

**Town of Elba
Regular Meeting
November 4, 2021**

Supervisor Hynes called the meeting to order at 7:00 p.m.; followed by the Pledge to the Flag.

Those in attendance included:

Supervisor Hynes
Councilman Augello
Councilman Chamberlain
Councilman Coughlin
Councilwoman Marshall

Others Present:

Town Clerk Werth
Highway Superintendent Yungfleisch
Chuck Hoover, Planning and Wind/Solar Committee Chair

Minutes of October 14, 2021- Local Law #2 of 2021 – Town of Elba Battery Storage

MOTION Councilwoman Marshall, second by Councilman Chamberlain to approve the minutes as written.

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (5-0)

Minutes of October 14, 2021 Town Board Meeting

MOTION Councilman Coughlin, second by Councilman Augello to approve the minutes as written.

Fire

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (5-0)

RESOLUTION #51-2021:

Councilman Chamberlain offered the following:

**RESOLUTION ADOPTING LOCAL LAW NO. 3 of 2021 TO OVERRIDE
THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c**

WHEREAS, proposed Local Law No. 3 of 2021 of the Town of Elba entitled “Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c”, which proposed Local Law in its final form was presented to the Town Board at the meeting held October 14, 2021 and a copy thereof was kept with the Town Clerk and copies provided to Town Board Members at said meeting; and

WHEREAS, a public hearing on the advisability of enacting said proposed Local Law was held on November 4, 2021, before this Town Board, pursuant to public notice duly published in The Daily News according to law, at which time all interested persons were heard; and

WHEREAS, the Town Board of the Town of Elba, New York is of the opinion that adoption of said proposed Local Law No. 3 of 2021 is in the best interest of the Town of Elba, New York.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Elba, New York that said proposed Local Law No. 3 of 2021 entitled “Override the Tax Levy Limit Established in General Municipal Law §3-c” be and the same hereby is adopted; and

BE IT FURTHER RESOLVED, that a certified copy of said Local Law No. 3 of 2021 be filed with the New York State Secretary of State in accordance with the Law.

Second by: Councilman Coughlin

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 52-2021:

Councilman Coughlin offered the following:

ADOPTION OF 2022 TOWN ANNUAL BUDGET

WHEREAS, the Elba Town Board hereby adopts the Town Budget for 2022; and be it further

NOW, THEREFORE, BE IT RESOLVED, that the Elba Town Board approves the budget as prepared with a copy attached hereto.

Second by: Councilman Chamberlain

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

RESOLUTION #53-2021:

Councilman Augello offered the following:

APPROVAL OF OFFICIAL UNDERTAKING FOR TAX COLLECTION

[The Official Undertaking/Bond must be filed with the County Clerk and have attached thereto the approval of the Town Board as set forth below.]

APPROVAL OF THE ELBA TOWN BOARD

We, the undersigned members of the Town Board of the Town of Elba, County of Genesee, State of New York, do hereby approve the attached undertaking or bond as to its form, manner of execution, amount and sufficiency thereof, and to the sureties names thereon. Said undertaking or bond shall be conditioned that the collector of the taxes shall well and truly keep, pay over and account for all moneys and property coming into her/his hands as such collector.

Witnessed this 4th day of November, 2021.

Supervisor _____

Council Member _____

Council Member _____

Council Member _____

Council Member _____

[Approval may also be in the form of a copy of the Resolution with the corresponding certification of the Town Clerk.]

Pursuant to Sections 25, 35, 36 and 37 of the Town Law of the State of New York

Second by: Supervisor Hynes

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

RESOLUTION #54-2021:

Councilman Chamberlain offered the following:

**AUTHORIZE DELINQUENT WATER BILL
TO BE RE-LEVIED ON THE 2022 WARRANT**

WHEREAS, the Town Clerk has received a list of all property owners who owe for water rents in Water Districts #1 and #2, to the Town of Batavia as of October 31, 2021; and

WHEREAS, Section 229-15 (c) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered.

WHEREAS, the Town Clerk has received a list of all property owners who owe for water rents in Water Districts #1 and #2, to the Town of Batavia as of October 31, 2021; and

WHEREAS, Section 229-15 (c) of Town Law stipulates that such amounts owing shall be levied against the property to which the service is rendered.

