

TOWN OF CONCORD TOWN BOARD MEETING
7:00 p.m.

January 5, 2012

MEETING CALLED TO ORDER BY GARY A. EPPOLITO, SUPERVISOR.

PRESENT: GARY A. EPPOLITO, SUPERVISOR
JAMES M. KREZMIEN, COUNCILMAN
WILLIAM F. SNYDER, III, COUNCILMAN
PAUL F. SALZLER, COUNCILMAN
DEBORAH A. KING, COUNCILWOMAN

ALSO PRESENT: STEPHANIE A. BACON, Deputy Town Clerk
DEBORAH M. BARONE, Town Atty
MICHAEL F. BARONE, Deputy Town Atty
DENNIS M. DAINS, Hwy Supt
LAWRENCE J. KELLY, JR.
GEORGE DONHAUSER
CAROLYN ROBINSON

INVOCATION DELIVERED BY DEPUTY TOWN CLERK BACON.

PLEDGE TO THE FLAG LED BY SUPERVISOR EPPOLITO.

ITEM #1. APPROVAL OF MINUTES

a) Town Board Meeting – 12/8/2011 Motion by Councilman Krezmien, seconded by Councilman Snyder, to approve the minutes as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

b) Special Town Board Meeting-12/22/2011 – Motion by Councilman Krezmien, seconded by Councilwoman King, to approve the minutes as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

c) Special Town Board Meeting-12/29/2011 – Motion by Councilman Krezmien, seconded by Councilwoman King, to approve the minutes as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #2. PUBLIC COMMENT

a) Carolyn Robinson asked the Board what the Town could do with regard to closing of the Route 219 bridge. Hwy Supt Dains noted that the specifics are not yet known.

b) Discussion about the Niagara County SPCA euthanizing the dogs and whether that is a concern of Dog Control Officer Robinson and how it pertains to the Erie County SPCA. DCO Robinson noted that the SPCA is in the dog adoption business and she has been happy with the Tonawanda SPCA.

Motion made by Councilman Salzler, seconded by Councilman Snyder, to close Public Comment. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM #3. MONTHLY REPORTS

Motion by Councilwoman King, seconded by Councilman Krezmien, to approve the Monthly Reports, Items a-f. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

- a) Code Enforcement Officer/Building Inspector Report
- b) Dog Control Officer
- c) Nutrition Site Report – November 2011
- d) Judge Gibbin Report – November 2011
- e) Judge Frank Report - November 2011
- f) Supervisor's Report – November 2011
- g) Fire Department - Hwy Supt Dains noted the calls for his fire department for the year. Hwy Supt Dains noted that their Installation Dinner is January 28th. There has been no progress with the 400 megahertz system at the Control System due to the change of elected officials.
- h) Highway Superintendent Report. Hwy Supt Dains read his filed report.
 - 1) Hwy Supt Dains noted that Carl Clarco from Mark Alianello's Office cannot find the manhole for the sewer on Deer Run. They will investigate this matter.
 - 2) Hwy Supt Dains informed the Board that on Sharp Street by Mrugala's property, there are big trees and they have been trying for years to get Verizon to trim some of the branches back. The Erie Co. Highway Department has just received two work orders from Verizon to come out and do the trimming in that area because that line goes all from Cattaraugus County on through. Hopefully this will be resolved in the next couple of weeks.
 - 3) Hwy Supt Dains informed the Board that an update on the Middle Road speed limit. Paperwork has been done; once Hwy Supt Dains receives it, he can post the west section of the road for 45 mph.
 - 4) Hwy Supt Dains informed the Board that Mike Asklar from the County has viewed this curbed area at Cattaraugus Street at Chaise. Mr. Asklar noted that there will be additional signage down there warning of that curb. A guide rail is not feasible at this time for the County to put up there. Warning signs posted properly should slow the people down with advisory speed limits/sharp curves/enough notice to slow down. The Erie Co. Highway Department will put up those signs.
 - 5) Hwy Supt Dains asked the Board for permission to attend Advocacy (CHIPS) Day in Albany on March 6th and 7th. Motion by Councilman Krezmien, seconded by Councilwoman King, to grant permission for Hwy Supt Dains to attend Advocacy (CHIPS) Day. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.
 - 6) Councilman Krezmien asked Hwy Supt Dains if he knew any further information regarding the size of street signs noting the names of the streets. Hwy Supt Dains noted that that has been tabled. However, the ordinance to be completed by 2015, the high visibility road signs, is still in effect. He has signage for the west side to Transit Line and Middle Road. He is breaking down into four areas: west, south, north, east and leave Craneridge for last because those signs are in good shape yet.
 - 7) Hwy Supt Dains noted the comparison between November and December 2010 with November and December 2011 regarding fuel, sand/salt, overtime for the MEOs and wingmen. The operating expenses are about \$36,000 less in 2011 than 2010.
 - 8) Hwy Supt Dains noted that with regard to Route 219, as Fire Chief, he is working with Kevin Murray of West Valley Fire Chief and getting emails out to Senator Gallivan and Senator Young in regards to the need for that Route 219 bridge to remain open.

