

AGENDA
ORGANIZATIONAL MEETING
TUESDAY, JANUARY 2, 2024

Call Meeting to Order:

Administering the Oaths of Office to Supervisor Giunta, Councilmen DiPonzio and Councilman Tucciarello.

STATEMENT BY SUPERVISOR THAT SINCE AGENDAS ARE AVAILABLE TO THE AUDIENCE, HE WILL GO THROUGH EACH ITEM AND ON TO THE NEXT, UNLESS THERE IS A NEED FOR A DISCUSSION. THE ROLL-CALL VOTES WILL BE WAIVED UNLESS CALLED FOR BY A MEMBER OF THE BOARD.

1. RESOLUTION 1-24: MOTION BY

Seconded by

RESOLVED, that the salaries for the Elected Officials for the Town of Gates for the year 2024 be and hereby are adopted as set in the Annual Budget for the year, as follows:

Supervisor Cosmo A. Giunta	\$ 96,368
Councilman Lee A. Cordero	\$ 15,902
Councilman Christopher B. DiPonzio	\$ 15,902
Councilman Andrew Loughlin	\$ 15,902
Councilman Steve Tucciarello	\$ 15,902
Town Justice Peter Pupatelli	\$ 42,316
Town Justice Frank Cassara	\$ 42,316

VOTE:

2. RESOLUTION 2-24: MOTION BY

Seconded by

RESOLVED, that Dan Schum, Schum & Werner, PLLC residing at 43 Nichols St. Spencerport, NY 14559 be and hereby is appointed as Attorney for the Town for the year 2024, at a salary of \$51,000.; and

FURTHER RESOLVED, that Robert MacClaren, Phillips Lytle LLC be and hereby is appointed as Assistant Attorney for the Town year 2024, at a salary of \$2,500 and

FURTHER RESOLVED, that Paul Irving be and hereby is appointed as Assistant Attorney for the Town year 2024, at a salary of \$2,000.

VOTE:

3. RESOLUTION 3-24: MOTION BY

Seconded by

RESOLVED, that Paul Irving be and hereby is appointed as Town Prosecutor for the year 2024 at an annual salary of \$20,000; and

FURTHER RESOLVED, that Jacob Ark be and hereby is appointed as Assistant Town Prosecutor for the year 2024 at an annual salary of \$1,650.

VOTE:

4. RESOLUTION 4-24: MOTION BY

Seconded by

RESOLVED, that Michael Wall of 947 Wegman Road be and hereby is appointed Chairperson of the Gates Planning Board for the year 2024; and

FURTHER RESOLVED, that Lily Alberto be and hereby is appointed as Secretary to the Gates Planning Board for the year 2024 at an stipend rate of \$350 / per meeting attended.

VOTE:

5. RESOLUTION 5-24: MOTION BY

Seconded by

RESOLVED, that William Kiley of 29 Burning Bush Dr. be and hereby is appointed Chairperson of the Gates Zoning Board of Appeals for the year 2024; and

FURTHER RESOLVED, that Robert MacClaren be appointing Zoning Board Attorney for 2024 at an annual salary of \$ 10,500; and

FURTHER RESOLVED, that Clare Goodwin be and hereby is appointed as Secretary to the Gates Zoning Board of Appeals for the year 2024 at an stipend rate of \$350 / per meeting attended.

VOTE:

6. RESOLUTION 6-24 : MOTION BY

Seconded by

RESOLVED, that Rhoda Ride of 1 Floralton Dr. be and hereby is appointed Chairperson to Recreation & Parks Commission for year 2024; and

FURTHER RESOLVED, that Valerie Young be and hereby is appointed as Secretary to the Gates Recreation and Parks Commission for the 2024 at an stipend rate of \$350 / per meeting attended.

VOTE:

7. RESOLUTION 7-24 : MOTION BY

Seconded by

RESOLVED, that Virginia McIntyre of 1632 Buffalo Rd. be and hereby is appointed Chairperson to Conservation Advisory Board for year 2024; and

FURTHER RESOLVED, that Teresa Marko be and hereby is appointed as Secretary to the Gates Conservation Advisory Board for the year 2024 at an stipend rate of \$350 / per meeting attended.

