

**Town of Caledonia
Regular Monthly Board Meeting
November 7, 2019**

The Regular Monthly Meeting of the Town Board of the Town of Caledonia was held November 7, 2019 at 7:00 P.M., at the Town Hall, 3109 Main Street, Caledonia, NY.

Supervisor Pangrazio called the meeting or order and led in the Pledge of Allegiance.

<u>PRESENT:</u>	Supervisor	Daniel Pangrazio
	Councilwoman	Pam Rychlicki
	Councilman	Mark Rothrock
	Councilman	Tim Anderson
	Councilman	Todd Bickford
	Town Clerk	Laurie Sattora

OTHERS: Mark Schroeder, Highway Superintendent, Tom Perkins, Code Enforcement Officer.

ATTORNEY: Dwight Kanyuck.

ATTENDEES FROM SIGN IN SHEET: Seth Graham, Kate Millar, Mike Phelps, Pete Stein, Dave Bojanowski, Lori & Fred Webb, John Kellen, Keith Stein, Kimberly Petherick, Megan Kellen, Cindy Kellen, Bill Stevens, Jamie & Brandon Littleton.

APPROVAL OF MINUTES

RESOLUTION 128-2019

OCTOBER 10, 2019

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Nay- 0 Absent-0
RESOLVED, that the minutes of October 10, 2019 be approved as presented.

OPEN FORUM

DAVE BOJANOWSKI – GENESEE VALLEY CONSERVANCY

Dave Bojanowski from the Genesee Valley Conservancy gave a presentation to the Board regarding Stein Family Farms and Heindale Farms who are applying for the Farmland Protection Implement Grants for their respective farms. Today's Dairy farmers face challenges from low milk prices, and the conversion of farmland being sold off for non-farm development. The Farmland Protection Implementation Grant program is helping to ensure dairy farms the opportunity to diversify their operations or the ability to transition their farm for future family members to continue the family business at a more affordable cost while ensuring the land forever remains used for agricultural purpose Dave Bojanowski requested that since Councilman Bickford conducts business with both Stein Farms and Heindale Farms so he must recuse himself from the meeting for the presentation and also that he has to abstain from the vote by the Board for support of them applying for the grant.

Councilman Bickford left the meeting during the presentation from the Genesee Valley Conservancy.

Dave Bojanowski showed the Board the maps for Stein Family Farms and for Heindale Farms and then asked each applicant to say a few words to the Board. Michael Phelps spoke on behalf of Stein Farms

which has been farming in Caledonia for many years and stated that they are a dairy farmer with over 800 cows and are applying for this grant to help preserve the land for the dairy farm to be forever used for agricultural purposes.

Ron Heindale spoke on behalf of Heindale Farms and stated that they have been farming on McEwen Road since 2005 and the family is interested in keeping the farm growing and are applying for this grant program to help protect his family farm.

Dave Bojanowski concluded the presentation for the Board and requested that the Board pass a resolution and submit letters of support for the Stein and Heineman families to apply for the Farmland Protection Grant.

Councilman Bickford re-entered the meeting.

FRED WEBB – 3911 CALEDONIA AVON ROAD CONCERNS WITH HORSESHOE SOLAR CONCERNS

Fred Webb addressed the Town Board and those present with his concerns regarding the expansion of the Horseshoe Solar Project. A copy of Fred Webb's comments will be on file at the Town Hall.

Some of the concerns that Fred Webb expressed to the Board were:

- Concerned that his home located at 3911 Caledonia Avon Road will be directly affected by the project.
- He has lived in his home for almost 40 years.
- The project is larger than any solar installation that exists in New York State.
- He and his wife are passionately opposed to this project as their home will be surrounded by this massive solar installation.
- Concerns with where the panels are made and that solar panels contain toxic chemicals.
- What about the Well water and the toxic waste from the solar panels?
- If the solar collectors need to be cleaned, with what and how will any damaged panels be repaired.
- How close will inverters and batteries be located to the residences?
- What noise will be emitted and how will this affect the internet options they currently have access to?
- Would like to see a detailed overlay of where the panels will be placed. How will his property value be affected because of the solar farm?
- Is there any local representation on the siting Board and if not why?

