

Town of Grand Island – Regular Meeting #18

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 November 2023.

Present:	Peter J. Marston	Deputy Supervisor
	Michael H. Madigan	Councilman
	Thomas A. Digati	Councilman
	Christian J. Bahleda	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Deputy Supervisor Peter J. Marston called the meeting to order at 8:00p.m.
Highway Superintendent Richard W. Crawford gave the Invocation.
Councilman Michael H. Madigan 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: Cathy Rayhill, Robert Lutnick, Nancy Killian, Alice Carlson

MINUTES:

A motion was made by Councilman Digati, seconded by Councilman Madigan to approve Minutes of Workshop Meeting #23, October 12, 2023, Minutes of Workshop Meeting #24, October 16, 2023, Minutes of Regular Meeting #17, October 16, 2023, Minutes of Workshop Meeting #25, October 18, 2023, and Minutes of Workshop Meeting #26, October 27, 2023.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

CONSENT AGENDA:

1. Meeting Minutes – Board of Architectural Review – September 19, 2023
2. New York State Department of Transportation – Speed Limit Reduction – Staley Road, Grand Island Boulevard to West River Road – Town of Grand Island

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

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

COMMUNICATIONS – TOWN BOARD:

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DEPUTY SUPERVISOR – PETER J. MARSTON:

Monthly Supervisor's Report – July 2023

The Supervisor reported Cash Balance-Operating A/C of \$1,512,327 on July 1, 2023

Total Receipts of \$3,031,599

Total Disbursements of \$3,221,333

Operating A/C Interest \$8,686

Operating A/C Balance \$1,331,279

Investment Interest \$47,088

Investment Balance \$18,210,856

Total Cash Balance as of July 31, 2023, \$19,542,135

No action by the Town Board.

Monthly Supervisor's Report – August 2023

The Supervisor reported Cash Balance-Operating A/C of \$1,331,279 on August 1, 2023

Total Receipts of \$1,651,168

Total Disbursements of \$1,961,310

Operating A/C Interest \$8,928

Operating A/C Balance \$1,030,064

Investment Interest \$51,825

Investment Balance \$17,826,713

Total Cash Balance as of August 31, 2023, \$18,856,777

No action by the Town Board.

Monthly Supervisor's Report – September 2023

The Supervisor reported Cash Balance-Operating A/C of \$1,030,064 on September 1, 2023

Total Receipts of \$2,262,326

Total Disbursements of \$1,096,533

Operating A/C Interest \$5,812

Operating A/C Balance \$2,201,670

Investment Interest \$49,994

Investment Balance \$17,520,926

Total Cash Balance as of September 30, 2023, \$19,722,596

No action by the Town Board.

Comprehensive Traffic Study

No action by the Town Board.

Town of Grand Island Comprehensive Plan Review Board – Revisions to Town of Grand Island Design and Performance Standards

A. Correspondence – Traffic Safety Advisory Board

B. Correspondence – Planning Board

A motion was made by Councilman Digati, seconded by Councilman Bahleda to adopt the revisions to Town of Grand Island Design and Performance Standards.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

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Grand Island Fire Company – Resolution Approving Supervisor’s Approval of

Borrowing

A motion was made by Councilman Digati, seconded by Councilman Bahleda to adopt the following resolution for the “Approval of Borrowing” for the Grand Island Fire Company:

RESOLVED, that the members of the Town Board of the Town of Grand Island, Erie County, New York upon reading the Appointment of Hearing Officer executed by Peter J. Marston, Jr., Deputy Supervisor dated October 16, 2023; the Notice of Public Hearing posted on the Town of Grand Island website at least 7 days prior to the public hearing; and the Report of Hearing Officer dated October 31, 2023 for the Public Hearing held on October 31, 2023 at 7:00 p.m.; hereby approve the "Approval of Borrowing" and further direct that the Grand Island Town Deputy Supervisor execute such "Approval of Borrowing " on behalf of the Town Board.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

COMMUNICATIONS – OTHER TOWN OFFICIALS:

DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:

Delinquent Water and Sewer Accounts for 2024 Taxroll

A motion was made by Councilman Bahleda, seconded by Deputy Supervisor Marston to adopt the following resolution regarding the Delinquent Water and Sewer Accounts for 2024 Tax Roll:

WHEREAS, the Department Head, Department of Engineering and Water Resources did notify consumers within the respective water and sewer districts on Grand Island by having the wording,
“IF NOT PAID BY OCTOBER 31, ARREARS WILL BE ON TAX ROLLS” printed on water bills sent out quarterly. Copy of bill attached.