VOTE:

8. RESOLUTION 8-24 : MOTION BY

Seconded by

RESOLVED, that the Firm of EFPR GROUP CPAs, be appointed as Auditors for the Town of Gates to serve at the pleasure of the Town Board for the year 2024 on a Retainer basis - the amount not to exceed that which has been budgeted of \$33,985; and

FURTHER RESOLVED, that The Burke Group, be appointed as Actuary for the Town of Gates for GASB valuation for the year 2024, not to exceed \$2,500.

VOTE:

9. RESOLUTION 9-24: MOTION BY

Seconded by

RESOLVED, that the Firm of Costich Engineering, D.P.C be retained as Consulting Engineers for the Town of Gates for the year 2024 to be paid in accordance with the rate schedule set forth in their letter dated December 18, 2023.

VOTE:

10. RESOLUTION 10-24: MOTION BY

Seconded by

RESOLVED, that ESP Consulting, LLC-M/WBE be retained as Grant Consultants for the Town of Gates for the year 2024 to be paid at the rate \$3,500 per month and to paid in accordance with the rate schedule set forth in their letter dated December 1, 2023 for any additional grant assistance.

VOTE:

11. RESOLUTION 11-24: MOTION BY

Seconded by

RESOLVED , that Tompkins Insurance Agency be appointed as the agent on record for the Town's insurance for the year 2024.

VOTE:

12. RESOLUTION 12-24: MOTION BY

Seconded by

RESOLVED , that Gallo & Iacovangelo LLP and Phillips Lytle, LLP shall be retained as Attorneys for matters relating to assessment cases.

VOTE:

13. RESOLUTION 13-24: MOTION BY

Seconded by

RESOLVED, that pursuant to Section 53a & 53c of the New York State Suburban Town Law, Kurt Rappazzo be and hereby is reappointed to the position of Director of Public Works and Highway Superintendent for the year 2024 at an annual salary of \$95,584; and

FURTHER RESOLVED, that Teresa Marko shall be reappointed by Kurt Rappazzo Director of Public Works and Highway Superintendent as Secretary to the Director of Public Works / Highway Superintendent for the year 2024 at an annual salary of \$57,200; and

FURTHER RESOLVED, that Brianna Smith shall be reappointed provisionally as the Planning Assitant to Kurt Rappazzo, Director of Public Works for year 2024 at an annual salary of \$52,000.

VOTE:

14. RESOLUTION 14-24: MOTION BY

Seconded by

RESOLVED, that pursuant to Section 20 of the New York State Town Law, Salvatore Montemurro be and hereby is appointed to the position of Fire Marshal for the Town of Gates for the year 2024, effective January 1, 2024 at an annual salary of \$54,000.

VOTE:

15. RESOLUTION 15-24: MOTION BY

Seconded by

FURTHER RESOLVED, that Mic Silivestro be appointed as Code Enforcer / Dog Control Officer for the year 2024 at an annual salary of \$58,218 with Jay Fridely and Nicolas Taroni as PT Assistant Dog Control Officer's for the purpose of issuing Appearance Tickets, under Section 114-4 of the Agriculture and Markets Law.

VOTE:

16. RESOLUTION 16-24: MOTION BY

Seconded by

RESOLVED, that Brittany Attwood be and hereby is appointed Court Clerk for Town Justice Peter Pupatelli for the year 2024 at an hourly rate of \$27.56; and

FURTHER RESOLVED, that Tracy Cubiotti be and hereby is appointed as Court Clerk for Town Justice Frank Cassara for the year 2024 at an hourly rate of \$27.56.

