

**Town Board Meeting & Public Hearings
November 11, 2024**

MOTION by Councilperson J. Klotzbach, seconded by Councilperson Fisher to open the public hearings for the 2025 Town Budget, 2025 Alabama Fire Dept. Budget and the Solar Law Update at 7:00 p.m.

Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Clerk Borkholder read the Legal Notices for all three public hearings that were published in the Nov. 5, 2024 Daily News:

Legal Notice - Notice of Public Hearing

NOTICE IS HEREBY GIVEN that the Preliminary Budget for the **Town of Alabama** for the fiscal year beginning January 1, 2025, has been completed and filed in the Office of the Town Clerk, 2218 Judge Road, Town of Alabama, Genesee County, where it is available for inspection by any interested person during regular office hours and also on the Town website: alabamany.com.

FURTHER NOTICE IS HEREBY GIVEN, that the Town Board will meet and review said preliminary budget and hold a public hearing thereon at the Alabama Town Hall, 2218 Judge Road at 7:00 p.m. on the 11th Day of November, 2024, and that at such hearing any such person may be heard in favor or against any item or items therein contained. Pursuant to Section 108 of Town Law, the proposed salaries of the following Town Offices are hereby specified as follows:

Supervisor \$19,000.00

Councilpersons (4) \$12,520 (\$3,130.00 each)

Town Clerk/Tax Collector \$40,980.00

Town Justices (2) \$20,190.00 (\$10,095.00 each)

Town Highway Superintendent \$80,300.00

By Order of the Town Board, Rebecca L. Borkholder,
Town Clerk Dated: Nov., 5, 2024

Legal Notice - Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the **Town of Alabama** at the Alabama Town Hall, 2218 Judge Rd., Town of Alabama, County of Genesee NY at 7:00 p.m. on the 11th Day of November, 2024 for the purpose of considering the contraction with the Alabama Fire Department Inc. For the Fire Protection District established in said Town and known as “Town of Alabama Fire Protection District” upon the following general terms to wit:

1. The Alabama Fire Department will furnish and maintain at it’s sole expense and risk, suitable firefighting apparatus in Alabama and South Alabama.
2. The Alabama Fire Department shall respond and attend, when notified, upon any fire and rescue call in district with one or more companies and with suitable apparatus,
3. For such service, said Alabama Fire Department, Inc. Shall receive \$107,993.00 for the year 2025.
4. The Alabama Fire Department, Inc. Shall be responsible for all liabilities.

5. This agreement shall continue for a period of one year, commencing January 1, 2025.

By Order of the Town Board, Rebecca L. Borkholder,
Town Clerk Dated: Nov., 5, 2024

**TOWN OF ALABAMA LEGAL NOTICE
NOTICE OF PUBLIC HEARINGS**

PLEASE TAKE NOTICE that the Town Board of the Town of Alabama will hold a Public Hearing at 7:00 p.m. on Mon., November 11, 2024 at the Town Hall, 2218 Judge Road Oakfield, NY 14125 to consider the proposed adoption of Local Law No. 4-2024 Solar Law Amendment.

Copies of the proposed local law is available from the Town Clerk during regular office hours and on the website www.alabamany.com.

By Order of the Town Board, Town of Alabama
Rebecca Borkholder, Town Clerk
Dated: Nov. 5, 2024

Supv. Crossen opened the floor for comment on the proposed 2025 Town Budget:
Dave Bencic – does the Plug Power situation affect the Town Budget?
How does E. Pembroke Fire budget compare to last year?
How does the Town Budget look from last year?

Supv. Crossen opened the floor for comment on the proposed 2025 Alabama Fire Dept. Budget – none
Supv. Crossen opened the floor for comment on the Solar Law Update:

Darren Carl & Rachel Smith provided written comments to the Board. Darren gave brief overview of EDP and the project.

Dear Supervisor Martin & Town Board,

EDP Renewables is pleased to provide comments on the revised Town of Alabama Solar Energy Law (October 2024).

