

APRIL 21, 2021
REGULAR TOWN BOARD MEETING

Town Hall

7:00 P.M.

Greg Post, Supervisor led the pledge to the flag.

Roll Call

Present: Supervisor Post
Deputy Supervisor Underhill
Councilwoman White
Councilwoman Michalak
Councilman Zambito

Others

Present: Town Clerk Morasco
Alecia Kaus, Video News Reporter
Thomas Williams, Former Town Justice
Melissa Mason, Town Justice Clerk
Morgan Leaton, Town Justice Clerk
John Mason

The Supervisor called the meeting to order at 7:05 P.M.

MARCH 17, 2021 Regular Town Board Meeting: Motion Deputy Supervisor Underhill, second Councilman Zambito to approve the minutes as written.

Ayes: Underhill, Zambito, White, Michalak, Post

MOTION CARRIED by unanimous vote (5-0)

PRESENTATION OF PLAQUES: Councilman Zambito, on behalf of himself, the Town Board, and the community, thanked Former Town Justices Thomas Williams and Michael Cleveland (Mr. Cleveland was not in attendance) for their years of service of running a fair and just court. Their great leadership set a standard for Western New York and Genesee County and made the Town a better place.

Councilwoman Michalak presented the plaque of appreciation to Mr. Williams and thanked him for his years of service and wished him well in his endeavors. Also, on behalf of John Michalak, Court Security Officer, Councilman Michalak expressed that John will miss both justices immensely.

Mr. Williams spoke and expressed his appreciation of working for the Town all these years and being a part of the Town Family. With the support of the Town Board, they were able to grow from when they first started. The hiring of full-time Court Clerks Sarah Sauka and Melissa Mason. The Clerks worked hard, were diligent and turned it into a professional court. Also, John Michalak is the leader of the Court Officers and kept things moving. Mr. Williams thanked the Town Board and staff for all the support.

Supervisor Post expressed to Mr. Williams and want Mr. Williams to understand that he will always be a member of this organization and that this organization will always be available to him and family as a resource as they pursue new ventures. Mr. Post thanked him for his service and expressed that it leaves a big hole.

RESOLUTION NO. 78:

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Councilwoman White offered the following:

PUBLIC HEALTH EMERGENCY PLAN

WHEREAS, in accordance with the amended New York State Labor Law section 27-c and the New York State Education Law paragraphs k and l of subdivision 2 of section 2801-a (as amended by section 1 of part B of chapter 56 of the laws of 2016, the Town of Batavia has developed this Public Health Emergency Plan.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby approves and adopts the Public Health Emergency Plan developed in accordance with the amended New York State Labor Law section 27-c and the New York State Education Law paragraphs k and l of subdivision 2 of section 2801-a (as amended by section 1 of part B of chapter 56 of the laws of 2016), a copy of which is annexed hereto and made a part of the minutes; and be it

FURTHER RESOLVED, said plan is retroactive as of April 1, 2021.

Second by: Councilwoman Michalak

Ayes: White, Michalak, Zambito, Underhill, Post

APPROVED by unanimous vote (5-0)

Discussion - Supervisor Post thanked the Town Board members, the Clerk staff, and the Engineering staff in assisting to help develop this plan that was a NYS mandate should another pandemic hit.

RESOLUTION NO. 79:

Deputy Supervisor Underhill offered the following:

RESOLVED, the Batavia Town Board hereby authorizes the following personnel to attend training workshops:

Paul Marchese- NYSERDA Energy Storage Workshop, (was) January 20, 2021. There was no cost for this webinar.

Mary Cordes, Teresa Morasco, Sarah Sauka, and Hiedi Librock- General Code Laserfiche Client Training webinar, (was) March 23, 2021.

Michael Pullinzi- Wind and Solar Leasing on Ag Lands, (was) March 29, 2021. There is no cost for this webinar.

Paul McCullough- United Solar Energy Supporters Final 94C Regulations Training (was) April 7, 2021. There was no cost for this webinar.

Steve Mountain- American Water Works Association Annual Regulatory Updates (was) April

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13, 2021. There was no cost for this webinar.

Hiedi Librock and Jamie Waff- NYMIR Reasonable Suspicion for Supervisors training (was) April 13, 2021. There was no cost for this webinar.

Hiedi Librock- Office of State Comptroller-Internal Controls for Cash Disbursements April 21, 2021. There is no cost for this webinar.

