

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

October 12, 2017

MEETING CALLED TO ORDER BY GARY A. EPPOLITO, SUPERVISOR

PRESENT: GARY A. EPPOLITO, SUPERVISOR
JAMES M. KREZMIEN, COUNCILMAN
CLYDE M. DRAKE, COUNCILMAN
KENNETH D. ZITTEL, COUNCILMAN

EXCUSED: WILLIAM F. SNYDER, III, COUNCILMAN

ALSO PRESENT: DARLENE G. SCHWEIKERT, Town Clerk
DENNIS DAINS, Hwy Supt
DEBORAH M. BARONE, Town Atty
BRIAN F. ATTEA, Deputy Town Atty
DENISE CISZAK, Bookkeeper
ELEANOR ESCHBORN, Senior Director
NANCY JAMES, Nutrition Site
CAROLYN ROBINSON, Dog Control Officer
COLLEEN MAHONEY, Springville Journal

GEORGE DONHAUSER BILL KREBS
MARY JANE MIESS JOHN MIESS
CONNER JUDKREWICZ PHILIP DROZD
NORMA LIGHTCAP BARRY EDWARDS
DEB GERNATT DERRICK GERNATT
MATT MAYER KEN KASSEL
JON HAMANN

INVOCATION DELIVERED BY TOWN CLERK SCHWEIKERT

PLEDGE TO THE FLAG LED BY SUPERVISOR EPPOLITO

ITEM #1. APPROVAL OF MINUTES

a) Work Session – 9/14/17 – Motion by Councilman
Krezmien, seconded by Councilman Drake, to approve the minutes as presented.
Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman
Snyder, excused. Carried.

b) Town Board Meeting – 9/14/17 – Motion by Councilman
Zittel, seconded by Councilman Drake, to approve the minutes as presented.
Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman
Snyder, excused. Carried.

c) Special Town Board Meeting – 9/25/17 - Motion by Councilman
Krezmien, seconded by Councilman Drake, to approve the minutes as presented.
Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman
Snyder, excused. Carried.

d) Special Town Board Meeting – 9/29/17 – Motion by Councilman
Krezmien, seconded by Councilman Drake, to approve the minutes as presented.
Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman
Snyder, excused. Carried.

ITEM #2. PUBLIC COMMENT

Supervisor Eppolito opened the floor for Public Comment. This is a time
for the Board to listen to the Public.

(1) Shawn M. O'Hargan, American Red Cross, thanked the Town of Concord and Village of Springville residents for their support and presented the Board with a Certificate of Appreciation. The American Red Cross has used the Town Hall auditorium for several years as a donation site. Beginning this month, the location has been changed to the Concord Senior Center.

(2) Mary Jane Miess addressed the Board.

(a) Recently she and her husband attended the Erie County Nutritional Lunch Program at the Concord Senior Center. It was more than a meal; it was a lot of sharing of experiences and concerns of well-being. She found people missing from her family tree sitting right across from them at the table. These help to fill the socialization needs. She discussed the days of the week that lunch is served and that it causes confusion. Information is not reaching the Seniors in the area.

(b) The primary and most urgent need for the Senior Center is a full Time Director to acknowledge and coordinate activities at the Center.

Eleanor Eschborn, Senior Director, answered Mrs. Miess' question about hiring a new employee. The Town hired Susan Borst to assist in the Nutrition Site for 12 hours week and also help Director Eschborn in the office for 7 hours week. Director Eschborn reported that lunches served have increased. As of October 22 scheduled lunches, there are 222. Last year for the whole month of October, there were 104 lunches served.

Motion by Councilman Krezmien, seconded by Councilman Drake, to close Public Comment. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

ITEM #3. MONTHLY REPORTS

Motion by Councilman Krezmien, seconded by Councilman Zittel, to approve the Monthly Reports, Items a-g. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

- a) Code Enforcement Officer – September 2017
- b) Dog Control Officer – September 2017
- c) Town Clerk Report – September 2017
- d) Judge Frank Report – August 2017
- e) Judge Frank Report – September 2017
- f) Judge Gibbin Report – August 2017
- g) Judge Gibbin Report – September 2017

h) Senior Center Director Report – September/October 2017- Director Eschborn had filed her written report with the Board. The following items were highlighted:

- (1) Mercy Flight will be giving in service training to the Senior Center, Town Hall, Lucy Bensley Center and the Hulbert Library on the defibrillator. All four buildings now have the defibrillators.
- (2) Susan Borst was hired for the Nutrition Site and to help the Director.
- (3) The heating and air conditioning system appears to be working. She thanked RP Mechanical.
- (4) The American Red Cross will start using the Concord Senior Center as their Blood Drive location. These will be held on the third Wednesday of the month.
- (5) Sharon Fisher was hired as the new cleaner. With all the programs scheduled at the Senior Center, the prior cleaner's schedule could not work with morning or evening cleaning.
- (6) Medicare and insurance agents will be coming to the Center in October and November. The representatives will talk to the residents privately.
- (7) The Center has partnered with SASI. SASI will be coming on the second and fourth Fridays of the month for one hour to clean and perform other tasks that can be done.

