

May 2, 2022

The Gates Town Board held its Regular Town Board meeting on Monday, May 2, 2022 at the Town Hall Meeting Room at 7:30PM. 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 (Via Zoom)	Councilman
Daniel G Schum	Town Attorney
Veronica Owens	Town Clerk

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 Steve Tucciarello

There were no revisions made to the minutes of April 4, 2022. Minutes stand and will be published and made available on the website and Town Clerk's office.

AUDIENCE PARTICIPATION

Karen Cervini, 126 Matilda St. she as well as several neighbors were informed that the town is planning on a project for their streets (Rossmore, Matilda, Eugene, Beachwood, and Albert). They feel the process called fog or chip seal is not conducive to their neighborhood. She stated that they have many walkers, runners, joggers, pets, strollers with small children and no sidewalks, leaving no choice, but to use the roads for these activities. She explained the process involves putting down small stone, being driven on, with the attempt of coating them and hoping the stick. Thinks it is impossible for the traffic to stay off the roads for the process to cures. The streets are very busy and unfortunately the cars are faster than they should in a residential neighborhood, which will cause damage to the cars, as well as harm this could bring to the pets that are walked, and how difficult it would be to walk on. This process creates a mess the residents do not want. The surface of their streets should remain smooth for all the residents who use them. She continued that the process scheduled is no conducive to the resident's lifestyle in the neighborhood.

There are (221) two-hundred and twenty-one houses in that area. More then half the residents in that area signed a petition (178) one-hundred and seventy-eight. They Do Not want this and reserve the right to use the streets without consequence, especially in situations where they are left with no other option.

Mrs. Cervini had a few other issues from the residents she spoke with. Where the road meets the driveways is causing a runoff which is making some unhappy. This is due to the road being several inches higher than the driveways, which also creates the problem of the water getting under the road. Most residents say the roads have not been milled or paved the right way on over (40) forty-years.

The fixing of the pot holes is very much appreciated, but many have said it was not done correctly, which is why next year the problem would exist again. She did speak with several asphalt specialists that provided feedback about current pothole fixes.

Mrs. Cervini relayed that she spoke with a young woman, with small children, who live on the first house of Rossmore, directly behind the bottle return place on Lyell and the dumpsters which is practically on her lot line is what she sees each day along with the mess and drug paraphernalia and wants to know how the town did not require the business owner to put up a privacy fence, keeping that mess from her and the surrounding neighbors view as many of them ae upset as well.

Mrs. Cervini continued that these are just a few of the issues. She also added that Eugene St. wasn't milled and doesn't understand why, it's the worst of the five (5) streets. Just concerned for all the walkers including the night-time walkers possibly tripping and getting hurt. They are not fighting for a new road right now as long as the potholes are taken care of properly, they are fighting to keep their roads walkable.

Supervisor Giunta wanted it captured on record that there are 221 signatures and further explained the all the streets in Gates need to be milled and re-paved but not fiscally possible, he thanked Mrs. Cervini for all information and took note of it all and will get with Mr. Rappazzo, who was in the audience and asked him if he was OK with postponing this and he agreed yes.

Jack Brown, 174 Eugene St. has been there ten (10) years and would rather the town save the money towards the bigger process, than to just slap stuff on it and waste the money. They want the job to be done right.

Supervisor Giunta thanked them for coming in and getting all their information and will postpone this project for now and will touch base with Mrs. Cervini.

OLD BUSINESS

TABLED APPLICATION FROM JEFF DICESARE, NICAL LLC CONSIDERING TO REZONE 40 HYTEC CIRCLE TO (MR) MULTI-RESIDENTIAL FROM (LI) LIGHT INDUSTRIAL

RESOLUTION 83-22

Motion by Supervisor Giunta to **REOPEN** the public hearing.

Seconded by: Councilman Tucciarello

Resolved, that the Gates Town Board hereby **reopened** the public hearing from Jeff DeCesare, Nicall, LLC application to rezone 40 Hytec Circle to (MR) Multi-Residential from (LI) Light Industrial:

VOTE OF THE BOARD

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

Motion Carried.

