

ST. LAWRENCE COUNTY INDUSTRIAL DEVELOPMENT AGENCY
 Resolution No. 11-08-26
 August 25, 2011

**AUTHORIZING STAFF TO WRITE OFF THE BALANCE OF THE SETTLEMENT
 FOR MILLER FARMS & GARY PECORE INVOLVING GOUVERNEUR TREES**

WHEREAS, on September 28, 2006, the St. Lawrence County Industrial Development Agency accepted Resolution #06-09-15 “Awarding contract for Tree Border, Gouverneur Industrial Park, to Miller Farms Adirondack Market, Inc.” for an amount of \$7,350.00, and

WHEREAS, the proposal awarded stated that tree survival would be guaranteed for not less than three (3) years,

WHEREAS, on April 28, 2009, the St. Lawrence County Industrial Development Agency accepted resolution #09-04-21, “ Accepting terms of settlement with Gary Pecore, Miller Farms for dead trees”, the Settlement was to be \$3,500.00 to be paid in three(3) installments of \$1,166.67 each on May 15, June 15, and July 15, 2009, and

WHEREAS, the contractor has defaulted in the settlement agreement, one installment was paid, the balance of \$3,499.91 remains outstanding, and

WHEREAS, On June 20, 2011 legal counsel recommended that pursuing the matter would be too costly compared to the balance owed, and

NOW, THEREFORE, BE IT RESOLVED that the St. Lawrence County Industrial Development Agency does hereby authorize the staff to write off the balance of the repayment agreement.

Move:	Weekes			
Second:	Peck			
VOTE	AYE	NAY	ABSTAIN	ABSENT
Blevins				X
Hall	X			
LaBaff	X			
McMahon				X
Peck	X			
Staples	X			
Weekes	X			

I HEREBY CERTIFY that I have compared this copy of this Resolution with the original record in this office, and that the same is a correct transcript thereof and of the whole of said original record.

/s/ Natalie A Sweatland

Natalie A. Sweatland
 08/25/2011