(8) The Center is working with the Springville PTA on the School of Excellence program by having seniors/grandparents get involved with the students. The Seniors will be serving snacks to participate at the Halloween parade scheduled for October 28th at Heritage Park. The parade starts at 12 noon.

(9) When the Concord Senior Center is not open, Director Eschborn asked residents to leave a message and she will return the call. If anyone has any ideas, please share them.

(10) The Concord Senior Center Open House was held on Friday, September 29th. There was a great turn out for the event.

i) Nutrition Site Report – September 2017 – A written report was filed.

j) Highway Report - Hwy Supt Dains had filed his written report with the Board. The following items were discussed:

(1) The department completed shoulder repairs and drainage work on Pritchard and Morton Roads.

(2) A driveway culvert was installed on Manchester Road and the department has replaced driveway culvert pipes on Woodstock in Crane Ridge along with ditch cleaning and rock stabilization and shoulder repairs.

(3) Road side mowing is being completed for the final time this year. Hwy Supt Dains noted that Roger Hayden does an exceptional job keeping the shoulders mowed throughout the town owned roads.

(4) The department is in the process of getting the summer equipment ready for storage and also prepping the winter snow removal equipment for use. Preventive maintenance continues on all the equipment both scheduled and as needed repairs come up.

(5) Hwy Supt Dains is in the process of submitted all the required paperwork for reimbursement for the CHIP's, PAVE NY and EWR (Extreme Weather Recovery) funding from the State.

(6) Hwy Supt Dains publicly thank his crew for the job that they do.

(7) Hwy Supt Dains noted that Erie County has been doing a lot of road work in the Town of Concord. He spoke with Chris Vaughn from Erie County Highway-East Concord and was informed that the County will be milling Route 240 from Foote Road to Genesee Road before paving. Erie County will be spot milling Route 240 from Holland-Glenwood Road to Foote Road where there had been trouble. He commended Erie County for the work that has been done on Springville-Boston Road and will look forward to the completion of Route 240.

(8) Hwy Supt Dains noted that Erie County has Belscher Road on their docket for 2018.

(9) Hwy Supt Dains noted that the Town of Concord has been working diligently to get Erie County to do work and now the County is doing a good job here in the Town of Concord. Hwy Supt Dains noted that he has a schedule for maintenance on Town owned roads; all of the Town roads are in good shape and now Erie County is starting to step up.

(10) Hwy Supt Dains has been working with Town Clerk Schweikert to publish the Seasonal Abandonment of Randall Drive and White Street from November 1st until April 15th and also the Town Highway Law-Section 214 Depositing Ashes, Snow, Ice, Stones, Sticks, et cetera Upon The Highway and Winter Parking – Parking Restrictions Notice and asked permission to publish these Notices. Motion by Councilman Krezmien, seconded by Councilman Zittel, to authorize the Town Clerk to publish these two Notices. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried. Supervisor Eppolito asked Hwy Supt Dains if the roads could be marked as Seasonal Roads. Hwy Supt Dains stated that in accordance with the Traffic Manual, signs cannot stay up all year. The signage goes up for the period of time necessary.

(11) Councilman Drake brought the Board up to date regarding Route 240 at Genesee Road. Councilmen Drake and Krezmien and Hwy Supt Dains met with Assemblyman David DiPietro last week and reviewed options; Assemblyman DiPietro has been on several committees through the Greater Buffalo Niagara Regional

Transportation Council which review local roads for repair. There will be public meetings as this matter continues.

k) Fire Department - Hwy Supt Dains reminded the Board that the Springville Fire Company's Gun Raffle is this weekend. Mortons Corners Fire Company had their fundraiser recently and it was very successful.

