

**PRESENT:** Supervisor S. Broderick; Councilmembers J. Jacoby, R. Morreale, J. Myers and S. Waechter; Deputy Supervisor Conrad; Atty. A. Bax; Finance Director J. Agnello; Bld. Insp. T. Masters; Sr. Center Coordinator M. Olick; WWTP Chief Opt. J. Ritter; Highway Superintendent M. Zahno; Water Foreman D. Zahno; Recreation Dir. T. Smith; Acting Town Assessor N. Fiutko; Eng. R. Lannon; 12 Residents, 2 Press (1-ZOOM) and Clerk D. Garfinkel

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

### AGENDA APPROVAL

Bax tabled introduction of Local Law No. 4 - 2024 - Abolish Environmental Conservation Commission

**Morreale MOVED to approve agenda as amended, Seconded by Jacoby and Carried 5 – 0.**

### RESIDENTS STATEMENTS

Elias, Beth Ann – Morgan Drive – The Committee (Morgan Dr. residents) are disappointed that none of the Board members responded to their letter that was delivered to each individual's home. This does not show the Town is willing to work with us.

Broderick said the letter asked for a response by August 30<sup>th</sup> and assumed the Board wanted to have tonight's meeting first. Elias does not believe it was the 30<sup>th</sup>.

Elias does not believe this Town Board is aware that back in 1990, the storm sewer pipes were not installed correctly by Sear Brown and this could be contributing to the issue. Elias understands the pipes are above where the specs say they should be.

Elias is hoping for answers to the ten (10) questions the Committee submitted at the July meeting.

Stephenson, Herb – Townline Road – Stephenson is here to talk about the pumpkin farm on Townline Road. Every time you turn around, he is doing something different. He's had two (2) sheds brought in in the last week.

There are parties going on there, drinking. It seems he is doing whatever he wants and nobody is doing anything about it.

Broderick said the Town is aware of the situation and Masters is working on it. It is not as easy as thought.

Stephenson said two (2) people have told him that King has said he will just drag it out in court. It looks like he is constructing a corral for animals. He has 14 acres and 15 acres is needed for animals.

Stephenson has lived there for 30-years and has never had a problem. King has done nothing but give the neighbors problems. Residents on Bridgeman Road can hear the music and all the commotion.

DEPARTMENT HEAD STATEMENTS

Town Clerk Garfinkel – Request Executive Session – Employee discussion

Standard Work Day and Reporting Resolution – Elected and Appointed Officials

**Morreale MOVED that the Town of Lewiston establishes the following Standard Work Days for Town Clerk – 8 hours / Town Justice – 6 hours / Highway Superintendent – 8 hours / Deputy Supervisor – 6 hours / Town Attorney – 6 hours and Councilmember – 6 hours, Seconded by Jacoby and Carried 5 – 0.**

WWTP Chief Opt. J. Ritter

Ritter read a statement regarding the I&I concerns in the Morgan Farms area.

Town Attorney, Sewer and Building Depts. are putting together language for the backflow preventer grant.

Ritter wants to clear up any misconception about the word “Grant.” In this case, the Town is not looking to obtain money from anyone else. Monies would be granted to the homeowner from the Town, in order to stop sanitary sewage from chronically entering a home during torrential downpours and significant rain events.

We have explored the sewer system in the Morgan Farms neighborhood and noticed how good our main lines are. They were cleaned and vacuumed out of any debris using the new vacuum truck. Then we put our camera pipe crawler in the pipe. The Main was devoid of cracks. There is no evidence of leaking pipe joints in the main and no roots in the line.

It was noticed that some homes laterals had separated from the main line and had roots growing in the areas of infiltration. It would be too costly to dig up the road in this case so a Backflow Preventer would still be recommended.

There was a cracked pipe on 5<sup>th</sup> Street, but it did not look like a big leaker.

The Town Sewer Dept. continues to be proactive in the elimination of Inflow and Infiltration in the Town sanitary sewer.

