

THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, January 4th 2017, AT 7:00PM IN THE NORTH COLLINS TOWN HALL, 10569 MAIN STREET, NORTH COLLINS, NEW YORK.

PRESENT:	Supervisor	John Tobia
	Councilmen:	Ellen M. Mathis Michael W. Perry Peter Robbins William Moritz
	Town Clerk	Lynn M. DiVincenzo
	Town Attorney	Richard Schaus
	Highway Supt.	David J. Winter

Item 1. Supervisor John Tobia called the meeting to order and led the Pledge to the Flag, and prayer.

Supervisor Tobia gave recognition to Peter J. Loretto and presented the family with a plaque.

Item 2. To approve the December Regular minutes as previously presented: Moved: Perry.
Second: Robbins.

ROLL CALL: Ayes: Mathis, Robbins, Mortiz, Tobia, Perry. Noes 0. Motion carried.

AUDIT OF BILLS

Item 3. Town Board will have a special meeting 1/17/2017 at 3:30pm to approve abstract 13.

Item 4. **VISITOR:** - Supervisor Tobia introduced a public forum that he will read every meeting before visitors speak. Visitors will have 3 minutes the town board can respond or have a response at the next meeting. All visitors will address the town board as a whole.

Karen Ricotta- Thanks Mike Perry for helping an Erie County Sheriff in medical need.

Item 5. **HIGHWAY-** everything is going good

Item 6. **CODE ENFORCEMENT OFFICER-** excused

LIBRARY- excused

HISTROIAN- excused .

RECREATION- excused

Item 7. **SUPERVISOR:**

Supervisor report was submitted

Ellen Mathis will attend the NEST meeting for Supervisor John Tobia

Resolutions

Moved John Tobia

Rescinded the resolution of appointment of Lynn DiVincenzo at \$25.00 per hr not to \$1,500.00 per year and planning and zoning board secretary.

Seconded by Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Mortiz, Tobia, Perry. Noes 0. Motion carried.

Moved by John Tobia

Be it Resolved, the Town Board to approve G& G municipal consulting and grant writing to perform median house hold income survey in the amount 3,000.00 plus postage.

Seconded Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Mortiz, Tobia, Perry. Noes 0. Motion carried.

Item 8. **TOWN CLERK:**

Monthly Town Clerks Report – Total Revenues 3,554.00, Dog 49.00, DEC 298.54, Marriage 22.50 Supervisors 3,183.96.

Yearly Report total 63,104.73, Supervisors 50,286.14, Dog, 1,746.00, DEC 10,667.59, Marriage 405.00.

Town of Lancaster adopted a resolution that calls on NYS Legislature to pass Senate Bill S8196 to amend the tax code to allow taxpayers to claim credits for treating and removing trees infected by the Emerald Ash Borer.

Item 9. Councilmen Mathis- welcomed new Councilmen

Item 10 Councilmen Perry- welcomed new councilmen

Item 11 Councilmen Robbins- welcomed new councilmen

Item 12. Councilmen Moritz- is looking forward to working with the current board.

Item 13. ATTORNEY –Nothing at this time.

Motion by Mike Perry seconded by Ellen Mathis to close the regular meeting at 7:26pm. Carried

Motion by John Tobia, seconded by Mike Perry to open public Hearing at 7:26. Carried

Public Hearing Windmill for Robin Jones 3041 School Street and Tony Mecca 3151 School Street : Planning Board has met and made a recommendation to allow the windmills. The North Collins Town Board takes the recommendation of the planning board. Supervisor Tobia asked any questions and comments. No Questions or Comments.

Motion by John Tobia seconded by Mike Perry to close the public hearing at 7:28. Carried

Motion by Mike Perry seconded by Ellen Mathis to open regular meeting at 7:28 . Carried

Moved John Tobia

Be it Resolved, the Town Board hereby finds that these projects are considered unlisted actions

under SEQRSA Law and the Town Board hereby issues a negative Declaration for the two projects.

Seconded Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Mortiz, Tobia, Perry. Noes 0. Motion carried.