ANNOUNCEMENTS/COMMUNICATIONS

Supervisor Pangrazio reviewed the following announcements and communications with the Board:

- Livingston County Veteran Monument Dedication Ceremony will take place on Monday November 11, 2019 at 2:30 at 4389 Gypsy Lane. 200 + metal poppies made by Veterans for Veterans in honor of the 100th Anniversary of Veteran's Day.
- Copy of a letter received by Ian Coyle from Pioneer Library System that \$5000 of the 2019 Livingston County Capital Improvement Grant was awarded to the Bell Memorial Library, Caledonia Library, and the Avon Free Library.
- Letter from the NYS Department of Transportation that they will investigate traffic conditions on McCorkindale Road between Route 36 and Middle Road related to establishing a lower speed limit.

OPEN PUBLIC HEARING FOR 2020 BUDGET

Supervisor Pangrazio declared the Public Hearing open at 7:15 P.M. Town Clerk Laurie Sattora read the Notice of Hearing for the record. Supervisor Pangrazio asked those in attendance and the Board if they had any questions or comments. No one was present with questions or comments.

2020 BUDGET

Supervisor Pangrazio reviewed the following Budget Highlights for 2020:

- The 2020 Budget is under the cap. The Board passed the Tax Cap Override as a precautionary measure.
- The 2020 Budget drivers were the increase in Election costs due to additional elections, Health care costs up by about 5 % and some uncontrollable costs.
- Councilman Rothrock stated that Supervisor Pangrazio did a fantastic job in holding costs down while still implementing smart conservative practices that delivers Town services in a cost - effective manner. Councilwoman Rychlicki and the other Board members agreed.
- The Budget for 2020 is conservative with a minimal impact on taxes.
- The Town has no debt and the Town is saving for future Equipment and for Building Improvements.

ANNOUNCEMENTS AND COMMUNICATIONS-CONTINUED

- Congratulatory letter of support was received on Supervisor Pangrazio's re-election.
- The 2018 NYMIR Annual Report was distributed to the Board.
- A copy of the Caledonia Fire Districts Audit and also the 2020 Budget is on file.
- Supervisor Pangrazio will be meeting with the Bonadio group for a quote on an audit for the Town.

DEPARTMENTS & COMMITTEES

ATTORNEY– DWIGHT KANYUCK-HORSESHOE SOLAR

Attorney Dwight Kanyuck gave the Board and those in attendance an update on the Horseshoe Solar Project.

- The Horseshoe Solar project is an Article 10 Project. Project approval is governed by the 7-member Siting Board. The Town Board, Planning Board, and Zoning Board has no governing authority in approving the project. The proceeding is still in the preliminary stage and there is no final application for the project yet.
- Currently no local representation has been picked as a member of the AD Hoc siting Board for the Town of Caledonia. A Rush resident was appointed by the Assembly, and the Senate has approved Rochelle Bell who is a resident from Monroe County for our local representation.
- On behalf of the Town, Attorney Kanyuck submitted a motion to the Administrative Law Judge to annul the appointment of Rochelle Bell the AD-Hoc Siting Board Member that was made by President Pro Tem Stewart-Cousins.
- Senator Patrick Gallivan also submitted a letter to Majority Leader Stewart-Cousins regarding the lack of local representation for Caledonia.
- Governor Andrew Cuomo has also received copies of these letters along with our NYS Assemblywoman Marjorie Byrnes.
- Supervisor Pangrazio has been in constant contact with Senator Gallivan's office and is waiting to hear on this matter.

Supervisor Pangrazio stated that with a majority of the project being proposed in Caledonia, and since the names submitted from Caledonia for being on the siting board and have been submitted since last

March and have been ignored, he is going to dig his heels in on this matter of not having local representation with this Article 10 Project. Supervisor Pangrazio stated that the people of Caledonia need to have representation on the Siting Board.

Fred Webb asked what the Town had control over as the project goes forward?

Supervisor Pangrazio stated that he wanted to get a few things straight with regards to the proposed project:

1. With an Article 10 Project, the Board has no governing authority over the Project. No Host Agreement has been signed or is in place for the Horseshoe Solar Project.
2. Horseshoe Solar knows the Town Board's position on the Route Five Corridor as the Gateway to Caledonia and the Town wants to protect that corridor for future expansion in the years to come. They also know how important it is to protect the property owner's views.

