

Public Hearing

November 4, 2013

5:45 p.m.

Present: Dep. Sup. G. Catlin; Council Members A. Bax, M. Marra, E. Palmer & R. Winkley; Atty. M. Dowd; WPCC Ch. Operator J. Ritter; Police Chief C. Salada; 8 Residents & Dep. Town Clerk C. Schroeder

Excused: Supervisor S. Reiter

The Dep. Supervisor opened the Public Hearing on the Special Use Permit for Willco Auto Care. The Clerk read the notice, as advertised:

NOTICE IS HEREBY GIVEN that a Public Hearing will be held before the Town Board of the Town of Lewiston on the 4th day of November, 2013 at 5:45 PM, at the Town Hall, 1375 Ridge Road, Lewiston, New York to consider a request from James Coble, Willco Auto Care, LLC for a special use permit to incorporate 2840 Niagara Street with his business at 5882 Ward Road for use as an automotive sales and service facility with the condition that there will be no more than 2 cars for sale at any time. All persons of interest will be given an opportunity to be heard.

By order of the Town Board
October 7, 2013

Carol J. Brandon
Town Clerk

The Dep. Supervisor opened the public comment period. No one wished to speak.

Winkley MOVED to close the hearing. Seconded by Palmer and carried 4-0.
Time: 5:45 PM.

Transcribed and
Respectfully submitted by:

Carole N. Schroeder
Deputy Town Clerk

Present: Dep. Supervisor G. Catlin; Councilmen A. Bax, M. Marra, E. Palmer and R. Winkley; Atty. M. Dowd; Atty. M. Davis; WPCO Ch. Operator J. Ritter; Bldg. Insp. T. Masters; Finance Director M. Johnson; Hwy. Supt. D. Janese; Police Chief C. Salada; 2 Press; 8 Residents and Dep. Clerk C. Schroeder

Excused: Supervisor S. Reiter

The Dep. Supervisor opened the Worksession. Councilman Palmer led the Pledge of Allegiance followed by a moment of silent reflection.

AGENDA:

Winkley MOVED to accept the agenda, as submitted. Seconded by Marra and carried 4-0.

SPECIAL USE PERMIT: Palmer said a public hearing was held earlier this evening on a request from James Coble for a special use permit to incorporate 2840 Niagara Street with this business at 5882 Ward Road for use as an automotive sales and service facility.

Palmer MOVED for a Negative Declaration on said project. Seconded by Marra and carried 4-0.

Palmer MOVED the recommendation of the Planning Board for approval of the special use permit with the condition that there will be no more than 2 cars for sale at any time. Seconded by Winkley and carried 4-0.

TOWN SPECIFICATIONS/WATER & SEWER CODE UPDATES:

Bax MOVED to table as there are still some concerns with department heads. Seconded by Marra and carried 4-0.

ABSTRACT OF CLAIMS:

Marra MOVED to approve the Regular Abstract of Claims numbered 3730 to 4106 and recommended payment in the amount of \$913,713.02, plus a Post-Audit of \$88,871.25. Seconded by Palmer and carried 4-0.

SURPLUS GENERATORS: Chief Operator Jeff Ritter said the Town Clerk's office solicited sealed bids for five (5) used generators declared as surplus. No bids were received. Ritter said he did have a gentleman from Colorado interested in buying the generators for a total of \$3,000, but he never submitted a bid. That person would pick-up the generators at no cost to the Town.

Bax MOVED to sell the generators for the total amount of \$3,000, subject to approval of Counsel. The equipment would be sold in "as is" condition, Seconded by Marra and carried 4-0.

ASSESSMENT REVIEW BOARD:

Winkley MOVED to table. Seconded by Bax and carried 4-0.

DRAINAGE COMPLAINTS: Supt. Janese gave a brief update on the Riverwalk Drainage issue. Bax said they have surveyed half of the other properties in question, 2040 Swann Road, 4703 Jason Court, 1680 Ridge Road, 4125 Calkins Road, 2807 Upper Mountain Road and 427 Cherry Lane. He and Supt. Janese will update the Board at the next meeting.

BOARDS AND COMMISSIONS:

Bax MOVED to advertise for vacancies on the various Boards and Commissions for 2014. Seconded by Marra and carried 4-0.

Councilman Palmer said the Town Board is in receipt of an invoice totaling \$18,000 from the County with regard to the work of Environmental Attorney, Gary Abraham. The remaining \$32,000, of the \$50,000 the Town owes, will follow.

Lastly, Janese asked the Town to support his request to lower the speed limit on Swann Road to 45 mph. The Clerk said she would petition the State DOT for a speed study.

Winkley MOVED to adjourn. Seconded by Palmer and carried 4-0. Time: 6:05 PM.

Transcribed and
Respectfully submitted by:

Carole N. Schroeder
Deputy Town Clerk