**THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, FEBRUARY 9TH, 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

Peter Robbins William Moritz

Town Clerk Lynn M. DiVincenzo

Town Attorney Richard Schaus

Highway Supt. David J. Winter - excused

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

Item 2. Approved the January 12th, 2022 Meeting, as previously presented.

Moved: Ellen Mathis

Second: Peter Robbins

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

**AUDIT OF BILLS**

Item 3. Mike Perry Moved:

BE IT RESOLVED that the following claims, as set forth in Abstract #2 and in the amount of $114,651.08 are approved for payment by the Town Board:

A# 29,30,31,32,34,36,37,38,40,41,42,43,44,46,47,49,50,51,52,65,66,67,68,69,70,71,78,79,8,84,85,87,89,90,91,92

B# 29,31,39,45,52,69,72,83,87,

DA# 54,55,56,57,58,73,74,77,85

DB# 33,40,41,50,59,60,61,62,63,64,75,76,86

SR# 48

SW# 29,35,36,45,53,80,82,87,88

Second: Peter Robbins

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

Item 4. **VISITORS:** None

Item 5.  **HIGHWAY:** Everything going good,

Item 6**. CODE ENFORCEMENT OFFICER:** Phil Tremblay will be replaced at the end of February.

**MOVED:** John Tobia

**BE IT RESOLVED** The North Collins Town Board accepts the resignation from Phil Tremblay as Code Enforcement. His last day will be 2/28/2022.

**FURTHER BE IT RESOLVED**, the North Collins Town Board extends Phil Tremblay’s employment of Code Enforcement until February 28th, 2022.

SECONDED by Ellen Mathis

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

Item 7. **LIBRARY:** Emailed list of events happening at the library

Item 8. **HISTORIAN:** Monthly report submitted

Item 9. **RECREATION:** Volleyball Clinics: Coach Burgstahler is building a great program; they will be hosting some tournaments. Working on gants for some equipment for the volleyball program. Adult aerobics will be starting 2/26/2022. Register at www.NCParksandRec.org

Future planning: March and April for the Jr/Sr.- high school gym and track, open track for indoor soccer and pickle ball. Planning youth soccer for the summer/fall.

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Item 10. **COUNCILMEN**

**Moritz –** Nothing this month

**Robbins –** All good

**Perry –** He would like to hire two people for the maintenance position. He wants to hire Bob Lantaff and Gary Nochajski. He is going to call Gary this week to set up an interview.

Also was notified that people were stuck in the park.

**Mathis –** She audited the Court records.

**MOTION** by John Tobia, seconded by Mike Perry to receive and accept Judge Stevens and Judge Ricotta’s audits. Carried.

**Bid Opening at 7:15pm:** Motor Fuels and Related Services for One Year

We received one bid from NOCO Energy Corp.

No Lead Gas 2.4144 +.30 Diff= 2.7144

Number 2 Ultra Low Sulfur Diesel Fuel – 2.6561+.30 Diff= 2.9561

Number 2 Ultra Low Sulfur Diesel Fuel mixed 70/30 with Kerosene to be used 11/15/22-3/31/23- 2.6843+.30 Diff= 2.9843

Hourly Rate for Service Work $150.00

Non-Collusive bidding certification included.

**MOTION** by John Tobia, seconded by Peter Robbins, to accept the bid from NOCO Energy Corp., if David Winter, Highway Superintendent, approves the bid. Carried

**RESOLUTIONS:**

**RESOLUTION WITH REFERENCE TO THE PROPOSED**

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

**ZONING LAW REVISIONS**

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

**LEAD AGENCY RESOLUTION**

**WHEREAS,**  the Town of North Collins has proposed to revise their zoning law to better protect the Town’s agricultural and land resources; and

**WHEREAS,** pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617, hereafter called “SEQR”, the Town Board previously determined this action to be a Type 1 Action, and solicited Lead Agency status as provided for under SEQR; and

**WHEREAS,** certain environmental findings, determinations, assessments and notices will be required under the SEQR including the initial designation of the Town Board as Lead Agency under SEQR Law;

**NOW, THEREFORE, be it RESOLVED as follows:**

1. The Town Board of the Town of North Collins herby determines that the North Collins Town Board should seek to serve as Lead Agency for the Zoning Law Revisions in the Town of North Collins under the applicable SEQR provisions.

