

Meeting was called to order at 7pm by Supervisor Spencer followed by the pledge to the flag.

Roll Call

Marcia Spencer, Supervisor, Present  
Christopher Edmunds, Deputy Supv & Council Member, Present  
Kenneth Fisher, Council Member, Present  
Bradley Regan, Council Member, Present  
Teresa Hewitt, Council Member, Present

Also in attendance Chris Lexer, Donna Lavery, Peter Sorgi, Invenergy Representatives.

On a motion of Coun. Edmunds, Seconded by Coun. Fisher it was moved to dispense with the reading of the minutes from the February and March town board meeting and the special meeting held on March 1, 2021.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.  
Aye- 5, Nay – 0,  
Carried unanimously.

On a motion of Coun Edmunds, Seconded by Coun Regan it was moved to approve the regular town board minutes from February 2021, March 2021 and from the Special meeting held on March 1, 2021.

Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.  
Aye- 5, Nay – 0,  
Carried unanimously.

Financial Reports

Supv Spencer presented the monthly Supervisors report for March 2021 to the Town Board for review and file the reports with the Town Clerk.

Resolution #17-21

On a motion of Coun Fisher, Seconded by Coun Edmunds the following resolution was resolved to approve the Supervisors report for March 2021 as submitted and is attached to the minutes.

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye  
Ayes 5, Nays 0, Absent 0- Adopted

Justice Guertin financial report was submitted. A check in the amount of \$19,849.00 from the month of April 2021 was submitted to the Town Supervisor. The totals are Fines 16,901.00; Civil Fees \$420.00; Surcharges \$2,528.00.

Larry Groves – Water Commissioner- we have had several inquiries for new services and new connections in the water district.

Chris Lexer – Highway (written) – The footing for the salt shed is done they should be starting the walls the end of this week or next week. The beams have been replaced on the building and they have started doing the trim and siding. We are ditching and grading our dirt roads. We will be starting our spring cleanup Monday, May 3<sup>rd</sup>. Also, we have hired a new employee tentative start date of Monday, May 3<sup>rd</sup>.

#### INENERGY PRESENTATION

Peter Sorgi stated while he is here for the Town of Yorkshire tonight, he cannot advise the Town regarding Invenergy due to representing someone else for the Wind Project.

Margaret Wells and Shawn Perry are here to present some information from Invenergy.

Invenergy received their Article 10 in June 2020.

Invenergy is a wind farm that will be running approx. 4 miles of high transmission lines from the town of Freedom to Town of Yorkshire to make a connection at the high-tension lines into the grid. There will be a large junction station at the connection site. So, in all the Town of Yorkshire will have the station and approx. 4 miles of lines. Lines will run about ½ mile west of Route 16 near Neamon Drive to a station approx. 8 acres in size. This area will be all fenced in and inside the fence will be a gravel base. This substation will be like the ones that are already in the Town of Yorkshire. The Current ones vary in size.

State takes the zoning authority away from the towns for projects after they are a certain size. Invenergy currently has easements for the whole 4 miles of the lines from the Town of Freedom to the substation. The sub station will be entirely the 8+ acres off Neamon Drive. Access to the sub station will be gained thru D & H for the construction of the substation. All power transmitted thru the lines stays in New York.

If years down the road Invenergy is no longer wishing to maintain the project, there will be bonds set up for the decommissioning of the lines and removing them with the funds in the bonds. This is taxable land for the property taxes and the assessor would have a formula and a way to figure the tax for the property being used.

Intervenor Funds this is money set aside for towns to hire attorneys, engineer to make sure that Invenergy is doing all the necessary thing. And this allows the town to not have to spend their money.

Residence wanting more information can sign up for the email list and get updates as it happens.

Invenergy has applied for Article 7 and has a list of things to comply within the next month or 2 months.

Chris Lexer asked Why are you here tonight?

Invenergy responded this is just informational and the town does not have any decisions to make.

Peter Sorgi stated that Invenergy and other companies want to keep the town board up to date and included on the projects and explain things to the board. They want to make a good faith effort to work with the towns and what is best for the town and the residents.

There was a discussion on Neamon drive not being a public road. If anything is needed there might need to be a variance for road frontage. Road usage agreements might be needed along Hooper Road, and Cagwin for they are town roads.

Invenergy show photos of what poles might look like at different parts of the 4-mile span. All poles are set in concrete and if this is decommissioned, they must remove all concrete plus 3 ft additional. There will be approx. 2 miles on Cagwin Road. Invenergy is bonding \$100,000 per mile for construction. If there is damage or a problem with roads, they must repair it.

Chris Lexer stated that he would like to see \$200,000 per mile for paved roads. Also wanted to find out which style of pole will be visible to be seen from the roads for our residents.

Invenergy stated we will be given a map and tell us what kind of poles will be within the Town of Yorkshire.

Invenergy thanked the Town Board for their time this evening.

#### Library Board Appointments

Joanne Herman, Trustee

Judy Hecht, Trustee

Mary Carawana, Trustee

Loralee Downer, Trustee

#### Resolution #18-21

On a motion of Coun Spencer, Seconded by Coun Edmunds it was so moved for to approve the appointments for the Delevan-Yorkshire Library Board. All in Favor  
Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye  
Ayes 5, Nays 0, Absent 0- Adopted  
Carried

Marcia Spencer has a copy of the Shared services contract between the Town of Yorkshire and Cattaraugus County. This also includes shared equipment.

