

May 7, 2018

The Gates Town Board held its regular Town Board meeting on Monday, May 7, 2018 at the Gates Town Hall, 1605 Buffalo Rd. and beginning at 7:30 P.M. Those in attendance for the regular Town Board meeting were as follows:

Mark W. Assini	Supervisor
Lee A. Cordero	Councilman
Christopher B. DiPonzio	Councilman
Andrew M. Loughlin	Councilman
Steve Tucciarello	Councilman
Daniel G. Schum	Town Attorney
Cosmo A. Giunta	Town Clerk

7:30 P.M. REGULAR TOWN BOARD MEETING

Supervisor Assini called the meeting to order at 7:30 P.M. He began the meeting with a Silent Prayer and Pledge of Allegiance to the Flag.

RESOLUTION 80-18: Motion by Councilman Cordero who moved its adoption:

Resolved, that the Gates Town Board hereby approves the Minutes of the April 4, 2018 Public Hearing and regular Town Board meeting as received.

Seconded by Councilman DiPonzio.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

PRESENTATION OF PROCLAMATIONS

Proclamations were presented by Legislators Frank Allkofer, Tony Micciche, Supervisor Assini and Councilman Andrew Loughlin to the Sheriff's Deputies in the Monroe County Jail Bureau on the occasion of the 35th Anniversary of Proclamation 5187 declaring this week National Correctional Officers Week.

They also presented Proclamations honoring Sister Diana Dolce, founder of Hope Hall School, for her wonderful work with children with emotional and learning disabilities. Retired Supervisor Ralph Esposito spoke highly of Sister and her wonderful work at the school.

AUDIENCE PARTICIPATION

A resident from Riga thanked Supervisor Assini for his attempt to address the problems at the Brooks Ave. underpass bridge. He has called a very dangerous structure to the public's attention.

Mr. August Misiurewicz of Crestwood Blvd. also thanked Supervisor Assini for his efforts.

Supervisor Assini updated everyone on the progress made so far. He has contacted Senator Schumer and he stated that he will be looking into the matter. The County has also written a letter of support and is working with the DOT regarding the bridge.

NEW BUSINESS

**CONSIDERING THE RENEWAL OF THE
CONDITIONAL USE PERMITS FOR THE
FOLLOWING BUSINESSES: BOWSER'S
HOTS – 63 MARWAY CIRCLE; BRONGO
CONSTRUCTION & SUPPLY – 2548
MANITOU RD.; CHINA WOK RESTAURANT –
1661 HOWARD RD.; WIMPY'S RESTAURANT –
2160 BUFFALO RD.; CLASSY CHASSY CAR WASH
1985 BUFFLAO RD.; TIM HORTONS – 1508 BUFFALO RD.;**

**TIM HORTONS – 2311 CHILI AVE.; TIM HORTONS –
1563 SPENCERPORT RD.**

Supervisor Assini stated that he has received a memo from the Building Department stating that they have reviewed the Code Enforcement files. There are no violations against these businesses. They find no reason why the Conditional Use Permits for these businesses should not be renewed.

RESOLUTION 81-18: Motion by Councilman DiPonzio who moved its adoption:

Resolved that the Gates Town Board hereby renews the Conditional Use Permits for the businesses captioned above for a period of one year (through May 7, 2019); subject to the same terms and conditions applicable to the original permits.

Seconded by Councilman Cordero.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

ACCEPTING THE 2017 AUDIT

Supervisor Assini stated that the 2017 Audit has been reviewed in detail at the Pre-Agenda meeting, this evening. It is a clean audit with a reserve of 4.4 million dollars. He thanked the Town Comptroller and the auditors for a job well done.

RESOLUTION 82-18: Motion by Councilman Tucciarello who moved its adoption:

Resolved that the Gates Town Board hereby accepts the 2017 Town of Gates audit.

Seconded by Councilman Cordero.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

**SCHEDULING A PUBLIC HEARING TO
CONSIDER THE APPLICATION FOR A
CONDITIONAL USE PERMIT FOR THE
HOLLAND AND TROTTA PROJECT
TO BE LOCATED ON LYELL AVE. AND
MATILDA ST.**

THIS ITEM WAS REMOVED FROM THE AGENDA AT THE REQUEST OF THE APPLICANT.