Megan Kellen asked how does the Town get its opinion heard on the project?

Supervisor Pangrazio stated that through the Town's Attorney, comments and concerns are submitted through the DPS website.

Fred Webb asked what are the time frames for submission of the application?

Supervisor Pangrazio asked Kate Millar-Horseshoe Solar Project Manager to answer these questions.

Kate Millar stated the following for those in attendance:

1. No application has been filed yet.
2. Horseshoe Solar has an office now open on State Street for residents to come in and view maps and ask questions.
3. They have gone door-to-door and left flyers for residents in the newly expanded area.
4. Horseshoe Solar will be holding an Open House on December 10th.

A resident who did not state her name stated that she is concerned about the noise at night from the Solar Panels.

A resident who did not state her name said that Horseshoe Solar is going to submit its application on December 9th prior to the Open House they have scheduled.

Brandon Littleton-3663 Caledonia Avon Road stated that his house will be surrounded by the panels and wants to know why the Town has not been forthcoming about this project and notifying all the residents.

Supervisor Pangrazio stated that the Town has been very proactive with regards to putting information on the Town's website for the project.

Megan Kellen stated that they do not have the internet at their home, so they are not able to see the websites with information on the project.

At this time some of residents started talking loudly and over each other interrupting the meeting and Supervisor Pangrazio told those in attendance that was enough, and he was not going to tolerate that

type of behavior at the Town meeting.

CLOSE PUBLIC HEARING – 2020 BUDGET 7:45 P.M.

Supervisor Pangrazio asked if anyone from the public would like to speak on the Proposed **Budget for 2020** or if any Board Member would like to speak. No one present had any questions or concerns and no Board Member wanted to speak, so Supervisor Pangrazio closed the public hearing.

DEPARTMENTS & COMMITTEES-cont'd

CODE ENFORCEMENT OFFICER – TOM PERKINS

Tom Perkins was not required to submit a report this month.

PLANNING BOARD-COUNCILWOMAN PAM RYCHLICKI

The Planning Board did not hold an October meeting, so no report this month was required.

TRAFFIC SAFETY – MARK SCHROEDER

Highway Superintendent Mark Schroeder updated the Board on the most recent Traffic Safety meeting that was held on November 6, 2019.

HIGHWAY DEPARTMENT – MARK SCHROEDER

Highway Superintendent Mark Schroeder updated the Board on the work that the Highway Department has been working on this past month:

- Helping the Village pave LeHigh Street.
- Worked for the County on Federal Road.
- Installed Snow fence.
- Worked in the shop and also got the trucks ready for the winter.
- Would like to purchase an Averdi storage container for storing the mowers at the Highway Garage.

RESOLUTION 129- 2019

APPROVAL TO PURCHASE AVERDI 40 FT STORAGE CONTAINER FOR STORAGE OF MOWERS

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Nay- 0 Absent-0

RESOLVED, that the Board authorized Highway Superintendent Mark Schroeder to purchase an Averdi 40ft Storage Container for storage of the mowers.

TOWN CLERK'S MONTHLY REPORT

Town Clerk Laurie Sattora submitted her monthly report for the Board to review.

RESOLUTION 130-2019

APPROVAL OF TOWN CLERK'S MONTHLY REPORT

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Nay- 0 Absent-0

RESOLVED, that the Town Clerk's monthly report is approved as presented.

