agreement with Consolidated Edison Company of New York, Inc., regarding cleanup at Purdy Avenue site for the Modified Marina Redevelopment Project.

ROLL CALL

AYES: Commissioners Giamundo, Nowotnik, Sweet and Chairman Dreves  
NOES: None  
ABSENT: Commissioners Hiensch, O'Connor and Rosabella

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On motion of COMMISSIONER SWEET, seconded by COMMISSIONER GIAMUNDO, the following resolution was adopted by the Industrial Development Agency of the Village of Port Chester, New York:

RESOLVED, that the Chairman of the Port Chester Industrial Development Agency is authorized to present to the Village Treasurer invoice dated August 9, 2006 from Harris Beach PLLC in the amount of \$5,000.00 for legal services rendered in connection with the Public Authorities Accountability Act of 2005 for payment.

ROLL CALL

AYES: Commissioners Giamundo, Nowotnik Sweet and Chairman Dreves  
NOES: None  
ABSENT: Commissioners Hiensch, O'Conner and Rosabella

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The Commissioners discussed with Counsel the appointment of a Chief Financial Officer for the Agency. It was proposed that Anthony Siligato, the Village Treasurer be retained as the Agency's CFO based on that Mr. Siligato performs many of the functions of the CFO presently, with the exception of signing the Agency's financial statements, is well versed concerning the Agency's financial condition and obligations and was qualified to take such duties on during his personal times and not while working for the Village and further that the retention of Mr. Siligato was in the best interests of the Agency.

On motion of COMMISSIONER GIAMUNDO, seconded by COMMISSIONER SWEET, the following resolution was adopted by the Board of Trustees of the Village of Port Chester, New York:

RESOLVED, that the Village of Port Chester Industrial Development Agency retain Anthony Siligato to act as Chief Financial Officer of the Agency for a one year period beginning September 1, 2006 at a yearly stipend of \$5,000.00 payable in advance every six months in the amount of \$2,500.00.

ROLL CALL

AYES: Commissioners Giamundo, Nowotnik, Sweet and Chairman Dreves  
NOES: None  
ABSENT: Commissioners Hiensch, O'Connor and Rosabella

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The Agency temporarily deferred until the next IDA meeting the selection of a Chief Operating Officer.

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The Commissioners then discussed generally the G&S Project.

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At 7:50 p.m., on motion of Commissioner Nowotnik, seconded by Commissioner Giamundo, and unanimously carried the meeting was adjourned.

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Submitted by Secretary,

Mark Tulis, Esq.