

**TOWN OF CHARLOTTE  
COUNTY OF CHAUTAUQUA  
STATE OF NEW YORK**



The Town Board, Town of Charlotte held a regular Board Meeting on Wednesday, September 9<sup>th</sup>, 2020 at 7:00 p.m. in the Town Highway Department Garage as well as a teleconference call, Mr. Allen Chase, Supervisor presiding. Board members present were: Darren Carlstrom, Harold North, Mark Jaquith, and Mark Abbey. Others present were: Mark LeBaron, Highway Superintendent, Jeffrey Crossley, Town Justice, Sandy Sayyeau, GHD, Sherman Sweeney, Earl & Joni Riggle, John & Jenn Conway, Wendy Logue, Patricia Greenstein, and Susan L. Peacock, Town Clerk. No one was Present via live teleconference.

The meeting was called to order.

Prayer was offered by Mark Abbey followed by the Pledge of Allegiance.

The Public Hearing was opened to discuss releasing Pavilion Fund Reserve Funds. No one spoke in favor or against the releasing of the funds and the hearing was closed.

A motion was made by Harold North, seconded by Darren Carlstrom and with none opposed it carried to release the sum of \$3,600 to be paid to Pavlock & Sons for repair work done to the Town's pavilion.

Each board member had been given a copy of the minutes of the August 12<sup>th</sup>, 2020 board meeting. A motion was made by Harold North, seconded by Mark Abbey and with none opposed it carried to accept the minutes as presented.

A motion was made by Mark Jaquith, seconded by Darren Carlstrom and with none opposed it carried to draw warrants on the proper funds in payment of Highway Claims No. 137 to No. 149 in the amount of \$37,722.57 which have been duly audited and to draw warrants on the proper funds in payment of General Fund Claims No. 214 to No. 234 in the amount of \$3,518.94 which have been duly audited.

A motion was made by Mark Jaquith, seconded by Mark Abbey and with none opposed it carried to accept the August 2020 Financial Report prepared for the Town of Charlotte by Bahgat Laurito & Bahgat,

A motion was made by Mark Abbey, seconded by Harold North and with none opposed it carried to authorize Allen Chase, Town Supervisor, to pay GHD invoice #80128 dated

8/01/20 in the amount of \$10,497.00 out of the escrow account funded entirely by Innogy. This is at no cost to the Town in any way.

The following resolution was made by Darren Carlstrom, seconded by Harold North and with none opposed it carried

**RESOLVED**, By the Town Board of Town of Charlotte that Retention and Disposition Schedule for New York Local Government Records (LGS-1) issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein.

**FURTHER RESOLVED**, that in accordance with Article 57-A:

- (a) Only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein;
- (b) Only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Discussion was heard on the following:

1. **JUSTICE REPORT:** Town Justice Jeffrey Crossley reported 55 new charges with 9 closed charges in the month of August. The Town Justice and Court Clerk, Wanda Crossley will be included in a SKYPE meeting. The Court computers do not have the capability for such meetings so they will be using their personal computer. The plexiglass surround for the Judge's Bench has not come in yet. Because of occupancy constraints, the rest room in the lower level of the building will be off limits to the Village on September 15<sup>th</sup>. A copy of the ticket matrix was forwarded to the Town Supervisor. The following report was presented:

# DISPENSING JUSTICE FOR ALL

		2020			
		NEW CHARGES			CLOSED CHARGES
JAN		33			35
FEB		48			39
MAR		37	COVID 19 STATE CLOSED TOWN COU		10
APR		47	COVID 19 STATE CLOSED TOWN COU		3
MAY		39	COVID 19 STATE CLOSED TOWN COU		3
JUNE		20	PHASE 1 & PHASE 2 REOPEN		6
JUL		52			7
AUG		55			9
SEPT					
OCT					
NOV					
DEC					
TOTAL OPENED CHARGES			TOTAL CLOSED		
		331	CHARGES		112
<b>TOTAL CHARGES TO DATE FOR 2019</b>					<b>443</b>
PETTY CASH FUND IS		\$250.00			
TRAINING COMPLETED		Judge's Mandatory OnLine Training 12 hours			
		Court Clerk's Mandatory OnLine Training 6 hours			
air conditioner kicking off the motion detector					
glass surround: hoping to hear from Teft					
T&V Courts Resource Center response to DA plea bargain program					
In Person Court has resumed as of August 18, 2020					
First Calendar Call is September 15, 2020 <i>Same as village elections</i>					
Still not permitted to enter license suspensions, bench warrants					
Still waiting of Teft Glass installation					

2. **HIGHWAY REPORT:**

1. Currently installing center drain tile in upper Gilbert Rd.
2. Chip sealed new blacktop on Johnson Rd.
3. Replaced cross pipe and ditched on upper Boutwell Hill Rd.
4. Hauled concrete rubble from South Dayton to our stockpile.
5. Cutting dead ash trees on Boutwell Rd., Hooker Rd., Cassadaga Rd. and Hall Rd.

3. **CLERK REPORT:** August scheduled hours were 41.5 with 39.5 hours actually worked leaving the total amount of 2 hours under the scheduled hours. Deputy Clerk Matthew Riggle continues to add information into the Laserfiche System as well as entering older birth & death information into an excel sheet for easier searching. He is also helping the Highway Superintendent with vouchers and time sheets. We now have a 3-year option for dog licensing, as long as the rabies certificate is valid for the 3-year time frame. Tax flyers were presented to the Town Board that may be included with property tax bills in January. Hunting license sales are picking up. NYMIR 2019 report was distributed to all Town Board members. A letter from the Sinclairville Free Library was distributed to all Town Board members.

