

11-10-2016 – NOVEMBER REGULAR MEETING

Present:

Councilman Cheryl L. Earl
Councilman Leonard R. Hochadel
Councilman Douglas J. Morrell
Councilman Mandy Quinn-Stojek
Supervisor Beverly A. Gambino

Also Present:

Highway Superintendent Donald W. Hopkins
Town Clerk Betsy A. Marsh
14 guests

Supervisor Gambino called the Regular meeting to order at 6:30 PM. The Supervisor stated that the first item on the agenda was the approval of last month's minutes. The Town Clerk has submitted the minutes of the October 13, 2016 Regular Board Meeting, and the Deputy Clerk, Jennifer Bray, submitted the minutes of the October 20, 2016 Special Meeting/Work Session on the 2017 Tentative Budget, and **on a motion by Hochadel, seconded by Morrell, those minutes were approved as submitted. Carried, 5 ayes, 0 noes.**

Supervisor Gambino stated that the next item is for payment of the bills. **On a motion by Earl, seconded by Morrell, Warrant #11 of 2016, including vouchers #590 through #642, totaling \$75,195.21, of which \$13,160.79 was General Fund, \$61,019.08 was Highway Fund, and \$1,015.34 was Lighting District Fund, was approved for payment. Carried, 5 ayes, 0 noes.**

Departmental Reports:

Councilman Morrell reported that the flu clinic went well, and 58 flu vaccinations were given. He thanked Waste Management and especially Micki Baker, for the luncheon arrangements. Mr. Morrell also reported that the rabies clinic went well, with 44 rabies vaccinations administered. He then asked Dr. Nancy Pugh to come forward. Dr. Pugh volunteers her time at the clinic and has for many years. Mr. Morrell and Supervisor Gambino then presented Dr. Pugh a Certificate of Appreciation, thanking her for her dedication and service to the community. She was also given a gift certificate to a Restaurant. The Supervisor explained that several of the Board members and the Clerk had shared the cost for the gift.

County Legislator John Mills was on hand to inform those in attendance that the County Budget for 2017 is in place, and there will be no tax increase again this year. He stated that the County Roads have been getting oil and chipping, but the job was so shoddy that it had to be done again, and he stated that the DPW quality is just not there. Mr. Mills stated that he was once again chosen, by an 11-0 vote, to be the Chairman of the Legislature, and stated he spends 70% of his time watching the DPW, and 70% watching the County Executive. He then presented hand out materials for the Town Clerk's office, including Yellow Dot Program packets, County Services pamphlets, and WNY Hot Spot fishing maps. Bob Hill asked Mr. Mills if the County would be getting an increased road repair budget due to Federal funding increase, and Mr. Mills stated that he hopes so, because we certainly need help with our infrastructure, including sewers, highways, and bridges. Bob Church asked if Mr. Mills has been getting any feedback from the proposed gas line project, and Mr. Mills responded that he has not. Councilman Hochadel thanked Mr. Mills for his help in getting Middle Rd. repaved and repaired, and for his help in securing the grant for the pool house from Sen. Gallivan's office.

Councilman Quinn stated she had nothing to report.

Councilman Hochadel reported that he had not attended the Springville Control Center meeting this month, and reminded everyone in attendance that the American Legion will be holding a Veteran's Day Service tomorrow at 11:00 AM at the Legion Hall.

Councilman Earl had no report.

Supervisor Gambino stated that she has received a request from the Pioneer Wildcats cheerleaders to be given permission to use the Town Hall gym again this year for their Winter Workshop. She stated they would like to use it on Mondays and Wednesdays, from 6 PM until 8 PM, from February 6, 2017 through April 27, 2017. The Supervisor noted that they would be updating their Certificate of Insurance. **On a motion by Earl, seconded by Quinn, the Wildcats cheerleaders were given permission to use the gym on those dates and times. Carried, 5 ayes, 0 noes.** The Supervisor stated she has also received a letter from Chatfield Engineering notifying that they will have a bid specs package for the boiler project together before the December meeting. She also noted that she has received the Fire Company's Treasurer's report for September 2016. Councilman Earl asked if the Town has received the Fire Company's points, and was told it has not.

Supervisor Gambino stated that she has now had time to review Proposed Local Law #1 of 2016 to amend the Zoning Ordinance to regulate solar energy systems and now need adopt the resolution to set up a public hearing on the law. She stated she would like to hold the Public Hearing on December 8, 2016, at 6:00 PM. **On a motion by Earl, seconded by Hochadel, the following resolution, to be known as Resolution #32 of 2016, was moved for adoption:**

**RESOLUTION #32 – 2016
RELATING TO THE INITIAL REVIEW, UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, OF A
PROPOSED LOCAL LAW ENTITLED AMENDING THE ZONING ORDINANCE OF THE TOWN OF SARDINIA TO
REGULATE SOLAR ENERGY SYSTEMS"**

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Town Board of the Town of Sardinia is considering a proposed local law entitled "Amending the Zoning Ordinance of the Town of Sardinia to Regulate Solar Energy Systems" ;and

