

APRIL 24, 2024

REGULAR BOARD 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 April 24, 2024.

The following Board Members were present:

Supervisor: John Syracuse

Councilwoman: Susan Neidlinger

Councilman: Peter Robinson

Councilman: Richard Coleman

Councilman: Robert Horanburg

Others present: James Sansone, Town Attorney, Michael Mills, Water Superintendent, David Schmidt, Building Inspector/Code Enforcement Officer, Mary Zeller, Confidential Secretary to the Supervisor, Jon Miller, Highway Superintendent, Nick Irr, Wastewater Treatment Plant Operator, Jeffrey Newman, Dog Control Officer, Joe Flagler, Assistant Dog Control Officer, Gina Guido-Redden, Tourism Committee, Thomas Tedesco, US&J and 8 residents.

PRAYER & PLEDGE

Supervisor called the meeting to order at 7:00 p.m. A prayer was read by the Town Clerk and the Pledge to the flag was given.

MINUTES FILED WITH THE TOWN CLERK

Town Board Work Session Minutes, January 11, 2024

Town Board Work Session Minutes, March 14, 2024

Town of Newfane Tourism Committee Minutes April 2, 2024

MISCELLANEOUS FILED WITH THE TOWN CLERK

Notice of Liquor License Application for DWS Juicy Clam Shack LLC.

Notice of Application - License to operate an adult-use retail dispensary Innocence Cannabis LLC.

APPROVE PREVIOUS MINUTES

Town Board Public Hearing March 27, 2024

Town Board Regular Meeting March 27, 2024

Supervisor Syracuse asked for a MOTION to approve the Minutes of the Town Board Public Hearing held on March 27, 2024, as well as the Town Board Regular Meeting held on March 27, 2024. Moved by Councilman Coleman, second by Councilman Robinson on the question. Hearing no questions, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

COMMUNICATIONS AND PETITIONS

TOWN/SURPLUS AUCTION/ HIGHWAY DEPARTMENT/TRAM

The Town Clerk read a bid offer which was received in response to a Publication posted in the Union Sun and Journal which read: Ransomville Speedway would like to offer the Town of Newfane \$500.00 for the used Tram/People mover in "rough" "As-is, where is" condition. If the offer is accepted, we will pay and remove the item from the Town of Newfane property within 10 days of acceptance. Supervisor Syracuse entertained a MOTION to approve the offer of \$500.00 to the Town for the surplus bid item. Moved by Councilwoman Neidlinger, second by Councilman Horanburg on the question. Hearing no questions, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

TOWN/WATER DEPARTMENT/WATER BILL REFUND

The Town Clerk read a letter from the Water/Sewer Department as follows. Adam Luzak of 2035 Phillips Road was charged for unpaid water on his 2024 County Tax Bill due to an incorrect S.B.L. number. The S.B.L. number has since been corrected, I am asking for a refund in the amount of \$157.42 to be paid to the name and address listed below. Adam Luzak, 2035 Phillips Road, Burt, NY, 14028. Supervisor Syracuse asked for a MOTION to approve the refund of this gentleman's money in the amount of \$157.42 dollars as read. Moved by Councilman Horanburg, second by Councilman Robinson on the question. Hearing no questions, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

TOWN/WATER SEWER/REQUEST TO HIRE SUMMER HELP/

The Town Clerk read correspondence from Michael R. Mills, Water/Sewer Superintendent as follows. I would like to hire two individuals to work as summer help in the water and sewer maintenance department. Allison Hotaling will be returning this year at a rate of \$16.00 per hour and will be working 7:00 a.m. – 3:30 p.m. Monday through Friday, beginning May 20th. The second worker is Landon Jesson, starting May 20th, Monday through Friday 7:00 a.m. – 3:30 p.m. at a rate of \$15.00 per hour. I appreciate your consideration to my request for summer workers. A MOTION was moved by Councilman Coleman, second by Councilman Horanburg to approve this request for summer help. Supervisor asked if there were any questions and hearing no questions, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

TOWN/BUILDING INSPECTYOR/REQUEST/ REIMBURSE VARIANCE PAYMENT

The Town Clerk read correspondence from David Schmidt, Building Inspector/Code Enforcement Officer, as follows. Kenneth Sherrie submitted, and paid the application fee of \$150.00, to appear before the variance board to construct a fence. A copy of the receipt is attached. After conversation with Jon Miller, Newfane Highway Superintendent, it was determined that a variance would not be necessary. I have attached a copy of Jon Miller's correspondence confirming this. I am respectfully requesting the application fee of \$150.00 be returned to Mr. Sherrie. Supervisor Syracuse entertained a MOTION. Moved by Councilman Robinson, second by Councilwoman Neidlinger on the question. Hearing no questions, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

