

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
 James R. Sharpe - Deputy Supervisor

TOWN BOARD OF THE TOWN OF GRAND ISLAND

Grand Island Town Hall
 2255 Baseline Rd. — Grand Island, New York 14072

Date: August 5, 2019
 Time: 8:00 P.M.

**HEARING IMPAIRED LISTENING
 DEVICES AVAILABLE ON REQUEST**

In the event of a fire or other emergency, please follow the exit signs that are provided in this room and throughout Town Hall.

	TITLE:	DISPOSITION:
I	ROLL CALL: Town Clerk	
II	INVOCATION: Bible Fellowship Center	
III	PLEDGE: Councilwoman Jennifer L. Baney	
IV	PUBLIC COMMENTS: - AGENDA ITEMS ONLY	
V	PROCLAMATION:	
	National Airborne Day – August 16, 2019	
VI	MINUTES:	
	1. Approve Minutes of Workshop Meeting #28, July 15, 2019	
	2. Approve Minutes of Regular Meeting #13, July 15, 2019	
	3. Approve Minutes of Workshop Meeting #29, July 17, 2019	
VII	CONSENT AGENDA:	
	1. Meeting Minutes – Zoning Board of Appeals – June 6, 2019	
	2. Meeting Minutes – Board of Architectural Review – June 18, 2019	
	3. Meeting Minutes – Conservation Advisory Board – May 23, 2019	
	COMMUNICATIONS – TOWN BOARD:	
VIII	COUNCILWOMAN BEVERLY A. KINNEY:	
	1. Appointments – Economic Development Advisory Board	
IX	COUNCILMAN MICHAEL H. MADIGAN:	
	1. SouthPointe Project – Schedule Information Meeting	
X	COUNCILWOMAN JENNIFER L. BANEY:	
	1. Safety & Security Team Recommendation – Havenwood Lane Park	
	COMMUNICATIONS – OTHER TOWN OFFICIALS:	
XI	TOWN CLERK – PATRICIA A. FRENTZEL:	
	1. Authorize Supervisor to Sign Agreement – Erie County SPCA	
	2. Amend Fee Schedule – Dog Adoption Fee	
XII	HIGHWAY SUPERINTENDENT – RICHARD W. CRAWFORD:	
	1. Permission to Sell Surplus Equipment at Auction	
XIII	TOWN ATTORNEY – PETER GODFREY:	
	1. Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Bedell Road Interceptor – 2019) – Set Public Hearing	
	2. Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Pump Station 5 – 2019) – Set Public Hearing	
	3. Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Pump Station 11 – 2019) – Set Public Hearing	
	4. Increase and Improvement of Facilities of the Town of Grand Island Consolidated Sewer District 2019 SSES (Year 8) – Set Public Hearing	
	5. Bond Resolution – Town Hall HVAC Upgrades (Project M-69-219-2019)	
	6. Bond Resolution – Roof Replacement Project – Highway Garage (Project M-28-2019)	
	7. Bond Resolution – Veteran's Park Improvement Project (Project M-66-20)	

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	TITLE:	DISPOSITION:
XIV	<u>DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:</u> 1. Award Bid – Water Garage Radiant Heat Replacement	
XV	<u>CODE ENFORCMENT OFFICER – RON MILKS:</u> 1. Application for Public Display of Fireworks – Martin's Fantasy Island, 2400 Grand Island Boulevard – September 1, 2019	
XVI	<u>TOWN ACCOUNTANT – PAMELA BARTON:</u> 1. Budget Amendment – General Fund – Celebrations 2. Budget Amendment/Transfer – General Fund – Town Clerk	
XVII	<u>REPORT OF THE AUDIT COMMITTEE:</u>	
XVIII	<u>UNFINISHED BUSINESS:</u> 1. Local Law Intro #5 of 2019 – Rezoning SBL #64.15-2-53, 365 Elmwood Road – B-2 to R-1E A. SEQR 2. Local Law Intro #6 of 2019 – Rezoning Portion of SBL #:36.00-1-6.111, Niagara Falls Campground, LLC – M1 to CR A. SEQR	
XIX	<u>PUBLIC COMMENTS:</u>	
XX	<u>FROM THE BOARD:</u>	
XXI	<u>MEMORIAL ADJOURNMENT:</u> David Hammond Arnold Wylke James Bradford Florence Vodraska Joan Butcher Renee Neff Joanne Snyder Fran Jensen Mary Kremer-Hartrick Dorothy Ruff William Nash Eugene King Harrison "Corky" Carter	

NATIONAL AIRBORNE DAY- AUGUST 16, 2019

WHEREAS, the Parachute Test Platoon, composed of 48 volunteers, was authorized by the War Department on June 25, 1940 to experiment with the potential use of airborne troops, began training in July 1940 and performed the first official Army parachute jump on August 16, 1940; and

WHEREAS, the success of the Parachute Test Platoon led to the formation of a large and successful airborne contingent serving in World War II to the present; and

WHEREAS, the 82nd Airborne Division was the first Airborne Division organized out of the success of the Parachute Test Platoon and has continued in active service since its creation; and

WHEREAS, the 82nd Airborne Division Association exists in part to perpetrate the memory of those 82nd Airborne Division Troopers who fought and died for our nation; and

WHEREAS, the United States Senate passed the National Airborne Day Resolution on July 6, 2004; and

WHEREAS, Grand Island, New York is the birthplace and final resting place in Maple Grove Cemetery of Pfc. Charles N. DeGlopper (MOH), posthumously awarded the Nation's Highest Award - Medal of Honor - for his heroic actions while serving as a member of Company "C" First Battalion, 325th Glider Infantry Regiment, 82nd Airborne Division, at La Fiere, France on June 9, 1944; and

WHEREAS, Grand Island is the birthplace and final resting place in St. Stephen Cemetery of Lt. Col. Terrance K. Crowe, trained Airborne Trooper serving with the 98th division and killed by hostile fire while part of offensive operations in Tal Afar, Iraq on June 7, 2005; and

WHEREAS, 2019 is the 75th anniversary of D-Day, June 6, 1944, in which Airborne Troops played a significant role in the liberation of Western Europe by dropping into Normandy prior to the beach landings; and

WHEREAS, DeGlopper Park has been expanded to honor all of the Island's veterans including tributes for those killed in action and will be re-dedicated on June 6, 2020;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Grand Island does hereby proclaim August 16, 2019

NATIONAL AIRBORNE DAY

in the Town of Grand Island and encourages its citizens to observe and commemorate this historic event.

Proclaimed at the Town Board Meeting August 5, 2019

Nathan McMurray, Supervisor

Beverly Kinney
Beverly Kinney, Councilwoman

Mike Madigan
Mike Madigan, Councilman

Peter Marston
Peter Marston, Councilman

Jennifer Baney
Jennifer Baney, Councilwoman

RECEIVED

2019 AUG -1 AM 9:38

TOWN CLERK
GRAND ISLAND NY

Town of Grand Island - Workshop Meeting #28

A workshop meeting of the Town Board of Grand Island, New York was held in the Town Hall, 2255 Baseline Road, Grand Island, NY at 6:00p.m. on the 15th of July, 2019.

**DRAFT
COPY**

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

Also Present: Robert H. Westfall Town Engineer
 Pam Barton Town Accountant

Supervisor McMurray called the meeting to order at 6:00p.m.

NEW ITEMS:

General Discussion:

Bonadio Presentation – Randall Shepard presented the financial highlights and balance sheets of the Town

Pam Barton left the meeting at 6:10p.m.

SouthPointe Development – Jeff Palumbo, Doug Scheid and Town Attorney Dan Spitzer joined the meeting to discuss the history of the project and the Sanitary Sewer/Lift Station for the future development.

Jeff Palumbo and Doug Scheid left the meeting at 6:39p.m.

EXECUTIVE SESSION:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to enter into Executive Session at 6:39p.m. for the purpose of obtaining legal advice from the Town Attorney.

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

Town Engineer Robert Westfall was present for Executive Session

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to return to the Regular Meeting at 7:11p.m.

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

Town Attorney Dan Spitzer left the meeting at 7:11p.m.

