

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 12th day of May 2014.

**2.**

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

ADOPTED	Ayes 3	Walters, Quinn, Potter-Juda
	Noes 0	

**RESOLVED**, that the Town Board adjourn Executive Session at 7:10 pm and move into the regular meeting.

ROLL CALL:	Steven J. Walters	Supervisor
	Michael Quinn, Jr.	Councilman
	Cheryl Potter-Juda	Councilwoman

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk  
Mary Dosch, Sr. Account Clerk, Walter Rooth III, Town Attorney; Gerard Kapsiak, Town Engineer; Michael Williams, Chief of Police; Tom Best, Sr., Highway Superintendent; Kurt Allen, Supervising Code Enforcement Officer; Joe Wenzel, Assistant Director of Recreation; Thomas Taylor, Sr. Public Safety Dispatcher; Amy Ziegler, Deputy Supervisor

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

**3.**

On a motion of Councilwoman Potter-Juda, seconded by Supervisor Walters, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

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

04/28/2014                   Work Session  
 04/28/2014                   Town Board Meeting  
 04/28/2014                   Executive Session

**4.**

On a motion of Councilman Quinn, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

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

#	Emp #	Emp Name	N or R	Position	Start date	Full time    PT/Sea/temp		Term date
						hrly rate	hrly rate	
1	4239	Debbie Ginnetti		Part Time			\$11.00	3/19/2014
2	4239	Debbie Ginnetti	R	Full Time Seasonal	3/30/2014		\$11.00	
3	4239	Debbie Ginnetti		Full Time Seasonal			\$11.00	4/26/2014
4	4239	Debbie Ginnetti		Part Time	4/27/2014		\$11.00	

**5.**

On a motion of Supervisor Walters, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

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

Emily Busch  
 5338 Ontario Avenue  
 Hamburg, N.Y. 14075

**6.**

On a motion of Councilwoman Potter-Juda, seconded by Supervisor Walters, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

**RESOLVED**, that the Town Board approve the termination and rehiring of personnel for the Town Clerk’s Office as follows:

#	Emp #	Emp Name	N or R	Position	Start date	Full time	PT/Sea/temp	Term date
						hrly rate	hrly rate	
1	4159	Morford, Rosina		Clerk P/T				5/17/14
2	4159	Morford, Rosina	R	Clerk P/T Seasonal	5/19/14	\$12.00		
3	4510	Rydzik, Suzanne		Clerk P/T				5/17/14
4	4510	Rydzik, Suzanne	R	Clerk P/T Seasonal	5/19/14	\$12.00		

**7.**

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

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

**WHEREAS**, Local Governments receive funding to support the construction and repair of highways and bridges from New York State under the Consolidated Local Street and Highway Improvement Program (C.H.I.P.S.);

**WHEREAS**, the Town of Hamburg will receive an additional \$550.59 this year;

**WHEREAS**, the Budget also includes a **one-time** allocation for extreme winter recovery to help with repairs due to this year’s exceptionally harsh winter. The Town of Hamburg will receive an additional \$31,162.85;

**THEREFORE BE IT RESOLVED**, that the Town Board authorize the Finance Department to increase revenue account DB5130 C.H.I.P.S. and appropriation account DB5112.0210 in the amount of \$31,713.44 due to unanticipated C.H.I.P.S. funding to be received from New York State.

**8.**

On a motion of Supervisor Walters, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

**RESOLVED**, that the Town Board authorize the Recreation Department to issue alcohol waivers for the following June 2014 Taylor Road rentals:

6/01/14	6/02/14	6/06/14	6/07/14
6/08/14	6/12/14	6/13/14	6/14/14
6/15/14	6/19/14	6/20/14	6/21/14
6/22/14	6/23/14	6/25/14	6/26/14
6/27/14	6/28/14	6/29/14	6/30/14

**9.**

On a motion of Councilwoman Potter-Juda, seconded by Supervisor Walters, the following resolution was

ADOPTED	Ayes 3	Walters, Quinn, Potter-Juda
	Noes 0	

**WHEREAS**, walking and biking to school encourages children to adopt a more healthy and active lifestyle, while also serving to reduce traffic, fuel consumption, and air pollution in the vicinity of schools; and

**WHEREAS**, the Town of Hamburg has authorized and directed EECG Consulting, LLC to complete the necessary grant application materials for a Safe Routes to School project to be performed under the New York State Transportation Alternatives Program (TAP), and submit them to the New York State Department of Transportation (NYSDOT) on behalf of the Town of Hamburg; and

