

PRESENT: Supervisor Dennis Brochey; Councilmembers Bax, Conrad, Marra, and Winkley; Deputy Supervisor Edwards; Town Attorneys Davis and Seaman; WWTP Chief Oper. Ritter; Building Inspector Masters; Highway Superintendent Janese; Town Engineer Lannon; Finance Officer Kloosterman; Internal Claims Auditor Johnson; Police Chief Salada; 3 Press; approximately 25 Residents and Clerk Donna Garfinkel

The Supervisor opened the meeting, followed by the Pledge of Allegiance and a moment of silent reflection.

TWO-MINUTE STATEMENTS BY RESIDENTS

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

Craft, Ron – 105 North 4th Street – Craft asked the Board why there is no Lewiston Newsletter. It was a good paper to keep people informed on what is going on in Lewiston. Brochey will try to get this started again.

Craft spoke of an article in the paper regarding the merging of the Police Dept. with the Sheriffs Dept. Does the Board want to put it on the ballot as a referendum or pass petitions; either way Craft is going to get this done. It is a way to save money. Two years ago there was a Public Hearing in the Village where the Village was going to stop paying the Town. It was well attended by Police and residents. The Police thought they were going to loss jobs, and the public thought they were going to loss service. No one knew this was on the table, and that it could save Lewiston \$1-million.

The Village is short of money and so is the Town. The Village can't even take care of the garden in front of the Welcome sign; Craft said there is no money.

Glasgow, Paulette – 836 The Circle – Glasgow would like to know what the current status is of the Joseph Davis LDC. Has all State mandated paperwork been filed with the New York State Authorities Budget Office?

Why is \$450,000 allotted under revenue line A-12770 – 200, Joseph Davis reimbursement? Is the Town anticipating being reimbursed \$450,000 this year, and if so, by whom?

Annually the Town receives \$1.37 million from NYPA Niagara Greenway. Since these monies are considered sources of revenue, why is this not listed under revenue in the annual budget?

Kloosterman said as far as he is aware the LDC has not been dissolved. The \$450,000 Joseph Davis, there was expectation the Town would put it in Greenway to fund that \$450,000 this year. The \$1.37-million, NYPA Greenway can not be included into the normal budget. It would be included when funds are received, or run through a Capital Fund. If it was on our budget it would be a trust account, because it is not technically the Town's money until it is pulled.

Glasgow asked the Board if the Town has an approved professional services contract with Rotella Grant Management.

Glasgow would like to know when the Town Board voted to seek bids and approved the purchase of a \$60,000 SUV.

It has been stated that future Greenway monies are committed to projects. Glasgow requests a list of all projects and their dollar amount.

Camp, John – member of the Artpark Board – Camp thanked the Board for maintaining the funding for the children's programming in 2014. It is a great benefit to children and families.

Camp and the Board have spoken regarding an arrangement for Artpark to reimburse the Town for its out-of-pocket expenses associated with the concerts. Camp is here to appeal to the Board that this be brought to closure. The first Tuesday night concert is June 10; it would be great to

wrap this up by then. A contract should be drafted to outline all terms. If down in writing, there would be no debate about who said what. This would be for the best interest of all.

The Town assists in placing and removing barricades at the Robert Moses Parkway entrance. NYS DOT requires this. Artpark would like to continue with the Town doing this and come to an agreement on what the reimbursement is. Possibly a multi-year agreement could be worked out. If Artpark can't rely on the Town, other arrangements need to be made. Artpark would like to bring this to closure.

Calarco, Joe – 553 Pletcher Road – Calarco said two of his mailboxes have been wiped out. The house across the street, with several horses, has also been hit twice. Calarco said when traveling east to west on Pletcher Road, just past the Robert Moses Parkway, at night it is difficult to recognize the curve in the road. Calarco would like to see a curve sign placed to identify the curve, or possible a horse sign.

Grieco, Charles – Attorney, Jaeckle Fleischmann & Mugel, LLP – Grieco is here representing Lewiston International Business Park. As the Board is aware there are a couple pending applications with the Bridgewater Estates project. The application has been submitted for a special use permit.

