

A Work Session of the Town Board of the Town of Clarence was held on Wednesday, January 22, 2014 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, Junior Planner Jonathan Bleuer, Town Attorney Lawrence Meckler, Town Engineer Timothy Lavocat, Senior Building Inspector David Metzger, Confidential Secretary to the Supervisor Karen Jurek, Director of Administration and Finance Pamela CuvIELLO and Planning Board member Paul Shear.

**Public Hearing:**

Brothers of Mercy 4520 Ransom Road

A public hearing is scheduled for 7:45PM to consider a Special Exception Use Permit for a Multiple Family Senior Housing Project at 4520 Ransom Road. The proposed site is located on the northwest corner of Ransom Road and Bergtold Road in the Restricted Business Zone. Per the Zoning Law, Multiple Family Residential uses will require a Special Exception Use Permit as issued by the Town Board. The Planning Board has forwarded a recommendation for Concept Approval and to approve the SEUP. A zoning variance has been granted by the ZBA to allow for 3-story structures in the Restricted Business Zone.

**Formal Agenda items:**

Mike Peltier 5850 Kraus Road

Applicant is proposing to construct a secondary living unit on the property located on the west side of Kraus Road, south of Clarence Center Road at existing single family residential home located in the Agriculture Rural Residential Zone. Per the Zoning Law, the Town Board has authority to issue Special Exception Use Permits. A public hearing will be required to consider the permit.

John Davis 9290 Hunt Club Lane

Applicant is proposing to develop a 4-lot Open Development area by creating three new residential building lots along a new private drive. The proposed site is located on the east side of Thompson Road, south of Hunting Valley on an existing private road. The existing residential property consists of 11.2+/- acres in the Residential Single Family Zone. Per the Subdivision Law, the Town Board has preliminary review responsibility to guide the review process. Referral to the Planning Board will initiate the formal review process. Final design will need to address crossing of the existing creek corridor. ***(Councilman Kolber will recuse himself from discussion on this project as the proposed development is adjacent to his property).***

William Marfurt – 8640 Roll Road

Applicant is proposing to utilize an existing industrial building located on the site to house a school bus garage for a private contractor to service the Williamsville School District. The proposed site is located on the north side of Roll Road, east of Harris Hill Road at existing industrial area located within the Industrial Business Park Zone. The proposed use will require outdoor storage of vehicles that may be considered via a Temporary Conditional Permit or Special Exception Use Permit as issued by the Town Board. The major issue will be the traffic generated by the proposed use. Referral to the Planning Board would initiate a detailed review of the proposal.

**Work Session items for consideration February 12, 2014:**

Domenic Piestrak/Spaulding Greens Open Space Design Subdivision

Applicant is proposing to amend the previously approved concept plan by including recently acquired sewer taps and maintain the overall green-space to meet Town Code. The proposed site is located on the east side of Goodrich Road, north of Greiner Road at existing open space design development identifying 380+/- lots with a previously approved concept plan on the overall project. Per the Zoning Law, the Town Board has final approval authority to approve/amend Open Space Design Developments. An action under SEQRA will be required to amend the concept, identifying sewer taps, green space and lot configuration. Referral to the Planning Board would initiate a formal review of the proposal.

Ronald Grimm 8196 County Road

Applicant is proposing a 12-lot Open Space Design subdivision to be located on 7.2 acres on the north side of County Road just east of Stahley Road in the Traditional Neighborhood District.

**Grant Writer – Bernard Rotella**

The Town was awarded a TEP grant (Transportation Enhancement Program) in the amount of \$415,600 for the reconstruction, replacement and installation of sidewalks on Main Street. The project cost is \$519,501, the towns matching funds will be approximately \$100,000. Town Engineer Lavocat was instrumental in getting all the engineering that was needed for the application. In order to start the project the town will have to obtain a contract through the NYS Department of Transportation which will take six to nine months. The contract allows the Town to install the sidewalk and guarantees the funding. Once the town receives the executed contract, Engineering can start.

A grant was submitted last month to the US Forest Service's New Community Forestry program for a tree inventory (100% funded, no match).

Mr. Rotella has ear marked an application for 2014 through the National Endowment for the Arts for a theatre/music venue in Clarence Hollow.

