

## **Town Board Meeting October 14, 2024**

Supv. Crossen called the monthly meeting of the Alabama Town Board to order at 7:00 p.m. Roll Call was taken, Councilperson J. Klotzbach, Veazey, D. Klotzbach, Fisher and Supv. Crossen were present. Also present were Supt. Covel, Dave Bencic, Rachel Smith, Mary Jo Hinkson and Terry Thompson.

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. Covel gave update:

Culvert work continued

WD#1 – trying to get as-built plans from MRB Group

Wight Road tree removed, National Grid can move poles

Tree trimming done

Shared services with Elba and Batavia

Road striping is done

Last round of mowing approx. 90% done

Attended Fall Conference, NYS giving Towns CHIPS that was requested for chip sealing every 5 years.

Highway employees attended a class at the County Emergency Training Center and Cornell

Ben had his knee replaced last week.

Kurt left Town employment last week. Disc. on fees for CDL school. He only did the classroom portion, \$1,200, which was paid back through his last paycheck. BOCES is going to refund the remaining \$3,300.00 to the Town.

Old (wrecked) spare truck was inspected, needed ignition coil. Working on getting title paperwork

New Truck in 2026 – Disc. held. Will need a letter of intent to get on the list to purchase a truck in 2026. Jeff is working on getting a quote. Will put on November agenda.

**STAMP** – Supv. Crossen gave brief update:

Edwards continues to build their facility.

Two data centers are looking at the site. Story in newspapers.

**Water District #2 PRV Plan**

Disc. has been on-going for water pressure. Edwards needs the water flow. Updates to the current system are being discussed. It is a STAMP need, not Town need.

**Water District #1 – Unpaid Bills**

Supv. Crossen and Councilperson Fisher to meet with Attorney Boylan to review the Water Code of 2004 and 2017 to see what the fees and process is to get residents to pay their bills. Currently have \$5,000 in unpaid bills.

**Solar Law Update**

Drew Reilly sent a revised Solar Law for review. Disc. held on items that need to be addressed: fees need to be looked at, screening needs to be addressed and reason for the 2,500 acre limit.

Need to set public hearing, approve Wendel to begin the process of adopting the law and send referral to County Planning.

**RESOLUTION TO BEGIN THE PROCESS of ADOPTING A NEW LOCAL LAW ENTITLED “SOLAR ENERGY” AND RESCINDING THE EXISTING LOCAL LAW “SOLAR ENERGY”**

**WHEREAS**, the Town of Alabama Code contains and specifies the local laws and ordinances of the Town of Alabama; and

**WHEREAS**, the Town of Alabama has identified the fact that the Town’s existing Solar Energy regulations do not properly address the public health and safety issues of these types of projects and does not meet the goals and vision of the Town’s Comprehensive Plan; and

**WHEREAS**, the Town, with the assistance of a consultant and their attorney, have created a new draft solar law and has presented such draft to the Town Board; and

**WHEREAS**, pursuant to Municipal Home Rule Law, the Town Board is proposing to enact a local law as follows:

Be it enacted by the Town Board of the Town of Alabama, New York, that the Alabama Town Board amends the Town Zoning law by adding a new Local Law, entitled “Solar Energy” and rescinding the existing Local Law, entitled “Solar Energy” – Article VI, Section 624.

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Part 617 6NYCRR, Article 8 of the Environmental Conservation Law (SEQRA), it is the intent of the Town of Alabama Town Board to establish itself as SEQR Lead Agency and conduct a coordinated review of the creation of this new solar energy local law and the deletion of existing Solar Energy law.

**BE IT FURTHER RESOLVED**, that the Alabama Town Board hereby authorizes the referral of this proposed law to the Genesee County Planning Board pursuant to Section 239-m of the New York State General Municipal Law; and

**BE IT FINALLY RESOLVED**, that the Alabama Town Board sets a Public Hearing on this proposed local law at the Alabama Town Hall at 7:00 pm on Monday, November 11, 2024.

Councilperson Fisher offered the resolution which 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

**Battery Storage Law**

The Town cannot move forward with this law until the State does.

**Court** – Supv. Crossen signed the JCAP application.

**Town Hall** – Nothing New.

### **2025 Budget Review**

Terry Thompson, representative from the Alabama Fire Dept., spoke briefly about the budget. It's a 2% increase. They have new members joining and taking classes.

Board members reviewed the proposed budget. Disc. on unpaid bills in Water Dist. #1.

### **2025 Alabama Fire Dept. Budget Public Hearing**

Councilperson Fisher offered the resolution:

**RESOLVED**, that the Town Board will hold a Public Hearing on the 2025 Alabama Fire Department contract in the amount of \$107,993.00 for the contract year beginning January 1, 2025 on the 11<sup>th</sup> day of November 2024 at 7:00 PM at the Alabama Town Hall, 2218 Judge Road, Town of Alabama, Genesee County, NY.

Which was seconded by Councilperson Veazey and approved by roll call vote:

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

### **2025 Town of Alabama Budget Public Hearing**

Councilperson D. Klotzbach offered the resolution:

**RESOLVED**, that the Town Board accept the 2025 Tentative Budget, with changes, and also **RESOLVED**, that the Town Board will hold a public hearing on the 2025 Town of Alabama Budget on the 11th Day of November, 2024 at 7:00 p.m. at the Alabama Town Hall, 2218 Judge Road, Town of Alabama, Genesee County, NY with salaries for Elected Officials to be Supervisor \$19,000; Town Clerk \$40,980.00; Town Board \$12,520.00 (4); Town Justices \$20,190.00 (2); Highway Superintendent \$80,300.00;

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

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

**7047 Maple Road Complaint** – Supv. Crossen has received numerous complaints about the resident piling tires on the property. Case was removed from Town Court and sent to County Court.

**AFD New Member Approval** – David Masci, 7149 Orchard Park Rd., Oakfield

MOTION by Councilperson Veazey, seconded by Councilperson Fisher to approve David Masci as a Active Fire member of the Alabama Fire Dept. Approved by roll call vote:

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

### **Approval of Minutes**

9/9/2024 Board Meeting – MOTION by Councilperson J. Klotzbach, 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**

10/6/2024 -- 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 Fisher, seconded by Councilperson Veazey to accept Abstract #10-2024 and pay bills in the amount of \$40,139.24 vouchers 179 to 196 General Fund; \$30,858.18 vouchers 163 to 176 Highway Fund; \$681.56 vouchers 24 to 25 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

**Town Clerk's Report**

September 2024 -- MOTION by Councilperson Fisher, seconded by Supv. Crossen 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**

September 2024 -- MOTION by Councilperson Veazey, 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

MOTION by Councilperson Veazey, seconded by Councilperson J. Klotzbach to adjourn meeting at 9:08 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