

RESOLUTION: APPROVE BUDGET MODIFICATIONS AND TRANSFERS

Motion made by _____, seconded by _____
to approve the following Budget Transfers for Budget Year 2023.

BUDGET TRANSFER:

Transfer From: B 7310.101 Recreation – Personnel	5,000.00
Transfer To: B 7310.102 Youth Services - Personnel	5,000.00
Transfer From: DB 9010.800 Employee Benefits – State Retirement	2,500.00
Transfer To: DB 5110.402 General Repairs – Gas	2,500.00
Transfer From: SW4 8320.426 Source & Supply – Purchase of Water	200.00
Transfer To: SW4 8320.400 Source & Supply – Contractual	200.00

TOWN OF COLLINS

LOCAL LAW NO. 2 OF THE YEAR 2023

A local law imposing a temporary moratorium on the issuance of applications and the granting of permits, licenses or approvals for the Siting of Commercial Solar Panel Power Projects, Wind Turbine Projects and Battery Projects in the Town of Collins in order to allow for the adoption of appropriate regulations pertaining to such land uses,

Be it enacted by the Town Board of the Town of Collins (“Town”) as follows:

WHEREAS, the Town of Collins has received a number of inquiries about siting and locating commercial solar panel, wind turbine and battery installations on land within the Town of Collins, and

WHEREAS, current local laws, ordinances and regulations do not adequately address many of the issues and concerns which must be considered to fairly address the impacts of such uses upon the Town, and

WHEREAS, the Town Board has determined that it is necessary to protect the public interest and welfare by imposing a temporary moratorium on new siting, location and establishment of Commercial Solar Panel, Wind Turbine and Battery Power Projects while the Town undertakes a comprehensive review of concerns and issues raised by these uses, and

WHEREAS, such moratorium is intended to allow the Town sufficient and necessary time to address such concerns and issues and enact new laws, ordinances or regulations, and/or appropriate amendments to existing laws, ordinances or regulations to properly address community impacts, concerns or issues in a manner which is meaningful and consistent with the Town’s comprehensive plan,

NOW, THEREFORE, the Town Board of the Town of Collins hereby declares that no new applications shall be issued and no permits or approvals shall be granted by any officer, department, board or agency of the Town of Collins with respect to the siting, location or establishment of Commercial Solar, Wind Turbine and Battery Power Projects within the Town of Collins for a period of twelve (12) months beginning November 1, 2023, unless earlier terminated by other local law, duly adopted, and the exceptions for the three permits pending for current projects being built.

As used in this law, the term “Commercial Solar Panel Project(s)” shall mean and include, but not be limited to, an array or collection of photovoltaic panels or collectors that convert sunlight to electrical energy and which, together with appurtenant facilities, covers an aggregate area of land greater than 100 square feet. Residential, business and industrial properties with rooftop solar panel installations which generate electricity solely servicing the property where the rooftop installations are located are exempt from this moratorium as are all municipal and school installations and properties.

This local law is intended to supersede all applicable provisions of the Town of Collins Code, to the extent required to give effect to the provisions hereof for the effective period hereof.

RESOLUTION: SET PUBLIC HEARING ON L.L. No. 2 OF 2023 "TWELVE (12) MONTHS MORATORIUM ON THE ISSUANCE OF APPLICATIONS AND GRANTING OF PERMITS FOR SITING OF COMMERCIAL SOLAR PANEL, WIND TURBINE AND BATTERY POWER PROJECTS IN THE TOWN OF COLLINS"

Motion made by _____ and seconded by _____ to set a public hearing on October 10, 2023 at 8:00 pm to discuss Local Law No. 2 of 2023 "Twelve (12) Months Moratorium on the Issuance of Applications and Granting of Permits for Siting of Commercial Solar Panel, Wind Turbine and Battery Power Projects in the Town of Collins".

**NOTICE OF PUBLIC HEARING
ON PROPOSED LOCAL LAW NO. 2 OF THE
YEAR 2023 FOR THE TOWN OF COLLINS**

PLEASE TAKE NOTICE that pursuant to resolution of the Town Board of the Town of Collins, New York, a public hearing will be held before the Town Board of the Town of Collins, New York, at the Town Hall, 14093 Mill Street, Collins, New York, on **Tuesday, October 10, 2023, at 8:00 p.m.** to consider the following:

Town of Collins Proposed Local Law No. 2-2023, which, if approved, would impose a twelve (12) months moratorium on the issuance of applications and granting of permits for Siting of Commercial Solar Panel, Wind Turbine and Battery Power Projects in the Town of Collins.

