

October 7, 2021

The Gates Town Board held (2) two Public Hearings and its Regular Town Board meeting on October 4, 2021 at the Town Hall Meeting Room at 7:00PM. Those attending the meeting were as follows:

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

7:00PM PUBLIC HEARING

Supervisor Giunta called the Public Hearing to order at 7:05PM.

Town Attorney, Dan Schum verified the Legal Notice was properly published in the official newspaper as required by law.

TOWN GATE LLC TO REZONE PROPERTY AT 1010, 1020, 1032 AND 1036 SPENCERPORT RD FROM (R-1-11) RESIDENTIAL DISTRICT TO (MR) MULTI-RESIDENT DISTRICT

Tom Fromberger, MRB Group 145 Culver Rd. Armory and Steve Licciardello, Town Gate LLC, 34 Forest Creek Circle Dr.

Mr. Fromberger here to rezone the (4) four parcels. The total acreage is approximately (2) two acres and want to go from residential, one-family to multi-family (MR). Two multi-family building are proposed. One is a (5) five-unit and the second is a (7) seven-unit. **(used rendering to show)** at the bottom of the page is Spencerport Rd. on the west-side it the (7) seven-unit and to the right is the proposed (5) five-unit. There will be (1) one- access location to and from Spencerport Rd. There will be areas for greenspace, stormwater management and utility access from Spencerport Rd. Regarding request to rezone, **(using map from area)** to show other (4) four multifamily properties in the surrounding area. Architectural plan (included) to show similar characteristics to neighborhood, with improvements in many ways, and are architecturally pleasing

Supervisor Giunta, the proposal is (12) twelve units. If so approved would need to go to the Planning board for further review. He continued that Mr. Licciardello has done other projects in the Town of Gates and asked about his other projects.

Mr. Licciardello owns the property on the corner of Elmgrove and Lyell Rd (24) twenty-four units there, very similar in nature. Also, a (4) four -unit building on Lyell Rd. just east of Ann Marie Dr.

Supervisor Giunta commented these are more of an up-grade unit, not builder grade

Mr. Licciardello, these are luxury units, with marble counter tops, stainless steal appliances

Supervisor Giunta again, asked if approved would need to get SEQR, and some type of traffic study.

Mr. Fromberger, as part of the site plan application, once it rezones will become vacant parcel, than go back to Planning Board, and work with them on the proposed lay-out, position of the buildings, stormwater, etc.

Supervisor Giunta asked for description of the units, style, number of bedrooms, an overview

Mr. Licciardello outside units would be ranch style, (2) two -bedroom style, and center units would be (3) three-bedroom, two-story.

Councilman Cordero asked how much rent would be?

Mr. Licciardello looking at the \$1850.00 range depending on style, ranch or two-story, including property maintenance

Councilman Tucciarello asked where the actual location of the photos provided is?

Mr. Licciardello, in Greece the corner of Maiden Lane and Long Pond Rd, and are looking to probably mirror the same with this development

Councilman Loughlin asked if there is a proposed plan for buffer between neighbors at the lot to the North (**using map from area**) Cotillion Ct,

Mr. Licciardello right now there are some fences and natural buffers, but once they go to planning board will see what will be needed....fencing or natural buffers

Councilman Tucciarello asked if Mr. Licciardello spoke with any of the neighbors that the property butts up too?

Mr. Licciardello replied he has not yet had time to speak with any of the neighbors

Supervisor Giunta sked if Mr. Licciardello has closed on the property yet

Mr. Licciardello replied, they are in the process of closing right now

Councilman DiPonzio asked roughly, what the square footage of the two-bedroom apposed to the three-bedroom is?

Mr. Licciardello replied the ranch will be approximately 1330-square feet and the 2-story 1640

Councilman Cordero asked if Mr. Licciardello plans on sending letters to the neighbors

Mr. Licciardello replied he is more than happy to speak to the neighbors

Attorney Schum asked if the site plans have provisions for visitor parking as well as garages?

Mr. Licciardello most definitely plenty of visitor parking and each unit has a two-car garage

Supervisor Giunta asked if any more comments or questions and opened up to the audience.

