

HEARING AND REGULAR MEETING OF THE TOWN BOARD
Palmyra Town Hall
April 23, 2020

The following legal notices were prepared, posted at the Town Hall and published in the Town's official newspaper:

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
LOCAL LAW #1- 2020 TO EXTEND A MORATORIUM RELATED TO SOLAR ENERGY
CONVERSION TECHNOLOGY

PLEASE TAKE NOTICE that a proposed Local Law is under consideration by Town Board of the Town of Palmyra, New York, designated as Local Law #1 - 2020 To Extend A Moratorium Related to Solar Energy Conversion Technology.

PLEASE TAKE NOTICE that said proposed Local Law will impose a moratorium on the consideration of, application for, and construction and operation of new solar energy conversion technology for Principal use in the Town of Palmyra until February 26, 2021.

PLEASE TAKE FURTHER NOTICE that said proposed Local Law is on file in the Palmyra Town Clerk's Office located at the Palmyra 1180 Canandaigua Road, Palmyra, New York, where it is available for public inspection during regular business hours.

PLEASE TAKE FURTHER NOTICE, that a Public Hearing upon said proposed Local Law has been scheduled for the 23rd day of April, 2020, at 7:00 PM, to be held by the Palmyra Town Board at the East Palmyra Fire Hall, 2145 Tellier Road, Palmyra, New York. Due to the COVID-19 Pandemic, and Executive Order 202.1, if members of the general public will not be allowed to physically attend the meeting location, the public will be allowed to view or listen to the meeting, and the meeting will be recorded and later transcribed. An opportunity to be heard in regard thereto will then and there be given. You may call the Town Clerk Office at 315-597-5521, with any questions. Written comments may also be directed to the Palmyra Town Clerk at the Palmyra Town Hall, 1180 Canandaigua Road, New York, 14522.

Dated: March 27, 2020
Irene Unterborn
Palmyra Town Clerk

LEGAL NOTICE
TOWN OF PALMYRA ANNUAL FINANCIAL REPORT
FISCAL YEAR 2019

NOTICE IS HEREBY GIVEN, that the 2019 Annual Financial Report for the Town of Palmyra has been filed with the Office of the State Comptroller and with the Palmyra Town Clerk.

Said report is available for viewing (by email or appointment only at this time) by any interested party at the Town Clerk's office. Due to the current COVID -19 Pandemic, please call 315-597-5521 to request your copy via email, or to make an appointment.

Dated: April 8, 2020
Irene E. Unterborn
Palmyra Town Clerk

LEGAL NOTICE
TOWN OF PALMYRA BOARD MEETING and PUBLIC HEARING
CHANGE IN LOCATION AND TEMPORARY GUIDELINES
DUE TO THE COVID-19 PANDEMIC

Due to the current situation, the Town of Palmyra Public Hearing and Meeting set for April 23rd, 2020 at 7 PM, has been moved to the Palmyra Town Hall, 1180 Canandaigua Rd, Palmyra NY 14522.

The Governors executive order 202.1 dated March 13, 2020, temporarily suspended Article 7 of the Public Officers Law until April 30, 2020 to permit any public body to meet without public in-person access to meetings.

THEREFORE, NOTICE IS HEREBY GIVEN, that beginning immediately, the Palmyra Town Board meetings will be limited to the Town Supervisor, Town Clerk, Board members, and other Town employees needed to conduct business.

HOWEVER, the public will be able to access the public hearing and meeting on April 23, 2020 via "Facebook Live" at:

https://m.facebook.com/profile.php?id=449901855347477&ref=content_filter

which will be streaming live beginning at 7 PM. There will also be access thru a Zoom.com meeting. Please call the Town Clerk at 315-597-5521 by 3 PM on Thursday April 23rd, for meeting I.D. number and password. There will also be a connection available for public use outside the Town Hall that evening.

At this time, the following items will be the only items voted on at the upcoming April 23rd, 2020 Palmyra Town Board meeting, and details can be emailed if requested by calling the Town Clerk Office at 315-597-5521 by 3:00 PM, Thursday April 23rd, 2020.

Dated: April 13, 2020
Irene E. Unterborn
Palmyra Town Clerk

The local law was previously reviewed by the Wayne County Planning Board, and approval was recommended. It was also on file in the Palmyra Town Clerk's Office, where it was available for public inspection for the month preceding these hearing.

