

A Work Session of the Town Board of the Town of Clarence was held on Wednesday, December 17, 2014 at Clarence Town Hall, One Town Place, Clarence, New York.

Supervisor David Hartzell called the meeting to order at 5:30 P.M. Members of the Town Board present were Councilmember's Patrick Casilio, Peter DiCostanzo and Robert Geiger. Councilman Kolber was absent. Other Town Officials present were Director of Community Development James Callahan, Junior Planner Jonathan Bleuer, Town Attorney Lawrence Meckler, Town Engineer Tim Lavocat, Planning Board Chairman Robert Sackett, Planning Board member Steve Dale, Confidential Secretary to the Supervisor Karen Jurek and Deputy Highway Superintendent Charles McNiff.

The Town Board reviewed the 2015 Organizational Meeting items.

### **Director of Community Development – James Callahan**

*Work Session items for consideration January 21, 2015:*

#### Michael Development 10001 Wehrle Drive

Applicant has submitted a revised plan and is requesting preliminary concept review of an Industrial Business Park to be located on the south side of Wehrle Drive, west of Shisler Road. The project was tabled by the Town Board to initiate coordinated review under SEQRA. The Board wanted to take a look at the design. The applicant had provided an alternative colored design. Supervisor Hartzell attended the Planning Board Executive Committee (Robert Sackett, Paul Shear and Wendy Silvati) meeting and some of the opposition to this project is the size of the buildings. If this project gets forwarded to the Planning Department, there are things they can do to mitigate the size of the buildings and work with the applicant to make this project acceptable. Councilman Casilio is concerned with the proximity of the proposed Industrial Business Park to the forty million dollar Greatbatch building across the street. If the number of proposed buildings could be cut down and upgrade the building materials then the project should be considered. Supervisor Hartzell felt the applicant should be allowed to work with the Planning Board to come up with an acceptable plan rather than just terminate the project all together. Councilman Casilio stated that the residents were clearly troubled by the type of project being presented and the possibility of outdoor storage. He would like the applicant to come up with a design that compliments the building across the street. Supervisor Hartzell said the project would look nice with trees and a berm in the front with parking to the rear of the buildings. Councilman Geiger stated that he has concerns with all the outside storage of heavy equipment. Visibility from the road was a concern the Town Board had as well. Town Engineer Lavocat stated that he has asked the applicant to look into the option of tying in with the Greatbatch sewer system.

#### McGuire Development 5989 Transit Road

Applicant had originally requested preliminary concept review of a proposed 12,120 square foot commercial plaza with a Tim Horton's drive-thru to be located on the east side of Transit Road, south of Clarence Center Road in the Commercial Zone. The existing house on Clarence Center Road will be demolished. The Town Board requested that the applicant reconfigure the plans to accommodate enough parking spaces and submit an alternative design. Applicant has submitted a 10,600 square foot redesigned plan. This eliminated the need for a variance on the Clarence Center Road frontage of the project. They meet the minimum requirement for set back on the east side but does not provide the green print which would require a minor variance through the ZBA. The parking ratio is more in compliance than when the project was first presented.

**Emerling Insurance 9092 Main Street**

Applicant request site plan review for the consideration of a 6,200 square foot, single story office building located on the north side of Main Street west of Sheridan Drive/Thompson Road intersection in the Commercial Zone. Town Engineer Lavocat suggested talking to the applicant about installing sidewalks in front of the building.

**Town Automotive Group**

Applicant request site plan review for the construction of a 2,400 square foot Maserati Dealership show room. The proposed site is located behind the existing BMW dealership in a previously approved office complex. The building will house a showroom and service shop.

**Proposed Fee Update**

Director of Community Development James Callahan presented an updated fee schedule for the Town Boards consideration. The proposed fees have not been adjusted in several years, the Board is considering an update to bring the proposed fees in line with current administrative costs. Town Engineer Lavocat will submit his proposed fee schedule increases tomorrow for Building, Plumbing and Engineering fees.