CONSIDERING THE APPLICATION FROM JEFF DICESARE, NICAL LLC TO REZONE 40 HYTEC CIRCLE TO (MR) MULTI-RESIDENTIAL FROM (LI) LIGHT INDUSTRIAL

Matt Tomlinson, Marathon Engineering, 39 Cascade Dr. thanked the board for allowing to be reopened and heard. Nothing from the proposal has really been changed or modified, but have provide some sublimated modification to the board relative to questions and things raised relative to the buffers along with photos of the trees and letter documentation from a wet-land biologist and a registered landscape architect that looked at conditions that were raised at the planning board referral

Supervisor Giunta displayed images presented by the applicants, and welcomed anyone with new comments, other than traffic and speeding, to speak favorably or against the project

Becky Wallace, 210 Mercer Ave. has lived there forty-seven (47) years and feels there is no room, the houses are way too small and this project will over power everything and raise property taxes. The streets are not wide enough, there are no sidewalks, in the winter there is no room and with added traffic more people will blow through stop signs. Police have been called and nothing gets done, people still race up and down. She asked to keep the trees and wildlife and leave them alone. Maybe somewhere else in Gates.

Ms. Wallace is volunteering to go every other weekend and clean up the trash people throw out their car windows.

Kyle Savarese, 6 Jordon Ave wants to reiterate everything Ms. Wallace said. Also, because nothing is changing on the proposal, neither are opinions on the project and wants the board to consider that. The town-homes are too big. He is concerned with people getting hurt with the extra traffic. It's a narrow road and people fly down and feels it's a safety concern.

Tim Morris, 6 Auburn Ave. didn't know the design of the proposed project before this meeting, and thought the driveway was on Hytec and was confused on mixing the Light Industrial. Now he sees the driveways will be on Midway and that the one-hundred (100+) plus year old Red Oak trees will be replaced with this and the fox and deer that live in there, is totally against it. He feels this is a terrible idea.

Colleen O'Connor, 135 Jordan Ave. just bought her home six-months (6) ago and was told it was a quiet and safe neighborhood as well as having access to the Canal with a trail and wants to know if that access will be blocked.

Mr. DiCesare, it's an unofficial access which is a muddy path that people made

Ms. O'Connor is concerned with the quiet and safety and how that will be affected, as well as the increase in traffic

Dave Lippa, 46 Valencia Dr., actually measured the road in front of his house, not including the gutters. It is approximately twenty (20) feet, four (4) inches. At Midway, looking at twenty (20) feet with no gutters. At least on Valencia there is the gutter for parking if needed, but not on Midway. From the last meeting, looks like there are no answers to the questions the neighboring residents asked and what they feel for their neighborhood, so with that being said, nothing has been changed on their end and nothing has changed on the neighbors end either, who are thinking about their neighborhood which they live in everyday

Supervisor Giunta commented on as far as nothing changed, if this was to get rezoned, they would need to go to the Planning Board, were they would get into the details of the project.

Mr. Lippa was under the impression, they would be answering questions

Supervisor Giunta, they will, once everything is asked and confirmed with Mr. Tomlinson that he is noting the questions and concerns and Mr. Tomlinson agreed

Frank Ricotta, 176 Mercer Dr. stated that once there was a sign of a five-ton (5) weight limit on the street as well as the surrounding streets. Garbage trucks weigh more than that and in the past five-years (5) there have been water main breaks. He feels the signs should go back up and the garbage should use smaller trucks.

Supervisor Giunta will look into that, he was unaware

Tim Wallace, 210 Mercer Ave. is wondering why they will be tearing down the trees with animals in them, when there are four-five (4-5) run down buildings on Trolley Blvd. Why not look at those before tearing down woods? If the town owns it why? Why would there be a hundred-foot (100) buffer?

Supervisor Giunta the Town does not own that and it's zoned Light Industry. They are here to get is rezoned. The developer of the property who owns that facility

Mark Genaux, 179 Mercer Ave. asked which the sewer line they will work into? Mercer is fifty (50) years old. If you go to Valencia which is new storm drainage and sewer. They don't even have storm drainage **(using graphic on projector)**. There's a Round Pond which is a water "conservation thing" he found on Monroe County. There have been sewer breaks throughout the years. They need to be replaced, which shouldn't affect property taxes.

