

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: September 3, 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	<u>ROLL CALL:</u> Town Clerk	
II	<u>INVOCATION:</u> Island United Presbyterian Church	
III	<u>PLEDGE:</u> Councilwoman Beverly A. Kinney	
IV	<u>PUBLIC COMMENTS:</u> - AGENDA ITEMS ONLY	
V	<u>MINUTES:</u> 1. Approve Minutes of Workshop Meeting #31, August 19, 2019 2. Approve Minutes of Regular Meeting #15, August 19, 2019	
VI	<u>CONSENT AGENDA:</u> 1. Meeting Minutes – Historic Preservation Advisory Board – July 26, 2019 & August 16, 2019 2. Meeting Minutes – Board of Architectural Review – July 16, 2019 3. Meeting Minutes – Conservation Advisory Board – July 25, 2019 <u>COMMUNICATIONS –TOWN BOARD:</u>	
VII	<u>SUPERVISOR NATHAN D. McMURRAY:</u> 1. Non-Partisan Town Elections	
VIII	<u>COUNCILWOMAN JENNIFER L. BANEY:</u> 1. Safety & Security Team Recommendation – Havenwood Lane Park – Camera Placement <u>COMMUNICATIONS – OTHER TOWN OFFICIALS:</u>	
IX	<u>TOWN CLERK – PATRICIA A. FRENTZEL:</u> 1. Appointments – Part-time Dog Control Officers	
X	<u>DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:</u> 1. Lift Station #8 Forcemain Replacement – 2019 NYS Water Grant (EFC) – M-8-2018 2. Bituminous Resurfacing of Various Town Roads – Change Order No. 1 – M-14-2019	
XI	<u>CODE ENFORCEMENT OFFICE:</u> 1. Special Use Permit Renewal – Sandy Beach Yacht Club, 1851 Winter Road – Parking Lot 2. Special Use Permit Renewal – National Fuel Gas Supply Corp., 1589 Stony Point Road – Natural Gas Regulator/Metering Station 3. Special Use Permit Renewal – John R. Simon Enterprises, Ltd. – 2024 Grand Island Boulevard – Convenience Store (Modified Space) 4. Special Use Permit Renewal – T. Duffy MacGuire, 3062 Whitehaven Road – Bed & Breakfast	
XII	<u>REPORT OF THE AUDIT COMMITTEE:</u>	
XIII	<u>PUBLIC COMMENTS:</u>	
XIV	<u>FROM THE BOARD:</u>	
XV	<u>MEMORIAL ADJOURNMENT:</u> Donna Finny-Brownschidle Judith Wynne	David Perez William Koch

Town of Grand Island - Workshop Meeting #31

**DRAFT
COPY**

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 6:00p.m. on the 19th of August, 2019.

Present:	James R. Sharpe	Deputy 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

Absent:	Nathan D. McMurray	Supervisor
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Deputy Supervisor Sharpe called the meeting to order at 6:08p.m. in the absence of the Supervisor.

AGENDA REVIEW:

General Discussion:

LED Light Project - Resolution

Josephine & Lee Celano, 2341 Falls Link – Request to Split/Merge Lots – SBL

#:36.01-3-7.1, SBL #:36.01-3-11 and SBL #:36.01-3-12

Baywa RE Development Land Holdco LLC, 2356 Whitehaven Road – Request to Merge Lots – SBL #:36.00-2-7 and SBL #:36.00-2-8.1

SEQR – 1815 Love Road - Love Road Plaza – Site Plan Approval/Renovations

Deputy Supervisor James Sharpe presented the SEQR – Short Form Environmental Assessment Forms for 1815 Love Road - Love Road Plaza – Site Plan Approval/Renovations. Mr. Sharpe informed the Town Board that the proposed 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 1815 Love Road - Love Road Plaza – Site Plan Approval/Renovations.

APPROVED	Ayes	4	Kinney, Madigan, Baney, Marston
	Noes	0	

NEW ITEMS:

General Discussion:

Veterans Park - Diamond 1 Fence – The fence has been removed. One bid has been received for replacement. Councilman Marston will review Procurement Policy with Parks Crew Chief.

Social Media Policy – Draft will be distributed electronically and Councilwoman Kinney will submit at an upcoming Town Board meeting for possible adoption.

Greenside Drive – Dedication of Private Road – Executive Session

Dark Sky Policy

An electronic copy of the Dark Sky Policy will be sent to the Planning Board, Engineering Department and Code Enforcement.

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to refer the Draft of the Dark Sky Policy to the Town Board, Planning Board, Engineering Department and Code Enforcement for review and recommendation. Councilwoman Kinney will submit revised Draft at an upcoming Town Board meeting for possible adoption.

APPROVED	Ayes	4	Kinney, Madigan, Baney, Marston
	Noes	0	

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Town of Grand Island - Workshop Meeting #31

Marketing Video – Brand Landers would like to make a presentation to the Town Board. Councilwoman is requesting the presentation on Tuesday, September 3, 2019 at 5:30p.m. The Regular Workshop start time would be adjusted.

CGR Presentation – The Town's Needs Assessment presentation by CGR will be set for Monday, August 26, 2019 at a time to be determined.

Decorum at Town Board Meetings

GIS – (WMA) Web Mapping Application – process using maps through GIS on the internet to gather and analysis information. Color, style, etc. work session needed with staff using the application and future presentation to Town Board.

FEMA – Flood Insurance Flood Plain Maps

Complete Streets Training – Tentative week of September 23, 2019. 15-30 attendees required, CLE credits may be available, Advisory Boards will be encouraged to attend

Alt Boulevard/Whitehaven Road – Proposed Trail – Councilman Marston will keep Town Board informed.

EXECUTIVE SESSION:

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to enter into Executive Session at 6:59p.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 4 Kinney, Madigan, Baney, Marston
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to return to the Regular Meeting at 7:59p.m.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Non-Union Retirement Policy

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to approve the Non-Union Retirement Policy, subject to the approval of the Town Attorney and Town Accountant.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

ADJOURN:

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adjourn at 8:00p.m.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

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Town of Grand Island – Regular Meeting #15

**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 19th of August, 2019.

Present:	James R. Sharpe	Deputy 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

Absent: Nathan D. McMurray Supervisor

Deputy Supervisor James R. Sharpe called the meeting to order at 8:00p.m. in the absence of the Supervisor.

