

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 26th day of September 2016.

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 7:05 pm and move into the regular meeting.

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

ALSO PRESENT: Barbara S. Allen, Deputy Town Clerk
Walter Rooth III, Town Attorney; Mary Dosch, Sr. Account Clerk; Joseph Collins, Deputy Town Attorney; Gregory Wickett, Police Chief; Rick Lardo, Principal Engineering Assistant; Drew Reilly, Planning Consultant; Martin Denecke, Director of Youth, Recreation and Senior Services; Christopher Hull, Director of Community Development; Kurt Allen, Supervising Code Enforcement Officer; Sean Crotty, Sr. Public Safety Dispatcher; Ted Casey, Traffic Safety Coordinator; Linda Rogers, Laborer – Highway Department

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

Barbara Allen reads the following Legal Notice as published in the Front Page, on the Town of Hamburg's website and the Town Clerk's Official bulletin board:

Correspondence received regarding the public hearing for the rezoning of 4090 Jeffrey Blvd.

Correspondence in opposition to rezoning: 6

Correspondence in favor of rezoning: 7

Correspondence from Chief of Police outlining a brief summary of calls made to 4090 Jeffrey Blvd from January 2010 to Sept. 19, 2016 stating that there have been 23 calls to the business in that time period. However, records do not indicate any calls for police for fights, loud noise, alcohol or drug use or any type of disorderly conduct.

Drew Reilly refers to his handout showing the site where the property is located and permitted uses in the present zoning and the proposed zoning. He then states that the Planning Board recommended that the rezoning be approved by a 4 to 2 vote based upon information received and with 5 conditions as follows:

1. The food and beverage area is to be an accessory use to the “recreation facility”.
2. No signage will be placed on the building advertising the sale of food or alcohol.
3. The food and drink area will only be open when the recreational facility is open.
4. The project will require a State Liquor Authority License and the operation must be in accordance with the license.
5. The site plan must be accompanied by a parking study that illustrates that required/needed parking is provided on the site.

He then explains that the Town Board will take input tonight and it will take at least one Work Session, maybe two to discuss that input. The Town Board will also have to make a SEQRA decision. He then explains that process. Recently on September 22, 2016 the Town received petitions from the residents in the area. They have reviewed and issued a memo to the Town Board, because the property owner across the street signed the petition. This property represents more than 20% of the property immediately adjacent so therefore this will require a super majority vote. With a 3 person Board all members must vote in favor of it in order for it to be approved.

Supervisor Walters gives the applicant the chance to make a presentation.

Sean Hopkins, on behalf of the applicant Zak Management LLC, comments that they are present this evening in connection with the request to rezone 4.5 acres of property located at 4090 Jeffrey Blvd from M-2 to PR. He refers to drawings pointing out the location of the property and the location of the project. He then describes the uses that are allowed in a PR District. This proposed rezoning is not for the benefit of the applicant, and for the benefit of the applicant only.

This is best evidenced by the fact that they have submitted several hundred signatures on petitions from residents that are in support of the project. They had a consultant do a noise report and basically it was concluded that there would be no significant adverse environmental impact. The Town of Hamburg does have a noise ordinance on its books which states that noise levels between the hours of 11:00 pm and 7:00 am cannot constitute a public nuisance. They are well aware of the need to comply with that. In connection with the sale of food and beverage it should be noted that the concession area will be event driven only. It is not a stand-alone operation. They need to obtain a license from the NYS Liquor Authority. They understand the obligations which include providing a security management plan and all the required documentation. Mr. Kryszak wants to be proactive and make sure any employee that is involved in the sale of alcohol will have TIPS training. This is a program recommended by the NYS Liquor Authority. The project will generate jobs, approximately 15 part time and full time jobs. The users of this will include the school districts and charitable organizations. It is being proposed for the benefit of the community as a whole, primarily for the residents of Hamburg but also for residents in surrounding communities as well. He refers to the next drawing showing the support for the project through signatures on petitions. The number of signatures indicates very strong support for the project. This is a down zoning. The property is zoned M-2 which allows for a wide range of highly intensive land uses. This was well vetted by the Planning Board and they did recommend the issuance of a negative declaration pursuant to SEQRA and did issue a positive recommendation on the requested down zoning of approximately 4.5 acres on the site. They also recommended five zoning conditions which Drew reviewed in his introductory comments. Those conditions are acceptable to his client, Jeff Kryszak. They did retain the services of Don Griebner of Real Property Services to evaluate the economic impacts of this project. He concluded that this proposed recreational facility will generate approximately \$38,000 per year in property taxes. Mr. Griebner took a look at whether the project would have any adverse impact on existing property values, specifically the values of the homes located along Bayview Road. After taking all his research into account he concluded that the project would not have any adverse impacts on existing property values. This project does not fall under the criteria of larger impacts under SEQRA. They did submit an environmental assessment form with the amended rezoning application and the Planning Board has already taken a look at the extensive environmental documentation and recommended the issuance of a negative declaration pursuant to SEQRA. They provided a sound study, documentation relative to greenspace, landscaping, screening, the lighting onsite is dark sky compliant and he talked about the sale of alcoholic beverages which will be strictly regulated by the NYSLA. There also was a letter submitted to the Town Clerk's Office from the Chief of Police (referenced in correspondence above).

