

## **Town Board Meeting January 10, 2022**

Supv. Crossen called the monthly meeting of the Alabama Town Board to order at 7:00 p.m. Roll Call was taken, Councilperson Fisher, LaGrou, Veazey and Supv. Crossen were present. Present via zoom: Councilperson Klotzbach. Also present were Supt. Covell and Dave Bencic. Also present via zoom: Attorney Boylan, Mark Masse, Wendy Kingsland and Kaylen Olwein,

**Privilege of the Floor** None

### **Highway**

#### **NYSDOT Snow and Ice Adjustment/Calculation 2021/22 Snow & Ice Season**

Councilperson Fisher offered the following resolution

WHEREAS, the Town of Alabama is under contract with the New York State Department of Transportation to provide snow and ice control on specified State roads within the Town and,

WHEREAS, the base agreement, a five-year contract (No. D014801) commencing July 1, 2019 and ending June 30, 2024, was approved at the March 9, 2020 Town Board Meeting and,

WHEREAS, the NYSDOT Municipal Snow & Ice Program Agreement Adjustment/Calculation Worksheet for Index Lump Sum Agreements for the 2021/22 Snow & Ice Season show an estimate of \$230,585.71, an increase of \$37,727.16 from the original base season estimate of \$192,858.55 from the current agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes Supervisor Crossen to execute the NYSDOT Municipal Snow & Ice Program Agreement Adjustment/Calculation Worksheet for Index Lump Sum Agreements for the 2021/22 Snow & Ice Season with an increase of \$37,727.16.

The resolution was seconded by Councilperson LaGrou and approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

**PIVOT Backup** – Supt. Covell & Clerk Borkholder would like to sign up for the PIVOT backup program through Millennium Computers at a cost of \$40 per computer. Disc. Held.

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to allow Supt. Covell and Clerk Borkholder to get the PIVOT backup program through Millennium Computers at a cost of \$40 per computer. Approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

### **Purchase from Bid Sheets**

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to allow Supt. Covell to purchase from bid sheets that meet New York State piggybacking laws. Approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

### **Road Striping and Signage**

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to allow Supt. Covell to spend money from A3310 for road striping and signage. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Communications**

The Gen. Co. Youth Bureau is looking for nominations for annual awards.

Association of Towns sent information on various training opportunities.

Highway Update – Supt. Covell:

Windstorm Mid-December – extensive cleanup of trees on various roads.

Roberts Rd. ditching project

Corrected placement of snowmobile crossing on Casey Road.

Worked w/Pembroke to re-do Sandhill Rd. turnaround.

Water Dist. #1 leak found by Supv. Crossen at Community Building, it was on their end of the water connection, didn’t use proper fittings and they failed. Morsch was hired by the State to correct it.

Cemetery vault is full. Oakfield has room in theirs if it is needed.

Covid has affected the highway dept. Shop is closed to the public.

Town Hall roof repaired from wind storm in December.

Water Dist. #1 – disc. on water loss from Community Building leak. Supv. Crossen will work with Attorney Boylan to send a bill to NYS for the lost water. Approx. \$15,000-\$16,000.

**Appointments**

<b>Position</b>	<b>Name</b>
Cleaner	Debra Falker
Alabama Cemetery Caretaker	Jeffrey Covell
Buildings/Grounds Maintenance	Jeffrey Covell
Town Attorney	Mark Boylan
Large Project Administrator	Mark Boylan
Water System/Treatment Plant Operator WD1	John Asmus
Zoning/Planning Board Clerk	Leslie Moma
Historian	Joe Cassidy
Court Clerk	Sara Sauka
CEO/ZEO	Michael Morris
Bingo Inspector	Anthony Mudrzynski
Planning Board Member (5 yr term)	William McGorray
Planning Board Member (5 yr term)	Lorna Klotzbach
Zoning Board Member (5 yr term)	David Bencic
Zoning Board Member (5 yr term)	Kenneth Anderson
Assistant to the Supervisor	Rebecca Borkholder

