

9-B LEGAL ITEMS

1. (continued)

Supervisor Meegan noted that concerns have been expressed regarding the current parking situation along this area of Seneca Street that creates a sight problem when citizens exit the Senior Citizens Center.

No comments were received from the public.

Motion by Supervisor Meegan, seconded by Councilman Rusinski, to close the public hearing.

Ayes: All

Noes: None

Motion Carried

Motion by Supervisor Meegan, seconded by Councilman Hart, to adopt Local Law #2013-03 modification to Chapter 115 Vehicles & Traffic, §115-9 Parking Prohibited in Designated Locations, addition of: (163) On the north side of Seneca Street, beginning at the westernmost point of the property located at 4620 Seneca Street eastward a distance of 200 feet.

Ayes: All

Noes: None

Motion Carried

9-C COMMUNICATIONS

1. Supervisor Meegan re National Fish & Wildlife Foundation Grant

Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize the Supervisor to execute two additional independent contractor agreements under the National Fish and Wildlife Foundation Grant in the amount of \$4,875 for the Outreach Coordinator (195 hour @ \$25 per hour) and \$5,000 for the "Know Your Backyard" video guide, noting the entire request is being funded from the grant which has been previously approved and is fully secured.

On the question, Councilman Hart questioned the backyard video guide and what an outreach coordinator does.

Evelyn Hicks of the Erie County Environmental Management Council responded this grant will establish a volunteer corps for the ongoing remediation work at the oxbow wetland. As part of an effort to secure the volunteer corps, they felt that consistency, information and training were essential going forward. Production of an educational video outlining the oxbow wetlands, problems encountered with invasive species and remediation efforts being taken will help ensure consistency for training purposes. The \$5,000 cost includes the writing, production and scripting of the video, all of which will be paid for with grant money. Due to a

9-C COMMUNICATIONS

1. (continued)

large workload, the original project coordinator position and responsibilities are now shared by three individuals. The outreach coordinator reaches out to West Seneca High Schools and the alternative learning center to get students and teachers involve with their earth science programs and encourage them to learn about features that exist in our town. A large planting will take place on April 27th at the oxbow wetlands and as the summer progresses the focus will be on the removal of invasive plant species. Going forward the coordinators will reach out to adjacent property owners requesting they take care of their portion of the oxbow wetlands. Developing a volunteer base consisting of West Seneca residents is also a goal of the future.

Councilman Rusinski questioned the length of the video and if it can be linked to the town's website.

Mrs. Hicks responded the video is approximately 20 minutes in length and could be linked to the website if it has the capacity.

Ayes: All

Noes: None

Motion Carried

2. Supervisor Meegan re Re-designation of Evelyn Hicks to the Erie County Environmental Management Council

Motion by Supervisor Meegan, seconded by Councilman Rusinski, to re-designate Evelyn Hicks to serve as the Town of West Seneca representative on the Erie County Environmental Management Council for a two year term expiring May 31, 2015.

Ayes: All

Noes: None

Motion Carried

3. Supervisor Meegan re Retirement of Dennis Luterek

Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the retirement of Dennis Luterek and terminate him as Bookkeeper to the Supervisor effective April 27, 2013 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

On the question, the board members thanked Mr. Luterek for his years of service to the town and wished him the best in his retirement.

Ayes: All

Noes: None

Motion Carried

9-C COMMUNICATIONS

4. Town Engineer re Bid date for ice arena flooring improvements
- Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize re-bidding of the Ice Arena Flooring Improvements Project and set a bid date of May 22, 2013 at 10:00 AM for receipt of bids, noting the previously authorized award was contingent upon grant approval which will be approved by New York State in the coming weeks.

Ayes: All Noes: None Motion Carried

5. Town Engineer re Additional hydrant on Larkwood Road
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the addition of one (1) hydrant for Larkwood Road; and further, acknowledge and resolve to pay the additional hydrant fee that will be charged by Erie County Water Authority in the amount of \$160.80 per hydrant, per year.

On the question, Councilman Rusinski questioned if Reserve Fire Company was notified of this additional hydrant fee.

Code Enforcement Officer John Gullo stated he sent a letter but had not received a response.

Councilman Hart questioned what will be presented at the meeting scheduled for Wednesday, April 17th regarding the Greenbranch, Larkwood, Woodmar & Cardinal Lane Reconstruction Project.

Town Engineer Steven Tanner responded he will outline what will be taking place on this project and drawings will be available to view. The remainder of the meeting will be an open forum for residents to ask questions and voice any concerns they might have. Mr. Tanner stated the project involves full depth reconstruction with replacement of portions of the storm sewer and water systems, repairs to the sanitary sewer system and total replacement of the watermain on Larkwood Road.