James Capuano, 18 Cotillion Ct. (**using map from area**) to show where, he's been there (39) thirty-nine years. His lot is the lowest lot at the North end of the property line, because of it, he has a very wet backyard including from all the other yards that drain into his backyard causing it to take an extra-long time to drain. (**He shared photos of his property**) He's concerned with how it will be graded around the building and where the rain run-off from the development will go? Will there be a separate drainage?

Supervisor Giunta those are all valid questions and if this would to get approve as a multi-family residence, a lot of those questions will be answered and determined at the Planning Board. Tonight's Public Hearing is strictly a request to have it rezoned from Single-Family to Multi-Resident, but are very valid concerns and if this goes forward suggests attending the Planning board meetings to express them.

Attorney Schum can be assured that since Mr. Capuano's sub-division was approved, back when, there is very an extensive drainage and stormwater management regulations that are now in effect with all new developments. They have to show how they are going to tame, whatever run-off their property and a stormwater detention or retention facility, so it does not exit any part of the property at any rate than it does now. The Town Engineer and developers engineer would look at extensively because it is required.

Sue Reeners, 6 Cotillion Ct (**using map from area**) the home with the pool, directly behind with no fencing and is concerned with building a berm or some sort of fencing there, and is asked if these are considered apartments or town homes? Are they rented or owned?

Mr. Licciardello, they will be town homes and hasn't decided if they will be sold individual units or strictly rented

Attorney Schum, the use of the property whether it's rented or sold is not something within the jurisdiction of the town. If the units are built for sale, they have to have separate utility services for each unit, sewer, water, gas. If sold a rental building, they can sell the whole building, but again for a new owner to rent it, but could not sell unless they are separate services and separate property lines. It is a choice the developer has to make before to long down the road in terms of construction. He can build them as sale units, own them all and rent them, but would be in a sense be single residences whether is an apartment or town house. It has to meet the square footage requirements for the town as apartment or townhouse. It would need to be determined prior to going to the planning process.

Mrs. Reeners as Mr. Fromberger nicely pointed out all the apartment complexes around and from a Gates Town perspective, is that the route preferred go, adding more homes or more apartments?

Attorney Schum, it is a funny market right now, a lot of older people are looking for maintenance free living and are willing to pay a market value to live there and not owning.

Mrs. Reeners asked if there will be basements, because that could add to the drainage issues

Mr. Licciardello hasn't determined if there will be basements or not

Pat Ragusa, 14 Cotillion Ct. would be behind the 5-unit, and want to know it that 5-unit would be a two-story

Mr. Fromberger looks it would be the ranches, one-story, the center would be the two-story

Mrs. Ragusa in talking about a privacy fence or berm or something because the water problems have been horrible, so drainage would definitely need to be addressed and also looks like the driveway coming in and out would facing her house and concerned like at night time. Also, the lighting in the parking will it shine into the house? Another concern is the garbage, will it be individual garbage or dumpsters, because they have had a rat problem with all the water there when the house was abandoned.

Mr. Licciardello they will be treated as individual homes, all have separate garbage totes and as far as the drainage, it will need to be calculated by the town engineer, and they can not allow any of their water to go onto the other properties. They need to maintain the water on the lot, but can take on some water, so if there are trouble spots (they were taking notes) might be able to take some water in their stormwater facility. As far as the radiational lights, there will be some fencing and arborvitae, pine trees, but it's a planning board thing, but will definitely do something to prevent the lights from shining in the homes.

Mrs. Ragusa asked when this would come before the planning board

Supervisor Giunta it's like a (2) two-month process, first they would need to put in the application, a public hearing notice, then come before the planning board. Everyone will get notified the same way, and remember it is published in the paper, on the Town Website, at the town hall, as well as signage posted on the property. Letters do go out to a (300) three-hundred-foot radius

Sherry Blaesi, 953 Spencerport Rd (**using map from area**) triangle shape property. This property would be kitty-corner to her house and is concerned waiting at busy time to pull out of her driveway and now will be adding more townhouse/apartments and traffic is going to be right there kitty-corner to her house. She knows they were addressing the other apartments in the area on both sides, but as a resident wants to know why there is a need for a multi-unit there, when all (3) three apartment complexes with in a (1/4) quarter-mile have vacancies in the past few months. So, if it's a matter of a need for housing it would be one thing, but she personally doesn't feel there is a need for another multi-family property

