

# Town of Grand Island – Regular Meeting #14

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 7<sup>th</sup> of August, 2017.

Present: Nathan D. McMurray Supervisor  
Christopher K. Aronica Councilman  
Beverly A. Kinney Councilwoman  
Michael H. Madigan Councilman  
Patricia A. Frentzel Town Clerk  
Peter C. Godfrey Town Attorney

Excused: Raymond A. Billica Councilman

Supervisor Nathan D. McMurray called the meeting to order at 8:00p.m.  
Pastor Matt Pfeil from Cornerstone Church gave the Invocation.  
Councilman Christopher K. Aronica led the Pledge of Allegiance.

## **PROCLAMATION:**

**National Airborne Day – 2017**

## **PUBLIC COMMENTS:**

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

*Speakers:* Keith Tripi, Diane Evans

## **MINUTES:**

A motion was made by Councilwoman Kinney, seconded by Councilman Madigan to approve Minutes of Workshop Meeting #18, July 10, 2017, Minutes of Regular Meeting #12, July 10, 2017, Minutes of Workshop Meeting #19, July 11, 2017, Minutes of Regular Meeting #13, July 17, 2017 and Minutes of Workshop Meeting #20, July 17, 2017.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **CONSENT AGENDA:**

1. Meeting Minutes – Zoning Board of Appeals – June 1, 2017
2. Golden Age Center – Facility Usage – June 2017
3. Meeting Minutes – Board of Architectural Review – June 20, 2017
4. Building Permits Issued – July 2017

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

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **COMMUNICATIONS – TOWN BOARD:**

### **SUPERVISOR NATHAN D. McMURRAY:**

#### **Backflow Preventers for Ag & Markets**

A motion was made by Supervisor McMurray, seconded by Councilman Madigan to allow residents in an Agricultural District to apply for a separate meter with the use of a backflow device in accordance with the current Town Code – Section 281-3(E) to the extent they qualify. The matter will be referred to the Town Attorney to amend the law to lower the threshold for small farms.

APPROVED Ayes 3 Kinney, Madigan, McMurray  
Noes 1 Aronica

**Monday, August 7, 2017 - 1**

## **Town of Grand Island – Regular Meeting #14**

A motion was made by Supervisor McMurray, seconded by Councilman Madigan to have the Town Attorney draft a Local Law to lower the threshold amount for small farms.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

### **Establish Pay Rate for Recreation Attendants Part-Time at Golden Age Center**

A motion was made by Councilwoman Kinney, seconded by Supervisor McMurray to change the rate of pay for part-time employees of the Golden Age Center from Recreation Attendant Part-time Step A (\$9.70/hr.) to Part-time Step E (\$10.85/hr.).

NOT APPROVED Ayes 2 Kinney, McMurray  
Noes 2 Aronica, Madigan

### **Park Place Right-of-Way Resolution**

A motion was made by Councilwoman Kinney, seconded by Supervisor McMurray to refer the Park Place Right-of-Way issue to the Conservation and Parks & Recreation Advisory Boards, the Town Engineer and the residents of Park Place for review and recommendation.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

### **Board of Ethics Resolution**

A motion was made by Councilman Madigan, seconded by Councilwoman Kinney to refer the Board of Ethics recommendation to the Town Attorney to draft a Local Law to amend Town Code Section 48 as recommended.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

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

#### **TOWN ATTORNEY – PETER GODFREY:**

#### **Bond Resolution – Increase and Improvement of Facilities of the Consolidated Sewer District – 2017: Year 3 SSES Work – Set Public Hearing**

A motion was made by Councilwoman Kinney, seconded by Councilman Aronica to adopt the following resolution to set a Public Hearing. Councilman Madigan will contact state representatives to explore funding opportunities.