Mr. Kryszak wants to continue to be a good neighbor and if there are any neighbors that would like to continue a dialogue about this project they would welcome that. They would also want to make it clear that if this project is approved by the Town Board that if an issue comes up, Mr. Kryszak is right across the street and he will make an effort to address the issue. He asks that when the Town Board gets ready to make a decision that they consider recommending a negative declaration under SEQRA and approving the down zoning of the site from M-2 to PR subject to the five conditions recommended by the Planning Board. If they deem it important to issue some additional zoning conditions they would welcome their input. They will offer a letter in the future responding to the public input so that everyone has all the information needed to make an informed decision.

Councilman Best comments that Mr. Hopkins never mentioned spot zoning and many people might think that this would fit the definition that this benefits one person and works against the Town's Comprehensive plan and does not fit with similar zoning in the area.

Mr. Hopkins asks that the zoning map from the presentation be shown again. He then points out (on the map) an area close to the proposed zoning that is existing land that has that same zoning classification PR. There is a wide assortment of classifications in that area and he feels it would be safe to say that it is a mixed use area according to zoning classifications. He then describes the definition of spot zoning. One important part of the definition states that it would be for the benefit of the applicant only. There would not be this amount of people present in support of this project if it benefited the applicant only. This project benefits the community at large and is being paid for with private funds. His opinion is that this would not be a spot zoning.

Jay Pohlman, Attorney for Scott Drezek and Jeff Steffenhagen, comments that Mr. Kryszak owns a total of 8.92 acre parcel, zoned M-1, M-2 and M-3 and then they are adding on the PR (Parkland area). This will make it impossible to develop later on. The applicant stated that at some point he would like to expand his facility. He won't be able to do that because he has used up all the greenspace. When he wants to sell this property someday they will have to separate the property, cut out the use for the bar and volleyball courts and they will have a difficult situation plopped right in the middle of an industrial park. Ravenwood North when it was first developed was designed very carefully by Mr. Riefler to have the heavy industrial (transfer station, trucking) accessible to Route 179. As you come up towards Bayview Road it is all enclosed industrial, manufacturing, office, and lighter uses that are not objectionable to the surrounding area and residents. Now they are taking those same residents and subjecting them to activity 7 days a week. So now when the residents come home the business hasn't closed for the day or turned off the lights. They now have more traffic and have to deal with the use of the facility for more tournaments that they have been having. The applicant originally came in in 2009 and said he would like a volleyball court to be used by his employees and now they have three volleyball courts with no approval. Every week end there seems to be a tournament with bring your own beer, camping, sleeping in the facility, etc. He is all for any type of athletic facility but he thinks they are trying to put this facility in the wrong spot. In his opinion this is spot zoning. They tried to rezone to PUD and that didn't work so now they are trying something else which is contrary to good planning. He feels this is contrary to the Master Plan and contrary to the Zoning Code. They are trying to shoehorn this in so they can have one gentleman use it for one facility that is not that altruistic. He doesn't believe it is just for the benefit of the 700 people from the surrounding communities. He is worried about what is best for the Town of Hamburg and the people most impacted that live in the area. He is going to submit to the Legal Department and the Town Board members a number of cases that clearly point out that it is for the benefit of this particular property owner. The rezoning is going to benefit only this use. How is someone going to expand their facility or ever buy this property with this mixed use and have the ability to run their manufacturing or office facility? He feels they need to follow the 265 law with the super majority and he appreciates the decision made by the Town Attorney's office. They put a lot of effort into making certain that they did a second circulation of the