Supervisor Giunta, thanked her, but explained there is a Comprehensive Plan within the town that allows for so many units of single-family, so many multi-residents, so many commercial and so on within the different districting. Being here all his life has seen this property been vacant for many years

Ms. Blaesi, her grandparents built the house she lives in, in 1960 and then her parents lived in the house and know she lives there, so her property has been in her family for a long time

Supervisor Giunta continued that Mr. Mantisi tried selling it as individual lots to build single-family before he passed away and was very unsuccessful, hence believes it's one of the reasons Mr. Licciardello did approach with the idea of multi-residence development. He realizes there are multi's around, but none of which have the same esthetic as this and the other's he has developed are for the most part fully occupied, but Ms. Blaesi's point is noted.

Ms. Blaesi, but is also concerned with the additional traffic that potentially (12) twelve families can bring.

David Almeter, 5 lightwood Lane (1050 Spencerport Rd) across the street from Mr. Mantisi's house, has been listening and is interested and seems reasonable. The people on Cotillion have expressed issues with drainage and even though the new owner would do what they could, it would become his request that the Town of Gates become the "supervisor" of how effective it is accomplished and in the event that it was insufficient for the people and the new property was to cause some concern which is already there, he would think if not an inspector within the Town of Gates would pay attention to the issues and address them is necessary

Supervisor Giunta, thank Mr. Almeter and is sure that if this goes through the Planning Board will be sure everything is taken care of before a C of O.

Mary Ann DeWinde, 991 Spencerport Rd. directly across the street from the proposed development and is concern with traffic. It is already difficult to get in and out of her driveway now during the day and even turning into her driveway is difficult. The speed limit is (45) forty-five, which no one follows. She agrees the prospective development looks nice, most house in the area are ranch style, with just a couple of raises-ranches to the west, but the majority are ranches. Looking at the rendering, all she will see is garage doors. She lives right next door to Westmount Apartments, so more traffic, more people, means more security. Which a concern for this town. Also, the lights on the proposed buildings in front could potentially shine into her front windows.

James DeWinde, 991 Spencerport Rd. additional concerns to his wife's are the two-story, which is the view he will have as well as the placement of the driveway will be directly across from him and there will be people exiting and having car lights shining directly into his house. He had known Vince for years and doesn't think he would have wanted to see this. He loved that land and grew crops on that land. He himself has lived in his home for over (30) thirty years, which has been in his wife's family well before them moving in and is not what he really wants see when he looks at out his window.

Another concern is the comments the Supervisor made about Mr. Mantsi trying to sell the property, he used it for farming and since it hasn't been, will there be an environmental study done because now geese have taken it over

Attorney Schum, every project needs to have an environmental questionnaire and asked Mr. DeWinde what his concern is?

Mr. DeWinde, this has been taken over by wildlife, now that is no longer being used as farm land. Geese are using this each spring and fall with sometimes dozens of them and putting this here would disrupt wild life

Attorney Schum, one of the questions is if there is a disruption of habitat and it would be up to the developer to answer in terms of

Mr. DeWinde, doesn't know if it's known, but because he has lived across for over (30) thirty years he knows

Supervisor Giunta it first needs to get approved for the rezone, then go to Planning. It's a process, but asked Mr. Licciardello is all goes through, when would he start. He replied, next year, 2022.

Mr. Fromberger, thanked Mr. Capuano for the photos he shared and for all the feedback. They look forward to working on making this project with the least amount of impact including entrances on Spencerport Rd.

Supervisor Giunta asked if there was any additional comments, hearing none closed the public hearing. He also stated that no decision will be made on the rezoning of this parcel as Town Board will need to hear on SEQR and recommendation from Planning Board.

