

**Regular Monthly Meeting
Caledonia Town Board
May 13, 2021**

The Regular Monthly Meeting of the Town Board of the Town of Caledonia was held May 13, 2021 at 7:00 P.M., at the Town Hall, 3109 Main Street, Caledonia, NY.

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

RESOLUTION 70-2021

ACCEPTING JOHN PIKE II RESIGNATION FROM PLANNING BOARD

On motion of Councilwoman Rychlicki seconded by Councilman Rothrock the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford Nay- 0

RESOLVED, the Board has accepted John Pike II’s resignation from the Town Planning Board.

RESOLUTION 71-2021

APPOINTING JOHN PIKE II TO THE TOWN BOARD

On motion of Councilman Bickford seconded by Councilwoman Rychlicki the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford Nay- 0

RESOLVED, that John Pike II be appointed to the Town Board to fulfill a vacant seat.

JOHN PIKE II – OATH OF OFFICE

Supervisor Pangrazio asked Town Clerk Seth Graham to give John Pike II the Oath of Office.

Town Clerk Seth Graham gave John Pike II the Oath of Office and John Pike II signed the Oath book.

<u>PRESENT:</u>	Supervisor	Daniel Pangrazio
	Councilman	Mark Rothrock
	Councilman	Todd Bickford
	Councilman	John Pike II
	Councilwoman	Pam Rychlicki
	Town Clerk	Seth Graham

ATTORNEYS: Dwight Kanyuck

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

ATTENDEES FROM SIGN-IN SHEET: Keith Stein, Alexandria Rowen, Michael Howlett, Matt Halladay, Bill Middleton

RESOLUTION 72-2021

APRIL 8, 2021 MINUTES

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford Nay- 0

RESOLVED, that the minutes of April 8, 2021 be approved.

OPEN FORUM

MATT HALLADAY – GENESEE VALLEY CONSERVANCY

- Howlett Farms would like to apply for the Farmland Protection Program and needs a letter of support from the Town Board.
- The Farmland Protection Program buys conservation easements on farmland.
- The land will have permanent restrictions on commercial, residential, and industrial uses in perpetuity.

MIKE HOWLETT – HOWLETT FARMS

- Asked the Board for support to preserve the land for future generations of the family.
- Understands that the easement is binding to the land and is permanent.

ANNOUNCEMENTS/COMMUNICATIONS

Supervisor Pangrazio reviewed the following communications with the Board:

- Grievance Day is May 25, 2021 from 4pm-8pm
- Seniorama is May 22nd at Willow Creek in Lakeville.
- Teen Recognition will be held at Vintage Drive in Avon on May 26, 2021.
- Received a letter from Livingston County Economic Development stating Big Springs Museum was awarded a grant of \$4,350.00 to make improvements to their building.
- NYSACHO Summary State Re-opening/Gathering Restriction Changes
- New York State Department of Transportation CHIPS Program Budget Proposal
- Agenda from Livingston County's May 2021 County Planning Board Meeting
- Livingston County Environmental Management Council Annual Report 2020
- 2021 Economic & Infrastructure Development Grants
- Livingston County Water & Sewer Authority Executive Director Announcement

DEPARTMENTS/COMMITTEES

CODE ENFORCEMENT OFFICER – TOM PERKINS

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

- Two new single-family homes are under construction.
- Received many calls for new additions, however rising costs of construction and building materials may be holding back projects.
- Livingston Associate's Warehouse on River Road is complete and looking great.
- Received a complaint about a property on Ellicott Road where there are many unlicensed vehicles in the front lawn. Currently working to remedy the situation.

SOLAR/BATTERY STORAGE UPDATE

- Supervisor Pangrazio updated the Board on the proposed solar and battery storage law.
- The new law is going to be reviewed at tonight's Livingston County Planning Board meeting.
- The solar committee spent many hours on the new proposed local law and the Livingston County Planning Director was extremely impressed with the new law.
- Attorney Dwight Kanyuck updated the Board that he spoke with the staff at Livingston County Planning and they commented it was one of the best solar and battery storage laws they have ever seen thus far.

PLANNING BOARD – PAM RYCHLICKI

Councilwoman Rychlicki updated the Board on the following items:

- A minor subdivision was passed by the Board.

BUILDINGS/GROUNDS – SUPERVISOR PANGRAZIO

Supervisor Pangrazio had nothing to report on buildings and grounds.

