

## Town of Grand Island – Regular Meeting #9

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 May, 2018.

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.  
Reverend Kevin Backus from Bible Presbyterian Church gave the Invocation.  
Councilman Peter Marston, Jr. led the Pledge of Allegiance.

### **PROCLAMATION:** **VFW Buddy Poppy Days**

### **PUBLIC COMMENTS:**

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

Speakers: None

### **PUBLIC HEARINGS:**

#### **Local Law Intro #3 of 2018 – Stop Signs**

A Public Hearing was held on Monday, May 21, 2018 at 8:00p.m. for the purpose of hearing anyone that wanted to comment on Local Law Intro #3 of 2018 – Stop Signs.

Speakers: None

Supervisor McMurray declared the Public Hearing closed.

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to adopt Local Law #3 of 2018 as follows:

#### **SECTION 1: SECTION 372-1 (A)**

BE IT HEREBY ENACTED by the Town Board of The Town of Grand Island to amend Section 372-1 (A) of the Town Code by adding the following to the list of locations at which a driver of a vehicle shall bring the vehicle to a full stop:

Location	At Intersection of
Red Jacket Rd.	Hennepin Road
Cottagewood Lane	Country Club Drive

**SECTION 2:** This Local Law shall be effective upon filing with the Secretary of State.

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

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### Public Nuisance – Dangerous Tree – Huth Road

A Public Hearing was held on Monday, May 21, 2018 at 8:00p.m. for the purpose of hearing anyone who wants to comment on whether a dangerous tree on a vacant lot on Huth Road SBL #12.00-1-5.1, should be considered a public nuisance and removed at the direction of the Town with expenses charged back to the property owner of record.

Speakers: Sandy Cohen

Supervisor McMurray declared the Public Hearing closed.

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan determined a dangerous tree on a vacant lot on Huth Road SBL #12.00-1-5.1, to be considered a public nuisance and removed at the direction of the Town with expenses charged back to the property owner of record.

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

### MINUTES:

A motion was made by Councilwoman Baney, seconded by Councilman Marston to approve Minutes of Workshop Meeting #12, April 25, 2018, Minutes of Workshop Meeting #13, May 1, 2018, Minutes of Workshop Meeting #14, May 7, 2018 and Minutes of Regular Meeting #8, May 7, 2018.

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

### CONSENT AGENDA:

1. Golden Age Center – Facility Usage – April 2018
2. Meeting Minutes – Zoning Board of Appeals – April 5, 2018
3. Meeting Minutes – Planning Board – April 9, 2018
4. Meeting Minutes – Board of Architectural Review – April 17, 2018
5. Meeting Minutes – Technology Advisory Board – February 15, 2018 & April 7, 2018

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

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

### COMMUNICATIONS – TOWN BOARD:

#### SUPERVISOR NATHAN D. McMURRAY:

#### **Monthly Supervisor's Report – April 2018**

The Supervisor reported Cash Balance-Operating A/C of \$2,363,559 on April 1, 2018

Total Receipts of \$1,723,984

Total Disbursements of \$1,176,658

Operating A/C Interest \$795

Operating A/C Balance \$2,911,679

Investment Interest \$10,256

Investment Balance \$15,741,314

Total Cash Balance as of April 30, 2018, 2018 \$18,652,993

No action by the Town Board.

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### **COUNCILWOMAN BEVERLY A. KINNEY:**

#### **Appointments – Parks & Recreation Advisory Board – Alternates**

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to appoint Tom Digati and Eric Soehnlein as Alternates to the Parks & Recreation Advisory Board for the remainder of 2018, effective May 21, 2018

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

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

#### **Appointment – Traffic Safety Advisory Board – Alternate**

A motion was made by Councilman Marston, seconded by Councilman Madigan to appoint Michael Beauchamp as an Alternate to the Traffic Safety Advisory Board for the remainder of 2018, effective May 21, 2018.

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

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

#### **TOWN CLERK – PATRICIA A. FRENTZEL:**

##### **Regulation on Reporting for Elected or Appointed Officials**

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to adopt the resolution in accordance to the new NYS requirements on the Regulations on Reporting for Elected or Appointed Officials, the Standard Work Day and Reporting Resolution for Elected and Appointed Officials.

The resolution will then be posted on the Town's website for a minimum of thirty days in accordance with the regulations. A certified copy of the resolution and an affidavit of posting shall be filed by the clerk of the governing board with the Office of the State Comptroller within 45 days of the adoption of the resolution.

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

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

#### **WESTFALL:**

##### **NYSDEC General SPDES Permit for Stormwater Discharges – Annual Report for Public Comment**

The New York State Department of Environmental Conservation (NYSDEC) requires regulated small Municipal Separate Storm Sewer Systems (MS4s) to obtain coverage under a State Pollutant Discharge Elimination System (SPDES) for the discharge of storm water from Town owned storm sewer systems.

As part of the EPA requirements, the Draft Annual Report and the Stormwater Management Plan must be available for public comment. Copies of the reports will be on file at the Town Clerk's office, the Grand Island Memorial Library and at [www.grandislandny.us](http://www.grandislandny.us) beginning May 18<sup>th</sup>, 2018. Public comments on the Annual Report will be accepted until May 31<sup>st</sup>, 2018.