**Town Engineer Tim Lavocat**

December 9<sup>th</sup> was the due date for the NYS Police qualifications and fee proposals along with survey proposals. Town Engineer Lavocat received 15 consultant proposals for the design and engineering qualifications and five proposals on the surveying portion. An evaluation will be done over the next month while we are in the permissive referendum period. After that, Mr. Lavocat will present a recommendation to the Town Board of the top three.

**Clarence Town Heritage – Carol Conwall**

Carol Conwall presented an update on the Clarence Town Heritage progress with the Bishop Lapp-Riegle Farmstead. She will also meet with NYS Senator Michael Ranzenhofer to share with him their proposal for the Cultural Heritage Tourism program to Master Plan 2025 with an addendum to Master Plan 2015 and the Bishop Lapp-Riegle Farmstead Project. Once the barn is stabilized, it can be promoted for various uses.

Supervisor Hartzell asked what the cost would be to fix up the barn once it is purchased. Carol Conwall stated that it will cost \$16,000 for Foit-Albert Associates to evaluate and stabilize the structure as is. They would not bring it back to its original shape. The barn is old but it is in relatively good condition.

**Supervisor David Hartzell**

Supervisor Hartzell e-mailed the Town Board regarding Animal Control. Animal Control is handling 89 dogs for the Town of Amherst. Amherst is paying Animal Control \$5,700 per year. There is a deal in the works with the City of Lockport requesting the handing of 35 dogs maximum and they will pay Animal Control \$20,000 per year. Supervisor Hartzell stated that the town is not making much money from the Town of Amherst but have the opportunity to do so by handling the City of Lockport's dogs. He questioned whether or not the Board wanted to take the City of Lockport's dogs and discontinue with Amherst or not take the City of Lockport and ask the Town of Amherst to increase their pay to balance out what the City of Lockport is recommending. The Town of Lancaster has also expressed an interest in the Town of Clarence taking their dogs as well. Councilman Casilio stated that when Animal Control was taking in the Town of Tonawanda dogs, he

was getting Pit Bulls that no one wanted to adopt and they would have to be euthanized, the same situation could be generated from the City of Lockport. Animal Control Officer Schuler has mentioned that he has way too much work and not enough time to do everything. If the town is only getting \$5,700 for 89 dogs that is a lot of work. It may be time to look at Animal Control if he is stretched and has requested a full time employee the town should eliminate the extra 89 dogs. Councilman Casilio asked what the term limit of the contract was with the Town of Amherst. The handling fee could be re-negotiated upon renewal. Supervisor Hartzell said that if you add the 89 dogs from Amherst and 35 dogs from the City of Lockport, at some point more personnel will have to be added to help with the extra work load. If you were to get rid of Amherst's 89 dogs and only added the City of Lockport's 35 dogs it is a "no-brainer" less dogs for more money. Supervisor Hartzell asked the Board to think about this and a decision will be made early next year.

Supervisor Hartzell has several motions:

- Approve an unpaid sick leave to Highway Department employee Timothy Blakely from December 10, 2014 through and including January 1, 2015
- Transfer Funds from 2014 Computer Equipment account to Supervisor's Expense and Travel account – the transfer was due to the Supervisor's Expense and Travel account was over budget
- Encumber funds from 2014 General Fund Publicity account for Winterfest 2015 – Councilman Casilio questioned why we would do this transfer now for 2015. Councilman DiCostanzo stated that the Youth Board Director should be accounting for this in her budget.
- Encumber funds from 2014 Law Budget for the Wehrle Drive Shoulder/Bike Lane Project – Councilman Geiger felt that since Wehrle Drive is a County road, they should be paying for the bike lane. He also had liability concerns. Supervisor Hartzell said that the County was of the opinion that as long as they did not have to pay for it, the Town could put the bike lane in. While Councilman DiCostanzo likes the idea of a bike path, he did not want to use the Town's money for an improvement on a County road and suggested more discussion about extending the bike path through Buffalo Crushed Stone or Paul Stephen's property. Councilman Casilio stated that the Town has issues with Conner Road (which is a County road) and he cannot believe the Board would entertain putting money into a bike lane on Wehrle Drive (a County road) when Conner Road is in disrepair and nothing is being done. You have to be sensitive to the residents on Conner Road. Supervisor Hartzell stated that Wehrle Drive benefits the town as does Conner Road but the town cannot repair Conner Road unless you expend three million dollars to do so. Councilman Casilio felt that the fact that the Conner Road issue has not been settled the Town should not be spending \$27,000 on Wehrle Drive. Further, there are no drawings of this proposed bike path and no letter from the County. Supervisor Hartzell stated that this is a good project, the money is available now and will not be available next year so he is bringing the proposal to the Board. Councilman Casilio stated that connectivity of the bike path is a good idea but without any drawings or letter for the County he is not for it. He is also concerned with widening Wehrle Drive with the huge trucks that travel that road, there is a safety issue. There is a similar situation on a section of the Tonawanda Creek bike trail where it butts up to the side of Tonawanda Creek Road a person on a motorcycle went off the road killing two people walking the bike path. Councilman Casilio again stated that while he would like to see connectivity on the bike path but feels this proposal deserves more thought and asked if there were

Grants available to help pay for this. Also, Councilman Casilio questioned who would be responsible for clearing the bike path in the winter – the County or the Town. If the bike path was ten feet off the road he would feel better than just expanding Wehrle Drive. Supervisor Hartzell stated that this proposal has been in the works since last spring. The Town Board could have attended the meeting with Supervisor Hartzell, Councilman Geiger, Highway Superintendent Dussing and Charles Sickler from Erie County, possibly they would have had a better handle on the proposed project. He feels that the money is available and the project should be done. Councilman Geiger suggested putting the money aside and research this further next year. Councilman Casilio questioned the meeting with Charles Sickler and Superintendent Dussing, it was not a Town Board meeting nor was it a Work Session, if the Town Board is supposed to be someplace, Councilman Casilio would make an effort to be there. With the lack of any power-point presentations, drawings, letter from Erie County or a letter from Highway Superintendent Dussing, Councilman Casilio is not in favor of moving forward with this project. The meeting in question took place in June, there has been no communication or discussion about this project until this Work Session where the Town Board is being asked to spend \$27,000. Councilman DiCostanzo stated that he agreed with Councilman Casilio, this is the first he has heard about this proposal and felt it needed more discussion before moving forward.

- Encumber funds from 2014 Computer Software and Maintenances budget for payroll program update
- Highway Superintendent James Dussing is requesting approval to encumber funds from the 2014 Highway Budget to cover the cost of 2 new pickup trucks – the trucks were ordered in September and will be delivered in 2015. Supervisor Hartzell stated that everything that is encumbered is on a Purchase Order otherwise it cannot be encumbered.
- Upon recommendation of Highway Superintendent Dussing, Milton Cat will be awarded the bid for a new paving roller
- Create Position – Account Clerk PT. Councilman Casilio had questions for Director of Administration and Finance Pam CuvIELLO however she was not in attendance. Councilman Casilio questioned whether a part-time clerk was needed and would like to know what her duties would be. Further discussion will take place during Executive Session. Councilman Casilio stated that the Town Board has not met with Pam CuvIELLO to discuss this position at all in either a public meeting or Executive Session and there are things that need clarification. He would like to know what Pam CuvIELLO's duties are vs. what the part time clerk duties would be.

### **Councilman Patrick Casilio**

The Youth Bureau new van got a flat tire during an event downtown over the weekend. Councilman Casilio was notified of this and was in contact with Highway Superintendent Dussing who made arrangements to get the van picked up and brought back to town. Youth Bureau employees Deanna Brace and Jessica Notarius did a great job making sure the volunteers were safe and arrived home safely.

