

Town of Grand Island – Regular Meeting #4

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 17th of March 2025.

Present:	Peter J. Marston	Supervisor
	Thomas A. Digati	Councilman
	Christian J. Bahleda	Councilman
	Daniel F. Kilmer	Councilman
	Jose A. Garcia	Councilman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Supervisor Peter J. Marston called the meeting to order at 8:00p.m.

Mr. Cal Kern gave the Invocation.

Councilman Christian J. Bahleda 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

MINUTES:

A motion was made by Councilman Garcia, seconded by Councilman Kilmer to approve Minutes of Workshop Meeting #6, March 3, 2025, and Minutes of Regular Meeting #3, March 3, 2025.

APPROVED	Ayes	5	Digati, Bahleda, Kilmer, Garcia, Marston
	Noes	0	

CONSENT AGENDA:

1. Building Permits Issued – February 2025
2. Grand Island Police Department Calls for Service – February 2025
3. Golden Age Center – Facility Usage – January 2025
4. Western New York Land Conservancy – Conservation Easement Properties on Grand Island
5. Meeting Minutes – Planning Board – February 10, 2025

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

APPROVED	Ayes	5	Digati, Bahleda, Kilmer, Garcia, Marston
	Noes	0	

Monday, March 17, 2025 - 1

Town of Grand Island – Regular Meeting #4

COMMUNICATIONS – TOWN BOARD:

SUPERVISOR – PETER J. MARSTON:

Special Event Permit Applications – Relay for Life

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve the Special Event Permit Applications for Relay for Life for May 10, 2025, for the Krispy Kreme Doughnut pick up in the Town Hall parking lot from 9:30a.m – 12:30p.m. and for the use of the Town Commons area for the annual Relay for Life on Saturday, May 17, 2025 from 1:00p.m. – 10:00p.m. The completed Event Permit Applications have been submitted, and the Certificate of Insurance will be submitted prior to the event.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

COUNCILMAN – DANIEL F. KILMER:

Compensation Adjustments Memorandum of Understanding (MOU) – Wastewater and Water Treatment Senior Water/Wastewater Plant Operators

A motion was made by Councilman Kilmer, seconded by Councilman Garcia to approve a pay adjustment for the Water Treatment Senior Water/Wastewater Plant Operators in the amount of \$5.75/hour.

NOT APPROVED Ayes 2 Kilmer, Garcia
 Noes 3 Digati, Bahleda, Marston

COMMUNICATIONS – OTHER TOWN OFFICIALS:

TOWN ATTORNEY – PETER GODFREY:

Increase and Improvement of Facilities of the Town of Grand Island Consolidated Water District – (Water Meter Replacment-2025) – Set Public Hearing

A motion was made by Supervisor Marston, seconded by Councilman Digati to adopt the following resolution:

WHEREAS, the Town Board of the Town of Grand Island (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Grand Island Consolidated Water District (the “District”); and

WHEREAS, the Town Board has directed Wendel, competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District; and

WHEREAS, such water system capital improvements project will generally consist of (but not be limited to), the replacement and installation of water meters and reading system utilizing Advanced Metering Infrastructure (AMI) technology in the Town, along with the installation of associated software and equipment, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”); and

Town of Grand Island – Regular Meeting #4

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an estimated maximum amount of \$6,720,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$6,720,000, offset by any federal, state, county and/or local funds received.

NOW, THEREFORE, BE IT ORDERED that a meeting of the Town Board of the Town of Grand Island will be held at the Town Hall, 2255 Baseline Road, Grand Island, New York, on April 7, 2025 at 8:00p.m. o'clock p.m. (prevailing Time) or shortly thereafter to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$6,720,000, said amount to be offset by any federal, state, county and/or local funds received, and, unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that this resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse (to the extent permitted) the expenditures of said increase and improvement of facilities with the proceeds of bonds, notes or other obligations, as required by United States Treasury Regulations Section 1.150-2; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

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

Monday, March 17, 2025 - 3

Town of Grand Island – Regular Meeting #4

SEQR Determination – Townwide Water Meter Replacement Project – Job #: M-244

Town Engineer Robert Westfall reported on the Townwide Water Meter Replacement Project, and as required in the GIGP Grant Application for the project, a finding by the Town Board regarding SEQR is necessary.

The project consists of replacement “in kind” of water meters and therefore in accordance with 6 NYCRR Part 617, specifically 617.5 (c), (1), (2), and (3), the project is classified as a Type 2 action and is not subject to further review.

