

# Town of Grand Island – Regular Meeting #14

A regular meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Rd., Grand Island, NY at 8:00p.m. on the 6<sup>th</sup> of August, 2018.

Present:	Nathan D. McMurray	Supervisor
	Beverly A. Kinney	Councilwoman
	Michael H. Madigan	Councilman
	Jennifer L. Baney	Councilwoman
	Peter Marston Jr.	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Supervisor Nathan D. McMurray called the meeting to order at 8:00p.m.  
Supervisor Nathan D. McMurray gave the Invocation.  
Councilwoman Beverly A. Kinney led the Pledge of Allegiance.

## **PROCLAMATIONS:**

- **Farmers Market Week**
- **Citizen Responder**

## **PUBLIC COMMENTS:**

This is an opportunity for residents to comment on any matter regarding the meeting agenda items only.

Speakers: None

## **MINUTES:**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to approve the Minutes of Workshop Meeting #21, July 13, 2018, Minutes of Workshop Meeting #22, July 16, 2018 and Minutes of Regular Meeting #13, July 16, 2018.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **CONSENT AGENDA:**

1. Meeting Minutes – Conservation Advisory Board – May 24, 2018
2. Meeting Minutes – Board of Architectural Review – June 19, 2018
3. Building Permits – July 2018

A motion was made by Councilman Madigan, seconded by Councilman Marston to approve the consent agenda as distributed.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **COMMUNICATIONS –TOWN BOARD:**

### **SUPERVISOR NATHAN D. McMURRAY:**

#### **Monthly Supervisor’s Report – May 2018**

The Supervisor reported Cash Balance-Operating A/C of \$2,911,679 on May 1, 2018

Total Receipts of \$1,403,511

Total Disbursements of \$1,659,615

Operating A/C Interest \$838

Operating A/C Balance \$2,656,412

Investment Interest \$11,921

Investment Balance \$15,704,762

Total Cash Balance as of May 31, 2018, 2018 \$18,361,174

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No action by the Town Board.

### **Monthly Supervisor's Report – June 2018**

The Supervisor reported Cash Balance-Operating A/C of \$2,656,412 on June 1, 2018

Total Receipts of \$987,682

Total Disbursements of \$927,236

Operating A/C Interest \$728

Operating A/C Balance \$2,717,585

Investment Interest \$11,614

Investment Balance \$15,367,212

Total Cash Balance as of June 30, 2018, 2018 \$18,084,798

No action by the Town Board.

### **Authorizing Resolution – NYS Dept. of Transportation TAP Grant – Baseline Road Sidewalk Grant**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to adopt the following resolution for the NYS Dept. of Transportation TAP Grant – Baseline Road Sidewalk Grant:

WHEREAS, the Town Board desires to pursue funding opportunities to address public safety and pedestrian/bicycle transportation concerns in the Town of Grand Island. This is a construction project that will install ADA-compliant sidewalks along currently un-served sections of Baseline Road, increasing safe pedestrian transportation and access to Town Hall facilities and nearby commercial establishments.

WHEREAS, the Town Board desires to provide this type of facility to residents at the lowest possible cost to the Town and Town taxpayers, and

WHEREAS, the Town Board desires to apply for financial assistance from the NYSDOT Transportation Alternative Program, and

WHEREAS, the Town Board commits to providing the required local matching funds to insure the timely implementation of the proposed project.

THEREFORE BE IT RESOLVED, that the Town Board authorizes and submits an application to the NYS Department of Transportation TAP (Transportation Alternative Program) for funding for the Grand Island Sidewalk Construction Project in the amount of \$375,000, and

BE IT FURTHER RESOLVED, that upon approval of the application for financial assistance that the Town make available \$75,000 (20%) in matching funds to satisfy the requirements of the funding program, and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to sign all documents and agreements related to the TAP/CMAQ application.

