

Supervisor Gary Dickson called the meeting to order at 6:00 P.M.

|                   |         |                        |               |
|-------------------|---------|------------------------|---------------|
| <b>ROLL CALL:</b> | Present | Gary Dickson           | Supervisor    |
|                   |         | Robert J. Breidenstein | Councilmember |
|                   |         | Joseph Cantafio        | Councilmember |
|                   |         | Susan K. Kims          | Councilmember |
|                   |         | Jeff Piekarec          | Councilmember |
|                   | Absent  | None                   |               |

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

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**MINUTES TO BE APPROVED**

Motion by Supervisor Dickson, seconded by Councilmember Cantafio, to approve Minutes #2022-04 of February 14, 2022.

Ayes: All

Noes: None

Motion Carried

**PUBLIC COMMENTS ON OLD AND NEW BUSINESS**

**NEW BUSINESS**

A resident referred to item No. 2 and questioned if this allows the developer to put in a retention pond - Town Engineer Tanner stated a retention pond already exists and this will allow the developer to dedicate it over to the town as long as it meets specific criteria; this will create the taxing district which allows the town to charge homeowners whenever maintenance needs to be done to the storm water ponds and the developer pays an initial fee of \$500 per lot upon the creation.

**5-A ANNOUNCEMENTS, PRESENTATIONS, DISCUSSION**

1. Supervisor Dickson re Sunbriar Drive

Town Engineer Steve Tanner stated a summary and map has been provided to the Town Board and there are three basic issues:

- Sewer mains in the area have limited capacity and recommend an additional interceptor sewer, this has been denied by the DEC
- Siphon is not currently sized properly
- Sanitary manholes need to be raised

Supervisor Dickson stated West Seneca is working with Buffalo Sewer Authority, Cheektowaga, and Erie County Sewer Authority to develop a joint plan to approach the DEC again. The project would cost several million dollars. Mr. Tanner stated the siphon would be around \$5.2M, the interceptor around \$6M, and around \$3M per each of the remaining four phases of the slip lining work. Supervisor Dickson stated doing this work would help eighty percent of West Seneca sewer districts and it would be worthwhile if the DEC will agree to it.

**5-B COMMUNICATIONS TO BE VOTED ON**

1. Supervisor Dickson re Hazard Mitigation Plan

Motion by Supervisor Dickson, seconded by Councilmember Kims, to adopt the following resolution to adopt the 2022 Erie County, NY, Hazard Mitigation Plan:

WHEREAS, all jurisdictions within Erie County have exposure to hazards that increase the risk to life, property, environment, and the County and local economy; and

WHEREAS; pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS, The Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre- and post-disaster hazard mitigation programs; and

WHEREAS; a coalition of Erie County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Erie County; and

WHEREAS, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

NOW, THEREFORE, BE IT RESOLVED that the Town of West Seneca

- 1) Adopts in its entirety, the 2022 Erie County Hazard Mitigation Plan (the "Plan") as the jurisdiction's Hazard Mitigation Plan and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Planning Partnership as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

Ayes: All

Noes: None

Motion Carried

2. Town Attorney re Queen's Landing drainage benefit area – public hearing

Motion by Supervisor Dickson, seconded by Councilmember Piekarec, to set a public hearing with respect to the creation of a Drainage Benefit Area for the Queens Landing subdivision upon the petition of the developer and owner of all parcels within such subdivision with such public hearing to be held on March 14, 2022, at 6:00 P.M. for the purposes of hearing comments with respect to the costs related thereto and the creation of said Drainage Benefit Area.

Ayes: All

Noes: None

Motion Carried

**3. Town Attorney re Queens Landing Lighting District – public hearing**

Motion by Supervisor Dickson, seconded by Councilmember Piekarec, to set a public hearing with respect to the creation of a lighting district, No. 67 in Phase 1 of the Queens Landing subdivision upon the petition of the developer and owner of all parcels within such subdivision with such public hearing to be held on March 14, 2022, at 6:00 P.M. for the purposes of hearing comments with respect to the costs related thereto and the creation of said lighting district.

On the question, Town Attorney Trapp stated the entire lighting district will be completed but the developer is only prepared for Phase 1 at this point.