**CONSIDER ADOPTING A LOCAL LAW ELECTING TO OPT-OUT
OF ALLOWING CANNABIS RETAIL DISPENSARIES AND ON-SITE CANNABIS
CONSUMPTION SITES WITHIN THE TOWN OF GATES**

Supervisor Giunta, we are here to consider a Local Law electing to opt-out of allowing cannabis retail dispensaries and on-site cannabis consumption sites within the Town of Gates

Attorney Dan Schum, made a brief presentation, as most know the State Legislators have adopted a State-wide cannabis law, which allows everything from production to retail sale to on-site consumption. They have yet to establish a regulatory board or any rules and regulation as relating to how any of this will take place, but did add in the local law each Municipality (Counties, Cities, Towns and Villages) has the right to elect not to allow (2) two types of cannabis sales within their Municipality. First, would be retail dispensaries, same as a liquor store, go in and buy a certain quantity of cannabis, pay and take your product out the door. Second, is an on-site cannabis consumption, like a bar, go in, pay and sit-down and use your product. These are the only (2) two types of regulations that municipalities can either opt to allow or opt not to allow within the municipality. The purpose of the local law is to hear the public on this topic. The proposed local law as it's drafted would not allow retail sales or on-site consumption within the Town of Gates. It doesn't mean the Town Board has already made its mind about it, but you either have to publish a local law to opt-in or if a local law is not published to opt-out then we're locked in and have to regulate those (2) two types of activities within the town. Opting-out does not preclude the town from in the future, once rules and regulations are established to consider opting back in, if proven to be the will of the public. Tonight's local law is to Not allow or ban retail sales and on-site consumption within the Town of Gates.

Supervisor Giunta, at this time the Town is looking to opt-out, not allowing dispensaries or retail sales or on-site consumption, being that this is still new and regulations have not been set in place, not knowing facts does not feel it's beneficial for the town at this time. Doesn't feel the state knows which direction it is going as the committee was just established a month ago. It does not mean this cannot be reviewed in the future, once regulations come through. He then opened to the public.

Laurie Clocksin, 69 Coldwater Rd. feels very strongly about this issue and commands the Board for opting-out at this time. She has done a lot of research and feels there are more dangers to cannabis use than really known. Marijuana is not recreational she feels and this would affect communities badly. There are many forms of cannabis and this could open to things being added to it to make it more dangerous. She feels this would negatively affect our community in many ways including impacting the Police department with the ability to monitor.

Gates Police Chief James VanBrederode, agrees with Ms. Clocksin on most all of her points. There was a (15) fifteen-year-old who overdosed on edibles, resulting on going to the hospital. Also, there are no measuring devices developed yet for police to detect someone's level of intoxication. He has also had conversations with the Superintendent of Schools back in June on this and he agreed with the same concerns with possible distribution sites in the proximity of our schools especially not knowing the regulations yet. He and the Police department push for a pause until further guidance is shared.

Supervisor Giunta, asked if there were any more comments from the public, hearing none closed the Public Hearing. This will be **TABLED** till the November 3, 2021 Town Board Meeting.

7:30PM REGULAR TOWN BOARD MEETING

Supervisor Cosmo Giunta called the meeting to order at 7:30PM. He began with a moment of silent prayer and Pledge of Allegiance, led by Councilman Andrew Loughlin.

There were no corrections or additions made to the minutes of September 7, 2021. Minutes stand as published and will be available on the website and Town Clerk's office.

AUDIENCE PARTICIPATION

Harold Fingland, 166 Youngs Ave. it's a very narrow street and although parking is allowed on the street, doesn't think it's meant for parking on the side of the road (24/7) twenty-four/seven. There are neighbors that constantly park on the road and it's their work trucks. Neighbors have a hard time getting out of their driveways. He has put a note on the vehicle asking for it to be moved, but instead owner was upset. They don't seem to understand this is a real problem, for many reasons including a possible emergency vehicle trying to get through quickly. He understands on occasion for people to park on the side of the road for a gathering or party but it's a temporary reason.

Supervisor Giunta is aware of the situation on that street. The town has received numerous calls on it, but there currently is no local law preventing them from parking there. It is something to consider implementing in the future, but as of November 1st, due to the Town ordinance until April 1st there is no on-street parking due to snow removal. If there is a situation that they are parked there contact the code enforcer or police dept. and they can deal with them.