Motion by Councilman Salzler, seconded by Councilman Snyder, to approve the fire department report and the Highway Superintendent Report. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

ITEM 4. NEW BUSINESS

a) **Audit of the Bills** – Supervisor Eppolito stated that these bills were audited by Councilman Salzler, and reviewed by the Board.

General Fund A, abstract 16, bills 1543-1567 & 1581-1582
 General Fund A, abstract 1, bills 1-13 & 24-27
 General Fund B, abstract 16, bill 1568
 General Fund B, abstract 1, bills 14 & 28-32
 Library Fund, abstract 16, bills 1569-1571
 Fire Protection, abstract 1, bills 15-18
 Joint Van, abstract 16, bills 1572-1573
 Joint Youth, abstract 16, bills 1575-1575
 Craneridge Lighting, abstract 1, NONE
 Craneridge Sewer, abstract 16, bill 1576
 Highway DA, abstract 1, NONE
 Highway DB, abstract 16, bills 1577-1580
 Highway DB, abstract 1, bills 19-20
 Kissing Bridge Water, abstract 1, bills 21-22
 Kissing Bridge Sewer, abstract 1, bill 23
 Trevett Rd. Water, abstract 1, NONE
 Trust & Agency, abstract 1, NONE
 Capital, abstract 1, NONE

Motion made by Councilman Salzler, seconded by Councilman Snyder, to approve the bills as presented. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

b) **Authorize Town Bookkeeper to make yearly closing entries – list to be given to Board after March Audit.** Supervisor Eppolito noted that the bookkeeper wanted permission to make yearly closing entries and the list will be given to the Board at the March meeting after the audit. Motion by Councilman Salzler, seconded by Councilwoman King, to grant permission to the bookkeeper to make the necessary yearly closing entries in the 2011 budget. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried.

c) **Appoint Lawrence J. Kelly, Jr. to the Planning Board.** Motion made by Councilman Salzler, seconded by Councilman Snyder, to appoint Lawrence J. Kelly, Jr. to the Planning Board to replace Gregory Waterman. This is a seven year appointment from January 1, 2012 to December 31, 2018. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito, voting aye. Carried. Mr. Kelly will submit his resignation from the Zoning Board of Appeals.

d) **Citizen of the Year Resolution** – Councilwoman King moved the adoption of Resolution 1, seconded by Councilman Salzler:

Town of Concord and Village of Springville Resolution
 Honoring James Oatman
 As the Springville Area Chamber of Commerce 2011 Citizen of the Year

Whereas, James Oatman has been a valued local businessman for over three decades as owner of the Smith-Weismantel Funeral Home, and

Whereas, in addition to his business responsibilities, he has been an involved member of the Springville Volunteer Fire Company where he has been active for thirty-ones years during which time he has served as an assistant chief and headed committees, especially those concerning emergency vehicle purchases, and

Whereas, Jim has been a long-time active member of the Springville Lions Club and has unselfishly given his time to the Springville League for the Handicapped, two

extremely valuable organizations whose good works have added tremendously to the quality of life in the Village of Springville and Town of Concord, and

Whereas, he has generously supported many of our local non-profit organizations and sports teams for many years, and

Therefore, the Village of Springville and Town of Concord thank James Oatman for his countless contributions to our community, and congratulate him on his well-deserved selection as the Springville Area Chamber of Commerce 2011 Citizen of the Year.

