

19-C COMMUNICATIONS

1. Town Attorney re Agreement with West Seneca PBA

Motion by Supervisor Meegan, seconded by Councilman Hanley, to approve the attached Memorandum of Agreement (MOA) between the Town of West Seneca and the West Seneca Police Benevolent Association, Inc. (PBA), noting the new collective bargaining agreement will include the terms of the expired collective bargaining agreement between the PBA and the town and the modification of the terms of the attached MOA.

Ayes: All Noes: None Motion Carried
APPENDICES

2. Town Engineer re Request for qualifications from potential bidders on Community Center Project

Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize Town Engineer Steven Tanner to release a Request for Qualifications from firms interested in bidding on the Community Center Project with a qualification due date of November 15, 2016.

On the question, Councilman Hart stated the Clerk of the Works oversees all aspects of a project (i.e. interprets blueprints; ensures the contractor is doing things properly). Daily updates regarding any changes will be provided and construction meetings will be held bi-weekly.

Ayes: All Noes: None Motion Carried

3. Sr. Code Enforcement Officer re Purchase of disaster preparedness vehicle

Motion by Supervisor Meegan, seconded by Councilman Hanley, to authorize the purchase of a 2017 Chevy pickup truck from Cappellino Chevrolet, 9000 Boston State Road, Boston, NY, at the NYS Municipal rate of \$13,971.09, noting this purchase includes trade-in of the current 2009 Ford F-150 disaster preparedness vehicle and funds are available in Line Item #001.3620.0200.

Ayes: All Noes: None Motion Carried

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4. Town Justices re JCAP application

Motion by Supervisor Meegan, seconded by Councilman Hart, to authorize submission of the Justice Court Assistance Program (JCAP) grant application to the NYS Unified Court System in the amount of \$1,481.91, noting funds will be used to purchase a television and DVD player for the conference room, a DVD player for the courtroom and eight chairs for the conference room.

Ayes: All Noes: None Motion Carried

5. Senior Recreation Therapist of Sr. Services re Status change for p/t clerk typist Janet Kropczynski

Motion by Supervisor Meegan, seconded by Councilman Hart, to change the status of part-time clerk typist Janet Kropczynski to part-time seasonal effective October 11 – November 11, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

6. Senior Recreation Therapist of Sr. Services re Status change for p/t food service worker M. Bless

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time food service worker Marirose Bless to part-time seasonal effective October 17 – December 21, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

7. Chief Denz re Status change for part-time Public Safety Dispatcher Kevin Pryzbyl

Motion by Supervisor Meegan, seconded by Councilman Hanley, to change the status of part-time Public Safety Dispatcher Kevin Pryzbyl to part-time seasonal effective October 1 - 31, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

19-C COMMUNICATIONS

8. Sr. Code Enforcement Officer re Bid award for demolition of three structures

Motion by Supervisor Meegan, seconded by Councilman Hart, to award a contract in the amount of \$35,200 to Hannah Demolition, 205 Baitz Avenue, Buffalo, NY 14206 for demolition of three structures, noting Hannah Demolition was the low bidder and they have successfully completed numerous demolition projects in town.

Ayes: All Noes: None Motion Carried

9. Supervisor Meegan re Termination of Brandon Sedlacek

Motion by Supervisor Meegan, seconded by Councilman Hart, to terminate Brandon Sedlacek as laborer effective October 3, 2016 and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel.

Ayes: All Noes: None Motion Carried

10. Town Attorney re Public hearing on Local Law No. 13 of the year 2016 - Tax Levy Limit Override

Motion by Supervisor Meegan, seconded by Councilman Hart, to schedule a public hearing for October 24, 2016 at 7 P.M. to hear all persons interested in Local Law No. 13 of the year 2016, a local law to override the tax levy limit established in General Municipal Law Section 3-c.

Ayes: All Noes: None Motion Carried

19-D APPROVAL OF WARRANT

Motion by Supervisor Meegan, seconded by Councilman Hart, to approve the vouchers submitted for audit, chargeable to the respective funds as follows: General Fund - \$377,879.29; Highway Fund - \$112,967.06; Special Districts - \$32,156.94; Capital Fund - \$146,261.75 (vouchers 95889-96447) Trust - \$247,602.35 (vouchers 96426-96460)

Ayes: All Noes: None Motion Carried

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

BREAST CANCER AWARENESS PROCLAMATION

Supervisor Meegan read the attached proclamation in recognition of and designating October as Breast Cancer Awareness month.

PRESENTATION OF COMMUNICATIONS BY BOARD MEMBERS AND DEPARTMENT HEADS

HARLEM ROAD EMERGENCY ACCESS

Senior Code Enforcement Officer John Gullo referred to the Harlem Road bridge reconstruction and asked that correspondence be sent to NYSDOT requesting that the temporary access road to the creek remain after the project is completed, noting it would be extremely helpful for emergency vehicles and ice excavation equipment.