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 Sewer District (the “District”); and

WHEREAS, in January of 2014, the Town Board directed GHD, competent engineers licensed in New York, to prepare a map, plan and report for a sewer system capital improvements project within the District; and

WHEREAS, in March of 2014, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on March 17, 2014; and

WHEREAS, the Town has determined that the scope of such original capital project be increased to include additional investigation and analysis, as well as any other associated work; and

WHEREAS, the Town has directed GHD, competent engineers licensed in New York, to prepare a supplemental map, plan and report (dated July 2017) for such work; and

## **Town of Grand Island – Regular Meeting #14**

WHEREAS, such supplemental map, plan and report supplements a certain prior map, plan and report (dated January 2014) for the purposes of including such additional work; and

WHEREAS, such original map, plan and report (dated January 2014) and such supplemental map, plan and report (dated July 2017) are hereinafter collectively referred to as the “Project Map, Plan and Report”; and

WHEREAS, the estimated maximum cost of the project (including such supplemental work) and the amount of serial bonds authorized for such project remains the same; and

WHEREAS, such revised and expanded project will generally consist of improvements identified in the Sanitary Sewer Evaluation Survey (the “SSES”) for Year 3, such work to generally include, but not be limited to, the preparation and submission of a No Feasible Alternative (NFS) study to the New York State Department of Environmental Conservation (NYSDEC) as part of a mandatory permit renewal, as well as repairs along East Park Road, Red Jacket Road, Hennepin Road, Huth Road and Long Road consisting of the removal of direct inflow sources, the replacement of cured in place pipe lining of sewers, excavation and spot repairs, manhole lining and improvements, and manhole cover replacement, along with the inspection of various sewer mains in the Town along various roads, including, but not limited to, Grand Island Boulevard, South Parkway and Broadway using closed circuit television (CCTV) and cleaning of sewers, smoke testing of sewers, cleaning of sewers using a vacuum truck and dewatering siphon, disposal of grit and debris, dyed water testing of homes where downspout discharges are not readily visible, manhole inspections, review and summary of field work, identification of sanitary sewer rehabilitation and implementation schedule, design, bid and construction phase services, as well as other such improvements as more fully identified in (or contemplated by) such Project Map, Plan and Report referred to above and generally consistent with the Town’s SSES reports, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto (collectively, and as so expanded, the “Project”); and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board the Project 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 \$2,900,000; said cost to be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$2,900,000, such amount to be offset by any federal, state, county and/or local funds received; and

WHEREAS, such Project Map, Plan and Report has not been modified (or supplemented) in any material respect other than as described above;

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 August 21, 2017 at 8:00 o’clock P.M. or shortly thereafter (prevailing Time) 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 \$2,900,000 said amount to be offset by any

**Monday, August 7, 2017 - 3**

## Town of Grand Island – Regular Meeting #14

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 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 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

### **DEPARTMENT OF ENGINEERING & WATER RESOURCES – JOHN WHITNEY: Niagara Falls Water Board Cooperative Bid for Water/Wastewater Chemicals**

The Town of Grand Island has previously participated in the Niagara Falls Water Board Cooperative Bid for Water/Wastewater Chemicals. By doing so, the Town can take advantage of the large quantity pricing the Water Board receives. The current cooperative bid expires on December 31, 2017. The Niagara Falls Water Board anticipates awarding the new bid in late November 2017.

A motion was made by Councilman Aronica, seconded by Councilwoman to authorize the Supervisor to allow the Niagara Falls Water Board to bid and award the bid for Water/Wastewater Chemicals on the Town's behalf.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

### **NYSDOT Grand Island Blvd. Accessibility Project – PIN 5762.27 Comptrollers Contract # D035733**

A motion was made by Councilwoman Kinney, seconded by Councilman Aronica to authorize the Supervisor to enter into negotiations with C&S Companies to prepare the agreement for the design work of the New York State Department of Transportation Grand Island Boulevard Accessibility Project. This is in accordance with the NYSDOT Guidelines for consultant selection.

APPROVED Ayes 3 Aronica, Kinney, McMurray  
Noes 1 Madigan

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

A motion was made by Councilman Aronica, seconded by Councilwoman Kinney to accept the recommendation of the Parks Crew Chief Thomas Dworak and hire Sean Donovan as a Seasonal Parks Jr. Worker, \$10.20/hr., effective August 8, 2017, subject to the completion of the necessary pre-employment paperwork.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

**Monday, August 7, 2017 - 4**

# Town of Grand Island – Regular Meeting #14

## **CODE ENFORCEMENT OFFICE:**

### **Special Use Permit Renewal – Sandy Beach Yacht Club, 1851 Winter Road – Parking Lot**

A motion was made by Councilwoman Kinney, seconded by Councilman Aronica to renew the Special Use Permit for the Sandy Beach Yacht Club, 1851 Winter Road for a parking lot. The site has been inspected and there are no changes.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **GOLDEN AGE CENTER:**

