

TOWN OF CONCORD TOWN BOARD MEETING July 10, 2025
7:00 p.m.

MEETING CALLED TO ORDER BY PHILIP DROZD, SUPERVISOR,
at 7:00 p.m.

ROLL CALL: PHILIP DROZD, SUPERVISOR
CLYDE M. DRAKE, COUNCIL MEMBER
KENNETH D. ZITTEL, COUNCIL MEMBER
KIMBERLY S. KRZEMIEN, COUNCIL MEMBER
KENNETH KASSEL, COUNCIL MEMBER

ALSO PRESENT: DARLENE G. SCHWEIKERT, Town Clerk
LAURA SAFFORD, Deputy Town Clerk
BARRY A. EDWARDS, Hwy Supt.
BRIAN F. ATTEA, Town Attorney
CAROLYN A. ROBINSON, Dog Control Officer

PETER SORGI, Attorney/RIC Energy ERIC WILLIAMS, Springville Journal
BRAD MOHAWK, ECSD

INVOCATION DELIVERED BY TOWN CLERK SCHWEIKERT

PLEDGE TO THE FLAG LED BY COUNCIL MEMBER DRAKE

ITEM #1 CONSENT AGENDA

a) Approval of Minutes:

- (1) Work Session – 6/12/2025
- (2) Public Hearing – BESS Local Law 6/12/2025
- (3) Public Hearing – Solar Local Law 6/12/2025
- (4) Town Board Meeting – 6/12/2025

Motion by Council Member Drake, seconded by Council Member Krzemien, to approve Consent Agenda, Items (a) 1-4. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

b) Monthly Reports:

Supervisor Drozd asked for a motion to add (8) Supervisor's Reports – January 2025 to June 2025. Motion by Council Member Krzemien, seconded by Council Member Kassel, to add (8) Supervisor's Reports – January 2025 to June 2025. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

- (1) Code Enforcement Report – June 2025
- (2) Dog Control Officer Report – June 2025
- (3) Town Clerk Report – June 2025
- (4) Judge Frank Report – June 2025
- (5) Judge Gibbin Report – June 2025
- (6) Senior Director Report – June 2025
- (7) Assessor's Report – June 2025
- (8) Supervisor's Reports – January 2025 to June 2025

Motion by Council Member Zittel, seconded by Council Member Drake, to approve Consent Agenda, Items (b) 1-8. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

ITEM #2 RESIDENT CONCERNS

Supervisor Drozd opened the floor for Public Comment. DCO Robinson

addressed the Board with regard to the potholes on Route 39. She is aware it is a New York State road but does not know who to contact. There are a couple of potholes that are really dangerous; one going west just a little bit west of Belscher Road almost at the shoulder and at the top of Spooners just before the end of the guide rail, in the middle near the centerline. Supervisor Drozd noted that this could lead into something else that he would like to bring up. He has been talking to the State on another matter but will bring this up to NYS to see if their maintenance crew can get out to do the repairs. Supervisor Drozd noted that US Route 219 Phase I, Genesee Road to Route 39, entirely in the Town of Concord, project will also include replacing guide rails, signs, drainage culverts along US Route 219 from Genesee Road to Route 39. The current status of this project is in development with bid opening Summer 2026 and construction start immediately after bid opening with completion anticipated Summer 2027. Project cost is \$9.5 million. This project will be entirely NYS funded, no Federal or local funds. This is good news for the Expressway. This was supposed to be out this year because the money is there and the State let the bid on it to mill and repave from Belscher Road to Clark Street in the Village of Springville and then also from Newman Street up to Route 39. This was supposedly bid out but no work has been seen yet. Not sure if these projects are going to continue.

ITEM #3 HIGHWAY DEPARTMENT

a) Hwy Supt Edwards asked the Board to receive and file his Highway Report.

Motion by Council Member Krzemien, seconded by Council Member Zittel, to receive and file the Highway Department Report. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

ITEM #4 OLD BUSINESS

Supervisor Drozd stated that he will move (d) Community Engagement Team up on the Agenda since Officer Mohawk is here.

d) Community Engagement Team - Officer Mohawk provided the Board with copies of the Complaint List and stats for the month of June. Officer Mohawk pointed out that the CET attended the fireworks show; Supervisor Drozd thanked them for their assistance. The CET has been attending SYI Baseball games. The ECSO has granted permission for the Team's night time extra patrols to continued so Officers Miller and Mohawk will be in the area moving forward. The CET will also be the East Concord Fire Department's Tractor Pull event this weekend. There was no further discussion. Supervisor Drozd thanked Officer Mohawk.