Even thou the application is not before the Board yet, there are real questions regarding the SEQRA process and what has to happen. With the Town Board being the ultimate approval authority, with a Special Use Permit, it needs to determine what it wants to do in respect to SEQRA.

The application will be in front of the Zoning Board of Appeals (ZBA) within the next few weeks. It is explained in a letter submitted by Grieco; there is a very serious question as to the SEQRA status. Jaeckle, Fleischmann & Mugel believe the appropriate thing for the Board to do, is to look at the prior SEQRA determination that the prior Board made. Rescind it based on the inadequacy of the review. Then determine if the Board wants to coordinate the review with the ZBA or not. If not, the ZBA will need to make its own SEQRA determination, which may or may not be consistent with SEQRA determination of the Town Board.

The applicant has taken the position that nothing needs to be done, and Grieco feels this is wrong. Before any approvals can be granted, the SEQRA issue needs to be determined.

AGENDA APPROVAL

Marra: Parks and Recreation appointments. Winkley: Artpark and personnel for Judge Sheeran. Bax: Executive Session – contractual issue with Niagara County. Brochey: Executive Session – union negotiations. Conrad: Planning Law

Bax MOVED to approve the Agenda, as amended, Seconded by Marra and Carried 5 – 0.

APPROVAL OF MINUTES

Marra MOVED approval of the Town Board Worksession minutes of 4/14/2014; PH & RTBM – 4/28/2014 and Town Board Worksession of 5/12/2014, Seconded by Bax, (Winkley abstained from 5/12/2014 minutes), and Carried 5 – 0.

POST AUDIT PAYMENT

Conrad MOVED to approve Post Audit payments to Home Depot - \$237.96; Sam's Club - \$690.81; Ally Financial - \$8,398.34; Association of Towns - \$270.00; Leaf - \$455.80; and Radio Shack - \$27.99, Seconded by Bax and Carried 5 – 0.

OLD BUSINESS

Notification of fireworks – Upper Mountain Road. At the last Board meeting it was stated they need to get permission from the Fire Inspector. Davis said there is Penal Law that deals directly with this. It states it is illegal to have these shows unless certain information is provided to the Town and they receive a permit from the Town. It is all spelled out in the State law, but

delegated to Town / Village / City level governments. Some information has been provided but more is needed. Davis has an application he proposes be forwarded, based on the language of the Penal Law. Davis will forward the application to the resident, get the additional information and grant the application.

Bax suggested the application be available in the Town Clerk's Office. Davis said the law does state the Town Board can delegate this authority to someone.

Masters said this has been done by the Fire Bureau, that has an application in place. Davis will contact the Fire Bureau and bring back to the Board.

NEW BUSINESS

Clerk's Correspondence – none submitted

SUPERVISOR BROCHEY

LEGAL

Legacy Drive – Seaman received a Bond in conjunction with an agreement as to the installation of sidewalks. No further action is necessary.

A request had been made to the Town for Lake Stone Development to utilize a parking lot for their equipment. Lake Stone is doing the work on the Robert Moses Parkway. Davis told Lake Stone the Town is limited. Permission should come from State Parks. Lake Stone then told Davis they had permission from State Parks, but they said permission is needed from the Town also.

In the past the Town has used a license agreement for this type of situation. This allows the property to be used for a limited purpose, for a limited amount of time, and agree to indemnify the Town if anything bad happens. Davis suggested the Town do that with this situation.

Bax MOVED to authorize the Supervisor to sign a licensing agreement with Lake Stone Development, conditioned upon Attorney approval, for use of a parking lot at Joe Davis State Park, Seconded by Winkley and Carried 5 – 0.

Janese said Niagara County will be doing road work on Lower River Road up to the Village line. They will store their stuff in the front parking lot.

ENGINEER

Lannon distributed a project status report.

Riverwalk / NYS parks / Joe Davis Park: Drain Doctor will clean, flush and televised the storm sewer connection

Legacy Drive: Lannon will meet with Massaro to talk about a few items that need to be completed. Street lighting proposals will be presented to the Town Board.