Paul Barrett and Greg Lang- New York Rural Water Association Technical Training May 18 – 19, 2021. There cost for this webinar is \$90.00 each.

Second by: Councilwoman White

Ayes: Underhill, White, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 80:

Supervisor Post offered the following:

**MEMORIAL DAY
WREATHS FOR CEMETERIES**

WHEREAS, the Town of Batavia has provided three wreaths for Memorial Day in honor of our veterans; and

WHEREAS, the Town would like to continue to provide wreaths; and

WHEREAS, the wreaths will be placed at Daws Corners Cemetery and Grandview Cemetery by the Batavia Memorial Day Committee (Disabled American Veterans, VFW, American Legion, Marine Corp League, and Vietnam Veterans of America).

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby authorizes three (3) wreaths to be purchased from Floral Fantasies at a cost of sixty-five dollars (\$65.00) each; and be it further

RESOLVED, the expenditure will be appropriated from line item A6510.400-Veterans Services.

Second by: Councilwoman Michalak

Ayes: Post, Michalak, Zambito, White, Underhill

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 81:

Councilwoman Michalak offered the following:

**MEMORIAL DAY
FLAGS FOR CEMETERIES**

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WHEREAS, the Glenn Loomis Post No. 332 American Legion place flags at the grave sites of our veterans on Memorial Day in the Town Cemeteries; and

WHEREAS, this organization has requested the Town of Batavia to provide the flags as it has done in the past; and

WHEREAS, the 2021 budget reflects appropriations for this purchase; and

WHEREAS, the flags will be placed at Daws Corners Cemetery and Grandview Cemetery by the Daughters of the American Revolutionary War and/or the Batavia Memorial Day Committee (Disabled American Veterans, VFW, American Legion, Marine Corp League, and Vietnam Veterans of America).

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby authorizes the purchase six (6) gross 8" x 12" poly-cotton American Stick Flags from AmericanLegionFlags.com at a cost of \$89.95 per gross plus shipping cost; and be it further

RESOLVED, the expenditure will be appropriated from line item A6510.400-Veterans Services.

Second by: Councilman Zambito

Ayes: Michalak, Zambito, White, Underhill, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 82:

Councilman Zambito offered the following:

ESTABLISH LINE ITEMS
FOR CAPITAL PROJECTS

RESOLVED, the Batavia Town Board hereby establishes the following line items:

HJ – PARK RD WATER

HJ 1380.400 Fiscal Agent - Contractual

HJ 1420.400 Legal Expense - Contractual

HJ 1440.100 Engineering – Personal Services

HJ 1440.400 Engineering - Contractual

HJ 1989.400 Advertising - Contractual

HJ 8340.400 Transmission/Distribution - Contractual

HJ 9710.600 Bond – Principal

HJ 9710.700 Bond - Interest

HJ 9730.600 BAN – Principal

HJ 9730.700 BAN – Interest

HJ 9901.900 Transfers to Other Funds

HJ 2401 Interest & Earnings

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HJ 2710 Premium on Obligations
HJ 2770 Miscellaneous Revenues
HJ 3097 State Aid - Capital Projects
HJ 4097 Federal Aid – Capital Projects
HJ 5031 Interfund Transfers
HJ 5710 Serial Bonds
HJ 5730 BAN Proceeds
HJ 5731 BAN Redeemed From Appropriations

Second by: Councilwoman Michalak
Ayes: Zambito, Michalak, White, Underhill, Post
APPROVED by unanimous vote (5-0)

RESOLUTION NO. 83:

Councilwoman White offered the following:

UNITED WAY DAY OF CARING

RESOLVED, the Batavia Town Board hereby authorizes a team of five employees (Steven Mountain, Teresa Morasco, Hiedi Libroch and Marcy Crandall) from the Town of Batavia to participate in the United Way Day of Caring, Wednesday, May 19, 2021.

