

JANUARY 25, 2023**REGULAR MEETING**

The Town Board of the Town of Newfane, Niagara County, New York met at the Town Hall, 2737 Main Street, Newfane, New York on January 25, 2023.

The following were present:

Supervisor: John Syracuse
 Councilman: Richard Coleman
 Councilman: Troy Barnes
 Councilwoman: Susan Neidlinger

Also,

Attorney: James J. Sansone, P.C.
 Excused: Councilwoman Laura L. Rutland

PRAYER AND PLEDGE

Supervisor Syracuse opened the Town Board Meeting at 7:00 p.m. 2 residents were present. A prayer was read by the Town Clerk. The pledge of the flag was given.

APPROVE PREVIOUS MINUTES

A MOTION was made by Councilman Coleman, second by Councilman Barnes to approve the minutes of the December 30, 2022 Regular Meeting and January 03, 2023 Reorganizational Meeting.

All present voted Aye.

Motion carried.

COMMUNICATIONS AND PETITIONS

Minutes filed in the Town Clerk's Office:

Town of Newfane, Tourism Minutes, January 03, 2023.

FISCAL/RECEIVED & ACCEPT TOWN CLERK'S REPORT FOR 2022

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Coleman to accept the Town Clerk annual report of Receipts and Disbursements during 2022, showing \$181,992.10 received and \$29,002.48 disbursed, with \$152,989.62 turned over to the Town Supervisor. The Clerk offered her books and records for review by the Board.

All present voted Aye.

Motion carried.

FISCAL/ANNUAL ACCEPT AUDIT 2022 JUSTICES/BARNES/BOUDEMANN

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to accept the Audit report from Judge Barnes and Judge Boudeman dockets and records for 2022 in accordance with Town Law Section 123 and Section 2019-2 of the Uniform Justice Court Act, and Town Law Section 123, the criminal and civil dockets, that were reviewed by Councilman Coleman and Councilwoman Neidlinger on January 20, 2023. All deposits and anything dispersed were made in a timely and efficient manner. All records are complete, neat, and orderly.

All present voted Aye.

Motion carried.

TOWN/ROSTER UPDATE/OLCOTT FIRE COMPANY, INC.

A MOTION was made by Councilman Barnes, seconded by Councilman Coleman to update the Olcott Fire Company with the removal of Justin Updegrove, Nolin Jackson and Timothy Horanburg from the active roster effective immediately.

All present voted Aye.

Motion carried.

TOWN/WATER/REFUSE/REFUND COST REFUSE UNIT

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to allow the water/refuse office to refund Ridgewood Bible Church, 7070 Ridge Rd.

Lockport, NY, \$193.39, they will be using a dumpster and no longer need the residential garbage service from the Town of Newfane.

All present voted Aye.

Motion carried.

TOWN/WATER/REFUSE/REFUND CART SERVICE

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Coleman to allow a refund for cart service fee of \$55.00, the fee was on the 2023 county tax bill. Lawrence Nolan, had previously paid the \$55.00.

All present voted Aye.

Motion carried.

COMMUNICATIONS AND PETITIONS – continued.

TOWN/HIGHWAY DEPARTMENT/REQUESTING PERMISSION TO ORDER/CLARK EQUIPMENT dba BOBCAT COMPANY

A MOTION was made by Councilwoman Neidlinger, second by Councilman Coleman to give permission to Highway Superintendent Jon Miller to order the following equipment which was approved for the Highway budget 2023-line item 002-5130-002 as follows: SGX 60 Stump Grinder, \$8,541.71, Loader X-Change Mounting Frame & NB160 Nitro Breaker with Nail Point, \$7,901.84 and Tilt-Tatch Accessory, \$2,699.12.

All present voted Aye. Motion carried.

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

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

4 – Ayes. 0 – Nays. 1 – Absent.

TOWN/ALLOW HIGHWAY SUPERINTENDENT MILLER ATTEND 2023 GRASS ROOTS ADVOCACY DAYS

A MOTION was made by Councilman Barnes, second by Councilman Coleman to allow Jon Miller, Highway Superintendent to attend the 2023 Grass Roots Advocacy Days March 7 – March 8 at a cost of no more than \$500.00 for hotel, food and transportation.

All present voted Aye. Motion carried.

TOWN/ACCEPT RESIGNATION LINDA GOULD/CLEARNER

A MOTION was made by Councilwoman Neidlinger, second by Councilman Coleman to accept the registration of Linda Gould, cleaner effective January 16, 2023. Supervisor Syracuse thanked Linda for the job she did with the two buildings keeping them clean.

All present voted Aye. Motion carried.

TOWN/ALLOW SUPERVISOR TO HIRE STACIE ADINOLFE/PROFESSIONAL CLEANER

A MOTION was made by Councilman Coleman, second by Councilwoman Neidlinger to allow Supervisor Syracuse to hire Stacie Adinolfe as professional cleaner at a rate of \$1,000 per month and an additional \$100.00 in the event the Newfane Town Hall Community Center needs a complete mopping and other details.

All present voted Aye. Motion carried.

ASSOCIATION OF TOWNS

Annual Training School and Annual Meeting of the Association of Towns will be held at the New York Marriott Marquis, February 19 – 22, 2023. (Town Clerk has the packet with the details) Received and filed.

TOWN/APPROVAL MOBILE HOME PARK LICENSE 2023

A MOTION was made by Councilman Barnes, second by Councilman Coleman to approve the 2023 Mobile Park License for Wrights Country Estates, LLC, park is located at 6520 Ridge Road, Lockport, New York 14094.

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, had a couple of water breaks in the Town of Lockport.

