

Town of Grand Island – Regular Meeting #19

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 15th of October, 2018.

Present:	James R. Sharpe	Deputy Supervisor
	Beverly A. Kinney	Councilwoman
	Michael H. Madigan	Councilman
	Jennifer L. Baney	Councilwoman
	Peter Marston Jr.	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Excused:	Nathan D. McMurray	Supervisor
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Deputy Supervisor James R. Sharpe called the meeting to order at 8:00p.m. in the absence of the Supervisor.

Reverend Paul Nogaro from St. Stephen's Roman Catholic Church gave the Invocation. Councilman Michael H. Madigan led the Pledge of Allegiance.

PROCLAMATION:

Open World Program

PUBLIC COMMENTS:

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

Speakers:	James Sniadecki
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PUBLIC HEARINGS:

Community Development Block Grant – 2019

A Public Hearing was held on Monday, October 15, 2018 at 8:00p.m. for the purpose of hearing anyone who wants to propose an idea or comment on the 2019 Community Development Block Grant.

Speakers:	None
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Deputy Supervisor Sharpe declared the Public Hearing closed.

A motion was made by Councilman Marston, seconded by Councilman Madigan to adopt the following resolution for the 2019 Community Development Block Grant:

Whereas, the Town of Grand Island seeks to participate in the 2019-2020 Erie County Community Development Block Grant Program, and

Whereas, the Town of Grand Island held a public hearing for comments on proposed projects for the year 2019 on October 15, 2018, and

Whereas, a few projects were brought up and the Town Board has agreed to submit grant applications on two projects for the year 2019, and

Therefore, be it resolved as follows:

The Grand Island Town Board authorizes the Town Supervisor to sign, submit and execute a Contract(s) with Erie County Community Development Block Grant (CDBG) Program for the following projects by priority not to exceed \$150,000.00:

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1. Project 1 – Community Center Handicap Accessibility Upgrades: Total Project = \$95,632.00; Funds requested \$78,232; Town Match of \$17,400
2. Project 2 - Golden Age Senior Center Program & Activity Equipment: Total Project = \$9,250; Funds requested \$8,787; Town Match of \$463

Further, be it resolved, that the Grand Island Town Board is committed to providing no less than a 5% cash match for each project.

This resolution shall take effect immediately.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Local Law Intro #9 of 2018 – Stop Sign – East Oakfield Road

A Public Hearing was held on Monday, October 15, 2018 at 8:00p.m. for the purpose of hearing anyone who wanted to comment on Local Law Intro #9 of 2018 – Stop Sign – East Oakfield Road.

Speakers: Richard Crawford

Deputy Supervisor Sharpe declared the Public Hearing closed.

It was determined that the Public Hearing notice referenced a Stop sign on East Oakfield Road. The correct street is West Oakfield.

A motion was made by Councilman Marston, seconded by Councilman Madigan to refer Local Law Intro #9 of 2018 to the Town Board and to set a Public Hearing for Monday, November 5, 2018 at 8:00p.m. for the purpose of hearing anyone who wants to comment on a proposed Stop sign for West Oakfield Road.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

MINUTES:

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to approve Minutes of Workshop Meeting #30, October 1, 2018, Minutes of Regular Meeting #18, October 1, 2018 and Minutes of Workshop Meeting #31, October 2, 2018.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

CONSENT AGENDA:

1. Building Permits Issued – September 2018
2. Meeting Minutes – Zoning Board of Appeals – September 6, 2018
3. Meeting Minutes – Planning Board – September 10, 2018

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to approve the consent agenda as distributed.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

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COMMUNICATIONS –TOWN BOARD:

COUNCILWOMAN JENNIFER L. BANEY:

“Do Not Pass on Shoulder” Signs along Grand Island Boulevard

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to authorize the Highway Superintendent and Councilwoman Baney to request that the New York State Thruway Authority install “Do Not Pass on Shoulder” signs along Grand Island Boulevard in the southbound direction in the vicinity of MPM 324-5302-1053, in the vicinity of 324-5302-1049, in the vicinity of 324-5305-1036, and in the vicinity of 324-5302-1033. In the southbound direction at MPM 324-5302-1031, in the vicinity of MPM 324-5302-1033, in the vicinity of MPM 324-5302-1045, and in the vicinity of MPM 324-5302-1049.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Speed Limit on West River Road (Service Road)

A motion was made by Councilwoman Baney, seconded by Councilman Marston to refer this matter to the Town Board pending West River Project completion and associated traffic analysis.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Relocation of Thruway Authority Accident Investigation Site

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to authorize the Supervisor’s office and Highway Superintendent will continue to work to the New York State Thruway Authority determine the best location for the Crash Investigation Site. A recommendation is from the side of the 1-190N (near River Road exit) to the “Double Bottom Area” accessible from the River Road exit.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

COMMUNICATIONS – OTHER TOWN OFFICIALS:

TOWN CLERK – PATRICIA A. FRENTZEL:

Appointment – Part-time Dog Control Officer

A motion was made by Councilman Marston, seconded by Councilman Madigan to change the status of Sean Ford from the Part-time Dog Control position to an as-needed basis and to appoint Jourdain Benoit and Michael Dallessandro to the position of Part-time Dog Control Officer, effective October 16, 2018. These appointments would be according to the non-union pay schedule established for the Dog Control Officers and subject to the completion of the necessary paperwork with the Payroll department.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H.

