

The July meeting of the East Otto Town Board was called to order at 6:00 PM by Deputy Supervisor Dave Forster on Tuesday July 13, 2021. Dave led the pledge to the Flag.

Present were Deputy Supervisor Dave Forster, Councilman William Spors, Sidney Barber and Angela Sherman, Highway Superintendent Tom Benz, Clerk Deanna Bowen, and CEO Jeff Holler.

A motion was made by Sid Barber and seconded by Angela Sherman to authorize the Supervisor to pay all general and highway fund bills audited. Forster, Spors, Barber, and Sherman were in favor. Motion carried.

	Abstract #	Claim #	Amount
Highway	007	64-78	\$ 158,571.89
General	007	64-74	\$ 7,217.79

A motion was made by Angela Sherman and seconded by Sid Barber to approve and waive the reading of the June 8, 2021, meeting minutes. Forster, Spors, Barber, and Sherman were in favor. Motion carried.

Clerk paid to Supervisor \$879.00 for June 2021 fees and commissions collected.

A motion was made by Bill Spors and seconded by Sid Barber to move \$1,000 from A9060.8 Medical to A9050.9 Employee Benefits-Unemployment. Forster, Spors, Barber and Sherman were in favor. Motion carried.

**RESOLUTION AUTHORIZING PUBLIC HEARING
ON PROPOSED LOCAL LAW 3-2021, ENTITLED “A
LOCAL LAW IMPOSING A MORATORIUM ON
SOLAR ENERGY, WIND ENERGY, AND BATTERY
ENERGY STORAGE SYSTEMS”**

Town Board, Town of East Otto
Moved by Councilman Bill Spors

WHEREAS, the Town Board of the Town of East Otto

deems it necessary, advisable, and in the best interests of the Town to enact Local Law No. 3 2021 (“proposed Local Law No. 3-2021”), entitled “A Local Law Imposing a Moratorium on Solar Energy, Wind Energy, and Battery Energy Storage Systems”;

WHEREAS, proposed Local Law No. 3 2021 was duly presented and introduced at the regular monthly meeting of the Town Board on May 11, 2021;

WHEREAS, pursuant to General Municipal Law § 239-m, proposed Local Law No. 3 2021 was referred to the Cattaraugus County Planning Board for review and comment:

WHEREAS, the County Planning Board approved proposed Local Law No. 3-2021 with the following modification: “Page 3 Take out quotation marks (””) around Battery Energy Storage System and Solar Energy System”;

WHEREAS, the Town has made this modification to proposed Local Law No. 3-2021;

WHEREAS, proposed Local Law No. 3-2021, as modified in accordance with the County Planning Board’s determination, was duly presented and introduced by Councilman Dave Forster at a meeting of the Town Board of the Town of East Otto, held on July 13, 2021;

WHEREAS, no zoning regulation shall be adopted or amended until a Public Hearing thereon has been held by the Town Board of the Town of East Otto upon at least ten (10) days noticed

WHEREAS, no zoning regulation shall be adopted or amended unless the County of Cattaraugus and the counties, towns, cities, and villages bordering the Town, have been provided written notice of the proposed regulations at least ten (10) days prior to the date of the public hearing; now, therefore, be it

RESOLVED, that

- (1) A Public Hearing shall be held on proposed Local Law 3 2021 by this Board on the 10th day of August, 2021 at 6:30 p.m. at the Town Hall, East Otto, New York;
- (2) At least ten (10) days notice of such Hearing shall be given by the Town by- (a) posting it on the Bulletin Board of the Towns (b) posting it on the website of the Town and (e) publishing it at least once in the official newspaper of the Town. Copies of proposed Local Law 3 2021 shall be made available in the Town Clerk's office during normal office hours; and
- (3) At least ten (10) days written notice of such Hearing, along with a copy of proposed Local Law No. 3-2021, shall be given by the Town to the County of Cattaraugus and each of the counties, towns, cities, and villages bordering the Town.

The adoption of the foregoing resolution was seconded by Councilman Sid Barber and duly put to a vote, which resulted in the unanimous approval of this resolution.

David Forster	yes	William Spors	yes
Sidney Barber	yes	Angela Sherman	yes

The Resolution was declared adopted.

A motion was made by Sid Barber and seconded by Angela Sherman to issue a refund to Buffalo Solar for the special use permit application fee they submitted.

David Forster	yes	William Spors	yes
Sidney Barber	yes	Angela Sherman	yes

Motion carried.

A motion was made by Sid Barber and seconded by Bill Spors to pay the \$95,000 for the purchase of the Hyundai Excavator without financing. Roll Call vote as follows:

David Forster	yes	William Spors	yes
Sidney Barber	yes	Angela Sherman	yes

Motion carried.

Bill Spors asked to have it recorded in the minutes that he was in favor of paying for the excavator without financing.

Discussion took place regarding the condition of the Historical Building. CEO Jeff Holler told the board that he estimated costs between \$12,000-\$14,000 not including painting is needed for repairs from deterioration.

CEO Report: Jeff completed 14 inspections, answered 21 phone calls, issued 2 permits, 1 special use permit, 2 addresses, sent 6 letters to campers for permits and deposited \$160.00 to the Town Clerk.

A motion was made by Bill Spors and seconded by Angela Sherman to adjourn at 7:15 PM. Forster, Spors, Barber, and Sherman were in favor. Motion carried.

The next meeting will be August 10, 2021, at 6:00pm.

Respectfully Submitted

Deanna Bowen
Town Clerk

