

Town of Grand Island – Regular Meeting #16

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 8th of September 2026.

Present:	Peter J. Marston	Supervisor
	Thomas A. Digati	Councilman
	Daniel F. Kilmer	Councilman
	Rhonda G. Diehl	Councilwoman
	Patricia A. Frentzel	Town Clerk
	Peter C. Godfrey	Town Attorney

Excused:	Jose A. Garcia	Councilman
----------	----------------	------------

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

Pastor Adam Arends from St. Timothy Evangelical Lutheran Church gave the Invocation.

Councilwoman Rhonda G. Diehl 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:	Jim Daigler
-----------	-------------

MINUTES:

A motion was made by Councilman Kilmer, seconded by Councilman Digati to approve Minutes of Workshop Meeting #22, August 21, 2026, Minutes of Workshop Meeting #23, August 24, 2026, and Minutes of Regular Meeting #15, August 24, 2026.

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

CONSENT AGENDA:

1. Meeting Minutes – Traffic Safety Advisory Board – June 9, 2026
2. Meeting Minutes – Conservation Advisory Board – July 23, 2026
3. Meeting Minutes – Parks and Recreation Advisory Board – June 22, 2026
4. Erie Grown September Newsletter

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

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

COMMUNICATIONS – TOWN BOARD:

SUPERVISOR – PETER J. MARSTON:

Western New York Land Conservancy Habitat Restoration Authorization

A motion was made by Councilwoman Diehl, seconded by Councilman Digati to authorize the Supervisor to approve the request of the WNY Land Conservancy to implement a 3-year habitat restoration project at the Jim & Edna Braddell Preserve in Grand Island.

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

Tuesday, September 8, 2026 - 1

Town of Grand Island – Regular Meeting #16

Resolution Adopting a Complete Streets Policy for the Town of Grand Island

A motion was made by Supervisor Marston, seconded by Councilwoman Diehl to adopt the following Resolution Adopting a Complete Streets Policy for the Town of Grand Island:

WHEREAS, the Town of Grand Island ("the Town") is committed to providing a safe, connected, and accessible transportation network for all residents and visitors, including pedestrians, bicyclists, transit users, motorists, and individuals of all ages and abilities, including children, older adults, and people with disabilities; and

WHEREAS, the Complete Streets Act (Chapter 398 of the Laws of New York, 2011) requires State, county, and local agencies to consider the convenience and mobility of all users when developing transportation projects that receive state and federal funding, and encourages municipalities to adopt local Complete Streets policies consistent with this framework; and

WHEREAS, the Town of Grand Island is a member community within the Greater Buffalo-Niagara Regional Transportation Council (GBNRTC) metropolitan planning area and benefits from regional coordination on multimodal transportation planning, including connections to county roads, state touring routes, and the Niagara Frontier Transportation Authority (NFTA) transit and shared-use path network; and

WHEREAS, the Town's unique geography as an island community, its extensive shoreline parks, its popular recreational bicycle loop, and its residential and commercial corridors make walking, bicycling, and safe roadway crossings especially important to residents' daily lives, public health, and tourism-based economic activity; and

WHEREAS, a Complete Streets approach designing, building, operating, and maintaining streets to enable safe access for all users—has been shown to improve traffic safety, encourage physical activity and public health, support local businesses, and make more efficient use of limited transportation infrastructure funding; and

WHEREAS, the National Complete Streets Coalition (a program of Smart Growth America) has established a widely recognized Complete Streets Policy Framework identifying the elements of a strong, implementable policy, including a clear vision, application to all users and all project phases, accountable exceptions, network connectivity, jurisdiction-wide applicability, context-sensitive and up-to-date design guidance, measurable performance standards, and defined implementation steps; and

WHEREAS, the Town Board finds that adopting a formal Complete Streets Policy will help the Town qualify for and compete more effectively for state and federal transportation funding, including funding administered through NYSDOT and GBNRTC, that increasingly favor or require multimodal design considerations;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Grand Island hereby adopts this Complete Streets Policy (the "Policy") and directs that it be applied to the planning, design, construction, reconstruction, retrofit, operation, and

Tuesday, September 8, 2026 - 2

Town of Grand Island – Regular Meeting #16

maintenance of all streets, highways, and rights-of-way under Town jurisdiction, to the extent consistent with this Policy;

BE IT FURTHER RESOLVED, that the Town's Vision for this Policy is to create a transportation network that is safe, comfortable, and convenient for pedestrians, bicyclists; transit riders, motorists, and people of all ages and abilities, including children, older adults, and people with disabilities, and that reflects the character of Grand Island's residential, waterfront, and recreational corridors;