EDP has been developing the Alabama Solar Park (Project), an up to 130 MW solar facility, over the past few years, which is located in portions of the Towns of Alabama, Pembroke, Oakfield and the City of Batavia. The project design and environmental studies are ongoing and EDP is planning on a number of local engagement and consultations with the municipal governments, community and other stakeholders involved with the Project in late 2024, early 2025 in anticipation of submitting a Siting Permit application in Spring 2025 to the New York State Office of Renewable Energy Siting (ORES) for approval under Article VIII. Given the length of the ORES permitting process, the soonest EDP could begin construction in the event of a favorable permit decision would be early 2027, with operations beginning by fall 2028.

Throughout the project's development, EDP has been considering existing local setback requirements detailed in each of the town and city solar ordinances, including the Town of Alabama's Solar Law (enacted 2020) in the ongoing project designing process. The project represents clean power generation equivalent to the energy consumption of more than 40,000 New York homes. In addition to strengthening the area's electric grid, Alabama Solar would provide millions of additional funds into the local tax base

to support services such as schools, roads, and first responders, and millions of dollars to the local landowners who have chosen to lease land to the project. The construction of the site would employ more than 250 construction workers and provide a significant economic boost to Genesee County's economy for its duration.

We submit this letter to provide feedback and comments to the Town Board on the recently proposed amendment to the Town's Solar Law. In sum, the proposed restrictions and setbacks associated with Tier 3 and 4 Solar Energy Facilities in the revised law are more stringent and would adversely impact the development of the Alabama Solar Park. We want the Town to be aware of these restrictions and the potential implications not only to Alabama Solar Park, but to other potential solar development in the Town.

EDP respectfully provides comments on the following restrictions and setback requirements as detailed in the revised Solar Law.

Restricting Tier 3 and 4 Solar Energy Facilities on Priority Agricultural Lands

EDP recommends that the restriction on Tier 3 and 4 solar energy facilities on Priority Agricultural Lands (parcels located within a NYS Agricultural District and receive agricultural exemptions) be removed to allow individual landowners to exercise their right to determine the best use of their land for long-term viability of agricultural production on their property.

EDP has identified several participating landowners in the proposed Project whose land may be considered priority agricultural lands. It is estimated that this restriction would reduce the current project size by approximately 25-30% (35 MW) of solar generation, which would override the decision of the local landowners who have already opted into using their property to host solar park infrastructure, as well as also decrease the tax revenue paid by the project.

By allowing Tier 3 and 4 solar energy facilities to be located on these parcels, the town of Alabama will be able to realize additional tax revenue from the project through a PILOT agreement, which would not otherwise be available due to the current tax exemptions on the parcel. Additionally, landowners receiving agricultural exemptions, understand the potential implication for siting solar on their lands, and may be able to remain eligible for agricultural exemptions.

Increased Setback Requirements

EDP reviewed the revised setbacks versus the existing Alabama Solar Law (2020) and identified the following setbacks that would have a significant impact on solar development in the Town.

- 200' setback from public Rights-of-Way (ROWS)
 - o The project is designed to accommodate a 50' setback from public ROWs in accordance with the Town of Alabama's setback requirement detailed in the current Solar law (2020).
 - o In comparison, the City of Batavia and Town of Oakfield do not have setback requirements and the Town of Pembroke has a 35' setback requirement specific to public ROWs.
 - o This significant increase in the setbacks from the public ROW would result in a loss of approximately 8-10% of energy production from the proposed Project and override the decision of four local landowners regarding the use of their property.

The proposed project is being designed to avoid impacts to regulated wetland, tree clearing, and sensitive cultural resources which won't allow for compensation this loss in production within the project area in an efficient manner.

o If increasing the setback is intended to reduce visual impacts within the community, this will be addressed under the existing Alabama Solar law as well as ORES requirements, which require the developer to complete a visual impact assessment. This assessment will include visual simulations from public rights-of-way, adjacent non-participating properties, and other visually sensitive areas as identified by the community.

This visual impact assessment as required by ORES requires town and community input to ensure community concerns are heard and addressed. The outcome of the visual impact assessment will inform the screening and landscape plan for the project, mitigating the visual impact concern. Case by case scenarios may require some redesign of landscaping and potential realignment of solar panels to accommodate significant viewshed impacts.

- EDP recommends that the 50' setback requirements from public ROWs is retained from the existing law.