LGE (Local Grant Efficiency) Performance Award Grant will be submitted for the Assessor's Office. The grant is open for February and will require more information.

The USDA Community Forestry grant for The Savannah Ash Tree Land Acquisition grant will be submitted January 2014 (\$400,000)/50% match.

Mr. Rotella is working on funding for a Senior/Community Center. The application should become available in May or June.

Karen Jurek is currently working on a DEC Recycling Grant for the Highway Department to purchase a Brush Hawg Grapple Loader (\$76,330). Any type of equipment for recycling is reimbursable. The reimbursement can take between two or three years.

Mr. Rotella is still working through Environmental Facility Corporation (EFC) to review our water related projects specifically District #9 build-out and the Harris Hill Sewer Trunk. It is a long process to get a large project as such listed through NY State for assistance for funding. There are several avenues on how that would be funded. Town Engineer Lavocat provided all the information needed to acknowledge that this is a major project. Once the project is on the list it will open doors for future funding

meaning they will rank the project. If we don't get it listed, the town will miss out on any money coming down the pike.

Mr. Rotella requested an updated Capital Improvement project list for 2015-2016.

**Supervisor David Hartzell**

- Appoint Robert Geiger as the Official Delegate for the Town of Clarence for the Annual Association of Towns 2014 Meeting/Training
- Encumber Funds from the 2013 Highway Budget
- Approve Ride for Roswell cycling fundraiser 2014
- Appoint Hearing Officer to conduct a Public Hearing for the refinancing of East Amherst Fire Department

**Councilman Bernard Kolber**

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

**Councilman Patrick Casilio**

- Approve annual fire hydrant maintenance fee for 7 fire hydrants within Spaulding Green Phase IV on Serenity Court and Herons Glen
- Post position of Code Enforcement Officer PT in the Building Department

Councilman Casilio would like to pursue the creation of a Sidewalk District for all of Main Street.

Councilman Casilio has three items to discuss in Executive Session relative to personnel.

**Councilman Peter DiCostanzo**

- Transfer of funds from the 2013 Planning and Zoning Department Budget
- Declare scrap metal in Parks Department as surplus. The scrap will be sold and the money will be used for the park offices and Legion Hall upgrades

Ethic Disclosure forms have been mailed out. Councilman DiCostanzo asked that the Town Board remind their committee assignments to return the forms to the Town Clerk's office.

Karen Jurek has compiled a list of Committees, the number of openings on each committee and names of those that have applied for a position on each committee.

Councilman DiCostanzo has one Attorney-Client item to discuss in Executive Session.

**Councilman Robert Geiger**

- Authorize Supervisor Hartzell to sign the 2014 Intermunicipal Agreement between the Town of Clarence and the Town of Newstead for the shared use of the Erie County Going Places Van

- Authorize Supervisor Hartzell to enter into and sign an agreement with Rotella Grant Management for professional services as a Consultant to provide grant writing services for a term of six months
- Transfer funds from the 2013 Animal Control Budget

Supervisor Hartzell suggested renewing Rotella Grant Management contract for one year instead of six months. The Town Board was in agreement with this. However they requested a meeting with Mr. Rotella in six months to get an update on the status of the grants he is working on.

Supervisor Hartzell has been approached by the Town of Lancaster regarding the sharing of our Animal Control Officer. Supervisor Hartzell will wait to hear back from the Town of Lancaster before any discussions take place.

Councilman Kolber suggested moving all street light complaints from the Parks Department to the Highway Department. This could be “fill in” work when the crews are not plowing or doing other things. The Parks Department seems to be overwhelmed with it. There are many street lights out around town and it is not being addressed. Councilman Geiger stated that the Parks Department has a process; he called them recently to report several outages. The problem seems to be with NYSEG, there is just one representative for all of WNY. Town Attorney Meckler suggested contacting our NYSEG representative if we do not get any satisfaction within ten days of a request.

Councilman Kolber further suggested putting a link on our website for residents to fill out an on-line form that will go directly to NYSEG.

Motion by Councilman Casilio, seconded by Councilman Geiger to enter into Executive Session pursuant to § 105(1) F of the Open Meetings Law to discuss the employment history of a particular person(s). Councilman DiCostanzo has one Attorney-Client item to discuss as well. Upon roll call – Ayes: All; Noes: None. Motion carried.

