

DECEMBER 29, 2023

REGULAR MEETING /CLOSE-OUT

The Town Board of the Town of Newfane, Niagara County, New York met at the Town Hall, 2737 Main Street, Newfane on December 29, 2023.

The following were present:

- Supervisor: John Syracuse
- Councilman: Rick Coleman
- Councilman: Troy D. Barnes
- Councilwoman Laura L. Rutland
- Councilwoman Susan L. Neidlinger

PRAYER AND PLEDGE

Supervisor Syracuse opened the meeting at 6:30 p.m., 9 residents were present. A prayer was read by the Town Clerk. The pledge to the flag was given.

APPROVE PREVIOUS MINUTES

A MOTION was made by Councilman Coleman, seconded by Councilwoman Rutland, to approve the minutes of the November 15, 2023 Board Meeting.

All present voted Aye.

Motion carried.

COMMUNICATIONS AND PETITIONS

TOWN/APPROVAL MOBILE HOME COURT LICENSE FOR 2024

A MOTION was made by Councilman Coleman, seconded by Councilwoman Rutland to approve the 2024 Mobile Home Court licenses for the following:

- Donald & Judith Braun Park located at 3261 Lockport – Olcott Road, Newfane, NY.
- Susan Wolcott, Park located at 6285 Ridge Road, Lockport, NY.
- Parkerwood Properties Inc., Park located at 3884 Ewings Road, Lockport, NY.
- Carol Mahoney, park located at 6372 Hatter Road, Newfane, NY.

All present voted Aye.

Motion carried.

TOWN/WASTEWATER PLANT/BLANKET PURCHASE ORDERS

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to allow the following blanket Purchase orders for 2024 to Nicholas Irr, Chief Operator at the Wastewater Treatment Plant:

<u>Vendors</u>	<u>Amount</u>
ACI Controls	\$ 2,000.00
Alpha Analytical, Inc.	\$ 24,000.00
Bison Laboratories	\$ 30,000.00
Clean Waters, Inc.	\$ 32,000.00
Filtration Unlimited	\$ 1,500.00
Five Star Equipment	\$ 28,000.00
Hach Company	\$ 13,000.00
Mel Hedges Willow Creek Farm	\$ 15,000.00
Mettler Toledo	\$ 500.00
Moley Magnetics Inc.	\$ 40,000.00
PVS Technologies	\$ 30,000.00
Savaco	\$ 2,000.00
Test Assured Network	\$ 6,000.00
Total	\$224,000.00

All present voted Aye.

Motion carried.

A roll call voted was taken by the Town Clerk as follows:

- Councilwoman Neidlinger: Voted: Aye.
- Councilman Barnes: Voted: Aye.
- Councilwoman Rutland: Voted: Aye.
- Councilman Coleman: Voted: Aye.
- Supervisor Syracuse: Voted: Aye.

Motion carried.

5 – Ayes. 0 – Nays. 0 – Absent.

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TOWN/REFUND WATER CREDIT/\$415.00

A MOTION was made by Councilwoman Rutland, seconded by Councilman Coleman to refund a water credit balance of \$415.00 to be sent back to the New York State Low Income Housing Water Assistance Program. The payment was intended for Lorena Broecker who is no longer residing at 6302 Corwin Station; therefore the money needs to be refunded.

All present voted Aye.

Motion carried.

TOWN/ACCEPT REGSIGNATION/GILSON/ZONING BOARD

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to accept the resignation from Francis H. Gilson Zoning Board Chairman, effective November 16, 2023.

All present voted Aye.

Motion carried.

TOWN/ACCEPT REGSIGNATION/BAEHR/MEMBER ZONING BOARD

A MOTION was made by Councilman Coleman, seconded by Councilwoman Rutland to accept the registration of Philip Baehr, Zoning Board Member effective December 31, 2023.

All present voted Aye.

Motion carried.

TOWN/ACCEPT REGSIGNATION/FIRE BOARD CHAIRMAN/SNYDER

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to accept the registration of Chairman Robert G. Snyder as Chairman of the Town of Newfane Fire Prevention Board.

All present voted Aye.

Motion carried.

TOWN/APPOINT PLANNING BOARD MEMBER/TOM MAYS

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to appoint Thomas Mays as a member of the Town of Newfane Planning Board replacing Sara Capen effective January 1, 2024. (Sara Capen term ends 12/31/2025)

All present voted Aye.

Motion carried.

DEPARTMENT HEADS

The following department Heads were in attendance and gave a report on their departments:

Mike Mills, Water/Sewer Superintendent, finishing up end of year, getting ready for winter.

Nicholas Irr, Waste-Water Treatment Plant Operator, Plant is running good, getting ready for the engineers.

David Schmidt, Code Enforcement Officer/Building Inspector, taking care of complaints, start training school second week in January.

Jeffrey Newman, DCO, gave an end of the year report which is on file in the Clerk's office.

William Clark, Planning Board Chairman, gave an update on the Short Term Rentals.

UNFINISHED BUSINESS – None.

NEW BUSINESS

TOWN/JUSTICE/ AUDIT RECORDS AND DOCKET/TOWN JUSTICES, BARNES AND BOUDEMAN

A MOTION was made by Councilman Barnes, seconded by Councilwoman Rutland to appoint Councilman Coleman and Councilwoman Neidlinger to Audit the 2023 records and docket of Justices Bruce M. Barnes and Scott R. Boudeman.