RESOLVED, that Nathan McMurray, as Supervisor of the Town of Grand Island, is hereby authorized and directed to file an application for funds from the New York State Department of Transportation, Transportation Alternatives Program, and authorize a Town financial commitment in an amount no less than 20% of the approved funding, and upon approval of said request to enter into and execute a project agreement with the State of New York for such financial assistance to the Town of Grand Island for the proposed Sidewalk Construction Project.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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## **COUNCILWOMAN JENNIFER L. BANEY:**

### **Streets Committee (Joint Town Board/School Board Committee)**

Councilwoman Baney reported that the Streets Committee (Joint Town Board/School Board committee) developed a plan to improve the safety of the crosswalk on Ransom Road near the High School. The Plan includes solar powered crosswalk signs and 3D paint for crosswalk improvements and communication with the students and parents. No action by the Town Board is necessary at this time.

### **Local Law Intro #5 of 2018 – Stop Signs – Harvey Road at its Intersection with Park Place**

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to authorize the Highway Superintendent to install W1-2a (curve ahead) signs in both directions – east and west. In addition, change of existing fog line on Harvey Road to 6 inches wide and additional enforcement is ordered.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **COMMUNICATIONS – OTHER TOWN OFFICIALS:**

### **TOWN CLERK – PATRICIA A. FRENTZEL:**

#### **LGRMIF Grant Award 2018 – 2019**

Town Clerk Patricia Frentzel informed the Town Board that the Town of Grand Island received a LGRMIF Grant in the amount of \$18,448.00.

This grant will allow the Town to replace all the broken, unsafe, moldy file cabinets in the mailroom. The first phase of this grant will be to evaluate our needs for the number and size of cabinets needed, coordinate with staff, time to remove the files from the current cabinets, remove the old cabinets, and replace with the new ones and final implementation of the replacement in early spring of 2019.

The Town has received the first payment from the State of New York and have received permission to move forward on the project.

No action by the Town Board.

## **TOWN ATTORNEY – PETER GODFREY:**

### **Bond Resolution – Increase and Improvements of the Consolidated Sewer District – Tank Replacement – Set Public Hearing**

A motion was made by Councilwoman Baney, seconded by Councilman Marston to adopt the following resolution:

WHEREAS, the Town Board of the Town of Grand Island (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Grand Island Consolidated Sewer District (the “District”); and

WHEREAS, the Town Board has directed GHD, competent engineers licensed in New York, to prepare a preliminary map, plan and report for a sewer system capital improvements project within the District; and

WHEREAS, such sewer system capital improvements project will generally consist of (but not be limited to), the replacement of the chemical bulk storage tanks at the Wastewater Treatment Plant, concrete repairs to the containment area and transfer pad, replacement of piping and various equipment including tank level sensing equipment and alarm stations, as well as other such improvements as more fully

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identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an estimated maximum amount of \$460,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$460,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE, BE IT ORDERED that a meeting of the Town Board of the Town of Grand Island will be held at the Town Hall, 2255 Baseline Road, Grand Island, New York, on August 20, 2018 at 8:00p.m. o'clock p.m. (prevailing time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate amount not to exceed \$460,000, said amount to be offset by any federal, state, county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Bond Resolution – Additional Financing for Scenic Woods Trail Project**

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to adopt the following:

A Bond Resolution, dated August 6, 2018, of the Town Board of the Town of Grand Island, Erie County, New York (The “Town”) authorizing additional financing for the reconstruction and construction of improvements to Scenic Woods/Bicentennial Park, at an estimated maximum cost of \$845,000; appropriating said amount therefor; and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$445,000 of the Town, pursuant to the local Finance Law to finance a portion of such appropriation, in addition to the \$400,000 previously authorized for such purpose, such amount of additional Serial Bonds authorized to be offset by any Federal, State, County and/or local funds received; determining the description of the project; and

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delegating the power to issue Bond Anticipation Notes in anticipation of the sale of such bonds to the Town Supervisor.

WHEREAS, the Town Board of the Town of Grand Island, in the County of Erie, New York (the “Town”) desires to authorize additional funds for the financing of a reconstruction of and construction improvements project in the Town’s Scenic Woods/Bicentennial Park; and

WHEREAS, the Town anticipates applying grant funds from the NYS Department of State and Buffalo and Erie County Greenway Fund to pay for a portion of the total costs of such project.