NYS DOT Rt. 265 / I-190 Bridge replacement: Several agreements have been signed by the DOT as necessary.

Muckland Pumps: Once the weather cooperates they will go out and do last minute measurements and then complete the design.

University Drive: Davis has contacted Niagara University and will follow-up.

Oak Run Phase 3: Construction is underway

PRP Pits: Lannon is working with Yarussi Construction to close the jobs.

FINANCE

Upon review of monies received for Legacy Drive, Kloosterman requests the remaining balance be placed into the H-63 PIP account to better track the account.

Bax MOVED to transfer \$21,166.72 from A-1420-0400-000, to H-63 PIP account, Seconded by Conrad and Carried 5 – 0.

Upon review of Account H-59, Cash Power Allocation, it is noted \$1,759.23 was expensed to this account on April 13, 2013 for the purchase of two fryers for the Pletcher Road Concession Stand. This amount needs to be transferred into H-61, Recreation Development, the account established December 31, 2013 for the Recreation Department.

Bax MOVED to remove \$1,759.23 from the H59-0000-0200-0000 and deposit into H61-7140-0400-0000, Seconded by Conrad and Carried 5 – 0.

Kloosterman met with Chief Salada and the Police Department would like to create a new H-Fund Account. The account would be used to accumulate accident reconstruction and photo revenue. All donations received and misc. revenues can also be placed in this account. The account would in turn be used for purchase of equipment and required special training. The account would be H29-0000-0200-0001 Training & Equipment.

Bax MOVED to approve the opening of account H-29, Training and Equipment for the Police Department, Seconded by Conrad and Carried 5 – 0.

Kloosterman requested the closure and balancing of H Funds where projects are complete or a negative balance is shown. This would make things cleaner moving forward and allow a better understanding of the account.

Winkley MOVED the following accounts be closed with money transferred to H-97 NYPA Funds Annual Payment: H21 Sanborn Improvement (\$3,605.27); H-22 Lewiston Dog Park (\$1,363.41); H-30 LNRR Comfort Station (\$4,788.85) project not complete but this will bring the balance to Zero; H-62 Recreation Senior Center (\$74,571.99); H-65 Annover Road/Elm Drive Water (\$97,683.17), H66 Sanborn Sewer Ext & Pump Station (\$68,666.00) (leave open), Seconded by Conrad and Carried 5 – 0.

Kloosterman received information from Brown & Co., letting the Town know where it stands financially. The Annual Financial Report (AUD) has been filed with the State so the numbers are final. At the end of 2013 the Town had a net deficit of \$700,000 across the Town. A large portion of this was in the A fund at \$451,000 and the B fund at \$100,000. This brings the funds down significantly in the A, B and BD. Kloosterman is most concerned about these funds. Water and Sewer are in good shape. There may need to be a Town tax, or some significant cuts need to be done.

Brochey questioned if this year is heading in the same direction. Kloosterman said it depends how things move ahead.

Bax requested a break-down of the \$450,000, A-Fund.

Kloosterman talked to Mark Schwartzburt of NYPA. NYPA has said the water discount the Town and Village have been giving is not proper. NYPA was under the understanding the money was going to be used for electricity to pump the water. They want the Town to stop it immediately and come up with a new plan for these funds. Schwartzburt told Kloosterman that in his conversations with past Supervisor Reiter, he was to get a solid plan and documentation showing how the electricity usage is hitting the water bills.

Marra would question that, they approved this. Winkley said it was explained exactly to them what was going to be done.

Attorneys will review the 2007 Agreement for the sale of Niagara Project Power and Energy to the Niagara Project Host Communities.

All agree to continue the discount.

Bax MOVED to authorize the Town Attorneys to communicate directly with the NYPA in regards to the 2007 agreement on NYPA funding, Seconded by Marra and Carried 5 – 0.

