

181) Roll Call

Board Members	Present	Excused	Town Officials	Present	Excused
Supervisor Karen Brownell	X		Town Clerk, Paige Phillips	X	
Councilmember Carol Dimond	X		Highway Superintendent, Jay Rust	X	
Councilmember Gina Sarazen	X				
Councilmember Angela Rust	X				
Councilmember Tom Snye		X			

Guests: Linda Pickering, Loren Bailey, Lou Flanigan, Carrie Riley, Gregg Sneller, Cheryl Sneller, Allen Splete, Marlene Ashton, Ginger Storey-Welch.

182) Pledge of Allegiance

The meeting was opened with the Pledge of Allegiance led by Town Supervisor Karen Brownell.

183) Public Hearing BESS Moratorium

Town Supervisor Karen Brownell opened the public hearing regarding proposed Local Law No. 1 of 2026, which would impose a moratorium on Battery Energy Storage Systems (BESS) within the Town of Piercefield. Lou Flanigan, a resident of Eagle Craig Lake, addressed the Board and shared his concerns regarding the potential risks associated with Battery Energy Storage Systems. The public hearing was closed at 7:05.

184) Public Hearing Data Center Moratorium

Town Supervisor Karen Brownell opened the public hearing at 7:05 p.m. regarding proposed Local Law No. 2 of 2026, which would impose a 12-month moratorium on the development or construction of data centers within the Town of Piercefield. Ginger Story-Welch, who previously spoke on this matter at the June meeting, addressed the Board and reiterated her concerns regarding the potential development and construction of data centers within the Town.

185) Approval of Minutes

On a motion by Councilmember Gina Sarazen, seconded by Councilmember Angela Rust, the minutes of August 13, 2026 as presented by the Town Clerk be approved. AYES: Town Supervisor Brownell, Councilmembers Sarazen, Rust, Dimond. NAYS: 0

186) Monies Received

Real Property Tax Inter	\$2,255.72
Insurance Recoveries	\$161.56
Licenses	\$48.50
Refuse and Garbage	\$2,768.00
Licenses & Permits	\$312.50
Fines,Forfeits of Bail	\$195.00
Vital Statistics	\$11.00
Dog Control	\$23.00

Privilege of Floor

187) Carrie Riley

Carrie addressed the Board regarding the proposed fencing at the cemetery and inquired whether the fencing cost would be included in the 2027 budget. She also inquired as to who would be responsible for installation. Highway Superintendent Jay Rust stated that the Highway Department could complete the installation as time permits. Carrie offered to assist the Highway Department with any task they may need an extra set of hands for. Carrie commended cemetery caretaker Mr. Benware for maintaining the cemetery and emphasized the importance of keeping the property in a respectable condition. She noted that the installation of a new fence would contribute to the overall appearance and upkeep of the cemetery. Carrie also inquired whether pressure-treated wood should be considered to improve the longevity of the fencing. Jay Rust will assess and provide an update to the Board at the next meeting.

188) Allen Splete

Allen Splete, along with Pastors Gregg and Cheryl Sneller, attended the meeting to discuss ongoing improvements and activities at Childwold Memorial Presbyterian Church. The church has been expanding its facilities to accommodate weddings and other special events and has added a new kitchen to support catering opportunities. They also discussed the church’s community outreach

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efforts, including assistance with heating costs for residents during the winter months and donations of school supplies to Tupper Lake. A discussion was held regarding the possibility of coordinating a joint event and working together on future fundraising opportunities.

189) Marlene Ashton

Marlene will be visiting the district legislator's office as she has been fighting for assistance for Piercefield for over a year and has received no help to date.

190) Loren Bailey

Loren expressed his appreciation to the Highway Department for their prompt response in addressing the road concerns he brought before the Board at the previous month's meeting. Loren also inquired about the availability of CHIPS funds and the anticipated paving schedule. Jay confirmed that the CHIPS funds remain and that paving is scheduled for this fall.

191) Highway Report

- Received a complaint regarding the condition of the apron from Route 3 onto Setting Pole Dam Road. The State has been contacted multiple times regarding the apron, with no action taken. Jay addressed the issue by ditching, placing crusher run, and rolling the area to repair the apron. The work will be covered under CHIPS.
- The County estimated the Mt. Arab Road paving at approximately 500 tons of blacktop. No date has been set, but the work is expected to be completed this fall.
- Rented a larger roller from Mitchells for 1 week and will complete grading and rolling on Raquette Flow, Gull Pond, and Setting Pole Dam Roads. Massawepie Road will be done as well if there is time.
- Speed study was completed in Conifer. The speed limit is now 25MPH. The county has installed the signage. Councilmember Carol Dimond has been following up on the RT 421 speed study. Field work was completed it now has to be submitted.
- John Chesbrough was hired for the MEO position.
- Supervisor Brownell requested an itemized list of what is needed for both Piercefield and Conifer water systems.
- Purchased a new mower for \$5,227.50. Also purchased a mower for the mini which cost \$8,450.00. Both purchases will be covered under CHIPS.