- Authorize the Supervisor to sign the annual maintenance agreement with U & S Services for Town Hall and Library HVAC preventative maintenance (*Councilman Geiger will recuse himself from voting on this resolution*)

- Approve the transfer of funds from the 2014 Security Department Budget from Misc. Equipment to Auto Parts and Accessories
- Make a motion to approve the transfer of funds from the 2014 Justice Court Budget to Drug Court Expenditures

#### **Councilman Peter DiCostanzo**

- Authorize the Supervisor to enter into and execute the contract between the Town of Clarence and GAR Associates, Inc. for professional services
- Motion to grant permission to the Northern Erie County Sno-Seekers Snowmobile Club the use of town owned property for the 2014 – 2015 snowmobiling season
- Approve the transfer of funds from the 2014 Recreation Department budget
- Approve the transfer of funds from the 2014 Parks Department budget
- Request the Planning Board and Planning Department analyze Chapter 181-Signs: Changeable Copy and make any recommendations towards updating the Sign Law with respect to Changeable Copy
- Award the bid for the Parks Department Fuel Control System to S & W Services, Inc.

The Christmas luncheon was held today, Councilman DiCostanzo thanked Karen Jurek and her staff for putting it on.

Councilman DiCostanzo has been approached by a concerned resident regarding Sex Offenders locating in town and where they can live. Councilman DiCostanzo felt the Town should make it very difficult for Sex Offenders to live here. Town Attorney Meckler stated that without a police force, the town is setting itself up for putting a stricter law in place that we cannot enforce.

At the December 3, 2014 Town Board meeting, Town Clerk Nancy Metzger announced she received the annual Tariff Amendments from Erie County Water Authority. One of the changes that will affect the Town is that ECWA will no longer do monthly billing for fire hydrant rentals. The Town will be billed once for all hydrants and the bills will come out the same time as the Town & County tax bills go out in February. The amount due will be approximately \$450,000. Councilman DiCostanzo said he is tired of the Erie County Water Authority basically doing whatever they want, he cannot imagine other towns are going to like it either.

#### **Councilman Robert Geiger**

- Authorize Supervisor Hartzell to sign the 2015 Erie County Van Contract for the Going Places Van
- Authorize Supervisor Hartzell to sign the yearly Intermunicipal Agreement between the Town of Clarence and the Town of Newstead for 2015 for the shared use of the Erie County Going Places van
- Approve the transfer of funds from the 2014 Control of Animals budget

There was a discussion regarding a fence for the dog kennel. Councilman Geiger thought Animal Control worked it out with the Highway Department.

Town Attorney Meckler had one Attorney-Client item to discuss regarding the creation of the part-time Account Clerk position.

There being no further business, the Work Session adjourned at 7:25PM.

Darcy A. Snyder  
Deputy Town Clerk

Regular meeting of the Town Board of the Town of Clarence was held on Wednesday, December 17, 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 Robert Geiger, followed by a prayer given by Councilman Geiger.

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

Motion by Councilman Casilio, seconded by Councilman Geiger to accept the minutes of the work session and regular meetings held December 3, 2014. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to approve the following budget line transfers from the 2014 Budget: \$147.00 from account 001.1680.0220 – Computer Equipment to account 001.1220.0470 – Supervisor’s Expense and Travel. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio to encumber funds from the 2014 budget - account 001.1680.0479 – Computer Software and Maintenance, Purchase Order No. 54121 to KVS.

On the question, Supervisor Hartzell said these funds are for the balance due on the Springbrook Payroll Program upgrade. The project is expected to be completed by the first quarter of 2015.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to approve the request of Highway Superintendent James Dussing, to encumber funds from the 2014 Highway Budget as follows: \$45,000.00 from account no. 002.5110.0250 and \$2, 045.20 from account no. 002.5130.0279, Purchase Order No. 5928.