TOWN/SUPERVISOR/REQUEST FOR SEASONAL SUMMER HELP

The Town Clerk read correspondence from Supervisor Syracuse as follows. Town of Newfane Councilmembers. Please accept this as my recommendation to hire Robert MacFarlane, William Davis, and Timothy Tothill as Seasonal Employees effective immediately at a rate of \$16.00 per hour. Thank you for your consideration. Supervisor Syracuse entertained a MOTION. Moved by Councilman Coleman, second by Councilwoman Neidlinger on the question. The Supervisor offered an explanation for his request. For anyone not aware, Richard Burnett recently sustained a minor injury. It is not life threatening, however, it is life altering. It is very important that we get our summer help going for maintenance within the Town and in Olcott. We will not have the hours with one individual as we did with Rich, we will be splitting that amongst these three individuals. There were no questions from the board members, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

REPORTS OF COMMITTEES AND DEPARTMENT HEADS

The following department heads were in attendance and gave a report on their department. Jon Miller, Highway Superintendent, stated that they were working diligently on spring cleanup. There are a bunch of pipes that need to be changed out, the siding on the office building is about 99% done, getting additional equipment hauled in, starting on tree work, stumps, etc. The Supervisor acknowledged that Highway has a lot on its plate right now. There are a number of parking lots that will be rehabbed, flatwork and paving, along with another 60 plus Veteran's Banners in addition to the ones we already have that will need to be put up and placed on the poles. The Supervisor stated he is very appreciative of Jon and his crew for all their hard work. Councilman Robinson added a shoutout of praise to Jon and his crew. He received a call from one of our residents on Phillips Road regarding a ditch situation. Before he could even return the call, the situation was corrected, this was within twenty-four hours, and our resident reported outstanding work. Mike Mills, Water/Sewer Superintendent stated that they also have been fighting the water well all this rain. He has hydrants that need to be installed, with the water receding dig irrigation can be started and they are chasing around all the water lead service inspections that need to be finished by October. Nick Irr, Wastewater Treatment Plant Chief Operator stated that the construction at the Plant is in full force. Two pumps have been installed in the basement with startups on them the middle of next week. We are working on getting ourselves in the best position for conversion on that. There is plenty of compost available on Phillips Road for our Town Residents. The Supervisor wanted to commend Nick and thank him very much for all the work he did with the Town Engineer and Municipal Solutions regarding the grant monies that were awarded to the Town for the Wastewater Treatment Plant. The Supervisor did a presentation on the project, which was compiled with the help of individuals, including Nick, who put a lot of time into very detailed explanations, calculations and other information needed for this to be successful. And it was. David Schmidt, Building Inspector/Code Enforcement Officer advised the board that it is very busy. Since the last meeting he passed another of his courses and will be starting the next one soon. The Short Term Rentals are moving along pretty quickly now and he will be beginning the annual inspections. With the warm weather coming he imagines he will begin to receive a higher volume of calls for various tasks handled through his office. The Supervisor congratulated David for his diligence and passing all his classes with high grades while keeping up with all his other duties. Jeffrey Newman, Dog Control Officer advised that they received the free car from Sheriff Filicetti which is over at Mills Automotive being inspected. Calls have been picking up with the nice

weather upon us. Gina Guido-Redden, Tourism Committee reported that our local businesses did very well over the Eclipse weekend. Not amazing like they had hoped but compared the turnout like a summer weekend which was very good. Destination Niagara reported approximately Fifteen million plus came into Niagara County over a three- and one-half day period. The seasonal prep is well underway, the Carousel Park is preparing for opening and would appreciate anyone who may be interested in volunteering any time to help. Many of the volunteers are getting up in age and, while they love helping, are not capable of putting in the time needed to keep the Park running. Any bit of time someone can spare would be greatly appreciated. Gina provided an in-depth explanation of budget expenditures as well as events and entertainment being provided throughout the summer tourism season. Gina indicated that they are looking into the cost of repair to the rusted metal areas of the Caboose. While they expect this will be a big-ticket item with the cost of metal and materials, if left unattended it will just continue to get worse. The event calendar is full and available on the Tourism’s website at <https://www.olcott.newfane.com> The Supervisor advised Gina that he passed on the information to electrician Councilman Horanburg about the electrical box at the Caboose that needed repair, Councilman Horanburg reported that the electrical box will be replaced within the next few days. He will then contact National Grid to come out and inspect and anticipates there should be full power running within the next couple of weeks. The Supervisor thanked all the Department Heads for their reports and their attendance.