VOTE:

17. RESOLUTION 17-24: MOTION BY

Seconded by

RESOLVED, that Jason Kretchmer, Patricia Quigley, Tim O'Connor, Brian Hargather and Jason Spencer be and hereby are appointed as PT Court Attendants for the year 2024 to be paid at the rate of \$100.00 per court session attended for the year 2024, expenses to be paid by voucher as incurred;

VOTE:

18. RESOLUTION 18-24: MOTION BY

Seconded by

RESOLVED, that pursuant to Section 20, Subdivision 1a of Town Law, Sande Macaluso be hereby appointed Constable to serve summons and petitions for the Town of Gates for the year 2024; and

FURTHER RESOLVED, that this individual is to serve at no remuneration but he shall be entitled to collect the statutory fees allowed by Law in civil actions and proceedings. This appointment is for an indefinite term, and he shall serve at the pleasure of the Town Board and is required to take their Oath of Office with the Town Clerk, and

VOTE:

19. RESOLUTION 19-24: MOTION BY

Seconded by

RESOLVED, that the base salary for the Gates Chief of Police Robert Long for the year 2024 be set at \$136,524 plus all benefits of the Police contract with the exception of overtime; and

FURTHER RESOLVED, that the base salary for the Gates Police Captain Matt Pascarella for the year 2024 be set at \$128,000 plus all benefits of the Police contract with the exception of overtime;

VOTE:

20. RESOLUTION 20-24: MOTION BY

Seconded by

RESOLVED, that the following individuals be and hereby are appointed as members of the Gates Special Police for 2024 Yasin Sari, Michele Silivestro, Jay Fridley, Ekrem Ozcelik, Jermaine Marks and Nicholas Taroni.

VOTE:

21. RESOLUTION 21-24: MOTION BY

Seconded by

RESOLVED, that pursuant to Section 20 of the New York State Town Law, Veronica Owens be and hereby is appointed to the position of Town Clerk and Receiver of Taxes effective January 1, 2024 at an annual salary of \$65,308; and

FURTHER RESOLVED, that Mackenzie Meyer is hereby appointed to Deputy Town Clerk

effective January 1, 2024 at an annual salary of \$45,000; and
FURTHER RESOLVED, that Sarah Lobene is hereby appointed to Deputy Tax Receiver
effective January 1, 2024 at an annual salary of \$45,000.

VOTE:

22. RESOLUTION 22-24: MOTION BY

Seconded by

RESOLVED, that Jay Fridley be and hereby is appointed Bingo and Games of Chance Inspector
for the Town of Gates for the year 2024 at an annual salary of \$7,000.

VOTE:

23. RESOLUTION 23-24: MOTION BY

Seconded by

RESOLVED, that pursuant to Section 53a and 53c of the New York State Town Law, Daniel Hoock is
hereby appointed to the position of Recreation and Parks Director, for the Town of Gates for the year
2024 at an annual salary of \$78,060.

VOTE:

24. RESOLUTION 24-24: MOTION BY

Seconded by

RESOLVED, that William Gillette be and hereby is appointed Historian for the Town of Gates for the
year 2024 at an annual salary of \$11,810.

VOTE:

25. RESOLUTION 25-24: MOTION BY

Seconded by

RESOLVED, that all Town employees, except for personnel covered by Union Contract, shall receive
fourteen (14) paid Holidays and those Holidays shall be as follows for the year 2024:

January 1st (New Year's Day); January 15th (Martin Luther King Day); February 19th (Presidents Day);
March 29th (Good Friday); May 27th (Memorial Day); June 19th (Juneteenth); July 4th (Independence
Day); September 2nd (Labor Day); October 14th (Columbus Day); November 5th (Election Day);
November 11th (Veterans' Day); November 28th (Thanksgiving Day); November 29th (Thanksgiving
Floater); December 25th (Christmas Day)

FURTHER RESOLVED, that any other Holidays, either for a full day or part of a day, may be granted
depending upon circumstances, on the recommendation of the Supervisor and subject to Town Board
approval

VOTE:

26. RESOLUTION 26-24: MOTION BY

Seconded by

RESOLVED, that the Town Hall hours be set as follows for the year 2024 Monday through Friday 8:00
A.M. to 5:00 P.M. In addition, the Town Clerk's Office will be open from 8:00 A.M. to 7:00 P.M.
on Monday, February 12th and Tuesday, October 1st, 2024 for the purpose of tax payments

VOTE:

27. RESOLUTION 27-24: MOTION BY

Seconded by

RESOLVED, that the Official Newspaper for the Town of Gates for the year 2024 be and hereby is designated as the Daily Record newspaper and that the Rochester Democrat & Chronicle be used as alternative official legal newspaper as needed.

