

A Meeting of the Town Board of the Town of Collins, County of Erie, State of New York was held at the Town Hall, 14093 Mill Street, Collins, NY on the 14th day of December 2020.

Present: Kenneth Martin, Supervisor Jacquelyn McLean, Councilman
 Mary Stelley, Councilman Jane Sion, Councilman
 James Musacchio, Attorney Becky Jo Summers, Town Clerk

Also present: Cory McCandless Omni Navitas via speaker phone

Absent: James Hotnich, Councilman

Supervisor Martin called the meeting to order at 7:00 PM with the pledge to the Flag.

Resolution # 212: **AGENDA APPROVAL**

Motion made by Supervisor Martin seconded by Councilman Sion to approve the agenda as presented.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

Resolution #213: **MINUTES APPROVAL**

Motion made by Councilman McLean, seconded by Councilman Stelley to approve the minutes of the November 2nd and 9th regular meetings.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin,
 Nay 0

Councilman Stelley questioned Computer Resolution's voucher for computer work on a number of town computers. She did not like how the invoice was done.

Resolution # 214: **ABSTRACT APPROVAL**

Motion by Councilman Sion seconded by Councilman McLean that the bills be paid on abstract #12 for 2020 dated December 14, 2020 for listed vouchers # 691 – 775 for \$ 158,109.93:

General – Townwide	23,600.12	Water District # 1	68,248.74
General – Part Town	773.51	Water District # 3	11,505.34
Highway	47,626.30	Water District # 4	<u>454.40</u>
Special Lighting	1,100.51	Total	\$ 158,109.93
Special Refuse Fund	4,801.01		

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

All entering the town hall have to sign in at the Clerk's office.

The court is closed up to March 1, 2021.

Correspondence

Laura Landers of Freed Maxick (our accountants) will be retiring the end of the year. Kathryn Barrett and Nicole Ryan will be responsible for our audit.

Colleen Kinnaird, our new judge has taken all the training to start and has selected Denise McGee as her clerk.

Reports of Department Heads and committees

Bicentennial committee minutes were read by Supervisor Martin.

Dog Control submitted his monthly report.

Highway, Transfer Station and Parks departments report was read by the Supervisor.

Town Clerk had sales in November of \$ 7,569.67 with the Town's portion \$ 6,946.85.

Water department report was read by the Supervisor.

PUBLIC HEARING: 7:30 pm – 2021 Kennel Special-Use permits

RESOLUTION # 215: **OPEN PUBLIC HEARING ON THE 2020 DOG KENNEL SPECIAL-USE PERMITS**

Motion made by Councilman McLean, seconded by Councilman Sion to open the public hearing on the 2021 Dog Kennel Special-Use Permits at 7:30 PM.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Collins will hold a public hearing under Section 30.65 Kennels of the Town of Collins Municipal Code on the year 2021 Dog Kennel Special Use Permit applications for the following:

Linda M. Bowdish and Sarah A. Bowdish, 5076 Woodside Road, Springville, NY 14141
Karen Fedick, 13688 Brewer Road, Collins, NY 14034
Sandy Maloney, 14600 Collins Center Zoar Road, Collins, NY 14034
Melody Esposito, 4038 East Becker Road, Collins, NY 14034
Amy Constantine, 14996 South Quaker Road, Gowanda, NY
Debbie Degenfelder, 2858 Lenox Road, Collins, NY 14034

A Public Hearing will be held on **Monday, December 14, 2019 at 7:30 p.m.** at the Town Hall, 14093 Mill Street, Collins, New York. The Town Board may, under Section 30.65 Kennel of the Town of Collins Municipal Code, impose conditions and restrictions upon said Dog Kennel Special Use Permit.

Supervisor Martin read the notice of public hearing. Amy Constantine/Malik withdrew her request as she now has only three dogs. Code Enforcement Officer Charles Siegle stated all five properties are complying and he sees no reason they cannot be granted. Supervisor Martin asked for any comments for or against the granting of the permits. None were heard.

RESOLUTION # 216: **CLOSE PUBLIC HEARING ON THE 2020 DOG KENNEL SPECIAL-USE PERMITS**

Motion made by Councilman Stelley, seconded by Councilman McLean to close the public hearing on the 2021 Dog Kennel Special-Use Permits at 7:35 PM.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

RESOLUTION # 217: **APPROVE 2020 DOG KENNEL SPECIAL-USE PERMITS**

Motion made by Councilman Stelley and seconded by Councilman Sion to approve the 2021 Dog Kennel Special-Use permits for the following applicants:

Linda M. Bowdish and Sarah A. Bowdish, 5076 Woodside Road, Springville, NY 14141
Karen Fedick, 13688 Brewer Road, Collins, NY 14034
Sandy Maloney, 14600 Collins Center Zoar Road, Collins, NY 14034
Melody Esposito, 4038 East Becker Road, Collins, NY 14034
Debbie Degenfelder, 2858 Lenox Road, Collins, NY 14034

ADOPTED Aye 5 McLean, Sion, Stelley, Martin
 Nay 0

Board Reports

Councilman McLean attended NEST meeting, bicentennial meeting, contacted Councilman Hotnich regarding pick up glass and garbage, visited highway department to set-up passcode to retrieve messages, spoke with Christine at the VA on a dog issue and reviewed the vouchers. The Collins Center School will go up for sale and a woman in Collins Center would like shades put up on the pavilion there to block out the sun.

Councilman Sion reviewed the vouchers and contributed to the conference call regarding the generator.

Councilman Stelley updated the website, met regarding the CDBG grant application and reviewed the vouchers.

Supervisor Martin is working on the EC Hazardous Mitigation Plan, will meet with Gene Degman and Charlie Siegle then with Peter Waterman about the plan, attended a zoom meeting regarding the Courts Diversion Management plan and attended the CDBG ranking.