Now, therefore, be it resolved that the following approximate amount be applied to the Tax roll of 2024:

Water	\$287,524.06
Sewer	\$315,796.22
Out of District Sewer	\$ 772.90
Meters	\$ 34,411.65
Misc. Charges	\$ 205.00
Omitted Taxes	<u>\$ 4,054.00</u>
Grand Total	\$642,763.83

Be it further resolved that the Town Clerk is hereby directed to accept no payments of such delinquent accounts after the said last day of October 2023.

APPROVED Ayes 3 Marston, Digati, Bahleda
 Noes 1 Madigan

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Local Law Intro #7 of 2023 – Amend Chapter 155 of the Town Code – Flood Damage Prevention – Set Public Hearing

A motion was made by Councilman Madigan, seconded by Councilman Digati to set a Public Hearing for Monday, November 20, 2023, at 8:00p.m. for the purpose of hearing anyone who wants to comment on Local Law Intro #7 of 2023 – Amend Chapter 155 of the Town Code – Flood Damage Prevention.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

Change Order No. 1 – Baseline Road Waterline Replacement – Job # M-205-2020

Town Engineer Robert Westfall reported that Milherst Construction has requested the completion date of the Baseline Road Waterline Replacement – Job # M-205-2020 contract be extended.

Due to supply chain issues and shortages, weather conditions and other unforeseen circumstances during construction, the contractor has requested the original completion date of November 17, 2023, be extended to December 31, 2023, to allow them to complete the work under this contract without penalty.

After reviewing the request, the Engineering Department agrees and recommends the Town Board extend the completion date to December 31, 2023.

A motion was made by Councilman Digati, seconded by Councilman Madigan to accept the recommendation of the Town Engineer approve Change Order No. 1 - Baseline Road Waterline Replacement – Job # M-205-2020.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

Authorize Supervisor to Sign Professional Services Agreement – Scenic Woods Wetland Monitoring – Job # M-176-16

Town Engineer Robert Westfall reported that wetland monitoring was included in the bonding authorization for the project.

The wetland monitoring is a requirement of the NYSDEC Wetland permit. The original agreement we had with Wilson Environmental Technologies, Inc. (WET) was inadvertently terminated when WET merged with Davey Resource Group (DRG). DRG has provided us with a new proposal for \$5,550.00 per year, up to 5 years if required by permitting agencies, for a total of \$27,500.00.

DRG also provided us with a quote to perform the necessary Invasive Species treatments to eradicate the phragmites in the vernal pools. The treatments are \$950 each and a 3-treatment approach is planned for a total of \$2,850.

The Town Engineer hereby requests the Deputy Town Supervisor be authorized to sign the Wetland Monitoring Agreement with DRG for up to \$30,350.

A motion was made by Councilman Digati, seconded by Councilman Bahleda to authorize the Professional Services Agreement for the Wetland Monitoring for Scenic Woods & Bicentennial Park with DRG for up to \$30,350.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

CODE ENFORCEMENT OFFICE:

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Special Use Permit Renewal – Standard Solar Inc., 1611 Whitehaven Road – Solar

Array Project

A motion was made by Councilman Bahleda, seconded by Councilman Digati to renew the Special Use Permit for Standard Solar Inc., 1611 Whitehaven Road – Solar Array Project. The site has been inspected and it is unchanged.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

Amendment to Special Use Permit Renewal – Matthew & Cherrish Beals, 121

Amberwood Drive – Operate a 2 Bedroom Bed & Breakfast – Refer to Planning Board

A motion was made by Councilman Digati, seconded by Councilman Madigan to refer the Amendment to Special Use Permit Renewal – Matthew & Cherrish Beals, 121 Amberwood Drive – Operate a 2 Bedroom Bed & Breakfast to the Town Board.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Digati, seconded by Councilman Bahleda to pay Vouchers #143356 - #143529

General	\$ 131,423.28
Highway	\$ 9,652.32
Sewer	\$ 55,791.58
Water	\$ 10,008.80
Capital	\$ 891,175.02
Lighting	\$ 1,180.00
Garbage	<u>\$ 144,020.19</u>
Total	\$1,243,251.19

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda
 Noes 0

UNFINISHED BUSINESS:

John Valenti, Alvin Road Incubator Building – Site Plan Approval – 14,000 S.F. One Story Multi-Unit Building

Remains Tabled.

Reapprove Preliminary Plat (Modified Plan) – Ashbrooke Court Estates (Subdivision #49.06) – 48 Lots

Remains Tabled.

