

Town of Grand Island – Regular Meeting #20

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 1st of November, 2021.

Present:	John C. Whitney	Supervisor
	Michael H. Madigan	Councilman
	Jennifer L. Baney	Councilwoman
	Peter Marston Jr.	Councilman
	Thomas A. Digati	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Supervisor John C. Whitney called the meeting to order at 8:00p.m.
Pastor Calvin VanderMey from Bible Fellowship Center gave the Invocation.
Councilman Peter Marston, Jr. led the Pledge of Allegiance.

The Meeting was conducted via ZOOM and streamed live on the Town’s website – www.grandislandny.us

PROCLAMATION:

Climate Smart Communities – Bronze Certification

PUBLIC COMMENTS:

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

Speakers: Cathy Rayhill, Mike Rayhill, Dave Reilly, Paul Salonek, Paul Koppmann, Cherrish Beals, Lynn Kelly, *Michael Rayhill, *Jim Mazza (*Via ZOOM)

PUBLIC HEARINGS:

2022 Town of Grand Island Preliminary Budget

A Public Hearing was held on November 1, 2021, at 8:00p.m. to hear anyone who wanted to comment on 2022 Town of Grand Island Preliminary Budget.

Speakers: None

Supervisor John Whitney declared the Public Hearing closed.
A motion was made by Councilman Digati, seconded by Councilman Madigan to adopt the 2022 Town of Grand Island Budget as follows:

GENERAL FUND BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$9,993,202
AMOUNT TO BE RAISED BY TAXATION (levy):	\$2,235,135
ESTIMATED TAX RATE/THOUSAND:	\$1.008 19.5% DECREASE

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FIRE PROTECTION BUDGET:

TOTAL APPROPRIATION AMOUNT	\$1,665,977
AMOUNT TO BE RAISED BY TAXATION (levy):	\$1,613,162
ESTIMATED TAX RATE/THOUSAND:	\$.709 13.2% DECREASE

HIGHWAY FUND BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$3,610,278
AMOUNT TO BE RAISED BY TAXATION (levy):	\$3,091,544
ESTIMATED TAX RATE/THOUSAND:	\$1.394 18.9% DECREASE

SEWER DISTRICT FUND BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$4,413,879
AMOUNT TO BE RAISED BY TAXATION (levy):	\$1,541,738
ESTIMATED TAX RATE/1,000 (LAND VALUE ONLY):	\$4.906 10.2% DECREASE

WATER DISTRICT FUND BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$3,453,752
AMOUNT TO BE RAISED BY TAXATION (levy):	\$900,000
ESTIMATED TAX RATE/1,000 (LAND VALUE ONLY):	\$2.072 12.7% DECREASE

LIGHTING DISTRICT BUDGET:

TOTAL APPROPRIATION AMOUNT: (57 districts/1 new)	\$221,409
AMOUNT TO BE RAISED BY TAXATION (levy):	\$210,579 11.2% INCREASE
TAX RATE: VARIES BY DISTRICT	

REFUSE & GARBAGE BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$1,646,976
AMOUNT TO BE RAISED BY TAXATION (levy):	\$1,644,119
TAX RATE: FLAT RATE SINGLE FAMILY DWELLING	\$218 3.8% INCREASE

DEBT SERVICE BUDGET:

TOTAL APPROPRIATION AMOUNT:	\$449,730
TRANSFERS FROM OTHER FUNDS	\$413,730

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

Local Law Intro #13 of 2021 – A Local Law to Opt Out of Allowing Cannabis On-Site Consumption Sites as authorized under Cannabis Law Section 131

A Public Hearing was held on November 1, 2021, at 8:00p.m. to hear anyone who wanted to comment on

Speakers: Jim Mulcahy, Sandy Englert, Jay Englert

Supervisor John Whitney declared the Public Hearing closed.

