TOWN OF NIAGARA TOWN BOARD MEETING

Tuesday September 19, 2023

Town of Niagara Town Hall 7105 Lockport Road Niagara Falls, NY 14305 6:30 PM

AGENDA

WORK SESSIONS

Wednesday, September13th, 2023 @ 6:30 pm

PUBLIC HEARING

1. For the final site plan, rezoning, minor re-subdivision request of Kevin Kirk of Uniland Development. 3401 Military Rd. Tax Map #135.19-1-45

OPEN MEETING (Pledge, Prayer, Roll Call)

(Residents who passed away since our last meeting are Memorialized at the end of this Agenda.)

PRIVILEGE OF THE FLOOR (Announce changes to agenda, if any) (§50-3 Privilege of the floor. Only members of the public sector are allowed to speak at this time and may address any agenda or non-agenda item. (3-minute limit)

APPROVAL OF MINUTES

1. Town Board Meeting of August 15, 2023

PAYMENT OF BILLS

General Fund prepay vouchers [A] \$

General Fund vouchers [A] \$

Sewer Fund prepay vouchers [G] \$

Sewer Fund vouchers [G] \$

Water Fund vouchers [F] \$

Water Fund vouchers prepay [F] \$

Highway Fund vouchers [DA] \$

Highway Fund prepay vouchers [DA] \$

Fire Protection prepay vouchers [SF] \$

Fire Protection [S]

Street Lighting vouchers [SL]

Street Lighting Pre-Pay vouchers [SL] \$

Trust & Agency Pre-Pay vouchers [TA]

Trust & Agency vouchers [TA] \$

Capital Projects prepay vouchers [H] \$

Capital Projects vouchers [H] \$

AGENDA

- 1. Resolution to declare a negative declaration on the associated SEQRA for the final site plan, re-subdivision, identified code section waivers, and special-use permit request of Kristin Savard of (AGD) agent for 2429 Military Rd. LLC./ 2429 Military Rd. and V. Lots, Tax Map #'s 145.16-2-29, 146.13-11.1, and 146.13-2-1. (C. Haseley)
- 2. Resolution to approve the final site plan, re-subdivision, identified code section waivers, and special-use permit request of Kristin Savard of (ADG) agent for 2429 Military Rd. LLC. / 2429 Military Rd. and V. Lots, Tax Map #'s 145.16-2-29, 146.13-1-1.1, and 146.13-2-1. (C. Haseley)
- 3. Resolution to add Armoni Hunter, Joshua Biro, Christopher Pettit and Roscoe Daugherty to the active Firefighter list. (J. Guiher)
- 4. Resolution to approve the purchase of a 2024 Chevrolet Tahoe from Joe Basil Chevrolet for \$58,919.60 with American Rescue Funds and delivery to be in the Spring/Summer of 2024. (C. Guiliani)
- 5. Resolution to accept the letter of resignation from Mr. Michael Murawski from the Planning Board effective September 20, 2023 (L. Wallace)
- 6. Resolution calling for a public hearing on October 17, 2023 at 6:30p.m. to consider directing the owner of the property at 3425 Hyde Park Boulevard to abate the dangerous and unsafe property conditions and to authorize the Town to assess and past, present, or future costs it incurs to make the property safe for the public against the property in the same manner as taxes are levied against the property pursuant to Chapters 121 and 122 of the Town of Niagara Town Code. (M. Risman)
- 7. Resolution to approve the sale of 10 Surplus Axon Body Cam 2's and 2 docking stations to Grand Island Police for \$1500.00 (C. Guiliani)
- 8. Resolution to discuss whether the Town of Niagara should adopt a local law establishing a six-month moratorium on Applications, Approvals and/or Construction of self-storage facilities and mailing, mailbox and conference facilities, records storage facilities, or warehouses for the storage of goods and products within the Town of Niagara. (M. Risman)
- 9. Resolution to contract with Passero Engineering and Architecture to assist Barley-Damon with the review of the EIS for Bri Estates. (L. Wallace)
- 10. Resolution to accept the Audit of Niagara Active Hose Fire Company performed by Drescher and Malecki as requested by the Town Board. (L. Wallace)

- 11. Resolution to accept the resignation (transfer to the Highway Dept.) of Shane Hovland from the Sewer Dept. and as Leadman of the Sewer Dept. as of August 20, 2023. (B. Beiter)
- 12. Resolution to appoint Mark Heary as Leadman of the Sewer Department as of August 21, 2023 and pay him as budgeted. (B. Beiter)
- 13. Resolution to purchase a 2016 Yamaha Golf Cart from Scoreboard Automotive Sales, in Eureka, MO using American Rescue Funds, at a total cost of \$8,895.00 plus shipping. (L. Wallace)
- 14. Resolution to declare a negative declaration of associated SEQRA pertaining to the re-subdivision, rezoning and final site plan request of Kevin Kirk of Uniland LLC. 3401 Military Road Tax Map #131.19-1-45. (C Haseley).
- 15. Resolution to approve the re-subdivision, rezoning and final site plan request of Kevin Kirk of Uniland LLC. 3401 Military Road Tax Map # 131.19-1-45. (C Haseley)

TABLED

COMMENTS

ADJOURNMENT

THE MONTHLY AGENDA IS ON THE TOWN WEBSITE www.townofniagara.com

In Memoriam

TOWN OF NIAGARA

COUNTY OF NIAGARA, STATE OF NEW YORK

NIAGARA FALLS, N.Y.

7105 LOCKPORT ROAD NIAGARA FALLS, NY 14305



PHONE: (716) 297-2150 FAX: (716) 297-9262 www.townofniagara.com



AUG U 9 2023

DATE: 8/4/2023

FROM: Town Building Inspector

Of

TOWN OF NIAGARA
TOWN CLERK

To: Town Clerk

RE: The re-subdivision (combination of 3 lots), Final site plan, code section waiver from 245-41B, and Special-use permit requests of advanced Design Group, Agent for Joe Cecconi's Chrysler Service Center. 2429 Military Rd. / Tax Map Number 145.16-2-29,146.13-1-1.1, and 146-13-2-1 Town of Niagara

Corre	spondence / Drawings are for:
	☐ Your action
	☐ Review & comment
	☐ Information
	✓ File /Records
CC:	
	☑Town Planning Board
	☑Town of Niagara Zoning Board of Appeals
	C , .
	☑Town Assessor
	□Town Clerk
	☑Town Attorney
	Record Activities and the second of the seco
	A CONTRACTOR OF THE SECRET SEC

☑Petitioner/s





AGENDA ITEM

ALL AGENDA ITEMS MUST BE SUBMITTED BY THE LAST DAY OF THE MONTH BEFORE 12 P.M.

AGENDA ITEMS WILL BE COPIED TO THE TOWN BOARD FOR THEIR SIGNATURES (below) FOR ADDITION TO THE AGENDA.

TOWN OF NIAGARA TOWN BOARD

DATE: 8/4/2023

TO:

FROM: DEPARTMENT:	Charles E. Haseley, Building Inspector
996241110 D 27 E	Department of Inspections
plan, re-subdivision, identifie	ative declaration on the associated SEQRA for the final site ed code section waivers, and special-use permit request of at for 2429 Military RD. LLC. / 2429 Military Rd. and V. lots, Tax-1-1.1, and 146 ₁ 13-2-1.

Three Town Board M	lember signature	s required fo	or adding <u>Late</u>	Agenda items
				<u>-</u>
<u> </u>	BOARD ACTIO	N:		_
APPROVED	DENIED	OFF	_ TABLED	



AGENDA ITEM



ALL AGENDA ITEMS MUST BE SUBMITTED BY THEWN CLERK

LAST DAY OF THE MONTH BEFORE 12 P.M.

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 л	Diam'r.		10	-,		7 4	

TO:

TOWN OF NIAGARA TOWN BOARD

FROM:

Charles E. Haseley, Building Inspector

DEPARTMENT:

Department of Inspections

• Resolution to approve the final site plan, re-subdivision, identified code section waivers, and special-use permit request of Kristin Savard of (ADG) agent for 2429 Military RD. LLC. / 2429 Military Rd. and V. lots, Tax Map #'S 145.16-2-29, 146.13-1-1.1, and 146-13-2-1.

Three Town Boa	rd Member signatur	es required for adding <u>Late</u> Agenda items
	8	
	BOARD ACTIO	ON:
APPROVED	DENIED	OFF TABLED

Septenber





AUG 1 4 2023

TOWN OF NIAGARA
TOWN CLERK

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

John Guiher - Deputy Fire Chief

DEPARTMENT: Town of Niagara Active Hose
Type or print agenda item in box below:
Please add the following to our list of active Firefighter.
Armoni Hunter
Joshua Biro
Christopher Pettit
Roscoe Daugherty
Three Town Board Member signatures required for adding <u>Late</u> Agenda items handed in after 12PM on the last work day of the month.
ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR
LATE AGENDA APPROVAL BY TOWN SUPERVISOR (Supervisor Initials)

DATE: 08/14/2023

TO: FROM:

Town Board





AUG 23 2023

TOWN OF NIAGARA TOWN CLERK

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE LAST WORKDAY OF THE MONTH BEFORE 12 P.M.