There being no further business, the Work Session adjourned at 7:00PM.

Darcy A. Snyder  
Deputy Town Clerk

Motion by Councilman Casilio, seconded by Councilman DiCostanzo to adjourn the Executive Session at 7:25PM. 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, January 22, 2014 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.

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 DiCostanzo to accept the minutes of the previous organizational meeting held January 8, 2014. Upon roll call – Ayes: All; Noes: None. Motion carried.

Supervisor Hartzell thanked the Chamber of Commerce for hosting the Annual State of the Town at Orazio's. James Callahan and Jonathan Bleuer did an excellent job breaking down the 2013 zoning numbers and the results will affect our town-wide planning in 2014.

Supervisor Hartzell thanked Timothy Lavocat and James Dussing for sitting in on the meeting with Erie County officials to discuss the repaving of Goodrich Road. This project is overseen by Clark Patterson Lee is underway. We will know more over the next nine weeks and he will keep the Board and the residents informed.

Supervisor Hartzell read letters he received:

A resident thanking Jamie Dussing and the Highway Department for putting a drain in their yard.

A resident thanking the Highway Department for the great job they did keeping our roads clear during the recent blizzard.

A resident pleased to hear that Goodrich Road is finally going to be taken care of and hopes it is soon.

Motion by Supervisor Hartzell, seconded by Councilman Kolber to appoint Councilman Robert Geiger as the Official Delegate for the Town of Clarence at the Annual Association of Towns 2014 Meeting and Training School. On the question, Supervisor Hartzell said he appreciates that Councilman Geiger will represent the Town. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to approve the request of Highway Superintendent James Dussing, to encumber funds from the 2013 Highway Budget account no. 001.5132.0450 Repair and Maintenance of Building in the amount of \$5,100.00 for roof repairs to the Highway Shop. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to approve the request of Highway Superintendent James Dussing, to encumber funds from the 2013 Highway Budget account no. 002.5130.0279 – Equipment for the purchase of the 2014 One Ton Dual Rear Wheel 4x4 Cab and Chassis with 9 ft. Dump Body in the amount of \$34,002.00 as the truck will be delivered in early 2014.

On the question, Supervisor Hartzell said this purchase and bid were approved by the Town Board on January 8, 2014.

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

Motion by Supervisor Hartzell, seconded by Councilman Kolber to grant a Special Event request for the "Ride for Roswell" Cycling fundraiser to be held, Saturday, June 28, 2014 from 7:00 a.m. until 3:00 p.m., subject to Town Attorney review and approval and receipt of the appropriate certificate of insurance.

On the question, Supervisor Hartzell said the location for the ride will include portions of 33, 44, 62.5 and 104 mile routes through the Town of Clarence. All the appropriate agencies will be notified.

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

Motion by Supervisor Hartzell, seconded by Councilman Kolber that I, David C. Hartzell, Jr., Supervisor of the Town of Clarence, do hereby appoint **Thomas Maxian**, a director of the **East Amherst Fire Department, Inc.**, as the hearing officer for the purpose of conducting a Public Hearing pursuant to Section 147 of the Internal Revenue Code, and related sections, regarding the refinancing of the firehouse located at 9100 Transit Rd. East Amherst, NY 14051.

On the question, Supervisor Hartzell said this refinance will benefit the residents in the area of the Town served by this Fire Company by lowering the rate of interest being paid by the Fire Company.

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

Motion by Councilman Kolber, seconded by Councilman Casilio to approve the transfer of funds from the 2013 Law Department Budget as follows: \$1,100.00 from account – 001.1420.0471 – Legal and Professional Fees to account – 001.1420.0423 – Books and Supplements. Upon roll call – Ayes: All; Noes: None. Motion carried.

Councilman Kolber said the Governor went on a rant and basically said that if you do not agree with him, you are not welcome here. The national media picked it up and it does not make our state look very good. We are losing enough people as it is.

