

MAY 24, 2023

REGULAR BOARD MEETING

The Town Board of the Town of Newfane, Niagara County, New York met at the Town Hall, 2737 Main Street, Newfane on May 24, 2023. The following were present:

Supervisor: John Syracuse
 Councilman: Rick Coleman
 Councilwoman: Laura Rutland
 Councilwoman: Susan L. Neidlinger
 Councilman: Troy Barnes
 Attorney: James J. Sansone, P.C.

PRAYER AND PLEDGE

Supervisor Syracuse opened the meeting at 7:00 p.m., 8 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, seconded by Councilwoman Rutland, to approve the minutes of the April 26, 2023, Board Meeting, as distributed.
 All present voted Aye. Motion carried.

COMMUNICATIONS AND PETITIONS**MINUTES FILED BY THE TOWN CLERK**

Town of Newfane, Tourism Meeting, May 2, 2023
 Town of Newfane Work Session, April 11, 2023
 Town of Newfane Fire Prevention Bureau, May 9, 2023

TOWN/HIRE LIFEGUARDS FOR 2023

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to hire the following life guards for the summer season 2023 at Olcott Beach:

Michele Katsabekis	Head Lifeguard	\$21.00 per hour
Bridget Martin	Lifeguard	\$20.00 per hour
Zach Crogan	Lifeguard	\$20.00 per hour
Josh Anderson	Lifeguard	\$20.00 per hour
Avery Stevenson	Lifeguard	\$20.00 per hour
Lydia Lamont	Lifeguard	\$20.00 per hour
Laura Dixon	Lifeguard	\$20.00 per hour
Samantha Call	Lifeguard	\$20.00 per hour
Maggie Quattroni	Lifeguard	\$20.00 per hour

All present voted Aye.

Motion carried.

TOWN/WASTEWATER TREATMENT PLANT/PERMISSION TO PUT OUT TO BID KUBOTA B7800 LAWN TRACTOR WITH BUCKET

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to put out to bid Kubota B7800 lawn tractor with bucket that is no longer used or needed at the Wastewater Treatment Plant.

All present voted Aye.

Motion carried.

TOWN/WATER/SEWER DEPARTMENT HIRE SUMMER HELP

A MOTION was made by Councilwoman Rutland, seconded by Councilman Coleman to allow Michael R. Mills Water/Sewer Superintendent to hire the following summer help: John Saxton part-time from 5/22/2023 to 6/23/2023 at a rate of \$14.75 per hour. Jared Traverse starting on 5/22/2023 at \$14.45 per hour will work Monday-Friday 7:00 am to 3:30 pm. Allison Hotaling will start on 6/26/2023 at \$14.45 per hour and will work Monday-Friday 7:00 am to 3:30 pm.

All present voted Aye.

Motion carried.

TOWN/HIGHWAY DEPARTMENT/PERMISSION TO SELL AT AUCTION A 1976 GALION GRADER AND 2008 NEW HOLLAND TN-70 TRACTOR

A MOTION was made by Councilman Coleman, seconded by Councilwoman Rutland to allow permission to Jon Miller, Highway Superintendent to sell at auction a 1976 Galion Grader and a 2008 New Holland TN-70 Tractor.

All present voted Aye.

Motion carried.

COMMUNICATIONS AND PETITIONS – continued.TOWN/PART-TIME SEASONAL EMPLOYEES

A MOTION was made by Councilwoman Neidlinger, seconded by Councilwoman Rutland to give permission to Town Supervisor, John Syracuse to hire Austin Niver and Alex Ostrozinski as part-time seasonal employees at a rate of \$14.20 per hour not to exceed 20 hours per week for each employee. All present voted Aye. Motion carried.

NEW BUSSINESSTOWN/ADOPT RESOLUTION NO.21, 2023/ CHANGE ORDER LAKEVIEW VILLAGE FAIR ROOF REPLACEMENT

A MOTION was made by Councilman Coleman, seconded by Councilwoman Rutland to adopt the following Resolution No 21, 2023, Change Order Lakeview Village Fair Roof Replacement as follows: Whereas, the Town Board of the Town of Newfane approved roof replacement to shoppes 1 – 6 under emergency repair Resolution No.10, 2023, and Whereas, discovery was made that required additional siding be repaired outside the scope of work originally approved under Resolution No.10, 2023, Now Therefore Be It Resolved, the Town Board of the Town of Newfane approve the scope of work change of \$150.00 to be taken from GL account No.001-1000-6460-0000 LVF. All present Voted Aye. (Board Members present signed the Original Resolution) Motion carried.

TOWN/ADOPT RESOLUTION NO. 22, 2023/APPROVE CHANGE ORDER ROOF REPLACEMENT HISTORICAL SOCIETY BUILDING

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to adopt the following Resolution No.22, 2023, Approve Change Order Roof Replacement Historical Society Building: Whereas, the Town of Newfane by Resolution No. 5, 2023, “A Resolution of the Town Board of the Town of Newfane, Authorizing the Selection of the Lowest Bidder, Kirk Starkweather, to Replace Roofs on two (2) Buildings Located on the Town of Newfane Historical Society Property on West Creek Road, Newfane, New York” Whereas, discovery was made that required additional work to remove 2 stove pipes on the south barn, patch holes in roof, remove gutters, dispose of said gutters and replace rotted plywood on the southwest corner of the north structure and Whereas, the cost to complete this task is \$800.00 Now Therefore Be It Resolved, the Town Board of the Town of Newfane hereby approves this change order in the amount of \$800.00, payable to Kirk Starkweather And Be It Further Resolved, This amount will be utilized from the ARPA funds. All present Voted Aye. (Board Members present signed the original Resolution) Motion carried.

TOWN/ADOPT RESOLUTION NO. 23, 2023/APPROVING CHANGE ORDEER TO LAKE ROAD WATERLINE CROSSING CONTRACT NO.21-1

A MOTION was made by Councilwoman Rutland, seconded by Councilman Coleman to adopt the following Resolution No. 23, 2023, Approving Change Order To Lake Road Waterline Crossing Contract No. 21-1, Whereas, on June 22, 2022, the Town of Newfane Town Board passed Resolution No. 25, 2022 awarding contract no. 21-1 to Rochester Pipeline, Inc., to Rochester Pipline, Inc., 294 Elmgrove Road, Rochester, New York 14626 in the amount of \$62,825.00 and Whereas, changes to contract No.21-1 called for additional length of casing pipe needed to avoid an existing sanitary sewer forcemain along with the additional installation of waterline pipe and fittings under the direction of the Town of Newfane water superintendent, and Whereas, the aforementioned changes were needed due to the location of the existing sanitary sewer so that the forcemain was not compromised during construction and as a result of the depth of the crossing under the road it was deemed safer for the contractor to install the length of waterline pipe and three (3) 45 degree fittings while the contractor had both sides of the of the hole open and the trench shields in place, and Whereas, this increased scope of work has required an increase of \$13,650.00 to arrive at a new contract price of \$76,475.00, of which will be completely funded through the American Rescue Plan (ARPA) funding, and Now Therefore Be It Resolved, the Town Board of the Town of Newfane authorizes this increase of \$13,650.00 to the contract No. 21-1, and Be It Further Resolved that this action by the Town Board of the Town of Newfane is known as change order number 1 and contract No. 21-2. All present Voted Aye. (Board Members present signed the original Resolution) Motion carried.

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REGULAR MEETING – (con't)

NEW BUSINESS – continued.TOWN/ADOPT RESOLUTION NO. 24, 2023/ESTABLISHING A LOCAL LAW ON SHORT TERM RENTAL ESTABLISHMENTS

A MOTION was made by Councilman Barnes, seconded by Councilwoman Rutland to adopt the following Resolution No. 24, 2023, Establishing A Local Law on Short Term Rental Establishments which was read by Supervisor Syracuse: Whereas, the Town Board of the Town of Newfane has conducted several public meetings in order to gather public input regarding the establishment of Short Term Rental premises that fall within the governance of the Town of Newfane, which Local Law is attached hereto and made a part hereof and Whereas, these public meetings brought forth much of the content within this Local Law, and Whereas, the Town of Newfane Town Board held a public hearing on April 24, 2023 at 6:30 pm in the Town Hall of the Town of Newfane proposing this Local Law wherein several people commented, and Whereas, on May 15, 2023, 2:00 pm the Niagara County Planning Board approved this Local Law, and Now Therefore Be It Resolved, the Town Board of the Town of Newfane approves this Local Law establishing Short Term Rentals. (Board Members present signed the original Resolution). Motion carried.

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

Councilwoman Neidlinger: Voted: Naye.

Councilman Barnes: Voted: Aye.

Councilwoman Rutland: Voted: Aye.

Councilman Coleman: Voted: Aye.

Supervisor Syracuse: Voted: Aye. Motion carried.

4 – Ayes. 1 – Nay. 0 – Absent.

