

Resolution #1 of 2025 (1/2/2025)

RESOLUTION REGARDING OATH OF OFFICE FILED BY ELECTED OFFICIALS AND APPOINTED OFFICERS AS REQUIRED BY LAW

BE IT RESOLVED, that the Town Clerk shall have elected and appointed officials of the Town of Veteran execute and file their Oath of Office as required by law.

Motioned by: Lewis Seconded by: Winkky

AYES: DeMichele, Henke, Winkky Wolf NAYES: None SILENT: Lewis

Motion Carries

Resolution #2 of 2025 (1/2/2025)

RESOLUTION ESTABLISHING ANNUAL SALARIES OF TOWN OFFICERS

BE IT RESOLVED, that pursuant to and in accordance with Town Law§ 27 & 117 the following annual salaries, payable on a bi-weekly basis, be and the same are hereby established for the calendar year 2025 as passed and applicable:

OFFICE AND OFFICIAL SALARY

Supervisor \$23,415

Deputy Sup. \$1,233

Town Clerk \$55,715

Assessor \$45,200

Code Enforcement Officer \$43,711

Highway Superintendent \$77,362

Deputy Highway Superintendent \$1,222

Town Council \$7,323

Town Justice \$22,734

Deputy Town Clerk \$20.00/hr. \$4,500 MAX

Bookkeeper \$22,000

Court Clerk \$13,566

Motioned by: Henke Seconded by: Winkky

AYES: Wolf, DeMichele, Winkky, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #3 of 2025 (1/2/2025)

RESOLUTION ESTABLISHING POSITIONS FOR DEPUTY TOWN CLERK

WHEREAS, pursuant to Town Law §30(10) the Town Clerk may appoint not more than three deputies, and

WHEREAS, The Town Board of Veteran has determined it is in the best interests of the Town to create the positions of Deputy Town Clerks.

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby creates the three (3) Deputy Town Clerk positions pursuant to Town Law §30(10) and delegates the authority to the Town Clerk for establishing the duties and responsibilities of the additional deputy clerks beyond the First Deputy Town Clerk, and

BE IT FURTHER RESOLVED such Deputy Town Clerks shall have the authority to act for and on behalf of the Town Clerk in the Clerk's absence.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #4 of 2025 (1/2/2025)
RESOLUTION AUTHORIZING EXEMPTION OF VILLAGE PROPERTY

BE IT RESOLVED, that the Assessor be and hereby is authorized to exempt from levy and collection of taxes in the Town, all properties within the Village of Millport, pursuant to Section 277 of the Highway Law and to provide the information required in said section.

Motioned by: Henke Seconded by: Winkky

AYES: Henke, Winkky, Wolf, DeMichele NAYES: None SILENT: Lewis

Motion Carries

Resolution #5 of 2025 (1/2/2025)
RESOLUTION PROPOSING SUPERVISOR'S POWER AND DUTIES

BE IT RESOLVED, that pursuant to Section 29 of the Town Law, the Supervisor shall have such powers and duties of administration and supervision of the Town to be performed on behalf of the Town as provided by law.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #6 of 2025 (1/2/2025)
RESOLUTION ACCEPTING UNDERTAKINGS

BE IT RESOLVED, that the Supervisor be and hereby is authorized and directed to purchase from NYMIR, a pre-paid blanket bond or bonds for Town Officials as required and to submit the names of Town Officials to said insurance company, funds to be appropriated from account A1910.400.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #7 of 2025 (1/2/2025)
RESOLUTION DESIGNATING OFFICIAL NEWSPAPER AND POSTING NOTICES

BE IT RESOLVED, that, pursuant to Section 65, Sub. 11 of the Town Law, the Star-Gazette is hereby designated as the official newspaper of the Town of Veteran, and that the Corning Leader may be used as alternate to be used at the discretion of the Town Clerk, and

BE IT FURTHER RESOLVED that the Town Clerk shall use the Town Hall and Town of Veteran website to post official Notices.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #8 of 2025 (1/2/2025)

RESOLUTION NAMING TIME AND PLACE FOR TOWN BOARD MEETINGS

BE IT RESOLVED, that, pursuant to Section 62 of the Town Law, the regular monthly meetings of the Veteran Town Board throughout the calendar year 2025 will be held on the second Thursday of each month beginning at 7:00 P.M. at the Town Hall, 4049 Watkins Rd. Millport, New York unless by resolution a different time or place is designated. Special meetings may be called as provided in the Town's Rules of Procedure for Meetings. The Town Clerk or Town Supervisor shall notify the news media of Board Meetings.

Motioned by: Lewis Seconded by: Winkky

AYES: Winkky, Henke, DeMichele, Lewis NAYES: Wolf

Motion Carries

Resolution #9 of 2025

RESOLUTION DESIGNATING OFFICIAL DEPOSITORIES (1/2/2025)

WHEREAS the Town Board of the Town of Veteran has determined it to be in the best interests of the Town to establish one or more bank accounts with Chemung Canal Trust Company

NOW, THEREFORE, BE IT RESOLVED, that the Chemung Canal Trust Company is designated as a depository for monies coming into the hands of the Town Clerk, Supervisor and Receiver of Taxes by virtue of their offices for the year 2025, and

BE IT FURTHER RESOLVED, that the following Agents are authorized to act on behalf of the Town as provided below, and

BE IT FURTHER RESOLVED, that the Town currently maintains accounts with Chemung Canal Trust Company under the following numbers: 7484, 1176, 1184, 3036, 8036 and 8028;

Agents: Any listed below, subject to any written limitations, is authorized to exercise the powers granted as indicated below:

Name and Title or Position

A. David Lewis – Supervisor

B. William Winkky – Deputy Supervisor

C. Jenny Reese – Town Clerk

Powers Granted: Attach one or more Agents to each power by placing the letter corresponding to their name in the area after each power and the number of Agent signatures required to exercise the power shall follow the letter designation).

(1)Open any deposit or share account(s) in the name of the Town. A OR B. 1

(2) Endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with this Financial Institution. A OR B. 1

(3) Borrow money on behalf and in the name of the Town, sign, execute and deliver promissory notes or other evidences of indebtedness. A OR B. 1

(4) Endorse, assign, transfer, mortgage or pledge bills receivable, warehouse receipts, bills of lading, stocks, bonds, real estate or other property now owned or hereafter owned or acquired by the Town as security for sums borrowed, and to discount the same, unconditionally guarantee payment of all bills received, negotiated or discounted and to waive demand, presentment, protest, notice of protest and notices of non-payment. A OR B. 1.

(5) Enter into a written lease for the purpose of renting, maintaining, accessing and terminating a Safe Deposit Box in this Financial Institution. A OR B. 1.

(6) 8036, 8028 able to endorse checks/withdrawals and make deposits. A OR B OR C. 1.

Limitations of Powers: The following are the express limitations on the powers granted under this resolution

Effect of Previous Resolutions: This resolution supersedes all prior resolutions regarding this subject.

RESOLVED, that the Supervisor is empowered to invest monies which are not currently needed by the Town in Certificates of Deposit or savings accounts which shall require two signatures for withdrawals or transfers therefrom.

RESOLVED, that Five Star Bank and New York CLASS, hereinafter referred to collectively as "Banks", be and hereby are also designated a depository or official bank of the Town ('this corporation') for the official year commencing January 1, 2025 and are authorized to receive for deposit, at any such office or offices, to the credit of this corporation, or for the collection for the account of this corporation, monies, checks, drafts, notes or other instruments for the payment of money (including electronic fund transfers and wire transfers), whether belonging to this corporation or otherwise, which may now be or hereafter come into their possession, and

IT FURTHER RESOLVED BE, that any one of the following two officials or officers of the Town Supervisor or Deputy Supervisor - be and they hereby are authorized to make, sign, draw, accept, indorse, execute and deliver any and all checks, drafts, notes, acceptances, evidences of indebtedness, or other instruments for the payment (including electronic fund transfers and wire transfers) of money of this corporation on deposit with the said Banks; and the said Banks be and they hereby are authorized to make payment from funds of this corporation on deposit with them upon and according to the terms of any such instrument when signed as above provided over the official title of such signer, and to receive the same to the credit of or in payment from the payee or any other holder, when so signed, without inquiry as to the circumstance of their issue or the disposition of their proceeds, whether drawn to the individual order of or tendered in payment of the individual obligations of any persons signing the same or of any other officer, agent or signatory of this corporation or otherwise, and that withdrawals from saving must be signed by one authorized signature of either the Supervisor or Deputy Supervisor, and

BE IT FURTHER RESOLVED, that the Clerk of this corporation be and the Clerk hereby is authorized and directed to certify to the said Banks the names of all officers of this corporation and other persons authorized to sign for it as herein provided and the offices respectively held by them together with

specimens of their signatures, whether facsimile or otherwise, and from time to time thereafter to certify such changes as may be made, and

BE IT FURTHER RESOLVED, that the foregoing powers and authority shall continue until written notice of the revocation thereof has been received by said Banks.

Motioned by: Henke Seconded by: Winkky

Motioned by: Lewis Seconded by: Winkky to table Resolution #9 of 2025

AYES: Wolf, Winkky, Henke, DeMichele, NAYES: None SILENT: Lewis
Motion Carries

Resolution #10 of 2025 (1/2/2025)
RESOLUTION AUTHORIZING PAYMENT OF CERTAIN BILLS UPON RECEIPT

BE IT RESOLVED, that the Supervisor is hereby authorized to pay certain bills upon receipt such as debt service, fund transfers, telephone, electric & gas, postage, CATV, oil supplied on credit tickets, health insurance premiums, contractual obligations, and credit card payments. All such claims must be presented at the next regular meeting for audit and the claimant and the Officer incurring or approving the claims are jointly and severally liable for any amount the Board disapproves.

Motioned by: Henke Seconded by: Winkky

AYES: Wolf, DeMichele, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #11 of 2025 (1/2/2025)
RESOLUTION AUTHORIZING SUPERVISOR AND TOWN CLERK TO FILE REPORTS

BE IT RESOLVED, that the Supervisor shall submit to the Town Clerk within sixty (60) days after the close of the year, a copy of his report to the State Comptroller and require the Clerk to cause within ten (10) days in the official newspaper of the Town indicating that a copy of the report is on file with the Town Clerk and available for public inspection and copying, pursuant to Town Law, Section 29(10-a), and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized, pursuant to Town Law, Section 30, to file with the Department of Audit and Control the name of all Town officers, their respective addresses, the date of appointment and expiration of term by January 10, 2025, and also within twenty days, file with the County Clerk's Office, the names and addresses of all appointed officers and to file a certificate with the Office of Real Property Tax Services the information regarding the Town Assessor.

Motioned by: Lewis Seconded by: Winkky

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #12 of 2025 (1/2/2025)
RESOLUTION ESTABLISHING HOURS FOR TOWN OFFICES

BE IT RESOLVED, that the Town Hall offices of the Town of Veteran will henceforth be open between the hours of 9:30 A.M. and 5:00 P.M., Monday, Tuesday, Thursday and Friday, except holidays as set by the Town Board.

Motioned by: Winkky Seconded by: Wolf

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

**Resolution #13 of 2025 (1/2/2025)
RESOLUTION NAMING HOLIDAYS**

BE IT RESOLVED, that the Town Hall shall be closed on the following days: New Year's Day, Lunar New Year (January 27), Martin Luther King Jr. Day, Presidents' Day, Good Friday, Memorial Day, Juneteenth, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, Day after Thanksgiving, December 23rd, Christmas Eve, Christmas Day, and Day after Christmas.

Motioned by: Winkky Seconded by: Lewis

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

**Resolution #14 of 2025 (1/2/2025)
RESOLUTION ESTABLISHING MILEAGE ALLOWANCE**

BE IT RESOLVED, that pursuant to Section 116 of the Town Law, the Town Officers and Employees when on official business, shall be allowed mileage at the maximum Federal Rate for use of his or her automobile as stated in the said Town Law when authorized by the Town Board, and all officers and appointees attending conferences, conventions, etc., pursuant to Section 77B of the General Municipal Law and said Town Law, shall be allowed the same fee as provided therein, except as may be otherwise provided in the Town's Travel Reimbursement Policy.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

**Resolution #15 of 2025 (1/2/2025)
RESOLUTION CONTINUING PETTY CASH**

BE IT RESOLVED, that a petty cash or change fund be continued for the Tax Collector in the amount of \$200.00, and that said funds be returned to the Town at the time of the final payment to the Supervisor of tax receipts each year.