NOW, THEREFORE, BE IT RESOLVED, the amount of \$102.16, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 7626 Bank Street Road, Elba, NY 14058, parcel #12.-1-62;

BE IT FURTHER RESOLVED, the amount of \$413.50, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 4243 West Avenue, Elba, NY 14058, parcel #19.-1-26;

BE IT FURTHER RESOLVED, the amount of \$81.57, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 5061 Edgerton Road, Elba, NY 14058, parcel #12.-1-6.1;

BE IT FURTHER RESOLVED, the amount of \$7.30, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 5087 Barrville Road, Elba, NY 14058, parcel #18.-1-38;

BE IT FURTHER RESOLVED, the amount of \$401.31, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6576 Log City Road, Elba, NY 14058, parcel #18.-1-56.2;

BE IT FURTHER RESOLVED, the amount of \$29.19, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6846 Transit Road, Elba, NY 14058, parcel #9.-1-10.1;

BE IT FURTHER RESOLVED, the amount of \$71.23, or may be amended before final submission to the

Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6690 Oak Orchard Road, Elba, NY 14058, parcel #17.-1-63.2;

BE IT FURTHER RESOLVED, the amount of \$5.97, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 4877 North Byron Road, Elba, NY 14058, parcel #17.-1-94.21;

BE IT FURTHER RESOLVED, the amount of \$165.45, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6830 Transit Road, Elba, NY 14058, parcel #9.-1-9;

BE IT FURTHER RESOLVED, the amount of \$182.44, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 4735 Bridge Road, Elba, NY 14058, parcel #8.-1-31.1;

BE IT FURTHER RESOLVED, the amount of \$153.25, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6438 Graham Road, Elba, NY 14058, parcel #16.-1-7.111;

BE IT FURTHER RESOLVED, the amount of \$109.46, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 6733 Log City Road, Elba, NY 14058, parcel #8.-1-20.211;

BE IT FURTHER RESOLVED, the amount of \$88.61, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 5981 Oak Orchard Road, Elba, NY 14058, parcel #14.-1-30;

BE IT FURTHER RESOLVED, the amount of \$348.67, or may be amended before final submission to the Genesee County Treasurer, be and is hereby approved for levying against the individuals 2022 tax warrant at 4011 Lockport Road, mailing address 3701 Regent Blvd Suite 200, Irving, TX 75063, parcel #16.-1-27.2;

Second by: Councilwoman Marshall

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

CERTIFICATION

I, Trisha Werth, Town Clerk of the Town of Elba, County of Genesee and State of New York, DO HEREBY CERTIFY that I have compared the aforementioned resolution duly adopted by the Town Board of the Town of Elba, on the 4th day of November, 2021 with the original now on file in my office, and the same is a correct and true copy of said Resolution and of the whole thereof.

Dated: November 4, 2021

Trisha Werth
Town Clerk

{SEAL}

RESOLUTION #55-2021:

Councilman Chamberlain offered the following:

RESOLUTION ENACTING LOCAL LAW NO. 2 OF 2021

**A LOCAL LAW TO AMEND THE TOWN OF ELBA
ZONING LAW TO ADD REGULATIONS FOR
BATTERY ENERGY STORAGE SYSTEMS**

WHEREAS, by Resolution dated September 9, 2021, at the recommendation of the Town of Elba Planning Board, the Town of Elba Town Board introduced for consideration proposed Local Law No. 2 of 2021 (the “Proposed Local Law”) to amend the Town of Elba Zoning Law to add a new Section 414 to provide regulations for the siting, construction, operation, and decommissioning of battery energy storage systems (“BESSs”) within the Town; and

WHEREAS, the Proposed Local Law is based on the Model Battery Energy Storage Law developed by NYSERDA for New York municipalities and similar battery energy storage system regulations of other rural communities, and has been tailored to be consistent with siting standards for solar energy systems set forth in the Zoning Law; and

WHEREAS, under the Proposed Local Law, small BESSs (those with a nameplate capacity of less than 600 kilowatt-hours (kW-hr)) will be permitted subject to the Uniform Code and the battery energy storage system Permit developed by NYSERDA and are exempt from site plan review. Building-mounted small BESSs are permitted in all zoning districts in the Town, while ground-mounted small BESSs are allowed in all zoning districts as accessory structures and have additional siting requirements; and