The following report was presented:

Account#	Account Description	Fee Description	Qty	Local Share
	Building fees	Additions & Alterations	2	45.00
		Barns/Garages/Sheds	1	20.00
		New Residential	1	100.00
		<b>Sub-Total:</b>		<b>\$165.00</b>
A1255	Conservation	Conservation	5	10.26
			<b>Sub-Total:</b>	
A-1255	Certified Copies	Certified Copies	2	20.00
			<b>Sub-Total:</b>	
A2544	Dog Licensing	Female, Spayed	8	40.00
		Female, Unspayed	2	24.00
		Male, Neutered	3	15.00
		Male, Unneutered	4	48.00
		Senior Citizen Discount	Senior Citizen Discount	4
		<b>Sub-Total:</b>		<b>\$119.00</b>
		<b>Total Local Shares Remitted:</b>		<b>\$314.26</b>
	Amount paid to: NYS Ag. & Markets for spay/neuter program			29.00
	Amount paid to: NYS Environmental Conservation			163.74
<b>Total State, County &amp; Local Revenues:</b>		<b>\$507.00</b>	<b>Total Non-Local Revenues:</b>	<b>\$192.74</b>

4. **WIND UPDATE:** Via email from Randy Buntjer:

Please find the current state of affairs for the Cassadaga Project.  
Couple high level items-

Schedule currently still shows to be COD by 12/31/2020

RWE continues to follow state guidelines for COVID 19 rules and regulations.

Tree Clearing/ Collection Line Grubbing/ Matting for T-Line: Contractor- IW/  
Terry Tree

All trees are cut and removed. IW is performing the grubbing/ stump removal for the collection line, that work is ongoing and focused throughout the project area. IW is also performing matting for the T-line work, that work is intermittent.

#### **Collection Activities: Contractor- William Charles Electric (WCE)**

Currently WCE's boring contractor (LSI) has been performing boring work throughout the collection route area. Trenching has started in the area by the Collector Sub. Mill Creek Rd work was completed last week.

#### **Turbine Manufacture Activities: Nordex and SGRE (Siemens Gamesa)**

First turbine components were delivered last week and will continue with deliveries of 2 to 3 turbines a week. We've started in the NW section of the project.

#### **Erection Activities: Contractor- Global Wind Services (GWS)**

Turbine component offloading started last week, along with deliveries of minor components to the laydown yard. Erection activities will start in the next few weeks starting with T21.

#### **High Voltage: Contractor- O'Connell Electric (OCE)**

POI Substation structure mostly completed, testing in progress and will be ongoing for some time.

Collector Substation off Cleland Rd has foundation work, underground conduit work, and Main Power Transformer dress out work happening this week.

T-Line work in progress, structure foundations are being installed, line pulls have started and are ongoing.

#### **Civil Work: Contractor- JBS (Zoladz is main sub-contractor to JBS)**

Activities in their scope are currently happening throughout the project. Turbine access roads are being completed this week up in the NE/ SE section of the project and will be completed in a few weeks. Turbine foundation pours completed in NW Section of project, moving to central and SW section next week. Cement stabilization work on roads being completed this week up in the NE/ SE section of the project and will be completed in a few weeks. Turn improvements at public intersections are 85% complete, should be wrapped up in the next week.

5. The local Ironworkers Union peacefully protested at wind farm building sites blocking some Town roads. The Chautauqua County Sheriff's maintained traffic flow.

6. Town residents John and Jenn Conway have been having problems with wind farm trucks turning around in their driveway. A request for all trucks with wind farm business be labeled was heard.

7. Town resident Patricia Greenstein complained of loud trucks as well as excessive speed and running stop signs in regard to wind farm traffic.

8. Town resident Joni Riggle asked if Leah Grossman or Chip Reading, or anyone from Innogy / Cassadaga Wind had mentioned the 70 million dollar lawsuit filed against Cassadaga Wind and Innogy by Trireme for intentional delay of meeting project milestones and non-payment as well as solar energy restrictions in Town laws.

A motion to adjourn the regular meeting and enter into Executive Session regarding discussion of the CBA with the Teamsters Union was made by Harold North, seconded by Darren Carlstrom and with none opposed it carried.

A motion to adjourn the Executive Session was made by Mark Jaquith, seconded by Harold North and with none opposed it carried.

A motion to adjourn was made by Mark Abbey, seconded by Darren Carlstrom and with none opposed it carried.

Due to the NYS Executive Order regarding the COVID-19 crisis the next regular Town Board Meeting is scheduled for Thursday, October 1<sup>st</sup>, 2020 at the Charlotte Highway Department, 7059 Rood Rd., Sinclairville, NY. Anyone interested is welcome to attend either in person or the preferred method at this time is a teleconference call taking place during the Board meeting. Anyone who wishes to listen to the Town Board meeting can access the teleconference call by simply dialing: (978) 990-5164. Use access code: 389923 to join the meeting. Anyone calling in will be able to address the Town Supervisor and the Board once the meeting is opened to the Floor.

Respectfully submitted  
Susan Peacock  
Town Clerk/Tax Collector/Registrar