RECREATION DEPARTMENT UPDATES

Youth Service Coordinator Lauren Masset stated men's open gym at East Middle School is cancelled until further notice due to a flooding problem. Updates will be posted on the Recreation Department's Facebook page. Alternate locations for upcoming activities are being explored. The annual Enchanted Path will be held Friday, October 28th from 6 P.M. until 8 P.M. on the 90' baseball field at Veterans Park. Current program fliers are available in the Town Clerk's Office and Recreation Department.

SENIOR CENTER HEALTH AND SERVICES FAIR

Senior Recreation Therapist of Senior Services Mary Josefiak announced a Health and Services Fair will be held on Friday, October 21st from 9 A.M. until noon at the senior center. Health insurance providers will be on hand to inform seniors about changes to health insurance programs. Flu shots and blood pressure screening will also be offered.

PUBLIC EVENTS

Chief Denz announced a Drug Drop Off event on Saturday, October 22nd from 10 A.M. until 2 P.M. at the senior center. Senator Patrick Gallivan is also sponsoring an electronics recycling event at East Senior High School on the same day.

UPCOMING MEETINGS

Councilman Hart announced the Industrial Incentive Board and Design Standards Committee will meet Wednesday, October 5th at 7 P.M. at the Burchfield Center. A training session was held last week for Planning & Zoning Board members with discussion on the Comprehensive Plan and Tree Ordinance. The Planning & Zoning Boards also offered input on design standards.

2017 BUDGET HEARING

Supervisor Meegan announced the 2017 budget hearing will be held October 24th at 5 P.M. followed by the regular Town Board meeting at 7 P.M.

ISSUES OF THE PUBLIC

EAST & WEST ROAD WATER PROJECT

Sam Kreuzer questioned the status of the East & West Road water project.

Councilman Hart responded the water project will be completed by the end of October and the road will be patched to get through the winter, with full reconstruction to begin next spring.

Supervisor Meegan stated the project will include installation of bike paths and sidewalks from Leydecker Road to Orchard Park Road.

Nora Mikes questioned if the East & West Road project will be taking residents' yards for the bike lanes.

Supervisor Meegan responded the town has not seen the plans yet, but it is a county road and a county project. She suggested concerns or comments be voiced to County Legislator Joseph Lorigo or at a county legislative meeting.

Town Attorney John Fenz advised that right-of-ways typically do not stop at the edge of the pavement, which allows the county the right to build upon them.

PUBLIC SECTOR SALARIES

Nora Mikes commented that the public sector should be driven by a desire to serve the public, not by a high salary. She suggested public servants be prepared to make sacrifices or resign from public life to seek employment in the private sector.

PUBLIC MEETINGS

Nora Mikes stated open government groups recommend that citizens be allowed to speak at the beginning of public meetings to allow for their comments to be considered before a vote is taken by the board. She requested the Town Board consider this recommendation.

ADJOURNMENT

Motion by Supervisor Meegan, seconded by Councilman Hart, to adjourn the meeting at 7:30 P.M.

Ayes: All

Noes: None

Motion Carried

JACQUELINE A FELSER, TOWN CLERK

MEMORANDUM OF AGREEMENT
by and between
Town of West Seneca
and
West Seneca Police Benevolent Association, Inc.

The West Seneca Police Benevolent Association (hereinafter referred to as "PBA") and the Town of West Seneca (hereinafter referred to as "The Town") were parties to collective negotiations preceding the date of this Memorandum of Agreement ("MOA"). This MOA represents full and complete settlement of all issues outstanding in negotiations. If adopted, the new collective bargaining agreement will include the terms of the expired collective bargaining agreement between the PBA and the Town, as modified by the terms of this MOA. This MOA is subject to ratification by the membership of the PBA and approval by the Town Board. The parties agree to support this MOA and to employ their best efforts to secure ratification and approval of the same.

1. Amend Article 7.1 of the CBA, as follows:

ARTICLE 7

SECTION 7.1 – SALARIES

Salary increases shall be as follows:

EFFECTIVE DATE	INCREASE
January 1, 2017	2.50%
January 1, 2018	2.50%
January 1, 2019	2.25%
January 1, 2020	2.25%

Police officers will be paid on a bi-weekly basis, on alternate Thursdays and one week's salary shall be held back from each officer.

Every police officer hired by the Town on or after January 1, 2012 shall be paid at the Trainee rate until the police officer graduates from the academy.

Effective January 1, 2012, the Trainee rate shall be \$21.00.

For each year following 2012, the Trainee rate shall increase by the same percentage agreed to for non-trainees.

