

Town of Grand Island – Regular Meeting #11

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 20th of June, 2011.

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 Peter McMahon called the meeting to order at 8:00p.m.
Reverend Earle C. King from St. Martin-in-the-Fields Episcopal Church gave the Invocation.
Councilman Gary Roesch led the Pledge of Allegiance.

PROCLAMATIONS:

World War II Honor Flight Veterans – Joseph Muoio, Peter Xanthos, Donovan Wasson

PUBLIC COMMENTS:

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

<i>Speakers:</i>	Lawrence Culp
	Re: Extreme Noise on River

PUBLIC HEARING:

Linda J. Velarde – Block Party – Wallace Drive, Saturday, July 16, 2011

A Public Hearing was held at 8:00p.m. for the purpose of hearing anyone who wants to comment in favor or in opposition to a request to temporarily close a street for a block party on Wallace Drive between Huth Road and South Park to be held on Saturday, July 16, 2011.

<i>Speakers in Favor:</i>	None
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<i>Speakers in Opposition:</i>	None
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Supervisor McMahon declared the Public Hearing closed.
A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the request to temporarily close Wallace Drive between Huth Road and South Park on Saturday, July 16, 2011 except for emergency vehicles for a block party.
APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon
Noes 0

APPROVAL OF MINUTES:

A motion was made by Councilwoman Cooke, seconded by Councilman Billica to approve Minutes of Regular Meeting #10, June 6, 2011, Minutes of Workshop Meeting #37, June 7, 2011, Minutes of Workshop Meeting #38, June 8, 2011 and Minutes of Workshop Meeting #39, June 10, 2011.
APPROVED Ayes 5 Cooke, Crawford, Roesch, Billica, McMahon
Noes 0

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CONSENT AGENDA:

1. Meeting Minutes – Commission for Conservation of the Environment – March 10, 2011
2. Meeting Minutes – Commission for Conservation of the Environment Joint Meeting with the Recreation Advisory Board – April 14, 2011
3. Harris Beach PLLC, Attorneys at Law – Notice of Public Hearing – Erie County Industrial Development Agency – APP Pharmaceuticals, Inc., 3159 Staley Road – June 17, 2011
4. State of New York, Public Service Commission – Notice of Public Statement Hearings on National Fuel Gas Corporation's Conservation Incentive Program
5. County of Erie, Comptroller – Dog License Fee
6. Meeting Minutes – Zoning Board of Appeals – May 5, 2011
7. County of Erie, County Executive – Grandyle Village Sidewalk Improvement Project \$100,000
8. The Association of Towns and the State of New York, New York Conference of Mayors and New York Planning Federation – 2011 Planning and Zoning Summer Schools
9. County of Erie, Department of Environment and Planning – Public Review of Draft 2010 Erie County Consolidated Annual Performance Report (CAPER)
10. Meeting Minutes – Grand Island Memorial Library – April 14, 2011
11. Erie County Water Authority - Comprehensive Annual Financial Report (CAFR) – December 31, 2009 & 2010 and Audited Financial Statements – December 31, 2010
12. County of Erie, Department of Environment and Planning – Substantial Amendment to the 2011 Action Plan for CDBG, HOME and Emergency Shelter Program

A motion was made by Councilman Roesch, seconded by Councilman Crawford to approve the consent agenda as distributed.

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

COMMUNICATIONS –TOWN BOARD:

SUPERVISOR McMAHON:

Monthly Supervisor's Report – May 2011

The Supervisor reported a cash balance of \$1,169,578 on May 1, 2011

Total Receipts of \$1,036.001

Total Disbursements of \$1,865,076

Operating A/C Interest \$58

Operating A/C Balance \$340,561

Investment Interest \$2,897

Investment Balance \$9,810,939

Total Cash Balance as of May 31, 2011 \$10,151,500

No action required by Town Board.

