

Minutes of the regular meeting of the Brant Town Board held on Tuesday, March 12, 2002 at 8:00 p.m. at the Brant Town Hall, Brant-N. Collins Rd, Brant, New York.

There were present:

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| Supervisor | Samuel J. Chiavetta |
| Councilman | Dennis Rubeck |
| Councilwoman | Ellen Bowman |
| Councilman | Martin Rosiek |
| Councilman | Eugene Czyz |
| Attorney | John Grennell |

Also present:

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| Gary Brecker | Code Enforcement Officer |
| Sherry Hughes | Sun Representative |
| Maggie White | Zoning Board Chairman |
| Leonard K. Pero | Revitalization Chairman |
| Diane Czyz | Supervisor's Secretary |
| William Dispenca | Town Justice |
| Wayne Falk | Chief of Police |
| Lee Brunelli | John O'Donnell, Jr. |
| Tony Andolina | Joseph Gardyjan |
| Mark Hageman | Margaret Hageman |

The meeting was opened with a pledge to the flag led by Maggie White.

Councilman Czyz made a motion; seconded by Councilwoman Bowman to accept the minutes of the Town Board meeting and Public Hearings of February 12, 2002 as submitted by the Town Clerk. MOTION CARRIED.

A Motion was made by Councilwoman Bowman, seconded by Councilman Czyz to accept the Supervisors financial report for the month of January as submitted. MOTION CARRIED.

When reviewing the Code Enforcement report for the month of February, Councilman Rubeck questioned the Reynolds property there were junk vehicles on the property in the back. Mr. Brecker stated that he would go check the complaint.

Councilwoman Bowman questioned Gary Brecker regarding the Condon & Weller site and he stated that he met with Joe Fortune and Hank Dewey regarding the composting site and it is an ongoing investigation.

A motion was made by Councilman Rubeck seconded by Councilman Czyz to accept the Code Enforcement Officers report for the month of February as submitted. MOTION CARRIED.

A motion was made by Councilman Czyz, seconded by Councilman Rosiek to accept the Dog Control Officer for February as submitted. MOTION CARRIED.

A motion was made by Councilman Czyz seconded by Councilwoman Bowman to accept the Police Chiefs report for the month of February as submitted. MOTION CARRIED.

A motion was made by Councilman Czyz and seconded by Councilman Rosiek to accept minutes submitted by the Planning Board for the February 26, 2002 meeting. It was noted that Leonard Pero and Neil Wilson would be serving on the Master Plan Committee. MOTION CARRIED.

Supervisor Chiavetta stated that a letter had been received from the Village of Farnham regarding a delinquent water account. Stated in the letter "as per the Water agreement, the Town is responsible for payment of the delinquent account". Councilman Czyz made a motion to bill the Customer for the money and if not received, add it to his tax bill. The motion was seconded by Councilman Rosiek. MOTION CARRIED.

Leonard Pero gave an update on the Revitalization Committee and stated that it was slow going, the grants are being processed but no news had been received.

Supervisor Chiavetta opened the floor for the acknowledgement of visitors. As no one spoke, the acknowledgement of visitors was closed.

A request from Police Chief, Wayne Falk was received to purchase three radios at a cost of \$376.50 each under the NYS Contract pricing, from grant money. A motion was made by Councilwoman Bowman and seconded by Councilman Rubeck to approve such purchase. MOTION CARRIED.

The Brant Volunteer Fire Company submitted a request to use the Large Grove area on August 4th for their annual family picnic. A motion was made by Councilman Czyz to grant this request, the motion was seconded by Councilwoman Bowman. MOTION CARRIED.

A request to begin using the recreation building gym for softball practice on Tuesday's beginning March 12, 2002 was submitted by the Brant Volunteer Fire Company. Councilman Czyz made a motion to authorize the use of the gym which was seconded by Councilman Rubeck. MOTION CARRIED.

A letter was received by the County of Erie requesting that Supervisor Chiavetta reimburse the County \$20,985.02 for the CSX and Norfolk & Southern Railroad Assessment Cases. Councilman Czyz made a motion to table this request for further investigation which was seconded by Councilman Rubeck. TABELLED.

A request was made by the Town Clerk to authorize her and one deputy to attend the NYSTCA Conference in Saratoga from April 21-24th as she did not attend the Association of Towns Conference. Councilwoman Bowman made a motion to authorize her attendance with one deputy, which was seconded by Councilman Czyz. MOTION CARRIED.

Councilman Rosiek made a motion to accept the Regional Farmland Protection plan along with the Town of Evans, and North Collins in the form a resolution and continuing the collaborative efforts in the three towns. The motion was seconded by Councilman Czyz and a roll call vote taken:

ROLL CALL VOTE:

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| Councilman Rosiek | Aye |
| Councilman Czyz | Aye |
| Councilman Rubeck | Aye |
| Councilwoman Bowman | Aye |
| Supervisor Chiavetta | Aye |

5 Ayes, No Nays. RESOLUTION ADOPTED.

As several changes in administration had taken place since the November elections, Town Clerk presented a recommendation to change the letterhead to include all of the offices and phone numbers. A motion was made by Councilman Rubeck to authorize the Town Clerk to go forward with the changes in the letterhead; motion was seconded by Councilwoman Bowman. MOTION CARRIED.

