

# Town of Grand Island – Regular Meeting #7

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 15<sup>th</sup> of April 2024.

|          |                      |                   |
|----------|----------------------|-------------------|
| Present: | Peter J. Marston     | Supervisor        |
|          | Thomas A. Digati     | Councilman        |
|          | Christian J. Bahleda | Councilman        |
|          | Daniel F. Kilmer     | Councilman        |
|          | Karen M. Cooney      | Deputy Town Clerk |
|          | Peter C. Godfrey     | Town Attorney     |

Supervisor Peter J. Marston called the meeting to order at 8:00p.m.  
Reverend David Chi from Bible Presbyterian Church gave the Invocation.  
Councilman Thomas A. Digati 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:* Hank Cushing, Paul Koppmann, Bev Kinney, Jim Mulcahy, Peggy Koppmann, Cathy Rayhill, Tim Boyle

## **MINUTES:**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve Minutes of Workshop Meeting #14, March 27, 2024, Minutes of Workshop Meeting #15, April 1, 2024, and Minutes of Regular Meeting #6, April 1, 2024.

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

## **CONSENT AGENDA:**

1. Building Permits Issued – March 2024
2. Meeting Minutes – Zoning Board of Appeals – March 7, 2024
3. Meeting Minutes – Historic Preservation Advisory Board – March 20, 2024
4. Meeting Minutes- Planning Board – March 11, 2024

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

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

## **COMMUNICATIONS – TOWN BOARD:**

### **SUPERVISOR – PETER J. MARSTON:**

#### **Grand Island Police Department Calls for Service – March 2024**

For Information Only.

No Town Board action.

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## **Local Law Intro #9 of 2023 – Rezoning SBL #24.15-3-8.1, Ransom Road – B-3 to R-1D and R3 and B1 for Proposed Housing Project**

### **A. Correspondence – Newman Properties Inc.**

A motion was made by Councilman Kilmer, seconded by Councilman Digati to deny the rezoning of SBL #24.15-3-8.1, Ransom Road – B-3 to R-1D and R3 and B1 for Proposed Housing Project. The motion was *amended* by Councilman Kilmer, seconded by Councilman Digati to refer the matter to the Town Board.

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

## **Rivertown Development – Detailed Plan Submission- Phase 1**

### **A. Correspondence – Phillips Lytle LLP**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to table Rivertown Development – Detailed Plan Submission- Phase 1.

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

## **Snowstorm Compensation – January 2024**

A motion was made by Councilman Kilmer, seconded by Councilman Digati to compensate the identified essential employees who worked during the snowstorm on January 17, 2024.

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

## **COUNCILMAN – THOMAS A. DIGATI:**

### **Resignation – Parks and Recreation Advisory Board-Alternate**

A motion was made by Councilman Digati, seconded by Supervisor Marston to accept the resignation of Jason Ellis as an Alternate on the Parks and Recreation Advisory Board with regret. A certificate of appreciation will be sent to Mr. Ellis.

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

### **Appointment – Parks and Recreation Advisory Board-Alternate**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to appoint Joseph Kramer as an Alternate on the Parks and Recreation Advisory Board, with a term expiring December 31, 2024.

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

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

### **TOWN CLERK – PATRICIA ANDERSON FRENTZEL:**

#### **Status Change**

Town Clerk Patricia Anderson Frentzel informed the Town Board that Kristin Ochs, Deputy Town Clerk, status has been changed from Part-time to Seasonal, effective April 15, 2024.

No action by the Town Board.

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## **HIGHWAY SUPERINTENDENT – RICHARD W. CRAWFORD:**

### **2024 Paving Program**

Highway Superintendent Richard Crawford reported this year’s paving projects include mill and fill in the River Oaks and Woodstream neighborhoods. Micropaving on Bedell Road from Grand Island Blvd. to the overpass bridge heading west and crack sealing on multiple Town streets. The balance from 2023 bond \$497,458.00 will be combined to facilitate resurfacing both neighborhoods.

A motion was made by Councilman Bahleda, seconded by Councilman Kilmer to approve up to \$750,000 for a Capital Improvement Bonding Project for the 2024 Paving Budget.