Pastor Michael Cancilla from CrossRiver Ministries gave the Invocation.
Councilwoman Peter Marston, Jr. led the Pledge of Allegiance.

PROCLAMATION:

Bernie Callahan 100th Birthday Celebration

PUBLIC COMMENTS:

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

Speakers: None

PUBLIC HEARINGS:

Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Bedell Road Interceptor – 2019)

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to adopt the Resolution and Order after the Public Hearing approving the Increase and Improvements of Facilities of the Consolidated Sewer District as follows:

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 foregoing 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

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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.

WHEREAS, the Town determined that the District Improvement 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") are required; and

WHEREAS, the Town Board issued an Order at its August 5, 2019 meeting calling for a public hearing to be held at the Town Hall, Grand Island, New York, on August 19, 2019 at 8:00 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 further ordered the Town Clerk to publish at least once in a newspaper designated as an 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; and

WHEREAS, said notices of the public hearing were properly published and posted and the public hearing duly held at the time and place stated in the notices.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED BY THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, based on the information provided at the public hearing, as follows:

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$100,000; and it is hereby

DETERMINED, that the parcels and lots of the District shall be benefited by said increase and improvement of the facilities of the District; and it is hereby

DETERMINED, that all parcels and lots benefited by said increase and improvement of the facilities are included in the District; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of the Project shall be financed by the issuance of serial bonds of the Town in an aggregate principal 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

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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 it is hereby

FURTHER ORDERED, that within ten days after adoption of this Resolution and Order, the Town Clerk will record with the Clerk of the County of Erie a copy of this Resolution and Order, certified by said Town Clerk.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to adopt the following Bond Resolution dated August 19, 2019, of the Town Board of the Town of Grand Island, Erie County, New York (the "Town"), authorizing a capital improvements project (M 8-2019) within the Town of Grand Island Consolidated Sewer District at an estimated maximum cost of \$100,000 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$100,000 of the Town, pursuant to the Local Finance Law to finance said purpose, said 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, Erie County, New York (the "Town"), has established the Town of Grand Island Consolidated Sewer District (the "District"); and

WHEREAS, the Town Board has determined by resolution to undertake the construction of a certain capital improvements project within the District, such work to 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 prepared in connection with such project, 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 "Project"); and

WHEREAS, the Town Board has determined to proceed with the Project; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Project.

NOW THEREFORE, BE IT RESOLVED, by the Town Board (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 sewer system capital improvements project within the District, such work to 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

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well as other such improvements as more fully identified in (or contemplated by) such map, plan and report prepared in connection with such project, 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. The estimated maximum cost of said purpose is \$100,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$100,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvement is to be paid by the issuance of serial bonds and 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 such bonds as the same become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

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 said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said 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 shall 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, the cost of the project 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 such bonds as the same become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, 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 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

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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 determined that the Project 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") 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 said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

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(1) (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) Said obligations are 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 said Local Finance Law, in a newspaper having a general circulation in the Town and designated as the official newspaper of the Town for such publication.

SECTION 15. This Resolution is effective immediately.
APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Pump Station 5 – 2019)

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to adopt the Resolution and Order after the Public Hearing approving the Increase and Improvements of Facilities of the Consolidated Sewer District as follows:

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; and

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WHEREAS, the Town determined that the District Improvement 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") are required; and

WHEREAS, the Town Board issued an Order at its August 5, 2019 meeting calling for a public hearing to be held at the Town Hall, Grand Island, New York, on August 19, 2019 at 8:00 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 further ordered the Town Clerk to publish at least once in a newspaper designated as an 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; and

WHEREAS, said notices of the public hearing were properly published and posted and the public hearing duly held at the time and place stated in the notices.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED BY THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, based on the information provided at the public hearing, as follows:

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$350,000; and it is hereby

DETERMINED, that the parcels and lots of the District shall be benefited by said increase and improvement of the facilities of the District; and it is hereby

DETERMINED, that all parcels and lots benefited by said increase and improvement of the facilities are included in the District; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of the Project shall be financed by the issuance of serial bonds of the Town in an aggregate principal 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 it is hereby

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FURTHER ORDERED, that within ten days after adoption of this Resolution and Order, the Town Clerk will record with the Clerk of the County of Erie a copy of this Resolution and Order, certified by said Town Clerk.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adopt the following Bond Resolution dated August 19, 2019, of the Town Board of the Town of Grand Island, Erie County, New York (the "Town"), authorizing a capital improvements project (M-232) within the Town of Grand Island Consolidated Sewer District at an estimated maximum cost of \$350,000 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$350,000 of the Town, pursuant to the Local Finance Law to finance said purpose, said 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, Erie County, New York (the "Town"), has established the Town of Grand Island Consolidated Sewer District (the "District"); and

WHEREAS, the Town Board has determined by resolution to undertake the construction of a certain capital improvements project within the District, such work to 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 prepared in connection with such project, 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 "Project"); and

WHEREAS, the Town Board has determined to proceed with the Project; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Project.

NOW THEREFORE, BE IT RESOLVED, by the Town Board (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 sewer system capital improvements project within the District, such work to generally consist of (but not be limited to), such work to 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 prepared in connection with such project, 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. The estimated maximum cost of said purpose is \$350,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$350,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such

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improvement is to be paid by the issuance of serial bonds and 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 such bonds as the same become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

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 said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said 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 shall 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, the cost of the project 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 such bonds as the same become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, 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 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,

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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 determined that the Project 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") 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 said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) Said obligations are 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 said Local Finance Law, in a newspaper having a general

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circulation in the Town and designated as the official newspaper of the Town for such publication.