**WHEREAS**, the Big Tree Elementary, Pinehurst Elementary, Frontier Middle, and Cloverbank Elementary schools in the Frontier Central School District have been identified as priority locations for this project, due to their currently limited walkability infrastructure such as sidewalks, crosswalks, and connector paths that hinder the ability of students to walk or bike to school safely; and

**WHEREAS**, if the grant is awarded, the Frontier Central School District will administer and conduct a Safe Routes to School Education Program for all eligible public elementary and middle schools located within the Frontier Central School District; and

**WHEREAS**, the NYS Transportation Alternatives Program is a federally funded reimbursement program administered by NYSDOT. Should the proposed project be approved by NYSDOT, NYSDOT will reimburse the Town of Hamburg for 80% of the project implementation costs,

**THEREFORE BE IT RESOLVED**, that if the TAP grant is awarded to the Town of Hamburg, it will be used to provide sidewalks, crosswalks, and related infrastructure improvements in the vicinity of the above schools; and

**BE IT FURTHER RESOLVED**, that the Town of Hamburg will work in conjunction with NYSDOT to provide the Frontier Central School District with educational materials for the District to implement an educational program related to pedestrian and bicycle safety for their students; and

**BE IT FURTHER RESOLVED**, that the Town Board considers the proposed project to be worthwhile, and is in full support of the project and the improvements and benefits that it will provide for the health and safety of our residents.

**10.**

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

ADOPTED                      Ayes    3                      Walters, Quinn, Potter-Juda  
     Noes    0

**RESOLVED**, that the Town Board approve the termination, rehiring and hiring 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	4417	Anderson, Robert		Rec Attd-P/T-EI7265				5/3/2014
	4417	Anderson, Robert	R	Rec Attd-Seas-EW7251	5/4/14		\$8.00	
2	3807	Betrus, Thomas		Rec Attd-P/T-EI7265				5/3/2014
	3807	Betrus, Thomas	R	Rec Attd-Seas-EW7251	5/4/14		\$11.00	
3	4461	Denecke, Kathleen		Rec Attd-P/T-A7310				5/12/2014
	4461	Denecke, Kathleen	R	Rec Attd-Seas-ER7251	5/13/14		\$8.00	
4	4228	Ebert, Rebecca		Rec Attd-P/T-EI7265				5/3/2014
	4228	Ebert, Rebecca	R	Rec Attd-Seas-EW7251	5/4/14		\$8.00	
5	4189	Fabian, Bethany	R	Rec Attd-Seas-EI7265	5/18/14		\$8.00	
6	4093	Farrell, Shannon C.	R	Rec Attd-Seas-EI7265	5/18/14		\$8.00	
7	4251	Farrell, Shannon L.	R	Rec Attd-Seas-EI7265	5/18/14		\$8.00	
8	4099	Geraci, Jessica	R	Rec Attd-Seas-EW7251	5/18/14		\$8.00	
9		Kroll, Evan	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
10		Kryszak, Nicholas	N	Rec Attd-Seas-EW7251	5/13/14		\$8.00	
11		Madden, Timothy	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
12		McDermott, Conor	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
13	3918	McGahey, Meghan		Rec Attd-P/T-ER7251				5/9/2014
	3918	McGahey, Meghan	R	Rec Attd-Seas-ER7251	5/10/11		\$9.50	
14	4315	Mead, Karla	R	Rec Attd-Seas-EI7265	5/18/14		\$8.85	
15	4481	Melisz, Brian	R	Rec Attd-Seas-EI7265	5/18/14		\$8.00	

