



**15-D TABLED ITEMS**

1. Supervisor Meegan re Appointment of Jon Minear as attorney to the Ethics Board

Town Attorney John Fenz stated the Ethics Board recommended Mr. Minear's appointment, but there has been no discussion on the term or compensation. When appointed, Mr. Minear will serve as Deputy Town Attorney assigned to the Ethics Board.

Motion by Supervisor Meegan, seconded by Councilman Hanley, to table this item pending discussion on term and compensation.

Ayes: All                      Noes: None                      Motion Carried

**15-E COMMUNICATIONS**

1. Town Attorney re Bid award for Solid Waste Disposal contract

Motion by Supervisor Meegan, seconded by Councilman Hart, to award the bid for Solid Waste Disposal in the Town of West Seneca to Modern Landfill, Inc. at their low bid of \$38.50 per ton and authorize the Supervisor to execute the necessary documents to enter into an agreement for disposal of solid waste, noting this is a five year contract with a cost escalator each year and the consumer price index for treatment of solid waste cannot increase greater than 10 percent in any year.

On the question, Councilman Hanley encouraged everyone to recycle as much as possible to reduce landfill costs.

Ayes: All                      Noes: None                      Motion Carried

2. Chief Denz re Appointment of John McNamara as Police Captain

Motion by Supervisor Meegan, unanimous second, to terminate John McNamara as Patrol Lieutenant and appoint him to the position of Police Captain effective July 31, 2018 at an annual salary of \$104,330.84 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All                      Noes: None                      Motion Carried



**15-E COMMUNICATIONS**

5. Recreation Supervisor re Southtowns Radiology
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with Southtowns Radiology Associates, LLC for use of West Seneca diamonds.
- Ayes: All                      Noes: None                      Motion Carried
6. Recreation Supervisor re Southtowns Shock
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with Southtowns Shock for use of West Seneca diamonds.
- Ayes: All                      Noes: None                      Motion Carried
7. Recreation Supervisor re Termination of inactive employees
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to terminate the attached list of inactive employees and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.
- Ayes: All                      Noes: None                      Motion Carried  
\*APPENDICES\*
8. Town Attorney re East & West Road Rehabilitation
- Motion by Supervisor Meegan, seconded by Councilman Hanley, to adopt the following resolution of commitment for the East & West Road Rehabilitation Project:

WHEREAS, in February of 2018 the County of Erie approached the town about a collaborative rehabilitation of East & West Road (the "Project") whereby the county would perform certain work and the town would perform certain work; and

WHEREAS, at a regularly scheduled work session on May 7, 2018 the Town Board discussed the Project and deliberated over the town's contribution to the collaborative rehabilitation; and

WHEREAS, by letter dated July 12, 2018 the county requires a commitment from the town on or before July 31, 2018 that it will perform work under the Project; now, therefore, be it

RESOLVED, the Town of West Seneca Town Board certifies that as part of the Project it will perform sanitary sewer rehabilitation work to approximately 750 feet of sanitary sewer along East & West Road immediately west of Union Road in an amount not to exceed \$500,000.

**15-E COMMUNICATIONS**

8. (continued)

On the question, Town Engineer Steve Tanner stated the project will be completed by the county through their contractor and the sewer lines items will be bid separate allowing the town to know the cost. Mr. Tanner recommended the inspection be completed by an in house inspector. The project will be two phases starting on the west side of Union Road, and if money is left they will move on to the east side of Union Road.

Ayes: All

Noes: None

Motion Carried

**15-F REPORTS**

- Jeffrey Schieber, Code Enforcement Officer's, building & plumbing report for June 2018 received and filed.
- West Seneca Chamber of Commerce – Economic Development quarterly report received and filed.

**15-G 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 - \$131,053.58; Highway Fund - \$37,510.47; Special Districts - \$14,041.27; Capital Fund - \$3354.80 (vouchers 105341 - 106457); Trust - \$22,317.03 (vouchers 106333 - 106355)

Ayes: All

Noes: None

Motion Carried

**SOUTHGATE PLAZA ASSESSMENT CHALLENGE**

Supervisor Meegan referred to an assessment challenge filed by Southgate Plaza and stated the town lost the case and then filed an appeal. The decision was recently unanimously overturned in favor of the town.

Town Attorney John Fenz commented on the importance of going forward with the appeal, noting Southgate Plaza added approximately \$2 million in fair market value, and if the case had been decided against the town the tax burden would have gone to other taxpayers. The system of changing valuations on properties was validated and it proved the town is acting in a consistent matter.