Ayes: All Noes: None Motion Carried

6. Town Engineer re Pool Rehabilitation Project, change order request
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve a change order for William L. Watson, Co., Inc, 8064 North Main Street, Eden, in the amount of \$64,270 for replacement of piping from the pool filter to the pool pump room along with the frame and doors that allow access to the pool's filter system, noting funds are available from previously bonded recreation projects.

9-C COMMUNICATIONS

6. (continued)

On the question, Councilman Rusinski questioned the reason for a change order when the project was done last year and why the town did not request proposals for this work.

Town Engineer Steven Tanner responded the work is time sensitive and will not be complete for the opening of the pool if bids are requested. Last summer when the injector head was replaced, it was discovered the pipe holding the injector head was only 1/8" instead of the required 3/8". Requesting bids is a process that will take a month, possibly jeopardizing the opening of the pool. Pricing from William L. Watson, Co., Inc. for the piping was recently received and thought to be fair. The actual work will take approximately 4 - 5 weeks to complete.

Councilman Rusinski stated he will reluctantly support this to ensure the timely opening of the pool; however going forward he feels this type of work should be put out to bid.

Mr. Tanner responded the town could shorten the time frame by declaring this an emergency bid and solicit three quotes instead of approving the change order.

Councilman Hart stated he would be more comfortable declaring this an emergency bid and solicit quotes.

Town Attorney Shawn Martin stated the town can proceed with an emergency bid; however, they need to consider that William L. Watson Company's bid is already public record. He suggested moving forward with the emergency bid and award the bid at an amount not to exceed \$64,270.

Motion by Councilman Rusinski, seconded by Councilman Hart, to declare an emergency bid for replacement of piping from the pool filter to the pool pump room along with the frame and doors that allow access to the pool's filter system and award the bid not to exceed \$64,270.

Ayes: All

Noes: None

Motion Carried

7. Town Engineer re Intern position request

Motion by Supervisor Meegan, seconded by Councilman Hart, to create the position of Engineering Intern and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

On the question, Councilman Rusinski questioned the hourly rate for this position.

9-C COMMUNICATIONS

7. (continued)

Town Engineer Steven Tanner recommended an hourly rate of \$12 per hour and advertising for a college student with 2 -3 years of civil engineer experience, noting he had spoken with some UB students that are West Seneca residents.

Ayes: All

Noes: None

Motion Carried

8. Highway Supt. re Purchase requiring Town Board approval

Motion by Supervisor Meegan, seconded by Councilman Rusinski, to approve the purchase of one (1) 5900301 Ferris mower with a suspension seat kit at a total cost of \$9,320 from Schaub Equipment Rental Inc., 2902 Seneca Street, West Seneca, noting this purchase is off the current New York State Contract List and funding is available in the Building and Grounds equipment line.

Ayes: All

Noes: None

Motion Carried

9. Highway Supt. re Status change for part-time seasonal laborers in Sanitation Department

Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of the following part-time sanitation laborers to part-time seasonal effective April 15 – September 15, 2013:

Colin Brown
Jamie Lang
Derek Sleger

Andrew Herbeck
Jeffrey Roll
Joseph Demma

Chris Nowinski
Timothy Czuprynski
James Maslanka

George Case
Andrew Maj
Jonathan Slominski

at a rate of \$8/HR and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

10. Highway Supt. re Part-time seasonal laborers in Sanitation Department

Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of Robert Walsh from part-time laborer in the Buildings and Grounds Department to part-time seasonal laborer in the Sanitation Department effective April 15 – September 15, 2013 at a rate of \$8/HR and further, appoint Nicholas Gugliuzza as part-time seasonal laborer in the Sanitation Department effective April 15 – September 15, 2013 at a rate of \$8/HR and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

9-C COMMUNICATIONS

14. Town Clerk re Catalyst Express race for a cause
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the request from Catalyst Express to hold their 5th annual Race for a Cause on Friday, May 3, 2013 beginning at 6:30 PM on designated streets in the Town of West Seneca.

On the question, Councilman Hart questioned if Chief Gehen had given his approval.

Highway Supt. Matthew English stated that he and Asst. Chief Daniel Denz had reviewed and approved this event.