Motion by Councilman Casilio, seconded Councilman Kolber that the Town of Clarence agrees to pay the annual fire hydrant maintenance fee to the Erie County Water Authority for seven (7) fire hydrants within Spaulding Green, Phase 4, on Serenity Court and Herons Glen upon Final Plat approval and formal public infrastructure acceptance by the Town of Clarence. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Kolber to post the position of Code Enforcement Officer PT in the Building Department at \$19.00 per hour. On the question, Councilman Casilio said Town Engineer Timothy Lavocat would like to add this position to deal with the property complaints including structural as well as lawn cutting and assist with general enforcement as time permits. Upon roll call – Ayes: All; Noes: None. Motion carried.

Councilman Casilio congratulated the Supervisor on the State of the Town report today, especially the fact that the Town Board has been able to keep the taxes the same or down in some areas. He thanked James Callahan and Jonathan Bleuer for the great job they did on the presentation.

Councilman Casilio said in regard to the public meeting held during the flooding, there were comments made regarding drainage that Highway Supt. Dussing did address following that meeting. He took notes during the meeting and looked at each one.

Councilman DiCostanzo said there are openings on several committees that we have received applications for. However, we have not received any for the Cable TV Committee, Community Residences Committee and Conservation Advisory Council.

Councilman DiCostanzo said the Ethics Disclosure forms are out and should be filled out and returned to the Town Clerk.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to approve the transfer of funds from the 2013 Planning and Zoning Department Budget as follows: \$450.00 from account 001.8010.0471 – Training and Education to account 001.8010.416 – Gas and Oil. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Kolber to declare various scrap metal from the Parks Department as surplus no longer needed for Town purposes.

On the question, Councilman DiCostanzo said this scrap metal will be sold to a recycling company and will be put into an account to be used for Park office and Legion Hall upgrades as requested by James Burkard, Parks Crew Chief.

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

Councilman Geiger thanked the Board for making him the delegate to the Association of Towns. There are a number of resolutions to be passed including broadband service in outlying areas. He receives calls from residents who do not receive Time Warner service. Another item

is for fire companies to provide incentives to help recruit members and expand training opportunities.

Motion by Councilman Geiger, seconded by Councilman Kolber to authorize Supervisor David C. Hartzell, Jr., to sign the yearly Intermunicipal Agreement between the Town of Clarence and the Town of Newstead for 2014 for the shared use of the Erie County Going Places Van, subject to review and approval of the Town Attorney. Upon roll call – Ayes: All; Noes: None. Motion carried.

Motion by Councilman Geiger, seconded by Councilman Kolber to authorize the Supervisor to enter into and sign an agreement with Rotella Grant Management for professional services as a Consultant to provide grant writing services to the Town of Clarence for a term of 12 months commencing January 1, 2014 and ending December 31, 2014 at a cost not to exceed \$1,800 per month, subject to review and approval by the Town Attorney's Office.

On the question, Supervisor Hartzell asked if the motion could be amended to a 12 month contract as discussed in the work session.

Councilman Geiger and Councilman Kolber agreed to the amendment to extend the contract to a 12 month contract.

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

Motion by Councilman Geiger, seconded by Councilman Casilio to approve the transfer of funds from the 2013 Animal Control Budget lines as follows:

\$1,300.00 from account 001.3510.0250 – Other Equipment  
to account 001.3510.0100 Personal Services.

\$980.00 from account 001.3510.0416 – Gas and Oil  
to account 001.3510.0100 Personal Services.

\$750.00 from account 001.3510.0474 – Kennel Expenses  
to account 001.3510.0100 Personal Services.

\$250.00 from 001.3510.0220 – Traps  
to account 001.3510.0100 Personal Services.

\$250.00 from account 001.3510.0479 – Other Unclassified  
to account 001.3510.0100 Personal Services.

\$45.00 from account 001.3510.0476 – Training Courses Account  
to account 001.3510.0100 Personal Services.

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

Councilman Geiger announced that Sunday, January 26<sup>th</sup> from noon to 5:00 p.m. is WinterFest put on by the Chamber of Commerce and the Youth Bureau.

#### Public Participation

Kathleen McCormick of the Western New York Land Conservancy said their contract was an item on the agenda, but was not mentioned.

Supervisor Hartzell said the Town Board is going to continue to talk about the contract. They may approve it at the next meeting. We love what you do and will try to wrap it up soon.