a) KBWWTP – Supervisor Drozd talked to Sewer Operator Slotman today. Operator Slotman has been working with Caleb Henning, MDA Consulting Engineers with regard to the flows and the other information that MDA needed. Operator Slotman is very much engaged in this final process before the project goes out to bid.

b) Ridgeview Pump Station Project – Jonathan Rogers, MDA Consulting Engineers, asked Supervisor Drozd yesterday to set up a date with the Ridgeview HOA to meet to determine the location of the grinder pumps. Supervisor Drozd also noted that the Ridgeview HOA wants to purchase the land that is going up for auction for back taxes. The HOA would like to purchase the land to make sure that no homes are built on that parcel.

c) CDBG Senior Center Garage – Supervisor Drozd updated the Board on this project:

- J. Bogner Payment Application #2 – MDA Consulting Engineers has recommended payment to J. Bogner for Payment Application #2 in the amount of \$85,572.17. This will be the final payment for this project. Motion by Council Member Drake, seconded by Council Member Zittel, to approve Payment Application #2 to J. Bogner in the amount of \$85,572.17 and authorize Supervisor Drozd

to sign same. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

- A Resolution is required for the Erie County Planning & Development packet submission for this project.

Council Member Drake, moved the adoption of Resolution 10, seconded by Council Member Zittel:

WHEREAS, the Town Board of the Town of Concord has received a Community Development Block Grant for Concord Senior Center Improvements; and

WHEREAS, the Town Board of the Town of Concord held a Bid Opening on March 20, 2025. The Town received three sealed bids for this project: Loudon Building Company Base Bid \$140,155 and Alt #1 Bid \$9,840; J. Bognar Construction LLC Base Bid \$121,205 and Alt #1 Bid \$5,200 and Peyton Barlow Co., Inc Base Bid \$221,300 and Alt #1 Bid \$8,640.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Concord at a Special Town Board meeting held on March 25, 2025, and accepted J. Bognar Construction's low base bid of \$121,205 and Alt #1 Bid of \$5,200 for a total of \$126,405; and the Town Board authorized Supervisor Drozd to sign the Notice of Award; and

RESOLVED, that on May 8, 2025, the Town Board of the Town of Concord approved Change Order #1 to trench and put in the electrical conduit to J. Bognar Construction in the amount of \$2,100.00; and

RESOLVED, that on June 12, 2025, the Town Board of the Town of Concord approved Payment Application #1 to J. Bognar Construction in the amount of \$42,932.83; and

RESOLVED that on July 10, 2025, the Town Board of the Town of Concord approved Payment Application #2 to J. Bognar Construction in the amount of \$85,572.17

Voting as follows:

Council Member Drake	Aye
Council Member Kassel	Aye
Council Member Krzemien	Aye
Council Member Zittel	Aye
Supervisor Drozd	Aye

The foregoing Resolution was thereupon declared duly adopted.

- d) Community Engagement Team – Discussed earlier in the meeting.

ITEM #5 NEW BUSINESS

- a) Audit of the Bills – Council Member Kassel audited the Bills this month.

Year 2025 Abstract 7:
General Fund (A), Abstract 7, \$120,044.66
General Fund (B), Abstract 7, \$1,537.80
Library Fund (L), Abstract 7, NONE
Fire Protection (SF), Abstract 7, NONE
Concord Senior Van (JV), Abstract 7, \$169.42
Joint Youth (JY), Abstract 7, NONE
Craneridge Sewer (SS1), Abstract 7, \$1,348.44
Highway Townwide (DA), Abstract 7, \$8,881.09

Highway Outside Village (DB), Abstract 7, \$32,108.36
Kissing Bridge Water (SW1), Abstract 7, \$227.93
Kissing Bridge Sewer (SS2), Abstract 7, \$35.73
Trevett Rd. Water (SW2), Abstract 7, NONE
Cattaraugus St. Water (SW3), Abstract 7, NONE
Trust & Agency, Abstract 7, NONE
Capital (HA) C. Sewer, Abstract 7, NONE
Capital (HB) Land, abstract1, NONE
Capital (HD) Catt St, Abstract 7, NONE
Capital (HE) Sr. Ctr, Abstract 7, NONE
Capital (HF) Hwy Equip, Abstract 7, NONE
Capital (HG) Waste Study, Abstract 7, NONE
Capital (HI) KB/CR Sewer Project, Abstract 7, NONE
Solar Energy (CM1) Spr Boston Rd, Abstract 7, NONE

Motion by Council Member Kassel, seconded by Council Member Krzemien, to approve the bills in Abstract 7 as presented, totaling \$164,353.43. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