Motioned by: Winkky Seconded by: Henke

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

**Resolution #16 of 2025 (1/2/2025)
RESOLUTION FIXING RATE OF PAY FOR PLANNING BOARD, ZONING BOARD OF APPEALS AND BOARD**

OF ASSESSMENT AND REVIEW

BE IT RESOLVED, that pursuant to Section 271 of the Town Law, payment is hereby authorized to each member of the Planning Board in the sum of \$40.00 for each regular meeting attended not to exceed 15 meetings per annum, and

BE IT FURTHER RESOLVED, that the Chairman of the Planning Board shall receive \$50.00, and \$50.00 for the secretary, for each meeting conducted, not to exceed 15 meetings per annum, and

BE IT FURTHER RESOLVED, that pursuant to Section 267 of the Town Law, payment is hereby authorized to each member of the Zoning Board of Appeals in the sum of \$40.00 for each regular meeting attended, and

BE IT FURTHER RESOLVED, that the Chairman of the Zoning Board of Appeals shall receive the sum of \$50.00, and \$50.00 for the secretary of the Zoning Board of Appeals, per meeting conducted, and be it further

BE IT FURTHER RESOLVED, that each member of the Board of Assessment Review shall be paid \$25 per hour for 2025. Said sums shall be paid yearly, with exception of the secretary shall be monthly. The Supervisor is authorized to communicate with the chairperson of the planning and zoning board of appeals if they feel meetings are unnecessary that they are encouraged to cancel such meetings for the purpose of efficiency.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #17 of 2025 (1/2/2025)

RESOLUTION AUTHORIZING CHARGE FOR INSUFFICIENT FUND CHECKS

BE IT RESOLVED, that Town officials collecting money from persons doing business with the Town of Veteran shall hereby charge the maximum charge for any check returned for insufficient funds in accordance with GML Section 85 and General Obligations Law Section 5-328, and

BE IT FURTHER RESOLVED, that any person who's check was returned for insufficient funds may be required to remit any future payments only in the form of cash or by certified or cashier's check.

Motioned by: Henke Seconded by: Winkky

AYES: Henke, DeMichele, Winkky Wolf NAYES: None SILENT: Lewis

Motion Carries

Resolution #18 of 2025 (1/2/2025)

RESOLUTION AUTHORIZING ADOPTION OF FEE FOR DUPLICATE TAX RECEIPTS

WHEREAS, commencing with the 2023 tax collection, different procedures were utilized to report the collection to the County Treasurer, and

WHEREAS, the original tax receipts are now retained by the Clerk's Office instead of at the Chemung County Treasurer's Office, and

WHEREAS, many taxpayers lose their original receipt for taxes and request a copy, and

WHEREAS, the searching and identifying of said receipts is a timely process,

NOW, THEREFORE BE IT RESOLVED, the Town Clerk shall charge \$10.00 for each tax receipt located and copied.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Henke, Wolf, Winkky NAYES: None SILENT: Lewis

Motion Carries

Resolution #19 of 2025 (1/2/2025)

RESOLUTION CONTINUING POSITION OF DEPUTY HIGHWAY SUPERINTENDENT

BE IT RESOLVED, that the Deputy Highway Superintendent shall act and be vested with all of the powers and duties of the Town Highway Superintendent in the absence of said Town Highway Superintendent, as stated in Section 32 of the Town Law, and

BE IT FURTHER RESOLVED, that the Town Board hereby ratifies the appointment of Jason Holden as Deputy Highway Superintendent as made by Curt Rhodes.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Henke, Wolf, DeMichele NAYES: None SILENT: Lewis

Motion Carries

Resolution #20 of 2025 (1/2/2025)

RESOLUTION AUTHORIZING RECEIVER OF TAXES AND ASSESSMENTS TO DEPOSIT ALL MONIES DUE TO THE SUPERVISOR IN THE NAME OF THE RECEIVER OF TAXES AND ASSESSMENTS

BE IT RESOLVED, that the Receiver of Taxes for the Town is hereby authorized to deposit all monies due to the Supervisor from the collection of Special District fees in the name of the Tax Collector until such time as the tax funds are disbursed to the County.

Motioned by: Winkky Seconded by: Henke

AYES: Henke, Winkky, Wolf, DeMichele NAYES: None SILENT: Lewis

Motion Carries

Resolution #21 of 2025 (1/2/2025)

RESOLUTION AUTHORIZING ATTENDANCE OF TOWN EMPLOYEES AT THE ASSOCIATION OF TOWNS MEETING

BE IT RESOLVED, that Town officials are hereby authorized to attend the Association of Towns meeting to be held in New York City in February 2025 and present their vouchers for same, with all expenses paid as are allowable under Section 77-b of the General Municipal Law.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #22 of 2025 (1/2/2025)
RESOLUTION NAMING DELEGATE FOR ASSOCIATIONS OF TOWNS

BE IT RESOLVED, that Ken Ripley shall be the delegate for the Town of Veteran at the Association of Towns Annual Meeting to be held in New York City in February 2024.

Motioned by: Winkky Seconded by: Wolf

AYES: DeMichele, Henke, Winkky, Wolf NAYES: None SILENT: Lewis

Resolution #23 of 2025 (1/2/2025)
RESOLUTION AUTHORIZING ATTENDANCE OF TOWN EMPLOYEES AT SEMINARS AND SCHOOLS

BE IT RESOLVED, that Town Supervisor David Lewis is hereby empowered to authorize Town officials and employees to attend seminars and schools within budgeted limitations with all expenses allowed as are payable under Section 77-b of the General Municipal Law.

Motioned by: Winkky Seconded by: Henke

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #24 of 2025 (1/2/2025)
RESOLUTION AUTHORIZING JURY DUTY FEES

BE IT RESOLVED, that jury duty fees be paid by the Town of Veteran in accordance with New York Unified Court System guide for Town and Village court jurors dated March 10, 2003.

Motioned by Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #25 of 2025 (1/2/2025)
RESOLUTION DESIGNATING POLLING PLACES

BE IT RESOLVED, that the following polling places are designated for Legislative District No. 1 in accordance with Section 4-104 of the Election Law:

- (a) Election District #2 - Veteran Town Hall
- (b) Election District #3 - Cornerstone SDA Church
- (c) Election District #4 - Veteran Town Hall

BE IT FURTHER RESOLVED that the Chemung County Board of Elections be notified that both polling places have an entrance for the handicapped.

Motioned by: Henke Seconded by: Winkky

AYES: Henke, DeMichele, Winkky, Wolf NAYES: None SILENT: Lewis
Motion Carries

Resolution #26 of 2025 (1/2/2025)
RESOLUTION REVIEWING PURCHASING POLICY

WHEREAS, the Town Board has reviewed the Purchasing Policy last revised on January 4, 2024

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Veteran hereby affirms the purchasing policy.

Motioned by: Winkky Seconded by: Henke

AYES: Winkky, DeMichele, Wolf, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #27 of 2025 (1/2/2025)
RESOLUTION APPOINTING BOOKKEEPER

BE IT RESOLVED, that John Savash is hereby appointed bookkeeper for the Town of Veteran for 2024 with a salary established as budgeted.

Motioned by: Winkky Seconded by: Henke

AYES: Wolf, Winkky, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #28 of 2025 (1/2/2025)
RESOLUTION REGARDING AUDITING OF JUSTICE'S BOOKS

BE IT RESOLVED, that Town Justice Lisa Hess be notified by the Town Supervisor that the Town Board will review the Justice books for the calendar year 2024 at the Town Board's regular meeting in February 2025.

Motioned by: Winkky Seconded by: DeMichele

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #29 of 2025 (1/2/2025)
RESOLUTION REGARDING THE APPOINTMENT OF CODE ENFORCEMENT

BE IT RESOLVED, that Kenneth Ripley is appointed code enforcement officer for the year 2025.

Motioned by: Henke Seconded by: Winkky

AYES: Winkky, Wolf, DeMichele, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #30 of 2025 (1/2/2025)
RESOLUTION REGARDING APPOINTMENT OF HISTORIANS

BE IT RESOLVED, that Tim Rodabaugh and Rick Smith are appointed Town Historians for the year 2025.

Motioned by: Winkky Seconded by: Henke

AYES: Wolf, Winkky, DeMichele, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #31 of 2025 (1/2/2025)
RESOLUTION REGARDING DEPUTY CLERKS WAGE

BE IT RESOLVED, that the clerk be and is authorized to appoint a deputy clerk pursuant to law at an hourly rate of \$20.00 per hour for the year 2025.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Henke, Winkky, Wolf NAYES: None SILENT: Lewis

Motion Carries

Resolution #32 of 2025 (1/2/2025)
RESOLUTION REGARDING TRAVEL AND TRAINING POLICY

WHEREAS, The Town Board has reviewed the town's current travel and training expense policies,

NOW THEREFORE BE IT RESOLVED, the Town of Veteran Town Board hereby affirms the Travel and Training Expense Policy.

Motioned by: Henke Seconded by: Winkky

AYES: DeMichele, Wolf, Winkky, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #33 of 2025 (1/2/2025)
RESOLUTION REGARDING RULES OF PROCEDURE

WHEREAS, the Town Board has adopted Rules of Procedure governing the conduct of its various board and committee meetings, and

WHEREAS, such policy is to be reviewed annually, the last changes being made in 2022, and

WHEREAS, this Board has not been presented with any recommended changes, and has reviewed the policy finding that there are no changes at this time.

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran Rules of Procedure, as amended through 2022, be reaffirmed. A copy of the policy is on file with the Clerk.

Motioned by: Henke Seconded by: Winkky

AYES: Wolf, Winkky, DeMichele, Henke NAYES: None SILENT: Lewis

Motion Carries

Resolution #34 of 2025 (1/2/2025)
RESOLUTION REGARDING THE VACANCY OF THE OFFICE OF TOWN CLERK

WHEREAS, a vacancy exists in the office of the Town Clerk in the Town of Veteran due to the Town Clerk Elect having not taken an oath of office, and

WHEREAS, there is a critical need for the Town Clerk's Office to be staffed during the tax collection period,

NOW THEREFORE BE IT RESOLVED, that in pursuance of the power vested in us by Town Law § 64(5), we, the members of the Town Board, do hereby appoint Jenny Reese, a duly qualified resident of said Town, to fill the vacancy existing in the office of the Town Clerk. Such appointment is effective immediately and said Jenny Reese shall hold such office through December 31, 2025 or until such time prior to February 1, 2025 of the Town Clerk Elect taking the oath of office.

BE IT FURTHER RESOLVED that the appointed Town Clerk, taking and subscribing to the constitutional oath of office, shall receive the compensation of the Town Clerk established in the Town's 2025 Budget and in Resolution #2 of 2025.

Motioned by: Henke Seconded by: Winkky

AYES: Wolf, DeMichele, Winkky, Henke NAYES: None SILENT: Lewis
Motion Carries

Resolution #35 of 2025 (1/2/2025)
RELATIVE TO AUTHORIZING AND DIRECTING THE SUPERVISOR TO ENTER INTO A CONTRACT FOR TOWN LEGAL SERVICES

WHEREAS, Maggs Law Offices is no longer serving the Town as Town Law Fire effective January 1, 2025, and

WHEREAS, Town Law Section 20 and Local Law No. 1 of 2024 allow for the hiring of Town Attorney and/or law firm for the Town, and

WHEREAS, Bond, Schoeneck & King, PLLC, with Daniel J. Pautz as the point-of-contact, has offered to provide such service to the Town, and

WHEREAS, Town Supervisor David Lewis has consulted with attorneys and law firms in the local area regarding availability, qualification, ability, and terms to represent the Town in pending and future legal matters and has appointed Bond, Schoeneck & King, PLLC as the Town's Law Firm

NOW THEREFORE BE IT RESOLVED, that this Board does hereby approve the Supervisor's appointment and authorizes a contract for legal services between Bond, Schoeneck & King, PLLC and the Town, and

BE IT FURTHER RESOLVED, that Supervisor Lewis is hereby authorized and directed to sign said agreement on behalf of the Town.