FROM: Craig Guiliani DEPARTMENT: Police
Type or print agenda item in box below:
Resolution to approve the purchase of a 2024 Chevrolet Tahoe from Joe Basil Chevrolet for \$58,919.60 with American Rescue Funds and delivery to be in the spring/summer of 2024.
Three Town Board Member signatures required for adding <u>Late</u> Agenda items handed in after 12PM on the last workday of the month.
ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR
LATE AGENDA APPROVAL BY TOWN SUPERVISOR (Supervisor Initials)

DATE: 08/23/2023

TO:

Town Board

Town of Niagara 7105 Lockport Road Niagara Falls NY 14305 Phone (716) 297-2150 - Fax (716) 297-9262

Department Head

Date

Voucher No	
Batch No	
Meeting Date	

Town Board

			Fund Appropriation		Amount
Department:	Police Dept	Vendor#			
		ļ			
	L. D II Clear	walst Inc			
Claimant's	Joe Basil Chev 511 Transit Ro				
Name and Address	Depew, NY 14				
Anuress	Depen, IVI I	10 13			
				1	
			L	Total	\$ -
		VOUCHER			
Date	Invoice #	Description	Code	Unit Price	Amount
8/23/2023		2024 Chevrolet Tahoe Chief Guiliani Vehicle	A3120.4	58,919.60	\$58,919.60
			A Comment		
		Tax Exempt # 16-76-0069K		TOTAL	\$58,919.60
		Claiman	t's Certification		
	Ι,	, certify that the abov	re account in the amount of \$	is true and	correct;
	that the serv	vices and disbursements charged were rendered to o	r for the Town of Niagara on the dates st	ated; that no part f	nas
	been paid or satis	sfied; that taxes, from which the municipality is exe	empt, are not included; and that the amou	nt claimed is actua	arry due.
<u></u>	Date	Signature	<u> </u>	7	itle :
	2440	•			
	DEPARTMEN	T APPROVAL	APPROVAL FO	R PAYMENT	
	services or materials w the dates stated and the	ere rendered or furnished to the Town of e charges are correct.	This claim is approved and ordered paid from indicated above.	1 the appropriation	
1					
1					

Date



SALES QUOTE

Joe Basil Chevrolet, Inc. 5111 Transit Rd Depew, NY 14043 Dir.716-206-1746 Fax 716-685-1746

rschiefer@basilfleet.com

INVOICE NO.

DATE August 2, 2023

BUDGET PRICING CUSTOMER ID 856351

NYS DEALER #1100005392

TO: Chief Craig

TO: Chief Craig Guiliani Town of Niagara Police Dept. 7105 Lockport Road Niagara Falls, NY 14305 716-940-2525 SHIP TO: [Contact Name]
[Company Name]
[Street Address]
[City, ST ZIP Code]
[Phone]

cguiliani@niagarapolice.com

Salesperson Customer PO# Mini Bid Ron S		NYS Discount	PAYMENT TERMS	
Ron S			INCL	Net 30
VIN#			STK#	

QTY	ITEM#	DESCRIPTION	UNIT PRICE	DISCOUNT	NET TOTAL
1	CK10706	2024 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial	\$ 58,919.60	\$ -	\$ 58,919.60
1	1FL	Commercial Preferred Equipment Group	\$ -	\$ -	\$ -
1	5J1	Calibration, keyless remote panic button and exterior lights/horn disable	\$ -	\$ -	\$ -
1	5J3	Calibration, Surveillance Mode interior lighting	\$ -	\$ -	\$ -
1	5J9	Calibration, taillamp flasher, Red/White	\$ -	\$ -	\$ -
1	5LO	Calibration, taillamp flasher, Red/Red	\$ -	\$ -	\$ -
1	5T5	Seats, front cloth and second row vinyl	\$ -	\$ -	\$ -
1	6J3	Wiring, grille lamps and siren speakers	\$ -	\$ -	\$ -
1	6J4	Wiring, horn and siren circuit	\$ -	\$ -	\$ -
1	6J7	Flasher system, headlamp and taillamp, DRL compatible with control wire	\$ -	\$ -	\$ -
1	7X3	Spotlamp, left-hand	\$ -	\$ -	\$ -
1	9C1	Identifier for Police Package Vehicle	\$ -	\$ -	\$ -
1	9G8	Headlamps, Daytime Running Lamps and automatic headlamp control delete	\$ -	\$ -	\$ -
1	ATD	Seat delete, third row passenger	\$ -	\$ -	\$ -
1	AX2	Key, unique	\$ -	\$ -	\$ -
1	AZ3	Seats, front 40/20/40 split-bench	\$ -	\$ -	\$ -
1	BCV	Lock control, driver side auto door lock disable	\$ -	\$ -	\$ -
1	BTV	Remote start	\$ -	\$ -	\$ -
1	C6G	GVWR, 7600 lbs. (3447 kg)	\$ -	\$ -	\$ -
1	GBA	Black	\$ -	\$ -	\$ -
1	GU5	Rear axle, 3.23 ratio	\$ -	\$ -	\$ -
1	H1T	Jet Black, Cloth seat trim	\$ -	\$ -	\$ -
1	IOR	Audio system, Chevrolet Infotainment 3 system, 8" diagonal color touchscreen	\$ -	\$ -	\$ -
1	J55	Brake system, heavy duty	\$ -	\$ -	\$ -
1	K3W	Battery, 850 cold-cranking amps with 95 amp hour rating	\$ -	\$ -	\$ -
1	к6к	Battery, auxiliary, 760 cold-cranking amps with 70 amp hour rating	\$ -	\$ -	\$ -
1	KX4	Alternator, 250 amps	\$ -	\$ -	\$ -
1	L84	Engine, 5.3L EcoTec3 V8	\$ -	\$ -	\$ -

					SUBTOTAL	\$ 58,919.6
		ТО	TAL DISC	COUNT	**************************************	
			\$	-	\$ 2	\$ -
1	DELIVERY	Region I	\$:•:	\$ -	\$ -
		Non-OEM Equipment	\$	-	\$ -	\$
			\$		\$ 	\$
1		Protected idle	\$	-	\$ -	\$
1		Seat belts, 3-point, all seating positions	\$	(5.2	\$ *	\$
1		Power supply, 120-amp, (4) 30-amp circuit, Primary	\$		\$ -	\$
1	_	Power supply, 100-amp, auxiliary battery, rear electrical center	\$		\$ -	\$
1		Power supply, 50-amp, power supply, auxiliary battery	\$		\$ ¥.	\$
1		Theft-deterrent system, vehicle, PASS-Key III	\$	-	\$	\$
1		Instrumentation, analog	\$	Œ.	\$ Œ	\$
1		Exterior ornamentation delete	\$	•	\$	\$
1		Capless Fuel Fill	\$	•	\$ •	\$
1	Z56	Suspension Package, heavy-duty, police-rated	\$	-	\$ ⊘	\$
1	xcs	Tires, 275/55R20SL all-season, blackwall, Firestone Firehawk Pursuit	\$	-	\$ 7-	\$
1	WUA	Fascia, front high-approach angle	\$	-	\$ %	\$
1	VZ2	Speedometer calibration	\$		\$ 17 5	\$
1	VK3	License plate front mounting package	\$	<u> </u>	\$ -	\$
1	V53	Luggage rack side rails, delete	\$	-	\$	\$
1	V03	Cooling system, extra capacity	\$	-	\$ -	\$
1	UTQ	Theft-deterrent system	\$		\$ 12.	\$
1	UT7	Ground wires, blunt cut cargo area and blunt cut console area	\$	-	\$	\$
1	T66	Wiring provision, for outside mirrors and cargo side	\$	-	\$ -	\$
1	RNQ	Wheel, full-size spare, matching 20" (50.8 cm) steel wheel without center cap	\$	ä	\$.	\$
1	RC1	Skid plate, front	\$		\$ X.	\$
1	RAV	Tire, spare 275/55R20 all-season, blackwall, Firestone Firehawk Pursuit	\$		\$ -	\$
1	PXT	Wheels, 20" x 9" (50.8 cm x 22.9 cm) steel	\$		\$ (#)	\$ 131
1	NE1	Emissions	\$		\$ -	\$

Please Make Checks Payable to Joe Basil Chevrolet, Inc Thank you For Your Business

THIS QUOTE SERVES AS YOUR ACKNOWLEDGMENT THAT THIS ORDER HAS BEEN REVIEWED FOR ACCURACY AND DEEMED CORRECT.

Name	Title	Date		
Sign	<u>-</u>	Revised	8/2/2023 14:09	

SALES TAX \$

58,919.60





ALL AGENDA ITEMS MUST BE SUBMITTED BY THE

LAST DAY OF THE MONTH BEFORE 12 P.M.

LATE AGENDA ITEMS WILL BE COPIED TO THE TOWN BOARD FOR THEIR SIGNATURES

(below) FOR ADDITION TO THE AGENDA.

DATE:

August 16, 2023

TO:

TOWN OF NIAGARA TOWN BOARD

FROM:

Lee S. Wallace/Supervisor

DEPARTMENT:

Supervisor's Office

ACTION REQUESTED

Resolution to accept the letter of resignation from Mr. Michael Murawski from the Planning Board effective September 20, 2023.