### **Part-time Hire**

A motion was made by Councilwoman Kinney, seconded by Councilman Aronica to accept the recommendation of the Golden Age Center and hire Richard Dyet as a Part-time Van Driver, Grade 2, Step A - \$11.31/hr., effective August 8, 2017, subject to the completion of the necessary pre-employment paperwork.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

### **Status Change Recreation Attendant**

A motion was made by Councilman Aronica, seconded by Councilwoman Kinney to change the status of Recreation Attendant Barry Conway from Part-time to Seasonal, effective August 8, 2017. The rate of pay will increase to Grade 1, Step E - \$10.85/hr.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

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

A motion was made by Councilman Madigan, seconded by Councilman Aronica to pay Vouchers #121381 -121541

General	\$ 78,664.81
Highway	\$ 54,931.25
Sewer	\$ 33,334.69
Water	\$ 14,095.88
Capital	\$160,447.79
Capital Reserve	<u>\$ 10,500.00</u>
Total	\$351,974.42

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **SUSPEND THE RULES:**

A motion was made by Supervisor McMurray, seconded by Councilwoman Kinney to Suspend the Rules to consider the following:

- Department Head Designation – Code Enforcement Department
- Engineering Department Transition
- SEQR Lead Agency Designation – WNY Welcome Center – I-190, Exit 19
- Golden Age Center/Recreation – Full Time Staff Request

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

# **Town of Grand Island – Regular Meeting #14**

## **Department Head Designation – Code Enforcement Department**

A motion was made by Supervisor McMurray, seconded by Councilman Aronica to Appoint Ron Milks as Department Head of the Code Enforcement Office, subject to negotiation of an agreement with CSEA, confirming the probationary status for 120 days.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **Engineering Department Transition**

A motion was made by Supervisor McMurray, seconded by Councilwoman Kinney to instruct the Town Attorney to negotiate with CSEA for internal restructuring of the Engineering Department and issue an RFQ (developed by the Town Supervisor and Engineer) for an outside firm to help consult on Engineering matters during a transition period.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

## **SEQR Lead Agency Designation – WNY Welcome Center – I-190, Exit 19**

A motion was made by Councilwoman Kinney, seconded by Councilman Aronica to Authorize the Supervisor to sign SEQR Lead Agency with NYS Thruway Authority.

APPROVED Ayes 3 Aronica, Kinney, McMurray  
Noes 1 Madigan

## **Golden Age Center/Recreation – Full Time Staff Request**

A motion was made by Supervisor McMurray, seconded by Councilwoman Kinney to approve the creation of a Full-time Recreation Attendant for the Golden Age Center and Recreation Department.

NOT APPROVED Ayes 2 Kinney, McMurray  
Noes 2 Aronica, Madigan

## **PUBLIC COMMENTS:**

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

Speakers:

Rose Bugman, Lee Cohen, Nancy Tobe, Pat Akinbami, Sandra Nelson

## **FROM THE BOARD:**

- Comprehensive Plan Community Meeting – Grand Island High School – Wednesday, August 9, 2017 from 6:00p.m.-8:00p.m.
- Golden Age Center
- Town Board Meetings

## **ADJOURNMENT:**

A motion was made by Councilman Aronica, seconded by Councilwoman Kinney to adjourn the meeting at 9:50p.m.

APPROVED Ayes 4 Aronica, Kinney, Madigan, McMurray  
Noes 0

**Monday, August 7, 2017 - 6**

## **Town of Grand Island – Regular Meeting #14**

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

Harry Gibbs, Jr.	Paul Adams
Matthew O'Brien	Susan Yensan
Helen Williams	Mary Parisi
Scott Donlon	Mary Martin
Frank Costanzo	Betty Kaefer
Dorothy Carter	Paul Cochran
David Grabenstatter	Charles Falkler
William Click	Kathy Asbach
Richard Phillips	Donald Hollfelder

Respectfully submitted,

Patricia A. Frentzel  
Town Clerk

**Monday, August 7, 2017 - 7**