

A Work Session of the Town Board of the Town of Clarence was held on Wednesday, June 12, 2013, at Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell called the meeting to order at 6:00 P.M. Members of the Town Board present were Councilmember's Bernard Kolber, Patrick Casilio, Peter DiCostanzo and Robert Geiger. Other Town Officials present were Director of Community Development James Callahan, Assistant Planner PT Michael Hutchinson, Town Attorney Lawrence Meckler, Town Engineer Timothy Lavocat, Senior Building Inspector David Metzger, Confidential Secretary to the Supervisor Karen Jurek, Planning Board Chairman Robert Sackett, and Director of Administration and Finance Pam CuvIELLO.

Director of Community Development - James Callahan

Mr. Callahan introduced Jonathan Bleuer, Junior Planner for Planning and Zoning. Michael Hutchinson has done a great job and will remain in the Planning and Zoning Office PT.

Public Hearings:

A public hearing is scheduled for 7:45 PM to consider the purchase of the premises at 10510 Main Street at a purchase price not to exceed \$285,000 plus any and all closing costs and disbursements.

A public hearing is scheduled for 7:50 PM to consider a Local Law amending Chapter 83 Dogs and Other Animals, §83-6 Fees; Penalties for offenses.

A public hearing is scheduled for 7:55 PM to consider at Temporary Conditional Permit for outside dining at El Ranchito Mexican Restaurant 9780 Main Street.

Formal Agenda items:

Northwoods Open Space Design Subdivision

Applicant is proposing to develop an open space design subdivision consisting of 148+/- lots. The proposed site is located on the north side of Greiner Road between Shimerville Road and Thompson Road on existing vacant agricultural land consisting of 120+/- acres in the Residential Single Family Zone. A Positive Declaration under SEQRA has been issued; acceptance of the FSEIS is the next step in the review process. The Town Board has declared Lead Agency status under SEQRA and has final review and approval authority. The Planning Board has performed a thorough review of the Draft EIS and has prepared an FSEIS which they have recommended for acceptance. The final step in the review process will be the development of a final Findings Statement on the project.

Work Session items for consideration June 26, 2013:

Waterford Village, LLC

Applicant is proposing to dedicate the most recent addition to the PURD that will include approximately 700 linear feet of Wicklow Manor and 11 residential building lots in the Waterford Estates. The proposed site is located on the north side of Roll Road, west of Rinaldo Circle in a residential classification within the Waterford Planned Unit Residential District (PURD). The Town Board has final approval authority to dedicate town roads and accept Final Plats. The Town Engineer and Highway Superintendent will have to approve the road construction.

Zoe Restaurant 5701 Transit Road

Applicant is seeking approval to reopen outside dining at his restaurant located at 5701 Transit Road (east side of Transit Road south of Highland Farms Drive) in the Commercial Zone. A public hearing was held and the renewal application was tabled pending completion of a

required landscape area along Transit Road. Per the Zoning Law, outside dining permit uses may be allowed with a Temporary Conditional Permit as approved by the Town Board. Landscaping has been completed; the Town Board is free to take action on the request.

Brian Ritter 5619 Kraus Road

Applicant is seeking approval to develop an in-law apartment. The existing residential home is located on the east side of Kraus Road near the "S" curves within the agriculture Rural Residential Zone. Per the Zoning Law, the Town Board may consider a secondary living unit with a Special Exception Use Permit. Compliance with strict conditions as identified within the Zoning Law including a deed restriction to ensure no future rental units. ***(Information for this project was not available - removed from agenda).***

Brookfield County Club – 5120 Shimerville Road

Applicant is seeking permits for fireworks displays on July 6 and September 28, 2013. Per NYS Law, the local jurisdiction has authority to permit fireworks displays.

Supervisor David Hartzell

- Special Events - Brother's of Mercy-Garden Party August 4, 2013
- Declare equipment from the Highway Department as surplus
- Set a bid date for the purchase of a 2013 4x4 Extended Cab Short Bed Pickup truck for the Highway Department

Councilman Bernard Kolber

Councilman Kolber will make a motion to approve a transfer of funds from the 2013 Law Department budget.

Councilman Kolber attended the Historic Preservation meeting on Monday night. There is a house on Main Street that the owner originally wanted to tear down. An architect was contacted at the last minute and now they are looking into saving the house. The house dates back to the mid 1800's. The attorney representative also stated that the coordinated review comment period will be extended so no one feels pressured to take an action under SEQR.