- b) Mobile Home Park Renewals Year 2025
 - 1) Richard Perkins – 9582 Middle Road
 - 2) Springville MHP LLC – 9230 North Street

Motion by Council Member Drake, seconded by Council Member Zittel, to approve the Mobile Home Park Renewals for Year 2025, as approved by CEO Roberts and recommended by the Planning Board, for the Perkins Mobile Home Park and Springville MHP LLC. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

c) Appoint Dawn Martin, Assessor – 10/1/2025 to 9/30/2025- Supervisor Drozd advised that he received notification from NYS that it was time to reappoint Assessor Martin. This Town does not need to file all the documents that were needed last time when the position went from elected to appointed. This is the reappointment from NYS perspective; it has nothing to do with the Town's agreement with Assessor Martin for her time off and medical insurance which will be reviewed annually at the Organizational Meeting. Motion by Council Member Zittel, seconded by Council Member Krzemien, to approve the appointment of Dawn M. Martin as Assessor for the term 10/1/2025 to 9/30/2025. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

d) Senior Center Garage – Rebid for Electrical – The members were provided with a copy of the MDA Request for Proposals for the project. Supervisor Drozd advised that J. Bognar Construction ran the conduit so hopefully these RFPs will come in cheaper. Supervisor Drozd met with Caleb Henning, MDA Consulting Engineers, on this RFP and simplified it. MDA will email out to the documentation out to the contractors listed in the email and any others that the Town Board may desire. RFPs will be due by August 1, 2025. Motion by Council Member Kassel, seconded by Council Member Zittel, to authorize MDA Consulting Engineers to rebid for the electrical at the Senior Center Garage. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

e) Court Clerk Jean Kwasnik – Split costs with Town of Ashford- Conference 9/28/2025 to 10/1/2025 in Albany. Judge Frank submitted a letter of request for Court Clerk Kwasnik to attend this training conference; Supervisor Drozd has discussed this matter with Town of Ashford Supervisor John Pfeffer who relayed that their Board is in agreement with this training splitting the costs 50/50. Motion by Council Member Krzemien, seconded by Council Member Zittel, to approve Court Clerk Kwasnik's attendance at the Conference with costs being split 50/50 with the Town of Ashford. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

Supervisor Drozd asked for a motion to add (f) Hulbert Library Driveway Sealing and (g) Hulbert Library Air Conditioning. Motion by Supervisor Drozd, seconded by Council Member Drozd, to add (f) and (g) as above. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

f) Hulbert Library Driveway Sealing – This was done last year but with a bad batch of sealing from the supplier. The same person who did it last year will seal it now, with a couple of thousand dollars discount, at a price of \$3,000. If you go look now, it doesn't even look like anything was done last year. The lines are all gone. The cost for this can come out of the Miscellaneous Accounting. Motion by Supervisor Drozd, seconded by Council Member Krzemien, to approve the Hulbert Library resealing and striping for \$3,000. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried. The Town will need to budget for the Senior Center sealing in next year's budget.

g) Hulbert Library Air Conditioning – Supervisor Drozd noted that this was discussed earlier in the evening during Work Session and asked the Board for their thoughts. Council Member Drake questioned where the money would come from; Supervisor Drozd said Building Reserve; Council Member Drake said either there or Fund Balance. Supervisor Drozd thought Building Reserve if the Board does this as an emergency purchase due to the time of year and health and safety factors; but it could go either way. This one hit us head on; there was no anticipation of at all. Supervisor Drozd said that the AC unit was 31 years old; the boiler is about 7 years old so that probably has another 7-10 years. Council Member Kassel thought that the mini splits cooling only is the way to proceed. Supervisor Drozd agreed. Council Member Zittel said that there will be additional costs once the process starts; Supervisor Drozd advised that there are quite a bit of things in the estimate already. Council Member Zittel said that the insulation and lines should be checked. Reding, Inc., had indicated that they could get the materials within a couple of weeks and get the project started. Caleb Henning and Derek Reding got together earlier in the week and reviewed the blueprints to the Hulbert Library. When the one is now behind the fence, three would go there and the other two would go in back where the group has the plastic now. Supervisor Drozd did not bring this up to the Library Board, so right at the end where the entrance upgrades that were done last year, that little section between there and the end of the building where the tree is, and the area is not really landscaped; that is where the other two would go. Council Member Drake asked if the trees would need to come down and Supervisor Drozd said they would. The easiest place to put them is where the plastic is. The Library Board just got money from the SGI Foundation to do that garden and that project has started so Supervisor Drozd did not want to put it there. This other location is good too; the lines could be run in for the two units. Council Member Drake reminded the Board that the Hulbert Library is a town-owned building and the Town can put these units wherever it wants; the choice could be air-conditioning or nothing. Supervisor Drozd stated that once the project gets started, wherever the units need to go is where the units will go. Council Member Zittel asked if the cost goes up because of the location; Supervisor Drozd didn't ask that; it was just mentioned that it would be easier. The location should be the simplest location, easiest to maintain, get the right flow. Supervisor Drozd asked if the Board wanted to proceed with cooling only under emergency purchase. Council Member Drake said that he was a little worried about multiple thermostats and people not understanding what regulates what. Supervisor Drozd said he had discussed that with Caleb Henning and Derek Reding and was told that lock boxes could be installed. Custodian Ott could have a key. Council Member Zittel wondered how many different lock boxes would there be? Supervisor Drozd said the meeting room would be one; the hallway would go in off the big room and then the other four for the big room; two on one side; two on the other. The three on the side where the unit is now behind the fence; two for the main room and one for the small room/kids room and the other two, as you go in the driveway to the left, that would be for that side of the Library. Council Member Zittel said that the Town has to maintain the building; and the Library Board has been good with the reimbursement money they have given the Town. Supervisor Drozd just asked the Library Board for the compilation of the DiPietro Grant money that was to be used for maintenance of the Library. There was a contractor there the other day who went up on the roof to see what shingles were missing; there are shingles at the Library so materials are not a problem. These shingles will match the existing ones. The contractor said he