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/tem hourly rate	Termination Date
16	4167	Mencer, Andrew		Lifeguard-P/T-A7310				5/3/2014
	4167	Mencer, Andrew	R	Lifeguard-Seas-EW7251	5/4/14		\$10.00	
17		Michaud, Sarah	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
18	3817	Newton, Katie	R	Rec Attd-Seas-EW7251	5/18/14		\$9.25	
19		Olek, Hannah	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
20	4274	Otremba, Melissa		Rec Attd-P/T-EI7265				5/3/2014
	4274	Otremba, Melissa	R	Rec Attd-Seas-EW7251	5/4/14		\$8.12	
21	1729	Otremba, Steven	R	Rec Attd-Seas-EI7265	5/18/14		\$12.50	
22		Harvey, Ryan		Rec. Attd-Seas-EW7251	5/13/14		\$8.00	
23		Porto, Paige	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
24	4479	Purcell, Katherine	R	Rec Attd-Seas-EW7251	5/18/14		\$8.00	
25	4284	Quinn, Clifford	R	Rec Attd-Seas-EW7251	5/18/14		\$8.75	
26	4446	Rich, Luke		Lifeguard-P/T-A7310				5/3/2014
	4446	Rich, Luke	R	Lifeguard-Seas-ET7180	5/4/14		\$8.00	
27	3857	Rodems, Benjamin	R	Rec Attd-Seas-EW7251	5/18/14		\$8.25	
28	4115	Rost, Pamela		Rec Attd-P/T-A6772				5/14/2014
	4115	Rost, Pamela	R	Rec Attd-Seas-A6772	5/15/14		\$11.97	
29	4410	Rosten, Janice	R	Rec Attd-P/T-EI7265	5/13/14		\$8.50	
30	3821	Sadowski, Christopher		Rec Attd-P/T-ER7251				5/15/2014
	3821	Sadowski, Christopher	R	Rec Attd-Seas-ER7251	5/16/14		\$9.93	

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/tem hourly rate	Termination Date
31	3726	Scharlock, Matthew		Rec Attd-P/T-A7310				5/15/2014
	3726	Scharlock, Matthew	R	Rec Attd-Seas-ER7251	5/16/14		\$9.25	
32	4261	Shea, Christine		Lifeguard-P/T-A7310				5/3/2014
	4261	Shea, Christine	R	Lifeguard-Seas-ET7180	5/4/14		\$8.50	
33	4413	Slemmer, Yvonne	R	Rec Attd-Seas-EW7251	5/18/14		\$8.00	
34	4260	Suchyna, Nicholas	R	Rec Attd-Seas-EI7265	5/18/14		\$10.00	
35	4397	Sudyn, Joshua	R	Rec Attd-Seas-EW7251	5/18/14		\$8.00	
36	4475	Traina, Jessica	R	Rec Attd-Seas-A7310	5/18/14		\$8.00	
37	4380	Wapshare, Samuel		Rec Attd-P/T-A7310				5/12/2014
	4380	Wapshare, Samuel	R	Rec Attd-Seas-EW7251	5/13/14		\$8.00	
38	4223	Wicka, Paul		Rec Attd-P/T-EI7265				5/12/2014
	4223	Wicka, Paul	R	Rec Attd-P/T-ET7180	5/13/14		\$10.75	
39		Winder, Brice	N	Lifeguard-Seas-ET7180	5/15/14		\$8.00	
40	4489	Zeis, Mack	R	Rec Attd-Seas-EI7265	5/18/14		\$8.00	

**11.**

On a motion of Councilman Quinn, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED                      Ayes                      2                      Quinn, Potter-Juda  
    Abstained                      1                      Walters  
    Noes                              0

**RESOLVED** the Town Board approve the termination and hiring of personnel for the Buildings and Grounds Department as follows:

#	Emp #	Emp Name	N or R	Position	Start date	Full time	PT/Sea/temp	Term date
						hrly rate	hrly rate	
1		VENTURA, JAMES		LABORER/A7140.100				5/5/2014
2		DELBELLO, DOUGLAS		LABORER/ER7250.100				5/5/2014
3		TENNEBRUSO, ADAM		LABORER/ER7250.100				5/5/2014
4		TENNEBRUSO, ROBERT		LABORER/ER7250.100				5/5/2014
5								
6		FORD, JOHN	N	LABORER/ER7250.100 SEA.	5/13/2014		\$8.00	
7		DESING, TROY	N	LABORER/ER7250.100 SEA.	5/13/2014		\$8.00	
8	4444	JOHNSTON, EVAN	R	LABORER/A7140.100 SEA	5/13/2014		\$8.24	
9		LASKO, BRUCE	N	LABORER/A7140.100 SEA	5/13/2014		\$8.00	

**12.**

On a motion of Councilwoman Potter-Juda, seconded by Supervisor Walters, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

**WHEREAS**, Under Title 19 NYCRR, Part 434, The Department of the State Codes Division requires each Code Enforcement personnel to receive a minimum of 24 hours of in service training on an annual basis and,

**WHEREAS**, the State College and University Builders Association (SCUBA) is sponsoring a State certified educational training conference, to be held at SUNY Fredonia, which is attributed toward the State mandated in-service training.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board authorized the travel requests for Code Enforcement Officials, Kurt Allen, Joseph Boncore, and Lon Robinson to attend the SCUBA Training Conference to be held June 3, 4 and 5<sup>th</sup> 2014 at the SUNY Williams Center, Fredonia, New York. The Department of State Codes Division will apply the required credit toward each of the attendees continuing educational needs. The registration fee for this conference is \$150.00 per person, total cost \$450.00 (Funds are available in account A1970.492 (seminars). Use of a Town vehicle will be required.

