

REGULAR MEETING MINUTES – August 12,2024
of the
TOWN BOARD OF HANOVER – 7:30PM

ROLL CALL:

Present:

Louis Pelletter, Supervisor, James Feldmann, Councilperson ,
Edward Schintzius, Councilperson, Aimee Rogers, Councilperson, ,
Elizabeth VanCheri, Town Clerk, John Grennell, Town Attorney,
Highway Superintendent Peter Pelletter, Bookkeeper Elmar Kiefer
also_7__other interested people.

ABSENT: Councilperson Aimee Rogers

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?

Kathy Burmaster, Sunset Bay- Sates she would like to see ARPA funds to be used to make the beach more handicap accessible by clearing the handicap parking areas, installing a walkway to the bathrooms and through the sand. She would also like to see cameras installed for crime prevention/ deterrent so the bathrooms could remain unlocked.

She would also like the tall grass on the corner of Iola trimmed back, and more signs on the one-way street, or the street painted to indicate it is a one way.

Kathy Kaicher from Imagine Forestville gave an update on the restored clock in Forestville. The clock has been installed on the island and is working. The next Imagine Forestville meeting is scheduled for August 28, 2024 at 7:00pm. Updated on the Main St Grant, C Partnership for Economic Growth agreed to lend Imagine Forestville the \$20,000 needed to apply if approved. Thanks the Town, Senator Borello, and residents for the letters of support for the grant. Farmers are happy with the Farmers Market, and are seeing more shoppers due to time change.

Timthy Crino, Sunset Bay – Inquired as to the status on the Article 78 hearing and parallel Federal Lawsuit relating to a property in Hanford Bay. Attorney Grennell advised that the town could not comment on pending litigation matters. Advised the board that there is surplus equipment in the storage room that needs to be disposed of when the town hosts the e-waste event mentioned in this agenda.

Lee Parker from the Hanover Planning Board gave an update and clarification on the pending Site Plan Application revisions. Suggested that a wording change in the application packet may require a change to the local zoning law. Supervisor Pelletter advised that the matter will be researched and discussed.

MONTHLY DEPARTMENT REPORTS

Town Clerk – July report submitted and reviewed

\$905.00 in State, County and Local Revenue, 51 Dog Licenses issued,

13NYS DEC Licenses issued, 1 Marriage License, 13 Handicap Tags issued

Sheriff - July report submitted and reviewed 389 incidents reported with 453 deputy responses

Supervisor Report for June and July 2024 was submitted and reviewed

Justice Court – July report submitted and reviewed

156 traffic cases disposed, 10 Penal Law, 6 Civil, 1 Environmental Law ,

0 Code Enforcement ,1 Tax Law. Total of \$13,010.00 collected

RESOLUTION 180-2024

Upon a motion by Mr. J Feldmann seconded by Mr.B Feldmann, with Mrs. Rogers being absent, therefore unanimously carried by present members, the minutes of the July 22,2024 meeting were approved as presented.

RESOLUTION 181-2024

Upon a motion by Mr. Shintzius seconded by Mr. J Feldmann and Mrs. Rogers being absent, therefore unanimously carried, authorization was given for payment of the following vouchers, as audited:

OLD BUSINESS:

Planning Board Site Plan Application

NEW BUSINESS:

Storm Damage Meeting will be held Tuesday 8/13/2024 @ 7:00pm at the Hanover Town Hall to present victims of the July 2024 storm with possible funding opportunities.