Second by: Councilman Zambito
Ayes: White, Zambito, Underhill, Michalak, Post
APPROVED by unanimous vote (5-0)

RESOLUTION NO. 84:

Deputy Supervisor Underhill offered the following:

SURPLUS EQUIPMENT

WHEREAS, the Town of Batavia has determined that the following items are no longer needed for Town use and that they should be sold at auction and deleted from inventory:

1. 2004 International Dump Truck, VIN 1HTWYAXT94J080751 with one way plow, wing and harder salter
2. 2013 Jeep Patriot, VIN 1C4NJRFB7DD177692
3. 2018 Ford F350 Pickup Truck, VIN 1FT8X3B67JEC93420 with utility body
4. 2017 Ford F150 Pickup Truck, VIN 1FTFX1EF5HFB82438
5. 2013 York Rake, Model LR108-2, Serial Number 1219333
6. Coop Salamander 90000 BTU Heater
7. 14 ft. long Harder Sander
8. 11 ft. Wing for snowplow
9. 6ft. long Tarco Salter
10. Kohler 45 KW 120/208 3 Phase Diesel Generator

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11. HP Design Jet Color Printer, Model T1120PS
12. Wemco Hydrogritter, Model 12, Serial Number 8094221-2

NOW THEREFORE BE IT,

RESOLVED, the Batavia Town Board hereby authorizes the Highway Superintendent to surplus the items listed above and sell them at auction.

Second by: Councilman Zambito

Ayes: Underhill, Zambito, White, Michalak, Post

APPROVED by unanimous vote (5-0)

RESOLUTION NO. 85:

Supervisor Post offered the following:

**PURCHASE NEW WHEEL LOADER FOR
TOWN HIGHWAY DEPARTMENT**

WHEREAS, the Town Highway Superintendent would like to reduce the amount of equipment the Town currently owns by selling their aging 2013 Hyundai loader and 2012 John Deere backhoe and purchasing a new loader; and

WHEREAS, the Town solicited bids for the new loader. The lowest bid was submitted by George and Swede for a Hyundai HL940A loader at a cost of \$157,016 which the Town can purchase off the NYS Sourcewell bid contract #032119-HCE; and

WHEREAS, the Town will no longer needs the current 2013 Hyundai loader VIN HLM01HD0000603 and the 2012 John Deere backhoe model 310SK VIN 1T0310SKACE234420, which can be either be traded in with the purchase of the new loader at a price of \$63,000 and \$31,000 respectively, or sold at auction, whichever price is higher.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby authorizes the purchase a new 2021 Hyundai HL940A loader from George and Swede, off NYS Sourcewell Bid Contract #032119-HCE at a cost of \$157,016, a copy of which is annexed here to and made a part of the minutes; and be it

FURTHER RESOLVED, the Highway Superintendent is hereby authorized and directed to sell at auction or trade in the current 2013 Hyundai loader VIN HLM01HD0000603, at a selling price of not less than \$63,000 and the 2012 John Deere backhoe model 310SK VIN 1T0310SKACE234420, at a selling price of not less than \$31,000, and be it

FURTHER RESOLVED, the expenditures will be appropriated from the Highway equipment line item DA5130.200.

Second by: Deputy Supervisor Underhill

Ayes: Post, Underhill, Michalak, Zambito, White

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APPROVED by unanimous vote (5-0)

RESOLUTION NO. 86:

Councilwoman Michalak offered the following:

**RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW NO. 2 of 2021
AND TO SCHEDULE A PUBLIC HEARING**

WHEREAS, the Town Board of the Town of Batavia, New York desires to consider adopting legislation to establish a remote work policy by Local Law, also known as Town of Batavia Local Law No. 2 of 2021.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York that proposed Local Law No. 2 of 2021 entitled "A Local Law to Implement Remote Work Policy", which proposed Local Law is now in its final form as appears by a copy thereof hereto attached, be and the same hereby is introduced for adoption; and

BE IT FURTHER RESOLVED that said proposed Local Law be laid upon the desks of the members of this Town Board on this date and remain there and a copy thereof be kept on file in the office of the Town Clerk until May 19, 2021 and that a public hearing be held before this Town Board on the 19th day of May 2021 at 7:00 p.m. at the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, on the advisability of enacting said proposed Local Law; and

BE IT FURTHER RESOLVED that a copy of said proposed Local Law be mailed to each member of the Town Board not in attendance at this meeting in a postpaid, properly addressed and securely closed envelope in a post box within the Town of Batavia, New York not less than ten (10) calendar days, exclusive of Sunday, prior to the date of said public hearing; and

BE IT FURTHER RESOLVED that the Town Clerk shall cause notice of said public hearing to be published once in The Daily News at least five (5) days prior to the date of said public hearing, which notice shall contain the time and place of said hearing, the title and purpose thereof, as well as a statement that a copy of said proposed Local Law is on file in the Town Clerk's Office.