Ayes: All

Noes: None

Motion Carried

15. Town Clerk re Appointment of James Manley as part-time seasonal Records Clerk
- Motion by Supervisor Meegan, seconded by Councilman Hart, to appoint James Manley as part-time seasonal Records Clerk at a rate of \$18/HR effective April 16 – June 30, 2013; noting the current Local Government Records Management Improvement Fund grant allows up to 85 hours for a part-time Records Clerk and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

On the question, Councilman Rusinski questioned if the salary is paid through the grant.

Town Clerk Jacqueline Felser responded that the salary was specified in the grant and will be paid entirely through the grant.

Ayes: All

Noes: None

Motion Carried

16. Finance Director re 2012 year end budget transfers
- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the attached list of budgetary transfer requests for 2012 for the Finance Department.

On the question, Councilman Hart stated that these are administration transfers and they are completely within the budget.

Finance Director Laura Landers stated these are year end transfers for the fiscal year ending 2012 and no additional fund balance was appropriated.

Ayes: All

Noes: None

Motion Carried
APPENDICES

9-C COMMUNICATIONS

17. Finance Director re Appointment of Jaimie Kaminski as Account Clerk Typist
- Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Jaimie Kaminski as part-time clerk and appoint Jaimie Kaminski as Account Clerk Typist effective April 16, 2013 at an annual salary of \$29,268.22, Group 2, Step 5 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.
- Ayes: All Noes: None Motion Carried
18. Senior Recreation Therapist of Sr. Services re Status change for Marirose Bless to seasonal
- Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of part-time Food Service Worker Marirose Bless to part-time seasonal effective May 1 – June 28, 2013 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.
- Ayes: All Noes: None Motion Carried
19. Town Justices re Budgetary amendment request
- Motion by Supervisor Meegan, seconded by Councilman Hart, to increase revenue account #1.001.3021.3333 and increase expense account #1.1110.0200.3333 in the amount of \$7,895 each, noting that the source of funding for this request is grant money awarded to the Town Justice Court office from the NYS Justice Court Assistance Program.
- Ayes: All Noes: None Motion Carried
20. Finance Director re Budgetary transfer request
- Motion by Supervisor Meegan, seconded by Councilman Rusinski, to approve a budgetary transfer request of \$375 from Contingency Acct. #1.1990.0480 to Patriotic Celebrations Acct. #1.7550.0474 to restore funding to full level comparable to prior years funding.
- Ayes: All Noes: None Motion Carried
21. Chief Gehen re Retirement as Chief of Police
- Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the retirement of Edward F. Gehen and terminate him as Chief of Police effective April 27, 2013 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel, noting Chief Gehen has served the town more than 32 years and the last 12 years as Chief of Police.

9-C COMMUNICATIONS

21. (continued)

On the question, the board members wished Chief Gehen well and thanked him for his years of service, noting he has always been the epitome of professionalism and will be missed.

Chief Gehen thanked all past and present department heads, board members, members of the Police Department, government officials and the residents of West Seneca who he has had the privilege of serving.

Supervisor Meegan read a proclamation declaring April 26, 2013 as Edward F. Gehen, Jr. Day in the Town of West Seneca.

Ayes: All

Noes: None

Motion Carried

9-D REPORTS

- Jacqueline A. Felser, Town Clerk's report for March 2013 received and filed.
- John Gullo, Code Enforcement Officer's plumbing report for March 2013 received and filed.

9-E WARRANT

Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the vouchers submitted for audit, chargeable to the respective funds as follows:

General Fund - \$328,985.99; Highway Fund - \$113,797.29; Special Districts - \$141,006.40 (voucher #'s 77939 - 78072); Trust & Agency Fund - \$33,266.40 (voucher #'s 78047-78109); Capital Fund - \$94,178.00 (voucher #'s 77618-77620)

Ayes: All

Noes: None

Motion Carried

ISSUES OF THE PUBLIC

REQUEST FOR SIDEWALKS ON BURCH AVENUE

Linda Toy commented on the lack of sidewalks at the end of Burch Avenue near Manhasset Street, stating it is a dangerous situation when she has to walk in the road while taking her grandchildren to Tim Russert Park. Crossing Indian Church Road is also a concern.

Supervisor Meegan responded that sidewalk installation or replacement is included in the town's road reconstruction projects. Indian Church Road is a county road so any requests for crosswalks should be referred to County Legislator Joseph Lorigo, but it can first be referred to the town's Traffic Committee who will in turn make a recommendation to the county.

ISSUES OF THE PUBLIC

MINIMUM WAGE INCREASE

Beverly Leising questioned if the town budget will be affected with the minimum wage going up to \$9/HR and if hiring someone under the age of 20 at that rate will entitle the town to receive a rebate. Mrs. Leising further questioned if this could generate lawsuits due to concerns about prejudice.