AGENDA FOR HEARING *The public hearing took place electronically on Zoom.com, Meeting ID# 789 3568 5887, Password: 5DDP7M, via Facebook Live, and was available through out door connection and computer in front of Town Hall.*

At 7:00 p.m., Supervisor Kenneth Miller called to order the Hearing and Town Board meeting, scheduled for Thursday, April 23, 2020, electronically (Via Zoom.us) as well as at the Palmyra Town Hall, 1180 Canandaigua Rd, Palmyra, New York.

Upon roll call, the following Board members were present:

Kenneth Miller, Supervisor (at the Town Hall)
James Welch, Deputy Supervisor (Via Zoom.us)
Michael Lambrix, Councilman (Via Zoom.us)
Brad Cook, Councilman (Via Zoom.us)
Todd Pipitone, Councilman (Via Zoom.us)

Supervisor Miller waved saying the Pledge of Allegiance to the Flag.

ATTENDANCE

Also attending (electronically) was: Becke Tomkiewicz, William Unterborn, Highway Superintendent Mike Boesel and EMS Advisory Board Representative Mike Catalano.

PUBLIC HEARINGS

Supervisor Miller asked that a motion be made to wave the reading of the legal notices that were also included in the public agendas. Brad Cook made the motion to wave the readings of the entire legal notice and asked that only the titles be read.

Second: Jim Welch

Vote: 4 Ayes. Carried

OPEN PUBLIC HEARING

At 7:01 PM Supervisor Miller Opened The Hearing For Local Law No. 1-2020 To Extend A Moratorium Related To Solar Energy Conversion Technology. **(This Local Law will be ATTACHMENT A).**

Written input as provided by Don Wilkins, and distributed to the Town Board on Tuesday April 21, 2020.

As a town resident, I am pleased that the moratorium related to solar energy conversion technology has been extended to February 26, 2021. As stated in section "A" of the local law, it allows for the protection, order, conduct, safety, health and well- being of the persons and property in the Town Of Palmyra.

On April 3, 2020 New York State passed nearly a 40 page Renewable Energy Growth and Community Benefit Act. After reading this completely insane legislation you will want to throw up. This renewable energy act puts renewable energy developers ahead of state residents on many important issues and lets them purchase approved shovel ready sites nearly risk free. Our illustrious Gov Cuomo has established a new Office of Renewable Siting and has given free reign and special powers to Empire State Development, NYSEERDA, DEC, Department of Economic Development, Public Service Commission, and New York Power Authority. The siting committee has a 1.7 million dollar budget has been increased to 15 members, 10 hand picked by Cuomo. The Gov. has enabled them to have a very aggressive fast track permitting system for completeness determination within 60 days and a final determination within 1 year. It allows a 60 day restricted public comment period that raise only significant issues and the Department of Economic Development will winnow out the scope of the issues because they want to reduce the scope and time needed for hearings and they believe they have become a hindrance for effective siting. This also applies for the co-located Energy Storage Systems, meaning the very large lithium batteries. It appears they are trying to thwart public comment. Municipalities may advise the DEC but they are not required to abide by them if they are unfavorable or unduly burdensome. What a surprise. The new act is also exempt from the State Environmental Quality Review (SEQRA), which any other project in NYS has to follow. The act also establishes an endangered species mitigation bank at the DEC, suggesting that renewable developers will be able to have less severe penalties if endangered species are disrupted or killed. Developers will be able to mitigate endangered species impacts through funding mitigation credits at the DEC bank. DEC is permitted to outsource the banking to a nonprofit. I always thought the DEC would arrest and prosecute for something like this. The new act also allows the PSC to fast track their projects and improvements with extra transmission lines to be built on existing right of ways. The New York Power Authority has completed the new Marcy South Transmission Line switch over to transfer more power from upstate to downstate. The new law states power generated from solar farms will be sent to where it is needed. It also allows developers to avoid local government taxation and use a PILOT agreement which gives them a break on taxes making it more difficult for municipalities to make budgets with under accessed property.

