

Present: Supervisor S. Reiter; Councilmen A. Bax; M. Marra, E. Palmer and R. Winkley; Dep. Sup. G. Catlin; Atty. M. Dowd; Eng. R. Smith; WPCC Admin. T. Lockhart; Finance Director M. Johnson; Bldg. Insp. T. Masters; Hwy. Supt. D. Janese; Police Chief C. Salada; Rec. Dir. M. Dashineau; 1 Press (Sentinel); 7 Residents and Dep. Clerk C. Schroeder

Following the Public Hearing on the Modern Proposal, the Supervisor opened the regular meeting at 7:30 p.m. Councilman Bax led the Pledge of Allegiance followed by a moment of silent reflection.

RESIDENTS STATEMENTS

The Supervisor asked if any resident wished to address the Board.

Rosemary Warren, 5842 Griffin Street, said she had a copy of the Greenway Proposal for the Sanborn Main Street Streetscape Project as presented to the Greenway Committee. It was approved on March 13th at a special 5-minute meeting attended by Mr. Marra, Mr. Winkley and Supervisor Reiter. In the proposal, it mentions 5,700 - linear feet of sidewalk, landscaping, additional street amenities for Saunders Settlement Road and Buffalo Street only. The proposal has the word "Main Street" in quotation marks and it's used 11 times. It states the maintenance and upkeep of the sidewalks would be provided by the Town of Lewiston Highway Dept. and would be included in their budget. This will now include all the new sidewalks that became part of the Greenway Project. One part is missing that was included in that proposal. No work has been started on a comfort station that was supposed to be on Buffalo Street or Saunders Settlement Road. This comfort station cannot be included in the Farm Museum which is getting new bathrooms. That was a separate greenway proposal. The conception costs on the Main Street Streetscape is \$294,000 plus \$75,000 for labor. If the comfort station costs are included, perhaps the Town of Lewiston gave an inflated cost figure to the Greenway Committee.

I have lived in Sanborn for 43 years and I have no complaints of the workers. I have here my wedding bible. I'm wondering if the 3 people who voted for this proposal would put their hands on it and swear that they knew in the proposal that there was going to be a comfort station and it would be on Buffalo Street or Saunders Settlement. They would know that sidewalks were going to be built on all the streets using greenway money that were not included in this proposal and that 6,000 people live in the Hamlet of Sanborn. That's an awful lot of people in Sanborn. I'm hoping that was a typographical error. I'm hoping greenway money was not gotten unethically.

Paulette Glasgow, 836 The Circle, said at the last meeting she had requested an independent investigation regarding the spending of \$37,000 of public money on a service that was never orally or publically authorized. In light of the fact the proposed 2011 Budget is showing a deficit of \$189,000 and the Board is considering charging residents a refuse tax, I would think you would want to know exactly what happened to that public money. She would appreciate an answer to her request.

AGENDA:

Winkley MOVED to accept the agenda, as presented. Seconded by Marra and carried 5-0. Reiter said the matter under Old Business regarding the Request for Proposals to demolish a house will be removed from the agenda.

MINUTES:

Palmer MOVED to approve the minutes of 8/23/10 (RTBM); 9/13/10 (PH/Worksession); 9/27/10 (RTBM) and 10/5/10 (Budget Worksession). Seconded by Marra and carried 5-0.

POST-AUDIT:

Marra MOVED for approval of post-audit payments to Home Depot \$502.44; Sam's Club \$629.49 and Nussbaumer & Clarke, Inc. \$24,667.14. Seconded by Palmer and carried 5-0.

OLD BUSINESS:

1. Modern Proposal, Amendment to Town Code Ch. 24C:

Reiter asked for a motion that the Town of Lewiston take Lead Agency. For the record, Dowd said it is an “unlisted action”. No coordinated review would be required. It would be appropriate for the Town to take Lead Agency status so the Town Engineers could do their part.

Palmer: Now that the footprint swap has been taken out of the proposal, what part of this are we adopting Lead Agency status for?

Dowd: Only for the adoption of the local law... For the amendment to the Host Community, a SEQR analysis is going to be done anyhow.

Bax MOVED for Lead Agency status. Seconded by Palmer and carried 4-0.

(Winkley said he would abstain from any voting regarding Modern as he has family members that work there.)

NEW BUSINESS:

Clerk’s Correspondence: None

Supervisor Reiter:

Legal:

Atty. Dowd said he is working on two proposed local laws; one regarding dog control and one establishing appropriate fees charged for mined land issues and communication towers. After those are prepared, a board member can introduce them and call for a public hearing, he said.

Dowd said he had two pending litigation matters to discuss in executive session. They have been addressed before and settlements are being offered. He asked that this be placed on the agenda for the next worksession.

Engineer:

Engineer Ryan Smith said they are continuing to work on the Center Street Power Project and the PRV Design on Creek Road, Cliff Street and Dickersonville Road.

Contract Agreement re Town Website:

Reiter said he would table this item due to budgetary concerns.

Reservoir State Park Pavilion: Rob Daly, representing NYPA, thanked the Board for its consideration of a Public Improvement calling for extension of an 8” water main along Old Military Road and repaving of approx. 500’ of Old Military Road to serve the new winter pavilion at Reservoir State Park.

The Building Inspector was asked about the status of the permitting process. Masters said plans, submittals and checks came in late in the day on Thursday and were distributed to various department heads that day and the Town Engineer on Friday.

Councilman Bax:

WPCC:

Bax MOVED to authorize Mr. Lockhart to participate in the Cooperative Bid with the Niagara Falls Water Board for chemicals. Seconded by Marra and carried 5-0.

Councilman Palmer:

Police Personnel:

Palmer MOVED to hire Joshua Cain as a full-time Police Officer at a hourly rate of \$18.51, effective immediately. Seconded by Marra and carried 5-0.

Palmer MOVED to hire Daniel Zimmerman as part-time Police Officer, at a hourly rate of \$13.75, effective immediately. Seconded by Winkley and carried 5-0.

Palmer MOVED to hire Brandon Hall as part-time Police Officer at a hourly rate of \$13.75 upon completion of the Police Academy. Seconded by Winkley and carried 5-0.

Councilman Winkley:

Liaison Report: Winkley said there is a meeting of the Fire Prevention Board on Oct. 28 at 7:30 p.m.

Councilman Marra:

Marra said he had nothing to report.

Lastly, **Councilman Bax MOVED to refer the Modern Proposal, as presented in its new form, to the Environmental Commission for their consideration and comments. Seconded by Palmer and carried 4-0.** (Winkley abstained).

Bax asked that copies be provided to the Commission for its meeting the following evening.

Winkley MOVED to adjourn, Seconded by Marra and carried 5-0. Time: 7:50 p.m.

Transcribed and
Respectfully submitted by:

Carole N. Schroeder
Deputy Town Clerk