

5-30-2013 – SPECIAL TOWN BOARD MEETING

Present:

Councilman Cheryl L. Earl
Councilman Daniel L. Miller
Councilman David L. Montgomery
Councilman Douglas J. Morrell
Supervisor Mary L. Hannon

Also Present:

Town Clerk Betsy A. Marsh
1 guest

The Sardinia Town Board held a Special Meeting on May 30, 2013, at the Town Hall/Community Center. Supervisor Hannon called the meeting to order at 10:01 AM The Town Clerk showed proof of the legal notice of the hearing as it had appeared in both the Arcade Herald and the Springville Journal.

Under Unfinished Business:

The Supervisor stated that the first resolution on the agenda is to adopt the proposed Local Law #2 of 2013, setting Grievance Day as the first Tuesday in June each year. The following resolution, to be known as Resolution #34 of 2013, was then moved for adoption by Morrell, seconded by Miller, as follows:

**RESOLUTION #34 - 2013
APPROVAL OF LOCAL LAW RE: GRIEVANCE DAY FOR ASSESSMENTS**

WHEREAS, the Town issued Resolution # 14 in 2009 to permit the use of an alternative grievance day with respect to tax assessments as allowed under the New York State RPTL Section 512 (1-a) for facilitation of a locally established alternative grievance day due to the sharing of an assessor;

WHEREAS, Joseph Maciejewski, Director of Real Property Tax Services for Erie County has requested that the prior resolution adopted in 2009 be immediately adopted as a local law;

WHEREAS, the Town Board wishes to amend Chapter 99, Taxation, pursuant to New York RPTL Section 512 (1-a), to add a new Article 3 consisting of Sections 99-10 and 99-11 so as to retain and establish for the Town of Sardinia the first Tuesday in June as "Grievance Day;" and

WHEREAS, the Sardinia Town Board held a public hearing held on May 30, 2013 at 10:00 a.m., at which no significant objection to the proposed amendment to Chapter 99 was made.

NOW THEREFORE BE IT RESOLVED, pursuant to the authority granted the Town Board under RPTL Section 512 (1-a), that the Town Code of the Town of Sardinia, be, and the same hereby is amended, effective immediately, by adding a new Article III to Chapter 99, Taxation, consisting of the following as follows:

Section 99-10: Local Grievance Day: The local "Grievance Day" for the Town of Sardinia each year with respect to real property tax assessments shall continue to be the first Tuesday in June.

Section 99-11: Effective Date: Local Law Section 99-10 shall take effect immediately.

Upon roll call vote: Earl, aye, Miller, aye, Montgomery, aye, Morrell, aye, Hannon, aye. Unanimously resolved.

Under New Business:

Supervisor Hannon stated that, having met with the Highway Superintendent, the next resolution is needed to for a State Grant-In-Aid for funding of the Highway Department's chipper. The following resolution, to be known as Resolution #35 of 2013, was then moved for adoption by Earl, seconded by Montgomery, as follows:

**RESOLUTION #35 - 2013
RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR A STATE GRANT-IN-AID FOR A MUNICIPAL WASTE REDUCTION AND/OR RECYCLING PROJECT AND SIGNING OF THE ASSOCIATED STATE CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE**

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

WHEREAS, the Town of Sardinia herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of new York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED, by the Town of Sardinia Town Board:

That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.

That Mary Hannon, Town Supervisor, is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;

That the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and/or Recycling Project.

That the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a joint Municipal Waste Reduction and/or Recycling Project.

That this resolution shall take effect immediately.

Upon roll call vote: Earl, aye, Miller, aye, Montgomery, aye, Morrell, aye, Hannon, aye. Unanimously resolved.

The Supervisor stated that the next resolution is for approval to have our Grant Writer put in place to apply for the chipper grant. The following resolution, to be known as Resolution #36 of 2013, was then moved for adoption by Earl, seconded by Morrell, as follows:

**RESOLUTION #36 - 2013
APPROVAL OF GRANT WRITER FOR CHIPPER GRANT**

WHEREAS, the NYS Department of Environmental Conservation has contacted the Town of Sardinia and is requesting a full final application for the Brush Chipper Grant which was previously approved for the pre-application phase, and

WHEREAS, the Sardinia Town Board may receive a total of \$11,861.00 towards the previously purchased chipper; and

WHEREAS, Connie Minor, our grant writer, will complete the full application of this grant at a fee not to exceed \$1500. and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves the grant writer, Connie Minor to complete the full application of this grant at a fee not to exceed \$1500 for the Brush Chipper Grant.

Upon roll call vote: Earl, aye, Miller, aye, Montgomery, aye, Morrell, aye, Hannon, aye. Unanimously resolved.

Supervisor Hannon stated that the next resolution is to approve the Parks Plan for the Town of Sardinia, which had inadvertently not been formally approved in 2010, and she asked for formal approval of the Park Plan. The following resolution, to be known as Resolution #37 of 2013, was then moved for adoption by Earl, seconded by Miller, as follows:

**RESOLUTION #37- 2013
APPROVAL OF PARKS PLAN FOR TOWN OF SARDINIA**

WHEREAS, the Sardinia Town Board has reviewed the "Town of Sardinia Parks Master Plan of March 2010, presented by Mr. William J. Arlow, and

WHEREAS, after reviewing past minutes, it was noted that this plan, after several public meetings, was not formally adopted into the records for the Town of Sardinia, and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves and accepts the "Town of Sardinia Parks Master Plan of March 2010" completed by Mr. William Arlow, and adopts this plan as consideration for future development of our Town Parks.

Upon roll call vote: Earl, aye, Miller, aye, Montgomery, aye, Morrell, aye, Hannon, aye. Unanimously resolved.

There being no further business to come before the Board, on a motion by Earl, seconded by Miller, the Special Town Board meeting was adjourned at 10:05 AM. Carries, 5 ayes, 0 noes.

Respectfully Submitted,

Town Clerk