

A regular Town Board meeting of the Town of Hamburg, County of Erie and State of New York was held at the Town Hall, 6100 South Park Avenue, Hamburg, New York on the 24th day of April 2017.

2.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board adjourn Executive Session at 7:16 pm and move into the regular meeting.

ROLL CALL: Steven J. Walters Supervisor
 Michael Quinn, Jr. Councilman
 Thomas Best, Jr. Councilman

ALSO PRESENT: Brian Wielinski, Deputy Town Clerk; Walter Rooth III, Town Attorney; Joseph Collins, Deputy Town Attorney; Samantha Tarczynski, Director of Administration and Finance; Richard Lardo, Principal Engineering Assistant; Michael Quinn, Engineering Consultant; Chris Monaco, Police Captain; Martin Denecke, Director of Youth, Recreation & Senior Services; Kurt Allen, Supervising Code Enforcement Officer; Tom Best Sr, Highway Superintendent; Ted Casey, Traffic Safety Coordinator

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

3.

On a motion of Councilman Best, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the minutes of the following meeting:

03/27/2017 Work Session
03/27/2017 Town Board Meeting

4.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, the Town Board authorize Detective Robert Paas, Police Officers Christopher Butera, Jonathan Cross and Jonathan Monaco to attend the 2017 New York State Tactical Officers Assoc. Seminar to be held in Verona, New York, April 24th – April 27, 2017.

Cost of Seminar:	\$1,199.96
Lodging	700.00
Gas and tolls (approximate)	<u>100.00</u>
TOTAL:	<u>\$1,999.96</u>

Use of Unmarked Police vehicle for transportation is requested

Money is available in account B3120.492

5.

On a motion of Councilman Quinn, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, the Town of Hamburg Justice Department has an ongoing lease with Wells Fargo Vendor Financial Services for a copier costing \$155 per month and,

WHEREAS, the Town is to be fiscally responsible with taxpayer funds and,

WHEREAS, Wells Fargo Vendor Financial Services has an available copier that will satisfy the requirements of the Justice Department while saving the Town \$238 per year,

NOW, THEREFORE BE IT RESOLVED, that the Town Board authorize the Supervisor to sign a modified lease agreement with Wells Fargo Vendor Financial Services for a new copier at a cost of \$135.16 per month for a term of 60 months. Funds are available in A.1110.0203.

6.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the membership of the following into the Lake Shore Volunteer Fire Company, Inc.:

- | | |
|--|--|
| Roy Charles Rotino
4826 Rogers Road
Hamburg, NY 14075 | Eric Norman
5110 Morgan Parkway
Hamburg NY 14075 |
| Nicole Walter
4014 Nottingham Terrace
Hamburg NY 14075 | Jennifer Tessey
3886 Dartmouth St
Hamburg NY 14075 |

7.

On a motion of Councilman Best, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, Warren Price paid for and obtained permits for a fence and domestic fowl (permit numbers 2017-343 and 2017-344) for 4576 Tomaka Drive, Hamburg, New York 14075, and

WHEREAS, the customer decided not to build the fence or purchase the chickens

THEREFORE BE IT RESOLVED that a refund for both permits in the amount of \$75.00 be issued to:

- Warren Price
4576 Tomaka Drive
Hamburg, New York 14075

8.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the membership of the following into the Scranton Volunteer Fire Company, Inc.:

Jacob Milliman
5479 Strnad Dr.
Hamburg, NY 14075

9.

On a motion of Councilman Best, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, the New York State Department of Transportation (NYSDOT) requires the use of the Internet Government Solutions (IGS) Equitable Business Opportunities (EBO) system to administer NYSDOT contracts; and

WHEREAS, the Town of Hamburg is a partner with the NYSDOT for the construction of Railroad Quiet Zones; and

WHEREAS, Town Board authorization is required for access to the NYSDOT’s EBO system;

THEREFORE BE IT RESOLVED, that the Town Board authorize Town Engineer, Michael Quinn, P.E. to be the responsible local official and sign all documents in this regard.

BE IT FURTHER RESOLVED, that the Town Clerk provide two certified copies of this resolution to the Engineering Department for transmittal to the New York State Department of Transportation.

10.

On a motion of Councilman Quinn, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, bids were opened on April 7, 2017 for the Paving Project at the Village Library, and

WHEREAS, four (4) bids were received as follows:

Occhino Corp	\$29,749
Ron’s Blacktop	\$33,000
Chief Diversified Construction, Inc.	\$34,400
Gelder Construction, LLC	\$39,900

WHEREAS, the bids were reviewed and it was determined that Occhino Corp. is a qualified and responsible bidder.

