

Stafford Town Board

January 13, 2020

Organizational Meeting: called to order at 7:30pm

Adjournment of Organizational meeting at 8:11pm

REGULAR TOWN BOARD MEETING CALLED TO ORDER: By Supervisor Robert Clement at 8:11pm

With the following people present:

Supervisor	Robert Clement
Deputy Supervisor	Robert Pacer
Councilmen	Donald Mullen
	Ronald Panek
	James Duysen
Highway Superintendent	Steven Boldt
Town Clerk	Julie Scheuerlein
CEO/ZEO	Gene Sinclair
CEO/ZEO	Gerry Wood
Public:	

Approval of Minutes of the December 9, 2019 Regular Town Board Meeting:

Motion Councilman Ronald Panek

Seconded by Councilman James Duysen

Vote: Ayes 5

Nays: 0

Carried

Permit Fees for Solar Farms

8-9 Solar Energy Facility (SEF) permit Fees. The non-refundable Permit Application Fee shall be \$1000 per mega (MW) of rated maximum capacity. A Renewal Remit Application Fee shall be \$500 per MW

Motion Councilman Donald Mullen

Second Councilman James Duyssen

Roll Call Vote Councilman Robert Pacer- yes

Councilman James Duyssen – yes

Councilman Ronald Panek- yes

Councilman Donald Mullen- yes

Supervisor Robert Clement- yes

Carried 5-0

2.General Code update estimate, to have the two books updated- one for Stafford Code Enforcement and one for Stafford Town Attorney.

\$ 178.00 for two copies **Motion** made by Councilman Donald Mullen,

Seconded by Councilman James Duyssen

Carried 5-0

3.SCOFIELD

- Proof of ownership papers for property on Route 5
- Motion Councilman James Duyssen, Seconded by Councilman Ronald Panek
- Request increase of tonnage for transfer station- request that increase to 100 tons - approval subject for DEC approval
- Schedule Public Hearing after DEC approval

Motion Councilman Ronald Panek, **Seconded** by Councilman James Duyssen

Carried 5-0

Lateral Restriction - Conditions on Future Service

The Town of Stafford imposes the following conditions, as warranted or recommended on the management of water/sewer lines located within Water District No. 12 along portions of Batavia-Byron Road (C.R. 19), Fotch Road, School Road, Griswold Road, Prole Road Extension, and NYS Route 33, within an agricultural district:

- (1) The only land and/or structures which will be allowed to connect to the proposed waterline or sewer within an agricultural district will be existing structures at the time of construction, further agricultural structures, and land and structures that have already been approved for development by the local governing body prior to the filing of the Final Notice of Intent by the municipality.

Land and structures that have been approved for development refer to those properties/structures that have been brought before a local governing body where approval (e.g., subdivision, site plan, and special permit) is needed to move forward with project plans and the governing body has approved the action. If no local approval is required for the subdivision of land and/or the construction of structures, the municipality accepts the limitation under Public Health Law §1115 that defines a “subdivision,” in part, as “any tract of land which is divided into five or more parcels.” Water and/or sewer service will not be extended to the fifth and subsequent parcels where no local approval is required, and the land is located within a county adopted, State certified agricultural district.

- (2) If a significant hardship can be shown by an existing resident, the lateral restriction to the resident’s property may be removed by the municipality upon approval by the Department. It is the responsibility of the resident landowner to demonstrate that a hardship exists relative to his or her existing water supply or septic system and clearly demonstrate the need for public water or sewer service. The municipality shall develop a hardship application to be filed with the municipality, approved by the County Department of Health, and agreed to by the Department of Agriculture and Markets.
- (3) If it can be demonstrated to the Department’s satisfaction that the landowner requested the county to remove his or her land from an agricultural district at the time of district review and the county legislative body refused to do so, lateral restrictions may be removed by the municipality if the Department determines that the removal of the restriction for the subject parcel(s) would not have an unreasonably adverse effect on the agricultural district.
- (4) If land is removed from a county adopted, State certified agricultural district and the district has been reviewed by the county legislative body and certified by the Commissioner for modification, lateral restrictions imposed by the municipality are no longer in effect for the parcels of land that have been removed from the agricultural district.

Motion by Councilman Ronald Panek

Seconded by Councilman Robert Pacer

Roll Call Vote: Councilman Robert Pacer - yes
Councilman James Duyssen- yes
Councilman Ronald Panek- yes
Councilman Donald Mullen- yes
Supervisor Robert Clement- yes

Carried 5-0

Supervisor Robert Clement signed the Final Notice of Intent prepared for the Town of Stafford

CERTIFICATION

CERTIFICATION Attached hereto is a true and correct copy of a Resolution No. 7 Dated January 14, 2020. Enacted by the Town Board of Stafford on January 13, 2020. Which Order is entered in the minutes of said Town Board.

Julie A. Scheuerlein
Town Clerk, Town of Stafford

RESOLUTION NO. 10

January 13, 2020

STAFFORD TOWN ROAD

Town of Stafford, County of Genesee, State of New York

RESOLUTION: Permitting the Town Clerk's Office to acquire Credit Card Services for Fees and Charges

WHEREAS, the Town Clerk's Office imposes and collects fees and charges which are accounted for on a monthly basis to the Town, Genesee County and New York State; and

WHEREAS, offering many residents convenience of paying the Town of Stafford; and

WHEREAS, credit card services have become, within the segment of our commercial life, equivalent to cash for which the guaranteeing credit company charges a fee for services of a sliding scale attached thru Hamer Enterprises or Forte Services. Fees can be immediately made at the Town Hall should the Town Hall have access to perform credit card services; and

WHEREAS, the New York Association of Towns has allowed for the provision of credit card services for all the Towns in the State; and

WHEREAS, the Town reports the availability of credit card services and provides a public service for its residents; and

NOW THEREFORE, BE IT RESOLVED that:

- The Town Hall is authorized to acquire credit card services through the New York State Association of Towns and the credit card company
- The installation of credit card facilities within the Town Hall is at no cost to the Town
- That the Town Hall continue to provide "cash, check and money order" payment services for Residents to pay the Town Hall as to use credit card services only when other means are not readily available
- That the Town Supervisor is authorized to enter into contractual services through Hamer Enterprises or Forte Services.

Motion to Table made by Councilman Robert Pacer, **Seconded** by Councilman Ronald Panek

Correction of DEC Overpayment reviewed by Stafford Town Board & Supervisor

Communications:

- Authorize contract for Water District No 12, signature by Supervisor Robert Clement
- Application for Approval of Plans for Water District No. 13
- Discussion the Town Office supports this side of building with backing up, we have lost files in our - Computer. Under normal circumstances the backup server would have saved the data. It has not been operational, and do not know if they are recoverable at all. That data could possibly make earlier files recoverable, unrecoverable at all. What do you think about the proposal that was given in September?

General Fund Town wide: Total Abstract \$384,776.58

General Fund \$ 78,728.29

Motion Councilman Donald Mullen, **Seconded** Councilman Ronald Panek

Highway \$ 9,762.06 (end of 2019)

Motion Councilman James Duysen, **Seconded** Councilman Ronald Panek

Highway \$6,984.29

Motion Councilman Donald Mullen, **Seconded** Councilman Ronald Panek

Fire Protection \$ 285,910.00

Motion Councilman Donald Mullen, **Seconded** Councilman James Duysen

Water Fund \$13,144.00

Motion Councilman Ronald Panek, **Seconded** Councilman Robert Pacer

Motion to Adjourn

Respectfully Submitted, Julie A. Scheuerlein Town Clerk