

REGULAR MEETING MINUTES – April 22,2024
of the
TOWN BOARD OF HANOVER – 7:30PM
Held at Hanover Town Hall, 68 Hanover St, Silver Creek NY 14136

Present:

Louis Pelletter, Supervisor, Bernard Feldmann Deputy Supervisor,
James Feldmann, Councilperson , Edward Schintzius, Councilperson,
Aimee Rogers, Councilperson, , Elizabeth VanCheri, Town Clerk
John Grennell, Town Attorney, Peter Pelletter, Highway Superintendent
Tom Harmon, County Legislator, Braden Carmen, Dunkirk Observer
Mark Lilly, Cheryl Lilly, Cindy Sheedy, David Adrian, Cawtile

The meeting opened with the Pledge of Allegiance.

FLOOR OPENED TO PUBLIC

Welcome to the public comment portion of our agenda. This is a time we afford the opportunity for the public to address the Town Board. Please state your name and address for the record and limit your comments to no more than 3 minutes. Please remember you are addressing the Town Board on matters of concern to the Town of Hanover. This is not a question-and-answer session nor is it a time to engage in a debate with other members of the audience. It is the policy of the Town of Hanover to discuss all public issues in a civil issue-oriented manner. Personal comments directed at members of the board or other Town officials or other members of the public will not be tolerated. With that being stated, does anyone have any comments under Open Public Comments?

RESOLUTION 97-2024

Upon a motion by Mr. Bernard Feldmann seconded by Mr. James Feldmann and unanimously carried, the minutes of the April 9, 2024 meeting were approved as presented.

PRESENTATION by David Adrian, Vice President of CAWTILE regarding the placement of Wind Turbines in Lake Erie including estimated costs, and probable environmental damages.

RESOLUTION 98-2024

WHEREAS, NY State has passed the Climate Leadership and Community Protection Act (the Climate Act) calling for 70 percent of electricity in the state to be produced by renewable resources by 2030, and 100 percent of the state's electricity to be generated by renewable resources by 2040; and

WHEREAS, wind energy has been designated by the Climate Act as an essential form of renewable energy; and

WHEREAS, there are a number of commercial wind energy facilities operating in Western New York, with more in the planning and permitting stages; and

WHEREAS, NY State's power grid manager New York Independent Systems Operator (NYISO) has determined the Western New York zone of grid to be 89 percent free of carbon emissions in the generation of electricity, and

WHEREAS, NYISO has described the lack of electricity transmission facilities capable of transmitting electricity from Western New York to downstate grid zones which are 90 percent dependent on fossil fuels for generating electricity, and

WHEREAS, the New York State Energy Research and Development Authority determined in 2022 that this is not the right time to consider offshore wind facilities in Lake Erie; and

WHEREAS, the offshore wind industry is experiencing global difficulties related to inflation and supply line shortages as evidenced by the recent NY State Public Service Commission decision denying industry requests for higher power delivery rates, and

WHEREAS, the long planned Lake Erie offshore wind energy project known as Icebreaker Wind near Cleveland, Ohio, has recently been suspended,

WHEREAS, questions concerning offshore wind energy facilities in fresh water bodies remain unanswered such as those which were not included in the NYSERDA reports of 2011 and 2022;

NOW THEREFORE, upon a motion by Mr Schintzius seconded by Mrs. Rogers,

BE IT RESOLVED: The Town of Hanover opposes, at this time, any efforts to introduce offshore wind turbines in the waters of Lake Erie.

MOTION CARRIED:

AYES 5: Schintzius, Rogers, Pelletter, J Feldmann, B. Feldmann NAYS: 0

RESOLUTION 99-2024

Upon a motion by Mr. B Feldmann, seconded by Mr Schintzius and unanimously carried, the Town Board hereby appoints Mark Lilley to the Planning Board to replace Birthe Hall with with such term expiring in December 2028.

RESOLUTION 100-2024

WHEREAS, article 18 of the General Municipal Law prohibits the officers and employees of a municipality from having certain conflicts of interest, and
WHEREAS section 806 of the General Municipal Law requires the governing body of each town, to adopt a code of ethics that sets forth for the guidance of its officers and employees standards of conduct reasonably expected of them, and
WHEREAS section 806 of the General Municipal Law also authorizes the governing body of any other municipality to adopt such a code of ethics, and
WHEREAS, a code of ethics adopted by the governing body of a municipality must set forth standards of conduct for the guidance of the officers and employees of the municipality with respect to disclosure of interests in legislation before the local governing body, holding of investments in conflict with official duties, private employment in conflict with official duties, future employment, and such other standards as may be deemed advisable.
NOW, THEREFORE, upon a motion by Mr. James Feldmann, seconded by Mrs. Aimee Rogers, the Town of Hanover hereby unanimously adopts a new code of ethics effective April 22, 2024.

MOTION CARRIED:

AYES 5: Schintzius, Rogers, Pelletter, J Feldmann, B. Feldmann NAYS: 0

RESOLUTION 101-2024

WHEREAS, Smith Mills Cemetery officials have requested financial assistance from the Town of Hanover in the amount of \$2,500. 00 to assist with the general budgetary expenses of maintaining this cemetery, including but not limited to insurance premiums, and lawn maintenance.
NOW THEREFORE, on a motion by Mr. B Feldmann, seconded by Mr. Schintzius, it is RESOLVED, that the Town Board of the Town of Hanover does hereby approve the payment of \$2500.00 to the Smith Mills Cemetery, a public cemetery corporation in the County of Chautauqua, to maintain the Smith Mills Cemetery in the Town of Hanover, for the calendar year 2024; and it is
FURTHER RESOLVED, that said assistance in the amount of \$2500.00 may be used by said cemetery association for its general overhead expenses to maintain the cemetery including, but not limited to, insurance premiums as required by law. The Hanover Town Board is requesting an accounting of the cemetery’s finances, including receipts, copies of insurance bills, and other expenditures, be provided to the Town.