COUNCILMAN RAYMOND A. BILLICA:

Resolution in Opposition - Spayed/Neutered Dog Fees

A motion was made by Councilman Billica, seconded by Councilwoman Cooke to adopt the following resolution in opposition to the Spay/Neutered Dog Fees:

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WHEREAS, the State of New York, Department of Agriculture, as of January 1, 2011, has transferred dog licensing to the local Government level, transferring all costs of operating the program, thereby creating another unfunded State mandate, and

WHEREAS, the State of New York, Department of Agriculture, has always imposed a three dollar surcharge to be added to the license fee for un-spayed and un-neutered dogs, this surcharge, paid by owners of intact dogs was then used to control dog populations by funding spay/neuter programs, thereby putting the cost of such programs on those who choose to keep their dogs intact, and

WHEREAS, responsible dog owners who have sterilized their dogs through spaying or neutering, were therefore able to enjoy a reduced licensing fee, exempt from spay/neuter fees of any kind, while maintaining the original three dollar spay and neuter fee, now called a spay/neuter surcharge, and

WHEREAS, the State of New York never told the local Government level that there would be a fee collected and owed to the State for these responsible owners, and **NOW HAVE INSTITUTED AND REQUIRED A NEW SPAY AND NEUTER SURCHARGE OF ONE DOLLAR TO BE ADDED TO THE LICENSING FEE OF EACH ALTERED DOG,**

BE IT RESOLVED, THEREFORE, the Town of Grand Island opposes the imposition of any spay/neutered surcharge meant for owners who have responsibly sterilized their dogs.

AND BE IT FURTHER RESOLVED, the Town of Grand Island will make its opposition known with the adoption of this Resolution which will be forwarded to the Governor of the State of New York, the Western New York Delegation, the County of Erie, and the Commissioner of NYS Department of Agriculture, Patrick Hooker.

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

COMMUNICATIONS – OTHER TOWN OFFICIALS:

DEPARTMENT OF ENGINEERING & WATER RESOURCES – JOHN WHITNEY:

Renew Contract – Polymer – Wastewater Department

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to accept the recommendation of the Town Engineer and renew the contract with Clean Waters, Inc. to provide polymer for phosphorous removal to the Town of Grand Island at the current contract price of \$0.975/pound until November 30, 2011.

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

Appointment – Junior Sanitary Chemist

A motion was made by Councilman Crawford, seconded by Councilman Billica to accept the recommendation of the Town Engineer and appoint Joseph Leggett, Kenmore NY as Junior Sanitary Chemist, provisional at the start rate of \$24.45/hour as shown in the CSEA Contract, Grade 8 to fill the existing vacancy, effective June 20, 2011, subject to the completion of all the necessary paperwork.

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

RECREATION DIRECTOR – LINDA TUFILLARO:

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Summer Hires

A motion was made by Councilman Roesch, seconded by Councilman Crawford to accept the recommendation of the Recreation Director and approve the hiring of Terry Wendel, Recreation Attendant, PT Seasonal Maintenance at \$12.00 per hour, effective July 5, 2011 and David Williams, Recreation Attendant – up to 19 hours per week, effective July 5, 2011 subject to the completion of all the necessary paperwork.

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

TOWN ACCOUNTANT – PAMELA BARTON:

Budget Amendment – NYS Local Government Efficiency Grant

The Town received funds for the NYS Local Government Efficiency Grant for a Shared Maintenance Facility Feasibility Study in the amount of \$25,000. The Town remitted a total of \$26,046 to Cannon Design for professional services rendered. A budget amendment is necessary to facilitate the receipt of funds in the budget.

A motion was made by Councilwoman Cooke, seconded by Councilman Billica to accept the recommendation of the Town Accountant and approve the following budget amendment:

Increase Revenue a/c	001.0001.3007	NYS Grants	\$25,000
Increase Appropriation	001.1010.0409	TB Prof. Services	\$25,000
APPROVED Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon		
Noes 0			

Budget Amendment – Recreation

Pursuant to the hiring of two (2) part time Recreation Attendants, a budget amendment is necessary to move the funds from the General Fund Contingency account to the Recreation Personnel Services account.