THEREFORE BE IT RESOLVED, that the Town Board award the bid to Occhino Corp. in the amount of \$29,749.

11.

On a motion of Councilman Quinn, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the travel request for Highway Employees Dan Bevelock, Paul Sauer and Chris Wilson to attend a “Safe Digging Event for Pipelines”, sponsored by Dig Safely New York on Monday, April 24, 2017. The class is to be held at The Grapevine Banquet Hall on Dick Road in Cheektowaga at 5:30 pm. There is no cost to the Town for this event but use of town vehicle is requested.

12.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the termination and rehiring of personnel for the Youth, Recreation and Senior Services Department as follows:

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/tem hourly rate	Termination Date
1	3854	Boswell, James		Van Driver-A6772-Seas				3/31/2017
	3854	Boswell, James	R	Van Driver-A6772-P/T	4/1/17		\$11.22	
2	4720	DiPasquale, Charles		Rec Attd-EI7265-P/T				4/15/2017
	4720	DiPasquale, Charles	R	Rec Attd-ER7251-Seas	4/16/17		\$9.70	
3	4703	Ellis, Christopher		Rec Attd-EI7265-P/T				4/15/2017
	4703	Ellis, Christopher	R	Rec Attd-ER7251-Seas	4/16/17		\$9.70	
4	4778	Grasso, Maria		Rec Attd-EI7265-P/T				4/15/2017
	4778	Grasso, Maria	R	Rec Attd-A7310-Seas	4/16/17		\$9.70	
5	4318	Joslin, Mark		Rec Attd-EI7265-P/T				4/15/2017
	4318	Joslin, Mark	R	Rec Attd-ER7251-P/T	4/16/17		\$9.95	
6	4221	Kumiega, Mark		Rec Attd-EI7265-P/T				4/15/2017
	4221	Kumiega, Mark	R	Rec Attd-ER7251-P/T	4/16/17		\$9.95	
7	4206	Martin, Jeffrey		Rec Attd-EI7265-P/T				4/15/2017
	4206	Martin, Jeffrey	R	Rec Attd-ER7251-P/T	4/16/17		\$9.95	
8	4321	Meyer, Jennifer		Rec Attd-A6772-P/T				4/15/2017
	4321	Meyer, Jennifer	R	Rec Attd-A6780-P/T	4/16/17		\$11.00	
9	3704	Reid, Gregory		Rec Attd-EI7265-P/T				4/15/2017
	3704	Reid, Gregory	R	Rec Attd-ER7251-P/T	4/16/17		\$10.70	
10	3821	Sadowski, Christopher		Rec Attd-EI7265-P/T				4/15/2017
	3821	Sadowski, Christopher	R	Rec Attd-ER7251-P/T	4/16/17		\$10.43	

11	4357	Simoncelli, Eric			Rec Attd-A7310-P/T				4/15/2017
	4357	Simoncelli, Eric		R	Rec Attd-ER7251-P/T	4/16/17		\$9.95	
12	2875	Steger, Joseph			Rec Attd-A7310-P/T				4/29/2017
	2875	Steger, Joseph		R	Rec Attd-ER7251-Seas	4/30/17		\$13.00	
13	4062	Wicka, John			Rec Attd-ER7251-P/T				4/19/2017
	4062	Wicka, John		R	Rec Attd-ER7251-Seas	4/20/17		\$11.50	
14	3853	Zoda, John			Rec Attd-A7310-Seas				4/29/2017
	3853	Zoda, John		R	Rec Attd-EW7251-Seas	4/30/17		\$13.00	
15		Tomasi, Carmen		N	Rec Attd-ER7251-Seas	4/25/17		\$9.70	

13.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, the Town of Hamburg receives grants and donations from time to time and,

WHEREAS, the use of these funds has been determined by the granting agency/donor and,

WHEREAS, these items are not included in the 2017 budget,

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the receipt of the following monies and approves a budget amendment to the revenue and expenditure accounts as follows:

	Receipt	Revenue Code	Expenditure Code	
	Amount	To Increase	To Increase	Purpose/Source
	\$ 369.97	A.1972.39	A.6772.412	Donation Ping Pong Table - Michael Quinn Jr.
	\$ 5,504.00	A.1972.40	A.6780.486	Youth Recreation & Senior Expo Proceeds & Donations
	\$ 165.00	A.1972.40	A.6780.486	Participants Council Fund Donations
Total:	\$ 6,038.97			