SECTION 15. This Resolution is effective immediately.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Increase & Improvement of Facilities of the Town of Grand Island Consolidated Sewer District (Pump Station 11 – 2019)

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to adopt the Resolution and Order after the Public Hearing approving the Increase and Improvements of Facilities of the Consolidated Sewer District as follows:

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; and

WHEREAS, the Town determined that the District Improvement 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") are required; and

WHEREAS, the Town Board issued an Order at its August 5, 2019 meeting calling for a public hearing to be held at the Town Hall, Grand Island, New York, on August 19, 2019 at 8:00 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 further ordered the Town Clerk to publish at least once in a newspaper designated as an official newspaper of the Town for such publication, and post on the sign board of the Town

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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; and

WHEREAS, said notices of the public hearing were properly published and posted and the public hearing duly held at the time and place stated in the notices.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED BY THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, based on the information provided at the public hearing, as follows:

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$600,000; and it is hereby

DETERMINED, that the parcels and lots of the District shall be benefited by said increase and improvement of the facilities of the District; and it is hereby

DETERMINED, that all parcels and lots benefited by said increase and improvement of the facilities are included in the District; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of the Project shall be financed by the issuance of serial bonds of the Town in an aggregate principal 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 it is hereby

FURTHER ORDERED, that within ten days after adoption of this Resolution and Order, the Town Clerk will record with the Clerk of the County of Erie a copy of this Resolution and Order, certified by said Town Clerk.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilman Marston to adopt the following Bond Resolution dated August 19, 2019, of the Town Board of the Town of Grand Island, Erie County, New York (the "Town"), authorizing a capital improvements project (M-233) within the Town of Grand Island Consolidated Sewer District at an estimated maximum cost of \$600,000 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$600,000 of the Town, pursuant to the Local Finance Law to finance said purpose, said amount to be offset by any Federal, State, County and/or local funds received and delegating the power to

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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, Erie County, New York (the "Town"), has established the Town of Grand Island Consolidated Sewer District (the "District"); and

WHEREAS, the Town Board has determined by resolution to undertake the construction of a certain capital improvements project (M-233) within the District, such work to 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 prepared in connection with such project, 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 "Project"); and

WHEREAS, the Town Board has determined to proceed with the Project; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Project.

NOW THEREFORE, BE IT RESOLVED, by the Town Board (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 sewer system capital improvements project within the District, such work to 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 prepared in connection with such project, 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. The estimated maximum cost of said purpose is \$600,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$600,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvement is to be paid by the issuance of serial bonds and 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 such bonds as the same become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

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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 said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said 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 shall 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, the cost of the project 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 such bonds as the same become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, 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 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.

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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 determined that the Project 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") 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 said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or
- (2) Said obligations are 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 said Local Finance Law, in a newspaper having a general circulation in the Town and designated as the official newspaper of the Town for such publication.

SECTION 15. This Resolution is effective immediately.
APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Increase and Improvement of Facilities of the Town of Grand Island Consolidated Sewer District 2019 SSES (Year 8)

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to adopt the Resolution and Order after the Public Hearing approving the Increase and Improvements of Facilities of the Consolidated Sewer District as follows:

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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.

WHEREAS, the Town determined that the District Improvement 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”) are required; and

WHEREAS, the Town Board issued an Order at its August 5, 2019 meeting calling for a public hearing to be held at the Town Hall, Grand Island, New York, on August 19, 2019 at 8:00 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 further ordered the Town Clerk to publish at least once in a newspaper designated as an 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; and

WHEREAS, said notices of the public hearing were properly published and posted and the public hearing duly held at the time and place stated in the notices.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED BY THE TOWN BOARD OF THE TOWN OF GRAND ISLAND, based on the information provided at the public hearing, as follows:

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DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$400,000; and it is hereby

DETERMINED, that the parcels and lots of the District shall be benefited by said increase and improvement of the facilities of the District; and it is hereby

DETERMINED, that all parcels and lots benefited by said increase and improvement of the facilities are included in the District; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of the Project shall be financed by the issuance of serial bonds of the Town in an aggregate principal 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 it is hereby

FURTHER ORDERED, that within ten days after adoption of this Resolution and Order, the Town Clerk will record with the Clerk of the County of Erie a copy of this Resolution and Order, certified by said Town Clerk.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adopt the following Bond Resolution dated August 19, 2019, of the Town Board of the Town of Grand Island, Erie County, New York (the "Town"), authorizing a capital improvements project (2019 SSES – Year 8) within the Town of Grand Island Consolidated Sewer District at an estimated maximum cost of \$400,000 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$400,000 of the Town, pursuant to the Local Finance Law to finance said purpose, said 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, Erie County, New York (the "Town"), has established the Town of Grand Island Consolidated Sewer District (the "District"); and

WHEREAS, the Town Board has determined by resolution to undertake the construction of a certain capital improvements project within the District, such work to generally consist of improvements identified in the Sanitary Sewer Evaluation Survey

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(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 prepared in connection with such project and generally consistent with the Town's SSES reports, all of the foregoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Project"); and

WHEREAS, the Town Board has determined to proceed with the Project; and

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of the Project.

NOW THEREFORE, BE IT RESOLVED, by the Town Board (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 within the District, such work to 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 prepared in connection with such project and generally consistent with the Town's SSES reports, all of the foregoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof. The estimated maximum cost of said purpose is \$400,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$400,000 of the Town, hereby authorized to be issued therefore pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvement is to be paid by the issuance of serial bonds and 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 such bonds as the same become due and payable, except as provided by law.

SECTION 3. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

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 said bonds.

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SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of said 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 shall 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, the cost of the project 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 such bonds as the same become due and payable, except as provided by law. Should the assessments upon benefited real property be insufficient to pay the principal of and interest on such bonds, there shall annually be levied on all 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

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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 determined that the Project 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") 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 said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(2) Said obligations are 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 said Local Finance Law, in a newspaper having a general circulation in the Town and designated as the official newspaper of the Town for such publication.

SECTION 15. This Resolution is effective immediately.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

MINUTES:

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to approve Minutes of Workshop Meeting #30, August 5, 2019, Minutes of Regular Meeting #14, August 5, 2019.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Monday, August 19, 2019 - 20

Town of Grand Island – Regular Meeting #15

CONSENT AGENDA:

1. Meeting Minutes – Zoning Board of Appeals – July 11, 2019
2. Building Permits Issued – July 2019
3. Meeting Minutes – Planning Board – July 8, 2019
4. Golden Age Center – Facility Usage – July 2019

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

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

COMMUNICATIONS – OTHER TOWN OFFICIALS:

TOWN CLERK – PATRICIA A. FRENTZEL:

Resignation – Dog Control Officer

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to accept with regret, the resignation of Michael Dallessandro as Part-time Dog Control Officer, effective August 16, 2019. A certificate of appreciation will be sent to Mr. Dallessandro.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

HIGHWAY SUPERINTENDENT – RICHARD W. CRAWFORD:

Permission to Sell Surplus Equipment at Auction

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to authorize the Highway Superintendent to send surplus vehicles and equipment to auction. Sales will be facilitated by the internet-based auction house, Auctions International, Inc.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT WESTFALL:

Niagara Falls Water Board – Cooperative Bid for Water/Wastewater Chemicals

The Town of Grand Island has previously participated in the Niagara Falls Water Board Cooperative Bid for Water/Wastewater Chemicals. By doing so, the Town can take advantage of the large quantity pricing the Water Board receives. The current cooperative bid expires on December 31, 2019. The Niagara Falls Water Board anticipates awarding the new bid in early November 2019.

