

## **Town of Grand Island – Regular Meeting #23**

A regular meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Rd., Grand Island, NY at 8:00p.m. on the 20<sup>th</sup> of December, 2010.

Present:	Peter A. McMahon	Supervisor
	Mary S. Cooke	Councilwoman
	Richard W. Crawford	Councilman
	Gary G. Roesch	Councilman
	Raymond A. Billica	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Supervisor McMahon called the meeting to order at 8:00p.m.  
Reverend Sam Venne from St. Stephen RC Church gave the Invocation.  
Councilwoman Mary Cooke led the Pledge of Allegiance.

### **PROCLAMATION:**

**Eagle Scout – Christopher Sean Swagler**

### **PUBLIC COMMENTS:**

This is an opportunity for residents to comment on any matter regarding the meeting agenda items only.

*Speakers:* None

### **PUBLIC HEARING:**

#### **2011 Sewer Rents**

A public hearing was held at 8:00 P.M. for the purpose of hearing anyone who wanted to speak in favor of or in opposition to proposed 2011 Sewer Rents at \$5.00 per 1,000 gallons of water usage.

*Speakers in Favor:* None

*Speakers in Opposition:* None

Supervisor McMahon declared the Public Hearing closed.

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to approve the 2011 Sewer Rents at \$5.00 per 1,000 gallons of water usage.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

### **APPROVAL OF MINUTES:**

A motion was made by Councilman Crawford, seconded by Councilman Billica to approve Minutes of Workshop Meeting #84, December 6, 2010, Minutes of Workshop Meeting #85, December 6, 2010, Minutes of Workshop Meeting #86, December 13, 2010 and Minutes of Regular Meeting #22, December 6, 2010.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

## **Town of Grand Island – Regular Meeting #23**

### **CONSENT AGENDA:**

1. Time Warner Cable – Price Adjustment Notice
  2. Time Warner Cable – Developments Affecting Time Warner Cable Subscribers in the Western New York Division
  3. Meeting Minutes – Zoning Board of Appeals – November 4, 2010
  4. Meeting Minutes – Planning Board – October 12, 2010
  5. Meeting Minutes – Commission for Conservation of the Environment – October 14, 2010
- A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the consent agenda as distributed.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

### **COMMUNICATIONS –TOWN BOARD:**

#### **SUPERVISOR McMAHON:**

##### **Fire Company Contract – Set Public Hearing**

A motion was made by Councilman Roesch, seconded by Councilman Crawford to set a Public Hearing for Monday, January 3, 2011 at 8:00p.m for the purpose of hearing from anyone who wants to comment in favor or in opposition to a proposed three-year contract with the Grand Island Fire Company.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

#### **COUNCILWOMAN MARY S. COOKE:**

##### **Medical Care Bonus Returned to Town**

Councilwoman Cooke returned the health insurance incentive check in the amount of \$4,056.79. This is for information purposes only, no action by the Town Board.

#### **DEPARTMENT OF ENGINEERING & WATER RESOURCES – JOHN WHITNEY:**

##### **Change Order No. 1 – Grand Island Library Lighting Modifications – Job: M-82-09**

Change Order No. 1 is to provide all labor and materials necessary to install 3 additional exit/emergency lights that were not shown on the contract drawings.

A motion was made by Councilman Crawford, seconded by Councilman Billica to accept the recommendation of the Town Engineer and approve Change Order No. 1 in the amount of \$495.00 for Grand Island Library Lighting Modifications – Job. M-82-09.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

##### **Resignation – Senior Engineer Assistant**

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to accept the resignation of Kevin Lesika, effective January 2, 2011 as Senior Engineer Assistant with regret and a certificate of appreciation to Mr. Lesika.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

#### **RECREATION DIRECTOR – LINDA TUFILLARO:**

##### **Authorize Supervisor to Sign – DFY State Aid Reimbursements – 2010**

A motion was made by Councilwoman Cooke, seconded by Councilman Billica to authorize the Supervisor to sign the NYS Division for Youth, R001 State Aid reimbursement forms for 2010 in the amount of \$4,638.00.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

## **Town of Grand Island – Regular Meeting #23**

### **TOWN ACCOUNTANT – PAMELA BARTON:**

#### **Budget Amendments and Transfers**

The Grand Island Town Court was in receipt of a Justice Court Assistance Program (JCAP) NYS Grant for the renovation of the courtroom. The final grant check received 3/18/10 was in the amount of \$20,300. Although the majority of the renovations were completed and paid for in the 2009 budget, a small amount of work was completed in 2010. This work amounted to approximately \$2,500.