14.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, the Town of Hamburg receives proceeds from sales of equipment from time to time and,

WHEREAS, the use of these funds has been recommended by the respective department and,

WHEREAS, these items are not included in the 2017 budget,

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the receipt of the following monies and approves a budget amendment to the revenue and expenditure accounts as follows:

	Receipt	Revenue Code	Expenditure Code	
	Amount	To Increase	To Increase	Purpose/Source
	\$ 4,000.00	B.2665	B.3120.202	Sale of vehicle equipment to Erie County
Total:	\$ 4,000.00			

15.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the membership of the following into the Big Tree Volunteer Firemen’s Company, Inc.:

Andrew Incorvaia
 7 Foster Ridge Road
 Hamburg, New York 14075

David Incorvaia
 7 Foster Ridge Road
 Hamburg, New York 14075

Ashley Incorvaia
 7 Foster Ridge Road
 Hamburg, New York 14075

Lawrence Anielski
 4089 Richcrest Drive, Apt. 4
 Hamburg, New York 14075

16.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board authorize the Veterans of Foreign Wars of the United States, Hamburg Township VFW Post No. 1419, to conduct their annual “Buddy” poppy campaign on Friday, May 26th, Saturday, May 27th and Sunday, May 28th.

17.

On a motion of Councilman Quinn, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board approve the termination and rehiring of personnel for the Buildings and Grounds Department as follows:

#	Emp #	Emp Name	N or R	Position	Start date	hrly rate	hrly rate	Term date
1	4618	BENNETT, ETHAN	R	LABORER/SEA/ET7250.100	4/24/2017		\$9.70	
2	4455	LOVE, KEVIN	R	LABORER/P/T/A7140.100			\$9.70	4/23/2017
	4455	LOVE, KEVIN	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
3	4707	JONES, SETH	R	LABORER/P/T/A7140.100			\$9.70	4/23/2017
	4707	JONES, SETH	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
4	4543	LAKSO, BRUCE	R	LABORER/P/T/A7140.100			\$9.70	4/23/2017
	4543	LAKSO, BRUCE	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
5	4537	SCINTA, MICHAEL	R	LABORER/P/T/ET7250.100			\$9.70	4/23/2017
	4537	SCINTA, MICHAEL	R	LABORER/SEA/ET7250.100	4/24/2017		\$9.70	
6	3473	KOLB, CHRISTOPHER	R	LEO/EI7266.100			\$29.57	4/23/2017
	3473	KOLB, CHRISTOPHER	R	LEO/A7140.100	4/24/2017		\$29.57	
7	4147	OBAD, LOUIS	R	LEO/EI7266.100			\$29.57	4/23/2017
	4147	OBAD, LOUIS	R	LEO/A7140.100	4/24/2017		\$29.57	
8	3085	KALES, GEORGE	R	LABORER/P/T/ER7250.100			\$10.34	4/3/2017
	3085	KALES, GEORGE	R	LABORER/P/T/ER7250.100	4/3/2017		\$10.59	
9	4064	MAZUR, WALTER	R	LABORER/P/T/ER7250.100			\$10.00	4/3/2017
	4064	MAZUR, WALTER	R	LABORER/P/T/ER7250.100	4/3/2017		\$10.25	
10	3904	SCOTT, JOSEPH	R	LABORER/P/T/ER7250.100			\$10.34	4/3/2017
	3904	SCOTT, JOSEPH	R	LABORER/P/T/ER7250.100	4/3/2017		\$10.59	
11	4612	FIORIELLO, LOUIS JR	R	LABORER/SEA/ET7250.100	4/24/2017		\$9.70	
12	4404	BUSHA, CHRISTOPHER	R	LABORER/P/T/EI7266.100			\$9.70	4/23/2017
	4404	BUSHA, CHRISTOPHER	R	LABORER/SEA/EI7266.100	4/24/2017		\$9.70	
13		BAGINSKI, ANTHONY	R	LABORER/SEA/ER7250.100	4/24/2017		\$9.70	

