

REGULAR MEETING NO. 23, TOWN OF GRAND ISLAND, DECEMBER 20, 2004

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 8:00 PM on the 20th of December 2004.

Present: Peter A. McMahon Supervisor
Mary S. Cooke Councilwoman
Richard W. Crawford Councilman
Daniel F. Robillard Councilman
Gary G. Roesch Councilman
Patricia A. Frentzel Town Clerk
Daniel Spitzer Town Attorney

Also Present: Ray Dlugokinski Highway Superintendent
John Whitney Town Engineer

Reverend Earle King from St. Martin-In-The-Field Episcopal Church gave the Invocation.

Councilman Gary Roesch led the Pledge of Allegiance.
Supervisor McMahon called the meeting to order at 8:00PM.

PRIVILEGE OF THE FLOOR:

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

Residents who spoke: Jim Mulcahey 1295 West River Rd.
Re: Opposition of Parks & Recreation Community Center

APPROVAL OF MINUTES:

A motion was made by Councilwoman Cooke, seconded by Councilman Robillard, to approve Minutes of Workshop Meeting #52, December 6, 2004, Minutes of Regular Meeting #22, December 6, 2004.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

PUBLIC HEARING: 8:00PM

Glen Wallace, 917 North Colony Road – Special Use Permit - Bed & Breakfast

A public hearing was held at 8:00 P.M. for purpose of hearing anyone who wanted to make comments in favor of or in opposition of the proposed Special Use Permit to operate a Bed & Breakfast by Glen Wallace, 917 North Colony.

Residents in Favor: Five letters submitted by the following residents:

Walter Dutka, 910 North Colony
John Goodman, 927 North Colony
Debra Bifaro, 909 North Colony
Scott Pikard, 1048 East River Rd.
Nan and Keith Hoffman, 918 East River Rd.

Residents in Opposition: Six letters submitted by the following residents:

Margaret Rusert, 895 North Colony
Thomas E. Rusert, 895 North Colony
Sheila Ferrentino, 1990 Harvey Rd.
Jeanne Marie & Henry Ensminger, 889 North Colony
Christella Gress, 810 North Colony
Thomas J. Rusert, 895 North Colony

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Residents who spoke in Opposition:

Thomas Rusert, 895 N. Colony

Submitted a petition with 58 signatures.

A motion was made by Councilman Robillard, seconded by Councilman Roesch to refer the request for a Bed & Breakfast - Special Use Permit to the Planning Board for review and recommendation.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

CONSENT AGENDA:

1. Meeting Minutes – Zoning Board of Appeals – November 4, 2004
2. J. O’Connell & Associates – Grant Applications Submitted - New York State Archives Local Government Records Management Improvement Fund
3. Golden Age Center – Usage of Facility – November 2004
4. State of New York Department of Labor – Division of Safety and Health – Asbestos Control Bureau - Demolition of Structure
5. State of New York – Department of Environmental Conservation - Draft Amendment No. 1 to the FFY 2005 CWSRF Intended Use Plan (IUP) for Water Pollution Control Projects
6. Phillips Lytle LLP – Seneca Nation, et al v. State of New York, et al – Withdrawal of Arlinda Locklear as counsel for the Seneca Nation of Indians
7. Town of Clarence – Support of the “Albany Can You Hear Us Now Campaign”
8. Meeting Minutes – Board of Architectural Review – November 8, 2004
9. Meeting Minutes – Economic Development Advisory Board – December 9, 2004
10. State of New York Public Service Commission – Ruling Addressing Motion to Compel Discovery
11. Meeting Minutes – Planning Board – November 8, 2004
12. Meeting Minutes – Planning Board – September 13, 2004 – Corrected Page
13. Meeting Minutes – Planning Board – October 12, 2004 – Corrected Page

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to approve the consent agenda as distributed.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

COMMUNICATIONS – TOWN BOARD:

SUPERVISOR McMAHON:

Draft Policy on Use of Town Vehicles

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the draft policy regarding Town employees who are members of the Grand Island Fire Company use of town vehicles to respond to emergency calls during work hours.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

2005 Insurance Coverage

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to renew the Town’s General Insurance, including the Terrorism coverage, with Selective at a cost of \$184,084.48 and the Workers’ Compensation with NYS Municipal Workers’ Compensation Alliance at a total cost of \$139,034.

