

CALL TO ORDER

Mayor Collesano called the work session to order at 6:00 Pm with the Pledge of Allegiance.

PRESENT

Mayor Collesano, Trustee Gibson Trustee Sutherland, Trustee Eydt, Trustee Conde, Law Counsel Joseph Leone, Engineer Michael Marino, Supt. Brolinski, Police Chief Previte, Zoning Officer DeVantier, and Clerk Treasurer Salada.

RESIDENTS

No residents came forward to speak.

CORRESPONDENCE

Trustee Eydt spoke of the recent correspondence from Anthony DiMino owner of the Center and S. 8th St. Plaza. Anthony DiMino said water has been leaking into the plaza parking lot dating back to March of 2017. It is my understanding that the Dept. of Public Works repaired a water break at that intersection on the north side which should correct the problem.

Trustee Eydt also spoke of the memo from Jeffery Ritter Chief Operator of the Sewer Treatment Plant; the next Tri community meeting is Thursday, December 21, 2017 at 6:00 PM. I will be going Trustee Eydt said.

Trustee Sutherland said I usually attend those meetings also; I will be there too.

OLD BUSINESS

Trustee Eydt asked if anyone had heard from the Village insurer about the damage at Lewiston Landing.

Clerk Treasurer Salada said she had reached out to them and had not heard back. She said she would reach out again.

Trustee Eydt asked if there had been any progress with the illegal tree removal on North Seventh Street.

Law Counsel Leone said he had not had any contact for that subject.

Trustee Eydt asked if he had considered drafting a letter to the owner.

Law Counsel said that the Village of Lewiston's local law on trees is not so bad. Law Counsel Leone went on to quote the tree law saying; anything in a park or right of way is fineable up to two hundred fifty dollars. There is also a provision in the law that says will full damages can be charged up to the value of the tree. I could also commence a lawsuit on behalf of the Village Board if you wish. I do not know that a two hundred and fifty dollar fine is adequate.

Trustee Eydt said I think we should at least proceed; draft a letter and send it to the property owner.

Trustee Sutherland said we publically told him no at a Village Board meeting.

Law Counsel Leone said yes and as I recall it was a three / two vote no to not remove the tree.

Trustee Sutherland said to Chief Previte, I remember you talked about criminal mischief.

Chief Previte said it definitely fits the definition and depending on the value it could be a felony.

Supt. Brolinski said the price to replace a mature tree where this one was removed was priced at \$36,000 by Rob Brennan of Arbor tree.

Law Counsel Leone said he would put something together for the next Village Board meeting.

NEW BUSINESS

APPROVE LEWISTON LIBRARY TRUSTEE

A motion was made by Trustee Sutherland and seconded by Trustee Gibson to approve the request from the Lewiston Public Library Board of Trustees to appoint Mary-Jo Farrell for a five year term to 2022.

RESOLUTION

Law Counsel Leone said we received a request from Amy Witryol to have the Village Board adopt a resolution opposing the CWM expansion. Law Counsel Leone said I have looked these documents over and it has merit, it appears to be a propelling argument. I recommend the resolution as follows:

Whereas the Village of Lewiston Board of Trustees seek to promote the health, safety, and general welfare of the community;

Whereas the Village of Lewiston and the Town of Lewiston have long opposed the commercial importation of PCBs and hazardous waste for treatment, storage and disposal activities in the Lewiston-Porter community near schools, farms and homes;

Whereas the Village of Lewiston and the Town of Lewiston have long opposed the commercial transportation of PCBs and hazardous waste through the Lewiston-Porter community and past all public schools;

Whereas the commercial importation of PCBs and hazardous waste for disposal in the community ceased in November of 2015 and the associated landfill was certified as closed in June of 2017 by the New York State Department of Environmental Conservation;

Whereas the Village of Lewiston, the Town of Lewiston, the Village of Youngstown, Niagara County, the Lewiston Porter Central School District, the Niagara County Farm Bureau and Residents for Responsible Government, Inc. are intervenors in state regulatory proceedings in opposition to an application to site a massive new PCB and hazardous waste landfill in the community;

And whereas a petition and complaint was filed by area residents on October 19, 2017 in Erie County Supreme Court to prevent any impermissible commercial PCB and hazardous waste treatment and storage activities in the community;

Be it resolved that the Village of Lewiston wishes to file papers with the court to participate in support of the residents' petition, in such form and substance deemed appropriate by counsel to the Village of Lewiston;

Be it further resolved that no expense shall be incurred by the Village in advance of approval by a meeting of the Village Trustees, and be it further resolved that a copy of this resolution be forwarded to the intervenors.

A MOTION TO APPROVE THE RESOLUTION OPPOSING THE CWM EXPANSION

Trustee Eydt made a motion to join the other communities listed in this resolution since the Village of Lewiston is a good portion of the Town of Lewiston and that we are affected by this waste site known as CWM. Therefore I make a recommendation that we

approve this resolution. Trustee Sutherland seconded the motion saying I want to go on record in support of Amy Witryol and the Residents for Responsible Government and the quest to stop the spread of PCBs as a community we have done more than our fair share having allowed this storage to happen for this long. This community is a huge water resource, do this for the Great Lakes, our community and our schools, who have been threatened for long enough. I too support this resolution.