Ayes: All

Noes: None

Motion Carried

**4. Chief Baker re Purchase of two patrol car computer systems**

Motion by Supervisor Dickson, seconded by Councilmember Cantafio, to approve the purchase of two (2) new Mobile Data Terminal computer systems from Patrol PC, Inc. at the total cost of \$9,751.16 noting they are a sole source provider, and the cost is covered by the DASNY Grant.

Ayes: All

Noes: None

Motion Carried

**5. Chief Baker re Purchase of Livescan Equipment**

Motion by Supervisor Dickson, seconded by Councilmember Breidenstein, to approve the purchase of Livescan Equipment from the sole source provider Brite Computers of Victor, NY, per Erie County Bid #220295-002 in the amount of \$14,691.99 with \$10,455.00 to be covered through the New York State Livescan Equipment Program 2022 and the balance of \$3,786.79 available in line 1.3120.0200.

Ayes: All

Noes: None

Motion Carried

**6. Chief Baker re Attendance at the NYS Tactical Officers training**

Motion by Supervisor Dickson, seconded by Councilmember Kims, to authorize four (4) officers (TBA) to attend the NYS Tactical Officers training conference April 25 – 28, 2022, in Verona, NY, at a cost not to exceed \$3,132 noting, sufficient funds are available in the Police Training line 01312000.50459.

Ayes: All

Noes: None

Motion Carried

**7. Chief Baker re Pay rate increase of part-time Court Matron**

Motion by Supervisor Dickson, seconded by Councilmember Kims, to set the hourly rate for part-time Court Matron at \$20 per hour effective March 6, 2022.

On the question, Chief Baker explained part-time matrons are utilized to check on female prisoners when female Police officers are not on duty. If a female Police Officers must be called in it is at a higher rate.

Ayes: All

Noes: None

Motion Carried

8. Highway Sup't. re Appointment of Highway Laborers

Motion by Supervisor Dickson, seconded by Councilmember Breidenstein, to terminate Eric Anderson and James Deppeler as Sanitation Laborers and appoint them as Highway Laborers Group 1, Step 3 at a rate of \$24.91 per hour effective February 28, 2022.

Ayes: All

Noes: None

Motion Carried

9. Town Clerk re Resignation of Timothy Elling from the Zoning Board of Appeals

Motion by Supervisor Dickson, seconded by Councilmember Kims, to accept the resignation of Timothy Elling from the Zoning Board of Appeals effective February 25, 2022.

Ayes: All

Noes: None

Motion Carried

10. Director of Finance re Amended motion for January 3, 2022, Reorganization Meeting Item No. 30

Motion by Supervisor Dickson, seconded by Councilmember Breidenstein, to amend the prior motion of Item No. 30 from the January 3, 2022, Reorganizational Meeting with respect to the salaries of Dina Weixlmann and Katie Almeida, which inadvertently included longevity in their salaries, to be \$54,206, effective immediately.

Ayes: All

Noes: None

Motion Carried

11. Director of Finance re Amended motion for January 3, Town Board Meeting Item No. 9

Motion by Supervisor Dickson, seconded by Councilmember Piekarec, to amend the prior motion of Communications Item No. 9 from the January 31, 2022, Town Board Meeting with respect to the budget transfer for the Police Department which inadvertently indicated an incorrect budget line to be Police – Vehicles line - 1.3120.50208.

Ayes: All

Noes: None

Motion Carried

12. Director of Senior Services re Status change for part-time Food Service workers to seasonal

Motion by Supervisor Dickson, seconded by Councilmember Piekarec, to change the status of part-time permanent Food Service workers Carol Kennedy and Marirose Bless to part-time seasonal Food Service workers effective March 1 – 31, 2022.

Ayes: All

Noes: None

Motion Carried

13. Director of Senior Services re Appointment of Michelle Biondolillo as part-time Food Service worker

Motion by Supervisor Dickson, seconded by Councilmember Piekarec, to appoint Michelle Biondolillo as a part-time permanent Food Service worker at the Senior Center at a rate of \$14 per hour effective March 1, 2022, noting this hire is contingent upon a background check and drug screening.

Ayes: All

Noes: None

Motion Carried

14. Recreation Department re Resignation of Maria Ross as part-time permanent Clerk Typist

Motion by Supervisor Dickson, seconded by Councilmember Breidenstein, to accept the resignation of Maria Ross as a part-time Clerk Typist effective immediately.

