

WEST SENECA COMMUNITY CENTER
1300 Union Road
West Seneca, NY 14224

TOWN BOARD PROCEEDINGS
Minutes #2019-10
May 20, 2019

Supervisor Sheila M. Meegan called the meeting to order at 7:00 P.M. with 30 seconds of silent prayer followed by the Pledge of Allegiance led by Councilman Hart.

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 David Gregorie and William Nolan.

10-A MINUTES TO BE APPROVED

- Motion by Supervisor Meegan, seconded by Councilman Hart, to approve minutes from the May 6, 2019 work session.

Ayes: All Noes: None Motion Carried

- Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve Minutes #2019-09 of May 6, 2019.

Ayes: All Noes: None Motion Carried

10-B LEGAL NOTICES

1. Motion by Supervisor Meegan, seconded by Councilman Hart, that proofs of publication and posting of legal notice "OF A PUBLIC HEARING TO CONSIDER A REQUEST FOR A RESTRICTED USE PERMIT FOR PROPERTY LOCATED AT 2800 NORTH AMERICA DRIVE, BEING PART OF LOT NO. 226, FOR A ONE-STORY, 11,560 SF MANUFACTURING/OFFICE FACILITY" in the Town of West Seneca, be received and filed.

Ayes: All Noes: None Motion Carried

Motion by Supervisor Meegan, seconded by Councilman Hart, to open the public hearing.

Ayes: All Noes: None Motion Carried

10-B LEGAL NOTICES

1. (continued)

Leann Stepien of Kideney Architects and Andy Marino of Tredo Engineers represented the applicant, CPI Process Systems, a valve distributor. They currently lease space two doors away from the proposed site and will be constructing a new 11,560 sf building to house the facility. This is a family owned business and they are looking to grow. They currently have approximately twelve employees and operate Monday – Friday, 8:00 A.M. – 5:00 P.M. All requirements with the fire department have been met and the project also has full engineering approval. The applicant has agreed to install a berm across the back of the property to screen the residences and also remove the light poles.

No comments were received from the public.

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

Ayes: All Noes: None Motion Carried

Motion by Supervisor Meegan, seconded by Councilman Hanley, to adopt the attached resolution issuing a negative declaration for SEQR for the proposed one-story, 11,560 sf manufacturing/office facility at 2800 North America Drive.

Ayes: All Noes: None Motion Carried
APPENDICES

Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve a restricted use permit for property located at 2800 North America Drive, being part of Lot No. 226, for a one-story, 11,560 sf manufacturing/office facility, with the following stipulations from the Industrial Park Review Committee: 1) installation of a berm across the rear of the property; 2) removal of light poles in the rear lot of the project to protect the neighbors; and noting the fire department concerns with regard to the turnaround have been addressed and the project has received engineering approval.

Ayes: All Noes: None Motion Carried

10-C PUBLIC COMMENTS ON COMMUNICATIONS

- Questioned Item No. 1 - How many parcels are involved, what is the size of the parcels and who will be receiving the parcels for no fees - Supervisor Meegan advised the item is being tabled for further review.
- Requested clarification on Item No. 3 – Supervisor Meegan advised establishing a reserve fund sets aside funds for road projects and they are designating leftover funds from 2018 to be used only for streets.

10-D COMMUNICATIONS

1. Town Attorney re Abandonment of paper streets – portions of Wilson Avenue & North Street
Motion by Supervisor Meegan, seconded by Councilman Hart, to table this item.
Ayes: All Noes: None Motion Carried

2. Highway Sup't re Termination of Michael Cruz as part-time seasonal laborer in Sanitation
Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Michael Cruz as part-time seasonal laborer in the Sanitation Department effective May 13, 2019, due to a schedule conflict and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.
Ayes: All Noes: None Motion Carried

3. Director of Finance re Establishment of Highway Reserve for road improvement projects
Motion by Supervisor Meegan, seconded by Councilman Hanley, to adopt the following resolution establishing a Highway Reserve for road improvement projects:

WHEREAS, as of December 31, 2018, the Highway Fund has available fund balance of \$308,488 which is not in nonspendable form or otherwise restricted; now, therefore, be it

RESOLVED, that pursuant to Section 6-c of General Municipal Law, as amended, there is hereby established a capital reserve to be known as the Capital Road Improvement Reserve (the "Reserve") in the amount of \$155,300. The purpose of this Reserve is to accumulate monies to finance the cost of future road improvement projects.

