Town of Sardinia

Town Board Regular Agenda

Town Board Proceedings

Regular Board Meeting

November 13, 2014

Scheduled time 6:30pm

TOWN BOARD MEMBERS

SUPERVISOR: Beverly Gambino

COUNCILMAN: Douglas J. Morrell

COUNCILMAN: David L. Montgomery

COUNCILMAN: Len Hochadel

COUNCILWOMAN: Cheryl L. Earl

Others present:

TOWN CLERK Betsy A. Marsh

HWY SUPERINTENDENT Donald Hopkins

Meeting called to order by Supervisor Gambino at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_pm

Roll Call

Pledge of Allegiance

Moment of Silence

Approval of Minutes

1. 10/07/2014 – Special Town Board Meeting – Executive Session to discuss ongoing litigation.
2. 10/09/2014 – Regular Board Meeting
3. 10/22/2014 – Public Hearing on CDGB Funds
4. 10/22/2014 – Special Meeting on Community Block Grant Approval & Resolution relating to Lead Agency under the Environmental Quality Review Act, by a proposed Request of Gernatt Asphalt Products, Inc.
5. 10/22/2014 – Special Meeting /Work Session on the 2015m budget

Approval of Bills

Monthly Committee Department Reports

COMMITTEES AND LIASONS

Personnel/Administration Beverly/Cheryl

Finance/Planning & Economic Development Beverly/Cheryl

Security and Disaster Preparedness Gerald Whittington

Public Safety Dave/Doug

(Constable, Building Code Enforcement, Animal Control)

Building & Capital Projects

Sardinia Town Hall Beverly/Len

Parks Cheryl/Dave

Highway Cheryl/Doug

Recreation/Youth Cheryl/Beverly

Community Events/Celebrations Len

Community Services Dave/Len

Senior Citizens and Programs Doug/Dave

Environmental Committee/Landfill/Mining Doug/Len

Liaison to Fire Company Beverly/Doug

Liaison to Planning Board Doug

Liaison to Veterans Beverly

Water Evaluation Committee Dave/Len

Street Lighting Len/Dave

**Report from Highway Superintendent Donald Hopkins**

**Unfinished business** – Proposed Law Entitled “REPEALING LOCAL LAW NO.3 OF 2013 ENTITLED TOWN RELIEF UNDER SARDINIA TAXES LAW OR ‘TRUST’”

**APPROVAL OF 2015 BUDGET**

**WHEREAS,** the Sardinia Town Board has reviewed the 2015 Preliminary Budget, and

\**WHEREAS,** the Sardinia Town Board approves the 2015 Budget with the following changes (if applicable), and

**NOW, THEREFORE, BE IT RESOLVED,** the Sardinia Town Board hereby approves the 2015 Budget for the Town of Sardinia as presented to the Town Board with the noted changes, (if applicable), and

**Be it so resolved,**

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| --- | --- | --- |
| **Motion:** | **Second:** | **Time:** |
| **Aye:** | **Nay:** | **Abstain:** |

**APPROVAL OF CONTRACT WITH TOWN OF SARDINIA AND**

**SARDINIA HISTORICAL SOCIETY**

**WHEREAS,** the Sardinia Town Board agrees that the Historical Society does provide a service to the Town and agrees to provide the amount of $\_\_\_\_\_\_\_\_\_\_\_annually for a period of \_\_\_\_\_\_\_\_\_\_year(s) to financially support such services and to aid in the maintenance of the Meeting House building, and

**WHEREAS,** the Sardinia Town Board gives permission to renew the contract which was previously held between the Town of Sardinia and the Sardinia Historical Society, giving the Supervisor permission to sign the renewed contract, and

**NOW, THEREFORE, BE IT RESOLVED,** the Sardinia Town Board hereby approves a contract with the Sardinia Historical Society and will provide the amount of $\_\_\_\_\_\_\_\_\_\_\_\_for a period of \_\_\_\_\_\_year(s) as stated in the terms of the contract; and

**Be it so resolved,**

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| **Motion:** | **Second:** | **Time:** |
| **Aye:** | **Nay:** | **Abstain:** |

**APPROVAL TO REQUEST THAT BUFFALO ERIE NIAGARA LAND IMPROVEMENT CORPORATION ACQUIRE 12880 SCHUTT ROAD, SLB#326.06-2-11**

**WHEREAS,** in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble and sell these properties; and

**WHEREAS,** under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an inter-municipal agreement among the county’s four FGU’s: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

**WHEREAS,** county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

**WHEREAS,** BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

**WHEREAS,** the Town of Sardinia, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax delinquent properties and is desirous of partnering with BENLIC to address this problem.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town of Sardinia hereby officially requests that BENLIC acquire the following property:

**12880 SCHUTT ROAD SBL#326.06-2-11**

; **AND BE IT FURTHER RESOLVED,** that the Town of Sardinia has completed the required Standardized Inspector’s Report and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and

**BE IT FURTHER RESOLVED,** that the Town of Sardinia agrees to reimburse Erie County for the costs associated with foreclosure of this property, and

**BE IT FURTHER RESOLVED,** that the Town of Sardinia agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and

**BE IT FURTHER RESOLVED,** that the Town of Sardinia hereby agrees to the terms and conditions of the BENLIC Pay it Forward Policy, adopted September 19, 2014 and that pursuant to section 1610 of the New York Not-for-Profit Corporation Law will remit to BENLIC 50% of the real property taxed collected for a period of five years on all of the parcels identified herein for which, upon disposition of the parcel, net proceeds are negative

**12880 SCHUTT ROAD SBL# - 326.06-2-11**

**AND BE IT FURTHER RESOLVED,** that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo’s Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

**Be it so resolved,**

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| **Motion:** | **Second:** | **Time:** |
| **Aye:** | **Nay:** | **Abstain:** |

**APPROVAL OF THE SARDINIA DISASTER PREPAREDNESS PLAN**

**WHEREAS,**  the purpose of this plan is to cite the authority, formulate procedures, and provide guidance for a coordinated action in rendering assistance to citizens and visitors within the Town of Sardinia in the event of a disaster, and

**WHEREAS,** In addition , this plan’s existence does not preclude the county’s comprehensive disaster plan but augments and defines the role of the town and it’s elected and appointed officials during time of disaster, and

**WHEREAS,** disaster planning is authorized under New York State Executive Law Article 2-B, titled: State and Local Natural and Man-Made Disaster Preparedness, and

**WHEREAS,** the Town of Sardinia recognizes that planning and preparatory actions are required before an emergency. Emergency preparedness allows the Town of Sardinia to prepare and react to emergency situations to save life and property if the town is threatened or hit by a disaster.

**NOW, THEREFORE, BE IT RESOLVED,** that the Town of Sardinia shall have the primary responsibility to see everything possible is done to prepare for any disaster and to provide for the safety and security of the community during a disaster, and approves the Disaster Preparedness Plan as presented by Gerald J. Whittington Jr. – Town of Sardinia Disaster Coordinator.

**Be it so resolved,**

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| **Motion:** | **Second:** | **Time:** |
| **Aye:** | **Nay:** | **Abstain:** |

**APPROVAL OF MUCKDOGS LITTLE LEAGUE TRAVEL BASEBALL TO USE TOWNS BASEBALL FIELDS AND GYM**

**WHEREAS,** the Muckdogs Little League Travel Baseball program would like to use the Town’s baseball fields and gymnasium for the 2015 baseball season, and

**WHEREAS,** the Sardinia Town Board has supported and allowed the “Muckdogs” to use the Town’s facilities in the past,

**NOW, THEREFORE, BE IT RESOLVED,** that the Sardinia Town Board approves the Muckdogs Little League Travel Baseball League to use the Town’s baseball fields and gymnasium, upon proof of insurance

**Be it so resolved that:**

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| Motion: | Second: | Time: |
| Aye: | Nay: | Abstain: |

**APPROVAL OF CHAFFEE SARDINIA YOUTH BASEBALL TO USE TOWNS BASEBALL FIELDS AND GYM**

**WHEREAS,** the Chaffee Sardinia Youth Baseball program would like to use the Town’s baseball fields and gymnasium for the 2015 baseball season, and

**WHEREAS,** the Sardinia Town Board has supported and allowed the “Chaffee Sardinia Youth Baseball” to use the Town’s facilities in the past,

**NOW, THEREFORE, BE IT RESOLVED,** that the Sardinia Town Board approves the Chaffee Sardinia Youth Baseball League to use the Town’s baseball fields and gymnasium, upon proof of insurance

**Be it so resolved that:**

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| Motion: | Second: | Time: |
| Aye: | Nay: | Abstain: |

**APPROVAL OF GYM RENTAL FOR BIRTHDAY PARTY**

**WHEREAS,** the Sardinia Town Board has been asked permission to rent the gym on November 30th 2014 from 5pm – 7pm for Chris Warner’s sons birthday party, and

**WHEREAS, the** current fee is $50.00 for rental of gym,

**NOW, THEREFORE, BE IT RESOLVED,** that the Sardinia Town Board approves the rental of the gym on November 30 2014 upon receipt of Chris Warner’s certificate of insurance.

**Be it so resolved that:**

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| Motion: | Second: | Time: |
| Aye: | Nay: | Abstain: |

**NEW BUSINESS**

**EXECUTIVE SESSION (If Necessary)**

**ADJOURNMENT**