On the question, Supervisor Hartzell said the encumbered funds will be used to cover the cost of two new pick-up trucks for the Highway Department (H-2 and H-3) that cannot be delivered until February of 2015.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Casilio that upon recommendation of Highway Supt. James Dussing, the bid for the purchase of a new Paving Roller for the Highway Department is awarded to Milton Cat for an amount not to exceed \$129,807.00.

On the question, Supervisor Hartzell said after extensive review of the paving rollers by the Highway Superintendent, the purchase of this equipment per the submitted bid, best suits the needs of the Highway Department. This purchase is being made to replace the 1984 Bomag Roller and the new roller is expected to last approximately 30 years. The funds for the roller are available from the Highway Capital Equipment Bond account.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Supervisor Hartzell, seconded by Councilman Geiger to approve an unpaid sick leave to Highway Department employee Timothy Blakely from December 10, 2014 through and including January 1, 2015.

On the question, Supervisor Hartzell said granting of this request is due to extreme, extenuating circumstances for Mr. Blakely. Mr. Blakely is subject to the provisions of Article 22 – section 22.2 of the Town of Clarence Blue Collar Unit Contract. Any future requests by Mr. Blakely or any other persons in the future will be taken on a case-by-case basis at the discretion of the Town Board. The Town Board is not creating a precedence setting policy by granting this request.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Supervisor Hartzell thanked the Chamber of Commerce for hosting two Christmas parties. One at the Protocol for the members and another for the Chamber Board and Town Board.

Supervisor Hartzell said the Clarence School Board held a public meeting on Monday to discuss the possibility of the Veterans tax exemption. The exemption must be approved by March 1<sup>st</sup> to apply for next year's school taxes.

Supervisor Hartzell said the Bee poll taken last week asked Town residents if they supported building a new State Police barracks. 71% of the residents voted yes and 29% voted no. It is a great project and nice to know the residents are behind us.

Supervisor Hartzell read a letter from a Lancaster resident thanking the Clarence Highway Department for being such good neighbors to help clear the snow from her street.

Supervisor Hartzell thanked Karen Jurek and the other ladies in his office for putting together the holiday party for all of the Town office staff. They outdid themselves once again. The food was great.

Councilman Casilio said he also would like to thank Karen Jurek and her committee for doing a great job.

Councilman Casilio said he is glad that he received the letter regarding the Highway Department helping out in Lancaster during the storm. It was amazing to see our Highway Department clearing Central Avenue. They did a great job.

Motion by Councilman Casilio, seconded by Councilman Geiger to approve the transfer of funds from the 2014 Justice Court Budget as follows: \$385.00 from account 1.110.432 – Dues and Subscriptions to account 1.1110.469 – Drug Court Expenditures. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Supervisor Hartzell to authorize the Supervisor to sign the renewal Agreement between U & S Services Inc. and the Town of Clarence for preventative maintenance for the HVAC system at the Clarence Town Hall and the Clarence Library for a 2-year term beginning January 1, 2015 and ending December 31, 2016 subject to review and approval by the Town Attorney. Upon roll call – Ayes: Councilmembers DiCostanzo, Casilio and Supervisor Hartzell; Noes: None. Recuse: Councilman Geiger; Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Supervisor Hartzell to approve the transfer of funds from the 2014 Security Department Budget as follows: \$400.00 from Account No. 001.3120.0250 – Misc. Equipment to Account No. 001.3120.0417 – Auto Parts and Accessories. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman Geiger to set a Public Hearing for January 21, 2015 at 8:00 p.m. to address proposed fee revisions to the following: 1. Building Department Fee Schedule; 2. Engineering Department Fee Schedule; and 3. Plumbing Permit Fee Schedule. A copy of the proposed fee schedules will be available in the Town Clerk's Office. On the question, Councilman Casilio said he believes some of our fees are a little dated. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