Senior Center Coordinator Melinda Olick

TOWN BOARD MEETING

August 26, 2024

6:00 pm

Ken Slaughenhaupt will be at the Center for a Lewiston History session. The K-9 dog will be visiting the Center. There is a Bills Kick-Off Lunch on Sept. 6<sup>th</sup>.

Recreation Director Tim Smith

Summer Camp program is over. It was very successful and well attended.

Held the Town's first Lua and it was successful. Yoga and Corn Hole still successful. There will be a haunted house at the Senior Center this year during the Trunk or Treat.

There will be 25 sponsored skates this year at Niagara University.

APPROVAL OF MEETING MINUTES Regular Town Board – July 22, 2024

**Myers MOVED to approve Regular Town Board Meeting Minutes of July 22, 2024, Seconded by Jacoby and Carried 4 – 0.** (Morreale abstained)

AUDIT PAYMENT – Councilman Jacoby

**Jacoby MOVED to approve the Regular Abstract of Claims (8/12/2024) 24-01940 thru 24-02151 and recommends payment in the amount of \$579,655.92 plus a Post Audit of \$832.88, and Regular Abstract of Claims (8/26/2024) 24-02152 thru 24-02265 and recommends payment in the amount of \$286,655.78 plus a Post Audit of \$4,464.92, Seconded by Morreale and Carried 5 – 0.**

PENDING / OLD BUSINESS

Approve Local Law 2024 – 3 – Solar

The Board held a Public Hearing at the July 22<sup>nd</sup> meeting.

**Morreale MOVED to approve Local Law No. 3 of 2024 – A Local Law Amending the Zoning for Solar Energy Law, Seconded by Jacoby**

Roll Call:

Councilman Jacoby – Yes

Councilman Morreale – Yes

Councilman Myers – Yes

Councilwoman Waechter – Yes

Supervisor Broderick – Yes

**Motion Carries 5 – 0.**

NEW BUSINESS - Residents / Public Correspondence - None

SUPERVISOR BRODERICK

Memorandum Of Understanding – Police Dept.

The Town and Police Union have agreed to create an additional shift of 2:00 pm to 2:00 am.

**Myers MOVED to authorize the Supervisor to sign the MOU, Seconded by Waechter and Carried 5 – 0.**

Sanborn Fire Co. Roster Additions

**Jacoby MOVED to add Runge, Ryan – Pearl Street to the active service roster for the Sanborn Fire Company, Inc, Seconded by Waechter and Carried 5 – 0.**

**Myers MOVED to add Walck, Luke – Lockport Road to the active service roster for the Sanborn Fire Company, Inc, Seconded by Morreale and Carried 5 – 0.**

Engineering - Oakhill Subdivision & Hillside Drive Drainage

A Drainage Study was done last year. Lannon has been asked for a Scope of Work for this drainage issue. There will be a meeting on Wednesday the 28<sup>th</sup> to discuss. No action taken tonight.

Finance - 2024 Budget Revisions

Agnello requests the following Budget Transfers:

Transfer \$200 from Jr. Accountant Personnel - A00-1310-0100-0001, to Town Board Contractual - A00-1010-0400-0000, to cover contractual expenses.

Transfer \$300 from Court Security Personnel - A00-1110-0100-0100, to Court Security Equipment - A00-1110-0200-0100, to cover bullet proof vest expenses.

Transfer \$1,900 from Jr. Accountant Personnel - A00-1310-0100-0001, to Professional Report Fees - A00-1220-0401-0000, to cover financial reporting contractual expenses.

Transfer \$4,000 from Assessor Personnel - A00-1355-0100-0000, to Assessor Contractual - A00-1355-0400-0000, to cover training of Acting Assessor by Linda Johnson.

Transfer \$11,301 from Recreation Special Events Revenue - A00-1000-2012-0000, to Recreation Special Events Personnel - A00-7310-0100-4401, to cover personnel expenses for baseball tournament.

Transfer \$5,000 from Recreation Concession Revenue - A00-1000-2020-0000, to Recreation Concession Personnel - A00-7310-0100-4402, to cover concession personnel.

TOWN BOARD MEETING

August 26, 2024

6:00 pm

Transfer \$7,150 from Recreation Revenue - A00-1000-2001-0000, to Recreation Concession Contractual - A00-7310-0402-0000, to cover concession expenses.

