

The monthly board meeting for the Town of Farmersville was called to order on Feb 10,2020 at 7pm by Supervisor Lounsbury, all stood for the pledge.

**Present:**

Supervisor Francis Lounsbury

Councilman Mark Heberling

Donna Vickman

Richard Westfall

Pam Tilton

Town Clerk Bridget Holmes

Hwy Superintendent Barry Tingué

Town Attorney Eric Firkel

Guests: See sign in book

Constable Kim Chase address the meeting- Stating there will be no yelling or taking on or you be escorted out.

A motion was made to approve the minutes Mrs. Vickman and seconded by Mrs. Tilton, carried.

A motion was made to pay the bills by Mr. Heberling and seconded by Mrs. Tilton, carried.

General V19-V41=\$47,464.68      Hwy V15-V30=\$36,470.30

At this time Dept of Health Eric Wohlers presented that NYS DOT Building in the Town of Farmersville needs to be hooked up to a water supply to supply their building as they cannot maintain wells that would meet the criteria they need for their new building. Representatives were also here from the NYS DOT to discuss starting a water district to hook on to the Village of Franklinville, town attorney will reach out to the Village of Franklinville's Attorney.

Mr. Lounsbury reported back that a favorable report came back from the County Planning Board on the new wind law.

A motion was made by Mr. Heberling for a resolution to issue a negative declaration for Local Law 1 of 2020 Entitled Wind Energy Facilities Local Law of the Town of Farmersville NY and seconded by Mrs. Vickman

Roll Call:

Mrs. Tilton –no

Mr. Westfall-no

Mr. Heberling –yes

Mrs.Vickman-yes

Mr. Lounsbury-yes      Carried

A moiton was made by Mr. Heberling to bring to resolution to adopt the Local Law 1-2020 “ Town of Farmersville Wind Energy facilities Law” and seconded by Mrs. Vickman

Roll Call:

Mrs. Tilton-no

Mr. Westfall- no

Mr. Heberling-yes

Mrs. Vickman-yes

Mr. Lounsbury-yes Carried

A motion was made by Mr. Heberling to bring to resolution Introducing Local law 2 2020 A local law Providing for No Exemption for Wind Energy Facilities Under New York State Real Property Tax Law Section 487; scheduling Public Hearing and seconded by Mrs. Vickman

Questions both by Mrs. Tilton and Mr. Westfall concerning the meaning of this

Roll Call

Mrs. Tilton- no

Mr. Westfall-no

Mr. Heberling- yes

Mrs. Vickman –yes

Mr. Lounsbury- yes Carried

A motion was made by Mrs. Tilton to reject the previous Local law 2 -2020 concerning water and seconded by Mr. Lousbury

Roll Call

Mr. Westfall- yes

Mrs. Tilton-yes

Mr. Heberling-abstain

Mrs. Vickman- yes

Mr. Lounsbury-yes Carried

A motion was made by Mr. Heberling to bring to Resolution Introducing Local Law 4 -2020 entitled A local Law Amending Local law 1-2020 Town of Farmersville Wind Energy Facilities Law Referring Proposed Local Law to County Planning Board; Declaring Lead Agency Status; Authorizing supervisor and seconded by Mrs. Vickman

Roll Call

Mrs. Tilton-no

Mr. Westfall- no

Mr. Heberling-yes

Mrs. Vickman-yes

Mr. Heberling- yes Carried

A motion was made to bring to resolution by Mr. Vickman to Introduce Local Law 3 -2020 A local law establishing the Date for the Town of Farmersville Board of Assessment Review to Hear Complaints in Relations to Tax Assessments ; Scheduling Public Hearing and seconded by Mrs. Tilton

Roll Call

Mrs. Tilton- yes

Mr. Westfall-yes

Mr. Heberling-yes

Mrs. Vickman- yes

Mr. Lounsbury- yes Carried

A motion was made by Mrs. Vickman to bring to Resolution replacing Town Official Website and Authorizing Web Host and seconded by Mr. Heberling

Roll Call

Mrs. Tilton-no

Mr. Westfall-yes

Mr. Heberling- yes

Mrs. Vickman-yes

Mr. Lounsbury- yes Carried

A motion was made by Mrs. Vickman to bring to resolution to terminate contract with the Law Firm of Hodgson Russ LLP for Legal Services related to labor negotiations and seconded by Mr. Heberling Hwy Superintendent Barry Tingue brought up his concerns of bringing in some one new

Roll Call:

Mrs. Tilton- yes

Mr. Westfall- yes

Mr. Heberling- yes

Mrs. Vickman- yes

Mr. Lounsbury- yes Carried

A memo was read by Mr. Firkel that he believed that no action was needed concerning the Amish community private burial.

A memo was read by Mr. Firkel that there was no conflict with Alicia Rood helping the Town Board with the EAF form for the wind energy law as she was a Independent lawyer hired by him and she also has a contractual relationship with law firm Schroder & Joseph but that had nothing to do with the matter at hand. At this time Councilman Pam Tilton stated that she feels that there is a conflict.

A motion was made by Mrs. Tilton to have the town attorney to work on the Bond Release concerning a tower on Tarbell Rd and seconded by Mr. Westfall, carried

Comments:

Mr. James Cash

Town Clerk Bridget Holmes read comments and questions given to her by various residents

Lois Lane

Jeanie McCarthy

Ginger Schroder

Millard Brown

Barry Tingue

Jeff Peterson

Dave Nicholas

Kathy Kellogg

Jennifer Karcher

Donna Vickman

Pam Tilton had questions concerning the resolution for Shane & Firkel

No Hwy report

No dog report

No supervisor's report

A motion was made by Mrs. Tilton to accept the Clerk's report and seconded by Mrs. Vickman, carried

A motion was made accept the judges' report by Mrs. Vickman and seconded by Mrs. Tilton, carried

A motion was made to accept the code enforcement report by Mrs. Tilton and seconded by Mr. Heberling, carried

A motion was made by Mrs. Tilton to accept the assessor report and seconded by Mrs. Vickman, carried

Outside communications:

Mark Heberling submitted a statement (see attachment) that he will not be accepting a salary as councilman.

Mark Heberling stated he had concerns over the road use agreement and had talked to engineer about the road use agreement and Pam Tilton requested that she would like a copy of the concerns for that road use agreement

Old Business:

Mr. Westfall referenced Resolution Local Law 1 – wanted to let everyone know that he did not intend to vote yes.

Furnace- needs to be followed up on

New Business:

County Business – update

Keith Bennett had submitted a letter to the board stating that he was applying for a fireworks license and was at board meeting to answer any questions by the board.

A motion was made to go into executive session at 9:20pm by Mr. Heberling for ligation and seconded by Mrs. Vickman , carried

A motion was made to come out of executive session at 9:47pm by Mrs. Vickman and seconded by Mrs. Tilton, carried.

A motion was made to adjourn at 9:47pm by Mrs. Tilton and seconded by Mrs. Vickman, carried.

Respectfully submitted

Bridget Holmes