WHEREAS, under the Proposed Local Law, large BESSs (those with a nameplate capacity equal to or greater than 600 kW-hr) are permitted only in Agricultural-Residential (AR) and Business (B) Districts and will require the approval of a site plan and special use permit by the Planning Board. In addition to the provisions in the NYSERDA model law for large BESSs, the regulations include:

- Provisions for BESS developers to fund necessary technical and legal consultants to permit informed Town review of proposed BESSs.
- Additional application requirements related to landscape screening and visual impact assessments, analysis of impacts to prime farmland and farmland of statewide importance, noise assessment, decommissioning plans, and operation and safety plans.
- Enhanced site plan and special permit design standards and approval requirements, including those related to:
 - Setbacks from public highways, adjacent properties, adjacent residential property, and adjacent residences.
 - Limitations on coverage on parcels containing prime farmland or farmland of statewide importance.
 - Landscape screening.
 - Noise.
 - Vegetation management.
 - Construction and decommissioning and restoration consistent with the NYS Agriculture and Markets Solar Energy Project Guidance when BESSs are constructed on prime farmland and farmland of statewide importance.
- Requirement that all applications for large BESSs be referred to the Genesee County Planning Board pursuant to General Municipal Law 239-m.

- Decommissioning standards and funding to ensure the BESSs are safely and completely removed when they reach the end of their useful life.

WHEREAS, a Notice of a Public Hearing on the Proposed Local Law was published in the *Batavia Daily News* on September 30, 2021 and the Town Clerk also caused a copy of that Notice to be posted on the Town of Elba website and to be posted on the sign board of the Town maintained pursuant to Town Law §30(6) on September 30, 2021; and

WHEREAS, pursuant to Town Law § 264, on September 30, 2021 written notice of the Proposed Local Law was mailed to the Town Clerks of the Towns of Byron, Stafford, Batavia, Oakfield, Barre, and Clarendon, and the Clerk of the Legislature of Orleans County; and

WHEREAS, a public hearing was duly held on that proposed Local Law on October 14, 2021 at 6:55 PM before the Town Board at the Elba Town Hall, and all persons desiring to speak were heard; and

WHEREAS, no public comments have been received on the Proposed Local Law; and

WHEREAS, the Proposed Local Law and Part 1 of an Environmental Assessment Form, were referred to the Genesee County Planning Board for review pursuant to General Municipal Law § 239-m; and

WHEREAS, by Notice of Final Action dated October 14, 2021, the Genesee County Planning Board approved the Proposed Local Law; and

WHEREAS, except for ministerial revisions, the Proposed Local Law, which is annexed hereto as Exhibit A, is unchanged from the version introduced for consideration by the Town Board on September 9, 2021, so it has been on the desks of all Town Board members since that time; and

WHEREAS, Parts 1, 2, and 3 of an Environmental Assessment Form (“EAF”), annexed hereto as Exhibit B, were prepared for the Proposed Local Law, which the Town Board has reviewed; and

WHEREAS, adoption of Local Law No. 2 of 2021 is a Type I action under the State Environmental Quality Review Act, pursuant to 6 N.Y.C.R.R. §617.4(b)(2).

NOW THEREFORE, IT IS RESOLVED, that the Town Board has considered the Proposed Local Law and its potential for environmental impacts; reviewed and considered the EAF, the criteria contained in 6 N.Y.C.R.R. §617.7(c), and other supporting information to identify the relevant areas of environmental concern; and thoroughly analyzed the identified relevant areas of environmental concern to determine if the Proposed Local Law may have a significant adverse impact on the environment, and finds that the Proposed Local Law would not have a significant impact on the environment, because:

1. New York State has adopted policy and set goals into law to promote the installation of BESSs on residential, commercial, and municipal buildings, and utility-scale systems.
2. The Town recognizes that battery energy storage systems are necessary to expand the use of renewable energy and meet the renewable energy goals of the State of New York.
3. This law furthers the Town’s goal of supporting the use of battery energy storage systems in certain districts with appropriate regulations to promote and uphold the public health, safety and welfare, conserve farmland, and to ensure that such systems will not have a significant adverse impact on the aesthetic qualities and character of the Town.

