

July 21, 2014

Worksession

6:30 PM

Present: Supervisor D. Brochey; Councilmen W. Conrad & M. Marra; Dep. Sup. S. Edwards; Attorney M. Davis; Eng. R. Lannon; Hwy. Supt. D. Janese; WPCC Ch. Oper. J. Ritter; Parks/Rec. Director M. Dashineau; Chief C. Salada; Building Inspector T. Masters; Finance Director P. Kloosterman; M. Johnson, Internal Claims Auditor; 3 Press; 5 Residents and Dep. Clerk C. Schroeder

Excused: Councilmen A. Bax and R. Winkley

The Supervisor opened the Worksession at 6:40 p.m., followed by the Pledge of Allegiance and a moment of silent reflection.

AGENDA:

Brochey: Add Art Festival; ArtPark; Police Department; Riverwalk; Ex. Session re Legal and Personnel; Addition to Sanborn Fire Co. Roster.

Conrad MOVED to approve the agenda, as amended. Seconded by Marra and carried 3-0.

ABSTRACT:

Conrad MOVED to approve the Regular Abstract of Claims Numbered 1906 to 2307 and recommended payment in the amount of \$600,889.16, plus a post audit of \$120,310.24. Seconded by Marra and carried 3-0.

POST AUDIT PAYMENTS:

Conrad MOVED to approve the following vouchers for post audit payment: Home Depot - \$414.72; Sam Club - \$2,115.77; Delage Landen Financial - \$120.50; Leaf - \$455.80 and Mountain Glacier, LLC - \$31.85. Seconded by Marra and carried 3-0.

FRACKING:

Brochey said fracking has been becoming an issue across Pennsylvania. He believed there to be a moratorium in NY right now against fracking. Brochey said he heard rumors about frack water being transported from Pennsylvania into Lewiston for treatment. Eng. Lannon said that is not an option. To the best of his knowledge, the Treatment Plant could not handle the treatment of the frack water. Jeff Ritter agreed.

Eng. Lannon said the subject of fracking is in the Southern Tier along the Pennsylvania border. The East/West line between PA and NY is where the shell-gas is predominately located. Not so much in the Northern section of the State.

JOSEPH DAVIS STATE PARK:

Conrad said there is a burden with maintaining the park. He wanted to know what they plan to do with it. Turn it over to the State and relieve the Town of the burden? He received a call from a member of the LDC watching over JDSP. They would like the Town Board to hear their side of things before any decision is made either way. Conrad said he would like to hear what they have to say to make sure the Board has as much information as it can moving forward so they can make an educated decision.

Brochey said his concern is not to make a hasty decision right now. We are working with State Parks in hopes of fixing the Riverwalk area and using their water drain system. I don't want to ruffle their feathers right now. Brochey said the Parks Director has a good relationship with State Parks at Joe Davis.

Dashineau said the State has been very helpful in making a plan on what the Town is to maintain and how it is supposed to be maintaining it. In the event he does not have the equipment or expertise to maintain something State Parks has provided training and equipment to do so. The State has fixed the bathrooms and they are up and operational. They are working on the roofs of buildings that are in deplorable condition. They have sent an ecologist from the State to determine the health of the ponds to determine what the Town should and should not be doing with them. We got a better idea from the State for what their plan and goals are for the park when they first started. Going down that

path, they have helped us out quite a bit. Dashineau said the State is sharing maintenance crews with the Town from different parks.

Edwards asked if there is any cost burden or is the State taking the burden on the new roofs and the plumbing. There was one time we would supply the material and they would supply the labor.

Dashineau said that was his understanding too on the material.

Brochey said there is an asbestos problem in some of the buildings. Hopefully, we can work with them on that too. Dashineau said the shoreline is another area where work was done that the State didn't approve. The State will work with the Town on the asbestos issue, he said. They are going to board up all the buildings to secure them and seal them up. For the buildings they can't board up they will put another building on top of it to seal up the problem.

