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Meeting called to order at 7pm by Supervisor Marcia Lexer followed by the pledge to the flag.

Roll Call:

Marcia Lexer, Supervisor, Present

Christopher Edmunds, Deputy Supv, Council Member, Present

Kenneth Fisher, Council Member, Present

Bradley Regan, Council Member, Present

Teresa Hewitt, Council Member, Absent

Also in attendance: Chris Lexer, Highway Superintendent; Donna Lavery, Town Clerk; Peter Sorgi, Town attorney arrived at 7:07pm. Heather Tomes arrived at 7:46pm Members of the public Dan Chaney, and Brenda Hanson

RESOLUTION #42-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to dispense with the reading of the minutes from the March 14, 2022, meeting, and the Special Meeting from March 29, 2022. All in Favor. Motion carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #43-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to approve the minutes from the March 14, 2022, and Special Meeting 29, 2022. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

Supervisor Marcia Lexer thanked Chris Edmunds for filling in during her absence.

Constable Hearing is still open

Public Comment

Dan Chaney spoke regarding Court Clerk resignation and Justice resignation. Asked how those jobs will be filled?

Brenda Hansen spoke regarding local governments fading and the state taking over more control. Also asked questions about Solar Farms, decommissioning of Solar Farms and Wind Farms.

Supervisor Marcia Lexer stated that the Town of Yorkshire does not allow Wind Turbines, how ever we do allow solar with proper decommissioning.

Supervisor Marcia Lexer spoke regarding the resignation of the Court Clerk, she also stated that the resignation was held for 10 days prior to being submitted to Supervisor Marcia Lexer.

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Supervisors Report – not available

Justice Report - Lynn Guertin sent a check in the amount of $13,567.50 for the amount due in the March 2022 monthly report (Fines $8,634.00, Civil Fees $637.50, Surcharges $4,296.00)

Town Clerk Report – All members of the board received a copy of the March 2022 Clerks report.

Dog Control – None

Water Commissioner Report – DFT and Spectrum have made progress after a few delays. Hydrant flush is delayed until another school break or after current school year.

RESOLUTION #44-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to approve MDA to look at the Water tank to give us options on current coating. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

Superintendent Chris Lexer – the work at the shop is almost done. Spring Cleanup is Monday, May 2nd. There will be ads placed in Arcade and Springville Penny saver and Arcade Herald. The town highway has also been working on patching potholes and digging ditches. There is one major project coming up for Cagwin Road.

RESOLUTION #45-22

On a motion of Coun Regan, Seconded by Coun Edmunds the following resolution was resolved to approve the overlay on Cagwin Road. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #46-22

On a motion of Coun Edmunds, Seconded by Council Fisher the following resolution was resolved to use Joel Kurtz, Attorney for planning board council for Special use permit. Thursday planning board meeting to enter hourly contract with MDA Engineering. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

Resignation of Justice Lynn Guertin Effective today April 18, 2022

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The options for the town to fill the vacancy from the resignation are for the Town Board to appoint an Attorney from the Town or to have a justice come from a neighboring town to fill the current vacancy.

The next court date is Scheduled for Thursday, May 10, 2022

After notifying the Cattaraugus County Board of Elections the Town Board will be able to appoint someone to fill the vacancy until December 31, 2022. They will have to run for election in November 2022 and that would be for a 4-year term.

RESOLUTION #47-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to appoint Heather Tomes to Justice for the remained if the 2022 year at the remainder of the pay for the year. This appointment will be effective May 5th, 2022. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

Peter Sorgi swore in Heather Tomes to serve as interim Justice for the remained of 2022 effective May 5th, 2022

The Town board needs to hire a court clerk. Supervisor Marcia Lexer spoke to Robin Pearl, and she is willing to works as an interim court clerk until we can hire a new clerk.