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

RESOLVED, that the Clarence Town Board authorizes the Supervisor to enter into and execute the contract between the Town of Clarence and GAR Associates, Inc. for Professional Services to provide professional appraisal and consulting services for the purpose of annual reassessment support per the terms and conditions of the Contract subject to Town Attorney review and approval.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

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

Whereas, the Northern Erie Sno-Seekers Inc. Snowmobile Club, has requested permission from the Clarence Town Board to use the following Town owned property for the 2014/15 Snowmobiling season for use as insured New York State Class A corridor snowmobile trails:

1. "West Shore Line" bike path that runs from Salt Road to Davison Road.
2. Trail running through Memorial Park between the parking lots and baseball diamond and the northern side of east/west main driveway.
3. Allow for parking on the Salt Road Parking area for "Drop and Ride" lot.
4. Allow for parking on the stone parking lots at Memorial Park between the baseball diamonds and the north side of the main driveway of for a "Drop and Ride" lot.
5. Goodrich and Herr Road property (former Thompson property).
6. Beeman Creek Park Trail to connect the trails on the North side of the Town.
7. Ransom Road Bridge for access to area businesses.
8. Town owned property north of Greiner and west of Salt with written permission from the lessee, Kreher's Poultry Farms.

Resolved, that the Clarence Town Board grants permission to the Northern Erie Sno-Seekers Inc. Snowmobile Club for the use of the above Town owned property subject to the following conditions:

1. The Northern Erie Sno-Seekers Inc. Snowmobile Club is to provide the Town of Clarence with a certificate of insurance naming the Town as additional insured on the Northern Snow Seekers, Inc. Snowmobile Club's insurance and name the above areas on said certificate.
2. This use is approved and authorized with the understanding that snowmobiles are allowed only on the right-of-way of the bike path and absolutely not allowed on the paved portions of the bike path.
3. That all trails will be clearly marked with signs and barrels and the path maintained throughout by the Northern Erie Sno-Seekers Inc. Snowmobile Club.
4. That the season will run from December 15, 2014 to April 1, 2015.
5. This approval is for the 2014-2015 term expiring on April 1, 2015 and is to be reviewed on a year to year basis upon receipt of the request for use of said properties by the Northern Erie Sno-Seekers.
6. Installation of the rubber mats on the Ransom Road Bridge.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Councilman Geiger added that the Sno-Seekers also helped clear roads after the storm with their equipment.

Councilman DiCostanzo said they have huge equipment to clear trails. They are a very strict group with their members so that they can get permission to use trails in the area.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to approve the transfer of funds from the 2014 Recreation Department Budget as follows: \$356.92 from account 001.7180.0402 – Janitorial to account 001.7180.0415 – Chemicals; \$4,762.18 from account 001.7180.0250 – Equipment – Tables, Benches & Umbrellas to account 7180.438 – Utilities; \$1,316.79 from account 001.7180.0459 – Spring Clean Up to account 001.7180.450 – Maintenance; \$340.62 from account 001.7180.0402 – Janitorial to account 001.7180.0450 – Maintenance; and \$1,767.00 from account 001.7140.0479.1040 – Special Programs to 001.7140.0479.1140 – Field Hockey.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to approve the transfer of funds from the 2014 Parks Department Budget as follows: \$645.00 from account 7110.450 – Maintenance of Building and Grounds to account 7110.415 – Chemicals. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

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

WHEREAS, the Town of Clarence recently amended the Changeable Copy Law to allow LED gas price panels in all zoning classifications within the Town of Clarence; and

WHEREAS, the Town Board is now interested in analyzing the overall impact of Changeable Copy throughout the Town with respect to LED brightness, size and location, and;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Clarence task the Planning Board and Planning Department to analyze Chapter 181: Signs – Changeable Copy and make any comments/recommendations towards updating the Sign Law, with respect to Changeable Copy, for the betterment of the Town of Clarence.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to award the bid for a Fuel Control System at the Parks Department fuel tank to S & W Services, Inc. for an amount not to exceed \$21,425.

