

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

**TOWN BOARD PROCEEDINGS**  
**Minutes #2016-13**  
**July 11, 2016**

Supervisor Sheila M. Meegan called the meeting to order at 7:00 P.M. with 30 seconds of silent prayer in memory of the five officers that died in the recent ambush in Dallas followed by the Pledge of Allegiance.

**ROLL CALL:** Present - Sheila M. Meegan Supervisor  
Eugene P. Hart Councilman  
William P. Hanley, Jr. Councilman

Absent - None

Supervisor Meegan read the Fire Prevention Code instructing the public where to exit in case of a fire or an emergency.

The meeting was dedicated to the memory of Jean Rautenstrauch, Carl & Arlene Lamancusa, Richard Frei, Patricia Littler and Kyle Giammaresi.

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### **13-A MINUTES TO BE APPROVED**

- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve Minutes #2016-12 of June 20, 2016.

Ayes: All

Noes: None

Motion Carried

### **13-B LEGAL ITEMS**

1. Proofs of publication and posting of legal notice: "OF THE ESTOPPEL NOTICE AND ADOPTED BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF WEST SENECA, ERIE COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING PARTIAL RECONSTRUCTION OF AND CONSTRUCTION OF AN ADDITION TO THE PUBLIC LIBRARY BUILDING; ESTIMATING THAT THE TOTAL COST THEREOF IS \$9,832,045; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$8,432,045 IN SERIAL BONDS OF THE TOWN TO FINANCE A PORTION OF SAID APPROPRIATION AND APPLICATION OF \$1,400,000 OF ENERGY PERFORMANCE CONTRACT FUNDING AND ANY FUNDS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE TOWN'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS" in the Town of West Seneca, received and filed.
2. Proofs of publication and posting of legal notice: "OF THE RECEIPT OF THE INDEPENDENT PUBLIC ACCOUNTANT'S AUDIT OF THE FISCAL AFFAIRS OF THE TOWN OF WEST SENECA FOR THE PERIOD BEGINNING JANUARY 1, 2015 AND ENDING DECEMBER 31, 2015" in the Town of West Seneca, received and filed.

**13-C COMMUNICATIONS**

6. Highway Sup't re Title change for Joseph Waszkielewicz to Sanitation Motor Equipment Operator

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Joseph Waszkielewicz as Sanitation Laborer and appoint him as Sanitation Motor Equipment Operator at a rate of \$19.64 per hour effective June 27, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

7. Chief Denz re Attendance of Captain Edward Baker at FBI National Academy

Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize Captain Edward Baker to attend the FBI National Academy, October 3 - December 3, 2016 in Quantico, Virginia, noting funding was placed in the 2016 Police Training budget line 001.3120.0459.

Ayes: All                      Noes: None                      Motion Carried

8. Chief Denz re Status change for part-time Public Safety Dispatchers to seasonal

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time Public Safety dispatchers Andrew Oscypala and James McCullough to part-time seasonal effective July 1 - 31, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

9. Chief Denz re Resignation of Andrew Wagner as part-time Public Safety Dispatcher

Motion by Supervisor Meegan, seconded by Councilman Hanley, to accept the resignation of Andrew Wagner and terminate him as part-time Public Safety Dispatcher effective July 5, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

10. Senior Code Enforcement Officer re Rezoning application – 4378 Seneca Street

Motion by Supervisor Meegan, seconded by Councilman Hanley, to refer to the Planning Board the rezoning application for 4378 Seneca Street.

Ayes: All                      Noes: None                      Motion Carried

**13-C COMMUNICATIONS**

11. Youth Service Coordinator re Termination of part-time recreation attendants

Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate Emily Bitka, Marco Gangorsa, Katherine Pessecow, Rachel Pillinski and Francesca McKenon as part-time recreation attendants effective July 19, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

12. Youth Service Coordinator re Appointment of Peter Salamone as part-time recreation attendant

Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Peter Salamone as part-time seasonal recreation attendant at a rate of \$9.25 per hour effective July 19, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel, noting this hire is contingent upon obtaining the required certifications outlined by Town Code Chapter 25 and the position will be paid out of budget line Salary of Other Employees – Part Time 1.7140.0149.

Ayes: All                      Noes: None                      Motion Carried

13. Youth Service Coordinator re Appointment of Joanne McCabe as part-time clerk typist

Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Joanne McCabe as part-time clerk typist at a rate of \$10 per hour effective July 19, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel, noting this hire is contingent upon obtaining the required certifications outlined by Town Code Chapter 25 and the position will be paid out of budget line Salary Clerical–Part Time 1.7140.0139.

Ayes: All                      Noes: None                      Motion Carried

14. Highway Sup't re Title change for William Weixlmann to Highway Motor Equipment Operator

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate William Weixlmann as Highway Laborer and appoint him as Highway Motor Equipment Operator, Group 2, Step 5 at a rate of \$28.17 per hour effective July 11, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

**13-C COMMUNICATIONS**

15. Highway Sup't re Title change for Francis Malota to Highway Mechanic

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Francis Malota as Sanitation MEO and appoint him as Highway Mechanic, Group 5, Step 1 at a rate of \$21.50 per hour effective July 11, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

16. Highway Sup't re Status change for seasonal p-t Laborers from Buildings & Grounds to Highway

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the department of seasonal part-time laborers Matthew McCarthy and Chase Weber from the Buildings & Grounds Department to the Sanitation Department effective July 18 - October 28, 2016 at a rate of \$9 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

