

MINUTES of the **Meeting** of the Pembroke Town Board held on **September 12th, 2019** at the Pembroke Town Hall, 1145 Main Road, Corfu, New York.

PRESENT: John J. Worth, Supervisor
Edward G. Arnold, Jr., Deputy Supervisor
Kathleen Manne, Councilwoman
Thomas Dix, Councilman
K. Warren, Clark, Councilman

OTHERS PRESENT: Nicole M. Begin; Town Clerk; James Uebelhoer, Planning Board Chairman; Stephen Stocking, Highway Superintendent; Thomas Schneider, Zoning.

Supervisor Worth led the pledge of allegiance, prayer & called the meeting to order at 6:31 P.M.

PUBLIC PARTICIPATION ~ None

APPROVAL OF MINUTES

On **MOTION** of Councilman Arnold, seconded by Councilman Dix, to approve the minutes of the meetings of August 8th and August 22nd, 2019.
ALL AYES - MOTION CARRIED.

DEPARTMENT REPORTS

ASSESSOR – Tina McQuillen

- No report

ZONING & CODES ENFORCEMENT – Charles Reid & Tom Schneider

- Mr. Schneider reported that there is still a lot of building happening in the town. There are a couple of Solar Companies interested in some locations around the town of solar farms. These interests are being reviewed. One has already applied and CPL has offered to look over the engineered drawings.
- The fee schedule needs to be updated to include large projects because of the time it takes to review so that the town is covering its costs.

HIGHWAY – Stephen Stocking

- The highway department will be done mowing next week.
- Salt is in the barn.
- The highway department worked with the Town of Batavia paving this week.
- The highway superintendent received a new computer because his failed.

TOWN CLERK – Nicole M. Begin

- Monthly report submitted and filed.
- Hunting licenses have been steady.

PLANNING BOARD – James Uebelhoer

- Mr. Uebelhoer said he held a public hearing for a proposed solar farm on Knapp Road. They have been receiving feedback from residents on Knapp and Remsen Roads. There is a wind turbine item on the agenda for the next meeting.

ZONING BOARD OF APPEALS – Terrance Daniel

- Nothing to report.

JUSTICE – David O'Connor & Edwin F. Mileham, Jr.

- The August 2019 monthly reports have been submitted. There is still a continuous loss in revenue.

SUPERVISOR – John Worth

- Mr. Worth sent a letter of support to the village of Corfu. They are applying for a grant for ultraviolet on their sewer plant.
- Genesee County sent a 2020 and 2021 projection of the revenue sharing and amounts each town would receive. The town will be losing quite a bit of money.
- The bid opening for the sewer project came in much higher than expected. We have 45 days to decide. Mr. Worth met with Yanceys Fancy about the project. He also met with the EDC regarding a plan going forward. He will have more information at the next meeting.
- Mr. Worth and Steve Stocking are working on the snow plowing agreement with the County. The wording needs to be adjusted.
- Mr. Worth suggested swapping out old computers, a couple each year to keep up with replacing older models before they go.
- Mr. Worth will have a preliminary set of 2020 Budget numbers at the Workshop meeting. If anyone has anything they want to have in the 2020 Budget they should let him know.

NEW BUSINESS

1. 5 Year Plan – Councilwoman Manne and Councilman Dix are working on a 5-year plan. They should have information for the board soon.

COMMITTEE REPORTS

- Parks / Building – The Kiwanis Car fall cruise is this coming Sunday at the Town Park. The dugouts will be done in 2020.
- Sewer and Water – The Water line on Route 77 will be rebid in the fall.
- Town of Pembroke Cemeteries – North Pembroke Cemetery stone will be complete this year. The cost will be about \$4,000.00.
- Town Web Page and Social Media – Councilwoman Manne has updated some information on the webpage.
- Town Comprehensive Review – The committee hopes to hold a public hearing by the end of the year. Their next meeting is the first week in October.

NEW BUSINESS

1. Water District – Well surveys were sent to a sampling of people. Mr. Worth suggested looking into Pratt Road this year.
2. 5 Year Plan – The information will be sent to Supervisor Worth next week.

3. CPL Engineering services resolution – A resolution is presented at this meeting for engineering review of the proposed solar project on Knapp Road.
4. Resolution to state representatives – A resolution is presented at this meeting to sent to state representatives regarding opposition to the Counties 40-year agreement with the City of Batavia.

RESOLUTIONS

RESOLUTION # 54 of 2019 - Providing the Town of Pembroke position on Genesee County's request for special New York State Legislation support on a Forty (40) Year Sales Tax Agreement

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law, and

WHEREAS, Genesee County and the City of Batavia have passed resolutions to enter into a new Sales Tax Agreement with a term of forth (40) years, and

WHEREAS, Genesee County requires special New York State Legislation to authorize a forty (40) year Sales Tax Agreement, and

WHEREAS, OCS policy is to not approve a sales tax agreement with a term longer than ten (10) years, and

WHEREAS, the projected financial positions of any municipality can significantly change over a forty-year period, **NOW, THEREFORE, BE IT**

RESOLVED, that the board directs the Town Clerk to send a letter to our State Representatives Senator Michael Ranzenhofer and Assemblyman Stephen Hawley stating the Town of Pembroke opposes the forty (40) year sales tax agreement authorization for Genesee County, and **BE IT FURTHER**

RESOLVED, that the board directs the Town Clerk to send a copy of this resolution to the Genesee Association of Municipalities (GAM).

Motion: Councilman Arnold

Second: Councilman Clark

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 55 of 2019 – CPL Additional Engineering Services for Borrego Solar Knapp Road Review

WHEREAS Clark Patterson Lee Engineers have submitted a proposal to review the proposed design plans for two solar projects on Knapp Road for the Town of Pembroke; and

WHEREAS the engineering services would include support necessary to render and environmental determination in accordance with the State Environmental Quality Review Act and assist in the review of the application in accordance with the town Zoning Law; and

WHEREAS Clark Patterson Lee propose to provide their services on an hourly basis with a recommendation not-to-exceed budget of \$3000.00; **NOW, THEREFORE, BE IT**

RESOLVED that the Pembroke Town Board agrees to pay an additional \$8,700.00 for unexpected added services in relation to Sewer District No. 1; and **BE IT FURTHER**

RESOLVED that the Pembroke Town Board authorizes the Town Supervisor to sign the proposal in relation to this agreement.

Motion: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

RESOLUTION # 56 of 2019 – Payment of Abstract

WHEREAS, A request has been made to pay the normal operating expenses of the Town of Pembroke, and,

WHEREAS, these payments are within the normal scope of the 2019 working budgets, and create no additional cost to the Town of Pembroke; **NOW, THEREFORE BE IT**

RESOLVED, That the Town of Pembroke hereby authorizes the Supervisor to make the appropriate payments contained within Abstract # 17 of 2019.

Motion: Councilman Arnold

Second: Councilman Dix

Ayes: Arnold, Manne, Dix, Clark, Worth

Nays: None

APPROVED by: Unanimous vote (5-0)

On **MOTION** of Councilman Arnold, seconded by Councilman Dix to adjourn the meeting at 7:06 P.M. - ALL AYES – MOTION CARRIED.

Respectfully submitted,

Nicole M. Begin

Nicole M. Begin, Town Clerk