BE IT FURTHER RESOLVED, that this Policy shall apply to all new construction, reconstruction, retrofit, and repaving projects funded or overseen by the Town, including projects undertaken in partnership with Erie County, the New York State Department of Transportation, and GBNRTC, except where the Town Engineer or Highway Superintendent documents in writing one or more of the following: (a) use by nonmotorized users is prohibited by law; (b) the cost of accommodation is excessively disproportionate to the need or probable future use; (c) an affected corridor has no reasonably foreseeable pedestrian, bicycle, or transit demand; or (d) accommodation is not required due to an emergency. Any exception shall be approved in writing by the Town Engineer and reported to the Town Board;

BE IT FURTHER RESOLVED, that the Town Highway Superintendent, Town Engineer, and Planning Board shall, wherever feasible, seek to create a connected network of complete streets by coordinating design and construction with Erie County, NYSDOT, NFTA, and neighboring municipalities;

BE IT FURTHER RESOLVED, that this Policy applies to all Town departments, boards, and agencies with responsibility for streets, and that the Town's design standards, subdivision regulations, and capital improvement planning shall be reviewed and, where appropriate, amended within twelve (12) months of adoption of this resolution to reflect Complete Streets principles;

BE IT FURTHER RESOLVED, that all Town transportation projects shall be designed using the best and most current design guidance available, including but not limited to the NYSDOT Highway Design Manual, the AASHTO Guide for the Development of Bicycle Facilities, and the National Association of City Transportation Officials (NACTO) design guides, applied flexibly to fit the context, scale, and character of the affected street and surrounding community;

BE IT FURTHER RESOLVED, that the Town Engineer shall develop performance measures to evaluate implementation of this Policy over time, which may include, among others, linear feet of new sidewalk and bicycle facilities constructed, number of AD compliant curb ramps installed, crash and injury data for vulnerable road users, and levels of pedestrian and bicycle activity;

BE IT FURTHER RESOLVED, that within twelve (12) months of the date of this resolution, the Town Engineer and Highway Superintendent shall present to the Town Board an implementation plan identifying: (a) necessary revisions to Town design standards and codes; (b) a process for staff training on Complete Streets design; (c) a

Tuesday, September 8, 2026 - 3

Town of Grand Island – Regular Meeting #16

process for public and stakeholder engagement on priority corridors; and (d) potential funding sources, including state and federal grant programs, to advance this Policy;

BE IT FURTHER RESOLVED, that the Town Clerk is directed to forward a copy of this resolution to the Erie County Department of Public Works, the New York State Department of Transportation, and the Greater Buffalo-Niagara Regional Transportation Council.

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

COUNCILMAN – DANIEL F. KILMER:

Appointment – Town Attorney

A motion was made by Councilman Kilmer, seconded by Councilman Digati to table the appointment of a Town Attorney.

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

COMMUNICATIONS – OTHER TOWN OFFICIALS:

TOWN CLERK – PATRICIA ANDERSON FRENTZEL:

Authorize Supervisor to Sign Agreement – Erie County SPCA

A motion was made by Supervisor Marston, seconded by Councilwoman Diehl to authorize the Supervisor to sign the SPCA Animal Control Officer/Dog Control Officer Agreement for the term covering October 1, 2026, through September 30, 2027.

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

TOWN ATTORNEY – PETER GODFREY:

Local Law Intro #5 of 2026 – Override the Tax Levy Limit – Set Public Hearing

A motion was made by Councilman Digati, seconded by Councilwoman Diehl to adopt the following Resolution calling for a Public Hearing on Monday, September 21, 2026, at 8:00p.m. to hear anyone who wants to comment on Local Law Intro #5 of 2026 to permit an override of the limit on the amount of real property taxes that may be levied by the Town of Grand Island:

WHEREAS, the Town Board of the Town of Grand Island has proposed a local law to permit an override of the limit on the amount of real property taxes that may be levied by the Town of Grand Island pursuant to General Municipal Law §3-c, and to allow the Town Board of the Town of Grand Island to adopt a budget for fiscal year 2027 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c; and

WHEREAS, the Town Board of the Town of Grand Island has not yet determined whether it is necessary to adopt a budget that would require a tax levy in excess of the tax levy limit as defined by General Municipal Law §3-c, but is proposing the override as an exercise of local control over the Town’s finances and in order to provide the Town Board with the necessary flexibility should the adoption of the 2027 budget require a real property tax levy in excess of the tax levy limit, including as a result of the NYS DEC consent order placed upon the Town of Grand Island during

Tuesday, September 8, 2026 - 4

Town of Grand Island – Regular Meeting #16

2010, which essentially constitutes an unfunded mandate and which has created unforeseen fiscal circumstances within the Sewer Fund; and

WHEREAS, the Town Board of the Town of Grand Island has determined that the adoption of the local law is a Type II Action and are therefore not subject to the requirements of the State Environmental Quality Review Act (“SEQRA”).