RESOLUTION #48-22

On a motion of Coun Edmunds, Seconded by Coun Regan the following resolution was resolved to appoint Robin Pearl as interim court clerk at $20.00 per hour. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #49-22

On a motion of Coun Edmunds, Seconded by Coun Regan the following resolution was resolved to approve retirement hours at 6 hours for clerical, and 8 hours for highway. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #50-22

On a motion of Coun Regan, Seconded by Coun Fisher the following resolution was resolved to send a letter of support for Olivewood Solar. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

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RESOLUTION #51-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to place an ad in the Arcade Herald to advertise for the position of Court Clerk. Interviews to be held at the next

Town Board Meeting May 16th starting at 8pm. All applications and resumes are due to the Town Clerk by Monday, May 9th, 2022. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

Constable Public hearing still open

Peter Sorgi went over the requirements for constables to have Peace Officer training. Discussion was had regarding the contracting to the Cattaraugus County Sheriff Department for security for the Court.

Coun Edmunds has reached out the Cattaraugus County Sheriff Department. There would be a cost involved in the coverage. The contract would be for 1 year.

RESOLUTION #52-22

On a motion of Coun Regan, Seconded by Coun Edmunds the following resolution was resolved to enact local law 1 abolishing the position of constable and or peace officer within the Town of Yorkshire. All in Favor. Motion carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #53-22

On a motion of Coun Edmunds, Seconded by Coun Regan the following resolution was resolved to hold a moratorium for gravel mining for 6 months. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

There are 2 active mining permits and 1 looking into expanding into the Town of Yorkshire.

Comprehensive Plan is on file.

Chris Lexer, Chris Edmunds, Brad Regan, and Peter Sorgi to meet with county regarding Zoning Code.

Article 7 for Alle Catt Wind Farm

Approved for Article 7 funding. We will be looking at what land the transmission lines will be going thru and how the transmission lines will look

RESOLUTION #54-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to move forward with the Sheriff Department for Court Security, pending verbiage of contract is acceptable with our attorney. All in Favor. Motion Carried.

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

RESOLUTION #55-22

On a motion of Coun Edmunds, Seconded by Coun Fisher the following resolution was resolved to rescind the motion from the November 15, 2021, meeting Resolution #111-21 to remove the door. The door will remain posted not an exit. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

The Town Board entered into executive session at 8:27pm with Donna Lavery, Town Clerk and Chris Lexer, Highway Supervisor to stay. Regarding personnel

On a motion of Coun Edmunds, Seconded by Coun Fisher it was moved to close the executive session at 8:45pm.

Sewer District-

Letter will go out to residents very soon possibly this week to residence of the Yorkshire Sewer District. We will need to decide weather MDA will go to all residences or if we would like to split the residences with MDA and members of the Town Board. Chris Edmunds and Brad Regan are willing to help go to the residences within the Sewer district.

We will need to eventually compensate the time people work on the Yorkshire Corners Sewer District. As we get closer and do more people will be spending lots of time on the project. This includes anyone on the Town Board, Chris Lexer and the Town Clerk.

Monthly audit of bills and vouchers

Pay the Claims

RESOLUTION #56-22

On a motion of Coun Edmunds, seconded by Coun Regan the following resolution was resolved, the following claims for payment be approved: General Fund Claims #80 - #103 in the amount of $65,957.04 as set forth in the General Abstract No 4 Dated April 18, 2022; The Lighting District Claim #102 in the amount of $611.67 as set forth in the Lighting District Abstract No 4 Dated April 18, 2022; The Yorkshire Corner Sewer District Claims #7- #8 in the amount of $6,774.20 as set forth in the Yorkshire Corner Sewer District Abstract No 4 dated April 18, 2022; The Highway Fund Claims #51- #60 in the amount of $14,209.51 as set forth in the Highway Abstract No 4 Dated April 18, 2022; Water District #1 Fund Claims #21-#29 in the amount of $12,579.26 set forth in the Water District #1 Abstract 4 Dated April 18, 2022; Water District #2 claim #30 in the amount of $468.70 as set forth in the Water District #2 abstract dated April 18, 2022. All in Favor. Motion Carried

M. Lexer, Aye; Fisher, Aye; Hewitt, Absent; Regan, Aye; Edmunds, Aye.

Aye- 4, Nay – 0, Absent-1

With no further business to discuss and on a motion of Coun Edmunds, Seconded by Coun Fisher the meeting adjourned at 9:10pm

Respectfully Submitted,

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Donna Lavery, Town Clerk