KEY BANK CHARGE RESOLUTION:

The Finance Director said they discussed this issue a month ago. Key Bank needs a resolution/vote from the Board stating each individual's name along with the credit limit to proceed.

Marra MOVED to authorize Credit Cards to Donna Garfinkel, Town Clerk - \$10,000 limit; Chris Salada, Police Dept. - \$2,000 limit; Jeanette Collesano, Senior Center - \$2,000 limit and Doug Janese, Highway Dept. - \$2,000 limit. Seconded by Conrad and carried 3-0.

Brochey said he omitted to add an item to the Agenda. He had a request from Village of Lewiston Trustee Bruce Sutherland to borrow a tent from the Town of Lewiston Recreation Dept. for use during The Great Contraption Race benefitting the "It happened to Alexa Foundation", scheduled August 2.

MARRA MOVED to allow use of a Town of Lewiston tent at Veterans' Park in the Village of Youngstown during the Great Contraption Race, August 2. Seconded by Conrad and carried 3-0.

EQUIPMENT TRANSFER:

Brochey said the Sewer Dept. has a Skid Steer Loader and a Hydraulic Compact Excavator purchased through a lease in 2013 that they no longer need. Per discussions with Jeff Ritter and Doug Janese, the Sewer Dept. would like to transfer the equipment to the Highway Dept. The Skid Steer had a purchase price of \$53,649.00. The Excavator had a purchase price of \$68,565.00. Both items were purchased on a three year lease-to-own program. One payment has been out of SS3. The Highway Dept. would assume the lease on the equipment and would make the equipment available to the Sewer Department when needed. This would free up \$20,000.00 a year for the Sewer Dept. to spend on other equipment that is needed.

Dashineau said he would be willing to share the cost of the equipment as both pieces of equipment are used extensively by the parks department.

After some discussion, it was recommended that Ritter, Janese and Dashineau work out the funding amongst themselves.

FORMATION OF SUPERVISOR/RESIDENT COMMITTEE:

Brochey said the formation of this committee is coming along. Nine or 10 individuals have applied. He will narrow this to five. This Committee will help the Supervisor diagnose capital improvement jobs, funding, grants, etc.

RIVERWALK ASSOCIATION:

Brochey read a letter written on behalf of the Board of Directors of Riverwalk, regarding concerns from owners of Riverwalk Drive South.

At the Board's June meeting, owners of 4306 and 4828 Riverwalk Drive South noted that they also are having drainage issues with water ponding in the rear of their units. The owners asked the Board if the drainage work being done on Riverwalk Drive will alleviate this problem.

Lannon said he was unable to comment at this time. The only thing he could comment on was that he had a commitment of the contractor to do the cleaning, flushing and televised work of the storm sewer by the end of the month.

RIVERWALK SIDEWALKS:

Brochey said the Town received three estimates for sidewalk repair. Atty. Davis recommended addressing this in executive session for advice from Counsel before any action is taken.

NASSBAUMER INVOICES:

The Finance Director said there are several outstanding invoices with Nussbaumer & Clark. In total, Nussbaumer & Clark have outstanding invoices totaling \$32,677.46. The top four items are Town projects totaling \$21,470.54. The remaining amounts are for two PIP's. He is looking for some guidance on how to proceed.

Atty. Davis said this is something that should be addressed in Executive Session also for advice of Counsel on how to resolve these outstanding accounts.

HEALTH CARE CONSORTIUM:

Brochey said he and the Finance Director are scheduled to attend a meeting in the Town of Somerset with Niagara County and other municipalities to develop a joint plan to save money on health insurance.

ART FESTIVAL:

Brochey said Art Fest promoters are looking for a picture of the current Town Board. He was unsure if there was one. Terry Duffy from the Sentinel said he might have a picture he would forward to the Supervisor.