A motion was made by Councilwoman Cooke, seconded by Councilman Crawford to approve the following budget amendment:

Increase	001.0001.3007	NYS Grants	\$ 2,500
Increase	001.1110.0200	Justice Court - Equip	\$ 2,500
APPROVED	Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon	
	Noes 0		

The second half of the 2009-2010 NYS Local Government Records Management Improvement Fund (LGRMIF) Grant for the Town of Grand Island has been received in the amount of \$17,121. This grant was obtained for a GIS Pilot Project for the purchase hardware and software, and professional services required to implement the system for the collection of GIS data.

A motion was made by Councilman Billica, seconded by Councilwoman Cooke to approve the following budget amendment:

Increase Revenue a/c	001.0001.3007	NYS Grants	\$ 17,121
Increase Appropriation	001.1440.0409	Engineering – Prof. Svcs	\$ 17,121
APPROVED	Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon	
	Noes 0		

The 2010 Highway Fund equipment spending is over budget, both for new purchases and repair and maintenance of existing equipment. Some of this (\$82,000) can be attributed to 2009 Equipment line being under spent, and the balance was not able to be encumbered.

A motion was made by Councilman Crawford, seconded by Councilman Billica to approve the following budget amendment:

Increase Appropriated Fund Balance	002.0002.9999	\$ 125,000
Increase Appropriations Machinery-Equipment	002.5130.0200	\$ 85,000
Machinery – Repair & Maint Equip	002.5130.0421	\$ 40,000
APPROVED	Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon
	Noes 0	

In May 2010 a donation was made for playground equipment at Ed Ball Park. The equipment was purchased, installed and paid for this summer.

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to approve the following budget amendment:

Increase Revenue	001.0001.2709	Revenue-Donations	\$ 6,200
Increase Appropriations	001.7140.0200	Recreation-Playgrounds	\$ 6,200
APPROVED	Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon	
	Noes 0		

A motion was made by Councilman Crawford, seconded by Councilman Billica to approve the following amendment which includes an estimate of the funds need for the remainder of the 2010 budget year for Professional Services in the Law Office which is over budget:

Increase Appropriated Fund Balance	001.0001.9999	\$ 65,000
Increase Appropriation- Professional Svcs-Law Office	001-1420-0409	\$ 65,000
APPROVED	Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon
	Noes 0	

#### **Budget Amendments and Transfers**

**Monday, December 20, 2010 - 3**

## Town of Grand Island – Regular Meeting #23

In order to cover the expenditures from the July 4<sup>th</sup> Road Race, it is necessary to recognize the revenue received from the entries. Over \$10,000 was taken in. The expenses were just over \$6,000.

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the following budget amendment:

Increase Revenue	001.0001.2003	Revenue-July 4 <sup>th</sup> Road Race	\$6,200
Increase Appropriations	001.7550.0462	Recreation-Celebrations	\$6,200
APPROVED Ayes	5	Cooke, Crawford, Roesch, Billica, McMahon	
Noes	0		

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the following budget transfers needed to balance each fund in preparation for the year ended 12-31-2010. All transfers are being made within the same fund.

**General:**

DEPT	ACCOUNT NAME	ACCOUNT NUMBER	TRF NEEDED	FROM A/C	\$	FROM DIFFERENT DEPT	EXPLANATION
TOWN BOARD	PROF SVCS	001-1010-0409	31,000.00	001-1990-0475	31,000.00	CONTINGENCY	EXCEEDED BUDGETED AMOUNT
COURT	DEPT. SPPLS	001-1110-0443	4,000.00	001-1990-0475	4,000.00	CONTINGENCY	LAW BOOKS
SUPERVISOR	DEPT. SPPLS	001-1220-0443	1,200.00		1,200.00	CONTINGENCY	OFFICE CHAIRS (5)
AUDITING & ACCTNG	PROF SVCS	001-1320-0409	300.00	001-1990-0475	300.00	CONTINGENCY	EXCEEDED BUDGETED AMOUNT
ASSESSOR	PROF SVCS	001-1355-0409	8,000.00	001-1355-0100	8,000.00		APPRAISAL SVCS-LIFE TECH
ELECTIONS	RENTALS	001-1450-0410	100.00	001-1450-0100			
	DEPT. SPPLS ELEC	001-1450-0443	1,200.00	001-1450-0102			
	INSPECT	001-1450-0455	1,960.00	001-1990-0475	3,260.00	CONTINGENCY	SPECIAL ELECTION
TRAFFIC CONTROL	R&M EQUIP	001-3310-0421	12,000.00				
	DEPT. SPPLS	001-3310-0443	3,000.00	001-1620-0407	15,000.00	SH.SVCS-UTILITIES	REPAIR SIGNALS/PURCHASE ROAD SIGNS
ZONING	REG PAY	001-8010-0100	3,500.00	001-8011-0100	3,500.00	ZBA-REG PAY	SPLIT BETWEEN DEPTS
			66,260.00		66,260.00		

