

**Regular Monthly Meeting
Caledonia Town Board
January 9, 2020**

The Regular Monthly Meeting of the Town Board of the Town of Caledonia was held January 9, 2020 at 7:00 P.M., at the Town Hall, 3109 Main Street, Caledonia, NY.

Supervisor Pangrazio called the meeting on order and led in the Pledge of Allegiance.

<u>PRESENT:</u>	Supervisor	Daniel Pangrazio
	Councilman	Mark Rothrock
	Councilwoman	Pam Rychlicki
	Councilman	Todd Bickford
	Councilman	Tim Anderson
	Town Clerk	Laurie Sattora

ATTORNEYS: Dwight Kanyuck.

ABSENT: No One.

OTHERS: Highway Superintendent Mark Schroeder, Code Enforcement Officer Tom Perkins.

ATTENDEES FROM SIGN IN SHEET: Jamie Littleton, Keith Stein, Sue Spencer, Kathy Stolleby, Chris Leonard, Megan Kellen, Troy Kolb, Colin Guldenschuh, Kevin Flint, Kate Millar, Jennifer Schamberger, Noah Carnes, Brandon Littleton, Bill Stevens.

RESOLUTION 38- 2020

DECEMBER 12, 2019 MINUTES

On motion of Councilwoman Rychlicki seconded by Councilman Rothrock the following resolution was ADOPTED- Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Anderson Nay- 0 Absent-0
RESOLVED, that the minutes of December 12, 2019 be approved as presented

RESOLUTION 39-2020

DECEMBER 30, 2019 MINUTES

On motion of Councilman Bickford seconded by Councilman Anderson the following resolution was ADOPTED- Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Anderson Nay- 0 Absent-0
RESOLVED, that the minutes of December 30, 2019 be approved as presented.

RESOLUTION 40-2020

JANUARY 2, 2020 MINUTES

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED- Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Anderson Nay- 0 Absent-0
RESOLVED, that the minutes of January 2, 2020 be approved as presented.

OPEN FORUM

SUSAN SPENCER-On Behalf of Kathleen Krenzer Stein

Susan Spencer read a letter on behalf of Kathleen Krenzer Stein regarding the Horseshoe Solar Project and some of the comments and actions that occurred at the December 12, 2019 Board Meeting.

Copies of the letter are on file at the Town Office. Some of the Key Points that Mrs. Stein addressed in the letter that was read by Mrs. Spencer were:

- Setbacks – Mrs. Stein feels that the requested setback of 1000 feet as guideline set forth in the Open Forum presentation is unreasonable.
- Moratorium - Mrs. Stein feels that the idea of a moratorium 16 months after initial contact is a knee-jerk reaction by the Board. The Town Attorney used the phrase “knee-jerk” reaction and the audience read that it is just that. Mrs. Stein felt that the Supervisor looked directly at a member of the audience and spoke to them about the topic of a moratorium being brought up later in the meeting, it gave the perception that this idea was previously discussed outside of the Board meeting. The idea of a moratorium reflects that the current law is not sufficient indicating that past Boards were not doing a thorough job. Revision of the existing law should be for future projects going forward and not this project.
- Tax Value- The proposed properties in the project that may be converted to solar if the project is approved currently bring in a total tax revenue of \$31,299.00. Of the acres that are to be developed, the overall potential tax revenue of taxes at \$430/acre which was previously discussed is on the low end, it would create a tax revenue of over \$500,000.00 plus the continuing revenue on the non-developed acres. This is an extraordinary increase in tax revenue.
- Would like this letter to be made as a matter of record and part of the moratorium.

Town Clerk Laurie Sattora gave a copy of the letter to Attorney Kanyuck and will keep on file.

DWIGHT KANYUCK – ATTORNEY -SOLAR MORATORIUM AND HORSESHOE SOLAR -ARTICLE 10 UPDATE

Attorney Kanyuck updated those in attendance on the Article 10 Proposed Project, the Proposed Moratorium and how it impacts the proposed Article 10 Project. What an Article 10 Project is:

- KEY PROVISIONS OF THE ARTICLE 10 PROCESS
 - Preempts local and other state agency approvals
 - Exceptions for certain DEC permits, but review coordinated
 - Supercedes SEQR
 - Approval decision for project made by 7- member State Siting Board
 - Chairs/Commissioners of five state agencies: The Public Service Commission (PSC), Department of Health, Department of Environmental Conservation (DEC), Empire State Development, and NYSERDA.
 - Two local members are nominated by the municipalities and counties hosting the project.
 - Local Municipalities (e.g., Town Boards, Planning Boards, and Zoning Boards) have NO approval authority over the project.
 - Municipalities participate as parties and receive intervenor funding to aid in participation.
 - Preference given if projects comply with local laws.