No action by the Town Board is necessary.

##### **Water Treatment Plant Intake – Cleaning & Inspection**

Town Engineer Robert Westfall reported that quotes were received by three companies for the Water Treatment Plant intake cleaning and inspection as follows:

BIDCO Marine Group	\$ 10,450.00
Hunt Underwater Specialties, LLC	\$ 10,500.00
Allen Marine Services	\$ 14,800.00

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After careful review, Mr. Westfall recommends that the Town Board authorize BIDCO Marine Group to perform the intake cleaning and inspection in the amount of \$10,450.00.

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to accept the recommendation of the Town Engineer and authorize BIDCO Marine Group to perform the Water Treatment Plant intake cleaning and inspection in the amount of \$10,450.00.

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

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

#### **Seasonal/Part-time Hires**

A motion was made by Councilman Baney, seconded by Councilwoman Kinney to approve the following hires, effective May 22, 2018, subject to the completion of the necessary pre-employment paperwork:

<u>Name:</u>	<u>Position:</u>	<u>Status:</u>	<u>Rate:</u>
Clifford Smith	Recreation Attendant	Part-time	\$13.77/hr.
Joshua Ungaro	Parks Crew Chief	Seasonal	\$13.25/hr.

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

### **CODE ENFORCEMENT OFFICE:**

#### **Special Use Permit Renewal – Jonathan & Jennifer Conta, 2420 Love Road – Home Occupation, Embroidery, Silk Screening, Fabric & Sports Apparel**

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to renew the Special Use Permit for Jonathan & Jennifer Conta, 2420 Love Road – Home Occupation, Embroidery, Silk Screening, Fabric & Sports Apparel. The site has been inspected and it is unchanged.

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

### **Fee Schedule Changes for Sewer Taps**

CEO Ron Milks reported that the current fee schedule does not properly address the sewer connectivity fees for different types of building in an adequate manner for the services being supplied to the proposed developer of a new structure. The proposed changes to the fee schedule is to separate the types of buildings into different categories which will reflect a more uniform fee associated with the various sewer tap connections. Also is a statement regarding mixed use building, such as a plaza with multiple store fronts, or a building with a store front on the first floor and apartments on the second floor.

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to accept the recommendation of the CEO and make the following changes to the 2018 Fee Schedule:

### **SEWER TAP FEES:**

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Single Family Dwelling, Townhouses (deeded title)	\$	500.00
Duplex, Hotel, Motel & Apartments	base fee \$500 + \$100 per unit	
Commercial, Industrial		
Fee based on size of waterline serving building, per sewer connection		
.75"	\$	500.00
1"	\$	500.00
1.5"	\$	600.00
2"	\$	600.00
Over 2"	\$	700.00

\*Mixed use building, based upon waterline serving building, plus per unit fee

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

### **TOWN ASSESSOR – JUDY M. TAFELSKI:**

#### **Kelly's Country Store, Inc. – Request to Split Lot – SBL #:23.00-1-6**

A motion was made by Councilwoman Baney, seconded by Councilwoman Kinney to approve the request to split a vacant lot at 3173 Grand Island Blvd. SBL# 23.00-1-6 and merge with the property at 3121 Grand Island Blvd. SBL # 23.08-1-23, subject to the filing of the necessary paperwork with the Erie County Clerk's office.

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

### **PLANNING BOARD:**

#### **New England Estates, Phase 2 – Reapproval of Final Plat**

A motion was made by Councilwoman Kinney, seconded by Councilman Marston to accept the recommendation of the Planning Board and approve the modified Plat Approval for New England Estates – Phase 2, subject to the engineering acceptance of utility plans.

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

#### **Larry Playfair, 2099 Grand Island Boulevard – Site Plan Approval – Proposed 6,000 SF Building**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to approve the Site Plan Approval without the condition of a driveway entrance island and sign that was recommended by the Planning Board as depicted in the Design and Performance Standards.

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

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

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

Vouchers #124044 -124160

General \$ 92,325.05

Highway \$ 46,916.48

Sewer \$ 8,485.70

Water \$ 7,693.36

Capital \$119,706.65

Total \$275,127.24

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

### **PUBLIC COMMENTS:**

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

Speakers: None

### **FROM THE BOARD:**

- Comprehensive Master Plan Public Hearing – Tues. May 22<sup>nd</sup>, 2018 – 7:00p.m. – Grand Island High School Auditorium
- Memorial Day Service – Mon. May 28<sup>th</sup>, 2018 – 10:00a.m. – DeGlopper Park
- Solarize Workshop – Mon. June 11<sup>th</sup>, 2018 – Town Café
- Town E-Waste Drop-off Drive – Pinto Construction – Free of Charge –Town Hall – June 9<sup>th</sup> and 10<sup>th</sup> – Details to follow on Town's website and FB page, volunteers needed

### **ADJOURNMENT:**

A motion was made by Councilman Marston, seconded by Councilwoman Kinney to adjourn the meeting at 8:22p.m.

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

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

Winifred Zarbo	Thomas Bennett
Maryann Dirmyer	Eleanor Stephan
Martin Mazzara	Horace Myers
Jane Duffy	

Respectfully submitted,

Patricia A. Frentzel  
Town Clerk