

OCTOBER 12, 2017

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 absent
	David Huntington
Attorney:	Brian Seaman
Highway Sup't.:	Keith Hurtgam
Assessor/ CEO:	Michael Hartman
Admin Asst.:	Janet Slack
Attended by:	Sign in sheet attached

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

Minutes

RESOLUTION 112-2017

MOTION by Councilman Reed, seconded by Councilman Huntington to adopt the minutes of the September 14, 2017 regular meeting as presented.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

Minutes

RESOLUTION 113-2017

MOTION by Councilman Grant, seconded by Councilman Reed to adopt the minutes of the October 5, 2017 Special Meeting as presented.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

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Abstract of Bills

RESOLUTION 114-2017

MOTION by Councilman Reed seconded by Councilman Huntington 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	201700769 - 201700854
General:	27,066.71
Part Town:	7,123.52
OWD:	68,376.20
Highway:	44,909.53
Refuse:	17,870.44
TOTAL	258,546.40

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

ASSESSOR / CEO REPORTS: Read and filed

Assessor Hartman reported that the Revaluation is about 1/3 completed. The notification is ready for the paper and the State is willing to send someone in to explain to the public as to why these updates are needed.

The CAP, (Consolidated Assessment Program), was introduced to the Town of Royalton. Council members had some questions concerning the program. The next step will be to schedule work sessions between the two Towns to discuss the specifics of the contract.

Hartman has signed and submitted the letter of authorization for the unpaid water amounts to be levied to the County tax bills.

CEO Read and filed

HIGHWAY REPORT: Read and filed

Superintendent Hurtgam reported the value of the GIS system in finding curb boxes. Administrator Slack prepared a report for all of the meters which have consistently registered zero. Repair was done on 3 of those meters.

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The new F30 water truck is in and ready to be lettered by Mark Weld. Purchased an 8.5 foot CAT III woods mower on NJPA bid from Niagara Frontier Equipment.

The new stone pad has been built for the pole barn. Construction should begin by the end of October.

A report on Workers Compensation for the last 28 years shows that we are under \$15,000.00 per year. We have been 3 years without a claim, which includes the fire company and ambulance.

WATER REPORT: Read and filed

PUBLIC PARTICIPATION: None

OLD BUSINESS: None

NEW BUSINESS:

In accordance with the New York State Town Law, section 198, the town board has opted to enforce unpaid accounts for water by placing a lien upon the real property for which such services were provided.

In light of the aforementioned, the Niagara County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the town assessor's master computer assessment roll file, which is also hereby being delivered by the assessor with this letter of authorization.

Unpaid Water Levies

RESOLUTION 115-2017

MOTION by Councilman Reed, seconded by Councilman Huntington to authorize the amount of \$26,394.06 in unpaid water to be levied to the appropriate properties on the tax warrant.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

In an effort to encourage residents to pay their dog licenses in a timely measure, the town board have decided to impose a sliding scale of late fees upon delinquent dog licenses.

RESOLUTION 116-2017

Councilman Huntington introduced Local Law # 4-2017 to Amend the "Dogs" provision (Chapter 66) of the Code of the Town of Hartland

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Be it enacted by the Town Board of the Town of Hartland as follows:
Chapter 66 of the Code of the Town of Hartland relating to Dogs is hereby amended as follows:

1. Section 66 -1-(G) is added as follows:

A late fee shall be charged for any owner or person harboring a dog who fails to renew any license for any dog or dogs licensed under this Local Law as follows or such other fees as shall be established by the Town Board by resolution from time to time:

- (1) Any dog not licensed within thirty (30) days of the renewal date shall result in the owner or person harboring such dog being charged a late fee of \$10.00.
- (2) Any dog not licensed within sixty (60) days of the renewal date shall result in the owner or person harboring such dog being charged a late fee of \$20.00.
- (3) Any dog not licensed within ninety (90) days of the renewal notice shall result in the owner or person harboring such dog being charged a late fee of \$30.00.

Such fees shall be in addition to any penalty provided for a violation of Section 66-3.1 of this Chapter.

This law shall become effective upon filing with the Office of the Secretary of State.

