

Town of Grand Island – Regular Meeting #10

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 6th of June, 2011.

Present:	Peter A. McMahon	Supervisor
	Mary S. Cooke	Councilwoman
	Gary G. Roesch	Councilman
	Raymond A. Billica	Councilman
	Betty Y. Lantz	Deputy Town Clerk
	Peter C. Godfrey	Town Attorney

Excused:	Richard W. Crawford	Councilman
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Supervisor Peter McMahon called the meeting to order at 8:00p.m.
Reverend Paul Nogaro from St. Stephen RC Church gave the Invocation.
Councilman Gary Roesch led the Pledge of Allegiance.

PUBLIC COMMENTS:

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

Speakers: None

Councilman Crawford joined the meeting at 8:05p.m.

PUBLIC HEARING:

Create Lighting District #46 – Park Place Phase V

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 creating Lighting District #46 – Park Place Phase V.

Speakers in Favor: None

Speakers in Opposition: None

Supervisor McMahon declared the Public Hearing closed.

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to create Lighting District #46 – Park Place Phase V and adopt the following resolution:

WHEREAS, previously the Town Board of the Town of Grand Island (the “Town Board”), received a petition, signed and acknowledged in the manner required by law by sufficient number of property owners (the “Petition”), together with a map, plan and report for the creation of the Park Place Phase V Lighting District No. 46 in the Town of Grand Island (the “Lighting District”), the boundaries of the Lighting District are set forth below, and the improvements proposed consist of an electric street lighting system serving said district; and

WHEREAS, pursuant to an Order adopted by the Town Board on May 16, 2011, reciting the filing of the map, plan and report, the improvements proposed, the method of financing, the boundaries of the proposed creation and all other matters required to be stated by law, the Town Board held a duly noticed public hearing at the Town Hall, 2255 Baseline Road, Grand Island, New York at 8:00 p.m. on June 6, 2011, to consider creation of the Lighting District including the environmental significance thereof and to hear all persons interested in the subject thereof, concerning the same, and for such other further action on the part of the Town Board, with relation to the proposed district.

NOW THEREFORE BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF GRAND ISLAND as follows:

1. Establishment of the Lighting District will not have a significant adverse impact on the environment and therefore a Negative Declaration of Environmental Significance or other appropriate documentation has been issued for the creation of the Lighting District.

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2. That the Petition is signed and acknowledged or proved or authenticated as required by law, and is otherwise sufficient.

3. That the notice of public hearing was duly published and posted as required by law, and is otherwise sufficient.

4. That all properties and property owners benefitted by the improvements are included in the Lighting District.

5. That all properties and property owners included in the Lighting District are benefitted thereby.

6. That it is in the public interest to create the Lighting District.

7. That in the opinion of the Board, none of the properties included in the Lighting District will be unduly burdened by the creation of the Lighting District.

8. That creation of the Lighting District as set forth in the map, plan and report is approved, that the performance of supplying electrical street lighting service be contracted for by the Town Board acting for and on behalf of the Lighting District for the illumination of streets or highways in the Lighting District pursuant to the provisions of New York Town Law § 198(6), with an estimated annual total charge not to exceed \$1,006.46, with an expected annual cost to the typical property in the proposed Lighting District (which typical property is a single family home) of \$63, which said expense shall be levied and collected from the several lots and parcels of land within the Lighting District in just proportion to the amount of benefit conferred upon the same, except as otherwise provided by law.

9. The boundaries of the proposed district are bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Grand Island, County of Erie, State of New York, being part of lots 50 and 52 and more particularly described on Schedule "A" as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Grand Island, County of Erie and State of New York being part of Lots 50 and 52, bounded and described as follows:

BEGINNING at a point in the east line of Park Place at the southwest corner of Subdivision Lot No. 1, as shown on Map of Park Place Subdivision, Phase V, as filed in the Erie County Clerk's Office under Cover No. 3215;

Thence easterly at an interior angle of 71° 28' 04" along the southerly line of said Subdivision Lot No. 1, 2 and 3 a distance of 313.46 feet to a point;

Thence southerly at a right angle and along the westerly line of Subdivision Lot No. 3 as shown on said Map, a distance of 150.51 feet to a point;