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to authorize the Town Engineer to allow the Niagara Falls Water Board to bid and award the bid for Water/Wastewater Chemical on the Town's behalf.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Authorize Supervisor to Sign Agreement – Grand Island-Baseline Road Accessible Sidewalk – PIN 5763.46 Comptrollers Contract #D036485 – M-229

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adopt the following resolution authorizing the Supervisor to sign the agreement with New York State Department of Transportation authorizing the implementation, and funding in the first instance 100% of the Federal-Aid eligible costs, of a Transportation Federal-Aid project, to fully fund the local share of Federal-Aid eligible and ineligible projects costs, and appropriating funds therefore:

Monday, August 19, 2019 - 21

Town of Grand Island – Regular Meeting #15

WHEREAS, a Project to install ADA compliant sidewalks on Baseline Road from Webb Road to Grand Island Blvd, known as Grand Island- Baseline Rd Accessible Sidewalks - CMAQ, PIN 5763.46, (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal Funds and 20% Non-Federal funds; and

WHEREAS, the Town of Grand Island desires to advance the Project by making a commitment of 100% of the Non-Federal share of the Federal Aid eligible costs and any required Local costs of the Design, Construction & Construction Inspection phase of the project, PIN 5763.46.

NOW, THEREFORE, the Town Board of the Town of Grand Island, duly convened does hereby

RESOLVE, that the Town Board of the Town of Grand Island hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town Board of the Town of Grand Island hereby authorizes the Town of Grand Island to pay in the first instance 100% of the Federal and Non-Federal (Local) shares of the cost of the Design, Construction & Construction Inspection phase of the Project or portions thereof, and it is further

RESOLVED, that the sum of \$65,000 is hereby appropriated or appropriated from the 2019 capital budget and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full Federal and Non-Federal shares of the cost of the project exceeds the amount appropriated above, the Town of Grand Island shall convene its Board as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Supervisor of the Town of Grand Island be and hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the Town of Grand Island with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of the Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to the necessary Agreement in connection with the Project, and it is further

RESOLVED, this resolution shall take effect immediately.
APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
 Noes 0

Monday, August 19, 2019 - 22

Town of Grand Island – Regular Meeting #15

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

Town Engineer Robert Westfall reported the following bids were received on August 14, 2019 for the Bituminous Resurfacing of Various Town Roads – Job No. M-14-2019:

Milherst Construction	\$518,920.00
Robinson Paving	\$649,012.00
Mark Cerrone, Inc.	\$653,620.00

After careful review, Mr. Westfall recommends the Town award the bid to Milherst Construction in the amount of \$518,920.00

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to accept the recommendation of the Town Engineer and award the bid for the Bituminous Resurfacing of Various Town Roads – Job No. M-14-2019 to Milherst Construction in the amount of \$518,920.00.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Accept Project Development Agreement – M-120-2019 – LED Streetlight Conversion Project

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to authorize the Supervisor to sign the Project Development Agreement to develop an Energy Performance Contract with Wendel Energy Services for the conversion of the existing high pressure sodium streetlights to LED streetlights, subject to the approval of the Town Attorney.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Adopt Supporting Resolution – LED Streetlight Conversion Project

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adopt the following resolution for the LED Streetlight Conversion Project:

WHEREAS, the Town is interested in upgrading public street lighting infrastructure to improve energy efficiency and lighting quality, and reduce current energy, operational and maintenance costs, and

WHEREAS, in accordance with Article 9 of the New York State Energy Law, the Town has the opportunity to implement an energy and operational savings project by means of an Energy Performance Contract, and

WHEREAS, the Town, reviewed the opportunity to reduce street lighting utility costs and discussed the opportunity of receiving Energy Performance Contract proposals from qualified companies to improve street lighting infrastructure to reduce associated energy and maintenance costs, and

WHEREAS, on April 18, 2019, the Town issued a Request For Qualifications for an Energy Performance Contract to implement an LED Street Lighting Conversion project, and

WHEREAS, the Town received Energy Performance Contract responses on May 10, 2019, reviewed the submissions, and selected Wendel Energy Services, LLC, and

WHEREAS, the Town has received a Project Development Agreement from Wendel Energy Services, LLC for a GIS field audit, energy analysis, reporting and design services, to implementation a project under the New York State Energy Law,

Monday, August 19, 2019 - 23

Town of Grand Island – Regular Meeting #15

THEREFORE BE IT RESOLVED, that the Supervisor, or his/her designee, contingent upon form and terms of agreement having been reviewed and approved by Town Counsel, is hereby authorized to enter into an agreement with Wendel Energy Services for a Project Development cost of \$36,000.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Authorize Supervisor to Sign Professional Services Agreement – Water Quality Improvement Program Engineering Report – M-8-2018

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to authorize the Supervisor to sign the Professional Services Agreement for additional services as part of the LS #8 Forcemain Project. The additional fee is for the in-depth engineer's report required for the Water Quality Improvement Program grant application.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

TOWN ASSESSOR – JUDY M. TAFELSKI:

Josephine & Lee Celano, 2341 Falls Link – Request to Split/Merge Lots – SBL #:36.01-3-7.1, SBL #:36.01-3-11 and SBL #:36.01-3-12

A motion was made by Councilwoman Baney, seconded by Councilman Marston to refer the request of Josephine & Lee Celano, 2341 Falls Link to split/merge lots – SBL #:36.01-3-7.1, SBL #:36.01-3-11 and SBL #:36.01-3-12 to the Town Board for review and recommendation.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Baywa RE Development Land Holdco LLC, 2356 Whitehaven Road – Request to Merge Lots – SBL #:36.00-2-7 and SBL #:36.00-2-8.1