Mr. Tomlinson, clarified when he stated "No changes", he wanted to clarify from a lot area and density there is still many steps to go through and to be reviewed by Planning Board, reviewed by Town Engineer and Town Staff. Fully anticipated changes relative to utilities and sanitary sewers which will get flushed out and they know there are utilities in the area that are sufficient to surface that. Were it will be connected to, will be dictated by Gates Chili Sewer District, and working with Mr. Rappazzo and the Town Engineer

From a parking and side stand point. The existing neighborhoods setbacks and the length of their driveways are roughly between twenty to thirty feet long (20-30) and typically only fit (1) one vehicle, but with this project are proposing to provide fifty-foot (50) long driveways which will fit two (2) vehicles plus the garage and so with normal use will not require on street parking. The Canal access which is part of the property currently and is sure it is utilized, but is not maintained or even safe as a walkable surface right now

Supervisor Giunta asked if the path is currently running through the property?

Mr. Tomlinson, it cuts through the corner **(using graphic on projector)** to the canal path He is sure, people will continue to cut through even if it's posted, but it is not a defined or legalized path as it is today

Supervisor Giunta asked if the developer would consider providing a path to the canal

Mr. Tomlinson they would be open to working on adding a path, but could be a lengthy process. From a road and safety point, the owners and developers are going to have tenants, families, couples, single folks that are here will be very interested in solving some of these issues with traffic and safety as well because if it's a traffic problem, that won't satisfy the tenants they hope to have.

Mr. DiCesare, thinks the traffic problem is more of an outside issue rather than the neighbors because typically your neighbors don't speed up and down your street, so having more neighbors is causing a speeding issue

Supervisor Giunta asked if they would ever consider selling these units, making them an owner occupied with a HOA?

Mr. Tomlinson that would require additional rezoning or subdivision, that's not currently in the plans

Councilman Tucciarello commented that was an engineering answer and explained the board is looking for a business answer

Mr. DiCesare they are looking at keeping them as is, one parcel, and rental

Mr. Tomlinson as far as the roadway, twenty-feet (20) is the minimum required by fire code and the existing road does comply with that. One of the town engineer comments in the letter was the requirement to extend the gutter along eastside of Midway, that will be a thirty-inch (30) gutter, which would be an extra two and a half feet (2 1/2) make it more into conformance to the other roadways in the neighborhood. The gutter would be continued from the South end of the property to where the property ends

Supervisor Giunta, confirmed **(using graphic on projector)**

Mr. Tomlinson addressed the tree's comments, there are several mature trees, but the value of the species of those are that they are older and at the end of their life and others have been trimmed back several time over because of power lines. They had a landscape architect look at is all and have a letter from stating the findings, which has been submitted to the board, as well as photos.

Mr. Tomlinson realizes there are several questions relative to traffic and the size of the units. They will be a thousand to thirteen hundred (1000-1300) square feet, no basements, ranch and townhome mix, the massing of the units together are larger than some of the structures in the neighborhood, but unit size from a rent stand point **(comparable rents from the area were submitted)** as well as for single family rentals, similar in size to the proposed units, so competitive to the area.

Councilman DiPonzio **(using graphic on projector)** asked with the rendition of the upper right, approximately the length of the driveway is what twenty-five or much longer?

Mr. Tomlinson almost sixty-feet (60), it'll be fifty (50) feet front setback that's show on the plan and about ten (10) feet between edge of pavement to the right of way

Mr. DiCesare the graphics are not to scale, it was a copy and paste for the most part

Councilman DiPonzio how much of the tree line will remain?

Mr. Tomlinson on the concept plan **(using graphic on projector)** the triangle wedge is proposed to remain. The piece south of there, which is essentially already cleared, mowed and has gravel already. Behind the south most building will have new buffering created with berm and additional landscaping to replace.