A motion was made by Councilman Madigan, seconded by Councilman Marston to adopt Local Law #11 of 2021 to Opt Out of Allowing Cannabis On-Site Consumption Sites as authorized under Cannabis Law § 131 as follows:

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Be it hereby enacted by the Town Board of the Town of Grand Island as follows:

Section 1: Legislative Intent

It is the intent of this local law to opt the Town of Grand Island out of allowing on-site cannabis consumption sites in the Town of Grand Island that would otherwise be allowed under the Cannabis Law.

Section 2: Authority.

This local law is adopted pursuant to Cannabis Law § 131, which expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis on-site consumption licenses within the jurisdiction of the Town of Grand Island and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

Section 3: Local Cannabis On-site Consumption Opt-Out.

The Town Board of the Town of Grand Island, County of Erie, State of New York, hereby opts-out of allowing cannabis on-site cannabis consumption sites from being established and operated within the Town of Grand Island.

Section 4: Severability.

Should a court determine that any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance is unconstitutional or invalid, such court order or judgement shall not affect, impair, or invalidate the remainder of this Local Law, but shall be confined in its operation to the clause, sentence paragraph, subdivision, or part of this Local Law or in its application to the person, firm, corporation, or circumstance, directly involved in the controversy in which such order or judgement shall be rendered.

Section 5: Permissive Referendum/Referendum on Petition

This Local Law is subject to a referendum on petition in accordance with Cannabis Law § 131 and the procedure outlined in Municipal Home Rule Law § 24.

Section 6: Effective Date.

This Local Law shall be effective upon its filing with the Secretary of State. Pursuant to Cannabis Law §131, this Local Law is subject to Permissive Referendum and thus may not be filed with the Secretary of State until the applicable time period has elapsed to file a petition, or a referendum has been conducted approving the Local Law.

APPROVED	Ayes	3	Madigan, Marston, Whitney
	Noes	2	Baney, Digati

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Increase and Improvement of Facilities of the Town of Grand Island Consolidated Water District (Water Department Maintenance Garage-2021 – Project M – 239)

A Public Hearing was held on November 1, 2021, at 8:00p.m. to hear anyone who wanted to comment on

Speakers: None

Supervisor John Whitney declared the Public Hearing closed.

A motion was made by Councilwoman Baney, seconded by Councilman Marston to adopt the following Resolution and Order after the Public Hearing approving the Increase and Improvement of Facilities of the Town of Grand Island Consolidated Water District (Water Department Maintenance Garage-2021 – Project M – 239):

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 Water 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 water system capital improvements project within the District; and

WHEREAS, such water system capital improvements project will generally consist of the rehabilitation of the Water Department Maintenance Garage, such improvements to include, but not be limited to, the removal and replacement of exterior metal cladding and wall insulation system, installation of new ceiling insulation, installation of new bay lift doors and man doors, installation of downspouts and gutters, and the application of an environmental coating system on the existing roof, 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 \$550,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$550,000, offset by any federal, state, county and/or local funds received.

WHEREAS, the Town determined that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act (“SEQRA”) are required; and

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WHEREAS, the Town Board issued an Order at its October 18, 2021 meeting calling for a public hearing to be held, at the Town Hall, Grand Island, New York, on November 1, 2021 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 \$550,000; 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 \$550,000, 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 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

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

A Bond Resolution, dated November 1, 2021, of the Town Board of the Town of Grand Island, Erie County, New York (The “Town”) authorizing a Capital Improvements Project (Water Garage Project M-239) within the Town of Grand Island consolidated Water District at an estimated maximum cost of \$550,000 and authorizing the issuance of Serial Bonds in an aggregate principal amount not to exceed \$550,000 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 Water District (the “District”); and

WHEREAS, the Town Board has determined, by resolution, to undertake a certain water system capital improvements project; and

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

WHEREAS, the Town Board desires to issue obligations of the Town to finance the costs of such 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 (Project M-239), that will generally consist of the rehabilitation of the Water Department Maintenance Garage such improvements to include, but not be limited to, the removal and replacement of exterior metal cladding and wall insulation system, installation of new ceiling insulation, installation of new bay lift doors and man doors, installation of downspouts and gutters, and the application of an environmental coating system on the existing roof, 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 “Project”). The estimated maximum cost of said purpose is \$550,000.

