

**TOWN OF PLATTSBURGH
TOWN BOARD WORK SESSION
April 13, 2023**

Resolution No. 023-086

**Resolution Authorizing the Supervisor to Take the
Necessary Steps to Submit a Dispute Between the Town
and the City of Plattsburgh Regarding the Sewer
Services Agreement to Arbitration in Accordance with
the Rules of the American Arbitration Association**

WHEREAS, the Town and the City of Plattsburgh entered into a Sewer Service Agreement on October 19, 2006, a copy of said agreement is attached hereto and made a part hereof; and

WHEREAS, the term of said agreement is for thirty-three years commencing January 1, 2007 and terminating on December 31, 2039; and

WHEREAS, the Agreement contains a clause which provides for arbitration in the event the parties are unable to settle their differences amicably; and

WHEREAS, disputes regarding the interpretation of the Agreement have arisen between the parties and despite numerous conferences and meetings the parties have been unable to resolve their differences; and

WHEREAS, it is in the best interests of the Town to pursue the arbitration option to ensure the responsibilities and obligations of the parties will be clarified and determined so that the legitimate needs of the Town will be met ; now therefore be it

RESOLVED, that the Supervisor is authorized to take whatever actions are necessary to commence the arbitration process.

Motion:

Seconded By:

Discussion:

Yes No Absent Carried Tabled

**Thomas E. Wood
Barbara E. Hebert
Charles A. Kostyk
Dana M. Isabella
Michael S. Cashman**