On the question, Councilman DiCostanzo said S & W Services, Inc. was the lowest, responsive bidder. Councilman Casilio added that this is a correction measure suggested by the State auditor.

Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Councilman DiCostanzo said there are still several items to be discussed for the organizational meeting on January 7<sup>th</sup>. He thinks that Councilman Kolber would want to be there and suggested next Monday or Tuesday.

Motion by Councilman Geiger, seconded by Supervisor Hartzell to authorize Supervisor Hartzell to sign the 2015 Erie County Van Contract for the Going Place Van, subject to review and approval by the Town Attorney. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Supervisor Hartzell to authorize Supervisor Hartzell to sign the yearly Intermunicipal Agreement between the Town of Clarence and the Town of Newstead for 2015 for the shared use of the Erie County Going Places Van, subject to review and approval by the Town Attorney. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Geiger, seconded by Councilman Casilio to approve the transfer of funds from the 2014 Control of Animals budget as follows: \$250.00 from account 001.3510.0220 – Traps, \$924.55 from account 001.3510.0250 – Other Equipment, \$800.00 from account 001.3510.0407 – Medical, \$680.00 from 001.3510.0451- Repairs & Maintenance of Vehicles, \$2,000.00 from 001.3510.0475 – SPCA, \$1,062.66 from 001.3510.0476 – Training and \$462.50 from 001.3510.0479 - Other Unclassified for a total of \$7,162.71 to account 001.3510.0100 – Personal services. On the question, Councilman Geiger said Mr. Schuler was out for a while and others had to cover for him. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Councilman Geiger said the Clarence Hollow has been very positive to get the lights put up on the bridge over Ransom Road. He thanks the Parks Department for helping to put them up and relighting them when they go out.

The Clarence Academy of Finance at Clarence High School had mock interviews on Monday. He is so pleased with the kids we have in Town.

Councilman Geiger thanked Chuck McNiff for his help in getting the new Youth Van on the road.

Councilman Casilio suggested the Town Board set a work session for Monday at 1:00 p.m. It was agreed upon pending Councilman Kolber's availability.

Motion by Councilman DiCostanzo, seconded by Councilman Casilio to approve the following: Clubhouse Applications - A. Clarence High School Track Club – March 18, 2015; Legion Hall Applications - A. Amy Juda – Dec. 26, 2014; B. Hena Hossain – Jan. 10, 2015; C. David Hartzell – Jan. 29, 2015; D. Susan Van Cleave – May 3, 2015; and Nature Center Lodge - A. Boy Scout Troop 93 – Jan. 12, 2015. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Motion by Councilman Casilio, seconded by Councilman DiCostanzo that after proper audit and review by the Town Board, the following bills of December 18, 2014 are approved for payment: General Fund - \$748,826.06; Highway Fund - \$176,424.99; Fire Protection Districts - \$5.03; Drainage District - \$13,028.48; Lighting Districts - \$694.78; Sewer Districts - \$237.83; Capital Fund - \$149,740.54; Aquatic Growth District - \$225.00; Trust & Agency 203 - \$15,609.86; and Trust & Agency 202 - \$25,556.84 for a total amount of \$1,130,349.41. Upon roll call – Ayes: All; Noes: None. Absent: Councilman Bernard Kolber. Motion carried.

Supervisor Hartzell recognized others here tonight including Steve Dale, Planning Board Member; Jim Rash, economic development guru; Chuck McNiff, deputy highway superintendent; Jonathan Bleuer, Planning & Zoning; David Metzger, Building Department and James Blum.

There being no further business, Supervisor Hartzell adjourned the meeting at 8:03 p.m. in honor of Donald Burkhardt, retired Water Superintendent who recently passed away.

Nancy C. Metzger  
Town Clerk