

**MARCH 13, 2019
SPECIAL TOWN BOARD MEETING**

Town Hall

5:00 P.M.

Supervisor Post led the pledge to the flag.

Roll Call

Present: Supervisor Post
Councilwoman White
Councilwoman Michalak
Deputy Supervisor Underhill

Absent: Councilman Zambito

Others

Present: Town Clerk Morasco
Highway Superintendent/Assistant Engineer Lichtenthal

The Supervisor called the meeting to order at 5:00 P.M.

RESOLUTION NO. 58:

Councilwoman White offered the following:

**SKYLIGHTERS OF NEW YORK, LLC
FIREWORKS PERMIT**

WHEREAS, Skylighters of New York, LLC has submitted an application to display fireworks, sponsored by Candi Possinger, on March 16, 2019 at Terry Hills Golf Course, 5122 Clinton Street Road, Batavia, New York (application attached); and

WHEREAS, the Town of Batavia Fire Department has been notified of application made; and

WHEREAS, a permit from the Town of Batavia is required.

NOW, THEREFORE, BE IT

RESOLVED, the Batavia Town Board hereby authorizes the granting of a Fireworks Permit to Skylighters of New York, LLC for Saturday, March 16, 2019.

Second by: Councilwoman Michalak

Ayes: White, Michalak, Underhill, Post

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 59:

Supervisor Post offered the following:

**OPPOSING THE PROPOSED AND AMENDED 2020 EXECUTIVE STATE BUDGET
IMPACTING AID AND INCENTIVES TO MUNICIPALITIES**

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AND STATE COST SHIFTS TO COUNTIES

WHEREAS, on February 15, 2019, Governor Cuomo announced a 30-Day Amendment to the 2019/2020 Executive Budget making impacted towns and villages whole from his changes to AIM funding by utilizing revenue from county sales tax, and

WHEREAS, instead of restoring AIM with State funding and signifying a desire by the State to act as partners with local governments, this budget amendment requires counties to make up for lost AIM funding with sales tax revenue, imposing a new mandate on counties, and

WHEREAS, already-existing unfunded State mandates are the cause of high local taxes in New York State, and

WHEREAS, counties were granted the authority to levy a local sales tax in the late 1960's to help pay for Medicaid, indigent legal defense services, probation, and other state mandates on counties, and

WHEREAS, requiring counties to make up for the State's cut in AIM funding to villages and towns sets an unsustainable precedent and unnecessarily shifts the State's burden to local taxpayers who already pay some of the highest property taxes in the nation, and

WHEREAS, currently nine state mandated programs placed on counties like Genesee equals more than 82percent of the typical county property tax levy, and these mandated costs continue to grow, and

WHEREAS, cutting AIM funding in the first place for Genesee County Towns and Villages would be a loss of \$287,165 and is a tax-shift from broad-based State income taxes to regressive local property taxes, and

WHEREAS, replacing what has been State AIM assistance with funding from county revenues is simply a tax-shift that will ultimately result in higher property taxes and is another erosion of Home Rule Authority by New York State,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Batavia supports the full restoration of this aid program to local governments and urges the Governor and State Legislature to fully restore this state funding in the final 2019/2020 state budget, and be it further

RESOLVED, that the Town Clerk is hereby directed to forward copies of this resolution to Governor Andrew M. Cuomo, Senator Michael Ranzenhofer, Assemblyman Stephen Hawley, and all others deemed necessary and proper.

Second by: Councilwoman White

Ayes: Post, White, Michalak, Underhill

APPROVED by unanimous vote (4-0)

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ADJOURNMENT:

Motion Deputy Supervisor Underhill, second Councilwoman Michalak to adjourn the Special Town Board Meeting at 5:05P.M.

Ayes: Underhill, Michalak, White, Post

MOTION CARRIED by unanimous vote (4-0)

Respectfully submitted,

Teressa M. Morasco
Town Clerk