TOWN LAWS – Existing Town Laws are considered as part of the review process and the Siting Board can override Local Laws. Horseshoe Solar has not submitted a formal application yet. Since March of 2019, the Town has submitted comments and has requested additional time for comments since the project has expanded.

MORATORIUM – The Proposed Moratorium puts a hold on Town approval for future projects. It does not delay or impact existing proposed or already approved projects. The Article 10 proposed project is not directly affected by the moratorium. The Siting Board usurps authority over Town’s approval so legally the Moratorium is not directly impacted. If an application is submitted, and the current law does change then it can possible indirectly impact the project if the Siting Board allows it.

SITING BOARD NOMINEES – Unfortunately two nominees have been picked and the two names that the Town of Caledonia submitted were overlooked. Letters have been sent and a motion has been filed for removal of the one nominee, but no response has been received yet on this matter.

KEITH STEIN – requested if the Town could look into expanding the Water line from where the AGL Park. Supervisor Pangrazio stated that Livingston County is working on a County wide water study for the area.

ANNOUNCEMENTS/COMMITTEES

Supervisor Pangrazio reviewed the following communications with the Board:

- Fire District Special Election proposition vote February 18, 2020 to establish a Capital Reserve Fund.
- Letter from Livingston County Economic Development congratulating Mr. Larzelere for the Downtown Enhancement Program to his storefront at 3127 Main St.
- A copy of letter that Mr. Robert Molisani School Superintendent sent to NYS DOT regarding extending the school zone to include the entrance to the High School for safety reasons.
- February 19th at the Caledonia Highway Garage Elected Officials are invited to meet with the local representatives about local road improvements.

DEPARTMENTS/COMMITTEES

SUPERVISOR PANGRAZIO

Supervisor Pangrazio wanted to address the comments from Mrs. Stein’s letter regarding the moratorium being a knee-jerk reaction. The proposed moratorium is not a knee jerk reaction. The purpose of the moratorium is to work on the existing local law regarding Solar and also update the regulations pertaining to Battery Storage. The Town has started working on reviewing the existing Solar Law and is considering modifications to amend it.

CODE ENFORCEMENT – TOM PERKINS

Code Enforcement Officer Tom Perkins updated the Board on the following items:

- FEMA is working on a 3-year project to redo all the existing flood maps.
- SuitCote will be installing additional tanks in the spring which were part of the original site application.

SUPERVISOR PANGRAZIO – BUILDING AND GROUNDS

Supervisor Pangrazio updated the Board that the windows in the upstairs have now been fixed.

MARK SCHROEDER – HIGHWAY SUPERINTENDENT

Highway Superintendent Mark Schroeder updated the Board on the following projects that the Highway Department has been working on:

- The new truck is in and working great.
- Lewis Tree is grinding the brush pile in the next week and mulch will be going to Zoladz.

- Attended the recent FEMA training session.
- Barry is out on medical leave and Larry Heins is filling in for him while he is out. Barry started for the Town in April of 2003 and only missed two Saturdays in all the years he worked for the Town.

TOWN CLERK'S REPORT-DECEMBER 1, 2019 – DECEMBER 31, 2019

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Conservation	Conservation	2	5.01
	Marriage Lic.	MARRIAGE LICENSE FEE	3	52.50
			Sub-Total:	\$57.51
A1603	MISCELLANEOUS CASH	Death Certificates	2	20.00
			Sub-Total:	\$20.00
A2130	MISCELLANEOUS CASH	Landfill - \$10.00	176	1,760.00
			Sub-Total:	\$1,760.00
A2544	Dog Licensing	Female, Spayed	9	54.00
		Male, Neutered	12	72.00
		Male, Unneutered	2	24.00
		Late Fee-\$5.00	7	35.00
			Sub-Total:	\$185.00
Total Local Shares Remitted to Town Supervisor				\$2,022.51
Amount paid to:	NYS Ag. & Markets Animal Population Control Fund			27.00
Amount paid to:	NYS Environmental Conservation			389.99
Amount paid to:	State Health Dept. For Marriage Licenses			67.50
Total State, County & Local Revenues:				\$2,507.00
Total Non-Local Revenues:				\$484.49

RESOLUTION 41-2020

TOWN CLERKS MONTHLY REPORT

On motion of Councilman Bickford seconded by Councilman Anderson the following resolution was ADOPTED- Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Anderson Nay- 0 Absent-0
RESOLVED, that the Clerk's monthly report is approved as presented.