A motion was made by Councilman Digati, seconded by Councilman Garcia to declare the Water Meter Replacement Project a Type 2 Action under SEQR, with no further review required.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

CODE ENFORCEMENT OFFICE:

Special Use Permit Application – Lindsey Cruz, 1750 East River Road – Keeping of 1 Agricultural Animal on 5.5 Acres – Refer to Planning Board and Set Public Hearing

A motion was made by Councilman Digati, seconded by Councilman Bahleda to set a Public Hearing for the Special Use Permit Application – Lindsey Cruz, 1750 East River Road – Keeping of 1 Agricultural Animal on 5.5 Acres and refer to matter to the Planning Board.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Special Use Permit Renewal – Glenn Wallace, 917 North Colony Road – Bed & Breakfast

A motion was made by Councilman Bahleda, seconded by Councilman Digati to renew the Special Use Permit for Glenn Wallace, 917 North Colony Road – Bed & Breakfast. The site has been inspected, and it is unchanged.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Special Use Permit Renewal – e2i Ventures, LLC, 1725 Grand Island Boulevard – Own/Operate an Apartment Building with a density of no less than 9 nor more than 12 units per acre, as per section 407-61A6c of the Town Code

A motion was made by Councilman Garcia, seconded by Councilman Digati to renew the Special Use Permit for e2i Ventures, LLC, 1725 Grand Island Boulevard – Own/Operate an Apartment Building with a density of no less than 9 nor more than 12 units per acre, as per section 407-61A6c of the Town Code. The site has been inspected, and it is unchanged.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Tower Permit Renewal – Crown Castle – 2041 Bedell Road, Bikepath

Monday, March 17, 2025 - 4

Town of Grand Island – Regular Meeting #4

A motion was made by Councilman Digati, seconded by Councilman Bahleda to renew the Tower Permit for Crown Castle – 2041 Bedell Road, Bikepath. The site has been inspected, and it is unchanged.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

PARKS MAINTENANCE CREW CHIEF – TOM CECERE:

Title and Rate Change

A motion was made by Councilman Garcia, seconded by Councilman Digati to approve the status change of Joseph Killian to PT Parks Mechanic, effective March 29, 2025, \$21.60 per hour.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

PLANNING BOARD:

Golfside (Golfview) Development Rezoning, Local Law Intro #1 of 2023 – Rezoning SBL #38.11-2-6.11, Whitehaven Road – R-2/B1 to PDD Overlay

A motion was made by Councilman Digati, seconded by Councilman Bahleda to table Golfside (Golfview) Development Rezoning, Local Law Intro #1 of 2023 – Rezoning SBL #38.11-2-6.11, Whitehaven Road – R-2/B1 to PDD Overlay.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Thermo Fisher Scientific, 3175 Staley Road – Site Plan Approval – Replace Existing Wastewater Treatment Facility - SEQR

Supervisor Marston presented the SEQR – Short Form Environmental Assessment Forms for Thermo Fisher Scientific, 3175 Staley Road – Site Plan Approval – Replace Existing Wastewater Treatment Facility. Mr. Marston informed the Town Board that the proposed action will not result in any significant adverse environmental impact.

A motion was made by Councilman Garcia, seconded by Councilman Bahleda to issue a Negative Declaration for Thermo Fisher Scientific, 3175 Staley Road – Site Plan Approval to replace existing Wastewater Treatment Facility.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Thermo Fisher Scientific, 3175 Staley Road – Site Plan Approval – Replace Existing Wastewater Treatment Facility

A motion was made by Councilman Garcia, seconded by Councilman Digati to accept the recommendation of the Planning Board and approve the Site Plan for Thermo Fisher Scientific, 3175 Staley Road – Replace Existing Wastewater Treatment Facility.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

Wheelfind LLC, Grand Island Boulevard and Bedell Road – Site Plan Approval – Proposed Automobile Service Shop

Monday, March 17, 2025 - 5

Town of Grand Island – Regular Meeting #4

A motion was made by Councilman Garcia, seconded by Councilman Kilmer to table Wheelfind LLC, Grand Island Boulevard and Bedell Road – Site Plan Approval – Proposed Automobile Service Shop.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Garcia, seconded by Councilman Digati to pay

Vouchers #148267 - #148367

General \$ 33,437.42

Highway \$ 40,355.81

Sewer \$ 31,516.81

Water \$ 16,121.41

Total \$121,431.45

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

UNFINISHED BUSINESS:

Local Law Intro #6 of 2023 – Amend Chapter 407, the Zoning Code of the Town of Grand Island, Regarding Allowable Uses in the M-1 District

A. Resolution Issuing Negative Declaration with EAF Parts 2 and 3

B. Resolution Adopting Local Law Intro #6 of 2023

Remains Tabled.

Special Use Permit Renewal – Kelly Swagel, 2488A Grand Island Boulevard –Training and Boarding Center, 30 Overnight Kennels

Remains Tabled.

Consultant for Professional Services – Assessor’s Office

Remains Tabled.

PUBLIC COMMENTS:

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

Speakers:

Paul Koppmann, Hank Cushing, Cathy Rayhill, Jim
Mulcahy, Sherri Kern, Mary Pfalzer

FROM THE BOARD:

- M-1 Law
- Assessment Project
- Miracle League
- Spring Break
- St. Patrick’s Day

ADJOURNMENT:

Monday, March 17, 2025 - 6

Town of Grand Island – Regular Meeting #4

A motion was made by Councilman Bahleda, seconded by Councilman Digati to adjourn the meeting at 8:55p.m.

APPROVED Ayes 5 Digati, Bahleda, Kilmer, Garcia, Marston
 Noes 0

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

Natalie Watson Richard Victor
Marie O’Hara

Respectfully submitted,

Patricia Anderson Frentzel
Town Clerk

Monday, March 17, 2025 - 7