IT IS FURTHER RESOLVED, that pursuant to the State Environmental Quality Review Act, a Negative Declaration shall be made and duly filed, and an environmental impact statement need not be prepared; and it is

RESOLVED that, pursuant to the Municipal Home Rule Law, the Proposed Local Law is hereby enacted as Local Law No. 2 of 2021, and shall be filed with the Secretary of State; and it is

RESOLVED that, pursuant to Town Law § 264, a summary of Local Law No. 2 of 2021 shall be published in the *Batavia Daily News* and the affidavit of such publication shall be filed with the Town Clerk.

DATE: November 4, 2021

Second by: Councilman Coughlin

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

Councilwoman Marshall made a **MOTION**, second by Councilman Coughlin to issue a SEQRA negative declaration and adopt the resolution.

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

RESOLUTION #56-2021:

**INTRODUCE PROPOSED LOCAL LAW NO. 4 OF 2021 AND
TO SCHEDULE A PUBLIC HEARING**

**AUTHORIZING A PUBLIC HEARING FOR THE
ADOPTION OF A PROPOSED LOCAL LAW:**

**MODIFYING THE WATER CODE OF THE TOWN OF ELBA
ORIGINALLY ENACTED JULY 10, 2018 AS IT PERTAINS TO**

**ADJUSTMENTS OF EQUIVALENT DWELLING UNIT (EDU) FOR AGRICULTUREAL & NON-
RESIDENTIAL FACILITIES**

The Town Board of the Town of Elba (hereafter the "Town Board") met at a regular board meeting at the Elba Town Hall located at 7 Maple Ave., Elba, NY 14058 in the Town of Elba, NY on November 4, 2021 commencing at 7:00 p.m. and the following members were:

PRESENT Supervisor Hynes
Council Member Augello
Council Member Chamberlain
Council Member Coughlin
Council Member Marshall

WHEREAS, the Town Board is considering the adoption of a local law to modify the Water Code of the Town of Elba originally enacted July 10, 2018 as it pertains to adjustments of Equivalent Dwelling Unit (EDU) for Agricultural & Non-Residential Facilities; and

WHEREAS, the purpose of the proposed local law is to delete Section 2.7.2(A) of the Water Code of the Town of Elba originally enacted July 10, 2018 and replace it with a new Section 2.8 immediately following Section 2.7.2 which reads as shown on the attached Exhibit A; and

WHEREAS, the Town Board enacts this local law pursuant to, and in accordance with, Municipal Home Rule Law Article 3; and

WHEREAS, this local law shall take effect immediately upon filing with the Secretary of State; and

WHEREAS, the Town Board wishes to authorize a public hearing to be held by the Town Board on December 9, 2021 at 7:00 p.m. at the Town Hall to hear all interested parties on said local law; and

WHEREAS, the Town Board wishes to authorize and direct the Town Clerk to cause notice of said public hearing to be published in the Batavia Daily News, the official newspaper of the Town, no later than 5 days prior to said public hearing;

NOW, ON MOTION OF Councilwoman Marshall, which has been duly **SECONDED** by Supervisor Hynes, be it therefore

RESOLVED, that the Town Board shall hold a public hearing on said proposed local law on December 9, 2021; and be it further

RESOLVED, that the Town Clerk shall cause notice of said public hearing to be published in the Batavia Daily News no later than 5 days prior to said public hearing.

Ayes: Supervisor Hynes
Councilman Augello
Councilman Coughlin
Councilman Chamberlain
Councilwoman Marshall

Nays: _____

Abstained: _____

Quorum Present: X Yes _____ No Carried: X Yes _____ No

Dated: November 4, 2021

State of New York)
County of Genesee) ss.:

I, Trisha Werth, Town Clerk of the Town of Elba, NY, hereby certify that the foregoing resolution was duly adopted at a meeting of the Town Board held on November 4, 2021 by the required necessary vote of the members to approve this resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Town of Elba, NY this 4th day of November, 2021.