2. Amend the language of Section 7.5 of the CBA as follows:

SECTION 7.5 – HOLIDAY PAY

~~In addition to basic annual salary, each police officer shall be given compensatory time off, or the value of 12 holidays. An officer, upon written notice to the Chief given between December 1st and December 10th of each year, may elect to take cash in lieu of up to twelve (12) Holidays. Payment shall be made in a separate check during the second or last pay check in December of that year. Each officer must make his/her election to compensatory time off or to holiday pay within 30 days of the beginning of the calendar year or within 30 days of the date of appointment to the department, or such other time as mutually agreed upon between the Town and the Club. Officers who elect to receive the value of holidays in cash will receive payment in a lump sum payment on the first pay period in January for the holidays, which occurred the previous calendar year. If an officer's employment is terminated, for any reason, the officer will be paid for the value of all holidays, which occurred prior to the date of termination.~~

The holidays shall be:

NEW YEARS DAY	JULY 4 TH
MARTIN LUTHER KINGS BIRTHDAY	LABOR DAY
PRESIDENT'S DAY	COLUMBUS DAY
GOOD FRIDAY	VETERAN'S DAY
EASTER SUNDAY	THANKSGIVING DAY
MEMORIAL DAY	CHRISTMAS DAY

In addition, the Town shall pay, to each police officer, on or about December 1st, each year, in lieu of a holiday for the employee's birthday, a sum of money equal to the officer's daily rate of pay.

In the event an officer has unused compensatory holiday time, standing to the officer's credit, on December 31st, the police officer shall be paid for said unused holiday time by January 31st, at the prevailing rate which was in effect on the previous December 31st.

3. Amend Section 7.13 of the CBA, as follows:

SECTION 7.13 – EDUCATION INCENTIVE PAY

Effective January 2017, each police officer who attends, or who has attended college, shall receive educational incentive payments, annually, as follows: (See Chart)

1. \$500.00 to a police officer who has an Associate Art or Associate Science Degree (two year program); or
2. \$1000.00 a year to a police officer who has a Bachelor of Arts or a Bachelor of Science Degree (four year program); or
3. \$5.00 per college credit hour, up to a maximum of one hundred (100) credit hours.

Educational incentive pay shall be paid in the first pay period in July of each year.

Effective January 2018, educational incentive payment will be increased at the same rate of increase as that of annual salary as compared to the prior year.

4. Amend Section 19.3 of the CBA as follows:

SECTION 19.3- RENEWAL OF AGREEMENT

The parties agree that negotiations for renewal of this Agreement shall commence on or about May 1, 2019.

5. Amend Section 19.4 as follows:

SECTION 19.4- EFFECTIVE DATES

This Agreement, except as modified hereafter, in writing, shall be in effect beginning January 1, 2017 and shall remain in force and effect until midnight, December 31, 2020.

6. Amend Article 11, Health Insurance, as follows:

1. All members hired prior to ratification of the 2017-2020 CBA will contribute to Health Insurance, for the length of the CBA, as follows:

- a. Family Plan:

1. 2017 - \$550 annual contribution
2. 2018 - \$600 annual contribution
3. 2019 - \$650 annual contribution
4. 2020 - \$700 annual contribution

- b. Single Plan:

1. 2017 - \$275 annual contribution
2. 2018 - \$300 annual contribution
3. 2019 - \$325 annual contribution
4. 2020 - \$350 annual contribution

2. Employees hired after January 1, 2017 will contribute, upon retirement, the same annual amount as in their first year of employment.

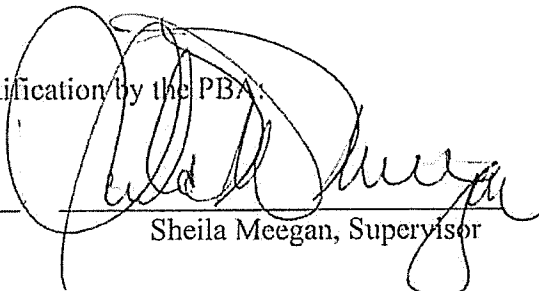
7. Amend Article 7, Section 16, as follows:

SECTION 7.16 – SPECIAL UNITS

Officers assigned to special units specifically created and conducted by the West Seneca Police Department, such as the Motorcycle Officer, DARE, Field Training Officers, School Resource Officers, officers assigned to Training, and Officers assigned to the Accident Investigation Unit shall be paid a premium of two and one-half percent (2.5%) of their standard hourly rate for each hour worked in that capacity. Officers assigned to the Honor Guard shall be paid a premium of two and one-half percent (2.5%) of their standard hourly rate for each hour worked in that capacity in non-overtime situations. (Officers are not entitled to receive any premium for time worked as part of the Honor Guard during overtime situations.) It is agreed and understood that no premium shall be paid for time spent in training for these assignments. In no event shall an officer "acting" in a special unit capacity be eligible to receive the premium. In the event that an FTO is not available: When two Lieutenants are on duty, the Town will assign a new officer to ride with one of the Lieutenants; if two Lieutenants are not on duty, the new officer will be assigned to desk duty.

Tentative, subject to legislative approval and ratification by the PBA:

Approval: 
Robert Bebak, President


Sheila Meegan, Supervisor

Date: 8/22/2016

Date: _____