

**PRESENT:** Roll Call: Supervisor S. Broderick; Councilmembers A. Bax, W. Geiben (via ZOOM), J. Jacoby & J. Myers; Dep. Sup. W. Conrad; Bldg. Insp. T. Masters (via ZOOM); Finance Director J. Agnello (via ZOOM); Atty. B. Seaman (via ZOOM); Atty. T. Seaman; Eng. B. Lannon; Water Foreman D. Zahno (via ZOOM); 1 Residents and Clerk D. Garfinkel

Supervisor opened the meeting with the Pledge of Allegiance and a moment of Silent Reflection.

PUBLIC HEARING – Water District Increase Cost of Improvement

Clerk read Public Notice into record:

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Lewiston, Niagara County, New York, did duly adopt on March 23, 2020 an Order Calling a Public Hearing on the question of an increase in the cost of the establishment of the Town of Lewiston Water District in the Town in the amount of \$3,800,000 to a revised maximum estimated cost of \$14,000,000. The material elements of said Order and the details of said public hearing are summarized below.

Ordered by the Town Board - Dated March 23, 2020 Donna R. Garfinkel - Town Clerk

Clerk stated that the Summary was published in the Niagara Gazette on March 26, 2020.

Supervisor asked if anyone wished to speak.

Lyle, Steven – Lower River Road – Lyle asked if this means the Town will accept the higher bid received or is it being rebid.

T. Seaman said the Town will accept the lower bid. The lowest bid came in above what was expected.

**Bax MOVED to close the Public Hearing, Seconded by Jacoby** Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 5 – 0.** (6:05 pm)

#### AGENDA APPROVAL

Agenda Additions: Broderick: Residents Comments; Jacoby: Introduce Local Law regarding Solar Moratorium.

**Bax MOVED to approve the Agenda as Amended, Seconded by Myers** Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 5 – 0.**

ADOPTION - Water District Increase Cost of Improvement – Public Interest Order

**Bax MOVED to adopt the Public Interest Order in the matter of the proposed increase in the maximum amount authorized to be expended in connection with the establishment of the TOL Water District, Seconded by Jacoby**

Jacoby wants to again, make sure, that the Town has reached out to the Town Grant Writer. Lannon said this portion of the project has already started/bided for this round of grants.

Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 5 – 0.**

DEPARTMENT HEAD STATEMENTS – No Issues

#### ABSTRACT APPROVAL

**Bax MOVED to approve the Regular Abstract of Claims numbered 3939 to 3944 (2019) and numbered 675 to 801 (2020) and recommend payment in the amount of \$452,801.96, plus a Post-Audit of \$109,226.07, Seconded by Jacoby** Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes, **Carried 5 – 0.**

APPROVAL OF MINUTES – 3/23/2020 – Regular Town Board Meeting

**Jacoby MOVED to approve the Regular Town Board Meeting of March 23, 2020, Seconded by Myers** Roll Call Vote: Bax – abstain; Geiben – abstain; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 3 – 0.**

#### BUDGET TRANSFERS

Agnello informed the Board that Town Auditors, Drescher & Malecki has filed the Town's 2019 Annual Financial Report Update Document with the NYS Office of the State Comptroller. A copy has been filed with the Town Clerk.

#### RESIDENTS COMMENTS

Lyle, Steven – Lower River Road – Lyle asked since the water project has gone from \$10, 200,000 to \$14,000,000, does that mean that the Engineering firm receives an additional \$400,000 and legal will receive an additional \$40,000?

B. Seaman said the contract for legal services is 5% and the contract for the engineering services is not.

All upcoming April Board and Commission meetings have been cancelled.

Jacoby introduced a Local Law to extend the Moratorium on Utility-Scale Solar. T. Seaman said this Local Law mirrors, in a large way, the language of the previous Moratorium, with the caveat of an additional six-months.

This additional extension is necessary because of the recent shutdowns due to COVID-19 which prevented the Town Board from being able to fully consider appropriate revisions or amendments to the Town Code relative to Utility Solar during the initial moratorium.

**Jacoby MOVED to hold a Public Hearing on April 27, 2020, at 6:00 pm for Local Law to extend the Moratorium on Utility-Scale Solar, Seconded by Myers** Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 5 – 0.**

**Jacoby MOVED to adjourn the meeting, Seconded by Bax** Roll Call Vote: Bax – yes; Geiben – yes; Jacoby – yes; Myers – yes; Broderick – yes. **Carried 5 – 0.** (6:16 pm)

Transcribed and respectfully submitted by:

Donna R. Garfinkel, Town Clerk