The town is looking to relocate Clarence Little League Football to Memorial Park. Councilman DiCostanzo scheduled a meeting on Sunday, June 9th with all the sports organizations in Clarence. The initial proposal was to relocate CLLF to Memorial Park however, it was discovered that what were thought to be multi-purpose fields are not. The case was made that with the number of children in the soccer program, the Soccer Club needs every field available and are not willing to give up any fields. With that, Councilman Kolber suggested constructing football fields on the vacant town owned land across from the Clarence Public Library. Town Engineer Lavocat worked up some numbers for four fields and that number came in high.

Paul Englert was present representing Clarence Little League Football. Councilman Kolber would like to get the fields in the ground this year and is now proposing to put the project out to bid. He is suggesting developing two fields at the Old Goodrich Road location with all the amenities and use the fields at Sunset Park for practice fields. Councilman Kolber would like to get the initial proposed cost down to a manageable number and suggested the town bid out two full sized ground sloped pitched fields with all the amenities, sub-surface drainage, leveling it and sodding a portion, seeding the rest of the site so that by next summer CLLF can have a practice area.

Councilman Kolber stated that there could be an optional part of the contract to construct the two additional fields assuming the pricing came in favorably and the funds were available to do so. The roadways and the paved areas could be an alternate bid. Possibly the Highway Department could do some of the work which would be a cost savings. The CLLF could then build their field house and press box. To light the fields, Councilman Kolber suggested having an alternate bid as well. The lights could be moved from Sunset Park or get a price for new lights. Councilman Kolber would like to get this project done for CLLF but it has to come in at a manageable cost.

Town Engineer Lavocat stated that economically, only two fields could be built at Memorial Park. The third field became extremely expensive, CLLF requires a minimum of four fields (2 practice and 2 playing fields). They were hoping to build two fields and practice on the multi-purpose fields but Clarence Soccer Club was not in favor of CLLF using the multipurpose fields. Currently there are three practice fields and one game field at Sunset Park.

Councilman Casilio did not think it was cost effective to move 20 year old lights at prevailing wage from Sunset Park to a new location especially since the field is only going to be partially built, Sunset could be used for practice. Lacrosse is looking for fields as well and could use CLLF fields since their seasons do not overlap.

Councilman Geiger questioned whether or not a project of this size (estimated \$600,000) would have to be put to a public vote. Town Attorney Meckler stated that the project would go out to bid and the Town Board would have to approve the contract and the project would be bonded. From the vendors Councilman Kolber has spoken with, he felt that the two proposed fields will come in way under the estimated \$600,000. Supervisor Hartzell stated that depending on the cost, we may not have to bond this project. He has asked the Recreation Advisory Committee for a resolution regarding the Weber Farm. One of the things they are working on is using Greenspace money to buy the Weber Farm and giving the money that was for Weber Farm back to Recreation, this would free up some funds. Town Attorney Meckler suggested having one General Contractor, to many alternates will cause delays.

Councilman Casilio stated that whatever the Board decides, the project should be done right "so we are not coming back two years later to redo anything." He suggested bidding out for the four fields as well to see what the numbers come in at. Councilman Kolber stated that he would like to see two full size game fields and the rest could be leveled sodded/ seeded for practice fields. Some of the homes on either side of this land are buffered but suggested additional buffering along Old Goodrich Road.

Town Engineer Lavocat stated that fields 3 and 4 have a drainage ditch running through them and it is very low. They would have to reroute the drainage and fill in those areas. The big variable with cost will be the lights. The cost figure on the estimate is to relocate the lights from Sunset Park.

Paul Englert said that this proposal is something they could work with as long as the Board keeps moving forward with it. Clarence Little League Football could present themselves to the league and show them they are moving forward and making progress and request that they not be removed from the league.

Councilman Kolber said his goal is to "get this out of the ground this year." He has talked at length to John Braddell at Lakeside Sod and was told that if the fields were sodded this year,

they could be played on late spring or early summer next year. Mr. Braddell will also help out with the cost of the sod; he did much of the site work at the Soccer Center.

