

**Town of North East**  
**Town Board Special Meeting**  
**September 21, 2021**

Town Supervisor Chris Kennan called the meeting to order at 6:00 pm, followed by the Pledge of Allegiance to the Flag.

**Roll Call and Acceptance of Agenda:**

Deputy Town Clerk Marcella Wheatley conducted a Roll Call of Town Board members.

SUPERVISOR KENNAN:	HERE
COUNCILMAN RALPH FEDELE:	HERE
COUNCILMAN GEORGE KAYE:	HERE
COUNCILMAN JOHN MIDWOOD:	HERE
COUNCILWOMAN LANA MORRISON:	HERE

A motion was made by Councilman Fedele and seconded by Councilwoman Morrison to accept the agenda. All in favor to accept the agenda.

**Appointment to fill Vacancy in Town Clerk Position:**

Supervisor Kennan noted that following the resignation of Town Clerk Gail Wheeler on August 20, 2021 a vacancy has existed in the Town Clerk position. Town Attorney Warren Replansky has advised the Town that the Town Board can appoint a person to the Town Clerk position, with that person serving as appointed Town Clerk until December 31, 2022. Announcement of the vacancy was made on the Town's website and in the Millerton News. Two candidates for the position were interviewed by the Personnel Committee of the Town Board. The Committee recommended the appointment of Elizabeth "Tilly" Strauss to the position. The following Resolution was introduced and read by Supervisor Kennan:

**RESOLUTION #1282021**

**TOWN BOARD OF THE TOWN OF NORTH EAST**

**RESOLUTION APPOINTING ELIZABETH "TILLY" STRAUSS TO FILL TOWN CLERK VACANCY WITH AN UNEXPIRED TERM ENDING ON DECEMBER 31, 2022**

**WHEREAS**, Gail Wheeler resigned from a four-year elected term as North East Town Clerk effective August 20, 2021; and

**WHEREAS**, Town Law §64(5) provides, in relevant part, that the Town Board may appoint a qualified person to fill the Town Clerk vacancy and the person so appointed shall hold office until the commencement of the calendar year next succeeding the first annual election at which the vacancy may be filled; and

**WHEREAS**, the next election to fill this open seat for the remainder of the term is to be held in November 2022; and

**WHEREAS**, the Town Board has duly advertised the position and determined Elizabeth "Tilly" Strauss is best qualified to fill this open seat until the expiration of the term.

**NOW, THEREFORE**, be it

**RESOLVED** that Elizabeth "Tilly" Strauss is hereby appointed as the North East Town Clerk to fill the unexpired term of Gail Wheeler with an unexpired term ending December 31, 2022, the appointment to take effect immediately and end on December 31, 2022.

MOTION: Councilman Kaye  
SECOND: Councilwoman Morrison

SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

The Resolution was carried by a 5-0 vote of the Town Board members on September 21, 2021.

### **Irondale Road Drainage Project:**

Supervisor Kennan noted that the Town had previously issued a request for proposals for repair and reconstruction of drainage on Irondale Road. No bids were received. The Supervisor indicated that a motion would be in order to authorize the Town's Highway Superintendent to re-issue a request for bids for this project.

Following a motion offered by Councilman Fedele and seconded by Councilman Kaye, the Highway Superintendent was authorized to re-issue the request for proposals, by the following votes:

Supervisor Kennan	Voted AYE
Councilman Fedele	Voted AYE
Councilman Kaye	Voted AYE
Councilman Midwood	Voted AYE
Councilwoman Morrison	Voted AYE

### **Appointment of Girvin & Ferlazzo as Special Counsel to Town of North East:**

The following Resolution was read by Supervisor Kennan.

#### **RESOLUTION #1292021**

#### **TOWN BOARD OF THE TOWN OF NORTH EAST**

#### **RESOLUTION APPOINTING GIRVIN & FERLAZZO, P.C., AS SPECIAL COUNSEL TO THE TOWN OF NORTH EAST**

**WHEREAS**, the Town of North East is wishing to retain Counsel to represent it on certain code enforcement issues; and

**WHEREAS**, the firm of Girvin & Ferlazzo, P.C. is familiar with the Town of North East and is currently representing the Planning Board of the Town of North East; and

**WHEREAS**, the firm of Girvin & Ferlazzo, P.C. is prepared to assist the Town on certain code enforcement matters as requested by the Town Supervisor.

**NOW, THEREFORE, be it**

**RESOLVED**, that the Board hereby retains Girvin & Ferlazzo, P.C., as counsel in connection with certain code enforcement matters, based on a fee schedule of \$225 per hour as contained in the Letter of Engagement and Retainer dated September 20, 2021.

MOTION: Councilman Midwood  
SECOND: Councilwoman Morrison

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SUPERVISOR KENNAN	Voted AYE
COUNCILMAN FEDELE	Voted AYE
COUNCILMAN KAYE	Voted AYE
COUNCILMAN MIDWOOD	Voted AYE
COUNCILWOMAN MORRISON	Voted AYE

The Resolution was carried by a 5-0 vote of the Town Board members on September 21, 2021.

**Public Comment:**

There was no public comment.

**Adjournment:**

A motion to adjourn was made by Councilwoman Morrison and seconded by Councilman Fedele. All members of the Board voted in favor.

The meeting was adjourned at 6:12 pm.

Respectfully submitted,

/s/ Marcella Wheatley  
Deputy Town Clerk

Approved: 10/14/2021