CGR Needs Assessment Update

431 Park Place – Pond on Town Property – Town Engineer to consult with DEC

192 River Oaks – Shed on Town Property – Resident to remove

Dead trees on Town Property – Parks to get quotes from vendors to remove trees from Town property

Spooky Sprint 5K – Veterans Park – October 2019

Phone System Update

Safety and Security Update –

GIPD presence in Town Hall

Monday, July 15, 2019

Town of Grand Island - Workshop Meeting #28

Parade Protocol – DOT permit requirements – Tents and chairs in right-of-way, obstructing views – Joint Meeting with DOT, Recreation and Town Board in the future
National Night Out – Tuesday, August 6, 2019 – Town Common

Donation of Grand Piano to the Recreation Department

A motion was made by Councilwoman Baney, seconded by Councilman Marston to determine whether the Recreation Department wants the donation of the grand piano and what the condition of the piano is, where it would be placed, and the costs involved in moving and maintaining the donation would be.

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

Safety Surface for Pavilion

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to authorize the Parks Department to install a safety surface in the newly constructed pavilion at Veterans Park in an amount not to exceed \$1,500.

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

EXECUTIVE SESSION:

A motion was made by Councilman Madigan, seconded by Councilman Marston to enter into Executive Session at 7:40p.m. for the purpose of discussing matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person(s) employed by the Town and to obtain legal advice from the Town Attorney.

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

Non- Harassment Policy

A motion was made by Councilman Madigan, seconded by Councilman Marston to authorize the Town Attorney to draft a letter stating the Town's commitment to the Non-Harassment Policy.

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

Supervisor Nathan McMurray left the meeting at 8:01p.m.

ADJOURN:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to return to the Regular Meeting and adjourn at 8:02p.m.

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

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Monday, July 15, 2019

Town of Grand Island – Regular Meeting #13

**DRAFT
COPY**

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 15th of July, 2019.

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. Reverend Martin Gallagher from St. Stephen’s Roman Catholic Church gave the Invocation.

Councilman Michael H. Madigan led the Pledge of Allegiance.

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 Minutes of Workshop Meeting #26, July 1, 2019, Minutes of Regular Meeting #12, July 1, 2019 and Minutes of Workshop Meeting #27, July 3, 2019.

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

CONSENT AGENDA:

1. Meeting Minutes – Historic Preservation Advisory Board – June 28, 2019
2. Building Permits Issued – June 2019
3. Golden Age Center – Facility Usage – June 2019
4. Meeting Minutes – Planning Board – June 10, 2019

A motion was made by Councilman Marston, seconded by Councilwoman Kinney 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

The Supervisor reported Cash Balance-Operating A/C of 1,945,377 on May 1, 2019

Total Receipts of \$2,119,053

Total Disbursements of \$1,382,221

Operating A/C Interest \$729

Operating A/C Balance \$2,682,938

Investment Interest \$21,841

Investment Balance \$15,814,062

Total Cash Balance as of May 31, 2019, \$18,497,000

No action by the Town Board.

Monday, July 15, 2019 - 1

Town of Grand Island – Regular Meeting #13

Monthly Supervisor's Report – June 2019

The Supervisor reported Cash Balance-Operating A/C of \$2,682,938 on June 1, 2019

Total Receipts of \$1,055,856

Total Disbursements of \$1,326,148

Operating A/C Interest \$749

Operating A/C Balance \$2,413,394

Investment Interest \$20,002

Investment Balance \$15,715,358

Total Cash Balance as of June 30, 2019, \$18,128,752

No action by the Town Board.

Reappointment – Town Assessor

A motion was made by Councilman Marston, seconded by Councilwoman Baney to appoint Judy Tafelski as Town Assessor to a six-year term, October 1, 2019 to September 30, 2025.

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

Town Hall Elevator – Approve Phase 2 of Project

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to approve Phase 2 of the Town Hall Elevator Project with TRM Architecture Design and Planning in the amount of \$17,500.00

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

COUNCILWOMAN JENNIFER L. BANEY:

Web Mapping Application (WMA) – Expenditures/Budget Transfer

A motion was made by Councilman Madigan, seconded by Councilman Marston to approve the following expenditure and budget transfer the Web Mapping Application (WMA) with GeoCove to manage the Town's GIS needs in the amount of \$4,000.00:

Increase Appropriation

Town Engineer – Professional Services	001.1440.0409	\$4,000
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Decrease Appropriation

Contingency	001.1990.0475	\$4,000
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APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray
 Noes 0

COMMUNICATIONS – OTHER TOWN OFFICIALS:

HIGHWAY SUPERINTENDENT – RICHARD W. CRAWFORD:

Status Change

Highway Superintendent Richard Crawford notified the Town Board that Greg Golde, MEO has been moved from Temporary to Permanent and Patrick Gallagher, Caretaker has been moved from Temporary to Permanent, both with six-month probation periods. No Action by Town Board.

Monday, July 15, 2019 - 2

Town of Grand Island – Regular Meeting #13

TOWN ATTORNEY – PETER GODFREY:

Bond Resolution – Reconstruction of and Construction of Improvements to Various Roads (2019)

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

A BOND RESOLUTION, DATED JULY 15, 2019, OF THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING THE RECONSTRUCTION OF AND CONSTRUCTION OF IMPROVEMENTS TO VARIOUS ROADS WITHIN THE TOWN, AT AN ESTIMATED MAXIMUM COST OF \$675,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$675,000 OF THE TOWN, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND 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") desired to undertake a highway reconstruction and resurfacing capital improvements project; and

WHEREAS, the Town is not expected to receive funds from Erie County or New York State for 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 undertake the reconstruction of and construction of improvements to various roads within the Town, 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, as more fully identified in (or contemplated by) a report prepared by the Town Engineering Department (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$675,000.

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 \$675,000 of the Town, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. 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 89 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such Purpose is five years.

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Town of Grand Island – Regular Meeting #13

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.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution is not expected to 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

Monday, July 15, 2019 - 4

Town of Grand Island – Regular Meeting #13

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.

SECTION 11. The Town hereby determines that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act (“SEQRA”) is required.

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
 - a) (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
 - b) 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.

2. SECTION 14. This resolution is subject to permissive referendum pursuant to Section 35.00(a) of the Local Finance Law. The Town Clerk is hereby authorized and directed to publish (one time) and post on the sign-board of the Town, this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 15. If no petitions are filed in the permissive referendum period, 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.

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

Monday, July 15, 2019 - 5

Town of Grand Island – Regular Meeting #13

DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT WESTFALL: Nike Base Community Center Improvements – Change Order No. 2 – Job #:M-213

Change Order No. 2 is made up of 17 different items (incidentals and extra requested work).

The change to American DND's contract is an increase of \$100.00.

The change to Contract A with Empire Dismantlement Corp is an increase of \$3,625.00.

The change to Contract B with Montante Construction is an increase of \$40,950.00. Included in Change Order No. 2 is the work necessary by Advanced Alarm to bring the renovation work into code compliance and replace 11 existing smoke detectors at an amount not to exceed \$5,500. The total increase due to Change Order No. 2 is \$50,175. The Bond is sufficient to cover the increases in the contract amounts.

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to approve Change Order No. 2 in the total amount of \$50,175.00.

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

2019-Bituminous Resurfacing of Various Town Roads – Job No. M-14-2019

A motion was made by Councilwoman Baney, seconded by Councilman Marston to authorize the Town Engineer to advertise for bids on Friday, July 26, 2019 and receive bids on Wednesday, August 14, 2019 at 10:00a.m. local time.

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

Gun Creek PDD, Phase 4 – Townhomes Section – 63 Units/16 Buildings – Detailed and Final Plat Approval & Public Improvement Permit

A motion was made by Councilman Marston, seconded by Councilwoman Kinney approve the Public Improvement Permit to construct the waterline, and sanitary sewer for Phase 4 for Gun Creek PDD – Townhomes section and to accept the recommendation of the Planning Board and approve the Detailed Plan and Final Plat subject to all green space components are completed south of the creek and recreation fees of \$31,500 are paid. This project consists of Townhomes with a private roadway and private storm water system, only the water and sanitary sewer shall be dedicated to the Town.

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

Heron Pointe Apartments, Phase 2 – Public Improvement Permit

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to accept the recommendation of the Town Engineer and approve the Public Improvement Permit for Heron Pointe Apartments, Phase 2 to construct the waterline and sanitary sewer serving the Heron Pointe Apartments, conditioned on final acceptance from Erie County Health Department and payment of recreation & SWPP (stormwater) fees.

