

## 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 21<sup>st</sup> of October, 2019.

|          |                      |               |
|----------|----------------------|---------------|
| Present: | Nathan D. McMurray   | 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 |

Supervisor Nathan D. McMurray called the meeting to order at 8:00p.m.  
Supervisor Nathan D. McMurray gave the Invocation.  
Councilman Peter Marston, Jr. 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: Sam Hunt

### **Community Development Block Grant – 2020**

A Public Hearing was held on Monday, October 21, 2019 at 8:00p.m. to hear anyone who wants to comment on possible projects for the 2020 Community Development Block Grant.

Speakers: None

Supervisor McMurray declared the Public Hearing closed.  
A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to adopt the following resolution:

Whereas, the Town of Grand Island seeks to participate in the 2010-2021 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 2020 on October 21, 2019, and

Whereas, a few projects were brought up and the Town Board has agreed to submit one grant application for the year 2020, 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 \$100,000.00:

1. Installation of ADA-accessible sidewalks in Grandyle Village area of Town
2. Golden Age Senior Center & Nike Base Park facilities: Installation of new ADA-accessible entry door and sidewalks, & construction of ADA-accessible pavilion.

**Monday, October 21, 2019 - 1**

## Town of Grand Island – Regular Meeting #19

This resolution shall take effect immediately.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **Local Law Intro #8 of 2019 – Amend Chapter 407 of the Zoning Code Regarding “Dark Sky” Lighting Guidelines**

#### **A. Correspondence – Planning Board**

A Public Hearing was held on Monday, October 21, 2019 at 8:00p.m. to hear anyone who wants to comment on Local Law Intro #8 of 2019 – Amend Chapter 407 of the Zoning Code Regarding “Dark Sky” Lighting Guidelines.

Speakers: None

Supervisor McMurray declared that the Public Hearing would remain open.

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to refer the comments from the Planning Board and comments from the public after the Public Hearing to the Town Board and Planning Board for the Town Attorney to incorporate into the proposed Local Law.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

#### **MINUTES:**

A motion was made by Councilman Marston, seconded by Councilman Madigan to approve Minutes of Workshop Meeting #40, October 7, 2019, Minutes of Regular Meeting #18, October 7, 2019 and Minutes of Workshop Meeting #41, October 15, 2019.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

#### **CONSENT AGENDA:**

1. Meeting Minutes – Zoning Board of Appeals – September 5, 2019
2. Golden Age Center – Facility Usage – September 2019
3. Meeting Minutes – Traffic Safety Advisory Board – May 14, 2019 and August 13, 2019
4. Meeting Minutes – Board of Architectural Review – September 17, 2019
5. Meeting Minutes – Conservation Advisory Board – August 22, 2019
6. Meeting Minutes – Planning Board – September 9, 2019

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

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

#### **COMMUNICATIONS –TOWN BOARD:**

##### **COUNCILWOMAN JENNIFER L. BANEY:**

##### **Traffic Safety Advisory Board – Stop Signs**

The Traffic Safety Advisory Board made a recommendation to the Town Board and to the Highway Superintendent that all three “ALL WAY” Stop signs at both the northern and southern intersections of Settlers Row and Havenwood Lane remain in place.

For information purposes only. No Town Board action necessary.

**Monday, October 21, 2019 - 2**

## Town of Grand Island – Regular Meeting #19

### **COMMUNICATIONS – OTHER TOWN OFFICIALS:**

#### **DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT WESTFALL:**

##### **Award Bid – Havenwood Outfall Replacement Project – Project No. D-43 (2019 Drainage Program)**

Town Engineer Robert Westfall reported that on October 2, 2019 three (3) bids were received for the Havenwood Outfall Replacement Project:

|                        |             |
|------------------------|-------------|
| Sam Long's Landscaping | \$24,445.00 |
| LDC Construction       | \$32,800.00 |
| NFP and Sons, Inc.     | \$16,500.00 |

After careful review, the Town Engineer recommends award to the low bidder, NFP and Sons, Inc. in the amount of \$16,500.00.