Finance Director Laura Landers responded the budget will absolutely be affected by the increase and it is her understanding that the town will receive a rebate for hiring under the age of 20.

Town Attorney Shawn Martin responded that anyone can file a lawsuit, but that does not guarantee it will be successful. The town will merely be complying with a law that was enacted by NYS.

Mrs. Leising questioned how this will affect the lifeguard trainer who is over the age of 21 and specifically trained to work with new lifeguards.

Senior Recreation Therapist of Sr. Services Mary Josefiak responded that this employee currently makes more than the new minimum wage and will not be affected.

GARBAGE TOTES

Beverly Leising questioned the garbage tote size and if the town is working with Lackawanna regarding the price.

Highway Supt. Matthew English referred to the garbage totes on display in the room and pointed out the 65 and 95 gallon size.

Supervisor Meegan stated that conversations concerning price are still taking place with Lackawanna and they plan to move forward with a request for proposals (rfp) along with creation of a local law.

SIDEWALKS ON QUEENS DRIVE

Beverly Leising stated she recently walked the Queens Drive neighborhood and noticed that many of the sidewalks have not been repaired.

Code Enforcement Officer John Gullo responded he personally visited two houses and informed the homeowners what needed to be repaired. This issue is currently being reviewed, and if necessary, letters will be sent.

ISSUES OF THE PUBLIC

INTERN POSITION

Dave Kims referred to the intern position on the agenda and commented that he thought most interns in the private sector are willing to work unpaid in order to gain experience.

Town Engineer Steven Tanner stated he works for Clark Patterson Lee and all interns hired by them are paid.

Finance Director Laura Landers stated she works for Freed Maxick CPA and all interns hired by them are paid.

Councilman Hart stated he worked for the New York State Comptrollers Office and all interns were paid.

POOL REPAIRS

Bill Hanley questioned if the steel pipe being replaced at the pool will be protected from future deterioration.

Town Engineer Steven Tanner responded the steel pipe is being replaced with Schedule 80 PVC which requires no additional protection.

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

CHIEF GEHEN RETIREMENT

Department heads and board members offered best wishes to Chief Gehen on his retirement and Councilman Rusinski spoke on behalf of the firemen and thanked Chief Gehen for his 32 years of service.

EXECUTIVE SESSION

Motion by Supervisor Meegan, seconded by Councilman Rusinski, to recess to Executive Session at 8:00 P.M. to discuss two contract matters and an employee issue.

Ayes: All

Noes: None

Motion Carried

The board members returned from Executive Session at 8:35 P.M.

WEST SENECA TOWN OFFICES
1250 Union Road
West Seneca, NY 14224

TOWN BOARD PROCEEDINGS
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PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

ICE RINK CONCESSION

Motion by Supervisor Meegan, seconded by Councilman Rusinski, to waive one month's rent for Tom Kaleta for the ice rink concession.

Ayes: All

Noes: None

Motion Carried

ADJOURNMENT

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 8:35 P.M.

Ayes: All

Noes: None

Motion Carried

JACQUELINE A FELSER, TOWN CLERK

General Fund 12/31/12 Budget Transfers

Account	Account Number	Transfer From	Transfer To
Salaries Councilmembers	1010.0100		0.21
Salaries Clerical	1110.0137		50,881.13
Salaries Security Officers	1110.0139		3,364.50
Mandated Training	1110.0414		120.06
Salary Supervisor	1220.0100		0.02
Salary of Secretary	1220.0130		32,655.48
Salary of Bookkeeper	1220.0137		1,240.90
Equipment	1220.0200		560.21
Equipment	1315.0200		343.23
Mandated Training	1315.0414		112.49
Professional Services	1315.0451		52,710.00
Salary of Property Appraiser	1355.0105		3,382.55
Other Expenses-county fees	1355.0419		1,358.08
Salary of Clerk	1410.0135		11,075.69
Salary of Clerk-PT	1410.0139		8,571.00
Printing and Other Expenses	1410.0448		18.40
Technical Books	1420.0406		1,105.40
Printing and Other Expenses	1420.0448		136.44
Codification update	1420.0449		5,116.29
Legal Services	1420.0460		74,590.18
Postage	1670.0411		7,896.77
Copy Machine Expense	1670.0440		9,355.91
Central Printing & Mailing	1670.0445		1,218.00
Computer Maintenance	1670.0460		50,369.54
Grant Writer	1910.0424		1,003.00
Insurance Administration	1910.0477		5,155.00
Municipal Association Dues	1920.0406		1,941.64
Judgments & Claims	1920.0464		59,207.27
Salary of Police Chief	3120.0100		49,797.89
Salary of Asst Police Chief	3120.0101		3,907.00
Salary of Clerical	3120.0137		46,313.47
Salary of Dispatch-PT	3120.0149		10,158.75
Salary of Captains	3120.0150		6,139.71
Salary of Police Officers	3120.0154		218,351.37
Salary of Safety Dispatchers	3120.0155		48,492.05
Salary of Police Lts	3120.0161		19,321.04
Salary of Detective Lt	3120.0163		10,987.90
Gasoline	3120.0416		36,983.25
Telephone	3120.0420		1,246.63
Equip Repair & Maint	3120.0443		13,269.16
Salary of Building Inspect	3620.0100		397.06
Salary of Asst Inspect	3620.0101		3,311.02
Fire Prevention supplies	3620.0405		132.99
Gasoline	3620.0416		1,325.29
Salary of Sub-registrar	4020.0101		78.30
Salary of Supt	5010.0101		153.57
Water	5132.0423		383.18
Highway Lighting	5182.0421		4,568.16
Salary of Crew Chief	7110.0110		10,772.46
Salary of Working Chief	7110.0115		7,131.55