WESTFALL:

Niagara Falls Water Board – Cooperative Bid for Water/Wastewater Chemicals

The Town of Grand Island has previously participated in the Niagara Falls Water Board Cooperative Bid for Water/Wastewater Chemicals. By doing so, the Town can take advantage of the large quantity pricing the Water Board receives. The current cooperative bid expires on December 31, 2018. The Niagara Falls Water Board anticipates awarding the new bid in early November 2018.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to allow the Niagara Falls Water Board to bid and award the bid for Water/Wastewater Chemicals on the Town’s behalf.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

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Change Order No. 1 – Bituminous Resurfacing of Various Town Roads – Job No. M-14-2018

Amherst Paving has requested the completion date of the Bituminous Resurfacing of Various Town Roads – Job No. M-14-2018 be extended to November 15, 2018. If for any reason Amherst Paving is unable to complete the contract before the blacktop plants close or the weather is no longer suitable for paving that Amherst Paving will perform the work in the spring at the contract price.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to authorize Change Order No. 1 – Bituminous Resurfacing of Various Town Roads – Job No. M-14-2018 as requested.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

CODE ENFORCEMENT OFFICE:

Special Use Permit Renewal – Grand Island Solar LLC, 2411 Bedell Road – Community Solar Array Project

A motion was made by Councilman Marston, seconded by Councilwoman Baney to renew the Special Use Permit for Grand Island Solar LLC, 2411 Bedell Road – Community Solar Array Project. The site has been inspected. A building permit has been issued, construction has not started.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Special Use Permit Renewal – Grand Island Solar LLC, 126 Industrial Drive – Community Solar Array Project

A motion was made by Councilman Marston, seconded by Councilwoman Baney to deny the renewal for a Special Use Permit for Grand Island Solar, LLC, 126 Industrial Drive – Community Solar Array Project. The site has been inspected. No building permit was issued, the variances and Site Plan have expired. The applicant must reapply for all permits, variances and Site Plan.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Special Use Permit Renewal – Jeffrey D. Matthews, 2389 Whitehaven Road – Operate Motor Vehicle Repair Service M2 Zone

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to renew the Special Use Permit for Jeffrey D. Matthews, 2389 Whitehaven Road – Operate Motor Vehicle Repair Service M2 Zone. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Special Use Permit Renewal – WNY Towing by Marty's, Inc., 1733 Baseline Road – Motor Vehicle Repair Shop

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to renew the Special Use Permit for WNY Towing by Marty's, Inc., 1733 Baseline Road – Motor Vehicle Repair Shop. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

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Special Use Permit Renewal – Bryce & Robin Shipman, 2020 Fix Road – Bed & Breakfast

A motion was made by Councilwoman Baney, seconded by Councilman Marston to renew the Special Use Permit for Bryce & Robin Shipman, 2020 Fix Road – Bed & Breakfast. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Special Use Permit Renewal – T. Duffy MacGuire, 3062 Whitehaven Road – Bed & Breakfast

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to renew the Special Use Permit for T. Duffy MacGuire, 3062 Whitehaven Road – Bed & Breakfast. The site has been inspected and meets all the safety requirements.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Special Use Permit Renewal – Betsy Thomas, 2627 Love Road – Bed & Breakfast

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to renew the Special Use Permit for Betsy Thomas, 2627 Love Road – Bed & Breakfast. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

TOWN ASSESSOR – JUDY M. TAFELSKI:

Request for Proposals – Reassessment Project 2020

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to authorize the Assessor to submit requests for proposals for professional services relating to the Town-wide reassessment project for the tax year 2020.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

PLANNING BOARD:

Heron Pointe, Phase 2 – Whitehaven Road – Revised Site Plan

A. Correspondence – Traffic Safety Advisory Board

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to table the Site Plan approval for Heron Pointe, Phase 2 pending an investigation of the traffic issues by the Department of Transportation.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

River Oaks Marina, 101 Whitehaven Road – Site Plan Revision – Phase 1A - Office Building and Storage Yard

A motion was made by Councilman Marston, seconded by Councilwoman Baney to accept the recommendation of the Planning Board and approve the Site Plan revision for River Oaks Marina, 101 Whitehaven Road – Office Building and Storage Yard subject to the connection of the handicap spot to the Phase 1A building, add sidewalk and all recommendations from the February 13, 2018 Planning Board meeting and subsequent comments from the Town Board on March 5, 2018:

- The issuance of all necessary Zoning variances as required
- All conditions imposed by the Planning Board
- No Building Permit be issued until the temporary storage trailer located on the property is relocated to the portion of the property designated for outdoor storage

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- A Certificate of Occupancy will not be issued for the Office Building until the temporary storage trailer is removed entirely from the property in Phase I of project

And subject to the removal of the office trailer structure from both the 101 Whitehaven Road and 3001 East River Road address and with the understanding and subject to the relocation of the Jet-Ski structure to 3001 East River Road from the 101 Whitehaven Road lot.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

Local Law #1 of 2017 – Local Law to Regulate Solar Energy Facilities – Revision

This item had been previously referred to the Town Board. No action by the Town Board is necessary.

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Madigan, seconded by Councilwoman Baney to pay

General	\$ 69,461.44
Highway	\$ 366.47
Sewer	\$ 27,900.10
Water	\$158,084.79
Capital	\$ 45,079.78
Garbage	\$121,232.96
Fire	<u>\$309,358.25</u>
Total	\$731,483.79

(Removed Voucher #125625 – \$468.00)

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

UNFINISHED BUSINESS:

Local Law Intro #7 of 2018 – Mining/Excavation Overlay – 2626 & 2640 Staley Road

Remains Tabled.

PUBLIC COMMENTS:

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

Speakers: None

ADJOURNMENT:

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adjourn the meeting at 9:06p.m.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston
Noes 0

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

Ellen Lemmerman	Carlo Lamancuso
Thomas Dougherty	

Respectfully submitted,

Patricia A. Frentzel
Town Clerk

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