The chief fiscal officer is hereby directed to deposit and secure the moneys of this Reserve in the manner provided by Section 10 of General Municipal Law. The chief fiscal officer may invest the moneys in the Reserve in the manner provided by Section 11 of General Municipal Law and consistent with the investment policy of the town. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve. The chief fiscal officer shall account for the Reserve in a manner that maintains the separate identity of the Reserve and shows the date and amount of each sum paid into the Reserve, interest earned by the Reserve, capital gains or losses resulting from the sale of investments of the Reserve, the amount and date of each withdrawal from the Reserve and the total assets of the Reserve, showing cash balance and a schedule of investments, and shall at the end of each fiscal year, render to the Board a detailed report of the operation and condition of the Reserve.

10-D COMMUNICATIONS

3. (continued)

Except as otherwise provided by law, expenditures from this Reserve shall be made only for the purpose for which the Reserve is established. No expenditure shall be made from this Reserve without approval of the governing board and such additional actions or proceedings as may be required by Section 6-c of General Municipal Law and any other law. This resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of General Municipal Law.

Ayes: All

Noes: None

Motion Carried

4. Recreation Supervisor re
Status change for Emily
Baker to part-time seasonal

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time Youth Service Coordinator Emily Baker to part-time seasonal effective June 16 – September 7, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

5. Recreation Supervisor re
Resignation of Michael
Talluto as part-time
Recreation Supervisor

Motion by Supervisor Meegan, seconded by Councilman Hanley, to accept the resignation of Michael Talluto as part-time Recreation Supervisor effective May 20, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

6. Recreation Supervisor re
Summer employment
appointments

Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint the attached list of individuals to the corresponding part-time titles and rates of pay effective May 20, 2019 and change their status to part-time seasonal effective June 1 – September 1, 2019 contingent upon obtaining certifications no later than June 1, 2019 and attending all mandatory orientations and training classes, noting the Recreation Attendants will be paid from salary of Other Employees – part-time account 01714000.50149, lifeguards will be paid from Salary of Laborers – part-time account 01718000.50149 and the Recreation Supervisor (Pool Supervisor) will be paid from Salary of Recreation Supervisor – part-time account 01718000.50100 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried
APPENDICES

10-D COMMUNICATIONS

- 7. Recreation Supervisor re Veterans Park Pools – 2019 season

Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve the Veterans Park Pool policies for the 2019 season.

On the question, Councilman Hanley questioned if the schedule will be adjusted if there are not enough lifeguards. Recreation Supervisor Lauren Masset responded sections of the pool may be closed dependent on staffing. The daily priority will be to open the wading pool and mushroom.

Ayes: All

Noes: None

Motion Carried

- 8. Recreation Supervisor re PUCCS – Usage permit for West Seneca Soccer Complex

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with PUCCS for use of select fields at the West Seneca Soccer Complex on August 10, 2019.

Ayes: All

Noes: None

Motion Carried

- 9. Recreation Supervisor re Special Olympics – Usage permit for ball diamonds

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with the Special Olympics for use of Town of West Seneca ball diamonds during the 2019 season.

Ayes: All

Noes: None

Motion Carried

- 10. Recreation Supervisor re West Seneca Central School District – Usage agreement for town parks

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with West Seneca Central School District for use of Town of West Seneca parks for their Reading Rover program.

Ayes: All

Noes: None

Motion Carried

- 11. Highway Supt. re Title change for Daryl Krawczyk to Sewer Maintenance Worker

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Daryl Krawczyk as Heavy Motor Equipment Operator and appoint him Sewer Maintenance Worker, Group 2, Step 5 at a rate of \$30.26 per hour effective May 20, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All

Noes: None

Motion Carried

10-D COMMUNICATIONS

12. Highway Supt. re
Resignation of Roger White
as part-time laborer

Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the resignation of Roger White and terminate him as part-time laborer in the Highway Department effective May 28, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

13. Highway Supt. re
Appointment of summer help
in Highway Department

Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Andrew Comerford, Chad Lomas & Justin Zielinski as part-time seasonal laborers for summer help in the Highway Department effective May 28 – August 31, 2019 at a rate of \$11.10 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

14. Recreation Supervisor re
West Seneca Central School
District – youth gym use

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the Supervisor to execute the necessary documents to enter into an agreement with West Seneca Central School District for use of the youth gym on May 31, 2019, contingent upon a certificate of insurance being submitted no later than May 28, 2019.

Ayes: All Noes: None Motion Carried

15. Supervisor Meegan re
Appointment of Christopher
P Scanlon as Marriage Officer

Motion by Supervisor Meegan, seconded by Councilman Hanley, to appoint Christopher P. Scanlon as Marriage Officer for the Town of West Seneca for the days June 19 – 23, 2019 to officiate a ceremony at Kloc's Grove on Friday, June 21, 2019.