NEW BUSINESS

TOWN/RESOLUTION NO. 9 – 2024/FIRE COMPANIES/AMBULANCE BILLING PROCEDURES
RESOLUTION NO. 9 – 2024 SUPPORT BY THE TOWN OF NEWFANE TOWN BOARD FOR THE
OLCOTT, MILLER HOSE AND WRIGHTS CORNERS FIRE COMPANIES TO CONTINUE
DELIBERATIONS IN PURSUIT OF EACH FIRE COMPANY’S DESIRE TO UNDERTAKE AMBULANCE
BILLING PROCEDURES

WHEREAS, there have been and will continue to be significant financial stressors placed upon all volunteer firefighters and emergency medical service providers across Niagara County, especially within Miller Hose, Olcott and Wrights Corners Fire Companies, and WHEREAS, Miller Hose, Olcott and Wrights Corners Fire Companies are actively exploring billing for their respective ambulance services and have held numerous meetings with an ambulance billing service provider, and WHEREAS, these fire companies provided information regarding ambulance billing procedures at a special meeting held March 18, 2024, at 7 pm in the Newfane Town Hall Boardroom, now be it RESOLVED, the Town Board of the Town of Newfane, by their signatures below supports and encourages Miller Hose, Olcott and Wrights Corners Fire Companies continue their pursuit of undertaking ambulance billing in an effort to help mitigate the costs of providing emergency medical services to the Town of Newfane residents. The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilwoman Neidlinger, second by Councilman Robinson on the question. Hearing no questions the Supervisor asked for a Roll Call Vote:

- Councilwoman Neidlinger: Aye
- Councilman Robinson: Aye
- Councilman Horanburg: Recuse
- Councilman Coleman: Recuse
- Supervisor Syracuse: Aye

Aye: 3 Nay: 2 Motion Carried

TOWN/RESOLUTION NO. 10 – 2024/WATER/SEWER/BID DATES/WATERLINE RESOLUTION NO. 10 –
2024 APPROVAL TO SET BID DATES FOR WEST LAKE ROAD WATERLINE REPLACEMENT

WHEREAS, the Town of Newfane’s Town Engineer, Wendel, is updating contract documents to replace the existing aged waterline along West Lake Road which will enhance the quantity and quality provided to Town residents in that area, and WHEREAS, the Town Engineer and Water Superintendent have reviewed this project and determined that the project will be performed in three phases to expedite construction and upgrade of the waterline, with the Town of Newfane Water Department modifying the existing water system and adding a connection point for the new waterline as Phase 1. Phase 2 will be the installation of the waterline main along West Lake Road which will be publicly bid with the Town Water Department reconnecting services as needed, and Phase 3 will be crossing the US Army Corps regulated waterbody which will be completed after approval is received by the US Army Corp and WHEREAS, the Town is working to complete Phase 1 while awaiting an updated approval from the Niagara County Health Department to publicly bid Phase 2 as well as a joint Permit from the United States Army Corps of Engineers as it relates to the ditch that this waterline may encumber, now therefore be it RESOLVED, the Town Board authorizes the Town Engineer, Town Attorney, Water Superintendent and Town Supervisor to initiate the project as described above and to use their discretion to set bid dates so as to complete this project. The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilman Coleman, second by Councilman Horanburg on the question. Hearing no

questions the Supervisor asked for a Roll Call Vote:

- Councilwoman Neidlinger: Aye
- Councilman Robinson: Aye
- Councilman Horanburg: Aye
- Councilman Coleman: Aye
- Supervisor Syracuse: Aye

Aye: 5 Nay: 0 Motion Carried

TOWN/RESOLUTION NO. 11 - 2024/NATIONAL DAY OF PRAYER

RESOLUTION NO. 11 – 2024 THE TOWN OF NEWFANE, NY, RECOGNIZES NATIONAL DAY OF PRAYER

WHEREAS, throughout history America has faced trials and triumphs, and Americans have responded in prayer seeking courage and comfort, inspiration, and joy-filled celebration. Faith compels us to seek and cling to the Light in times of darkness and spread light to those in need. WHEREAS, From the first gatherings of our Founding Fathers, elected officials have prayed and entreated those they serve and represent to join them in prayer, including the authors of our Declaration of Independence, wrote that they, “the Representatives of the United States of America, in General Congress, Assembled, appealing to the Supreme Judge of the world...” and carried on to present day in Presidential Proclamations such as last year’s invitation to “join him in asking for God’s continued guidance, mercy, and protection.”, and WHEREAS, A National Day of Prayer has not only been a part of our heritage since it was declared by the First Continental Congress in 1775, but it is a Public Law established in the United States Congress in 1952 approved by a Joint Resolution and amended by Congress and President Reagan with Public Law 100-307 in 1988, affirming that it is essential for us as a nation to pray and directs the President of the United States to set aside and proclaim the first Thursday of May annually as The National Day of Prayer; and WHEREAS, In every state across America the observance of the National Day of Prayer will be held on Thursday, May 2, 2024, with the theme, “Lift Up the Word, Light Up the World,” based on the verses found in 2 Samuel 22:29-31, “For you are my lamp, O Lord, and my God lightens my darkness ... This God—his way is perfect; the word of the Lord proves true; he is a shield for all those who take refuge in him.” And WHEREAS, Unified prayer is mobilized across America every first Thursday of May on the National Day of Prayer as neighbors come together to join their hearts and voices in reading sacred Scriptures and attending services to seek God for the city and country where we live, learn, work, worship, serve, and desire all to thrive; and WHEREAS, We express our faith and exercise our freedom in prayer, then unite our hearts and voices in personal prayer and public gatherings across America with fervent praise, repentance, love, and humble intercession for our neighbor and nation, holding fast to the promises throughout the Holy Scriptures that the Lord hears and avails much as He answers the faith-filled prayers of His people. NOW THEREFORE BE IT RESOLVED, The Town Board of the Town of Newfane recognizes and proclaims May 2, 2024, as a National Day of Prayer. The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilman Robinson, second by Councilman Horanburg on the question. There were no questions, however, the following comments were made. Councilwoman Neidlinger advised the board that she was all in favor of recognizing a National Day of Prayer but was not in favor of some of the wording contained in the Resolution. Councilman Robinson thanked the Supervisor for bringing the Resolution before the board. The Supervisor asked all in favor to signify by saying Aye, there were 4 Ayes, those opposed signify by saying Nay, there was 1 Nay.

Aye: 4 Nay: 1 Motion Carried

TOWN/RESOLUTION NO. 12-2024/SUPERVISOR/2023 BUDGET/FIRE PROTECTION FUND

RESOLUTION NO. 12-2024 TOWN OF NEWFANE 2023 BUDGET – USE OF FUND BALANCE

WHEREAS, the Fire Protection Fund exceeded the amount budgeted for the fiscal year ended December 31, 2023; and WHEREAS, the Fire Protection Fund has levied property tax revenues in the 2024 Adopted Budget to cover such expenditures; and NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the following amendments to the Town’s 2023 budget in the Fire Protection Fund to provide funding for such expenditures. The 2023 budget hereby is amended effective immediately.

Fire Protection Fund

1) Appropriation of Fund Balance:

013-0000-0599	Appropriated Fund Balance	<u>2,994.24</u>
		<u>2,994.24</u>

2) Increase Appropriations:

013-3410-0400-0000	FIRE PROTECTION.FIRE CONTRACTS	<u>2,994.24</u>
		<u>2,994.24</u>

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REGULAR BOARD MEETING cont.

The Supervisor entertained a MOTION to accept the Resolution. Motion made by Councilman Coleman, second by Councilwoman Neidlinger on the question. There were no questions from the board members, all were in favor, no one was opposed.
All present voted Aye. Motion Carried

TOWN/RESOLUTION NO. 13-2024/SUPERVISOR/2023 BUDGET TRANSFERS
RESOLUTION NO #13-2024 TOWN OF NEWFANE 2023 BUDGET TRANSFERS

WHEREAS, the Town of Newfane is in the process of closing the accounting records of the fiscal year ended December 31, 2023; and WHEREAS, certain appropriation accounts were noted to need adjustments to allow for appropriate closing of accounts; and WHEREAS, the funding for these adjusted appropriations is available within other appropriation accounts in the Town's 2023 budget; NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the amending of the Town's 2023 budget on the attached pages.

