

Town Board Meeting February 13, 2023

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, Veaze, Klotzbach and Supv. Crossen were present. Also present were Supt. Covell, Mark Masse, Attorney Boylan, Sam Scarborough and Craig Nale.

Privilege of the Floor

Craig Nale from EDP Renewables – The 94C application should be submitted by the end of the year. Working on wrapping up land negotiations.

Highway – Supt. Covell gave update:

- Plowed/salted as needed.
- Finished repairs from December storm.
- New truck is at Viking being outfitted.
- No money from State for snow and ice yet.

Supv. Crossen – still working on blizzard reimbursement, still at 48 hour window.

Resignation

Leslie Moma sent email, she will be resigning from her position as Planning/Zoning Board clerk. She will stay on until a replacement is found. Disc. held. Clerk to post position on website.

Genesee County Grant Writing

The County will help municipalities with grant writing, up to \$5,000. Disc. held.

Joint Youth Recreation Committee

The Town of Oakfield is asking for someone from Alabama to help with interviewing potential youth recreation employees. Disc. held. Supv. Crossen will work with the Town of Oakfield.

Water District #2 Savings Account

Supv. Crossen has discussion with bookkeeper about the \$20,000 per year from debt service. She recommends opening a separate savings account for the money. Disc. held.

MOTION by Councilperson Veazey, seconded by Councilperson Fisher to open a savings account for Water District 2 funds. Approved by roll call vote:

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

Assessor

Barry gave update to Board on re-assessment project. Submitting date to the State for the third time. He is looking at an increase of approximately 30%. He asked the Board about holding a public information meeting in March for residents to explain the increase in assessments. Disc. held. Supv. Crossen to check availability with Fire Dept.

2022 AUD

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to accept the 2022 AUD and submit it to the State. Approved by roll call vote:

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

STAMP – Mark Masse gave update:

- Crosby Road re-build in Spring.
- Plug Power activity to pick up next month.
- Will be planting trees, checking with OA FFA for help with planting.
- Working on easements for sewer.
- Reps. from Edwards to be in Town this week.
- Scannell going to start advertising.

Executive Session

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to go into executive session at 7:54 p.m. to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and/or Negotiations and updates subject to NDAs regarding the IZA; and/or Negotiations regarding the Teamsters Contract with Attorney Boylan, Supt. Covell and Mark Masse. Approved by roll call vote:

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

MOTION by Councilperson Veazey, seconded by Councilperson Klotzbach to come out of executive session at 8:24 p.m. Approved by roll call vote:

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

Court Security Agreement

MEMORANDUM OF UNDERSTANDING
SPECIAL/ADDITIONAL POLICE SERVICES

WHEREAS, The Town of Alabama with offices at 2218 Judge Road, Town of Alabama, New York is desirous of receiving additional police services from the Genesee County Sheriff's Office, and WHEREAS, the Genesee County Sheriff's Office hereby agrees to provide such additional police services within its means.

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The Genesee County Sheriffs Office shall provide such additional police services as agreed upon and within its resources; one Deputy for Town Court security held at Oakfield Town Court, 3219 Drake St. Rd., Oakfield, New York 14125.
2. The Town of Alabama with offices at 2218 Judge Road, Town of Alabama, New York will pay the Genesee County Sheriff's Office after an invoice is submitted. Hourly rates will be based upon an individual officer's hourly rate, overtime rate, fringe benefits and workers' compensation rate as provided by the Genesee County Sheriffs Office. The rate is based upon the current Labor Agreement with the Deputy Sheriff's Association. The current hourly rates are: \$70.65 for a Deputy and \$84.31 for a Sergeant.
3. The Town of Alabama with offices at 2218 Judge Road, Town of Alabama, New York will save, hold harmless and indemnify the County and the Genesee County Sheriff's Office against any claim or cause of action against the Sheriff, any member of the Sheriffs Office, or County, arising out of the willful misconduct, negligence and/or gross negligence of any employee of The Town of Alabama with offices at 2218 Judge Road, Town of Alabama, New York during the execution of this Memorandum of Understanding.
4. The duration of this Memorandum of Understanding shall be for the period of January 1, 2023 through December 31, 2023.