Councilman Tucciarello asked if there has been an opportunity to meet with the residents outside the town board meeting forum to help to answer their questions in a more causal environment, maybe on-site to get a better feel for each other. There are obvious concerns here, which will require work to make the residents happy and to get the project done for the owner and developer happy. There could be a spot to make everyone happy, but will require efforts. The Town Board has suggested things like that in different projects to meet with neighbors to meet one on one and find out if there are issues not known of which could possibly be easy to satisfy if known.

Mr. DiCesare has spoken with several neighbors on Midway with no resistance on the project, but that's all, not a group. Once it goes to Planning, they would set something up.

Mr. Tomlinson, they have considered a lot of the questions raised and agrees there may be some more for them to address, but not sure if the board sees something specific not being addressed.

Councilman Tucciarello added that the job as the Town Board is to represent the residents, not the developer who asks if the project can be done. The board looks at the residents and what they have to say, if they have a problem with it. They make a decision if it's an asset or a liability to the town and then issue a yes or no dependent on that, but in this case are faced with some residents in the neighborhood who are not happy. Maybe things could be added or changed to make them happy. There are efforts that need to be made to make the residents happy.

Supervisor Giunta (**using graphic on projector**) looking at the building, is this already established?

Mr. Cuccinelli, no, it's just a design by the current tenant for future expansion

Mr. Tomlinson explained further that it's to show what could be built as of right now with the current zoning, maximizing the lot coverage, not quite the building coverage because they could go quite a bit larger and could go up to fifty (50) feet high and within one-hundred (100) feet, so if it was to be developed to the scale (**using graphic on projector**) it would be a fifty-thousand square foot (50,000) building addition, which would only be built if the multi-family residential was not approved. The hundred-foot (100) buffer would still need to be provided along that edge.

Residents in audience speaking out, stated that they would take that option.

Mr. Tomlinson, multi-family residential is utilized many times as a buffer between single-family residential; and industrial because there are neighbors who get residential scale development, which can already be seen with the existing building, where it sits today and the east edge of the line through the tree buffer, which this would move approximately two-hundred and fifty feet (250). Multi-family residential can be a great buffer in addition to landscape buffer that would then be between it unlike industrial use. There isn't a plan yet for this, but wanted to show the potential industrial expansion if the multi-family residential does not get approved.

Councilman Cordero, this would have to be subject within planning approvals

Councilman Tucciarello does understand were this could be a good fit and appreciates what they want to do, but the residents can't see it and the significance of it, so help them see it, work with them to get a common ground. They seem to like the building better, which is problematic for this project.

Supervisor Giunta asked the residents present, if an informational meeting was to be set up would they attend?

Residents speaking out, if they are willing to talk, the residents are willing to listen

Supervisor Giunta asked the developer and owner if they are willing to set a forum to get and give more details, the town hall meeting room could be made available.

Councilman Cordero asked if this is a set project or are they willing to make changes?

Mr. Tomlinson, they do not want to force something the town is not in full support of. Mr. Cuccinelli owns land within the town as well and is very invested in making this a successful project for everyone and doesn't know if they can satisfy everyone.

Councilman Cordero there are many business owners in Gates that are invested in the town, but if they are not willing to change anything than it's a moot point as far as a forum

Councilman DiPonzio also must keep in mind, a person's home is one of their largest investments, which is why they are so passionate about it

Supervisor Giunta asked again if the residents again if they are willing to get together and ask questions or if this is a moot point

Residents speaking out, they would come in and say they are not making any changes, then there is no point in having a forum.

Supervisor Giunta that's why it's being asked. The board doesn't want to make a harsh decision

Councilman Cordero, they could possibly look at downsizing?

Mr. Tomlinson would really like to hear from the residents, but need to look at what is financially viable

Attorney Schum there is a certain point the developer has to look at as a break point, dollars and cents wise from a developer's point of view, doesn't know what can be adjusted to address that.

Mr. Tomlinson does think there is a possibility to hear more specifically what some of the concerns are meaning, traffic, if there is already a traffic issue and doesn't know if they can satisfy that, but if there is a question about what they are going to see, they can show some additional renderings that show what some of the landscaping planting will be in the front and potentially address some residents' concerns and possibly work with the town to get a four-way stop, but there is only so much they can do

Attorney Schum stated that the diagrams actually do a dis-service as to what they trying to accomplish with the driveway, roadway and right away.