It is recorded that the Village Board of Trustees voted as follows:

Trustee Conde	“YES”	Trustee Gibson	“YES”
Trustee Eydt	“YES”	Trustee Sutherland	“YES”
Mayor Collesano	“YES”		

DISCUSSION

Mayor Collesano informed all in attendance that the date of the January 2018 Village Board work session will be Tuesday, January 2, 2018. No one commented on this information.

Ed DeVantier stated that the Planning commission has recommended that projecting signage be allowed on Center Street. The Village Code would have to be revised.

The NYS Dot responded saying that six inches or less is not an issue, but they suggest that we do not pass a law allowing signs to go into the state right of way. They will not consider signs in the right of way; the current signage will be grandfathered.

Trustee Sutherland asked; I wonder if we could hold a meeting with the State DOT officials and express that it would be a detriment to our local businesses.

Trustee Conde asked if the State officials gave a reason.

Mayor Collesano said it is policy.

Zoning Officer DeVantier stated that the NYS DOT is already requiring the current encroachments to file for a permit and give proof of insurance.

Trustee Eydt said he would like to have the officials at least sit down and explain the reasons.

The Village Board asked Clerk Treasurer Salada to touch base with Frank Cirillo, Regional Director of the NYS DOT and see if a meeting could be put together.

Trustee Sutherland opened discussion on the Great Lake’s water level conditions and forecast by reading an email from Jonathan Schultz Niagara County Fire Coordinator and Director of Emergency Management:

Good afternoon, interesting update from the NWS, we are 16 inches higher than we were last year and the lake has risen an inch. Happy Thanksgiving everyone!

In the last month Lake Erie fell one inch. This is 8 inches higher than the same time last year. Lake Ontario rose one inch; this is sixteen inches higher than the same time last year. Over the next month, Lake Erie is forecast to drop one inch by December 17, 2017 the outflow into the Niagara River is forecast to be above average for the month of November 2017. Lake Ontario is forecast to drop seven inches by December 17, 2017. The outflow into the St. Lawrence River is projected to be above average for the month of November 2017.

Trustee Sutherland opened for discussion the need for alternates on the Zoning Board of Appeals and the Historic Preservation Commission. He said as personnel liaison he would be

willing to contact interested individuals and see if they were still interested and which Boards or Commissions they were interested in serving on. I will then give the names of those interested to the Chairmen and they can interview and come up with a recommendation to give the Village Board for appointment.

Mayor Collesano said thank you to Trustee Sutherland.

Trustee Conde said he was approached by Russ Piper of the museum on the first floor in the Redbrick Municipal Building, he has asked for more space. Preferably the space next his that is used by Marianne Gittermann for sewing classes.

After a brief discussion it was decided that the "sewing room" used by Marianne Gittermann was not available.

Trustee Sutherland said we can look at other options for Mr. Piper.

Clerk Treasurer Salada was asked by the Village board to call Russ Piper and ask him about scheduling hours for supervised visitors in his museum.

Trustee Conde also opened discussion on rooms one and three which Ami Patrick rents for fitness classes in the Redbrick Municipal Building. It has been suggested that she move her P90X fitness classes and Pound classes to room eleven above the gym where there are steel beams in the floor. Trustee Conde said Ami Patrick was receptive but would not be able to pay full price so she asked to negotiate the cost of renting room eleven to move the classes.

Mayor Collesano asked how much she had invested in rooms one and three, the discount should be considered with that in mind.

Trustee Sutherland suggested a couple of months free rent.

Trustee Conde said he will meet with her and see what she thinks would be fair.

Trustee Sutherland said he asked Supt. of Public Works Brolinski to update the list of vehicles and their age to come up with a plan for future budgeting costs associated with replacement vehicles. I am hoping to come up with a five year plan.

ANNOUNCEMENTS

Mayor Collesano asked Clerk Salada to read the announcements:

- The next Village Board meeting will be held on Monday, December 18, 2017 at 6:00 PM in the Village Boardroom, 145 N 4th St. Lewiston

The Village board of Trustee will hold a Public hearing on December 18, 2017 at 6:00 on the Planning Boards recommendation to change the Village Code Sign Law Section 13, D, 3, a, 2.

- The next Planning Board meeting is scheduled for Monday, December 11, 2017 at 6:30 PM in the Village Boardroom, 145 N 4th St. Lewiston.
- The next Zoning Board of Appeals meeting will be held on Tuesday, December 12, 2017 at 6:30 PM in the Village Boardroom, 145 N 4th St. Lewiston.
- The next Historic Preservation Commission meeting will be held on Wednesday, December 20, 2017 at 6:00 PM in the Village Boardroom, 145 N 4th St. Lewiston.
- The Village of Lewiston Clerk's office and Dept. of Public works will be closed on Monday, December 25, 2017 for the Christmas Holiday and Monday, January 1, 2018 for the New Year's Holiday. This is per Village Code Sec. 2- 75-Holidays.

Mayor Collesano said I would like to close saying I have never been so proud of being a Lewistonian as I was this past weekend. What a beautiful weekend we had in the Village of Lewiston, everyone came together the Historic Association, Pam Hauth as Historian, the Chamber of Commerce, and other Village Representatives. What a glorious, glorious weekend. I think we all had fun and I can't wait until next year.

Trustee Sutherland added I would like to mention that the Dept. of Public Works has done a wonderful job with the village and the holiday lights.

ADJOURN

Trustee Sutherland made a motion to adjourn the Village Board meeting at 6:37 Trustee Gibson seconded the motion

Amy Salada, Clerk Treasurer