

PRESENT: Supervisor Newlin; Councilmembers Bax, Edwards, Johnson and Palmer; Attorney Leone; Deputy Attorney Koryl; Finance Officer DiRamio; Building Inspector Masters; Deputy Supervisor Elgin; Town Engineer Lannon; WWTP Chief Op. Lockhart; Grant Writer Rotella,; 3 Press; and Clerk Donna Garfinkel

Supervisor called meeting to order – 5:45 p.m. and asked Board members for any additions to the agenda.

Edwards requests addition of Highway equipment request. Palmer requests an Executive Session regarding Modern. Leone requests litigation and a contractual matter be addressed in Executive Session.

Johnson MOVED for approval of the Agenda as amended, Seconded by Bax and Carried 5 – 0.

First Agenda Item – Approval of Abstract

Johnson MOVED to approve the Regular Abstract of claims numbered 748 to 1156, and recommend payment in the amount of \$748,765.74, and a Post Audit of \$167,800.22, Seconded by Edwards and Carried 5 – 0.

Second Agenda Item – Highway Equipment request.

Highway Superintendent Reiter requests the purchase of a Tandem truck and equipment for snow removal in the amount of \$191,348.43.

Johnson met with Highway employees and the truck was discussed. It is in need of replacement. At this meeting it was requested a list be generated of other equipment that will be needed.

Edwards said the truck itself is \$112,848.43. The attachments are an additional \$78,500. It was questioned, that if the Town did not have the State and County Snow Removal Contracts, would the truck be necessary? This is an awful lot of money.

Bernie Rotella was asked to look into a grant.

Edwards MOVED to table, for additional information, Seconded by Palmer and Carried 5 – 0.

Third Agenda Item – Water Department Seasonal Hires

Water Dept. has requested to hire two seasonal employees. To be addressed in Executive Session.

Fourth Agenda Item – Document between the Town Board and Highway Superintendent regarding 2009 road paving schedule.

Leone does not have the document to present tonight. Will be addressed at the Board meeting of April 23, 2009.

Fifth Agenda Item – Proposal between Town and Riverwalk Homeowners Association

Leone said the Homeowners Association would like to plant trees in a Town right-of-way. Before this can happen, all appropriate departments need to comment. An agreement would need to be signed to allowing the Town on the property for repair, if necessary.

Johnson MOVED to forward the Homeowers Association request to all department heads asking for comments, then subject to Building Inspector Masters and Attorney Leone's approval, to accept the request, Seconded by Bax

Palmer asked if the Board knows for certain the Homeowners Association is 100% behind the request.

Leone does not have an answer; other than they were at the last Board meeting with the request. Any agreement will need to be signed by a representative of the Association. Leone would require a resolution from the Homeowners Association stating they authorize this or recite in the document that it be fixed pursuant to a resolution.

Masters questioned what should be done if department heads are not in favor? Johnson told Masters to then bring it back to the Town Board.

Bax amended the Motion that the Homeowners Association is to be behind the intent of the request, Carried 5 – 0.

Edwards suggests all department heads attend all Worksessions. Many issues could be resolved at the meeting. Newlin will forward a memo informing department heads, or a representative, that they are to attend Worksessions.

Sixth Agenda Item – Waste Water Treatment Plant requests use of an old Water Dept. van to be used as a TV and pipe repair truck. Lockhart said it is a covered 3¼ - ton Chevy van with about 180,000 miles. The body is o.k. It will be a good vehicle to use for the TV work.

Bax said the Kelly Blue Book value of the van is approximately \$1,000.

Bax MOVED to transfer the value of the van from SS1 to the Water revenue line, Seconded by Johnson and Carried 5 – 0.

Seventh Agenda Item – Boundary Waters Greenway Project

Newlin explained. The Boundary Waters Treaty Centennial in Niagara will bring political profile, media exposure, tourism, and regional visitors as well as important experience in cross-border coordination and marketing. Therefore, they are requesting funding of \$5,000 from local municipalities to help promote the many activities. There are 6 or 7 events taking place in Lewiston.