Moved John Tobia

**RE: Application by Robin L. Jones for permission to construct a 10kW wind energy conversion system at 3041 School Street, North Collins, NY 14111
SBL # 270.00-4-1.1**

**RE: Application by Tony Mecca for permission to construct a 10kW wind energy conversion system at 3151 School Street, North Collins, NY 14111
SBL # 270.00-4-2.21**

WHEREAS, the Town Board of the Town of North Collins (hereinafter ATown Board@) has before it an application dated July 7, 2016, submitted by Robin L. Jones (the AApplicant@); and a second Application submitted by Anthony Mecca (the “Applicant”), both seeking a permit allowing Applicant to construct a 10kW wind turbine at their homes at the above address; and

WHEREAS, North Collins Town Law, and in particular, Local Law # 1 of 2015 (AWind Energy Conversion Systems@) permits the Town Board to issue a Wind Energy Permit subject to the provisions therein; and

WHEREAS, the above referenced applications were both previously referred to the Town Planning Board for a site plan review and report and recommendation thereon to the Town Board; and

WHEREAS, the Planning Board has submitted copies of their minutes dated December 16, 2016, approving both Applications; and

WHEREAS, a public hearing was held by the Town Board on January 4, 2017 at 7:30 p.m., and the Town Board has had time to deliberate and review the application; and

WHEREAS, the Town Board has reviewed and considered the Short Form Environmental Assessment Forms submitted by Applicants and the Town Board has completed its review under the State Environmental Quality Review Act (ASEQRA@) and has issued a Negative Declaration on both Projects;

NOW THEREFORE, upon consideration by this Town Board of all written and oral submissions in the Applications and upon the completion of a public hearing on the Applications and having given this matter careful consideration, this Board makes the following findings:

1. The Town has in place a law governing Wind Energy Conversion Systems (WECS) of the type proposed by Applicant.

2. The project consists of a proposed wind energy turbine to be constructed at the Applicants respective Properties. The proposed wind turbines are 10kW wind turbines.

3. The Applicants have submitted all required and requested documentation and have conferred with the North Collins Planning Board.

4. The North Collins Planning Board recommended approval of both Applications on December 16, 2016.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby grants to both of the Applicants a Wind Energy Permit to construct a 10kW wind turbine at their respective residences in according with the terms of the Applications and in accordance with the terms and provisions of the town=s Planning Board recommendations and the proposed Wind Energy Permit Use Permit, said Permits to be drafted and issued by the town clerk.

Seconded by Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Mortiz, Tobia, Perry. Noes 0. Motion carried.

Motion by John Tobia seconded by Mike Perry to Close regular meeting and enter into executive session to discuss employment history at 7:30pm. Carried

Motion John Tobia seconded by Mike Perry to close executive session and open regular meeting at 7:46pm. Carried

Item 14. **ADJOURNMENT.** Motion to adjourn at 7:46 PM by John Tobia. Second: Mike Perry. Carried.

Respectfully Submitted By,

Lynn DiVincenzo Town Clerk

THE SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, JANUARY 17th 2017, AT 3:30PM IN THE NORTH COLLINS TOWN HALL, 10569 MAIN STREET, NORTH COLLINS, NEW YORK.

PRESENT:	Supervisor	John Tobia
	Councilmen:	Ellen M. Mathis Michael W. Perry Peter Robbins
	Town Clerk	Lynn M. DiVincenzo
	Highway Supt.	David J. Winter
EXCUSED:	Councilmen	William Moritz
	Town Attorney	Richard Schaus

Item 1. Supervisor John Tobia called the meeting at 3:30pm to order and led the Pledge to the Flag, and prayer.

AUDIT OF BILLS

Item 2. Mike Perry Moved:

BE IT RESOLVED that the following claims, as set forth in Abstract #13 in the amount of \$29,874.55 are approved for payment by the Town Board:

Second: Pete Robbins

ROLL CALL: Ayes: Mathis, Perry, Robbins, Tobia. Noes 0. Motion carried.

John Tobia Moved:

BE IT RESOLVED that the following claims, as set forth in Abstract #1 in the amount of \$19,982.70 are approved for payment by the Town Board:

Second: Ellen Mathis

ROLL CALL: Ayes: Mathis, Perry, Robbins, Tobia. Noes 0. Motion carried.

Item 3. Mike Perry Moved:

BE IT RESOLVED that the bookkeeper make all necessary budget transfers and will submit a report to the Town Supervisor in February.

Second: Ellen Mathis

ROLL CALL: Ayes: Mathis, Perry, Robbins, Tobia. Noes 0. Motion carried.

Item 4. **ADJOURNMENT.** Motion to adjourn at 3:34pm by Mike Perry . Second: Ellen Mathis. Carried.

Respectfully submitted,

Lynn M. DiVincenzo
North Collins Town Clerk