**13.**

On a motion of Councilwoman Potter-Juda, seconded by Councilman Quinn, the following resolution was

ADOPTED                   Ayes   3           Walters, Quinn, Potter-Juda  
                                   Noes   0

**BE IT RESOLVED**, that the Town Board authorize the Supervisor to sign a contract with Child and Family Services for employee Assistance Program (EAP). The hourly rate of the agreement will be set at \$7,539 per year. The term of this agreement will be effective from January 1, 2014 to December 31, 2014 and the Town of Hamburg shall reserve the right to terminate this agreement at any time. Funding for this agreement is available in Account A1430.440.

**14.**

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

ADOPTED	Ayes 3	Walters, Quinn, Potter-Juda
	Noes 0	

**WHEREAS**, the Town of Hamburg regulates electronic variable message signs through various sections of the Code of the Town of Hamburg, Chapter 280, and

**WHEREAS**, the Town of Hamburg has seen increases in the amount of variance requests on these types of uses and the Zoning Board of Appeals has inquired whether amendments may be appropriate for the existing regulations, and

**WHEREAS**, the Town of Hamburg’s Zoning Code Review Committee and the Code Enforcement Officer have also begun reviewing various possible amendments to the existing regulations, and

**WHEREAS**, the Code Sections regulating electronic variable message signs have potentially conflicting language which may result in the existing regulations not fully achieving the Goals and Objectives of the Town of Hamburg Comprehensive Plan, and

**WHEREAS**, the Zoning Code Review Committee has recommended that the Codes regulating these types of signs be amended and updated, and

**WHEREAS**, the Town has introduced proposed “Local Law No. 11 of the Year 2013”, entitled “Amendment to the Code of the Town of Hamburg Placing a Six Month Moratorium on Electronic Variable Message Signs Within the Town” and presented a copy to each member of the Board, and

**WHEREAS**, the Hamburg Town Board held the required public hearing on the proposed local law on October 28, 2013 and received comments from the public, and

**WHEREAS**, the Town has completed the required referral to Erie County, and has determined that this action is a Type 2 action under SEQR; not requiring a SEQR determination, and

**WHEREAS**, the Town Board of the Town of Hamburg, New York, adopted **Local Law #9 of the year 2013**, entitled "Amendment to the Code of the Town of Hamburg Placing a Six Month Moratorium on Electronic Variable Message Signs within the Town" on 11/25/13, and

**WHEREAS**, the Zoning Code Review Committee needs additional time to update these regulations, and is recommending that the Town of Hamburg extend the Moratorium for six more months while these codes are being finalized.

**NOW, THEREFORE, BE IT RESOLVED**, that the Hamburg Town Board extends the Six Month Moratorium on Electronic Message Signs, known as Local Law No. 9 of the Year 2013, in accordance with Section 5 of that law (allowing a six month extension by Town Board resolution).



**15.**

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

ADOPTED	Ayes	3	Walters, Quinn, Potter-Juda
	Noes	0	

**A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE TOWN OF HAMBURG, ERIE COUNTY, NEW YORK, AND ALSO AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES TO FINANCE RENOVATIONS TO THE TOWN OF HAMBURG SENIOR COMMUNITY CENTER AS DESCRIBED HEREIN.**

**WHEREAS**, the TOWN OF HAMBURG, in the County of Erie, by its Town Council has determined it necessary for the Town to construct renovations to the Town of Hamburg Senior Community Center (the “Project”).

**WHEREAS**, the estimated maximum costs for the Project is \$2,000,000 plus the cost of issuance of the bonds or notes.

**BE IT RESOLVED**, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Council of the Town of Hamburg, Erie County, New York, as follows:

**Section 1.** The Project constitutes a specific object or purpose defined by Section 11.00. (a) 11 of the New York State Local Finance Law (the “Local Finance Law”).