In closing NEW SOLAR LAWS for the Town of Palmyra need to be restrictive to protect residents from big solar developers. Priority sites are to be given to brown-fields, landfills, former commercial or industrial sites and abandoned or otherwise underutilized sites according to the new law .Solar farms could be built on million of acres of state owned land, or industrial sites and other areas owned by the state and save taxpayers billions. Farmland and rural areas must be protected and should be off limits to developers. NYS spends millions of dollars per year to preserve farmland and woodlots. If solar comes to Palmyra it should be limited to the above mentioned areas, with limits of 4 to 5 acres which would produce 1MW of power and contain around 5000 solar panels. Most renewable energy companies are based out of state and are after the huge incentives and the approved sites saving them money and will cost us money by charging much higher rates. These proposed solar farms consume massive amounts of land and farming operations are being squeezed out by solar companies. Hundreds of acres of mature trees are being cut down to build their supposedly green solar farms. Solar companies are facing huge opposition from rural areas and solar energy industries have developed a manual that is used to combat negativity in these areas. NYS has a budget shortfall of at least 10 billion or more and the gov has stated it is broke yet this renewable energy law will costs us billions. The money could be better spent on roads and bridges. Solar does not work at night, during much of the winter and very cloudy days. Traditional power is still need to maintain a steady generating load. Upstate areas will be sending most of the power downstate on the grid and in return we will be receiving garbage, sewage, and much higher taxes and utility bills. Use section "A" of the local law to provide for all town residents and please don't give in to big solar and down state politicians.

Sincerely,
Don Wilkins
2768 Newark-Marion Road
Palmyra, N.Y.

CLOSE PUBLIC HEARING

Supervisor Miller asked if there was any further public input. He then again asked if there was anyone that would like to speak. Without any further questions or comments from those in attendance (virtually) or at the town hall. Jim Welch made the motion to close the public hearing at 7:05 PM.

Second: Brad Cook

Vote: 4 Ayes. Carried

OPEN REGULAR MEETING

At 7:06 PM., Supervisor Kenneth Miller called to order the Town Board meeting, scheduled for Thursday April 23, 2020, electronically, as well as at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York.

Motion was made by Jim Welch to approve the minutes of the regular Town Board meeting which took place on March 26th, 2020.

Second: Todd Pipitone

Vote: 4 Ayes. Carried

COMMUNICATIONS

Written communication was emailed by Maria Carrier (Garnsey Rd Community), and distributed to the Town Board on Wednesday April 22, 2020. It is found below:

Palmyra Town Board,

We the neighbors of Garnsey Rd. are asking that there be a committee established to oversee the handling of the pollution issues with town owned properties ,not only on Garnsey Rd. but the other areas throughout the town. Hoping it would better represent the peoples interest, and should be made up of a more broad spectrum of individuals.

These latest circumstances of the last few week re; covid 19,which has been compared to the Spanish flu of 1917, and President Trump has described as an invisible enemy, has given every person a unique opportunity to experience some of the same anxieties those who are living on and in the old dump area have been living with for quite sometime.

During a meeting with a number of neighbors and CEO Pat Sheridan Supervisor Miller ask Mr. Carrier a question on December 7, 2015 , " I have chemicals buried all over this town ,should I bulldoze every house? The answer then and Now remains the same, clearly some homes are not fit for inhabitants, our best advice to him remains the same, as He (supervisor Miller) and others continue to avoid this issue or to even make the slightest mention of it during any open meetings,that they Make a conscious effort to get a handle on this growing and seeming disaster. Only thing being displayed to date is willful negligence, in the 70's the seepage was documented year after year, despite DEC violations,they were ignored, in the 90's apparently after a swell of citizen concerns, leaks from the containment site measured as toxic , in 2017 disturbing details emerge to how life threatening and dire a situation we are left to deal with. "Dire" a word used in a local '96 paper to describe the need for public water in the area, considering many had no idea of the discussion in the public circle, and some of those homes never having been connected the public water, that was" finally" installed, and others that remained off public service due to cost of connection.

Yet what has been done physically to curb the threat? paper posted signs (which most have blown away, cutting vegetation away including massive trees from in front of the access gate (not even for the correct landfill) , the placement of three landscape socks(which has been compared to a band aid to internal bleeding, and a belligerent battle by our town officials to do nothing to address the problem for the last 8 years.

Mr. Miller has openly spoken of his career in manufacturing and specifically his time with Gleason Works, this would appear to be a conflict of interest, being that most of the contaminations of concern stem from industry.

