**Town of Burns Organizational Meeting**

**January 11th, 2023**

**Persons Present: Supervisor Dianne Freiner,** **Councilman Richard Butler, Councilman William Mammosser, Councilman Daniel Duthoy, Councilman Jeramie Hurlbut, Clerk Stephanie Miller, Attorney Dwight Kanyuck, CEO Samantha Testani, DCO John Owens, Town Justice Dustin Gordon, Solar Coordinator Shawn Grasby, Drazen Gasic EDF, Daniel Zvirzon EDR, Jessica Klami Young/Sommer LLC, Joe Miller, Kimberlie Duthoy, Tina France, Nicole Reynolds, Marie Hoffman, James Neary, Tom Hoffman, Christi Marcus**

**Call to Order: 6:00pm**

**Pledge to the Flag**

**Swearing in: Councilman Daniel Duthoy for 1 Year Term; Town Justice Dustin Gordon for 4 Year Term**

**Preferred Agenda requiring one Roll Call Vote:**

1. **Pay frequencies for Town Officers: Yearly: Historian, Assessor, Board of Assessment Review Monthly: Supervisor, Council Members, Justice Bi-Weekly: CEO, Highway Superintendent, Highway Employees, Town Clerk/Tax Collector, Court Clerk**
2. **Budget Officer: Appoint Supervisor Dianne Freiner**
3. **Deputy Supervisor: Appoint Councilman Richard Butler**
4. **Designate Depository: Primary-Community Bank Secondary-Five Star Bank Investments-NY CLASS**
5. **Designate Official Newspaper: The Spectator/Evening Tribune**
6. **Designate Meeting Night: Second Wednesday of every month**
7. **Idle Town Funds: Approve and authorize Supervisor Dianne Freiner to invest idle town funds**
8. **Town Bookkeeper and Payroll: Appoint Baldwin Services at $8,200 per year**
9. **Prepayment of bills: Approve the pre-payment of bills when necessary to avoid service charges**
10. **Mileage Rate of Reimbursement: Approve mileage reimbursement rate per IRS allowance at 65.5 cents per mile**
11. **Certification of Claims: Authorizer that all claims against the Town are paid by voucher**
12. **Code Enforcement Officer: Appoint Samantha Testani**
13. **Town Historian: Appoint Holley Spencer**
14. **Dog Control Officer: Appoint John Owens**
15. **Highway State Bid: Authorize the Highway Superintendent to purchase material from the State and County bids**
16. **Town Attorney: Appoint Dwight Kanyuck of Knauf Shaw in Rochester NY**
17. **Records Management: Appoint Town Clerk-Stephanie Miller**
18. **Registrar: Appoint Town Clerk-Stephanie Miller**
19. **Town Hall Custodian: Appoint Town Clerk-Stephanie Miller at $15 per hour**
20. **Court Clerk: Appoint Tina Karnes**
21. **Approve Assessment Review Board: Karla Orgek, John Owens, & Larene Land at $100**
22. **Highway Employee Wages: Per Teamster’s Union Contract**
23. **Handicap Parking Permits: Approve the Town Clerk to issue free handicap parking permits**
24. **Petty Cash: Approve the Town Hall to have a petty cash fund of $100**
25. **Sole Assessor: Appoint Russell Heslin/Dustin Snyder**
26. **Deputy Superintendent: Scott Odell**
27. **Deputy Registrar: Supervisor Dianne Freiner**
28. **Highway Superintendent Procurement Policy: The Highway Superintendent may spend as per Town Procurement Policy $2,500**
29. **Highway Inventory Policy: The Highway Superintendent is to submit a complete inventory of all equipment and tools on September 30th**
30. **IT Cyber Security: Hurricane Technologies as per agreement**
31. **Signing of Abstracts: Authorize the signing of Audited Abstract claims by the Town Board Members**
32. **Establishment of Committees: Highway-Councilman Jeramie Hurlbut IT-Councilman William Mammosser Public Relations: Councilman Richard Butler**
33. **Fixation of salaries as per preliminary budget: Supervisor: $6,000**

**Council Members: $1,400 per Member**

**Codes Enforcement Officer: $15,000**

**Town Clerk: $9,000**

**Justice: $5,000**

**Justice Clerk: $5,000**

**Historian: $575**

**Highway Superintendent: $54,000**

**Assessor: $9,163**

**Dog Control Officer: $2,500**

1. **Planning Board: Appoint Karla Ras and Barb Manhart**

**One Motion to approve the preferred agenda:**

**Motion: Councilman Mammosser Second: Councilman Duthoy**

**Aye: Councilman Butler Aye: Councilman Hurlbut Carried**

**Town of Burns Regular Meeting**

**January 11th 2023**

**EDR Moraine Solar Integrated Vegetation Management presentation:** Jessica Klami: Addressing the concerns with the height waiver. The changes are due to the State January 20th.

Drazen Gasic: Do not want to promote the spread of invasive species. Methods include mulching, tilling, and herbicide. Mowing will be integrated strategically in the first couple years as some species will grow at different heights. Once cover crop is matured, mowing can be drawn back. Surveys will be conducted on where invasive species are located prior to construction.

Councilman Hurlbut: When they go to seed the mowing keeps it under control, that is the purpose of the 24 inches.

Daniel Z: Leaving it taller will give our sheep grazers more flexibility.

Councilman Hurlbut: There are not enough sheep farms in the area to cover over 700 acres.

Daniel Z: We are willing to pay to train new sheep herders.

Councilman Hurlbut: Has ORES have a say in this yet?

Jessica: Yes, ORES would like EDF to work with the Town. They have issued to draft permit which denied the waiver of the 24 inches, after the 20th a judge will recommend to ORES based on who they agree with and ORES will issue the final permit based on that.