100' setback of the facility from the fenceline to all property lines

o The project is designed to accommodate a 50' setback from adjacent property, owned by landowners not leasing land to the project (non-participating property lines), consistent with the current Solar Law (2020).

o It is recommended that language is updated to be specific to non-participating property lines. The current language does not clarify that two adjoining participating parcels where solar panels could otherwise be sited contiguous over the property boundary. Implementing a setback to all property boundaries, regardless of participation, would cause unnecessary segmentation of the solar panels which would create a less efficient layout, reducing the overall energy production.

o EDP recommends that 50' setback to non-participating landowners is adopted.

Decommissioning Costs

The proposed structure for the amount of financial security required, including the 125% of the cost of removal and restoration of the site with a 2% escalator update requirement, and prohibition of including salvage in the cost estimate is very onerous. It is also inconsistent with other local laws being adopted by local municipalities in New York and inconsistent with the regulations adopted by ORES. A 25% contingency (plus a 2% automatic escalator) requires significantly more money than would ordinarily be needed for decommissioning be set aside for the life of the project. For example, assuming a decommissioning cost for a facility of \$5,000,000, an applicant would need to obtain a financial security in the amount of \$6,250,000 and pay the costs of maintaining that security over the life of a project, an unnecessarily burdensome and unjustified additional expense. However, the increased contingency is not reasonable or necessary to ensure sufficient funds are available in the unlikely event the developer cannot decommission the project at the end of its useful life. A 15% contingency, particularly when combined with a 5-year review (as required by ORES) and update requirement, is more than sufficient to account for potential increases in costs associated with inflation or other cost changes.

Not including an allowance for salvage value in the decommissioning provision “penalizes” developers and does not allow materials that have real and identifiable value to be included in the decommissioning calculation. We suggest that both the 25% contingency/2% escalator and exclusion of salvage value be re-considered.

The Alabama Solar team sincerely appreciates your consideration of these key issues on the proposed solar law. As the longest renewable energy operator in the State of New York, we look forward to continuing our long-standing relationship and becoming a part of the Alabama community. If you have any questions, please do not hesitate to reach out.

Thank you, **Alabama Solar Park team**

Drew Reilly ave an update on the solar law, referral sent to County Planning, meeting on 11/14/24.

Supv. Crossen asked if there were any other comments for any of the public hearings.

Dave Bencic, Solar – anything in the law about Agriculture Exemptions or taxes? Drew answered No, those are separate laws and can’t be included in the Solar Law.

After no further comments, MOTION by Councilperson D. Klotzbach, seconded by Councilperson Veazey to close the public hearings for the Solar Law, 2025 Town Budget and 2025 Alabama Fire Dept. Budget at 7:22 p.m. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Supv. Crossen called the monthly meeting of the Alabama Town Board to order at 7:22 p.m. Roll Call was taken, Councilperson J. Klotzbach, Veazey, D. Klotzbach, Fisher and Supv. Crossen were present. Also present were Supt. Covell, Attorney Boylan, Dave Bencic, Terry Thompson, Jeremy DeLyser, Darran Carl, and Rachel Smith.

Supv. Crossen read the following statement: Councilperson Dianne Klotzbach has informed me of a conflict with STAMP. Councilperson D. Klotzbach will not participate anytime the issue is discussed and simply vote 'present' on any vote taken.

Privilege of the Floor -- none

Highway – Supt. Covell gave update:

- Shoulders on Ledge, Gorton and Meadville done.
- Road side mowing is complete.
- Snow fence being put up.
- Drainage ditch (Alabama Center) maintenance being done.
- Dirt Road patched up and graded.
- Shared services with Oakfield.
- Jeff and Scott went to training.
- CHIPS paperwork submitted.
- Pressure reducing valves – having to replace a few that went bad.
- Alabama Cemetery – 1 burial and 1 plot sale.
- Repaired 1 ton truck, \$2,000.00
- 2019 Truck has check engine light on.
- Getting estimates for 2025 truck to replaced in 2025.

NYS Snow & Ice renewal contract. Working with the State on numbers.

State Snow and Ice Contract

Councilperson Fisher offered the following resolution:

WHEREAS, the Town Board of the Town of Alabama on November 18, 2024 approves the Agreement to Extend the Snow and Ice Contract, No. D014801, between the State of New York and the Town of Alabama for snow and ice control, known as the Indexed Lump Sum Snow & Ice Agreement. The term shall be for five years commencing July 1, 2024 and ending June 30, 2029, unless further extended.