Town Engineer Lavocat stated that by time the bid documents are put together, advertised public bidding period, bid openings/bid award, it will be at least September before this project gets moving. Mr. Lavocat further suggested putting everything under one bid and see how the numbers come in. Mr. Lavocat does not have money in his budget to hire an outside consultant. The cost to hire an outside consultant for this size project will cost between \$34,000 - \$38,000. The property first has to be surveyed, designed, bid specification drawn up, go through the bidding process; consultants are involved right up until the bid is awarded.

Councilman Kolber felt that this project would work and can be done cost effectively.

Supervisor Hartzell felt this was a good project and he will work with Pam Cuvillo to come up with the money for the consultant fee.

Paul Englert will take this information back to CLLF; he feels they will be happy to hear this project is moving in the right direction. Lacrosse is on board as well and looking toward the future.

Councilman DiCostanzo stated that if the bids come in at \$600,000 he would not be comfortable. The leagues plans for a field house at Sunset Park would have been a solution to their problem and it was cost effective. Councilman Kolber is hoping to bring the project in at \$250,000 at the site on Old Goodrich Road. Mr. Lavocat stated that we are under the NYS Stormwater Regulations which will add to the design costs.

Paul Englert informed the Town Board that currently Clarence Little League Football utilizes parking across the street in the business complex off Wehrle. They recently found out that the complex has sold. If the new owners do not allow them to continue to park there, there is going to be a real issue with parking.

Supervisor Hartzell suggested thinking about this for 24hours and then make a decision. Councilman Kolber suggested Mr. Englert take the information back to his board and schedule a special meeting.

Motion by Councilman Kolber, seconded by Councilman Casilio to approve the expenditure up to \$35,000 for the design and bid assistance review of football sports fields subject to Town Attorney approval and Clarence Little League Football and Clarence Lacrosse approval. Upon roll call - Ayes: Councilman Geiger, Councilman DiCostanzo, Councilman Casilio, Councilman Kolber; Noes: Supervisor Hartzell. Motion carried.

Councilman Patrick Casilio

Councilman Casilio will appoint Andrew Smith to the position of Security Officer PT.

Councilman Peter DiCostanzo

Councilman DiCostanzo will appoint Jonathon Bleuer to the position of Junior Planner for the Planning and Zoning Office and appoint Michael Hutchinson to the position of Junior Planner PT.

Upon recommendation of the Planning Board, the Clarence Town Board seeks Lead Agency status on the proposed McGuire Development Professional Office Building project located at 8321 Main Street.

Councilman Robert Geiger

Councilman Geiger has one Attorney Client item to discuss and will also announce several upcoming events taking place in town.

Motion by Councilman Kolber, seconded by Councilman Casilio to enter into Executive Session pursuant to § 105 (1) F of the Open Meetings Law to discuss the employment history of a corporation. Upon roll call - Ayes: All, Noes: None. Motion carried.

There being no further business, the meeting adjourned at 7:05 P.M.

Darcy A. Snyder
Deputy Town Clerk

Motion by Supervisor Hartzell, seconded by Councilman Kolber to adjourn the Executive session at 7:20 P.M. Upon roll call – Ayes: All; Noes: None. Motion carried. No action taken.

Regular meeting of the Town Board of the Town of Clarence was held on Wednesday, June 12, 2013 at the Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell, Jr. called the meeting to order at 7:30 p.m. Pledge to the flag was led by Councilman Bernard Kolber; followed by a prayer given by William Gittere of Zion Lutheran Church.

Members of the Town Board present were Council Members Robert Geiger, Peter DiCostanzo, Patrick Casilio, Bernard Kolber and Supervisor Hartzell. Other Town officials present were Director of Community Development James Callahan, Town Attorney Lawrence Meckler, and Town Engineer Timothy Lavocat.

Motion by Councilman Casilio, seconded by Councilman Kolber to accept the minutes of the previous work session and regular meetings held May 22, 2013. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to approve the following special event: Brothers of Mercy October Fest and 5-K Nature Run on September 13, 2013 from 5:30 p.m. to 10:00 p.m. Number of People Expected: approximately 600+/-.

Route for 5K-run: Leaving Bros. of Mercy Campus delivery driveway, right onto Ransom Road, right onto Bergtold Road, then left onto Autumn Trail, then right on Homestead Lane, right onto Bergtold Road, left onto Ransom Road back to the Bros. of Mercy delivery driveway point of beginning as per the submitted map. (The roads between Stage and Ransom Roads will be blocked for the 5-K run.)