Motion by Councilman Krezmien, seconded by Councilman Drake, to approve the Monthly Reports, h-k. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

ITEM #4. NEW BUSINESS

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

- i General Fund A, abstract 10, bills 1056-1133; \$40,261.61
- i General Fund B, abstract 10, bills 1134-1142; \$2,463.17
- Library Fund, abstract 10, bills 1143-1144; \$401.95
- Fire Protection, abstract 10, NONE
- Joint Van, abstract 10, bills 1145-1152; \$31,676.21
- Joint Youth, abstract 10, bills \$38,273.82
- Craneridge Lighting, abstract 10, bills 1156-1157; \$3,484.77
- Craneridge Sewer, abstract 10, bills 1158-1166; \$6,489.83
- Highway DA, abstract 10, NONE
- Highway DB, abstract 10, bills 1167-1179; \$14,873.95
- Kissing Bridge Water, abstract 10, bills 1180-1181; \$338.00
- Kissing Bridge Sewer, abstract 10, bills 1182-1183; \$1,725.00
- Trevett Rd. Water, abstract 10, NONE
- Cattaraugus Street Water, abstract 10, bill 1184; \$285.00
- Trust & Agency, abstract 10, NONE
- Capital (HA) C. Sewer, abstract 10, NONE
- Capital (HB) Land, abstract 10, NONE
- Capital (HD) Catt. St, abstract 10, NONE
- Capital (HE) Sr. Ctr, abstract 10, NONE
- Capital (HF) Hwy Equip, abstract 10, NONE
- Capital (HG) Waste Study, abstract 10, NONE

Motion by Councilman Drake, seconded by Councilman Krezmien, to approve the bills as presented. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

b) **Adopt 2018 Budget** - Supervisor Eppolito asked the Board to approve the 2018 Budget as presented.

Councilman Drake moved the adoption of Resolution 12, seconded by Councilman Krezmien:

WHEREAS, Town Clerk Schweikert had published the Notice of Public Hearing in the Springville Journal on September 28th, 2017. Said Notice of Public Hearing was also posted on the Town of Concord Website and on the signboard at the Town Hall on September 19, 2017;

WHEREAS, that the Town Board of the Town of Concord held a public hearing on Thursday, October 12th, 2017;

NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Concord does hereby adopt the 2018 Budget.

Voting as follows:

Councilman Drake	Aye
Councilman Krezmien	Aye
Councilman Snyder	Excused
Councilman Zittel	Aye
Supervisor Eppolito	Aye

The foregoing Resolution was thereupon declared duly adopted.

c) **Community Development Block Grant** – Supervisor Eppolito asked the Board for a resolution on the CDBG naming the purchase of a generator for the Senior Center as our number one project and the Rural Transit Van as our number two project.

Councilman Drake moved the adoption of Resolution 13, seconded by Councilman Zittel:

WHEREAS, Town Clerk Schweikert had published the Notice of Public Hearing in the Springville Journal on September 28th, 2017. Said Notice of Public Hearing was also posted on the Town of Concord Website and on the signboard at the Town Hall on September 19, 2017;

WHEREAS, that the Town Board of the Town of Concord held a public hearing on Thursday, October 12th, 2017;

NOW, THEREFORE BE IT

RESOLVED, that at a meeting of the Town Board of the Town of Concord, held on Thursday, October 12th, 2017, The Town Board ranks the purchase of a generator for the Concord Senior Center as Project #1 for 2018 in the Community Development Block Grant program administered by the Erie County Department of Environment and Planning; and

FURTHER RESOLVED, that the Town Board ranks the Rural Transit Van as Project #2 for 2018 in the Community Development Block Grant program administered by the Erie County Department of Environment and Planning.

Voting as follows:

Councilman Drake	Aye
Councilman Krezmien	Aye
Councilman Snyder	Excused
Councilman Zittel	Aye
Supervisor Eppolito	Aye

The foregoing resolution was thereupon declared duly adopted.

d) **Local Law #2 of 2017** – Supervisor Eppolito asked the Board to approve Local Law #2 of 2017.

Councilman Drake moved the adoption of Resolution 14, seconded by Councilman Zittel:

WHEREAS, Town Clerk Schweikert had published the Notice of Public Hearing in the Springville Journal on September 28th, 2017. Said Notice of Public Hearing was also posted on the Town of Concord Website and on the signboard at the Town Hall on September 19, 2017;

WHEREAS, that the Town Board of the Town of Concord held a public hearing on Thursday, October 12th, 2017;

WHEREAS, No one spoke in opposition

NOW, THEREFORE BE IT RESOLVED, That the Town Board of the Town of Concord does hereby adopt Local Law No. 2 of 2017 entitled, "Amending the Code and Policies of the Town of Concord: Repealing Section 162-1 Building Permit and Inspection Fees, Repealing Section 162-2 Application Fees and Amending Section 72-2(B)(1) Building Permits/Exemptions."

Local Law #2 of 2017

CHAPTER 162. FEE SCHEDULE

Sec. 162-1. Building permit and inspection fees.