NOW, THEREFORE, BE IT RESOLVED, that a public hearing will be held by the Town Board of the Town of Grand Island on the 21st day of September, 2026, at 8:00 p.m., at the Town of Grand Island Town Hall, located at 2255 Baseline Road, Grand Island, New York, at which hearing parties and interested citizens shall have an opportunity to be heard on the adoption of a Local Law to override the tax levy limit established in General Municipal Law Section 3-c for the 2027 fiscal year budget; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Grand Island shall be authorized and directed to publish public notice of said public hearing.

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

DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL: **Miracle League Upgrades – Bench Painting – Job #: M-202-2023**

Town Engineer Robert Westfall reported that he received a quote from Gould Painting WNY for \$2,980 for the repainting of three (3) benches at the Miracle League Complex. The repainting work is included in the \$1.1M Erie County Municipal Agreement for the Miracle League Upgrades.

A motion was made by Councilman Kilmer, seconded by Councilman Digati to accept the recommendation of the Town Engineer and approve the repainting of three (3) benches at the Miracle League Complex to be completed by Gould Painting WNY in the amount of \$2,980.00.

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

Preliminary Plat Approval – The Links at River Oaks (PDD) – Subdivision No. 36.15 (f.k.a. Golfview Properties) – Set Public Hearing and Refer to Planning Board

A motion was made by Supervisor Marston, seconded by Councilman Digati to set a Public Hearing for Monday, October 5, 2026, at 8:00p.m. to hear anyone who wants to comment on Preliminary Plat Approval – The Links at River Oaks (PDD) – Subdivision No. 36.15 (f.k.a. Golfview Properties) and refer the matter to the Planning Board and the Conservation Advisory Board for review and recommendation.

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

CODE ENFORCEMENT OFFICE:

Tuesday, September 8, 2026 - 5

Town of Grand Island – Regular Meeting #16

Special Use Permit Application – Jaclyn Weld, 1235 Ransom Road – Home Occupation – Personal Trainer – Set Public Hearing and Refer to Planning Board

A motion was made by Councilwoman Diehl, seconded by Councilman Digati to set a Public Hearing for Monday, September 21, 2026, at 8:00p.m. to hear anyone who wants to comment on a Special Use Permit Application – Jaclyn Weld, 1235 Ransom Road – Home Occupation – Personal Trainer and to refer the matter to the Planning Board for review and recommendation.

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

TOWN ACCOUNTANT – KORIN FRANTZ:

Authorize Supervisor to Sign Contracts – Municipal Electric & Gas Alliance (MEGA) – NRG Business Marketing, LLC and Constellation NewEnergy, Inc.

A motion was made by Councilwoman Diehl, seconded by Councilman Digati to authorize the Supervisor to sign the contracts with NRG Business Marketing, LLC and Constellation NewEnergy, Inc. subject to the alignment of the effective date of the contract with the termination of the existing Erie County Cooperative agreement, subject to Town Attorney approval.

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

COMMUNICATIONS – GENERAL:

Erie County Department of Environment and Planning – Agricultural District Annual Enrollment Period

Annual Enrollment Period – September 1, 2026 – September 30, 2026.

Public Notice posted on Town Clerk's Bulletin Board.

No Action by the Town Board.

REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilwoman Diehl, seconded by Councilman Digati to pay

Vouchers #153669 - #153769

General \$171,085.61

Highway \$ 27,817.08

Sewer \$ 41,970.25

Water \$ 24,203.91

Capital Fund \$337,829.15

Lighting \$ 1,008.60

Total \$603,914.60

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

UNFINISHED BUSINESS:

Special Use Permit Application – Jennifer Klima, 2101 Fix Road – Home Occupation – Bakery

A. Correspondence – Planning Board

B. Correspondence – Thomas Peters, Brett Loschiavo

Remains Tabled.

Tuesday, September 8, 2026 - 6

Town of Grand Island – Regular Meeting #16

PUBLIC COMMENTS:

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

Speakers:

Hank Cushing, Paul Koppmann, Jim Daigler,
Dan Oliveri, Bill Daniels

FROM THE BOARD:

- Schools are in Session – Watch for stopped busses and children crossing
- 9/11 Memorial Service – VFW – Friday at 10a.m.
- Flock Cameras

ADJOURNMENT:

A motion was made by Councilman Kilmer, seconded by Councilman Digati to adjourn the meeting at 8:59p.m.

APPROVED Ayes 4 Digati, Kilmer, Diehl, Marston
 Noes` 0

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

Charles Carr

John DeCarolis

Respectfully submitted,

Patricia Anderson Frentzel
Town Clerk

Tuesday, September 8, 2026 - 7