Town Clerk, Jamie Nolan, notified the Board that a table had been broken during a rental of March 2, 2002. The table had been repaired by the Highway Dept. and questioned that amount of security deposit to be withheld. Councilman Rosiek made a motion to charge \$25.00 for the repair of the table, which was seconded by Councilman Rubeck. MOTION CARRIED.

Town Clerk submitted notice that she would be on vacation from March 22 through March 30, 2002 and that Thea Ells would be covering the office.

A letter was received from Assemblyman Richard Smith, requesting a list for member item funding and information on securing a grant for the police department in the amount of \$3,000. The letter was received and filed.

Community Concern sent in the final results on the Needs Assessment Survey along with a comparison of other local municipalities. A motion to table any other action regarding this matter was made by Councilman Czyz and seconded by Councilman Rubeck due to lack of response. TABELLED.

A letter from Senator Volk's office regarding the redistricting of the 59th Senate District was received and filed.

A letter from Sheriff Patrick Gallivan regarding an appointment of Local Government Liaison Program was received and filed.

Evans Town Clerk, Carol Franey submitted a resolution she would like passed in the Town of Brant requesting that April 28th – May 4, 2002 be declared as Municipal Clerk's week in all of the Towns of the County of Erie. Councilwoman Bowman made a motion to adopt the resolution, which was seconded by Councilman Czyz.

ROLL CALL VOTE:

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| Councilwoman Bowman | Aye |
| Councilman Czyz | Aye |
| Councilman Rosiek | Aye |
| Councilman Rubeck | Aye |
| Supervisor Chiavetta | Aye |

5 Ayes, No Nays. RESOLUTION ADOPTED.

A request to use the Community Building on April 6th for a meeting of the Brant Cemetery Association was submitted to the Board. Councilman Czyz made a motion, seconded by Councilwoman Bowman to authorize use of the Community Building. MOTION CARRIED.

A request from Councilman Czyz was made to be allowed to receive health insurance through the Town at no cost to the Town. A motion was made by Councilman Rubeck to authorize the purchase of the insurance through the Town and was seconded by Councilwoman Bowman. MOTION CARRIED.

An invitation to have a booth at the Trade Expo 2002 by the Chamber of Commerce was received. As they were requesting the booth be attended during the open hours. Councilman Rosiek stated that he would like to check with Sandy Brant in Evans to see if a Farmland Booth could be arranged. The Town of Brant would have problems keeping the booth attended if on our own. TABLED.

A letter was received from Claddagh Commission for the purchase of theater seats to help with the refurbishing of the Angola Theater. The notice was read and filed.

A letter announcing the next N.E.S.T. meeting to be held on Thursday, March 14, 2002 and notice of a plan presentation was announced and filed.

A meeting of the Association of Erie County Governments for March 28, 2002 at 6:00 p.m. held at the Legacy Restaurant in Springville was announced and filed.

A letter from Cost Control Associates regarding the street lighting was received and filed.

A letter from Erie County Legislature regarding the keeping the additional 1% sales tax was received and filed.

Notice of a cooperative effort of the Great American Cleanup and application to participate was received and filed.

Councilwoman Bowman discussed a class she attended at the Association of Towns Conference on the Building Codes and the possibility of a statewide building code adoption progress that we could see in the timeframe of July 1, 2002. She would try to keep everyone updated as new information comes in.

A motion was made by Councilman Rubeck and seconded by Councilman Rosiek that General Town Wide Warrant 2002 #3, Vouchers 58-87, totaling \$28,625.03, General Town Wide Payroll 2002, Warrant #3, Vouchers 55-7, totaling \$21,851.92, General Part Town Warrant 2002 #3, Vouchers 9-12, totaling \$7,976.78, Highway Fund Payroll 2002, Warrant #3, Vouchers 3-4, totaling \$6,841.33, Highway Town Wide 2002 #3, Vouchers 15-23, totaling \$3,459.38, Street Lighting Fund 2002, Warrant #3, Voucher 2, totaling \$1,865.20. Lotus Bay Sewer Dist 2002 Warrant #3, Vouchers 2-3, totaling \$50,129.94, Brant-Farnham Sewer 2002, Warrant 3,

Voucher 1, totaling \$89,153.55 and Capital Projects Fund 2002, Warrant 3, Voucher 1, totaling \$22,365.00 be presented for payment. MOTION CARRIED.

A motion was made by Councilwoman Bowman, seconded by Councilman Rubeck to adjourn the meeting at 8:44 p.m. MOTION CARRIED.

Respectfully submitted,

Jamie S. Nolan, Town Clerk

APPROVED BY:

SUPERVISOR CHIAVETTA: _____

COUNCILMAN RUBECK: _____

COUNCILWOMAN BOWMAN: _____

COUNCILMAN CZYZ: _____

COUNCILMAN ROSIEK: _____