17. Youth Service Coordinator re Adjustment of pay rate for Hannah Gullo

Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve a rate increase for part-time recreation attendant Hannah Gullo to \$9.50 per hour retroactive to June 10, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

18. Youth Service Coordinator re Reappointment of Robert Morano as part-time seasonal recreation attendant for Youth Theatre

Motion by Supervisor Meegan, seconded by Councilman Hanley, to reappoint Robert Morano as part-time seasonal recreation attendant for Youth Theatre effective July 12 – September 1, 2016 at a rate of \$9 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried

**13-D REPORTS**

- Jacqueline A Felser, Town Clerk's report for June 2016 received and filed
- John A Gullo, Senior Code Enforcement Officer's building & plumbing report for June 2016 received and filed

**13-E APPROVAL OF WARRANT**

Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve the vouchers submitted for audit, chargeable to the respective funds as follows: General Fund - \$344,398.45; Highway Fund - \$149,801.65; Special Districts - \$94,198.99; Capital Fund - \$237,980.80 (vouchers 94606-95149); Trust Fund - \$86,466.51 (vouchers 94759-95222)

Ayes: All

Noes: None

Motion Carried

**ISSUES OF THE PUBLIC**

**RODENT PROBLEM**

Beverly Leising commented on a rat problem on Harwood Road and questioned the best course of action for residents to take, noting there is a property with high grass that may be contributing to the problem.

Highway Sup't. Matthew English suggested Mrs. Leising contact Erie County Health Department. He will also email Senior Code Enforcement Officer John Gullo concerning property maintenance. Mr. English further reminded residents not to provide sources of food or water, including small pools left uncovered, that attract rodents.

**GARBAGE & RECYCLING TOTES**

Beverly Leising suggested complimenting residents on the garbage and recycling figures to encourage those that are not participating to pitch in. Highway Supt. Matthew English stated they could possibly put an ad in the Pennysaver.

**DEER POPULATION**

Beverly Leising questioned if there has been any progress controlling the deer population in town. Town Attorney John Fenz stated Chief Denz is still gathering information and having discussions with the DEC.

**SIDEWALKS**

Doug Kroll commented on sidewalks in town and the lack of sidewalks on some major roads and residential areas. He presented a letter listing his observations to Town Board members and Highway Sup't Matthew English.

Supervisor Meegan advised that property owners are responsible for sidewalks in front of their home. Sidewalks must be 6' wide to be ADA compliant and the town actively seeks grants to help offset the costs for residents.

**ISSUES OF THE PUBLIC**

**PLAYGROUNDS**

Linda Toy questioned the status of repairs at the playgrounds, specifically Tim Russert Park. Supervisor Meegan confirmed the town received funds from Senator Gallivan for ADA compliant improvements and anticipated September for completion.

**TRAFFIC SITUATION ON FRENCH LEA ROAD**

George DiPiano referred to a traffic situation on French Lea Road and property maintenance issues at the plaza on the corner of Clinton Street and French Lea Road.

Supervisor Meegan stated the traffic issue has been referred to the Traffic Committee with a suggestion that there be no parking allowed on one side of the road. She will refer the property maintenance issue to the Code Enforcement Office.

Mr. DiPiano further referred to a house next to the plaza on Clinton Street where a vehicle parks across the sidewalk making it impassable.

Lt. Urbanski encouraged Mr. DiPiano to contact the Police Department to report any traffic situations.

**PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS**

**RECREATION PROGRAM UPDATES**

Youth Service Coordinator Lauren Masset stated Summer Day Camp and the Summer Fun Program are both running smoothly. The pool is open and also running smoothly and the spray pool has reached maximum capacity several times already this season. The PBA and Teachers Union will sponsor Movie Night on 8/5 (Big Hero 6) and elected officials Supervisor Meegan, Councilmen Hanley & Hart, Town Clerk Jacqueline Felser and Highway Sup't. Matthew English will sponsor Movie Night on 8/19 (Finding Nemo). A talent show is planned for Friday and all are welcome to attend.

**WORKER'S COMPENSATION RATES**

Councilman Hanley stated he is working on an agreement for worker's compensation rates for the town and identifying instances of abuse.



## **HIGHWAY FUND BLACKTOP PAVING**

WHEREAS, the town has been awarded additional Community Development Block Grant funds for the road reconstruction project for Birchwood Avenue, North Covington Drive, Burch Avenue and Grace Street in the amount of \$100,000 and Multi-Modal Grant funds from New York State for milling and paving in the amount of \$139,200; and

WHEREAS, the Highway Superintendent has identified the needs within the town for blacktop paving costs in the amount of \$239,200; now, therefore, be it

RESOLVED, that the town accepts the Community Development Block Grant (CDBG) award of \$100,000 and the Multi-Modal Grant award of \$139,200 and will record the proceeds from CDBG as revenue within account code #002.0002.4860.0000 and the proceeds of the Multi-Modal Grant within a newly created revenue account code #002.0002.3589.0000; and be it further

RESOLVED, that the budget for the revenue lines 002.0002.4860.000 and 002.0002.3589.0000 be amended for the receipts of \$100,000 and \$139,200 respectively; and be it further

RESOLVED, that the Town Board establishes appropriation accounts 002.5110.0497.0001 (CDBG funds) and 002.5110.0497.002 (Multi-Modal Grant funds) to account for the costs funded by the receipts; and be it further

RESOLVED, that the budget for the appropriation accounts 002.5110.0497.0001 and 002.5110.0497.0002 be amended for the appropriations of the amounts funded by the grants of \$100,000 and \$139,200 respectively.