MOTION By Councilperson Veazey, seconded by Councilperson LaGrou to make the appointments as listed above. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Planning Board Chairman

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to appoint Carl Kumpf interim planning board chairman. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Supervisor Appointments**

Deputy Supervisor – Kevin Fisher  
Historian -- Joseph Cassidy  
Bookkeeper – Mary Jo Hinkson

**Highway Supervisors' Appointment** -- Deputy Highway Superintendent – Scott Harkness

**Town Clerk Appointment** -- Deputy Town Clerk – Samantha Duboy

**OFFICIAL UNDERTAKING OF MUNICIPAL OFFICIALS**

Councilperson Fisher offered the following resolution:

WHEREAS, various sections of New York State Town Law and Public Officers Law require that certain officials execute and Official Undertaking; and

WHEREAS, we, the Town Board of the Town of Alabama hereby require the Supervisor, Town Clerk, Tax Collector, Town Justice, and Highway Superintendent to execute said Official Undertaking as required by said law;

NOW, THEREFORE BE IT RESOLVED that we, the Town Board of the Town of Alabama approve the document entitled “Town of Alabama Official Undertaking of Municipal Officers” as to its form and manner of execution and the sufficiency of the insurance, and

BE IT FURTHER RESOLVED that said Official Undertaking containing the notarized signatures of those named municipal officials be filed in the Office of the Town Clerk, as well as the original copies of the insurance policies indicating the sufficiency of the sureties to indemnify the Town against losses which may arise from failure of such officials to properly discharge their duties.

**TOWN OF ALABAMA**  
**OFFICIAL UNDERTAKING OF MUNICIPAL OFFICERS**

WHEREAS, **Robert Crossen**, of the Town of Alabama, County of Genesee, New York, has been appointed to the Office of Supervisor of the Town of Alabama, and

WHEREAS, **Rebecca L. Borkholder** of the Town of Alabama, County of Genesee, New York, has been elected to the Office of Town Clerk of the Town of Alabama, and

WHEREAS, **Rebecca L. Borkholder** of the Town of Alabama, County of Genesee, New York, has been elected to the Office of Town Tax Collector of the Town of Alabama, and

WHEREAS, **Jeffrey Tauscher**, of the Town of Alabama, County of Genesee, New York, has been elected to the Office of Town Justice of the Town of Alabama, and

WHEREAS, **Pamela Thurber**, of the Town of Alabama, County of Genesee, New York, has been elected to the Office of Town Justice of the Town of Alabama, and

WHEREAS, **Jeffrey Covell** of the Town of Alabama, County of Genesee, New York, has been elected to the Office of Superintendent of Highways of the Town of Alabama, and

NOW, THEREFORE, we as respective officers above, do hereby undertake with the Town of Alabama that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all moneys or property received as a Town Officer, in accordance with the law; and

This undertaking of the Town Supervisor is further conditioned upon that he will well and truly keep, pay over and account for all moneys and property, including any special district funds, belonging to the Town and coming into his hands as such Supervisor; and

This undertaking of the Town Clerk is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Town Clerk; and

This undertaking of the Tax Collector is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Tax Collector; and

This undertaking of the Town Justice is further conditioned that he/she will well and truly keep, pay over and account for all moneys and property coming into his/her hands as such Town Justice; and

The Town does and shall maintain insurance coverage, presently with ENB Insurance, in the sum of \$1,000,000.00 for the Tax Collector, Supervisor and Town Clerk to indemnify against losses through the failure of the officers, clerks and employees covered thereunder faithfully to perform their duties or to account properly for all monies or property received by virtue of their positions or employment, and through fraudulent or dishonest acts committed by the officers, clerks and employees covered thereunder.