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

Monday, July 15, 2019 - 6

Town of Grand Island – Regular Meeting #13

TOWN ACCOUNTANT – PAMELA BARTON:

Budget Amendment

A motion was made by Councilman Madigan, seconded by Councilwoman Baney approve the following Budget Amendment from a donation from the Alzheimer's Association for the Golden Age Center for supplies needed to run the Dementia Social Respite Program:

Increase Revenue

Donation – Senior Citizens	001.0001.2708	\$600
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Increase Appropriation

Golden Age Special Events	001.6772.0462	\$600
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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 Councilwoman Kinney, seconded by Councilman Madigan 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

PLANNING BOARD:

Proposed Tree Ordinance

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to refer the proposed Tree Ordinance to the Conservation Advisory Board to have a joint meeting with representatives from the Code Enforcement Office, Planning Board, Parks & Recreation, and Economic Development Advisory Boards for review and further recommendations.

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

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to pay Vouchers #128292 - #128406

General	\$ 38,284.11
Highway	\$ 3,102.99
Sewer	\$ 22,655.68
Water	\$ 90,581.29
Trust & Agency	\$ 1,360.00
Capital	\$269,012.20
Garbage	\$121,696.45
Fire	<u>\$321,170.25</u>
Total	\$867,862.97

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

Monday, July 15, 2019 - 7

Town of Grand Island – Regular Meeting #13

UNFINISHED BUSINESS:

Local Law Intro #5 of 2019 – Rezoning SBL #64.15-2-53, 365 Elmwood Road – B-2 to R-1E

A. SEQR

Remains tabled.

Local Law Intro #6 of 2019 – Rezoning Portion of SBL #36.00-1-6.111 Niagara Falls Campground, LLC – M1 to CR

A. SEQR

Remains tabled.

Grand Island Secure Storage, 1730 Baseline Road – Site Plan Approval – Proposed Expansion

Remains Tabled.

PUBLIC COMMENTS:

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

Speakers: None

FROM THE BOARD:

- Paddles Up – July 27th
- National Night Out – August 6th
- Parade protocol for 2020

ADJOURNMENT:

A motion was made by Councilman Marston, seconded by Councilwoman Baney to adjourn the meeting at 8:46p.m.

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

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

Charles Weglarski, Sr.	Kathleen O'Connell
Thomas Muscoreil, Sr.	Alfred Mikle
Richard Bates	Deborah Parvon
Joan Ackerman	Terrence Fox
Cormick Greco	

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Monday, July 15, 2019 - 8

Town of Grand Island - Workshop Meeting #29

A workshop meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Road, Grand Island, NY at 9:00a.m. on the 17th of July, 2019.

Present: James R. Sharpe Deputy Supervisor
Beverly A. Kinney Councilwoman
Michael H. Madigan Councilman
Jennifer L. Baney Councilwoman
Patricia A. Frentzel Town Clerk

Absent: Nathan D. McMurray Supervisor
Peter Marston, Jr. Councilman

Also Present: Richard Crawford, Norman Mrkall, II, Robert Westfall, Pam Barton, Joseph Menter, Lynn Dingey, Tom Dworak, Jennifer Menter

Deputy Supervisor James R. Sharpe called the meeting to order at 9:00a.m. in the absence of the Supervisor.

NEW ITEMS:**Air Quality Study – Golden Ace Center & Nike Base**

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to authorize American DND to proceed with the Air Quality Study proposal in an amount not to exceed \$5,000.

APPROVED Ayes 3 Kinney, Madigan, Baney
Noes 0

SEQR – Grand Island Secure Storage, 1730 Baseline Road – Site Plan Approval – Proposed Expansion

Town Engineer Robert Westfall presented the SEQR – Short Form Environmental Assessment Forms for Grand Island Secure Storage, 1730 Baseline Road – Site Plan Approval – Proposed Expansion. Mr. Westfall informed the Town Board that the proposed unlisted action will not result in any significant adverse environmental impact. A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to issue a Negative Declaration for Grand Island Secure Storage, 1730 Baseline Road – Site Plan Approval, for a proposed expansion.

APPROVED Ayes 3 Kinney, Madigan, Baney
Noes 0

Grand Island Secure Storage, 1730 Baseline Road – Site Plan Approval – Proposed Expansion

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to accept the recommendation of the Planning Board and grant Site Plan Approval for Grand Island Secure Storage, 1730 Baseline Road, for a proposed expansion.

APPROVED Ayes 3 Kinney, Madigan, Baney
Noes 0

Councilman Peter Marston joined the meeting at 9:20a.m.

General Discussion:

- **Capital Projects – Current/Future/Proposed:**
 - Highway
 - General
 - Water
 - Sewer

Wednesday, July 17, 2019

Town of Grand Island - Workshop Meeting #29

- Golden Age Center
- Nike Base Maintenance Building
- Recreation Department
- Parks Department

Councilman Michael Madigan and Pam Barton left the meeting at 11:00a.m.

Parks – Drainage – Tree Issues

ADJOURN:

A motion was made by Councilman Marston, seconded by Councilwoman Baney to return to adjourn at 11:39a.m.

APPROVED Ayes 3 Kinney, Baney, Marston
Noes 0

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Wednesday, July 17, 2019

****TOWN OF GRAND ISLAND**
ZONING BOARD OF APPEALS**

**MINUTES
June 6, 2019**

RECEIVED
2019 JUL 12 AM 10:15
TOWN CLERK
GRAND ISLAND, N.Y.

MEMBERS PRESENT: Chairman Marion Fabiano, Tim Phillips, Betty Harris, John Braddell and Bob Mesmer

MEMBERS ABSENT: None

OTHERS PRESENT: William Shaw, Code Enforcement Officer
Rhonda Tollner, Zoning Clerk

Chairperson, Marion Fabiano, opened the meeting at 7:00 p.m. and introduced the members of the Zoning Board of Appeals and explained the process.

NEW BUSINESS:

1) 2096 Fix Road – Robert Alaimo

The property is zoned R1D. The Applicant is requesting a 5 foot side yard setback and an over the lot coverage (9380 SF. is the lot size) variance to construct a garage addition. Schedule 1 of the Zoning Code sets the side yard setback at 10 feet, making it necessary for a 5 ft. side yard setback variance. Schedule 1 of the Zoning Code sets the Maximum building coverage at 20% (1863 SF of existing coverage). The Applicant is proposing 2863 SF. of building coverage, making it necessary for a 1000 SF. coverage variance.

Appearing before the Board were Kelly and Robert Alaimo, of 2096 Fix Road. They explained the garage addition they were requesting. Mrs. Alaimo presented the Board with photos of their property and explained why they needed the side yard setback. Mrs. Alaimo, pointed out on the photo, that they had a sliding door and windows on their addition that they didn't want to lose by attaching the garage addition to the living room addition, making it necessary for the 5 ft. walkway between structures. Mr. Alaimo has a car and motorcycle collection they would like to store at their residence.

A **motion** was made by Mesmer / Harris to close the public hearing. All in favor. The Board discussed the variance request.

A **motion** was made by Braddell / Mesmer to **GRANT** the request for a 5 ft. side yard setback variance for the addition to an attached garage at 2096 Fix Road.

Roll Call:

Ayes: Fabiano, Braddell, Mesmer, Phillips

Noes: Harris

Carried

A **motion** was made by Phillips / Braddell to **GRANT** the request for a 1000 sq. ft. over the maximum building coverage of 20 % for a garage addition at 2096 Fix Road.

Roll Call:

Ayes: Fabiano, Braddell, Mesmer, Phillips

Noes: Harris

Carried

Rationale:

1. This action was taken because the requested variance will not produce an undesirable change in the character of the neighborhood
2. This action was taken because there was not an alternative method of locating the proposed addition on the lot

2) 1739 Staley Road – Mark Abate

This property is zoned R1B. The Applicant is proposing to construct an 8 ft. high fence alongside New York State Thruway and up the side property lines to the rear of the house. Section 407-155B sets the maximum height of a fence at 7 ft.; making it necessary for a 1 foot height variance.

The applicant was not in the court room, the Board decided to move this application further down the Agenda to accommodate a late arrival.

