

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

TOWN BOARD PROCEEDINGS
Minutes #2019-15
July 29, 2019

Supervisor Sheila M. Meegan called the meeting to order at 3:00 P.M. with 30 seconds of silent prayer followed by the Pledge of Allegiance led by Gregory Warner.

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 Merry Pelow.

15-A MINUTES TO BE APPROVED

- Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve minutes from the July 15, 2019 work session.

Ayes: All Noes: None Motion Carried

- Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve Minutes #2019-14 of July 15, 2019.

Ayes: All Noes: None Motion Carried

15-B LEGAL NOTICES

1. Proofs of publication and posting of legal notice: "OF RECEIPT OF THE INDEPENDENT PUBLIC ACCOUNT AUDIT OF THE FISCAL AFFAIRS OF THE TOWN OF WEST SENECA FOR THE PERIOD BEGINNING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018" in the Town of West Seneca, received and filed.
2. Proofs of publication and posting of legal notice: "OF THE ADOPTED CHANGE IN THE ZONING ORDINANCE FOR PROPERTY LOCATED AT 1343, 1347 & 1353 UNION ROAD, CHANGING ITS CLASSIFICATION FROM R-65 & C-1 TO C-2(S), FOR A CAR WASH" in the Town of West Seneca, received and filed.

15-C PUBLIC COMMENTS ON COMMUNICATIONS - None

15-D COMMUNICATIONS

1. Town Attorney re Local Law No. 2019-04 – Ethics Code revisions

Motion by Supervisor Meegan, seconded by Councilman Hanley, to schedule a public hearing on August 12, 2019 at 7:00 P.M. in the Community Center & Library, 1300 Union Road, to hear all persons interested in replacing Chapter 13 of the Town of West Seneca Code with the attached Local Law No. 2019-04 – Ethics Code, noting the Ethics Board will plan to present on the new code.

Ayes: All Noes: None Motion Carried

2. Chief Denz re Appointment of Gregory J Warner as Police Officer

Motion by Supervisor Meegan, seconded by Councilman Hart, to appoint Gregory J Warner as Police Officer effective July 30, 2019 at the training rate of \$25.71 per hour and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

Town Clerk Jacqueline Felser administered the oath of office to Officer Warner.

3. Town Clerk re Status change for Shauna Finnegan to part-time seasonal

Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of part-time clerk Shauna Finnegan to part-time seasonal effective August 1 – November 30, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

4. Town Justices re Attendance at NYS Association of Towns Training & Conference

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize Court Clerks Maureen Brownsey and Julie Korczynski to attend the NYS Association of Magistrates Court Clerk Training & Conference in Syracuse, September 29th – October 3, 2019 at a cost not to exceed \$925 per person, noting this training will satisfy the mandatory credit hours that all clerks are required for the year 2019.

Ayes: All Noes: None Motion Carried

15-D COMMUNICATIONS

5. Recreation Supervisor re
Resignation of Katie Roberts

Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the resignation of part-time recreation attendant Katie Roberts effective July 24, 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
Resignation of Gabrielle
Gelinias

Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the resignation of part-time lifeguard Gabrielle Gelinias effective July 31, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

7. Director of Human Resources
re Resignation of Jacob
Kobler

Motion by Supervisor Meegan, seconded by Councilman Hart, to accept the resignation of part-time clerk Jacob Kobler effective July 17, 2019 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel, noting recent hours worked should be paid at his current rate of \$14 per hour and charged to line 001.3620.0137.

Ayes: All Noes: None Motion Carried

8. Chief Denz re Attendance at
NYS Police Juvenile Officers
training conference

Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize four officers to attend the NYS Police Juvenile Officers Association training conference, August 26 – 30, 2019 in Lake George, New York at a cost not to exceed \$2500, noting there are sufficient funds in the police training course line 01312000.50459 to cover this expense.

Ayes: All Noes: None Motion Carried

15-E APPROVAL OF 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 - \$194,688.02; Highway Fund - \$34,359.42; Capital Project - \$9570.18; Sewer Fund - \$135,562.28; Gas Conversion - \$35.67; Electric Lighting - \$900.40 (vouchers 5321 - 6545)

Ayes: All

Noes: None

Motion Carried

PRESENTATION BY NYS DEPARTMENT OF TRANSPORTATION (NYSDOT)

Representatives from the NYS Department of Transportation provided the following information on the Clinton Street project that will take place next year:

- the project will start at the Buffalo city line and extend through the Town of West Seneca to Two Rod Road in Marilla
- Clinton Street will be milled and resurfaced; pedestrian facilities will be upgraded ensuring curb ramps are ADA compliant; some signal systems will be improved
- drainage issues will be addressed and the culvert near Canisius High School athletic field will be replaced
- bid opening will take place in March 2020; project completion is winter 2021

Councilman Hart suggested an additional traffic signal on Clinton Street between Union Road and Borden Road. NYSDOT responded the town could request a light at a specific location and a traffic study would be done to see if the location warrants installation of a signal. Councilman Hart also questioned if the project will be done at the same time as the Transit Road bridge project at Southwestern Blvd. NYSDOT stated they first have to determine if the Transit Road bridge will be rehabilitated or replaced before moving forward with recommendations.

ISSUES OF THE PUBLIC

- A resident referred to the revised Code of Ethics and suggested the following:
 - ✓ §13-2 Definitions - the term "Interest" should include parent and grandchild
 - ✓ §13-4 Penalties – Suggested an alternative independent party when a board member is involved
 - ✓ §13-3(D) If a Town Board member recuses from voting on a matter, they should also recuse from voicing an opinion on the matter.
- A resident questioned if there is a revised estimate for litigation costs on the Burchfield Center repairs – Town Attorney Tina Hawthorne stated it is difficult to estimate the cost of litigation, especially in the appeal process.
- A resident questioned if the revised Ethics Code addresses appointed members of various boards and referred to an issue that was before the Planning Board a few years ago where three members including the Chairman had to recuse themselves from voting, yet the Chairman continued to lead the meeting. Town Attorney Tina Hawthorne stated the new code addresses conflicts of interest with disclosures in place and suggested the resident present his opinion on how this situation should be addressed in the code at the upcoming public hearing.

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

TOWN CLERK JACQUELINE FELSER

- Supervisor Meegan was named to Business First's Power 125 Women of WNY for the second year in row.

RECREATION SUPERVISOR LAUREN MASSET

- Recreation Department is hiring for several different positions; see the town website for additional information

COUNCILMAN HART

- Questioned the status of the monuments to be placed at Veterans Park; Highway Sup't. Matthew English stated he will be speaking with James Manley from the West Seneca Veterans Committee.

SUPERVISOR MEEGAN

- An Erie County Water Authority contractor is replacing a watermain on Union Road at Norwood Drive beginning Wednesday morning, July 31, 2019. They will be setting up lane closures at 8:30 A.M. on the east side of Union Road from Main Street to Norwood Drive. NYSDOT is limiting the closure from 8:30 A.M. until 3:00 P.M. and they estimate the work to take one week.

EXECUTIVE SESSION

Motion by Supervisor Meegan, seconded by Councilman Hanley, to recess to executive session at 3:40 P.M. to discuss a Blue Collar disciplinary matter, a White Collar disciplinary matter and a real estate matter.

Ayes: All

Noes: None

Motion Carried

The board members returned from executive session at 4:10 P.M.

ADJOURNMENT

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 4:10 P.M.

Ayes: All

Noes: None

Motion Carried



JACQUELINE A FELSER, TOWN CLERK