It has been questioned why tipping fees have dropped from Modern Kloosterman contacted the engineer at Modern that calculates these figures. The Engineer has said the drop is driven by the Waste Price Index (WPI). The WPI fell from \$1.29/ton to under \$1.00/ton.

The Index is based on six municipalities in Erie County and all of the Erie County contracts. Kloosterman submitted a FOIL request to those municipalities for the numbers. Bax said that was a good idea, these numbers have been subject to some skepticism over the years. In 2012, Amherst's cost decreased significantly which drove the WPI way down.

COUNCILMAN BAX

Liaison Report. Highway Superintendent Janese requested to address the Board.

The Town had \$293,000 set aside for paving. \$109,000 of that is funding from the Capital Highway Improvement Program (CHIPS). When the funding came in it was raised to \$138,000. That makes the budget line \$45,000 above, and put into revenue. Janese would like to take the \$45,000 and add it to the \$293,000 and use it to pave.

Janese is holding off on the 284-Agreement to be able to modify it to include the additional \$45,000. Janese to write this up and present to the Board.

Some time back, Highway Clerk Travis requested a pay increase of .71¢/hour. The back-pay issue was not granted but the .71¢ was. The hourly pay was amended. It caught someone's eye that she was making an extra \$11 a week, and had it undone. Last year or the year before Janese was paying \$47,000/ for a secretary. The clerk is now part-time at 18 hours/week. She is so effective she is down to 16 hours/week, saving the Town \$34/week.

Janese is requesting the .71¢/hour be reinstated. Bax asked if all the necessary duties are being accomplished in the 16 hours. Kevin Payne does the payroll, and the phone is forwarded to Janese's cell. Bax suggested this be discussed in executive session.

Jeff Ritter, WWTP Chief Operator spoke of unfunded mandates on the plants permit from the DEC. Capacity Management Operation & Maintenance Report and a No Feasible Alternative Analysis needs to be done. Grant Writer Rotella has researched possible grant opportunities. Upon Board approve, Rotella can proceed.

Rotella said it is an 80% - 20% grant. The Town pays upfront then is reimbursed.

Bax requests the Board approve the Supervisor to sign the following resolution:

WHEREAS, the Town of Lewiston, after thorough consideration of the various aspects of the problem and review of available data, has hereby determined that certain work, as described in its Wastewater Infrastructure Engineering Planning Grant Program application and attachments to address SPDES Permit compliance items for the Lewiston Water Pollution Control Center, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project and address said compliance requirements; and

WHEREAS, the current estimate of cost for the Project is \$40,000, of which the Town of Lewiston will provide a required match not to exceed \$8,000; and

WHEREAS, the NYS Environmental Conservation Law (ECL) authorizes State assistance to municipalities for water quality improvement projects by means of a contract, and the Town of Lewiston deems it to be in the public interest and benefit under this law to enter into a contract therewith.

NOW, THEREFORE, BE IT RESOLVED BY the Lewiston Town Board, that:

1. Supervisor Dennis Brochey, or his representative or successor in office, is the representative authorized to act on behalf of the Lewiston Town Board in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions.
2. The Supervisor, or his representative, is also authorized to make application for funding in the amount of \$32,000, execute the State Assistance Contract, submit Project documentation, and otherwise act on behalf of the Lewiston Town Board in all matters related to the Project and to State assistance;
3. The Town of Lewiston Town Board agrees to fund its portion of the cost of the Project and that funds will be made available to initiate the Project efforts within 12 months of written approval of its application by the NYS Department of Environmental Conservation;
4. The one certified copy of this Resolution be prepared and sent to the Albany office of the NYS Department of Conservation; and
5. This Resolution takes effect immediately.

Bax MOVED to authorize the Supervisor to sign the Resolution authorizing Rotella Grant Writers to submit the grant, Seconded by Conrad and Carried 5 – 0.

Ritter submitted the Annual Stormwater Report for review and public comment. It is marked draft and Ritter hopes to have it completed by next week.

Bax accepts the Draft Annual Stormwater Report.