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 normal business hours.

Seconded by Councilman Reed to approve the introduction of Local Law #4-2017.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

Public Hearing for Local Law #4-2017, to amend the "Dogs" provision (Chapter 66) of the Code of the Town of Hartland.

RESOLUTION 117-2017

MOTION by Councilman Huntington, seconded by Councilman Reed to set the Public Hearing for Local Law #4-2017, on November 9, 2017 at 7:30 PM.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

Tobacco-Free Parks and Recreation Areas

RESOLUTION 118-2017

MOTION by Councilman Huntington, seconded by Councilman Reed to adopt the following resolution;

WHEREAS; Children are currently unprotected from tobacco smoke in outdoor areas where they are likely to be present, such as our Town playgrounds;

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WHEREAS: While devices like e-cigarettes may be used with nicotine-free liquids, the liquids remain unregulated and potentially pose confusion for enforcement officers and the public and their use must be similarly restricted;

WHEREAS: Creating smoke and aerosol-free zones in certain public spaces where children and adults are likely to congregate and/or where persons cannot readily escape from exposure to tobacco smoke will protect the health, safety and welfare of the residents of our community;

WHEREAS: Local regulation of tobacco use is important because while the federal government may regulate tobacco products, it is not authorized to impose local smoking restrictions;

NOW THEREFORE BE IT RESOLVED:

That it is the intent of the Hartland Town Board to provide for the public health, safety, and welfare by protecting the public and the environment from tobacco-related litter; by discouraging inherently dangerous behavior of smoking around non-tobacco users, especially children; by reducing involuntary exposure to secondhand smoke and aerosol where people play, exercise, and relax, by reducing the potential for children to wrongly associate tobacco use with a healthy lifestyle, and by affirming and promoting a healthy environment in and around the Town recreational areas; and

That tobacco use should be prohibited within 25 feet of any entrance, exit, windows or vents of all parks and recreation buildings; and 100 feet of any athletic field or activity.

That enforcement of this policy will occur through voluntary compliance; and

That the Hartland Town Board requests that appropriate signage be installed alerting the public.

Ayes: Annable, Reed, Huntington Nays: 0 ADOPTED

The board had previously discussed requiring a refundable deposit for anyone reserving the pavilions at the park. The deposit would be returned upon inspection of the park for litter or damage.

Deposit for Park Reservation

RESOLUTION 119-2017

MOTION by Councilman Huntington, seconded by Councilman Reed to require residents to pay a \$25.00 refundable deposit to reserve a pavilion at the Park.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

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Jack Hill, who is working on his Eagle Scout project, has asked for donations towards materials to construct a GAGA pit at the town park. Donations have been made payable to the Town of Hartland. It is required of the Board to approve the acceptance of donations and ability to cash and use towards the expense of the materials, which the Town purchased.

Eagle Scout Donations

RESOLUTION 120-2017

MOTION by Councilman Huntington, seconded by Councilman Reed to approve the acceptance of checks, made to the Town of Hartland, designated to the Eagle Scout project for the reimbursement of materials.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

The 2018 Tentative budget was presented at a special meeting on October 5, 2017, in accordance with Town Law. The Board has studied the figures and is now to be presented as the Preliminary Budget.

Tentative to Preliminary Budget

RESOLUTION 121-2017

MOTION by Councilman Reed, seconded by Councilman Huntington that the Tentative Budget for 2018 be adopted as the Preliminary Budget for 2018.

FURTHER MOVED that a Public Hearing on the 2018 Preliminary Budget for the Town of Hartland be held on November 9, 2017 at 7:30 p.m.

Ayes: Annable, Reed, Huntington Nays: 0 ADOPTED

Adjournment

RESOLUTION 122-2017

MOTION by Councilman Snyder, seconded by Councilman Grant that since there is no further business to come before the board, the meeting be adjourned at 7:50 p. m.

Ayes: Annable, Reed, Huntington Nays: 0 CARRIED

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Respectfully submitted:

Cynthia S. Boyler, RMC

Town Clerk

Next scheduled regular meeting will be November 9, 2017 at 7:30 p. m.