There is so much we as Americans can be proud of, and yes if we are honest ,ashamed of . One thing that makes us great is once we recognize the latter, we address it head on.

we understand the attention and effort applied to covid 19, to take focus off the violations to our freshwaters would be a mistake.

And for the people living in the center or ground zero of contamination in our area ,covid 19 when compared does not present an equal danger, especially given the persistency of the threat to health.

So as you can imagine, why many of us neighbors to these areas continue to remain unsettled to the handling of these sites whether the reluctance to even mention them during meetings or the effort that has taken to take even the smallest steps in dealing with problem we certainly do not feel well represented.

There are a few of us that are asking to speak at the next meeting April 23,and would ask that this communication be read in our absence. To go along with this communication there will be additional attachments submitted such as maps, news paper article, and photo.

Thank you again

Garnsey rd. community

PUBLIC INPUT

**If you are attending a Town Board Meeting have not signed up for Public Participation Section of the Town Board Meeting pursuant to the rules which have been established (24 hrs prior to start of meeting), then you will not be able to express your opinion. As a courtesy to those who attend the Board Meeting, you are requested not to interrupt the meeting, and refrain from conversation that would interfere with those attending being able to hear the Board transact its business. If in fact someone interferes with the meeting or the conversation with other spectators should require a warning and it is ignored, the person could be charged with Disorderly Conduct. For public hearings, speaking will be limited to topics on the agenda.*

There was no public input for that meeting.

REPORTS OF STANDING COMMITTEES

Supervision---Animal Control, Historian, Finance: Kenneth Miller, Chairman

1. Latest report from WC DOH regarding Coronavirus (COVID-19):
Supervisor Miller asked that the board as well as community please visit the Wayne County Department of Health website for the most up to date information.

2. 2019 Annual Financial Report: The 2019 Annual Financial Report for the Town of Palmyra has been filed with the Office of the State Comptroller and with the Palmyra Town Clerk. This can be emailed to anyone that might be interested in viewing it.

**Human Services: Town Clerk, Archives, and Town Hall Facility -
Councilman Bradley Cook**

1. Town Clerk Report for April:

**Town Clerk Office Report
April 23, 2020**

We finished the month of March having collected \$4,670,383.94 of the original Town & County Tax Warrant of \$5,270,814.13. The Town's share, this year, of the penalties paid was \$5,560.00. This amount is slightly less than last year, and I believe (by the phone calls received), that the reason we collected less in tax at the end of the month was because NYS was put on "Pause" to slow the pandemic, and many people were concerned about losing their jobs.

The town clerk offices, as well as all the town offices, are currently not open to the public, but as "essential" employees we are in our offices Tuesday, Wednesday, and Thursday to answer phone calls, email, etc, as well as conduct our daily business, as per the current NYS guidelines. I am available Monday thru Friday as I am able to answer phone calls and emails and work from home on days we are not here.

Early in March the town organized an internal e-waste recycling at no cost to the Town. The town and highway "donated" over 2269 pounds of expired e-waste, as well as waste that the town highway had collected over the years to a Camp Good Days and Special Times fundraiser. SunnKing Electronics Recycling dropped off pallets and then picked them up at no charge!

Through dog licensing in March 2020, we sold 110 licenses totaling \$848.00, misc sales, marriage licenses, hunting/fishing, vital record requests, EZ-Pass, Zoning etc- added an additional \$1,448.00. Total check disbursements for the month of March were \$2,296.06.

I was supposed to be attending the NYS Town Clerk's Conference April 26-29, which due to COVID-19, has now been rescheduled for August. I am planning on carpooling with other clerks so I will not incur any mileage costs, and I also applied for, and received, a \$500.00 scholarship that will offset the total amount you already approved!

The Town Historian, Betsy Lewis, would like the Town Board to know that she is working on journaling the impact (positive as well as negative) that the COVID-19 Pandemic of 2020 is having on our community. She would also be interested in learning how this has impacted you personally.

2. Building Update: Drop box was installed at the front of the town hall. Because of the NYS “pause” in effect, the projects around the Town Hall have been put on hold for now.

