**THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, JUNE 8TH, 2022, AT 7:00PM IN THE NORTH COLLINS TOWN HALL, 10569 MAIN STREET, NORTH COLLINS, NEW YORK.**

**PRESENT**: Supervisor John Tobia Councilmen: Ellen M. Mathis

Michael W. Perry - Excused

Peter Robbins William Moritz

Town Clerk Lynn M. DiVincenzo

Town Attorney Richard Schaus

Highway Supt. David J. Winter

Item 1. Supervisor John Tobia called the meeting to order and led the Pledge to the Flag, and prayer.

Item 2. Approved the May 11th, 2022 meeting, as previously presented.

Moved: Ellen Mathis

Second: Peter Robbins

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**AUDIT OF BILLS**

Item 3. **MOVED**: Peter Robbins

**BE IT RESOLVED** that the following claims, as set forth in Abstract #6 and in the amount of $178,628.25 are approved for payment by the Town Board:

A# 264,265,26,,267,268,271,272,273,275,276,279,282,283,284,285,286,287,299,301,302,303,304, 306,308,309,310,311,312,313,314,315,316,318,

B# 269,270,273,277,280,281,283,300,305,315,317

DA# 288,289,290,291,292,293,315,319

DB# 266,274,294,295,296,297,298,303,320

H2-#

SF#

SR# 307

SW# 278

SECONDED: Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia and Moritz: Noes 0. Motion carried.

Item 4. **VISITORS:**

Ed and Paul Cognetta from Penflex: This program is to help recruitment for Fire and EMS.

Discussed how the program works and a how a point system works from minimum and maximum points.

1st program is like a 401K program with certain sum of money-defined benefit program- pension plan. Or $20 a month for life – for only active volunteers under the program.

Ambulance Squad would be set up a little different or could be set up the same.

Least expensive is $200 and most expensive would be $4,500. The programs would have to make sure it’s administered correctly, and make sure they keep track of the points. Also, they are subject to an audit. Each department would cost about $3,900 each or they can combine, and they would cut us a deal. Ed answered more questions.

Joe from 3 Star Restaurant: Discussed a project that he is involved with, with Steve Mecca and Gary Wentland, to bring water to the cemeteries (Holy Spirit and NC cemeteries) on Route 62. He said that they will buy all materials required, but asked the town if they would pay the water bill that would be $400.00 a year for both cemeteries.

**MOVED:** John Tobia

**BE IT RESOLVED**, the North Collins Town Board approves to pay $400.00 per year for the water bills for the Holy Spirit Cemetery and NC Cemetery.

**SECONDED**: Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, and Moritz: Noes 0. Motion carried.

**MOTION** by Ellen Mathis, seconded by Peter Robbins to close the Regular Business meeting and open the Public Hearing at 7:31pm.

Public Hearing on Solar and Wind Energy:

Richard Schaus stated that this is the same law that we already have, and the Planning Board reviewed the law and made some tweaks to the law that already exist to continue to promote farmlands

No questions from the public.

**MOTION** by John Tobia, seconded by William Moritz to close the Public Hearing and open the Regular Business meeting at 7:33pm. Carried

**MOVED:** John Tobia

**TOWN OF NORTH COLLINS**

**RESOLUTIONS FOR THE ADOPTION OF AMENDMENTS TO THE TOWN CODE**

**JUNE 8, 2022**

**WHEREAS**, the Town of North Collins is preparing a Farmland and Agricultural Protection Plan, pursuant to Circular, Article 25AAA of the New York State Agriculture and Markets Law; and

**WHEREAS**, as part of an effort to implement certain provisions of this Plan, the Town prepared amendments to the Town Code under a grant funded by the Erie County Department of Environment and Planning; and

**WHEREAS,** the supporting laws were prepared under the review and guidance of the Town of North Collins Planning Board, with planning consultation assistance and reviewed by Erie County Department of Environment and Planning; and

**WHEREAS**, the amendments include amendments to Chapter 212 (“Solar Energy Systems”) and Chapter 258 (“Wind Energy Conversion Systems”) and adoption of new regulations that support implementation of the Farmland and Agricultural Protection Plan; and