**Section 2.** The Project is hereby authorized subject to the terms and conditions of this Resolution.

**Section 3.** The Project is hereby authorized at a maximum estimated cost of \$2,000,000.

**Section 4.** The plan for the financing of such maximum estimated cost is by the issuance of general obligation serial bonds of the Town which are hereby authorized to be issued therefor in an aggregate principal amount not to exceed \$1,000,000, pursuant to the Local Finance Law. The balance of the Project costs shall be funded by Town Funds.

**Section 5.** It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty (30) years, pursuant to subparagraph 11 of Section 11.00.(a) of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not be in excess of thirty (30) years.

**Section 6.** The faith and credit of the Town of Hamburg, Erie County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in every year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year.

**Section 7.** Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby authorized as if by separate resolution and is delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by the Town Supervisor, consistent with the provisions of the Local Finance Law. To the extent required by law, this Resolution shall also constitute a “Bond Anticipation Note Resolution” pursuant to the Local Finance Law.

**Section 8.** All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Town Supervisor, as the Chief Fiscal Officer of the Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Town Supervisor shall determine consistent with the provisions of the Local Finance Law.

**Section 9.** The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution of the State of New York.

**Section 10.** This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

**Section 11.** This resolution is subject to permissive referendum pursuant to Article 7 of the Town Law and shall not become effective until the earlier of either (a) the expiration of 30 days or (b) its approval by the qualified voters of the Town in any special election held pursuant to a petition duly filed requesting such election.

**Section 12.** Upon the effective date as defined by Section 11 hereof, an abstract of this resolution shall be published in the Hamburg Sun, as the official newspaper of the Town for such purpose, together with a notice of the Town Clerk in substantially the form prescribed in Section 81.00 of the Local Finance Law.

**Section 13.** The Project will not result in any adverse environmental impacts as provided in the Environmental Assessment Form previously approved by the Town Council.

\* \* \* \* \*

The foregoing resolution was moved by Supervisor Walter and seconded by Councilman Quinn, and the vote thereon was as follows:

Supervisor Walters                      voted    yes

Councilwoman Potter-Juda    voted    yes

Councilman Quinn                      voted    yes

**CERTIFICATE OF THE TOWN CLERK**

STATE OF NEW YORK) ss.:  
COUNTY OF ERIE )

I, Catherine A. Rybczynski, the Town Clerk of the Town of Hamburg, Erie County, New York (the "Town"), DOES HEREBY CERTIFY:

1. That a meeting of the Town of Hamburg Town Council was duly called, held and conducted on the 12th day of May, 2014.
2. That such meeting was a regular meeting.
3. That attached hereto is a copy of a Bond Resolution of the Town which was duly adopted at such meeting by the Town Council.
4. That such attachment constitutes a true and correct copy of the entirety of such Resolution as adopted by the Town Council.
5. That all members of the Town Council had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law."
7. That the attached Resolution was adopted subject to Permissive Referendum.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town as of the 14th day of May, 2014.

\_\_\_\_\_  
Catherine A. Rybczynski, Town Clerk

**16.**

On a motion of Supervisor Walters, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED                      Ayes    3            Walters, Quinn, Potter-Juda  
                                       Noes    0

**RESOLVED**, that the Town Board approve the Audit of Cash Disbursements as follows:

TOWN BOARD  
 AUDIT OF CASH DISBURSEMENTS May 12, 2014

	VOUCHER #S
<b>OPERATING FUND:</b>	
BATCH #72    \$12,940.36	68599
BATCH #73    \$24,552.51	68600
BATCH #74    \$119,602.59	68601-68661
BATCH #75    \$14,250.10	68663-68680
BATCH #76    \$47,896.24	68681-68733
BATCH #77    \$111,254.57	68734-68788
BATCH #78    \$12,371.10	68789-68832
BATCH #79    \$21,722.58	68833-68855
BATCH #80    \$233,891.38	68856-68937
<b>TOTAL OPERATING FUND DISBURSEMENTS:</b>	<b>\$598,481.43</b>
<b>TRUST &amp; AGENCY:</b>	
<b>TOTAL TRUST &amp; AGENCY DISBURSEMENTS:</b>	<b>\$0.00</b>
<b>CAPITAL FUND DISBURSEMENTS:</b>	
BATCH #12    \$6,793.12	68662
BATCH #13    \$346,548.40	68938-68943
<b>TOTAL CAPITAL FUND DISBURSEMENTS:</b>	<b>\$353,341.52</b>
<b>PAYROLL:</b>	
PR #P/R 10    \$638,319.58	
<b>TOTAL PAYROLL DISBURSEMENTS:</b>	<b>\$638,319.58</b>
<b>PETTY CASH</b>	<b>\$0.00</b>
<b>TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:</b>	<b>\$1,590,142.53</b>