HIGHWAY DEPARTMENT – MARK SCHROEDER

Highway Superintendent Mark Schroeder updated the Board on the projects that the Highway Department has been working on over the past month. They include:

- 15 streetlights are being converted to new LED streetlights.
- The Highway crew cleaned the cemetery.
- Ordered new flags for Memorial Day.
- Discussed power washing the fence at the cemetery.
- Received \$23,114.94 in CHIPS money.
- The farmer taking newspapers from the Transfer Station will no longer be taking them. Casella will be taking them for free and sort them from our recycling bins.
- A document Shred-a-thon is happening on Saturday, June 12, 2021 – 8:30 a.m. to 11:30 a.m. at the Town of Pavilion, One Woodrow Rd., Pavilion.
- The Army Truck sold for \$7,100 at the auction.
- Graney Rd is finished and looks great.
- Tree work and gravel on Feeley road is complete.
- School sidewalks are complete.
- Met with a rep from Sourcewell who provide real-time GPS Diagnostics for trucks. Will discuss as budget is closer.
- Hired Vinny Molisani as Summer Laborer.

TRAFFIC SAFETY – MARK SCHROEDER

Highway Superintendent Mark Schroeder had nothing to report on traffic safety.

SETH GRAHAM TOWN CLERK'S MONTHLY REPORT – APRIL 2021

<u>Account#</u>	<u>Account Description</u>	<u>Fee Description</u>	<u>Qty</u>	<u>Local Share</u>	
A1255	Conservation	Conservation	9	16.77	
	Marriage Lic.	MARRIAGE LICENSE FEE	1	17.50	
	MISCELLANEOUS	Marriage Certificate	3	30.00	
			Sub-Total:	\$64.27	
A1603	MISCELLANEOUS CASH	Death Certificates	22	220.00	
			Sub-Total:	\$220.00	
A2130	MISCELLANEOUS CASH	Landfill - \$10.00	184	1,840.00	
			Sub-Total:	\$1,840.00	
A2544	Dog Licensing	Female, Spayed	12	72.00	
		Female, Unspayed	1	12.00	
		Male, Neutered	11	66.00	
	Late Fee	Late Fee	2	10.00	
			Sub-Total:	\$160.00	
B2110	PLANNING/ZONING	Building Permits	8	1,198.00	
		Minor Subdivision	1	150.00	
			Sub-Total:	\$1,348.00	
				Total Local Shares Remitted:	\$3,632.27
Amount paid to:	NYS Ag. & Markets Animal Population Control Fund			26.00	
Amount paid to:	NYS Environmental Conservation			655.23	
Amount paid to:	State Health Dept. For Marriage Licenses			22.50	
Total State, County & Local Revenues:		\$4,336.00	Total Non-Local Revenues:		\$703.73

RESOLUTION 73-2021

CLERK'S REPORT

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

OLD BUSINESS

OTHER – PAM RYCHLICKI

Councilwoman Rychlicki discussed the cemetery project with the Boy Scouts. The work on the sign project is still in progress. Councilwoman will update the Board at a later date.

NEW BUSINESS

RESOLUTION 74-2021

JULY BOARD MEETING DATE CHANGE

On motion of Councilman Rothrock seconded by Councilman Bickford the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Pike Nay- 0

RESOLVED, that the July Town Board Meeting date be changed from July 15th to July 8th.

INTRODUCTION OF LOCAL LAW #2 – DWIGHT KANYUCK

Supervisor Pangrazio introduced Local Law #2 – Solar and Battery Energy Storage Law. Supervisor Pangrazio discussed some of the changes in the Local Law and the Battery Storage portion of the law.

RESOLUTION 75-2021

LOCAL LAW NO. 2 OF 2021

SEQR LEAD AGENCY, LIVINGSTON COUNTY PLANNING BOARD REVIEW, SEQR EAF REVIEW, SET PUBLIC HEARING DATE JUNE 7, 2021

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was ADOPTED – Ayes-5 (Pangrazio, Rothrock, Rychlicki, Bickford, Pike)

Absent- 0

Nay- 0

**RESOLUTION
OF THE TOWN BOARD
OF THE TOWN OF CALEDONIA**

May 13, 2021

**RESOLUTION INTRODUCING THE PROPOSED
LOCAL LAW NO. 2 OF 2021 AND RELATED SEQRA EAF
FOR REVIEW, ESTABLISHING SEQRA LEAD AGENCY,
REFERRING PROPOSED LOCAL LAW NO. 2 OF 2021
TO THE LIVINGSTON COUNTY PLANNING BOARDS
AND SETTING A PUBLIC HEARING**