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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 \$550,000 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 12 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 15 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 the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation 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

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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 this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. 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 11. 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 12. The Town Supervisor is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Town officials and the Town's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Town Clerk.

SECTION 13. The Town determined that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

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SECTION 14. 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 15. 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 16. 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 17. This Resolution is effective immediately.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

MINUTES

A motion was made by Councilman Digati, seconded by Councilman Marston to approve Minutes of Workshop Meeting #35, October 14, 2021, Minutes of Workshop Meeting #36, October 15, 2021, Minutes of Workshop Meeting #37, October 18, 2021, Minutes of Regular Meeting #19, October 18, 2021, and Minutes of Workshop Meeting #38, October 22, 2021.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

CONSENT AGENDA:

1. Meeting Minutes – Technology Advisory Board – September 16, 2021
2. Meeting Minutes – Board of Architectural Review – September 21, 2021
3. Golden Age Center – Facility Usage – September 2021

Meeting Minutes – Historic Preservation Advisory Board – September 17, 2021A motion was made by Councilman Madigan, seconded by Councilwoman Baney to approve the consent agenda as distributed.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

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COMMUNICATIONS – OTHER TOWN OFFICIALS:

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

Baseline Road Waterline Reconstruction – WIIA Grant Authorizing Resolution – Job # M-205-2020

A motion was made by Councilwoman Baney, seconded by Councilman Marston to adopt the following resolution as part of the application submittal for the 2021-2022 Clean Water Infrastructure Improvement Grant Program:

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 Water Infrastructure Improvement Act (WIIA) Program application and attachments, to address the need for repair and replacement of the Baseline Road Waterline Replacement Project, (DWSRF Project Number 18605) 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 John Whitney, 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 \$5,370,000 which the Town is requesting \$3,000,000 (maximum amount allowed under the grant program) of the total project cost in grant funding, 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 40% 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.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

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Authorize Supervisor to Sign Agreement – Town Hall Elevator – Maintenance Agreement 2022-2023 – Job # M-69-2018

Town Engineer Robert Westfall presented the 2022-2023 maintenance agreement for the Town Hall Schindler elevator.

The elevator is currently under warranty through September 1, 2022. This Schindler Plus agreement will be in effect September 2, 2022 – September 1, 2023.

The Schindler Plus agreement is \$3,696 for the year. Schindler offers a discount for signing the agreement now, saving the Town \$924 and bringing the total for 2022-2023 to \$2,772. The Town will not be billed for the agreement until 2022.

A motion was made by Councilwoman Baney, seconded by Councilman Digati to authorize the Supervisor to sign the maintenance agreement with Schindler Plus in the amount of \$3,696.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

Request Permission to Sell Vehicle at Auction – Water Department

A motion was made by Councilman Marston, seconded by Councilman Madigan to authorize the Water Department to place a surplus 2009 Ford F – 150 pickup truck up for auction.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

CODE ENFORCEMENT OFFICE:

Special Use Permit Application – Matthew & Cherrish Beals, 121 Amberwood Drive – Bed & Breakfast - SEQR

A motion was made by Councilwoman Baney, seconded by Councilman Digati to issue a Negative Declaration for the Special Use Permit Application – Matthew & Cherrish Beals, 121 Amberwood Drive – Bed & Breakfast.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

Special Use Permit Application – Matthew & Cherrish Beals, 121 Amberwood Drive – Bed & Breakfast

A motion was made by Councilwoman Baney, seconded by Councilman Digati to approve the Special Use Permit for – Matthew & Cherrish Beals, 121 Amberwood Drive – Bed & Breakfast.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
 Noes 0

REPORT OF THE AUDIT COMMITTEE:

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A motion was made by Councilwoman Baney, seconded by Councilman Digati to pay Vouchers #136447 - #136564