Councilperson Veazey seconded the motion, which was approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**RESOLUTION AUTHORIZING PARTICIPATION  
IN THE YEAR 2022 JOINT YOUTH PROGRAM**

Councilperson Fisher offered the resolution:

WHEREAS, the Town of Alabama has previously set up and administered a Joint Youth Program with the Village of Oakfield, Towns of Oakfield and Batavia, and

WHEREAS, the Town of Oakfield's contribution to this joint project has most recently been approved in the amount of **\$2,500.00**, and such contribution qualifies for a fifty percent (50%) NYS State Aid reimbursement, or the maximum allowable according to the State Aid Eligibility Summary for the Program Year as provided by Genesee County Division for Youth; and

WHEREAS, the Alabama Town Board has deemed this Joint Youth Project to be worthwhile and of distinct benefit to area Youth, and the Town wishes to continue participation in this youth project;

NOW THEREFORE, BE IT RESOLVED, that the Year 2022 Joint Youth Project as herein described, is approved, as is the Town's contribution of **\$2,500.00**.

Councilperson Veazey seconded the resolution which was approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Town Depositories** –

Motion by Councilperson Fisher, seconded by Councilperson LaGrou to use the Bank of Akron and M&T Bank for Town Depositories. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Town Board Meeting Dates and Times –**

MOTION by Councilperson LaGrou seconded by Councilperson Klotzbach to hold Town Board Meetings at 7:00 p.m. on the second Monday of the Month, and the fourth Monday as needed. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Planning Board Meetings**

MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach to hold Planning Board Meetings at 7:00 p.m. on the Third Monday of the Month. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Highway Superintendent School/Conference/Advocacy Day**

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to allow Highway Supt. Covell to attend the highway superintendent school, Fall conference and advocacy day in March.

Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Highway Superintendent Health Insurance**

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to pay for the Highway Superintendent’s Health Insurance as agreed to in the Union Contract. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Highway 284 Agreement**

**AGREEMENT FOR THE EXPENDITURE OF HIGHWAY MONEYS**

AGREEMENT between the Town Superintendent of the Town of Alabama, Genesee County, New York, and the undersigned members of the Town Board. Pursuant to the provisions of Section 284 of the Highway Law, we agree that moneys levied and collected in the Town for the repair and improvement of highways, shall be expended as follows:

1. GENERAL REPAIRS. The sum of \$243,030.00 shall be set aside to be expended for primary work and general repairs upon 32.40 centerline miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.
2. PERMANENT IMPROVEMENTS: The sum of \$165,392.00 shall be set aside for permanent repairs.

Due to COVID-19, the Town Board members are attending meetings via zoom, therefore a certification of the resolution approving this agreement is attached in lieu of original signatures from Board Members.

\_\_\_\_\_  
County Superintendent of Highways

\_\_\_\_\_  
Town Superintendent

NOTE: This agreement should be signed in duplicate by a majority of the members of the Town Board and by the Town Superintendent. Both copies must be approved by the County Superintendent. One copy must be filed in the Town Clerk’s office and one in the County Superintendent’s office. COPIES DO NOT HAVE TO BE FILED IN Albany.

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to approve the Highway 284 Agreement and have Supt. Covell sign it. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Fee Schedules**