Transfer \$10 from Workers Compensation - DB0-9040-0800-0000, to Insurance - DB0-1910-0400-0000, to cover additional insurance.

Transfer \$1,187 from Treatment & Disposal Equipment - SS1-8130-0200-0000, to Insurance - SS1-1910-0400-0000, to cover additional insurance.

**Morreale MOVED to approve the Budget transfers as presented, Seconded by Jacoby and Carried 5 – 0.**

COUNCILMAN JACOBY - Nothing to report

COUNCILMAN MORREALE

Sewer Forgiveness: Infantino – Ridge Rd / Reilly – Hickory Ln / McGuire – Raymond Dr

**Morreale MOVED to approve the sewer forgiveness request for Reilly – Hickory Lane in the amount of \$99.38, Seconded by Waechter and Carried 5 – 0.**

**Morreale MOVED to approve the sewer forgiveness request for McGuire – Raymond Drive in the amount of \$49.68, Seconded by Myers and Carried 5 – 0.**

**Morreale MOVED to approve the sewer forgiveness request for Infantino – Ridge Road in the amount of \$60.70, Seconded by Jacoby and Carried 5 – 0.**

OGS Bid – Building Inspector - Auto

The following Bids were received from OGS: Basil Ford - 2024 Escape = \$31,800 / Basil Ford - 2025 Explorer = \$38,919.83 & 2025 Escape - \$25,808.60 / Friendly Ford of Hamilton - 2025 Escape = \$26,303.20 / Jim Barnard Chevrolet, Inc. - 2025 Trailblazer = \$24,996.94 / Mohawk Chevrolet - 2024 Equinox = \$30,680 / Nielsen Automotive Group - 2025 Escape Active = \$27,377.81 / NorthShore Chevrolet LLC – 2025 Equinox = \$31,397.19 / NorthShore Chevrolet LLC - 2024 Sorento X-Line = \$45,585.

**Morreale MOVED to accept the bid from Basil Ford – Cheektowaga - 2025 Escape - \$25,808.60, Seconded by Jacoby**

Broderick asked Agnello where the funding is from. Agnello said B – Fund Balance

**Morreale MOVED to add – funding to come out of B – Fund Balance, Seconded by Jacoby and Carried 5 – 0.**

TOWN BOARD MEETING

August 26, 2024

6:00 pm

COUNCILMAN MYERS

Myers announced upcoming events happening at the Sanborn Farm Museum.

COUNCILWOMAN WAECHTER

Waechter attended the Emergency Preparedness session offered at the Senior Center. Very well attended and impressed with the presentation.

The Recreation Dept. held their year-end picnic. It was a week early so those councilor's going back to college could attend. Waechter was very impressed with how things were run and handled by the councilors, a great bunch of kids.

RESIDENTS STATEMENTS

Elias, Beth Ann – Morgan Drive – Elias looked at the letter sent to the Board and it said August 22<sup>nd</sup>.

Elias was home when the Town was looking at the pipes. She thanks them for looking.

Elias asked when the Committee will be getting the answers to the ten (10) questions submitted at the last Board meeting.

Sitek, Greg (ZOOM) – Sitek asked if the Town of Lewiston is required to follow the New York State Open Meetings Law. Broderick said yes.

**Waechter MOVED to enter into Executive Session, Seconded by Myers and Carried 5 – 0.** (6:30 pm)

PRESENT: Supervisor S. Broderick; Councilmembers J. Jacoby, R. Morreale, J. Myers and S. Waechter; Deputy Supervisor Conrad; Atty. A. Bax; Clerk D. Garfinkel and Deputy Town Clerk T. Burns

**Waechter MOVED to exit Executive Session, Seconded by Morreale and Carried 5 – 0.** (6:58 pm)

No Action was taken.

**Waechter MOVED to adjourn the meeting, Seconded by Morreale and Carried 5 – 0.** (6:58 pm)

Transcribed and respectfully submitted by:

Donna R. Garfinkel, Town Clerk