Ayes: All Noes: None Motion Carried

10-E REPORTS

- Jeffrey Schieber, Code Enforcement Officer's, building & plumbing reports for April 2019 received and filed.

10-F 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 - \$280,988.69; Highway Fund - \$39,634.74; Sewer Fund - \$289.98; Electric Lighting - \$260.70; Capital Fund - \$16,003.25 (vouchers 3612 - 4979)

Ayes: All

Noes: None

Motion Carried

ISSUES OF THE PUBLIC

- A Fisher Road resident requested that something be done with the intersection of Fisher Road and Langner Road in order to bring awareness to the intersection. Chief Denz responded these are county roads and they will have to work with Erie County to get something done. The Traffic Committee will get in touch with Erie County Legislator Joseph Lorigo and William Geary of Erie County DOT. The resident also requested a sign notifying drivers of the playground and requested enforcement of the stop sign. Supervisor Meegan responded the town can address the playground sign and Chief Denz stated the Police Department has patrolled that area in the past and will work with neighbors to make the area safer.
- A Fremont Avenue resident commented on the proposed car wash on Union Road stating he would like to see the process expedited as there are pesticides in the ground and loose asbestos on the property that needs to be cleaned up. Supervisor Meegan stated legally there is a process that has to be followed and Code Enforcement Officer Jeffrey Baksa stated the property owner needs a demolition permit to tear down the buildings. The resident stated the previous owner tore down the greenhouses last year and he questioned why no permits were obtained. Councilman Hanley stated unfortunately people do things without permission. Mr. Baksa stated the Code Enforcement Office tried to make the previous owner clean up the property and abide by the regulations. They cannot expedite the process or force the new project just to get the property cleaned up; the property should be cleaned up regardless of the project's approval. Councilman Hart stated if the new property owner does not clean up the property, the town will do the cleanup and put the cost on the tax bill.

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

RECREATION SUPERVISOR LAUREN MASSET

- Thank you to Michael Talluto for all of his hard work over the years
- Registration for summer programs is currently taking place with limited space
- Thursday will be the last free youth open gym for the spring season; the program will resume in the fall
- Recreation office will be open Wednesday until 8:00 P.M.
- Currently hiring lifeguards

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

CHIEF DENZ

- Buckle up New York campaign is on through June 2nd
- After careful consideration, Chief Denz announced he has changed his position and officers will begin carrying Narcan after training. In order for the town to participate in the opiod mapping system officers must carry Narcan and after meeting with senior staff it was felt the department would be at a significant disadvantage for tracking opiod use.

SUPERVISOR MEEGAN

- Memorial Day Parade is Monday, May 27th with step off at 10:30 A.M. from Southgate Plaza to Town Hall

ADJOURNMENT

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 7:45 P.M.

Ayes: All

Noes: None

Motion Carried

JACQUELINE A FELSER, TOWN CLERK

SEQRA RESOLUTION
2800 NORTH AMERICA DRIVE, WEST SENECA, NEW YORK

WHEREAS, the Town Board of the Town of West Seneca, as lead agency acting pursuant to the State Environmental Quality Review Act, Article 8 of the New York State Environmental Conservation Law, has reviewed Part I of the Short Environmental Assessment Form ("EAF") prepared by the applicant for property located at 2800 North America Drive ("Subject Property"), for construction of a one-story, 11,560 sf manufacturing/office facility and associated paved surface parking on 3.0 acres of vacant land (the "Project"), and reviewed the draft completed Part II of the EAF analyzing the potential for the Project to result in any significant adverse environmental impacts and has otherwise taken a hard look at the identified potential environmental impacts utilizing the criteria specified in 6 NYCRR 617.7(c); and

WHEREAS, upon review of Parts I and II of the EAF and documentation and plans submitted by the applicant in connection with the review of the Project, the Town Board has not identified any potentially significant adverse environmental impacts associated with the proposed use of the Subject Property, has determined that preparation of an Environmental Impact Statement is not necessary and that the issuance of a Negative Declaration is therefore appropriate; now, therefore, be it

RESOLVED that pursuant to 6 NYCRR 617.7(a) the Town Board does hereby adopt a Negative Declaration with respect to the Project based on its determination that the Project will not result in any potentially significant adverse environmental impacts.



TOWN OF WEST SENECA

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

LAUREN J. MASSET
RECREATION SUPERVISOR

Last Name	First Name	Title/Part Time	2019 Pay Rate	New or Reappointment
Ksiezarczyk	Mary	Bus Driver PT	\$15.50	Reappointment
Safe	Rebecca	Bus Driver PT	\$15.50	Reappointment
Rodinelli	Bridget	Lifeguard PT	\$12.50	Reappointment