

AGENDA
 REGULAR MEETING
 DATE: March 14, 2013
 TIME: 6:30 PM
 PLACE: SARDINIA TOWN HALL

Town Board Members

		Present	Absent
Supervisor:	Mary Hannon	_____	_____
Councilwoman:	Cheryl Earl	_____	_____
Councilman:	Daniel Miller	_____	_____
Councilman:	David Montgomery	_____	_____
Councilman:	Douglas Morrell	_____	_____

Others:

Town Clerk	Betsy A. Marsh	_____	_____
Hwy. Superintendent	Donald Hopkins	_____	_____
Attorney for Town	Linda H. Joseph	_____	_____

- I. Meeting called to Order by Supervisor Hannon at _____ pm
- II. Roll Call
- III. Pledge of Allegiance
- IV. Moment of Silence
- V. Approval of Minutes
- VI. Report from Mr. Thomas Malecki of our auditing firm, Drescher & Malecki regarding the status of the Town of Sardinia, Audit of 2012.

VII. Monthly Committee Department Reports

- | | |
|---|-------------|
| • Personnel/Administration | Mary/Cheryl |
| • Finance Planning and Economic Development | Mary/Cheryl |
| • Security and Disaster Preparedness | Dave |
| • Public Safety | Dave/Doug |
| • Buildings & Capital Projects | |
| Town Hall | Mary/Dave |

- Parks Cheryl/Dan
- Highway Dave/Cheryl
- Recreation/Youth Cheryl/Mary
- Community Event/Celebrations Doug
- Community Service Dave/Dan
- Senior Citizens and Programs Doug/Mary
- Liaison to Landfill/Mining Mary/Doug
- Liaison to Fire Company Cheryl/Mary
- Liaison to Planning Board Doug
- Liaison to Veterans Mary
- Water Evaluation Committee Dave
- Street Lights Dan

Report from Highway Superintendent Donald Hopkins

Report from Attorney Linda Joseph

VIII. Public Comment Period

IX. Approval of Bills

**A. RESOLUTION # _____-2013
APPROVAL OF FUND TRANSFER**

WHEREAS, the Town of Sardinia Board approves the following transfer of funds:

TRANSFER FROM	AMOUNT	TRANSFER TO
A1110.400 – Justice Cont	\$1450.00	A1320.400 – Auditors
A1410.400 – Town Clerk Cont	\$1450.00	A1320.400 - Auditors
A599- Approp. FB	\$13,748.00	A1110.200 – Justice Equip.

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board approves the above mentioned transfer of funds for 2013, and

Be it so resolved,

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

X. Unfinished Business

A. RESOLUTION # _____-2013

APPROVAL OF THE PROPOSED AMENDMENT OF TOWN CODE SECTION 44-3 TO PROVIDE INSPECTION AUTHORITY TO THE TOWN CODE ENFORCEMENT OFFICER WITH RESPECT TO THE MINING OVERLAY AMENDMENT TO THE TOWN ZONING ORDINANCE

WHEREAS, the Town recently amended § 5-17.1 (A) (1) (j) of the Town’s Zoning Ordinance to create a mined land overlay district subject to certain conditions and there needs to be an addition to the Code Enforcement Officer’s authority under § 44 of the Town Code to address new inspection duties arising out of said amendment to the Town’s Zoning Ordinance as described in more detail below;

WHEREAS, the Town Board has under consideration an amendment to the Town Code to authorize the Code Enforcement Officer to conduct an annual review and report to the Town Board each year on whether any property owner conducting mining within the Town pursuant to §5-17.1 (A) (1) (j) of the Town’s Zoning Ordinance continues to comply with the eligibility requirements under the Town’s Zoning Ordinance , and whereas the Town Board has under consideration the imposition of a fee for such inspections on the property owner using the land for mining purposes rather than imposing such cost on the tax payers;

WHEREAS, the proposed change to Section 44-3 (a) of the Town Code of the Town of Sardinia would add a new subparagraph 12 to authorize the Code Enforcement Officer to do the following: **“to conduct on an annual basis a review of any mining operations within the Town for ongoing compliance with the eligibility requirements under Section 5-17.1 (A) (1)**

(j) of the Town’s Zoning Ordinance, and to report to the Town Board annually. The review shall include, but is not limited to (i) obtaining records from the property owner and the New York State Department of Environmental Conservation to confirm that each mining operation has a valid permit from the NYDEC and that there have been no major violations of said permit in the past year; (ii) that the property owner is in compliance with all the terms and conditions of said permit with respect to hours of operations, ingress and egress, noise levels at the perimeter and other similar conditions which affect the quality of life of neighboring property owners; and (iii) to confirm that any mitigation of prime farmland to replace the lost prime farmland is performed and that the acreage benefited or improved is located in the Town of Sardinia. The Town is authorized to assess a fee based on the reasonable cost of conducting said inspection. The amount of said fee shall be set initially at \$200. The Town Board may from time to time amend said fee by resolution.”

NOW, THEREFORE, BE IT RESOLVED, that after a public hearing was scheduled on March 14, 2012 at 6:15 p.m. the proposed change to Section 44-3 (a) of the Town Code of the Town of Sardinia to add a new subparagraph 12 is adopted and Section 44-3 (a) of the Town Code is hereby amended to add a new subparagraph 12 authorizing the Code Enforcement Officer to do the following: **“to conduct on an annual basis a review of any mining operations within the Town for ongoing compliance with the eligibility requirements under Section 5-17.1 (A) (1) (j) of the Town’s Zoning Ordinance, and to report to the Town Board annually. The review shall include, but is not limited to (i) obtaining records from the property owner and the New York State Department of Environmental Conservation to confirm that each mining operation has a valid permit from the NYDEC and that there have been no major violations of said permit in the past**

year; (ii) that the property owner is in compliance with all the terms and conditions of said permit with respect to hours of operations, ingress and egress, noise levels at the perimeter and other similar conditions which affect the quality of life of neighboring property owners; and (iii) to confirm that any mitigation of prime farmland to replace the lost prime farmland is performed and that the acreage benefited or improved is located in the Town of Sardinia. The Town is authorized to assess a fee based on the reasonable cost of conducting said inspection. The amount of said fee shall be set initially at \$200. The Town Board may from time to time amend said fee by resolution.”

Be it so resolved,

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

Discussion on Waste Management Special Use Permit

X. New Business

**A. RESOLUTION # ____-2012
APPROVAL OF SOFTWARE CONTRACT**

WHEREAS, the Sardinia Town Board has previously approved the purchase of the Williamson Law Book software for payroll and for Municipal Account, and

WHEREAS, an annual contract must be approved for support for these software programs, and

WHEREAS, the cost of the Payroll software program for one year is \$770.00 and the cost of the Municipal Accounting software program for one year is \$825.00, and

NOW, THEREFORE, BE IT RESOLVED, the Sardinia Town Board hereby approves the payment of \$1595.00 to William Law Book Company for the software support for one year on both the Payroll and the Municipal Accounting programs, and

BE IT FURTHER RESOLVED, that the Sardinia Town Board approves Supervisor Mary Hannon to enter into contract with Williamson Law Book Company for this agreement, and

Be it so resolved,

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

**B. RESOLUTION # ___ -2012
APPROVAL OF SHELTER LEASE AGREEMENT WITH
DOG CONTROL OFFICER**

WHEREAS, the lease entered into between the Town and Mr. Duane DeGolier to provide care and shelter to dogs seized by the Town’s Dog Control Officer expires on or about March 8, 2012;

WHEREAS, the Sardinia Town Board has received an reviewed a copy of the current lease; and

WHEREAS, the Town has been satisfied with the services provided by Mr. DeGolier and approves the lease as stands, and;

NOW THEREFORE BE IT RESOLVED, that the Supervisor is authorized to execute the Shelter Lease Agreement between the Town of Sardinia and Mr. Duane DeGolier for the services to provide care and shelter to dogs seized by the Dog Control Officer; and

Be it so resolved that:

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

**C. RESOLUTION # _____-2013
APPROVAL OF CHAFFEE-SARDINIA YOUTH BASEBALL AGREEMENT**

WHEREAS, the Chaffee-Sardinia Youth Baseball has again requested to enter into contract with the Town of Sardinia to provide services to the Town in regards to a little league team, and

WHEREAS, the Town has been satisfied with the services provided by Chaffee-Sardinia Youth Baseball, and

NOW, THEREFORE, BE IT RESOLVED, the Supervisor is authorized to execute into a contract with the Chaffee-Sardinia Youth Baseball in the amount of \$2000.00, pending a Certificate of Insurance;

Be it so resolved that:

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

**D. RESOLUTION # _____-2013
APPROVAL OF REQUEST FROM THOMAS FOOTE OF THE
ARCADE SOCCER CLUB**

WHEREAS, the Sardinia Town Board has received a recommendation to approve the request from Mr. Thomas Foote of the Arcade Soccer Club to hold a training camp at Sardinia Veterans Park, from August 5 through August 9, 2013 for area soccer participants who will be entering 6th through 12th grades in the fall; and

WHEREAS, the Arcade Express Soccer Club has previously been approved to build and utilize a soccer field at Sardinia Veterans Park and has hereby requested a certain time frame for a special training camp; and

WHEREAS, the Town of Sardinia has a Certificate of Insurance on this organization on file; and

NOW, THEREFORE BE IT RESOLVED: The Sardinia Town Board hereby approves the request of the Arcade Express Soccer Club, submitted by Mr. Thomas Foote, and recommended by the Sardinia Youth Board, to hold a soccer training camp at Sardinia Veterans Park from August 5 through August 9, 2013 from 9:00 a.m. until 3:00 p.m. for area youth who will be entering 6th through 12th grades in the fall;

Be it so resolved that:

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

Receipt of Memorial Volunteer Fire Company of Chaffee-Sardinia, NY Reports as follows:
 January Minutes
 January Treasurer's Report

Discuss Portable Johns for the upcoming park season.

XI. Executive Session

XII. Motion to Adjourn

Be it so resolved,

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