

REGULAR MEETING, TOWN OF RANDOLPH, March 11, 2026

A regular meeting of the Town Board of the Town of Randolph, County of Cattaraugus and the State of New York was held at the Municipal Building, 72 Main Street, Randolph, NY on the 11th day of March 2026.

PRESENT: Tim Beach ---- Council Member
 John Hale ---- Council Member
 Loni Nagle ---- Council Member
 Dale Senn ---- Supervisor
 Cody Uhl ---- Superintendent of Highways
 Gretchen Hind ---- Clerk

ABSENT: Bob Learn ---- Council Member
 Bridget Marshall ---- Attorney

OTHERS PRESENT: Jason Beaver – Water & Sewer Dept.; Harry Uhl, Nancy O, Dan McLaughlin and Angela Leach.

REGULAR MEETING

Supervisor Senn called the meeting to order at 7:30PM with the Pledge of Allegiance after an opening prayer by Harry Uhl.

PUBLIC PARTICIPATION – None

RESOLUTION 29-2026

MEETING MINUTES

On a motion of Councilmember Beach, seconded by Councilmember Hale, the following resolution was

ADOPTED Ayes 4 Beach, Senn, Hale, Nagle
 Nays 0

Resolved that the Board approves the meeting minutes from February 11, 2026 as submitted.

REPORT OF TOWN OFFICIALS

TOWN JUSTICE – No Report

CODE ENFORCEMENT

1 permit issued in February 2026 for \$100.

RACDC– NO REPORT

Monthly Report of the Supervisor – The February 2026 Financial Report was submitted to the Board from Doeren Mayhew.

CLERK

Clerk Hind submitted the monthly report for February 2026 to the Board. The local shares were Town-\$900.75; Supervisor – \$91.78.

SUPERINTENDENT OF HIGHWAYS – Highway Superintendent Uhl provided a report for February 2026.

WATER/SEWER Jason Beaver stated it had been a quiet month. They have received the new van and have gotten it stocked.

SAMPLE HILL

One burial.

ASSESSORS

February 2026 report was submitted to the Board.

COMMUNICATIONS –

OLD BUSINESS

Bi-Centennial: March 7th began the Bi-Centennial celebrations with a Proclamations received from Congressman Langworthy, Senator Borello and Assemblyman Sempolinski, Cattaraugus County Chairman M. Andrew Burr

NEW BUSINESS

RESOLUTION 30-2026

URGING IMMEDIATE REVIEW OF ELECTRIC DELIVERY CHARGES, DEMANDING IMPROVED COST CONTROLS AND TRANSPARENCY, AND AUTHORIZING FORMAL COMPLAINTS TO THE NEW YORK STATE PUBLIC SERVICE COMMISSION REGARDING THE ESCALATING COST OF ELECTRICITY.

On motion of Councilperson Nagle seconded by Councilperson Beach the following resolution was

ADOPTED	Ayes	4	Beach, Senn, Hale, Nagle
	Nays	0	

WHEREAS, residents, seniors, and small businesses in the Town of Randolph are experiencing unsustainable, repeated, and compounding increases in electric bills that are placing a growing financial strain on households and the local economy; and

WHEREAS, a substantial portion of these increases is attributable not to increased energy consumption, but to escalating delivery charges, fees, and approved rate adjustments imposed by NATIONAL GRID & NYSEG; and

WHEREAS, electric delivery charges and rate structures are regulated and approved by the New York State Public Service Commission, which is statutorily charged with ensuring that utility rates are just, reasonable, and affordable for ratepayers; and

WHEREAS, the Town Board has received numerous complaints from residents who are struggling to afford basic electric service and who have expressed serious concern regarding the frequency, magnitude, and lack of transparency surrounding recent and ongoing rate increases; and

WHEREAS, rural and low-density communities such as the Town of Randolph are disproportionately impacted by delivery charge increases and cost-recovery mechanisms that fail to adequately account for affordability, equity, and the cumulative burden placed on ratepayers; and

WHEREAS, the Town Board finds that continued approval of rate increases without stronger cost controls, greater transparency, and meaningful affordability protections is unacceptable and contrary to the public interest;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Randolph formally and strongly urges the New York State Public Service Commission to conduct a thorough and immediate review of electric delivery charges, rate increases, and cost-recovery practices applicable to NATIONAL GRID & NYSEG customers; and

BE IT FURTHER RESOLVED, the Town Board calls upon the Public Service Commission to prioritize ratepayer affordability, demand greater transparency from NATIONAL GRID & NYSEG, and require demonstrable cost-containment and operational efficiency measures before approving any future rate increases; and