OBSOLETE ELECTRONIC DEVICES

Bax MOVED to declare the following obsolete and authorize Mr. Ritter to dispose of: Compact Presario Laptop – Model #1215; Certara Laptop computer – Model #L55110; Compact Presario Computer / Keyboard; Gateway keyboard – Model #RT3602; DTK Computer and monitor - Model #APR1-80M and Dell desktop computer – Model #DCSM, Seconded by Winkley and Carried 5 – 0.

APPROVAL OF FINANCIAL REPORTS

The Board needs to accept the 2013 Independent Audit Financial Report submitted by Brown & Co., LLC.

Brochey MOVED to accept the 2013 Independent Audit Finance Report as prepared by Brown & Co., LLC, with copies to be sent to the State Comptroller's Office and the Office of the Court Administration, Seconded by Bax and Carried 5 – 0.

COUNCILMAN CONRAD

Liaison Report – The Cable Commission is working with Time Warner and they hope to submit a contract to the Board soon.

RE-CONSTRUCTION OF RESIDENCE

The home at 4702 Lower River Road had significant fire damage. The Planning Board recommends approval of the plan with the condition that the footprint of the house be moved 3' off the southerly property line. This would help to alleviate a fire hazard from having something built on the property line.

Conrad MOVED approval of the building of the residents at 4702 Lower River Road as presented with the condition of the house being build 3' north of the southerly property line, Seconded by Bax and Carried 5 – 0.

PLANNING BOARD LOCAL LAW AMENDMENT

The Town held a public hearing regarding the attendance and annual training for the members. The Law has been filed with the Dept. of State and is now considered law, and all Planning

Board members will be subject to this. They need to be present at 75% of the meetings and complete the required four-hours of training, or face removal from the Planning Board.

Conrad would like an updated attendance list from the Planning Board Chairman. The Town Board needs to move from this point forward for this year.

COUNCILMAN MARRA

PETITION STATE DOT FOR CEMETERY SIGN

The Town Clerk and John Sharpe were instrumental in having a sign placed at the entrance to the Dickersonville Cemetery. The cemetery is located on a curve on Route 104. Cemetery signage on both sides of Route 104 will be very helpful.

Marra MOVED to petition the State DOT for a cemetery sign, in both directions on Ridge Road, near the curve, Seconded by Winkley and Carried 5 – 0.

COLONIAL VILLAGE PARK CONTRACT

The contract the Town has with Lewiston Fire Co. #2 to operate the park has expired. Many improvements have been made to this park; baseball, basketball, tennis and maintaining of the park.

Marra MOVED to authorize the Supervisor to sign an extension of the agreement to operate Colonial Village Park with Lewiston Fire Co. #2, pending the review of the Attorney, Seconded by Bax and Carried 5 – 0.

SMOKE FREE ZONE RESOLUTION

Marra MOVED Resolution No. 2014 – 11, Seconded by Conrad and Carried 5 – 0.

WHEREAS, the Town of Lewiston has many facility located within the borders of the Town that serve a wide variety of residents, and

WHEREAS, many individuals have medical conditions such as asthma that are psychically affected by smoke, and

WHEREAS, the Lewiston Town Board designates the following locations be deemed Smoke Free Zones:

- Colonial Village Park
- Joseph Davis Park
- Kiwanis Park
- Lewiston Town Park at Pletcher Road
- Sanborn Park

WHEREAS, the Smoke Free Zone extends to within 25 feet of all public entranceways, for all areas within the building(s), and to all recreational areas outside the building, and

THEREFORE BE IT RESOLVED, appropriate signage be placed to indicate that the area(s) are a Smoke Free Zone and that the signage be sufficient so that it is clear to all that are at the facility.

The Supervisor thanked Clerk Garfinkel for her work on this. Signs being placed in the parks were provided by the Erie-Niagara Tobacco-Free Coalition.

REQUEST CONSIDERATION FOR SIGN – NORTHRIDGE DRIVE DEV.

LMK Realty Associates received a violation regarding two (2) subdivision signs being on the Town right-of-way. LMK is requesting the Board allow the signs to remain.