The Selective quote totals \$179,410.48 without the Terrorism coverage rider. That’s \$12,271.48 less than this year’s premium. Adding the Terrorism rider increases the

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premium to \$184,084.48. The Compensation Alliance quote is \$139,034, which includes \$45,675 of premium for the Grand Island Fire Company's compensation coverage. The 2004 premium was \$130,548. The Town solicited additional proposals from Matthews, Bartlett & Dedecker and from Nia-Guastella Agencies. Neither was able to get another carrier to quote.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Rotary Club of Grand Island - \$12,200 for Golden Age Vestibule Capital Improvement Project

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept a check in the amount of \$12,200 from the Rotary Club of Grand Island for the Golden Age Vestibule Improvement Project with a letter of thanks.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

\$2,000 Grant for Playground Equipment

A motion was made by Councilman Crawford, seconded by Councilman Robillard to authorize the Supervisor to submit the necessary paperwork and to sign any contracts required to accept a grant from Senator Byron Brown in the amount of \$2,000 for playground equipment at Tower Park.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

COUNCILMAN RICHARD CRAWFORD:

Request to Install Stop Signs – Blackmon & West Park, Tracey & Park, & Sawmill – Set Public Hearing

A motion was made by Councilman Crawford, seconded by Councilman Robillard to set a public hearing for Tuesday, January 18, 2005 at 8:00pm for the purpose of hearing anyone who wishes to comment in favor of or against the proposed installation of Stop signs at Blackmon & West Park Roads - Southwest corner of Tracey Lane & Park Lanes - Northeast Corner Sawmill Run, an all-way stop sign and Dolphin Drive & The Commons a 3-way stop sign.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

COMMUNICATIONS – OTHER OFFICIALS:

TOWN CLERK – PATRICIA A. FRENTZEL:

Special Use Permit Renewal – Mr. & Mrs. Adam Kenneth Lippert – 2263 Fix Road – Agricultural Use/Restrictions

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to refund the renewal fee to Mr. & Mrs. Lippert. The Special Use Permit is no longer necessary due to the change in the Zoning Code.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon

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Noes 0

Application for Special Use Permit – Elizabeth L. Beach – 2763 West River Road – Sell Motorcycle Tours – Set Public Hearing

The applicant has provided proof that the business has operated on West River Rd. since 1960 and at the 2763 West River Rd. location since 1966.

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke recognizing the activity of Elizabeth Beach, 2763 West River Rd. as a professional business, a travel agency which is permitted by the 1953 Code, it has operated since 1966 without objection from the prior Town Board, and is therefore a legal non-conforming use, and further authorize the refund of the application fees.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Application for Special Use Permit – Dr. Neil T. Migliore – 1849 Staley Road - Practice of Hypnotherapy – Set Public Hearing

A motion was made by Councilman Crawford, seconded by Councilman Robillard to set a public hearing for Tuesday, January 18, 2005 at 8:00pm for the purpose of hearing anyone who wishes to comment in favor of or against the proposed application for Special Use Permit by Dr. Neil T. Migliore, 1849 Staley Road for the practice of Hypnotherapy.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

TOWN ATTORNEY - PETER GODFREY:

Memorandum of Understanding with CSEA- Part-Time Code Enforcement Officer Duties

A motion was made by Councilwoman Cooke, seconded by Councilman Robillard to authorize the Supervisor to sign the Memorandum of Understanding with CSEA.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

HIGHWAY SUPERINTENDENT - RAYMOND DLUGOKINSKI:

Grant Award - New York State Department of Environmental Conservation – Chipper Purchase - \$11,257.00

A grant was received from the NYS Department of Environmental Conservation by the Highway Superintendent in the amount of \$11,257.00 for a Chipper.

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to receive and file the notice.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

CODE ENFORCEMENT OFFICER – DOUGLAS M. LEARMAN:

Electrical Examining Board Election

The results of the Electrical Examining Board election were received by the Town Board.

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A motion was made by Councilman Crawford, seconded by Councilman Robillard to appoint Robert Zacher to a two-year term to the Electrical Examining Board for Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Revised Site Plan – 2995 Grand Island Boulevard

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the revised Site Plan for 2995 Grand Island Blvd. as recommended by the Code Enforcement Officer to reduce the paved parking area.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

TOWN ENGINEER – JOHN WHITNEY:

Award Bid – 2004 Drainage Program – Project No. D-33

Town Engineer John Whitney reported that he had received one bid on December 8, 2004 for the 2004 Drainage Program – Project No. D-33 from:

L.D.C. Construction Co. Inc. \$14,428.00

After careful review of the bid, Town Engineer John Whitney recommends award to the low bidder, L.D.C. Construction Co.