Councilman Cordero asked the audience again if the audience was willing to do a forum.

Michelle Smith, 46 Valencia stated at the last meeting, she asked (realizing this could generate money for the town) if they could be turned around and put the driveways on Hytec and keep the tree buffer, so that our community doesn't run into the sewage issues, the traffic issues. Let them go on Hytec and that can maybe keep everyone happier, but the reply she received from Mr. DiCesare was, be careful what you wish for, because the town can install speedbumps, and it will suck they'll have to pay for them. It didn't sound to her as of someone who is willing to work with the community and neighbors,

Councilman Cordero, that's not a true statement

Ms. Smith, but that's what came out of Mr. DiCesare's mouth and it was very offensive

Mr. DiCesare responded he said the solution could be speedbumps

Ms. Smith responded that Mr. DiCesare said the solution would be speedbumps and that he would be forced to pay for them and that she should be careful what she asks for

Mr. DiCesare responded he offered to pay for them

Ms. Smith wants to know if it's worth having a forum and if they are willing to work with the neighbors if they sit down without the town board members and address the questions and concerns. People have water concerns, speeding concerns, will there be different answers. She wants to know if it will be a productive conversation

Mr. Tomlinson they would absolutely listen and relative to sanitary flow, water main breaks, things off the property that they own and are going to develop is very difficult to make capital improvements without the town support as part of that. They won't be able to solve some of the problems with things off of their property, but can promise stormwater will be addressed, they have to comply with that drainage on Hytec Park. Sanitary on Valencia is in good shape with no issues, so that were they would connect to. It's what Gates Chili water and sewer district will recommend because there is no impact to the infrastructure that may have some issues. Installing stop signs, they can absolutely do that and if people want to run the stop signs, they can't do much about that, it would come down to law enforcement.

Supervisor Giunta asked there are some areas in Gates that have a service road, so the driveways could lead out onto a service road (**using graphic on projector**). Then they would have a private road.

Mr. Tomlinson that is something you see in a higher speed and volume roadways, but is something the could consider. A lot of times, towns don't like seeing that because it's more pavement and creates a road and driveway and just a lot of pavement

Councilman Tucciarello when you sit and talk you need to have the right perspective on this. Thinking if they don't make the residents happy the project will not be happening, and they should be thinking this project is going to happen, what is needed to make them happy. So, if both sides have that perspective then maybe a middle ground can be found, there are lots of options outside the box and maybe not, but if everyone goes in with the right perspective

Mr. Ricotta asked the depth of the buildings and asked if the houses can be moved further back with a little service road.

Councilman Cordero asked for a show of hands on who wants a forum

Residents spoke amongst themselves and were asking if anyone was interested in the forum.

Mr. Tomlinson asked for a moment to discuss with client and exited the meeting room. After a brief intermission to discuss with his group and in hearing more about the economics, the number of units, the size of the property they are looking to rezone and what they are proposing really is the proposal, but are willing to offer opportunities to explore another flow of traffic issue comments and other things that can be addressed successfully to be able to move forward to planning and would commit to exploring different options relative to where the traffic is fed, combining driveways and sliding the buildings back, but the number of units, the density, the area of the lot they are looking to rezone is what makes sense for this parcel and the owner doesn't think from the comments received that modifying it in such a way to drop units or density would be financially viable. If there isn't an opportunity for a forum, that wouldn't affect those things, then they request a vote, but if that could be opened up again than they would be open to it, but would prefer to address at the Planning Board level.

Mr. Ricotta asked what is manufactured in the addition of the building?

Mr. Cuccinelli, it's light manufacturing, it's a thousand (1000) little widgets, custom boxes, wires, they work closely with 3M, but the addition shown is only in anticipation of the current tenant, someday needing more space

Mr. Savarese stated they were just told that the developers want to talk to the town about issues the residents have and not with the residents. He was a bit supportive until they expressed talking with the committee that the residents

Mr. Tomlinson sounded like the residents were no longer open to a discussion, but he misunderstood that is open t it

Supervisor Giunta the residents were speaking while they were out and believes they no longer want a forum. He asked for a motion to close.

