

**PRESENT** Mayor Welch, Deputy Mayor Eydt, Trustee Conde, Trustee Coppins, Trustee Gibson, Law Counsel Leone, Superintendent Wills, Engineer Marino, Police Captain Salada, Fire Inspector Beebe, Building Inspector/Zoning Officer Candella, Clerk Fundis, Treasurer Longwell, Deputy Clerk Vazquez

**EXCUSED** Recreation Director McDermott, Historian Piper

**CALL TO ORDER** Mayor Welch called the meeting to order at 6:03pm.

**CERTIFICATE OF APPRECIATION – Joel & Mary Jo Erway**

Mayor Welch presented a certificate of appreciation to Joel and Mary Jo Erway to honor them for their efforts to honor the military, by treating active duty and retired members of U.S. armed forces to coffee, desserts and other food over Independence Day. This is their third year doing this, it just goes to show you what wonderful, caring individuals we have in our community.

**PUBLIC HEARING** Mayor Welch opened the public hearing at 6:06pm to adopt Local Law #16-2023 – amend Sec. 2-69 (1) to read: The position of deputy clerk in the village is hereby created, and the term of office of the deputy clerk shall be four years.

No residents spoke on the matter. A motion was made by Trustee Conde seconded by Trustee Gibson and passed unanimously to close the public hearing at 6:06pm.

**MINUTES** A motion was made by Trustee Coppins seconded by Deputy Mayor Eydt and passed unanimously to approve the July 17, 2023 minutes.

**BILLS** A motion was made by Trustee Gibson seconded by Deputy Mayor Eydt and passed unanimously to approve the August 2023 bills as presented by Treasurer Longwell in the following amounts:

General Fund: \$491,756.21  
Capital Fund: \$298,069.83  
Trust & Agency: \$4,794.02  
Total: \$794,620.06

**OLD BUSINESS** **Maureen Kellick & Dan Buttery – Academy Park Restroom Art Mural**  
Maureen Kellick and Dan Buttery presented concept art for art murals, along with metal sculpture/bench for the Academy Park restroom. Lisa Vitello of Niagara River Greenway said that Greenway is excited for the artwork to bring people into the Village of Lewiston and on the bike path. This is a premier destination for cyclists, and Academy Park is one of Greenway’s major gateways.

A motion was made by Deputy Mayor Eydt seconded by Trustee Conde and passed unanimously to approve the proposed artwork for the Academy Park restroom.

**Dan Buttery – Art Frames/Relocation of the Spirit of Victory Monument**

Dan Buttery spoke on the proposed relocation of the Spirit of Victory Monument; The monument is currently on Joseph Davis property, and it is not really seen. I would like to relocate it back to the Village of Lewiston. Buttery said the monument is about 20 feet tall, and the state parks are willing to help move this. It is part of Lewiston and Artpark’s history.

A motion was made by Trustee Coppins seconded by Trustee Conde and passed unanimously to approve the relocation of the Spirit of Victory to the Village of Lewiston, with a recommendation from Trustee Coppins to place it on the Center Street side of Academy Park.

**Jet Boat Dock Proposal**

Architect, David Giusiana, proposed a new dock configuration for the Whirpool Jetboat Tours; proposing three floating docks for the boats to be parked parallel

along the seawall, and the current backward s-shaped Jet Boat docks to be allowed access by the Village of Lewiston to be used for transient docks.

A discussion ensued between residents, the Board of Trustees and John Kinney on concerns for the new proposal; including boat traffic and accessibility for slip holders, the potential of losing access to the public waterfront, and the condition, maintenance and responsibility of the proposed transient dock system.

Mayor Welch said that we are here tonight to listen to the proposal, and to discuss if this proposal is beneficial to the Village of Lewiston and Whirlpool Jetboat Tours; nothing has been decided on.

A motion was made by Trustee Conde seconded by Trustee Gibson and passed unanimously to table the proposal for further discussion and possible renegotiation.

**NEW  
BUSINESS**

**Local Law #16-2023**

A motion was made by Trustee Gibson and seconded by Deputy Mayor Eydt to adopt to adopt Local Law #16-2023 – amend Sec. 2-69 (1) to read: The position of deputy clerk in the village is hereby created, and the term of office of the deputy clerk shall be four years.