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16.

Salary Laborers-PT	7110.0149		48,939.15
Water	7110.0423		1,286.49
Salary of Director	7140.0100		7,610.80
Salary of Clerical-PT	7140.0139		12,588.25
Salary Oth Emp-PT	7140.0149		19,237.16
Photo ID Clerk	7140.0167		2,688.82
Equipment	7140.0230		457.00
Gasoline	7140.0416		144.83
Water	7142.0423		1,445.45
Salary Laborers-PT	7180.0149		4,339.53
Equipment	7180.0230		916.94
Patriotic Observances	7550.0473		368.75
Clerks-PT	7620.0139		1,811.00
Drivers & Food Serv Emp	7620.0144		7,219.13
Gasoline	7620.0416		73.94
Cleaning Supplies	7620.0417		410.92
Meals on Wheels	7620.0436		1,000.00
Equip-Repairs & Maint	7620.0443		664.93
Fitness Consultant	7620.0484		1,446.30
Board Members	8020.0106		0.64
Secretary-PT	8020.0139		1,922.11
Regular Laborers	8160.0144		86,005.87
Laborers-PT	8160.0149		38,427.22
Sanitary Land Disposal	8160.0408		77,724.32
Salary Disaster Cood	8760.0100		0.02
Gasoline	8760.0416		149.47
Social Security	9030.0802		12,129.65
Justice clerks	1110.0133	11054.12	
Salary Senior Acct Clerk	1315.0137	26452.46	
Salary Clerk	1315.0139	8972.00	
Professional Services	1320.0451	7975.00	
Salary Clerk	1440.0137	23733.87	
Equipment	1440.0200	8633.04	
Town Hall construction	1620.0445.0212	383010.75	
Equip-Repairs & Maint	1670.0443	12000.00	
General Liability Insurance	1910.0425	25070.41	
Contingency	1990.0480	114598.26	
Salary Warrant Clerk-PT	3120.0139	11512.00	
Salary of Detectives	3120.0153	42529.03	
Salary School Crossing Guard	3120.0159	10808.25	
Salary of Desk Lt	3120.0162	28490.00	
Various Police Equipment	3120.0210	21990.30	
Gas	5132.0422	21013.91	
Salary of Laborers	7110.0144	24348.49	
Athletic Field Supplies	7110.0400	9027.29	
Salary of YES cood	7140.0102	9230.64	
Salary Peer Cood	7313.0100	15756.80	
NYSER	9010.0801	86764.09	
NYS Police & Fire	9015.0825	86639.00	
Workers Comp	9040.0803	75213.26	
Hospital & Medical	9060.0807	140896.91	
	Total	1,205,719.88	1,205,719.88

Highway Fund 12/31/12 Budget Transfers

Account	Account Number	Transfer From	Transfer To
Labor-Gen Rep	5110.0144		278.60
Labor-Gen Rep-PT	5110.0149		83.77
Labor-Snow Rem	5142.0144		34041.31
NYS Retirement	9010.0801		30122.26
Workers Comp	9040.0803		41313.25
Health & Welfare	9080.0804		15706.56
Snow & Misc Insurance	5140.0487	116055.68	
Snow Caretakers	5140.0145	5490.07	
	Total	121545.75	121545.75