**WHEREAS**, in accordance with Part 617 of the implementing regulations of Article 8 of the New York State Environmental Conservation Law (State Environmental Quality Review Act), the North Collins Town Board, as the designated SEQR Lead Agency, conducted a non-listed action to identify and evaluate the potential impacts of adopting these new laws and amendments, and adopted a SEQR Negative Declaration of Significance for this action on February 9, 2022; and

**NOW, THEREFORE BE IT RESOLVED**, that the North Collins Town Board hereby adopts the revisions and amendments to Chapter 212 (“Solar Energy Systems”) and Chapter 258 (“Wind Energy Conversion Systems”); and

**BE IT FURTHER RESOLVED** that the Town of North Collins Town Clerk shall file this newly adopted Law with the New York State Secretary of State’s Office, as required by law.

**SECONDED**: Peter Robbins

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

Item 5.  **HIGHWAY:** The highway has been mowing and doing mutual aid with other towns.

Item 6**. CODE ENFORCEMENT OFFICER:** 23 permits issued and have a couple of violations.

Would like to change roof permits for residential from $25 to $50 and commercial roofs to $100.00.

**MOTION** by John Tobia, seconded by Peter Robbins to change Residential Roof permits to $50.00 and Commercial Roof permits to $100.00. Carried

Item 7. **LIBRARY:** No Report

Item 8. **HISTORIAN:** No Report (The Town has not appointed a new historian at this time.)

Item 9. **RECREATION:** Afterschool Program will run until June 15th. Summer Recreation will go for 6 weeks. They still have a few spots left. They will do Youth Soccer again this year. Signups will be after Summer Recreation.

Item 10. **ASSESSOR:** Uncle Franks at 10803 New Oregon Road is going to the county this fall and if the county doesn’t foreclose, the Town of North Collins wants to do a skip trace.

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| --- | --- | --- | --- |
| **MOVED:** John Tobia **BE IT RESOLVED**, the Town Code Enforcement officer and the Town Attorney are hereby authorized to perform a skip trace against the property at 10803 New Oregon Road, North Collins.  **SECONDED:** Ellen Mathis  ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried |  |  |  |

Item 10. **COUNCILMEN**

**Moritz –** Rehab the Flagpole at Langford Park **–** Town Board gave permission to get a new flagpole.

**Robbins –** They are making improvements to Route 75 and the Genesee Road intersection.

**Perry –** Excused

**Mathis –** New Oregon Park will have a new roadway in the park.

**MOVED:** Ellen Mathis

**BE IT RESOLVED,** the North Collins Town Board approves all payments for all summer concerts on the night of their event for the summer.

**SECONDED:** Peter Robbins

ROLL CALL: Ayes: Mathis, Robbins, Tobia, and Moritz: Noes 0. Motion carried.

John Tobia asked about the mower that we said that we were going to sell 5 years ago. John asked if we could get that on Auctions International. Also, Ross Moritz will check out the highway equipment.

**RESOLUTIONS:**

**MOVED:** John Tobia

**BE IT RESOLVED**, the Town Board acknowledges receipt of the 2nd Quarter Ketchum Road Landfill Report for 2022 and directs that a copy thereof be filed with the New York State Department of Conservation.

**SECONDED:** Peter Robbins

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**MOVED:** John Tobia

NORTH COLLINS TOWN BOARD TOWN BOARD RESOLUTION

June 8, 2022

WHEREAS, the Town of North Collins has created the Lawtons Water District.

and WHEREAS, the Town owns the lands upon which the old water wells are located (approximately 14 acres with 13 spring fed wells); and WHEREAS, the water wells are obsolete and no longer being used by the Town;

and WHEREAS, the Town is exploring ways to keep operating costs as low as possible for the residents of the Lawtons Water District, including the possible sale of the land upon which the old wells are located;

NOW THEREFORE, be it RESOLVED AS FOLLOWS:

1) A public hearing is hereby scheduled for July 13, 2022 at 7:30 p.m.in order to allow the property owners of the Lawtons Water District and any other interested person to express his/her viewpoints upon the topic of putting said property up for sale and to further discuss the most effective means of selling said property;

2) The town clerk is hereby directed to place a Legal Notice in the Town’s Official Newspaper and also in the PennySaver and to post said Notice on the Town’s website.