Public Works: Highway Department, Equipment and Facilities - Councilman James Welch

1. Highway Report for April:

**Highway Superintendent Report
For Town Board Meeting
4/23/2020**

Since the 3/26/20 Town Board meeting we have completed the following work:

- **Plowing/Sanding** –We have made 0.5 trips so far this April, yesterday morning on the north side of Town. To date this winter season, we have made a total of 88.5 trips out of the barn. A comparison to this point of the past 5 winter seasons is below:
 - April 2019 - 114 trips
 - April 2018 - 109 trips
 - April 2017 - 90 trips
 - April 2016 - 59 trips.
 - April 2015 - 116 trips
- **Salt Orders** – We have not ordered any additional salt in the past 30 days. For the winter season we have received 1984 tons of our 2600-ton allotment, or approximately 76% of our allotment.
- **COVID-19 Pandemic** – The Governor started NY Pause in mid-March requiring local governments to drop to 50% staff for non-essential workers. At that time, the Highway Crew was split into 2 crews. Crew #1 worked 3/19 and 3/20, then Crew #2 worked the following week, and so on. Today, after essentially 1-month of a 50/50 crew, we started back working at 100%. The entire crew continues to adhere to all social distancing recommendations including facemasks when in public places.
- **CHIPs Funding/Advocacy Day** – The State Budget is finalized, and we were SUCCESSFUL in maintaining our current funding allotments INCLUDING our EWR Program money! Therefore, the Town of Palmyra will be getting approx. \$22,325 in EWR monies, \$26,963 in PAVE-NY monies, and \$118,131 in CHIPs.
- **Inspections:**
 - Fire Extinguishers – all Hwy Dept fire extinguishers are scheduled for inspection on 4/28/20 by P.A.T.I.
 - Vehicle Inspections – most Hwy Dept vehicles have received annual inspections thru April 2020.
 - Lift Inspection – our shop hoist has been out of service since 4/1/16.

- Chainfall Inspection – our annual chainfall inspections will be completed on 4/28/20 by NY Crane.
- Lifting Chains - all our lifting chains are schedule for inspection by Cook Iron next week.
- Oil/Water Separator – schedule for cleanout next Tuesday 4/28/20 by NOCO.
- **Training** - My Annual Highway School at Ithaca College – June 4-6th CANCELLED THIS YEAR
- **Winter Equipment and Yard Cleanups** – Due to Covid-19 and being half-staffed, we just started taking plows/wings/sanders out of some of the trucks two days ago. We still have more to disassemble. All our roads have been swept. We still have snowplow damage/yard cleanups to finish. We are also getting ready around the shop for the upcoming Online Auction.
- **Bridge Update:** Galloway Bridge re-opened on April 1st without any weight restrictions! In the coming weeks, they will temporarily close the bridge one more time to repave both bridge approaches. Later this summer I intend to chipseal the road. Port Gibson Bridge work has been postponed until later this Summer.
- **Palmyra Municipal Auction** – Due to Covid-19, Teitsworth is proposing a 4-day ONLINE ONLY auction this year like many of the events they have been doing over the years and not our normal live event. There will be no large gatherings. Garlock's, WATS and the PCC will not be involved either. The dates are Friday May 8 thru Monday May 11th. Along with the Auction Contract, I also have a surplus list for approval on tonight's agenda which only includes our 2018 Bobcat S650 skid steer and 2018 Bobcat E55 mini excavator.
- **Village Budget** – its budget season in the Village, but due to the Coronavirus Pandemic the last 2 meetings have been cancelled. However, there is another budget meeting planned soon.

Any questions, comments or concerns I will be glad to answer.

2. Contracts with Teitsworth and Cintas: The contracts with Teitsworth and Cintas on agenda for approval this evening and were previously emailed to the board members for review.

Town Development: IT & Phones, Fire Protection Contracts, and Strategic Plans - Councilman Mike Lambrix

There is nothing to report this evening.

**Government Operations: Assessor, Youth & Aging, Code Enforcement/
Planning Board, and Justices - Councilman Todd Pipitone**

1. Assessor's Office Report for March and April:

**REPORT TO THE TOWN BOARD
FROM THE ASSESSOR'S OFFICE
APRIL 14, 2020**

We have been busy over the last two months. All of the exemptions that were due by March 1st along with any additional information that was required has been received and entered. Fortunately all exemptions were due in by March 1st before the shut down. If additional information was needed property owners were able to email that to the office.