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to award the bid to L.D.C. Construction Co. in the amount of \$14,428.00.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Award Bid – 2004 Drainage Program – Towerwood Outfall Replacement – Project No. D-33.1

Town Engineer John Whitney reported that the Engineering Department issued written requests for quotations to contractors for the 2004 Drainage Program – Towerwood Outfall Replacement – Project No. D-33.1, from:

H & M Plumbing & Mechanical Contracting, Inc. \$17,220.00

Sam Long's Landscaping/Excavating, Inc. \$18,460.00

After careful review of the bid, Town Engineer John Whitney recommends award to the low bidder, H & M Plumbing & Mechanical Contracting, Inc.

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to award the bid to H & M Plumbing & Mechanical Contracting, Inc. in the amount of \$17,220.00.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Award Bid – 2004 Drainage Program – Highway Department Strip Drain Replacement – Project No. D-33.2

Town Engineer John Whitney reported that the Engineering Department issued written requests for quotations to contractors for the 2004 Drainage Program – Highway Department Strip Drain Replacement – Project No. D-33.2, from:

H & M Plumbing & Mechanical Contracting, Inc. \$10,502.00

Sam Long's Landscaping/Excavating, Inc. \$ 6,937.50

After careful review of the bid, Town Engineer John Whitney recommends award to the low bidder, Sam Long's Landscaping/Excavating, Inc.

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A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to award the bid to Sam Long's Landscaping/Excavating, Inc. in the amount of \$6,937.50.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

NYS Department of Labor – Safety Grant Application

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to authorize the Supervisor to sign the grant commitment letter and grant application for the NY DOL Safety Grant to be prepared by Niagara County Community College Department of Corporate Training.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

PLANNING BOARD:

Christine Weaver – East River Road – Rezone Vacant Lot 25.05-2-9.2 From B-2 to R-1B.

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to table the request pending an application from Ms. Weaver's attorney to refile the subdivision plan.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

COMMUNICATIONS – GENERAL:

The League of Women Voters of Buffalo/Niagara – Report - “At Taxpayers’ Expense: How Government Policies Encourage Sprawl in Erie and Niagara Counties.”

A motion was made by Councilwoman Cooke, seconded by Councilman Robillard to schedule a presentation from The League of Women Voters of Buffalo/Niagara a report - “At Taxpayers’ Expense: How Government Policies Encourage Sprawl in Erie and Niagara Counties.” for the Regular Workshop on January 18, 2004.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Edgar S. Bates – Resignation from the Economic Development Advisory Board

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept with regret the letter from Edgar S. Bates resigning from the Economic Development Advisory Board and to send a certificate of appreciation from the Town of Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Edgar S. Bates – Resignation from the Cable Communications Advisory Board

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept with regret the letter from Edgar S. Bates resigning from the Cable Communications Advisory Board and to send a certificate of appreciation from the Town of Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Edgar S. Bates – Resignation from the Zoning Board of Appeals

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A motion was made by Councilman Robillard, seconded by Councilwoman Cooke to accept with regret the letter from Edgar S. Bates resigning from the Zoning Board of Appeals and to send a certificate of appreciation from the Town of Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Brad Masters – Resignation from the Traffic Safety Advisory Board

A motion was made by Councilman Crawford, seconded by Councilman Robillard to accept with regret the letter from Brad Masters resigning from the Traffic Safety Advisory Board and to send a certificate of appreciation from the Town of Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Town of Alabama – Support of New York State Veterans Cemetery on John White Memorial Game Farm

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke asking to adopt a resolution asking for support of a New York State Veterans Cemetery on John White Memorial Game Farm.

MOTION WITHDRAWN

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to refer the request of the Town of Alabama for support of New York State Veterans Cemetery on John White Memorial Game Farm to the VFW, DAV and the American Legion for their opinion.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Scheid Architectural – American Pharmaceutical Partners – Relocate space to temporary facilities

A motion was made by Councilman Roesch, seconded by Councilman Crawford to allow American Pharmaceutical Partners to relocate some space to temporary trailer facilities for approximately two years until the permanent facilities are complete.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to pay

Vouchers #78015 – 78152:

General	\$ 32,132.33
Highway	\$ 10,079.88
Sewer	\$ 14,299.16
Water	\$ 6,306.23
Capital	\$101,713.40
Garbage	<u>\$ 62,082.65</u>

Total \$226,613.65

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

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UNFINISHED BUSINESS:

Parks & Recreation Community Center

This item remains tabled. No action.

Rezoning - 1282 Stony Point Road

This item remains tabled. No action.