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to refer the request of Baywa RE Development Land Holdco LLC, 2356 Whitehaven Road to merge lots – SBL #:36.00-2-7 and SBL #:36.00-2-8.1 to the Town Attorney for review and recommendation.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

PARKS MAINTENANCE CREW CHIEF – THOMAS DWORAK:

Status Change

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to approve the status change of Joseph Killian, Parks Crew Chief, from Part-time to Seasonal, effective August 29, 2019.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

PLANNING BOARD:

Love Road Plaza, 1815 Love Road – Site Plan Approval/Renovations

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 renovation at the Love Road Plaza, 1815 Love Road subject to the following:

- Dark Sky lighting is used
- Continue front sidewalks to the ROW with crosswalk intersection
- Banked parking to be paved and striped when needed for tenants
- Outdoor storage to be relocated when needed

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Monday, August 19, 2019 - 24

Town of Grand Island – Regular Meeting #15

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to pay Vouchers #128653 - #128789

General	\$ 60,421.75
Highway	\$ 13,750.76
Sewer	\$ 47,411.07
Water	\$ 16,387.87
Trust & Agency	\$ 1,280.00
Capital	\$320,823.77
Garbage	<u>\$121,696.45</u>
Total	\$581,771.67

PUBLIC COMMENTS:

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

Speakers:

Nancy Killian, Dan Drexilius

FROM THE BOARD:

- Back to School
- Pinto E-Waste Drive – Saturday, August 24th, Town Hall Parking Lot
- Prayers for Maras Family
- Employee Appreciation Luncheon

ADJOURNMENT:

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to adjourn the meeting at 8:39p.m.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

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

Karen Kinda	Joseph Zuppelli
Arthur Izard	Patricia Wydra
Joan Hanny	Robert Brick, Jr.

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

Monday, August 19, 2019 - 25

Minutes - Historic Preservation Advisory Board - July 26, 2019

Present: Bill Koch, Joe Macaluso, Sharon Nichols, June Crawford, Jodi Robinson, Shirley Luther, Mike Madigan, Carolyn Doebert and guests Mary Cooke and Curt Nestark.

Bill called the meeting to order at 2:05 PM.

Minutes from the June meeting reviewed and accepted with motions by Shirley and Joe.

Joe checked County Clerk's office for search and survey of River Lea and secured conclusive documentation and description of property when transferred to the State. Joe talked to Mike McPartland who volunteered to research further to secure actual time frame.

1866 & 1880 deeds between Louis F. Allen & Wm. Cleveland Allen. Need original copy for Fahim to make more legible. No information at our Town Hall before 1882.

Curt will call Jen Walkowski at NYS Parks to get specific requirements for us to proceed. Will send her copy of description of River Lea taken from River Lea and Allenton Farms book.

June will ask Mistretta what is the plan for the shoreline area at River Lea which is now overgrown and marshland.

River Lea renovation: Jodi reported threshold repaired, upper windows now open, replacing rotted wood strips, spraying bug and spider repellant, however spotlight should be moved to deter bugs.

Curt suggested thank you note be sent to Mistretta for all that is being done at River Lea.

June suggested creating a map overlay of historic homes for the master plan of the 5 hamlets to assure preservation.

Sharon will check with Kelly's about their plans for Fall Fest and what they expect from the Historical Society.

June will call Architect, David Weinheimer to look at the cupola and schoolhouse for what is needed for restoration.

Plaques-Jodi will contact Yensons and hope to present at Fall Fest.

CCC Cabin- Maureen Phillips has cabin on her property that she wants removed. Possibly Kelly's or Nicole Gerber if interested. June will contact Maureen and Nicole.

No further business. Meeting adjourned at 3:18 PM with motions by Sharon and Shirley.

Next meeting August 16 at 2 PM.

Respectfully submitted, Carolyn Doebert, Recording Secretary

RECEIVED
TOWN HALL
2019 AUG 20 PM 2:14

Historic Preservation Advisory Board Minutes - August 16, 2019

Present: Bill Koch, Sharon Nichols, June Crawford, Jodi Robinson, Joe Macaluso, Mike Madigan, Shirley Luther, Carolyn Doeberl and guests Mary Cooke and Maureen Phillips.

Meeting opened at 2:10 PM.

Guest, Maureen Phillips related that she had just bought property at 1583 W. River Rd. between Fix Rd. and Love Rd. In back of property is 500 Sq. Ft. Cabin that once stood at CCC camp. (Civilian Conservation Corp.)

She wishes to donate this piece of history and soon it will be moved to Nicole Gerber's property at 2489 Whitehaven Road where it will be part of a proposed nature trail.

Approval for historic plaque for the cabin unanimous by the board and Jodi will add this to the following plaque order after confirming date of 1933.

Cupola Circa 1918 - School #5 Circa 1866 - Yensen Circa 1860

Minutes from the July meeting reviewed and accepted with motions by Sharon and Shirley.

Jodi reported that the shoreline at River Lea has been cleaned up and seeded. House painted, threshold, balcony and all windows repaired.

Jodi mailed updated photos of River Lea to Jen Walkowski in our process for landmark status.

Suggest personal thank you note and complimentary membership to the Grand Island Historical Society to Harold Stickl for his dedication to this huge project.

As Corresponding Secretary to GIHS, Mary will send this note.

Joe will send thank you to Mike McPartland who voluntarily secured the deed for River Lea.

June questioned Jim Sharpe about the color coding on the Master Plan and suggested overlay designating historic properties. She will check historic homes brochure. Concerns about future location of CCC cabin.

Kelly's Fall Festival October 5 and 6. Do we want to participate? June has school desks to donate, but must be bolted down for safety.

No further business. Motion to adjourn at 3:25 PM by Shirley and seconded by Sharon.