Mr. Fingland, the main problem for him, are the work trucks, 4-5 of them including parking on the grass. He's mainly worried if there's an emergency of some sort.

Supervisor Giunta is aware of the situation and is working on it. He appreciates his concern and him coming in to bring it attention and will follow-up with officers and see if a visit can happen

Mr. Fingland he actually considered calling their employer, but didn't want anyone to lose their job over this, but didn't know what else to do

Joseph Polizzi, 20 Adeane Dr. East, is here about a neighborhood dog (pit bull). He was fortunate to catch the dog coming towards him, but this dog has bitten other dogs and a small child.

Supervisor Giunta asked if these incidents were recorded officially by Police or Dog Warden

Mr. Polizzi, yes, he called the Dog Warden who came and went down to see, he lady let the dog back into the house and that was it. (5 Adeane Dr. West). He knows of (3) three incidents of the dog biting.

Supervisor Giunta will touch base with the Dog Warden about this to see what is on file. It is very important to have an incident report on file whether it's attacks or bites.

Attorney Schum typically if it's the first report incident, they get a warning

Cherie Harrington, 21 Adeane Dr. East, referencing 5 Adeane Dr. West, the dog has been attacking dogs and people since April 2021. The Dog Warden is aware, she herself has filed (2) two complaints as well as other neighbors. There is at least (4-5) four-five written complaints as well as 911 calls. Her neighbor Kelly was told a complaint can only be heard on the date of incident and he has been attacked twice.

Supervisor Giunta apologized and asked if they could come in tomorrow (Oct. 5, 2021) to confirm the report was filed.

OLD BUSINESS

None

NEW BUSINESS**CONSIDERING RENEWALS OF THE CONDITIONAL USE PERMITS
FOR THE FOLLOWING:**

**TRINITY ASSISTANCE, 3545 BUFFALO RD.; ABSOLUTE SCREEN PRINTING,
505 SPENCERPORT RD SUITE 3; AMERICAN NATURAL GAS, 1145 CHILI AVE.;
BYRNE DAIRY, 2295 SPENCERPORT RD.; PURE IMAGINATION CAFÉ,
2997 BUFFALO RD.; WESTGATE FASHION PARK, 2170 CHILI AVE.;
GATES MANUFACTURED HOUSING COMMUNITY, 1531 BUFFALO RD.;
SSG ROCHESTER LLC., 2255 BUFFALO RD.; FUN CITY TRAMPOLINE PARK,
2000 CHILI AVE.; SPEEDWAY (4-LOCATIONS) 465 SPENCERPORT RD. (#07744),
1511 BUFFALO RD. (#07665), 719 ELMGROVE RD. (#07714) AND
2328 CHILI AVE. (#07666); ROCHESTER ACADEMY CHARTERED SCHOOL,
310 HINCHEY RD.**

Supervisor Giunta stated that he has reviewed the files and there are no violations against these businesses and finds no reason why the Conditional Use Permits for these businesses should not be renewed and approved on mass.

RESOLUTION 161-21 Motion by Supervisor Giunta who moved its adoption:

Resolved, that the Gates Town Board hereby approves the renewal of the Conditional Use Permits on mass for the following: Trinity Assistance, 3545 Buffalo Rd.; Absolute Screen Printing, 505 Suite 3 Spencerport Rd.; American Natural Gas., 1145 Chili Ave.; Byrne Dairy, 2295 Spencerport Rd.; Pure Imagination Caf , 2997 Buffalo Rd.; Westgate Fashion Park, 2170 Chili Ave.; Gates Manufactured Housing Community, 1531 Buffalo Rd.; SSG Rochester LLC., 2255 Buffalo Rd.; Fun City Trampoline Park, 2000 Chili Ave.; Speedway, (4-Locations), 465 Spencerport Rd (#07744), 1511 Buffalo Rd (#07665), 719 Elm Grove Rd (#07714), 2328 Chili Ave. (#07666), Rochester Academy Charter School, 310 Hinchey Rd

Seconded by Councilman DiPonzio

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye;

Motion Carried.