Local Law Intro #4/2004 – Zoning Code Amendments

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to adopt Local Law Intro #4/2004 as amended Local Law #4/2004 with the deletion of the language referring to the Loop Road as follows:

Local Law Number 4 of the Year 2004

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

Section I. Town Code §8-22 is hereby amended to read in its entirety as follows:

Temporary Certificates of Occupancy may be issued in accordance with Section 49-9 of this Code.

Section II. Section 49-12(33) is hereby amended to read in its entirety as follows:

ESSENTIAL PUBLIC SERVICES: The erection, construction, alteration or maintenance by public utilities, including telecommunications facilities of federally-licensed telecommunications companies (which shall obtain a tower permit under this Chapter rather than a special use permit wherever a special use permit for a essential public service would otherwise be required), or town or other governmental agencies of underground or overhead gas, electrical, or water transmission or distribution systems, including poles, wires, mains, drains, sewers, pipes, conduits, cables, fire alarm boxes, police call boxes, traffic signals, hydrants and other similar equipment, buildings and accessories in connection therewith, reasonably necessary for the furnishing of adequate service by such public utilities or town or other governmental agencies or for the public health or safety or general welfare.

Section III. Chapter 49, Schedules 1 & 2 the reference in the note at the bottom is revised from 49-18 to 49-27

Section IV. Chapter 49, Schedule 3, reference in line 2 of the heading is revised from 49-125 to 49-152.

Section V. Section 49-12(57) is hereby amended to read in its entirety as follows:

RIVERSIDE LOT: A lot of which any portion borders the Niagara River. For purposes of setback and building coverage calculations, such lots will be deemed to end at the top of the bank of the River, or where a measurable bank is not present, at the normal high-water mark. Under no circumstances shall land under water be included in the lot for purposes of calculating setbacks or lot coverage requirements. Where a Riverside Lot is in common ownership with an adjoining lot separated by a right-of-way (even if covered by more than one deed), and the Riverside Lot is too small to permit construction of a principal use without a variance, both such lots shall be considered as Riverside Lots for purposes of this Code, except for the application of the setback provisions of § 49-27(C).

Section VI. Section 49-27(C)(4) is hereby amended to read in its entirety as follows:

Riverside accessory uses and structures such as pools or other structures less than four feet high, and which do not obstruct the views of the River may be placed in

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the rear yard of a Riverside Lot in accordance with the regulations for placement of accessory structures and uses. Fences in rear yards shall be opaque and not exceed four feet in height.

Section VII. Section 49-196(E) and (F) are added to the Town Code to read in their entirety as follows:

(E). The Town Board may hold public hearings on any application whenever it deems holding such a hearing to be in the public interest.

(F). Initial approvals under this Article shall be for a period of one year. Renewals shall be for a period of two years, unless the Town Board determines a shorter period is appropriate. Special Use Permits for telecommunications facilities outstanding at the time of adoption of this Code shall be deemed Tower permits, and renewals shall be reviewed under this Article.

Section VIII. The Zoning Map of the Town, a copy of which is attached and made a part hereto, is hereby readopted with the following changes:

1. SBL Nos.51.10-1-2 through 13, are rezoned from R1-B to R-2.
2. The EED is extended to include Big Six Creek from the Niagara River to Whitehaven Road.
3. The EED along Woods Creek and a tributary is extended from Baseline Road to Bedell Road.
4. The boundary of the Southpointe PPD (Planned Development District) is corrected.

This local law shall be effective upon filing with the Secretary of State.

APPROVED	Ayes	4	Cooke, Crawford, Roesch, McMahon
	Noes	0	
	Abstain	1	Robillard

SUSPENSION OF RULES:

A motion was made by Councilman Robillard, seconded by Councilwoman Cooke to suspend the rules to consider a Road Dedication – Part of Park Lane & Sandra Drive and a resolution accepting storm sewer, public drainage and sanitary sewer easements for Ransom Road Associates and a resolution authorizing negotiations for Assessment Services.