Thence easterly at a right angle along the southerly lines of Subdivision Lots 3, 4, 5, 6, and 7 a distance of 441.25 feet to the southeast corner of Subdivision Lot No. 7;

Thence northerly at an interior angle of 84° 34' 50" a distance of 419.65 feet to a point on the northerly line of Park Place;

Thence westerly at right angles along the above mentioned line a distance of 30.74 feet to a point said point being the southeast corner of Subdivision Lot No. 59;

Thence northerly and at right angles to Park Place a distance of 224.85 feet to a point said point being the northeast corner of Subdivision Lot No. 59;

Thence westerly along the northerly line of Subdivision Lot No. 59 a distance of 113.41 feet to a point on the northerly line of Subdivision Lot No. 58;

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Thence continuing westerly at an exterior angle of 167° 20' 26" and along the northerly lines of Subdivision Lots No. 58 and 57 a distance of 122.71 feet to a point;

Thence continuing westerly at an exterior angle of 197° 38' 23" and along the northerly line of Subdivision Lot No. 57 a distance of 66 feet to a point;

Thence southerly at an interior angle of 107° 38' 23" and along the westerly line of Subdivision Lot No. 57 a distance of 80 feet to a point said point being the northeast corner of Subdivision Lot No. 55;

Thence westerly at an exterior angle of 90° and along the northerly line of Subdivision Lot No. 55 a distance of 57.17 feet to a point;

Thence continuing westerly at an exterior angle of 156° 2' 54" and along the northerly line of Subdivision Lot No. 55 a distance of 174.46 feet to a point on the easterly line of Park Place said point being the northwest corner of Subdivision Lot No. 55;

Thence southwesterly along the easterly line of Park Place to the point or place of beginning.

10. Within ten (10) days after adoption the Town Clerk shall file one certified copy of this Resolution with the State Comptroller and record one certified copy of this Resolution in the Office of the Erie County Clerk.

11. This Resolution is effective immediately.

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

Special Use Permit Application – Christopher J. Taylor (Certified Auto Brokers, Inc.), 1693 Grand Island Boulevard – Used Car Sales

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 Special Use Permit Application for Christopher J. Taylor (Certified Auto Brokers, Inc.), 1693 Grand Island Boulevard for a Used Car Sales business.

Speakers in Favor: Christopher Taylor

Speakers in Opposition: None

Supervisor McMahon declared the Public Hearing closed.

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to refer the Special Use Permit Application for Christopher J. Taylor (Certified Auto Brokers, Inc.), 1693 Grand Island Boulevard for a Used Car Sales business to the Town Board for SEQR.

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

Block Party – Robert Mesmer – Love Road & Alt Boulevard – Wednesday, July 13, 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 Alt Boulevard between Love and 1030 Alt Boulevard on Saturday, July 13, 2011.

Speakers in Favor: None

Speakers in Opposition: None

Supervisor McMahon declared the Public Hearing closed.

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A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to approve the request to temporarily close Alt Boulevard between Love Road and 1030 Alt Boulevard on July 13, 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 Workshop Meeting #35, May 17, 2011, Minutes of Workshop Meeting #36, May 27, 2011 and Minutes of Regular Meeting #9, May 16, 2011.

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

CONSENT AGENDA:

1. Meeting Minutes – Zoning Board of Appeals – April 7, 2011
2. County of Erie, Department of Environment and Planning – 2011 Federal Funding Cuts to DCBG/HOME Programs and Other Items
3. Meeting Minutes – Board of Architectural Review – April 19, 2011
4. Meeting Minutes – Grand Island Traffic Safety Advisory Board – April 12, 2011
5. United States of America Before the Federal Energy Regulatory Commission – Niagara River Community Hydrokinetic Project
6. United States of America Before the Federal Energy Regulatory Commission – Niagara River Community Hydrokinetic Project #2
7. County of Erie, County Executive – Erie County Community Development Consortium
8. Niagara River Greenway Commission – Niagara River Greenway Commission 2010-2011 Annual Report
9. Golden Age Center – Vehicle Usage – May 2011
10. Golden Age Center – Facility Usage – May 2011
11. Building Permits – May 2011

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

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

COMMUNICATIONS –TOWN BOARD:

SUPERVISOR McMAHON:

Authorize Supervisor to Sign Memorandum of Understanding – 2010-2011 STOP-DWI Contract

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to authorize the Supervisor to sign the Memorandum of Understanding for the 2010-2011 STOP-DWI Contract.