General	\$ 38,806.91
Highway	\$ 8,468.29
Sewer	\$ 19,048.55
Water	\$ 29,894.68
Capital	\$190,597.45
Garbage	<u>\$131,151.66</u>
Total	\$417,527.80

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

UNFINISHED BUSINESS:

Long Road Distribution Facility, 2780 Long Road – Draft Scoping Document

A. Correspondence – Planning Board

B. Resolution

A motion was made by Councilman Madigan, seconded by Councilman Digati to adopt the following resolution adopting the amended (Section 4.5.11 - add word “Safety”) Draft Scoping Document for the proposed 2780 Long Road Distribution Facility:

WHEREAS, before the Town Board of the Town of Grand Island (“Town Board”) is the Draft Scoping Document for the proposed 2780 Long Road Distribution Facility (“Draft Scoping Document”); and

WHEREAS, the Town Board was declared Lead Agency for the purposes of environmental review with respect to the proposed 2780 Long Road Distribution Facility, in accordance with Article 8 of the Environmental Conservation Law of the State of New York, and the regulations promulgated thereunder at 6 NYCRR Part 617 (collectively, “SEQRA”); and

WHEREAS, the Town Board held a public hearing on October 4, 2021 to receive public comment on the Draft Scoping Document, at which time all those wishing to be heard were given the opportunity to speak; and

WHEREAS, the public hearing was closed on October 4, 2021, and the Town Board accepted written comments on the Draft Scoping Document through and including October 11, 2021; and

WHEREAS, the Town Board has reviewed the Draft Scoping Document and considered the comments made at the public hearing and submitted in writing; and

WHEREAS, the Town Board has made changes to the Draft Scoping Document.

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

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1. The Town Board, acting as Lead Agency for the proposed 2780 Long Road Distribution Facility, adopts the Final Scoping Document, a copy of which is posted on the Town’s website; and

2. This Resolution is effective immediately.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

Special Use Permit Renewal – Grand Island Solar, LLC – 2411 Bedell Road – Community Solar Array Project

A motion was made by Councilman Digati, seconded by Councilman Marston to renew the Special Use Permit for Grand Island Solar, LLC – 2411 Bedell Road – Community Solar Array Project. The site has been inspected. The illegal sheep have been removed.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

Local Law Intro #12 of 2021 – Establishment of the Town of Grand Strategic Planning Commission – Set Public Hearing

A motion was made by Councilman Marston, seconded by Councilwoman Baney to set a Public Hearing for Monday, November 15, 2021, at 8:00p.m. for the purpose of hearing anyone who wants to comment on Local Law Intro #12 of 2021 – Establishment of the Town of Grand Strategic Planning Commission.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

Local Law Intro #6 of 2021 – Rezoning SBL #37.03-1-21.11 (Rivertown) – Grand Island Boulevard and Baseline Road – R-3, R1D, CBD to PDD

A. Correspondence – Conservation Advisory Board

A motion was made by Councilman Digati, seconded by Councilwoman Baney to refer Local Law Intro #6 of 2021 – Rezoning SBL #37.03-1-21.11 (Rivertown) – Grand Island Boulevard and Baseline Road – R-3, R1D, CBD to PDD to the Town Attorney.

APPROVED Ayes 5 Madigan, Baney, Marston, Digati, Whitney
Noes 0

PUBLIC COMMENTS:

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

Speakers:

Nicole Gerber, Dean Morakis, Mike Rayhill, Jim Mulcahy, *Michael Rayhill (via ZOOM)

FROM THE BOARD:

- Climate Smart Community
- Election Day – November 2, 2021 – Please Vote!

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MEMORIAL ADJOURNMENT:

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

Andrea Perfetti	Laurie Kalman
Mary Jane Sitarski	Marian Ianni
Paul Frauenhofer	

ADJOURN:

A motion was made by Councilman Madigan, seconded by Councilman Digati to adjourn the meeting at 9:39p.m.

APPROVED	Ayes	5	Madigan, Baney, Marston, Digati, Whitney
	Noes	0	

Respectfully submitted,

Patricia Anderson Frentzel
Town Clerk