

TWO (2) PUBLIC HEARINGS WERE HELD ON THURSDAY, MARCH 24, 2022 IN THE FRANKFORT TOWN HALL, 201 THIRD AVE, FRANKFORT, NEW YORK. (1) 5:15 PM—PUBLIC HEARING ON PROPOSED LOCAL LAW #1, 2022 A LOCAL LAW ENACTING TEMPORARY MORATORIUM ON SOLAR ENERGY SYSTEMS. (2) 5:30 PM—PUBLIC HEARING ON THE PROPOSED INCREASE IN THE COST OF THE TOWN OF FRANKFORT CENTER AND ZOLAD ROADS WATER DISTRICT.

THE REGULAR TOWN BOARD MEETING IMMEDIATELY TO FOLLOW

Glenn D. Asnoe, Supervisor
Christopher Evans, Councilman
Michael Perritano, Councilman
Joseph Tamburro, Councilman
John Wallace, Councilman
Ronald Testa, Highway Superintendent (arrived at 6:00 PM)
Chief Matthew Palumbo
Raquel Parks, Associate Hodgson Russ LLP
Karl Manne, Town Attorney (arrived at 6:00PM)

Supervisor Asnoe opened the meeting with the Pledge of Allegiance.

PUBLIC HEARING – PROPOSED LOCAL LAW NO. 1, 2022 LOCAL LAW ENACTING TEMPORARY MORATORIUM ON SOLAR ENERGY SYSTEM

Supervisor Asnoe opened the Public Hearing at 5:15 PM, and read the legal notice (attached).

Public Comments: John Piseck, CEO Herkimer County IDA, informed the town board that the Herkimer County IDA supports the six months moratorium and if there is anything the IDA can do to support anything that the Town is working on in regards to Solar they would be happy to help.

Joseph Murine, WMRDS LLC, asked the town board if the Moratorium would apply to the 149 School lane Road Solar Project, Raquel Parks informed him that he had already had the SEQRA and so he can go forward with the project.

Supervisor Asnoe asked if anyone else wanted to be heard, no comments.

Supervisor Asnoe declared the public hearing closed at 5:30PM.

PUBLIC HEARING -PROPOSED INCREASE IN THE COST OF THE TOWN OF FRANKFORT CENTER AND ZOLAD ROADS WATER DISTRICT

Supervisor Asnoe opened the Public Hearing at 5:30 PM, and read the legal notice (attached).

Public Comment: Nick Donatello, 1034 Center Rd, Frankfort, NY 13340, informed the town board that he is all for the cost increase, he stated that he just wants water and doesn't care what the cost is and said the town can put a fire hydrant in if they wanted to do so.

Supervisor Asnoe asked if there was anyone else that wanted to be heard, no comments.

Supervisor Asnoe declared the public hearing closed at 5:50PM.

REGULAR BOARD MEETING 6:00PM

Supervisor Asnoe opened the meeting with the Pledge of Allegiance.

NO. 69 APPROVE MEETING MINUTES

MOTION made by Councilman Tamburro that the town board resolves to approve the meeting minutes of February 24, 2022. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

COMMITTEE REPORT / DEPARTMENT REPORTS

Various reports submitted and reviewed.

Chief Matthew Palumbo reported that he sent a thank you letter to Tractor supply for donating a 24 gun safe to the Town of Frankfort Police Dept. He reported that the patrol vehicle 405 2021 Durango was damaged by the Village

of Frankfort patrol car when on a call. He would like to move forward with the purchase of a new patrol vehicle as soon as he gets prices. Chief Palumbo reported that county Chiefs are working to get the County to purchase new records Management System (RMS); he informed the board that he is having staffing issues with hiring part time officers. Chief Palumbo would like to appoint James Drake as court officer and accept Marcus Parmitano's resignation.

Hwy Superintendent Testa, reported that he signed the permit for the Dollar General on Acme Rd. to cut the road for water and sewer, he informed the town board that he is going to put the grade all and a trailer on Auction International next month, he's also looking for a trailer to haul the equipment, the one he has now is too small. Hwy Superintendent Testa reported that the pump in the Pumpkin Patch is down one pump in the sewage part and is being rebuilt.