Copies of the Proposed Local Law are available in the Collins Town Clerk's Office. All interested parties may attend and be heard.

Dated: September 11, 2023

BECKY JO SUMMERS
Collins Town Clerk

RESOLUTION: APPROVE CERTIFICATE OF SUBSTANTIAL COMPLETION FOR BECC ELECTRIC (CONTRACTOR) FOR THE COLD STORAGE BUILDING PROJECT

WHEREAS, on June 28, 2023 representatives from MDA Consulting Engineers, PLLC, BECC Electric and the Town of Collins Highway Superintendent met to perform a walk-through of the project site, and

WHEREAS, subsequent to that site visit a small list of punch-list items was generated which has since been completed, and

WHEREAS, as of September 5, 2023, BECC Electric has completed the electrical work for this project and MDA Engineers, PLLC recommends that the project can be closed out and that the Certificate of Substantial Completion be executed at this time.

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby approves the Certificate of Substantial Completion for the Highway Cold Storage Building Project contract with BECC Electric, and to authorize the Town Supervisor to sign the Certificate.

**RESOLUTION: APPROVE PAYMENT APPLICATIONS NO. 2 AND NO. 3 TO BECC ELECTRIC (CONTRACTOR)
FOR THE COLD STORAGE BUILDING PROJECT**

WHEREAS, the contractor for the Cold Storage Building Project, BECC Electric, has submitted progress payment applications No. 2 and No. 3 (Final Payment Application), and

WHEREAS, MDA Consulting Engineers, PLLC have verified the quantities included in this payment application, and

WHEREAS, BECC Electric has submitted signed payment applications No. 2 and No. 3 and all Certified Payrolls.

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby approves payment application No. 2 in the amount of \$5,582.20 and payment application No. 3 in the amount of \$2,938.00, totaling \$8,520.20, and that the Collins Supervisor be authorized to sign the Applications and Certifications for Payment.

**RESOLUTION: REQUEST SPEED STUDY ON FOSTER ROAD FROM WEST BECKER ROAD TO GOWANDA
ZOAR ROAD**

Motion by _____ and seconded by _____ that the Collins Town Board hereby approves a request for a study to be conducted by Erie County for a speed reduction to 45 Miles Per Hour on the entire length of Foster Road, from West Becker Road to Gowanda Zoar Road.

RESOLUTION: APPROVE THE ADDITION OF UNPAID WATER BILLS TO PROPERTY TAXES

WHEREAS, in accordance with New York State Town Law §198, the Town of Collins approves the enforcement of unpaid water bill charges, by placing a lien upon the real property for which such service was provided, and

WHEREAS, Erie County Real Property Tax Department requires that all such charges to be levied on the 2024 tax bills, be voted on by the Town Board.

NOW, THEREFORE BE IT RESOLVED, that the Collins Town Board approves all unpaid water bill charges in the amount of \$21,415.62 plus Administration Fee of \$8,566.25 totaling \$29,981.87 be included in the 2024 tax warrant, and authorizes the Supervisor to sign the "Letter of Authorization" to Erie County.

**RESOLUTION: SET DATE FOR PUBLIC HEARING ON 2024 COMMUNITY DEVELOPMENT BLOCK GRANT
(CDBG) ELIGIBLE PROJECTS**

Motion made by _____, seconded by _____ to set a public hearing on October 10, 2023 at 7:30 pm to discuss 2024 Community Development Block Grant eligible projects.

**NOTICE OF PUBLIC HEARING
NOTICE TO THE CITIZENS OF THE TOWN OF COLLINS**

PLEASE TAKE NOTICE that the Town Board of the Town of Collins will hold a public hearing on **October10, 2023 at 7:30 pm** at the Collins Town Hall, 14093 Mill Street, regarding the use of Federal Community Development funds on the Town of Collins.

The Town of Collins is eligible for a Federal Community Development Grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low- and moderate-income persons in the Town of Collins.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Collins' selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town at (716) 532-4887 ext. 101 by October 5, 2023.

