

# Town of Grand Island - Regular Meeting # 16

A regular meeting of the Town Board of Grand Island, New York was held at the Town Hall, 2255 Baseline Rd., Grand Island, NY at 8:00p.m. on the 2<sup>nd</sup> of October 2023.

Present:	Peter J. Marston	Deputy Supervisor
	Michael H. Madigan	Councilman
	Thomas A. Digati	Councilman
	Christian J. Bahleda	Councilman
	Karen M. Cooney	Deputy Town Clerk
	Peter C. Godfrey	Town Attorney

Deputy Supervisor Peter J. Marston called the meeting to order at 8:00p.m. Pastor Calvin VanderMey from Bible Fellowship Center gave the Invocation. Councilman Thomas A. Digati led the Pledge of Allegiance.

## **PUBLIC COMMENTS:**

This is an opportunity for residents to comment on any matter regarding the meeting agenda items only.

*Speakers:* None

## **PUBLIC HEARINGS:**

### **Reapprove Preliminary Plat (Modified Plan) – Ashbrooke Court Estates (Subdivision #49.06) – 48 Lots**

A Public Hearing was held on Monday, October 2, 2023, at 8:00p.m. for the purpose of hearing anyone who wanted to comment on the request to reapprove Preliminary Plat (Modified Plan) – Ashbrooke Court Estates (Subdivision #49.06) – 48 Lots.

*Speakers:* John Dali, Marty Finucane, John Moslow, Wilfred Rohring

Deputy Supervisor Marston declared the Public Hearing closed.

A motion was made by Councilman Bahleda, seconded by Councilman Digati to table the reapproval of the Preliminary Plat (Modified Plan) – Ashbrooke Court Estates (Subdivision #49.06) – 48 Lots.

APPROVED    Ayes    4        Madigan, Marston, Digati, Bahleda  
                  Noes    0

## **MINUTES:**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve Minutes of Workshop Meeting #19, September 18, 2023, Minutes of Regular Meeting #15, September 18, 2023, and Minutes of Workshop Meeting #20, September 20, 2023.

APPROVED    Ayes    4        Madigan, Marston, Digati, Bahleda  
                  Noes    0

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## CONSENT AGENDA:

1. Meeting Minutes – Board of Architectural Review – August 22, 2023
2. Meeting Minutes – Historic Preservation Advisory Board – August 16, 2023
3. Building Permits Issued – August 2023
4. Golden Age Center – Facility Usage – August 2023

A motion was made by Councilman Madigan, seconded by Councilman Bahleda to approve the consent agenda as distributed.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

## COMMUNICATIONS – TOWN BOARD:

### DEPUTY SUPERVISOR – PETER J. MARSTON:

#### Authorize Deputy Supervisor to Sign Intermunicipal Agreement – Funding Contract with Erie County

The Municipal Planning Grant is for the upcoming 1992 Parks, Recreation, and Open Space Master Plan. The total amount to be paid by Erie County to the Town under this agreement shall not exceed \$30,000. The Town has a funding match of \$10,000 which is requested from the Land Trust Fund. A motion was made by Councilman Bahleda, seconded by Councilman Madigan to authorize the Deputy Supervisor to sign the Intermunicipal Agreement between the County of Erie and the Town of Grand Island.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

#### Local Law Intro #1 of 2023 – Rezoning SBL #:38.11-2-6.11, Whitehaven Road – R-2/B1 to PDD – Development Concept Plan

##### A. Correspondence – Comprehensive Plan Review Board

No action by Town Board.

#### Special Event Permit – Wedding

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve the request to use the Gazebo on Saturday, October 7, 2023, from 2:00p.m-3:00p.m. for a private wedding. The fees have been paid.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

### COUNCILMAN – THOMAS A. DIGATI:

#### Appointment – Parks and Recreation Advisory Board

A motion was made by Councilman Digati, seconded by Deputy Supervisor Marston to appoint Jason Ellis as an alternate to the Parks & Recreation Advisory Board with a term expiring December 31, 2023.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

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## Approval – Proposed Remembrance Wall

A motion was made by Councilman Digati, seconded by Councilman Madigan to authorize the construction of a Remembrance Wall by the Parks Department using weather-resistant materials. The installation would be with funds within existing budgets. Residents would be able to purchase a plaque that would be placed on the Remembrance Wall. Additional panels can be added in the future.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

## COMMUNICATIONS – OTHER TOWN OFFICIALS:

### TOWN ATTORNEY – PETER GODFREY:

#### Authorize Deputy Supervisor to Execute Letter of Engagement – Article 7 Matter

A motion was made by Councilman Digati, seconded by Councilman Bahleda to authorize the Deputy Supervisor to sign the letter of engagement with Alba Law, PLLC, for an Article 7 proceeding: *Life Technologies v. Town of Grand Island*.

APPROVED Ayes 3 Marston, Digati, Bahleda  
Noes 0  
Abstain 1 Madigan

## DEPARTMENT OF ENGINEERING & WATER RESOURCES – ROBERT H. WESTFALL:

### Community Development Block Grant – 2024 – Set Public Hearing

A motion was made by Councilman Madigan, seconded by Councilman Bahleda to set a Public Hearing for Monday, October 16, 2023, at 8:00p.m. for the purpose of hearing anyone who wants to comment on potential projects for the 2024 Community Development Block Grant application.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

### Authorize Deputy Supervisor to Sign Professional Services Agreement – Pump Station Review and Modeling – Southpointe Subdivision

A Professional Services Agreement was presented to the Town Board by Town Engineer Robert Westfall for services relating to review and modeling of the proposed sewage pumping station for the Southpointe Subdivision.

