

11-12-2020 – NOVEMBER REGULAR MEETING

Present:

Councilman Mike Domster
Councilman Leonard R. Hochadel
Councilman Matthew Krist
Councilman John D. Marsh
Supervisor Beverly A. Gambino

Also Present:

Highway Superintendent Donald Hopkins
Town Clerk Jennifer L Bray
Approx. 6 guests

Supervisor Gambino called the regular November meeting to order at 6:40 PM, immediately following the Public Hearing for Rural Transit and the Public Hearing for the 2021 Budget.

Supervisor Gambino stated that the first item on the agenda was for approval of the minutes from the October regular Town Board meeting held on October 8th, 2020 and from the budget work session held on October 24th, 2020. **On a motion by Krist, seconded by Domster, the minutes were approved, as submitted. Carried, 5 ayes, 0 noes.**

Supervisor Gambino stated that the next item on the agenda is to approve the payment of the bills. **Warrant #11 of 2020, including vouchers #591 through # 667, totaling \$65,837.12 of which \$51,279.13 was for the General Fund and \$13,577.04 was for the Highway Fund and \$980.95 was for the Street Lighting fund. On a motion by Marsh, seconded by Hochadel, the Warrant was approved for payment. Carried, 5 ayes, 0 noes.**

Supervisor Gambino stated that the Town has received an application for a Special Use Permit for a dog kennel from a Mr. Barry Rolls on Mehm Rd. Supervisor Gambino stated that the Board would have to hold a public hearing on the matter at suggested that it be held on December 10th at 6:30 pm with the Regular December meeting immediately following. **On a motion by Hochadel, seconded by Krist, the Public Hearing was set for December 10th, 2020 at 6:30 pm. Carried, 5 ayes, 0 noes.**

Departmental Reports were as follows:

Councilman Marsh reported that cost for the new light from NYSEG had been reduced from \$30,000.00 to 16,091.15 due to the NYSEG engineer being able to change the spacing of the poles on Rt. 16. Therefor they are able to reduce the number of poles to 7 instead of 13.

Councilman Domster had nothing to report.

Councilman Hochadel reported that he had spoken with Nancy Spink and she hoped that the paving of the Town Hall parking lot would be done next week.

Councilman Krist had nothing to report.

Supervisor Gambino reported that with COVID19 there is not much happening such as senior dinners so there was not much for her to report on.

Superintendent Hopkins reported that himself and the Highway employees had attended the pool operators certification class and had all passed the class. Superintendent Hopkins also updated the Board on ditching work being done on Pratham Rd.

Supervisor Gambino stated that the next item on the agenda was a resolution to approve three new volunteer fireman for the Chaffee Sardinia Fire Company. Supervisor Gambino asked if there was any discussion. There was not. **Therefore the following resolution, to be known as Resolution #36 of 2020, was moved for adoption on a motion by Marsh, seconded by Krist:**

RESOLUTION #36 – 2020 APPOINTMENT OF CHAFFEE-SARDINIA VOLUNTEER FIREMAN

WHEREAS, the Sardinia Town Board is in receipt of the applications for,

Alexis Kozmycz – 12866 Genesee Road, Chaffee, NY 14030

Krista Feldman, 3831 Creek Road, Chaffee, NY 14030

John Bapst III, 3831 Creek Road, Chaffee, NY 14030

Who have applied for a volunteer position as a Volunteer Firefighter to the Chaffee-Sardinia Memorial Fire Company and,

WHEREAS, the Sardinia Town Board supports and approves the appointments of **Alexis Kozmycz, Krista Feldman, and John Bapst III**

NOW THEREFORE, BE IT RESOLVED, that the Town Board approves the appointment of Alexis Kozmycz, Krista Feldman, and John Bapst III, Volunteer Fireman to the Chaffee-Sardinia Memorial Fire Department.

DULY ADOPTED, this 12th day of November, 2020 by the following vote: Domster aye, Hochadel, aye, Krist, aye, Marsh, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

Supervisor Gambino stated that the next item on the agenda was a resolution for the approval of the 2021 Town Budget. Supervisor Gambino asked if there were any questions, comments, additions or concerns about the budget. There were none. **Therefore the following resolution, to be known as Resolution #37 of 2020, was moved for adoption on a motion by Marsh, seconded by Hochadel:**

**RESOLUTION #37 – 2020
APPROVAL OF 2021 BUDGET**

WHEREAS, the Sardinia Town Board has reviewed the 2021 Preliminary Budget, and

WHEREAS, the Sardinia Town Board approves the 2021 Budget with the following changes (if applicable), and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves the 2021 Budget for the Town of Sardinia as presented to the Town Board with the noted changes, (if applicable), and

DULY ADOPTED, this 12th day of November, 2020 by the following vote: Domster aye, Hochadel, aye, Krist, aye, Marsh, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