RESOLUTION 84-22

Motion by Councilman Tucciarello to **CLOSE the Public Hearing**

Seconded by: Councilman Loughlin

Resolved, that the Gates Town Board hereby **CLOSED the Public Hearing at 8:42pm** for the application from Jeff DeCesare, Nicall, LLC to rezone 40 Hytec Circle to (MR) Multi-Residential from (LI) Light Industrial:

VOTE OF THE BOARD

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

Town board had some discussion amongst themselves.

Councilman DiPonzio likes the idea, but not getting everyone in a cohesive way is the only issue.

Supervisor Giunta, it would have been a nice project, but maybe not in this area

Councilman Loughlin, it's inconsistent with the neighborhood

RESOLUTION 85-22

Motion by Councilman Tucciarello to **DENY** the application

Seconded by: Councilman Loughlin

Resolved, that the Gates Town Board hereby **DENIED** the application from Jeff DeCesare, Nicall, LLC to rezone 40 Hytec Circle to (MR) Multi-Residential from (LI) Light Industrial:

VOTE OF THE BOARD

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

Motion Carried.

NEW BUSINESS

Chief Long recommended this appointment. Officer Pratt actually interviewed last year, but there were no open spots available. Officer Pratt is a graduate of Byron-Bergen High School as well as Roberts Wesleyan College with a GPA of 3.1 and was actually an intern here with the Gates Police Department as a Special Police. He also worked at the 911 call center from graduation from college to when he started with the Sheriffs office. He is also a crisis intervention officer, which is the mental health aspect of policing. He's part of Project Lifesaver, which is an Autism training program and is also currently an officer with the US National Guard.

**APPOINTING TYLER J. PRATT TO THE POSITION OF GATES POLICE OFFICER
(SCHEDULED START DATE OF MAY 23, 2022)**

RESOLUTION 86-22

Motion by Councilman Cordero who moved its adoption:

Seconded by: Councilman DiPonzio

Resolved, that the Gates Town Board hereby Appoints Tyler J. Pratt to the position of Gates Police Officer (Scheduled start date of May 23, 2022)

VOTE OF THE BOARD

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

Motion Carried.

**CONSIDER RENEWALS OF THE CONDITIONAL USE PERMITS
FOR THE FOLLOWING:**

**TIM HORTON’S (2) TWO LOCATIONS, 2311 CHILI AVE. AND 1508 BUFFALO RD.;
CHINA WOK, 1661 HOWARD RD.; TAJ MAHAL FINE INDIAN CUISINE,
1742 LONG POND RD. STE.3; WIMPY’S BURGER BASKET, 2160 BUFFALO 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 87-22

Motion by Councilman Tucciarello who moved its adoption:

Seconded by Councilman Loughlin

Resolved, that the Gates Town Board hereby approves the renewal of the Conditional Use Permits on mass for the following: Tim Horton’s (2) two locations, 2311 Chili Ave. AND 1508 Buffalo Rd.; China Wok, 1661 Howard Rd.; Taj Mahal Fine Indian Cuisine, 1742 Long Pond Rd., Ste. 3; Wimpy’s Burger Basket, 2160 Buffalo Rd.;

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

Motion Carried.

ACCEPTING THE 2021 TOWN OF GATES AUDIT COMPLETED BY EFPR GROUP

RESOLUTION 88-22

Motion by Supervisor Giunta who moved its adoption:

Seconded by Councilman DiPonzio

Resolved, that the Gates Town Board hereby Accepts the 2021 Town of Gates Audit completed by EFPR Group

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

Motion Carried.

**SCHEDULE PUBLIC HEARING STARTING AT 7:15PM
FOR CONDITIONAL USE PERMIT FOR
CHRISTINE GIGANTE TO OPERATE WOOF'S CANINE CLUB &
INDOOR DOG PARK
AT 135 FEDEX WAY, IN A (GI) GENERAL INDUSTRIAL DISTRICT**

RESOLUTION 89-22 Motion by Councilman DiPonzio who moved its adoption:

Seconded by Councilman Cordero

Resolved, that the Gates Town Board hereby schedules a Public Hearing for Monday, June 6, 2022 starting at 7:15PM to consider the application for a Conditional Use Permit for: Christine Gigante to Operate Woofs Canine Club & Indoor Dog Park at 135 Fedex Way, in a (GI) General Industrial District

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

Motion Carried.

