

PUBLIC HEARING - Mayor Welch opened the public hearing at 6:00 PM to amend Village Code Section §11-16 Speed Limits; this amendment is to change the speed limit on Onondaga Street between N Second Street and N Fourth adjacent to Toohey Park to 20 Miles Per Hour.

No public stood to speak.

Trustee Eydt made a motion to close the public hearing to amend the Village Code Section §11-16 Speed Limits at 6:04 PM, Trustee Gibson seconded the motion and it passed unanimously.

PRESENT

Mayor Welch, Trustee Conde, Trustee Eydt, Trustee Marasco, Trustee Gibson, Law Counsel Leone, Zoning Officer DeVantier, Police Captain Cain, Engineer Marino, Supt. Brolinski, Building Inspector Candella, Fire Inspector Beebe, and Clerk Treasurer Salada.

CALL TO ORDER

Mayor Welch called the Village board meeting to order at 6:04 PM with the Pledge of Allegiance.

PRESENTATION OF CERTIFICATES OF APPRECIATION

Mayor Welch opened the presentation by saying these individuals have given a lot of time, a lot of effort and have done a lot of work in our gardens to improve our village. The following individuals and groups were presented with Certificates of Appreciation:

Lewiston Garden Club attendees gathered to accept their Certificate of Appreciation presented by Mayor Welch in recognition of outstanding contribution to the Village of Lewiston; Mayor Welch said you do beautiful work.

Marianne Gittermann, accepted the Certificate saying we are only a representation of our fifty-two members. She also took the time to thank the Department of Public Works saying they make us look good with their assistance.

Lewiston Beautification attendees were presented with a Certificate of Appreciation which read in recognition of outstanding contribution to the Village of Lewiston by Mayor Welch.

Marianne Gittermann said most of us wear two hats (Garden Club and Beautification Commission) we work on the gardens in the spring and summer and also do wreaths and swags for the winter season.

Mayor Welch said Francis and Marie Williams are not here tonight but I would like to recognize them for donating the little girl with the watering can which has been placed at Hennepin Park.

Marianne Gittermann accepted for Francis and Marie Williams saying the Williams donated funding to the Beautification Commission because they saw what we do and wanted to assist us. So we used the funding to purchase the little girl with the watering can statue.

Marianne Gittermann said we try to make our little village look good all the time.

Mayor Welch presented Judy Talarico with a Certificate of Appreciation for her and Sam Talarico (who was unable to attend). Mayor Welch thanked Judy Talarico for their part in beautifying the area in front of the Rite Aid Plaza, by watering the new plantings.

Mayor Welch showed the crowd that she had a Certificate of Appreciation for Gary Hofing of Rite Aid Plaza. Gary Hofing had presented the Beautification Commission with funding to landscape the area on Center Street in front of the Rite Aid plaza.

Judy Talarico said that Gary Hofing has been a good neighbor he has said he is planning on charging to park in the Rite Aid lot during festivals to raise money for the Beautification Commission.

Mayor Welch opened the presentation for Anthony DiMino's (who was unable to attend) Certificate of Appreciation saying Anthony DiMino saw what you ladies had done with the Rite Aid Plaza and we had a conversation after which he planted two hundred and fifty blubs, Hosta and Day Lilly plants on Center Street in front of the CVS Plaza, it is going to be beautiful.

RESIDENTS

William Brodie of 416 Garden Lane, Lewiston stood to speak in regards to 902 Mohawk St. in the Village of Lewiston: William Brodie said an illegal fence has been put up, it is chicken wire. This fence has been placed next to 300,000 to 400,000. Dollar houses. I want this complaint of mine included in tonight's meeting minutes to make sure this complaint is followed through with. I would like to know what is the purpose of the fence and what is the time frame for compliance.

Zoning Office DeVantier said he will send a notice immediately telling the property owner that they have to apply for a building permit or I will be issuing an appearance ticket.

Mayor Welch said she would make sure that this compliant was followed up.

CORRESPONDENCE

No correspondence was brought forward.

MINUTES

A motion was made by Trustee Conde seconded by Trustee Marasco and passed unanimously to approval of the August 20, 2018 and September 4, 2018 Village Board meeting minutes.