**APPOINTING MIKE KELLY TO THE LIBRARY BOARD OF TRUSTEES TO
FILL THE UNEXPIRED TERM OF CARLA VASQUEZ, TERM TO EXPIRE
DECEMBER 31, 2024.****RESOLUTION 162-21** Motion by Councilman Loughlin who moved its adoption:

Resolved, that the Gates Town Board hereby Appoints Mike Kelly to the Library Board of Trustees to fill unexpired term of Carla Vasquez, term to expire Dec. 31, 2024.

Seconded by Councilman Tucciarello

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

Councilman Loughlin welcomed Mike Kelly to the Library Board of Trustees and is looking forward to his input and working with him. He also wanted to Thank Carla Vasquez her time served on the board in the many capacities including President.

Library Director Anna Souannavong stated she was very excited to have him on the board they finally have a full board again.

APPOINTING MARY CLARE SCHEG TO THE CONSERVATION BOARD OF TRUSTEES TO TERM TO EXPIRE OCTOBER 31, 2025.

RESOLUTION 163-21 Motion by Councilman Tucciarello who moved its adoption:

Resolved, that the Gates Town Board hereby Appoints Mary Clare Scheg to the Conservation Board, term to expire Oct. 31, 2025

Seconded by Councilman Loughlin

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

Councilman Tucciarello stated he had an opportunity to meet Ms. Scheg. She had impressive resume and a pleasure to speak with her and thinks she would fit perfect with this board.

APPROVING THE NY DAILY RECORDS AS THE OFFICIAL NEWSPAPER FOR THE TOWN OF GATES FOR THE REMAINING OF THE YEAR 2021 AS WELL ASD THE ROCHESTER DEMOCRAT & CRONICLE (WHEN APPLICABLE) OF LEGAL NOTICES AND PUBLIC HEARINGS

RESOLUTION 164-21 Motion by Councilman Tucciarello who moved its adoption:

Resolved, that the Gates Town Board hereby Approves the NY Daily Record as the Official Newspaper for the Town of Gates for the remaining of the year 2021 as well as the Rochester Democrat & Chronicle (when Applicable) of Legal Notices and Public Hearings.

Seconded by Councilman Loughlin

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

Supervisor Giunta stated the Messenger Post is closing its doors therefore there was a need to change who the town uses for publishing of notices.

SCHEDULING A PUBLIC HEARING FOR THE 2022 BUDGET WORKSHOP

RESOLUTION 165-21 Motioned by Councilman DiPonzio who moved its adoption;
Resolved, that the Gates Town Board hereby schedules a Budget Workshop for Tuesday, October 19, 2021 at 6:15PM in the Supervisor's Conference Room.

Seconded by Councilman Cordero

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

**SCHEDULING A PUBLIC HEARING STARTING AT 7:00PM FOR:
A CONDITIONAL USE PERMIT FOR CRYSTAL CHAPMAN TO OPERATE
C & B ELEGANT EVENTS AT 72 HINCHEY RD.
IN A (NB) NEIGHBORHOOD BUSINESS DISTRICT;
AND THE PROPOSED 2022 TOWN OF GATES BUDGET**

RESOLUTION 166-21 Motioned by Councilman DiPonzio who moved its adoption;

Resolved, that the Gates Town Board hereby schedules a Public Hearings on Wednesday, November 3, 2021 starting at 7:00PM for a Conditional Use Permit for Crystal Chapman to Operate C & B Elegant Events at 72 Hinchey Rd.in a (NB) Neighborhood Business District.; and The Proposed 2022 Town of Gates Budget

Seconded by Councilman Cordero

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

**ACCEPTING A LATERAL POLICE OFFICER TRANSFER,
ETHAN PASZKO TO THE GATES POLICE DEPARTMENT**

Police Chief James VanBrederode, as spoken about last month there are some retirements coming up in 2022 and in preparing which takes about (4-5) four to five months to get fit for duty. Advertised on Facebook, which resulted in about (6 or 7) six or seven interviews and the candidate tonight to be appointed is Ethan Paszko. He was with the Rochester Police Dept. four (4) four years, has his Masters Degree, Criminal Justice Administration at Kueka College, is fluent in Spanish, from North Chili.