Second by: Councilman Zambito

Ayes: Michalak, Zambito, White, Underhill, Post

APPROVED by unanimous vote (5-0)

Local Law Filing

New York State Department of State
41 State Street, Albany, NY 12231

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

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~~County~~
~~City~~ of Batavia, Genesee County, New York
~~Town~~
~~Village~~

Local Law No. 2 of the year 2021.

A local law To Implement Remote Work Policy

(Insert Title)

Be it enacted by the Town Board of the
(Name of Legislative Body)

~~County~~
~~City~~ of **Batavia, Genesee County, New York** as follows:
~~Town~~
~~Village~~

ARTICLE I: ENACTMENT

The title of this chapter shall be "A Local Law to Implement Remote Work Policy."

ARTICLE II: INVESTMENT POLICY

The text of the Remote Work Policy for the Town of Batavia shall be as follows:

1. Purpose

This policy outlines guidelines, terms, and conditions for employees who work from a location other than our offices and provides an agreement between remote work employees and their Department Head. Its purpose is to ensure that employees, the Town of Batavia, and the public that we serve will all benefit from these arrangements.

2. Guidelines, Terms, and Conditions:

A. Eligibility

All remote work must receive prior approval from your Department Head using a form developed from time to time by the Town and maintained in the offices of the Town Clerk (the "Remote Work Agreement"). To ensure that employee performance will not suffer in remote work arrangements, the following should be considered by the employee and their Department Head when determining eligibility for remote work:

- Can duties be met through basic hardware and software?
- Does the remote work location have a reliable internet connection that is adequate for the job?
- Will the remote work location be reasonably quiet and distraction free?
- Has the employee proven to be trustworthy, disciplined, and self-motivated?

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A probationary period where work is completed in the Town Office may be required before approval is given to work remotely.

Not all positions are appropriate or feasible for remote work and an employee's remote work capability will be assessed on a case-by-case basis. Remote work eligibility will be re-assessed from time-to-time based on job needs and employee performance.

B. Work Expectations

Work expectations remain the same regardless of whether an employee works in the Town offices or from a remote location. Employees are expected to:

- Work their full work schedule as determined by their Department Head;
- Dedicate their full attention to their job duties during working hours;
- Be accessible by phone and/or email while working, responding to correspondence within a reasonable amount of time;
- Adhere to all conditions in the Employee Handbook and all Town policies (e.g. conduct, confidentiality, cybersecurity, this Employee Remote Work Policy, Remote Work Agreement, etc.); and
- Present themselves in a professional manner whenever working with co-workers and the public, including observing the dress code during in-person or video meetings.

C. Schedule

While some flexibility is allowed, the employee must agree to work set hours as much as possible. These hours will be determined by the Department Head, through discussions with the employee. Scheduled work hours should overlap with the scheduled work hours of team members for as long as is necessary to complete job duties effectively. Meal and rest breaks as established in the Employee Handbook should be observed. Schedules may include a mix of remote work and work with Town Offices.

D. Equipment

The Town will provide remote employees with equipment and software that is essential to their jobs (e.g., laptops and cell phones). This equipment will be listed in the Remote Work Agreement. Any equipment that is provided is Town property. The Town of Batavia retains control over the property and reserves the right to monitor said property. Town provided property is to be used for Town purposes only and the employee is responsible for providing reasonable measures of keeping the equipment safe from damage or theft, including the intellectual information contained on the equipment.

Upon termination of employment, all Town property shall be returned to the Town of Batavia.

E. Insurance, Liability, Compensation, & Benefits

Remote work does not change the terms and conditions of your employment with the Town of Batavia. Employees working remotely will still receive full benefits as outlined in the Employee Handbook, including leave time, health insurance, and worker's compensation.

Only equipment owned by the Town and on loan to the employee is covered by the Town's chosen insurer. All other equipment is to be covered by the employee's personal insurance provider.

No changes will be made to an employee's salary, if said employee works from home. Salaries will increase according to Town policy and successful performance reviews. Employees working remotely remain eligible for promotion and skills development programs.

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ARTICLE III: **EFFECTIVE DATE AND SEVERABILITY**

Section 1: Effective Date

This local law shall take effect immediately upon filing with the Department of State.