WHEREAS, the Town Board of the Town of Caledonia (“Town”) commissioned a team consisting of members of the Town Board, Planning Board, County Planning Board, code enforcement, Town engineer, and attorneys for the Town, (the “Solar Law Review Team”), to review and propose revisions to the existing local law regulating solar energy systems, known as

Local Law No. 2 of 2016 (the “Existing Solar Law”), and develop regulations for battery energy storage systems; and

WHEREAS, the Solar Law Review Team has developed a proposed Local Law No. 2 of 2021, annexed hereto as Exhibit A (the “Proposed Local Law”), to amend and restate Chapter 106 of the Town Code to revise the existing regulations for solar energy systems and provide regulations for battery energy storage systems; and

WHEREAS, the solar energy system and battery energy storage system regulations are guided by the NYSERDA model solar energy and battery energy storage system local laws, provisions adopted by other towns in Livingston County and other counties in Western New York, and recommend substantive changes as compared to the Existing Solar Law with respect to application requirements, design standards, protection of agricultural resources and adjacent non-participating properties, and decommissioning plans; and

WHEREAS, the Proposed Energy Storage Regulations provide regulations for the siting, construction, operation, and decommissioning of battery energy storage systems within the Town and is based on the Model Battery Energy Storage Law developed by NYSERDA for New York municipalities and has been tailored to be consistent with the siting standards set forth in the Proposed Solar Farm Regulations; and

WHEREAS, adoption of the Proposed Local Law could be considered a Type I action under the State Environmental Quality Review Act (“SEQRA”), pursuant to 6 N.Y.C.R.R. §617.4(b)(2), because it may be considered to be changing the allowed uses within an area of more than 25 acres within the Town; and

WHEREAS, Part 1 of a Long Form SEQRA Environmental Assessment Form (“EAF”), annexed hereto as Exhibit B, has been prepared for the Proposed Local Law; and

WHEREAS, the Proposed Local Law is required to be referred to the Livingston County Planning Board pursuant to General Municipal Law § 239-m; and

WHEREAS, the Proposed Local Law is subject to the notice and hearing requirements of Town Law § 264.

NOW, THEREFORE, IT IS RESOLVED that the Proposed Local Law is introduced for consideration by the Town Board; and

RESOLVED, that, pursuant to 6 N.Y.C.R.R. §617.6(b)(3)(i), the Town Board shall serve as Lead Agency for the SEQRA review of the Proposed Local Law; and

RESOLVED, that the Town Board accepts and directs the Town Supervisor to sign the EAF; and

RESOLVED, that the Town Board directs the Town Supervisor to arrange for the referral of the Proposed Local Law, EAF, and Existing Solar Law to the Livingston County Planning Board for review pursuant to General Municipal Law § 239-m;

and

IT IS HEREBY FURTHER RESOLVED that a public hearing before the Town Board at the Caledonia Town Hall regarding the Proposed Local Law and the SEQRA review for the Proposed Local Law is set for the 7th day of June 2021 at 5:00 P.M.; and

RESOLVED, pursuant to Town Law § 264, notice of the time and place of the public hearing shall be published in the *Livingston County News* at least ten days prior to the date of the public hearing; and

RESOLVED, pursuant to Town Law § 264, at least ten days prior to the date of the public hearing, written notice of the Proposed Local Law shall be mailed or personally delivered to the Clerks of the Towns of Wheatland, Rush, Village and Towns of Avon, Village of Caledonia, Towns of LeRoy, York and Pavilion, the Genesee Valley Parks Genesee Region, NYS Parks Commission, the Clerk of the Genesee County Board of Supervisors, and the Clerk of the Monroe County Legislature, NYS DEC, and NYS Parks.

May 13, 2021

RESOLUTION 76-2021

LETTERS OF SUPPORT FOR AG FARMLAND GRANT PROGRAM

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki Nay- 0 Abstain- Bickford, Pike

RESOLVED, that Supervisor Pangrazio is authorized to send letters to David Behm manager of the Farmland Protection Program with NYS Ag & Markets in support for Howlett Farm’s applications for a Farmland Protection Implementation Grant.

RESOLUTION 77-2021

APPOINTING KEVIN KEENAN TO THE PLANNING BOARD

On motion of Councilman Pike seconded by Councilman Rothrock the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Pike Nay- 0

RESOLVED, that Kevin Keenan be appointed to the Town Planning Board to fulfill John Pike II’s term.