Trisha Werth, Town Clerk

Exhibit A

2.8 Adjustments of Equivalent Dwelling Unit (EDU) for Agricultural & Non-Residential Facilities

The EDU charge for agricultural and non-residential facilities shall be adjusted annually based on the average daily usage using the previous 12 months of actual metered water usage data. If 12 months of actual metered water usage data is not available, the average daily usage shall be

calculated using all available metered data.

The gross EDU charge shall be calculated by dividing the average daily usage by 300 GPD, which is the typical daily usage for a residential connection. The gross EDU total then is multiplied by the appropriate multiplier (see table below) and rounded down to the nearest 1.0 EDU to determine the new EDU value.

EDU Multiplier Table

Average Daily Usage	% of Gross EDU
Agricultural & Non-Residential Usage (0 - 1,000 GPD)	100%
Agricultural & Non-Residential Usage (1,001 - 20,000 GPD)	40%
Agricultural & Non-Residential Usage (20,001 - 100,000 GPD)	20%
Agricultural & Non-Residential Usage (+100,000 GPD)	10%

Sample EDU Calculation #1 as follows:

Quarter 1 water usage = 678,000 gallons
Quarter 2 water usage = 683,000 gallons
Quarter 3 water usage = 777,000 gallons
Quarter 4 water usage = 593,000 gallons

Total Annual Water Usage = 2,731,000 gallons

Average Daily Water Usage = 2,731,000 gallons ÷ 365 days = 7,482 gallons/day (GPD)

EDU multiplier = 40% (based on table)

7,482 GPD ÷ 300 GPD = 24.94 EDU (gross)

24.94 EDU (gross) x 40% = 9.976 EDU = **9 EDU (Rounded down)**

Sample EDU Calculation #2 as follows:

Quarter 1 water usage = no data (not connected to system)
Quarter 2 water usage = 84,000 gallons
Quarter 3 water usage = 82,000 gallons
Quarter 4 water usage = 81,000 gallons

Total Water Usage = 247,000 gallons (3 quarters)

Average Daily Water Usage = 247,000 gallons ÷ 273 days = 905 gallons/day (GPD)

EDU multiplier = 100% (based on table)

905 GPD ÷ 300 GPD = 3.02 EDU (gross)

3.02 EDU (gross) x 100% = 3.02 EDU = **3 EDU (Rounded down)**

Discussion ensued regarding the Water Law. Councilwoman Marshall recommended some wording changes within the Law regarding the water rates in the fee schedule and this new requirement from the County for hook up at new residential homes. It was recommended to add “current rates” to the fee schedule and also to add “it may require applying to the Genesee County Water System Hookup Administrative Review Committee”.

Abstract 11-2021

MOTION, Councilman Chamberlain second by Councilman Coughlin to approve the following:

General Fund	244-271	\$51,596.32
Highway	107-116	\$8,934.92
BW Solar	5	\$572.00
ForeFront Solar	7	\$350.00
Water District 2	28-30	\$183,922.79
	Total	\$245,376.03

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (5-0)

COMMITTEE REPORTS

Building and Grounds

Mr. Yungfleisch reported:

- Dilcher’s have completed the work on the front of garage. They are currently working on the end, getting ready for the overhead door. Waiting on delivery of the door still.
- Dilcher’s also fixed the outside handicap access at the new Town Hall.
- Casella rates have increased for garbage pick up. Looked at other options, this appears to be the best rate.

Zoning Board

Mr. Chamberlain reported the Zoning Board is shaping up well with new members. Mr. Sanfratello sent an email to the Board regarding on line training they can take.

Planning Board

Mr. Coughlin and Mr. Hoover reported the following:

- Mr. Piscitelli, 15 North Main Street – Converting this building from a two apartment building to a four within the Village. This is an allowable use, the Planning Board is waiting on the County’s decision. A Public Hearing is scheduled for November 18, 2021. Mr. Hoover will work on sending out the notices to the neighbors and the Daily News as required.
- Mr. Hoover noted the Village forms provided are outdated and made reference to the Zoning Board. Forms have been updated to read “Elba” versus Town of Elba and Village of Elba.
- Several members of the Planning Board took part in the United Solar Energy Supporters training regarding Solar PV Site Plan Review training. The Board took away quite a bit of information regarding electrical inspections.
- Resident, Joe Stachowski attended the meeting. He had questions regarding the Cider Solar Project

the Mr. Hoover was able to answer.