14		WIESERMEN, AUSTIN	R	LABORER/SEA/EI7266.100	4/24/2017		\$9.70	
15		TORNABENE, ALEXANDRIA	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
16	4611	BATORSKI, TYLER	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
17	4749	DICKEY, JACOB	R	LABORER/SEA/EW7250.100	4/24/2017		\$9.70	
18	4244	BIEBER, ROBERT	R	LABORER/P/T/A7140.100			\$9.70	4/23/2017
	4244	BIEBER, ROBERT	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
19	3978	PAWLOWSKI, RODNEY	R	LABORER/F/T/A7140.100			\$28.83	4/23/2017
	3978	PAWLOWSKI, RODNEY	R	LABORER/F/T/EW7250.100	4/24/2017		\$28.83	
20	4616	DEINZER, NATHAN	R	CLEANER/P/T/A7140.100			\$10.17	4/23/2017
	4616	DEINZER, NATHAN	R	CLEANER/SEA/A7140.100	4/24/2017		\$10.17	
21	4242	KRAUSE, ROBERT	R	LABORER/SEA/EW7250.100	4/24/2017		\$9.70	
22	4533	FIORIELLO, CHARLES	R	LABORER/P/T/ET7250.100			\$9.70	4/23/2017
	4533	FIORIELLO, CHARLES	R	LABORER/SEA/ET7250.100	4/24/2017		\$9.70	
23	4705	RYCHIK, DAVID	R	LABORER/TEMP/F/T/A7140.100			\$25.95	4/23/2017
	4705	RYCHIK, DAVID	R	LABORER/F/T/A7140.100	4/24/2017		\$25.95	
24	4627	FEUERSTEIN, SHAWN	R	LABORER/SEA/EI7266.100	4/24/2017		\$9.70	
25	4154	CZERWIEC, DAVID	R	LABORER/CLEA/P/T/EW7250.100			\$15.25	4/23/2017
	4154	CZERWIEC, DAVID	R	LABORER/CLEA/SEA/EW7250.100	4/24/2017		\$15.25	
26	4714	CEEJAY, BOSWELL	R	LABORER/SEA/ET7250.100	4/24/2017		\$9.70	
27	4583	GAWLAK, LAUREN	R	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
28		GAWLAK, KAYLA	N	LABORER/SEA/A7140.100	4/24/2017		\$9.70	
29	4246	FLIS, PAUL	R	LABORER/P/T/EW7250.100			\$9.70	4/23/2017
	4246	FLIS, PAUL	R	LABORER/SEA/EW7250.100	4/24/2017		\$9.70	

18.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

TOWN BOARD
 AUDIT OF CASH DISBURSEMENTS April 27, 2017

VOUCHER #'S

OPERATING FUND:

BATCH	#47	\$3,843.27	88722-88730
BATCH	#48	\$272.15	88731-88735
BATCH	#49	\$169,169.19	88736-88766
BATCH	#50	\$75,913.70	88767-88802
BATCH	#51	\$24,875.08	88803-88805
BATCH	#52	\$10,073.50,	88810
BATCH	#53	\$628,596.15	88811-88845
BATCH	#54	\$5,295.67	88846-88868
BATCH	#55	\$25,646.17	88869-88911
BATCH	#56	\$31,859.98	88912-88957
BATCH	#57	\$111,044.08	88958-89006
BATCH	#58	\$17,169.08	89007-89025
BATCH	#59	\$8,282.88	89026-89044
BATCH	#60	\$788.86	89048-89053
BATCH	#61	\$40,071.23	89054-89073
BATCH	#62	\$827.54	89074-89078
BATCH	#63	\$183,177.84	89079-89144
BATCH	#64	\$7,050.80	89145-89159
BATCH	#65	\$221.12	89160
BATCH	#66	\$312.90	89161
BATCH	#67	\$136,450.01	89170-89226
BATCH #			
BATCH #			
BATCH #			
BATCH #			
BATCH #			
BATCH #			
BATCH #			

TOTAL OPERATING FUND DISBURSEMENTS: \$1,480,941.20

TRUST & AGENCY

BATCH #
BATCH #

TOTAL TRUST & AGENCY DISBURSEMENTS: \$0.00

CAPITAL FUND DISBURSEMENTS:

BATCH	#10	\$1,116.04	88806-88809
BATCH	#11	\$1,211.99	89045-89046
BATCH	#12	\$13,555.58	89162-89169
BATCH #			

BATCH #
 BATCH #
 BATCH #
 BATCH #

TOTAL CAPITAL FUND DISBURSEMENTS: \$15,883.61

PAYROLL:

PR	#P/R #7	\$684,097.56
PR	#P/R #8	\$640,403.99
PR #		

\$1,324,501.55

TOTAL PAYROLL DISBURSEMENTS:

PETTY CASH \$0.00

\$0.00

TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:

\$2,821,326.36

Reports from Town Board Members and Department Heads

Councilman Best, 22nd Annual Town wide clean-up Saturday May 6, 2017 kickoff is at 8:30 am, lunch is 11:00am to 12:30pm. To register, please contact Hamburg Town Clerk Cathy Rybczynski.

