

MINUTES OF TOWN BOARD EXECUTIVE SESSION OF FEBRUARY 23, 2011

PRESENT:	Supervisor	Teresa Dean
	Council	Edward Fairbrother
		Andy Gillette
		Mike Smith
	Attorney	Frederick Ahrens Jr.
	Town Clerk	Linda Cross
ABSENT:	Council	Marcia Hudock

OTHERS PRESENT: Larry Wagner – Commissioner of Public Works; Linda Cross – Town Clerk.

RESOLUTION NO. 108-11
AUTHORIZING THE INITIATION OF LEGAL ACTION RELATIVE TO THE DEFECTIVE
ELEVATOR SYSTEM AT BIG FLATS TOWN HALL

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS it is necessary and desirable to authorize and retain the services of the Thomas W. Reed Law Firm to initiate appropriate legal action relative to the defective elevator system installed at the Town of Big Flats Town Hall, and

WHEREAS the elevator (lift) installed at the Big Flats Town Hall has proven unreliable and in constant need of attention and repair, and is not in a good workable condition, and

WHEREAS attempts to repair said elevator (lift) and make same functional and reliable have been to no avail, and

WHEREAS intervention by attorneys is necessary and desirable, and

WHEREAS litigation is not within the scope of the general retainer of the Thomas W. Reed Law Firm, and

BE IT THEREFORE RESOLVED the Thomas W. Reed Law Firm of Corning, NY is the same hereby is retained to render legal services at the rate of \$100 per hour for Attorney services, and \$50 per hour for the services of a paralegal.

CARRIED: AYES: Gillette, Fairbrother, Smith, Dean
NAYS: None ABSENT: Hudock