Motioned by: Henke Seconded by: Winkky

AYES: Wolf, Henke, Winkky, DeMichele NAYES: None SILENT: Lewis

Motion Carries

**RESOLUTION 36 OF 2025 (1/9/2025)
RELATIVE TO MODIFYING 2024 BUDGET- DB**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town of Veteran received \$19, 246 more in CHIPS (Consolidated Highway) than budgeted from New York State;

NOW THEREFORE BE IT RESOLVED, the 2024 Budget shall be modified with additions in the following manner:

DB-510 Estimated Revenues	
Sub Account DB3501 State Aid, Consolidated Highway	+\$19,246.00
DB-960	
Sub Account DB5112.200 Improvement-CHIPS	+\$19,246.00

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

**RESOLUTION 37 OF 2025 (2/13/2025)
RELATIVE TO MODIFY 2024 BUDGET – B**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town of Veteran spent more on its Stormwater-Contractual than budgeted but earned more in Interest Revenue than budgeted;

BE IT RESOLVED, the Supervisor is hereby authorized to modify the 2024 Budget in the following manner:

B-510 Estimated Revenues	
Sub Account B2401 Interest Revenue	\$4,706.00
B-960 Appropriations	
Sub Account B8540.400 Stormwater-Contractual	\$4,706.00

AYES: Henke, DeMichele, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

**RESOLUTION 38 OF 2025 (2/13/2025)
RELATIVE TO MODIFY 2024 BUDGET – DB**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town of Veteran received \$19,246.00 more in CHIPS (Consolidated Highway) than budgeted from New York State;

BE IT RESOLVED, the Supervisor is hereby authorized to modify the 2024 Budget in the following manner:

DB-510 Estimated Revenues		
Sub Account DB3501 State Aid, Consolidated Highway		\$19,246.00
 DB-960 Appropriations		
Sub Account DB5112.200 Improvement-CHIPS		\$19,246.00

AYES: DeMichele, Winkky, Wolf, Henke, Lewis
NAYES: None
Motion Carries

**RESOLUTION 39 OF 2025 (2/13/2025)
RELATIVE TO BUDGET ACCOUNT TRANSFERS OF APPROPRIATIONS**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, on occasion it is realized that certain accounts within the Town's budget are either overspent or lack sufficient funding for necessary appropriations; and

WHEREAS, transfers between appropriated accounts has no net impact on each of the Town's Funds;

NOW THEREFORE BE IT RESOLVED, that the following transfers are authorized and directed for 2024 budget accounts:

2024 Year End Budget Transfers		
From	To	Amount
A Fund		
A1990.400	A1010.400	\$245.00
A1990.400	A1110.100	\$2,000.00
A1990.400	A1110.201	\$1,158.00
A1990.400	A1220.100	\$1.00
A1990.400	A1320.100	\$1.00
A1990.400	A1330.400	\$304.00
A1990.400	A1355.100	\$1.00
A1990.400	A1410.11	\$702.00
A1990.400	A1410.400	\$371.00

A1990.400	A1620.202	\$3,927.00
A1990.400	A1620.400	\$3,380.00
A1990.400	A3310.400	\$1,168.00
A1990.400	A5010.100	\$1.00
A1990.400	A5010.11	\$1.00
A1990.400	A9010.800	\$5,680.00
A9730.700	A1420.400	\$29,425.00
B Fund		
B8020.400	B9010.800	\$2,855.00
B8010.400	B8010.200	\$702.00
DA Fund		
DA5130.100	DA5140.100	\$1,789.00
DA5130.100	DA5142.100	\$3,309.00
DA5130.400	DA5130.200	\$2,370.00
DB Fund		
DB5110.401	DB5110.400	\$4,840.00

AYES: Wolf, Winkky, Henke, DeMichele, Lewis
 NAYES: None
 Motion Carries

**RESOLUTION 40 OF 2025 (2/13/2025)
 RELATIVE TO TERMINATE INTERMUNICIPAL HIGHWAY SERVICES AGREEMENT WITH THE VILLAGE OF
 MILLPORT**

Motioned by: Wolf
 Seconded by: Winkky

WHEREAS, the Town of Veteran has completed a review of the current Intermunicipal Agreement with the Village of Millport and desires to develop an updated agreement, and

WHEREAS, Section 14 of the Agreement sets a 90-day written notification of termination by either party in the event of such a situation,

NOW, THEREFORE B IT RESOLVED, that Supervisor David Lewis, with the assistance of the Town Attorney is hereby authorized and directed to provide written notification to the Village of Millport prior to February 28, 2025 of the Town of Veteran’s termination of the agreement effective upon the expiration of the current term on May 31, 2025.

AYES: Henke, DeMichele, Winkky, Wolf, Lewis
 NAYES: None
 Motion Carries

**RESOLUTION 41 OF 2025 (2/13/2025)
 RELATIVE TO APPOINTMENT TO THE BOARD OF ASSESSMENT REVIEW**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the term of Timothy O'Brien as a member of the Board of Assessment Review (BAR) ended on September 30, 2024, and

WHEREAS, Mr. O'Brien has faithfully served the Town in the capacity of a member of the BAR, including the completion of all necessary training, and

WHEREAS, Mr. O'Brien has indicated a desire to continue to serve on the BAR;

NOW, THEREFORE BE IT RESOLVED, that Timothy O'Brien is reappointed to the Board of Assessment, effective immediately, for a term to expire on September 30, 2029.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

**RESOLUTION 42 OF 2025 (2/13/2025)
RELATIVE TO THE TRANSFER OF CLIENT FILES FROM THE ZOGHLIN GROUP**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town of Veteran had previously contracted for the services of the Zoghlin Group regarding the development of legislation regarding Renewable Energy Matters, and

WHEREAS, the Zoghlin Group has ceased operations and has been absorbed by the law firm of Underberg & Kessler LLP, and

WHEREAS, THE Zoghlin Group has provided the Town of Veteran with an AUTHORIZATION FOR TRANSFER OF CLIENT FILE(S),

NOW, THEREFORE BE IT RESOLVED, that Town Supervisor David Lewis is hereby authorized and directed to sign and return the AUTHORIZATION FOR TRANSFER OF CLIENT FILE(S).

AYES: Wolf, DeMichele

NAYES: Henke, Winkky, Lewis

Motion Does Not Carry

**RESOLUTION 43 OF 2025 (2/13/2025)
RELATIVE TO SUBMITTING BESS LOCAL LAW MODIFICATIONS TO THE TOWN ATTORNEY**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town Board has reviewed the 2025 Battery Energy Storage Systems Local Law introduced this evening, February 13, 2025, by Councilman Wolf,

NOW, THEREFORE BE IT RESOLVED, that Councilman Wolf will modify the base document with editorial changes outlined during this meeting, and

FURTHERMORE, BE IT RESOLVED, that Councilman Wolf shall submit the modified local law to the Town Attorney for review.

AYES: DeMichele, Winkky, Wolf, Henke
NAYES: Lewis
Motion Carries

**Resolution 44 of 2025 (2/25/2025)
Relative to Setting a Public Hearing for the Battery Energy Storage System Local Law**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town Board of the town of Veteran was introduced a Local Law regarding BATTERY ENERGY STORAGE SYSTEM in its Regular Meeting of February 13, 2025, and

WHEREAS, the Town Board has determined that the draft of the local law has achieved its final form for setting a Public Hearing,

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Veteran shall hold a Public Hearing at 7:00 PM on Thursday, March 13, 2025 at Veteran Town Hall for the proposal of the Local Law “TOWN OF VETERN BATTERY ENERGY STORAGE SYSTEMS” and authorizing and directing the Town Clerk to properly Notice the holding of such Public Hearing.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: None
Motion Carries

**Resolution 45 of 2025 (2/25/2025)
Relative to Referring the Proposed Battery Energy Storage Systems (BESS) Local Law to the Chemung County Planning Department for Review and Recommendation**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town Board of the Town of Veteran is considering the adoption of a Battery Energy Storage Systems (BESS) Law to regulate the installation, operation, and decommissioning of a battery energy storage systems with the Town; and

WHEREAS, pursuant to New York State General Municipal Law §239-m, the adoption or amendment of any zoning regulation or local law must be referred to the County Planning Department for review if it affects real property within 500 feet of certain geographic features or would change the regulations applicable to any zoning district; and

WHEREAS, the proposed BESS Law constitutes such an action requiring County Planning Department review; and

WHEREAS, the Town Board seeks to ensure compliance with all applicable laws and regulations in the adoption process of the BESS Law; and

WHEREAS, the Chemung County Planning Department requires submissions by March 14, 2025, for consideration at their March 27, 2025 meeting;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Veteran hereby directs the Town Supervisor to refer the proposed Battery Energy Storage Systems (BESS) Law to the Chemung County Planning Department for review and recommendation pursuant to New York State General Municipal Law §239-m; and

BE IT FURTHER RESOLVED that the Town Supervisor shall submit all necessary documentation, including but not limited to the full text of the proposed law and any other supporting materials, to the Chemung County Planning Department no later than March 3, 2025; and

BE IT FURTHER RESOLVED that the Town Board acknowledges that it may not take final action on the proposed BESS Law until it has received the recommendation of the Chemung County Planning Department or until 30 days have elapsed from the date of referral.

AYES: Henke, DeMichele, Wolf, Winkky, Lewis

NAYES: None

Motion Carries

Motioned by Lewis, seconded by Winkky to open the discussion for the Revision of the Town of Veteran Meeting Rules of Procedure.

Motioned by Wolf, seconded by Lewis to table the Revision of the Town of Veteran Meeting Rules of Procedure until the Special Meeting of the Town Board of the Town of Veteran called for February 27, 2025 at 7:00 PM.

AYES: Winkky, Henke, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries

Resolution 46 of 2025 (2/27/2025)

Relative to Revise the Town of Veteran Town Board of Procedure for Meetings Section 2

Motioned by: Lewis

Seconded by: Winkky

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 2 shall henceforth read:

Section 2 - SPECIAL MEETINGS.

Special meetings of the Town Board, Planning Board, and Zoning Board of Appeals are all those meetings other than regular meetings. A special meeting of the Town Board may be called by the Supervisor and shall be called by the Supervisor at the request of any two or more Members within ten (10) days. A special meeting of other boards or committees may be called by the Chairperson and shall be called by the Chairperson at the request of any two or more Members of a five (5) member board or three (3) or more Members of a seven (7) member board within ten (10) days. Notice shall be given at least 24 hours in advance, except in the case of emergency, by telephone, email, in person, or in writing, such notice shall state the date, time, place and purpose of the meeting. Only the business specified in the notice thereof shall be transacted at a special meeting.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 47 of 2025 (2/27/2025)

Relative to Revise the Town of Veteran Town Board of Procedure for Meetings Section 3

Motioned by: Lewis

Seconded by: Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 3 shall henceforth read:

Section 3 - NOTICE, POSTING OF MEETINGS.

Regular and special meetings of the Board shall be called and noticed in accordance with Article 7 of the Public Officers Law. The notice and posting requirements shall be complied with by the Town Clerk for the Town Board, and in the case of other boards or committees the Chairperson thereof.

AYES: Henke, Winkky, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries

Resolution 48 of 2025 (2/27/2025)

Relative to Revise the Town of Veteran Town board of Procedure for Meetings Section 6

Motioned by: Lewis

Seconded by: Winkky

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 6 shall henceforth read:

Section 6 - AGENDAS.

A well-prepared agenda is essential to the effective conduct of a meeting. Furthermore, a detailed agenda enhances the meeting preparation of Members and the general public. An initial agenda shall be prepared by the Town Supervisor or Chairperson and distributed to the board six (6) days in advance of a regular meeting or included with the notice of a special meeting; the agenda shall also be posted on the town's website. The Supervisor, Chairperson or any Member may have an item placed on the agenda. Members shall provide agenda items to the Supervisor or Chairman eight (8) days in advance of a regular meeting or at the time of a request for a special meeting; emergent items arising after agenda deadlines shall be provided expeditiously for inclusion with justification of the emergent nature. Associated meeting materials for agenda items, including any proposed resolution, law, rule, regulation, policy, or other item that is scheduled for discussion shall be provided to the Supervisor or Chairperson before 12:00 PM two business days prior to the meeting. This timeline is necessary to comply with the posting requirements of the Open Meetings Law.

Any proposed resolution, law, rule, regulation, policy, or other item that is scheduled to be discussed during an open meeting shall be made available, upon request therefor, to the extent practical at least 24 hours prior to the meeting during which the records will be discussed. Copies of such records may be made available for a reasonable fee determined in the same manner as provided therefor in article six of the Public Officers Law. Further, such records shall be posted on the Town's website to the extent practicable at least 24 hours prior to the meeting.

AYES: Winkky, DeMichele, Henke, Lewis
NAYES: Wolf
Motion Carries

Resolution 49 of 2025 (2/27/2025)

Relative to Revise the Town of Veteran Town Board of Procedure for Meetings Section 9 Paragraphs 2 and 3

Motioned by: Lewis
Seconded by Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 9 Paragraphs 3 & 4 shall henceforth read:

The order of business need not be followed if the presiding officer determines that it is necessary to deviate, such determination is subject to being overruled by a majority vote of the board.

The order of business of meetings of boards and committees other than the Town Board shall be as determined by the Chairperson, such determination is subject to being overruled by a majority vote of such board or committee.

AYES: Wolf, DeMichele, Henke, Winkky, Lewis
NAYES: None

Motion Carries

Resolution 50 of 2025 (2/27/2025)
Relative to Revise the Town of Veteran Town Board Rules of Procedure for Meetings Section 10
Paragraph 1

Motioned by: Lewis
Seconded by: Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 10 Paragraph 1 shall henceforth read:

The Supervisor or Chairperson shall preside at the meetings of the Board and shall preserve order and decorum in debate. In the Supervisor or Chairperson's absence, or at their direction, the Deputy shall preside. Provided that the presiding officer is a member of the Board, they may debate, move and take other action that may be taken by other members of the Board.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: None
Motion Carries

Resolution 51 of 2025 (2/27/2025)
Relative to Revise the Town of Veteran Town Board Rules of Procedure for Meetings Section 10
Paragraph 5

Motioned by: Lewis
Seconded by: Winkky

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 10 Paragraph 5 shall henceforth read:

In the event the presiding officer, or the majority of the board in attendance, shall make a determination that a member, speaker or person in attendance at a meeting is acting in a manner so as to, or does interfere with the meeting, the presiding officer, or the majority of the board in attendance, may request an accommodation to avoid the interference and if not complied with, ask the individual to leave the meeting. If the individual refuses to leave, the presiding officer may take such action as to effect departure.

AYES: Henke, Winkky, Wolf, DeMichele, Lewis
NAYES: None
Motion Carries

Resolution 52 of 2025 (2/27/2025)

**Relative to Revise the Town of Veteran Town Board Rules of Procedure for Meetings Section 10
Paragraph 6**

Motioned by: Lewis
Seconded by: Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 10 Paragraph 6 shall henceforth read:

All questions of order shall be decided by the Supervisor or Chairperson subject to appeal by a Member to the parliamentarian, the Town Attorney. On any appeal of the Supervisor or Chairperson's decision on a matter of order, the Supervisor or Chairperson must first present the reason for that decision after which any Member may speak once thereon before the Supervisor or Chairperson puts the question "shall the Supervisor or Chairperson's ruling be sustained?". The question will then be decided without debate by an aye and no vote by a majority of the Members present including the Supervisor or Chairperson. At this point, should the Member request a parliamentarian ruling, the parliamentarian shall rule; if the parliamentarian is not present, the topic upon which the question of order was raised shall be tabled, the event transcribed and submitted to the parliamentarian, and the parliamentarian shall rule prior to the board's next scheduled meeting.

AYES: Winkky, Wolf, DeMichele, Henke, Lewis
NAYES: None
Motion Carries

**Resolution 53 of 2025 (02/27/2025)
Relative to Revise the Town of Veteran Town Board Rules of Procedure for Meetings Section 10
Paragraph 9**

Motioned by: Lewis
Seconded by: Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 10 Paragraph 9 shall henceforth read:

Every motion shall be read to the Board before debate and before the question is taken. No motion shall be stated, debated or put unless it is seconded. After a motion is stated, it shall be in the possession of the Board but may be withdrawn by the introducer with consent of the seconder at any time before decision or amendment, if no objection is made. If objection is made then the same may be withdrawn by obtaining the consent of the majority of the Board present. If the motion or question in debate contains several distinct propositions, any Member may have the same divided. When a motion is under debate, no motion shall be entertained unless a) for adjournment; b) roll call; c) for the previous question; d) to lay a question on the table; e) to postpone indefinitely; f) to postpone to a certain date; g) to limit debate; or h) to amend it. Any motion to lay a question on the table shall be decided without

amendment or debate, and a motion to postpone the question indefinitely or to a certain day, shall preclude any amendment to the main question.

AYES: Wolf, DeMichele, Henke, Winkky, Lewis

NAYES: None

Motion Carries

Resolution 54 of 2025 (02/2/2025)

Relative to Revise the Town of Veteran Town Board Rules of Procedure for Meetings Section 11 Paragraph 1

Motioned by: Wolf

Seconded by: Henke

WHEREAS the Town of Veteran Board has found cause to revise the TOWN OF VETERAN TOWN BOARD RULES OF PROCEDURE FOR MEETINGS

NOW THEREFORE BE IT RESOLVED that Section 11 Paragraph 1 shall henceforth read:

The public shall be allowed to speak only during the Public Comment period of the meeting or at such other time as a majority of the Board shall allow.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 55 of 2025 (3/13/2025)

Relative to Audit of Justice Books

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, Section 2019-a of the Uniform Justice Court Act requires that town justices annually provide their court records and dockets to their town boards, and that such records then be examined, and that fact be entered into the minutes of the Board's proceedings, and

WHEREAS, the Town Justice Court submitted its 2024 Cash Books, Bank Statements, Year End Report of closed cases and balanced check books to the Town board on February 13, 2025.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Veteran has duly examined, reviewed, and accepted the court records of Justice Lisa Hess for the fiscal year ending December 31, 2024, and that the fines collected therein have been turned over to the proper officials of the Town as required by law, and

BE IT FINALLY RESOLVED that the Town Clerk shall file a copy of this resolution with the NYS Unified Court System as soon as is practical.

AYES: Henke, DeMichele, Winkky, Wolf, Lewis

NAYES: None
Motion Carries

**Resolution 56 of 2025 (3/13/2025)
Relative to Multi-Municipal Youth Group Contract for 2025**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town of Veteran has long participated in the Multi-Municipal Youth Group, and

WHEREAS, residents of the Town of Veteran regularly participate in the program, and

WHEREAS, the Town of Veteran 2025 Budget included a \$550 appropriation for Youth Programs in A7310.400,

NOW THEREFORE BE IT RESOLVED, that Supervisor David Lewis be and hereby is authorized, with assistance from the Town Attorney, to execute the agreement with the Village of Odessa providing for a Youth Group for the calendar year 2025 at a cost to the Town of Veteran not to exceed \$550.

AYES: Winkky, Wolf, DeMichele, Henke, Lewis
NAYES: None
Motion Carries

**Resolution 57 of 2025 (3/13/2025)
RESOLUTION RELATING TO HIGHWAY AND STREET SERVICES WITHIN THE VILLAGE OF MILLPORT**

Motioned by: Lewis
Seconded by: Henke

WHEREAS the Town of Veteran has terminated the Intermunicipal Service Agreement for Highway Services with the Village of Millport, and

WHEREAS the Town of Veteran has indicated a desire to develop a replacement agreement for the same, and

WHEREAS, the Town of Veteran has levied a Real Property Tax through a town-wide Highway Fund (DA), to include the assessed value within the Village of Millport, and

WHEREAS the DA fund is appropriated for the activities covered under the previous Intermunicipal Agreement including materials and personnel services, and

WHEREAS the DA fund is also used for the acquisition of Town Highway Department equipment, and

WHEREAS, the Town of Veteran has utilized a part-town Highway Fund (DB) for the repairs and improvement of the Town's highways outside of the Village of Millport, and

WHEREAS, the Village of Millport has similarly financed repairs and improvements at the expense of the Village and through its own CHIPS funds and revenue streams, and

WHEREAS these improvement activities have been outside of the provisions of the Intermunicipal Agreement, and

WHEREAS, the Town Board of the Town of Veteran is uncertain of the appropriateness of the continued practices previously covered by the Intermunicipal Agreement,

NOW THEREFORE BE IT RESOLVED, that Town Supervisor, David Lewis, is hereby authorized and directed, with the assistance of the Town Attorney and other New York State Offices, to obtain a legal opinion covering the services, financing, taxation, and accounting of the Town's Highway Department as it relates to the Village of Millport streets and associated Intermunicipal Agreements.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 58 of 2025 (3/20/2025)

Relative to Guidance from Town Attorney on the Draft Solar Law and a Community Host Agreement

Motioned by: Lewis

Seconded by: DeMichele

WHEREAS, the Town Board is reviewing the Draft Solar Local Law and

WHEREAS, there is a Host Community Agreement within the Draft Solar Local Law that is to be reviewed and revised, and

WHEREAS, there is the need to clarify having a Host Community Agreement within the Solar Local Law or as a separate document,

NOW, THEREFORE BE IT RESOLVED, that Supervisor David Lewis is authorized and directed to consult the Town Attorney for guidance on this matter.

AYES: DeMichele, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 59 of 2025 (3/31/2025)

Relative to Submitting a Revised and Edited Host Community Agreement to the Town Board and Town Attorney for Feedback

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town Board has received and edited the Draft Host Community Agreement from Councilman Wolf, and

WHEREAS, Councilman Wolf has the details of such edits, and

WHEREAS, the Town board of the Town of Veteran desires to incorporate the Host Community Agreement in its pending Solar Local Law,

NOW THEREFORE BE IT RESOLVED, Councilman Wolf is directed to prepare and submit a revised version according to the edits made in the March 31, 2025 meeting to the Town Board and to the Town Attorney no later than April 4, 2025

AND BE IT FURTHER RESOLVED the Town Board requests written feedback from the Town Attorney on the submitted document.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: NONE
Motion Carries

**Resolution 60 of 2025 (3/31/2025)
Relative to Opting Out of Real Property Tax Law §487**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town Board has incorporated opting out of Real Property Tax Law §487 in its draft of the Host Community Agreement

NOW THEREFOR BE IT RESOLVED that Town Supervisor David Lewis is hereby authorized and directed to have the Town Attorney draft an appropriate law opting out of Real Property Tax Law §487.

AYES: Henke, Winkky, Wolf, DeMichele, Lewis
NAYES: None
Motion Carries

**Resolution 61 of 2025 (4/10/2025)
Relative to NYS DOT Shared Services**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town of Veteran has previously entered into an agreement for Shared Services with New York State Department of Transportation, with the previous agreement having expired on December 21, 2021, and

WHEREAS, the Town of Veteran finds value in continuing such an agreement,

NOW THEREFORE BE IT RESOLVED, that Supervisor David Lewis be and hereby is authorized and directed, with the assistance of the Town Attorney, to execute a four year Shared Services Agreement with the New York State Department of Transportation with a cost cap of \$25,000.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 62 of 2025 (4/10/2025)
Relative to Setting a Public Hearing for a Cable Television Franchise Agreement with Spectrum Northeast, LLC

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town of Veteran has been presented with an application for renewal of a cable television franchise agreement by Spectrum Northeast, LLC; and

WHEREAS, a Public Hearing is necessary prior to entering into such a franchise agreement,

NOW THEREFORE BE IT RESOLVED that the Town board of the Town of Veteran shall hold a Public Hearing at 7:00 PM on May 8, 2025 at Veteran Town Hall for the proposed Franchise Agreement; and authorizing and directing the Town Clerk to properly Notice the holding of such Public Hearing.

AYES: Henke, Winkky, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries

Resolution 63 of 2025 (4/10/2025)
Relative to Determining that the Proposed Battery Energy Storage System Law Will Not Have a Significant Effect on the Environment

WHEREAS, the Town Board of the Town of Veteran (the "Town Board") is considering a local law that would establish clear regulations for the installation and use of battery energy storage systems (the "Local Law"); and

WHEREAS, the Town Board desires to comply with the New York State Environmental Quality Review Act ("SEQRA"), as set forth in Article 8 of the New York State Environmental Conservation Law, and the requirements of the implementing regulations set forth at 6 NYCRR Part 617 (the "Regulations"), with respect to the Local Law; and

WHEREAS, the Local Law shall regulate the construction of battery energy storage systems by creating a permitting process more rigorous than the status quo; and

WHEREAS, the Town Board has determined that there are no other involved agencies; and

WHEREAS, the Town Board has prepared Part 1 of a full environmental assessment form (“FEAF”) in connection with the Local Law to aid the Town Board in determining whether the Local Law may have a significant effect upon the environment; and

WHEREAS, pursuant to the Regulations, the Town Board has considered the Local Law in light of the actions included on the Type I list specified in Section 617.4 of the Regulations and in light of the actions included on the Type II list specified in Section 617.5 of the Regulations.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby classifies the Local Law as a “Type I action” under SEQRA (the “Action”), and states that there are no other involved agencies for this action; and

BE IT FURTHER RESOLVED that the Town Board hereby concludes that the following impacts are expected to result from the Action, when compared against the criteria in Section 617.7 (c) of the Regulations:

- a. There will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems.
- b. There will not be large quantities of vegetation or fauna removed or destroyed as the result of the Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the Action; there will not be a significant impact upon habitat areas; there are no substantial adverse impacts on any known threatened or endangered species of animal or plant, or the habitat of such species; nor are there any other significant adverse impacts to natural resources.
- c. There are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action.
- d. The Action will not result in the creation of a material conflict with the Town’s current plans or goals as officially approved or adopted.
- e. The Action will not result in the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character.
- f. There will not be an increase in the use of either the quantity or type of energy resulting from the Action.
- g. There will not be any hazard created to human health.

h. There will not be an irreversible change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland.

i. The Action will not encourage or attract large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the Action.

j. There will not be created a material demand for other Actions that would result in one of the above consequences.

k. There will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact.

l. There are not two or more related Actions which would have a significant impact on the environment.

BE IT FURTHER RESOLVED that based upon the information and analysis above, the Action will not result in any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED that the information available concerning the Action was sufficient for the Town Board to make its determination; and

BE IT FURTHER RESOLVED that the Town hereby approves and adopts the attached Full Environmental Assessment Form for the Action (Parts 1, 2, and 3); and

BE IT FURTHER RESOLVED that a Determination of Non-Significance on the proposed Action is hereby issued; and

BE IT FURTHER RESOLVED that the preparation of an environmental impact statement for the Action shall not be required; and

BE IT FURTHER RESOLVED that **the Supervisor is hereby** directed to sign the Full Environmental Assessment Form Part 3 and issue the Negative Declaration as evidence of the Town Board's determination; and

BE IT FURTHER RESOLVED that this Determination of Non-Significance has been prepared in accordance with SEQRA and the Town Clerk is hereby directed to file, publish and distribute a notice of this Negative Declaration pursuant to 6 NYCRR § 617.12(a)(1); and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

The adoption of the foregoing Resolution was moved by David Lewis, seconded by William Winkky, and duly put to vote, which resulted as follows:

David Lewis	Voting	Aye
William Winkky	Voting	Aye
Francis Henke	Voting	Aye
Mario DeMichele	Voting	Aye

Winston Wolf

Voting

Aye

The resolution was thereupon declared duly adopted.

Resolution 64 of 2025 (4/10/2025)
**RESOLUTION FOR ADOPTION OF LOCAL LAW NO. 1 OF 2025, ENTITLED "TOWN OF VETERAN
BATTERY ENERGY STORAGE SYSTEM (BESS) LAW"**

Motioned by: Henke

Seconded by: Winkky

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Veteran for a public hearing to be held by said Town Board on March 13, 2025, at 7:00 P.M. at the Town Hall, to hear all interested parties on a proposed Local Law entitled "Town of Veteran Battery Energy Storage System (BESS) Law"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town, and posted on the Town Clerk's signboard as required by law; and

WHEREAS, said public hearing was duly opened on March 13, 2025, at 7:00 P.M. at the Town Hall, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed or any part there of the Local Law before the public hearing was closed on April 10, 2025;; and

WHEREAS, the Town Board has maintained a six-month moratorium on Battery Energy Storage Systems to allow for thorough research and development of appropriate regulations; and

WHEREAS, during this moratorium period, the Town Board has conducted extensive research and deliberation regarding the safety concerns associated with large-scale battery storage systems, including but not limited to fire risks, thermal runaway events, emergency response challenges, and environmental impacts; and

WHEREAS, in utilizing NFPA 855 (2023), Standard for the Installation of Stationary Energy Storage Systems, as a guiding recommendation, the Town Board finds that the administration of Chapters 4 through 9 of said document are beyond the necessary scope and expertise of the Town of Veteran Code Enforcement Officer; and

WHEREAS, after careful consideration of current battery technology limitations, industry safety standards, emergency response capabilities within the Town, and consultation with relevant experts, the Town Board has determined that limiting residential systems to 80 kWh capacity represents a rational balance between enabling residential energy storage benefits while mitigating potential safety risks and also limiting the required implementation of NFPA 855 (2023) to Chapter 15; and

WHEREAS, the Town Board has found that larger Tier 2 systems present unique safety challenges and local emergency response resources; and

WHEREAS, the Town Board, after due deliberation, finds it in the best interest of the Town to adopt said Local Law; and

WHEREAS, the Town properly referred the Local Law to the Chemung County Planning Board on March 8, 2025 as required under General Municipal Law 239-M; and

WHEREAS, the Chemung County Planning Board provided no report of its recommendations within thirty days, thereby enabling the Town of Veteran to take final action on the adoption of said proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Veteran hereby adopts Local Law No. 1 of 2025, entitled "Town of Veteran Battery Energy Storage System (BESS) Law," a copy of which is attached hereto and made a part of this resolution; and be it further

RESOLVED, that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Veteran, and to give due notice of the adoption of said Local Law to the Secretary of State of New York; and be it further

RESOLVED, that this resolution shall take effect immediately.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries

Town of Veteran, NY

Local Law #1 of 2025

Local Law #1 Battery Energy Storage System Law

1. Authority

This Battery Energy Storage System Law is adopted pursuant to Article IX of the New York State Constitution, §2(c) (6) and (10), New York Statute of Local Governments, § 10 (1) and (7) sections 261-263 of the Town Law of the State of New York, which authorize the Town of Veteran to adopt provisions that advance and protect the health, safety, and welfare of the community.

2. Statement of Purpose

This Battery Energy Storage System (BESS) Law is adopted to advance and protect the public health, safety, welfare, and quality of life of the Town of Veteran by establishing clear regulations for the installation and use of battery energy storage systems.

- A. This Local Law is based on the NYSERDA Battery Energy Storage System Model Law and is designed to ensure the safe and responsible deployment of BESS technology within the town. It permits Tier 1 Battery Energy Storage Systems—limited to 80 kWh, allowing homeowners to benefit from energy savings, peak load management, and increased energy resilience.

- B. At the same time, this law prohibits the installation and operation of non-Tier 1 (utility-scale) BESS systems within the Town of Veteran. This prohibition reflects concerns regarding safety risks, emergency response challenges, and environmental impacts associated with larger-scale energy storage facilities.
- C. This law serves as a proactive measure to balance technological innovation with the safety and well-being of the community.
- D. This Battery Energy Storage System Law is adopted to advance and protect the public health, safety, welfare, and quality of life of the Town of Veteran by creating regulations for the installation and use of battery energy storage systems.

3. Definitions

As used in this document, the following terms shall have the meanings indicated:

ANSI: American National Standards Institute

BATTERY (IES): A single cell or a group of cells connected together electrically in series, in parallel, or a combination of both, which can charge, discharge, and store energy electrochemically. For the purposes of this law, batteries utilized in consumer products are excluded from these requirements.

BATTERY ENERGY STORAGE MANAGEMENT SYSTEM: An electronic system that protects energy storage systems from operating outside their safe operating parameters and disconnects electrical power to the energy storage system or places it in a safe condition if potentially hazardous temperatures or other conditions are detected.

BATTERY ENERGY STORAGE SYSTEM: One or more devices, assembled together, capable of storing energy in order to supply electrical energy at a future time, not to include a stand-alone 12-volt car battery or an electric motor vehicle. A battery energy storage system is classified as a Tier 1 or Tier 2 Battery Energy Storage System as follows:

- A. Tier 1 Battery Energy Storage Systems having an aggregate energy capacity less than or equal to 80kWh and, if in a room or enclosed area, consist of only a single energy storage system technology. (e.g., all lithium-ion or all lead-acid, but not a mix).
- B. Tier 2 Battery Energy Storage Systems are those systems that are not Tier 1 systems. This law prohibits any Battery Energy Storage System that is not Tier 1.

CELL: The basic electrochemical unit, characterized by an anode and a cathode, used to receive, store, and deliver electrical energy.

COMMISSIONING: A systematic process that provides documented confirmation that a battery energy storage system functions according to the intended design criteria and complies with applicable code requirements.

DEDICATED-USE BUILDING: A building that is built for the primary intention of housing battery energy storage system equipment, is classified as Group F-1 occupancy as defined in the International Building Code, and complies with the following:

A. The building's only use is battery energy storage, energy generation, and other electrical grid-related operations.

B. No other occupancy types are permitted in the building.

C. Occupants in the rooms and areas containing battery energy storage systems are limited to personnel that operate, maintain, service, test, and repair the battery energy storage system and other energy systems.

D. Administrative and support personnel are permitted in areas within the buildings that do not contain battery energy storage system, provided the following:

1) The areas do not occupy more than 10 percent of the building area of the story in which they are located.

2) A means of egress is provided from the administrative and support use areas to the public way that does not require occupants to traverse through areas containing battery energy storage systems or other energy system equipment.

ENERGY CODE: The New York State Energy Conservation Construction Code adopted Pursuant to Article 11 of the Energy Law, as currently in effect and as hereafter amended from time to time.

FIRE CODE: The fire code section of the New York State Uniform Fire Prevention and Building Code adopted pursuant to Article 18 of the Executive Law, as currently in effect and as hereafter amended from time to time.

NATIONALLY RECOGNIZED TESTING LABORATORY (NRTL): A U.S. Department of Labor designation recognizing a private sector organization to perform certification for certain products to ensure that they meet the requirements of both the construction and general industry OSHA electrical standards.

NEC: National Electric Code.

NFPA: National Fire Protection Association.

NON-DEDICATED-USE BUILDING: All buildings that contain a battery energy storage system and do not comply with the dedicated-use building requirements.

NON-PARTICIPATING PROPERTY: Any property that is not a participating property.

NON-PARTICIPATING RESIDENCE: Any residence located on non-participating property.

OCCUPIED COMMUNITY BUILDING: Any building in Occupancy Group A, B, E, I, R, as defined in the International Building Code, including but not limited to schools, colleges, daycare facilities, hospitals, correctional facilities, public libraries, theaters, stadiums, apartments, hotels, and houses of worship.

PARTICIPATING PROPERTY: A battery energy storage system host property or any real property that is the subject of an agreement that provides for the payment of monetary compensation to the landowner from the battery energy storage system owner (or affiliate) regardless of whether any part of a battery energy storage system is constructed on the property.

UNIFORM CODE: the New York State Uniform Fire Prevention and Building Code adopted pursuant to Article 18 of the Executive Law, as currently in effect and as hereafter amended from time to time.

4. Applicability

- A. The requirements of this Local Law shall apply to all battery energy storage systems permitted, installed, or modified in the Town of Veteran after the effective date of this Local Law, excluding general maintenance and repair.
- B. Battery energy storage systems constructed or installed prior to the effective date of this Local Law shall not be required to meet the requirements of this Local Law.
- C. Modifications to, retrofits or replacements of an existing battery energy storage system that increase the total battery energy storage system designed discharge duration or power rating shall be subject to this Local Law.

5. General Requirements

- A. A building permit and an electrical permit shall be required for installation of all battery energy storage systems.
- B. All battery energy storage systems, all Dedicated Use Buildings, and all other buildings or structures that (1) contain or are otherwise associated with a battery energy storage system and (2) subject to the Uniform Code and/or the Energy Code shall be designed, erected, and installed in accordance with all applicable provisions of the Uniform Code, all applicable provisions of the Energy Code, and all applicable provisions of the codes, regulations, and industry standards as referenced in the Uniform Code, the Energy Code, and all applicable provisions of the codes, regulations, and industry standards as referenced in the NFPA Code, and the Town of Veteran Code.

6. Permitting Requirements for Tier 1 Battery Energy Storage Systems

Tier 1 Battery Energy Storage Systems shall be permitted in all zoning districts, subject to the general requirements (Section 5), Uniform Code, NFPA 855 Section 15 and the “Battery Energy Storage System Permit,” and are exempt from site plan review.

<u>Area</u>	<u>Maximum Stored Energy</u>
Utility Closets, storage	40 kWh

or utility spaces	
Garages and detached Structures	80 kWh
Exterior Walls	80 kWh
Outdoor installations	80 kWh

NFPA 855 Section 15

7. Safety

- A. System Certification. Battery energy storage systems and equipment shall be listed by a Nationally Recognized Testing Laboratory to UL 9540 (Standard for battery energy storage systems and Equipment) or approved equivalent, with subcomponents meeting each of the following standards as applicable:
 - 1) UL 1973 (Standard for Batteries for Use in Stationary, Vehicle Auxiliary Power and Light Electric Rail Applications),
 - 2) UL 1642 (Standard for Lithium Batteries),
 - 3) UL 1741 or UL 62109 (Inverters and Power Converters),
 - 4) Certified under the applicable electrical, building, and fire prevention codes as required.
 - 5) Alternatively, field evaluation by an approved testing laboratory for compliance with UL 9540 (or approved equivalent) and applicable codes, regulations and safety standards may be used to meet system certification requirements.
 - 6) NFPA (National Fire Protection Association) 855 Section 15
- B. Site Access. Battery energy storage systems shall be maintained in good working order and in accordance with industry standards. Site access shall be maintained, including snow removal at a level acceptable to the local fire department.
- C. Battery energy storage systems, components, and associated ancillary equipment shall have required working space clearances, and electrical circuitry shall be within weatherproof enclosures marked with the environmental rating suitable for the type of exposure in compliance with NFPA70.

8. Enforcement

Any violation of this Battery Energy Storage System Law shall be subject to the same enforcement requirements, including the civil and criminal penalties, provided for in the zoning or land use regulations of the Town of Veteran.

9. Severability

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

10. Effective Date

This local law shall become effective upon filing with the Secretary of State.

Resolution 65 of 2025 (5/1/2025)

Relative to Submitting a Consolidated Solar Energy Law, Decommissioning Plan and Host Community Agreement to the Town Board and Town Attorney for Feedback

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the Town Board of the Town of Veteran has drafted a Solar Energy Law, Decommissioning Plan and Host Community Agreement as individual components; and

WHEREAS, the Town Board of the Town of Veteran desires to assemble all of the components into a single Solar Law; and

WHEREAS, the Town Board desires the ownership of the process to the Planning Board; and

WHEREAS, the Town Board desires legal review by the Town Attorney; and

WHEREAS, Councilman Wolf possesses all of the documentation to assemble the components into a single document

NOW THEREFORE BE IT RESOLVED that Councilman Wolf is hereby authorized and directed to consolidate the components into a single document and forward it to the Town Board and to Town Attorneys Smith and Pautz no later than 8 AM Monday, May 5, 2025 with a request for written legal feedback no later than Thursday, May 8, 2025.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries 5:0

Resolution 66 of 2025 (5/8/2025)

Relative to Acknowledging First and Second Deputy Town Clerk Appointment

Motion by: Lewis

Seconded by: Winkky

NOW THEREFORE BE IT RESOLVED, that the appointment of the First Deputy Town Clerk, Amy Burns, and Second Deputy town Clerk, Vincent Azzarelli, as made by Town Clerk, Jenny Reese, effective April 25, 2025, is hereby acknowledged, and

BE IT FURTHER RESOLVED, that the Town Board hereby reaffirms Resolution #3 of 2025 regarding the three (3) Deputy Town Clerk positions pursuant to Town Law §30(10) and delegates the authority to the Town Clerk for establishing the duties and responsibilities of the additional deputy clerks beyond the First Deputy Town Clerk, and

BE IT FINALLY RESOLVED, that the rate of pay for both the First and Second Deputy Town Clerks shall be \$20/hour for 2025

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries 5:0

**Resolution 67 of 2025 (5/8/2025)
Relative to an Appointment to the Zoning Board of Appeals**

Motioned by: Lewis

Seconded by Winkky

WHEREAS, there is a vacancy on the Veteran Zoning Board of Appeals; and

WHREAS, Scott McGrain has expressed an interest in serving on the Zoning Board of Appeals

NOW THEREFORE BE IT RESOLVED that the Town Board of Veteran hereby appoints Scott McGrain, residing at 498 Ridge Road, to the Zoning Board of Appeals to fill a term as of the date of this resolution and expiring on December 31, 2027; and

BE IT FURTHER RESOLVED, that the Town Clerk be authorized to notify Scott McGrain of this appointment.

AYES: Henke, Winkky, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries 5:0

**Resolution 68 of 2025 (5/8/2025)
Relative to the Franchise Agreement with Spectrum**

Motioned by: Lewis

Seconded by: Winkky

In the Matter of the Granting of a Cable Television Franchise Held **by Spectrum Northeast, LLC** in the **Town of Veteran, County of Chemung**, New York

RESOLUTION

An application has been duly made to the Board of the **Town of Veteran, County of Chemung**, New York, by **Spectrum Northeast, LLC**, an indirect subsidiary of Charter Communications, Inc. ("Charter"), a limited liability company organized and existing in good standing under the laws of State of Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Charter's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission.

The franchise renewal agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Veteran, New York on May 8, 2025 at 7:00 P.M. and notice of the hearing was published in the Elmira Star-Gazette on April 27, 2025.

NOW, THEREFORE, the Board of the Town of Veteran finds that:

1. Spectrum Northeast, LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Spectrum Northeast, LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
3. Spectrum Northeast, LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the **Town of Veteran** hereby grants the cable television franchise of **Spectrum Northeast, LLC** and the **Town of Veteran** for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence.

BE IT FURTHER RESOLVED that the Board of the Town of Veteran hereby confirms acceptance of this franchise renewal agreement.

The foregoing having received a 5:0 vote was thereby declared adopted.

Dated: May 8, 2025

Jenny Reese
Town of Veteran Clerk

AYES: Winkky, Wolf, DeMichele, Henke, Lewis

NAYES: None

Motion Carries 5:0

Resolution 69 of 2025 (5/8/2025)
RELATIVE TO AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF MILLPORT TO PROVIDE
DEPARTMENT OF PUBLIC WORKS REPAIR AND MAINTENANCE SERVICES

Motioned by: Lewis
Seconded by: Winkky

WHEREAS a critical review initiated by Councilman Wolf was performed on the existing Intermunicipal Agreement, and

WHEREAS the Town of Veteran desires to continue with a restructured Intermunicipal Agreement with the Village of Millport, and

WHEREAS based on the current structure of Town tax collection and levies the agreement shall not include an additional fee, and

WHEREAS the existing agreement for like services was terminated by the Town of Veteran effective May 31, 2025,

NOW THEREFORE BE IT RESOLVED, that Supervisor David Lewis be and hereby is authorized, with assistance from the Town Attorney, to execute an agreement with the Village of Millport providing for Department of Public Works repair and maintenance services by the Town of Veteran in the Village of Millport. Such agreement shall be completed prior to the expiration of the current agreement.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: None
Motion Carries 5:0

Resolution 70 of 2025 (5/8/2025)
Relative to Submitting the Completed Full Environmental Assessment Form to the Chemung County Planning Board

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, with the completion of sections A through F of the Full Environmental Assessment Form by the Town Board

NOW THEREFORE BE IT RESOLVED that Town Councilman Winston Wolf is authorized and directed to certify Section G and realize this form in the submission to Chemung County Planning Board.

AYES: DeMichele, Henke, Winkky, Wolf
NAYES: None
ABSTAIN: Lewis
Motion Carries 4:1

Resolution 71 of 2025 (5/8/2025)
Relative to Referring the Proposed Solar Law to the Chemung County Planning Department for Review and Recommendation

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town Board of the Town of Veteran is considering the adoption of a Solar Law to regulate the installation, operation, and decommissioning of solar energy systems within the Town; and

WHEREAS, pursuant to New York State General Municipal Law §239-m, the adoption or amendment of any zoning regulation or local law must be referred to the County Planning Department for review if it affects real property within 500 feet of certain geographic features or would change the regulations applicable to any zoning district; and

WHEREAS, the proposed Solar Law constitutes such an action requiring County Planning Department review; and

WHEREAS, the Town Board seeks to ensure compliance with all applicable laws and regulations in the adoption process of the Solar Law; and

WHEREAS, the Chemung County Planning Department requires submissions by May 10, 2025, for consideration at their May 22, 2025 meeting;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Veteran hereby directs Town Councilperson Winston Wolf to refer the proposed Solar Law to the Chemung County Planning Department for review and recommendation pursuant to New York State General Municipal Law §239-m; and

BE IT FURTHER RESOLVED that Councilperson Wolf shall submit all necessary documentation, including but not limited to the full text of the proposed law and any other supporting materials, to the Chemung County Planning Department no later than May 10, 2025; and

BE IT FURTHER RESOLVED that the Town Board acknowledges that it may not take final action on the proposed Solar Law until it has received the recommendation of the Chemung County Planning Department or until 30 days have elapsed from the date of referral; and

FINALLY BE IT RESOLVED that Town Supervisor David Lewis shall provide a courtesy notification of neighboring municipalities of the New York State General Municipal Law §239 action.

AYES: Henke, Winkky, Wolf, DeMichele
NAYES: None
ABSTAIN: Lewis
Motion Carries 4:1

**Resolution 72 of 2025 (5/8/2025)
Relative to Setting a Public Hearing for the Solar Law**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS the Town Board of the Town of Veteran established the final form of Local Law regarding Solar Energy Systems in its Regular Meeting of May 8, 2025.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Veteran shall hold a Public Hearing at 7:00 PM on Thursday, May 22, 2025 at Veteran Town Hall for the proposal of the Local Law "TOWN OF VETERAN SOLAR LAW" and authorizing and directing the Town Clerk to properly Notice the holding of such Public Hearing.

AYES: Winkky, Wolf, DeMichele, Henke

NAYES: None

Motion Carries 4:1

Resolution 73 of 2025 (5/8/2025)

Relative to Setting a Public Hearing for Proposed Local Law Pursuant to Real Property Tax Law § 487 to Opt Out of the Exemption from Taxation for Certain Energy Systems within the Town of Veteran

Motioned by: Wolf

Seconded by: Henke

WHEREAS, Town Councilman Wolf made known his desire to hold a Public Hearing on Thursday, May 22, 2025 at 7:00 PM at Veteran Town Hall for the proposal of Local Law Pursuant to Real Property Tax Law § 487 to Opt Out of the Exemption from Taxation for Certain Energy Systems within the Town of Veteran as written by the Town Attorneys,

NOW THEREFORE BE IT RESOLVED there will be a Public Hearing on that date at that time at that location for the proposed Local Law.

AYES: DeMichele, Henke, Winkky, Wolf

NAYES: None

ABSTAIN: Lewis

Motion Carries 4:1

Resolution 74 of 2025 (5/22/2025)

Relative to Highway Law Section 284 Agreement for Expenditure of Highway Funds 2025

Motioned by: Lewis

Seconded by: Winkky

WHEREAS in accordance with Highway Law, Section 284, the Town Supervisor, Town Board, and Highway Superintendent are required to enter into an agreement regarding monies levied and collected in the Town for repair and improvement of highways; and

WHEREAS for environmental review, resurfacing of existing highways not involving the addition of new travel lanes is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c)(5) and as such no further action is necessary regarding the same;

NOW THEREFORE BE IT RESOLVED, in accordance with Highway Law, Section 284, the Town Supervisor, Town Board, and Highway Superintendent authorize the 2025 284 Agreement for the Expenditure of Highway Funds.

AYES: Winkky, Henke, DeMichele, Wolf, Lewis

NAYES: None

Motion Carries 5:0

Resolution 75 of 2025 (5/22/2025)

Relative to Adopting Proposed Local Law Pursuant to Real Property Tax Law §487 to Opt Out of the Exemption from Taxation for Certain Energy Systems within the Town of Veteran

The Town Board of the Town of Veteran, New York (the "**Town Board**"), duly convened in regular session on May 22, 2025 at the Town of Veteran Clerk's Office at 4049 Watkins Road, Millport, New York 14864 does hereby resolve as follows:

WHEREAS, prior to a regular meeting of the Town Board on May 8, 2025, the Town Attorney introduced for consideration to the Town Board Local Law No. 2 of 2025 entitled "A Local Law Pursuant to Real Property Tax Law § 487 to Opt Out of the Exemption from Taxation for Certain Energy Systems within the Town of Veteran" (the "**Proposed Local Law**"); and

WHEREAS, the purpose of the Proposed Local Law is to opt out of and remove certain real property tax exemptions for solar or wind energy systems, farm waste energy systems, micro-hydroelectric energy systems, fuel cell electric generating systems, micro-combined heat and power generating equipment systems, electric energy storage equipment or electric energy storage systems, or fuel-flexible linear generator electric generating systems (collectively, "**Energy Systems**"), pursuant to Real Property Tax Law ("**RPTL**") § 487(8); and

WHEREAS, the Town Board desires to comply with the provisions of Article 8 of the Environmental Conservation Law (hereinafter, "**SEQRA**") and the regulations adopted thereunder at 6 NYCRR Part 617 with respect to adopting the Proposed Local Law; and

WHEREAS, the Town Board held a duly noticed public hearing on May 22, 2025, to obtain input from the community with respect to the Proposed Local Law.

NOW THEREFORE, BE IT RESOLVED the Town Board declares the Proposed Local Law to be a Type II action pursuant to SEQRA, and determines that no further action is needed under SEQRA; and

BE IT FURTHER RESOLVED the Town Board hereby adopts the Proposed Local Law, and that henceforth it be designated Local Law No. 2 of 2025; and

BE IT FURTHER RESOLVED the Proposed Local Law shall take effect immediately upon filing with the Secretary of State; and

BE IT FURTHER RESOLVED the Town Board directs the Town Clerk to file the Proposed Local Law with the Secretary of State pursuant to Municipal Home Rule Law Section 27, with copies to be filed with the Commissioner of the New York State Department of Taxation and Finance and with the President of the New York State Energy Research and Development Authority pursuant to RPTL § 487(8)(a).

The adoption of the foregoing Resolution was moved by David Lewis, seconded by William Winkky, and duly put to vote, which resulted as follows:

AYES: Henke, DeMichele, Wolf

NAYES: Lewis, Winkky

This Resolution was thereupon declared duly adopted 3:2

Board of Assessment Review had no interested parties to be appointed. Dropped from the agenda

Board of Assessment Review Restructuring requires a new Law and the timeline does not support it before Tuesday, May 27, 2025. Dropped from the agenda.

Resolution 76 of 2025 (5/22/2025)

**Relative to Issuing a SEQRA Negative Declaration in Relation to
Proposed Local Law to Regulate Solar Energy Systems in the Town of Veteran, New York**

The Town Board of the Town of Veteran, New York (the **“Town Board”**), duly convened in regular session on May 22, 2025 at the Town of Veteran Clerk’s Office at 4049 Watkins Road, Millport, New York 14864 does hereby resolve as follows:

WHEREAS, prior to a regular meeting of the Town Board on May 8, 2025, the Town Attorney introduced for consideration Local Law No. 3 of 2025 entitled “A Local Law to Regulate Solar Energy Systems in the Town of Veteran, New York” (the **“Proposed Local Law”**); and

WHEREAS, the purpose of the Proposed Local Law is to advance the public health, safety, and welfare of the Town of Veteran by creating regulations for the installation and use of solar energy generating systems and equipment for the following objectives: (A) to take advantage of a renewable energy resource; (B) to minimize the impact of Solar Energy Systems on environmental resources such as important agricultural lands, forests, wildlife, and other protected resources, and depreciated property values and deteriorated community character; (C) to allow residents, farms, businesses, and government to benefit from an energy resource in a manner that is consistent with the character of the Town and its planning objectives; (D) to protect against potentially adverse impacts to the Town’s landscape; (E) to identify and minimize safety hazards; (F) to protect against adverse environmental and aesthetic impacts; and (G) to facilitate synergy between the solar industry and the goals of the Town of Veteran pursuant to its Comprehensive Plan (collectively, the **“Action”**); and

WHEREAS, on May 9, 2025, the Town referred the Proposed Local Law to the Chemung County Planning Board in satisfaction of its obligations under General Municipal Law Section 239-m, a copy of which was also provided to the Town of Veteran Planning Board; and

WHEREAS, the Town desires to comply with the New York State Environmental Quality Review Act (**“SEQRA”**), as set forth in Article 8 of the New York State Environmental Conservation Law, and the requirements of the implementing regulations set forth at 6 NYCRR Part 617 (the **“Regulations”**), with respect to the Action; and

WHEREAS, the Town prepared Part 1 of the Long Environmental Assessment form (the “**Long EAF**”) in connection with the Action to aid the Town in determining whether the Project may have a significant effect upon the environment; and

WHEREAS, pursuant to the Regulations, the Town has considered the Project in light of the actions included on the Type I list specified in Section 617.4 of the Regulations and in light of the actions included on the Type II list specified in Section 617.5 of the Regulations; and

WHEREAS, the Town held a duly noticed public hearing on May 22, 2025 at 7:00pm to receive public comment on the Action.

NOW, THEREFORE, BE IT RESOLVED the Town hereby classifies the Action as a “Type I” action under SEQRA; and

BE IT FURTHER RESOLVED the Town hereby concludes that the following impacts are expected to result from the Action, when compared against the criteria in Section 617.7 (c) of the Regulations:

- a. There will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems.
- b. There will not be large quantities of vegetation or fauna removed or destroyed as the result of the Action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the Action; there will not be a significant impact upon habitat areas; there are no substantial adverse impacts on any known threatened or endangered species of animal or plant, or the habitat of such species; nor are there any other significant adverse impacts to natural resources.
- c. There are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed Action.
- d. The Action will not result in the creation of a material conflict with the Town’s current plans or goals as officially approved or adopted.
- e. The Action will not result in the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character.
- f. There will not be an increase in the use of either the quantity or type of energy resulting from the Action.
- g. There will not be any hazard created to human health.
- h. There will not be an irreversible change in the use of active agricultural lands that receive an agricultural use tax exemption or that will ultimately result in the loss of ten acres of such productive farmland.

- i. The Action will not encourage or attract a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the Action.
- j. There will not be created a material demand for other Actions that would result in one of the above consequences.
- j. There will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact.
- k. There are not two or more related Actions which would have a significant impact on the environment.

BE IT FURTHER RESOLVED that based upon the information and analysis above, the Action will not result in any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED that the information available concerning the Action was sufficient for the Town to make its determination; and

BE IT FURTHER RESOLVED that the Town hereby approves and adopts the attached Long EAF for the Action (Parts 1, 2, and 3); and

BE IT FURTHER RESOLVED that a Determination of Non-Significance on the proposed Action is hereby issued; and

BE IT FURTHER RESOLVED that the preparation of an environmental impact statement for the Action shall not be required; and

BE IT FURTHER RESOLVED that the Town Supervisor is directed to sign the Long EAF, Part 3 and issue the Negative Declaration as evidence of the Town's determination; and

BE IT FURTHER RESOLVED that this Determination of Non-Significance has been prepared in accordance with SEQRA and the Town Clerk is hereby directed to file, publish and distribute a notice of this Negative Declaration pursuant to 6 NYCRR § 617.12(a)(1); and

BE IT FURTHER RESOLVED that the Town Supervisor and Town's attorneys are authorized to take such further and additional action as may be needed to carry out this Resolution; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

The adoption of the foregoing Resolution was moved by David Lewis, seconded by William Winkky, and duly put to vote, which resulted as follows:

AYES: Wolf, Henke, DeMichele, Winkky, Lewis

NAYES: None

This Resolution was thereupon declared duly adopted 5:0

Resolution 77 of 2025 (5/22/2025)

Relative to Adopting Local Law to Regulate Solar Energy Systems in the Town of Veteran, New York

The Town Board of the Town of Veteran, New York (the "**Town Board**"), duly convened in regular session on May 22, 2025 at the Town of Veteran Clerk's Office at 4049 Watkins Road, Millport, New York 14864 does hereby resolve as follows:

WHEREAS, prior to a regular meeting of the Town Board on May 8, 2025, the Town Attorney introduced for consideration Local Law No. 3 of 2025 entitled "A Local Law to Regulate Solar Energy Systems in the Town of Veteran, New York" (the "**Proposed Local Law**"); and

WHEREAS, the purpose of the Proposed Local Law is to advance the public health, safety, and welfare of the Town of Veteran by creating regulations for the installation and use of solar energy generating systems and equipment for the following objectives: (A) to take advantage of a renewable energy resource; (B) to minimize the impact of Solar Energy Systems on environmental resources such as important agricultural lands, forests, wildlife, and other protected resources, and depreciated property values and deteriorated community character; (C) to allow residents, farms, businesses, and government to benefit from an energy resource in a manner that is consistent with the character of the Town and its planning objectives; (D) to protect against potentially adverse impacts to the Town's landscape; (E) to identify and minimize safety hazards; (F) to protect against adverse environmental and aesthetic impacts; and (G) to facilitate synergy between the solar industry and the goals of the Town of Veteran pursuant to its Comprehensive Plan; and

WHEREAS, on May 9, 2025, the Town referred the Proposed Local Law to the Chemung County Planning Board in satisfaction of its obligations under General Municipal Law Section 239-m, a copy of which was also provided to the Town of Veteran Planning Board; and

WHEREAS, the Town held a duly noticed public hearing on May 22, 2025 at 7:00pm to obtain input from the community with respect to the Proposed Local Law; and

WHEREAS, by resolution dated May 22, 2025, the Town declared the Proposed Local Law to be a Type I action pursuant to the New York State Environmental Quality Review Act ("**SEQRA**") and issued a Determination of Non-Significance.

NOW, THEREFORE, BE IT RESOLVED that the Town hereby adopts the Proposed Local Law, and that henceforth it be designated as Local Law No. 3 of 2025; and

BE IT FURTHER RESOLVED that the Proposed Local Law shall take effect immediately; and

BE IT FURTHER RESOLVED that the Town directs the Town Clerk to file the Local Law with the Secretary of State pursuant to Municipal Home Rule Law Section 27.

The adoption of the foregoing Resolution was moved by David Lewis, seconded by William Winkky, and duly put to vote, which resulted as follows:

AYES: Wolf, DeMichele, Lewis

NAYES: "With respect to the fiscal responsibility of my office, I will vote No", Lewis
ABSTAIN: Winkky
This Resolution was thereupon declared duly adopted 3:2

**Resolution 78 OF 2025 (6/12/2025)
Relative to Modify 2025 Budget-A**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS, the Town of Veteran received a JCAP Court Grant from New York State in the amount of \$1,700 for court equipment;

BE IT RESOLVED, the Supervisor is hereby authorized to modify the 2025 Budget in the following manner:

A-510 Estimated revenues		
Sub Account A3389 State Aid, Other Public Safety		\$1,700.00
A-960 Appropriation		
Sub Account A1110.210 Municipal Court, Grant Equipment		\$1,700.00

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: None
Motion Carries 5:0

**Resolution 79 of 2025 (6/12/2025)
Relative to Modify 2025 Budget-A/AD**

Motioned by: Lewis
Seconded by Winkky

WHEREAS, the Town of Veteran received ARPA money and is using this money toward the purchase of a 2025 Peterbilt cab and chassis for the Highway Fund (DA);

BE IT RESOLVED; the supervisor is hereby authorized to modify the 2025 Budget in the following manner:

A Fund

A-510 Estimated Revenues		
Sub Account A4089 Federal Aid, Other		\$187,583.00
A-960 Appropriations		

Sub Account A9901.9 Transfers, Other Funds \$187,583.00

DA Fund

DA-510 Estimated Revenues
Sub Account DA5031 Interfund Transfers \$187,583.00

DA-960 Appropriations
Sub Account DA510.200 Machinery, Equipment \$187,583.00

AYES: Henke, Winkky, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries 5:0

Resolution 80 of 2025 (6/12/2025)

Relative to Establishing the Negotiating Committee for the CBA with Teamsters Local 118

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the current Collective Bargaining Agreement (CBA) expires on December 31, 2025, and

WHEREAS, the Town of Veteran is in receipt of a request to begin negotiations with Teamsters Local 118 to establish a CBA beyond the expiration date

NOW THEREFORE BE IT RESOLVED, that a committee is formed with the singular charge of negotiating with Teamsters Local 118 and delivering a CBA that is adopted by both the Town Board and the bargaining unit.

BE IT FURTHER RESOLVED, that this three-person committee shall be comprised of _____, _____, and a representative of the Town's Attorney.

AMENDED TO ADD NAMES

Resolution 80 of 2025 (6/12/2025)

Relative to Establishing the Negotiating Committee for the CBA with Teamsters Local 118

Motioned by: Lewis

Seconded by: Winkky

WHEREAS, the current Collective Bargaining Agreement (CBA) expires on December 31, 2025, and

WHEREAS, the Town of Veteran is in receipt of a request to begin negotiations with Teamsters Local 118 to establish a CBA beyond the expiration date

NOW THEREFORE BE IT RESOLVED, that a committee is formed with the singular charge of negotiating with Teamsters Local 118 and delivering a CBA that is adopted by both the Town Board and the bargaining unit.

BE IT FURTHER RESOLVED, that this three-person committee shall be comprised of David Lewis, Frances Henke and a representative of the Town's Attorney.

AYES: Winkky, Wolf, DeMichele, Henke, Lewis

NAYES: None

Motion Carries 5:0

**Resolution 81 of 2025 (6/12/2025)
Relative to the Odessa Fire District Formation**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS the Town of Veteran participated in joint meetings and a public hearing in 2024 regarding the formation of a Fire District for the areas encompassing Fire Protection Districts having contracted with the Village of Odessa, and

WHEREAS the members of the Town Board of the Town of Veteran have not change since those proceedings, and

WHEREAS the position of the Town Board should be reasonably established at this time, and

WHEREAS there is a revived initiative to form a Fire District to include one of the Town of Veteran's Fire Protection Districts, and

WHEREAS the effort required in the formation of a Fire District is necessarily restarted any time a participating municipality joins or drops out of the process,

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the formation of the Odessa Fire District to include those area of the Town of Veteran currently serviced through a Fire Protection contract with the Village of Odessa, and

BE IT FURTHER RESOLVED, that the Town of Veteran shall participate in the Joint Meetings and Public Hearings with the full intention of supporting the formation of the Fire District.

AYES: Wolf, Henke, Winkky, Lewis

NAYES: None

ABSTAINED: DeMichele

Motion Carries 4:1

**Resolution 82 of 2025 (6/12/2025)
Relative to the Request of the Millport Cemetery Association for Additional Funding**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS the Millport Cemetery Association President has submitted a letter requesting an increase in funding of the Millport Cemetery Association by the Town of Veteran, and

WHEREAS the letter further expounds on the financial burdens of the cemetery association, and

WHEREAS it is in the best interest of the Town of Veteran to financially support the Millport Cemetery Association to ensure its continued operation.

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran shall hereby provide \$2000 of financial assistance to the Millport Cemetery Association in 2025 and shall anticipate budgeting of the same amount (\$2000) in future years.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis
NAYES: None
Motion Carries 5:0

**Resolution 83 of 2025 (6/12/2025)
Relative to the DEC WQIP Grant Application by Chemung County DPW for a Vacuum Truck**

Motioned by: Lewis
Seconded by: Winkky

WHEREAS Nikole Watts of Chemung County DPW – Stormwater has requested a letter of support for the grant application process,

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the grant application and authorizes and directs the Town Supervisor to indicate the same in completing the form letter requested and attached below.

To Whom it may Concern,

I am writing to express my strong support for Chemung County's application to the New York State Department of Environmental Conservation's Water Quality Improvement Project (WQIP) program. The Chemung County Department of Public Works is seeking funding to replace an aging and outdated vacuum truck that is essential to its operations. This equipment plays a crucial role in maintaining and enhancing water quality throughout the region. It is a vital asset in helping municipalities like ours meet the requirements of the Municipal Stormwater Management (MS4) program.

The (INSERT TOWN, VILLAGE or City) directly benefits from the services provided by this vacuum truck. A new, reliable vehicle will not only improve efficiency but also help ensure compliance with state and federal environmental regulations aimed at protecting our waterways.

As (Title of Highest Ranking Official) of the (INSERT Town, Village or City), fully support Chemung County's application for this important equipment upgrade. Thank you for your consideration of this request.

Sincerely,

[Your Full Name]

(Title of Highest Ranking Official)

(Town, Village or City)

AYES: Henke, Winkky, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries 5:0

**Resolution 84 of 2025 (6/12/2025)
Relevant to Engaging Town Attorney for Advisement**

Motioned by: Lewis

Seconded by: Henke

NOW THEREFORE BE IT RESOLVED, the Town Supervisor, David Lewis, is hereby directed to engage the Town Attorney on the advice for the preparation of the sale of 40.00-2-3 with the intent of a bid process with a floor associated with the assessment of the property.

AYES: DeMichele, Henke, Winkky, Wolf, Lewis

NAYES: None

Motion Carries 5:0

**Resolution 85 of 2025 (7/10/2025)
Relative to Writing a Letter of Support for a Grant Application by Chemung County Planning
Department for NYS Office of Parks, Recreation & Historic Preservation's Environmental
Protection Fund Grants Program for Parks, Preservation and Heritage Program**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS Alison Herman of the Chemung County Planning Department has requested a letter of support for the NYS Office of Parks, Recreation & Historic Preservation's Environmental Protection Fund Grants Program for Parks, Preservation and Heritage program grant application process,

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the grant application and authorizes and directs the Town Supervisor to indicate the same in completing and editing the form letter requested and attached below prior to the 7/20/2025 deadline.

[DATE]

Funding Opportunity: Environmental Protection Fund Grants Program for Parks, Preservation and Heritage (EPF)

UEI: ZSPKQ36C6GD4

Applicant Organization Name: Chemung County

Application Name: Chemung Canal Connector Trail

To whom it concerns,

This letter is to express support of an application from Chemung County to the New York State Office of Parks, Recreation

& Historic Preservation's Environmental Protection Fund Grants Program for Parks, Preservation and Heritage program. This grant will support the Chemung Canal Connector Trail, a connection of the Catherine Valley Trail to the Lackawanna Rail Trail, which will create one continuous trail through Chemung County.

The Catherine Valley Trail is a year-round recreation trail that follows an abandoned railroad and canal towpath, and stretches twelve miles from the Village of Watkins Glen (North) to Horseheads (South). The Lackawanna Rail Trail is a multi-use pathway connecting Elmira (North) with Lowman (South) along the Chemung River in Chemung County. By combining these two trails through the Town of Horseheads, the completed total trail length will stretch approximately 29.2 miles through Chemung County. This long-distance trail will increase mobility, reliability, and safety for bicyclists and pedestrians using the extended corridor. This project aligns with the County's efforts to create alternate modes of transportation and increase health and wellness recreational opportunities for the community, particularly for disadvantaged communities that are otherwise lacking in access to outdoor recreation facilities. A connected trail network would also increase property values of nearby homes, serve as an economic drive for regional tourism, and incentivize employers to establish in the region.

[PLEASE ADD INFORMATION HERE AS TO HOW THE CHEMUNG CANAL CONNECTOR TRAIL WILL FURTHER YOUR ORGANIZATION'S MISSION]

As the [TITLE] of [YOUR ORGANIZATION], we understand this project will be important for regional equity, sustainability, and economic vitality. We would like to extend our support for the Chemung Canal Connector Trail Project in Chemung County.

Respectfully,

[SIGN]

[NAME-TITLE]

AYES: Wolf, Winkky, DeMichele, Henke, Lewis

NAYES: None

Motion Carries 5-0

Resolution 86 2025 (7/10/2025)

Relative to Writing a Letter of Support for a Grant Application by Chemung County Planning Departments for NYS Office of Parks, Recreation & Historic Preservations Recreational Trails Program

Motioned by: Lewis

Seconded by: Henke

WHEREAS Alison Herman of the Chemung County Planning Department has requested a letter of support for the New York State Office of Parks, Recreation & Historic Preservation’s Recreational Trails Program for the Chemung Canal Connector Trail grant application process,

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the grant application and authorizes and directs the Town Supervisor to indicate the same in completing and editing the form letter requested and attached below prior to the 7/20/2025 deadline.

[DATE]

Funding Opportunity: Recreational Trails Program (RTP)

UEI: ZSPKQ36C6GD4

Applicant Organization Name: Chemung County

Application Name: Chemung Canal Connector Trail

To whom it concerns,

This letter is to express support of an application from Chemung County to the New York State Office of Parks, Recreation & Historic Preservation’s Recreational Trails Program. This grant will support the Chemung Canal Connector Trail, a connection of the Catherine Valley Trail to the Lackawanna Rail Trail, which will create one continuous trail through Chemung County.

The Catherine Valley Trail is a year-round recreation trail that follows an abandoned railroad and canal towpath, and stretches twelve miles from the Village of Watkins Glen (North) to Horseheads (South). The Lackawanna Rail Trail is a multi-use pathway connecting Elmira (North) with Lowman (South) along the Chemung River in Chemung County. By combining these two trails through the Town of Horseheads, the completed total trail length will stretch approximately 29.2 miles through Chemung County. This long-distance trail will increase mobility, reliability, and safety for bicyclists and pedestrians using the extended corridor. This project aligns with the County’s efforts to create alternate modes of transportation and increase health and wellness recreational opportunities for the community, particularly for disadvantaged communities that are otherwise lacking in access to outdoor recreation facilities. A connected trail network would also increase property values of nearby homes, serve as an economic drive for regional tourism, and incentivize employers to establish in the region.

[PLEASE ADD INFORMATION HERE AS TO HOW THE CHEMUNG CANAL CONNECTOR TRAIL WILL FURTHER YOUR ORGANIZATION’S MISSION]

As the [TITLE] of [YOUR ORGANIZATION], we understand this project will be important for regional equity, sustainability, and economic vitality. We would like to extend our support for the Chemung Canal Connector Trail Project in Chemung County.

Respectfully,

[SIGN]

[NAME – TITLE]

AYES: DeMichele, Henke, Wolf, Winkky, Lewis

NAYES: None

Motion Carries 5-0

Resolution 87 Of 2025 (7/10/2025)
**Relative to Writing a Letter of Support for a Grant Application by Chemung County Planning
Departments Chemung County Brownfield Pre-Planning Project**

Motioned by: Lewis

Seconded by: Winkky

WHEREAS Alison Herman of the Chemung County Planning Department has requested a letter of support for the NYS Department of State Brownfield Opportunity Area Program grant application process,

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the grant application and authorizes and directs the Town Supervisor to indicate the same in completing and editing the form letter requested and attached below

[DATE]

Funding Opportunity: Brownfield Opportunity Area Program; County-wide Pre-Planning: Brownfield Identification and Preliminary Analysis
UEI: ZSPKQ36C6GD4
Applicant Organization Name: Chemung County
Application Name: Chemung County Brownfield Pre-Planning Project

To whom it concerns,

This letter is to express support of an application from Chemung County to the New York Department of State's Brownfield Opportunity Area Program. With a County-wide Pre-Planning grant award, Chemung County would complete a comprehensive document to establish brownfield conditions, and to guide future brownfield development efforts across County municipal borders.

Efforts to address Brownfield sites within the County are most apparent in the City of Elmira, as demonstrated by their Southside Rising Revitalization Strategy in 2016. This study, funded through the Brownfield Opportunity Program, identified several key brownfield sites with relevant strategies for remediation and redevelopment. However, Chemung County's ample industrial and manufacturing history spans beyond the City. A holistic assessment and analysis of Brownfield conditions will be necessary for Chemung County to plan for future economic development at the County level, and to market available properties to potential developers.

Brownfield remediation will be an important aspect of growth and revitalization. A Pre-planning project will identify sites with the most immediate need for remediation and with the most potential benefit to the community. It would also identify long term goals for community development, with regional stakeholder collaboration and public involvement. These efforts will be invaluable as the Southern Tier

faces ongoing population loss, housing affordability challenges, and limited shovel-ready development opportunities.

[PLEASE ADD INFORMATION HERE AS TO HOW BROWNFIELD OPPORTUNITY AREA PROGRAMING WILL FURTHER YOUR ORGANIZATION'S MISSION]

As the [TITLE] of [YOUR ORGANIZATION], I know this opportunity presents an important first step in a methodical County- wide initiative to combat blight, address environmental justice, and enrich the Southern Tier of New York State. We are supportive of a Chemung County Brownfield Pre-Planning Project.

Respectfully,

[SIGN]

[NAME – TITLE]

AYES: Winkky, Henke, Wolf, DeMichele, Lewis

NAYES: None

Motion Carries 5-0

Resolution 88 of 2025 (8/14/2025)

Relative to the Appalachian Regional Commission Area Development Program Grant Application by the Chemung County Planning Department

Motioned by: Lewis

Seconded by: Henke

WHEREAS Alison Herman of the Chemung County Planning Department has requested a letter of support for the Appalachian Regional Commission Area Development Program for the Chemung Canal Connector Trail, Phase 1B.

NOW THEREFORE BE IT RESOLVED, that the Town of Veteran hereby supports the grant application and authorizes and directs the Town Supervisor to indicate the same in completing and editing the form letter requested and attached below prior to the 9/8/2025 deadline.

Funding Opportunity: Appalachian Regional Commission, Area Development Program

UEI: ZSPKQ36C6GD4

Applicant Organization Name: Chemung County

Application Name: Chemung Canal Connector Trail, Phase 1B

To whom it concerns,

This letter is to express support of an application from Chemung County to the Appalachian Regional Commission's Area Development Program. This grant will support the Chemung Canal Connector Trail, a connection of the Catherine Valley Trail to the Lackawanna Rail Trail, which will create one continuous trail through Chemung County.

By combining these two trails through the Town of Horseheads, the completed total trail length will stretch approximately 29.2 miles through Chemung County. This long-distance trail will increase mobility, reliability, and safety for bicyclists and pedestrians using the extended corridor. A connected trail network would also increase property values of nearby homes, serve as an economic drive for regional tourism, and incentivize employers to establish in the region.

With secured grants and a generous private donation in 2024, the Chemung Canal Connector Trail has demonstrated viability to begin construction on Phase 1A in 2026. This application for Phase 1B will be an important continuation of the project, and a further commitment to workforce development and retention on the part of Chemung County.

Within the Town of Veteran’s Comprehensive Plan, the Town Board has previously established the following policy:

Recognize the significance and advantages that trails and parks within the Town have to offer. This policy was coupled with two recommendations (below) within the plan for which this grant application is highly aligned.

3a. Take advantage of grant funds to further capitalize on the existing park system, giving local Town of Veteran residents more opportunity to enjoy outdoor recreation.

3b. Town officials to remain active in the Friends of Catharine Valley Trail.

As the Town Board of the Town of Veteran, we serve as advocates for recreational activities and alternative modes of transportation, and firmly believe in the benefits of this project. We also understand this project will be important for regional equity, sustainability, and economic vitality. We would like to extend our support for the Chemung Canal Connector Trail Project in Chemung County.

Respectfully,

AYES: DeMichele, Henke, Wolf, Lewis

NAYES: None

Motion Carries

Resolution 89 of 2025 98/14/2025)

Relative to a Local Law Adopted Pursuant to Municipal Home Rule Law § 10(1)(ii) (a)(1) and § 10(1)(ii)(d)(3) to Amend the Residency Requirement for Certain Appointed Positions within the Town of Veteran

The Town Board of the Town of Veteran, New York (the “**Town Board**”), duly convened in regular session on August 14, 2025 at the Town of Veteran Clerk’s Office at 4049 Watkins Road, Millport, New York 14864 does hereby resolve as follows:

WHEREAS, on August 14, 2025 the Town Attorney introduced for consideration Local Law No. 4 of 2025 entitled “A Local Law Pursuant to Municipal Home Rule Law § 10(1)(ii)(a)(1) and § 10(1)(ii)(d)(3) to Amend the Residency Requirements for Certain Appointed Positions within the Town of Veteran”(the “**Proposed Local Law**”)

WHEREAS, the purpose of the Proposed Local Law is to expand residency eligibility

for the appointed positions of Deputy Clerk, Court Clerk, Budget Officer, Bookkeeper, Deputy Highway Superintendent, Code Enforcement Officer and Assessor in order to find and retain qualified individuals to serve in the aforementioned positions and to ensure orderly and efficient Town operations; and

WHEREAS, the Town Board desires to comply with the requirements of the New York Town Law and the New York Public Officers Law and shall schedule a public hearing to allow the public to comment on the Proposed Local Law.

NOW THEREFORE, BE IT RESOLVED, the Town Board will hold a public hearing on September 11, 2025 at 7:00 p.m. to hear all persons interested in the Proposed Local Law and to consider the adoption of the Proposed Local Law; and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause notice of such public hearing to be published in the official newspaper of the Town of Veteran in accordance with all legal notice requirements.

The adoption of the foregoing Resolution was moved by Lewis, seconded by Henke, and duly put to vote, which resulted as follows:

AYES: Lewis, Wolf, DeMichele, Henke

NAYES: none

This Resolution was thereupon declared duly adopted.