Nicholas Irr, WasteWater Treat Plant Operator, everything going good new boiler should be up and running in a month.

JANUARY 25, 2023

REGULAR MEETING – (con't)

DEPARTMENT HEADS- continued.

Mike Klock, Code Enforcement/Building Inspector, new program has been installed, thanked the Town employees for all kindness they showed in the last several months to him and his family.

Dog Control Officer, Jeffery Newman introduced Ken Nerber, new Deputy Dog Control Officer. Officer Newman reported that they assisted on two calls with the SPCA and the kennels are now a 24 hour hold.

UNFINISHED BUSINESS – None.**NEW BUSINESS****TOWN/RESOLUTION NO. 1, 2023/NIAGARA COUNTY 2022 HAZARD MITIGATION PLAN**

A **MOTION** was made by Councilman Coleman, second Councilwoman Neidlinger to adopt the following Resolution No. 1, 2023 as follows: Resolution No. 1, 2023 Niagara County 2022 Hazard Mitigation Plan. Whereas, the Town of Newfane, with the assistance from Niagara County Department of Emergency Services, has gathered information and prepared the 2022 Niagara County Hazard Mitigation Plan; and Whereas, the 2022 Niagara county Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and Whereas, the Town of Newfane is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and Whereas, the Town of Newfane have reviewed the Plan and affirms that the Plan will be updated no less than every five years; Now Therefore, Be It Resolved by the Newfane Town Board that the Town of Newfane, New York adopts the 2022 Niagara County Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan. Adopted this 25th day January 2023 at the meeting of the Newfane Town Board. (Original signed by Board Members Present.)

All present voted Aye.

Motion carried.

TOWN/RESOLUTION NO. 2, 2023/APPROVING CHANGE ORDER #5 TO OLCOTT BERM PROJECT

A **MOTION** was made by Councilman Barnes, seconded by Councilman Coleman to adopt the following Resolution No. 2, 2023 as follows: Resolution 2, 2023 Approving Change Order #5 to the Olcott Berm Project. Whereas, the Town of Newfane has received Resiliency and Economic Development Initiative (REDI) funding to construct the Olcott Beach Berm and Whereas, the Olcott Berm Project has \$147,104.57 remaining in contingency funds and allowances available which can be used to off-set change order increases and Whereas, during construction our contractor on said project, Mark Cerrone, Inc., along with input from our engineer (Wendel Engineering) overseeing this process determined the following change orders necessary to enhance the Berm Project: Increase of \$20,230.72 as a result of work associated with sandbag removal and disposal from the area West of the Town of Newfane parking lot for Berm addition, placement of corrugated concrete piers for a walkway and the subsequent adjustments to the placement of armor stone and the pouring of additional 5-cubic yards of concrete along the Town walkway. Now Therefore Be It Resolved, the Town of Newfane approves of said change orders as indicated above regarding this REDI-funded program to the Olcott Beach Project. (Original signed by Board Members Present.)

All present voted Aye.

Motion carried.

JANUARY 25, 2023

REGULAR MEETING – (con't)

NEW BUSINESS – continued.

STATE OF NEW YORK LEGISLATIVE RESOLUTION TRIBUTE TO TIMOTHY R. HORANBURG BY SENATOR ORTT AND ASSEMBLYMAN NORRIS

Supervisor Syracuse read the Resolution, a copy is attached to the Town Clerk's original minutes and a copy is available for review in the Town Clerk's Office.

TOWN/WATER /SEWER DEPARTMENT/ AUTHORIZE SUPERVISOR TO PURCHASE RECYCLE TOTES @\$80.00 EACH.

A MOTION was made by Councilman Barnes, second by Councilwoman Neidlinger to authorize the Supervisor to purchase 25, 95 gallon recycle totes at \$80.00 each requested by the Water/Sewer Department.

All present voted Aye.

Motion carried.

AUTHORIZE SUPERVISOR TO ENGAGE WITH ALLIED CPA'S PC

A MOTION was made by Councilman Coleman, seconded by Councilman Barnes to authorize Supervisor to engage with Allied CPA for Town Audit of 2022.

All present voted Aye.

Motion carried.

PAY BILLS

A MOTION was made by Councilman Barnes, second by Councilwoman Neidlinger, to approve the payment of claims totaling \$284,693.88, bills paid in January 2023 as audited by the Supervisor and Department Heads and as per Abstract Sheets dated 01/25/2023 which will be filed with the official record.

General Fund.....	\$ 46,267.94
Voucher #'s31785-31915	
Highway Fund.....	24,110.72
Voucher #'s 31785-31915	
Water Dist.....	92,601.88
Voucher #'s31785-31915	
Sewer Dist.....	25,468.63
Voucher #'s 31785-31915	
Lighting Dist.....	17.55
Voucher #'s 31785-31915	
Fire Prevention	3,335.00
Voucher #'s 3178-31915	
Capital Projects.....	91,851.16
Voucher #'s 3178- 3195	
Trust & Agency	1,041.00
Voucher's3178-3195	
TOTAL APPROVED:	\$ 284,693.88

All present voted Aye.

Motion carried.

ANNOUNCEMENTS/COMMENTS FROM THE BOARD

Supervisor Syracuse:

Work Sessions – February 7:00 at 5:30 p.m.

GENERAL DISCUSSION – None.

ADJOURN

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Coleman, to adjourn the meeting.

All present voted Aye.

Motion carried.

Meeting adjourned at 7:40 p.m.

Regular Board Meeting – February 22, 2023

Mildred M. Kramp
Mildred M. Kramp, RMC, CMC
Town Clerk