192) Code Officer Report

- Issued 4 building permit
- Completed 12 site inspections
- Received 86 phone calls
- Sent more letters regarding property maintenance complaints. Followed up on previous property complaints.

Old Business

193) Adirondack BESS Moratorium

RESOLUTION NO.: 25-09-2026

Dated: September 10, 2026

RESOLUTION TO PROVIDE A TWELVE-MONTH MORATORIUM ON BATTERY ENERGY STORAGE SYSTEMS.

WHEREAS, local law number 1 Of 2026 was duly introduced to the Town Board; and

WHEREAS, legal notice of the Public Hearing regarding the proposed local law was published and advertised and copies of the proposed local law were made available at the Town Clerk's office for public review; and

WHEREAS, a Public Hearing on the proposed law was held on September 10, 2026 at 7:00PM at the Town of Piercefield town hall, with public 1 comment being offered; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Piercefield, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board has acted as lead agency in this matter; and

WHEREAS, The Town Board has been made aware of fire and safety risks associated with Battery Energy Storage systems. Since that time, fires have raised the alarm concerning said uses, and while such concerns merit review by the Town Board, the Town Board is desirous of implementing a moratorium in order to obtain additional information and assurances about the safety of Battery Energy Storage systems, including, but not limited to, ensuring the technology and availability of equipment necessary for local fire districts to be able to suppress or appropriately respond to a fire should one occur, taking necessary precautions related to air emissions and deterring any necessary fire suppression chemicals from impacting surface and groundwater, and creating standards for siting these battery energy storage systems.

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WHEREAS, the adoption to said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N. Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria; and

NOW THEREFORE, be it resolved as follows:

RESOLVED AND DETERMINED that the enactment of proposed Local Law No. 1 of 2026 is an unlisted action, there are no other involved agencies and this Board acts as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED that the Town Board has determined this action shall have no significant adverse impact on the environment; and that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED that the Town Board hereby adopts Local Law No. 1 of 2026 titled " A Local Law Imposing a moratorium of locating Battery Energy Storage Systems in the Town of Piercefield

A motion to adopt the foregoing Resolution was made by Councilmember Carol Dimond and seconded by Councilmember Angela Rust. The following each voted in favor of the Resolution: Supervisor Brownell, Councilmembers Angela Rust, Carol Dimond, and Gina Sarazen. NAYS:0. Approved.

194) Data Center Moratorium

RESOLUTION NO.: 26-09-2026

Dated: September 10, 2026

RESOLUTION TO PROVIDE A TWELVE MONTH MORATORIUM ON LOCATING DATA CENTERS, ACCESSORY DATA CENTERS AND CRYPTOCURRENCY MINES IN THE TOWN OF PIERCEFIELD

WHEREAS, local law number 2 Of 2026 was duly introduced to the Town Board; and

WHEREAS, legal notice of the Public Hearing regarding the proposed local law was published and advertised and copies of the proposed local law were made available at the Town Clerk's office for public review; and

WHEREAS, a Public Hearing on the proposed law was held on September 10, 2026 at 7:00PM at the Town of Piercefield town hall, with 1 public comment being offered; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Piercefield, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board has acted as lead agency in this matter; and

WHEREAS, this temporary moratorium will provide the Town Board with sufficient time to study and address any concerns, including, but not limited to, zoning, environmental impacts, public safety, and economic implications resulting from Data Centers, Accessory Data Centers, and Cryptocurrency Data Mines; and

WHEREAS, the adoption to said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N. Y. C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria; and

WHEREAS, a moratorium is needed in Order to properly assess the impacts and Data Storage Centers, Accessory Data Storage Centers and Cryptocurrency Data Mines on the Town; and

NOW THEREFORE, be it resolved as follows:

RESOLVED AND DETERMINED that the enactment of proposed Local Law No. 2 of 2026 is an unlisted action, there are no other involved agencies and this Board acts as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED that the Town Board has determined this action shall have no significant adverse impact on the environment; and that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED that the Town Board hereby adopts Local Law No. 2 of 2026 titled "**A LOCAL LAW IMPOSING A TWELVE (12) MONTH MORATORIUM ON DEVELOPMENT OR**

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CONSTRUCTION OF DATA CENTERS, ACCESSORY DATA CENTERS, AND

CRY140CURRENCY DATA MINES, WITHIN THE TOWN OF PIERCEFIELD.”

A motion to adopt the foregoing Resolution was made by Councilmember Carol Dimond and seconded by Town Supervisor Karen Brownell. The following each voted in favor of the Resolution: Supervisor Brownell, Councilmembers Angela Rust, Carol Dimond, and Gina Sarazen. NAYS:0. Approved.