WHEREAS, the proposed local law is intended to promote the effective and efficient use of solar energy systems, as the present zoning regulations in the Town do not adequately address this type of use; and

WHEREAS, pursuant to and in accordance with the provision of section 617.6 (Initial Review of Actions and Establishing Lead Agency) of the New York State Environmental Quality Review Regulations, (6 NYCRR part 617) the Town Board of the Town of Sardinia declares its intention to seek lead agency status for purposes of SEQRA review, has reviewed the proposed law and will take a "hard look" at all potential adverse environmental impacts pursuant to SEQRA by completing Part 1 of a Long Form EAF and shall advise all other involved and/or interested agencies that it believes it is the proper Lead Agent for this Action. Those Agencies are listed as follows:

1. Beverly Gambino, Supervisor- Town of Sardinia;
2. Town of Sardinia Planning Board;
3. Town of Sardinia Zoning Board of Appeals;
4. Erie County Planner;

WHEREAS, the Town Board of the Town of Sardinia finds it in the best interest of the Town to hold a public hearing to consider the adoption and environmental significance of said local law on the 8th day of December, 2016 at 6:00 pm at the Town Hall of the Town of Sardinia.

NOW ON MOTION OF Earl, which has been duly seconded by Hochadel, now therefore, be it

RESOLVED, by the Town Board of the Town of Sardinia that the formal application being considered by the Town Board, in its current form, can be used to begin review under the State Environmental Quality Review Act, also known as SEQRA and the Town Board shall advise all other involved and/or interested agencies that it believes it is the proper Lead Agent for this Action. Those Agencies are listed as follows:

1. Beverly Gambino, Supervisor- Town of Sardinia;
2. Town of Sardinia Planning Board;
3. Town of Sardinia Zoning Board of Appeals;
4. Erie County Planner;

And be it further

RESOLVED, to seek lead agency for the proposed application review; and be it further

RESOLVED, that the Town Board of the Town of Sardinia will hold a public hearing on the proposed adoption of said local law on the 8th day of December 2016 at 6:00 p.m., at which time all interested parties and citizens for or against the proposed law will be heard and that the Town Clerk of the Town of Sardinia will advertise said public hearing in the official newspaper of the Town of Sardinia at least ten (10) days prior to said public hearing.

Upon roll call vote: Earl, aye, Hochadel, aye, Morrell, aye, Quinn, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

Supervisor Gambino stated she would also like to schedule the End of Year meeting, and would like to hold it on December 29, 2016, at 10:30 AM, and noted there would be an Executive Session at the end of that meeting. **On a motion by Earl, seconded by Hochadel, the End of the Year Meeting for 2016 will be held on December 29, 2016, at 10:30 AM. Carried, 5 ayes, 0 noes.**

The Supervisor then again noted the Legion's Veterans Day ceremony, and thanked all of the Veterans in the audience for their service to our Country.

Highway Superintendent Hopkins. Mr. Hopkins reported that Erie County has proposed a contract to the Towns that will include a 3% increase for each of the next 3 years. He also stated that all of the sand and salt is put up. Mr. Hopkins stated he has been contacted by the State DOT concerning the Shared Services Agreement between the State and the Town, asking that the agreement be extended into a 4 year agreement, and he stated he agreed and signed. He also informed that he and his Department have been rebuilding the bottom of the 2006 International and the work is all done, stating that because they did it in house, they saved the Town a lot of money. He stated they had a lot of trouble with the cutting of the steel, and stated he would like to purchase a Plasma cutter, which would be safer and more efficient. He stated that he has gotten 4 quotes, a Mac at \$1,695.00, 2 others costing \$1,340.00 and \$1,379.00, and a Hypotherm Plasma Cutter for the low quote of \$1,340.84. He stated that the Hypotherm is the one they liked best and is portable, as well as being the lowest priced, and has a 3 year warranty. He asked the Board for approval to purchase. **On a motion by Hochadel, seconded by Morrell, Mr. Hopkins was given approval to purchase a Hypotherm plasma cutter at the cost of \$1,340.84. Carried, 5 ayes, 0 noes.** Mr. Hopkins then stated he had found several surplus items and would like to list them for sale on Auctions International, including: a set of front tires, a Briggs and Stratton motor, the old electric pool pump and motor, and the green slide that was removed from the Eagle's Nest playground set out back of the Town Hall. **On a motion by Earl, seconded by Gambino, the Highway Superintendent was given permission to list those surplus items on Auctions International. Carried, 5 ayes, 0 noes.** He once again stated that Mark Bray and the rest of the crew did an excellent job on the 2006 International. The Supervisor again reminded Mr. Hopkins to purchase a diving board by December 29th.

Under Public Comments:

John Schiener of Sardinia asked why the Town is in a hurry to adopt the solar regulations, and why has it not been discussed at any previous meetings. Mr. Schiener was told that it had been discussed at a joint meeting of the Town Board and the Planning Board, and would be discussed again at the next Planning Board meeting on November 16 at 7:00 PM and suggested he attend and comment.