3) 1923 Steeg Road – Frank Nalbach

This property is zoned R-1C. The applicant is proposing to construct a 22 ft. x 20 ft. addition to an existing garage that is located 40 ft. from the front property line. The new addition will located 18 ft. from the front property line. Schedule 1 of the Zoning Code sets the front yard setback at 50 ft., making it necessary for a 32 foot yard setback variance.

Appearing before the Board was John Elbersen, representing Frank Nalbach who was out of town. He explained that the survey that showed the current garage was incorrect because the measurement on the survey was from the

road to the gravel parking area not the corner of the building like it was suppose to. The original garage was put behind the gravel lot instead of on the gravel so the actual location of the addition would be 18 ft. from the property line. Mr. Elberson also presented to the Board signed approvals from the 6 neighbors and a map of their location in reference to his garage request.

A **motion** was made by Mesmer / Harris to close the public hearing. All in favor. After discussion was had.

A **motion** was made by Phillips / Mesmer to **GRANT** the request for a 32 ft. front yard setback variance from Steeg Road for an addition to a detached garage at 1923 Steeg Road.

Roll Call:

Ayes: Fabiano, Harris, Mesmer, Phillips, Braddell

Noes: None

Carried

Rationale:

1. This action was taken because it conforms with the uniqueness of the neighborhood
2. This action was taken because the proposed variance will not have an adverse effect or impact on the neighborhood

At this time, Chairman Fabiano noticed Applicant # 2 Mark Abate in the courtroom, the Board then called applicant Mark Abate for 1739 Staley Road.

2) **1739 Staley Road – Mark Abate**

This property is zoned R1B. The Applicant is proposing to construct an 8 ft. high fence alongside New York State Thruway and up the side property lines to the rear of the house. Section 407-155B sets the maximum height of a fence at 7 ft.; making it necessary for a 1 foot height variance.

Appearing before the Board was Mark Abate, who resides at 1931 Staley Road, and owns 1739 Staley Road. Mr. Abate explained to the Board that he purchased the house as a rental property and has refurbished the home, and would like to make the back yard more private and quieter for his tenants. The house is adjacent to the New York State Thruway. The Thruway authorities have a 4 ft. chain link fence there currently. Mr. Abate would like to put the 8 ft. fence on the inside of the chain link fence. Chairman Fabiano, asked Mr. Abate if he reached out to the Thruway Authority regarding the fence and Mr. Abate replied no. Fabiano replied she had and they told her they would come mark out the area for free with a phone call from the homeowner. Mr. Abate replied thank you and he would do that.

A **motion** was made by Braddell / Phillips to close the public hearing. All in favor.

A **motion** was made by Mesmer / Phillips to **GRANT** the request for a 1 ft. height variance for the insulation of an 8 ft. high fence at 1739 Stalely Road.

Roll Call:

Ayes: Mesmer, Fabiano, Harris, Phillips, Braddell

Noes: None

Carried

Rationale:

1. This action was taken because the proposed variance will not have an adverse effect or impact on the physical conditions in the neighborhood
2. This action was taken because the variance request was not substantial

4) 2501 Stony Point Road – David Whitney

This property is zoned R-1D. The Applicant is proposing to construct a 40 ft. x 40 ft. x 24 ft. (1600 SF total) high storage building. Section 407-35 of the Zoning Code sets the maximum allowed garage space at 1200 SF.; making it necessary for a 400 SF. garage space variance. Section 407-142E set the maximum height of an accessory structure at 18 ft.; making it necessary for a 6 ft. height variance.

Appearing before the Board was David Whitney who resides at 2501 Stony Point Road. Mr. Whitney explained to the Board that he would like to construct a detached storage building large enough for his motor home, boat and lawn equipment. Currently there is no garage. The proposed building would be located approximately 700 ft. from the road and will not be visible from the road.

Speaker, Justin Thompson, who resides at 2508 Stony Point Road, across the street from Mr. Whitney, stated he had no objections.

Speaker, Shelly Sheehan, who owns 2494 Stony Point Road, next to Mr. Whitney, has no objections.

A **motion** was made by Mesmer / Harris to close the public hearing. All in favor.

A **motion** was made by Mesmer / Harris to **GRANT** the request for a 400 sq. ft. garage space variance for the construction of a 40' x 40' garage at 2501 Stony Point Road.

Roll Call:

Ayes: Fabiano, Mesmer, Phillips, Braddell, Harris

Noes: None

Carried

A **motion** was made by Mesmer / Harris to **GRANT** the request for a 6 ft. height variance for the construction of a 40' x 40' x 24' garage at 2501 Stony Point Road.

Roll Call:

Ayes: Fabiano, Mesmer, Phillips, Braddell, Harris

Noes: None

Carried

Rationale:

1. This action is taken because the requested variance will not produce an undesirable change in the character of the neighborhood
2. This action was taken because it is in conformance with the development and appearance of the homes in the area.

5) 2508 Stony Point Road

This property is zoned R-1D. The Applicant is requesting a side yard setback variance and a height variance for the construction an agricultural barn. The barn will be located 20 ft. from the side property line and also be 22 ft. high. Section 407-144C sets the minimum distance of 25 ft. from any lot line; making it necessary for a 5 ft. side yard setback variance for the barn. Section 407-142E set the maximum height of an accessory structure at 18 ft.; making it necessary for a 4 foot height variance.

Appearing before the Board was Justin and Amanda Thompson who reside at 2508 Stony Point Road. Mr. Thompson explain that they were unaware that they needed a building permit for an agricultural barn and hired a company to start the project. After the main poles were set it was found that a permit was required and the main poles were too close to the lot line. Mr. Thompson said they chose that particular location because they live on a busy street and wanted to be able to pull a horse trailer straight in and turn around without having to back in up a hill to barn. Mrs. Thompson presented the Board with approval signatures from their neighbors.

Speaker, David Whitney, spoke in favor of the variance being granted.

Speaker, Shelly Sheehan, spoke in favor of the variance being granted.

A **motion** was made by Harris / Phillips to close the public hearing. All in favor.

A **motion** was made by Mesmer / Braddell to **GRANT** the request for 5 ft. side yard setback variance for the construction of an agricultural barn that meets the specs for barn construction at 2508 Stony Point Road.

Roll Call:

Ayes: Fabiano, Harris, Braddell, Phillips, Mesmer

Noes: None

Carried

A **motion** was made by Mesmer / Harris to **GRANT** the request for a 4 ft. height variance for an agricultural barn at 2508 Stony Point Road.

Roll Call:

Ayes: Fabiano, Harris, Mesmer, Phillips, Braddell

Noes: None

Carried

Rationale:

1. This action was taken because the proposed variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood
2. This action was taken because the requested area variance is not substantial.

6) 441 Colonial Drive – Robin Szyrowski

This property is zoned R-1D. The Applicant is requesting to construct a 6 ft. high fence on a corner lot. Section 407-155D states: within a nonindustrial (residential) district, no fence or wall, other than necessary retaining wall, over three feet in height shall extend into the required minimum front yard of any lot. Making it necessary for a 3 ft. height variance. Schedule 1 of the Zoning Code sets the required front yard setback at 35 ft. The proposed fence will be located 22 ft. from the front property line; making it necessary for a 13 ft. front yard setback variance.

Appearing before the Board was Mr. Szyrowski who resides at 441 Colonial Drive. Mr. Szyrowski explained to the Board that there was currently a fence in the same location as requested by it was in poor condition and only 4 ft. high. The new fence would be 6 ft. high and match up with the back neighbor's fence that was approved last month.

A **motion** was made by Mesmer / Phillips to close the public hearing. All in favor.

A **motion** was made by Harris / Phillips to **GRANT** the request for a 13 ft. front yard setback variance from Driftwood Drive for a 6 ft. high fence at 441 Colonial Drive.

Roll Call:

Ayes: Phillips, Harris, Braddell, Mesmer, Fabiano

Noes: None

Carried

A **motion** was made by Phillips / Mesmer to **GRANT** the request for a 3 ft. height variance for a 6 ft. high fence at 441 Colonial Drive.

Roll Call:

Ayes: Harris, Braddell, Mesmer, Phillips, Fabiano

Noes: None

Carried

Rationale:

1. This action was taken because the requested variance will not produce an undesirable change in the character of the neighborhood
2. This action was taken because it is in conformity with other fences in the neighborhood

7) 3427 West River Road – Mark Mantei

This property is zoned R-1A. The Applicant is proposing to construct a 9 ft. x 9 ft. vestibule with a covered porch to the front side of existing single family dwelling. The single family dwelling is located 31 feet from the front property line. The front side will be located 37 feet from the front property line. Schedule 1 of the Zoning Code set the front yard setback at 50 feet; making it necessary for a 13 ft. front yard setback variance.