RESOLUTION 182-2024

Upon a motion by Mr. B Feldmann, seconded by Mr. Schintzius, with Mrs. Rogers being absent, therefore unanimously carried, the town board acknowledges the change in payment accounts, for the invoice of Kravitz Tree Service to remove trees at Town Park. The \$6000 fee for this service, which was approved on 6/24/24 by resolution # 155-2024, will be paid using funds from the American Rescue Plan Act, instead of the King Road Park Funds account.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 183-2024

Upon a motion by Mr. B Feldmann, seconded by Mr. Schintzius, with Mrs. Rogers being absent, therefore unanimously carried, the town board approves the purchase of gravel for Bicentennial (King Rd) Park from Gernatts Asphalt Products Inc, for a cost of \$1391.60, to be paid with funds from the American Rescue Plan Act.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 184-2024

Upon a motion by Mr. Schintzius, seconded by Mr. J Feldmann, with Mrs. Rogers being absent, therefore unanimously carried, the town board approves the purchase of gravel for Bicentennial (King Rd) Park from Big Dog Gravel Inc, for a cost of \$3015.68, to be paid with funds from the American Rescue Plan Act.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 185-2024

Upon a motion by Mr. Schintzius seconded by Mr B Feldmann and unanimously carried, with Councilperson B Feldmann and Councilperson J Feldmann disclosing a distant relationship to the homeowner, and pursuant to NYS Penal Law, Article 405.00, Section 2, the Town Board approved the Fireworks Display Permit to Skylighters of NY, LLC for J. Basil 1238 Front St, Silver Creek NY, for September 1, 2024

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 186-2024

Upon a motion by Mr. B Feldmann seconded by Mr.J Feldmann, with Mrs. Rogers being absent, therefore unanimously carried by present members, the town board authorizes the town clerk to advertise within town departments for one per diem (at will)Clerk II for the Assessor, Code, and Town Clerk departments.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 187-2024

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o (Section 119-o) empowers municipal corporations [defined in Article 5-G, Section 119-n to include school districts, boards of cooperative educational services, counties, cities, towns and villages, and districts] to enter into, amend, cancel, and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers, and duties on a cooperative or contract basis;

WHEREAS the Town of Hanover wishes to invest portions of its available investment funds in cooperation with other corporations and/or districts pursuant to the NYCLASS Municipal Cooperation Agreement Amended and Restated as of August 1, 2023;

WHEREAS the Town of Hanover wishes to satisfy the safety and liquidity needs of their funds;

Now, therefore, it is hereby RESOLVED as follows: That Louis Pelletter, Supervisor, of The Town of Hanover is hereby authorized to participate in the NYCLASS program under the terms of the NYCLASS Municipal Cooperation Agreement Amended and Restated as of August 1, 2023. Motion Made by Mr. B Feldmann, seconded by Mr. Schintzius.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 188-2024

Upon a motion by Mr. B Feldmann, seconded by Mr. J Feldmann, the town board approves an E Waste recycling event to be held Saturday August 31, 2024 from 9am – 3pm at the Hanover Town Hall Parking Lot. This will be an opportunity for Town of Hanover residents to discard old electronics for FREE to reduce the amount of e-waste entering the landfills. There will be no cost to the town unless items that are not NYS E-waste certified are accepted. Cost to the town for those items will be .37 per pound.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION NEEDED – *tabled until next meet to review a possible mathematical error*

WHEREAS The Town of Hanover has been awarded a NYSEFC Environmental Planning Grant in the amount of \$32,000 with a \$6000 local match, to conduct an engineering study for the Hanover Water and Sewer Expansion Project (CFA Project 131755), and,

WHEREAS a Legal Notice for the Request for Qualifications from Qualified Engineering Firms for the study was published as required, and

WHEREAS the only Request for Qualifications was received from Nussbaumer & Clarke, Inc, THEREFORE, it is hereby RESOLVED, that the professional services for the Engineering Study for the Hanover Water and Sewer Expansion Project for NYS Environmental Facilities Corporation Project 131755, be provided by Nussbaumer and Clarke at a fee of \$38,400.00.

Motion made by _____ to accept the bid, seconded by _____.