VOTE:

28. RESOLUTION 28-24: MOTION BY

Seconded by

RESOLVED, that the Official Depositor Banks for the Town of Gates for the year 2024 be designated as follows: J.P. Morgan Chase Bank, M & T Bank and NYCLASS.

VOTE:

29. RESOLUTION 29-24: MOTION BY

Seconded by

RESOLVED, that the Gates Town Board authorizes the payment of mileage for the use of private cars in the course of official duties. The rate will be determined by the IRS Standard Rate for 2024 per mile; and

FURTHER RESOLVED that a claim for payment of mileage is to be made on proper Town voucher and the same to be filed with the Town Finance Director and audited by the Town Board.

VOTE:

30. RESOLUTION 30-24: MOTION BY

Seconded by

RESOLVED, that the members of the Gates Town Board are designated as Ex-Officio members of the regular Boards and Commissions of the Town of Gates; and

FURTHER RESOLVED, that the members of the Town Board are designated as liaison from the Town Board to the individual Boards and Commissions as follows:

- | | |
|------------------------|--|
| Supervisor Giunta | - Planning Board, Historic Preservation Commission |
| Councilman Cordero | - Zoning Board of Appeals |
| Councilman DiPonzio | - Recreation & Parks Commission |
| Councilman Loughlin | - Library Board |
| Councilman Tucciarello | - Conservation Advisory Board |

VOTE:

31. RESOLUTION 31-24: MOTION BY

Seconded by

RESOLVED, that the regular meeting nights of the Gates Town Board be designated as the first Monday of each month and a workshop meeting on the third Monday of each month or at such other time as may be designated by the Board. All regular Town Board meetings to convene at 7:30 P.M. and all meetings to be held at the Gates Town Hall in the Community Center Meeting Room, 1605 Buffalo Road, and all workshop meeting to convene at 6:30 P.M unless the location and/or time is changed by Town Board Resolution. Special Meetings may be held on call pursuant to Town Law; and

FURTHER RESOLVED, that the regular Town Board meetings which usually are held on the first Monday of the month be rescheduled as follows: Monday, September 2nd to Tuesday, September 3rd (due to Labor Day).

VOTE:

32. RESOLUTION 32-24: MOTION BY

Seconded by

RESOLVED, that the Town Board affirms the Supervisor's selection of Councilman DiPonzio as Deputy Supervisor for the year 2024 under Section 42 of Town Law.

VOTE:

33. RESOLUTION 33-24: MOTION BY

Seconded by

RESOLVED, that the salary for Stephanie Soto, Director of Finance be set at an annual salary of \$82,500 for the year 2024; and

FURTHER RESOLVED, that the salary for Lily Alberto, Confidential Secretary be set an hourly rate of \$25.18 for the year 2024; and

FURTHER RESOLVED, that the Director of Finance and Confidential Secretary are to serve at the pleasure of the Supervisor.

VOTE:

34. RESOLUTION 34-24: MOTION BY

Seconded by

RESOLVED, that the Supervisor is hereby authorized to continue the Petty Cash Fund for the Recreation and Parks Department for the year 2024 in the amount of \$100; and

FURTHER RESOLVED, that the Supervisor is authorized to continue the Petty Cash Fund for the Town Clerk's Department for the year 2024 in the amount of \$500, pursuant to Town Law 64-1a; and

FURTHER RESOLVED, that the Supervisor is authorized to continue a Petty Cash Fund for the Justice Court for the year 2024 in the amount of \$50.00.

VOTE

35. RESOLUTION 35-24 MOTION BY

Seconded by

RESOLVED, that the Town Board approve the Town Clerk's and the Department of Public Works Permit, Inspection and Application Fee Schedules. A copy of the new fee schedule can be found in the Town Clerk's office.

VOTE: