

June 13, 2019
Town of Afton
County of Chenango

Present at the regular board meeting were Supervisor John Lawrence, Councilmen Chris Warren, Jamie Baciуска, Robert Tallmadge absent Calvin Tallmadge due to work scheduling, Highway Department Representative Kirk Hoyt, DCO Amy Cross, Assessor Caitlyn Brown, Sanitation Officer Bailey DeBetta

Visitors: Geroge Reed III of Delaware River Solar and John from Bergmann Architects, Roland Cross, Hon. Pamela Wylubski, David Wylubski, and Cody Baciуска.

Bills were audited and ordered paid as follows:

General Fund Claims # 75-96 totaling \$5580.86 as shown on General Fund Abstract # 6 dated June 13, 2019 and
Highway Fund Claims # 59-77 totaling \$53039.45 as shown on Highway Fund Abstract # 6 dated June 13, 2019.

Meeting was called to order at 7PM with the salute to the flag.

Motion to accept the minutes of the May 9, 2019 regular board meeting made by Robert Tallmadge seconded by Jamie Baciуска approved

Motion to pay Bills and Claims made by Jamie Baciуска seconded by Chris Warren approved

Delaware River Solar

Review and sign Part II and Part III of the agreement for the development of solar energy at the County Rt 17 location.

Motion to enter into the following resolution and to allow John Lawrence Supervisor to sign the agreement made by John Lawrence seconded by Robert Tallmadge. Jamie Baciуска Abstained Approved

The Town of Afton (“Town”) received a change of land use application (“Change of Use”) on May 6, 2019 from NY Afton I, LLC (the “Applicant”, an affiliate of Delaware River Solar, LLC) to construct and operate an approximately 3.27 Mvac community solar facility and three (3) battery storage systems at 271 County Road 17 (the “Project”). The applicant has submitted a Project Memorandum, proposed Site Plan, Part 1 Full Environmental Assessment Form, and Decommissioning Plan and Agreement (collectively with the Change of Use application, the “Submitted Materials”).

The Town of Afton Planning Board reviewed the Submitted materials on May 6, 2019 and has provided a positive recommendation to the Town Board for approval of the project.

Pursuant to General Municipal Law – GMU*239-n, the Town of Afton Board (“Town Board”) referred the Application to the Chenango County Planning Board on May 8, 2019. At the Chenango County Planning Board on June 11, 2019 the Chenango County Planning Board provided an approval of the Project with a recommendation to add vegetative screening along County Road 17.

The proposed action is an Unlisted action pursuant to SEQR 6 NYCRR Part 617.4 and the Town Board on May 8, 2019 declared pursuant to the provisions of SEQR 6 NYCRR Part 617 its intent to be lead agency with an uncoordinated review.

The Town Board has requested a PILOT agreement be entered into between the Applicant and the Town.

Now Therefore, it be resolved, that the Afton Town Board hereby:

Finds that the proposed Unlisted action will not have significant effect on the environment and the preparation of an Environmental Impact Statement will not be required, and hereby issues a Negative Declaration per SEQR 6 NYCRR Part 617.12;

Approves the Change of Use in land from agricultural use to use for hosting the Project at the referenced property:

Reserves a determination per the County's recommendation for additional screening on County Road 17 pending completion of construction of the Project and input from the Host landowners:

Approves the Decommissioning Plan and Agreement and authorizes its execution; and

Approves and authorizes the execution of a \$5000/MWac/year PILOT, fixed for a period of up to thirty (30) years. The Town Board Authorizes the Town Assessor to negotiate any remaining PILOT share allocations with the School District and County, conditioned on the Town retaining a minimum 50% share of such PILOT payments.

Review of the Decommissioning Plan and Financial Assurance Options

Motion to approve made by John Lawrence seconded by Robert Tallmadge Jamie Baciуска Abstained Approved

Motion made to Accept the Chenango County Public Works revised 2019-2020 Solid Waste Hauler Agreement and to allow John Lawrence to sign the agreement made by Chris Warren seconded by Jamie Baciуска approved

Communications

Letter read concerning National Grid's Tree Planting Program

Committee Reports

Assessor Report Grievance Day has been held for this year and is completed

Financial Reports for April and May were distributed

Justice Report distributed Court will be closed 6/17/19 and 9/16/19 for Court training

Sanitation Report given orally

Highway Report roads being prepped for paving to occur soon ditches being cleaned Board thanked Kirk Hoyt for stepping up to cover the Highway Superintendents position.

DCO Report distributed busy month

Building Report Sealing of the parking lot to be done tentatively June 20 and 21 so offices will be closed to allow uninterrupted work to be completed.

Animal Response Team Report no activity

Old Business

Motion to join Upstate Town's Association (tabled in April to be carried to next meeting in July)

New Business

Motion to accept the Ehrlich Proposal for Vegetation Management in the amount of \$382.00 for spraying of weeds at the Town Hall Location with the possibility of insect management also not to exceed \$500.00 in total made by Robert Tallmadge seconded by Jamie Baciуска Approved

Motion to rent a printer scanner copier from Russell Card III for the highway department to be installed asap made by Jamie Baciуска seconded by Robert Tallmadge approved

Motion made to resolve to change the position of Highway Superintendent Position from an Elected Position to an Appointed Position with the Town of Afton Attorney David Berger to write a new Town Law to be created so that it may be placed in a 30 day permissive referendum at the next regular board meeting on July 11, 2019. Motion made by Robert Tallmadge seconded by Chris Warren Approved

Recognition of Visitors

Motion to adjourn at 8:59 PM by Robert Tallmadge seconded by Chris Warren

Approved

Respectfully submitted by

Rosemarie A Klatz
Clerk of the Board