BE IT FURTHER RESOLVED that the Town Board of the Town of Alabama authorizes Supervisor Crossen to sign the Indexed Lump Sum Municipal Snow and Ice Agreement.

The resolution was seconded by Councilperson J. Klotzbach and approved by roll call vote:
C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

NYSDOT Snow and Ice Supplemental Agreement & Adjustment/Calculation 2024/25 Snow & Ice Season

Councilperson J. Klotzbach 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 Agreement to Extend the contract for a second term, commencing July 1, 2024 and ending June 30, 2029, was approved at the November 11, 2024 Town Board Meeting and,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorizes Supervisor Crossen to execute the NYSDOT Municipal Snow & Ice Program Supplemental Agreement and Adjustment/Calculation Worksheet for Index Lump Sum Agreements for the 2024/25 Snow & Ice Season.

The resolution was seconded by Councilperson Fisher and approved by roll call vote:
C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Letter of Intent to Conway Beam for Truck

I, Jeffrey Covell (**Customer Representative Name**) am representing Town of Alabama Highway Department (**Customer/Organization**) in the purchase or lease of the following vehicle(s) from Conway

Beam Truck Group:

Brand: Mack

Model: Granite 6x4

Quantity: 1

Current Quoted Cab and Chassis Price: \$190,964.52

I acknowledge that this Letter of Intent is to secure a build slot for the above truck and that the price is not guaranteed until the order is placed through Mack Trucks. Conway Beam Truck Group will notify you before order is placed and discuss any pricing changes, if any.

I accept any material or freight surcharges from our vendors, manufacturers, or installers that are received after the order has been placed.

I accept surcharges due to changes of governmental regulations, including, but not limited to CARB. I understand that delivery dates are not guaranteed and are subject to change.

By signing this form, I am accepting all terms and conditions related to the purchase or lease of the vehicle(s).

MOTION by Councilperson Fisher, seconded by Supv. Crossen to approve the Letter of Intent and allow Supt. Covell to sign it. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Highway MEO Vacancy:

Supv. Covell is interviewing for the vacant position, will place classified ad in The Daily News and on the website.

STAMP – Mark Masse gave update:

Tentative route for the force main (sewer) to go to Oakfield.

Moving forward with on-site water storage tank. Town of Batavia suggests replace valves (Pembroke to Alabama). Jeremy DeLyser, CPL, discussed the changes to the PRV's. Estimated cost of \$200,000 to \$400,000. GCEDC requests that the Town split the costs as residents will benefit from it as well. Disc. held.

Town of Batavia does not want a water tank on STAMP that is dedicated for fire.

Genesee County wants to use more Monroe/City of Batavia water than Erie County water. Erie County water is more expensive. Disc. held.

Edwards on pace to have building done in May 2025 and be operational by December.

Water District #2 EDU's

Clerk Borkholder reviewed the water usage to non-residential users. Lamb Farms, 1705 Lewiston, water usage has increased significantly, 42,000 gallons per day, resulting in an increase in EDU's from 11 to 28. Disc. held. Attorney Boylan stated that it is in the Water Code, no resolution required to increase the EDU's.

Water District #1 Rate

Disc. held on increasing water rate again. Erie County will not reduce the water main from 8" to 6", the reduction would result in a decrease in billing. The District will need another loan from the Town. Supv. Crossen suggests a \$4,000 loan to be able to pay the water bill.

Attorney Boylan informed the Board that the 2017 Water Code is for all Water Districts in the Town.

Water District #1 Loan Resolution

WHEREAS, Water District #1, due to the increasing cost of operation, the increasing cost and frequency of required testing, and the increasing cost of water purchased, has insufficient margins to pay its ongoing expenses, and

WHEREAS Water District #1 currently has inadequate funds to pay its current obligations, and

WHEREAS, it will take several months to raise the water rate so as to provide sufficient margin to fund the district.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Alabama duly convened as follows:

1. The Supervisor be and hereby is authorized to temporarily advance from surplus General Funds of the Town the sum of \$4,000.00 to Water District #1 Fund pursuant to provisions of section 9-a of the General Municipal Law of the State of New York.
2. Such temporary advance shall be repaid with interest at two (2) percent by Water District #1 to the General Fund as soon as monies are available, but in any event not later than December 31, 2025.
3. This resolution shall take effect immediately.