John Piseck CEO, Herkimer Co. IDA, report that Weston Foods, 178 Industrial Park Dr. is moving out and he has had five good size companies reach out to him about the building. He informed the town board that the 2571 Higby Road Project rezoning was approved by the Planning Board at the March 2, 2022 board meeting and the SEQRA was submitted, he is asking the town board to approve the rezoning and to set a Public Hearing.

NO. 70 APPROVE PUBLIC HEARING—ZONING CHANGE

MOTION made by Supervisor Asnoe that the town board resolves to approve the rezoning of the Russell farm property, 2571 Higby Rd. from an RA to a PC (Planned Development Commercial) and to hold a public hearing on April 20, 2022 5:30PM at the Frankfort Town Hall, 201 Third Ave. Second by Councilman Wallace. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 71 APPROVE PROPOSED EXTENSION OF THE TOWN OF FRANKFORT PUMPKIN PATCH WATER DISTRICT NO. 20 AND THE TOWN OF FRANKFORT PUMPKIN PATCHES SEWER DISTRICT NO. 10 AND TO CALL FOR A PUBLIC HEARING AND INTENT TO ACT AS LEAD AGENCY

Motion made by Supervisor Asnoe that the town board resolves to approve Extension of the Town of Frankfort Water District # No. 20 and the Town of Frankfort Pumpkin Patch Sewer District No. 10, with all expenses associated with the expansion to be paid for by the Herkimer County IDA, to hold a Public Hearing on April 20, 2022 at 5:45PM at the Frankfort Town Hall, 201 Third Ave and intent to act as lead agency. Second by Councilman Wallace. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

FINANCIAL REPORT

Supervisor Asnoe presented the financial report for January and balances of the current day deposit account to the town board. Supervisor Asnoe also reported that he was granted a 30 day extension on the AUD, he now has until April 30, 2022 to turn it in.

TOWN HALL INTERNET UPGRADE-INTERGRADED SYSTEMS

Supervisor Asnoe report that the sonic wall and the antivirus were installed in all computers along with the police vehicle. Wi-Fi should be started next week. **TABLED**

FRANKFORT CENTER FIRE DEPARTMENT—LOSAP

TABLED

ERS REPORTING OF ACTIVITIES

Supervisor Asnoe reminded the board to get their ROA's in to Town Clerk Dorri DeRollo

Daniel Huntington, Project Developer, BW Solar, gave a presentation on a prospective solar project on Graffenburg Rd. in the Town of Frankfort; He provided maps of the location.

NO. 72 RESOLUTION APPROVING HOST COMMUNITY BENEFIT AGREEMENT WITH WMRDS HOLDINGS LLC

MOTION made by Councilman Wallace that the town board resolves to enter into a Host Community Benefit Agreement between the Town of Frankfort and WMRDS Holdings, LLC and authorize Supervisor Asnoe to sign and execute any and all documents (Attached). Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 73 RESOLUTION APPROVING HOST COMMUNITY BENEFIT AGREEMENT WITH WARRIOR SOLAR PARTNERS LLC

MOTION made by Councilman Wallace that the town board resolves to enter into a Host Community Benefit Agreement between the Town of Frankfort and Warrior Solar Partners LLC and authorize Supervisor Asnoe to sign and execute any and all documents (Attached). Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 74 RESOLUTION ISSUING A NEGATIVE AND INTENT TO ACT AS LEAD AGENCY

MOTION made by Councilman Wallace that the town board resolves adopt Resolution issuing negative declaration for Frankfort solar Farms LLC Solar Energy Project at Bleecker Street and Route 5S, Town of Frankfort; attached and read. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 75 RESOLUTION ADOPTING A LOCAL LAW NO. 1 OF 2022 ESTABLISHING A SIX MONTH MORATORIUM ON APPLICATIONS, APPROVALS, AND/OR CONSTRUCTION ON SOLAR ENERGY SYSTEMS AND/OR SOLAR FARMS