Three Town Box	ard Member signatu	ires required	for adding <u>Late</u>	<u>e</u> Agenda items
		<u> </u>		e .
				_
	BOARD ACTION	ON:		
APPROVED	DENIED	OFF	TABLED	

Date:

8/15/2023

To:

Lee Wallace

From:

Michael Murawski

Please consider this as my notice to step down from my position on the Town of Niagara Planning Board effective September 20, 2030, or sooner if replacement is found.

Thank you,

HMM wordsh

Michael Murawski





AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE

LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

ח	Λ	т	
ப	-		

August 21, 2023

TO:

Town of Niagara Town Board

FROM:

Michael B. Risman, Esq.

DEPARTMENT:

Town Attorney

Type or print agenda item in box below:

Resolution calling for a public hearing on October 17, 2023 at 6:30 p.m. to consider directing the owner of the property at 3425 Hyde Park Boulevard to abate the dangerous and unsafe property conditions and to authorize the Town to assess any past, present, or future costs it incurs to make the property safe for the public against the property in the same manner as taxes are levied against the property pursuant to Chapters 121 and 122 of the Town of Niagara Town Code.

Three Town Board Member signatures required for adding after 12PM on the last work day of the month.	<u>Late</u> Agenda items handed in
ANY EXCEPTIONS MAY BE APPROVED BY T	HE SUPERVISOR
ATE AGENDA APPROVAL BY TOWN SUPERVISOR	(Supervisor Initials)



RECEIVED

AUG 22 2023

TOWN OF NIAGARA TOWN CLERK

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE LAST WORKDAY OF THE MONTH BEFORE 12 P.M.

Resolution to approve the sale of 10 Surplus Axon I docking stations to Grand Island Police for \$1500.00	
Three Town Board Member signatures required for adding	g <u>Late</u> Agenda items handed
Three Town Board Member signatures required for adding fter 12PM on the last workday of the month.	g <u>Late</u> Agenda items handed

DATE:

TO:

08/22/2023

FROM: Craig Guiliani

Town Board





AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE

LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

DATE: TO: FROM: DEPARTMENT:	August 24, 2023 Town of Niagara Town Board Michael B. Risman, Esq. Town Attorney	
Type or print agence	da item in box below:	
adopt a local Applications, facilities and records stora	discuss whether the Town of Niagara should law establishing a six-month moratorium on Approvals and/or Construction of self-storage mailing, mailbox and conference facilities, age facilities, or warehouses for the storage of coducts within the Town of Niagara.	
Three Town Board M after 12PM on the las	lember signatures required for adding <u>Late</u> Agenda items handed inst work day of the month.	Ī

ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR

LATE AGENDA APPROVAL BY TOWN SUPERVISOR _____ (Supervisor Initials)





ALL AGENDA ITEMS MUST BE SUBMITTED BY THE LAST DAY OF THE MONTH BEFORE 12 P.M. LATE AGENDA ITEMS WILL BE COPIED TO THE TOWN BOARD FOR THEIR SIGNATURES (below) FOR ADDITION TO THE AGENDA.

DATE:

August 29, 2023

TO:

TOWN OF NIAGARA TOWN BOARD

FROM:

Lee S. Wallace/Supervisor

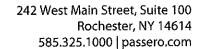
DEPARTMENT:

Supervisor's Office

ACTION REQUESTED

Resolution to contract with Passero Engineering and Architecture to assist Barley-Damon with the review of the EIS for Bri Estates.

Three Town Boa	ard Member signati	ures required	tor adding <u>Late</u>	<u>a</u> Agenda i
	BOARD ACTI	ON:		_
	DOARD AGII	011.		
APPROVED	DENIED	OFF_	TABLED	





August 28, 2023

Corey Auerbach, Esq.
Barclay Damon LLP
Attorneys At Law
200 Delaware Avenue, Ste. 1200
Buffalo, New York 14202

Re: Bri-Estates Residential Subdivision, Town of Niagara, NY DEIS Completeness Review

Dear Mr. Auerbach:

Zina Lagonegro, EIT, AICP

Director of Entitlements and Permitting

Passero Associates ("Passero") appreciates the opportunity to provide you with a letter proposal for Professional Planning Services to review the Bri-Estates Residential Subdivision Draft Environmental Impact Statement (DEIS) for completeness.

It is Passero's understanding that we will coordinate the completeness review of the Bri-Estates DEIS in collaboration with GHD and Barclay Damon, and provide written peer review comments on behalf of the Town of Niagara.

The deliverables include a thorough understanding of the site, site plan, project description, Scoping Document, DEIS, Appendices, supporting documentation, and relevant municipal planning documents and maps, and the preparation of written comments.

Scope of Work

Work which exceeds the agreed upon fee will be billed at the rate of \$175.00/hour.

Please feel free to call me at (585) 953-2124 with any questions.

If acceptable, please sign, date and return to me at zlagonegro@passero.com.

Sincerely,

Apa Lagraga

Print Name

Title

Signature Approval

Date





AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK
BY THE
LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

LAST WORK DAT OF THE MONTH BET ONE 121 .M.
DATE: August 29, 2023 TO: Town Board FROM: Lee Wallace, Town Supervisor DEPARTMENT: Fire District
Type or print agenda item in box below:
Town Board approval is requested to accept the attached Audit of Niagara Active Hose Fire Company performed by Drescher and Malecki requested by the Town Board.
Three Town Board Member signatures required for adding <u>Late</u> Agenda items handed in after 12PM on the last work day of the month.

ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR

LATE AGENDA APPROVAL BY TOWN SUPERVISOR ______ (Supervisor Initials)

Revised August 1, 2016



2721 Transit Road, Suite 111 Elma, New York 14059

Name : 716.565.2299

🐞 Fax: 716.389.5178



May 18, 2023

Honorable Board of Directors
Town of Niagara Active Hose Company, Inc.:

We have audited the financial statements of Town of Niagara Active Hose Company, Inc. (incorporated under the not-for-profit corporation laws of the State of New York) (the "Company") as of and for the year ended December 31, 2021, and have issued our report thereon dated May 18, 2023 Professional standards require that we advise you of the following matters relating to our audit.

Our Responsibility in Relation to the Financial Statement Audit

As communicated in our engagement letter dated October 19, 2022, our responsibility, as described by professional standards, is to form and express an opinion about whether the financial statements that have been prepared by management with your oversight are presented fairly, in all material respects, in accordance with accounting principles generally accepted in the United States of America. Our audit of the financial statements does not relieve you or management of its respective responsibilities.

Our responsibility, as prescribed by professional standards, is to plan and perform our audit to obtain reasonable, rather than absolute, assurance about whether the financial statements are free of material misstatement. An audit of financial statements includes consideration of internal control over financial reporting as a basis for designing audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control over financial reporting. Accordingly, as part of our audit, we considered the internal control of the Company solely for the purpose of determining our audit procedures and not to provide any assurance concerning such internal control.

We are also responsible for communicating significant matters related to the audit that are, in our professional judgment, relevant to your responsibilities in overseeing the financial reporting process. However, we are not required to design procedures for the purpose of identifying other matters to communicate to you.

We have provided our comments regarding other matters noted during our audit in a separate letter to you dated May 18, 2023.

Planned Scope and Timing of the Audit

We conducted our audit consistent with the planned scope and timing we previously communicated to you.

Compliance with All Ethics Requirements Regarding Independence

The engagement team, others in our firm, as appropriate; and our firm have complied with all relevant ethical requirements regarding independence.

Compliance with All Ethics Requirements Regarding Independence

The engagement team, others in our firm, as appropriate; and our firm have complied with all relevant ethical requirements regarding independence.

Qualitative Aspects of the Entity's Significant Accounting Practices

Significant Accounting Policies

Management has the responsibility to select and use appropriate accounting policies. A summary of the significant accounting policies adopted by the Company is included in Note 2 to the financial statements. There have been no initial selection of accounting policies and no changes in significant accounting policies or their application during the year ended December 31, 2021. No matters have come to our attention that would require us, under professional standards, to inform you about (1) the methods used to account for significant unusual transactions and (2) the effect of significant accounting policies in controversial or emerging areas for which there is a lack of authoritative guidance or consensus.

Significant Accounting Estimates

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's current judgments. Those judgments are normally based on knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ markedly from management's current judgments.

We are not aware of any significant estimates affecting the financial statements for the year ended December 31, 2021.

Financial Statement Disclosures

Certain financial statement disclosures involve significant judgment and are particularly sensitive because of their significance to financial statement users. The most sensitive disclosures affecting the Company's financial statements relate to significant accounting policies and the disclosures relating to the Length of Service Awards Program, the functional classification of expenses and subsequent events as described in Notes 2, 6, 7 and 8 to the financial statements.

Significant Unusual Transactions

For purposes of this communication, professional standards require us to communicate to you significant unusual transactions identified during our audit. We encountered no significant unusual transactions throughout our audit.

Significant Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management relating to the performance of the audit.

Uncorrected and Corrected Misstatements

For purposes of this communication, professional standards require us to accumulate all known and likely misstatements identified during the audit, other than those that we believe are trivial, and communicate them to the appropriate level of management. Further, professional standards require us to also communicate the effect of uncorrected misstatements related to prior periods on the relevant classes of transactions, account balances or disclosures, and the financial statements as a whole. No material misstatements were identified during our audit.

In addition, professional standards require us to communicate to you all material, corrected misstatements that were brought to the attention of management as a result of our audit procedures. No misstatements were identified by us as a result of our audit procedures that were considered material, either individually or in the aggregate, to the financial statements taken as a whole or applicable opinion units.