A Public Hearing was held to consider a Special Exception Use Permit for a proposed Multiple Family Housing Project at 4520 Ransom Road. James Callahan said the location is the northwest corner of Ransom Road and Bergtold Road consisting of an existing nursing home and rehab center with senior housing in the Restricted Business Zone. The applicant is proposing additional senior housing on the site. A Negative Declaration was issued by the Town Board and the Planning Board has forwarded a recommendation on the design. The Zoning Board of Appeals has approved a variance to allow for a three-story design as presented. This is the next step to seek approval of the Special Exception Use Permit and then to the Planning Board for final Development Plan approval.

Councilman Casilio said since he is on the Brothers of Mercy Foundation, he will recuse himself from all discussion and voting on this request.

Speaking to the subject:

Ryan McCarthy, attorney with Hopkins and Sorgi said he is here representing the applicant and will answer any questions the Board might have.

Supervisor Hartzell said it is a great project and we appreciate you pushing it forward. Brothers of Mercy has been great for the Town of Clarence.

James Callahan said this project is for the three-story building. The new Multi-Family Housing Law does not allow three stories. ZBA granted the variance because there is a five-story building on the site already.

Ryan McCarthy said the building is perpendicular to the road and does not impact the wetlands.

Susan Setteducati said her property backs up to this property and she is trying to understand where this building is located on the site. (A site plan was shown.)

James Schlabach, Commissioner of Clarence Fire District No. 1 said the Board of Commissioners has some concerns. They did send a letter to the Town Board, Town Assessor and Planning Office in December. Mr. Schlabach wanted the letter read into the record.

The Board of Commissioners understands the growing need for this type of facility. However, the concern they have is that there are several tax exempt properties within the district including Clarence High School, Clarence Middle School, Brothers of Mercy complex, Clarence Town Park, Parks Department, Historical Society, Youth Center, Erie County Highway Department, Sisters of St. Joseph's, Claremount Apartments, Our Lady of Peace Church, Clarence First Presbyterian Church and Clarence United Methodist Church. Maintaining a stable tax rate is a high priority for the Fire Commissioners. As the tax exempt properties continue to grow, the financial burden will be placed on the rest of the taxpayers in this district.

They request that the Town Board consider the tax status of this project as it proceeds through the review.

Supervisor Hartzell said they do not know if this is going to be tax exempt. Even if it was, of all the towns in Erie County and Niagara County, Clarence is second from the bottom of the list on how many exempt properties we have in our town. We share your concern, but do not know where this will fall.

Councilman Kolber said he believes what he is saying is that they have a higher density of exempt properties in that fire district. There are two types of exemptions.

Mr. Schlabach said none of the properties pay the fire district tax.

Councilman Kolber asked what percentage of their calls go to that campus now. Would they be able to handle more?

Mr. Schlabach said in 2012 there were 339 total calls, 53 were to Brothers; in 2013 there were 368 total calls with 59 going to Brothers of Mercy. As it grows, it will increase the amount of their calls. Their concern is that it falls back on the taxpayers of the district. They are not against the project at all, it is adding the exempt property.

Councilman Kolber said the Brothers could explore looking into their own EMS team. It would ease up on the fire company.

Mr. Schlabach said all of the calls to the Brothers are not EMS. Most of them are, but there are fire alarms, smoke in the building and people stuck in the elevator also. They want to protect the taxpayers of the district.

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

Councilman Kolber said there has been discussion on whether or not this project will go forward if it is not granted tax exempt status. He is not opposed to the project, but if that is a concern we could hold off taking action until that is resolved.

Mike Peltier requests a Public Hearing to consider a Special Exception Use Permit for a secondary living unit at 5850 Kraus Road. James Callahan said the location is the west side of Kraus Road, south of Clarence Center Road consisting of an existing residential property in the Agricultural Rural Residential Zone.

Mr. Peltier said he is here with the owner Jeff Browne. Mr. Browne said he lives there with his family. The plan is to expand the first level due to his wife's health issues and provide possible living space for his mother-in-law. The use is purely for his family and will continue to be a one family residence.