RESOLUTION 78-2021

BUDGET TRANSFER – CONSOLIDATED HIGHWAY AID TO GENERAL REPAIRS

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Pike Nay- 0

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

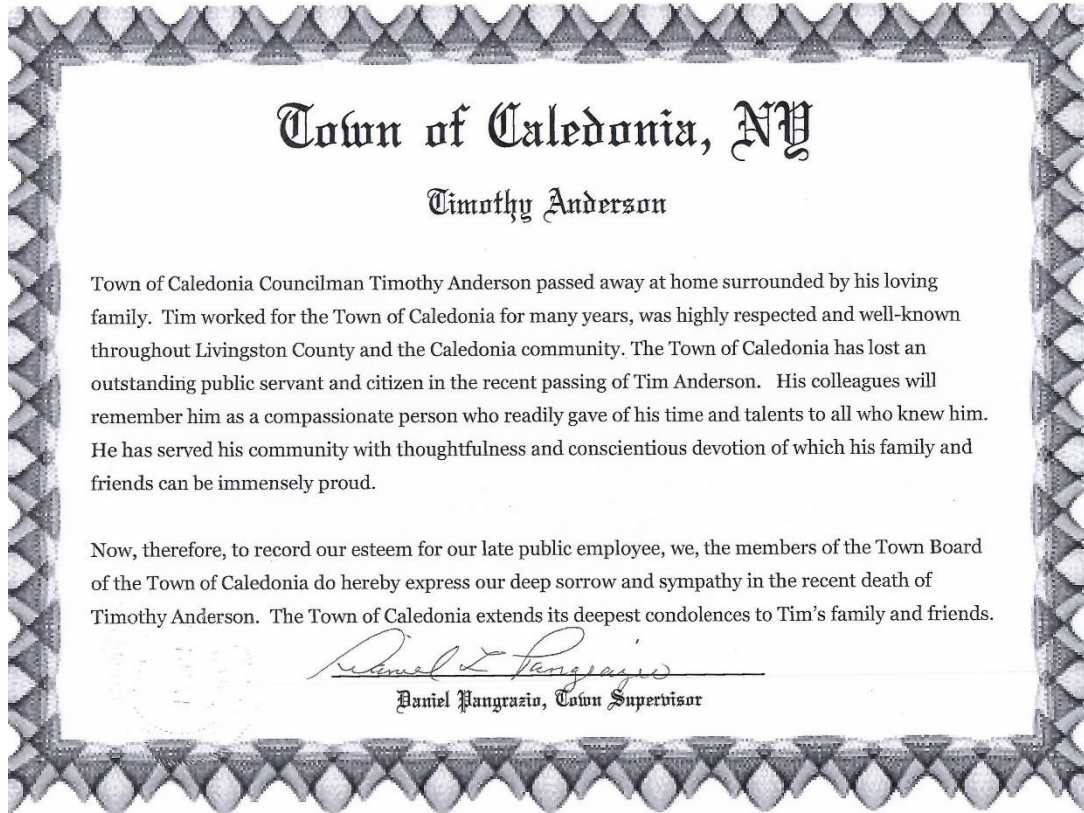
DB5110.400 – General Repairs	\$23,114.94 - DEBIT
DB3501 – Consolidated Highway Aid	\$23,114.94 – CREDIT

RESOLUTION 79-2021

MEMORIAL RESOLUTION FOR TIMOTHY ANDERSON

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Pike Nay- 0

RESOLVED, that the Town Board and the Staff of the Town of Caledonia honor the life and the career of



AUDIT OF ABSTRACT OF PAID VOUCHERS AND TRIAL BALANCES

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

RESOLUTION 80-2021

PAYMENT OF BILLS

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED – Aye- Pangrazio, Rothrock, Rychlicki, Bickford, Pike Nay- 0

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

GENERAL FUND A	Voucher #'s 137-168	\$ 12,504.24
GENERAL FUND B	Voucher #'s 148, 150, 152, 161	\$ 637.37
HIGHWAY FUND DB	Voucher #'s 60-73	\$152,374.07
GRAND TOTALS:		\$165,515.98

On motion to adjourn by Councilman Rothrock seconded by Councilman Bickford and carried by all, the board meeting was adjourned.

Respectfully Submitted,

Seth Graham
Town Clerk