Clerk Fundis polled the board and the motion passed with five yes votes:  
Gibson – YES Coppins – YES Conde – YES Eydt – YES Welch - YES

**Fireworks for Niagara Falls Country Club – August 28, 2023**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the request from the Niagara Falls Country Club and Skylighters of WNY for use of Richard F. Soluri Park for a fireworks display permit to be held on Saturday, August 26, 2023, with the stipulation that the Niagara Falls Country Club publicly notifies the residents of this display.

**2023 Peach Festival Parade Request**

A motion was made by Deputy Mayor Eydt seconded by Trustee Conde and passed unanimously to approve the 65<sup>th</sup> Annual Peach Festival Parade on Saturday, September 9, 2023 from 10am to 1pm.

**2024 Peach Festival Request**

A motion was made by Trustee Gibson seconded by Trustee Conde and passed unanimously to approve the facilities use request for Academy Park from August 31, 2024 through September 14, 2024 to host the 66<sup>th</sup> Annual Peach Festival from September 5, 2024 to September 8, 2024.

**2024 Peach Festival Parade Request**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the 66<sup>th</sup> Annual Peach Festival Parade on Saturday, September 7, 2024 from 10am to 1pm.

**2024 Lewiston Artisan Farmers Market Request**

A motion was made by Trustee Coppins seconded by Trustee Gibson and passed unanimously to approve the facilities use request for use of Academy Park to host the Lewiston Artisan Farmers Market on Saturday's from 7am to 2pm from June 1, 2024 to October 12, 2024. This request includes the use of four no parking signs to be enforced Saturday mornings during the market season from 7am – 9am, as well as a request to have a porta-potty placed in Academy Park behind the band shell for the duration of the market.

**Lewiston Fire Co. No. 1 Memberships**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the following Lewiston Fire Co. No. 1 Conditional Memberships:

**Spencer Rajuan Rhyans  
Connor David Pawlikowski**

**Niagara River Greenway Bike Ride Event – September 16, 2023**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the request from Niagara River Greenway to host a bike ride event on Saturday, September 16, 2023 from 12pm to 3pm. The ride will begin at Academy Park towards Joseph Davis Park, and end at the Red Brick Municipal Building.

**Annual NYSDE MS4 Report**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the Village Annual NYSDEC MS4 Report.

**Wargo Change Order Request**

A motion was made by Trustee Gibson seconded by Trustee Conde and passed unanimously to approve the change orders 6-11 submitted by Wargo for the DPW garage addition, which revises their contract amount to \$1,536,121.68.

**Village of Lewiston Employee Handbook**

A motion was made by Trustee Gibson seconded by Trustee Conde and passed unanimously to adopt the proposed Village of Lewiston Handbook dated May 2023, as written.

**Wireless CCTV Camera Contract Renewal**

A motion was made by Deputy Mayor Eydt seconded by Trustee Conde and passed unanimously to approve the service renewal with Wireless CCTV for the Lewiston Police Department re-deployable cameras on Center Street for a two year contract, in the amount of, \$5,940.00.

**Payment Request for Nussbaumer & Clarke, Inc.**

A motion was made by Deputy Mayor Eydt seconded by Trustee Gibson and passed unanimously to approve the payment to Nussbaumer & Clarke, Inc. in the amount of \$11,466.00 to come out of the Water Improvements Capital Fund H05-8397-2000. This is for the work completed on the 9th Street Water System Improvement Project.

- REPORTS** **Clerk Fundis** said she has been working on the process for tax exemptions for historically designated properties with Tax Assessor, Linda Johnson. I have also consulted Law Council Leone, and the Village will first work on creating and adopting Local Laws before adopting a resolution to offer the exemptions.
- BOARD REPORTS** **Trustee Coppins** said that she and Superintendent Wills met with Modern Disposal to discuss the recent price increases. Modern Disposal has agreed to send notification prior to the price increases going forward.
- ADJOURN** A motion was made by Deputy Mayor Eydt seconded by Trustee Conde and passed unanimously to adjourn the meeting at 7:19pm.

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Shannon Fundis, Clerk