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

### **New Hire/Promotion**

Highway Superintendent Richard Crawford reported he has hired Ronald Warner, Jr. effective April 9, 2024, to fill the position of retiring Joseph Zito, April 26, 2024, as per the AFSCME contract - \$21.34/hr. Dakota Bower has been promoted from temporary MEO to permanent MEO, effective April 9, 2024, as per the AFSCME contract - \$31.69/hr.

No Action by the Town Board.

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

### **Request Permission to Sell Surplus Equipment at Auction**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to authorize the Engineering Department to sell the following town owned surplus equipment facilitated by the internet-based auction house – Auctions International Inc.

2008 Dodge Van – Water Department  
2008 Ford F250 – Town Hall

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

## **CODE ENFORCEMENT OFFICE:**

### **Special Use Permit Renewal – Kevin Bitikofer, 4410 & 4420 East River Road – Keeping of up to 3 Agricultural Animals on 9.85 Acres**

A motion was made by Councilman Kilmer, seconded by Councilman Bahleda to renew the Special Use Permit for Kevin Bitikofer, 4410 & 4420 East River Road – Keeping of up to 3 Agricultural Animals on 9.85 Acres. The site has been inspected and it is unchanged.

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

## **TOWN ACCOUNTANT – KORIN FRANTZ:**

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## Grand Island Fire Company – Length of Service Awards

As required per GML 219-a, the Town Board is required to review the list of firefighters who have qualified to receive their 2023 Service Award and approved the final certification. The list is also posted at the GI Fire Hall for at least 30 days for review by members.

A motion was made by Councilman Digati, seconded by Councilman Bahleda to submit the names to the Accounting Department and approve the payment for the 39 GIFIC firefighters who have qualified to receive their 2023 Service Award.

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

## PARKS MAINTENANCE CREW CHIEF – TOM CECERE:

### Rate Changes/New Hires & Title Changes/New Hires/Status Changes

A motion was made by Councilman Digati, seconded by Councilman Kilmer to approve the following Rate Changes/New Hires & Title Changes/New Hires/Status Changes:

Change the hourly rate according to the 2024 adopted pay scale for the following employees (effective on their anniversary date):

| <u>Name</u>      | <u>Title</u>                | <u>Effective Date</u> | <u>Part Time</u> | <u>Rate of Pay</u> |
|------------------|-----------------------------|-----------------------|------------------|--------------------|
| Joseph Killian   | Laborer/Parks Sr Crew Chief | April 6, 2024         | Annual Increase  | \$19.70            |
| Erik Anderson    | Laborer/Parks Sr Worker     | April 23,2024         | Annual Increase  | \$18.65            |
| Raymond Billica  | Laborer/Mechanic            | June 1, 2024          | Annual Increase  | \$23.70            |
| David M Cole     | Laborer/Parks Sr Worker     | June 1, 2024          | Annual Increase  | \$18.65            |
| Michael Dollard  | Laborer/Sr Crew Chief       | May 16, 2024          | Annual Increase  | \$19.70            |
| Paul Thauer      | Laborer/ Sr Crew Chief      | May 16, 2024          | Annual Increase  | \$19.40            |
| Linda Tuffillaro | Laborer/Sr Crew Chief       | May 16, 2024          | Annual Increase  | \$19.40            |

Hire and change the following employees title and rate of pay subject to the completion of the necessary preemployment paperwork:

| <u>Name</u>       | <u>Title</u>                | <u>Effective Date</u>         | <u>Part Time</u> | <u>Rate of Pay</u> |
|-------------------|-----------------------------|-------------------------------|------------------|--------------------|
| Nicholas Anzalone | Laborer/ Sr Crew Chief      | April 16 <sup>th</sup> , 2024 | No change        | \$19.15            |
| Thomas Banas      | Laborer/Parks Jr Worker     | May 20,2024                   | Seasonal         | \$17.50            |
| Nicholas Falbo    | Laborer/Sr Crew Chief       | May 27,2024                   | Seasonal         | \$19.15            |
| Mitchell Fusillo  | Laborer/Parks Jr Crew Chief | May 1, 2024                   | Part Time        | \$18.40            |
| Mitchell Fusillo  | Laborer/Parks Jr Crew Chief | May 20, 2024                  | Seasonal         | \$18.40            |
| Evan Smith        | Laborer/Parks Jr Crew Chief | May 13, 2024                  | Seasonal         | \$18.40            |