BE IT FURTHER RESOLVED, the Town Board expressly opposes continued or automatic rate increases that shift rising operational, infrastructure, and administrative costs onto ratepayers without clear justification or adequate protection for rural communities; and

BE IT FURTHER RESOLVED, the Town Supervisor is hereby authorized and directed to submit formal complaints, written comments, and supporting documentation to the New York State Public Service Commission on behalf of the Town and its residents, objecting to excessive electric costs and requesting regulatory intervention; and

BE IT FURTHER RESOLVED, the Town Clerk is directed to transmit copies of this resolution to the New York State Public Service Commission, NATIONAL GRID, NYSEG, the Governor of the State of New York, members of the New York State Legislature, and neighboring municipalities served by NATIONAL GRID and NYSEG, and to encourage coordinated action among affected towns; and

BE IT FURTHER RESOLVED, this resolution shall take effect immediately upon adoption.

Councilman Learn entered at 7:40PM

RESOLUTION 31-2026

WEEDEN PARK USAGE: RANDOLPH AREA BASEBALL

On a motion of Councilman Hale, seconded by Councilman Beach, the following resolution was

ADOPTED Ayes 5 Beach, Senn, Hale, Learn, Nagle
 Nays 0

Resolved that having received proof of insurance, the Town approves Randolph Area Baseball's request for usage of fields at Weeden Park for its upcoming baseball season through August 2026.

RESOLUTION 32-2026

WATER AND SEWER LOGO

On a motion of Councilman Hale, seconded by Councilman Beach, the following resolution was

ADOPTED Ayes 5 Beach, Senn, Hale, Learn, Nagle
 Nays 0

Resolved that the Board approves the logo submitted for the Water and Sewer Department.

RESOLUTION 33-2026

WATER AND SEWER TRAINING

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On a motion of Councilman Beach, seconded by Councilman Learn, the following resolution was ADOPTED Ayes 5 Beach, Senn, Hale, Learn, Nagle
 Nays 0

Resolved that Jason Beaver and Brett Payne are authorized to attend training at Turning Stone in May.

RESOLUTION 34-2026

DECLARE SUPRLUS ITEMS AND AUTHORIZE SALE WITH AUCTIONS INTERNATIONAL

On a motion of Councilmember Beach, seconded by Councilmember Hale, the following resolution was

ADOPTED Ayes 5 Senn, Hale, Nagle, Beach, Learn
 Nays 0

Resolved that the Town Board declares one bucket truck, one cement mixer, two snow blowers, and one Water Department truck as surplus and authorizes the sale at auction with Auctions International.

Attorney Marshall entered at 7:52PM.

FENTON MOBILITY PARKING

There was discussion regarding parking options for the expanding business at Fenton Mobility. The Town will investigate possible options but they cannot create parking specifically for Fenton Mobility. It would have to be public parking. An issue of blowing cardboard to neighboring properties was brought up.

FLAGS FOR RANDOLPH AREA VETERANS

Gail Sandy discussed the newly formed organization “Flags for Randolph Area Veterans”. It is the organizations goal to get individuals and/or organizations to adopt area Veteran’s graves and make sure flags are placed each year with a three-year commitment. There are approximately 1,100 Veteran graves in the area. He anticipates volunteers would spend less than two hours per year volunteering and is currently compiling a list of anyone willing to assist.

RESOLUTION 35-2026

LOCAL LAW NO. 1 OF 2026: A Local Law Imposing a Temporary Moratorium on Battery Energy Storage Systems and Data Centers

On a motion of Councilmember Beach, seconded by Councilmember Hale, the following resolution was

ADOPTED Ayes 5 Senn, Hale, Nagle, Beach, Learn
 Nays 0

Resolved that the Town Board adopts Local Law 1-2026 as follows:

SECTION 1. TITLE

This local law shall be known as “**Local Law No. 1 of 2026 – Moratorium on Battery Energy Storage Systems and Data Centers.**”

SECTION 2. AUTHORITY

This Local Law is adopted pursuant to the authority granted to municipalities by the New York State Constitution, the New York State Municipal Home Rule Law, and the New York State Town Law, including the authority to enact land use regulations to protect the public health, safety, and welfare.

SECTION 3. LEGISLATIVE FINDINGS AND INTENT

The Town Board of the Town of Randolph hereby finds that Battery Energy Storage Systems (BESS) and Data Centers are emerging land uses with potentially significant impacts related to fire safety, energy demand, noise, environmental resources, infrastructure capacity, and community character.