NOW THEREFORE, BE IT RESOLVED, by the Town (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Town is hereby authorized to issue up to \$445,000 principal amount of serial bonds to provide additional financing for the previously authorized (on August 19, 2013) Scenic Woods/ Bicentennial Park capital improvements project. Such work to include, but not be limited to, the construction of one or more trails, and other such modifications to the original project as may be determined by NYSDEC or the Town as appropriate modifications to achieve the overall intent of the previously adopted bond resolution. Such work will also include the installation of bio-fiber rolls for wetland protection, installation of metal trail access gates, and a required wetland monitoring program, as well as other such improvements as more fully identified in (or contemplated by) a report prepared by the Town Engineering Department, including all preliminary work and necessary equipment, materials and related site work and all preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Purpose”). The estimated maximum cost of the Purpose is \$845,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$445,000 of the Town to finance a portion of such appropriation, in addition to the \$400,000 of serial bonds previously authorized pursuant to the bond resolution adopted by the Town Board on August 19, 2013, pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. (The Town anticipates that it will apply grant funds from the New York State Department of State and Buffalo and Erie County Greenway Fund towards the total project cost.) Unless paid from other sources or charges, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 19(c) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is 15 years; however, the bonds issued pursuant to this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, will mature no later than five years from the date of original issuance of such bonds or notes.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

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SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

SECTION 6. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Town then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the earlier of (a) the date hereof or (b) the date of any earlier expression by the Town of its intent to reimburse such expenditures) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 10. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

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SECTION 11. The Town has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary. Specifically, this action was evaluated by the Town Board and a negative declaration was issued on August 19, 2008. The Town Board has evaluated whether any project changes, new information, or changes in circumstances are substantive or significant to require amendment or rescission of the negative declaration, pursuant to 6 N.Y.C.R.R. § 617.7(e) and (f). The Town Board has determined that there none and determines that neither amendment or rescission of the negative declaration is needed. Specifically, the Town Board evaluated minor project changes, including the reduction in the number of trails and the realigning of trails to reduce wetland impacts. The Town Board finds that these changes actually reduce potential adverse environmental impacts. The Town Board thus reconfirms its prior negative declaration on this action.

SECTION 12. In the absence or unavailability of the Town Supervisor, the Deputy Town Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 13. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Town is not authorized to expend money, or  
(b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or
2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 14. The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the Town, or if no newspaper(s) have been so designated, then in a newspaper having general circulation in the Town, which newspaper shall be designated by the Town Board in a separate resolution.

SECTION 15. This resolution is effective immediately.

APPROVED Ayes 4 Kinney, Baney, Marston, McMurray  
Noes 1 Madigan

## **DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:**

### **Re-Approve Final Plat – Phase 2 – Gun Creek Subdivision**

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to reapprove Final Plat for Gun Creek Subdivision – Phase 2. The developer failed to file the subdivision within the required 62 days (approved 11/20/17 by the Town Board). There are no changes to the previously approved Phase, and is nearing completion of construction.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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## **Crossroads Subdivision – Section 1 – Accept Right-of-Way and Easement Dedication**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to adopt the resolution for Crossroads Subdivision – Section 1 – Accept Right-of-Way and Easement Dedication as follows:

WHEREAS, Mark Zarbo has developed or is developing a subdivision known as Crossroads Subdivision, and

WHEREAS the plans submitted by Mark Zarbo in connection with such subdivision include sanitary sewer easements in favor of the Town of Grand Island; and

WHEREAS, Mark Zarbo has offered such sanitary sewer easement to the Town of Grand Island;

NOW THEREFORE, BE IT RESOLVED, subject to the approval of the attorneys for the Town, the Town Board does hereby accept from Mark Zarbo the owner of Crossroads Subdivision, the sanitary sewer easement over the easement area described on the Schedule A (as follows) provided such sanitary sewer easement is filed by the attorney for Mark Zarbo, or its representative, in the Erie County Clerk's office and the attorneys for the Town are provided with a certified copy thereof documenting such satisfactory filing:

### **SCHEDULE A**

Commencing at a point of beginning, said point in the north line of Bedell Road, where the northerly line of Bedell Road intersects with the easterly line of a map filed in the Erie County Clerk's Office under Cover no. 2566;

THENCE west along the northerly line of Bedell Road a distance of 310.32 feet to a point in the easterly line of Baseline Road

THENCE northwesterly forming an interior angle of 136°17'38" and along the easterly line of Baseline Road a distance of 24.6 feet to a point;

THENCE easterly and parallel to the northerly line of Bedell Road, to a point, said point being on the east boundary line of a map filed in the Erie County Clerk's Office under Cover no. 2566;

THENCE southerly along the east boundary line of a map filed in the Erie County Clerk's Office under Cover no. 2566, a distance of 17.0 feet to the point of beginning. Containing 0.125 acres +/-.

AND BE IT FURTHER RESOLVED, that, subject to the approval of the attorneys for the Town, the Supervisor is authorized and directed to exercise said easement.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **Country Club Cottages – Phase 3** **Adopt Resolutions – Road Dedication**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to adopt the following resolution for Country Club Cottages – Phase 3:

Upon submission of the annexed deed of dedication of John W. Stickl Construction Co., Inc., dedicating and releasing the necessary lands for a proposed town highway as set forth in the annexed legal description in the Town of Grand Island, County of Erie, State of New York, to be known as Country Club Court; now therefore it is,

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RESOLVED that, in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent is given that the Highway Superintendent of the Town of Grand Island make an Order accepting and laying out the aforesaid town highway to be known as Country Club Court, the Town highway to consist of the lands described in the deed of dedication, subject to the approvals of the Town Engineer and the attorneys for the Town, and it is further

RESOLVED that, subject to the approvals of the Town Engineer and the attorneys for the Town and the Order of the Highway Superintendent laying out the aforesaid town highway to be known as Country Club Court, the Town Board hereby accepts the annexed deed of dedication, provided it is filed by the attorney for John W. Stickl Construction Co., Inc., or its representative, in the Erie County Clerk's office and the attorneys for the Town are provided with a certified copy thereof documenting such satisfactory filing.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Country Club Cottages – Phase 3**

#### **Authorize Supervisor to Sign Escrow Agreement and Recording Documents**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to authorize the Supervisor to sign the necessary Escrow Agreement and Recording Documents for Country Club Cottages – Phase 3.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Authorize Supervisor to Sign Professional Services Agreement – NYSDOT Grand Island Boulevard Accessibility Project – Lighting/Sidewalk Project**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to table the proposed Professional Services Agreement – NYSDOT Grand Island Boulevard Accessibility Project – Lighting/Sidewalk Project.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Request Authorization to Advertise for Bids – 2018 Bituminous Resurfacing of Various Town Roads – Job No. M-14-2018**

A motion was made by Councilman Marston, seconded by Councilman Madigan to authorize the Town Engineer to advertise for bids for the 2018 Bituminous Resurfacing of Various Town Roads – Job No. M-14-2018 on August 17, 2018 and receive bids on Wednesday, August 29, 2018 at 10:00a.m. local time.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **TOWN ASSESSOR – JUDY TAFELSKI:**

#### **Erino Fabrizi, Jr. – Request to Split Lot – SBL #:50.04-2-19.112**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to approve the request of Erino Fabrizi, Jr. to split lot SBL #50.04-2-19.112 subject to obtaining all the necessary variances and filing of the necessary paperwork with Erie County.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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## **TOWN ACCOUNTANT – PAMELA BARTON:**

### **Budget Amendment – Fire Protection District**

The Brighton Fire Company was called as a mutual aid assist by the GIFC to the emergency issue at the Water Treatment Plant on April 26, 2018. As a result of that call, two (2) one-time use Haz-Mat suits were utilized by Brighton. The Fire Protection District Fund has reimbursed Brighton for the replacement of the suits. The 2018 Fire Budget needs to be amended to allow for the disbursement.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to approve the budget amendment for the Fire Protection District as follows, subject to the submission of the an insurance claim:

Increase Appropriated Fund Balance	012.0012.9999	\$2,270.00
Increase Appropriations	012.0012.0400	\$2,270.00

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Budget Amendment – General Fund – Town Clerk**

The Town of Grand Island is in receipt of a \$9,224. NYS Grant from the Local Government Records Management (representing one half of the total award). The grant is to replace all the filing cabinets in the mail room.

A motion was made by Councilwoman Baney, seconded by Councilman Marston to approve the budget amendment for the General Fund – Town Clerk as follows:

Increase Revenue		
General Fund – Revenue	001.0001.3007	\$9,224.00
NYS Grants		
Increase Appropriations		
General Fund		
Town Clerk Equipment	001.1410.0200	\$9,224.00

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Budget Amendment – General Fund – Town Board**

The Town of Grand Island is in receipt of a \$5,000.00 grant from NYSEERDA. This grant is an award for running a comprehensive solar campaign. The funds may be used to offset any and all expenses associated with the campaign.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to approve the budget amendment for the General Fund – Town Board as follows:

Increase Revenue		
General Fund – Revenue	001.0001.3007	\$5,000.00
NYS Grants		
Increase Appropriation		
General Fund		
Town Board Professional Services	001.1010.0409	\$5,000.00

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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## Amend 2018 Budget

The Town of Grand Island received two (2) checks totaling \$40,000.00 from Erie County Department of Environmental Planning, to be used for the Comprehensive Plan that was comprised from Clark Patterson Lee.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to approve the budget amendment to the 2018 Budget as follows:

Increase Expenditure a/c		
Long Range Planning – Prof. Services	001.8022.0409	\$40,000.00
Increase Revenue a/c		
Erie County Grants	001.0001.3003	\$40,000.00

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## 2017 Agreed Upon Procedures (AUP)

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to accept the 2017 AUP for the Town of Grand Island's Justice Court and Town Clerk's Department prepared by Bonadio & Co., LLP. A copy will be maintained on file in the Town Clerk's office.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## CODE ENFORCEMENT OFFICE:

### Special Use Permit Renewal – Jennifer Tirone, 993 Whitehaven Road – Keeping of up to 4 Agricultural Animals on 5.9 Acres

A motion was made by Councilman Madigan, seconded by Councilman Marston to renew the Special Use Permit for Jennifer Tirone, 993 Whitehaven Road for keeping of up to 4 Agricultural Animals on 5.9 acres. The site has been inspected and it is unchanged.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### Tower Permit Renewal – Upstate Cellular Network (Verizon) – 1639 West River Road

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to renew the Tower Permit for Upstate Cellular Network (Verizon) at 1639 West River Road. The site has been inspected and it is unchanged.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to pay Vouchers #124761 -124971

General	\$ 59,735.03
Highway	\$120,234.99
Sewer	\$ 29,590.02
Water	\$ 17,438.18
Capital	\$526,304.71
Garbage	\$121,232.96
Fire	<u>\$ 2,270.00</u>
Total	\$876,805.89

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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## **UNFINISHED BUSINESS:**

**Local Law Intro #7 of 2018 – Mining/Excavation Overlay – 2626 & 2640 Staley Road**  
Remains Tabled.

## **PUBLIC COMMENTS:**

This is an opportunity for residents to comment on any matter regarding Town government on any subject.

Speakers: JR Tripi, Brad Price, Joe Hickman, James Smith, Maria Korhummel

## **FROM THE BOARD:**

- **Be safe, observe traffic signs**
- **Crosswalk on Ransom Rd. near High School**
- **National Night Out – Tuesday, August 7<sup>th</sup> 6:00p.m.-9:00p.m.**
- **Financial status of Town**

## **ADJOURNMENT:**

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to adjourn the meeting at 9:16p.m.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

A moment of silence was observed in memory of the following:

Emma Whitney	Ina Kramer
Susan Piazza	Michael Wagner
Patricia Kostenbauder	William Kantenwein
Virginia Wendel	Patrick Thompson
Carol Ennis	Marie LaMarco
Dale Loder	Betty Papke

Respectfully submitted,

Patricia A. Frentzel  
Town Clerk

**Monday, August 6, 2018 - 12**