Disagreements with Management

For purposes of this letter, professional standards define a disagreement with management as a matter, whether or not resolved to our satisfaction, concerning a financial accounting, reporting, or auditing matter, which could be significant to the Company's financial statements or the auditor's report. No such disagreements arose during the course of the audit.

Representations Requested from Management

We have requested certain written representations from management, which are included in the attached letter dated May 18, 2023.

Management's Consultations with Other Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters. Management informed us that, and to our knowledge, there were no consultations with other accountants regarding auditing and accounting matters.

Other Significant Matters, Findings or Issues

In the normal course of our professional association with the Company, we generally discuss a variety of matters, including the application of accounting principles and auditing standards, operating conditions affecting the entity, and operating plans and strategies that may affect the risks of material misstatement. None of the matters discussed resulted in a condition to our retention as the Company's auditors.

This report is intended solely for the information and use of the Company's Board of Directors and management of the Company and is not intended to be and should not be used by anyone other than these specified parties.

May 18, 2023

Drescher + Malechi LLD

May 18, 2023

Drescher & Malecki LLP 2721 Transit Road, Suite 111 Elma, New York 14059

This representation letter is provided in connection with your audit of the financial statements of the Town of Niagara Active Hose Company, Inc. (the "Company"), (incorporated under the not-for-profit corporation laws of the State of New York), which comprise the statement of financial position as of December 31, 2021, and the related statements of activities and cash flows for the year then ended, and the related notes to the financial statements, for the purpose of expressing an opinion on whether the financial statements are presented fairly, in all material respects, in accordance with the accounting principles generally accepted in the United States of America ("U.S. GAAP").

Certain representations in this letter are described as being limited to matters that are material. Items are considered material, regardless of size, if they involve an omission or misstatement of accounting information that, in the light of surrounding circumstances, there is substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

We confirm that, to the best of our knowledge and belief, having made such inquires as we considered necessary for the purpose of appropriately informing ourselves as of May 18, 2023:

Financial Statements

- We have fulfilled our responsibilities, set out in the terms of the audit engagement letter dated October 19, 2022, for the preparation and fair presentation of the financial statements referred to above in accordance with U.S. GAAP.
- We acknowledge our responsibility for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.
- We acknowledge our responsibility for the design, implementation, and maintenance of internal control to prevent and detect fraud.
- Significant assumptions used by us in making accounting estimates, including those measured at fair value, are reasonable.
- All related party relationships and transactions have been appropriately accounted for and disclosed in accordance with the requirements of U.S. GAAP.

- All events subsequent to the date of the financial statements and for which U.S. GAAP requires adjustment or disclosure have been adjusted or disclosed.
- There are no identified material uncorrected misstatements.
- The effects of all known actual or possible litigation and claims have been accounted for and disclosed in accordance with U.S. GAAP.
- We have complied with all contractual agreements, grants, and donor restrictions.
- We have maintained an appropriate composition of assets in amounts needed to comply with all donor restrictions.
- We have accurately presented the Company's position regarding taxation and tax-exempt status.
- The bases used for allocation of functional expenses are reasonable and appropriate.
- We have included in the financial statements all assets and liabilities under the Company's control.
- We have designed, implemented, and maintained adequate internal controls over the receipt and recording of contributions.
- Reclassifications between net asset classes are proper.
- The governing board's interpretations concerning whether laws place restrictions on net appreciation of donor-restricted endowments are reasonable and have been disclosed to you.
- Methods and significant assumptions used by management to determine fair values, their
 consistency in application, and the completeness and adequacy of fair value information for
 financial statement measurement and disclosure purposes are appropriate.
- Deposit and investment risks have been properly and fully disclosed.
- Capital assets, including infrastructure assets, are properly capitalized, reported, and if applicable, depreciated.

Information Provided

- We have provided you with:
 - Access to all information, of which we are aware that is relevant to the preparation and fair presentation of the financial statements, such as records, documentation, and other matters;
 - Additional information that you have requested from us for the purpose of the audit; and

- Unrestricted access to persons within the entity from whom you determined it necessary to obtain audit evidence.
- All transactions have been recorded in the accounting records and are reflected in the financial statements.
- We have disclosed to you the results of our assessment of the risk that the financial statements may be materially misstated as a result of fraud.
- We have provided to you our analysis of the Company's ability to continue as a going concern, including significant conditions and events present, and if necessary, our analysis of management's plans, and our ability to achieve those plans.
- We have no knowledge of any fraud or suspected fraud that affects the entity and involves:
 - Management;
 - Employees who have significant roles in internal control; or
 - Others when the fraud could have a material effect on the financial statements.
- We have no knowledge of any allegations of fraud, or suspected fraud, affecting the entity's financial statements communicated by employees, former employees, analysts, regulators, or others.
- We have no knowledge of any noncompliance or suspected noncompliance with laws, regulations, contracts, and grant agreements whose effects should be considered when preparing financial statements.
- We have disclosed to you all known actual or possible litigation, claims, and assessments whose effects should be considered when preparing financial statements.
- We have disclosed to you the identity of the Company's related parties and all the related party relationships and transactions of which we are aware.
- The Company has made available to you all:
 - Records and related data for all financial transactions of the Company. The records, books, and accounts, as provided to you, record the operations of all funds administered by the Company and provide the audit trail to be used in a review of accountability. Information presented in financial reports is supported by the books and records from which the financial statements have been prepared.

- The following, to the extent applicable, have been properly recorded or disclosed in the financial statements:
 - The classification of net assets.
 - Related party transactions and associated amounts receivable or payable, including sales, purchases, loans, transfers, leasing agreements, and guarantees (written or oral).
 - Guarantees, in accordance with ASC 460, Guarantees.
 - Fair value measurements, in accordance with ASC 820, Fair Value Measurements and Disclosures.
 - Arrangements with financial institutions involving compensating balances or other arrangements involving restrictions on cash balances and line-of-credit or similar arrangements.
 - All off-balance sheet derivative financial instruments (e.g. futures, options, swaps), including outstanding commitments to purchases or sell securities under forward placement and standby commitments.
 - Financial instruments with significant individual or group concentration of credit risk.
 - Agreements to repurchase assets previously sold.

Other Specific Representations

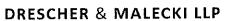
- Net assets with donor restrictions released from restriction have been adequately used as specified by the donor restrictions.
- The Company is a not-for-profit organization, and is exempt from payment of state and federal income taxes. All applicable tax forms for the Company have been filed and accepted by the Internal Revenue Service through the year ended December 31, 2021.
- Amounts held in financial institutions occasionally are in excess of the Federal Deposit
 Insurance Corporation and Securities Investor Protection Corporation limits. The Company
 deposits its cash with high quality financial institutions, and management believes the
 Company is not exposed to significant credit risk on these amounts.
- In addition to the audit services, based on information within the Company's trial balance, Drescher & Malecki LLP has assisted the Company in preparing the Company's financial statements for the year ended December 31, 2021. In conjunction with the preparation of the financial statements, The Company has performed the following functions:
 - Made all management decisions and performed all management functions.
 - Designated Laura Goodlander, Treasurer, whom we believe has suitable skill, knowledge and/or expertise, who has overseen this service.

- Evaluated the adequacy and results of the services performed.
- Evaluated and accepted responsibility for the results of the services performed.
- Established and maintained internal controls, including monitoring ongoing activities.
- The Company management understands that Drescher & Malecki LLP has not performed any
 management functions or made management decisions on behalf of the Company. Any
 nonattest services were performed in accordance with the applicable professional standards
 issued by the American Institute of Certified Public Accountants.

Laura Goodlander Treasurer

Joshua Lengen, President

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2721 Transit Road, Suite 111 Elma, New York 14059

N Telephone: 716.565.2299

Fax: 716.389.5178



May 18, 2023

Honorable Board of Directors
Town of Niagara Active Hose Company, Inc.:

In planning and performing our audit of the financial statements of the Town of Niagara Active Hose Company, Inc. (incorporated under the not-for-profit corporation laws of the State of New York) (the "Company"), as of and for the year ended December 31, 2021, in accordance with auditing standards generally accepted in the United States of America, we considered the Company's internal control over financial reporting ("internal control") as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we do not express an opinion on the effectiveness of the Company's internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be significant deficiencies or material weaknesses and therefore, significant deficiencies or material weaknesses may exist that have not been identified. However, as discussed below, we identified certain deficiencies in internal control that we consider to be material weaknesses.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies in internal control over financial reporting, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A reasonable possibility exists when the likelihood of an event occurring is either reasonably possible or probable as defined as follows:

- Reasonably possible. The chance of the future event or events occurring is more than remote but less than likely.
- Probable. The future event or events are likely to occur.

We consider the deficiencies presented in Exhibit I as item 2021-001 to be a material weakness.

The Company's written responses to the material weaknesses identified in our audit have not been subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, we express no opinion on them.

This communication is intended solely for the information and use of management, the Board of Directors, and others within the Company and is not intended to be and should not be used by anyone other than these specified parties.

May 18, 2023

Drescher + Malechi up

We consider the following deficiencies to be a material weakness in internal control.

Finding 2021-001—Accounting Policies and Procedures

Criteria: Internal controls over financial reporting should be designed to detect and prevent potential misstatements. The Company should formalize policies and procedures to reduce the risk of asset misappropriation and fraudulent or misstated financial reporting, and to ensure that proper procedures are consistently followed.