Marra said due to safety and to not set precedence, several requests have already been denied.

Seaman said this is an appeal of a determination by the Zoning Officer. The Zoning Officer issued a Notice of Violation and the proper way to appeal that is by going to the Zoning Board of Appeals, not the Town Board. The Town Board cannot over rule the Zoning Officer.

Masters said if this went to the Zoning Board of Appeals it would still come back to the Town Board and Highway Superintendent for approval. Seaman believes that since it is not just a request to change the distance from the right-of-way, it is literally putting it in the right-of-way, and the Highway Superintendent would have to look at it and determine if is safe, and then the Town Board would have a say at this stage.

Davis agrees this is a zoning and highway issue. But this is no different than other variance type issues. Masters looks at it differently because a “normal” area of variance is, “I want to put something on my property were the law doesn’t allow it”. This is different, in the fact; they are requesting to put it on Town of Lewiston property. You usually don’t ask to put something on someone else’s property.

Dominic Massaro asked to address the Board with a little clarity into the situation. The signs that are in place now, are replacement signs. The development had signs that were located in the exact location that the new lower profile signs are. What has happened is since the new signs were installed, LMK Realty Assoc. were successful in transferring Legacy Drive to the Town of Lewiston during this time period. The sign along Creek Road had fallen and was in disrepair.

Because they are temporary signs and used for marketing purposes, Massaro does not believe they obstruct anything the Town is planning to do within the right-of-way, or any activity that the Town would have to do to maintain the right-of-way. They don’t impede traffic in anyway, shape or form, or cause any issue with traffic.

Massaro is not arguing the fact that the signs should be removed, they will, they are temporary, but the Town is allowing him, along with the road bond, sequentially to construct sidewalks that were required as part of the approved development plan. When the sidewalks are installed the signs will be removed. It is hoped the sidewalks will be installed in the fall.

With all due respect, Seaman said, these are all good arguments for an area variance to be made before the Zoning Board of Appeals.

Winkley asked Seaman, if Massaro plans on going for an appeal, can he leave the signs up until he has his appeal heard. Seaman said if an appeal is filed with the ZBA; it would stay the enforcement action until heard by the ZBA.

Masters again reiterated that if Massaro spends the money to go to the ZBA, gets the exemption from the law that states you have to have your sign on your own premises; it will come back to the Town Board and Highway Superintendent. If the Board intends to say no, give Mr. Massaro the indication tonight so the money is not wasted on a ZBA meeting.

Bax and Winkley do not believe it will be a no.

Janese said every sign situation is different; some are a distraction, some are a hazard, these signs are neither. Yes, they are technically on the right-of-way, but Mr. Massaro is right, the signing was there long before the Town accepted the road. Janese has no issue at all with them.

Masters respectfully asks the Board, are they not making precedence by allowing this? The Sanborn Historical Society was just told they could not put their signs on the Town right-of-way.

Winkley said the signs were there, the Town accepted the roadway it is a temporary situation.

Masters said the signs were in before the building permit paperwork was submitted. The signs were in before; Massaro came in for a sign permit to replace the two signs, when the paperwork was submitted the signs were already installed. If the sign permit work came in first, the subject would have come up before the new signs would have been placed there.

PARKS & RECREATION

Request from Dashineau for approval of Seasonal Employees. Each employee will work between seven to twelve weeks.

Winkley MOVED to accept the following Seasonal Employees for the Parks & Recreation Dept.; Barone, Samantha - \$9/hour; Caballero, Elizabeth - \$8.50/hour; Cich, John - \$10.00/hour; Krause, Andrew - \$9.25/hour; LaDuca, Justin - \$9.00/hour; Marotta, Madeline - \$8.50/hour; Mara, Emily - \$8.50/hour; Mauro, Ross - \$8.75/hour; Minnicucci, Brandon - \$9.75/hour; Minnicucci, Richard - \$9.75/hour; Perricelli, Vincent - \$9.25/hour and Quarantello, Russell - \$8.50/hour, Seconded by Bax, Carried 4 – 1 (Marra abstained).