MOTION made by Councilman Wallace that he town board resolves to adopt Local Law no. 1 of 2022; attached and read. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 76 RESOLUTION APPROVING THE INCREASE IN THE COST OF THE TOWN OF FRANKFORT CENTER AND ZOLAD ROADS WATER DISTRICT IN THE TOWN OF FRANKFORT, SUBJECT TO PERMISSIVE REFERENDUM

MOTION made by Councilman Wallace that the town board resolves to approve the increase of the cost of Center and Zolad Roads water district to \$1,470,000, from the \$1,166,000. Attached and read. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 77 APPROVE REQUEST FROM FRANKFORT HILL CEMETERY ASSOCIATION

MOTION made by Councilman Wallace that the town board resolves to approve contribution of \$1,500.00 to the Frankfort Hill Cemetery Association to assist with the grounds keeping and maintenance of the Cemetery. It is also noted that they are a not-for-profit organization. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 78 FRANKFORT FREE LIBRARY YOUTH PROGRAMS

MOTION made by Supervisor Asnoe that the town board resolves to approve contribution to the youth programs at the Frankfort Free library for \$3,000.00. Second by Councilman Wallace. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

HEALTH INSURANCE WAIVER

TABLED

NO. 79 APPOINTMENT OF TOWN JUSTICE (Vincent Cuda)

MOTION made by Supervisor Asnoe that the town board resolves to appoint Vincent Cuda to the position of Town Justice for the Town of Frankfort for the balance of the calendar year 2022. This is a part-time salaried position, Second by Councilmembers Evans and Wallace. Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 80 ACCEPT RESIGNATIONS—POLICE DEPARTMENT

MOTION made by Councilman Perritano that the town board resolves to accept the resignations from Marcus Perritano effective 3/9/2022, part-time police officers, and thank him for his service to the Town. Second by Councilman Tamburro Upon roll call; All in favor. Vote was 5-0 **APPROVED**

NO. 81 APPROVE PART-TIME COURT ATTENDANT (James Drake)

MOTION by Supervisor Asnoe that the town board resolves to approve the appointment of James Drake as part-time Court Attendant; noncompetitive Herkimer County Civil Service at \$17.50 per hr. Second by Councilman

Perritano. Upon roll call; All in favor. Vote was 5-0

APPROVED

ABSTRACT OF AUDITED VOUCHERS—ABSTRACT 3

NO. 82 **MOTION** made by Councilman Tamburro to approve General Abstract #3—Claim No. 102-147B, Total \$60,272.18 Second by Councilman Perritano. Upon roll call; All in favor. Vote was 5-0

APPROVED

NO. 83 **MOTION** made by Councilman Tamburro to approve TOV Abstract #3—Claim No. 35-50, Total \$22,514.77 Second by Councilman Wallace. Upon roll call; All in favor. Vote was 5-0

APPROVED

NO. 84 **MOTION** made by Councilman Tamburro to approve Highway Abstract #3—Claim No. 69-93B, Total \$85,597.72. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 5-0

APPROVED

NO. 85 **MOTION** made by Councilman Wallace to approve Special District Abstract #3—Claim No. 16-24, Total \$10,979.03. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 5-0

APPROVED

MOTION made by Supervisor Asnoe to enter into Executive Session to discuss a personnel issue. Second by Councilman Wallace. Upon roll call; All in favor. 7:00 PM.

MOTION made by Supervisor Asnoe to come out of Executive Session and resume the regular meeting. Second by Councilman Wallace. Upon roll call; All in favor. 7:15 PM.

MOTION made by Supervisor Asnoe to adjourn. Second by Councilman Wallace. Upon roll call; All in favor. Meeting adjourned at 7:15 PM.

Respectfully submitted,
Dorri DeRollo, Deputy Town Clerk

NEXT TOWN BOARD MEET:

PUBLIC HEARING - Zone Change APRIL 20, 2022 AT 5:30 PM

PUBLIC HEARING – Water District 20 & Sewer District 10 Extension APRIL 20, 2022 AT 5:45PM

REGULAR BOARD MEETING APRIL 20, 2022 AT 6PM