**ACCEPTING THE RESIGNATION FROM ROMEO DELUCIA
FROM THE TOWN OF GATES COPMPREHENSIVE PLAN BOARD**

RESOLUTION 90-22

Motion by Councilman Loughlin who moved its adoption:

Seconded by: Councilman Tucciarello

Resolved, that the Town of Gates do hereby Accepts the resignation from Romeo DeLucia from the Town of Gates Comprehensive Plan Board

VOTE OF THE BOARD

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

Motion Carried.

**APPOINTING VIRGINIA MCINTYER
TO THE TOWN OF GATES COPMPREHENSIVE PLAN BOARD**

RESOLUTION 91-22

Motion by Councilman Cordero who moved its adoption:

Seconded by: Councilman DiPonzio

Resolved, that the Gates Town Board hereby Appoints Virginia McIntyre to the Town of Gates Comprehensive Plan Board

VOTE OF THE BOARD

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

Motion Carried.

**APPROVING THE STANDARD WORK DAY AND REPORTING RESOLUTION FOR
ELECTED AND APPOINTED OFFICIALS FOR THE NEW YORK STATE
RETIREMENT SYSTEM FOR 2022**

RESOLUTION 92-22

Motion by Councilman Tucciarello who moved its adoption:

Seconded by: Councilman DiPonzio

Resolved, that the Gates Town Board hereby Approves the Standard Work Day and Reporting Resolution for Elected and Appointed Officials for the New York State Retirement System for 2022.

VOTE OF THE BOARD

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

Motion Carried.

NEW BUSINESS OF COUNCIL MEMBERS

Supervisor Giunta reminded everyone of the Memorial Day Ceremony at 10am

REPORTS

SUPERVISOR'S

**ACCEPTING THE SUPERVISOR'S
REPORT FOR THE MONTH OF APRIL 2022**

WARRANTS

GENERAL

CLAIMS # A22-0176 – A22-0227	\$117,562.98
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HIGHWAY

CLAIMS # D22-0126 – D22-0174	\$78,619.35
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LIBRARY

CLAIMS #L22-0044 – L22-0067	\$29,499.45
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TOTAL DISBURSEMENTS	\$1,485,285.97
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TOTAL RECEIPTS	\$945,768.70
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Supervisor Giunta noted for the record that the warrants for the month of April 2022 have been examined by the Town Board and signed.

RESOLUTION 93-22

Motion by Councilman Cordero who moved its adoption:

Seconded by Councilman Tucciarello

Resolved, that Gates Town Board hereby accepts the Supervisor's Report for the month of April 2022 as read; and the warrants for the month of April 2022 as read.

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

Motion Carried.

**ACCEPTING THE TOWN CLERKS REPORT
FOR THE MONTH OF APRIL 2022**

The Town Clerk read the report for the month of April 2022 showing the following:

TOTAL REVENUE COLLECTED	\$416,827.65
TOTAL REVENUE TO THE SUPERVISOR	\$416,132.93
TOTAL NON-LOCAL REVENUE	\$694.72

RESOLUTION 94-22

Motion by Supervisor Giunta who moved its adoption:

Seconded by Councilman Tucciarello

Resolved, that Gates Town Board hereby accepts the Town Clerk’s report for the month of April 2022

VOTE: Giunta – Aye; Cordero – Aye; DiPonzio – Aye; Loughlin – Aye; Tucciarello – Aye;
Motion Carried.

PERSONAL STATUS REPORT

The Town Clerk read the Personnel Status Report for the month of April 2022

Personnel Status Report for the month of April 2022. No changes

There being no further business to come before the Town Board, Supervisor Giunta motioned and Councilman Tucciarello second to adjourn the meeting. All were in favor; motion carried. Supervisor Giunta adjourned the meeting at 8:55 PM.

Town Clerk