Appearing before the Board was Mark Mantei who resides at 3427 West River Road. Mr. Mantei explained that he would like to change the entrance to the house from the side to enter from the front with a roof over head. The new construction will not protrude past the front of the house in the setback.

A **motion** was made by Mesmer / Harris to close the public hearing. All in favor. The Board discussed the variance request.

A **motion** was made by Harris /Braddell to **GRANT** the request for 13 ft. front yard setback variance from West River Road for a vestibule with a covered roof on the side of a single family dwelling at 3427 West River Road.

Roll Call:

Ayes: Mesmer, Fabiano, Harris, Braddell, Phillips

Noes: None

Carried

Rationale:

1. This action was taken because the proposed addition follows the present building lines
2. This action was taken because the proposed addition will conform to the character of the neighborhood

8) 1234 East River Road – Jeffrey Justen

This property is zoned R-1D. The Applicant is proposing to construct a shed 10 feet in height on the shoreline side of the lot. Section 407-18C4 set the maximum height of an accessory structure at 4 feet: making it necessary for a 6 foot height variance.

Appearing before the Board was Jeanine Justen who resides at 1234 East River. She explained to the Board that there was currently an old, smaller shed on the waterfront but they would like to put a new larger 10' x 14' x10' high shed on the property. Mrs. Justen also stated the road at this location is much higher than the roof of the shed as to not block any views.

A **motion** was made by Mesmer /Harris to close the public hearing. All in favor.

A **motion** was made by Phillips/ Mesmer to **GRANT** the request for a 6 ft. height variance for a shed on the shoreline side of the property at 1234 East River Road.

Roll Call:

Ayes: Fabiano, Harris, Phillips, Braddell, Mesmer

Noes: None

Carried

Rationale:

1. This action was taken because the proposed structure will not have an adverse impact on the view of the river since the shoreline is below the grade of the road.
2. This action was taken because the requested variance was not substantial and will not impact any visibility the adjacent neighbors would have.

CORRESPONDENCE: None

OLD BUSINESS:

1) 365 Elmwood Road – John Bidell

This property is zoned B-2. The Applicant is requesting a variance to excuse the period of nonuse for the continuance of a legal non-conforming use to stay a B2 Single–Family Attached Dwelling. Please review Section 407-41 of the Zoning Code (R-2 Attached / Detached Single Family Residential District) and 407-104. The Zoning Board will be advised by the Town Attorney on this matter.

Chairman Fabiano stated in light of new information that this property had recently sold, the past owner, John Bidell no longer had interest in the requested variance.

A **motion** was made by Harris / Mesmer to **Remove** 365 Elmwood Road from the Agenda.

Roll Call:

Ayes: Braddell, Phillips, Mesmer, Harris, Fabiano

Noes: None

Carried

APPROVE MINUTES:

A **motion** was made by Harris / Mesmer to Approve the May 2, 2019, ZBA Meeting Minutes as written. All in favor.

The next ZBA Meeting will be held July 11, due to the 4th of July holiday.

OTHER MINUTES RECEIVED:

Board of Architectural Review Minutes – March 19, 2019

Planning Board Agenda – May 13, 2019

Planning Board Minutes-April 8, 2019

Town Board Agenda –Regular Meeting #8, May 6, 2019, Regular Meeting #9, May 20, 2019

Town Board Minutes –Regular Meeting #7, April 15, 2019, Regular Meeting #6, April 6, 2019

Long Range Planning Committee –

A motion was made by Harris / Braddell to adjourn the meeting at 8:00 p.m. in memory of 75 anniversary of D Day. All in favor.

Minutes prepared by Rhonda Tollner, Zoning Clerk.

TB

BOARD OF ARCHITECTURAL REVIEW MEETING

Minutes: June 18, 2019
7:30 PM

MEMBERS PRESENT: J. Butler, K. Killian, A. Stockinger, R. Szafran

MEMBERS ABSENT: P. Buchanan
D. Nardozzi –Alternate
P. Marston - Liaison

OTHERS PRESENT: Todd Audsley
Jason Flading
Jim Flash

MINUTES: Board of Architectural Review Meeting – 5/21/19
Received & Filed

MINUTES: Town Board Meetings – 5/8/19, 5/20/19
Received & Filed

MINUTES: Zoning Board of Appeals Meetings – 5/2/19
Received & Filed

RECEIVED
2019 JUL 17 AM 10:07
TOWN OF STEPHEN
BORNE ISLAND, N.Y.

1. **STICKL CONSTRUCTION CO. – 82 & 95 Country Club Ct.**
Single Family Dwellings

After reviewing the elevations for single family dwellings to be constructed at 82 & 95 Country Club Ct., a motion was made by Szafran – Killian to accept the drawings, provided approvals are granted by all other necessary Town Boards.

Roll Call: Ayes – Butler, Killian, Stockinger, Szafran
Noes – None
Carried

3.

5. JAMES FLASH – 2174 West Oakfield Rd.
Garage

Mr. Flash appeared to discuss the 30' x 45' garage to be built in his yard. The building will be used for storage and a work shop. A motion was made by Stockinger – Killian to accept the elevation for a garage to be constructed at 2174 West Oakfield Rd., provided approvals are granted by all other necessary Town Boards.

Roll Call: Ayes – Butler, Killian, Stockinger, Szafran
Noes – None
Carried

6. JASON FLADING – 3174 Stony Point Rd.
Single Family Dwelling

Mr. Flading appeared to discuss with the Board his new home to be constructed, because his existing home burned down in February. It was moved by Szafran – Killian to accept the elevation for a ranch house to be constructed at 3174 Stony Point Rd. Approvals must be granted by all other necessary Town Boards.

Roll Call: Ayes – Butler, Killian, Stockinger, Szafran
Noes – None
Carried

Meeting Adjourned 7:45 PM

Respectfully submitted,

John A. Butler Chairman
Board of Architectural Review

Minutes prepared by Linda Koch, Recording Secretary

RECEIVED

**Conservation Advisory Board of Grand Island
May 23, 2019 Meeting Minutes**

JUL 18 PM 12:03

TOWN CLERK
GRAND ISLAND, N.Y.

Present: Jim Czapla, Bob Wynne, Alice Gerard, Sue Tomkins, Paul Yaeger, Diane Evans, Jeff Green, Ed Standora, Sam Akinbami, Mike Madigan (liaison), new alternate, Forrest Crawford.
Guests: Judy Schmidt, Bob Eddy, Rachel Chrostowski.

Excused: Tom Burke

Meeting called to order at 7:00 pm by Jeff Green. We welcomed Forrest Crawford, our new alternate member. He told us about himself. Each member told him why we serve on the board.

1. **WNYLC** – Open Space Inventory Update - Rachel Chrostowski reported that there are 187 parcels in the data base that are over 10 acres. These are parcels that are either vacant or underdeveloped. She showed us several digital maps including one with all 187 parcels, then successive maps with these breakdowns, all based on 2016 data sets:

- Parks and Conservation areas

- Natural Land Cover

- Headwater Forests

- Streams and FEMA Floodplains

- Wetlands – Federal and NYS DEC

- Farm Soils – from USDA

- TNC Climate Resiliency Score- from The Nature Conservancy

- This reflects the land's ability to remain ecologically viable in the face of climate change

We discussed the limited protection on ag land making it vulnerable to being developed. Parcels in Ag districts aren't necessarily used for farming. We reviewed our priority list (developed at the last meeting) and decided to keep farmland as #10. A new Ag plan is being developed for Grand Island. We need to keep in step with that and try to be consistent with it. Question was raised where to rank DEC wetlands.

Keeping in mind our ultimate goal to rank parcels for protection, Rachel then showed us the scoring sheet she created from our priority list and all the feedback we've given her. We discussed at length the scoring sheet. We decided to establish levels of scoring, representing low, middle, high, and critical. The word "critical" will be changed. We decided to use SBL numbers (Section Block Lot) to identify parcels on the maps and database. Some minor changes will be made to the scoring sheet which Rachel will send us. She reminded us that at the finish of the project we will be getting the maps in PDF form, an Excel table showing the database,

Shape file with prioritized parcels for use in GIS software, and a final report. We need to make decisions about where to store the maps and data we receive, and how many copies of each we want.