Motion by Councilman Kolber, seconded by Councilman Casilio to set a Public Hearing for February 12, 2014 at 7:45 p.m. to consider the request for a Special Exception Use Permit for

a secondary living unit at 5850 Kraus Road. Upon roll call – Ayes: All; Noes: None. Motion carried.

John Davis requests Preliminary Concept Review of a proposed 4-Lot Open Development Area at 9290 Hunt Club Lane. James Callahan said the location is the east side of Thompson Road, north of Main Street consisting of approximately 11.2 acres in the Residential Single Family Zone. The applicant proposes to create an open development adding single family lots to the property.

Councilman Kolber said since their properties slightly abut each other, he will recuse himself from the item.

Jack Davis said per the site plan shown, he lives on lot 1, but would like to build a new house on lot 2. Lots 3 and 4 are an afterthought. He and his wife would like to downsize to a smaller home and still remain in that area.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to refer the request for a proposed 4-Lot Open Development Area at 9290 Hunt Club Lane to the Planning Board for review. Upon roll call – Ayes: Council Members Geiger, DiCostanzo, Casilio and Supervisor Hartzell; Noes: None. Recuse: Councilman Kolber. Motion carried.

William Marfurt requests approval of a bus garage for Student Transportation of America to service the Williamsville School District at 8640 Roll Road. James Callahan said the location is the north side of Roll Road, east of Harris Hill Road consisting of an existing industrial property in the Industrial Business Park Zone.

William Marfurt, III said they have been approached by Student Transportation looking for a location. It involves parking of 70 buses on the site. They are also looking at converting one of the old gyp plant buildings on the site to a garage facility. The location for parking is all concrete. They will need to move quickly as they take delivery of all the new buses. They would like to be up and running by the next school year.

Motion by Councilman Kolber, seconded by Councilman DiCostanzo to refer the request for approval of a bus garage for Student Transportation of America to service the Williamsville School District at 8640 Roll Road to the Planning Board for review. Upon roll call – Ayes: Council Members Geiger, DiCostanzo, Casilio and Kolber; Noes: Supervisor Hartzell. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Kolber to approve the following: Clubhouse Applications: A. Clarence Senior Center – Feb. 20, 2014; B. Clarence Citizens for Veterans – March 1, 2014; C. Clarence Track Club – March 4 & June 4, 2014; Legion Hall Applications: A. Pack 563 Monthly Meetings – January thru May 2014; B. Jennifer Topp – Jan. 26, 2014; C. Lynn Perry – Jan. 31, 2014; D. Tabassom Alijani – Feb. 2 & March 8, 2014; E. Heather Weber – March 30, 2014; F. Day in the Park Committee – April 8, 2014. 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 January 16, 2014 are approved for payment: General Fund - \$250,999.65; Highway Fund - \$157,345.41; Water District - \$36,505.77; Drainage District - \$13,216.00; Sewer District - \$2,206.99; and Capital Fund - \$44,008.82 for a total amount of \$504,282.64. Upon roll call – Ayes: All; Noes: None. Motion carried.

“For the Good of the Town”

Supervisor Hartzell said we receive comments from Conner Road residents about the Clarence bus garage and all of the wear and tear on that road from the buses. They are big and heavy and add to the deterioration of Conner Road. It is a County road. He believes the last business that the Town of Clarence needs is a bus garage. He hopes the Planning Board looks at this with a cautious eye.

Councilman Casilio said he does not necessarily disagree, but believes everyone should have their day in court. They need to look at traffic issues that might warrant upgrades. He suggests that they do a traffic study as part of the review.

Supervisor Hartzell said he has heard from the Planning Board that if the Town Board passes a project along they must like it.

Councilman Kolber said moving it to the Planning Board does not mean he is endorsing it. This is a request from the owner of an industrial property that he is trying to develop.

Councilman Geiger said it is not only the 70 buses, but all of the employees too. It all has to be looked at fairly.

Supervisor Hartzell said they have been referred to as the gatekeepers with the decision to make of whether a proposal goes forward or not. He thinks that is important.

Councilman Casilio said he agrees, but this is not a zoning issue. It is zoned industrial and warrants review by the Planning Board.

There being no further business, Supervisor Hartzell adjourned the meeting at 8:23 p.m.

Nancy C. Metzger  
Town Clerk