

July 25, 2005 – Special Meeting

A special meeting of the Gardiner Town Board was held this evening at the Gardiner Meeting Hall at 6:00 PM. In attendance were Supervisor Zatz and Councilmen Fischer and Richards. Approximately 7± audience member were also in attendance.

### **SCHEDULE PUBLIC HEARING**

A public hearing was scheduled for August 9 at 7:15 PM on a local law to amend the Sole Assessor law. Motion was made by Councilman Richards, seconded by Councilman Fischer and carried.

### **GARDINER DAY MASS GATHERING PERMIT**

**Resolution No. 90** – Offered by Councilman Richards

**Whereas**, the Town of Gardiner has adopted certain rules and regulations governing outdoor musical entertainment, amusement and assemblies in order to provide for public order and the protection of safety, health and well-being of persons and property within the Town known as Chapter 107 of the Municipal Code, and

**Whereas**, the Gardiner Day Committee has proposed to hold an event known as “Gardiner Day” on Saturday August 20, 2005, at the premises known as Majestic Memorial Park on Murphy Lane in the Town of Gardiner which is reasonably expected to attract more than 500 persons, and

**Whereas**, the applicant has provided the Town Board with information concerning the purpose of the event, the hours of operation, the provision of adequate off-street parking, the provision of fire lanes and toilet facilities, evidence of compliance with the Health Department regulations, proof of adequate liability insurance and copies of notice sent to area police agencies, fire departments and rescue squads, and

**Whereas**, the Town Board is satisfied that adequate provisions have been made by the applicant and that planned event will not disturb the public order and safety, then

**Resolved**, the Town Board of the Town of Gardiner hereby grants a permit for an outdoor assembly known as “Gardiner Day” to be held on Saturday August 20, 2005, between the hours of 11:00 A.M. and 5:00 P.M. at Majestic Memorial Park on Murphy Lane in accordance with the application presented to the Town.

Seconded by Councilman Fischer and carried.

### **SUNRISE EAST DEVELOPMENT ACCEPTANCE OF HIGHWAY CONSTRUCTION AGREEMENT AND PERFORMANCE BOND**

**Resolution No. 91** – Offered by Supervisor Zatz

Resolved, pursuant to Section 31.36 of the Municipal Code (Subdivision Regulations) and in accordance with Town Law, the Town Board of the Town of Gardiner does hereby approve and accept a performance bond or other surety specified below to cover the cost of required improvements in the above matter.

Form of surety: Irrevocable Standby Letter of Credit, Duration: 330 days, Expiration Date: 06/21/06

Manner of Execution: Union State Bank by Francis X. Sansone Sr. VP & John Bartolotta Sr. VP

Amount of Surety: \$700,000

Further resolved, the Supervisor is hereby authorized and directed to sign on behalf of the Town Board of the Town of Gardiner a Highway Construction Agreement between Estates at Gardiner, LTD as successors in interest to Sunrise East Development Company, LLC and the Town of Gardiner dated July 12, 2005, wherein the developer agrees to complete the required improvements and the Town agrees to accept the offer of dedication following acceptable completion of the improvements.

Seconded by Councilman Fischer and carried.

**CABLE FRANCHISE RENEWAL**

A letter has been received that the cable franchise must be re-negotiated this year. The current franchise agreement has been extended to the end of the year. On motion of Supervisor Zatz, seconded by Councilman Fischer and carried, Councilman Richards was appointed to begin re-negotiation of the cable franchise agreement with Time Warner.

**VACANCY INTERVIEWS**

Interviews for the upcoming board vacancies have been scheduled for August 9 at 5:00 PM.

**ADJOURNMENT**

On motion of Councilman Richards, seconded by Councilman Fischer and carried, the meeting was adjourned at 6:20 PM.

Respectfully submitted,

Michelle L. Mosher  
Town Clerk