Vote: _____ Schintzius _____ B. Feldmann _____ J. Feldmann _____ Rogers _____ Pelletter

RESOLUTION 189-2024

Upon a motion by Mr. J Feldmann seconded by Mr. Schintzius and Mrs. Rogers being absent, therefore unanimously carried by present members, the Town Board approves the purchase of one HP Laptop with needed software and desktop printer for the Town Clerk's Office at a cost not to exceed \$1300.00, to be paid for with American Rescue Plan Act funding.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

RESOLUTION 190-2024

WHEREAS the Town of Hanover advertised for bids for the U.S Route 5 & 20 Watermain replacement Project, according to the General Municipal Law, and

WHEREAS On August 7, 2024 at 10:00am, 7 sealed bids were opened, read, and recorded, with one bid being lowest of all, and

WHEREAS all bid specifications were reviewed and approved by GHD Engineering, it is now THEREFORE, RESOLVED that that upon a motion by Mr. Bernard Feldmann, seconded by Mr. James Feldmann, and with Mrs. Rogers being absent, therefore, unanimously carried, the town Board hereby awards the bid for the Routes 5 & 20 Watermain Project to DJM Contracting Inc, 8743 E .Eden Rd, Eden NY 14057, at a cost of \$1,162,190.00, contingent upon availability of project funding and approval of town attorney.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

TOWN BOARD REPORTS/COMMENTS

Supervisor Pelletter: Awaiting contractor to start the repairs on the Town Hall roof. Will be meeting with the engineers for the Routes 5 & 20 southside sewer project to discuss Sewer Plant capacity. Will be meeting with Seneca Nation of Indians to discuss water lines. Asked Highway Superintendent to get quotes for paving sewer plant, boat launch, and town hall. Received email from Brooks Hospital to schedule a meeting with Park Grove, the new owners of Lakeshore Hospital, but the meeting was canceled, will advise when rescheduled. Advisors from Financial Equitable will meet with any interested Town employee to discuss financial planning options available to them. Still have not found signed PILOT program for Angell Rd. Councilperson Rogers is working on a new facilities agreement.

Tomorrow, August 13, 2024 at 7pm, the town will host a Storm meeting for any resident affected by the July tornado. St. Vincent DePaul Society has funding available and Noel Guttman will be on hand to discuss additional funding. Cassandra Pinkowski from Soil and Water will host a meeting on Aug 22, 2024 at the Hanford Bay Community Center to discuss what can be done to eliminate storm damage along properties. Received a Letter from IDA that the Moose club on Central Ave in Silver Creek has been torn down. Contacted contractors to discuss redesign of certain areas within town hall to improve security. Would like to see camera system in town hall upgraded. Fri 9/13 40th anniversary of Silver Creek bandstand, there will be a small ribbon cutting to replicate what was done in 1984. NYS Comptroller is auditing the Town. Attended a

teleconference with the new owners of Main St school, Hanover Assessor, Mayor Hornburg, and STEL regarding project. Village will need some of the towns tipping credits.

Note from Water/ Sewer Superintendent Weiskerger concerning water system. He advises that the towns water is secure. The Buffalo Road plant has fencing with barbed wire and smoke, fire, and burglar alarms monitored 24/7. Water Tower has cameras and alarms. All facilities have appropriate security measures approved by county health dept. Requests a new Backup well pump be purchased, authorized to get quotes.

Councilperson Bernard Feldmann – The Water and Sewer Department would like to purchase a wheeled skidsteer to replace the 1964 tractor that they currently use. The board will discuss during future workshop. Tina Abrams from The Seneca Nation Improvement Board has invited Lou and Bernie to attend their meeting on Tuesday 8/13/24 at 1:00pm. Has received requests from Highway Department and Water / Sewer Departments for their suggestions on use of ARPA funds.

Councilperson Edward Schintzius – There has been increased vandalism at beach. The ladder of the slide was tore off, and the porta potty was knocked over. The cleaner observed 3 youths causing damage and reported it immediately. Hoping it was an isolated incident, but thinks cameras are a good idea. Councilperson Feldmann has spoke to Pat Till to get quotes for cameras in beach pavilion area. The sand and embankment make it nearly impossible to make the beach wheelchair accessible, but will research the possibility.