Passed Unanimously by the Concord Town Board and the Village of Springville Board of Trustees at their regular January 2012 meetings.

e) Organization of the Year Resolution – Councilwoman

King moved the adoption of Resolution 2, seconded by Councilman Salzler:

Town of Concord and Village of Springville Resolution
Honoring the Springville Crossing Church
As the Springville Area Chamber of Commerce 2011 Organization of the Year

Whereas, the Springville Crossing Church has spread the Word for only a few short years in our community, and

Whereas, during this time, the members of this dedicated Christian congregation have demonstrated their love for the Village of Springville and the Town of Concord as well as their fellow man by not only preaching the Word of Christ, but by also putting His words into action, and

Whereas, these unselfish Christian actions have included the picking up of trash on Springville's streets and parks, the trimming of weeds, and the watering of plants, thus adding to the beauty of our community, and

Whereas, in addition to these unselfish actions have provided volunteer help at many community functions, and

Therefore, Be It Resolved, the Town of Concord and Village of Springville thank and congratulate The Springville Crossing Church for its many contributions to our citizens.

Passed Unanimously by the Concord Town Board and Springville Village Board at their regular January 2012 meetings.

f) Not-for-Profit of the Year Resolution - Councilwoman King moved the adoption of Resolution 3, seconded by Councilman Salzler:

Town of Concord and Village of Springville Proclamation
Honoring
Springville League for the Handicapped/Pre School Center

Whereas, the League for the Handicapped/Pre School Center was incorporated in 1961 by a small group of parents of children with developmental disabilities who had few resources to help educate their children; and

Whereas, today services are provided to 115 children in a center-based program, and therapeutic and special education services are provided for an additional fifty children in their homes or in other community-based settings; and

Whereas, the staff and volunteers of this valuable resource serve children with a wide spectrum of handicaps including autism, speech and language impairment, mental retardation, traumatic brain injury, visual and hearing impairment, learning disabilities, cerebral palsy, spinal bifida, and other health impairments including cardiac issues and cancer; and

Whereas, in addition to serving these special needs children, the staff of the League for the Handicapped/Pre School Learning Center provides a wide variety of programs and resources for their parents; and

Whereas, this extremely valuable community resource has reached out to serve parents and children from many western New York communities; and

Therefore, Be It Resolved that the Village of Springville Board of Trustees and the Concord Town Board congratulate the Springville League for the Handicapped/Pre School Learning Center for its selection as the Springville Area Chamber of Commerce 2010 Not-for-Profit Organization of the Year. The efforts of this unique and important organization enrich and improve the lives of so many in our community.

Passed Unanimously by Village of Springville and Concord Boards at their regular January 2012 meetings.

ITEM # 5. OLD BUSINESS

There was none.

ITEM #6. CONSENT AGENDA

- a) Erie County Water Quality Control Committee Minutes-10/19/2011
- b) Snow Shoe Softball Tournament. They will not be serving alcohol this year.
- c) Bi-Centennial Committee Minutes – 12/2/2011

Motion made by Councilman Krezmien, seconded by Councilwoman King, to approve the Consent Agenda, Item a-c. Councilwoman King, Councilmen Krezmien, Salzler & Snyder; Supervisor Eppolito voting aye. Carried.

ITEM #7. COUNCILMAN NOTES

- a) Councilman Salzler noted that Supervisor Eppolito did a good job with his interview on television.
- b) Supervisor Eppolito noted that on January 24th at 6 p.m., farm land Protection unit will be here.
- c) Councilman Krezmien noted County Executive Collins' name is still on the back of the senior van. It appears the County will be changing this name. Supervisor Eppolito noted that we pay the drivers, gas, repairs and yet we have to live by the County rule. For example, we can't put a handicap person on the van even if they have no other transportation unless they are 60 years old. Discussion about procuring our own van in the future.
- d) The Board welcomed Deputy Town Clerk.
- e) Town Atty Deborah Barone updated the Board on the Waverly Street real estate transaction which the Town is trying to purchase for senior housing. She has been working on this project for approximately three years. The seller has been going through bankruptcy and there are liens on the property. She explained the title insurance issues regarding the transaction. She noted that we are getting closer to finalizing the transaction.

ITEM #8. MOTION TO ADJOURN

Motion by Councilman Krezmien, seconded by Councilman Snyder, and passed unanimously, to adjourn the meeting at 7:30 p.m. in memory of:

Matilda Wittmeyer
Edward A. Drabek

Stephanie A. Bacon
Deputy Town Clerk

