

SPECIAL Meeting, TOWN OF BROOKFIELD, January 28, 2020

A SPECIAL meeting was held at the Brookfield Town Hall, Brookfield, NY on January 28, 2020 at 10:00 am.

PRESENT:	Supervisor	Loren Corbin
	Councilman	Clinton Abrams
	Councilman	Dewitt Head ABSENT
	Councilman	Joseph Walker
	Councilman	Jefferson Mayne
	Town Clerk	Sherry Perretta
	Highway Supt.	Paul Owens
	Town Attorney	VACANT

OTHERS PRESENT: Kenneth L Ayers, Esq., The Ayers Law Firm, PLLC

Supervisor Corbin called the meeting to order at 10:00 am with the Pledge to the Flag.

The purpose of this meeting is to discuss appointment of a Town Attorney and current litigation. Attorney Tina Wayland-Smith resigned effective December 31, 2019.

Supervisor Corbin introduced Kenneth Ayers, Esq. of The Ayers Law Firm, PLLC.

Attorney Ayers expressed his willingness to represent the Town of Brookfield in regards to current litigation Richter vs. Town of Brookfield as well as on a 'per case' as needed basis moving forward. He presented a retainer agreement for Board review.

The Board reviewed and discussed the retainer agreement.

RESOLUTION 36-2020

APPOINT THE AYERS LAW FIRM, PLLC AS TOWN ATTORNEY FOR THE TOWN OF BROOKFIELD

On a motion by Abrams, seconded by Mayne, the following resolution was

ADOPTED by ROLL CALL VOTE

Abrams	AYE
Corbin	AYE
Head	ABSENT
Mayne	AYE
Walker	ABSENT

WHEREAS, Paragraph (a), subdivision 2, Section 20 of the Town Law authorizes the Town Board of any town to establish the office of Town Attorney and make appointment thereto, and fixes the term of such office as indefinite and states that appointees thereto shall be removable at the pleasure of the Town Board,

NOW THEREFORE, BE IT RESOLVED, that **Kennth L Ayers of The Ayers Law Firm, PLLC** be and hereby is appointed Town Attorney for the Town of Brookfield for an indefinite term removable at the pleasure of the Town Board with compensation as stated in Section B. Compensation and Section C. Reimbursable Expenses of the attached retainer agreement.

RESOLUTION 37-2020

AUTHORIZE TOWN SUPERVISOR TO SIGN AND EXECUTE RETAINER AGREEMENT WITH THE AYERS LAW FIRM, PLLC

On a motion by Abrams, seconded by Mayne, the following resolution was

ADOPTED by ROLL CALL VOTE

Abrams	AYE
Corbin	AYE
Head	ABSENT
Mayne	AYE
Walker	ABSENT

WHEREAS, the Town of Brookfield has appointed Kenneth L Ayers of the The Ayers Law Firm, PLLC as Town Attorney;

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Brookfield hereby authorizes Loren Corbin, Town Supervisor to sign and execute a retainer agreement with said firm for legal representation in the matter of Richter vs. Town of Brookfield, et al.

Supervisor Corbin signed the retainer agreement and executed a Consent to Change Attorney in the matter of Richter vs. Town of Brookfield, et al on behalf of the Town of Brookfield.

Motion by Abrams, seconded by Mayne, that the Board enter into Executive Session at 10:10 am with Town Clerk Perretta, Town Highway Superintendent Owens and Kenneth Ayers, Esq. in attendance for the purpose of discussing current litigation and receiving legal advice on same.

Motion by Abrams, seconded by Mayne, that the Board exit Executive Session and resume Special Meeting at 12:00 pm.

Meeting adjourned at 12:00 pm upon a Motion by Abrams, Seconded by Walker. Carried unanimously.