will get it done before any kind of cold weather gets here; probably within the next month he will get it done. They will walk the roof and replace any bad shingles and replace the cap shingles that blew off. This repair will come out of the DiPietro money. The Library Board did pay for the fountain that was installed at the Library. There is an estimated \$14,000 left out of the money. Supervisor Drozd said that these funds were to be used for maintenance at the Library with the Town Board's guidance. Deputy Town Clerk Safford advised that the Library Board is not questioning the way this money is being spent; the Trustees are just wondering when this money is gone and these things come up, who will be paying for it? The Library Board paid for MDA Consulting Engineers to come in; they paid for the water. The Trustees just wanted to know who would be responsible for these repairs. Supervisor Drozd noted that the Town gave the Library Board a chart a couple years ago. Supervisor Drozd said that Council Member Drake had just noted that it is a town-owned building. Supervisor Drozd said that when the Library Board gets these bequests, they have been helping with the costs. Deputy Town Clerk Safford stated that the money was there to take care of the Library itself; it's just going to go a lot faster than anticipated because of the air conditioning. Council Member Drake said that the Building Reserve Fund is for all the Town buildings not just the Library. The Library Board would like to be advised of the Town Board's decision on this matter; the Library Board is not opposed to helping the Town out with this project; maybe \$10,000. Supervisor Drozd would like to keep a buffer in case the roof needs more. The water is now working outside and he commented that one of the faucets hasn't worked since Day 1. Everything that was on the Library Board checklist has been done and paid for. Council Member Zittel said that the Library is a town owned building and it needs air conditioning. Motion by Council Member Zittel, seconded by Council Member Kassel, to proceed with the installation of the 5 mini split units at the cost of \$58,325 under an emergency purchase. Council Members Drake, Zittel, Krzemien & Kassel; Supervisor Drozd, voting aye. Carried.

ITEM #6 COUNCIL MEMBER NOTES

1. Council Member Krzemien noted that there has been a flurry of activities going on with the Cemeteries. There had been a request to old clean headstones but she doesn't think the Town should do this because of any damage it could do to the headstones; it could deteriorate the headstone.

2. Council Member Zittel asked Council Member Krzemien the status of the Bark Park. Council Member Krzemien said it is going pretty well. Hopefully there will be an announcement soon.

3. Council Member Krzemien noted that there is an Ice Cream Social at the East Concord Community Church on July 20th.

4. Council Member Zittel reminded everyone that the East Concord Fire Department Tractor Pull is this weekend, July 11th and July 12th. The ECRT has given the Department permission to park on the rail trail so that will help the fire department.

5. Council Member Zittel said the Chief's Council Meeting is scheduled for July 15th at 7 p.m. at the East Concord Fire Hall.

6. Supervisor Drozd reminded the Board that the Springville Fire Company's car show/craft show will be July 20th. Friday, July 19th will be the All-Class SGI Reunion. He also noted that SGI Class of 1965 will be having their final Class Reunion this year. Supervisor Drozd noted that the Class of 1975 is the biggest graduating class from SGI will be holding their 50th reunion.