General Fund

1) Transfer Appropriations from		
001-1010-0400-0000	TOWN BOARD CONTRACTUAL EXPENSE	4,227.44
001-1110-0200-0000	COURT EQUIPMENT	500.00
001-1110-0400-0000	COURT CONTRACTUAL EXPENSE	38,537.35
001-1320-0400-0000	AUDITING AND ACCOUNTING CONTRACTUAL EXPENSE	3,775.00
001-1330-0100-0000	TAX COLLECTION PERSONAL SERVICES	827.36
001-1330-0200-0000	TAX COLLECTION EQUIPMENT	100.00
001-1355-0100-0000	ASSESSOR PERSONAL SERVICES	411.35
001-1355-0200-0000	ASSESSOR EQUIPMENT	100.00
001-1410-0100-0000	TOWN CLERK PERSONAL SERVICES	5,074.80
001-1410-0200-0000	TOWN CLERK EQUIPMENT	1,000.00
001-1450-0400-0000	ELECTIONS CONTRACTUAL EXPENSE	420.00
001-1620-0100-0000	BUILDINGS PERSONAL SERVICES	1,134.25
001-1640-0400-0000	UNION BENEFITS CONTRACTUAL EXPENSE	754.14
001-1680-0200-0000	COMPUTER EQUIPMENT	1,104.87
001-1920-0400-0000	MUNICIPAL ASSOCIATION DUES	1,500.00
001-1990-0500-0000	CONTINGENT ACCOUNT	30,000.00
001-3510-0100-0000	CONTROL OF DOGS PERSONAL SERVICES	3,126.71
001-3610-0100-0000	BOARD OF REVIEW PERSONAL SERVICES	370.00
001-5010-0200-0000	SUPT. OF HIGHWAYS EQUIPMENT	1,000.00
001-5132-0100-0000	HIGHWAY CLERK PERSONAL SERVICES	14.36
001-5410-0400-0000	SIDEWALKS CONTRACTUAL EXPENSE	4,642.29
001-5650-0200-0000	FISHERMANS PARK EQUIPMENT	500.00
001-5650-0400-0000	FISHERMANS PARK CONTRACTUAL EXPENSE	22.23
001-6410-0400-0000	NEWSLETTER CONTRACTUAL EXPENSE	1,383.26
001-6460-0200-0000	LAKEVIEW VILLAGE SHOPPES EQUIPMENT	500.00
001-7180-0100-0000	MARINA PERSONAL SERVICES	11,787.43
001-7180-0200-0000	MARINA EQUIPMENT	3,175.00
001-7230-0100-0000	BEACH AND POOL PERSONAL SERVICES	2,056.11
001-7230-0400-0000	BEACH AND POOL CONTRACTUAL EXPENSE	322.12
001-7510-0200-0000	HISTORIAN EQUIPMENT	270.02
001-7510-0400-0000	HISTORIAN CONTRACTUAL EXPENSE	500.00
001-8010-0400-0000	ZONING BOARD CONTRACTUAL EXPENSE	158.59
001-8020-0100-0000	PLANNING BOARD PERSONAL SERVICES	1,690.00
001-8810-0400-0000	MOWING/CEMETARY CONTRACTUAL EXPENSE	2,000.00
001-9030-0800-0000	SOCIAL SECURITY	556.83
001-9040-0800-0000	WORKERS COMPENSATION	1,132.05
001-9045-0800-0000	LIFE INSURANCE	39.10
001-9060-0800-0000	HOSPITAL & MEDICAL INSURANCE	51,195.02
001-9065-0750-0000	FEES & FINANCE CHARGES	4,265.28
001-9950-0900-0000	CAPITAL PROJECTS	<u>126,658.00</u>
		<u>306,830.96</u>

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REGULAR BOARD MEETING cont.

2) Transfer Appropriations to:

001-1010-0100-0000	TOWN BOARD PERSONAL SERVICES	649.12
001-1110-0100-0000	COURT PERSONAL SERVICES	6,224.39
001-1220-0100-0000	SUPERVISOR PERSONAL SERVICES	11,279.33
001-1220-0200-0000	SUPERVISOR EQUIPMENT	50.98
001-1220-0400-0000	SUPERVISOR CONTRACTUAL EXPENSE	4,658.36
001-1330-0400-0000	TAX COLLECTION CONTRACTUAL EXPENSE	1,458.03
001-1355-0400-0000	ASSESSOR CONTRACTUAL EXPENSE	1,142.15
001-1410-0400-0000	TOWN CLERK CONTRACTUAL EXPENSE	2,657.15
001-1420-0400-0000	ATTORNEY CONTRACTUAL EXPENSE	19,234.25
001-1440-0400-0000	ENGINEER CONTRACTUAL EXPENSE	44,918.02
001-1620-0200-0000	BUILDINGS EQUIPMENT	2,424.04
001-1620-0400-0000	BUILDINGS CONTRACTUAL EXPENSE	18,794.31
001-1670-0400-0000	CENTRAL MAILING CONTRACTUAL EXPENSE	3,958.29
001-1910-0400-0000	UNALLOCATED INSURANCE	1,284.21
001-3310-0400-0000	TRAFFIC CONTROL CONTRACTUAL EXPENSE	10,774.32
001-3410-0100-0000	FIRE PROTECTION PERSONAL SERVICES	75.00
001-3410-0400-0000	FIRE PROTECTION CONTRACTUAL EXPENSE	43.00
001-3510-0400-0000	CONTROL OF DOGS CONTRACTUAL EXPENSE	1,449.04
001-3620-0100-0000	BUILDING INSPECTOR PERSONAL SERVICES	12,017.42
001-3620-0400-0000	BUILDING INSPECTOR CONTRACTUAL EXPENSE	15,737.58
001-4020-0100-0000	REGISTRAR PERSONAL SERVICES	432.39
001-5010-0100-0000	SUPT. OF HIGHWAYS PERSONAL SERVICES	29.74
001-5010-0400-0000	SUPT. OF HIGHWAYS CONTRACTUAL EXPENSE	617.91
001-5650-0100-0000	FISHERMANS PARK PERSONAL SERVICES	2,348.65
001-6460-0400-0000	LAKEVIEW VILLAGE SHOPPES CONTRACTUAL EXPENSE	18,911.81
001-6510-0400-0000	VETERANS SERVICES CONTRACTUAL EXPENSE	9,468.08
001-6772-0400-0000	SENIOR CITIZENS CONTRACTUAL EXPENSE	175.00
001-7110-0400-0000	18 MILE CREEK (PJS) CONTRACTUAL EXPENSE	374.50
001-7180-0400-0000	MARINA CONTRACTUAL EXPENSE	29,871.54
001-7550-0400-0000	CELEBRATIONS CONTRACTUAL EXPENSE	6,277.39
001-8010-0100-0000	ZONING BOARD PERSONAL SERVICES	1,320.00
001-8020-0400-0000	PLANNING BOARD CONTRACTUAL EXPENSE	812.63
001-8510-0400-0000	TOURISM CONTRACTUAL EXPENSE	3,269.75
001-8540-0400-0000	DRAINAGE CONTRACTUAL EXPENSE	1,259.04
001-8900-0400-0000	DONATIONS & GIFTS - OUTGOING	2,400.00
001-8900-0400-0019	LOG CABIN CONTRACTUAL EXPENSE	951.35
001-9010-0800-0000	STATE RETIREMENT	7,073.00
001-9050-0800-0000	UNEMPLOYMENT INSURANCE	2,250.46
001-9055-0800-0000	DISABILITY INSURANCE	922.06
001-9065-0750-0010	FRAUDULENT CHECKS	4,500.00
001-9089-0800-0000	EMPLOYEE BENEFITS - OTHER	54,736.41
001-9710-0700-0000	BOND INTEREST	0.26
		<u>306,830.96</u>

Highway Fund

1) Transfer Appropriations from:

002-5110-0100-	GENERAL REPAIRS PERSONAL SERVICES	2,814.00
002-5130-0400-	MACHINERY CONTRACTUAL EXPENSE	319.39
002-5140-0400-	MISC. (BRUSH & WEEDS) CONTRACTUAL EXPENSE	251.52
002-9730-0600-	BAN PRINCIPAL	58,777.95
002-9730-0700-	BAN INTEREST	<u>12,309.72</u>
		<u>74,472.58</u>

2) Transfer Appropriations to:

002-5110-0400-0000	GENERAL REPAIRS CONTRACTUAL EXPENSE	2,814.00
002-5140-0100-0000	MISC. (BRUSH & WEEDS) PERSONAL SERVICES	570.58
002-9785-0600-0000	IPC PRINCIPAL	58,778.00
002-9785-0700-0000	IPC INTEREST	<u>12,310.00</u>
		<u>74,472.58</u>

Water Fund

1) Transfer Appropriations from:

003-9010-0800-0000	STATE RETIREMENT	6,347.00
003-9045-0800-0000	LIFE INSURANCE	<u>146.82</u>
		<u>6,493.83</u>

2) Transfer Appropriations to:

003-9055-0800-0000	DISABILITY INSURANCE	146.82
003-9060-0800-0000	HOSPITAL & MEDICAL INSURANCE	<u>6,347.01</u>
		<u>6,493.83</u>

Sewer Fund

1) Transfer Appropriations from:

005-8110-0100-0000	WATER/SEWER PERSONAL SERVICES	35,418.76
005-8110-0400-0000	WATER/SEWER CONTRACTUAL EXPENSE	48,654.83
005-9010-0800-0000	STATE RETIREMENT	15,565.00
005-9710-0600-0000	BOND PRINCIPAL	2,871.00
005-9710-0700-0000	BOND INTEREST	<u>39,375.74</u>
		<u>141,885.33</u>

2) Transfer Appropriations to:

005-8130-0100-0000	WWTP PERSONAL SERVICES	143.75
005-8130-0200-0000	WWTP EQUIPMENT	31,054.01
005-8130-0400-0000	WWTP CONTRACTUAL EXPENSE	2,043.35
005-8130-0400-0010	WWTP - CONTRACTUAL ELECTRIC	18,104.40
005-9055-0800-0000	DISABILITY INSURANCE	45.65
005-9730-0700-0000	BAN INTEREST	63,124.17
005-9785-0600-0000	CAPITAL LEASE PRINCIPAL	24,499.00
005-9785-0700-0000	CAPITAL LEASE INTEREST	<u>2,871.00</u>
		<u>141,885.33</u>

The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilman Horanburg, second by Councilman Robinson on the question. There were no questions from the board members, all were in favor, no one was opposed.

All present voted Aye.

Motion Carried

TOWN/RESOLUTION NO. 14-2024/SUPERVISOR/BUDGET AMENDMENT

RESOLUTION NO.#14-2024 TOWN OF NEWFANE AMENDING 2023 BUDGET WHEREAS, the General Fund, Water Fund, and Garbage Fund exceeded the amount budgeted for the fiscal year ended December 31, 2023; and WHEREAS, the General Fund received excess Sales Tax, excess Marina Fees, Insurance Recoveries, and American Rescue Plan Act Funding to cover such expenditures; and WHEREAS, the Water Fund received American Rescue Plan Act Funding to cover such expenditures; and WHEREAS, the Garbage Fund received excess Garbage and Refuse Charges Revenue to cover such expenditures; and NOW THEREFORE BE IT RESOLVED, that the Town Board hereby authorizes the following amendments to the Town's 2023 budget in the General Fund, Water Fund, and Garbage Fund, provide funding for such expenditures. The 2023 budget hereby is amended effective immediately:

General Fund

1) Increase Estimated Revenues:

001-1000-1120-0000	..SALES TAX	100,624.72
001-1000-2001-0000	..MARINA FEES	16,261.79
001-1000-2680-0000	..INSURANCE RECOVERY	13,138.00
001-1000-4089-0000	..FEDERAL AID, OTHER	<u>205,009.92</u>
		<u>335,034.43</u>

2) Increase Appropriations:

001-1440-0400-0000	ENGINEER CONTRACTUAL EXPENSE	9,410.35
001-1620-0400-0000	BUILDINGS CONTRACTUAL EXPENSE	214,716.28
001-3620-0400-0000	BUILDING INSPECTOR CONTRACTUAL EXPENSE	5,020.80
001-9901-0900-0000	TRANSFER	<u>105,887.00</u>
		<u>335,034.43</u>

Water Fund

1) Increase Estimated Revenues:

003-1000-5031-0000	INTERFUND TRANSFERS	<u>86,215.00</u>
		<u>86,215.00</u>

2) Increase Appropriations:

003-8310-0400-0000	WATER DEPT CONTRACTUAL EXPENSE	<u>86,215.00</u>
		<u>86,215.00</u>

Garbage Fund

1) Increase Estimated Revenues:

011-1000-2130-0000	GARBAGE AND REFUSE CHARGES	<u>9,541.08</u>
		<u>9,541.08</u>

2) Increase Appropriations:

011-8160-0400-0000	GARBAGE CONTRACTUAL EXPENSE	<u>9,541.08</u>
		9,541.08

The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilman Robinson, second by Councilman Horanburg on the question. There were no questions from the board members, all were in favor, no one was opposed.
All present voted Aye. Motion Carried

TOWN/RESOLUTION NO. 15-2024/MARINA/KAYAK LAUNCH

RESOLUTION NO. 15-2024 RESOLUTION IN SUPPORT OF ANCHOR MARINE GROUP CONSTRUCTING KAYAK LAUNCH IN THE TOWN OF NEWFANE MARINA WHEREAS, the Town of Newfane wishes to continue to invest in our Town-owned Marina in Olcott Harbor, and WHEREAS, the Town Marina provides access to many of those individuals who enjoy the prestigious sportfishing, boating, sailing, canoeing and kayaking along the 18-Mile Creek corridor and Lake Ontario shoreline, now therefore be it RESOLVED, pursuant to the Town of Newfane procurement guidelines amended on September 22, 2010, the Town Board of the Town of Newfane hereby awards Anchor Marine Group to construct a kayak launch in the Town of Newfane Marina in the amount of \$17, 745.85 as per the attached quote, and be it further RESOLVED, the funding for this endeavor will be utilized through a combination of ARPA funds and Marina funds.