## **Reports from Town Board Members and Department Heads**

Councilman Quinn reports that there will be a Veteran's Committee Meeting next week. On Thursday, June 19<sup>th</sup> they are having a "Thank a Vet" ID card distribution. The County Clerk's Office will come to Town Hall and Veteran's in the area can come in and get an ID card that is good for discounts at various businesses.

Councilwoman Potter-Juda reports on the Townwide Clean-up. It was very cold but it was successful. She thanks everyone that participated. It was amazing how many communities came together to work to clean-up the Town.

Supervisor Walters reports that May 24<sup>th</sup> is opening day at Woodlawn Beach. They will hold a Volley Ball tournament on the beach on Saturday. There will be teams from across the region. He also received a letter from Meals on Wheels thanking the Town for their commitment to the Meals on Wheels program and the Town's annual contribution to the program which, in 2013, served over 60,000 meals in the Town of Hamburg alone. They are always looking for volunteers. This is a great opportunity to give back to the community. He then reports that there is a free Boating Safety Day at the NFTA Boat Harbor Southern Parking Lot on May 17<sup>th</sup> from 10:00 to 2:00 pm.

Don Golinski comments that he is the Flotilla Commander and they hold their meeting at the Lake Shore Fire Hall. He is promoting Boat Safety Week that begins this Saturday at Buffalo Small Boat Harbor. The U.S. Coast Guard Auxiliary will be conducting Vessel Safety Checks. They are on the internet and are available to do safety checks by appointment.

Supervisor Walters comments that the next meeting will not be until June 9<sup>th</sup> so he would like to take the opportunity to remind everyone about Memorial Day. There are a lot of parades in the area. Blasdell has a parade the Sunday before and the Village of Hamburg and LakeView hold parades on Monday morning on Memorial Day. There are also ceremonies around the various Veterans Posts in Town. This is a great way to remember the men and women who pay the ultimate sacrifice defending this country and the freedoms that this country offers.

Councilwoman Potter-Juda wants to piggyback on what Supervisor Walters said about attending a parade or memorial service. Her family attended the parade in Lake View for many years and it made everyone aware of why they had the day off and why it was Memorial Day. She then announces that the Domestic Violence Committee is holding a Chiavettas Chicken Barbecue at Woodlawn Beach, June 6<sup>th</sup>, tickets are available in the Town Clerk's Office.

Chief Williams reports that the times for the chicken barbecue are 4:30 pm to 7:00 pm and the price is \$10.00. The tickets for the fundraiser event are \$30.00 and the time is 7:00 pm to 10:00 pm. The fundraiser event tickets include the dinner, wine, beer & pop and music by Laughing Bandit.

Cathy Rybczynski, Town Clerk, reports that she received a map from the Board of Elections with the new election districts. She requested that they email a digital copy and Mr. Hutchison, Town Assessor, will put it on our GIS webpage. Also, on the Veteran's Page on the Town's website, she is building a calendar of all the events taking place this month. They also have the By-Laws and Mission Statement that was adopted at the last Veteran's Committee meeting. As the Supervisor stated, "Please thank a Veteran on Memorial Day".

Gerard Kapsiak, Town Engineer, reports an update on the Quiet Zone at Rogers and Cloverbank Road. The contractor has made good progress over the last couple of weeks. They have completed the drainage and paving work on Cloverbank Road and started on the Rogers Road portion. They expect to complete the Rogers Road paving by the end of next week and the following week they will install the traffic separator systems that are required for the Quiet Zone to be established. They will then have to submit a Notice of Establishment for the Quiet Zone to the Federal Railroad Administration and then there will be a 21 day period before the Quiet Zones can go into effect. It will probably be complete around the end of June. He also reports on the concerns that were expressed at the last meeting concerning the condition of the concrete abutments for the CSX railroad bridge over Big Tree Road. They contacted CSX about it and they informed them that their bridge department would be inspecting the situation and determining what needs to be done to remediate it. He then announces that the Town's Annual Stormwater report is being finalized and expected to be completed for submittal to the NYS DEC by the required June 1<sup>st</sup> deadline. The report has been prepared in compliance with requirements of the Federal and State Stormwater regulations in order to document the Town's efforts and accomplishments during the past year in implementing the Stormwater Management Program which is for reducing the stormwater pollution and associated adverse environmental impacts to creeks and water bodies. Once the report is complete copies will be available in the Engineering Department and on the Town's Website.