Condition and Context: We were not provided with formal policies and procedures for critical accounting systems. Further, we experienced delays in obtaining audit evidence during our procedures.

Effect or Potential Effect: The lack of formal policies could cause the inappropriate treatment of accounting policies, increase the risk of fraud, and misstatements to the financial statements. Additionally, the untimely response to audit related requests has caused the audit report to be delayed.

Cause: The Company has not provided us with formalized sufficient policies and procedures for critical accounting cycles, including: accounts payable and purchasing, revenue recognition and accounts receivable, bank reconciliations, journal entries, and property, plant and equipment.

Recommendation: We recommend that the Company adopt and implement policies and procedures in to strengthen internal controls and accuracy of financial records. These policies and procedures should include a year-end checklist to reduce future delays in audit readiness.

Management's Response: The Company's Board of Directors and management will work to develop policies and procedures for the financial management of the Company.

TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC.

Financial Statements for the Year Ended December 31, 2021 and Independent Auditors' Report

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TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC.

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INDEPENDENT AUDITORS' REPORT

To the Board of Directors
Town of Niagara Active Hose Company, Inc.:

Report on the Audit of the Financial Statements

Opinion

We have audited the financial statements of the Town of Niagara Active Hose Company, Inc. (incorporated under the not-for-profit corporation laws of the State of New York) (the "Company"), which comprise the statement of financial position as of December 31, 2021, and the related statements of activities and cash flows for the year then ended, and the related notes to the financial statements.

In our opinion, the accompanying financial statements referred to above present fairly, in all material respects, the financial position of the Company as of December 31, 2021, and the changes in its net assets and its cash flows for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America ("GAAS"). Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Company and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America, and for the design, implementation and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the Company's ability to continue as a going concern for one year after the date that the financial statements are issued.

Auditors' Responsibility for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

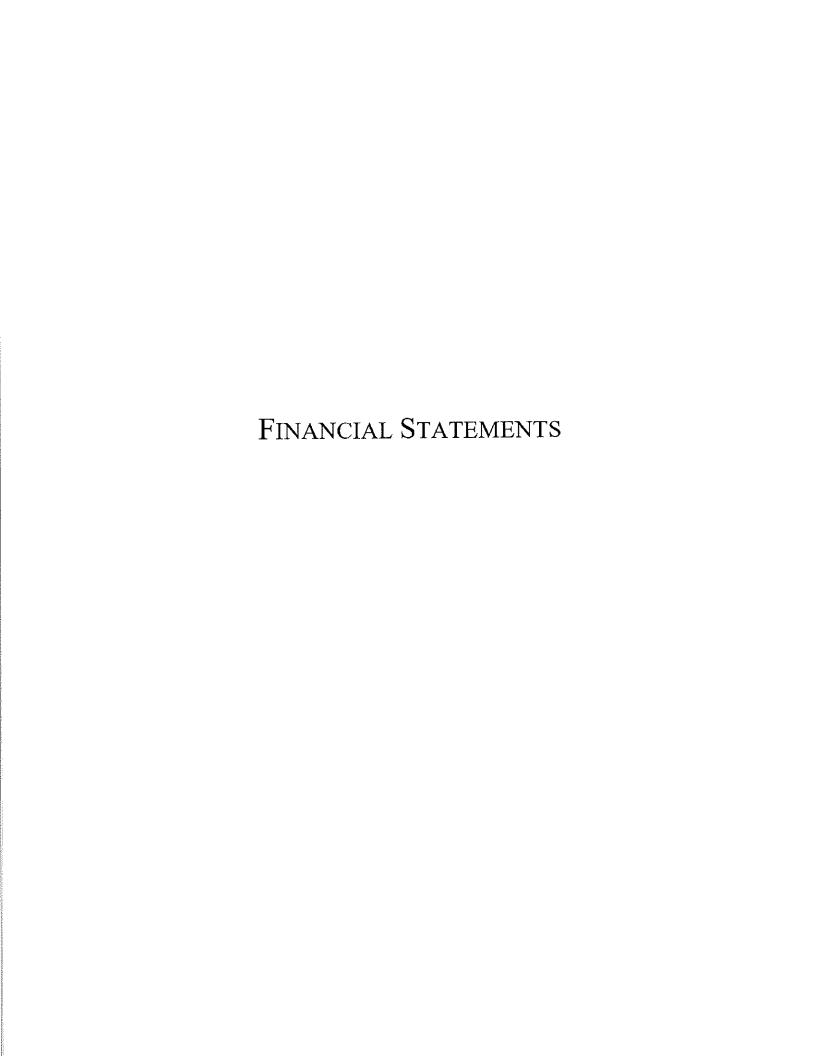
In performing an audit in accordance with GAAS, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit
 procedures that are appropriate in the circumstances, but not for the purpose of expressing
 an opinion on the effectiveness of the Company's internal control. Accordingly, no such
 opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the
 aggregate, that raise substantial doubt about the Company's ability to continue as a going
 concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control—related matters that we identified during the audit.

May 18, 2023

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TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC.

Statement of Financial Position December 31, 2021

ASSETS	
Current assets:	
Cash and cash equivalents	<u>\$ 444,282</u>
Total current assets	444,282
Noncurrent assets:	
Capital assets, net of depreciation	562,800
Total noncurrent assets	562,800
Total assets	\$ 1,007,082
LIABILITIES AND NET ASSETS	
Liabilities:	
Leases payable	<u>\$ 30,484</u>
Total liabilities	30,484
Net assets:	
Without donor restrictions	976,598
Total net assets	976,598
Total liabilities and net assets	\$ 1,007,082

The notes to the financial statements are an integral part of this statement.

TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC. Statement of Activities

Statement of Activities Year Ended December 31, 2021

	Without Donor Restrictions			
Operating revenues:				
Town of Niagara contract	\$	390,000		
Grants		36,920		
Special events		19,660		
Contributions		6,406		
Total operating revenues		452,986		
Operating expenses:		•		
Program expenses		241,836		
Supporting expenses		126,753		
Total operating expenses		368,589		
Change in net assets from operating activities		84,397		
Nonoperating revenues:				
Interest income	,	47		
Change in net assets		84,444		
Net assets—beginning	,	892,154		
Net assets—ending	<u>\$</u>	976,598		

The notes to the financial statements are an integral part of this statement.

TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC.

Statement of Cash Flows Year Ended December 31, 2021

CASH FLOWS FROM OPERATING ACTIVITIES Operating income	\$ 84,397
Adjustments to reconcile operating income to	
net cash provided by operating activities:	
Depreciation expense	150,883
Net cash provided by operating activities	235,280
CASH FLOWS FROM CAPITAL AND RELATED FINANCING	ACTIVITIES
Acquisition of capital assets	(107,620)
Principal payment on lease	(36,825)
Net cash used for capital and related financing activities	(144,445)
CASH FLOWS FROM INVESTING ACTIVITIES	
Interest income	47
Net cash provided by investing activities	47
Net increase in cash and cash equivalents	90,882
Cash and cash equivalents—beginning	353,400
Cash and cash equivalents—ending	\$ 444,282

The notes to the financial statements are an integral part of this statement.

TOWN OF NIAGARA ACTIVE HOSE COMPANY, INC.

Notes to the Financial Statements Year ended December 31, 2021

1. DESCRIPTION OF THE ORGANIZATION

The Town of Niagara Active Hose Company, Inc. (the "Company") was formed under the New York State Not-for-Profit Company Law in 1940 to provide fire protection, emergency rescue, and first aid services to the Town of Niagara, New York (the "Town").

2. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Presentation—The Company prepares its financial statements in accordance with generally accepted accounting principles promulgated in the United States of America ("U.S. GAAP") for not-for-profit entities. The significant accounting and reporting policies used by the Company are described subsequently to enhance the usefulness and understandability of the financial statements.

Basis of Accounting—The accounts of the Company are maintained on the accrual basis of accounting. As such, revenues are recognized in the period in which they are earned and expenses are recognized in the period in the period in which they are incurred. The significant accounting and reporting policies used by the Company are described below to enhance the usefulness and understandability of the financial statements.

Use of Estimates—The preparation of financial statements in conformity with U.S. GAAP requires management to make estimates and assumptions that affect the reported amounts of revenues and expenses during the reporting period and the reported amounts of assets and liabilities at the date of the financial statements. On an ongoing basis, the Center's management evaluates the estimates and assumptions based upon historical experience and various other factors and circumstances. Management believes that the estimates and assumptions are reasonable in the circumstances; however, the actual results could differ from those estimates.

Assets, Liabilities, and Net Assets

Cash, Cash Equivalents and Investments—The Company's cash, cash equivalents and investments consist of cash on hand, demand deposits, time deposits and short-term, highly liquid investments which are readily convertible to known amounts of cash and have a maturity date within 90 days or less from the date of acquisition. The Company had no investments at December 31, 2021; however, when the Company does have investments they are recorded at fair value.

Capital Assets—Buildings and improvements, machinery and equipment, and vehicles purchased by the Company is stated at cost, including interest capitalized over construction, where applicable. Depreciation is provided on the straight-line and accelerated basis over the estimated useful lives of the assets, which range from five to thirty-nine years.

