

1-28-2010 – SPECIAL MEETING: ADOPTION OF RESOLUTIONS RE; UNDERTAKINGS; AMENDING THE BUDGET AND CORRECTIONG THE BUDGET

Present:

Councilman Cheryl L. Earl
Councilman Daniel L. Miller
Councilman David L. Montgomery
Councilman Norman J. Uhteg
Supervisor Mary L. Hannon

Also Present:

Town Clerk Betsy A. Marsh
2 guests

Supervisor Hannon called a Special Meeting on January 28, 2010, 1:00 PM at the Town Hall/Community Center for the purpose of adopting three resolutions. Notice of the meeting had been given in advance to all Town Board Members, the Town's official newspapers, the Arcade Herald and the Springville Journal, were notified more than 24 hours in advance, and the notice of the meeting was placed on the Town Clerk's sign board. Supervisor Hannon called the meeting to order at 1:00 PM.

The Supervisor explained that, according to the Public Officer's Law of New York State, an Undertaking Bond is required, and a resolution is needed to authorize the bonding. This has apparently not been done before other than for the Town Clerk/Collector. The following Resolution, to be known as Resolution #9 of 2010, was introduced by Montgomery, seconded by Miller, as follows:

RESOLUTION # 9 - 2010

**APPROVAL OF PUBLIC EMPLOYEE BOND AS REQUIRED BY
PUBLIC OFFICERS LAW SECTION 11 (2)**

WHEREAS, the Town Board and the Town Attorney have reviewed and approved the Public Employees Bond provided by NGM Insurance Company effective for the period from 1/28/2010 to 1/27/2011;

NOW THEREFORE BE IT RESOLVED, that the Public Employees Bond provided by NGM effective for the period from 1/28/2010 to 1/27/2011 is hereby approved by the Board of the Town of Sardinia nunc pro tunc to the Bond's effective date of 1/28/2010 as to the surety, form and the following amounts:

Each Public Official's Claim: \$25,000 for the Town Justices and Highway Superintendent and \$1,000,000, for the Town Supervisor, Deputy Supervisor and Town Clerk.

Deductible of \$250.00
Annual Premium of \$952.00

BE IT FURTHER RESOLVED, that the bond, or a duplicate original or certified copy thereof, will be filed with the Town Clerk as required by law.

Upon roll call vote, Earl, aye, Miller, aye, Montgomery, aye, Uhteg, aye, Hannon, aye. So Resolved.

Supervisor Hannon then stated that the 2010 needs to be amended to include the cost of the Undertaking Bond, and the following Resolution, to be known as Resolution #10 of 2010, was then introduced by Earl, seconded by Montgomery, as follows:

RESOLUTION # 10 – 2010

TO AMEND 2010 BUDGET

WHEREAS, the Town has received a quotation of \$952.00 from NGM Insurance Company to provide a blanket undertaking as required by Town Law § 25 and the Public Officers Law;

NOW THEREFORE BE IT RESOLVED, that the Town's 2010 Budget be amended to transfer \$952.00 from line item 1990.4, "Contingency Account Contract Expenses" to line item 1910.4 "Unallocated Insurance Contract Expense."

Upon roll call vote, Earl, aye, Miller, aye, Montgomery, aye, Uhteg, aye, Hannon, aye. So Resolved.

Supervisor Hannon stated that Erie County Real Property Tax Director Joseph Maciejewski has contacted her with information that a street lighting district line in the 2010 Town Budget included a clerical error which needs correcting before the 2010 tax bills can be printed. Therefore, the following Resolution, to be known as Resolution #11 of 2010, was then introduced by Montgomery, seconded by Earl, as follows:

RESOLUTION # 11 - 2010
CORRECTION TO 2010 BUDGET

WHEREAS, the Supervisor has been notified by Erie County that the portions of the Table entitled 2010 Adopted Budget Summary for the Lighting District submitted as part as the Town's 2010 Budget , did not meet the requirements of Erie County and requested that revised Budget Summary Table be adopted and submitted to the County;

WHEREAS, it has been determined that there was simply a clerical error in the preparation of the Summary Table and there is no change required to the 2010 Budget, for the Lighting District;

NOW THEREFORE BE IT RESOLVED that the attached Amended Summary Table be adopted and submitted to the Erie County Clerk's Office and filed with the Town Clerk.

Upon roll call vote, Earl, aye, Miller, aye, Montgomery, aye, Uhteg, aye, Hannon, aye. So Resolved.

There was no further business for discussion by the Board, on a motion by Montgomery, seconded by Earl, the meeting was adjourned at 1:10 PM. Carried, 5 ayes, 0 noes.

Respectfully Submitted,

Town Clerk