2. The Town Supervisor is hereby authorized to initiate the environmental review process under SEQR and to execute any and all SEQR documents with the town’s engineer relative to initiation of the SEQR process, including the determination of Lead Agency status and the required notification to other interested agencies.

Dated: 2/9/2022

Introduced by: John Tobia

Seconded by: Peter Robbins

Voting Aye: Tobia, Mathis, Robbins, Mathis and Perry

Voting Nay: 0

Item 11. **SUPERVISOR:**

No Supervisor Report until next month

Food Pantry 1-5pm

Mask mandate ends tomorrow. Please be safe. The Town Hall will lift the mask mandate.

We will be renewing the State of Emergency on February 15th

Lawton’s Fire Company Fundraiser: Look on their website.

Community Center Renovation: Waiting to get money.

Had a meeting Lynn Dixon. She is working with Chris Jacobs Office now.

Recreation Building: New RFP for Stage 2

Repairing American Legion

Item 12. **TOWN CLERK:**

Monthly Town Clerks Report: Total Revenues $3,777.00 Dog $29.00, DEC $0, Marriage $22.50, Supervisors $ 3,725.50.

Closed February 21st for Presidents Day, taxes have been mailed out, Town Clerks books are ready for Audit, Sunday is the Lawtons Fire Company BBQ 11:30am Feb 20th Langford Fire Company’s BBQ 11am- sold out.

**MOVED:** John Tobia

**BE IT RESOLVED** the North Collins Town Board approves a fireworks permit for 12377 RT 75, North Collins on 2/18/2022 from 5pm-10pm. Also, the disaster coordinator approved the site.

SECONDED: Mike Perry

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

Item 13. **ATTORNEY:**  10803 New Oregon Road: Uncle Franks. There is no will. One son will cooperate; the other does not want to be involved. We have 2 options: 1. The town can be aggressive and get quotes and knock it down or, 2. Let the county do it, but that is a slow process. We have two laws that we will be discussing: Our solar and wind laws.

**MOTION** by Ellen Mathis, seconded by Peter Robbins to close the regular business meeting at 7:32pm. Carried

**MOTION** by Mike Perry, seconded by Peter Robbins to open public hearing at 7:32pm

**MOTION** by Mike Perry, seconded by Peter Robbins to close executive meeting and open regular business meeting at 7:58pm.

The Town Board invited Mike Drumm, from the Planning Board, to attend the meeting regarding changes to our Town Solar and Wind Laws.

The Town has applied for an agricultural grant.

CPL Consulting Group came up with 31 recommended changes and the North Collins Planning Board made 11 changes. Most of these changes were clarifying and tighten up our laws. The objective is to protect prime farmland. They will have to run a soil mapping within the state and county. There are 10 classifications. Classifications 1 thru 4 are prime for farming.

There are already set back requirements in the law.

Griff Jones: (Who was on the phone for the public hearing.) He noted his concerns about solar farms with farm land that has not been used as farming for over 30 years. Discussion took place about the soil samples and that they have to be verified.

Richard Schaus also stated that there were variances that a land owner can apply for.

The Town Board will not be making a decision. It will be tabled this until the March meeting.

Councilmen Mortiz asked if there was a plan for battery storage law, also stated that tax revenue will go up.

Motion by John Tobia, seconded by Peter Robbins to table the public hearing until 3/9/2022 at 7:30pm and to close the public hearing and open regular meeting. at 8:04pm. Carried

Motion by Peter Robbins, seconded Mike Perry to close the regular business meeting at 8:08pm

Motion John Tobia, seconded Mike Perry to go into executive session to discuss employment of individuals at 8:08pm.

Motion John Tobia, seconded Ellen Mathis to open the Regular Business meeting at 8:24pm

**MOVED:** John Tobia

**BE IT RESOLVED**, the North Collins Town Board appoints John Haas and Jeneen Hill as Code Enforcement and to be paid $7,500.00 each per year.

SECONDED by Peter Robbins

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

The Town is still accepting applications for Town Historian.

Item 14. **ADJOURNMENT.** Motion to adjourn at 8:25 pm by John Tobia. Second: Peter Robbins Carried.

Respectfully Submitted By,

Lynn DiVincenzo

Town Clerk