Next meeting Friday, September 13 at 2 PM

Respectfully submitted,

Carolyn Doeberl, Recording Secretary

7/3

BOARD OF ARCHITECTURAL REVIEW MEETING

MINUTES - JULY 16, 2019

7:30 PM

2019 AUG 21 AM 10: 08

MEMBERS PRESENT:

P. Buchanan, K. Killian, R. A. Stockinger, Szafran
David Nardozi – Alternate

MEMBERS ABSENT:

J. Butler
P. Marston – Liaison

OTHERS PRESENT:

Jim Ehde
Michael Vaccaro
Ted Ebert (R. Verso)

MINUTES – Board of Architectural Review Meeting – 6/18/19
Received & Filed

MINUTES – Town Board Meeting – 6/3/19, 6/17/19
Town Board Disposition – 7/1/19
Received & Filed

MINUTES - Planning Board Meeting - 5/13/19
Received & Filed

1. **JIM EHDE – 1843 Staley Rd.**
Addition

A motion was made by Szafran – Killian to accept the elevations for an addition/renovations to be constructed at 1843 Staley Road, provided approvals are granted by all other necessary Town Boards.

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

2. **DAVID HOMES – 39 Eagleview Dr.**
Single Family Dwelling – Resubmit

It was moved by Stockinger – Szafran to accept the resubmitted elevation for a single family dwelling to be constructed at 39 Eagleview Dr. Approvals must be granted by all other necessary Town Boards.

Roll Call: Ayes – Buchanan, Stockinger, Szafran
Noes – Killian
Carried

3. M.VACCARO – 4030 East River Rd.
Renovations to SFD

Mr. Vaccaro appeared with David Wylier, his architect, to discuss the elevations for his home. After reviewing the elevation for renovations to be constructed at 4030 East River Rd., a motion was made by Killian – Szafran to accept the drawings, provided approvals are granted by all other necessary Town Boards.

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

4. ROBERT VERSO – 1951 Harvey Rd.
30' x 40' Garage

A motion was made by Szafran – Killian to accept the drawings for a 30' x 40' garage to be constructed at 1951 Harvey Rd. Approvals must be granted by all other necessary Town Boards.

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

5. STICKL CONSTRUCTION CO. – 65 Country Club Ct.
Single Family Dwelling

After reviewing the elevation for a single family dwelling to be constructed at 65 Country Club Ct., a motion was made by Killian – Stockinger to accept the drawing, provided approvals are granted by all other necessary Town Boards.

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

Meeting adjourned at 8:00PM

Respectfully submitted,

Phil Buchanan, Acting Chairman
Board of Architectural Review

Minutes prepared by Linda Koch, Recording Secretary

Conservation Advisory Board of Grand Island
July 25, 2019 Meeting

RECEIVED
2019 AUG 29 AM 9:50

Present: Bob Wynne, Alice Gerard, Jeff Green, Forrest Crawford, Tom Burke, Paul Yaeger, Diane Evans, Jim Czapla, Mike Madigan (liaison). **Excused:** Suzanne Tomkins, Ed Standora, Sam Akinbami. Alternates Tom Burke and Forrest Crawford can vote tonight. **Guests:** Bob Eddy, Ruthy Field

Meeting called to order at 7:00 pm.

1. **Consent Agenda** – Bob moved to accept minutes of June meeting. Tom seconded. Carried: 8 to 0

2. Tree Ordinance

At the last Planning Board meeting the draft was not approved. At a recent Town Board workshop meeting the Town Board referred the draft back to CAB and requested we meet with reps from the other boards to address concerns. Those boards are: Economic Development Advisory Board (EDAB), Parks and Recreation Advisory Board (Parks), and Planning Board (PB), and also Code Enforcement (Ron Milks). The following dates were chosen: July 31, Aug. 1, or Aug. 7. 7:00 pm at Town Hall. Diane will send email invites to chairs of these boards, and Ron Milks, and request responses. Date with most able to attend will be selected. Most recent version of the draft will be sent with invite.

At the upcoming meeting we will need an agenda with bullet points to focus our discussion on the concerns of the proposed law. Jeff will prepare and send to us. Two sticking points seem to be the perceived impact on private landowners and the establishment of a tree advisory board. We need to clarify these further.

3. **Southpointe Development** - Mike reported that the Town Board needs to approve three things before development can move forward. One, the 1998 SEQR (which had a negative declaration) needs to be examined and re-confirmed. Two, the requested sewage expansion of District 7 needs to be approved. A study has been approved to be conducted. Three, the

Development Concept Plan needs to be accepted. This property is 284 acres, and has 67 wetlands according to a 2014 delineation. Jeff will invite the developers to come to our next meeting to present their plans. There are concerns about runoff. Bob Westfall and Town Board will be copied on the invitation.

4. **Open Space Inventory (OSI)** – Rachel reported to Jeff that things are moving along as planned. She asked if there are any parcels where rare plants or animals might be living. We discussed how to search for this information. We were encouraged to find out what we can.
5. **Town Board Report** – Mike reported that a meeting was held about Grass Island's restoration project. Town officials attended, as well as Dave Spiering and staff, and boaters. After sending down divers to see exactly where the sewage outflow pipe was the plan was revised. The revision allows for some additional space at the south end of the island for use by recreational boaters.
6. **Announcements/News/Comments** – Reminder that Paddles Up and Grand Island's Summer Fest is Saturday, July 27. August 14, the first draft of the Local Waterfront Revitalization Plan (LWRP) will be presented at a public information meeting. Meeting is 6:30 at the High School. A new round of DEC funding for tree inventories and management plans will be opening soon. The Town intends to apply again. We have been denied funding for the last two rounds.

Meeting adjourned at 8:37 pm. Bob moved, Alice seconded. Carried 8-0

Respectfully Submitted,
Diane Evans
Secretary

Next Meeting is August 22, 2019

16-000000-1
RECEIVED

2019 AUG 29 AM 10:14

TOWN CLERK
GRAND ISLAND, N.Y.

MEMORANDUM

TO: Pattie Frentzel
FROM: Nate McMurray
CC: Karen Cooney
DATE: 8/29/19

SUBJECT: PROPOSAL FOR NON-PARTISAN TOWN ELECTIONS

To focus on local issues and avoid unnecessary conflict regarding national party affiliation, I propose we follow the lead of many other local municipalities and remove party affiliation from Grand Island Town elections. I submit the draft law for your consideration.

NDM



RECEIVED
2019 AUG 29 AM 8:43

TOWN CLERK
GRAND ISLAND N.Y.