APPROVED	Ayes	5	Cooke, Crawford, Robillard, Roesch, McMahon
	Noes	0	

Road Dedication – Part of Park Lane & Sandra Drive

Upon submission of a deed of dedication of Ransom Road Associates, Inc., dedicating and releasing the necessary land for a proposed town highways as set forth on the map cover filed in the Erie County Clerk's Office under Cover 3209 on June 23, 2004 in the Town of Grand Island, County of Erie, State of New York, to be known as part of Park Lane and Sandra Drive; now therefore, it is

RESOLVED that, in accordance with the provisions of Section 171 of the Highway Law of the State of New York, consent is given that the Highway Superintendent of the Town of Grand Island make an Order accepting and laying out the aforesaid town highways to be known as Park Lane and Sandra Drive, the Town highway to consist of the lands to be described in a deed of dedication as shown on map cover filed with the Erie County Clerk under Cover 3209 on June 23, 2004, subject to the approvals of the Town Engineer and the attorneys for the Town, and it is further

RESOLVED that, subject to the approvals of the Town Engineer and the attorneys for the Town and the Order of the Highway Superintendent laying out the aforesaid town highways to be known as Park Lane and Sandra Drive, the Town Board

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hereby accepts a deed of dedication for such lands as shown on the map cover filed in the Erie County Clerk's Office under Cover 3209 on June 23, 2004, provided it is filed by the attorney for Ransom Road Associates, Inc. or his representative, in the Erie County Clerk's office and the attorneys for the Town are provided with a certified copy thereof documenting such satisfactory filing.

A motion was made by Councilman Crawford, seconded by Councilman Robillard to accept the Road dedication subject to the Town Attorney, Highway Superintendent and the Town Engineer.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Resolution Accepting Proposed Town Highway, Storm Sewer, Public Drainage and Sanitary Sewer Easements for Ransom Road Associates

WHEREAS, Ransom Road Associates, Inc., has offered for dedication lands for proposed town highways to be known as part of Park Lane and Sandra Drive; and

WHEREAS, the plans submitted by Ransom Road Associates, Inc. in connection with such proposed town highways include storm easements and sewer easements and drainage easements in favor of the Town of Grand Island; and

WHEREAS, Ransom Road Associates, Inc., have offered the lands for Park Lane and Sandra Drive, and the storm, sewer and drainage easements to the Town of Grand Island;

NOW THEREFORE BE IT FURTHER RESOLVED, that subject to the approval of the attorneys for the Town, the Town Board does hereby accept from Ransom Road Associates, Inc., the lands for the proposed town highways to be known as Park Lane and Sandra Drive and Permanent Easements for Sanitary Sewers, Storm Sewers and Public Drainage as more fully shown on Map Cover 3209 filed in the Erie County Clerk's office on June 23, 2004.

AND BE IT FURTHER RESOLVED, that, subject to the approval of the attorneys for the Town, the Supervisor is authorized and directed to accept said easements and public highway.

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to accept the resolution for the proposed town highway, storm sewer easements, public drainage, sanitary sewer easement for Ransom Road Associates.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

Resolution Regarding Assessment Services

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to authorize the resolution authorizing the Town Attorney to enter into negotiations with the County of Erie to perform assessment services as follows:

WHEREAS, the Town of Grand Island and the County of Erie have successfully performed assessment services through a shared agreement since 2001; and

WHEREAS, the Town and the County desire to continue such shared assessment services;

BE IT HEREBY RESOLVED that pursuant to Real Property Tax Law §1537, the Town, by and through its attorneys, is hereby authorized to negotiate an agreement with the County of Erie pursuant to which the County would perform appraisal services,

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assessing services and/or exemption services and that this resolution shall be subject to permissive referendum as permitted by law.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

PRIVILEGE OF THE FLOOR:

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

Residents who spoke:

Glen Wallace, 917 North Colony
Re: Application for Bed & Breakfast Special Use Permit at his home
Nan Hoffman, 918 East River Rd.
Re: Support for Bed & Breakfast Special Use Permit at 917 North Colony
Margaret Ruser, 895 North Colony
Re: Opposition of Bed & Breakfast Special Use Permit at 917 North Colony
Leo Hopkins, 555 Ransom Rd.
Re: CSEA – Memorandum of Understanding

FROM THE TOWN BOARD:

Councilman Roesch – Merry Christmas!
Councilman Crawford – Happy Holidays!
Councilman Robillard – Have a Safe and Happy Holidays!
Councilwoman Cooke – Happy Holidays & Happy New Year!
Supervisor McMahon – Happy Holidays!

ADJOURNMENT:

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to adjourn the meeting at 8:50p.m.

APPROVED Ayes 5 Cooke, Crawford, Robillard, Roesch, McMahon
Noes 0

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

Hedwig B. "Heidi" Burns
George M. Pagan
John R. "Jack" Fries
Marie E. Frampton
Veronica T. Trader
Jessie Schmell-Reese
Frances L. Steele-Knab

Respectfully Submitted,

Patricia A. Frentzel
Town Clerk