

PRESENT: Supervisor Dennis Brochey; Councilmembers Bax, Ceretto and Conrad; Town Attorneys Davis and Seaman; WWTP Chief Oper. Ritter; Zoning Officer McAuliffe, Highway Superintendent Janese; Town Engineer Lannon; Finance Officer Blazick; Police Chief Previte, 2 Press; 7 Residents and Clerk Donna Garfinkel

EXCUSED: Councilman Winkley

The Supervisor opened the meeting, followed by the Pledge of Allegiance and a moment of silent reflection.

AGENDA APPROVAL

Additions: Brochey – Executive Session – Personnel; Bax – Police hire

Bax MOVED to approve agenda as amended, Seconded by Conrad and Carried 4 – 0.

APPROVAL OF ABSTRACT

Conrad MOVED the approval of the Regular Abstract of Claims numbered 7093 to 7295 and recommended payment in the amount of \$322,604.08, plus a Post Audit of \$38,590.20, Seconded by Bax and Carried 4 – 0.

DEPARTMENT HEAD CONCERNS

FINANCE

At the Tentative Budget Presentation meeting the Board authorized Blazick to establish a new account for the Casino receipts. The account number for Niagara County Casino Receipts will be B00-1000-2390-0000.

Blazick said Highway has requested to carry over \$60,000 of the Road Improvement budget line. This added with next years budget will allow for the paving of Pletcher Road. Paving would be approximately \$306,000.

Seaman said this can be done. The funds would be returned to its original budget line as unused. Blazick said the funds comes out of H-97, so if this is not drawn out, it will be in there.

Seaman does not believe a motion is needed because it is unexpended. Janese feels that Pletcher Road is the one road in most need. Because of the budget, there will not be enough money next year. It will be \$306,000 to do the first half of the road. Janese's thinking carrying over enough money this year; add to the requested \$250,000, the project can be done next year.

Bax has no objection to this.

Blazick said, at the end of the year, she won't transfer as much money into the revenue for this year. His expenses will be down by that amount. This can be formalized at a budget meeting.

ENGINEERING

Lannon said Lewiston is close to receiving the easement from NYS. An e-mail has been received from Ron Peters stating he has the easement signed, but the State needs to conduct a Short EAF for the transfer of the easement to the Town.

In May, the Town prepared a SEQRA, with a Negative Declaration. This has been forwarded to the State. Because the State is the grantor of the easement, the State must be Lead Agency.

The design has been completed and can be shown to Highway Superintendent and the Board to see the plan. The plan will include the 850 feet of pipe in the easement to connect the existing storm sewer in Joseph Davis State Park, along to the ponds, allowing the residents a point to

drain to. This will include low-crossing, rear yard drainage and ditch improvements. Hopefully in the next week or two this can move forward.

This will lower the ponds, allowing the gravity drainage from the rear yards to the pond. It still needs to go from the rear-yard to the pond; this is just 850 feet interacting with the State.

The remaining work that needs to be done will be under the purview of the Town and/or the residents along the impacted area of Riverwalk Drive.

Conrad asked if there is any immediate benefit to the residents of Riverwalk Drive. Lannon said there is not an immediate benefit, what this will do is allow the ponds to be lower. There will need to be additional work, beyond the 850 feet of pipe the Town is doing, to get the rear-yard drainage to the ponds. Once the storm sewer is installed, that in and of itself, will not solve the rear-yard drainage until it is collected and conveyed to the ponds.

Janese agrees with Lannon. It is going to be a good thing, to allow somewhere for the water to be taken to. It is less than 25% - 30% of the project. It is not clear who will be responsible to get the water to the south side of Riverwalk. It may take twice as much pipe to get the pond towards the backyards.

LEGAL

At the Board meeting of September 28th the Board passed a resolution for an emergency water main break repair. The resolution was for The Circle Drive, this needs to be corrected in the record to reflect Country Club Trail.

Bax MOVED to correct the name of the street for the water main break resolution to County Club Trail, Seconded by Conrad and Carried 4 – 0.

WPCC – RETIREMENT

As of September 30, 2015 Rosalie Kilmer – Clerk for the Plant will be retiring. As a Medicare eligible retiree, she will be going into the Town's Medicare advantage health plan.

Due to circumstances resulting in late retirement notification, she cannot get Medicare Part B before October 1st. Kilmer respectfully requests a one-month extension of her existing health coverage at a cost of \$398.90.

Bax MOVED to cover Kilmer at a cost of \$398.90 for health coverage, Seconded by Conrad and Carried 4 – 0.

Bax requests the hiring of three Police Officers.

Bax MOVED to hire Maria Battista, Brandon Comerford and Eric Bronchideal as Part-Time Police Officers, Seconded by Ceretto and Carried 4 – 0.

These are to fill vacancies that exist in the department.

UNPAID WATER AND SEWER CHARGES

A memo has been submitted requesting the unpaid water and sewer charges be placed on the 2016 Town and County taxes.

Conrad MOVED to place the following unpaid water and sewer charges on the 2015 - 2016 Town and County taxes: Water - \$93,386.99; Sewer (Master) - \$84,965.12; Sewer (South) - \$8,502.06 for a total of \$186,854.17, Seconded by Bax and Carried 4 – 0.

UNPAID TOWN CHARGES (Grass Cutting)

A memo has been submitted requesting the grass cutting fees be placed on the 2015 – 2016 Town and County taxes.

Bax MOVED to place Grass Cutting fees - \$5130 and the Administration fee - \$3,700, on the 2015 – 2016 Town and County taxes, Seconded by Conrad and Carried 4 – 0.

LEGACY DRIVE ROAD MAINTENANCE BOND EXPIRATION

Correspondence has been received from Dominic Massaro requesting the Town write a letter stating there will be no claims on a bond, after the expiration date that was issued. In Seaman's experience the Town doesn't do this. The bond takes its course. If for some reason, in this case, there is a need to do this; before any letter is issued the appropriate people should inspect the structure to make sure that is the case.

Seaman is not clear of the purpose of the letter. Normally the Town doesn't issue a letter like this where there is a maintenance bond, but nothing says you can't issue one. Again if the Town does, Seaman suggests an inspection be done.

The sidewalks and streetlights have not been completed on Legacy Drive. Lannon said the bond in question covers just the roadway. The street lighting is in National Grid's hands. There are several small items that need to be addressed/installed but are not part of this bond.

Bax asked Janese if he would be the one to inspect the roadway. Janese said it would be at the Board's pleasure. Janese said he did request some things to be done prior to dedication. Janese said he will go out and reinspect and report back to the Board at the next meeting.

Conrad asked if this is documented in some fashion. Janese said he will issue a report on his findings.

Bax MOVED to enter into Executive Session, Seconded by Conrad and Carried 4 – 0.

PRESENT: Supervisor Dennis Brochey; Councilmembers Bax, Ceretto and Conrad; Town Attorneys Davis and Seaman; Police Chief Previte, Brian Doyle (phone)

Discussion on matters concerning the employment of a particular individual and litigation/collective bargaining.

Bax MOVED to exit Executive Session, Seconded by Conrad and Carried 4 – 0.

No actions taken.

Bax MOVED to adjourn, Seconded by Conrad and Carried 4 – 0.

Respectfully Transcribed and Submitted by:

Donna R. Garfinkel
Town Clerk