BILLS

Trustee Marasco said she was lucky to have great people on hand to teach her how it all comes together, there were eighty-five different vouchers to audit and sign.

Trustee Marasco made a motion to approve the September 2018 vouchers for payment, Trustee Eydt seconded the motion and it passed unanimously to pay the September vouchers totaling the following amounts:

General Fund	\$173,339.30	Trust & Agency	\$7,781.27
Capital fund	\$190,512.00		

REPORTS

Captain Cain said no report for the **Lewiston Police Department**.

Building Inspector Candella said my written report was submitted.

Zoning Officer DeVantier said my written report has been submitted any questions.

Trustee Conde asked about 885 Oneida Street and the three illegal vehicles on that property.

Zoning Officer DeVantier said I only saw one vehicle.

Trustee Eydt said there are two vehicles against the hedgerow.

Trustee Conde added tucked in the back of the property.

Fire Inspector Beebe said my written report was submitted, any questions.

Recreation Director McDermott reported that he had been working closely with the Lions Club on the inclusive playground for Toohey Park; they are fantastic to work with. I have a meeting with the Parks Recreation Conservation Board planned to discuss this park further.

Recreation Director McDermott said further that the Lions Club is sponsoring a local Art Competition with a first prize of \$1,000 this competition will be based on “peace”. The winner of this competition will have the chance to compete in the Lions International Art Competition which has a first prize of \$5,000.

Mayor Welch said to Director McDermott thank you for working on this park project.

Zoning Chairman William Brodie reported that he attended his first Zoning Board of Appeals meeting on August 28, 2018 and was surprised to be chosen as the Chairman. At this meeting we held a public hearing for improvements in the right of way for 265 S. 4th Street which was approved.

LIAISON REPORTS

Trustee Marasco reported on attending the recent Lewiston Library meeting where they discussed the Town of Lewiston cutting funding by \$40,000. The Village of Lewiston does in kind services for the Lewiston Library such as mowing lawns and snow plowing. These people are a great group they are very committed.

Mayor Welch reported attending a recent Artpark meeting to introduce herself. I want to work closely with them.

OLD BUSINESS

No old business was brought forward.

NEW BUSINESS

AMEND SPEED LIMIT

A motion was made by Trustee Gibson seconded by Trustee Eydt and passed unanimously to approve the amendment to Section §11-16 Speed Limits of the Village of Lewiston, New York:

To lower the speed limit on Onondaga Street between N. Second Street and N. Fourth Street to 20 Miles Per Hour.

LEWISTON FIRE CO. NO 1

A motion was made by Trustee Conde seconded by Trustee Eydt and passed unanimously to approve the following membership requests from Lewiston Fire Company No. 1:

Conditional Membership - **Robert Siegrist**

Restricted Membership- **Eugene Siegrist**

REDCROSS BLOOD DRIVE

A motion was made by Trustee Gibson seconded by Trustee Conde and passed unanimously to approve the request from Mary Beth Hall of Red Cross to hold a Blood collection drive in the Redbrick Gymnasium on Wednesday, December 26, 2018.

AMEND /REPEAL PARKING SIGNS

A motion was made by Trustee Eydt seconded by Trustee Conde to **TABLE** the request from Mayor Welch and Chief Previte to schedule a public hearing on October 15, 2018 to amend/repeal the 15-minute parking signs and the two-hour parking signs on Center Street.

This motion was tabled until further discussion could be had regarding this amendment.

BOUNCE HOUSE FOR HALLOWEEN

A motion was made by Trustee Gibson and seconded by Trustee Marasco to approve the request from Recreation Director McDermott to have the Village Recreation

Department hire Bounce-n-Around to have a bounce house from 6:00 PM to 8:00 PM at the annual Halloween Party on Wednesday, October 31, 2018. The rental fee is \$150.00 which will come out of A00-7310-4120.

This motion passed with four “yes” votes and Trustee Conde abstaining from the vote.

WILD TURKEY HUNT

A motion was made by Trustee Conde seconded by Trustee Eydt and passed unanimously to approve the request from Recreation Director McDermott for use of Toohey Park on Friday, November 9, 2018 at 7:00 PM to hold the annual “Wild Turkey Hunt” for kids.