Section 2: Severability

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 2 of 2021, of the ~~(County)~~ (City) (Town) ~~(Village)~~ of Batavia, New York was duly passed by the Town Board on _____, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the ~~(County)~~ (City) ~~(Town)~~ (Village) _____ was duly passed by the _____ on _____ 20____, and was (approved) (not disapproved) _____ (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 2017, in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the ~~(County)~~ ~~(City)~~ (Town) ~~(Village)~~ of _____ was duly passed by the _____ on _____ 20__, and was (approved) (not disapproved) (repassed after disapproval) by the _____ on _____ 20__. Such local law was submitted to the people by reason of a (mandatory) (permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special) (annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20__ of the ~~(County)~~ ~~(City)~~ (Town) ~~(Village)~~ of _____ was duly passed by the _____ on _____ 20__, and was (approved) ~~(not disapproved)~~ ~~(repassed after disapproval)~~ by the _____ on _____ 20__. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20__, in accordance with the applicable provisions of law.

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*** Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.**

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36) (37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special) (general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____, State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

(SEAL)

Teresa M. Morasco
Town Clerk, Town of Batavia

Date: _____, 2021

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF GENESEE

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

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Andrew W. Meier
Town Attorney
~~County~~
~~City~~ of Batavia
Town
~~Village~~

Date: _____, 2021

NOTICE OF PUBLIC HEARING BY THE TOWN BOARD

**OF THE TOWN OF BATAVIA, NEW YORK
TO CONSIDER ADOPTING A PROPOSED LOCAL LAW**

PUBLIC NOTICE is hereby given that there has been presented to the Town Board of the Town of Batavia, New York on the 21st day of April, 2021, proposed Local Law No. 2 of 2021 entitled "A Local Law to Implement Remote Work Policy". Said Local Law primary objective is to outline guidelines, terms, and conditions for employees who work from a location other than our offices and provides an agreement between remote work employees and their Department Head. It's to ensure that employees, the Town of Batavia, and the public that we serve will all benefit from these arrangements.

PLEASE TAKE FURTHER NOTICE that on 19th day of May, 2021, at 7:00 o'clock in the afternoon of that day the Town Board of the Town of Batavia, New York will conduct a public hearing the Batavia Town Hall, 3833 West Main Street Road, Batavia, New York, for the purpose of considering the advisability of enacting said proposed Local Law, at which time and place all persons interested will be heard.

A copy of said proposed Local Law is on file at the office of the Batavia Town Clerk, 3833 West Main Street Road, Batavia, New York and is open for inspection during regular Office hours.

Dated: April 21, 2021

Teresa M. Morasco, Town Clerk
Town of Batavia, New York

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RESOLUTION NO. 87:

Councilman Zambito offered the following:

SECRETARY ZONING BOARD OF APPEALS

WHEREAS, Sandra M. Baubie resigned from the position of Zoning Board of Appeals Secretary, effective April 30 2021; and

WHEREAS, Sarah Sauka, Deputy Town Clerk expressed an interest in the position and satisfies the requirements and qualifications to serve as ZBA Secretary.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby appoints of Sarah Sauka, 5118 Ellicott Street Road, Batavia, New York, as Secretary for the Zoning Board of Appeals. Compensation for her services is eighty-one dollars and ninety-six cents (\$81.96) per meeting.

Second by: Councilwoman Michalak

Ayes: Zambito, Michalak, Underhill, Post

Abstain: White

APPROVED (4-ayes, 1 abstain)

RESOLUTION NO. 88:

Councilwoman White offered the following:

APPOINTMENT TO ZONING BOARD OF APPEALS

WHEREAS, a vacancy has occurred on the Town of Batavia Zoning Board of Appeals (ZBA) due to the resignation of Andrew Young, the term expiring December 31, 2021; and

WHEREAS, Jennifer Zambito who has served as an alternate member on the ZBA since 2018 is seeking appointment as a permanent ZBA member.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby appoints Jennifer Zambito to the Town of Batavia Zoning Board of Appeals as a permanent member effective immediately and expiring December 31, 2021; and be it further

RESOLVED, said member appointed is subject to completing the required training within each calendar year; and be it further

RESOLVED, if the training is incomplete, the Town Board will consider the position vacant and re-advertise to fill the vacancy.