Net Assets—The financial statements report net assets and changes in net assets in two classes that are based upon the existence or absence of donor or grantor imposed restrictions, as follows:

Net Assets Without Donor Restrictions—Net assets available to support the mission and general operations of the Company and not subject to donor (or certain grantor) restrictions. In addition, they include the Company's resources designated by the Company's Board for specific purposes.

Net Assets With Donor Restrictions—Net assets subject to donor-imposed (or certain grantor-imposed) restrictions. Some donor-imposed restrictions are temporary in nature, such as those that will be met by the passage of time or other events specified by the donor. Other donor-imposed restrictions are perpetual in nature, where the donor stipulates that resources be maintained in perpetuity. Donor-imposed restrictions are released when a restriction expires, that is, when the stipulated time has elapsed, when the stipulated purpose for which the resource was restricted has been fulfilled, or both. As of December 31, 2021, the Company had no net assets with donor restrictions.

Revenues and Expenses

Revenue and Revenue Recognition—Revenue is recognized when earned. Services for other governments and grants received in advance are deferred to the applicable period in which the related services are performed or expenditures are incurred, respectively. Revenue received from special events and contributions are recognized when cash, securities or other assets, an unconditional promise to give, or notification of a beneficial interest is received. Conditional promises to give are not recognized until the conditions on which they depend have been substantially met.

Services for Other Governments—The Company's primary source of revenue is a contract with the Town to provide the aforementioned services. During the year ended December 31, 2021, the Company received \$390,000 from the Town.

Contributions—Contributions are recorded as revenue when an unconditional promise to give is received. In the case of conditional promises, revenue is recognized when the donor imposed conditions have been substantially met. Contributions are classified as net assets without donor restrictions or net assets with donor restrictions depending upon the existence and/or nature of donor restrictions on the use of the funds. At December 31, 2021, there are contributions of \$6,406 without donor restrictions. Contributions received are recorded at fair value at the date of donation.

Expenses—Expenses are recorded on the accrual basis of accounting. Operating expenses consist of program expenses incurred in connection with the Company's services.

Tax Status—The Company is incorporated exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code ("IRC"), though it would be subject to tax on income unrelated to its exempt purposes (unless that income is otherwise excluded by the IRC). All applicable tax forms for the Company have been filed and accepted by the Internal Revenue Service through the year ended December 31, 2021. The tax years ending December 31, 2021, 2020, and 2019 are still open to audit for federal purposes. Contributions to the Company are tax deductible to donors under Section 170 of the Internal Revenue

Nonoperating Activities—Certain investment income and loan forgiveness earned are considered nonoperating activities in the accompanying Statements of Activities.

3. LIQUIDITY AND AVAILABILITY

For the year ended December 31, 2021, the Company reported cash and cash equivalents of \$444,282, as financial assets available for general expenditure that are, without donor or other restrictions limiting their use, within one year of the balance sheet date.

4. CAPITAL ASSETS

Capital asset activity for the Company for the year ended December 31, 2021 was as follows:

	Balance 1/1/2021	Increases	Decreases	Balance 12/31/2021
Capital assets, being depreciated:				
Buildings and improvements	\$ 337,037	\$ -	\$ -	\$ 337,037
Machinery and equipment	1,415,262	79,475	-	1,494,737
Vehicles	1,026,803	28,145	_	<u>1,054,948</u>
Total capital assets, being depreciated	2,779,102	107,620	_	2,886,722
Less accumulated deprecitation for:				
Buildings and improvements	155,664	7,508	-	163,172
Machinery and equipment	1,764,262	79,101	-	1,843,363
Vehicles	253,113	64,274		317,387
Total accumulated depreciation	2,173,039	150,883	_	2,323,922
Total capital assets, net of accumulated depreciation	\$ 606,063	<u>\$ (43,263)</u>	<u> </u>	\$ 562,800

Depreciation is expensed over the estimated useful lives of the respective assets on a straight-line and accelerated basis. Total depreciation expensed by the Company was \$150,883 for the year ended December 31, 2021.

5. LEASE OBLIGATIONS

Leases Payable—The Company has entered into a lease agreement as a lessee to finance the purchase of a 2000 Saulsbury Heavy Rescue Vehicle. The lease agreements have been recorded at the present value of the future minimum lease payments as of the inception date. Payments on the original lease commenced November 30, 2018 and are due annually, thereafter. Payments are \$30,484 each year with final payment due November 30, 2022. Nominal annual rate is 4.25 percent. During the course of the lease, the Company has made payments in excess of the amount due which have been applied towards the interest balance, therefore as of December 31, 2021 the entire outstanding balance represents principal. The obligation under the lease are summarized below:

Year Ending December 31,		ernmental ctivities
2022	\$	30,484
Total minimum lease payments		30,484
Less: amount representing interest		
Present value of minimum lease paymen	<u>s</u>	30,484

The assets acquired through the lease obligation are as follows:

Assets:	
2000 Saulsbury Heavy Rescue Vehicle	\$ 175,000
Less: accumulated depreciation	 (139,090)
Total	\$ 35,910

6. LENGTH OF SERVICE AWARDS PROGRAM

The Town of Niagara, New York (the "Town") maintains and sponsors a defined benefit Length of Service Awards Program ("LOSAP") for the active volunteers of the Company. The program provides municipally-funded benefits to facilitate the recruitment and retention of volunteers. The Company has no responsibility for contributions or payment of benefits.

An active volunteer firefighter generally earns a year of service credit for each calendar year in which he or she accumulates 50 or more points. Points are granted for the performance of certain firefighter activities in accordance with a system established by the Town on a basis of a statutory list of activities and point values. Participating members are paid a service award upon attainment of the program's entitlement age of 65. A participant's service award benefit is the actuarial equivalent of a monthly payment for life with payments guaranteed for 10 years equal to \$10 multiplied by the number of years of credited service, up to a maximum of 20 years.

Program assets are required to be held in trust by Article 11-A exclusively to provide benefits to participants and their beneficiaries or for defraying reasonable expenses for operation and administration of the program. The total pension liability reported by the Town as of December 31, 2021 was \$1,075,828 and was measured as of December 31, 2020, which is the most recent valuation date for complete information related to the year ended December 31, 2021 is available. Contributions totaling \$19,790 were paid by the Town on the members' behalf during the year ended December 31, 2021.

7. FUNCTIONAL CLASSIFICATION OF EXPENSES

The operating costs, classified by function, of providing the various programs and other activities of the Department for the year ended December 31, 2021 are as follows:

	Program Expenses		upporting Expenses	 Total
Accounting	\$ -	S	3,960	\$ 3,960
Other administrative			7,950	7,950
Advertising and promotion	-		244	
Office expenses	-		15,159	15,159
Information technology	-		1,005	1,005
Occupancy tax	-		38,323	38,323
Travel	-		150	150
Conferences, conventions and meetings	-		1,301	1,301
Interest			3,176	3,176
Payments to affiliates			1,585	1,585
Depreciation	150,883		-	150,883
Insurance	-		52,447	52,447
Fundraising	_		1,453	1,453
Equipment repairs and maintenance	46,974		-	46,974
Physicals	13,134		-	13,134
Fuel	10,885		-	10,885
Other	 19,960		-	 19,960
Total	\$ 241,836	<u>s</u>	126,753	\$ 368,345

8. SUBSEQUENT EVENTS

Management has evaluated subsequent events through May 18, 2023, which is the date the financial statements are available for issuance, and have determined there are no subsequent events, except these items discussed below, that require disclosure under generally accepted accounting principles.

• On June 8, 2022, the Company issued a mortgage loan in the amount of \$1,500,000 with an interest rate of 4.62%, which matures on July 1, 2032.

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TOWN OF NIAGARA TOWN CLERK

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

DATE: August 30, 2023

D: ROM: EPAF	Town Board Lee Wallace, Town Supervisor RTMENT: General Fund
Тур	e or print agenda item in box below:
fro	wn Board approval is requested to purchase a 2016 Yamaha Golf Cart om Scoreboard Automotive Sales, in Eureka, MO using American scue Funds, at a total cost of \$8,895.00 plus shipping.
Sco	oreboard Automotive was the lowest price of 3 prices for the same Cart.
Thre after	ee Town Board Member signatures required for adding <u>Late</u> Agenda items handed ir 12PM on the last work day of the month.
-	· ·
	ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR

LATE AGENDA APPROVAL BY TOWN SUPERVISOR _____ (Supervisor Initials)