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

School Zone Speed Limit – Ransom Road

A motion was made by Councilman Billica, seconded by Councilwoman Cooke to accept the recommendation of the Erie County Traffic Engineer and establish a 25mph speed limit for the school zone on Ransom Road in the vicinity of Grand Island High School and Connor Middle School. Copies of resolution should be sent to the Superintendent of Schools, Traffic Safety Advisory Board, law enforcement agencies and the Highway Superintendent.

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

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COMMUNICATIONS – OTHER TOWN OFFICIALS:

HIGHWAY SUPERINTENDENT – JAMES TOMKINS:

Summer Help Hires

Highway Superintendent James Tomkins informed that Town Board that he has hired the following as summer help:

Sean O'Donnell, effective May 16, 2011, pay rate of \$9.00/hr; Matthew Riley, effective May 23, 2011, pay rate \$9.50/hour; and Korey Hagen, effective May 23, 2011, pay rate \$9.25/hour. No action by the Town Board is necessary.

DEPARTMENT OF ENGINEERING & WATER RESOURCES – JOHN WHITNEY:

Renew Contract, Ferrous Chloride – Wastewater Department

A motion was made by Councilman Billica, seconded by Councilwoman Cooke to accept the recommendation of the Town Engineer and renew the contract with Kemira Water Solutions to provide Ferrous Chloride to the Town of Grand Island for an additional two years at the current contract price of \$0.945/lb pounds of iron until April 5, 2013.

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

Award Bid – Job No. M-204, WWTP Supervisory Control and Data Acquisition (SCADA) System

Town Engineer John Whitney reported that on June 1, 2011, bids were received for Job No. M-204, WWTP Supervisory Control and Data Acquisition (SCADA) System from the following:

Carrier Controls \$112,249.00

The Town Engineer reviewed the bids and recommended award to sole bidder Carrier Controls in the amount of \$112,249.00.

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept the recommendation of the Town Engineer and award the bid for Job No. M-204, WWTP Supervisory Control and Data Acquisition (SCADA) System to Carrier Controls in the amount of \$112,249.00.

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

WW Pumping Station No. 6 – Forcemain Replacement Job # M-201

A motion was made by Councilman Crawford, seconded by Councilman Billica to authorize the Town Engineer to advertise for WW Pumping Station No. 6 – Forcemain Replacement Job # M-201 bids on Friday, June 10, 2011 and receive bids on Wednesday, June 22, 2011 at 10:00a.m. local time.

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

SEQR – Grading Permit for 551 Ransom Road – Lead Reclamation Project – Sheridan-Transit Rod & Gun Club

Supervisor McMahon presented the SEQR – Short Form Environmental Assessment Form for a request for a Grading Permit for 551 Ransom Road – Lead Reclamation Project at the Sheridan-Transit Rod & Gun Club, 551 Ransom Road. Mr. McMahon informed the Town Board that the proposed action is an unlisted action under SEQR and after reviewing the project information in Parts 1 & 2 of the SEQR Short Form the proposed action will not result in any significant adverse environmental impact.

A motion was made by Councilwoman Cooke, seconded by Councilman Crawford to issue a Negative Declaration for a Grading Permit for 551 Ransom Road – Lead Reclamation Project at the Sheridan-Transit Rod & Gun Club, 551 Ransom Road.

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

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Grading Permit for 551 Ransom Road – Lead Reclamation Project – Sheridan-Transit Rod & Gun Club

A motion was made by Councilman Crawford, seconded by Councilman Billica to accept the recommendation of the Town Engineer and grant a Grading Permit for Sheridan-Transit Rod & Gun Club, 551 Ransom Road for a lead reclamation project, waiving Site Plan requirements, conditioning the approval on the Engineering Department receiving and approving the Notice of Intent "NOI" and Erosion and Sedimentation Control Plan.