**AUTHORIZING THE TOWN COMPTROLLER
TO TRANSFER \$210,000 FROM THE GENERAL
FUND TO THE HIGHWAY FUND FR 2017**

Supervisor Assini stated that this is a normal year end closing procedure.

RESOLUTION 83-18: Motion by Councilman Cordero who moved its adoption:

Resolved, that the Gates Town Board hereby authorizes the Town Comptroller to transfer \$210,000 from the General Fund to the Highway Fund for 2017.

Seconded by Councilman Tucciarello.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

**APPOINTING GORDON WHITEHAIR AS A PART-TIME
POLICE OFFICER IN THE TOWN OF GATES POLICE**

DEPARTMENT

Chief VanBrederode stated that Gordon will be working security at the Lyell Ave. Wegmans store part-time. They have requested that He be appointed as a Part-Time Gates Police Officer . However, Wegmans will be paying Gordon directly.

RESOLUTION 84-18: Motion by Councilman DiPonzio who moved its adoption:

Resolved that the Gates Town Board hereby appoints Gordon Whitehair as a part-time Police Officer in the Gates Police Department.

Seconded Councilman Cordero.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

NEW BUSINESS OF COUNCIL MEMBERS

Councilman Tucciarello highlighted various events taking place in the month of May. They are: Gates Amita Club Party on May 11th; Lions Club Geraniums Sale – May 12th; Gates Chili Chamber Dinner; Memorial Day Service - May 28 at 9:00 A.M.; placing of the flags at veterans graves in the town of Gates.

Supervisor Assini stated that the Railroad Bridge and underpass on Brooks Ave. is in desperate need of repair. He will continue to do all he can to call this to the authorities attention. The support walls are falling apart.

REPORTS

ACCEPTING THE SUPERVISOR'S REPORT FOR THE MONTH OF APRIL 2018

Supervisor Assini read his report for the month of April 2018 showing the following:

TOTAL REVENUES	\$737,110.62
TOTAL DISBURSEMENTS	\$1,322,027.87

WARRANTS

GENERAL FUND

Accounts Payable	
CI #0220 – 0393	\$69,162.50

HIGHWAY FUND

Accounts Payable	
CI # 0098 – 0141	\$33,753.69

LIBRARY FUND

Accounts Payable	
CI # 0042 – 0070	\$85,777.31

Supervisor Assini noted for the record that the warrants for the month of March 2018 have been examined by the Town Board and paid.

RESOLUTION 85-18: Motion by Councilman Cordero who moved its adoption:

Resolved that the Gates Town Board hereby accepts the Supervisor's Report for the month of April 2018 and the warrants for the month of April 2018 as read; subject to the approval of the Gates Town Board.

Seconded by Councilman DiPonzio.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

**ACCEPTING THE TOWN CLERK'S REPORT
FOR THE MONTH OF APRIL 2018**

The Town Clerk read the Town Clerk's Report for the month of April 2018 showing the following:

TOTAL REVENUES TO THE SUPERVISOR	\$26,193.97
TOTAL NON-LOCAL REVENUES	1,934.98
TOTAL REVENUES COLLECTED	\$28,128.95

RESOLUTION 86-18: Motion by Councilman Loughlin who moved its adoption:

Resolved that the Gates Town Board hereby accepts the Town Clerk's Report for the month of April 2018 as read.

Seconded by Councilman Tucciarello.

VOTE: Cordero – aye; DiPonzio – aye; Loughlin – aye; Tucciarello – aye; Assini – aye.

Motion Carried.

PERSONNEL STATUS REPORT

The Personnel Status Report was read for the Town Board's information.

There being no further business to come before the Town Board, Councilman Cordero made a motion to adjourn the meeting. Councilman Tucciarello seconded the motion. All were in favor; the motion carried. Supervisor Assini adjourned the meeting at 8:15 P.M.

Town Clerk