Revised August 1, 2016

•		1							
BUYER'S ORDER		; ;	DATE	1	8/25/2023	sтс	OCK #:	282	5
BUYER INFORMATION:			SELLER IN	IFOR	MATION:				
TOWN OF NIAGRA 7105 LOCKPORT RD NIAGARA FALLS, NY 14305 HOME: 716-297-2150 CELL: D.L/STATE ID #: D.O.B.:	county: NIAGAI work: state: NY exp. date:	RA	1375 W EUREK 636-549 Fax: 63	/ 5T (A, 1 9-93 3654	H ST MO 63025 300		SALE	S LI	_C
VEHICLE INFORMATION:		:	2,1440, 2,		***************************************				
YEAR: 2016 MAKE: YAMAHA MODEL: DRIVE	COLOR 1: BLACK COLOR 2: BLACK BODY: GOLF	VIN: STYI MILE		LF	8895 PT	CYL	ск: 282 : ns: AU		
TRADE-IN INFORMATION:				Т		SETTLEM	IENT		
YEAR: MAKE:	COLOR: MILEAGE:						EHICLE P	RICE	8,895.00
MODEL: VIN:	BODY:				ministrative i				N/A
BALANCE OWED TO: BALANCE OWED: \$ 0.00	GOOD THROUGH:		,	NO DEA PRO FEE	T REQUIRED ALER, THIS A DFIT TO DEALE IS FOR MPLETION OF	TIVE FEE IS NO BY LAW BUT DMINISTRATIV ER. NO PORTION THE DRAFTIN F DOCUMENTS	MAY BE E FEE M N OF THIS NG, PRI OR THI	CHA IAY R S ADM EPAR E PR	RGED BY A ESULT IN A INISTRATIVE ATION, OR OVIDING OF
ALLOWANCE: \$ 0.00 INSURANCE INFORMATION:	QUOTED BY:			LEC	SAL ADVICE. I	THIS NOTICE IS	SUBTO		
COMPANY:		:		<u></u>	las Tax		30510	/1/AL.	8,895.00
AGENT: PHONE:	POLICY#:			_	les Tax:				N/A
LIEN HOLDER INFORMATION:	FULIGI #:	:		1	e Fee:				N/A
COMPANY:		<u> </u>		Pay	yoff on Trade	e-in:			N/A
STREET:		•							
CITY, STATE, ZIP:		* :							
DEMARKS.			······································						
REMARKS:		1							
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		1							
EMISSIONS DISCLOSURE: For Ve	hicles that will be domiciled re	raictored o	r primarily						
operated in the City of St. Louis, St.	Louis County, St. Charles Coun	nty, Jefferso	on County,				TOTAL	DUE	8,895.00
and Franklin County only (check if apThe Vehicle has undergone an e		modiatoly	propodina		TRADE-II	N ALLOWANCE	NOI	ΝE	
120 days, and a Certificate of Inspe	ection and Approval has been is:	sued. This	Certificate	盲		DEPOSIT	N	I/A	
must be presented to the DepartmentThe Vehicle has not undergone				CREDIT	DC	OWN PAYMENT	N	I/A	Ē
Prior to registration, you must have t	he Vehicle inspected to obtain th	ne required	Certificate		,				
of Inspection and Approval. If the Ve inspection conducted within 10 day						T	OTAL CR	EDIT	0.00
odometer shows no more than 1,00 required to repair the Vehicle and ret				1 2 3 C	ash D Finance	В	ALANCE	DUE	8,895.00
and Approval within 5 working days						ee your installmer			
agreement with you.						insurance, and ter			
WARRANTY DISCLAIMER: Unless this vehicle is being sold "AS IS – V warranties of merchantability or of assumes nor authorizes any other pe	NITH ALL FAULTS" and Seller n fitness for a particular purpose	makes no w This discla	varranties, aimer does i	expre	ess or implied, fect any warran	on the vehicle, ties by the vehicl	and there e manufac	e will b cturer.	se no implied Seller neither
CONTRACTUAL DISCLOSURE ST. contract. Information on the windo de vehículos usados. La informaci del formulario de la ventanilla deja	ATEMENT (USED VEHICLES OI ow form overrides any contrary ión que ve en el formulario de	NLY) The i y provision la ventanil	information ns in the c la para est	n you contra te ver	see on the wact of sale. Spaniculo forma pa	rindow form for anish Translatio arte del presen	this veh	icle is para c	part of this compradores
Buyer hereby declares that they are							ller. This	agree	ment and the
related documents that Buyer sign between Buyer and Seller and cano	is contemporaneously with this	agreemer	nt, includin	g any	v retail installm	nent contract, c	ontain the	e entii	re agreement

Accepted by Authorized Representative of Seller FZ-MO-BO rev. 03/22

 8/25/23
 X
 N/A

 Buyer
 Date
 Co-Buyer

Date



ABOUT US
TESTIMONIALS
PRODUCTS
SERVICES
Go Back

















2016 Yamaha Drive, Gas EFI Golf Cart, Havoc Black

\$10,995.00

LED Headlights

Taillights

14 Inch GTW Turf Tires w/ Matte Gray Wheels

6 Inch Madjax Lift Kit

Custom Front Seat Cover

New Custom Rear Flip Down Seat

Custom Painted Gray Uprights & Drab Bar

New Cushioned Cup Holders

Custom Rhox Steering Wheel

Side Mirrors

Tinted Windshield

Cooler Box Capabilities

Quantity

1

Add to cart

Copperhead Carts © 2020

Store Categories
All Categories
Eall/Text





ABOUT US TESTIMONIALS PRODUCTS SERVICES Go Back

















2016 Yamaha Drive, Gas Golf Cart, Havoc White

\$10,995.00

LED Headlights

Taillights

14 Inch GTW Turf Tires w/ Matte Black Wheels

6 Inch Madjax Lift Kit

Bazooka Sound System w/ LED Lights

Custom Front Seat Cover

New Custom Rear Flip Down Seat

Grab Bar

Custom Rhox Steering Wheel

Side Mirrors

Tinted Windshield

Cooler Box Capabilities

Quantity

1

Add to cart

Copperhead Carts © 2020 × Store Categories

Store Categories All Categories Eall/Text





RECEIVED

AUG 3 0 2023

TOWN OF NIAGARA

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE

LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

ATE: August 30, 2023 D: Town Board ROM: Brian Beiter EPARTMENT: Water and Sewer Department
Type or print agenda item in box below: Resolution to accept the resignation (transfer to the Highway Dept.) of
Shane Hovland from the Sewer Dept. and as Leadman of the Sewer Dept. as of August 20,2023
Three Town Board Member signatures required for adding <u>Late</u> Agenda items handed after 12PM on the last work day of the month.



RECEIVED

AUG 3 0 2023

TOWN OF NIAGARA TOWN CLERK

AGENDA ITEM FORM

ALL AGENDA ITEMS MUST BE SUBMITTED TO THE TOWN CLERK BY THE

LAST WORK DAY OF THE MONTH BEFORE 12 P.M.

DATE: August 30, 2023

TO:

Town Board

1556.5	8	2	em in box be		man of th	o Somer	Donartme	ent
as	esolution s of Augus	to appoint st 21,2023 a	Mark Hear and pay him	y as Lead 1 accordir	ngly	le Bewei	Берагин	
Thr afte	ree Town E er 12PM or	Board Memb the last wo	er signature ork day of the	s required month.	for adding	Late Age	nda items	handed

ANY EXCEPTIONS MAY BE APPROVED BY THE SUPERVISOR

LATE AGENDA APPROVAL BY TOWN SUPERVISOR ______ (Supervisor Initials)





AGENDA ITEM

ALL AGENDA ITEMS MUST BE SUBMITTED BY THE LAST DAY OF THE MONTH BEFORE 12 P.M.

AGENDA ITEMS WILL BE COPIED TO THE TOWN BOARD FOR THEIR SIGNATURES (below) FOR ADDITION TO THE AGENDA.

TO:	TOWN OF NIAGARA TOWN BOARD
TO:	TOWN OF MAGARA TOWN BOARD
FROM:	Charles E. Haseley, Building Inspector
DEPARTMENT:	Department of Inspections

DATE: 8/29/2023

• Resolution to declare a negative declaration of associated SEQRA pertaining to the resubdivision, rezoning and final site plan request of Kevin Kirk of Uniland LLC. 3401 Military Tax Map #' 131.19-1-45.

Three Town Boar	d Member signatui	es requirea	for adding <u>Late</u> Ag	jei
			0.00	
1				
	BOARD ACTION	ON:		
APPROVED	DENIED	OFF	TABLED	



RECEIVED

AUG 3 1 2023

TOWN OF NIAGARA TOWN CLERK

AGENDA ITEM

ALL AGENDA ITEMS MUST BE SUBMITTED BY THE LAST DAY OF THE MONTH BEFORE 12 P.M.

AGENDA ITEMS WILL BE COPIED TO THE TOWN BOARD FOR THEIR SIGNATURES (below) FOR ADDITION TO THE AGENDA.

	DATE: 8/29/2023 TO: FROM: DEPARTMENT:	TOWN OF NIAGARA TOWN BOARD Charles E. Haseley, Building Inspector Department of Inspections				
	DEI ARTIMENTI	Boparament of mopositions				
Resolution to approve the , re-subdivision, rezoning and final site plan request of Kevir (irk of Uniland LLC. 3401 Military Tax Map #' 131.19-1-45.						
To the second se	Three Town Board	Member signatures required for adding <u>Late</u> Agenda items				
ĸ		BOARD ACTION:				

APPROVED _____ DENIED ____ OFF___ TABLED____

TOWN OF NIAGARA TOWN BOARD MEETING 7105 Lockport Road Niagara Falls, NY 14305

MINUTES

Tuesday, August 15, 2023 6:30 PM

PUBLIC HEARING

To consider Local Law No. 3 of 2023 rezoning the property owned by Covanta Environmental Solutions at 8335 Quarry Road in the Town of Niagara from Light Industrial District ("LI") to Heavy Industrial District ("HI"), the granting of a special use permit pursuant to Town Law Section 274-b and Article XI and section 245-26(c)(4) of the Town of Niagara Town Code, the renewal and reissuance of a Siting and Operating Permit for a solid waste management facility at that location pursuant to Chapter 208 of the Town of Niagara Town Code, and the approval of the Final Site Plan.