The Supervisor entertained a MOTION to accept the Resolution. MOTION made by Councilwoman Neidlinger, second by Councilman Coleman on the question. Hearing no questions the Supervisor asked for a Roll Call Vote:

- Councilwoman Neidlinger: Aye
- Councilman Robinson: Aye
- Councilman Horanburg: Aye
- Councilman Coleman: Aye
- Supervisor Syracuse: Aye

Aye: 5 Nay: 0

Motion Carried

PAY BILLS

The Supervisor entertained a MOTION to approve the payment of claims totaling \$531,796.49, bills paid in April, 2024, Vouchers #35077-35258, as audited by the Supervisor and Department Heads and as per Abstract Sheets dated 04/24/2024 which will be filed with the official record.

General Fund	\$ 77,007.49
Highway Fund	\$ 38,923.96
Water Fund	\$104,533.75
Sewer Fund	\$ 42,561.54
Lighting District	\$ 654.90
Refuse District	\$ 64,929.20
Trust & Agency	\$ 1,986.65
Capital Projects	\$ <u>201,199.00</u>
TOTAL APPROVED	\$ 531,796.49

Motion made by Councilwoman Neidlinger, second by Councilman Horanburg on the question. There were no questions, all were in favor, no one was opposed.

Motion Carried

The Supervisor wanted the people to know that have expressed concern about the traffic on Route 18 between the north and south side of Krull Park, that he wrote a letter to Senator Rob Ortt. The letter was signed by all the Board Members and requests the Senator to help assist us by having New York State evaluate measures which may provide increased safety for pedestrians, bicyclists, and other non-motorized traffic in order. Some of these solutions may include reduced speed, better signage, a crosswalk, or a mixture of all these.

PUBLIC COMMENTS

Cynthia McClain, 2758 Caledonia Street, expressed her concern over the library being closed. The Supervisor explained that even though it is called the Newfane Public Library the Town has nothing to do with the functioning of the library. He indicated that we could certainly try to find out who we can put the public in touch with to get answers and updates if they would like. Cynthia also expressed concern as to whether or not, individuals from the Recovery Center were able to come and go from the facility as they pleased. Lastly, she expressed concern with four wheelers racing around in the early morning hours, around 3:00 a.m., and asked if there are any regular patrols going through town. The Supervisor indicated that the people at the Recovery Center are very cooperative and feels that if she reached out to them, they would be able to offer explanations to her questions. With regard to the four wheelers, she should reach out to the Sheriff's Department. The Sheriff always says, "if you see something say something". People should never be afraid to reach out to them.

ANNOUNCEMENTS/COMMENTS FROM THE BOARD

Supervisor Syracuse announced the next Work Session is Thursday, May 9th, 2024 at 6:30 PM in the Town Hall, Board Room.

The next Town Board Meeting will be Wednesday, May 22, 2024 at 7:00 p.m.

The Apple Blossom Bicentennial Festival will be Sunday, May 19th, 2024.

The Town Wide Yard Sale will be Friday, May 31st, Saturday, June 1st, and Sunday, June 2nd.

Councilwoman Neidlinger announced that a horse and carriage has been scheduled to bring the time capsule to the Apple Blossom Festival and should be arriving around 1:00 p.m.

Mary Zeller, Confidential Secretary to the Supervisor announced that the Bicentennial Flags are available for sale for \$50.00 each. The order needs to be in by the 2nd of May.

Councilman Robinson spoke with a constituent in the Ridgeview Hamlet who inquired about the flags. She indicated that it would be nice to bring attention to that area as being a part of the Town of Newfane and supporters of our Bicentennial year.

ADJOURN

The Supervisor entertained a MOTION to adjourn. Motion made by Councilwoman Neidlinger, second by Councilman Coleman. All were in favor, no one was opposed.

Motion Carried

Meeting adjourned at 7:58 p.m.

Respectfully submitted,

Donna M. Lakes
Town Clerk

Next Regular Town Board Meeting May 22nd, 2024, 7:00 p.m.