All present voted Aye.

Motion carried.

TOWN/ADOPT RESOLUTION NO. 62,2023/AUTHORIZES THE HIGHWAY SUPERINTENDENT TO PURCHASE 2023 VOLVO EC220E WITH HYDRALIC DIRECT LINK THUMB, 42" BUCKET AND 48" PRO,MACK MOWER ATTACHMENT IN JANUARY 2024

A MOTION was made by Councilman Coleman, seconded by Councilman Barnes to adopt the following Resolution No. 62, 2023 as follows: Whereas, the Town of Newfane Highway Superintendent is in need of additional equipment in order to fulfil his duties in the most productive and efficient manner, and Whereas, Highway Superintendent, Jon Miller, has presented a sound purchase plan which includes utilizing 2024 Budget allocation from the Machinery Item III of \$156,396, 2023 SAM Grant Funding, in the amount of \$50,000, 2023 Budget Surplus from Machinery Equipment Item III in the amount of \$50,000 and a portion of 2023 Budget Surplus of \$23,000 from the General Repairs Item 1 and Whereas, the cost of this equipment will not exceed \$270,000.00, now therefore be it Resolved, the Town Board of the Town of Newfane hereby authorizes the purchase in January 2024 of the above-reference equipment.

All present voted Aye.

Motion carried.

A roll call vote was taken by the Town Clerk as follows:

- Councilwoman Neidlinger: Voted: Aye.
- Councilman Barnes: Voted: Aye.
- Councilwoman Rutland: Voted: Aye.
- Councilman Coleman: Voted: Aye.
- Supervisor Syracuse: Voted: Aye.

5 – Ayes. 0 – Nays. 0 – Absent. (signed by Board Members present)

TOWN/ADOPT RESOLUTION NO. 63, 2023/TOWN OF NEWFANE PLANNING BOARD TO WAIVE REQUIREMENTS IMPOSED BY LOCAL LAW NO. 1, 2023 SHORT TERM RENTAL ESTABLISHMENTS, PURSUANT TO TOWN LAW SECTION 274-B 5

A MOTION was made by Councilwoman Rutland, seconded by Councilman Coleman to adopt the following Resolution No. 63, 2023 as follows: Whereas, the Town of Newfane has passed a Local Law No.1, establishing conditions and requirements for the granting of a Special Exception Use for Short Term Rental Establishments, by the Town of Newfane Planning Board, Whereas, circumstances may arise in the consideration of each application, whereupon it may be necessary in the best interests of the health safety or general welfare of the community, to waive certain requirements set forth in said Local Law for the granting of such special exception use permit to an applicant, and Whereas, Town Law Section 274-b5 permits the Town Board to empower the Town of Newfane Planning Board to waive certain requirements set forth in said Local Law for the granting of such special exception use permit, when it may be necessary in the best interests of the health, safety or general welfare of the community to do so, and Now Therefore, Be It Resolved That the Town Board of the Town of Newfane does hereby empower the Town of Newfane Planning Board to waive certain requirements set forth in said Local Law for the granting of such special exemption use permit, when it may be necessary in the best interests of the health, safety or general welfare of the community to do so.

Dated: December 29, 2023.

All present voted Aye. (Signed by Board Members present.)

Motion carried.

PAY BILLS

A **MOTION** was made by Councilwoman Rutland, seconded by Councilman Coleman to approve the payment of claims totaling \$744,571.70 as audited by the Supervisor and Department Heads and as per Abstract Sheets dated 12/29/2023 which will be filed with the official record.

General Fund.....	\$ 173,098.08
Voucher #'s 34054-34289	
Highway Fund.....	72,564.07
Voucher #'s 34054-34289	
Water Dist.....	41,048.71
Voucher #'s 34054-34289	
Sewer Dist.....	121,781.69
Voucher #'s 34054-34289	
Trust & Agency...34054-34289.....	5,941.23
Capital Projects.....34054.....34289.....	182,469.45
Lighting Dist.....34054-34289.....	13 483.67
Refuse Dist.....34054-34289	<u>134,184.80</u>
TOTAL APPROVED:	\$ 744,571.70
All present voted Aye.	Motion carried.

ANNOUNCEMENTS/COMMENTS FROM THE BOARD

SUPERVISOR:

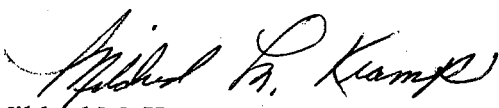
Wish everyone a happy, safe and prosperous New Year.
 Swearing In Ceremony, Monday January 1, 2024, at 1:00 p.m., Board Room with Reception.
 Town Hall closed January 01, 2024.
 January 4, 2024, Town Board Re-Organizational Meeting, 6:30 PM
 January 11, 2023, Work Session at 5:00 PM
 Town Board Meeting, January 24, 2024, 7:00 p.m.

GENERAL DISCUSSION – none.

ADJOURN

A **MOTION** was made by Councilman Barnes, seconded by Councilman Coleman, to adjourn the meeting.
 All present voted Aye. Motion carried.

Meeting adjourned at 7:00 p.m.


 Mildred M. Kramp, RMC, CMC
 Town Clerk