#### Resolution #19-21

On a motion of Coun Regan, Seconded by Coun Fisher it was moved to approve for Supervisor Spencer to sign the shared services contract with Cattaraugus County pending attorney review. All in Favor  
Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye  
Ayes 5, Nays 0, Absent 0- Adopted  
Carried

NIMS agreement

Resolution #20-21

On a motion of Coun Edmunds, Seconded by Coun Fisher it was moved to adopt the NIMS plan. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

Emergency Operations Plan

Resolution #21-21

On a motion of Coun Regan, Seconded by Coun Hewitt it was so moved to accept the Emergency Operations Plan. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

Sewer District

Chris has met with the surveyors and engineers for an update. We need to make sure we capture anytime Danny is used for the sewer project because we can get reimbursed for those charges. Chris will be meeting with Village of Arcade on May 4th regarding the agreement with them.

Supervisor Spencer – we have a copy of the paperwork from the post office regarding our town po box. We continue to have problems with the change of address. There have been bank accounts being changed that should not be changed. The Assessor and Highway department are all having problems getting mail. Also, there was a gentleman here Friday trying to deal with a ticket. The shade was pulled and who ever was in the court office would not answer the window.

PESH was here for over 4 hours with Chris and Marcia. PESH has received a lot of incorrect information regarding things such as the number of full-time employees in the building. PESH received the original complaint regarding on March 15<sup>th</sup>. The complaint was received after the work had been completed. PESH said there was things stated in the complaint that were unfounded.

Chris the path of travel to exit the room is in question. Just to let everyone know 1 cubic foot of snow weighs 60lb. Chris recommended having an engineer come and give us a quote on renovating the upstairs for usable space.

A discussion regarding options for the court, town hall and the board room options.

We need to figure out a long-term solution for Town Hall, town board and the court. For a couple hundred dollars we can have a quote to renovate the upstairs and put in a lift.

A brief discussion was had regarding the keypad on the outside of the door and the safety of the side door in the board room/court room.

According to JCapp the keypad is JCapp property. We need verification that the keypad is JCapp property. Peter Sorgi will email or send letter regarding verification that JCapp owns the keypad.

Chris Edmunds stated that we have spent a lot of time and money discussing the door and the safety of using the door.

Chris Lexer spoke about how the Town Board and the court have shared this space for many years and suddenly it is a problem. I hate to see the Town have to spend more taxpayer's money to renovate something that is not necessarily needed.

A discussion was had regarding the different options for different spaces in town hall. Possibly renovate the upstairs to make it useable again.

#### Resolution #22-21

On a motion of Coun Regan, Seconded by Coun Edmunds it was moved to have an engineer come and look at the building and give us different options for using space. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

Planning Board Chairman resigned last Thursday evening, April 15, 2021.

#### Resolution #23-21

On a motion of Supervisor Marcia Spencer, Seconded by Coun Regan it was moved to appoint Jason Conhiser to the Planning Board. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

A discussion was had regarding if it is possibly to combine the planning board and the zoning board. There is not a lot of volunteers willing to serve on these boards. If combining the zoning and planning boards into 1 group. We would have to hold a public meeting and file a local law.

Peter Sorgi recommends talking to the planning board and zoning board members before doing anything with combining the 2 boards into 1 board.

Chris Lexer asked Peter to come to the last meeting to give guidance to the planning board.

Peter is going to be highly involved as is MDA engineers to assist with solar projects.

Resolution #24-21

On a motion of Coun Regan, Seconded by Coun Edmunds it was moved to retain MDA engineers to assist with the solar projects. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

As per the PESH inspection SDS sheets are needed for all items in town hall. Items such as hand sanitizers, cleaning products, toner cartridges all need SDS sheets on file in Town hall this is going to be a big task for someone to do.

Resolution #25-21

On a motion of Coun Edmunds, Seconded by Coun Regan it was so moved that employees can only use town purchased products at town hall, no personal products are to be used. All in Favor

Spencer, Aye; Fisher, Aye; Regan, Aye; Edmunds, Aye; Hewitt; Aye

Ayes 5, Nays 0, Absent 0- Adopted

Carried

Pay Claims:

RESOLUTION #26-21

On a motion of Coun Fisher, seconded by Coun Regan the following resolution was resolved, the following claims for payment be approved: General Fund Claims #72-97 in the amount of \$33,436.42 as set forth in the General Abstract No 4 Dated April 19, 2021; The Lighting District Claim #91 in the amount of \$619.00 as set forth in the Lighting District Abstract No 4 Dated April 19, 2021; The Yorkshire Corners Sewer District Fund Claims #8 in the amount of \$49.72 as set forth in the Yorkshire Corners Sewer District Abstract No 4 Dated April 19, 2021; The Highway Fund Claims #49- #65 in the amount of \$10,115.67 as set forth in the Highway Abstract No 4 Dated April 19, 2021; Water District #1 Fund Claims #17 - #25 in the amount of \$8,594.59 as set forth in the Water District #1 Abstract 4 Dated April 19, 2021

**Spencer, Aye; Fisher, Aye; Hewitt, Aye; Regan, Aye; Edmunds, Aye.**

**Aye- 5, Nay – 0,**

With no further business to discuss and on a motion of Coun Edmunds, Seconded by Coun Regan the meeting was adjourned at 9:25pm

Respectfully Submitted,

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Donna Lavery, Town Clerk