Marra announced that Lewiston Police dog Radar was diagnosed with spleen cancer and was euthanized last night. Radar was 7-years old, trained in narcotics tracking, a patrol dog, attended DARE programs and was a great help through-out Niagara County. The Board sends there condolences to Officer Scott Stafford, Radar's handler and friend.

Salada requests Board approval to continue the program. It is an insensitive time to consider this, but Salada would like to move forward. A dog has been chosen. He is a 1-year old German Shepard from the Czechoslovakia. The breeding and training standards are much higher in the Czech-Republic. The dog is \$1,500 and \$1,800 to ship him here. Donation will be used for this; no money from the Police Dept. budget will be used.

Radar was in his prime unfortunately, when he passed. Salada said, without a doubt the best dog in the County. Many handlers agree with this.

Bax said this is a very popular aspect of the Police Department, with money raised to help pay for all the necessities for Radar.

Bax MOVED to authorize the Police Dept. to acquire the Police Dog, specked from Czechoslovakia, Seconded by Marra and Carried 5 – 0.

COUNCILMAN WINKLEY

SEWER BILL

Swift, Thomas – 774 Michelle Court, requests not to be charged the sewer portion of his water bill. They replaced the pool liner and will need to refill.

Bax MOVED to forgive the sewer cost associated with 19,500 gallons for Swift, Thomas – 774 Michelle Court, Seconded by Winkley and Carried 5 – 0.

ADDITION TO UPPER MOUNTAIN FIRE CO. ROSTER

Winkley MOVED to add Michael Wilson – 5053 Forest Road to the Upper Mountain Fire Co. roster, Seconded by Marra and Carried 5 – 0.

APPOINTMENT OF COURT CLERK

Judge Sheeran submitted a letter notifying the Board he has appointed Felicia Kinney as Court Clerk. She will be paid at the same rate as the prior Clerk. Sheeran requests Maria Sicurella be compensated for her additional training responsibility of Kinney, on voucher.

Winkley MOVED to cover the cost to compensating Maria Sicurella for additional training hours on voucher, Seconded by Marra

Winkley said this has been done in the past. Brochey questioned if Kinney lives in the Town of Lewiston. Winkley said it is the Judges appointment, the Board has nothing to do with it.

Carried 5 – 0.

ARTPARK

Winkley agrees with John Camp and Supervisor Brochey that a long term agreement needs to be discussed after this season.

Winkley MOVED to release monies to Artpark, and submit a bill for \$40,000, which includes monies for setting up cones for the Parkway exit, at \$750/show, (\$10,000), Seconded by Marra

Winkley asked Camp if the figure of \$1,400/show for a private contractor is correct. Camp said an independent contractor was used for one-year, and then they raised their price. Past Supervisor Reiter agreed that the Town would take it over.

Brochey hesitantly agreed with the cones being included in the \$40,000. This was not brought up in any discussion before; this should be an additional cost.

Winkley wants to charge them for what is there and what the real costs are. It is \$29,000 for Police overtime.

Brochey thought this part of the discussion was done. Kloosterman just finished a discussion on how short Lewiston is from last year and how we will be short this year. The Town is going to give away more money.

Carried 4 – 1 (Brochey – nay).

Winkley MOVED to enter into Executive Session to discuss Union Negotiation, Contractual issues, and Highway Personnel, Seconded by Bax and Carried 5 – 0.

PRESENT: Supervisor Dennis Brochey; Councilmembers Bax, Conrad, Marra, and Winkley; Deputy Supervisor Edwards; Town Attorneys Davis and Seaman; Town Engineer Lannon, Finance Officer Kloosterman

Items discussed: Union Negotiations and Personnel – Highway Dept.

Marra MOVED to exit Executive Session, Seconded by Winkley and Carried 5 – 0.

No Action taken

Marra MOVED to adjourn, Seconded by Winkley and Carried 5 – 0. (9:56 pm)

Respectfully Transcribed and Submitted by:

Donna R. Garfinkel, Acting Town Clerk