2. **Consent Agenda – Motion:** Bob moved that we accept both February and April meeting minutes with spelling corrections. Jim seconded. Carried 9-0.
3. **Education Update** – Positive Comments were made by those attending the May 16 program on Habitat Restoration by Waterkeeper and DEC. Alice is writing an article for the Dispatch. All were encouraged to go to the sites to see the progress. Jim raised the idea that educational signage at sites like Little Beaver be put up so people understand the purpose of the project.
Likewise, comments were made on the great success of the Arbor Day event on May 4.
4. **EDAB Letter** (Economic Development Advisory Board) Letter was shared via email and printed copy of EDAB's letter encouraging our boards to work together to develop eco-tourism and advance tasks set out in the new Comp Plan. Jeff will draft a response to their letter and email to us. In such, he will invite and encourage any of their board to attend any of our meetings. **Motion:** Alice moved that we send a response letter to EDAB, Bob seconded. Carried, 9 – 0. Judy Schmidt announced that they are making a promotional video about GI. We are welcome to suggest any contributions. Judy also said the Parks and Rec Master Plan committee and EDAB are investigating way-finding signs for the Island.
5. **Tree Ordinance** – Jeff sent final draft (after Lawyer made changes) to Town Board. Bev Kinney said she's put it on EDAB's agenda. Parks and Rec meet next week and will make comments. Jeff will follow through with Planning Board. Diane asked if we can get an Arbor Day Proclamation after the fact, since Tree City USA will require that when we apply. Mike will look into it.
6. **Town Board Report** – Mike is proposing a change to the Town Code that the CAB be required to see new development plans with any new project that has environmental concerns. We again discussed the importance of being made aware of SEQR applications. It was reported that there have been changes in the site plans for Southpointe since the last public hearing in 2013.
7. **Additional News/Announcements/comments** - Jim suggested we foster a working relationship with State Parks. Greg Brown, Dave Spiering, or other Park staff could be invited to come to a future meeting. Diane said that Bev Kinney has expressed interest in meeting with Jim Ehde, after his letter about septic systems on the island. Update on future educational programs include Ed giving a presentation on his work with reptiles (November), and a guided walk at Gallogly in the fall, if the trails are completed. Diane announced she received the SPCA's Humane Educator of the Year award.

Alice made a motion to adjourn at 9:12 pm. Bob seconded. Carried 9 – 0

Next Meeting is June 27

Respectfully submitted,
Diane Evans
Recording Secretary

THE TOWN OF

BEVERLY A KINNEY
COUNCILWOMAN



GRAND ISLAND

2255 BASELINE ROAD
GRAND ISLAND
NEW YORK
14072-1710
OFFICE (716) 773-9600
FAX (716) 773-9618

Date: July 5, 2019

To: Town Board

From: Beverly A. Kinney Councilwoman

Re: Economic Development Advisory Board Appointments

Motion to Appoint:

Kristen Cascio & Michael Marsch to the Economic Development Advisory Board as members.

Terms to serve from July 5, 2019 to December 31, 2022.

RECEIVED

2019 AUG -1 AM 9:03

TOWN CLERK
GRAND ISLAND NY

THE TOWN OF



GRAND ISLAND

MIKE MADIGAN
COUNCILMAN

2255 BASELINE ROAD
GRAND ISLAND
NEW YORK
14072-1710
OFFICE (716) 773-9600
FAX (716) 773-9618

To: Pattie Frentzel
From: Mike Madigan
Subject: Motion to schedule SouthPointe Project Information Presentation and Public Hearing
Date: August 5, 2019

I would like to make a motion for the Town Board to schedule a SouthPointe Development Project Public hearing on August 19, 2019 at our Regular Town Board Meeting.

The purpose of this hearing is to provide the public the opportunity to comment and provide feedback to the current Town Board prior to them voting or taking action on this project. The current Town Board was not present for the hearing held in 2013. Ideally the developer would first provide a presentation prior to the initiation of the public comment.


Mike Madigan
Councilman

RECEIVED
2019 AUG - 1 AM 9:03
TOWN OF GRAND ISLAND, N.Y.



The Town of Grand Island
Jennifer L. Baney
Councilwoman

Date: July 31, 2019

To: Town Board

From: Jennifer Baney
Councilwoman

Re: Communication from Safety and Security Team
(J Baney, R Crawford, B Kinney, J Leggett, J Tafelski, R Westfall)

Honorable Town Board:

As you all know, the Town Board recently referred the matter of vandalism at the Havenwood Lane sports courts to the Safety and Security Team for review and recommendation. The Committee made the recommendation that "the Havenwood Courts should be monitored under video surveillance with signage noting the monitoring. The signage should also include the phone number and agency to contact if suspicious behavior is noted."

RECEIVED
2019 JUL 31 PM 12:11
TOWN CLERK
GRAND ISLAND, NY



Patricia A. Frentzel
Town Clerk

The Town of Grand Island

2255 BASELINE ROAD
GRAND ISLAND, NEW YORK 14072
(716) 773-9600 EXT. 622
FAX (716) 773-9618
Email: pfrentzel@grand-island.ny.us

To: Town Board

From: Pattie Frentzel, Town Clerk

Re: SPCA Agreement

Date: August 5, 2019

Attached is the 2019 SPCA updated agreement that was sent to the Supervisor's office in November.

I am requesting that the Supervisor be authorized to sign the agreement.

AGREEMENT

THIS AGREEMENT made this 1st day of January 2019 by and between the Town of Grand Island, New York (the "Town") and the Erie County Society for the Prevention of Cruelty to Animals d/b/a SPCA Serving Erie County, a not-for-profit corporation having an office located at 300 Harlem Road, West Seneca, New York, 14224 (the "SPCA").

WITNESSETH

WHEREAS, the Town and the SPCA desire to enter into a contract providing that after the statutory holding period as per New York State Agricultural and Markets Law, a seized dog may be offered for adoption according to New York State Agricultural and Markets Law, Article 7 and Article 26.

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, the parties agree as follows:

1. During the term of this Agreement, SPCA will only accept dogs that it considers safe adoption candidates after they have been held the legal stray holding period as determined by NYS Agriculture and Markets laws. The Town will be responsible for identifying dogs who are overtly behaviorally unsound, suffering irredeemably, or dangerous with people or other animals. In that event, the Town shall be responsible for the animal's humane euthanasia at the veterinary facility of its choice. The Town understands that its representatives are welcome to contact SPCA's behavior department with any questions pertaining to behavior or temperament.
2. The term of this agreement shall commence on January 1st, 2019 and shall end on December 31st, 2019 and shall be automatically and continuously renewed for each succeeding calendar year until the Town or the SPCA provides written notice to the other, at least thirty (30) days prior to the commencement of the succeeding year, of its desire to terminate this Agreement.
3. The Town understands that it is their sole responsibility to seek and provide veterinary care for a sick or injured impounded animal. The Town agrees to seek said care from a licensed Veterinarian, and to adhere to the care/treatment recommendations from said Veterinarian. Contact information for the Veterinarians(s) routinely worked with by the Town will be furnished to the SPCA by 1/15/2019. Furthermore, the Town understands and acknowledges that failure to provide medical care to an impounded animal in need may immediately void this agreement and could lead to criminal charges.
4. In the event the Town feels that the physical condition of the dog at the time of initial impoundment may rise to the level of animal cruelty, the Town understands it may contact the SPCA. The SPCA agrees to arrange for the Town to bring the dog to the shelter and to have a member of its medical and/or Law Enforcement team examine the dog. If the SPCA deems the condition of the dog may in fact be evidence of the crime of cruelty to animals, the SPCA will accept said dog, hold the dog stray time and open an investigation. The Town understands that it must take the dog back, hold stray time and to provide medical treatment as described above in the event the SPCA declines to accept the dog for further investigation.
5. In the event that a dog relinquished by the Town to the SPCA is subsequently euthanized due to significant medical or behavioral problems, the euthanasia shall be performed by registered Licensed Animal Health Technicians employed by the SPCA and shall be carried out humanely with an injection of sodium pentobarbital.
6. The Town agrees to send all dogs that are physically and behaviorally healthy to the SPCA.
7. The SPCA will accept dogs as space permits. The Town agrees to call ahead before transporting a dog to the shelter. The SPCA understands that if space does not permit, the Town may seek alternative placement for the dogs with other organizations.
8. The Town agrees to pay the SPCA the following fees for services rendered pursuant to this Agreement per dog:
 - a) An adoption fee of thirty-five dollars (\$35.00).
 - b) A euthanasia fee of thirty (\$30.00).
 - c) A crematory and disposal fee of thirty (\$30.00).