Opened at 6:30pm.

Ed Hatton of Covanta at 8335 Quarry Road spoke about the addition. Stating it is for the loading dock and is required by the DEC to have that area covered. With that, the Town Code states that the property would then need to be rezoned from Light Industrial District "LI" to Heavy Industrial District "HI" in order for the addition to take place.

John Adams of 90 Steele Circle stated that there is no benefit to change Covanta to Heavy Industrial District. We have a beautiful town and there is no need for more garbage to get brought in. He was shocked at the low attendance, stating he thought it would be standing room only, but he understands that people are uncomfortable getting up and speaking out about it. Supervisor Lee Wallace spoke out at this point and stated that people have received the wrong information via social media and if anyone has any questions they need to call him directly. This change is only to allow a certain area to be covered, which is a requirement from the DEC and to add space for overflow parking.

Norman Schroth of 88 Steele Circle simply asked what exactly "solid waste management" meant. Ed Hatton responded stating that there are no hazardous materials, its things like shampoo's and caulks. This type of liquid waste gets turned into a solid waste, which is then transported to another facility where it is then burned and turned into energy. Mr. Schroth then thanked Supervisor Lee Wallace and Ed Hatton for clarifying everything.

Closed at 6:40 pm

OPEN MEETING (Pledge, Prayer, Roll Call)

Supervisor Lee Wallace called the meeting to order with the Pledge of Allegiance. Deputy Supervisor Teixeira recited a prayer. Attached is a Memorial Page of all the deceased Town residents who passed away recently.

Roll Call:

Present: Supervisor Lee S. Wallace, Charles F. Teixeira,

Deputy Supervisor, Councilman Sam Gatto, Councilman Marc

M. Carpenter Absent: none

Excused: Also, present Melissa Cerrillo, Deputy Town Clerk

PRIVILEGE OF THE FLOOR (Announce changes to agenda, if any) (§50-3 Privilege of the floor. Only members of the public sector are allowed to speak at this time and may address any agenda or non-agenda item. (3-minute limit)

No speakers

APPROVAL OF MINUTES

1. Town Board Meeting of July 18, 2023

Motion to approve by Councilman Teixeira, second by Councilman Gatto.

Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none Abstain – none

Motion approved.

PAYMENT OF BILLS

General Fund prepay vouchers [A] \$23,648.79

General Fund vouchers [A] \$62,667.68

Sewer Fund prepay vouchers [G] \$1,328.33

Sewer Fund vouchers [G] \$2,161.41

Water Fund vouchers [F] \$4,752.18

Water Fund vouchers prepay [F] \$316.79

Highway Fund vouchers [DA] \$61,664.50

Highway Fund prepay vouchers [DA] \$1,277.27

Fire Protection prepay vouchers [SF] \$135.22

Fire Protection [S] \$

Street Lighting vouchers [SL] \$

Street Lighting Pre-Pay vouchers [SL] \$7,812.96

Trust & Agency Pre-Pay vouchers [TA] \$15,978.79

Trust & Agency vouchers [TA] \$16,825.60

Capital Projects prepay vouchers [H] \$186,549.25

Capital Projects vouchers [H] \$10,000.00

Motion to approve by Councilman Gatto second by Councilman Carpenter

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

AGENDA

1. Request to enter into a Professional Services Agreement with independent professional appraisal firm GAR Associates, LLC to perform a Town-wide reassessment project to be completed on or before July 1, 2025 for the total sum of \$215,000 to be paid in accordance with the terms of the attached proposed Agreement over a three-year period and to authorize the Town Supervisor to sign the Agreement and any other necessary documents required for the project.

Motion to approve by Councilman Teixeira, second by Councilman Gatto.

Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none

Noes – none Abstain – none

Motion carried.

2. Resolution for the Town Board to make a SEQRA Determination of Significance with respect to the proposed site plan, approval of Local Law No. 3 of the year 2023 rezoning the property at 8335 Quarry Road from Light Industrial District to Heavy Industrial District, approving a Special Use Permit for the operation of a solid waste management facility to Covanta Environmental Solutions, and granting the renewal and reissuance of a solid waste management facility siting and operating permit pursuant to Chapter 208 of the Town Code for a one year period.

Motion to approve by Councilman Gatto second by Councilman Carpenter.

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes – none Abstain – none

Motion carried.

3. Resolution to approve the site plan, Local Law No. 3-2023 rezoning 8335 Quarry Road from Light Industrial District to Heavy Industrial District, approving a Special Use Permit for the operation of a solid waste management facility to Covanta Environmental Solutions, and granting the renewal and reissuance of a solid waste management facility siting and operating permit pursuant to Chapter 208 of the Town Code for a one-year period to Covanta Environmental Solutions.

Motion to approve by Councilman Teixeira, second by Councilman Gatto.

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

4. Resolution to approve the request of Covanta 8335 Quarry Road for the continuation of the overflow employee parking on the adjacent property. Tax Map # 132.13-1-4.

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none Abstain – none

Motion carried.

 Resolution to accept the letter of resignation from Mr. Richard Sirianni, Town of Niagara Town Board effective August 14, 2023.
 Motion to approve by Councilman Carpenter second by Councilman Teixeira

> Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none Abstain – none

Motion carried.

6. Resolution to accept the letter of resignation from Mr. Robert Herman, Highway Superintendent effective August 27, 2023.

Motion to approve by Councilman Carpenter second by Councilman Gatto Ayes – Wallace, Teixeira, Gatto, Carpenter

> Noes – none Abstain – none

Motion carried.

7. Resolution to appoint Mr. Richard Sirianni as interim Highway Superintendent effective Tuesday, August 28, 2023 through December 31, 2023. Salary to be pro-rated based on the 2023 Town Budget.

Motion to approve by Councilman Carpenter second by Councilman Gatto

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes – none Abstain – none

Motion carried.

8. Resolution to accept the letter of resignation from Mr. Joseph Burden effective June 30, 2023.

Motion to approve by Councilman Teixeira second by Councilman Carpenter

Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none

Abstain – none

Motion carried.

9. Resolution to declare a negative declaration on the associated SEQR generated for the Special Use permit request of Christopher and Elizabeth Johnson for an in home occupation to operate a beauty salon from their residence at 8310 Lockport Road Tax Map # 132.17-1-9..

Motion to approve by Councilman Teixeira second by Councilman Gatto

Ayes – Wallace, Teixeira, Gatto, Carpenter Noes – none Abstain – none

Motion carried.

10. Resolution to approve the Special Use permit request of Christopher and Elizabeth Johnson for an in home occupation to operate a beauty salon from their residence. 8310 Lockport Road/Tax Map # 132.17-1-9.

Motion to approve by Councilman Teixeira second by Councilman Gatto

Aves - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

11. Resolution to hold a public hearing to be held on September 19, 2023 for the final site plan, rezoning, minor re-subdivision request of Kevin Kirk of Uniland Development 3401 Military Road Tax Map #135.19-1-45.

Motion to approve by Councilman Teixeira second by Councilman Carpenter

Aves - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

12. Resolution to accept the resignation (retirement) of Anthony Ciraolo from the Sewer Dept. as of August 26, 2023

Motion to approve by Councilman Carpenter second by Councilman Gatto

Aves - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

13. Resolution to post and hire an MEO position to the Sewer Dept. start posting date August 16, 2023.

Motion to approve by Councilman Teixeira second by Councilman Carpenter

Aves - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried.

14. Resolution to approve the Certification of the current and adjusted Base Proportions.

Motion to approve by Councilman Carpenter second by Councilman Teixeira

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes – none Abstain – none

Motion carried.

15. Resolution to approve proposed Stormwater Control Facility Maintenance Agreement (attached) between Town of Niagara and the property owner of Project FiFi as well as the performance guarantee to be provided by the owner in the amount of \$4,900,000 pursuant to section 245-65(B) and authorizing the Town Supervisor to sign all necessary Stormwater agreement documents for Project FiFi

Motion to approve by Councilman Teixeira second by Councilman Gatto

Ayes - Wallace, Teixeira, Gatto, Carpenter

Noes - none

Abstain - none

Motion carried

TABLED

COMMENTS

Councilman Teixeira congratulated Bob Herman on his retirement and wished him many good years of happiness and health, best wishes to those going out and the new coming in.

Councilman Gatto spoke of the great pleasure it was to have worked with Bob Herman and wishes him nothing but the best in his retirement.

Councilman Carpenter said it is sad to see Bob Herman leave, thanked him for all the long crazy hours he devoted to the Town, but he wishes him nothing but the best in his retirement.

Supervisor Wallace congratulated Bob Herman on all the successful years of Highway Supervisor, thanked him for all of his hard work and devotion to the Town and wishes him the best with retirement.

ADJOURNMENT

Motion to adjourn by Councilman Carpenter second by Councilman Teixeira. All in favor.

Meeting adjourned at 7:07 pm.

Respectfully submitted,

Melissa Cerrillo

Melissa Cerrillo Deputy Town Clerk

THE MONTHLY AGENDA IS ON THE TOWN WEBSITE www.townofniagara.com

In Memoriam

Dominic N. DeBose

<u>Lori M. Hare</u>

Peter S. Fatouros

Richard Elridge