Effective _____, 2017, section 162-1 is repealed in its entirety. Building Permits and Fees are set forth in Chapter 68. The fee schedule shall be available at the Town Clerk's Office and on the Town's website at www.townofconcordny.com.

Sec. 162-2. Application fees.

Effective _____, 2017, section 162-2 is repealed in its entirety. Application Fees are set forth in Chapter 68. The fee schedule shall be available at the Town Clerk's Office and on the Town's website at www.townofconcordny.com.

Effective _____, 2017, subsection 72-7(B)(1) shall be amended as follows:

CHAPTER 72. FIRE PREVENTION AND BUILDING CONSTRUCTION

Article II. Administration and Enforcement

Sec. 72-7 Building Permits.

B. Exemptions. No building permit shall be required for work in any of the following categories:

- (1) Construction or installation of one-story, detached structures associated with one- or two-family dwellings or multiple single-family dwellings (townhouses) which are used for playhouses or similar recreational uses, provided the gross floor area is less than 144 square feet (13.38 square meters). This exemption does not apply to storage or tool sheds. A building permit is required for any storage or tool shed, regardless of the size.

NOW, THEREFORE BE IT

RESOLVED,

Voting as follows:

Councilman Drake	Aye
Councilman Krezmien	Aye
Councilman Snyder	Excused
Councilman Zittel	Aye
Supervisor Eppolito	Aye

The foregoing Resolution was thereupon declared duly adopted.

e) **Authorization to send old Senior Van to auction** – Councilman Drake advised that the new Senior Van is in the area. Emerlings donated a backup camera for the van. The Van will be having grab bars installed and then go for lettering. The Senior Van should be ready for use in about two weeks' time and the Town will have a

dedication of the Van at the Senior Center. The Van service gets a lot of use and Supervisor Eppolito thanked Bookkeeper Ciszak for all her work in scheduling the riders.

Motion by Councilman Krezmien, seconded by Councilman Zittel, to authorize the Supervisor to send the old Senior Van to auction. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

f) Supervisor Eppolito noted that with the activities at the Senior Center, the Town had to hire a new cleaner (caretaker) as discussed earlier this evening by Senior Center Director Eschborn. Supervisor Eppolito asked for a motion to hire Sharon Fisher to the position of part-time caretaker at the Senior Center. This appointment is made retro-active to October 2, 2017.

Motion by Councilman Krezmien, seconded by Councilman Zittel, to hire Sharon Fisher as the part-time caretaker for the Senior Center. This appointment is made retro-active to October 2, 2017. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

Motion by Councilman Krezmien, seconded by Councilman Zittel, to set the hourly pay for Sharon Fisher at \$11.02/hour. This rate is 80% of the pay (\$13.00) for the six month probationary period. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

g) Supervisor Eppolito had received a request from Kara Kane at Bertrand Chaffee Hospital asking the Board to sign a Proclamation in Support of National Rural Health Day-November 16th. Supervisor Eppolito stated that the hospital is one of the largest employers in the Town with dedicated employees and is the heart and soul of our community; he feels that this Proclamation should be National Rural Health Week. Councilman Krezmien told a story about going to the hospital yesterday for a procedure and speaking with others from neighboring communities who came to BCH for treatment.

Motion by Councilman Krezmien, seconded by Councilman Drake, to authorize Supervisor Eppolito to sign the Proclamation in Support of National Rural Health Day. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

Proclamation in Support of National Rural Health Day

WHEREAS, rural communities in New York State throughout the United States are wonderful places to live and work – they are places where people know each other, listen to/respect each other and work together to benefit the community; and

WHEREAS, rural America is the economic engine that helped the United States become the world leader it is today; and

WHEREAS, rural citizens possess a selfless, creative, community-minded spirit; and

WHEREAS, meeting the unique healthcare needs of those citizens is constantly evolving, as rural communities face accessibility issues, a lack of healthcare providers, an aging population suffering from a greater number of chronic conditions, and larger percentages of un- and underinsured citizens; and

WHEREAS, ambulatory and emergency medical services are especially critical in rural America, where 20 percent of the nation's population lives but nearly 60 percent of all trauma deaths occur; and

WHEREAS, rural hospitals – in addition to being sources of innovation and resourcefulness that reach beyond geographical boundaries to deliver quality care – are also typically the economic foundation of their communities, with every dollar spent generating about \$2.20 for the local economy; and

WHEREAS, being a rural healthcare provider provides tremendous opportunities to offer more comprehensive, compassionate, patient-centered and holistic care to patients; and

WHEREAS, the New York State Office of Rural Health, the National Organization of State Offices of Rural Health and Bertrand Chaffee Hospital play a distinct role by leading efforts to address the unique healthcare needs of our rural citizens.