Councilperson J. Klotzbach offered the resolution, which was seconded by Councilperson D. Klotzbach and approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Supv. Crossen will prepare a letter to be sent to Water District #1 residents with the next bill informing them that the Town will be following the Water Code. Residents will receive a letter after 60 days of non-payment to pay their bill; 20 days following the letter their water will be shut off with fees applied per the Water Code. He will have a letter for approval at the December meeting.

Water District #1 Water Rate Increase

MOTION by Councilperson Fisher, seconded by Councilperson Veazey o increase the water rate for Water District #1 from \$8.25 to \$9.25 per thousand gallons, effective January 1, 2024. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Executive Session

MOTION by Councilperson Fisher, seconded by Councilperson J. Klotzbach to go into executive session at 8:16 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, Drew Reilly and Mark Masse. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Councilperson D. Klotzbach recused herself.

MOTION by Councilperson Veazey, seconded by Councilperson Fisher to come out of executive session at 8:42 p.m. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Solar Law Update – Drew Reilly gave update:

County Planning reviewing referral at the 11/14/24 meeting.

Wendel to review comments from tonight's public hearing.

Battery Storage Law – waiting on NY State.

Town Hall – nothing new.

Court – nothing new.

2025 Town Budget

Supv. Crossen calculated the tax rate to be \$2.45. Disc. held on Water Dist. #2 EDU's and to increase the amount to be raised by taxes for WD #2 \$5,000.

Councilperson Fisher offered the following **RESOLUTION**:

RESOLVED, that the Town Board does duly adopt such Preliminary Budget as the Annual Budget of the Town of Alabama for the fiscal year beginning on the first day of January 2025, and that such budget as so adopted, at the one decimal level, and be entered in detail in the minutes of the proceedings of the Town Board;

AND BE IT FURTHER RESOLVED, that the Town Clerk of this Town shall prepare and certify a copy of the annual budget as adopted by this Town Board with the estimates of any adopted pursuant to Section two hundred two-a of the NYS Town Law and within five days deliver copy of such budget to the Supervisor of this Town to be presented by him/her to the Genesee County Legislature within ten days after receipt from the Clerk.

Councilperson J. Klotzbach seconded the **RESOLUTION**, which was adopted by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

2025 Alabama Fire Dept. Budget

Councilperson D. Klotzbach offered the following **RESOLUTION**:

RESOLVED, that the Town Board of the Town of Alabama approved the Alabama Fire Department budget for the year 2025 in the amount of \$107,993.00, and;

AND BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to sign the Contract with the Alabama Fire Department for the year 2025.

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

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Maple Road Complaint – Supv. Crossen gave brief update, no new court date yet.

Water Dist. 1, 2 & 3 Delinquent Water Bills

**AUTHORIZE DELINQUENT WATER BILLS TO BE
LEVIED AGAINST 2025 TAX WARRANT**

WHEREAS, the Town Clerk has received a list of all property owners who owe for water rents in Water District #1 to the Town of Alabama; and

WHEREAS, Section 229-15 (c) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered.

NOW, THEREFORE, BE IT RESOLVED, the amount of \$1,056.01, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, David Berghorn, property located at 254 Wright Road, tax parcel #17.-1-13; and

The amount of \$400.95, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Thomas Hart, property located at 339 Wright Road, tax parcel #17.-1-40; and

The amount of \$563.48, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Gregory Crawford, property located at 345 Wright Road, tax parcel #17.-1-41; and

Councilperson Fisher offered the resolution, which was seconded by Supv. Crossen and approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

AUTHORIZE DELINQUENT WATER BILLS TO BE LEVIED AGAINST 2025 TAX WARRANT

WHEREAS, the Town Clerk has received a list of all property owners who owe for water rents in Water Districts #2 and #3 to the Town of Batavia; and

WHEREAS, Section 229-15 (c) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered.

