

SEPTEMBER 8, 2016

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

Members present:

Supervisor: W. Ross Annable

Councilman: F. David Snyder

Daniel Hill

Joseph Reed

Clifford Grant

Attorney: Brian Seaman

Deputy Highway Sup't.: Christopher Jenks

Assessor/ CEO: Michael Hartman

Attended by: Sign in sheet attached

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

Public Hearing for Local Law # 1-2016

A Local Law Imposing a Moratorium on Solar Energy and Wind Energy Systems

Date/Time/Place: September 8, 2016 at 7:30 pm at the Hartland Town Hall

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

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

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

CEO, Michael Hartman asked if the law was written for commercial or residential and commercial.

Attorney Seaman answered that roof top solar panels will not be part of the law; however, the ground mounted panels would be affected by the law.

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With all comments being heard and addressed, Supervisor Annable closed the Public Hearing at 7:35 pm.

Minutes

RESOLUTION 87-2016

MOTION by Councilman Reed, seconded by Councilman Hill to adopt the minutes of the August 11, 2016 meeting as presented.

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

Abstract of Bills

RESOLUTION 88-2016

MOTION by Councilman Snyder, seconded by Councilman Reed 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	2016000641 - 201600700
General:	13763.34
Part Town:	6585.48
OWD:	9217.24
Highway:	68716.97
Refuse:	18955.24

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

ASSESSOR / CEO REPORTS:

Assessor Hartman reported that the market is busy right now with sales. The State had scheduled the STAR checks to be sent out by the first of September; however, they are planning on the end of the month. Hartman will be out of the office September 18 – 22 for the Assessor's conference.

Councilman Snyder stated his appreciation to Hartman that he is on schedule with the work involved in the reval.

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CEO

CEO Hartman filed his report for building and zoning, the office has been slow.

Supervisor Annable recognized and congratulated Assessor Hartman on his successful achievement in passing the IAO (Institute of Assessing Officers) examination. Acceptance into the Institute is a significant professional achievement.

HIGHWAY REPORT: Read and filed

Deputy Superintendent Jenks reported that the crew has been busy roadside and off-road mowing and working on general road work. Work continues on the GIS database. Park has been sprayed for weeds and bees. Worked on cleaning and resetting some stones in the Pearson Road cemetery.

WATER REPORT: Read and filed

Read all meters in August, performed repairs to various meters.

Councilman Grant inquired about the V-plow and placement of the donated rock. Jenks stated that they are not ready to be placed for display yet.

Councilman Hill thanked the Highway for the good work on Johnson Creek Road and the repair of the Root Road intersection.

Administrative Assistant, Janet Slack reported that the new garbage carts are tentatively slated to be distributed on November 7, 2016.

Admin Slack has been working with Engineer, Mark Seider, on a DOT Grant that she found that would give monies for culverts and bridges. The deadline to submit is September 9, 2016.

Niagara County Highway Snow and Ice Agreement

RESOLUTION 89-2016

MOTION by Councilman Snyder, seconded by Councilman Reed to authorize Superintendent Hurtgam to sign the Niagara County Highway Snow and Ice Agreement, 3 year contract beginning October 1, 2016 until October 1, 2019.

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

Read hydrant meters weekly and read all meters in July. Repaired leaks and repaired the lawns that were dug for water repairs.

PUBLIC PARTICIPATION: None

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OLD BUSINESS: None

NEW BUSINESS:

Justice Brian Gross has submitted his letter of resignation to the Town Clerk, effective September 25, 2016. Justice Gross cannot fulfill his term due to health concerns.

Resignation of Justice Gross

RESOLUTION 90-2016

MOTION by Councilman Grant, seconded by Councilman Hill to accept the resignation of Brian Gross as Town Justice, with regret.

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

Salary Amendment for Justice Joanne Sullivan

RESOLUTION 91-2016

WHEREAS, there is an imminent vacancy in the office of Town Justice caused by the resignation of Justice Bran Gross; and

WHEREAS, Town Justice Sullivan will take on the duties and responsibilities of Justice Gross, including his caseload and court nights; and

WHEREAS, the vacancy in office will create a surplus of funds that are designated for the payment of the Town Justice; now therefore

BE IT RESOLVED, that effective the date of Justice Gross' resignation Town Justice Sullivan be compensated for the additional duties and responsibilities in the same amount that Justice Gross would have been compensated; and be it further

RESOLVED, that such additional compensation shall continue until such time as Justice Gross' office is filled by appointment or election or such time as Justice Sullivan ceases to perform such additional duties.

Ayes: Annable, Snyder, Reed, Hill, Grant Nays: 0

Supervisor Annable brought before the Board a letter from Mercy Flight requesting from Niagara County municipalities and the Niagara County Legislature, support to expand their current territory. Rural Metro ambulance service has dissolved and there is public need to provide ground ambulance and EMS services in Niagara County. The expansion would not, in any way, interfere with the services provided by TriTown Ambulance.

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Councilman Grant expressed his concern that Mercy Flight will come into the area and take over the territory of TriTown ambulance. Those members who have volunteered and carried on the day to day business would be slighted by this arrangement. Supervisor Annable explained that the agreement was not to bring MercyFlight into Hartland, but merely support the request to be able to expand where needed.

It was decided to table the discussion until the next meeting, after the Board members have had a chance to read the letter and sort out the possibilities.

ADOPTION OF LOCAL LAW # 1-2016

“A Local Law Imposing a Moratorium on Solar Energy and Wind Energy Systems”

RESOLUTION 92-2016

MOTION by Councilman Reed to adopt Local Law # 1-2016 Imposing a Moratorium on Solar Energy and Wind Energy Systems.

Annable: aye

Snyder: aye

Reed: aye

Hill: aye

Grant: aye

ADOPTED

Said Local Law would place a six month moratorium on the permitting and construction of ground mounted solar energy systems and wind energy conversion systems within the Town of Hartland to allow the Town Board to consider appropriate revisions or amendments to the Town Code concerning the same.

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.

Transfers

RESOLUTION 93-2016

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MOTION by Councilman Snyder, seconded by Councilman Reed to approve the following transfers:

Transfer From:	Transfer To:	Amount
A1990.4 Contingent	A1220.4 Supervisor Contractual	1000.00
A1990.4 Contingent	A16510.4 Veterans Services	100.00
B7110.1 Parks Personal	B7140.1 Playgrounds Personal Service	11.20
SW8340.4 Trans/Dist. Contractual	SW8310.4 Water Admin Contract	1000.00
SW8310.2 Water Equipment	SW8340.2 Trans/Dist. Equipment	600.00

Increase Confidential Secretary Fund

RESOLUTION 94-2016

MOTION by Councilman Reed, seconded by Councilman Snyder to increase A1220.112 Confidential Secretary to the Supervisor by \$10,000 from unreserved Fund Balance.

Ayes: Annable, Snyder, Reed, Hill, Grant Nays: 0 ADOPTED

Adjournment

RESOLUTION 95-2016

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

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

Respectfully submitted:

Cynthia S. Boyler

Town Clerk

Next scheduled regular meeting will be October 13, 2016 at 7:30 p. m.