NOW, THEREFORE, I, Supervisor Gary Eppolito of the Town of Concord, do hereby proclaim November 16, 2017, to be National Rural Health Day in Concord, and encourage citizens to honor our rural communities as wonderful places to live and work; and

FURTHER, I encourage citizens to recognize the unique healthcare needs and opportunities that exist in those communities, and recognize the New York State Office of Rural Health, the National Organization of State Offices of Rural Health and Bertrand Chaffee Hospital for the valuable services they provide to address those needs and opportunities.

Dated, this 12th day of October, 2017.

h) Councilman Drake noted that it is the time of the year to close the E-Waste Shed before any winter snow arrives and would ask Town Clerk Schweikert to publish that the E-Waste Shed will be closing on November 1st. There was discussion as to when the Notice could be published in the Springville Journal giving residents enough time. Colleen Mahoney, Editor of the Springville Journal, noted that she would be able to get this Notice in the October 20th Journal. Supervisor Eppolito advised that the future of the E-Waste Shed is not certain and it may not re-open in Spring 2018. Northeast Southtowns (NEST) Solid Waste Management has been discussing recycling matters. NEST is trying to get some permanent sites, one in the Northtowns, one in the Southtowns, and two mid County locations utilizing highway barns which would be open certain days/hours for e-waste recycling. Motion by Councilman Drake, seconded by Councilman Krezmien, to authorize Town Clerk Schweikert to advertise that the E-Waste Shed as of November 1st. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

ITEM #5. OLD BUSINESS

There was nothing for Old Business.

ITEM #6. CONSENT AGENDA

- a) Erie County Dept of Social Services
- b) Cattaraugus Creek Ad-hoc 9/19/17 Minutes
- c) Springville Control Center 9/21/17 Minutes
- d) Foote Road Speed Limit
- e) Erie County Water Quality Committee 9/20/17 Minutes

Motion by Councilman Snyder, seconded by Councilman Zittel, to approve the Consent Agenda, Items a-e. Councilmen Krezmien, Drake & Zittel; Supervisor Eppolito, voting aye; Councilman Snyder, excused. Carried.

ITEM #8. COUNCILMAN NOTES

- a) Councilman Zittel said the Comprehensive Plan meeting on the September 21st went really well. It was very informative.
- b) Councilman Zittel had attended the Senior Center Open House on September 29th. It was a great success with over 175 people in attendance.

c) Councilman Drake had attended a Citizen Task Force meeting at the West Valley Demonstration Project. He provided the Board members with a copy of the presentation. It details where they are in the cleanup process and what they hope to do. This information is available on their website.

d) Councilman Krezmien noted that a week ago he met at Community Park with Assemblyman DiPietro. Councilman Drake and Hwy Supt Dains were also in attendance. They toured the Park reviewing what the Board would like to do, improvements of the infrastructure (the Snack Shack and the restrooms). Assemblyman DiPietro will talk with Senator Patrick Gullivan and look into funding for the Town. When Councilman Krezmien joined the Board, the Town did not have a Park or a Senior Center. The Town has accomplished both of those things and improvements every year.

e) Supervisor Eppolito wanted those in attendance to spread the word. The Pennysaver is asking for little biographies of any servicemen. The deadline is October 23rd. The Pennysaver would like to honor their dedicated service to our country in their November Veteran's Day section.

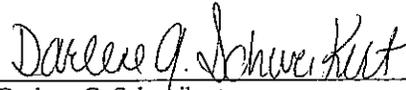
f) Colleen Mahoney, Springville Journal Editor, advised that the Springville Journal will be hosting a Candidate Question and Answer Forum for those running for Town Board. Please submit questions to the Journal by October 17th. The event will be held at the Town Hall Auditorium on October 19th beginning at 6:30 p.m.

ITEM #9. MOTION TO ADJOURN

Motion by Councilman Zittel, seconded by Councilman Drake, and passed unanimously to adjourn the meeting at 8:02 p.m. in memory of:

Grace E. Gentner
 Patricia A. McGaughey
 William N. Bremiller
 Letha F. Smith
 Marie M. Miller
 Karen A. Miller
 Lloyd Seider
 Alice Brautlacht

*Earlier in the meeting, Norma Lightcap asked for a moment of silence/prayer for the people affected by the weather and fires. Our community has been so lucky. Supervisor Eppolito asked for the moment of silence.



Darlene G. Schweikert
 Town Clerk

b
 f
 f