The Town of Grand Island
Jennifer L. Baney
Councilwoman

Date: August 28, 2019

To: Town Board

From: Jennifer Baney
Councilman

Re: Approval of Camera Placement at Havenwood Courts

Honorable Town Board:

As security camera placement on town property now requires Grand Island Town Board approval, I would like to make a motion that we authorize the expenditure of funds, not to exceed _____, for the purchase and installation of a security camera at the Havenwood Courts. The camera data will only be examined if an incident occurs and both installation and camera costs will be covered by the Parks Department budget. As suggested by the Safety and Security team, signage noting the monitoring will be posted.

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 29, 2018

To: Town Board

From: Pattie Frentzel, Town Clerk

Re: Part-time Dog Control Officers

Due to the resignation of a DCO and the anticipated changes in the weekend part-time coverage at the end of the year, I am requesting permission to appoint

_____ and _____ to the position of Part-time Dog Control Officer. I have interviewed them and they are available to start training September 4th. These appointments would be according to the non-union pay schedule established for the Dog Control Officers and subject to the completion of the necessary paperwork with the Payroll department.

Thank you for your consideration.

DEPARTMENT OF ENGINEERING
& WATER RESOURCES

ROBERT H. WESTFALL, P.E.
Town Engineer

LYNN M. DINGEY
Asst. Civil Engineer

CHRISTOPHER M. DANN
Assistant Municipal Engineer



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Ext. 635 Office
(716) 773-9618 Fax
E-mail: engineering@grand-island.ny.us

Town Board Agenda: September 3, 2019

August 28, 2019

To: Town Board

From: Robert Westfall, P.E.
Town Engineer

Re: Lift Station #8 Forcemain Replacement
2019 NYS Water Grant (EFC)
M-8-2018

Honorable Town Board:

Attached, please find a copy of the Resolution necessary to submit an application with the New York State Environmental Facilities Corporation (EFC) for up to 25% grant funding for the Lift Station 8 Forcemain Replacement Project.

The project has a bonding authorization in place.

We ask that the Town Board authorize the resolution for the grant application submittal.

ld

RECEIVED
2019 AUG 28 AM 10:40
TOWN OF GRAND ISLAND, NY

Municipal Resolution for NYS Water Infrastructure Improvement Act - 2019 NYS Water Grant

WHEREAS, the Town of Grand Island, after thorough consideration of the various aspects of the problem and review of available data, has hereby determined that certain work, as described in its NYS Clean Water Infrastructure Grant Program application and attachments, to address the repair and maintenance of the Grand Island Lift Station 8 Forcemain Replacement Project, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project and address said compliance requirements; and

WHEREAS, the NYS Environmental Facilities Corporation (EFC) authorizes State assistance to municipalities for clean water quality improvement projects by means of a contract, and the Town of Grand Island deems it to be in the public interest and benefit under this law to enter into a contract therewith.

NOW, THEREFORE, BE IT RESOLVED BY the Grand Island Town Board, that:

1. Supervisor Nathan McMurray, or his representative or successor in office, is the representative authorized to act on behalf of the Grand Island Town Board in all matters related to State assistance under the New York State Environmental Facilities Corporation (EFC) and/or any applicable State grant provisions.
2. The Supervisor, or his representative, is also authorized to make an application in the amount of \$2,703,075 which the Town is requesting 25% of the total project cost in grant funding, list the Project in the CWSRF Intended Use Plan (IUP), submit Project documentation, and otherwise act on behalf of the Grand Island Town Board in all matters related to the Project and to State assistance;
3. The Town of Grand Island Town Board agrees to fund its portion of the cost of the Project, not to exceed 75% of the total project cost by way of a General Obligation Bond or a series of Bond Anticipation Notes financed over a period of five or more years as well as a contribution from the Town's capital reserves account, and that funds will be made available to initiate the Project efforts within 12 months of written approval of its application by the NYS Department of Health and the New York State Environmental Facilities Corporation authority;
4. The one certified copy of this Resolution be prepared and sent to the Albany office of the NYS Environmental Facilities Corporation; and
5. This Resolution takes effect immediately.

CERTIFICATION OF RECORDING OFFICER

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Grand Island Town Board duly held on the ____ day of September, 2019; and further, that such Resolution has been fully recorded in the _____ in my office.

In Witness thereof, I have hereunto set my hand this _____ day of _____, 2019

Signature of Recording Officer _____

Title of Recording Officer _____

DEPARTMENT OF ENGINEERING
& WATER RESOURCES

ROBERT H. WESTFALL, P.E.
Town Engineer

LYNN M. DINGEY
Asst. Civil Engineer

CHRISTOPHER M. DANN
Assistant Municipal Engineer



THE TOWN OF GRAND ISLAND

2255 Baseline Road
Grand Island, New York 14072-1710
(716) 773-9600, Ext. 635 Office
(716) 773-9618 Fax
E-mail: engineering@grand-island.ny.us

T. B. Agenda: September 3, 2019

August 28, 2019

To: Town Board

**From: Robert Westfall, P.E.
Town Engineer**

**RE: Bituminous Resurfacing of Various Town Roads
Change Order No. 1
M-14-2019**

RECEIVED
2019 AUG 28 AM 10:40
TOWN OF GRAND ISLAND

Honorable Town Board:

Attached, please find Change Order No. 1 to add the milling and paving of parking lot #1/ #2 at Veteran's Park to the above referenced contract.

The amount of the change order (\$141,389.00) will be paid for with the 2019 bond authorization for Veterans Park Improvements.

We recommend that Change Order No. 1 be approved with an increase of \$141,389.00 to Milherst Construction Inc.'s awarded contract amount.

LMD

Proposal

Page

1

MILHERST CONSTRUCTION, INC.

10025 County Road

PO Box 430

CLARENCE CENTER, NY. 14032-0430

(716) 688-9098 FAX (716) 688-9562

PROPOSAL SUBMITTED TO Town of Grand Island		PHONE 716-773-9600	DATE 8/16/2019
STREET		JOB NAME Veterans Park, Parking Lot Milling & Paving	
CITY, STATE, and ZIP CODE Grand Island, NY		JOB LOCATION Veterans Park Dr.	
ARCHITECT Owner	DATE OF PLANS	ATTN: Lynn Dingey	FAX

We Propose hereby to furnish material and labor -- complete in accordance with specifications below, for the sum of:

One Hundred Forty OneThousand, Three Hundred Eighty Nine Dollars**\$141,389.00**

Payment to be made as follows:

Monthly pay requests due net 30 days from date of invoice, Service Charges: 30-90 days (Prime+2%)

Over 90 days (Prime + 4%) per annum, compounded monthly, plus and collection or legal fees.

