

**TOWN OF HORSEHEADS
TOWN BOARD
MARCH 10, 2021**

The regular monthly meeting of the Town Board of the Town of Horseheads was held on the above date at 7:00 P.M. at the Town Hall, 150 Wygant Road, Horseheads, New York.

Members present: Donald J. Fischer, Town Supervisor, Gary H. Riopko, Carl R. Lewis, Sr., Stephen E. Wilber and Donald W. Zeigler, Councilmen.

Others present: Nancy Rohde, Town Clerk; John P. Mustico, Town Attorney; Tom Nagle and Ray and Deloris Cass.

Supervisor Fischer called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

On a motion by Mr. Wilber, and seconded by Mr. Riopko, it was moved that the reading of the minutes of the February 10 & 24, 2021 meetings of the Town Board of the Town of Horseheads, be dispensed with and the same stand approved as entered by the clerk.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

Resolution #64 of 2021

RESOLUTION AUTHORIZING PAYMENT OF CLAIMS

Resolution by Mr. Riopko, seconded by Mr. Wilber

BE IT RESOLVED, that the Supervisor is hereby directed to pay the audited bills from all funds in the amount of \$456,314.28.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None. Resolution #70 of 2020

REPORTS OF TOWN OFFICERS

On a motion by Mr. Lewis, and seconded by Mr. Riopko it was moved that the February, 2021 reports of the Supervisor in the General and Highway Funds, reports of the Town Justices, reports of the Code Enforcement Office, Assessor, Highway Superintendent and Town Clerk be received and placed on file.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

03/10/2021 T.B.

Correspondence:

- Charter Communications – Programming notice of changes (3/1/2021).
- Koppers Pond – Budget and Cash Call (2/25/2021).
- Village of Horseheads – Notice of Application – Well 5 SRBC (3/4/2021).

On a motion by Mr. Lewis, and seconded by Mr. Riopko, it was moved that the correspondence be received and placed on file.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

No one came forward during the audience participation portion of the meeting.

At this portion of the meeting, Attorney Mustico explained to the Board that the Town's share of the Joint Defense Agreement from Koppers Pond Group will need to be paid and suggested this be included in the March Town Board Meeting's abstract of payments.

Resolution by Mr. Wilber, seconded by Mr. Zeigler

Resolution #65 of 2021

**RESOLUTION TO AUTHORIZE PAYMENT OF JOINT DEFENSE AGREEMENT –
KOPPERS POND ROD GROUP PARTICIPATION AGREEMENT**

BE IT RESOLVED, that the Supervisor be hereby authorized to pay \$20,311.00 to Koppers Pond ROD Group fifth assessment (OU-4) as submitted on invoice #0-22621-6.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

At this portion of the meeting, Supervisor Fischer asked for a motion to add the following to the agenda:

Public Hearing for Charter Communications Franchise Agreement
Resolution authorizing Supervisor to sign Southern Tier CCA approval sheet – March 8, 2021
with mega updating rates

Motion by Mr. Zeigler, seconded by Mr. Riopko

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

Resolution #66 of 2021

**RESOLUTION TO SET PUBLIC HEARING – CHARTER COMMUNICATIONS
FRANCHISE AGREEMENT**

Resolution by Mr. Wilber, seconded by Mr. Lewis

BE IT RESOLVED, that the Town Board of the Town of Horseheads hereby sets a Public Hearing to be held on April 14, 2021 at 7:00 P.M. regarding granting a cable television franchise agreement by and between the Town of Horseheads and Spectrum Northeast, LLC an indirect subsidiary of Charter Communications.

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

Resolution #67 of 2020

**RESOLUTON AUTHORIZING SUPERVISOR TO SIGN SOUTHERN TIER CCA
APPROVAL SHEET – MARCH 8, 2021 WITH MEGA UPDATING RATES**

Resolution by Mr. Zeigler, seconded by Mr. Lewis

WHEREAS, the Town Board of the Town of Horseheads authorized an Community Choice Aggregation Administration Agreement with Municipal Electric & Gas Alliance (MEGA) on December 28, 2016 (Resolution #143), and

WHEREAS, MEGA by Southern Tier CCA Approval Sheet recommends approval of price and terms offered by Constellation Energy, and

WHEREAS, the Town Board has duly considered the same

NOW, THEREFORE, BE IT RESOLVED the Town Supervisor is hereby authorized to execute the “Southern Tier CCA Approval Sheet – March 8, 2021” accepting the price and terms offered by Constellation Energy, as follows:

100% Renewable Energy

\$0.05019/kWH for 24 months – Residential

\$0.05022/kWH for 24 months – Small Commercial

Grid Mix

\$0.04769/kWH for 24 months – Residential

\$0.04772/kWH for 24 months – Small commercial

03/10/2021 T.B.

Fixed Price
No early termination fee
Opt-out vial mail, phone website
24/7, 365 customer service with calls answered domestically

Ayes: Riopko, Lewis, Wilber, Zeigler and Fischer. Nays: None.

As there was no further business to come before the board, a motion was made by Mr. Wilber, and seconded by Mr. Riopko to adjourn at 7:34 P.M.

Ayes: Edwards, Riopko, Lewis, Wilber and Fischer. Nays: None.

Respectfully Submitted,

Nancy C. Rohde, Town Clerk