Existing local zoning and land use regulations do not adequately address the siting, scale, operational characteristics, or cumulative impacts of Battery Energy Storage Systems or Data Centers.

The rapid pace of technological development and increasing private-sector interest in these facilities necessitate careful study and planning before permitting such uses within the municipality.

A temporary moratorium is necessary to allow the Town sufficient time to:

- Study the potential impacts of Battery Energy Storage Systems and Data Centers;
- Review best practices and state and federal guidance;
- Develop appropriate zoning, safety, and operational standards;
- Protect the public health, safety, and welfare of residents.

The intent of this Local Law is to temporarily suspend the acceptance, review, and approval of applications for Battery Energy Storage Systems and Data Centers while the Town evaluates and considers appropriate long-term regulations.

SECTION 4. DEFINITIONS

For purposes of this Local Law, the following terms shall have the meanings indicated:

A. Battery Energy Storage System (BESS)

One or more devices, units, or systems designed to store electrical energy in chemical batteries and discharge that energy at a later time, including associated equipment such as containers, enclosures, inverters, transformers, cooling systems, fire suppression systems, and related infrastructure.

B. Data Center

A facility or group of facilities used primarily for the housing, operation, and maintenance of computer servers, data storage systems, network equipment, and associated infrastructure, including but not limited to cooling systems, backup power supplies, generators, and energy distribution equipment. This term does not include customary accessory computer or server rooms incidental to an otherwise permitted principal use.

SECTION 5. MORATORIUM IMPOSED

A. During the term of this moratorium, the Town of Randolph shall not accept, process, review, approve, or issue any permits, approvals, variances, special use permits, site plan approvals, building permits, or other land use or development approvals for:

- Battery Energy Storage Systems; or
- Data Centers.

B. This moratorium shall apply to all zoning districts within the Town.

SECTION 6. EXEMPTIONS

The following shall be exempt from this moratorium:

1. Ordinary maintenance or repair of existing lawful structures that does not expand capacity or change use.
 2. Emergency repairs necessary to protect public safety.
 3. Residential or accessory battery systems serving a single-family or farm use.
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SECTION 7. TERM OF MORATORIUM

This moratorium shall remain in effect for a period of twelve (12) months from the effective date of this Local Law, unless sooner repealed or extended by resolution or local law of the Town Board.

SECTION 8. SEQRA DETERMINATION

The Town Board determines that this Local Law is a Type II action pursuant to the State Environmental Quality Review Act (SEQRA) and its implementing regulations, as it constitutes a temporary moratorium for the purpose of studying land use regulations.

SECTION 9. SEVERABILITY

If any section, subsection, sentence, clause, or provision of this Local Law is held invalid by a court of competent jurisdiction, such determination shall not affect the validity of the remaining portions of this Local Law.

SECTION 10. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with the Municipal Home Rule Law.

WATER AND SEWER DEPARTMENT HOURS

Jason Beaver inquired with Councilman Learn when the Department could switch their hours extending work hours one hour per day M-TH and leaving at noon on Fridays. Councilman Learn stated he felt they should switch the same time the highway department goes to summer hours.

RESOLUTION 36-2026

BUDGET Transfer

On a motion of Councilperson Beach, seconded by Councilperson Hale, the following resolution was

ADOPTED	Ayes	5	Beach, Senn, Hale, Learn, Nagle
	Nays	0	

Resolved that the Board authorizes the following budget transfer:

Sewer Fund

Budget Transfers:

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\$2,513 FROM SS8120.4 · SEWER COLLECTION - CONTRACTUAL
\$2,513 TO SS9040.8 · EMPLOYEE BENEFITS -WORKERS COMP

RESOLUTION 37-2026

AUDIT OF BILLS

On a motion of Councilman Learn, seconded by Councilmember Hale, the following resolution was

ADOPTED Ayes 5 Beach, Senn, Hale, Learn, Nagle
 Nays 0

The Town authorizes all payments on ABSTRACT #3

General Fund	No. 49-70	\$30,889.46
Street Lighting District		1914.93
Refuse District		0
Fire District		0
Snow Removal		161.71
Solar Project	No. 6-7	8,843.96
Highway Fund	No. 27-47	67,616.94
Sewer CAPITAL PROJECT	No. 2-3	6,467.89
Sewer Fund	No. 16-28	6,204.59
Water Fund	No. 27-42	7,432.00

With no further business, on a motion from Councilman Beach, seconded by Councilman Learn the meeting was adjourned at 8:16PM. Carried unanimously.

Gretchen A. Hind, RMC/CMC, Town Clerk