Councilperson Aimee Rogers (WRITTEN) as sent to and read by Elizabeth VanCheri. – Rick Klisiewicz and I are working on getting quotes for the Comprehensive Plan consultant. Cost seems to be around \$60, 000. Since we did not qualify for the state grant due to the housing statement requirement, we are asking the board for ARPA money. We are on hold for the AG grant. I have visited each home on Prospect, Bradigan, and Gage Roads that were affected by the tornado. Last month I provided the Code Enforcement office with the Forestville Design Guidelines book and a thumb drive for their approval. At this time, I haven't heard back that it has gone to zoning board yet. Lou, Jeanne, and myself met with the property owner at 5 Main St, Forestville to discuss the possibility of a new business.

Councilperson James Feldmann – The county will be having a zoom meeting to discuss the Pro Housing Community Initiative during the next regular meeting of mayors and supervisors. Would like to add the Acceptable Use Computer Policy to next agenda for Board review and approval.

Town Clerk Elizabeth VanCheri – E-Waste recycling event will be for all Hanover residents, a list of acceptable items will be on website and the town Facebook page. Has begun securing quotes to replace the carpeting in Supervisor Pelletters office.

Highway Superintendent Pelletter- Provided an overview of the highway department security measures. States all equipment is equipped with GPS. Would like to see fencing installed around entire perimeter of highway grounds. Stated cameras were ineffective at stopping the theft at Sheridan Highway Department and believes fencing is the better choice. Updated on repair to Breakwall. Has spoke to Cassandra Pinkowski of Soil and Water and Army Corp of Engineers and is waiting for all entities to approve and move forward with project, but no start date as of this time. Has spoke to Senator Borrello about project as well. Working with Sheridan on Paving Laona Rd. With the Water St bridge being out, Rider Rd is going to have to maintained more than normal due to everyone using it as the detour. Starting to pave all roads cuts that have been done this summer. Windmill Company road repair is going to happen, the timeline has been moved. Possibly next year.

Attorney John Grennell – Received a Property Assessment Review Action from Rite Aid Corp. Has spoke to assessor about it and she is looking into it.

8:50pm Mr. B Feldmann made a motion to pause the regular session and enter into executive session to discuss a current litigation matter. Mr. Schintzius seconded the motion, and it was unanimously carried.

9:19pm Mr. B Feldmann made a motion to end the Executive session and return to the regular session. Mr. Schintzius seconded the motion, and it was unanimously carried.

RESOLUTION 191-2024

Upon a motion by Mr. B Feldmann, seconded by Mr. Schintzius, with Mrs. Rogers being absent, therefore unanimously carried, the Town Board authorizes Town Supervisor Louis Pelletter, to sign the agreement with Murray Roofing, 600 Cayuga Creek Rd, to make the repairs as necessary to the Highway Department Roof as outlined:

Per Elevate, included is the scope of the work to be performed for continued warranty at no cost to the town. Coordinate with the Town on setup area to access roof. Clean and prepare roof system to accept new material. Over the surface over existing roof, install batten bar around the perimeter and every 10 feet on center, approximately 900 linear feet. Mechanically attach through the roof into the steel deck 12” on center. Cover bar will 6” cover batten strip. Remove contractor related debris. Provide Prevailing wage. Ensure Fall protection. All work will be performed during normal business hours, Monday through Friday, 7am -5pm. All work is to be completed when temperatures are above freezing. Labor and materials will be covered to properly repair the wind damaged roof. The warranty will remain but will not be upgraded. The bill for the initial call out on July 9 will be forgiven.

AYES 4: Schintzius, Pelletter, J Feldmann, B. Feldmann NAYS: 0 ABSENT : Rogers

CORRESPONDENCE:

Kathy Burmaster, Sunset Bay Association – Request for projects using ARPA funds

Meeting Adjourned 9:23pm

Respectfully Submitted:

Elizabeth VanCheri

Town Clerk

DRAFT