Supervisor Gambino stated the next item was a resolution to adopt the 2017 Budget. There was no further discussion on the budget and on a motion by Gambino, seconded by Hochadel, Resolution #33 of 2016 was then moved for adoption, as follows:

**RESOLUTION #33 - 2016
APPROVAL OF 2017 BUDGET**

WHEREAS, the Sardinia Town Board has reviewed the 2017 Preliminary Budget, and

WHEREAS, the Sardinia Town Board approves the 2017 Budget without changes, and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves the 2017 Budget for the Town of Sardinia as presented to the Town Board.

Upon roll call vote: Earl, aye, Hochadel, aye, Morrell, aye, Quinn, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

The Supervisor stated that the next resolution is to approve application for CDBG Grant funding. **The following resolution, to be known as Resolution #34 of 2016, was then moved for adoption on a motion by Earl, seconded by Quinn:**

**RESOLUTION #34 – 2016
COMMUNITY BLOCK GRANT APPROVAL**

WHEREAS, at a meeting of the Sardinia Town Board held on November 10, 2016, the Board authorized the Town Supervisor, to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following project(s) upon approval of ECCDBG.

I. Rural Transit Van Program Consortium.

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board authorize Town Supervisor to sign, submit and execute a contract with the ECCDBG program for the above listed project(s) upon approval of ECCDBG.

Upon roll call vote: Earl, aye, Hochadel, aye, Morrell, aye, Quinn, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

The Supervisor stated that the next resolution is for approval to hold a concert in the Town Hall gym. **The following resolution, to be known as Resolution #35 of 2016 was then moved for adoption on a motion by Earl, seconded by Hochadel:**

**RESOLUTION #35 - 2016
REQUEST FOR USE OF TOWN HALL FOR KIWANIS SPONSERED CONCERT WITH THE PIONEER COMMUNITY
BAND**

WHEREAS, the Sardinia Town Board has received a request for use of the Sardinia Town Hall Gym For the Chaffee - Sardinia Kiwanis sponsorship of the Pioneer Community Band Concert on Monday December 12th at 7:00pm – 9:00pm, and

WHEREAS, this event is free to the public, and Chaffee – Sardinia Kiwanis have always been respectful to the Town's facilities, and

WHEREAS, Chaffee – Sardinia Kiwanis have their certificate of insurance on file, and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves the request of the Chaffee-Sardinia Kiwanis to host a concert with the Pioneer Community Band at the Sardinia Town Hall, and waiving the rental fee as they are a non-for-profit organization.

Upon roll call vote: Earl, aye, Hochadel, aye, Morrell, aye, Quinn, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

Supervisor Gambino stated that the next resolution is to set policy for entry level and new hire pay rates. **The following resolution, to be known as Resolution #36 of 2016, was moved for adoption by Gambino, seconded by Earl:**

**RESOLUTION #36 – 2016
APPROVAL OF NEW HIRE RATE POLICY**

WHEREAS, the Sardinia Town Board has examined the wages and rates of some of its employees, and

WHEREAS, Sardinia Town Board has agreed that there is a need to have a new pay scale for incoming employees, and

WHEREAS, the following recommendations for the Town of Sardinia “New Hire Pay Rate Policy for New Hires after January 1st 2017” is as follows,

Hourly Employees:

Lifeguard – Hourly Pay rate to equal \$1.00 over minimum wage.

Recreation Attendant – Hourly Pay rate to equal \$.50 over minimum wage

Secretary Pool – Hourly Pay rate to \$1.50 less than Senior Clerk. New Hire will be given a six month probation period then a \$.50 raise

Court Clerk – Hourly Pay rate \$1.50 less than Senior Clerk. New Hire will be given a six month probation period then a \$.50 raise.

Deputy Town Clerk – Hourly Pay rate \$1.50 less than Senior Clerk. New Hire will be given a six month probation period then a \$.50 raise.

Assessor Clerk – Hourly Pay rate \$1.50 less than Senior Clerk. New Hire will be given a six month probation period then a \$.50 raise.

Buildings/Caretaker – Hourly pay rate \$1.50 less than senior caretaker. New Hire will be given six month probation period then \$.50 raise

NOW, THEREFORE, BE IT RESOLVED, the Town of Sardinia Board hereby approves the “New Hire Pay Rate Policy – Hires after January 1st 2017”, and

BE IT FURTHER RESOLVED, the Sardinia Town Board reserves the right to amend the rates at any time.

Upon roll call vote: Earl, aye, Hochadel, aye, Morrell, aye, Quinn, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

The Supervisor then stated that the Town Board would move into Executive Session on a personnel issue. **On a motion by Earl, seconded by Hochadel, the Board moved into Executive Session at 7:06 PM. Carried, 5 ayes, 0 noes.**

On a motion by Earl, seconded by Hochadel, the Board returned to Regular Session at 7:16 PM. Carried, 5 ayes, 0 noes.

There being no further business to come before the Board, on a motion by Earl, seconded by Hochadel, the meeting was adjourned at 7:17 PM. Carried, 5 ayes, 0 noes.

Respectfully Submitted,

Town Clerk