**TOWN OF ALABAMA  
2022 Building Permit & Inspection Fee Schedule**

<b><u>Building Permits</u></b>	<b><u>Fee</u></b>
One & two family dwellings (to include attached garage)	\$.15 per sq ft
Multi-family dwellings (to include attached garage)	\$.15 per sq ft
Mobile homes (minimum 20ft wide and a minimum of 750 sq. ft of floor area)	\$100.00
Additions to dwelling (to include second story) (minimum fee \$50)	\$.15 per sq ft
Remodeling Permits (300 sq ft or more or 2 rooms) (minimum fee \$50)	\$.15 per sq ft
Garage -- Attached (minimum fee \$50)	\$.15 per sq ft
Garage -- Un-attached	Same as stick built structures
Handicap Ramp (Residential)	No Fee
Decks & porches 0 - 100 sq ft	\$25.00
Decks & porches 101 sq ft or more (minimum fee \$25)	\$.15 per sq ft
Accessory Building 0 - 150 sq. ft (pre-fab)	No Fee
Accessory Building 151 sq ft or more (pre-fab)	Same as stick built structures
Accessory structure 0 - 150 sq. ft (stick built)	\$25.00
Accessory structure 151-300 sq ft (stick built)	\$75.00
Accessory structure 301-499 sq ft (stick built)	\$125.00
Accessory structure 500-999 sq ft (stick built)	\$175.00
Accessory structure 1000 sq ft or more (stick built)	\$225.00
Chimney and solid fuel permits	\$40.00
Swimming pools, hot tubs & spas (above ground)	\$25.00
Swimming pools & cement ponds (in-ground)	\$50.00
Standby Generator Systems	No Fee
Non-Commercial Wind energy systems	\$30.00
Telecommunication tower up to 175ft	\$1,200.00
Telecommunication tower over 175ft add per additional ft --	\$25.00
Outdoor Special Events Permit	\$50.00
Permit Renewals	<b>See Zoning Fees</b>
Permit Extension	<b>See Zoning Fees</b>
<b><u>Demolition permit</u> (only needed for dwellings if not re-building)</b>	
	<b>\$30.00</b>
<b><u>State required Annual Fire inspections</u></b>	
Non-Residential Commercial, Public Assembly, Non-Profit Organizations	No Fee
Multi-Family dwellings 3-5 units; Multi-Family dwellings 6 units or more	No Fee
Misc. inspections	\$50.00
<b><u>Water tap in</u> * Any additional costs over \$1,250.00 to be paid by homeowner</b>	
	<b>\$1,250.00 *</b>

- Permit involving change of Occupancy shall be the same as for a New Building
- Electrical inspections are not included in building permit fees and must be purchased separately
- Septic system permits are not included in building permit fees and must be purchased separately
- All inspections are done in accordance with NYS uniform fire and building code

**TOWN OF ALABAMA**  
**2022 Zoning Fee Schedule**

<u>Zoning Permits</u>	<u>Fee</u>
Zoning Permit	\$50.00
Outdoor Special Event Permit	\$50.00
Accessory Structure 0 to 100 sq ft and handicap ramps	No Fee
Accessory Structure 101 to 150 sq ft	\$50.00
Wind Energy Systems	\$30.00
Standby Generator Systems	No Fee
<hr/>	
<b><u>Permit Extensions</u></b>	(one time only) \$25.00
<b><u>Permit Renewals</u></b>	(one time only then must re-apply for new permit) \$50.00
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<b><u>Pools, Hot tubs &amp; Spas</u></b>	(Code Specifications available at Town Clerk's Office)
In-ground (any size)	\$50.00
Above ground, 30 inches or more in depth or electric insp required	\$25.00
Above ground, 29 inches or less in depth (no electric)	No fee
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<b><u>Junk Yard License (Annual)</u></b>	\$100.00
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<b><u>Trailer Court</u></b>	\$100.00
Minimum annually up to ten (10) trailers, \$10.00 each additional trailer over 10	
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<b><u>Planned Unit Development**</u></b>	\$500.00
<i>**All costs incurred by Town of Alabama (i.e. consultants, attorneys etc.) shall be paid by applicant</i>	
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<b><u>Petitions</u></b>	
Petitions requiring a Public Hearing * **	\$140.00
Petitions not requiring a Public Hearing * **	\$100.00
Petitions to Town Board	* _ **
Petitions for variance for Handicap Ramps	No Fee
<i>Section 813 -- Public hearing and Notice Requirements. Town of Alabama Zoning Law</i>	
<i>When a public hearing is required by the Town of Alabama Zoning Law, the requirements set forth in this section, as well as the applicable requirements of the NYS Town Law, shall</i>	
<i>be followed. All costs for the public hearing including, but not limited to the legal ad(s), required mail notifications and posting of signs, shall be paid by the applicant.</i>	
<i>**All cost incurred by the Town of Alabama (i.e. consultants, attorney etc.)</i>	