- Mr. Hoover attended the PILOT meeting for Cider Solar this week. Negotiations continue.
- BW Solar is waiting to see if NYSEDA provides more money before applying for a building permit.
- Wind Energy Law – Discussion ensued around the need for such a law. Mr. Dwight Kanyuck is able to help write the law, should take him approximately 10 hours to complete.

Councilman Coughlin made a **MOTION** to have Supervisor Hynes work with Mr. Kanyuck on an estimate for developing the Wind Energy Law for the Town of Elba.

Second by: Councilman Chamberlain

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (5-0)

GAM

Councilman Augello reviewed the minutes from the September meeting, Mayor Itjen mentioned the Village is working on sewer project. Councilman Augello will seek more information regarding this.

Cemetery

Mr. Yungfleisch noted the large tree that was dying was removed from the center of the cemetery.

DEPARTMENT REPORTS

Highway

Mr. Yungfleisch reported:

- Arnold Road was paved and they are currently working on the shoulders
- Getting ready for winter
- Expecting a lot of ash trees to fall, there is not enough in the budget to take care of all of these trees.

Assessor

Mr. Flansburg sent the following report for the Town Board:

“Work has begun on the 2022 annual reassessment. Waiting on the State to arrive at their estimate of the sales trend for residential properties. We have done our own figures for Genesee County and it comes in at 15%. The sales show that the average home in Genesee County has been selling for 15% above the 2021 assessed value. Waiting to see if hopefully the State trend figures come in a little lower.

As of now, it appears the average home value in Elba for 2022 will go up about 10%. There will not be a land value adjustment for 2022, mainly the changes will be on structures. Please let me know if you have any further questions.”

ZEO/CEO

Mr. Mikolajczyk’s report was emailed to members of the Town Board and is also available in the Town Clerk’s office.

Town Clerk

Town Clerk Werth reported that she took in \$764.88 and remitted \$736.88 to the Supervisor for local share, \$28.00 to NYS Ag. & Markets for spay/neuter program.

Supervisor

Supervisor Hynes reported the following:

- Thanked Mr. Hoover for his hard work over the past year with solar. She also thanked him for his continued work with the Planning Board as well as serving as the Chairman of the Solar committee, along with numerous meetings that are required.
- New Town Hall – New furniture was delivered and set up today. We will close the week of Thanksgiving, we will be between the two buildings if needed. The goal is to open up to the public by December 1st. Millennium is working with us to get the computers and internet up and running. Phones and security are installed. Our December 9th meeting will take place at our new office. Letters will be sent to the State, Justice Court, Genesee County, insurance company, etc. regarding our move and new address.
- Chief Heale advised Supervisor Hynes that the Elba Fire District received a second grain bin rescue tube. He had applied for the grant through Nationwide Insurance but it was awarded to the East Pembroke Fire District by mistake. They (East Pembroke) gifted it to the Elba Fire District. The purpose of the second grain bin rescue tube is to protect the firefighter or rescuer going in to remove someone who has become trapped in a grain bin.
- WD2, Phase 7 – Meeting took place 12/3 to review what is left on the punch. Supervisor Hynes will pass on the minutes when she receives them. Rochester Pipeline has until December to finish. Restoration will be completed in the spring.
- Randsco completed the project on Transit Road for the out of district users from Byron.

Councilpersons

Councilwoman Marshall asked what the Fire District budget was this year. It was \$240,267.00.

Councilwoman Marshall also wanted to thank the Betterment Committee and all those involved with the Scarecrow contest. It was great to see so many participants and scarecrows throughout the Village.

Town Clerk Werth asked if everyone would be willing to chip in \$5 for a tree to participate in the Betterment Committee's Christmas in the Park.

Mr. Hoover provided Pauli Miano with Harrison Luna's (Cider Solar) contact information. He encouraged her to discuss a donation with him for the Betterment Committee.

ADJOURNMENT

MOTION was offered from Councilman Chamberlain, second by Councilman Coughlin to adjourn the meeting at 7:59 p.m.

Ayes: Augello, Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (5-0)

Respectfully Submitted,

Trisha Werth
Town Clerk