TOWN/ADOPT RESOLUTION NO. 25, 2023,/WITH REFERENCE TO THE PROPOSED TOWN OF NEWFANE, NIAGARA COUNTY, NEW YORK WASTE WATER TREATMENT PLANT IMPROVEMENT PROJECT

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to adopt the following Resolution No. 25, 2023, With Reference to the Proposed town of Newfane, Niagara County, New York Waste Water Treatment Plant Improvement Project: Whereas, the Town of Newfane town Board supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) grant application on behalf of the Town for a wastewater system improvement project, hereinafter referred to as the "Project;" and Whereas, the New York State Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water infrastructure projects that improve wastewater system quality and protect public health; and Whereas, an Engineering Report entitled "Town of Newfane Waste Water Treatment Plant Improvements" dated September 2022, recommends implementing the Project to help improve wastewater quality and protect public health; and Now, Therefore Be It Resolved, that the Town Board authorizes Municipal Solutions, Inc. to prepare an application for Water Infrastructure Improvement Act grant funds from New York State Environmental Facilities Corporation (EFC). Be It Further Resolved, that the Town Board authorizes Supervisor John Syracuse to execute the application for Water Infrastructure Improvement Act Grant Funds from the New York State Environmental Facilities Corporation (EFC). Be It Further Resolved that the Town of Newfane Board fully supports the Project and the submission of the WIIA grant application by Municipal Solutions Inc. on behalf of the Town to improve wastewater quality and protect public health.

All present voted Aye. (Board Members present signed original Resolution) Motion carried.

TOWN/SUPERVISOR SIGN AMENDMENT TO MUNICIPAL SOLUTIONS CONTRACT OF 2021

A MOTION was made by Councilwoman Neidlinger, seconded by Councilman Barnes to direct Supervisor Syracuse to sign amendment to Municipal Solutions Contract of 2021.

All present voted Aye.

Motion carried.

TOWN/INSTALATION FEE E-CODES/MONTHLY MAINTENCE/GENERAL CODE

A MOTION was made by Councilman Coleman, seconded by Councilwoman Neidlinger to allow payment to General Code, 781 Elmgrove Road, Rochester, New York for instalation fee of \$695,00 and a monthly maintenance fee of \$265.00 for updating E-Codes.

All present voted Aye.

Motion carried.

REPORTS OF COMMITTEES AND DEPARTMENTS HEADS

Water/Sewer Superintendent - Mike Mills, a lot going on fixing leaks, taps, boughs are done.

Waste Water Treatment Plant Operator – Nick Irr, Plant is running good, the compost plant has plenty of free compost and wood chips.

Building Inspector – Michael Klock, Northern Pier Restaurant opening soon and Gordy Harpers is now open under new management.

Marina – Supervisor Syracuse, said that a bunch of docks have been repaired and everything going well with the Marina.

UNFINISHED BUSINESS - None.

PAY BILLS

A MOTION was made by Councilwoman Rutland, seconded by Councilman Barnes, to approve the payment of claims totaling \$250,689.44 as audited by the Supervisor and Department Heads and as per Abstract Sheets dated May 24, 2023, which will be filed with the official record:

General Fund.....	\$79,251.50
Voucher #'s 32537- 32676	
Highway Fund.....	19,483.33
Voucher #'s 32537 -32676	
Water Dist.	20,754.71
Voucher #'s 32537 -32676	
Sewer Dist.....	63,973.51
Voucher #'s 32537- 32676	
Trust & Agency.....	1,333.65
Voucher's #'s 32537-32676	
Refuse District.....	<u>65,892.74</u>
Voucher #'s 32537 -32676	
Total Approved:	\$ 250,689.44
All present voted Aye.	Motion carried.

ANNOUNCEMENTS/COMMENTS FROM THE BOARD

SUPERVISOR: *

Received a letter from Sadie Gunby who wanted to share an idea with Dr. John about a dog park. (Letter attached to minutes)

ATTORNEY SANSONE:

Carousel Park Olcott Beach is open for the season, Jazz Trail, music all day in September, and music concerts in the park during the summer.

COUNCILWOMAN RUTLAND:

The beach is open Saturday, Sunday, and holiday Mondays.

COUNCILWOMAN NEIDLINGER:

August 26, 2023, Community days, vendors, food, beverage, 90 West Band and activities for kids.

COUNCILMAN BARNES:

LakeView Village Shops are open on weekends in the month of May.

MAY 24, 2023

REGULAR MEETING – (con't)

GENERAL DISCUSSION

Larry Dormer, 6072 Exchange Street, commented on the Ontario Street Parking Lot in Olcott, private boat charters are using the parking lot.

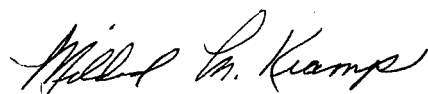
ADJOURN

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

All present voted Aye.

Motion carried.

Meeting adjourned at 7:35 p.m.



Mildred M. Kramp, RMC, CMC
Town Clerk

Next Regular Meeting
June 28, 2023, at 7:00 p.m.

* Dear Dr. John Syracuse, 4

I am a fifth grader at Newfane Middle School. I am writing to you about an idea I had. I have noticed many people walking their dogs around town. I feel like there should be a place where dogs could run around and have fun.

716-514-3511

I would like to turn the old Newfane Fuel area located on Maple Ave into a dog park. Here are my reasons why:

- It is a central location in town
- It is not a busy road
- It would make that area look better
- It is close to a lot of houses

Thank you for reading!

From Sadie Gunby