NOW, THEREFORE, BE IT RESOLVED, the amount of \$94.12, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Michael Past, property located at 2104 Lewiston Road, tax parcel #12.-1-6.2; and

The amount of \$144.65, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Juan Rivas, property located at 1368 Judge Road, tax parcel #15.-1-3; and

The amount of \$332.70, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Tyler Palmassano, property located at 1281 Bloomingdale Road, tax parcel # 14.-1-13; and

The amount of \$682.14, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Sara Currier, property located at 6956 Knowlesville Road, tax parcel # 12.-1-59.2; and

The amount of \$671.68, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Ronald Szpylman, property located at 1254 Bloomingdale Rd., tax parcel # 14.-1-37; and

The amount of \$110.06, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Kayla VanBilliard, property located at 6951 Knowlesville Road, tax parcel # 12.-1-39; and

The amount of \$438.27, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Andrew Peters, property located at 801 Lewiston Road, tax parcel # 6.-1-78.2; and

The amount of \$463.09, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Patrick & Nicole Soellner, property located at 1139 Lewiston Road, tax parcel # 6.-1-54; and

The amount of \$578.39, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, David & Verna Hall, property located at 7714 Maple Road, tax parcel #20.-1-22.1; and

The amount of \$275.25, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Jacob Ward, property located at 815 Lewiston Road, tax parcel #6.-1-8.2;

The amount of \$82.52, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Dustin Sutton, property located at 1151 Bloomingdale Road, tax parcel #14.-1-6;

The amount of \$429.33, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, WKB Properties, property located at 7157 Alleghany Road, tax parcel #15.-1-10.1;

The amount of \$354.29, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Heather Mancuso, property located at 1934 Roberts Road, tax parcel #8.-1-3;

The amount of \$505.66, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Tracy Burr, property located at 6591 Alleghany Road, tax parcel #11.-1-73.2;

The amount of \$339.41, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Tracy Burr, property located at 6591 Alleghany Road, tax parcel #11.-1-73.2;

The amount of \$382.80, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Justin Sepi, property located at 1331 Sumner Road, tax parcel #14.-1-27.1;

The amount of \$425.54, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Joseph Klonowski, property located at 1790 Judge Road, tax parcel #15.-1-60.2;

The amount of \$375.88, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Pavel Belov Emerson, property located at 2487 Lockport Rd., tax parcel #8.-1-52;

The amount of \$369.59, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Richard Monkelbaan, property located at 6466 Knowlesville Rd., tax parcel #8.-1-74;

The amount of \$73.37, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Willie Burns Estate, property located at 6827 Knowlesville Road, tax parcel #12.-1-62.212;

The amount of \$297.05, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Tricia Vellella, property located at 7466 Macomber Road, tax parcel #20.-1-33.2;

The amount of \$288.74, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Jeremy Will, property located at 6440 Knowlesville Road, tax parcel #8.-1-70;

The amount of \$355.12, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Joseph & Ana Wudarski, property located at 7691 Alleghany Road, tax parcel #19.-1-28;

The amount of \$146.74, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Brian Richardson, property located at 7069 Maple Road, tax parcel #16.-1-37.2;

The amount of \$86.78, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Michael Walter, property located at 7156 Alleghany Road, tax parcel #14.-1-23;

The amount of \$117.39, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Stephen & Angeline Coast, property located at 781 Lewiston Road, tax parcel #6.-1-9;

The amount of \$271.20, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Lee & Sarah Tracy, property located at 1285 Bloomingdale Road, tax parcel #14.-1-14;

The amount of \$151.58, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Brian Weaver, property located at 6244 Alleghany Road, tax parcel #6.-1-26.1;

The amount of \$144.66, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Stephen & Carol Jemison, property located at 7220 Ackerson Road, tax parcel #14.-1-56.2;

The amount of \$65.20, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, William Ruth, property located at 7389 Maple Road, tax parcel #16.-1-93;

The amount of \$428.70, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Barbara Jantzi, property located at 1432 Lewiston Rd., Apt. #3, tax parcel #11.-1-24.

The amount of \$224.32, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Barbara Jantzi, property located at 1432 Lewiston Rd., Apt. #4 tax parcel #11.-1-24.

The amount of \$66.03, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Barbara Jantzi, property located at 1432 Lewiston Rd., Apt. #2, tax parcel #11.-1-24.