ROBERT'S RULES OF ORDER:

Brochey read the following:

At the January 2, 2014 Reorganization meeting, the Town adopted Robert's Rules of Order for all official Town Board meetings. This motion was carried 5-0. The rules associated with the Board meetings are new to me and I believe it is important that we follow these rules to conduct efficient and effective meetings. With that said, I am making the request that all agenda items be submitted to the Clerk no later than noon on the Wednesday before the Board meeting. The agenda items should be clear and concise. If it is not on the published agenda we will not be discussing the topic.

I have two reasons for this proposition. First, this will allow for the Board members at the meeting to be properly prepared for all topics which will allow for more in-depth discussions. Secondly and most importantly, this provides transparency to our residents and allows them to be present at meetings of interest. Going forward, if we have a topic of discussion that arises the day of the meeting it will be added to the next Board meeting agenda allowing for preparation time. Furthermore, if topics come up during Board meetings that are not defined on the agenda the topic will be immediately tabled until the next meeting. If we do have an emergency item that needs to be discussed and voted on that is time sensitive I believe this would be one of the only items that we should be adding to the agenda at the meeting. I ask that you also flag me on these items.

MAWHINEY CLAY MINING:

The Building Inspector said last fall was the last time the Board discussed as a whole the Mawhiney Mine. They submitted a proposal for a mining permit. All the information was not correct on it. The amount of the check was incorrect. The check was never deposited. As of today, the Mawhiney mine does not have a permit. They have not taken any action to correct any of the nine or ten items the Town Board told them to correct. They have not done one. I'm looking for clarification of what to do. I'm hoping we can talk about that at some point.

Atty. Davis said there is a Supreme Court order about the operation of that mine. You eliminated what you can do going forward. You're going to violate the Judge's order with regard to the operation of that mine and the fees to the Town of Lewiston. I don't know what you want to do tonight but I'm happy to talk to you about that mine. I was not the attorney that handle any of that litigation but I'm familiar with what happened.

Brochey asked to get Atty. Davis up to date and get his professional opinion on how this should be handled.

Masters said they are operating every day without a Town permit.

Atty. Davis said the main provision of the Supreme Court order talked about the payment of fees to the Town. That is my primary concern but they otherwise have to comply with the Town's Excavation Law. They require a permit. They have a DEC permit. They require a local permit and they are likely required to provide certain information to the Building Inspector but I have not talked to Tim (Masters) about what he does and does not have.

The Building Inspector said he gave the Board 11 items on December 9, 2013 that have not been complied with along with all the corrections on the previous attorney's mining permit. All of those provisions have not been complied with. I'm just looking for direction on what to do.

Atty. Davis said he would like to review the Supreme Court order before he gives any legal advice as to the next step.

Conrad recommended discussing this in executive session regarding pending litigation.

AUGUST WORKSESSION:

Brochey announced a worksession will be held August 11, 2014 at 6:30 p.m.

YARUSSI – DICKERSONVILLE ROAD PROJECT:

Brochey said he received a complaint from Mr. Walck who has a collapsed pipe in his driveway at 4657 Dickersonville Road. The pipe has collapsed so badly that when it rains too hard, water does not go underneath the driveway but floods in front of his house. He was told it would be fixed by October. The Supervisor found this to be unacceptable.

Janese said this is a County road. It falls under the jurisdiction of Niagara County. The County has supposedly talked with Mr. Walck, who was told to contact the Contractor, Yarussi Construction, who damaged the actual pipe.