Hire the following employees subject to the completion of the necessary pre-employment paperwork:

| <u>Name</u>      | <u>Title</u>             | <u>Effective Date</u> | <u>Part Time</u> | <u>Rate of Pay</u> |
|------------------|--------------------------|-----------------------|------------------|--------------------|
| Ryan Jellinick   | Laborer/ Parks Sr Worker | April 16, 2024        | Part Time        | \$18.65            |
| Ryan Jellinick   | Laborer/ Parks Sr Worker | April 29, 2024        | Seasonal         | \$18.65            |
| Alec Konopczyski | Laborer/ Gen Worker      | May 20, 2024          | Seasonal         | \$17.25            |
| Conner Raine     | Laborer/Parks Jr Worker  | May 1, 2024           | Part Time        | \$17.50            |
| Conner Raine     | Laborer/Parks Jr Worker  | May 20, 2024          | Seasonal         | \$17.50            |
| Laim Snyder      | Laborer/Gen Worker       | May 13, 2024          | Seasonal         | \$16.95            |
| Tyler Sykes      | Laborer/Gen Worker       | May 13, 2024          | Seasonal         | \$16.95            |
| Blake Thauer     | Laborer/ Gen Worker      | May 1, 2024           | Seasonal         | \$16.70            |
| Bonnie Weiser    | Laborer/Gardener         | May 1, 2024           | Part Time        | \$17.55            |
| Bonnie Weiser    | Laborer/Gardener         | May 6, 2024           | Seasonal         | \$17.55            |
| Samual Calao     | Laborer/Sr Crew Chief    | April 29, 2024        | Seasonal         | \$19.15            |

Change the status of the following employees:

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| Name              | Title                  | Effective Date                   | Part Time                  | Rate of Pay |
|-------------------|------------------------|----------------------------------|----------------------------|-------------|
| Richard Dworak    | Seasonal Crew Chief    | May 11 <sup>th</sup> , 2024      | Change to Parks Crew Chief | \$40.54     |
| Erik Anderson     | Laborer/Parks Sr Wkr   | June 1 <sup>st</sup> , 2024      | Seasonal                   | No change   |
| Nicholas Anzalone | Laborer/ Sr Crew Chief | April 16, 2024                   | Seasonal                   | No change   |
| Raymond Billica   | Laborer/Mechanic       | June 6 <sup>th</sup> , 2024      | Seasonal                   | No change   |
| David M Cole      | Laborer/Parks Sr Wkr   | June 1 <sup>st</sup> , 2024      | Seasonal                   | No change   |
| Michael Dollard   | Laborer/Sr Crew Chief  | April 16 <sup>th</sup> , 2024    | Seasonal                   | No change   |
| Paul Thauer       | Laborer/Sr Crew Chief  | May 16 <sup>th</sup> , 2024      | Seasonal                   | No change   |
| Linda Tuffillaro  | Laborer/Gardener       | May 1 <sup>st</sup> , 2024       | Seasonal                   | No change   |
| David Williams    | Laborer/ Mechanic      | June 6 <sup>th</sup> , 2024      | Seasonal                   | No change   |
| APPROVED          | Ayes 4                 | Digati, Bahleda, Kilmer, Marston |                            |             |
|                   | Noes 0                 |                                  |                            |             |

### **ASSESSOR – JILL MURPHY:**

#### **Mark Zarbo – Request to Split/Merge Parcel – SBL #:51.02-1-16 and SBL #:51.08-1-36**

A motion was made by Councilman Bahleda, seconded by Councilman Digati to approve the request of Mark Zarbo – to split approximately 1.81 acres from parcel SBL #51.02-1-16 and merge to SBL#51.08-1-36, subject to the filing of the necessary paperwork with the Erie County Clerk’s office.