The County will not be printing the tentative roll. We will receive a digital copy (on CD) and I will make a copy to be filed with the Town Clerk on Thursday, April 30, 2020 as prescribed by law. The tentative roll will also be available on the County's web site and I will have a link put on the Palmyra site as soon as I know that the 2020 tentative roll is available. The assessment change notices will be mailed out no later than Friday May 1, 2020.

A notice will be sent in the next week or so, to the Board of Assessment Review reminding them of grievance day and that I will be holding a meeting with them on Tuesday, May 5th at 7 PM in my office. At that time I will give them sale information from the last year and give them a chance to ask me any questions that they may have regarding their duties on grievance day. I will also have them pick an alternative day for grievance hearings in case it is needed. Of course this will all depend on the stay at home/social distancing orders. If we cannot meet in person I will mail out any information that the BAR will need and they can call or email if they have any questions.

Also at this time I have not heard from the State as to how we are to handle Grievance Day. I will update the Board of Assessment Review as needed.

As always, if you have any questions or concerns, there is normally someone in the office at all times.

2. Code Enforcement/Zoning Office Report - April: Code Enforcement Officer Pat Sheridan submitted a report to the Board Members that included a list of building permits and certificates of compliance for March 23, 2020 thru April 21, 2020.

3. Minutes from Zoning Board Meeting from April: There was no Zoning Board meeting in April.

4. Minutes from Planning Board Meeting from April: There was no Planning Board meeting in April.

INFORMATIONAL ITEMS

Supervisor Miller reported that several shipments of PPE received by the county has been sent directly to hospitals and first responders, they will now also be sent to essential businesses.

AGENDA ITEMS

1. Approve: Motion to approve Local Law #1 - 2020 To Extend A Moratorium Related To Solar Energy Conversion Technology, as written below: Todd Pipitone made the motion to approve Local Law #1 - 2020 To Extend A Moratorium Related To Solar Energy Conversion Technology, as written below:

Second: Mike Lambrix Vote: 4 Ayes. Carried

To clarify the electronic vote, the Town Clerk asked that all votes this evening be roll call votes. Therefore Mr. Lambrix again seconded, and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

**LOCAL LAW #1 - 2020 TO EXTEND A MORATORIUM
RELATED TO SOLAR ENERGY CONVERSION TECHNOLOGY**

BE IT ENACTED, by the Town Board of the Town of Palmyra, Wayne County, State of New York, as follows:

Section A. Authorization.

This local law is enacted pursuant the authority granted by New York State Municipal Home Rule Law Section 10, which permits the Town of Palmyra to adopt local laws to provide for the government, protection, order, conduct, safety, health and well-being of the persons and property in the Town of Palmyra.

Section B. Legislative Findings and Purpose.

The Town Code of the Town of Palmyra does not contain adequate provisions addressing or regulating solar energy conversion technology (as defined herein). On or about April 25, 2019, the Town adopted a twelve-month moratorium on solar energy conversion technology in order to consider and adopt comprehensive regulations regarding solar energy conversion technology for

Principal use in the Town. The moratorium is set to expire on or about April 24, 2020. The Town Board continues to be engaged in the consideration and evaluation of comprehensive regulations related thereto and believes that an extension of the existing moratorium until February 26, 2021 is necessary to complete its evaluation and adoption of said regulations.

It is the intention of the Town Board to preserve the status quo during this period of review and study and to preclude the establishment of any new solar energy conversion technology within the Town before appropriate legislation is enacted or it is determined that no further legislation is needed. Therefore, the Town Board has determined that there is a critical and compelling need, and that it is in the best interest of the government, protection, order, conduct, safety, health and well-being of the persons and property in the Town of Palmyra, to extend a temporary moratorium on the consideration and issuance of any and all permits, certificates, licenses, and approvals (hereinafter collectively referred to as "Approvals") for the construction, use, and/or operation of new solar energy conversion technology in the Town of Palmyra.

Section C. Moratorium Scope and Timing.

Until February 26, 2021, (or sooner if the Town Board so determines and repeals this moratorium), there shall be a moratorium on new solar energy conversion technology for Principal use in the Town of Palmyra.