The Supervisor then read a letter from Robert Nablo of the Water Dept:

1. The work that Yarussi Construction did for the Town at Cliff Road regulator and Creek Road regulator was not satisfactory to the Town and Nussbaumer and Clark. When Yarussi asked for payment on the work they had done it was decided that they would "make right" to the Town various changes that were not done at the time of construction. These discussions should have been put into a letter and both parties could sign this document so there would be no problem moving forward. Yarussi has done some restoration at Cliff Road and Dickersonville Road but I am getting complaints that need to be addressed before we sign off on these projects.
2. There is a leak on the water main on Irving Dr. The waterlines in this area are 15' deep because of the Old Hojack railroad trestle. We attempted to dig it up but it is about 12' below Verizon's fiber-optic and telephone lines. I want to tie in at the hydrant and install a 320' of new 8" PVC at a reasonable depth and then abandon the old portion. Any modification or deletion of the Town's waterlines must be approved by the Health Department. I would like permission to discuss this matter with the Town Engineer.

The Engineer said he would contact Mr. Nablo. Conrad asked to be kept in the loop. The Engineer said he would.

RESCIND CAC MEMBERS APPOINTED IN JANUARY:

At the Reorganization meeting, a motion was made by former Town Councilman Ernest Palmer to nominate the following individuals to the CWM Siting Board CAC: Gary Catlin, Ronald Craft, Robert DiFrancesco, Mark Gallo and James Mandell until 12/31/2014. At the next meeting, the Supervisor noted that these were his appointments.

In an effort to clean up the minutes, **Conrad MOVED to rescind the motion on the January 2, 2014 Reorganization minutes on the CWM Siting Board CAC appointees and to confirm the Supervisor's appointments: Robert DiFrancesco, Dr. Mark Gallo, Edward Jesella, Joseph Leone, and Amy Witryol. Seconded by Marra and carried 3-0.**

The Supervisor said he is working on a CWM CAC meeting.

2015 GREENWAY PROJECT APPLICATIONS:

Going forward, the Parks/Rec. Director said he would start planning projects in the summer, apply for Greenway funds in the fall and begin construction when they are approved. We had an insurance adjuster and safety inspector take a look at all of our different playground units. There are issues at Colonial Village Park and Sanborn Park, specifically with the slides. They were deemed dangerous.

The first proposal for Greenway Funding would be for a new playground unit at Colonial Village Park in the amount of \$55,000.00. He also asked for permission to remove that playground completely. It was built in 1996. There are new sets of regulations for playgrounds. A lot of that playground doesn't pass muster. You're allowed to keep it there but once you start improving or upgrading it, they are going to want you to do the whole thing. We would spend just as much money maintaining it as we would buying it new at this point.

Marra MOVED to direct the Parks Department to immediately remove the existing playground unit at Colonial Village Park. Seconded by Conrad and carried 3-0.

Dashineau said he would work with the Grant Writer, Bernie Rotella to put together a Greenway package for playground equipment. He hoped to have this available for approval at the next meeting.

Dashineau said Colonial Village playground was built the same year as was the playground at Kiwanis Park that was replaced three years ago. At the time they demolished the playground at Kiwanis Park they put the components off to the side and offered a bidding process to the public for that equipment. That is now up at Porter-on-the-Lake. Dashineau said he would like to do the same for Colonial Village. He has been given permission to store all the components of the playground at the fire hall before it is offered up for bid.

The second Greenway proposal would be for repairs and upgrades to the Tennis Courts and 'overflow' basketball courts at Kiwanis Park. Amount to be determined by RFP process. The project will include joint crack repair, new sport-specific sealing and striping of the tennis and basketball courts. It would also include new tennis net systems and basketball net systems, as both are in disrepair. Both units have lasted well past their expected date of usefulness. Total project cost is estimated at \$55,000 to \$60,000.

QUASAR/EQUATE:

Conrad said they had talked in the past about issuing a six-month moratorium on Equate in the Town of Lewiston. What is our next move? Do we do the moratorium or do we just ban it and wait for someone to try and circumvent the law?

Atty. Davis said they could ban it but it would likely be challenged. A moratorium is what other municipalities have done. Davis said he takes direction from the Board. He hasn't been asked to draft a moratorium.

Brochey said the Town is sharing the cost of an environmental attorney with The Town of Marilla. Brochey said he will ask other towns to share in the cost.