OLD BUSINESS

The Board reviewed the Rules and Regulations for Non-Highway and Highway Employees for the Town.

NEW BUSINESS

RESOLUTION 42-2020

LEASE AGREEMENT CALEDONIA RIFLE AND GUN CLUB

On motion of Councilman Bickford seconded by Councilman Anderson the following resolution was ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Bickford, Anderson Absent –0 Nay-0
RESOLVED, that Supervisor Pangrazio is authorized to sign the Lease Agreement with the Caledonia Rifle & Gun Club and the annual rent is set at \$1000.00 for the year.

RESOLUTION 43-2020

RULES AND REGULATIONS FOR NON-HIGHWAY EMPLOYEE

On motion of Councilwoman Rychlicki seconded by Councilman Rothrock the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that the Town Board approves the Rules and Regulations for Non-Highway Employees.

RESOLUTION 44-2020

RULES AND REGULATIONS FOR HIGHWAY EMPLOYEES

On motion of Councilman Anderson seconded by Councilman Bickford the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that the Town Board approves the Rules and Regulations for Highway Employees.

RESOLUTION 45-2020

FUND BALANCE POLICY

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that the Town Board has reviewed its Fund Balance Policy and adopts the current policy which is on file in the Town Office.

RESOLUTION 46-2020

TRANSFER-GENERAL A

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that Supervisor Pangrazio is authorized to make the following budgetary transfers:

FROM: A200	\$20,000.00
TO: A201 CASH IN TIME DEPOSITS	\$20,000.00

RESOLUTION 47-2020

TRANSFER – GENERAL B

On motion of Councilman Bickford seconded by Councilman Anderson the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that Supervisor Pangrazio is authorized to make the following budgetary transfer:

FROM: B200	\$20,000.00
TO: B201CASH IN TIME DEPOSITS	\$20,000.00

RESOLUTION 48-2020

TRANSFER-HIGHWAY

On motion of Councilwoman Rychlicki seconded by Councilman Rothrock the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that Supervisor Pangrazio is authorized to make the following budgetary transfers:

FROM: DB201 CASH	\$37,000.00
TO: DB200	\$37,000.00

RESOLUTION 49-2020

TRANSFER TO BUILDING CAPITAL RESERVE

On motion of Councilman Bickford seconded by Councilman Anderson the following resolution was

ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Absent –0 Nay-0

RESOLVED, that Supervisor Pangrazio is authorized to make the following budgetary transfer

FROM: A200	\$50,000.00
TO: A231 CASH IN TIME DEPOSITS	\$50,000.00

REVIEW OF SUPERVISORS REPORT

All Board Members have received via e-mail prior to the board meeting copies of the Monthly Supervisor’s Report which includes up to date Trial Balances and Budget to Actual revenues and expenditures and trial balances. All Board Members signed off on all the reports.

AUDIT OF ABSTRACT OF PAID VOUCHERS AND TRIAL BALANCES

The Board audited the Abstract of paid Vouchers and trial balances.

RESOLUTION 50-2020

PAYMENT OF BILLS

On motion of Councilman Anderson seconded by Councilman Bickford the following resolution was

ADOPTED- Aye- Pangrazio, Anderson, Rothrock, Rychlicki, Bickford Nay- 0 Absent-0

RESOLVED, that the bills be paid in the following amounts:

GENERAL FUND A – Voucher #'s 3-13,15-21	\$ 7,322.84
GENERAL FUND B – Voucher # 1,2,14,21	\$ 3,123.45
HIGHWAY FUND DB – Voucher #'s 1-7	\$ 6,839.10
GRAND TOTALS	\$ 17,285.39

On motion to adjourn by Councilman Anderson seconded by Councilwoman Rychlicki and carried by all, the board meeting was adjourned.

Respectfully Submitted,

Laurie Sattora
Town Clerk