This assistance is being requested as the review of the project requires modeling capabilities that the Engineering Department is not able to address. GHD has been the technical support in wastewater and has supported the Town in this manner previously. A motion was made by Councilman Digati, seconded by Councilman Madigan to authorize the Deputy Supervisor to sign the Professional Services Agreement with GHD in the amount of \$9,400.00. The costs associated with this review will be reimbursed by the Applicant (Southpointe Development Team), there is no direct cost to the Town.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

### Authorize Deputy Supervisor to Sign Professional Services Agreement – SSES Year 9/10 – Design and Construction Activities – Job # M-198-2023

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A Professional Services Agreement was presented to the Town Board by Town Engineer Robert Westfall for the SSES Design, Bidding and Construction Implementation work. The investigation for Year 10 was included in the Year 9 Professional Services Agreement. This proposal is for additional services to the Year 9 agreement to produce construction documents and oversee implementation to correct the deficiencies found. The Bonding authorization for the professional services is already in place.

A motion was made by Councilman Bahleda, seconded by Councilman Digati to authorize the Deputy Supervisor to sign the Professional Services Agreement with GHD in the amount of \$146,200.00.

APPROVED    Ayes    4            Madigan, Marston, Digati, Bahleda  
                  Noes    0

### **Additional Street Lights – Job # M-120-2019**

A motion was made by Councilman Bahleda, seconded by Councilman Digati to approve the installation of a streetlight at the intersection of East River and Whitehaven Roads at the request of the Traffic Safety Advisory Board in the amount of \$4,170.00, and to direct the Engineering Department to investigate a potential SOLAR/LED light at the Scenic Woods Trail/Pump Station.

APPROVED    Ayes    4            Madigan, Marston, Digati, Bahleda  
                  Noes    0

### **RECREATION SUPERVISOR – JOSEPH MENTER:**

#### **Status Change**

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve the following status changes from Seasonal to Part-time, effective October 3, 2023:

Raj Arumagam	Recreation Attendant – Yr. 2 Aide	\$14.85/hr.
Brooke Christensen	Recreation Attendant – Yr. 1 Aide	\$14.55/hr.

APPROVED    Ayes    4            Madigan, Marston, Digati, Bahleda  
                  Noes    0

### **CODE ENFORCEMENT OFFICE:**

#### **Clarification of Building Use – 1939 Grand Island Boulevard**

A motion was made by Councilman Madigan, seconded by Councilman Digati to approve a new proposed use (Site Plan) within the existing building. The owner intends to change the use of the center and rear sections of the building to a retail space which is permitted in the Central Business District. There are no changes to the outside features of the building or parking lot, therefore no modification of the SEQR is required.

APPROVED    Ayes    4            Madigan, Marston, Digati, Bahleda  
                  Noes    0

### **Radisson Redevelopment – 100 Whitehaven Road – Request for One-Year Extension of Detailed Plan and Rezoning Approval**

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## A. Correspondence – Rupp Pfalzgraf LLC

A motion was made by Councilman Digati, seconded by Councilman Madigan to table the request of the Radisson Redevelopment – 100 Whitehaven Road to grant a one-year extension of the Detailed Plan and rezoning approval granted on November 18, 2022.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

## RECREATION SUPERVISOR – SENIOR CITIZENS – JENNIFER MENTER:

### Status Change

A motion was made by Councilman Digati, seconded by Councilman Bahleda to approve the status change of Cathy Moore, Recreation Attendant (Kitchen Operations) from Part-time to Seasonal, effective October 3, 2023. There is no rate of pay change.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

### Status Change

A motion was made by Councilman Bahleda, seconded by Councilman Digati to approve the status change of Fran Molnar, Recreation Attendant (Transportation Operations) from Part-time to Seasonal, effective October 3, 2023. There is no rate of pay change.

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

## REPORT OF THE AUDIT COMMITTEE:

A motion was made by Councilman Digati, seconded by Councilman Bahleda to pay Vouchers #143085 - #143217

General	\$ 89,571.93
Highway	\$ 37,165.27
Sewer	\$ 54,346.40
Water	\$ 23,477.59
Capital	\$ 360,772.00
Lighting	\$ 1,257.25
Garbage	\$ 144,020.19
Fire	\$ 381,670.25
Total	\$1,092,280.88

APPROVED Ayes 4 Madigan, Marston, Digati, Bahleda  
Noes 0

## UNFINISHED BUSINESS:

### John Valenti, Alvin Road Incubator Building – Site Plan Approval – 14,000 S.F. One Story Multi-Unit Building

Remains Tabled.

## PUBLIC COMMENTS:

This is an opportunity for residents to comment on any matter regarding Town government on any subject.

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Speakers: Jennifer Chin, Calvin VanderMey, Sherrie Kern

## **FROM THE BOARD:**

**Go Bills!**

**Go Sabres!**

**Go Vikings!**

## **ADJOURNMENT:**

A motion was made by Councilman Bahleda, seconded by Councilman Digati to adjourn the meeting at 8:54p.m.

APPROVED    Ayes    4            Madigan, Marston, Digati, Bahleda  
                  Noes    0

A moment of silence was observed in memory of the following:

Arlene Lichtenthal                      Paul Childress

Respectfully submitted in the absence of the Town Clerk,

Karen M. Cooney  
Deputy Town Clerk

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