Solar energy conversion technology shall mean an electrical generating system for principal use, composed of a combination of both Solar Panels and Solar Energy equipment. A Solar Panel is a photovoltaic device capable of collecting and converting solar energy into electrical energy. Solar Energy Equipment shall mean electrical energy storage devices, material, hardware, inverters, or other electrical equipment and conduit of photovoltaic devices associated with the production and/or transmission of energy. Nothing herein shall prevent any solar energy conversion technology located on the roof of, or within, any legally permitted building or structure for the purpose of producing electricity for onsite consumption.

Section D. Validity and Severability.

Should any word, section, clause, paragraph, sentence, part or provision of this local law be declared invalid by a Court of competent jurisdiction, such determination shall not affect the validity of any other part hereof.

Section E. Repeal, Amendment and Supersession of Other Laws.

All other ordinances or local laws of the Town of Palmyra which are in conflict with the provisions of this local law are hereby superseded or repealed to the extent necessary to give this local law force and effect during its effective period.

Section G. Effective Date.

This Local Law will take effect immediately upon filing with the New York Secretary of State.

2. Approve: Motion to approve Highway Superintendent to Sign Auction Agreement with Teitsworth:

Jim Welch made the motion to approve Highway Superintendent to sign the Auction Agreement with Teitsworth. A short discussion ensued with Mr. Boesel and he explained that the auction house has had very successful online auctions, and that the contract will be done in co-ordinance with the governor's orders. Mike Lambrix seconded, and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

3. Approve: Motion to approve Highway Superintendent to Sign Clothing Cleaning Agreement with Cintas:

Jim Welch made the motion to approve Highway Superintendent to Sign Clothing Cleaning Agreement with Cintas. Todd Pipitone seconded, and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

4. Approve: Motion to approve purchase of 2020 Skid Steer (Budgeted Item):

Jim Welch made the motion to approve purchase of 2020 Bobcat S650 Skid Steer, not to exceed \$40,222.02. This is a budgeted item. Brad Cook seconded, and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

5. Approve: Motion to approve purchase of 2020 Mini Excavator (Budgeted Item): Jim Welch made the motion to approve purchase of a Bobcat E55 Mini Excavator, not to exceed \$57,671.12. This is a budgeted item. Mike Lambrix seconded and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

6. Approve: Motion to specific Highway items as surplus for auction: Jim Welch made the motion to approve (1) one 2018 Bobcat S650 Skid Steer, (1) one 2018 Bobcat E55 Mini Excavator and (26) twenty six - 60 foot Wood Pole Barn Trusses as surplus items for the Palmyra Municipal Auction. Mike Lambrix seconded and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
Supervisor Miller	Aye	Vote: 5 Ayes. Carried

LAST MINUTE ADDITION to agenda

7. Approve: Motion to allow the Supervisor to send requests for proposals to contractors for site characterization of the Old Palmyra Landfill: Mike Lambrix made the motion to allow Supervisor to send request for proposals to contractors for site characterization of the Old Palmyra Landfill. Todd Pipitone seconded and a roll call vote was requested.

Councilman Lambrix	Aye	
Councilman Welch	Aye	
Councilman Pipitone	Aye	
Councilman Cook	Aye	
		Vote: 4 Ayes. Carried

EMS Representative added that there is a new 911 Director in Wayne County, and thought there was no meeting this month, he would be contacting her soon for updates. He also wanted to point out that Serve pro is offering cleaning at no cost to EMS and Fire Companies, and that someone should alert Fingerlakes Ambulance.

Motion to approve claims and expenditures: Mike Lambrix made the motion to approve claims and expenditures for the month of April 2020, Vouchers #341 thru #411, totaling \$41,676.77.

Second: Todd Pipitone

Vote: 4 Ayes. Carried

Adjourn Meeting: At 7:37 PM, Todd Pipitone made the motion to adjourn the meeting.

Second: Jim Welch

Vote: 3 Ayes. Carried

Respectfully submitted,

Irene Unterborn
Town Clerk

Regular Town Board Meeting
Thursday May 28, 2020
7:00 PM – Palmyra Town Hall

ATTACHMENT A

**LOCAL LAW #1-2020 TO EXTEND A MORATORIUM
RELATED TO SOLAR ENERGY CONVERSION
TECHNOLOGY**