

**Town of Barre
Board Meeting
May 11, 2022**

Present: Supervisor Sean Pogue
Councilman George McKenna
Councilman Kerri Richardson
Councilman Margaret Swan
Councilman David Waters

Others present: Maureen Beach, Town Clerk, Bridget O'Toole, Town of Barre Attorney, Cynthia Clute, Tom McCabe, Jason Foote, Rick Root, Susan Webster, Scott Burnside, Gary Palmer, Larry Gaylard.

Meeting was called to order at 7:18pm by Supervisor Pogue with the Pledge of Allegiance.

Minutes

The minutes for the April 13, 2022 Town Board meeting were submitted and approved.

SUPERVISOR'S FINANCIAL REPORT

REVENUES: Major receipts were:

Town Clerk Fees	566.00
Justice Fees (March)	3,520.00
Sales Tax (1 st qtr)	23,473.57
Franchise Fees	16,319.65
Metered Sales	9,754.67
Maintenance Fees	3,525.12
T/O Albion Water Usage	44,770.32
Water Penalty Fees	19.61
Out of District Users	266.22
Other Revenues	<u>1,584.90</u>

Total receipts for the month were: \$103,800.06

EXPENSES:

General Fund Townwide: Year to date expenses are 233,196.64

Highway Townwide: Year to date expenses are \$344,592.63

HIGHWAY SUPERINTENDENT REPORT

Equipment repairs completed as needed, stake outs completed, yard and snowplow damage repairs, grade gravel roads Barre and Town of Albion, began work on Welcome to Barre signs. Park: driveway to new pole barn, began working on pole barn, a large thank you to Shelby for letting us "borrow" Jeramie Beatty to lead on the pole barn. Had meetings with National Grid to establish electric service location and go over specifications

HIGHWAY SUPERINTENDENT REPORT Con't

required. Started exercising water valves, removed plows and salters from all trucks, ordered in salt and mixed. Began 4-10 hour days M-Th. Shared services with Towns of Shelby, Elba, Albion, and Village of Albion. Working on quotes for salt barns damage.

TOWN CLERK'S REPORT

The monthly report Town Clerks report was submitted to Supervisor Pogue at the meeting, along with the check for the local share. The Town Clerk reported that the Tax Roll has been balanced and all taxes have been returned to the Orleans County Treasurer.

ASSESSOR'S REPORT

No Report

ZONING OFFICER'S REPORT

No Report

BOOKKEEPER'S REPORT

Account	Ending Balance
General Fund	\$428,982.43
Highway Fund	971,246.38
Highway Equip.	98,245.09
Water Dist. #1 Oper,	306,291.03
Water Dist. #2 Oper,	18,884.54
Water Dist. #3 Oper,	14,427.61
Water Dist. #4 Oper,	46,574.21
Water Dist. #5 Oper	50,347.91
Water Dist. #6 Oper.	33,976.45
Water Dist. #7 Oper.	34,720.78
Water Dist. #8 Oper.	30,579.93
Water Dist. #9 Oper.	27,756.50

RESOLUTION #28 Legal Services Agreement/WD#10

This agreement made this 11th day of May, 2022, between the Town of Barre hereinafter referred to as "Owners" and Bridget O'Toole attorney at law, of the Zoghlin Group, PLLC hereinafter referred to as "Attorney", Whereas, Owners are intending to have formed the Town of Barre Water District No. 10, a Water District in Orleans County, New York, under the provisions of NY Town Law Article 12 and, WHEREAS, the Attorney agrees to perform all legal services necessary to organize and incorporate said Water District under the provisions of said statutes and to perform all other customary legal services necessary to the organization, financing, construction, and initial operation of a Water District system; WITNESSETH: That for and in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed: SECTION A – LEGAL SERVICES That the Attorney will perform such services as are necessary to accomplish the above recited objectives including, but not limited to, the following: 1. Preparation and filing of petition for incorporation and supervision and assistance in the taking of such other actions as may be necessary or incidental to cause the Owners to become duly organized and incorporated and to be authorized to undertake the proposed system. 2. Furnish advice and assistance to the governing body of the duly incorporated association in connection with (a) the notice for and conduct of meetings; (b) the preparation of minutes of meetings; (c) the preparation and enactment of such resolutions as may be necessary in connection with the authorization, financing, construction, and initial operation of the system; (d) the preparation of such affidavits, publication notices, ballots, reports, certifications, and other instruments and advice as may be needed in the conduct of such bond elections as may be necessary; (e) the preparation and completion of such bonds or other obligations as may be necessary to finance the system; (f) the completion and execution of documents for obtaining a loan made or insured or a grant made by the United States of America, acting through the Rural Utilities Service, U.S. Department of Agriculture; (g) entering into construction contracts; (h) preparation and adoption of By-Laws, Rules and Regulations, and rate schedules; (i) such other corporate action as may be necessary in connection with the financing, construction, and initial operation of the system. 3. Review of construction contracts, bid-letting procedure, and surety and contractual bonds in connection therewith. 4. Preparation, negotiation, or review of contract with a city or other source of water supply when necessary.