TOWN CLERK'S MONTHLY REPORT OCTOBER 1 – OCTOBER 31, 2019

Account#	Account Description	Fee Description	Qty	Local Share
A1255	Conservation	Conservation	14	46.16
	Marriage Lic.	MARRIAGE LICENSE FEE	1	17.50
	MISCELLANEOUS	Copies	57	14.25
	Marriage Certificate		3	30.00
Sub-Total:				\$107.91
A1603	MISCELLANEOUS CASH	Death Certificates	22	220.00
Sub-Total:				\$220.00
A2130	MISCELLANEOUS CASH	Landfill - \$10.00	123	1,230.00
Sub-Total:				\$1,230.00
A2544	Dog Licensing	Female, Spayed	14	84.00
		Female, Unspayed	2	24.00
		Male, Neutered	36	216.00
		Male, Unneutered	2	24.00
		Replacement Tags	2	6.00
	Late Fee	Late Fee	9	45.00
Sub-Total:				\$399.00
B2110	PLANNING/ZONING	Building Permits	4	112.00
Sub-Total:				\$112.00
Total Local Shares Remitted:				\$2,068.91
Amount paid to: NYS Ag. & Markets Animal Population Control Fund				62.00
Amount paid to: NYS Environmental Conservation				658.84
Amount paid to: State Health Dept. For Marriage Licenses				22.50
Total State, County & Local Revenues:		\$2,812.25	Total Non-Local Revenues:	\$743.34

OLD BUSINESS

None.

NEW BUSINESS

RESOLUTION 131-2019

ADOPTION OF 2020 BUDGET

On motion of Councilman Bickford seconded by Councilman Rothrock the following resolution was

ADOPTED – Aye – Pangrazio, Rothrock, Anderson, Bickford, Rychlicki Nay-0 Absent –0

RESOLVED, that the Preliminary Budget be adopted as the annual budget and;

BE IT FURTHER RESOLVED, that the Town Clerk shall prepare and certify in triplicate, copies of said Annual Budget, as adopted by this Board, and deliver one copy to the Supervisor to be presented by him to the Board of Supervisors of the County.

RESOLUTION 132-2019

AUTHORIZATION TO SIGN INTERMUNICIPAL AGREEMENT EXTENSION WITH LIVINGSTON COUNTY FOR TOOLS, MACHINERY, EQUIPMENT AND SERVICE SHARING

On motion of Councilwoman Rychlicki seconded by Councilman Anderson the following resolution was ADOPTED – Aye – Pangrazio, Rothrock, Anderson, Bickford, Rychlicki Nay-0 Absent –0

RESOLVED, that Supervisor Pangrazio is authorized to sign the Contract Extension for the Inter-Municipal Agreement with Livingston County for the use of County owned machinery, tools equipment and service sharing for an additional year effective January 1, 2020 with a termination date on December 31, 2020.

ANNUAL COURT AUDIT

Supervisor Pangrazio received a letter from Judge Riggi and Judge MacKay requesting that the Town complete the annual Court Audit that is required.

Councilwoman Rychlicki stated that she will conduct the Court Audit after the first of the year.

RESOLUTION 133-2019

LETTERS OF SUPPORT FOR AG FARMLAND GRANT APPLICATIONS

On motion of Councilman Rothrock seconded by Councilman Anderson the following resolution was ADOPTED – Aye – Pangrazio, Rothrock, Anderson, Rychlicki Nay-0 Absent –0 Abstain - Bickford

RESOLVED, that Supervisor Pangrazio is authorized to send letters to David Behm manager of the Farmland Protection Program with NYS Ag & Markets in support for Heindale Farm and Stein Family Farm’s applications for a Farmland Protection Implementation Grant.

REVIEW OF SUPERVISORS REPORT

All Board Members have received via e-mail prior to the board meeting copies of the Monthly Supervisor’s Report which includes up to date Trial Balances and Budget to Actual revenues and expenditures and trial balances. All Board Members signed off on all the reports.

AUDIT OF ABSTRACT OF PAID VOUCHERS AND TRIAL BALANCES

The Board audited the Abstract of paid Vouchers and trial balances.

RESOLUTION 134-2019

PAYMENT OF BILLS

On motion of Councilman Rothrock seconded by Councilwoman Rychlicki the following resolution was ADOPTED- Aye- Pangrazio, Rychlicki, Rothrock, Anderson, Bickford Nay- 0 Absent-0

RESOLVED, that the bills be paid in the following amounts:

GENERAL FUND A – Voucher #	\$ 44,268.28
GENERAL FUND B – Voucher # 333, 348, 351	\$ 485.12
HIGHWAY FUND DB – Voucher # 146-157	\$ 39,233.06
GRAND TOTALS	\$ 83,986.46

Motion to adjourn was made by Councilman Rothrock seconded by Councilman Anderson and carried by all, the board meeting was adjourned.

Respectfully Submitted,

Laurie Sattora

Town Clerk