Second by: Deputy Supervisor Underhill

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Ayes: White, Underhill, Michalak, Post

Abstain: Zambito

APPROVED (4-ayes, 1 abstain)

RESOLUTION NO. 89:

Deputy Supervisor Underhill offered the following:

**TOWN OF BATAVIA
STAFF TRAINING AND TEAM BUILDING DAY**

WHEREAS, on Thursday, April 29, 2021 the Town of Batavia will be having a “Staff Training and Team Building Day that all staff will be attending; and

WHEREAS, the Town of Batavia Town Hall Office will be closed for the day.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby authorizes the “Staff Training and Team Building Day” on Thursday, April 29, 2021 for all staff to attend; and be it

FURTHER RESOLVED, the Town Board hereby authorizes the Town Hall Office to be closed on said date.

Second by: Councilwoman White

Ayes: Underhill, White, Michalak, Zambito, Post

APPROVED by unanimous vote (5-0)

Abstract No. 4-2021: Motion Deputy Supervisor Underhill, second Councilman Zambito to authorize the Supervisor to pay the following vouchers:

General	\$72,156.06
Highway	11,858.44
Sewer No. 1	6,779.11
Sewer No. 2	5,565.59
Water	644,854.66
2019 Consolidated Water	127.80
Agri-Business PS	22,703.75
Park Rd Water	6,298.00
Townline Water	23,980.61
Sewer Capacity	2,225.49
Ellicott Trail	290.00
Townline Joint Water	8,961.21
Total	\$805,800.72

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Check numbers 23678 thru 23743, SM – 1141-1142, Online: \$55,656.90

Ayes: Underhill, Zambito, White, Michalak, Post

MOTION CARRIED by unanimous vote (5-0)

DEPARTMENT REPORTS:

The Supervisor reported on the following departments:

Highway – Working on maintenances on three of the roads, preparing for paving to be completed by May 15 this year to take advantage of asphalt prices before they increase and to utilize fully the expenditure provided by the State to offset the highway maintenance.

Water/Wastewater- Continue to do inspections, overseeing and managing construction, sampling, and meter change out, as well as repairs and maintenance on sanitary sewer pump stations and water main.

Engineering – Busy with 56 projects in review and consideration.

Building /Zoning – Continue to issue permits and working on property maintenance issues in our community and the communities we are under contract with, as well as support the Planning Board in their decisions moving forward.

History- Historian is busy working on archiving Covid related articles and other birth and deaths. Working with friends of peace garden.

Assessment – The assessment staff is working long days and evenings answering questions due to the increase in property evaluation based on sales.

Courts- Court proceedings will resume May 6, 2021 and we are working on a transition plan to re-open the court facility and to continue to operations of the Town as we have since last year.

COMMUNICATIONS:

The Town Clerk reported on the following:

April Town Clerk monthly report collected a total of \$3,329.50, remitted \$3,196.78 to the Supervisor for the Local Share.

April Tax Collector report collected a total of \$228,952.48, remitted \$4,907.62 to the Supervisor for the penalties collected and the remainder to the Genesee County Treasurer.

Trainings- NY Green, Inc., Resilient Landscapes Webinar April 23, 2021 and One Region Forward Land Learning Series April 28, 2021. Town Officials have been notified.

Supervisor's Report:

Status Report on expenditures and revenues is available for the Board's review.

Quarterly Investment Report -We have the maximum utilization of the Towns funds earning interest and have exceeded our previous high score of 95. The Supervisor commended the staff that works on the investments.

COMMITTEE REPORTS:

Solar -Councilman Zambito reported that they had their fourth meeting and there was a lot of good discussion and input from the committee. They are ready to move forward with a consultant. They have not received much input from the community. Input from the community is welcome and it can be emailed to the committee at solar@townofbatavia.com

Ellicott Trail- The City and Town committee will be cleaning up the Ellicott Trail on Saturday,

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April 24, 2021. They will be meeting at 9:00 a.m. at the Ice Rink and anyone is welcome to join.

ADJOURNMENT:

Motion Deputy Supervisor Underhill, second Councilman Zambito to adjourn the Regular Town Board Meeting at 7:35 P.M.

Ayes: Underhill, Zambito, White, Michalak, Post

MOTION CARRIED by unanimous vote (5-0)

Respectfully submitted,

Teressa M. Morasco
Town Clerk