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5. Preparation, where necessary, and review of deeds, easements and other rights-of-way documents, and other instruments for sites for source of water supply, pumping stations, treatment plants, and other facilities necessary to the system and to provide continuous rights-of-way therefor; rendering title opinions with reference therefor; rendering title opinions with reference thereto; and providing for the recordation thereof. 6. Obtain necessary permits and certificates from county and municipal bodies, from State regulatory agencies, and from other public or private sources with respect to the approval of the system, the construction and operation thereof, pipeline crossings, and the like. 7. Cooperate with the engineer employed by Owners in connection with preparation of tract sheets, easements, and other necessary title documents, construction contracts, water supply contracts, health permits, crossing permits, and other instruments. 8. When applicable, secure assistance of and cooperate with recognized bond counsel in the preparation of the documents necessary for the financing aspects of the system. The attorney shall pay all bond counsel in perfecting the financing aspects, e.g. assessment procedures and completion of documents. Where bond counsel is retained, the Attorney will not be responsible for the preparation and approval of those documents pertaining to the issuance of the Owner's obligations. SECTION B – COMPENSATION 1. Owners will pay to the Attorney for professional services rendered in accordance herewith fees as follows: Hourly rate of \$225.00 in 0.6 hour increments. Fees not to exceed \$20,000.00. Said fees to be payable in the following manner and at the following times: Upon invoice to the Town of Barre. SECTION C – OTHER PROVISIONS 1. That upon organization and incorporation the association shall by appropriate resolution adopt and ratify this agreement, that the association shall be substituted for the individual Owners as a party to this Agreement, and that the Owners as individuals shall thereupon be relieved of all personal liability existing or arising from this Agreement. 2. That upon organization and incorporation should the association fail or refuse to adopt ratify this Agreement by appropriate resolution within N/A days from the date of the commencement of its legal existence, this Agreement shall terminate and Owners shall be liable to the Attorney for payment of N/A, which sum represents payment in full for the organization and incorporation of the association and for all other legal services rendered to Owners under the terms of this Agreement to the date of said termination. Kerri Richardson made a motion to approve the foregoing Legal Service Agreement, seconded by George McKenna, Vote 5-0, passed.

BILLS:

<u>Fund</u>		<u>Amount</u>
<u>AA - General</u>	Vouchers: 4857,4890-4896,4898-4900,4903-4904 4919,4923-4925, 4931,4936,4938-4941, 4945-4946,4948,4950,4955,4957	31,330.36
<u>DA - Highway</u>	Vouchers: 4896,4905-4906,4910,4915,4917-4918, 4926,4945,4952	68,118.22
<u>Capital Projects</u>	Voucher: 4955	900.50
Special District - Water	Vouchers: 4897,4923-4924,4933-4934,4945	
001	32,030.79	
002	1,575.39	
003	2,164.93	
004	2,364.36	
005	2,529.11	
006	1,575.39	
007	18,466.43	
008	590.64	
009	3,148.95	
<u>SW Fund Total</u>		<u>64,445.99</u>
<u>Grand Total</u>		<u>\$164,795.07</u>

PAY BILLS

RESOLUTION #29 Pay Bills
 Kerri Richardson made a motion to approve and pay the bills,
 seconded by George McKenna. Vote 5-0, passed.

OLD BUSINESS

RESOLUTION #30 Street Light at Eagle Harbor and West Lee Roads
 Dave Waters made a motion to direct Supervisor Pogue to request
 that National Grid install a street light at the corner of Eagle
 Harbor Road and West Lee Road, motion was seconded by Margaret
 Swan. Vote 5-0, passed.

Hemlock Ridge Solar

RESOLUTION #31 Public Informational Workshop
 Kerri Richardson made a motion to have a Public Informational
 Workshop on June 8, 2022 at 6pm and send notices to all
 residents, motion seconded by David Waters. Vote 5-0, passed.
 ORES will be holding a Public Hearing on June 29 at 5pm, here
 at the Town of Barre Town Hall.

OLD BUSINESS CON'T

Carmen O'Keefe gave an update to the Town Board on the Heritage Wind project. They received the permit on January 16, 2022, they are submitting an amended application, withdrawing the 6 towers near the natural wild life area, they will submit this by the end of June, with 4 new turbines added. Hopefully, they will have the "Notice to Proceed" by March 2023, turbines to be erected in 2024.

NEW BUSINESS

Pine Hill Water Project

RESOLUTION #32 Pine Hill Water Project/Prelim. Eng. Report
Margaret Swan made a motion to have a Preliminary Engineering Report completed for the Pine Hill Water Project a joint water project with the Town of Shelby, motion was seconded by Kerri Richardson. Vote 5-0, passed.

RESOLUTION #33 Pine Hill Water Project/Environmental Report
George McKenna made a motion to have an Environmental Report completed for the Pine Hill Water Project a joint water project with the Town of Shelby, motion was seconded by David Waters. Vote 5-0, passed.

RESOLUTION #34 Zoning Board Resignation/Tierney
Margaret Swan made a motion to accept with regrets the resignation of the Zoning Board Chairman Luann Tierney and to advertise for the position, seconded by Kerri Richardson. Vote 5-0, passed.

RESOLUTION #35 Zoning Board/Advertise for Position
Kerri Richardson made a motion to advertise for the open position of the Town of Barre Zoning Board, with applications due by the close of business on June 3, 2022. The motion was seconded by Margaret Swan. Vote 5-0, passed.

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NEW BUSINESS CON'T

RESOLUTION #36 Audit of Court Records
Councilwoman Swan reported that an audit of all court records have been completed and everything appears to be in order. Kerri Richardson made a motion to accept the report given by Councilman Swan, seconded by George McKenna. Vote 5-0, passed.

Association of Municipalities Meeting

The May meeting of the Orleans County Association of Municipalities will be May 26, 2022 at the White Birch at 6:30pm. The guest speaker will be Orleans County Election Commissioners, Kathy Case and Janice Grabowski. They will be speaking about changing to the New York Election Law and Election Inspectors pay rate.

CORRESPONDENCE/DISCUSSION

Resident Sue Webster asked the Town Board about the Housing stations for the wind turbines. Times of operations, where they will be entering, noise level????

Margaret Sawn made a motion to adjourn the meeting, seconded by David Waters, vote 5-0, passed.

Meeting Adjourned at 9:24pm

Respectfully submitted,

Maureen Beach, Town Clerk