**SECONDED:** Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**MOVED:** John Tobia

**BE IT RESOLVED**, the North Collins Town Board accepts the quote from Armor Asphalt and Concrete Maintenance LLC. in the amount of $22,230.00 for concrete at the North Collins Recreation Building.

**SECONDED:** Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**MOVED:** John Tobia

**BE IT RESOLVED**, the North Collins Town Board approves the hiring of MDA Consulting for engineering services for the Walking Trail with Life Stations at the Senior Center in the amount of $27,000.00.

**SECONDED:** Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**RESOLUTION WITH REFERENCE TO THE PROPOSED**

**TOWN OF NORTH COLLINS, ERIE COUNTY, NY**

**SENIOR CENTER WALKING TRAIL WITH LIFE STATIONS**

**STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)**

**LEAD AGENCY RESOLUTION**

**WHEREAS,** the Town of North Collins has proposed to construct a walking trail with life stations at the Senior Center and purchase equipment for a computer room at the North Collins Senior Center; and

**WHEREAS,** pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617, hereafter called “SEQRA”, the Town Board has determined this action to be an Unlisted Action; and

**WHEREAS,** this Board wishes to establish itself as lead agency in the coordinated review of this action;

**NOW, THEREFORE, LET IT BE RESOLVED THAT:**

1. The Town Clerk shall notify all involved agencies of the Town Board’s intention to designate itself as lead agency.

2. A coordinated review will be performed.

3. This resolution shall take effect immediately.

Dated: 6/8/2022

Introduced by: John Tobia

Seconded by: Ellen Mathis

Voting Aye: Mathis, Tobia, Moritz and Robbins

Voting Nay: 0

**MOVED:** John Tobia

**BE IT RESOLVED**, the North Collins Town Board gives permission for Town Supervisor John Tobia to complete and sign a Short Environmental Assessment Form.

**SECONDED:** Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

**MOVED:** John Tobia

**BE IT RESOLVED**, the Town Board authorizes Supervisor John Tobia to sign any environmental forms proceeding forward and designates John Tobia as certifying officer.

**SECONDED:** Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Tobia, Moritz Noes 0. Carried

Item 11. **SUPERVISOR:**

**MOTION** by Ellen Mathis, seconded by Peter Robbins to accept the Supervisors report for May 2022. Carried

Food Pantry is open Wednesday from 1-5pm

Community Block Grant for Community Building kitchen ($100,00), media center ($14,000) and Town Park walking track ($211,000).

Laurie Stalker submitted her resignation if anyone is interested, please contact John Tobia or Lynn DiVincenzo.

Item 12. **TOWN CLERK:**

Monthly Town Clerks Report: Total Revenues $5,490.00 Dog $73.00, DEC $108.65, Marriage $90.00 Supervisors $ 5,218.35

Read Dog Control report.

Closed June 20th for the Federal and State holiday, Juneteenth.

Village wide garage sales are this weekend.

SchoolHouse #8 grand reopening event is on June 12th at 1pm.

Early Elections are being held June 18th- 26th and the Primary Election on June 28th

I have a book and a Girl Scout American flag for the historical society.

Item 13. **ATTORNEY:**  Already discussed everything.

**MOTION** by John Tobia, seconded by Peter Robbins to close the Regular Business meeting and go into Executive Session and invite Richard Schaus and Lynn DiVincenzo to discuss employment of an individual at 8:27pm. Carried

**MOTION** by John Tobia, seconded by William Moritz to close Executive Session and reopen the Regular Business meeting at 8:49pm.

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Item 14. **ADJOURNMENT.** Motion to adjourn at 8:49pm by John Tobia. Second: William Moritz Carried.

Respectfully Submitted By,

Lynn DiVincenzo

Town Clerk