Old Business

1. Resolution needed to accept October 2020 Supervisor's report

RESOLUTION # 218: **ACCEPT OCTOBER 2020 SUPERVISOR'S REPORT**

Motion made by Councilman McLean and seconded by Councilman Stelley to accept the Town of Collins Supervisor's Report as submitted, for the month of October 2020.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

New Business

1. Resolution needed to authorize payment for development of Town highway equipment inventory

RESOLUTION # 219: **AUTHORIZE PAYMENT FOR DEVELOPMENT OF TOWN HIGHWAY EQUIPMENT INVENTORY**

Motion made by Supervisor Martin and seconded by Councilman Sion that the following resolution is:

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

WHEREAS, Highway Law requires the Town Superintendent of Highways to provide the Town Board a written inventory of all machinery, implements, tools and equipment, indicating the value and estimated cost of repairs, together with his or her recommendations as to the need and cost of purchasing new and used equipment (Highway Law, 142 (3)). This must be accomplished before September 30th each year and submitted to the Town Board, and

WHEREAS, the Town wishes to simplify the procedure for this process for the Highway Department and,

WHEREAS, Jennifer Hobson completed and entered into the Highway Department computer a form designed to simplify the annual inventory report process.

NOW, THEREFORE BE IT RESOLVED that the Collins Town Board authorize a payment of \$58.80 for 4 hours worked at a rate of \$14.70 per hour to Jennifer Hobson for computer work completed for the Town of Collins Highway Department for establishing a form for the annual inventory report.

2. Resolution needed to approve change order No 4 for highway barn electrical upgrades project

RESOLUTION # 220: **APPROVE CHANGE ORDER NO. 4 FOR HIGHWAY BARN ELECTRICAL UPGRADES PROJECT**

Motion made by Councilman McLean and seconded by Councilman Sion that the following resolution is:

ADOPTED Aye 4 McLean, Sion, Stelley, Martin
 Nay 0

WHEREAS, National Fuel is to replace the newly installed low-pressure gas meter with a medium-pressure gas meter in order to supply the correct pressure to the Highway Building and Backup Generator, and

WHEREAS, installing the medium-pressure meter will require the purchase and installation of

two gas regulators in order to reduce line-pressures down to operating pressures, one for the highway building and the other for the new backup generator, and

WHEREAS, The State Group has proposed Change Order No. 4 for the project in the amount of \$4,681.00 to purchase and install the two gas regulators.

NOW THEREFORE, BE IT RESOLVED that the Collins Town Board hereby approves Change Order No. 4 for the Highway Barn Electrical Upgrades Project in the amount of \$4,681.00 to have The State Group supply and install two gas regulators and that the Collins Supervisor be authorized to sign Change Order No. 4.

3. Resolution needed to refer the Omni Navitas Community Solar projects to the Collins Planning Board for site plan review, report and recommendation.

The Planning Board will discuss this at their Tuesday meeting. Corey thanked all and state the safety and health is first and foremost. The landowner wants to attend the Planning Board meeting.

RESOLUTION # 221: **REFER OMNI NAVITAS COMMUNITY SOLAR PROJECTS TO THE COLLINS PLANNING BOARD FOR SITE PLAN REVIEW, REPORT AND RECOMMENDATION**

Motion made by Supervisor Martin and seconded by Councilman McLean that the following resolution is:

ADOPTED	Aye	4	McLean, Sion, Stelley, Martin
	Nay	0	

WHEREAS, Omni-Navitas Holdings, LLC is undertaking the construction of two 5,000 kW solar-based inverter generator systems, located at 12819 New Oregon Road, Collins, NY 14034 (hereinafter referred to as "the Projects"), and

WHEREAS, the Projects require the issuance of a Special-Use Permit from the Collins Town Board.

NOW THEREFORE, BE IT RESOLVED that the Collins Town Board hereby refers the Special-Use Application of Omni Navitas Holdings, LLC to construct two solar projects on land located at 12819 New Oregon Road, Collins, NY to the Collins Town Planning Board for Site Plan Approval and Report of Recommendations to the Collins Town Board per §305-35 Special-Use Permits – Procedures and §305-45.1 Solar Energy Systems of the Code of the Town of Collins.

4. Discussion on winter recreation program – the 2020 / 2021 recreation program has been cancelled.

5. Discussion on court room public address system – Councilman McLean stated Norm Johnson gave two more quotes to look over. Supervisor Martin suggested getting questions together and give to Councilman McLean.

6. Discussion on Town supplied cell phones of who should have them. Supervisor does not want a cell phone. The transfer station has a cell phone. Maybe one for a court clerk; Judge Gernatt will check with his clerk. Highway Superintendent should have one. Supervisor Martin read Section #510 of the Code Book on telephones and personnel and will talk with Mr. Waterman on what he needs for usage of a cell phone.

Enter into Executive Session to discuss the employment history of a particular person.

RESOLUTION # 222: **ENTER INTO EXECUTIVE SESSION**

Motion made by Supervisor Martin seconded by Councilman McLean to enter into an executive session to discuss the employment history of a particular person at 8:29 pm

ADOPTED	Aye	4	McLean, Sion, Stelley and Martin
	Nay	0	

RESOLUTION # 223: **RETURN TO REGULAR SESSION**

Motion made by Councilman McLean, seconded by Councilman Sion to return to regular session at 9:12 pm.

ADOPTED Aye 4 McLean, Sion, Stelley and Martin
 Nay 0

With no further business, on a motion of Supervisor Martin seconded by Councilman Sion the meeting was adjourned at 9:12 pm.

Becky Jo Summers, Town Clerk