**Highway:**

DEPT	ACCOUNT NAME	ACCOUNT NUMBER	TRF NEEDED	FROM A/C	\$	FROM DIFFERENT DEPT	EXPLANATION
MISC B&W	REGULAR PAY	002-5140-0100	85,000.00	002-5110-0100	50,000.00	GENERAL REPAIRS	
				002-5142-0102	35,000.00	SNOW REMOVAL	
EMPL BENEFITS	WORKER COMP	002-9040-0800	1,750.00	002-9060-0800	1,750.00	MEDICAL INSUR	
TOTALS			86,750.00		86,750.00		

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

**CODE ENFORCEMENT OFFICER – DOUGLAS LEARMAN:**

**Electrical Examining Board Election**

Having reviewed the results of the recent Electrical Examining Board election, a motion was made by Councilman Crawford, seconded by Councilman Billica to appoint Robert Zacher to a two-year term to the Electrical Examining Board for Grand Island.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

## **Town of Grand Island – Regular Meeting #23**

### **PLANNING BOARD:**

#### **River Oaks Marina, 101 Whitehaven Road – Site Plan Application – Warehouse/Showroom/Service (Reapproval)**

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to refer the application for a reapproval of the Site Plan for a Warehouse/Showroom/Service for River Oaks Marina, 101 Whitehaven Road to the Town Attorney.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

#### **East River Landings – Phase 3 – Final Plat Approval**

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to set a Public Hearing for Monday, January 3, 2011 at 8:00p.m. for the purpose of hearing from anyone who wants to comment in favor or in opposition to East River Landings – Phase 3 – Final Plat Approval.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

### **COMMUNICATIONS – GENERAL:**

#### **Resignation – Board of Assessment Review**

A motion was made by Councilman Crawford, seconded by Councilman Roesch to accept the letter of resignation from John McCarthy from the Board of Assessment Review with regret and a certificate of appreciation to Mr. McCarthy.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

#### **County of Erie, County Executive – Lake Erie Watershed Municipal Survey, November 2010**

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to refer the Lake Erie Watershed Municipal Survey to the Conservation Commission.

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

### **REPORT OF THE AUDIT COMMITTEE:**

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to pay

Vouchers #99765 - 99870

General \$ 63,740.07

Highway \$ 52,731.87

Sewer \$ 23,982.36

Water \$ 3,986.65

Capital \$ 26,479.48

Garbage \$103,596.78

Total \$274,517.21

APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon  
Noes 0

### **UNFINISHED BUSINESS:**

#### **Local Law Intro #2 of 2009 - Rezoning of Business Districts**

Remains Tabled.

#### **Development & Funding Agreement – JSJ Holdings LLC**

Remains Tabled.

### **FROM THE TOWN BOARD:**

**Monday, December 20, 2010 - 5**

## **Town of Grand Island – Regular Meeting #23**

**From All: Merry Christmas – Happy New Year!**

**Councilwoman Cooke:** Google Grant Application – Waiting for Results

**Councilman Roesch:** 88 Workshops and 23 Regular Town Board Meetings this year.

### **ADJOURNMENT:**

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to adjourn the meeting at 8:30p.m.

APPROVED   Ayes   5           Cooke, Crawford, Roesch, Billica, McMahon  
                  Noes   0

A moment of silence was observed in memory of the following:

Helen Simpson	Robert Cosgrove
Kathleen Darby	Ron Borden
Lester Herrmann	David Yensan
Fred Parks	Siegfried Wasse
Raymond Gress, Sr.	Theodore Kumlander

Respectfully submitted,

Patricia A. Frentzel  
Town Clerk