The amount of \$269.17, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Jerry Johnson Jr., property located at 2526 Judge Road, tax parcel #16.-1-61.11;

The amount of \$246.11, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Joseph Canzoneri, property located at 2507 Batavia-Oakfield Townline Rd., tax parcel #20.-1-10.112;

The amount of \$146.74, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Duane Scroger, property located at 7522 Macomber Road, tax parcel #20.-1-29.1;

The amount of \$124.73, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Julie Potts, property located at 1366 Lewiston Road, tax parcel #11.-1-15;

The amount of \$124.10, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Lori Young, property located at 7030 Maple Road, tax parcel #16.-1-16;

The amount of \$110.06, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Griffin McGuire, property located at 6430 Knowlesville Road, tax parcel #8.-1-69;

The amount of \$100.05, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Current Owner, property located at 2043 Roberts Road, tax parcel #8.-1-9;

The amount of \$95.38, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Dale Waite, property located at 2283 Judge Road, tax parcel #12.-1-33;

The amount of \$58.70, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Colleen Bosse, property located at 6971 Knowlesville Road, tax parcel #12.-1-43;

The amount of \$44.76, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Constance Rowley, property located at 6489 Knowlesville Road, tax parcel #8.-1-63;

The amount of \$36.69, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Lee Ann Mullen, property located at 6578 Alleghany Road, tax parcel #10.-1-27;

The amount of \$36.33, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Don Brunea, property located at 7175 Wight Road, tax parcel #15.-1-27.121;

The amount of \$22.01, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Brian Kotarski, property located at 2016 Lewiston Road, tax parcel #12.-1-113;

The amount of \$11.34, or as may be amended before final submission to the Genesee County treasurer, be and is hereby approved for levying against the property owner, Irinea Antunez, property located at 1750 Judge Road, tax parcel #15.-1-25.1;

Councilperson D. Klotzbach offered the resolution, which was seconded by Councilperson Fisher and approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Official Undertaking for Tax Collection Officer:

Councilperson J. Klotzbach offered the following **RESOLUTION**:

RESOLVED, that we the undersigned members of the Town Board of the Town of Alabama, County of Genesee, State of New York, do hereby approve the bond as to it's form, manner of execution, amount and sufficiency thereof, and to the sureties named thereon.

BE IT FURTHER RESOLVED, that said bond shall be conditioned that the Collector of Taxes shall well and truly keep, pay over and account for all monies and property coming into her hands as such Collector.

Supv. Crossen seconded the **RESOLUTION** which was approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Form was signed by all Councilperson present and will be forwarded to the Genesee County Clerk and Treasurer along with the Certificate of Insurance from Tompkins.

Bingo Inspector & Board of Assessment Review

Tony Mudrzynski passed away, will need to find replacements for his positions. Disc. held.

MOTION by Councilperson Veazey, seconded by J. Klotzbach to appoint Robert Crossen as temporary Bingo Inspector without pay. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Approval of Minutes

10/14/2024 -- MOTION by Councilperson Fisher, seconded by Supv. Crossen to accept minutes as presented. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Supervisors Report

11/2/2024 -- MOTION by Councilperson J. Klotzbach, seconded by Councilperson D. Klotzbach to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Audit Bills

MOTION by Councilperson D. Klotzbach, seconded by Councilperson Fisher to accept Abstract #011-2024 and pay bills in the amount of \$35,566.81 vouchers 209 to 217 General Fund; \$53,224.38 vouchers 177 to 196 Highway Fund; \$8,569.18 vouchers 26 to 27 Water District 1. Approved by Roll Call Vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Transfers

MOTION by Councilperson Veazey, seconded by Councilperson J. Klotzbach to transfer \$1,671.38 from A5132.42 to A3310.4. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Town Clerk’s Report

October 2024 -- MOTION by Councilperson Fisher, seconded by Councilperson Veazey to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Assessor’s Report – not submitted

CEO/ZEO Report

October 2024 -- MOTION by Councilperson Fisher, seconded by Councilperson J. Klotzbach to accept report as written. Approved by Roll Call Vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

MOTION by Councilperson Veazey, seconded by Councilperson Fisher to adjourn meeting at 9:24 p.m. Approved by roll call vote:

C. Fisher – yes C. J. Klotzbach – yes C. D. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Respectfully Submitted,

Rebecca L. Borkholder
Town Clerk