Request tabled for further information. Newlin will invite a representative to speak to the Board at the next meeting.

Eighth Agenda Item – Niagara University

The Planning Board reviewed a variance request and recommend approval of the site plan (PD) for renovations and an addition to Clet Hall.

Palmer MOVED approval of the site plan for renovations and an addition to Clet Hall, Seconded by Bax and Carried 5 – 0.

Ninth Agenda Item – Drainage Issue – 752 Ridge Road ditch card

Leone updated the Board. The ditch card has been signed by the owners listed on the tax assessment roll. A letter has been received by the owners with seven conditions. Edwards to oversees the project; Town Engineer has full control; area graded and seeded; property put back to original condition; three days notice; new line is not to be on their property. Leone has no control over any of these conditions.

Edwards said the ditch card has been signed, the Town has more than competent employees to do the job, it will be overseen by the Town Engineer and it will be done as soon as possible.

Leone said the Town has operated with a ditch card in the past, there is no reason that it can't operate with one now. To say that the Town needs to enter into a formal contract to do this, Leone doesn't feel it is necessary to go that far.

Edwards MOVED to move forward on this project and complete it as soon as possible, Seconded by Bax and Carried 5 – 0.

Leone will forward a letter notifying the resident the Town will commence work based on the ditch card.

Tenth Agenda Item – Town of Lewiston care-van – Senior Center

Bax requested a discussion in Executive Session.

Eleventh Agenda Item – Drainage / Paving Cost – Mt. View Drive project

Lannon took the street length off the streets included in Reiter's original list and computed cost estimates. The estimate is approximately \$385,000. This does not include trucking or personnel labor. The asphalt material cost estimate is off the Niagara County current bid list. April 23rd is the projected start date.

Lannon said there are 5 drainage issues in the Mt. View area that need to be addressed at the same time. The estimated cost of \$20,000 to address them is included in the figure. There are catch basins that will be raised. There are always unknowns that will be uncovered as the project proceeds.

Edwards MOVED to authorize Highway Superintendent Reiter permission to start milling the 2009 road projects and the drainage associated with the project, Seconded by Palmer and Carried 5 – 0.

Eleventh Agenda Item - Sanborn Band Contract

Bax MOVED to authorize the Supervisor to sign the contract with the Sanborn Volunteer Fire Company, Inc. Band, Seconded by Edwards and Carried 5 – 0.

Bax MOVED to enter into Executive Session to discuss: proposed contract for the Town of Lewiston – Bicycle / Pedestrian Trail (Escarpment) project; personnel – appointment of the Storm Water Management Officer; hiring in Water Dept.; Modern Contract; Insurance Policy in regards to the Senior Van; litigation and Contractual Negotiation, Seconded by Edwards and Carried 5 – 0. (6:25 p.m.)

PRESENT: Supervisor Newlin; Councilmembers Bax, Edwards, Johnson and Palmer; Attorney Leone; Deputy Attorney Koryl; Building Inspector Masters; Deputy Supervisor Elgin; Chief Op. Lockhart; Grant Writer Rotella

Johnson MOVED to exit Executive Session and reconvene, Seconded by Edwards and Carried 5 – 0. (8:40 p.m.)

Chief Opt. Lockhart approved as Storm Water Management Officer, at \$10,000/year, payable from SS1, cost to be split between Village of Lewiston, Town of Lewiston and the Town of Porter. Carried 5 – 0.

Supervisor authorized to sign contract with Hatch Mott MacDonald, in regards to the Town of Lewiston – Bicycle / Pedestrian Trail not in excess of \$200,000, subject to approval of Town Attorney. Carried 4 – 1 (Johnson)

Edwards MOVED to hire Kyle Nablo and Patrick Yankelunois, for the Water Department (Seasonal employees) at \$10/hour pending review by Personnel Department. Carried 5 – 0.

Executive Session minutes taken by Attorney Robert Koryl