

JULY 9, 2020

The regular meeting of the Town of Hartland, County of Niagara, State of New York, was held on the above date at the Town Hall, 8942 Ridge Road, Gasport convening at 7:00 p.m.

Members present:

Supervisor:	W. Ross Annable
Councilman:	Joseph Reed
	Clifford Grant
	David Huntington
	David Hill
Attorney:	Daniel Seaman
Highway Sup't.:	Keith Hurtgam – not present
Hghwy. Administrative Asst.:	Janet Slack -not present
Assessor/ CEO:	Michael Hartman – not present
Attended by:	Sign in sheet attached

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

Supervisor Annable opened Public Hearing for Local Law #1-2020 Abolishing the Office of Tax Collector and Transferring All Powers and Duties of That Office to the Office of the Town Clerk

Notice of said Public Hearing was duly published in the Union Sun & Journal

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

Public Hearing for Local Law # 1-2020

A Local Law Abolishing the Office of Tax Collector and Transferring All Powers and Duties of That Office to the Office of the Town Clerk

Date/Time/Place: July 9, 2020 @ 7:00 PM at Hartland Town Hall, 8942 Ridge Road,
Gasport NY 14067

Be it enacted by the Town Board of the Town of Hartland as follows:

Section 1. Purpose.

The purpose of this law is to abolish the Office of Tax Collector in the Town of Hartland and to transfer all the powers and duties of that office to the Office of the Town Clerk of the Town of Hartland.

Section 2. Authority.

This law is enacted pursuant to Municipal Home Rule Law Section 10 and supersedes the provisions of the Town Law, Article 3, Section 20 (1)(b) as it pertains to the Office of Tax Collector.

Section 3. Abolition of Office and Transfer of Powers and Duties.

The Office of Tax Collector in the Town of Hartland is hereby abolished. The powers and duties of the Tax Collector are hereby transferred to the Office of the Town Clerk of the Town of Hartland.

Section 4. Mandatory Referendum.

This law is subject to a mandatory referendum and shall be submitted for the approval of qualified voters of the Town of Hartland at a special election. The date of such special election shall be fixed by resolution of the Town Board and shall not be less than 60 days after the adoption of this law.

Section 5. Effective Date.

This law shall be effective immediately upon the filing of the law with the Office of the Secretary of State after the affirmative vote of a majority of the qualified voters voting at the aforesaid election.

Supervisor Annable asked those in attendance if anyone wished to comment on the proposed Local Law #1-2020.

With no one wishing to be heard, Supervisor W. Ross Annable closed the Public Hearing at 8:04 PM

Regular Meeting opened at 8:05 PM

Minutes

RESOLUTION 74-2020

MOTION by Councilman Huntington, seconded by Councilman Reed to adopt the minutes of the June 25, 2020 Work Session as presented.

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

Abstract of Bills

RESOLUTION 75-2020

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

Voucher #'s	2020000503- 2020000584
General:	29,761.88
Part Town:	2,520.14
OWD:	87,729.69
Highway:	84,567.39
Refuse:	24,586.43
Total:	229,165.53

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

HIGHWAY REPORT: None

WATER REPORT: None

ASSESSOR / CEO REPORTS: None

AGENDA - PUBLIC PARTICIPATION: None

Supervisor Annable reported that the Herbert Carr Legion Post 425 has decorated 961 graves in 6 cemeteries in the town. They have seen a large increase in veterans from the World War II and Korean War eras. They reported that all the cemeteries in Hartland to be in excellent condition and thanked the town employees for their work.

It was also reported that the town now has a free Wi-Fi hotspot. As provided by the NORA broadband project, many of the towns in Niagara County were provided with free installation. The Wi-Fi is connected at the Highway building and can be reached from both sides of the parking lot. We will hopefully be able to keep this, the cost of a 5-year lease would be \$450.00. It was noted that this is a real plus for the town, especially for those students who need to do distance learning and do not have internet access.

OLD BUSINESS:

None

NEW BUSINESS:

Supervisor Annable presented some items in the employee handbook that need to be revised, to be comparable to the union contract. One item to be changed is Section 1300-3: Separation of Employment J. An employee whose employment with the town is terminated due to a *resignation*, layoff, or disciplinary discharge, would be changed to an employee who *retires* from the town or has a minimum 10 years of service with the New York State Retirement System. That employee will receive a cash payout for up to 832 hours of accumulated sick leave. That employee will receive the payment immediately, does not have to wait until they reach the 20-year retirement goal.

Retirement Payout**RESOLUTION 76-2020**

MOTION by Councilman Hill, seconded by Councilman Reed to change Section 1300-3 of the employee handbook to replace “resignation” to “An employee who retires from the Town or has a minimum 10 years of service in the NYS Retirement System, will receive a cash payout for up to 832 hours of accumulated sick leave.”

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

The employee handbook will be updated, with changes, by Attorney Seaman’s office after requested changes have been reviewed.

A request to increase the refundable deposit for the rental of the pavilions at the town park was discussed. It was decided to increase the rental fee to \$50.00 from \$25.00.

Park Rental Fee**RESOLUTION 77-2020**

MOTION by Councilman Huntington, seconded by Councilman Grant to set the fee of \$50.00 for the refundable deposit for park pavilion rentals.

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

Supervisor Annable announced that the splash pad will reopen on July 10. The hours will be noon to 8:00 PM, Wednesday to Sunday. There have been 2 attendants hired who will monitor the area, anyone not following the rules will be asked to leave. The area will be shut down if the public does not comply. There will not be any driving on the west driveway, the Town will repair the parking lot in exchange for using the driveway, as per a verbal agreement with the fire company. Supervisor Annable expressed a need for a right of way agreement.

ADOPTION OF LOCAL LAW # 1-2020

A Local Law Abolishing the Office of Tax Collector and Transferring All Powers and Duties of That Office to the Office of the Town Clerk

Annable: aye

Reed aye

Grant aye

Huntington aye

Hill aye

ADOPTED

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

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

Public Referendum

RESOLUTION 79-2020

MOTION by Councilman Hill, seconded by Councilman Huntington to set the date of November 3, 2020 for a public referendum vote on the position of Tax Collector.

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

Adjournment

RESOLUTION 80-2020

MOTION by Councilman Grant, seconded by Councilman Snyder that since there is no further business to come before the board, the meeting be adjourned at 7:23 p. m.

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

Respectfully submitted: Cynthia S. Boyler

Town Clerk

Next scheduled regular meeting will be August 13, 2020 at 7:00 p. m.