Also, the Town understands it is its sole responsibility to provide animal control services for its municipality.

The fees accrued during each month shall be paid no later than the fifteenth day of the next subsequent month.

9. If it is necessary for the SPCA to accept a stray dog found within the Town, the Town agrees to pick up said dog within 4 SPCA business hours of receiving a phone call from the SPCA. The Town understands that if the dog is not picked up, there will be a \$50 transport fee for an SPCA representative to deliver the dog to the Town's Animal Control Office. Additionally, if the Town fails to retrieve the dog within 4 hours or is unavailable to accept said dog upon SPCA arrival to their holding facility, the Town agrees to reimburse the cost of care for the dog at the rate of \$25.00 per day.
10. The Town agrees to send all Animal Control Officers, Dog Control Officers or any Agent of the Town acting in such a role where they have a responsibility to feed, clean, house, walk, accept, pick up or in any way interact with or provide care for animals as part of their Town duties to an annual 8 hour training scheduled and hosted by the SPCA.
11. The Town understands that the SPCA will make a minimum of one annual visit to the Town's holding facility and agrees to permit SPCA representatives access to all areas of said facility.
12. If for any reason the Town accepts and transports an owned animal for surrender, the Town understands the SPCA will not accept said animal without a completed SPCA Owner Surrender profile, paper proof of permanent ownership relinquishment to the Town, and reliable contact information for the previous owners.
13. The Town agrees to scan all stray dogs for a microchip, and to fully document any and all attempts to contact the registered owner. The Town understands that if a microchip is detected by the SPCA upon transfer, and it was not previously discovered by the Town, or the Town made no attempts to contact the owner, the SPCA will hold the dog for a period of 48 hours while attempt(s) are made to contact and locate the registered owner. The Town agrees to pay the SPCA for the additional holding period at a cost of \$25.00 per day.
14. The Town and the SPCA each agree to cooperate and assist the other in fulfilling the terms of this Agreement.
15. The parties hereto represent and warrant to each other that they each have the full right, power and authority to enter into this Agreement.
16. This Agreement may only be modified or amended through the written consent of both parties hereto.
17. Each party agrees to indemnify the other party, its directors, officers and employees from and against any and all claims, actions, liabilities, damages, costs, expenses and reasonable attorney fees, including, but not limited to, those for personal injury and/or death and/or property damage, that arise against or are incurred by the Indemnified Party as a result of any breach, performance or non-performance by the Indemnifying Party of the terms and services set forth in this Agreement or from any negligent or intentional acts or omissions of the Indemnifying Party, its employees, or agents.

The provisions this section shall survive the termination of this Agreement.

In witness whereof, the parties hereto have caused their hands and seals to be hereunto affixed the day and year first above written.

ERIE COUNTY SOCIETY FOR THE PREVENTION OF
CRUELTY TO ANIMALS ("SPCA")

By: _____
President & C.E.O.

TOWN OF GRAND ISLAND ("Town")

By: _____
Its: _____



Patricia A. Frentzel
Town Clerk

The Town of Grand Island

2255 BASELINE ROAD
GRAND ISLAND, NEW YORK 14072
(716) 773-9600 EXT. 622
FAX (716) 773-9618
Email: pfrentzel@grand-island.ny.us

August 5, 2019

To: Town Board

From: Pattie Frentzel, Town Clerk *Pattie Frentzel*

Re: Dog Adoption Fees

The Fee Schedule for a Dog Adoption Fee is currently set at \$84.00. This is inconsistent with the actual cost associated with harboring a dog at the kennel.

I am seeking an approval from the Town Board to revise the Fee Schedule for a Dog Adoption Fee to be changed to \$140.00, effective immediately.

Thank you for your prompt attention to this matter.

THE TOWN OF GRAND ISLAND

Superintendent of Highways
RICHARD W. CRAWFORD
Superintendent
NORMAN J. MRKALL II



HIGHWAY DEPARTMENT

1820 WHITEHAVEN ROAD
GRAND ISLAND, NY 14072
(716) 773-9632
Fax: (716) 773-9634

Date: August 1, 2019
To: Town Board
From: Richard Crawford – Highway Superintendent
Re: Equipment Auction

The Highway Department is asking the Town Board for permission to sell at auction the following town owned surplus equipment. Sales will be facilitated by the internet-based auction house; Auctions International, Inc.

1. 2005 Chevy Silverado
2. 2000 Sterling L8500 Dump (Highway 1411)
3. 2006 Sterling L9500 Dump (Highway 1414)
4. Highway Salter Hopper

Thank you.

Richard Crawford

Richard Crawford
Highway Superintendent

A meeting of the Town Board of the Town of Grand Island, in the County of Erie, New York, was held at the Town Hall, in said Town, on August 5, 2019.

PRESENT:

Hon. Nathan D. McMurray, Supervisor
Beverly A. Kinney, Councilmember
Michael H. Madigan, Councilmember
Jennifer L. Baney, Councilmember
Peter Marston, Jr., Councilmember

-----X

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Grand Island Consolidated Sewer District
in the Town of Grand Island, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

-----X

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
_____, 2019**

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 the Town of Grand Island Engineering Department, competent engineers licensed in New York, to prepare a preliminary map, plan and report for a sewer system capital improvements project within the District (Project M 8-2019); and

WHEREAS, such sewer system capital improvements project will generally consist of (but not be limited to), the grouting of approximately 130 lineal feet of 30-inch interceptor sewer pipe to address a settlement issue along Bedell Road in the Town, along with the injection of urethane foam to stabilize the settlement area and pavement restoration, as well as other such improvements as more fully 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 \$100,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$100,000, 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 _____, 2019 at _____ p.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 \$100,000, 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.

DATED: August 5, 2019

TOWN BOARD OF THE
TOWN OF GRAND ISLAND

A meeting of the Town Board of the Town of Grand Island, in the County of Erie, New York, was held at the Town Hall, in said Town, on August 5, 2019.

PRESENT:

Hon. Nathan D. McMurray, Supervisor
Beverly A. Kinney, Councilmember
Michael H. Madigan, Councilmember
Jennifer L. Baney, Councilmember
Peter Marston, Jr., Councilmember

-----X

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Grand Island Consolidated Sewer District
in the Town of Grand Island, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

-----X

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
_____, 2019**

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 the Town of Grand Island Engineering Department, competent engineers licensed in New York, to prepare a preliminary map, plan and report for a sewer system capital improvements project within the District (Project M-232); and

WHEREAS, such sewer system capital improvements project will generally consist of (but not be limited to), the removal and replacement of Pump Station 5 with a new recessed wet well mounted pump station, as well as other such improvements as more fully 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 \$350,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$350,000, 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 _____, 2019 at _____ p.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 \$350,000, 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.

DATED: August 5, 2019

TOWN BOARD OF THE
TOWN OF GRAND ISLAND

A meeting of the Town Board of the Town of Grand Island, in the County of Erie, New York, was held at the Town Hall, in said Town, on August 5, 2019.

PRESENT:

Hon. Nathan D. McMurray, Supervisor
Beverly A. Kinney, Councilmember
Michael H. Madigan, Councilmember
Jennifer L. Baney, Councilmember
Peter Marston, Jr., Councilmember

-----X

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Grand Island Consolidated Sewer District
in the Town of Grand Island, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

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**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
_____, 2019**

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 the Town of Grand Island Engineering Department, competent engineers licensed in New York, to prepare a preliminary map, plan and report for a sewer system capital improvements project within the District (Project M-233); and

WHEREAS, such sewer system capital improvements project will generally consist of (but not be limited to), the installation of a new concrete wet well, pump station and appurtenances, the connection to existing facilities, abandonment of the existing pump station, demolition of former chemical storage facility and site restoration, as well as other such improvements as more fully 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 \$600,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$600,000, 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 _____, 2019 at _____ p.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 \$600,000, 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.