RESOLUTION: APPROVE SYSTEMS UPGRADE TO WATER DISTRICT NO 1 PUMP HOUSE CONTROLS

WHEREAS, after the storm related power outage on July 20 and 21 of 2023, the touch screen of the system controller became inoperative at the Water District No. 1 pump house, and

WHEREAS, instead of just replacing the soon to be obsolete ModBus (W600) Controller System with another like system, it has been recommended to update to the new ModBus plus BACnet (W900) Controller System, and

WHEREAS, bids were solicited to supply and install a ModBus plus BACnet (W900) Controller System and two bids were received, as follows:

RAFA Systems Inc	\$5,463.00
Ace Viking Electric Moto Co., Inc.	\$5,655.00

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby accepts the estimate of RAFA Systems Inc in the amount of \$5,463.00 to supply and install a new ModBus plus BACnet (W900) Controller System at Water District No. 1 pump house and that the Town Supervisor be authorize to sign the acceptance of the estimate.

*****The follow resolution is not complete and quotes are to be finalized on Monday, 9/11/23.**

RESOLUTION: APPROVE PROPOSAL TO REMOVE NON-OPERATIONAL PUMP FROM WATER DISTRICT NO 3 PUMP HOUSE FOR INSPECTION AND REPAIR OR REPLACEMENT

WHEREAS, one of the submersible pumps at the Water District No. 3 pump house has become non-operational, and

WHEREAS, bids were solicited to remove, repair or replace and reinstall the pump, and

WHEREAS, ____ bids were received as follows:

Willey Well Drilling, Inc	\$16,015.70
Emke Well Drillers	\$ 1,900.00 (does not include pump repair or replacement)
Jones Well Drilling	

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby accepts the proposal of _____ in the amount of \$_____ to replace the pump at the Water District No. 3 pump house and that the Supervisor be authorized to sign the acceptance of proposal.

RESOLUTION: SET TOWN BOARD MEETING FOR MONDAY, OCTOBER 2, 2023 FOR PRESENTATION OF THE 2024 TENTATIVE BUDGET

Motion made by _____, seconded by _____ to set a Town Board Meeting for Monday, October 2, 2023 for presentation of the 2024 Tentative Budget.

RESOLUTION: ACCEPT RESIGNATION OF CLEANER PT LAURIE JOHNSON

WHEREAS, Cleaner PT Laurie Johnson has submitted her Letter of Resignation to the Town of Collins.

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby accepts the Resignation of Laurie Hohnson effective September 10, 2023.

RESOLUTION: APPROVE AD FOR CLEANER PT

WHEREAS, the Town of Collins has a position of Cleaner PT and,

WHEREAS, the Town wishes to fill the recently vacated position.

NOW, THEREFORE BE IT RESOLVED, that the Collins Town Board approve the following ad to be placed in the Springville Pennysaver and the Gowanda/Lakeshore Pennysaver and News to run the weeks of September 23, 2023 and September 30, 2023.

Town of Collins
is accepting applications for
CLEANER PT
Hours to be determined.
Requirements: High school graduate or GED.
Preference given to Town of Collins residents.
Applications are available at the Collins Town Clerk's Office,
14093 Mill St, Collins or on the Town's Website at
www.townofcollins.com
Applications accepted at the Town Clerk's Office
until Wednesday, October 4, 2023 at 4:00 PM.

RESOLUTION: ENTER INTO EXECUTIVE SESSION

Motion made by _____, and seconded by _____ to interrupt this meeting to enter into an Executive Session at _____ PM to discuss the employment history of a Town employee and discuss the appointment of a new employee.

RESOLUTION: RETURN TO REGULAR SESSION

Motion made by _____, and seconded by _____ to return to regular session at _____ PM.

RESOLUTION: ACCEPT RESIGNATION OF DOG CONTROL OFFICER JASON PERRY

WHEREAS, Dog Control Officer Jason Perry has submitted his Letter of Resignation to the Town of Collins.

NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby accepts the Resignation of Jason Perry effective September 23, 2023.

RESOLUTION: APPOINT NEW DOG CONTROL OFFICER FOR THE TOWN OF COLLINS

WHEREAS, the Town of Collins has a position of Dog Control Officer and,

WHEREAS, due to the resignation of the present Dog Control Officer Jason Perry, effective 09/23/2023, the Town wishes to fill the vacant position and,

WHEREAS, the Town advertised for the position of Dog Control Officer, and interviewed the responding applicant.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Collins hire Samantha Smith for the position of Dog Control Officer at an annual salary of \$6090.85 pro-rated for the remainder of 2023 with an additional \$.55 per mile incurred while completing duties of that position effective Tuesday, September 12, 2023.