Joe Wenzel, Assistant Director of Recreation, reports that the Town of Hamburg Recreation Department received a \$2,000 grant to further develop the comprehensive Youth Tennis Program. The Senior Department received an award from AARP for their Defensive Driving Program. They are ranked as one of the top three sites in the Country. This award was received for both 2012 and 2013.

Highway Superintendent Tom Best reports that they have completed a list of approximately 20 of the worst streets in the Town. He is anticipating they will begin paving within the next week to 10 days. This list will be posted on the Town's website. The B & G Department will start dredging down at the Boat Launch. They anticipate to start this Wednesday and Thursday and, weather permitting, they will put the docks in on Friday. Then hopefully the Boat Launch will be ready for use on Friday.

Thomas Taylor, Sr. Public Safety Dispatcher, reports that the full-time transfer they hired last November has been released from training this week and will be on probation until November.

Chief Williams reports that this is the start of National Police Week, please take a moment to remember the Officers that died in the line of duty over the years. Tuesday, June 3<sup>rd</sup> is the Annual Law Enforcement Run for the Special Olympics. They will leave Town Hall around Noon and return around 1:00 pm, if anyone would like to join them they should contact him.

### **New Business from the Floor**

Barbara Rogers comments that our government is based on the will of the people and the will of the people is manifested in Elections. In order to achieve a government that acts with integrity to provide Liberty and Justice for all, doesn't it stand to reason that integrity in elections is of paramount importance? Since the Citizens United decision of 2010 a deluge of money from well-funded special interests has flooded election campaigns and the results are corrosive to the Democratic process. More than 7 Billion dollars was spent on the 2012 Presidential Race and when Local Races are factored in that number swells to over 10 Billion dollars. Of that amount about 6 Billion went to television ads of which 50% were negative. In tightly contested races the amount of negative ads was 90%. Of the 10 Billion dollars spent over 50% was from an unknown source and less than 1% of the population provided 28% of all 2012 campaign contributions. This year the U.S. Supreme Court in another 5/4 decision has struck another blow to fair and honest elections. The ruling in *McCutcheon vs. Federal Election Commission* eliminates aggregate limits on individual contributions in election campaigns. Things are going to get worse. Robert Solow, Economist and Nobel Laureate stated "Popular resistance is all that can prevent the richest economic interests in the Country from buying the democratic process lock, stock and barrel". Popular resistance takes place at the grass roots level and she is asking the Town of Hamburg Town Board to join New York State municipalities like Buffalo, New York City, Albany, Rochester, Ithaca, Troy, and many others to take a stand for integrity by passing a resolution calling for a constitutional amendment reversing *Citizens United vs. Federal Election Commission* and *McCutcheon vs. Federal Election Commission*.

Bob Reynolds comments that, as a former elected Official, he agrees with Ms. Rogers. The Town should pass this resolution. In the State of New Hampshire 39 out of 47 Towns passed this resolution calling for the Constitutional amendment. Seventeen States have done it already. If companies want to Lobby that is one thing, but they should not have undue amounts of money to give to political people running for election. That is buying elections. The Town Board needs to support this.

Dennis Chapman invites everyone to the Memorial Day parade in the Village of Hamburg. It starts at 10:30 am at the Union Pleasant School on Pleasant Ave and ends up at the Memorial Park on Union St. Please come and share in the memories and remember the men and women that gave their lives for this Country.

Laura Podkulski reports that there is a large pothole under the railroad bridge on Big Tree Road.

She is informed that it is a County Road.



Ms. Podkulski also comments on a red apparatus that was put up on the back of Tops at the corner of McKinley and Southwestern.

Supervisor Walters questions Mr. Allen if he is aware of it.

Mr. Allen responds that he will look into it.

**17.**

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

ADOPTED	Ayes 3	Walters, Quinn, Potter-Juda
	Noes 0	

**RESOLVED,** that the Town Board adjourn at 7:58 pm.

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Catherine A. Rybczynski, R.M.C.  
Town Clerk