<b><u>Subdivision</u></b>	* **	See Above for additional cost	
Preliminary Plot	* **		(+\$25 per each lot \$100.00
Subdivision Plot	* **		\$100.00
Review of site plan and SEQR by Town Engineer	* **		(+\$25 per each lot \$100.00

**Town Clerk Fees**

Zoning Law	Paper	Copy	\$15.00
Subdivision Law	Paper	Copy	\$10.00
Comprehensive Plan	Paper	Copy	\$15.00
Bad Check Fee			\$35.00
Copies (per page/side)			\$0.50
Replace Lost/Uncashed Checks			\$10.00

## *Alabama Cemetery Price List*

Lot price per grave . . . . . \$600.00

April 1<sup>st</sup> to Nov. 30<sup>th</sup>:

Adult interment charge* . . . . .	\$650.00
Child interment charge (up to 30 inches)*	\$350.00
Cremated remains interment (grave)*	\$350.00
Companion cremated remains interment (grave)*	\$450.00

\*Saturday/Sunday/Evenings after 3 p.m. Internments additional \$250.00

### Colibarium

One niche . . . . .	\$600.00
Interment (2 per niche) . . . . .	\$300.00 per cremation

### Other

Deed transfer . . . . .	\$50.00
Vault Storage . . . . .	\$150.00
Headstone Foundations up to 419 sq/in.. . . . .	\$300.00 minimum**

\*\*Over 420 sq. in. \$.60/sq. in.

**Dog License Fees for 2022**

**Spayed/Neutered Dog** \$7.00 (\$6.00 local fee plus \$1.00 state fee\*)

**Unspayed/Unneutered Dog** \$15.00 (\$12.00 local fee plus \$3.00 state fee\*)

**Purebred License**

- \$25.00 no more than 10 dogs (plus required state fees\*)
- \$50.00 11 to 25 dogs (plus required state fees\*)
- \$100.00 more than 25 dogs (plus required state fees\*)



\*Required state fees:

\*\$1.00 per spayed/neutered dog;

\*\$3.00 per unspayed/unneutered dog

**Dog Enumeration Fee:** \$25.00 if dog is not licensed by 6/30/2022  
**Replacement tag:** \$3.00 (upon tag replacement, a new license # will be issued)

**Impound Fee:** \$10.00 1<sup>st</sup>  
*Assessed to dog owner* \$20.00 2<sup>nd</sup>  
*NOT the Dog* \$30.00 3<sup>rd</sup> &more w/in 1 year from first time.

**Late Dog License Renewal Fee** \$5.00  
if renewed Aug. 1<sup>st</sup> or later.

### **Solar Energy Fee Schedule**

Tier 1 Solar Energy Systems  
Building Permit Fee: \$100

Tier 2 Solar Energy Systems\*  
Site Plan application fee: \$200  
Building Permit Fee: \$100

Tier 3 Solar Energy Systems\*  
Special Use Permit Application Fee: \$500 plus \$20 per acre of fenced in area  
Site Plan Application Fee: \$200 plus \$100 per acre of fenced in area  
Building Permit Fee: \$500 plus, \$.008 per square foot of panel area

Tier 4 Solar Energy Systems\*  
Special Use Permit Application Fee: \$500 plus \$20 per acre of fenced in area  
Site Plan Application Fee: \$200 plus \$100 per acre of fenced in area  
Building Permit Fee: \$500 plus, \$.008 per square foot up to 2.178 million square foot of panel area,  
plus \$.003 per square foot panel area over 2.178 million square foot of panel area

\*The Town may require any applicant to enter into an escrow agreement to pay for any and all engineering and legal cost associated with the review and any needed specialty studies.

