

REGULAR MEETING

August 9, 2016

A Regular Meeting of the Town Board of the Town of Lyndon, County of Cattaraugus and the State of New York was held at the Town Hall, 852 Lyndon Center Road, Cuba, New York on the 9th day of August 2016.

Present: Carol Evans ----- Supervisor
Paul Knapic ----- Councilman
Clifford Evans ----- Councilman
Don Gietl ----- Councilman
Scott Hillman ----- Councilman
Frank Puglisi ----- Clerk
George Schneider ----- Supt. of Highways

Attended by: Numerous Residents, Attorney Robert Strassel, and the Mercury Gazette.

Supervisor Evans called the meeting to order with the Pledge to the Flag at 7:07 pm.

Commercial Solar Panels -

Supervisor Evans stated Attorney Robert Strassel was here to discuss the moratorium on commercial solar panels he suggested the Town put into law. Attorney Strassel stated his office has been hired to review several commercial solar panel leases, and he feel the Town should put a moratorium in place for two years to study the effect they would have on the Town. He stated that the leases are for a long period of time, and are not good for the landowner in the long term. A detailed discussion took place by the Board, Attorney Strassel, and the Public regarding the moratorium. The Board would like to see a copy of the contracts that are being done on the issue and would like to then discuss it further at the next Board meeting. The public was concerned if this would affect residents from getting solar panels on their homes, and selling the extra electric back to the company. Attorney Strassel stated this is for commercial solar panels not residential and wording to that effect can be added to clarify. Further discussion and research will be done for the next meeting.

Correspondence -

Supervisor Evans stated the Town of Genesee sent a letter and bill for 30 months for the Code Enforcement Officers cell phone. Supervisor Evans asked if Councilman Gietl remembered anything about this agreement? Councilman Gietl stated that he vaguely remembers talking about it, but could not remember an agreement and thinks more details are needed about this before the Board takes any action. Supervisor Evans stated she would call the Town Clerk of Genesee who sent the bill and report back to the Board at the next meeting. Clerk Puglisi stated that he went

through the minutes from 2012 and 2013 and there was nothing in the minutes about this agreement.

Public Comment -

Resident Dave Schichtel gave the Board information on solar panels and stated that he invited the fire company to come and look at his solar panels to see what they are like.

Old Business -

USDA Grant - Supervisor Evans stated the meeting with the representative from the USDA will be 8/16/16 at 1:00 pm and invited all of the Board to attend.

Real Property Law- Clerk Puglisi stated that he had to check with the attorney before he could write it because the original law was amended, and he had to see how it had to be done. He stated he spoke with the attorney tonight, and it will be ready for the next Board meeting along with the resolution.

New Business -

4-Year Terms - Supervisor Evans stated the Board was asked at the last meeting to discuss four year terms for the Highway Superintendent, Clerk, and Supervisor. The Board had a detailed discussion regarding the 4-year terms. Councilman Gietl stated there are pros and cons to this decision, and let the voters decide what they want. Superintendent Schneider stated that he has been with the Highway Department for many years, and he is still learning things today. Councilman Evans stated he thought it would be a good idea because of everything those positions need to learn. Clerk Puglisi stated that he would look into the process to get it on the November Ballot, and will get ahold of all of the Board Members, and tell them what needs to be done.

Supervisor Report -

A detailed written report was given and emailed to the Board. Supervisor Evans stated that the Town has \$336,299.45 in the General and Highway Accounts and \$33,030.95 in the Tax Stabilization Account. Councilman Gietl made a motion to accept the written Supervisor Report. Councilman Evans seconded the motion. The following motion was

ADOPTED	Ayes	5	(Evans, Gietl, Evans, Hillman, Knapic)
	Nays	0	

Clerk Report -

A detailed written report was given to the Board. Clerk Puglisi stated he took in \$425.60 and paid out \$425.60, \$364.60 to the Supervisor, and \$47.00 to the County for DPW Tickets, and \$14.00 to NY Ag and Markets.

Justice Report -

No money was taken in for the Month of July.

CEO Report -

A detailed written report was given to the Board. Supervisor Evans stated that Jim Cline the Code Enforcement Officer did 11 inspections since July 8, 2016.

Highway Report -

Superintendent Schneider gave a detailed report to the Board. He stated the Highway Department changed a large culvert on Grove Road and had to close the Road for one day. He stated that he rented an excavator for the project and it worked great. He stated that they just need to put black top and guardrails up and the project will be completed. Schneider stated that this coming Friday a portion of South Center will be chipped along with Slab City and Carpenter Hill Roads will be chipped in full. He stated that the County hopefully would do the guardrails on North Center before the end of the year. He stated that while they had the rented excavator they pulled stumps on North Center to widen the road, and they loaded up 3 big loads of scrape that were taken in.

Councilman Gietl made a motion to pay Town Abstract 8 of the General Fund, claims 122 thru 130 for \$2,432.35 and Abstract 8 of the Highway Fund, claims 92 thru 101 for \$13,425.52. Councilman Evans seconded the motion. The following motion was

ADOPTED	Ayes	5	(Evans, Gietl, Evans, Hillman, Knapic)
	Nays	0	

Being no further business or concerns Councilman Gietl made a motion to adjourn the meeting. Councilman Evans seconded the motion. All Ayes the meeting was adjourned at 8:14 pm.

Respectfully Submitted,

Frank Puglisi
Lyndon Town Clerk