AMEND BUDGET

A motion was made by Trustee Eydt and seconded by Trustee Marasco and passed unanimously to amend the 2018-2019 budget as recommended by Brown and Company for insurance fees collected from an accident with the watering truck (08/15/2018).

FROM: A2680 Insurance Recoveries in the amount of \$1,749.43

TO: A00-1640-4060 Central Garage Equip. Repair for repairs to the watering truck in the amount of \$1,749.43.

CHRISTMAS WALK PARK USE

A motion was made by Trustee Gibson seconded by Trustee Conde and passed unanimously to approve the facility contract request from Niagara River Region Chamber to use Academy Park, Hennepin Park, and the Peace Garden for activities during the annual Lewiston Christmas Walk; Saturday, December 1, 2018 and Sunday, December 2, 2018.

EXECUTIVE SESSION

A motion was made by Trustee Eydt seconded by Trustee Conde and passed unanimously to enter into executive session to discuss personnel immediately following this Village Board meeting.

USE REDBRICK GREENSPACE TO PARK CARS

A motion was made by Trustee Eydt seconded by Trustee Conde and passed unanimously (with two acceptations) to approve the request from Jennifer Pauly, of the River Region Chamber to park vendor’s cars on the green space at the Redbrick Municipal property, Saturday, September 22, 2018 and September 23, 2018 during the Hops and Harvest Festival. The cars are not to drive across the basketball court area.

Trustee Conde requested an alternate plan to park the vendor’s cars if it should rain.

DISCUSSION

Mayor Welch opened discussion on setting a meeting day and time for changes to the **village facility contract**. It was decided to add this to the October 1, 2018 work session agenda.

Mayor Welch opened discussion on **village trees in the village right of way** (and the maintenance of them); Supt Brolinski said any resident can trim a tree to their liking. They cannot take them down they have to come to the Village Board for permission to take a tree down. If a tree is dead, they just have to bring it to our attention with a copy of their survey.

Mayor Welch added if the tree limbs are in the electrical wires they should be advised to call National Grid to have their company trim the limbs.

Mayor Welch said I am actively looking into grants; DEC offers a Forestry Grant for the Ash trees with the Ash Borer problem. Supt. Brolinski said he will take an inventory of the trees that need removal.

Trustee Eydt asked Supt. Brolinski where he stood with his tree trimming budget.

Supt. Brolinski answered that he would know better after the September 2018 vouchers were processed.

Mayor Welch said that the Village Dept. of Public Works did a lot of cutting and cleaning up after the September 3, 2018 storm.

Mayor Welch said our Zoning Officer DeVantier asked to get our opinion on Air B & B's;

Zoning Officer DeVanter said he had a resident inquire about what the Village Code stated in regards to Air B&B rentals. We do not have a written code on this subject, we have a law for Bed & Breakfasts.

Building Inspector Candella said you can run them through an inspection, there is usually a fee involved I can get the format from the City of Niagara Falls.

Trustee Conde asked don't they follow the same restrictions as a Bed & Breakfast.

A lady in the audience stood and asked isn't that a business they are running out of their house.

Mayor Welch said it is not like a home occupation.

The lady said we live in a complex with a home owner's association.

Mayor Welch suggested having the restrictions put through the home owner's association.

Law Counsel Leone said that Air B & B's can be zoned out of existence. In New York City right now they are trying to force them out of existence. For the time being we do not have a local law for Air B & B's; is it a business, no. If I wanted to lease my house while I winter in Florida, I can. We do have a Bed & Breakfast law. Right now nothing prevents this from occurring.

Mayor Welch said there is a code that permits "tourist homes" in the village.

The lady in the audience asked; doesn't the owner have to be present at the establishment, it is a hotel that they are operating.

Mayor Welch said if you have concerns you should take it up with your home owners association.

REPORTS

Clerk Treasurer Salada read her written report; The Clerk's Office sent out the late notices for unpaid taxes due to the Village of Lewiston by October 31, 2018. Any unpaid taxes on October 31, 2018 will be turned over to the Niagara County Treasurer's Office for collection. Pursuant to New York State real Property Tax Law Section 987.1. Water meter readings are being collected for the October 1, 2018 billing. Deputy Myers attended a Niagara County shared services meeting last week with Mayor Welch. Deputy Clerk Myers and I will be attending NYCOM training school next week.