Congratulations to the new employees to the Town of Hamburg for the upcoming summer.

Councilman Best, Town Clerk Rybczynski, and Councilman Quinn attended the Woodlawn Beach cleanup this past weekend April 22, 2017. Assemblyman Sean Ryan’s office sponsored the cleanup event. Thank you to everyone that assisted in the cleanup at Woodlawn Beach

Councilman Quinn reported that per the agenda, he hoped that everyone was getting good use of the ping pong table at the Senior Services Center. Councilman Quinn, Marty Denecke and Pat Ryan, Building and Grounds, took a tour the playgrounds in the area and were able to assess the current needs and what will require fixing in the future for safety and improvement of over all look. We hope to have everything fixed before the start of summer.

Supervisor Walters reported that the Buffalo News reported the NYS Thruway Authority was holding public hearing for the purposed removal of the Exit 57 overpass on April 25, 2017 from 5:00pm-8:00pm at Hamburg Town Hall.

Richard Lardo, Principal Engineering Assistant, reported that we have received a couple calls regarding the quiet zone and advised that they are trying to get their insurance in order to get started.

Marty Denecke reported that the Youth Awards Dinner was held April 25, 2017 at Michaels Banquet Facility 6:00pm to honor adults who serve youth and youth volunteers. The golf course opened on April 17, 2017. 20 year employee, Shirley Spaulding, Adult Day Service Center is retiring.

Tom Best Sr., Highway Superintendent, reported that he and Councilman Quinn will be hiring a part-time task-force of 6-10 students (kids) to help with the renovation of the playgrounds, painting fences, and cleaning up buildings and all playgrounds.

Business from the Floor:

John McKendry voiced concerns about the railroads near Wanakah County Club. The noise and transportation of railcars continue to be an issue.

John McKendry requested that the train bridge on Camp Road be inspected. The condition of this bridge appears to have major concerns.

John McKendry asked that the Town address the recycling of electronics for Town residents.

Tom Best Sr. advised that Modern Corporation and Best Buy will accept electronics at a cost. The Town of Hamburg is working with the Village of Hamburg to develop a plan for Town residents at a minimal charge.

Councilman Best advised that you will see free recycling events coming up. In the past, these have been held at the fairgrounds and Total.

Councilman Quinn advised that Erie County runs the free electronic events from time to time. He will update the website as he sees them coming up.

Brian Wielinski advised that the next free Erie County electronics recycling event will be held at the Fairgrounds around the end of May.

John McKendry asked that the Town address the speeding on Route 5 and on Old Lakeshore.

John McKendry requested an update on the cleanup of residents' lawns affected by Town construction projects.

Councilman Quinn advised that the Engineering Department had been in contact with the contractor concerning the repair to residents' lawns. They are waiting for the weather to break and the project will be completed.

Joe Kilian questioned the handling of the creeks near Woodlawn Beach.

Councilman Best advised that Assemblyman Sean Ryan's office was handling this issue and planning on conducting a study to correctly fix the issue with the creeks at Woodlawn Beach. Assemblyman Ryan's recognizes that we need to address this issue.

Dennis Chapman, American Legion Post 527, invited the Town Board for Officer Installation on Friday May 12th, 2017 at 7:00pm.

Don Wiess commented on the Planning Board approval of Emma's Ice Cream on Route 5. The Town Board needed to close the loophole siting the transient merchant law. This property is able to operate as a business without paying taxes. The owner of this ice cream stand hasn't completed what he agreed to do from the original approval. The facility and grounds are sub-standard and need to be addressed. Complaints against this site have fallen on deaf ears.

Councilman Best commented that he was in attendance for the Planning Board meeting and the Planning board had concerns about the property also and we will ensure that this property is in compliance with what the owner of the property presented. Also, this business is not a transient merchant, as it's not on wheels and able to move from place to place.

19.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board move into Executives Session at 7:51 pm on a litigation matter.

20.

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board adjourns at 9:00 pm.

Brian F. Wielinski, Deputy Town Clerk