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

RECREATION DIRECTOR – LINDA TUFILLARO:

Summer Hires

A motion was made by Councilman Crawford, seconded by Councilwoman Cooke to accept the recommendation of the Recreation Director and approve the hiring of the following employees for Summer Programs:

Instructors @ \$20.00 per hour (3 wks)

Roger Wright - Nature
Susan Szczublewski - Nature

Returning @ 8.25 per hour

Reba Conway – office, tennis
Molly Hyland – office, golf, crafts
Kelsey Mash – office, tennis

Hire @ \$8.00 per hour

Kathryn Boutet – sports clinics
Kolby Banker – sports clinics
Elizabeth Stanko – office, Nature, pgs., crafts
Kathleen Gilmore - parade
Morgan Green – sports clinics
Liam Dodd- Nature, sports clinics
Chris McDonnell – sports clinics
Evan Shaw – park patrol, softball
Alex Killian – park patrol, sports clinics

Kelly Stark – sports clinics
Jon Goc – sports clinics, park patrol
Justin Lee – sports clinics
Codie Thomas – roller hockey
Max Hyland – roller hockey
Justin Frentzel – roller hockey
Christopher Serra – Nature, pgs., sports clinic
Sarah Williams – Nature, tennis, pgs.

Swimming Instructors

Pat Kostenbauder @\$15.50 per hour
(back up)
Lauren Fonte @\$12.40

Life Guards @ \$8.50 per hour

Victoria Kostenbauder
Jenna Cardone
Amy Boutet

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

CODE ENFORCEMENT OFFICER – DOUGLAS LEARMAN:

Temporary Certificate of Occupancy – Island Pet Lodge, 2120 Alvin Road

The owners of Island Pet Lodge, 2120 Alvin Road are requesting a temporary certificate of occupancy so that they may commence operations prior to the installation of the paving and striping which they have stated they intend to install in the Fall. The request has been reviewed by the Code Enforcement Officer and the Assistant Municipal Engineer and both recommend granting this request, subject to the paving and striping being completed this year and that the pavement must also include a 1" thick top course of pavement to comply with Town requirements.

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

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COMMUNICATIONS – GENERAL:

Resignation – Board of Ethics

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept the resignation of Michael Anthony Rossi from the Board of Ethics with regret. A certificate of appreciation will be sent to Mr. Rossi.

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

Grand Island Chamber of Commerce – Island Happenings/KidBiz Sale, Closing of Whitehaven Road from Baseline Road to Grand Island Boulevard, Saturday, June 25, 2011

A motion was made by Councilwoman Cooke, seconded by Councilman Roesch to approve the use of Town Common and the closing of Whitehaven Road from Baseline Road to Grand Island Boulevard, Saturday, June 25, 2011 for the Grand Island Chamber of Commerce – Island Happenings/Kid Biz Sale.

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

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

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to set a Public Hearing for Monday, June 20, 2011 at 8:00p.m. for the purpose of hearing anyone who wants to comment in favor or in opposition to the closing of Wallace Drive between South Park and Huth Road on July 16, 2011 for the purposes of a block party.

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

Resignation – Cable/Communications Committee

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to accept the resignation of Michael Dlugosz from the Cable/Communications Committee with regret. A certificate of appreciation will be sent to Mr. Dlugosz.

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 # 101219 – 101398

General	\$ 42,384.18
Highway	\$ 8,283.56
Sewer	\$ 15,174.42
Water	\$ 7,974.29
Capital	<u>\$566,322.67</u>
Total	\$640,139.12

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.

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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

Remains Tabled.

PUBLIC COMMENTS:

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

Speakers:

Richard Szafran, Dave Gillen, Michael Antonelli

Re: Golf Course Villas

FROM THE TOWN BOARD:

Councilman Roesch: Lawnmower Race – West River Parkway – Sunday, June 19th 12:00-3:00p.m.

Councilwoman Cooke: Recap of Memorial Services; June 18th – Ed Ball Park
Improvements – Need Volunteers

Supervisor McMahon: “D-Day” 67th Anniversary today

ADJOURNMENT:

A motion was made by Councilman Roesch, seconded by Councilwoman Cooke to adjourn the meeting at 8:42p.m.

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

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

Albert Jircitano	Mildred Blumoff
Emily Mroziak	Kathleen Cich
Robert “Hondo” Hondzinski	Michael Lovetro
Stanley Ziomek	

Respectfully submitted in the absence of the Town Clerk,

Betty Y. Lantz
Deputy Town Clerk