A motion was made by Councilman Marston, seconded by Councilwoman Baney to accept the recommendation of the Town Engineer and award the Havenwood Outfall Replacement Project – Project No. D-43 (2019 Drainage Program) to NFP and Sons, Inc. in the amount of \$16,500.00.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

##### **NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – Supplemental Agreement (SA#2) Authorization**

A motion was made by Councilman Marston, seconded by Councilman Madigan to table NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – Supplemental Agreement (SA#2) Authorization.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston  
Noes 1 McMurray

##### **NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – M-224-Award Contract**

A motion was made by Councilman Marston, seconded by Councilman Madigan to table NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – M-224-Award Contract.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston  
Noes 1 McMurray

##### **NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – M-224-Authorize Additional Professional Services**

A motion was made by Councilman Marston, seconded by Councilman Madigan to table NYSDOT Grand Island Boulevard Accessibility Project – PIN 5762.27 Comptrollers Contract #D035733 – M-224-Authorize Additional Professional Services.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston  
Noes 1 McMurray

## **Town of Grand Island – Regular Meeting #19**

### **Town Hall Gazebo Project (Foundations) – M 69-19 – Bid Results/Award Contract**

Town Engineer Robert Westfall reported that on October 16, 2019 two bids were opened for the Town Hall Gazebo Project (Foundations) – Job. No. M69-19 as follows:

|                                    |             |
|------------------------------------|-------------|
| Bulls Concrete Construction        | No Bid      |
| Peterson Heating and Cooling       | \$49,100.00 |
| Sicoli Construction Services, Inc. | \$99,400.00 |

Mr. Westfall reported that the results were much higher than anticipated likely due to the aggressive schedule, the time of year, and possibly the contractor's backlog of work.

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to reject all bids for the Town Hall Gazebo Project (Foundations) – Job. No. M69-19.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston  
Noes 1 McMurray

### **Town Hall Gazebo Project (Lumber Purchase) – M 69-19 – Bid Results/Award Contract**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to table the Town Hall Gazebo Project (Lumber Purchase) – M 69-19 – Bid Results/Award Contract.

APPROVED Ayes 4 Kinney, Madigan, Baney, Marston  
Noes 1 McMurray

### **PARKS MAINTENANCE CREW CHIEF – THOMAS DWORAK:**

#### **Status Change**

A motion was made by Councilwoman Baney, seconded by Councilman Madigan to approve the status change for David Williams, Parks Mechanic, Part-time to Seasonal, \$18.25/hr., effective November 7, 2019.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

### **PLANNING BOARD:**

#### **Comprehensive Master Plan Amendments**

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to accept the Recommendation of the Planning Board and refer the Comprehensive Master Plan amendments regarding Hobby Farms to the Long Range Planning Committee for review and recommendation.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to accept the recommendation of the Planning Board for the changes on Page 1 as it related to infrastructure of the Comprehensive Master Plan.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

# Town of Grand Island – Regular Meeting #19

## **Island Gardens Subdivision – Exception to Subdivision Regulations – Request to Create Two Building Lots**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to refer the Planning Board recommendation for Island Gardens Subdivision – Exception to Subdivision Regulations – Request to Create Two Building Lots back to the Planning Board for further review.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **Kampgrounds of America, 410 Lang Boulevard – Site Plan Approval – Maintenance Office/Storage Building**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to accept the recommendation of the Planning Board and grant Site Plan Approval to Kampgrounds of American, 410 Lang Boulevard for a maintenance office/storage building with the following conditions:

- Applicant to solve the issue of existing cottages that cross property lines with Code Enforcement
- Accept parking as presented
- Frontage stays as is, no cutting
- Dark Sky lighting is used
- Widen driveway from proposed 12' to 24'
- Water service shall be out to the right-of-way and the sewer service needs to be wholly on their property.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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

A motion was made by Councilwoman Kinney, seconded by Councilwoman Baney to pay Vouchers #129301 - #129393

|                |                     |
|----------------|---------------------|
| General        | \$ 85,814.55        |
| Sewer          | \$ 22,693.72        |
| Water          | \$ 42,749.89        |
| Trust & Agency | \$ 1,415.50         |
| Capital        | \$561,055.50        |
| Garbage        | <u>\$121,696.45</u> |
| Total          | \$835,424.6         |

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

## **PUBLIC COMMENTS:**

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

Speakers: Sam Hunt, Jennifer Pusatier; Hank Cushing; RJ Wynne

# Town of Grand Island – Regular Meeting #19

## FROM THE BOARD:

- Branch Pick-up
- Early Voting Starts October 26<sup>th</sup>
- Halloween Trick or Treat Hours 5p.m.-8p.m.
- Prayers to McMahon Family
- GIHS Varsity Boys Volleyball Team Champions

## ADJOURNMENT:

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adjourn the meeting at 8:43p.m.

APPROVED Ayes 5 Kinney, Madigan, Baney, Marston, McMurray  
Noes 0

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

|                      |                  |
|----------------------|------------------|
| Patricia Kwiatkowski | Brooke Raham     |
| Phyllis Lange        | Gaetana Mutolo   |
| Kathleen Loth        | Thomas Carter    |
| Robert Ingalsbe V    | Ralph Benson     |
| Joan Santospirito    | Francine McMahon |

Respectfully submitted,

Patricia A. Frentzel  
Town Clerk