5. It is specifically understood and agreed upon by the parties that the Genesee County Sheriffs Office is providing additional police services as an independent contractor. Specifically, Genesee County Sheriff's Office employees shall in no regard be construed as employees or agents of The Town of Alabama with offices at 2218 Judge Road, Town of Alabama, New York nor in any other capacity except as an independent contractor.

Dated this of 2023.

Sheriff William A. Sheron Jr.

Robert Crossen, Alabama Town Supervisor

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to accept the Memorandum of Understanding Special/Additional Polices Services agreement as written and have Supv. Crossen sign it. Approved by roll call vote:

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

Court Audit – Councilperson LaGrou audited Justice Tauschers books for 2022. The Committee will audit former Justice Thurbers books as well.

Justice Tauscher sent email to court committee – he will be having a jury trial, there will be added expenses (court report, security). Disc. held.

Supv. Crossen is still looking for court security personnel.

Town Hall – furnace issue seems to be resolved.

Town Hall Committee – will be meeting again soon.

Solar Law Update

The Solar Committee, Supv. Crossen and Councilperson Klotzbach will meet with Wendel to discuss updating the law. Supv. Crossen asked the board members to review the law and make notes of any concerns or changes they would like to see.

Union Contract – the Union Committee, Supv. Crossen and Councilperson LaGrou will be contacting the Union to start negotiations. The current contract expires 12/31/2022.

Approval of Minutes

1/9/2023 Board Meeting – 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

2/4/2023 -- MOTION by Councilperson Klotzbach, 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

Audit Bills

MOTION by Councilperson Veazey, seconded by Councilperson LaGrou to accept Abstract #002-2023 and pay bills in the amount of \$53,461.29 vouchers 26 to 50 General Fund; \$16,663.47 vouchers 25 to 39

Highway Fund; \$103,800.00 voucher 3 Alabama Fire Protection District; \$8,978.95 voucher 4 E. Pembroke Fire District; \$2,555.45 vouchers 3 to 5 Water District 1. Approved by Roll Call Vote:
C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Transfers – 2022 Accruals

1. \$1,831.81 from A5132.42 to A5132.4
2. \$1,073.78 from A1990.4 to A9030.8
3. \$141.19 from DA9060.8 to DA9030.8
4. \$50.00 from SW1-8320.4 to SW1-8340.4

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to make the 2022 accrual transfers as listed above. Approved by roll call vote:

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

Town Clerk's Report

January 2023 -- MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach 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

Assessor's Report – not submitted

CEO/ZEO Report

January 2023 -- MOTION by Councilperson Fisher, 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

Town Board Committees for 2023

Solar – All Board members

Water – Supv. Crossen and Councilperson Fisher

STAMP – All board members

Court – Councilpersons LaGrou and Klotzbach

Buildings – Councilpersons Fisher and Veazey

Union Contract Negotiations – Supv. Crossen and Councilperson LaGrou

GAM -- Supv. Crossen and Councilpersons LaGrou & Fisher will rotate.

New Town Hall/Hgwy Facility – Supv. Crossen, Councilperson Klotzbach & Supt. Covell

Solar Law Review – Supv. Crossen and Councilperson Klotzbach

Highway Sr. Laborer

Disc. held on Sr. Laborer/Seasonal On-Call Truck Driver who holds both part-time positions which give him full-time employee status. Has been an employee of the Highway Department for over 20 years.

MOTION By Councilperson LaGrou, seconded by Councilperson Fisher to provide the following sick/holiday/vacation hours, for as long as they are working full time hours:

12 paid sick days per year, retroactive to 1/1/2020

1 paid week of vacation for 2023

2 paid weeks of vacation in 2024 and beyond

Holiday pay for the same holidays recognized by the Town for the Highway Department

2 personal days per year

Compensation time up to 80 hours, should the employee choose to accumulate and use.

Approved by roll call vote:

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

MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach to adjourn meeting at 8:49 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