7. Supervisor Drozd noted that he was the leader of the Erie County Snow Plow contracts. The contract has not yet been signed by County Executive Poloncarz but it is expected to be signed. He got recognized by some Highway Superintendents for his efforts in structuring the new contract. There were a lot of meetings on this contract and he thinks it is a fair contract for both the County and the

Towns. The committee was comprised of three Highway Superintendents and three Town Supervisors and they worked well together.

8. Supervisor Drozd stated that the best news to date was yesterday he received word from New York State that the Town is good to go on spending the \$50,000 grant for Community Park equipment. The documents for this grant were signed in January. The DASNY representative has called Supervisor Drozd letting the Town that it was ready to go. Supervisor Drozd called the playground equipment salesman today and Deputy Highway Supt. Heim wants to meet next week to go through everything and get supplies order so the playground equipment can be put together. This will be done this year now that the Town received the okay to proceed. These funds were from Assemblyman DiPietro.

9. Supervisor Drozd had a conversation with Assemblyman DiPietro who wanted to know if there was a place in the area to name an "off-shoot" (not a regular street) in honor of Veteran David Bellavia who was honored by President Trump. Assemblyman DiPietro thought maybe the driveway going into Community Park; but Supervisor Drozd will meet with Village of Springville representatives sometime and thought that maybe the street going into the parking lot where Veteran's Park is located, coming off South Buffalo Street. This location seems fitting. Supervisor Drozd will reach out to Mayor Michaels and let Assemblyman DiPietro know the decision.

10. Hwy Supt Edwards had a question about Maplewood Cemetery. He wondered if the Catholics take care of their part and Maplewood takes care of theirs. Council Member Krzemien answered yes and that the Catholic section looks really good; Maplewood not so much. Hwy Supt Edwards noted that if the Town ends up taking over that cemetery, there will be a lot of expenses. Supervisor Drozd said he met with Paul Nunweiler who is in charge of the Catholic Cemetery. It's no secret what is going on in the Catholic Diocese in Buffalo and the money situation. There is a fund to take care of the cemetery; it is not known whether that fund can be touched as part of the situation that is going on or not. Supervisor Drozd said that the Town Board will need to keep this on their radar. Council Member Zittel wondered if the Maplewood Cemetery ever advertised for new members for the Cemetery Board like the Fairview Cemetery did; it appears they did not.

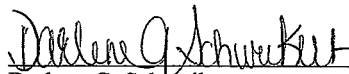
ITEM #7 EXECUTIVE SESSION

There was no Executive Session.

ITEM #8 MOTION TO ADJOURN

Motion by Supervisor Drozd, seconded by Council Member Krzemien, and passed unanimously, to adjourn the meeting at 7:43 p.m. in memory of:

James G. Pukay
Rita J. Burn
Patrick M. Elvers
Edith C. Kazmark
Michael D. Backhaus
Daniele A. Tuttle
David Y. Bevington



Darlene G. Schweikert
Town Clerk

Town of Concord Highway Department
13076 N. Central Avenue
Springville, NY 14141
716-592-4892 Phone
716-592-4357 Fax
Barry A. Edwards, Highway Superintendent

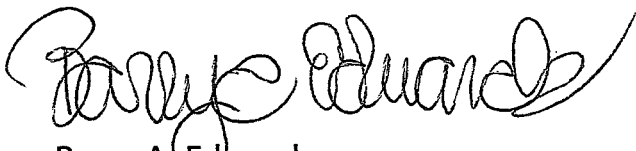
Highway Superintendents Report for the period of June 11, 2025 to July 8, 2025.

With twenty-eight days in this period the Highway Department:

- Hauled chip stone for the Village of Springville.
- Continued to mow road shoulders.
- Send trucks to Sardinia to help with road milling.
- Picked up road widener in Albion.
- Sent two trucks to Fibermat in Sardinia.
- Repaired lights on TK#13.
- Sent trucks to Nova Chip in Sardinia.
- Repaired oil leak on JX90.
- Cleaned up a tree in Craneridge.
- Repaired safe hits.
- Dug out blocked culvert on White Street.
- Started ditching on White and Chase Roads.
- Sent one truck to oil and chip for Collins.
- Continue to haul chip stone to our yard from County Line.
- Serviced ZB1211 mower.
- Weed whack guard rails.
- Patched potholes throughout the Town.
- Told the delivery of the new Tk#15, and them worked on to get it ready to put into service.
- Continue to mow the cemeteries and senior center.
- Mowed Town Park while Chuck Schweikert was out of town.

- Continue to check water and clean restrooms at the Town Park.
- Cleaned office, lunchroom and restroom.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Barry Edwards", with a large, sweeping flourish extending from the end of the name.

Barry A. Edwards,
Highway Superintendent