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to adopt the Building, Zoning, Dog, Alabama Cemetery and Solar fee schedules as written. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**STAMP Fee Schedule** – disc. held. Councilperson LaGrou suggested a few changes. Supv. Crossen will make the changes and send it to the EDC for their review.

### **Official Newspaper**

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to name The Daily News as the official Newspaper for the Town. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

## **Town Board Committees 2022**

Solar – All Board members  
Wind – Councilperson Klotzbach and Fisher  
Water – Supv. Crossen and Councilperson Fisher  
STAMP – Supv. Crossen and Councilperson Veazey  
Court – Councilpersons LaGrou and Klotzbach  
Buildings – Councilpersons Fisher and Veazey  
Disaster Plan Review – Supv. Crossen  
Union Contract Negotiations – Supv. Crossen and Councilperson LaGrou  
Time Warner/Spectrum Negotiations – Supv. Crossen & Councilperson Klotzbach  
GAM -- Supv. Crossen and Councilpersons LaGrou & Fisher will rotate.  
Website – Supv. Crossen and Councilperson Klotzbach  
EDC Water/Sewer Works Town Board Representative – Supv. Crossen

**Solar** – working on weekly surveying, sent schedule to Supv.

Will have a virtual meeting on Jan. 31<sup>st</sup>, a public information meeting. Disc. held on Board Members attending. Wendy will send a link for the meeting to Becky.

MOTION by Councilperson Fisher, seconded by Councilperson Klotzbach to have a board meeting at 7:00 p.m., Monday, January 31<sup>st</sup> for the purpose of attending the virtual public information meeting given by EDPR (Alabama Solar). Approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

STAMP/Plug Power – Attorney Boylan sent an update to the Board:

### **JANUARY 2022** **PLUG POWER CONSTRUCTION UPDATE**

The Town's engineer, Wendel completed 8 site visits in December and made the following observations;

- The existing monitoring well was abandoned
- SWPPP inspections by the Plug Power engineer of record are taking place weekly.
- The SWPP mailbox is on site and contains the required inspection reports.
- Common fill was installed in areas outside the building pads. Building pad for liquefaction is complete.
- Crushed stone is being placed in areas of the site where wet soils have been encountered.
- A security fence was installed.
- Foundation excavation for storage spheres is underway. Rebar has been installed.
- Fiber Optic cable has been brought to the site from Crosby Road.
- A concrete washout area was installed.
- Additional construction trailers have been placed on site.

Wendel is currently in discussions with the Plug Power design and engineering team regarding the following items:

- Plug Power submitted plans for foundations of the two storage spheres which were approved by the Town of Batavia Building Inspector.
- Wendel was included in the coordination of a design and construction item regarding the discharge of the domestic sanitary sewer waste off site to the GCEDC holding tank.

-Wendel requested a scheduling and coordination meeting with the Plug Power team, the Town of Alabama and the Town of Batavia Building Inspector to discuss the construction schedule and plan approval schedule for the remainder of 2022 which will take place later this month .

**STAMP** – Mark Masse gave an update:

Jan. 14<sup>th</sup> will have a virtual site visit with a new company. Approx. 1.8 mil sq ft, 3,000 employees. Will find out more information on Friday.

Another company is working on their due diligence. Will be testing water.

Plans for the substation have been submitted.

Water line infrastructure contract to be awarded this week.

Plug Power is continuing to work on their site work.

EDC board to review the bill from the Town for interest on the 2017 BAN.