On the question, Supervisor Hartzell said a Certificate of Insurance has been submitted and is on file as required. All the appropriate authorities will be notified. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to declare the attached list of equipment from the Highway Department as surplus and no longer needed for Town purposes.

On the question, Supervisor Hartzell said the equipment was not in working order, not repairable, and obsolete. It was disposed of accordingly pursuant to New York State Town Law section 64[2](a) and any other provisions as set forth by any state or local laws and/or rules and regulations. It was sold for scrap unless otherwise stated on the list. Councilman Kolber said we should have received this list prior to disposal.

Highway Department – Surplus Equipment

H-168 Harder Spreader

H-170 “ “

H-171 “ “

H-172 “ “

H-173 “ “

H-182 Boss V Plow - sold w H-8) (The plows were sold with the trucks)

H-183 “ “ “ - sold wH-9)

H-186 Viking one way Plow

H-189 Viking Wing

H-187 Viking Wing

H-202 Viking Wing

H-131 Homelite String Trimmer

Old Radios

H-310 TK-762H 90600120

H-317 TK-760H 90200727

H-308 TK-762H 50800790

H-312 TK-762H6-1 30901366

H-363 TK-705D 60300387

H-319 TK-762H 80900655

H-333 JOHNSON RADIO ATH90F2427155

H-345 TK-705D 41100851

H-346 TK-762 80300241

H-348 TK-701S 8090235

H-364 TK-701S 5090123

H-366 TK-701S 460727
 H-366 TK-701S 460727
 H-323 TK-7626-1 50800789
 H-322 TK-705 20601580
 H-332 TK-762H 80300245
 TK-7626 50800788
 TK-705 10800253
 TK-705D 71000904
 TK-705D 60301466
 TK-762H 80300245
 TK-762H 80300245
 H-95 TERRAIN KING MOWER
 H-115 STIHL 036 CHAIN SAW
 H-116 STIHL 036 CHAIN SAW
 H-117 STIHL 036 CHAIN SAW
 H-119 STIHL 046 CHAIN SAW

Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to set a Bid Date for Tuesday, June 25, 2013 at 10:00 a.m. in the Town Clerk's Office for the purchase of a 2013-Extended Cab Short Bed Pick Up Truck for the Highway Department.

On the question, Supervisor Hartzell said bid packages will be available at the Highway Department and the Town Clerk's Office.

Upon roll call – Ayes: All; Noes: None. Motion carried.

Supervisor Hartzell said this week; there were two success stories where Town of Clarence current or former residents played a key role. Congratulations go out to former Clarence High School graduate Pam Mackinnon, who won a Tony for directing the 2012 revival of "Whose Afraid of Virginia Wolf?"

The Clarence Red Devils Baseball Team went to the New York State Public High School Baseball playoffs in Binghamton on June 8th. They beat a team from Arlington 5 to 2; and then lost to Baldwinsville 4 to 1. They finished as the #2 team in Division AA out of 1,062 public high schools in the State. Congratulations to them.

Councilman DiCostanzo added that Carolyn Delgato's son is on that team. This was an exciting time for all the kids in Clarence involved in sports. Mark Armstrong got drafted by the Reds.

Supervisor Hartzell said the Clarence Red Devil program has been on a roll. This is the second time in ten years they have gone to the State playoffs.

Councilman Kolber said the Clarence Historic Preservation Commission held a meeting on Monday night to review a property at 8575 Main Street. The applicant initially requested a demolition permit for his proposed project. It was deemed to be a historically significant structure built in mid-1800. The brick was actually made at Eshelman's in Clarence Center. The applicant retained an architect who has done a lot with historic renovation. They are looking at incorporating the building into their development plan.

Motion by Councilman Kolber, seconded by Councilman Casilio to approve the transfer of funds from the 2013 Law Department Budget as follows: \$108.41 from account 001.1420.0432 – Dues and Subscriptions to account 001.1420.0470 – Expense and Travel. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Kolber to appoint Andrew Smith to the position of Security Officer PT at the budgeted rate of \$14.00 per hour effective June 14, 2013.

On the question, Councilman Casilio said all pre-employment paperwork has been received and pre-employment requirements have been met.

Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to appoint Jonathon Bleuer to the position of Junior Planner for the Planning and Zoning Office at the budgeted rate of \$42,500.00 per year effective July 8, 2013. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Geiger to appoint Michael Hutchinson to the position of Junior Planner PT in the Planning and Zoning office at the budgeted hourly rate of pay of \$12.42 effective July 8, 2013. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Kolber that pursuant to Article 8 of the Environmental Conservation Law and upon the recommendation of the Planning Board, the Clarence Town Board seeks Lead Agency status and commences a coordinated review on the proposed McGuire Development Professional Office Building Project located at 8321 Main Street. This Type I Action involves the demolition of a home built prior to 1950 and the construction of a 19,000 +/- square foot professional office building with associated parking and landscaping. Upon roll call – Ayes: All; Noes: None. Motion carried.

Councilman DiCostanzo read a few items from the police blotter reminding everyone to lock their cars, garages and sheds. There have been several robberies throughout the Town. Some are getting more aggressive by breaking windows.

Councilman Geiger said the Historical Society reported that they have had a lot of work done at the museum by Clarence High School seniors fulfilling their community service hours. They have painted cabinets, cleaned up displays, typed documents into the computer system and redid the military display.

Councilman Geiger announced the following upcoming events:

- Concerts on the Lawn at Asa Ransom House – June 18th.
- Clarence Day in the Park - June 29th at Main Street Park with fireworks at dusk.
- Clarence HollowFest – July 4, 5 & 6 at Main Street Park.

Town Clerk Nancy Metzger announced that a Notice of Highway Restriction for a Bridge Load Limit Posting was received May 31, 2013 from Erie County Department of Public Works for the Clarence Center Road Bridge between Transit Road and Newhouse Road with a 15-ton weight limit until further notice.

A Public Hearing was held to consider the purchase of the premises at 10510 Main Street at a purchase price not to exceed \$285,000 plus any and all closing costs and disbursements. James Callahan said the location is the north side of Main Street, east of Alexander Drive consisting of an existing office building that houses the Youth Bureau. Supervisor Hartzell said the Town has been leasing the property and are now considering purchasing it.

Speaking to the subject:

William Cordova said he lives next to this property. He does not agree with taking this property off the tax roll. The Town already owns property on Sheridan Drive where the previous youth center was located. There is better greenspace, a ball diamond and room for expansion. He believes the cost of approximately \$300,000 for this building could be spent to rehab the Sheridan Drive property. It is a better location.

Mr. Cordova said there are several issues that should be taken care of before the Town purchases the building on Main Street including parking, snow removal and retaining walls. It is not centrally located in the Town. There should not be parking in front of the building according to the Master Plan since the building sat vacant for more than three years after the previous tenant moved out. He does not believe in taking this property off the tax roll at all.

Councilman Kolber said we have been leasing this building for a number of years. There were many issues with the building on Sheridan Drive and would have been very costly to bring up to standard. It is more cost effective to purchase the building rather than continue to lease it according to the proposal that was put forth. He feels that it brings people into the Hollow area instead of having a vacant building. It has enhanced the area.

Councilman Geiger said this building will be inspected by our Engineering Department and the legal department will make sure everything is proper. Any drastic problems would have to be taken care of before the closing.

With no one else speaking to the subject, motion was made by Councilman Casilio, seconded by Supervisor Hartzell to close the Public Hearing. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Geiger to adopt the following resolution:

RESOLVED, that after a public hearing duly held on June 12, 2013, and after all interested parties having been heard, the Clarence Town Board approves the purchase by the Town of Clarence of the premises located at 10510 Main Street in the Town of Clarence, Erie County, New York (SBL No. 72.06-2-18) on approximately 0.50 +/- acres of land at a purchase price not to exceed \$285,000 plus any and all closing costs, processing costs and disbursements subject to the terms and conditions of the conditional contract to be negotiated by the Town Attorney's office. The Clarence Town Board hereby issues its statement of intent to issue bonds or notes to finance the acquisition of said property.

Upon roll call – Ayes: All; Noes: None. Motion carried.

A Public Hearing was held to consider a Local Law amending Chapter 83 Dogs and Other Animals, Section 83-6 Fees; Penalties for offenses.

Animal Control Officer Jerry Schuler said a few years ago the State mandated that the towns take over dog licensing. This is to clarify the law regarding penalties and fees.

Councilman Casilio asked if the fees are going to the Town Clerk and if that meant more work. Town Clerk Nancy Metzger said no, her office takes in those fees now.

