

**Town of Elba
Regular Meeting
December 14, 2023**

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 Chamberlain
Councilman Coughlin
Councilwoman Marshall

Others Present:

Town Clerk Werth
Superintendent of Highways Yungfleisch
Chuck Hoover, Planning Board Chair
George Morgan, Resident

Absent:

Councilman Augello

Minutes of November 9, 2023 Town Board Meeting

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

Ayes: Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (4-0)

RESOLUTION NO. 20-2023:

Councilman Coughlin offered the following:

APPOINT PLANNING BOARD MEMBER

RESOLVED, that Mindy Stempin be appointed to the Elba Joint Village/Town Planning Board effective January 1, 2024 through December 31, 2028.

Second by: Councilman Chamberlain

Ayes: Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 21-2023:

Councilman Coughlin offered the following:

APPOINT PLANNING BOARD MEMBER

RESOLVED, that Frank Kowalski be appointed to the Elba Joint Village/Town Planning Board effective January 1, 2024 through December 31, 2028.

Second by: Councilman Chamberlain

Ayes: Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 22-2023:

Councilman Chamberlain offered the following:

APPOINT ZONING BOARD OF APPEALS MEMBER

RESOLVED, that Mark Caparco be appointed to the Elba Joint Village/Town Zoning Board of Appeals effective January 1, 2024 through December 31, 2028.

Second by: Councilman Coughlin

Ayes: Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 23-2023:

Councilman Chamberlain offered the following:

APPOINT ZONING BOARD OF APPEALS MEMBER

RESOLVED, that Charles Norton, Sr. be appointed to the Elba Joint Village/Town Zoning Board of Appeals effective January 1, 2024 through December 31, 2028.

Second by: Councilman Coughlin

Ayes: Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 24-2023:

Councilwoman Marshall offered the following:

JANITORIAL CONTRACT WITH ARC GLOW

RESOLVED, that the Town of Elba enter into a month to month Janitorial Contract with Arc GLOW, 18 Main Street, Mt. Morris, NY for the provision of custodial services at the Town Hall at a rate of \$198.00 per month effective January 1, 2024.

Second by: Councilman Coughlin

Ayes: Chamberlain, Coughlin, Hynes, Marshall

APPROVED by unanimous vote (4-0)

ABSTRACT 12-2023

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

General Fund	254-283	\$14,271.60
Highway	123-137	\$20,280.72
	Total	\$34,552.32

Ayes: Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (4-0)

COMMITTEE REPORTS

Building and Grounds

Mr. Yungfleisch shared the door has arrived for the vestibule in front of the ATM. Work should be completed this month.

Zoning Board

Councilman Chamberlain stated the Committee recommended Charles Norton, Sr. and Mark Caparco for another five year term.

Planning Board

Councilman Coughlin reported the Committee recommended Mindy Stempin and Frank Kowalski for another five year term. Jason Armbrewster was in attendance at the Planning Board meeting to discuss the Big O project.

GAM

None.

Cemetery

A letter from Mary Lou Andrews was shared regarding her flowerpots being removed too early from the cemetery. Councilman Chamberlain will discuss this with Mr. Davis.

An invoice was received from Oakley Monument for a monument stone that needed repair. The stone was hit by a mower over the summer. Town Clerk Werth will call Oakley and ask them to mail the invoice directly to Mr. Davis.

Discussion needs to take place on what will happen next year with the cemetery as Mr. Davis' contract expires on 12/31/2023. Please come to the next meeting with suggestions for a caretaker and making changes to the cemetery rules.

DEPARTMENT REPORTS

Highway

Mr. Yungfleisch shared they are enjoying the nice weather and taking care of fallen trees.

Assessor

Mr. Flansburg's monthly report was emailed and is also available in the Town Clerk's office.

ZEO/CEO

Mr. Morris' monthly report was emailed and is also available in the Town Clerk's office.

Town Clerk

Town Clerk Werth reported that she took in \$460.79 and remitted \$429.79 to the Town Supervisor and \$31.00 to NYS Ag. & Markets for spay/neuter program.

Town and County tax bills will be sent out by ABS at the end of December.

Supervisor

Supervisor Hynes reported:

- Year end meeting is scheduled for December 27th at 2:00 p.m.
- The Organizational meeting will take place on January 4, 2023 at 6:30 p.m. The regular monthly meeting will be immediately following.
- Sandy B, Court Clerk will be retiring in 2024. A search is underway for her replacement. Judge Zambito is taking care of all court cases while Judge King recovers from surgery.

Councilpersons

Councilman Coughlin shared that he is helping Supervisor Hynes with payroll and voucher checks.

Councilman Chamberlain is having trouble with his computer. He was asked to go to Millennium for help.

Councilwoman Marshall shared that youth basketball is up and running. She estimated 73% of students grade 3-6 are participating. She also asked that the Board consider increasing the budget for this program back to \$2,500.00. The program does fundraise as well.

Public Participation

Mr. George Morgan shared that he has had a lack of water pressure since the water project took place. He has had the line tested and only has 39 pounds of pressure. He had a pump installed and that increased the pressure to 60 pounds for 30-60 seconds. Derek Cassiano initially dug the two-inch line, the regulator has been replaced too. The pump he had installed is not adequate. Mr. Morgan said that Paul Barrett came out and stated he would need a good booster pump. He is requesting the Town's consideration to pay for the pump, and he would pay for the installation. He found the pump with I.D. Booth for approximately \$1,100.00. He is asking to receive the same pressure as everyone else in Town who is paying for the debt service. Supervisor Hynes would like to do research on this and will get back to Mr. Morgan.

Mr. Chuck Hoover, Planning Board Chair wanted to share a brief update on solar. FFP NY Elba Project1, LLC (Norton Road, now NexAmp) and BW Solar (now Catalyze) both applied for amended special use permits. The time was expiring on their current permits. They both anticipate starting construction in the Spring. Hecate continues to be slow in the negotiations of the PILOT payments. They are requesting more money from the State.

Mr. Hoover shared the Planning Board's path with the Big O project. It was discovered through the County that the project is in an Ag District and is an allowable plan without having to get a special use permit. A site plan was required by the Planning Board and was approved with a few conditions. They provide certified engineers stamped and signed plans on what will take place for water/sewer. This will need to be approved by the Village to ensure the treatment plant has the capacity to handle these facilities. The Planning Board also asked that they install a sprinkler system in the buildings.

Mr. Hoover also wanted to share that he has heard rumors around Town that the Planning Board does not follow by the rules. He wanted to ensure that they do have a process they follow and do things by the book without prejudice. They make decisions based on facts and the law.

Mr. Hoover will be recommending at the Planning Board that Brad Mudrzynski take over as the Chair. He will continue to stay on to assist until Mr. Mudrzynski is comfortable. He will also remind that Board that it is important to be in attendance at all meetings.

ADJOURNMENT

MOTION was offered from Councilman Chamberlain second by Councilman Coughlin to adjourn the meeting at 7:47 p.m.

Ayes: Chamberlain, Coughlin, Hynes, Marshall

MOTION CARRIED by unanimous vote (4-0)

Respectfully Submitted,

Trisha Werth
Town Clerk