A motion was made by Councilman Roesch, seconded by Councilman Crawford to accept the recommendation of the Town Accountant and approve the following budget amendment:

Increase Appropriation	001.7110.0100	Rec. – Veterans Park	\$15,250
Decrease Appropriation	001.1990.0475	Contingency	\$15,250
APPROVED Ayes 5	Cooke, Crawford, Roesch, Billica, McMahon		
Noes 0			

COMMUNICATIONS – GENERAL:

Erie County Legislature – National Police Week

A motion was made by Councilwoman Cooke, seconded by Councilman Billica to refer the Resolution regarding National Police Week to the Grand Island Police Department.

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

Larry Culp, 2390 East River Road – Extreme Noise on the River

A motion was made by Councilman Billica, seconded by Councilwoman Cooke to refer the correspondence to the Erie County Sheriff's Marine Division, NYS Police Canal Detail and the US Coast Guard Buffalo Sector.

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

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Vouchers # 101399 – 101528

General \$105,751.95

Highway \$ 3,927.38

Sewer \$ 39,546.10

Water \$ 21,276.84

Garbage \$105,964.31

Fire \$248,905.75

Total \$525,372.33

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

UNFINISHED BUSINESS:

Tower Permit Renewal – Crown Castle USA, Inc. – Bedell Road Bikepath

Remains Tabled.

Tower Permit Renewal – Crown Castle USA, Inc. – 3078 Staley Road

Remains Tabled.

Special Use Permit Application – Mary Beth and Jeffrey A. Smith, 2655 Fix Road – Commercial Horse Boarding Operation

Remains Tabled.

Quotes – Topsoil, Concrete & Water/Wastewater Repair Materials

Town Engineer John Whitney reported that on April 26, 2011 quotations were received for the purchase of topsoil and concrete repairs to be done by/for the Town. Quotations were also received for the purchase of miscellaneous Water/Wastewater repair materials. At the May 16, 2011 Town Board Meeting, the Topsoil and Water/Wastewater repair materials quotes were approved. The following quotes were received for the purchase of concrete for miscellaneous repairs by the Town:

Van Dusen Concrete	\$4.45/sq. ft.
Ventry Concrete	\$6.00/sq. ft.
Podlucky Construction	\$6.50/sq. ft.

The Town Engineer reported that on June 8, 2011 a request was received from Van Dusen to formally withdraw the bid. The Town Engineer then recommends that the Town award the concrete repair work to Ventry Concrete in the amount of \$6.00/sq. ft. A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to accept the recommendation of the Town Engineer and award the bid for concrete repairs to Ventry Concrete at \$6.00/sq. ft.

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

SUSPENSION OF RULES:

Establish School Speed Zone – Ransom Road (School District Area) – Set Public Hearing

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to Suspend the Rules to consider setting a Public Hearing to establish a School Speed Zone – Ransom Road (School District Area).

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

Establish School Speed Zone – Ransom Road (School District Area) – Set Public Hearing

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A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to set a Public Hearing for Tuesday, July 5, 2011 at 8:00p.m. for the purpose of hearing anyone who wants to comment in favor or in opposition to the establishment of a School Speed Zone – Ransom Road (School District Area).

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

PUBLIC COMMENTS:

This is an opportunity for residents to comment on any matter regarding Town government on any subject.

Speakers: Don Sparrow
Re: Golf Course Villas

FROM THE TOWN BOARD:

Councilman Roesch: Kidz Biz – Saturday, June 25th – Town Commons

Councilwoman Cooke: 4th of July Race/Parade – Starts at 9:00a.m. – Grand Island Blvd.

Councilman Crawford: Miracle League – Car Raffle - \$10.00 chance

ADJOURNMENT:

A motion was made by Councilwoman Cooke, seconded by Councilman Billica to adjourn the meeting at 8:34p.m.

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

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

James Skindell	Leona McGaffin
Herbert Sullivan	Bryan Johnson
Edward Walgate	Harris Ennis
Barbara Davis	Cameron Syracuse

Respectfully submitted,

Patricia A. Frentzel
Town Clerk