**Water/Sewer Works Representative**

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to appoint Robert Crossen as the water/sewer works representative. Approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

**Water Dist. #2**

**WATER DISTRICT #2  
PROJECT BUDGET MODIFICATIONS**

**Councilperson LaGrou offered the following resolution:**

**WHEREAS**, the Town of Alabama has received funding from Rural Development for their Water District #2 (“Project”); and

**WHEREAS**, the Town Board wishes to adjust project budget items to more accurately reflect actual costs and;

**WHEREAS**, Rural Development requires the Town Board to authorize all changes to the Administrative Budget as shown on the Form E; NOW, therefore be it

**RESOLVED**, that the Town Board of the Town of Alabama authorizes the following Budget modifications for the Project:

Industrial Appraisal Asset Inventory	Increase of	\$400.00
Net Interest	Increase of	309.05
Geotech Exploration (SJB Services)	Decrease of	14,357.00
Archeological Study (Deuel Archaeological)	Decrease of	1,010.00
Direct Expenditures	Increase of	55,539.08
Contingency	Decrease of	40,881.13

Councilperson Fisher seconded the resolution, which was approved by roll call vote:

C. Fisher – yes    C. LaGrou – yes    C. Klotzbach – yes    C. Veazey – yes    Supv. Crossen – yes

**Rescind Motion from 12/13/21**

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to rescind the motion from the Dec. 13, 2021 board meeting that reads as follows:

MOTION by Councilperson Klotzbach, seconded by Councilperson Fisher to re-pay a minimum of \$30,000 but no more than \$60,000 from the Town of Alabama Water Dist. #2 account to the Town of Alabama General Fund for the loan that was approved at the Sept. 29, 2021 Town Board meeting.

Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Water Dist. #2 Loan Resolution**

Councilperson Veazey offered the resolution:

Resolution Acknowledging the Interfund Loan from General Fund to Water District #2 Fund  
WHEREAS, the Water District #2 capital fund lacks adequate funds at this time to meet current obligations so it is necessary that the Town of Alabama (the “Town”) Board permit a temporary borrowing from its General Fund.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Alabama acknowledges:

1. The Supervisor is authorized by the Town Board to temporarily advance from surplus General Funds of the Town the sum of up to \$60,000.00 to Water District #2 Fund pursuant to provisions of section 9-a of the General Municipal Law of the State of New York.
2. The Supervisor did in fact authorize the said borrowing of \$60,000 on January 1, 2022.
3. Such temporary advance shall be repaid with interest at two (2) percent annual rate by Water District #2 to the General Fund as soon as monies are available, but in any event not later than December 31, 2022.
4. This resolution shall take effect immediately.

Councilperson Fisher seconded the resolution, which was adopted by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Approval of Minutes**

12/13/2021 Public Hearing & Board Meetings – MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to accept minutes as presented. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Supervisors Report**

1/3/2022 -- MOTION by Councilperson Veazey, seconded by Councilperson LaGrou to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

**Audit Bills**

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to accept Abstract #001-2022 and pay bills in the amount of \$67,389.60 vouchers 1 to 37 General Fund; \$26,222.45 vouchers 1 to 20 Highway Fund; \$841.85 vouchers 1 to 2 Water District 2; \$222.00 voucher 1 Water District 1. Approved by Roll Call Vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

### **Transfers**

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to transfer \$17.50 from A8015.1 to A8015.11; \$557.44 from A9010.8 to A9030.8. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

### **Assessor's Report**

November 2021 Transfers -- MOTION by Councilperson Veazey, seconded by Councilperson Fisher to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

### **CEO/ZEO Report**

2021 Annual Report -- MOTION by Councilperson Fisher, seconded by Councilperson Veazey to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

### **Town Clerk's Report**

December 2021 & 2021 Annual Report -- MOTION by Councilperson Fisher, seconded by Councilperson Veazey to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Clerk Borkholder asked for permission to deposit \$1.00 into tax collector account to keep it open.

MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach to allow Clerk Borkholder to deposit \$1.00 into tax collector bank account to keep it open. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

### **Court**

The Justices sent a letter notifying the Board that their books are ready for audit.

### **Town Hall** – Nothing

**Covid-19** – Supv. Crossen sent the County Cheat Sheet for Covid to Dept. heads for distribution.

**Union Healthcare Rates** – Disc. held.

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to adjourn meeting at 8:18 p.m. Approved by roll call vote:

C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Respectfully Submitted,

Rebecca L. Borkholder  
Town Clerk