Daniel Z: Mulching will be used during construction where there are problem areas to help push the species dominance back. It will be primarily straw or something else biodegradable.

Drazen: Herbicide will be used in early stages before the invasive species has grown.

Councilman Hurlbut: What herbicides will be used?

Daniel Z: We will determine that in the future.

Councilman Hurlbut: What is the alternative height you are seeking?

Daniel Z: We do not have an alternative, we are just looking for a waiver on the 24 inches. We can discuss alternative heights.

**Attorney Dwight Kanyuck shows EDF simulations of the project overview:** Dwight: Aside from the 24 inch waiver, the permit complies with the Town’s Local Law. Dwight explained the timeline for ORES and showed various slides simulating what the project will look like after completion.

Christi Marcus: We do not have a contract with EDF and the collection lines are going through our property.

Drazen: These are preliminary and were drawn up at the beginning of the application before negotiations were finalized.

Nicole Reynolds: My view will be drastically affected. Can the community vote this down?

Dwight: There are ways to mitigate the view with different screening techniques.

James Neary: Diversion ditches were made and EDF is calling them natural waterways. His spring for drinking water is very close to the line.

Daniel Z: Stormwater pollution plans are made to ensure runoffs are mitigated.

**Resolution stating the proposed facility is designed to be sited, constructed, and operated in compliance with applicable local laws and regulations, except the 24 inch vegetation maximum height requirement.**

**Motion: Councilman Butler Second: Councilman Mammosser**

**Aye: Councilman Hurlbut Aye: Councilman Duthoy Carried**

**Resolution Town of Burns comments on the EDF Application and Draft Permit and give discretion to Dwight Kanyuck and TYLIN to make future comments.**

**Motion: Councilman Duthoy Second: Councilman Hurlbut**

**Aye: Councilman Butler Aye: Councilman Mammosser Carried**

**Adoption of the Minutes of December 14th, 2022 Meeting**

**Motion: Councilman Hurlbut Second: Councilman Mammosser**

**Aye: Councilman Duthoy Aye: Councilman Butler Carried**

**Audit Bills Abstract 1:**

 **Accounts Vouchers Amounts**

|  |  |  |
| --- | --- | --- |
|  **General Fund** |  **1-15** |  **$40,562.80** |
|  **Highway Fund** |  **1-9** |  **$7,369.15** |

**Motion: Councilman Duthoy Second: Councilman Hurlbut**

**Aye: Councilman Mammosser Aye: Councilman Butler Carried**

**Codes Enforcement Report-Samantha Testani:** Nothing new of note, 2 active permits at this time.

**Highway Report-Glenn Odell:** Offer on mower from local farmer for $2,500, will be listing it on Auctions International. Pipe on Lattimer Hill has to be replaced. Two applications were handed out for the part time position. Estimate on Truck 3 (International) repairs, $6,677.34, a motion was made to fix Truck 3.

**Motion: Councilman Butler Second: Councilman Mammosser**

**Aye: Councilman Hurlbut Aye: Councilman Duthoy Carried**

**A Motion was made to grant Glenn permission to make a $60,000 offer on a Kenmore Dump Truck to the Town of Angelica**

**Motion: Councilman Mammosser Second: Councilman Hurlbut**

**Aye: Councilman Duthoy Aye: Councilman Butler Carried**

**Dog Control Officer-John Owens:** December 16th took a dog to the Humane Society. A bill was sent to the owner by the Clerk for $125.

**Due to the length of the meeting, the Town Board decided to hold a special meeting January 16th at 7pm to finish the agenda.**

**Adjournment: 9:10pm**

**Motion: Councilman Duthoy Second: Councilman Butler**

**Aye: Councilman Hurlbut Aye: Councilman Mammosser Carried**

**Town of Burns Special Meeting**

**January 16th 2023**

**Persons Present: Supervisor Dianne Freiner, Councilman Richard Butler, Councilman William Mammosser, Councilman Daniel Duthoy, Councilman Jeramie Hurlbut, Clerk Stephanie Miller**

**Call to Order: 7:00pm**

**Pledge to the Flag**

**Supervisor Report-Dianne Freiner:**

 **Accounts Receipts Disbursements**

|  |  |  |
| --- | --- | --- |
| **General Fund Townwide** | **$27,219.63** | **$15,839.73** |
| **General Fund Outside Village** | **$0.37** | **$1,812.19** |
| **Highway Fund Townwide** | **$15.45** | **$15,585.03** |
| **Highway Fund Outside Village** | **$93,985.96** | **$-496.20** |
| **Norbut Escrow** |  | **$5,655.00** |

**Executive Session: 7:05pm**

**Motion: Councilman Butler Second: Councilman Duthoy**

**Aye: Councilman Mammosser Aye: Councilman Hurlbut Carried**

**Executive Session end: 8:15**

**Motion: Councilman Mammosser Second: Councilman Hurlbut**

**Aye: Councilman Duthoy Aye: Councilman Butler Carried**

**A Motion was made to rescind and expunge Motion #6 of the December 28th 2023 meeting.**

**Motion: Councilman Mammosser Second: Councilman Butler**

**Aye: Councilman Hurlbut Aye: Councilman Duthoy Carried**

**A motion was made to allow John Owens to attend a dog control class in April through Skylar County**

**Motion: Councilman Duthoy Second: Councilman Hurlbut**

**Aye: Councilman Mammosser Aye: Councilman Butler Carried**

**Adjournment: 8:30pm**

**Motion: Councilman Duthoy Second: Councilman Mammosser**

**Aye: Councilman Hurlbut Aye: Councilman Butler Carried**