

**REGULAR ARCADIA TOWN BOARD MEETING**  
**February 14, 2023**

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

**PRESENT:** Supervisor VanLaeken, Councilmembers: Greco, Piscioti and Gerbig, Highway Supt Kuhlman, CEO DeWolf, Deputy Town Clerk Vastbinder

**ABSENT:** Councilmember Diamond

**MINUTES:** Motion made by Councilman Gerbig, Seconded by Councilwoman Piscioti to approve the minutes of January 10<sup>th</sup> and 26<sup>th</sup>. All voted Aye.

**HIGHWAY REPORT:**

**2015 Kubota 9960 Tractor – Surplus**

Moved by Councilwoman Piscioti, seconded by Councilman Greco, to surplus the 2015 Kubota 9960 Tractor.

Roll Call:

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

**2023 Kubota Tractor**

Moved by Councilman Greco, seconded by Councilman Gerbig to authorize the purchase of a new 2023 Kubota Tractor at a cost of \$62,663.03.

Roll Call:

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

## **Indemnification and Hold Harmless Agreement**

Moved by Councilman Greco, seconded by Councilwoman Piscioti to authorize Supervisor VanLaeken to sign an Indemnification and Hold Harmless Agreement between Kline Automotive and the Town of Arcadia effective February 14, 2023. Complete Agreement Attached

Roll Call:

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

## **PUBLIC HEARING -- Local Law No. 1 for 2023**

### **Local Law No. 1 for 2023 - 2% Tax Levy Limit Resolution**

**7:15 PM** Moved by Councilman Greco, seconded by Councilman Gerbig to close the Regular Town Board meeting and Open to a Public Hearing for the Local Law No. 1 for 2023 -2 % Tax Levy Limit Resolution.

Roll Call:

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

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

Supervisor VanLaeken asked for comments. Hearing none,  
Supervisor VanLaeken asked to close the public hearing.

**7:16 PM** Move by Councilwoman Piscioti, seconded by Councilman Greco to close the Public hearing and reopen the regular scheduled Town Board meeting.

Roll Call:

Councilman Greco	Aye
Councilwoman Piscioti	Aye
Councilman Gerbig	Aye

Supervisor VanLaeken	Aye
Councilman Diamond	Absent

**UNFINISHED BUSINESS:**

**Community Solar Project – Update**

Waiting for IDA

**Water District No. 15 - Update**

The Comptroller is starting to review the application

**NEW BUSINESS:**

**Local Law No. 1 for 2023-- 2% Tax Levy Limit Resolution**

Moved by Councilwoman Piscioti, seconded by Councilman Greco to adopt the Local Law No 1. For year 2023 to allow the Town of Arcadia to adopt a budget for fiscal year 2024 that may result in a real property tax levy in excess of the “Tax Levy Limit” as defined by General Municipal Law s 3-c.

**Roll Call:**

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

**Norbut Solar Farm – Application Submitted – Victor Ciaccia**

**SEQR- Lead Agency**

Moved by Councilman Gerbig, seconded by Councilman Greco to Declare the Town of Arcadia’s intend to be designated as the lead agency for SEQR, for the Special Use Permit and Site Plan application for Norbut Solar Farm.

**Roll Call:**

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

### **Refer to Town Planning Board**

Moved by Councilwoman Piscioti, seconded by Councilman Gerbig to refer Norbut Solar Special Use Permit Application to the Town of Arcadia Planning Board February 27, 2023 at 7:00 PM. All voted Aye

### **Refer to Wayne County Planning Board**

Moved by Councilman Greco, Seconded by Councilwoman Piscioti to refer Norbut Solar Special Use Permit Application to the Wayne County Planning Board March 29, 2023 at 7:00 PM. All voted Aye

### **Schedule Public Hearing – April Meeting**

The Town of Arcadia Town Board will pass a resolution at the March 14<sup>th</sup> meeting to schedule a public hearing for the Norbut Solar Special use permit application to be the April 11, 2023 meeting at 7:15 PM.

### **NYS Building Code Conference**

Moved by Councilman Greco, seconded by Councilman Gerbig to approve Ed DeWolf, Code Enforcement office to attend the New York State Building Code Conference, April 11-13, 2023 in Syracuse, NY.

#### **Roll Call:**

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

### **REPORTS OF TOWN OFFICIALS:**

#### **All Town Reports**

Moved by Councilwoman Piscioti, 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	Absent

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

General #26-64 \$196,887.71

Highway #10-33 \$89,886.24

Moved by Councilwoman Piscioti, seconded by Councilman Greco 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	Absent

### **ADJOURNMENT**

**7:35 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