

## **JANUARY 11, 2018**

The regular meeting of the Town of Hartland, County of Niagara, State of New York, was held on the above date at the Town Hall, 8942 Ridge Road, Gasport convening at 7:30 p.m.

Members present:

Supervisor: W. Ross Annable

Councilman: Joseph Reed

Clifford Grant

David Huntington

David Hill

Attorney: Daniel Seaman

Highway Sup't.: absent

Assessor/ CEO: Michael Hartman

Admin Asst.: absent

Attended by: Sign in sheet attached

Supervisor Annable called the meeting to order with all present standing for the pledge to the flag.

Supervisor Annable opened the Public Hearing to amend the Town of Hartland Zoning Map.

Notice of said public hearing was duly published in the Lockport Union Sun & Journal.

Hearing was called to order by Town of Hartland Supervisor, W. Ross Annable, who read the annexed notice of hearing.

### **Public Hearing for Local Law # 1-2018**

#### **A Local Law to amend the Town of Hartland Zoning Map**

**Date/Time/Place: January 11, 2018 at 7:30 PM at the Hartland Town Hall**

The Zoning Map of the Town of Hartland is amended so that the parcel with Tax Map No. 71.00-1-25.2 is changed from General Business Use District to One-Family Residential Use District.

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Supervisor Annable asked those in attendance if anyone wished to comment on the proposed Local Law.

With no one wishing to be heard, Supervisor Annable closed the public hearing at 7:32 PM

Minutes

**RESOLUTION 19-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Hill to adopt the minutes of the January 4 2018 Organizational Meeting as presented.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

Minutes

**RESOLUTION 20-2018**

**MOTION** by Councilman Grant, seconded by Councilman Huntington to adopt the minutes of the December 14, 2017 Regular Meeting as presented.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

Abstract of Bills

**RESOLUTION 21-2018**

**MOTION** by Councilman Reed seconded by Councilman Grant resolved that the following bills, as prepared by the Clerk and having been reviewed by the Town Board, be authorized for payment in the following amounts:

Voucher #'s	2018000001- 2018000037
General:	54097.71
Part Town:	9722.01
OWD:	54920.42
Highway:	61394.15
Refuse:	18600.02
Fire:	1194.49
Total Expenditures:	199928.80

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Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

**ASSESSOR / CEO REPORTS:**                      Read and filed

Assessor Hartman has reported that 99% of the Reval is completed.

**CEO**    Read and filed

**HIGHWAY REPORT:**                                      Read and filed

Councilman Grant commended the Highway crew on the excellent job of keeping the roads cleared.

**PUBLIC PARTICIPATION:**

Everett and Theresa Gogolack, 8957 Ridge Road approached the Board with their displeasure with the way that the Highway Superintendent was plowing the snow from the Fire Company into their yard. They had come to the Highway office to express their complaints and were not satisfied with the situation. Their attorney had suggested that they present the concerns to the Town Council. Mrs. Gogolack addressed the Board and presented pictures. Supervisor Annable stated that he would speak with Superintendent Hurtgam and resolve the situation.

**OLD BUSINESS:**    None

**ADOPTION OF LOCAL LAW #1-2018**

**A Local Law amending the Town of Hartland Zoning Map**

**RESOLUTION 22-2018**

**MOTION** by Councilman Grant, seconded by Councilman Huntington to adopt Local Law # 1-2018, to amend the Town of Hartland Zoning Map.

Annable:              aye

Reed:                      aye

Grant:                      aye

Huntington:              aye

Hill:                      aye

ADOPTED

The Local Law will become effective immediately upon filing with the Secretary of State.

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The complete text of said Law is on file at the Office of the Town Clerk and is available for review by any interested person during business hours.

**NEW BUSINESS:**

Corrections to the Organizational Minutes

The amount of the minimum wage has increased since last year; as a result the pay range for 6 different positions should begin at the new rate of \$10.40.

Minimum Wage Increase

**RESOLUTION 23-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Hill to adjust the rate for minimum wage on the pay scales within the Town.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

It was noted that Katherine Hirner was incorrectly listed as Sub-Part-Time Deputy Clerk, and should have been appointed as Sub-Registrar.

**RESOLUTION 24-2018**

**MOTION** by Councilman Grant, seconded by Councilman Hill to appoint Katherine Hirner as Sub-Registrar for 2018.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

Water Superintendent Hurtgam requested authorization to change the Hartland water fee and rate schedule as follows:

¾" Meter, including meter, MXU and installation to \$307.00

1" Meter, including meter, MXU and installation to \$365.00

Freeze Plate and Gasket for ¾" to \$50.00

Frozen iPerl Meter to \$130.00

**RESOLUTION 25-2018**

**MOTION** by Councilman Reed, seconded by Councilman Huntington to authorize the Water Superintendent to make the changes to the Water Fee and Rate Schedule.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

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Superintendent Hurtgam is requesting permission to proceed with the yearly Bobcat track loader and compact trades.

