

**REGULAR ARCADIA TOWN BOARD MEETING**

**May 9, 2023 – 7:00 PM**

**Town Hall**

**201 Frey St.**

**Newark, NY 14513**

Supervisor VanLaeken welcomed those in attendance followed by the gathering in the pledge of allegiance.

**PRESENT:** Supervisor VanLaeken, Councilmembers: Greco, Piscioti, Gerbig, Diamond, Highway Supt Kuhlman

**ABSENT:** CEO DeWolf

**MINUTES:** Motion made by Councilman Greco, Seconded by Councilwoman Piscioti to approve the minutes of April 11, 2023 regular Town Board meeting.  
All voted Aye.

Motion made by Councilman Diamond, Seconded by Councilman Gerbig to approve the minutes of May 3, 2023 Special Town Board Meeting.  
All voted Aye.

**HIGHWAY REPORT:**

**Replacement of 2013 4x4 Chevy 3500 Truck -**

Motion made by Councilman Diamond, Seconded by Councilwoman Piscioti to authorize Highway Superintendent Kuhlman to advertise For Bids for 2024 4x4 3500 Crew Cab.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

Motion made by Councilman Gerbig, Seconded by Councilman Greco To surplus the 2013 4x4 Chevy 3500 Truck.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**Code Enforcement Vehicle -**

Only one bid was received for 2023 Chevrolet Colorado from Bob Johnson Fleet for \$34,779.55

Motion made by Councilman Greco, Seconded by Councilwoman Piscioti to accept Bob Johnson Fleet Bid for 2023 Chevrolet Colorado 4WD Crew Cab.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**CODE ENFORCEMENT REPORT:**

Councilwoman Piscioti read CEO DeWolf's Code Enforcement Report.

**COMMUNICATIONS: N/A**

**PUBLIC HEARING – Proposed Special Use Permit for Norbut Solar Farm Project**

**7:10 PM** Motion made by Councilman Greco, Seconded by Councilman Gerbig to close the Regular Town Board meeting and continue the April 11, 2023 Public Hearing for the Proposed Special Use Permit for Norbut Solar Farm Project.  
All voted Aye.

Resident David Neis spoke asking Board to make sure some of the

Items from the Sleight Rd. Solar Project Resolution also be made for the Norbut Solar Farm Project.

Wayne County Planning Board will not consider the application Complete for their review until the NYSDAM approves of the preliminary/final agricultural notice of intent.

Motion made by Councilman Greco, Seconded by Councilman Gerbig to continue this Public Hearing at the June 13, 2023 at 7:15 PM Town Board meeting.  
All voted aye.

**PUBLIC HEARING - Proposed Local Law to Establish 6 Month  
Moratorium for Solar Energy Systems**

**7:15 PM** Motion made by Councilman Gerbig, Seconded by Councilman Greco to Open the Public Hearing to propose a Local Law to implement a six month moratorium related to solar energy systems in the Town of Arcadia.

Moved by Councilwoman Piscioti, seconded by Councilman Diamond to waive the reading of the legal notice as published.  
All voted aye.

Question asked if this will affect any current Solar Projects.  
David Saracino, Attorney stated that this will not affect any solar Projects currently open.

Motion made by Councilman Greco, Seconded by Councilwoman Piscoitti to leave Public Hearing open until next Town Board meeting, June 13, 2023 at 7:15 PM, will be adding large scale battery storage systems to proposed local law.  
All voted aye.

Motion made by Councilman Gerbig, Seconded by Councilman Diamond to amend the Public Hearing time for the proposed Local Law to 7:30 PM, June 13, 2023 as not to interfere with other Public Hearings going on.  
All voted aye.

**REOPEN REGULAR TOWN BOARD MEETING-**

**7:25 PM** Motion made by Councilman Gerbig, Seconded by Councilman Greco to open back up to the Regular Town Board Meeting.  
All voted aye.

**UNFINISHED BUSINESS:**

**Community Solar Project Update –**

Supervisor VanLaeken said the construction has started.

**Water District 15 Update-**

David Saracino, Attorney said construction should be Starting in June, 2023

**Bond Resolution**

Motion made by Council Diamond, Seconded by Councilman Gerbig to authorizing General Obligation Serial Bonds to finance water system capital Improvements within the town. Resolution attached.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**Schedule Special Meeting to award construction contract For Water District No. 15**

Motion made by Councilman Diamond, Seconded by Councilwoman Piscioti to schedule a Special Town Board for May 18, 2023 at 4:00 PM to award the construction Contract for Water District No. 15 to WCWSA and to sign the Cooperative Agreement for Water District No. 15. The Town Board will also consider any other matters that may be Submitted by the public or otherwise.

**Rural Development Project Budget/Cost Certification**

Motion made by Councilman Greco, Seconded by Councilman Gerbig to sign the Rural Development Project Budget/Cost Certification.  
All voted aye.

**Sleight Rd. Solar Project – Update**

Pilot agreement still being reviewed.

**1303 North Main St.-**

Supervisor VanLaeken received purchase offer for 1303 North Main St. Would like Town Attorney to review.

Motion moved by Councilman Gerbig, Seconded by Councilman Greco to surplus the property.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Councilman Diamond	Aye
Supervisor VanLaeken	Aye

**NEW BUSINESS:**

**SUP - Storage Containers at 1589 Welcher Rd.**

Motion made by Councilwoman Piscioti, Seconded by Councilman Gerbig to schedule Public Hearing at 7:15 PM on June 13, 2023 For 1589 Welcher Rd Storage Containers SUP.

All voted aye.

**PUBLIC COMMENTS:**

Brian and Marge Duell made a statement about a rental property near them. The landlord is not keeping up with the property and the tenants are Noisy (loud music) and rude (swearing). They have made reports to the Sheriff. They have tried talking to the landlord of the property and he won't speak to them. They want to know what their rights are and if the Board could make any recommendations as what else they can do. Supervisor VanLaeken will speak to Code Enforcement and get more information from him. They would also like to

know what is needed to get the speed limit reduced on Miller Rd. There is a lot of speeding. Highway Superintendent Kuhlman addressed his question. Highway Superintendent will get the forms needed to request the reduced Speed limit with the state. Supervisor VanLaeken also requested we ask for Speed reduction for Woodlane in Arcadia.

Councilman Greco stated some people from the Wunder rd area were asking What could be done regarding people with horse and buggies and the waste Left behind by the horses. Highway Superintendent Kuhlman will Talk with the County Highway Superintendent about this.

## **REPORTS OF TOWN OFFICIALS:**

### **All Town Reports**

Moved by Councilman Diamond, Seconded by Councilman Gerbig, to accept the following reports: Town Clerk, Code Officer, Assessor, Supervisor and Highway reports.

#### Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Supervisor VanLaeken	Aye
Councilman Diamond	Aye

## **AUDIT/PAYMENT OF BILLS APPROVED BY THE TOWN BOARD:**

General	#136-174	\$49,490.80
Highway	#73-101	\$198,202.08

Moved by Councilman Piscioti, seconded by Councilman Gerbig to authorize payment of the General and highway bills.

#### Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye
Supervisor VanLaeken	Aye
Councilman Diamond	Aye

## **ADJOURNMENT**

**7:45 PM** Moved by Councilman Greco, Seconded by Councilman Gerbig to

adjourn the Town Board meeting. All Voted Aye

Respectfully Submitted,  
Terresa Vastbinder  
Deputy Town Clerk