Supt. Brolinski reported that the September 3, 2018 storm set the Department of Public Works back on its schedule. We took one hundred loads of brush out of the village. It only took us an hour to clear the roadways of limbs.

Mayor Welch said I am aware I rode around with you after the storm. Everyone helped, residents came out of their homes and assisted.

Law Counsel Joseph Leone reported that the BAN (Bond Anticipation Note) from the August 20, 2018 Village board meeting, was ready to go forward since the twenty-day estopped period has passed. I will be getting with Clerk Treasurer Salada to complete the next steps.

Mayor Welch said the Village of Lewiston is taking a BAN or borrowing funds to finance the repair project at Lewiston Landing. When the Insurance and FEMA funds come in we will repay the BAN.

Michael Marino Village Engineer reported that he and his firm have been working with FEMA and the Village officials to design and draw the plans for Lewiston Landing, as well as the Bid specks for the project. We are just about there.

BOARD REPORTS

Trustee Conde said no report I do want to comment that I attended the Peach Festival Parade and saw the Clydesdale Horses come through the village and it was very nice.

Trustee Eydt reported that the water meter heads have been delivered to the Public Works Garage.

Supt. Brolinski added as soon as the Clerk's get back from school we will come up with a plan to start scheduling installations. We have begun to put in the first twenty for testing.

Trustee Eydt asked for the time frame to be put in the Niagara Frontier Sentinel to advise the residents.

Trustee Gibson reported that he will be reaching out to Joseph Crimi the Senior Program Manager, and Customer Business Development for the New York State Power Authority. This is for the street lighting incentive.

Trustee Marasco reported that she thought the Peach Festival Parade to be awesome, and the Peach Festival went well. The Clydesdale Horses were beautiful. I would like to thank the staff that helps in the Clerk's Office; the work and time they put in, everything has to be solved in an efficient way. They are worked to maximum capacity.

Mayor Welch reported I have attended a lot of meetings, met with a lot of people, attended the Peach Festival Parade and the Festival, the ground breaking for Ellicott Development. The Ellicott Development will be an asset to the village it is going to look great, I can't wait to see it. I am in the office every day; I am available every day.

ANNOUNCEMENTS

Clerk Treasurer Salada read the following announcements:

The Town of Lewiston will be hosting a joint meeting with the Village of Lewiston on September 24, 2018 at **5:00 PM** at Town Hall. To discuss the mandated Cancer Insurance for volunteer fire fighters and to discuss the Police Contract.

The River Region Chamber of Commerce will be holding the annual Harvest and Hops Festival September 22, 2018 and September 23, 2018.

The Village of Lewiston has scheduled a Cyber Security User Awareness informational presentation with PCA Technologies on Monday, October 1, 2018 at 5:00 PM. All departments are welcome.

The next Village Board meeting will be on Monday, October 1, 2018 at 6:00 PM in the boardroom, 145 N 4th St. Lewiston.

The next Historic Preservation meeting will be held on September 24, 2018 at 6:00 PM in the boardroom at 145 N 4th St. Lewiston.

The next Zoning Board of Appeals meeting scheduled for September 25, 2018 is canceled due to no business.

The next Planning Board meeting is scheduled for Tuesday, October 9, 2018 at 6:30 PM in the boardroom, 145 N 4th St. Lewiston.

ADJOURN

A motion was made by Trustee Eydt seconded by Trustee Conde and passed unanimously to adjourn the Village Board meeting and enter into executive session at 6:50 PM

Amy Salada, Clerk Treasurer

EXECUTIVE SESSION

The executive session opened at 6:59 PM

PRESENT

Mayor Welch, Trustee Marasco, Trustee Eydt, Trustee Gibson Trustee Conde, Law Counsel Joseph Leone, and Clerk Treasurer Salada.

A brief discussion took place and no action was taken in this executive session.

ADJOURN

Trustee Gibson made a motion to adjourn the executive session at 8:06 PM Trustee Eydt seconded the motion and it passed unanimously.

Amy Salada, Clerk Treasurer