T770 T4 Bobcat Compact Track Loader

**RESOLUTION 26-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Hill to authorize Superintendent Hurtgam to purchase a T770T4 Bobcat Compact Track Loader, NYS CONTRACT #PC67141, Award PGB #22792, at quoted price of \$61,409.20 less trade in of 2016 T770 (s/n:AT6313807) at \$56,659.20. Total cost after trade is \$4,750.00.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

E55TA Bobcat Compact Excavator

**RESOLUTION 27-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Reed to authorize Superintendent Hurtgam to purchase a E55 T4 Bobcat Compact Excavator, NYS Contract PC67141, Award #22792 for \$63,001.40 less \$59,001.40 trade in quote for used 2017 E55 (s/n: AJ1912358) . Total cost is \$4000.00.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0      CARRIED

Yearend transfers

**RESOLUTION 28-2018**

**MOTION** by Councilman Reed, seconded by Councilman Huntington to authorize Supervisor Annable to make year-end transfers as needed.

Ayes: Annable, Reed, Grant, Huntington, Hill      Nays: 0 CARRIED

Association of Towns has proposed 14 Resolutions to vote upon at the annual training meeting in February.

Association of Towns Resolutions

**RESOLUTION 28-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Grant to approve Resolutions 1 through 12 of the proposals:

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1. State Support for Local Highway Administration, which calls for the Governor and Legislature to increase the base funding for the Consolidated Highway Improvement Program.
2. Fund Local Water, Sewer and Storm-water Infrastructure, supports dedicated funding program to provide a fair and equitable formula to distribute funds annually to municipalities to ensure the integrity and reliance of municipal water, wastewater and storm-water infrastructure.
3. Strengthening State Relations through Mandate Relief and Revenue Sharing calls upon the Governor and the Legislature to enact comprehensive mandate relief legislation that provides permanent and full funding of existing and future mandates and requires all legislation to include thorough local fiscal impact notes regarding the actual expense of implementing said legislation. Further calls to increase revenue sharing, program funding and technical assistance to localities.
4. Improve Cemetery Operations, Revenue and Abandonment Process and Address Local Impact, calls upon the state to provide cemetery associations with more tools and resources to improve operations thereby avoiding dissolution; and to improve the dissolution process to ensure that towns are given timely notice, proper funding assistance and resources to assist towns in the management and operations of abandoned cemeteries.
5. Publication of Legal Notices to allow optional alternative media for publication of legal notices in order to improve citizen participation in and awareness of town programs and expenses.
6. Reform Inequities in the Property Tax Cap Formula, calls for tax cap program reforms such as exemptions for expenditures that improve public safety, invest in local infrastructure, address emergencies, acquire and develop open space, result from capital improvements mandated by government agencies' consent orders, and invest in municipal infrastructure to enhance economic capacity and community development. Further calls on the State to examine and report on the property tax cap's impact on local government operations and infrastructure.
7. Continue Town-Initiated Intermunicipal and Shared Service Agreement, in keeping with towns' longstanding practice of saving taxpayer money through shared services, the Association of Towns calls on the Governor and State Legislature to encourage and support town-initiated shared services and intermunicipal cooperation without state mandates or restrictions.
8. Preserve and Strengthen Home Rule, we will strongly oppose any state initiative to weaken or eliminate New York's long-standing tradition of home rule and local government authority.
9. Sales Tax and Distribution, calls upon the Governor and the state Legislature to amend the New York State Tax Law to require county governments governed by separately

elected legislators to share sales tax revenue with towns and to negotiate sales tax allocation formulas with towns. All non-negotiated changes to a county sales tax allocation formula are subject to a permissive referendum.

10. Local Hotel Occupancy Taxes, which calls to adopt legislation authorizing all municipalities to adopt local laws to impose an optional hotel/motel occupancy tax.
11. Reform the Real Property Tax System calls upon the Governor and the Legislature to identify and enact a uniform, well-defined approach to exemption and taxable status date legislation and provide state funding for any state-mandated or state-encouraged exemption programs in the name of protection of local property tax revenues.
12. Eliminate the “Dark Store Theory” as a Valuation Method to Reduce Real Property Tax Assessments, calls upon the Governor and State Legislature to adopt legislation prohibiting use of the dark store theory as a valuation method in real property assessment.

Ayes: Annable, Reed, Grant, Huntington, Hill Nays: 0 CARRIED

**RESOLUTION 29-2018**

**MOTION** by Councilman Huntington, seconded by Councilman Reed that since there is no further business to come before the board, the meeting be adjourned at 8:00 p. m.

Ayes: Annable, Reed, Grant, Huntington Nays: 0 CARRIED

Respectfully submitted:

Cynthia S. Boyler, RMC

Town Clerk

Next scheduled regular meeting will be February 8, 2018 at 7:00 p. m.