

Pursuant to Executive Order No. 202.1, issued by Governor Cuomo on March 12, 2020, and advisories issued by Federal, State and Local officials related to the COVID-19 virus, the Town Board will convene its meetings remotely.

Call with your phone, [+1 646 558 8656](tel:+16465588656)US (New York) and then enter Meeting ID: 266 996 2599.

**TOWN OF NIAGARA
TOWN BOARD MEETING
MINUTES**

**Tuesday, July 21, 2020
(Teleconference)**

6:30 PM

Town of Niagara
7105 Lockport Rd.
Niagara Falls, NY 14305

WORK SESSIONS

Wednesday, July 8, 2020 @ 6:30 pm
Wednesday, July 15, 2020 @ 6:30pm **(not required)**
(Teleconference)

PUBLIC HEARING

None

No Speakers

OPEN MEETING (Pledge, Prayer, Obituaries, Roll Call)

Supervisor Lee Wallace opened the Town Board meeting at 6:30 p.m. No Pledge or Obituaries at this meeting under special circumstances of the Covid 19- Coronavirus Pandemic.

Roll Call: Present: Supervisor Lee S. Wallace, Deputy Supervisor Charles F. Teixeira, Councilman Richard A. Sirianni, Councilman Samuel S. Gatto, Councilman Marc M. Carpenter
Absent: None
Excused: None
Also, present Town Clerk, Sylvia Virtuoso.

PRIVILEGE OF THE FLOOR (Announce changes to agenda, if any)

(§50-3 Privilege of the floor. Only members of the public sector are allowed to speak at this time and may address any agenda or non-agenda item.

(Combined time is three minutes.)

No speakers

APPROVAL OF THE MINUTES

1. Town Board Meeting of **June 16, 2020**

Motion to approve by Councilman Teixeira, second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

PAYMENT OF BILLS

General Fund prepay vouchers [A] \$7,970.02

General Fund vouchers [A] \$51,924.46

Sewer Fund prepay vouchers [G] \$1,116.86

Sewer Fund vouchers [G] \$204,061.40

Water Fund vouchers [F] \$69,614.08

Water Fund vouchers prepay [F] \$717.89

Highway Fund vouchers [DA] \$9,632.37

Highway Fund prepay vouchers [DA] \$22.00

Fire Protection prepay vouchers [SF]

Fire Protection [SF] \$231.40

Street Lighting vouchers [SL] \$7,115.34

Street Lighting Pre-Pay vouchers [SL]

Trust & Agency Pre-Pay vouchers [TA]

Trust & Agency vouchers [TA] \$1,415.50

Capital Projects prepay vouchers [H]

Capital Projects vouchers [H] \$109,859.80

Motion to approve by Councilman Gatto second by Councilman Sirianni.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

AGENDA

1 Resolution to approve the extension of the Fire District Protection Agreement between the Town of Niagara and the Niagara Active Hose Company, Incorporated for a one-year period from January 1, 2021 to December 31, 2021 on the same terms as the final year of the existing agreement, including the payment of the sum of \$390,000 payable in two equal installments on January

15, 2021 and June 15, 2021 and authorizing the Town Supervisor to sign the First Amendment to the Agreement on behalf of the Town of Niagara. (Risman)

Motion to approve by Councilman Sirianni second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

2. Resolution to approve the combination of lots request of Harold & Amber Wollaber of 8280 Third Avenue (Tax Map # 146.13-2-82 & 17) (Haseley)

Motion to approve by Councilman Teixeira second by Councilman Sirianni.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

- 3 Resolution to accept the audit report from Lumsden and McCormick on the 2016 Active Hose Fire Dept. Audit. (Wallace)

Motion to approve by Councilman Sirianni second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

4. Resolution to declare a negative declaration on the SEQRA for the Combination of lots request of Benderson Development Co. (Tax Map #145.14-3-3 & 145.15-2-1) (Haseley)

Motion to approve by Councilman Teixeira second by Councilman Carpenter.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

5. Resolution to approve the Combination of lots request of Benderson Development Co. (Tax Map # 145.14-3-3 & 145.15-2-1)

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

6. Resolution to call for a public hearing for the Special Use Permit request of new Cingular wireless (AT&T) for a new telecommunication facility (Tax Map # 132.14-1-4) (Haseley)

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

7. Resolution to declare negative declaration on SEQRA for construction materials manufacturing facility to be located at 4660 Witmer Road, Tax Map #130.11-1-4.2. (Haseley)

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

- 8 Resolution to approve the final site plan request of 4660 Witmer Road, LLC for a construction material manufacturing facility to be located at 4660 Witmer Road, Tax Map #130.11-1-4.2. (Haseley)

Motion to approve by Councilman Carpenter second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

9. Resolution to approve the repair of the JD 544H loader by Five Star Equipment Inc. being a sole source JD dealer for the amount not to exceed \$6,414.68 (Herman)

Motion to approve by Councilman Sirianni second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

10. Resolution to post and hire for the MEO position in Highway Dept. (Herman)

Motion to approve by Councilman Sirianni second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

11. Resolution to approve the 2020 Supplement 1 of the 284 Agreement to spend Highway funds for paving. (Herman)

Motion to approve by Councilman Sirianni second by Councilman Carpenter.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none
Abstain – none

Motion carried.

12. Resolution to approve budget transfers:

From:

A1990.4 Contingent \$10,123.00

To:

A1355.4 Assessor Contract \$5,000.00

A1950.4 Taxes and Assessments 123.00

A3620.4 Safety Insp Contract \$5,000.00

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

13. Resolution to accept the resignation of Mohamoud Zeidan and Ryan Bradt effective August 5, 2020. (Suitor)

Motion to approve by Councilman Teixeira second by Councilman Carpenter.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

14. Resolution to appoint James Bissell Jr. and Kenneth Kostek as full time police officers effective August 6, 2020. (Suitor)

Motion to approve by Councilman Teixeira second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

15. Resolution to appoint Alexander Wagner as a police officer PT pending civil service approval. (Suitor)

Motion to approve by Councilman Sirianni second by Councilman Gatto.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter

Noes – none

Abstain – none

Motion carried.

16. Resolution to provisionally appoint Adriano Medici as a police officer PT pending civil service approval. (Suitor)

Motion to approve by Councilman Teixeira second by Councilman Sirianni.

Ayes – Wallace, Teixeira, Sirianni, Gatto, Carpenter
Noes – none
Abstain – none

Motion carried.

TABLED

1. Discussion and update of the Town IDA. (Wallace)
2. Discussion on the purchase of new gas pumps and storage tanks for the Town's Fleet. (Wallace)

COMMENTS

ADJOURNMENT

Motion to adjourn by Councilman Teixeira, second by Councilman Carpenter. All in favor. Meeting adjourned at 6:52pm.

Respectfully submitted,

Sylvia Virtuoso

Sylvia Virtuoso, Town Clerk

THE MONTHLY AGENDA IS ON THE TOWN WEBSITE

www.townofniagara.com