DATED: August 5, 2019

TOWN BOARD OF THE
TOWN OF GRAND ISLAND

A meeting of the Town Board of the Town of Grand Island, in the County of Erie, New York, was held at the Town Hall, in said Town, on August 5, 2019.

PRESENT:

Hon. Nathan D. McMurray, Supervisor
Beverly A. Kinney, Councilmember
Michael H. Madigan, Councilmember
Jennifer L. Baney, Councilmember
Peter Marston, Jr., Councilmember

-----X

In the Matter

of the

Increase and Improvement of Facilities of the
Town of Grand Island Consolidated Sewer District
in the Town of Grand Island, County of Erie, New York,
pursuant to Section 202-b of the Town Law.

-----X

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
_____, 2019**

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 (Project 2019 SSES - Year 8); and

WHEREAS, such sewer system capital improvements project will generally consist of improvements identified in the Sanitary Sewer Evaluation Survey (the "SSES") for Year 8, such work to generally include, but not be limited to, inspection of various sewer mains in the Town using closed circuit television (CCTV) and light cleaning of sewers, smoke testing of sewers, dyed water testing of homes where downspout discharges are not readily visible, heavy cleaning of

sewers using a vacuum truck and dewatering siphon and the inspection of manholes, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above and generally consistent with the Town's SSES reports, 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 \$400,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$400,000, 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 _____, 2019 at _____ p.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 \$400,000, 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.

DATED: August 5, 2019

TOWN BOARD OF THE
TOWN OF GRAND ISLAND

A BOND RESOLUTION, DATED AUGUST 5, 2019, OF THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF THE RECONSTRUCTION OF AND CONSTRUCTION OF IMPROVEMENTS TO THE HVAC SYSTEM AT THE TOWN HALL, AT AN ESTIMATED MAXIMUM COST OF \$265,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$265,000 OF THE TOWN, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND 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 undertake a capital improvements project consisting of the reconstruction and construction of improvements to the HVAC system at the Town Hall; and

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 undertake a capital improvements project generally consisting of the reconstruction of and construction of improvements to the HVAC system at the Town Hall including, but not limited to, the design and installation of a new Direct Digital Controls (DDC) system, along with damper equipment, condensing units and coils replacements and upgrades, 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 \$265,000.

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 \$265,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. 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 13 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is 10 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.

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.

SECTION 11. The Town has determined that the purpose will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

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.

* * * *

A BOND RESOLUTION, DATED AUGUST 5, 2019, OF THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF THE RECONSTRUCTION OF AND CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE HIGHWAY GARAGE BUILDING IN THE TOWN (PRIMARILY ROOF RECONSTRUCTION) AT AN ESTIMATED MAXIMUM COST OF \$275,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$275,000 OF THE TOWN, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND 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 undertake a capital improvements project consisting of the reconstruction and construction of improvements to the Highway Garage Building in the Town.

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 undertake a capital improvements project generally consisting of the reconstruction of and construction of improvements to the Highway Garage Building in the Town including, but not limited to, the sampling and handling of any asbestos of the existing roof and roof reconstruction, 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 \$275,000.

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 \$275,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. 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 12(a)(2) 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.

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.

SECTION 11. The Town has determined that the purpose will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

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.

* * * *

A BOND RESOLUTION, DATED AUGUST 5, 2019, OF THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT AT VETERAN'S PARK IN THE TOWN (PROJECT M-66-20), AT AN ESTIMATED MAXIMUM COST OF \$220,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$220,000 OF THE TOWN, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND 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 undertake a capital improvements project at Veteran's Park in the Town.

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 undertake a capital improvements project at Veteran's Park located at 1717 Bedell Road in the Town, such improvements to generally consist of (but not be limited to) parking lot improvements, the installation of new electrical service, and the installation of fencing, as well as other such improvements as more fully identified in (or contemplated by) by a report prepared by the Town of Grand Island Engineering Department, 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 "Purpose"). The estimated maximum cost of the Purpose is \$220,000.

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 \$220,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. 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.

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.

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.

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.

* * * *

BUILDING DEPARTMENT

RONALD MILKS
Code Enforcement Official

WILLIAM SHAW
Code Enforcement Official

ROBERT HASSETT
Building Safety Inspector



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Office ext. 646
(716) 773-9618 Fax
E-mail: building@grand-island.ny.us

MEMO

July 31, 2019

For: Town Board Agenda – August 5, 2019 Meeting

From: Ron Milks – Code Enforcement Officer *RM*

*Re: Application for Public Display of Fireworks
2400 Grand Island Blvd.*

Please be advised that the Code Enforcement Office has received an application for the above referenced event, which is scheduled for September 1 at about 10 PM with an average duration of 20 minutes. The details of the show are indicated on the enclosed application, additionally the required insurance certificate has been submitted. In the event of inclement weather conditions, no rain date has been indicated.

Upon reviewing the application, it appears to be complete, therefore I am forwarding it to you for your review and decision regarding approval.

Thank you for your assistance regarding this matter.

RECEIVED
2019 JUL 31 PM 12:11
TOWN CLERK
GRAND ISLAND, N.Y.

ACCOUNTING DEPARTMENT

Pamela Barton
Supervising Accountant



TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, NY 14072
(716) 773-9600 ext. 602
Fax: (716) 773-9615

RECEIVED
2019 JUL 17 PM 4:12
TOWN CLERK
GRAND ISLAND, NY

TO: Town Board
FROM: Pamela Barton
DATE: 07/17/19
RE: BUDGET AMENDMENT – General Fund – Celebrations
Agenda 08/05/19 meeting

The Town is in receipt of a \$500 donation from Anchor Marine, to be used expressly for expenses for the various activities being held during the Paddles Up event, July 27th.

Your approval is requested to amend the 2019 Budget:

Increase Revenue:		
General Fund-Revenue	001.0001.2703	\$ 500
Donations - Celebrations		
Increase Appropriations:		
General Fund - Expenditures:		
Celebrations-Special Events	001.7550.0462	\$ 500

Cc: B. Kinney; J. Menter

RECEIVED
2019 JUL 17 PM 4:00
TOWN CLERK
GRAND ISLAND, NY

ACCOUNTING DEPARTMENT



TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, NY 14072
(716) 773-9600 ext. 602
Fax: (716) 773-9615

TO: Town Board
FROM: Pam Barton 
DATE: 07/22/19
RE: BUDGET AMENDMENT/TRANSFER – General Fund – Town Clerk
Agenda 08/05/19 meeting

The Town is in receipt of the remaining balance of a \$9,224 NYS Grant from Local Government Records Management (representing the second half of the total award). This grant is an award to replace all the filing cabinets in the mail room, and was \$2 short of the actual cost.

Your approval is requested to amend/transfer the 2019 Budget:

Increase Revenue (amend):		
General Fund-Revenue - NYS Grants	001.0001.3007	\$ 9,224
Increase Appropriations (amend/transfer):		
General Fund:		
Town Clerk-Equipment (amend)	001.1410.0200	\$ 9,224
Town Clerk-Equipment (transfer)	001.1410.0200	\$ 2
Decrease Appropriations (transfer):		
General Fund:		
Contingency	001.1990.0475	\$ 2

Cc: P. Frentzel

RECEIVED
2019 JUL 22 PM 2:35
TOWN CLERK
GRAND ISLAND, NY

ZONING DEPARTMENT

William Shaw
Code Enforcement Officer
716-773-9600, Ext. 625

Rhonda Tollner
Zoning Clerk
716-773-9600, Ext. 610



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Office Ext. 637
(716) 773-9618 Fax

MEMO

DATE: July 22, 2019
FROM: Rhonda Tollner
TO: Town Board
RE: Re-zoning of 365 Elmwood and 2605 Whitehaven

An application has been submitted to rezone 365 Elmwood Road from a B2 district to a R1E. Also, an application has been submitted to rezone a split parcel from M1 to CR to match Branches Campground. These items have been reviewed by the Planning Board and are being sent to the Town Board for SEQR review and approval. County Referrals are past 30 days with no recommendations. Please place these items on the agenda for the next Town Board meeting for consideration.

ZONING DEPARTMENT

William Shaw
Code Enforcement Officer
716-773-9600, Ext. 625

Rhonda Tollner
Zoning Clerk
716-773-9600, Ext. 610



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Office Ext. 637
(716) 773-9618 Fax

MEMO

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