New Business

- 195) Councilmember Resignation
- The Board received the resignation of Councilmember Thomas Snye. The Board acknowledged the resignation and discussed the resulting vacancy. The Board will seek to appoint an individual to fill the vacant position through November 2027.
- 196) Tentative Budget
- Budget discussion for 2027 has begun and will continue over the next 2 months. A budget meeting with William Dashnaw, the town’s budget officer, has been scheduled for October 7th at 4:00pm. The Town Clerk will put notice of this meeting in the Tupper Lake Press and on the town’s website. The Tentative Budget will be available for viewing in the Town Clerks office and at Piercefield.org on September 30th.
- 197) Rescheduled Meeting
- The regularly scheduled board meeting has been rescheduled to Thursday October 15th at 7:00pm.
- 198) Budget Transfers

RESOLUTION NO. 21-09-2026

DATED: September 10, 2026

RESOLUTION AUTHORIZING THE TRANSFER OF MONEY IN THE 2026 BUDGET

WHEREAS, the Town of Piercefield needs to transfer money in the 2026 Budget because of increased expenditures, NOW, THEREFORE, BE IT RESOLVED that the following transfers be made in the 2026 budget:

General					
Increase	Description	Amount	Decrease	Description	Amount
11104.01	Justice CE	\$622.00	19904.01	Contingency	\$2,164.02
51324.01	Buildings CE	\$1,440.91			
40204.01	Registrar VS	\$9.98			
71101.01	Parks PS	\$40.00			
71104.01	Parks CE	\$51.13			
	Total	\$2,164.02		Total	\$2,164.02

On a motion by Town Supervisor Karen Brownell, seconded by Councilmember Angela Rust, resolution #21 be approved.: AYES: Town Supervisor Brownell, Councilmembers, Rust, Dimond and Sarazen NAYS: 0 Approved.

RESOLUTION NO. 22-09-2026

DATED: September 10, 2026

RESOLUTION AUTHORIZING THE TRANSFER OF MONEY IN THE 2026 BUDGET

WHEREAS, the Town of Piercefield needs to transfer money in the 2026 Budget because of increased expenditures, NOW, THEREFORE, BE IT RESOLVED that the following transfers be made in the 2026 budget:

Highway					
Increase	Description	Amount	Decrease	Description	Amount
51104.03	General Repairs	\$1,900.29	51424.03	Snow Removal CE	\$1,900.29
	Total	\$1,900.29		Total	\$1,900.29

On a motion by Town Supervisor Karen Brownell, seconded by Councilmember Angela Rust, resolution #22 be approved.: AYES: Town Supervisor Brownell, Councilmembers, Rust, Dimond and Sarazen NAYS: 0 Approved.

RESOLUTION NO. 23-09-2026

DATED: September 10, 2026

RESOLUTION AUTHORIZING THE TRANSFER OF MONEY IN THE 2026 BUDGET

WHEREAS, the Town of Piercefield needs to transfer money in the 2026 Budget because of increased expenditures, NOW, THEREFORE, BE IT RESOLVED that the following transfers be made in the 2026 budget:

Piercefield Water					
Increase	Description	Amount	Decrease	Description	Amount
83404.13	PW Expense	\$1,500.00	83402.13	PW Equip	\$1,500.00
	Total	\$1,500.00		Total	\$1,500.00

On a motion by Town Supervisor Karen Brownell, seconded by Councilmember Angela Rust, resolution #23 be approved.: AYES: Town Supervisor Brownell, Councilmembers, Rust, Dimond and Sarazen NAYS: 0 Approved

199) Budget Amendment

RESOLUTION NO. 24-09-2026

DATED: September 10, 2026

RESOLUTION TO AUTHORIZE AMENDMENT OF THE 2026 HIGHWAY FUND BUDGET

WHEREAS, the Town of Piercefield needs to amend the 2026 Highway Fund Budget because of increased expenditures and increased revenues,
NOW, THEREFORE, BE IT RESOLVED that the following changes be made to the 2026 budget:
Increase the revenues and increase the expenditures by the attached spreadsheet.

Highway					
Increase	Description	Amount	Increase	Description	Amount
3501.03	CHIPS	\$35,608.00	51124.03	CHIPS	\$35,608.00
	Total	\$35,608.00		Total	\$35,608.00

A motion to adopt the foregoing Resolution was made by Town Supervisor Karen Brownell and seconded by Councilmember Angela Rust. The following each voted in favor of the Resolution: Supervisor Brownell, Councilmembers Dimond, Sarazen and Rust. NAYS: 0

200) Approval of Town Clerk Monthly Reports

On a motion by Councilmember Gina Sarazen, seconded by Town Supervisor Karen Brownell the Clerk Reports for August 2026 be approved: AYES: Town Supervisor Brownell, Councilmembers, Sarazen, Rust, and Dimond NAYS: 0

201) Payment of Bills

On a motion by Councilmember Angela Rust, seconded by Town Supervisor Karen Brownell the following payments be approved AYES: Town Supervisor Brownell, Councilmembers Sarazen, Rust, and Dimond. NAYS: 0

General Fund:

Highway Fund:

Lighting District

Conifer Water:

Piercefield Water:

Trust and Agency

Total

\$21,734.96

\$30,693.46

\$414.76

\$2,769.64

\$2,865.20

\$8,694.20

\$67,172.22

202) Adjournment

On a motion by Town Supervisor Karen Brownell, seconded by Councilmember Angela Rust the meeting was adjourned at 8:41 pm. Next regular meeting will be held on Thursday, October 15, 2026 at 7:00pm.

Paige Phillips, Town Clerk

Date Approved