

Town Board Meeting April 12, 2021

Supv. Crossen called the monthly meeting of the Alabama Town Board to order at 7:00 p.m. Roll Call was taken, Councilperson Fisher and Supv. Crossen were present. Present via zoom: Councilperson LaGrou, Veazey and Klotzbach. Also present were Supt. Covell, Mark Masse, Joan Phelps, Lorna Klotzbach and Mark Williams. Also present via zoom: Jeremy DeLyser, Wendy Kingsland, Attorney Boylan, Dave Bencic, Robert Klavoon, Drew Reilly and Mark Scheer.

Privilege of the Floor – None.

Highway – Supt. Covell gave an update:

Snow fence has been picked up.

Started tree trimming and removal as weather allows.

Starting to work on ditching.

Cemeteries have been cleaned up.

Supt. Covell completed drug/alcohol training as required every two year.

New pallet forks were delivered today.

CHIPS – 20% was cut last year, will get 15% of that back. Funding has been increased in the new State Budget. Will receive an additional \$18,275.79 from 2020 and \$43,554.33 for 2021.

Street Lights – waiting for updated costs from National Grid.

Resignations

Chad Klotzbach, Planning Board Member, sent letter of resignation.

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to accept the letter of resignation from Chad Klotzbach, with regrets. Approved by roll call vote:

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

Gertrude Parker, Board of Assessment Review, letter of resignation.

MOTION by Councilperson Fisher, seconded by Councilperson LaGrou to accept the letter of resignation from Gertrude Parker. Approved by roll call vote:

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

Appointment to Board of Assessment Review

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to appoint Richard Miller to the Board of Assessment Review. Approved by roll call vote:

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

Town of Alabama Media Policy

The purpose of this media policy is to ensure accurate, positive, message consistency, and a clear order for all to follow.

Therefore, it is the policy of the Town of Alabama that, except for the Town Attorney and Chairpersons of the Planning and Zoning Boards at their respective public meetings, all Elected Officials, Employees, and Appointees are to refer all media inquiries to the Town Supervisor.

The Town Supervisor may then respond directly, authorize another Town Official to respond, seek counsel from the Town Attorney prior to response, or refer the inquiry to the Town Attorney for response.

MOTION by Councilperson Veazey, seconded by Councilperson Fisher to adopt the Town of Alabama Media Policy as written. Approved by roll call vote:

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

STAMP – Mark Masse gave an update:

Continue to have four (4) projects looking at the STAMP site.

Sent the majority of legal documents to Plug Power for their review.

National Grid is working on plans to re-route power lines.

Part of Crosby Road will be closed to allow work on the STAMP site. Will notify the Town when the road will need to be closed.

Resolution Granting Consent to the Construction of a Water System and Sewage-Works System

WHEREAS, the Town Board of the Town of Alabama (the “Town Board”) Genesee County, New York, previously consented to the formation of a sewer-works corporation, STAMP Sewer Works, Inc. (“STAMP SWC”), under the provisions of Article 10 of the Transportation Corporation Law (“TCL”); and

WHEREAS, the Town Board has received an assessment of the feasibility and adequacy of the plans and specifications of the sewage-works system.

We, the members of Town Board do hereby adopt, approve and ratify the following resolutions:

RESOLVED, that the Town Board does hereby consent to the construction of the sewage-works system by STAMP SWC, pursuant to the plans and specifications previously provided to the Town Board and previously approved by the Genesee County Health Department; and be it further

RESOLVED, that the Town Board hereby waives: (i) the posting of a performance bond or other similar bond or guaranty for the cost of construction of the sewage-works system or other guaranty for the payment of labor and material furnished in the course of such construction; (ii) the provision of a guaranty that STAMP SWC will maintain and operate the sewage-works system for a period of at least five years; and be it further

RESOLVED, as required by the TCL, that the Town Board accepts the stock of STAMP SWC in escrow, with title passing to the Town Board, in the event of abandonment or discontinuance of the maintenance and operation of the sewage-works system.

Councilperson Fisher offered the above Resolution, which 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

Water/Sewer Works Board of Directors

Disc. held on having a Town Board member serve on the EDC’s Water/Sewer Works Board of Directors. The Town Board can appoint a member to serve. Mark Masse is anticipating a meeting in June. Tabled to May meeting.

Water District 2 – Jeremy DeLyser gave an update:

Ph. 3A – Morsch is working on restoration.
Ph. 3B – Sergi continues to work on Ledge Road, heading toward Maple Rd.
Working on municipal agreement to use County antenna behind fire hall for water reading.
Ph. 4, Route 77 – Turner working on 24-inch passes, close to pulling pip under creek.
Ph. 2 warranty – a few lawns on Alleghany Rd. need to be fixed.
Out-of-District User from Pembroke – no word from Pembroke if there are any.

Supv. Crossen to get three estimates for an appraisal of Town Property for the audit.

COVID-19

A few changes in Town Hall. There is a table with plexiglass for the Assessor to use to greet residents. The gate from the courtroom is now in the hallway to keep residents from wandering the Town Hall.

COVID Relief monies will be available, will have four years to spend it. Could be anywhere from \$171-\$300,000. Supv. Crossen to update Board when more information is available.

Court – NYS has not opened Genesee County courts yet. Justices seem to be happy with the Oakfield facilities.

Executive Session

MOTION by Councilperson Fisher, seconded by Councilperson Klotzbach to go into executive session at 7:33 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, Robert Klavoon 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 Fisher, seconded by Councilperson LaGrou to come out of executive session at 8:38 p.m. Approved by roll call vote:
C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Plug Power/Wendel Engineering Proposal

MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach to accept the engineering proposal from Wendel for Plug Power at a cost of \$75,000, contingent on the application from Plug Power. Approved by roll call vote:
C. Fisher – yes C. LaGrou – yes C. Klotzbach – yes C. Veazey – yes Supv. Crossen – yes

Solar Reimbursement Agreement

Waiting on EDPR, they have a copy of the agreement for review.

Union Contract

Union members are willing to accept the Town's terms on pay raises, 2%. Waiting on new agreement from Union.

Charter Franchise Agreement

Copy sent to Board members for review, only change is going to be a 10 year agreement instead of 15 years.

MOTION by Councilperson LaGrou, seconded by Councilperson Fisher to set the public hearing for the Charter Franchise Agreement on May 10, 2021 at 6:45 p.m. Approved by roll call vote:

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

Zoning Law Update

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to terminate the contract with Labella for the zoning law update. Approved by roll call vote:

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

Approval of Minutes

3/8/2021 Board Meeting – MOTION by Councilperson Fisher, seconded by Councilperson LaGrou 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

4/4/2021 -- 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 Supv. Crossen, seconded by Councilperson Fisher to accept Abstract #004-2021 and pay bills in the amount of \$23,043.66 vouchers 76 to 97 General Fund; \$12,963.78 vouchers 48 to 57 Highway Fund; \$354,241.75 vouchers 12 to 15 Water District 2; \$2,113.42 vouchers 9 to 11 Water District 1. Approved by Roll Call Vote:

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

Town Clerk's Report

March 2021 -- MOTION by Councilperson Veazey, 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

February 2021 Transfers -- MOTION by Councilperson LaGrou, 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

March 2021-- 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

2021 Budget

Supv. Crossen advised the Board that a budget amendment will need to be done for additional CHIPS revenue and expenses.

Planning Board Appointments

MOTION by Councilperson LaGrou, seconded by Councilperson Klotzbach to appoint Carl Kumpf as Planning Board Member. Approved by roll call vote:

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

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to appoint Bill McGorray as Planning Board Member. Approved by roll call vote:

C. Fisher – yes C. LaGrou – no C. Klotzbach – no C. Veazey – yes Supv. Crossen – yes

MOTION by Councilperson Fisher, seconded by Councilperson Veazey to appoint Bill McGorray as interim Planning Board Chairperson. Approved by roll call vote:

C. Fisher – yes C. LaGrou – no C. Klotzbach – no C. Veazey – yes Supv. Crossen – yes

Audit Update

The auditors finished their on-site work. They are waiting for an appraisal of the Town's equipment. Supv. Crossen working on getting three quotes. An audit will be required for 2021 books due to the amount of water funding monies being spent this year.

Website Update

Councilperson Klotzbach received information from Beth Kemp for website re-design, she estimates approximately 4 hours to do the work described at a cost of \$200.00. She also contacted the company that did the Town of Shelby's website, it will cost approx. \$2,000.

MOTION by Councilperson LaGrou, seconded by Councilperson Veazey to allow the website committee to re-work the Town website with Beth Kemp. Approved by roll call vote:

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

Councilperson Klotzbach will set up a meeting with website committee to discuss the changes.

MOTION by Councilperson Klotzbach, seconded by Councilperson LaGrou to adjourn meeting at 9:08 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