Supervisor Gambino stated that the last item on the agenda was a resolution for approval of an amendment to the Town's LOSAP program due to restrictions on gatherings due to COVID19. Supervisor Gambino noted that the fire company members earn points for many different activities that they have not been able to attend due to the State of Emergency due to COVID19 in New York by since March 7th and that these points qualify them for the LOSAP program. Supervisor Gambino stated that this amendment would give each of the fireman in the LOSAP program five points per month while the State of Emergency continues. Councilman Krist asked if this would qualify individuals who normally would not qualify. John Schiener stated that it may members to qualify that would not have in the past but that for the most part members are close to qualifying or they are so far from qualifying that this will not help. There was no other discussion. **Therefore the following resolution, to be known as Resolution #38 of 2020, was moved for adoption on a motion by Marsh, seconded by Hochadel:**

**RESOLUTION #38 – 2020
TOWN OF SARDINIA AMENDMENT OF LOSAP POINT SYSTEM PURSUANT TO CHAPTER 113 OF
THE LAWS OF 2020**

WHEREAS, the Town Board, of the Town of Sardinia has by appropriate resolution and referendum previously established a Length of Service Awards Program [hereinafter referred to as LOSAP] for the active volunteer firefighters of the Sardinia Fire Protection District in accordance with Article 11-A of the General Municipal Law, and

WHEREAS, the Town of Sardinia has established a Point System of the LOSAP in accordance with General Municipal Law § 217 in order to determine which active volunteer firefighter program participants qualify each year to be awarded a year of service credit under the LOSAP: and

WHEREAS, General Municipal Law § 217 was amended by Chapter 113 of the Laws of 2020 as follows:

AN ACT to amend the general municipal law; in relation to the determination of points for service award programs for volunteer firefighters during a state disaster emergency and authorizing service award program sponsors to adjust certain point systems when such sponsor adopts written emergency response protocols.

*THE PEOPLE OF THE STATE OF NEW YORK, represented in Senate and Assembly, do enact as follows:
Section 1. Section 217 of the General Municipal Law is amended by adding at new subdivisions (p) to read as follows:*

(p) for purposes of determining total points earned for a calendar year in which a state disaster emergency, as defined in section twenty of the executive law, has been declared pursuant to executive order number two hundred two of two thousand twenty, as amended, to address the outbreak of novel coronavirus, COVID-19, an active volunteer firefighter service award program may provide for the crediting of up to five additional points per month that special emergency response rules were in place restricting firefighter responses to emergency responses and/or restricting the holding of activities for which points could be earned due to guidelines related to the state disaster emergency. A political subdivision electing to provide the additional points authorized under this subdivision shall adopt a resolution by April thirtieth, two thousand twenty-one determining the number of additional points to be credited per month, provided

that any additional points credited pursuant to the subdivision shall be in addition to any other points earned pursuant to this section during the state disaster emergency.

WHEREAS, the Town of Sardinia has determined to award five (5) points per month, prorated for periods of less than one month, under the Point System for each month or part thereof that the COVID-19 State of Emergency was in place and active volunteer firefighter program participants performed their duties under special restrictive emergency response rules created by the Memorial Volunteer Fire Company of Chaffee-Sardinia Board of Directors, the President of said Fire Company, and the Fire Chief of said Company related to restricted emergency responses and/or restricting the holding of activities for which points could be earned due to guidelines related to the State Disaster Emergency; and

WHEREAS, the Town of Sardinia has determined that active volunteer firefighter program participants performed their duties under special emergency response rules related to emergency responses and /or restricting the holding of activities for which points could be earned due to guidelines related to the State Disaster Emergency during the period of March 7th 2020 through December 9, 2020, and LOSAP coordinators who maintain Point System records are directed to adjust the point totals for each active volunteer firefighter program participant for the time during such period that he or she was listed as an active volunteer firefighter: and

BE IT FURTHER RESOLVED, that volunteer firefighters that were not on the active rolls during all or part of the aforesaid period due to a leave of absence, suspension or other reason shall not be eligible for these special COVID-19 points during any period that they were not active firefighters participating in the accumulation of points under the LOSAP; and

BE IT FURTHER RESOLVED that the Town of Sardinia reserves the authority under this resolution to grant special COVID-19 points during later periods in 2020 and 2021 if the State of Emergency remains in effect and the Board is required to go back to emergency response and point generating activity restrictions if future developments with regard to the pandemic require that a new set of restriction be put in place for additional periods of time.

DULY ADOPTED, this 12th day of November, 2020 by the following vote: Domster aye, Hochadel, aye, Krist, aye, Marsh, aye, Gambino, aye. So resolved, 5 ayes, 0 noes.

There being no further business to come before the Board, on a motion from Krist, seconded by Domster the meeting was adjourned at 6:50 p.m. Carried 5 ayes, 0 noes.

Respectfully Submitted,

Town Clerk