With no one else speaking to the subject, motion was made by Councilman Geiger, seconded by Councilman Kolber to close the Public Hearing. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Geiger, seconded by Councilman Casilio to adopt the following resolution:

RESOLVED, that after a public hearing duly held on June 12, 2013 and after all interested parties being heard, the Clarence Town Board adopts Local Law No. 1 of the year 2013 amending the Code of the Town of Clarence, Chapter 83 – Dogs and Other Animals Section 83-6 Fees; Penalties for offenses. This local law shall become effective upon filing with the Office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule.

Upon roll call – Ayes: All; Noes: None. Motion carried.

A Public Hearing was held to consider a Temporary Conditional Permit for outside dining at 9780 Main Street. James Callahan said the location is the north side of Main Street, east of Spaulding Drive consisting of an existing restaurant in the Commercial Zone.

Noel Dill from Stephen Development said the applicant is proposing eight tables. The hours of operation are 10:00 a.m. to 10:00 p.m. seven days per week. The space they would like to use is the west side of the building in the same location as the previous restaurant.

With no one else speaking to the subject, motion was made by Councilman Geiger, seconded by Councilman Casilio to close the Public Hearing. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Kolber to adopt the following resolution:

RESOLVED, that after a public hearing duly held on June 12, 2013 and after all interested parties being heard, the Clarence Town Board grants a Temporary Conditional Permit to the applicant, El Ranchito Mexican Restaurant, for outside dining at the existing restaurant located at 9780 Main Street subject to the following conditions:

1. The Temporary Conditional Permit is granted for one year.
2. Hours of operation: Sunday through Saturday 10:00 a.m. to 10:00 p.m.
3. Outdoor seating not to exceed not to exceed 8 tables and 32 seats.
4. No live entertainment permitted.

Upon roll call – Ayes: All; Noes: None. Motion carried.

Northwoods Open Space Design Subdivision requests final acceptance of the Final Supplemental Environmental Impact Statement. James Callahan said the property is located on the north side of Greiner Road between Shimerville and Thompson Roads. A Positive Declaration has been issued. The next step in the review process is acceptance of the Final Supplemental Environmental Impact Statement by the lead agency, which is the Town Board. The Planning Board has forwarded a recommendation to accept this document. The final step is the development of a Findings Statement.

Jeff Palumbo, attorney for the petitioner said the only comment he has is the issue of the buffer along the tributary to Gott Creek. There was some question about that at the Planning Board stage on whether it was 50 ft. on each side which they designed it as, or a 100 ft.

James Callahan said there is not a resolution at this point, but the DEC will give us the answer. They will include that in their Findings Statement.

Councilman Casilio said we have spent a lot of time on this. The Planning Board has gone through it and it appears there is a good layout. It protects the existing residents and the vistas.

Mr. Palumbo said they have redesigned it several times making adjustments based on the comments from the Planning Board.

Councilman DiCostanzo said the fact that it starts back in from Greiner gives it the look of open land.

James Callahan said this is not the final step. Every involved agency will have to forward a Findings Statement.

Motion by Councilman Kolber, seconded by Councilman Casilio that pursuant to Article 8 of the Environmental Conservation Law and upon the recommendation of the Planning Board, the Clarence Town Board accepts the Final Supplemental Environmental Impact Statement (FSEIS) as prepared for the proposed Northwoods Single Family Residential Subdivision.

On the question, Councilman Kolber said copies of the FSEIS are available for review in the Planning and Zoning Office. The next step in the SEQRA review process will be the development of Findings by all involved agencies.

Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Kolber, seconded by Councilman Casilio that after proper audit and review by the Town Board, the following bills of June 6, 2013 are approved for payment: General Fund - \$154,932.04; Highway Fund - \$174,915.58; Water District - \$35,993.91; Central Alarm - \$252,774.40; Fire Protection Districts - \$4,681.48; Capital Fund - \$5,837.50; Aquatic Growth District - \$500.00; Trust & Agency 203 - \$30,893.75; and Trust & Agency 205 - \$20.00 for a total amount of \$660,548.66. Upon roll call – Ayes: Councilmembers Geiger, Casilio, Kolber and Supervisor Hartzell; Noes: None. Recuse: Councilman DiCostanzo. (He did not review all of the bills.) Motion carried.

There being no further business, Supervisor Hartzell adjourned the meeting at 8:10 p.m.

Nancy C. Metzger
Town Clerk