MOTION CARRIED:

AYES 5: Schintzius, Rogers, Pelletter, J Feldmann, B. Feldmann NAYS: 0

RESOLUTION 102-2024

Upon a motion by Mr. Schintzius, seconded by Mrs. Rogers, the town board hereby sets the Hanover 2024 Beach hours as the following:
Open Weekends Only May 24, 2024 – June 21, 2024 with the exception of opening June 19th, 2024 for Juneteenth holiday.
Open 7 Days a week beginning June 22, 2024

MOTION CARRIED:

AYES 5: Schintzius, Rogers, Pelletter, J Feldmann, B. Feldmann NAYS: 0

TOWN BOARD REPORTS/COMMENTS

Supervisor Pelletter: See attached

Councilperson Bernard Feldmann- Water & Sewer is progressing on lead reports. About 90% done. Confident that the report will be completed by August as required. Met with Highway Superintendent about budgetary concerns/ issues. Working with Teamsters to reopen contract to correct wording in a few specific areas.

Councilperson Edward Schintzius- Tom Bracken is meeting with repair company to correct toilet issues. Checking on the beach facilities.

Councilperson Aimee Rogers – Tomorrow, 4/23/24, In-site Architects are coming to present their guidelines in regard to Forestville plan , it will also be the monthly meeting of Imagine Forestville. Continuing to work with Rick Klisiewicz for grants for Comprehensive Plan and beginning research and working on Ag grant. Will be meeting with Rick weekly to stay up to date on grant opportunities. Attended Erie County Downtown Revitalization and NY Forward event to learn about grants. Learned you can apply for both grants. Certain % of grants require the addition of housing units . Attended Chamber breakfast with County Executive. Working on scheduling with NYSEG for a meeting with Not for Profit Organizations to discuss new meters, will inform of date when set. Appreciate the Board passing the windmill resolution, especially on Earth Day. Forestville Clock, more paperwork finished this week. Grape Festival will be held September 13,14,15 2024.

Councilperson James Feldmann – working on technology policy

Town Clerk Elizabeth VanCheri – Yellow Dot program, NYS Sheriff is sending 600 kits (1200 packets)

Highway Superintendent Pelletter – Still working on building. Attempted plow damage but ground is still wet. Many people are calling wanting repairs made, but will have to wait it out, for drier conditions.

Attorney John Grennell – Drafted a response to correspondence received by Town Clerk.

County Legislator Tom Harmon- Thanks David Adrian from CAWTILE for presentation and thanks board for passing resolution opposing windmills in Lake Erie. States that it will take every single person’s voice to stand together to stop the state from moving ahead with windmills . ARPA must be allocated by12/31/24, Kiwanis had the basketball courts resurfaced and is looking for similar projects in the future.

CORRESPONDENCE:

Nicholas Schrubb – Application for Employment

James Bevilacqua – Invoice and letter for 2023 dredging

Mark Lilley - Interest in Planning Board Position

Meeting adjourned at 8:29 PM.

Respectfully submitted by:

Elizabeth VanCheri, Town Clerk

SUPERVISOR'S TOWN BOARD COMMENTS

April 22, 2024

by Louis F. Pelletter

WATERLINE- I sent a new updated letter, dated 4/5/2024, to Bob Becker, of Rural Development, advising him of our status along with our request for permission to move ahead with our project so we can keep our funding in place.

PLANNING-ZONING BOARD MEETING- I attended both Zoning and Planning Board meetings this month. I asked the Planning Board to consider a new Short Term Rental Law.

TOWN PARK- We met with John Custis, a PlayWorld Representative, about adding a playground to the town park. He has the design and a State Bid Quote.

MONTH OF THE YOUNG CHILD- I attended this year's event at the Lakeshore Family Center in Irving.

SEWER BED DRYING ROOF- The roof has been replaced and we received our final payment from the insurance Company. The insurance company paid the entire replacement cost.

PHONES/COMPUTERS- We continue to have problems with our system. Dave Sink spent a day working on this problem. It appears to be repaired for now. He will submit quotes to rewire the system so we have fewer connections.

CAMERAS- Pat Till has upgraded our building's camera system. We are testing it out to determine if it will record for a longer period of time.

DASNY GRANT \$50,000- All paperwork for this grant has been submitted, including a \$35,000 request for reimbursement. I also sent a request, asking to spend the remaining \$15,000 of the original \$50,000, that was not spent during the original renovation, on fencing for the basketball court.

TOWN PARK- We need to discuss the possibility of charging and setting up a maintenance fund for use of the Town Park. Also our serving counter's construction, to match the tables, is completed and installed.

TOWN PARK- I will be setting up a Phrase 1 dedication and ribbon cutting sometime in May before we open the park. Rob is going to check over our water system so it will be ready when we open.

AUDIT- The New York State Comptroller's office will be auditing us on Thursday, April 25th.

PROPERTY MAINTENANCE- I asked the building inspectors to look into property maintenance throughout the town. I am receiving numerous complaints of large amounts of garbage and trash in people's yards.

PAYROLL- We have a meeting on April 23 with the employees to discuss our payroll system.

LAKESHORE HOSPITAL- I will be the guest speaker at the Chautauqua County All Club's Banquet at the Forestville American Legion on April 28. My topic will be the history of Lake Shore Hospital.