All unpaid invoices over 6 months will be subject to renegotiation.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from specifications below involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado, and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized
Signature _____Note: This proposal may be withdrawn by us if
not accepted within 30 days

We are pleased to quote you our price for the following scope of work:

Estimated Quantity Field Measured

67,000 SF

Mill - Out & Dispose of Existing Asphalt Pavement to - 3"

Furnish & Install: 2 " Type # 3 Asphalt Binder

Furnish & Install: 1 " Type # 7 Top Course

Remove Existing Parking Lot Bumpers & Rebar Anchors

160 Each

We Include the Following:

Tack Coat

One Mobilization, Regular Weekday Work Hours

Prevailing Wages

We Do Not Include:

Sales Tax

Full Depth Repairs, if Required

Sealing of New Paving, (not recommended for 1 year)

Striping of Parking Spaces

Asphalt Materials Quoted as per Current NYSDOT Index of \$ 578 / Ton

Our Quoted Price is Good for 30 Days From Date of Quote

Work is to be completed within 30 Calendar Days of Signed Proposal

Acceptance of Proposal - The above prices,

specifications, and conditions are satisfactory and are hereby accepted. You are
authorized to do the work as specified. Payment will be made as outlined above.

Date Of Acceptance: _____

Signature _____

Signature _____

TOWN OF GRAND ISLAND
RENEWAL OF SPECIAL USE PERMIT

Special Use Description: Parking Lot

Date Special Use Permit Granted: 7/19/1971

Located at: 1851 Winter Rd

Name of Applicant: Sandy Beach Yacht Club Inc
Applicant Address: PO BOX 513 Grand Island
Applicant Telephone: 773-7716

Name of Owner: Sandy Beach Yacht Club Inc
Owner Address: PO BOX 513 Grand Island
Owner Telephone: 773-7716

Special Use: ☒ Unchanged () Changed as Follows:

Michael P. Gagliardi (TREASURER)
Signature of Applicant

PLEASE MAKE CHECK PAYABLE TO PATRICIA A. FRENTZEL, TOWN CLERK
(NON-REFUNDABLE RENEWAL FEE \$50.00)

Inspected By:

Robert M. Hussar
Zoning Officer

Date:

8-22-19

Comments:

Town Board APPROVED / DENIED

Date: _____

() Town Board permits renewal without conditions.

() Town Board permits renewal with the following conditions:

TOWN OF GRAND ISLAND
RENEWAL OF SPECIAL USE PERMIT

Special Use Description: Natural Gas Regulator-Metering Station

Zoning Class: R-1B

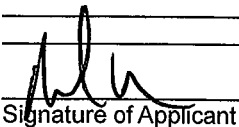
Date Special Use Permit Granted: 8/1/1994

Located at: 1589 Stony Point Rd

Name of Applicant: National Fuel Gas Supply Corp
Applicant Address: 5955 Taylor Road Orchard Park
Applicant Telephone: 716-667-5501

Name of Owner: National Fuel Gas Supply Corp
Owner Address: 5955 Taylor Road Orchard Park
Owner Telephone: 716-667-5501

Special Use: (☒) Unchanged () Changed as Follows:


Signature of Applicant

PLEASE MAKE CHECK PAYABLE TO PATRICIA A. FRENTZEL, TOWN CLERK
(NON-REFUNDABLE RENEWAL FEE \$50.00)

Inspected By: William Shaw Date: 8/20/19
Zoning Officer

Comments: Unchanged

Town Board APPROVED / DENIED

Date: _____

() Town Board permits renewal without conditions.

() Town Board permits renewal with the following conditions:

cc: Building / Becky

PAID
TOWN CLERK
Town of Grand Island

AUG 16 2019

Patricia A. Frentzel
PD \$50.00 WAV
CK 3329

TOWN OF GRAND ISLAND
RENEWAL OF SPECIAL USE PERMIT

Special Use Description: Convenience Store (Modified Space)

SU 2011-002

Zoning Class: CBD

Date Special Use Permit Granted: 8/15/2011

Located at: 2024 Grand Island Blvd

Name of Applicant: John R. Simon Enterprises, Ltd
Applicant Address: 5105 Lockport Rd Lockport
Applicant Telephone: 625-6690

Name of Owner: John R. Simon Enterprises, Ltd
Owner Address: 5105 Lockport Rd Lockport
Owner Telephone: 625-6690

PAID
TOWN CLERK
Town of Grand Island

AUG 08 2019

Patricia A. Frentzel
PD \$50.00 WAV
ck 1065

Special Use: ☒ Unchanged () Changed as Follows:

John R. Simon
Signature of Applicant

PLEASE MAKE CHECK PAYABLE TO PATRICIA A. FRENTZEL, TOWN CLERK
(NON-REFUNDABLE RENEWAL FEE \$50.00)

Inspected By: William Shaw Date: 8/20/19
Zoning Officer

Comments: Unchanged

Town Board APPROVED / DENIED Date: _____

- () Town Board permits renewal without conditions.
() Town Board permits renewal with the following conditions:

cc: Becky, Zoning

TOWN OF GRAND ISLAND
RENEWAL OF SPECIAL USE PERMIT

Special Use Description: Bed & Breakfast

Zoning Class: R-1A

Date Special Use Permit Granted: 8/18/2014

Located at: 3062 Whitehaven Rd

Name of Applicant: T. Duffy MacGuire
Applicant Address: 3062 Whitehaven Rd Grand Island
Applicant Telephone: 773-5065

Name of Owner: T. Duffy MacGuire
Owner Address: 3062 Whitehaven Rd Grand Island
Owner Telephone: 773-5065

Special Use: (☒) Unchanged () Changed as Follows:

Thomas Duffy MacGuire
Signature of Applicant

PLEASE MAKE CHECK PAYABLE TO PATRICIA A. FRENTZEL, TOWN CLERK
(NON-REFUNDABLE RENEWAL FEE \$50.00)

Inspected By:

William Shan
Zoning Officer

Date:

8/20/19

Comments:

Unchanged

Town Board APPROVED / DENIED

Date: _____

() Town Board permits renewal without conditions.

() Town Board permits renewal with the following conditions: