

The Milan Town Board held their Regular Town Board meeting on 03/21/2022 at 7:00 pm at the Milan Town Hall.

Present: Supervisor Alfred Lo Brutto
Councilpersons Debra Blalock, Jack Campisi, William Jeffway, Douglas Raelson

The Supervisor opened the meeting with the Pledge of Allegiance

MINUTES: Regular Town Board Meeting – 2/21/2022 – **MOTION** by Supervisor Lo Brutto seconded by Council. Blalock to accept these minutes as written. Roll was taken and carried.
YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto
NO – 0

MINUTES: Special Meeting – 03/11/2022 – Assessor Chair Appointment – **MOTION** by Supervisor Lo Brutto seconded by Council. Blalock to accept these minutes as written. Roll was taken and carried.
YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto
NO – 0

CORRESPONDENCE

- Resignation letter from Thomas Darby from the Board of Assessors.
- Letter from Johanna Bard regarding the “unprofessional and potentially dangerous” treatment she received from the Milan Rescue Squad.

Each board member received a copy of the Financial Report for the month of February.

BUSINESS:

Solar Lease Agreement Amended- 03/21/2022

MOTION by Council. Campisi seconded by Council. Jeffway:

to adopt the following amendments to the Solar Lease Agreement, dated December 23, 2019, and waive its reading:

Delete the titles Executive Counterpart and Solar Lease Agreement Cover Sheet and replace with Amended and Restated Solar Lease Agreement;

Delete in its entirety the text beginning with the words This Solar Lease Agreement to the word Recitals and replace with the following:

This Solar Lease Agreement, as amended (consisting of this Cover Sheet, the Terms and Conditions, all Exhibits referenced hereto and attached hereto), Is made by and between the Town of Milan (“The Town”), a municipality of the State of New York, and Fork in the Road Solar LLC, a New York limited liability company (“Developer”) (together, the “Parties”).

Party A, as Lessee:

Fork in the Road Solar LLC,
a New York limited liability company
 (“Developer”)

Contact:

Paul Curran
Managing Director
845-473-0300

Party B, as Lessor:

Town of Milan,
a New York municipality (the “Town”)

Contact:

Alfred Lo Brutto
Supervisor
845-758-5133, Ext. 2

Premises Location:

30-75 Matecki Road
Milan, NY 12571

Pricing:

Development Period Payment paid to date: \$15,000

Development Period Payment to be paid upon signing of this agreement: \$22,500.00

Term Rent: See Exhibit C

Duration:

Effective Date: June 17, 2019

Commercial Operation Date: TBD

Term: 35 years from the System's

Commercial Operation Date

Town and Developer shall each be referred to in this Agreement individually as a "Party" and, together, as "Parties."

In Article 1 – Defined Terms; Rules of Interpretation, delete in its entirety the paragraph following the words Development Period Payment and replace with the following:

means the sum of \$37,500.00, of which \$15,000 was paid by the Developer to the Town upon the execution of the original Lease and \$22,500 is to be paid by Developer to the Town upon the execution of this amended and restated Lease.

In paragraph 4.1, delete in its entirety the paragraph following the words

The Development Period Payment and replace with the following:

Developer paid a \$15,000 Development Period Payment to the Town upon the execution of the original Lease, in consideration for the Town's agreement to grant to Developer the rights to the Lease Area during the Development Period for the purposes set forth herein. Developer shall pay an additional \$22,500 upon the execution of this amended and restated Lease, as an addition to the Development Period Payment. The Development Period Payment shall be non-refundable under any and all circumstances. No part of the Development Period Payment shall be

returned to Developer in the event of a termination of this Lease, whether before or after the Commercial Operation Date, or whether terminated by Developer or the Town. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

NEW ZONING MAP/03/2022

MOTION by Supervisor Lo Brutto seconded by Council. Campisi to adopt the Town of Milan Zoning Map dated January 2022, replacing and superseding any and all previous Town of Milan zoning maps. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

ADOPTION OF LOCAL LAW # 4 OF 2022 AMENDING SECTION 7 (ZONING MAP)

MOTION by Supervisor Lo Brutto seconded by Council. Blalock to enact Local Law 4 of 2022 as follows:

BE IT ENACTED by the Town Board of the Town of Milan the following amendment to Section 7 of Chapter 200 (Zoning) of the Code of the Town of Milan deleting the words September 13, 2004 and replacing them with the words March 21, 2022. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

LOCAL LAW # 5 OF 2022/ LEAD AGENCY

MOTION by Council. Campisi seconded by Supervisor Lo Brutto that the Milan Town Board be designated as lead agency for proposed Local Law No. 5 of 2022, a local law amending Sections 5 (Definitions) and 21 (Wireless communications facilities) of Chapter 200 (Zoning) of the Code of the Town of Milan. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

LOCAL LAW # 5 OF 2022/ TYPE II

MOTION by Council. Campisi seconded by Council. Jeffway to declare proposed Local Law No. 5 of 2022 of the Town of Milan a Type II action under 6NYCRR Part 617.5c (26) of the State Environmental Quality Review Act requiring no further action. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

PUBLIC HEARING/LOCAL LAW # 5 OF 2022

MOTION by Council. Campisi seconded by Council. Blalock to set a public hearing on Local Law No. 5 of 2022 for April 18, 2022 at 6:55 pm at the Milan Town Hall. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

BIDS FOR PAINTING EXTERIOR/TOWN HALL

MOTION by Supervisor Lo Brutto seconded by Council. Jeffway to advertise for sealed bids for the painting of all exterior wood surfaces on the Milan Town Hall. Said bids shall be returnable to the town clerk no later than 2:00 pm Friday, April 15, 2022 and shall be opened at the regular town board meeting on April 18, 2022 at 7:00 pm. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

ASSESSOR APPOINTMENT

MOTION by Supervisor Lo Brutto seconded by Council. Jeffway to appoint Jacqueline Reynolds as Chair of the Assessment Board of Review. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

GRACO LINELAZER

MOTION by Council. Campisi seconded by Council. Blalock to accept the quote from Traffic Lane Enclosures for the purchase of one Graco LineLazer, per specifications, for \$1,495.00. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

OBSOLETE EQUIPMENT/HIGHWAY

MOTION by Supervisor Lo Brutto seconded by Council. Campisi to authorize the highway superintendent to dispose of the following:

- 1) Dell Keyboard S/N 71581-29I-0GX8
- 2) Epson Printer S/N CMR1365791
- 3) Brother Fax Machine S/N U56577H4J796094
- 4) Bullet Camera S/N R047000218
- 5) EverFocus Power Supply S/N 9KN092470142
- 6) Dell Monitor S/N 71618-53U-C150
- 7) Dell Keyboard S/N 38844-28J-2458
- 8) Yorx Speaker Model S75 (2)
- 9) Canon Copier S/N NUH79341
- 10) Dell Keyboard S/N CN0RH6597357167202FG
- 11) Dell Monitor S/N 47801-2B4-C025
- 12) Brother Fax Machine S/N U56461J9J178262
- 13) Dell PC S/N 00186-194-918-403
- 14) Dell PC S/N 00019-098-648-095
- 15) Dell PC S/N 00045-678-213-806
- 16) Brother Fax Machine S/N U60298A3J953900

Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

OBSOLETE EQUIPMENT/TOWN HALL

MOTION by Supervisor Lo Brutto seconded by Council. Campisi to dispose to the following:

TOWN OF MILAN

OBSOLETE EQUIPMENT 2022

Dell Keyboard	Serial DS/NCN-035KKW-38844-OC7-4286
Dell Windows XP Professional 1-2 CPU	KVWTK-BRF2B-XCPM8-PVCWC-M66KG
Dell Monitor	CN-02Y311-47606-3A8-ALJK
Dell Monitor	CN-02Y311-47606-3A8-ALJK
Dell Speaker	CN-04Y463-48220-36J-00CS
Dell Monitor	CN-02Y311-47606-3A8-ALKB
Panasonic Cassette Transcriber	XE2DB84187
Adding Machine	NT8B14AD-35M7100960827
Dell Keyboard	CN-06W610-71616-39N-2R82
NexStar-3 external hard drive	no serial number
HP AC/DC Adapter	JZT0308043699
APC Surge Protector	BE350G4B0948P77679
Belkin Surge Protector	no serial number
Dell Printer	Milan #00006
Dell Hard Drive	GF7YH-BRGMW-H39P3-GRKRG-98FTW
Hand held shredder	040598040
Dell Keyboard	CN-ORH659-73571-83S-045V
Dell Keyboard	CN-06W610-71616-39R-2X69
Dell Keyboard	CN-06W610-71616-39N-3Q18
Dell Keyboard	CN-06W610-71616-39R-0W78
Brother Fax Scan Copy	Milan 00099
Dell Monitor	CN-2Y311-47606-3A8-ALJP

Dell Monitor CN0KU78971618821BALL

OKI Microline 184 Dot Matrix Printer Milan 00053

Time Clocks Plus – no longer supported no serial number

Time Clocks Plus – no longer supported no serial number

Frontier Business Class DSL 120-5861-015

Net Gear Router FVS8A23AC007353

Microsoft Standard Edition 2003

(2) Computer cables

Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

TRANSFERS:

MOTION by Council. Campisi seconded by Council. Jeffway to transfer the following:

\$1,000.00 from 1110.4 (Justice Contractual) to \$1,000.00 to 1110.2 (Justice Equipment)

\$1,000.00 from 1355.4 (Assessor Contractual) to \$1,000.00 to 1355.2 (Assessor Equipment)

Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

Larry Brody from the Milan Volunteer Fire Department informed the board that the Rescue Squad was having a get together at Mirror Lake to celebrate the fire department's 75th Anniversary on May 21st from 1:00 pm to 9:00 pm.

He also spoke briefly about cancer insurance for the firemen. He said that according to the law the town would have to pay for it. This insurance would cover all active members. The cost would be around \$3500.00 - \$7,000.00 a year. Council. Campisi wanted to know if it was mandated by law. Mr. Brody said that it was. Council. Campisi said that the board would revisit

the agreement. Mr. Brody informed the board that he was applying for grants for the fire department – apparatus, protected gear and other equipment that they need.

BILLS: The bills were presented to the board for their audit and review. MOTION by Council. Campisi seconded by Council. Jeffway to pay General Abstract # 3 Claims 70 thru 114, totaling \$41,691.18 – Highway Abstract # 3 Claims 24 thru 37, totaling \$36,418.08 – Escrow Abstract # 3 Claim #7, totaling \$500.00 – Fire Fund Abstract # 3 Claims 1 & 2, totaling \$ \$374,434.28. Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

MOTION by Supervisor Lo Brutto seconded by Council. Blalock to adjourn this meeting.

(7:25 pm). Roll was taken and carried.

YES 5 - Blalock, Campisi, Jeffway, Raelson, Lo Brutto

NO – 0

Respectfully submitted,

Catherine Gill, Town Clerk