RESOLUTION 167-21 Motion by Councilman Cordero moved its adoption:

Resolved, that the Gates Town Board hereby accepts a lateral Police Officer transfer, Ethan Paszko to the Gates Police Department.

Seconded by Councilman DiPonzio

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

Officer Paszko introduced his parents and grandmother. He thanked the Town Board and Chief VanBrederode (who runs a great department) and is looking forward to joining the team. The Town of Gates and the Police department has a great reputation, large part to the Chief and the people here, and is excited to join and give his all.

**PERMANENT PROMOTION OF POLICE OFFICER JOHN OSSICHUCK TO THE
POSITION OF SERGEANT IN THE GATES POLICE DEPARTMENT**

Police Chief James VanBrederode, with the retirement of Sergeant Palermo back in January and at the time there was no valid list of position of Sergeants, so Officer Ossichuck filled in the position and has done a great job and since then took the Civil Service Test and come up top (3) three. Gates Police hired him back in 2006 as a Police Officer and has done a stellar job for us. One of his strengths is crime scene technician, and has processed some of the most complicated homicide situations. He's a great leader and want to permanently promote him to that position.

RESOLUTION 168-21 Motion by Councilman Cordero moved its adoption:

Resolved, that the Gates Town Board hereby accepts the Permanent Promotion of Police Officer John Ossichuck to the position of Sergeant in the Gates Police Department. (He has been acting for the last (6) six-months awaiting his test results)

Seconded by Supervisor Giunta

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye

Motion Carried

Sergeant Ossichuck introduced his Family (Parents, Aunt & Uncle, Brother-in-laws and Wife and Children), Friends, and Co-workers. He has a lot of support. Officer Ossichuck Thanked the Chief, the Town Board, the Lieutenants for giving him the opportunity in January and now this permanent opportunity. He also thanked his friends and co-workers, and expressed his appreciation to them day in, day out. His wife and family for support. He appreciates everyone coming out to support him in this.

NEW BUSINESS OF COUNCIL MEMBERS

Supervisor Giunta stated October is Breast Cancer Awareness Month, the town hall will be lit up in pink. Fire Prevention and Domestic Violence Month.

REPORTS

SUPERVISOR'S

**ACCEPTING THE SUPERVISOR'S
REPORT FOR THE MONTH OF SEPTEMBER, 2021**

WARRANTS

GENERAL

CLAIMS # A21-0636– A21-0728	\$92,635.27
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HIGHWAY

CLAIMS # D21-0407 – D21-0450	\$278,758.94
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LIBRARY

CLAIMS #L21-0183 – L21-0210	\$21,193.85
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TOTAL DISBURSEMENTS	\$1,700,434.15
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TOTAL RECEIPTS	\$157,162.46
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Supervisor Giunta noted for the record that the warrants for the month of September 2021 have been examined by the Town Board and paid.

RESOLUTION 169-21 Motion by Councilman DiPonzio who moved its adoption:

Resolved, that Gates Town Board hereby accepts the Supervisor's Report for the month of September 2021 as read; and the warrants for the month of September 2021 as read.

Seconded by Councilman Cordero

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye;

Motion Carried.

**ACCEPTING THE TOWN CLERKS REPORT
FOR THE MONTH OF SEPTEMBER 2021**

The Town Clerk read the report for the month of September 2021 showing the following:

TOTAL REVENUE COLLECTED	\$30,140.01
TOTAL REVENUE TO THE SUPERVISOR	\$23,282.31
TOTAL NON-LOCAL REVENUE	\$6,857.70

RESOLUTION 170-21 Motion by Councilman Loughlin who moved its adoption:

Resolved, that Gates Town Board hereby accepts the Town Clerk's report for the month of September 2021.

Seconded by Councilman Cordero

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye;

Motion Carried.

PERSONAL STATUS REPORT

Personnel Status Report for the month of September 2021.

Additions 1, Terminations 0, Net Change 1, (Police Department)

There being no further business to come before the Town Board, Supervisor Giunta motioned and Councilman Cordero second to adjourn the meeting. All were in favor; motion carried. Supervisor Giunta adjourned the meeting at 8:17 PM.

Town Clerk