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

#### **Robert W. Weaver – Request to Split/Merge Parcel – 4875 East River Road and 4865 East River Road**

A motion was made by Councilman Kilmer, seconded by Councilman Bahleda to approve the request of Robert W. Weaver to split approximately 2,250 sq. feet from 4875 East River Road to 4865 East River Road, subject to the filing of the necessary paperwork with the Erie County Clerk’s office. The owner was granted a variance from the Zoning Board of Appeals on April 4, 2024.

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

### **PLANNING BOARD:**

#### **Pinnacle Island, LLC, 2234 Bedell Road – Site Plan Application – Accessory Structure and Outdoor Storage, Accessory to Existing Business Office**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to table Pinnacle Island, LLC, 2234 Bedell Road – Site Plan Application – Accessory Structure and Outdoor Storage, Accessory to Existing Business Office.

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

#### **Grand Island Aldi, Staley Road/Grand Island Boulevard – Site Plan Application (Incentive Zoning Application)**

A Public Hearing was set for Monday, May 6, 2024, at 8:00p.m. for the Site Plan. A motion was made by Councilman Digati, seconded by Supervisor Marston to refer the Grand Island Aldi, Staley Road/Grand Island Boulevard – Site Plan Application to the Architectural Advisory Board.

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

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## REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Bahleda, seconded by Councilman Kilmer to pay

Vouchers #144914 - #145075

|          |              |
|----------|--------------|
| General  | \$139,283.82 |
| Highway  | \$ 17,670.29 |
| Sewer    | \$ 22,962.76 |
| Water    | \$ 9,030.43  |
| Capital  | \$ 23,910.00 |
| Lighting | \$ 10,096.50 |
| Fire     | \$ 2,400.00  |
| Total    | \$225,353.80 |

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

## UNFINISHED BUSINESS:

### Local Law Intro #1 of 2024 – Amend Chapter 351 of the Town of Grand Island Code Regarding Regulations for Bed-and-Breakfasts

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

A motion was made by Councilman Kilmer, seconded by Councilman Digati to refer Local Law Intro #1 of 2024 – Amend Chapter 351 of the Town of Grand Island Code Regarding Regulations for Bed-and-Breakfasts to the Town Board.

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

### 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. Correspondence – Hopkins Sorgi & McCarthy PLLC**

Supervisor Marston declared the Public Hearing closed.

A motion was made by Supervisor Marston, seconded by Councilman Kilmer to refer 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 to the Comprehensive Plan Review Board and the Town Board.

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

### Award Contract for Professional Services – Town Wide Reassessment Project

A motion was made by Councilman Bahleda, seconded by Councilman Digati to refer awarding the Contract for Professional Services – Town Wide Reassessment Project to the Town Board.

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

## SUSPEND THE RULES:

A motion was made by Councilman Digati, seconded by Supervisor Marston to Suspend the Rules to consider reapproving a Site Plan for Granger Residence and Recreational Pond, Staley Road.

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

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## **Granger Residence and Recreational Pond, Staley Road – Re-approve Site Plan**

Speakers: Kristin Savard

A motion was made by Supervisor Marston, seconded by Councilman Digati to re-approve the Site Plan for Granger Residence and Recreational Pond, Staley Road, subject to the pre-existing conditions, and all regulatory approvals have been met.

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

### **PUBLIC COMMENTS:**

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

Speakers: Sherrie Kern, Jim Mulcahy, Cathy Rayhill, John Chin,  
David Adrian

### **FROM THE BOARD:**

- Term limits
- Lions Club Spaghetti Dinner – April 22<sup>nd</sup> – Ellden’s - 4p.m.-8p.m
- Flooding on Grand Island

### **ADJOURNMENT:**

A motion was made by Supervisor Marston, seconded by Councilman Digati to adjourn the meeting at 9:18p.m.

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

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

|                |                   |
|----------------|-------------------|
| John Anderson  | Carolyn Hoffman   |
| Donde Fabiilli | Joseph Osinski    |
| Thomas Kelly   | Joseph Kerr       |
| Henry Kammerer | Frank Kustra, Sr. |

Respectfully submitted in the absence of the Town Clerk,

Karen M. Cooney  
Deputy Town Clerk

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