Davis said the Town of Lewiston is being pro-active by retaining an expert. It should also be pro-active and adopt a moratorium.

Conrad MOVED to direct the Town Attorney to draft the language for a Moratorium on Equate, for Board review at the next meeting. Seconded by Marra and carried 3-0.

BRIDGEWATER ESTATES:

Atty. Davis said it would be his preference to discuss this in Executive Session as there is a pending court case and potential litigation to come.

McPEEK SITE PLAN:

The Planning Board on June 19, 2014, reviewed and approved a site plan for Ernest McPEEK to allow for a 3,000 sq. ft. addition to his retail (antiques) business, located at 2692 Saunders Settlement Road, SBL# 118.00-1-18.

Conrad MOVED to authorize a Negative Declaration on said proposal. Seconded by Marra and carried 3-0.

Conrad MOVED to approve said Site Plan located at 2692 Saunders Settlement Road, as proposed. Seconded by Marra and carried 3-0.

NYS DOT DRUG TEST:

Brochey said he would address this in Executive Session.

POND REQUEST – TOWNLINE ROAD:

Conrad referred to a request from Todd Schroeder to put a recreation pond on his property at 4912 Townline Road. The pond will be 50-ft wide, 100-ft. long and 10-ft. deep at one end and will have a sandy beach. The dirt from the pond will be used to fill in low spots on the property. Mr. Schroeder is asking that the \$5,000 excavation fee be waived.

Conrad MOVED to approve the pond with the following conditions:

1. The pond be constructed as planned and submitted
2. The spoils from the project to stay on the property and not sold off for profit
3. Benched slopes (4H:1V) for the first 20 feet
4. The depth of water to be between 6'-12'
5. A posted sign (Pond) with throw life ring
6. Overflow outlet required (spillway)

Seconded by Marra and carried 3-0.

Conrad MOVED to accept the waiver of the \$5,000 excavation fee. Seconded by Marra and carried 3-0.

TALARICO BROS. – DRAINAGE LINE:

A letter submitted by Mr. James Talarico was copied to the Town Board Town Attorneys, Engineer and Highway Supt., as follows: I am building a home at 741 Chicora Drive. When the cellar was excavated, a rear drainage line was hit because it was not in the drainage easement. Other builders have encountered the same problem. I checked with the Highway Supt. and he assured me that this problem would be corrected by the Town. I would like this problem addressed as soon as possible so that I don't have a problem obtaining the certificate of occupancy.

The Supervisor asked the Highway Supt. for his comments.

Janese: You're probably going to have to ask CRA. We have a set of drawings where they inspected it and said everything was fine. The actual line is about 20-ft in from where it should have been placed. When the contractor went to do some excavation on their property, they found the Town line quite away from where it was supposed to be

and where the Engineer said it was inspected and approved to be. I don't know what you want to do with it gentlemen? Do you want to hire somebody or direct me to do it? See if the Engineer has a different set of drawings this time. Obviously somebody did inspect it and signed off on it.

Conrad: What's the status of the drainage line right now?

Janese: They basically excavated thru them. You have to move them. They are in everybody's back yards.

Conrad: How long of a distance are we talking about?

Masters: About 300-ft.

Conrad: Is there a fix that you could suggest or recommend.

Janese: It's up to the Board, I guess. Does the Town want to assume the cost?

Conrad: We can figure that part out but what's the fix?

Janese: You're going to have to move the lines that are there. I would move all 300-ft. I can't see doing a Band-Aid.

Conrad: Do we know the contractor? Or was it done so long ago.

Masters: I'm pretty sure it was Smith Bros. Construction.

Atty. Davis: When was it built?

Janese: In the 1990's or early 2000's. The bottom line is it's your engineering and I'm not throwing any stones but your engineering firm approved it all. I don't know what you could possibly even say to the contractor.

Atty. Davis: The letter says "I checked with the Superintendent and he assured me this problem would be corrected by the Town." Were other assurances provided to him?

Janese: To whom? I don't even know who you are talking about.

Atty. Davis: James Talarico. The letter says you, the Highway Supt., assured him.

Janese: I wouldn't have and I have no intention to. That is why I'm bringing it to the Board.

Conrad: It obviously needs to be fixed. Can we put together a scope and estimate of what it would cost to make the changes so we have some idea of what we're dealing with and decide how we want to move forward with it?

Masters: It just needs to be done in a fairly quick manner because we have three houses that are roughed in right now that the storm water is basically dumping right in out of that line at their basements. I told them I would not issue a certificate of occupancy for those three homes until that line gets fixed.

Lannon: What we would need to do is install roughly 300-ft. of replacement pipe. The challenge is that there are some very large matured trees back along the easement. The pipe was moved to the north in an attempt to save the trees. Unfortunately, it was moved further than perhaps it should have been. Being that there is a large setback in the front, the lots are narrow so there is not a large area to place the home. Unfortunately when the excavation was done for the foundation of the basement it compromised the drainage system.

Conrad asked the Engineer to investigate what it would cost to put the pipe within the easement.

KIWANIS PARK DRAINAGE:

The Supervisor read the following letter submitted by David Szalach, 4813 Oakridge Lane. I live on the west side of Kiwanis Park. I would like the Town to look into a few concerns that I and my neighbors have regarding area drainage. When we built our house 15 years ago there was a French drain installed on the west side of Oxbow Lane and a catch basin with a drainage pipe extended to the storm sewer that runs north-south along the back edge of Kiwanis Park and behind the properties on Park lane. When this was first installed there was drainage of the water in the ditch and the culvert pipes connecting to it as well as flow in the accompanying storm sewer, which eliminated any standing water and consequently reduced any mosquito breeding habitat. Over the last several years this ditch has not drained and the accompanying storm sewer has become debris laden and stagnate to the point that it is a significant hazard to small children and a breeding ground for muskrats and mosquitos.

Also please consider removing the gate at the south end of Kiwanis Park as it no longer serves a purpose and only gives inconsiderate drivers something to go around and leave ruts in the grass.

Janese said he was unaware this was going to be on the agenda. He offered to take a look at the situation and report back at he next meeting.

SEWER REFUND REQUEST:

The Supervisor referred to a request from Tom & Lisa Trapasso, 655 Raymond Drive, for an exemption of sewer fees when the liner was replaced and the pool refilled. The water department calculated the refund at \$144.00.

Conrad MOVED for approval. Seconded by Marra and carried 3-0.

SMOKING BAN – RIVERWALK PATIO COMMUNITY:

The Supervisor said homeowners Robert & Susan Radke, 4295 Riverwalk South are asking the Board to consider a smoking ban in their patio-community. Brochey said he replied to the homeowners that this would be a State issue or to check with their Homeowners Association.

BUREAU OF FIRE PREVENTION – NEEDED WATER IMPROVEMENTS:

The Supervisor read a letter from Les Myer, Chairman of the Fire Bureau: The members of the Fire Prevention Bureau have met several times to discuss needed water improvements in the Town. There are three areas that we feel need to be upgraded at this time.

1. The first area is Creek Road north of Pletcher Road. This is an 8" water line that was installed to serve the houses on the west side of the road. This line should be replaced. In anticipation of the proposed Lewiston Recreation Center, engineering was done for this project but was never bid out. After reviewing the drawings with Water Dept. Foreman Robert Nablo, we would like to suggest a few changes. The changes we propose would better serve the Lewiston Porter School System and should not increase the construction cost. With a possible tie in with meters to the Town of Porter, this project may be eligible for assistance from the NCWD as a transmission line.
2. Another are is Lower River Road and Morgan Farms. Lower River Road from the Village line to Pletcher is a 1930's era 6" line. The remainder from Pletcher to the Town line is 12" but is of the same time era. Both of these lines should be replaced. The Morgan Farms area is in need of some line replacement to properly feed the Lower River Road line.
3. The third area is Mayflower Road. This is an older 6" line that should be replaced to increase the available fire flow.

Eng. Lannon said he would discuss these items with the Water Foreman and get some further information. I would have to find where it is located and find out what the next steps would be. If you are looking for estimated construction costs, I can prepare them for the next meeting. The Board asked to put this on the agenda for the next meeting.

2013 - \$1,750,000 Public Improvement BAN Renewal:

The Finance Director said the BAN is coming due for renewal. He provided the Board with three different options on what to do with it. At this point, it would be his recommendation to roll it over to a new BAN. He estimated a \$200,000 additional hit to the Highway Budget for 2015. I just wanted to get this information to the Councilman so they could look at it. If they had any questions he would discuss them in-depth with them. The Board tabled this item until the next meeting.

SANBORN FIRE COMPANY:

The Sanborn Fire Company submits for active membership in said Fire Company the following name: Alusha A. Price, 5506 Townline Road.

Marra MOVED to approve. Seconded by Conrad and carried 3-0.

Before entering into executive session, the Highway Supt. asked for some type of decision on the Muckland Pumps. Also, Janese said there will have to be some site work done behind the houses on Riverwalk after they put the drainage line in.

Also, Janese asked for a brief executive session to discuss personnel and contractual.

Chief Salada said the Village of Youngstown is asking to borrow the unmarked police car from Thursday to Sunday during the Level Regatta. They will be using it for additional patrol.

Marra MOVED for approval. Seconded by Conrad and carried 3-0.

Brochey said the Village of Lewiston thru the Police Department ordered "NO PARKING" signs thru the Modern Corp. for use during Artpark events. Brochey said it was brought to his attention that the Town of Lewiston would be responsible for purchasing the signs. Chief Salada said that is the matter up for discussion. Who is responsible for paying for them?

Prior to the Artpark season this year, the Village DPW approached him and said they were down to less than half the signage from years past. It came close to the season so we had to order them, Salada said. It was a time sensitive thing that had to be ordered. I'm just looking for direction for who is going to pay for them. Salada said he did not want the funds coming out of his budget. Although they don't say Artpark on them, they were specifically ordered for Artpark.

Brochey said it is his opinion that Artpark should be paying for the signs. He recommended sending the bill to them. Atty. Davis agreed to send the bill to Artpark to see if they will pay it.

Conrad said the signs were ordered for a safety concern. Salada agreed. If the "No Parking" signs are not up, it does create a safety hazard for pedestrians to cross the roadways and emergency vehicles cannot get thru the narrow roadways.

Mike Johnson, Internal Claims Auditor, said there is \$5,000 in the Highway Budget for signage. Can you take some of that out of there? Janese said that would be okay.

Conrad MOVED to allocate the funding for the Artpark signs from Traffic Control Acct.# A00-3310-0400-000. Seconded by Marra and carried 3-0.

Conrad MOVED to forward the invoice to Artpark for reimbursement of the signs. Seconded by Marra and carried 3-0.

Marra MOVED to adjourn into executive session for contractual matters, personnel and to obtain advice from counsel on legal matters. Seconded by Conrad and carried 3-0.

Time: 8:40 p.m.

Executive Session:

Present: Brochey, Conrad, Marra, Edwards, Janese, Lannon, Masters, Kloosterman and Davis

Issues Discussed:

1. Joseph Davis State Park – Parking Lots
2. Chicora Drive Drainage
3. Riverwalk Sidewalks
4. Muckland Pumps

5. Mawhiney Mine
6. Nussbaumer & Clark Invoices
7. DOT Drug Testing

Conrad MOVED to exit Executive Session and adjourn Worksession. Seconded by Marra and carried 3-0.

No Action Taken.

Transcribed and
Respectfully submitted by:

Carole N. Schroeder
Deputy Town Clerk