**ISSUES OF THE PUBLIC**

- A West Bihrwood Drive resident questioned the annual benefit as a result of winning the Southgate Plaza assessment appeal. Town Attorney John Fenz stated the annual amount is \$41,000.
- A West Bihrwood Drive resident questioned how the town identified sidewalks in need of repair and commented on the lack of sidewalks in some areas. Code Enforcement Officer Jeffrey Schieber stated code enforcement officers walked the streets in Phase II and looked for raised or sunken sidewalks that could be tripping hazards. Supervisor Meegan stated the work is being done in zones and any concerns can be directed to the Code Enforcement Office. She further stated in the past residents could chose whether or not to install sidewalks and the town cannot go back now and make the property owner add sidewalks.
- A Covington Drive resident questioned the status of the Burchfield Center. Town Attorney John Fenz stated a formal summons and complaint has been filed and the case is currently in litigation with all parties being served.
- A Covington Drive resident commented on the Leydecker Road Bridge and Mill Road Bridge that are in bad shape. Supervisor Meegan stated the town does not own the bridges and if there are plans by the county or state for any repairs there would be a public hearing on the matter.
- A Covington Drive resident questioned the status of the sewer project work under the consent order. Town Engineer Steven Tanner responded it is a 10 phase project with phases 1 – 4 being complete. Phase 5 will continue next year and the town is seeking additional grant money. As they complete phases, the sewers are in better condition and the engineers will reevaluate phases 6 – 10. The system is running much better with a big decrease in basement backups. Mr. Tanner stated the town would like to see the siphon fixed so the temporary pumps at the high school can be removed.
- James Manley of the West Seneca Veterans Committee reported the following:
  - ✓ All 1900 engraved bricks are back in the Walkway of Freedom and he is looking forward to installation of signs and learning stations along with benches outside the reflection pond.
  - ✓ Bricks for the Walkway of Freedom will go on sale October 2018 through February 2019. The cost will be \$90 per brick and order forms will be available in the Town Clerk's Office, West Seneca Library, American Legion Post 735 and online at wsvets.org.
  - ✓ The cost of the Korean War Monument is \$15,500 and \$8194 has been collected through fundraising. Residents that would like to help with the monument can contact Mr. Manley or go online to wsvets.org for more information.
  - ✓ Tuesday, August 7<sup>th</sup> is National Purple Heart Day and a ceremony honoring recipients will be held on August 7<sup>th</sup> at 1:00 P.M. at the Old County Hall Court Room.

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

**MOODY'S REPORT UPDATE**

Director of Finance Megan Wnek stated in July 2017 Moody's placed the town on a negative outlook and it was the planned use of fund balance that led to the downgrade. The 2017 budget included the appropriated use of \$900,000 of fund balance in the General Fund and an additional \$350,000 of fund balance in the Highway Fund. Of the \$900,000 in the General Fund, \$837,000 was used and in the Highway Fund the town went over the appropriated fund balance by \$175,000. In the 2018 budget, the amount of appropriated fund balance in the General Fund was reduced to \$450,000 and the appropriation of fund balance in the Highway Fund was completely removed. The town also has anticipated savings in 2018 with regard to personnel costs, anticipated state aide coming in and a planned build up of reserves of \$220,000 in the Highway Fund. As a result of these factors, Moody's removed the negative outlook and see the town stabilized in 2018. The goal is for Moody's to see the turnaround in 2019. Mrs. Wnek further noted bonds were sold this month at a rate of 3.25 percent which is better than previous years.

Councilman Hart commented that flooding in the Lexington Green area cost approximately \$2 million and the November storm cost \$1.5 million. Both were significant unplanned hits to the fund balance.

Mrs. Wnek stated per the town's fund balance policy, the town will maintain adequate fund balance to provide flexibility and to mitigate current and future risks, to ensure stable tax rates, to provide for one-time opportunities and to retain favorable credit ratings. The town has endeavored to maintain an unrestricted fund balance of two months of regular operating expenditures. As of December 31, 2017 the unassigned fund balance in the General Fund is approximately 16.6 percent of total General Fund operating expenditures, which is directly in line with the policy.

**RECREATION SUPERVISOR LAUREN MASSET**

Open interviews for a part-time clerk typist position in the Recreation Department will be held Wednesday, August 1<sup>st</sup> at 2:00 P.M.

**TOWN CLERK JACQUELINE FELSER**

Hunting licenses for the 2018-2019 season go on sale August 1<sup>st</sup>

**CHIEF DENZ**

National Night Out will be held Tuesday, August 7<sup>th</sup> at Dunn Tire, 2150 Union Road from 5 P.M. – 9 P.M.

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

**COUNCILMAN HART**

Susan Kims resigned from the Ethics Board and a replacement will be appointed at the next Town Board meeting; interested candidates are asked to provide a resume.

**COUNCILMAN HANLEY**

Suggested drafting legislation or policy for repeat sewer department callouts from restaurants needing a cleanout due to grease in the sewer system.

**EXECUTIVE SESSION**

Motion by Supervisor Meegan, seconded by Councilman Hart, to recess to executive session at 4:00 P.M. to discuss discipline of a particular employee, a collective bargaining matter with the Blue Collar Unit, litigation of Workers Compensation Board #G1160554 and litigation concerning Atkin Construction vs. Town of West Seneca.

Ayes: All

Noes: None

Motion Carried

The board members returned from executive session at 5:00 P.M.

**ADJOURNMENT**

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 5:00 P.M.

Ayes: All

Noes: None

Motion Carried

  
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JACQUELINE A FELSER, TOWN CLERK





## TOWN OF WEST SENECA

**LAUREN J. MASSET**  
RECREATION SUPERVISOR

TOWN SUPERVISOR  
**SHEILA M. MEEGAN**  
TOWN COUNCIL  
**EUGENE P. HART**  
**WILLIAM P. HANLEY**

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### Recreation Attendants - PT

Alessi, Kaitlin  
Chavanne, Riley  
Cheatom, Jennifer  
Glawatz, Lauren  
Harrington, Patrick  
Henderson, Joshua  
Jordan, Emily  
Kluebek, Riley  
Korczynski, Eric  
McCormick, Mara  
McGilvary, Tierney  
Olszowka, Abigail  
Reed, Jenna  
Ricketts, Brohdny  
Roberts, Nathan  
Roberts, Spencer  
Salamone, Peter  
Samantha, Smith  
Sardo, Rebecca  
Sharkey, Joseph  
Strawder, Nicole  
Sudyn, Nicole

### Bus Drivers - PT

Grossjean, Gary  
Krone, Diane  
Maier, Joanne  
Stoher, Deborah

### Lifeguard - PT

Breidenstein, Robert  
Clune, Ella  
Corbett, Clare  
Jagodzinski, Catherine  
McDermott, Kristin  
Neary, Erin  
Nowak, Jason  
Rennie, Leah  
Slowik, Jenna  
Tremblay, Trevor  
Westling, Kaitlyn  
Wheeler, Alicia