Ayes: All

Noes: None

Motion Carried

15. Recreation Department re Appointment of Diane Strosky as part-time permanent Clerk Typist

Motion by Supervisor Dickson, seconded by Councilmember Kims, to appoint Diane Strosky as a part-time permanent Clerk Typist in the Recreation Department at the rate of \$14.45 per hour effective March 8, 2022, noting this hire is contingent upon a background check and drug screening and the salary will be paid from Salary of Clerical – Part Time line 0171400050138.

Ayes: All

Noes: None

Motion Carried

**5-C APPROVAL OF WARRANT**

Motion by Supervisor Dickson, seconded by Councilmember Cantafio, to approve the vouchers submitted for audit, chargeable to the respective funds as follows: General Fund - \$338,064.36 and \$7,684.81; Highway Fund - \$136,520.27; Sewer District - \$1,854.88 and \$1,233.95; Gas Conversion Lighting Districts - \$18.19; Electric Lighting Districts - \$712.78 and \$66.22; (vouchers 22820 – 23395 and 23286 – 23398).

Ayes: All

Noes: None

Motion Carried

**ISSUES OF THE PUBLIC**

Residents from Sunbriar Drive had the following questions:

- Did the recent sewage backup occur because of several factors happening at the same time including melt, rain, and ice jam – Mr. Tanner stated the upstream issues were due to the manholes being low and the ice damming issue, the downstream issues have been known since 2010.
- When will the manholes be raised – Mr. Tanner stated surveying started today and a cost estimate will be provided shortly to the Town Board.
- How likely is this to happen again, was it just a perfect storm – Mr. Tanner stated the manhole problems upstream exacerbated the issue; there will always be backups downstream after heavy rain. Storm intensities are a factor among others.
- Were the pumps removed – Mr. Tanner explained the use of pumps for directing storm water and sanitary sewer water.
- Referred to concrete embankments along the creek with “flappers” and questioned if the flappers are supposed to open and close and stated they are inoperable due to debris, could this have contributed to the problem – Mr. Tanner stated he will ask the Highway Superintendent and sewer crews to investigate; during large storms valves are shut off. Highway Superintendent Adams stated he will have a crew follow up on this.

Supervisor Dickson stated it is difficult to predict what area will experience problems recalling the summer storm that affected Fisher Court. Mr. Tanner stated there are additional projects that could be addressed to further reduce water entering the sewer system and noted the DEC consent orders call for I and I removal, not adding capacity.

**COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS**

**Recreation Department**

- The Recreation Department is hiring for a part-time Recreation Attendant

**Highway Superintendent Adams**

- Addressed correspondence regarding Lexington Green and stated in response to the recent snow, thaw, and ice jam the storm chamber was closed, a pump was stationed on site, and sandbags were utilized. A longer-term solution is being investigated by outside agencies and could include larger pumps.
- Hiring for part-time and seasonal positions in the Sanitation and Buildings and Grounds Departments
- Updates on Highway Garage - Demolition is underway, insurance payments for salvageable vehicles are ongoing, in negotiations on total loss vehicles, and working with BPA on the contents

Supervisor Dickson stated a meeting with residents of Lexington Green will be scheduled to update the location of temporary bags; the Army Corps of Engineers will organize a multi-agency meeting to discuss options. Mr. Tanner stated the proposed Canisius site should decrease flooding due to DEC requirements and Canisius is also required to address an existing problem during this project.

**Councilmember Piekarec**

- Openings on the Environmental Commission

**Supervisor Dickson**

- Paintings by Martha Burchfield Richter are currently displayed in the atrium that was dedicated to her

**Councilmember Breidenstein**

- Code Red system could be utilized for extreme weather situations such as flooding – Supervisor Dickson stated a targeted Code Red was sent out prior to the storm
- Owners of 171 Knox Avenue will attend a Town Board meeting to present plans for future development

**Town Engineer Tanner**

- The DEC approved a new flow meter at Plant 5

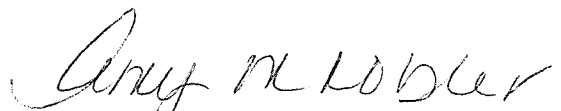
**ADJOURNMENT**

Motion by Supervisor Dickson, seconded by Councilmember Cantafio, to adjourn the meeting at 7 P.M.

Ayes: All

Noes: None

Motion Carried



**AMY M. KOBLER, TOWN CLERK**