petitions to make sure that it would stay. He is afraid that they will get another request where this would just keep going further into the area. Every other lot in that subdivision has deed restrictions stating what can and cannot be done in the complex. The restrictions state that there can be manufacturing, fabricating, general office, manufacturing enclosed, enclosed warehouse, public utilities, enclosed industrial, parking accessory building, indoor commercial recreation and open storage yards, freight or trucking. That is it. All the surrounding businesses are trying to be good neighbors but they don't want this type of use in their neighborhood. This is the first time he has ever seen a recommendation suggesting to this Board that they look favorably upon the rezoning request that says, in his opinion, that the selling and consumption of alcohol on the site and the impact it would have on neighboring residential homes is a negative. At the Town Planning Board Meeting of August 3, 2016 they reviewed further concerns of the neighbors such as increased traffic, increased noise, lighting and other disturbances, activities occurring on the site until 3 or 4 in the morning, potential safety issues relating to traffic combined with the consumption of alcoholic beverages, the proposal does not fit the character of the area and inadequate parking. This is what the Planning Board reviewed and then came up with a positive recommendation on a vote of 4 to 2. He asks the Town Board to consider all those things when making their decision.

The following spoke that are opposed to the proposed rezoning:

Cheryl May, Laurie Fullone, Susan Eagan, Scott Drezek, Janet Long, Eric Burroughs, Julie Drezek, Julianne Eich, James Steffenhagen, Bill Page, Lenny Stachura, Jim Stellrecht, Melissa Burroughs

The following spoke that are in favor of the proposed rezoning:

Michael Bleech, Kenneth Waszak, Robert Wood, Ed Tierney, Jake Waszak, Michelle Miles, Mike Hauser, Tom Malendy, Greg Waszak, Tom Lederman, Todd Czarcinski, Chris Kurtz, Robin Strnad-Dixon, Liza Acanfora, Janelle Takaczynski, Gloria Ziemer, Robin Stanley

Supervisor Walters comments that all the concerns will be compiled and sent to the applicant and from there they will be given an opportunity to respond to those concerns in writing, to the Town Board. That is a public document that will be available for review by anyone. It will probably take at least a couple of months before any vote of the Town Board will take place. For those who are interested in when this will take place, the Agenda for a Town Board meeting is usually posted on Thursday after 3:00 pm before the Monday Town Board meeting. If this is listed on the agenda for possible action they will be discussing it and possibly voting on it. If it is not on the agenda they will not be taking any action that night. Also, if there are any questions or further concerns letters can be submitted for the next 10 days.

3.

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 close the public hearing at 8:45 pm.

Barbara Allen reads the following Legal Notice as published in the Front Page, on the Town of Hamburg’s website and the Town Clerk’s Official bulletin board:

LEGAL NOTICE
TOWN OF HAMBURG
NOTICE OF HEARING PROPOSED LOCAL LAW # 8, 2016

PLEASE TAKE NOTICE that there has been presented to the Town Board of the Town of Hamburg, on August 15, 2016, pursuant to the Municipal Home Rule Law, a proposed local law to be known as proposed local law #8, 2016; this local law provides for the amendment of Chapter 210 of the Hamburg Town Code, entitled “Shopping Centers and Other Areas of Assembly: Traffic Regulations;” by adding thereto one new location as follows:

Valera & Clark
4927 Southwestern Boulevard

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on the aforesaid law, at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, at 7:00 p.m. (local time) on the 26th day of September, 2016, at which time all person interested may be heard.

Dated: August 15, 2016

Catherine Rybczynski
Town Clerk

No correspondence was received.
No one spoke concerning the public hearing.

4.
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 close the public hearing.

5.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

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

09/12/2016 Work Session
09/12/2016 Town Board meeting

6.

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 undersigned members of the Town Board of the Town of Hamburg, Erie County, New York upon reading the Appointment of Hearing Officer executed by Steven J. Walters, Supervisor dated September 12, 2016; the Notice of Public Hearing published on September 13, 2016 in the *Buffalo News*; and the Report of Hearing Officer dated September 26, 2016, hereby approve the "Approval of Borrowing" attached hereto and further direct that the Hamburg Town Supervisor execute such "Approval of Borrowing" on behalf of the Town Board.

Dated: September 26, 2016

TOWN BOARD OF THE TOWN OF HAMBURG

Supervisor, Steven J. Walters

Thomas Best Jr.

Michael Quinn Jr.

**APPROVAL OF BORROWING BY
ELECTED REPRESENTATIVE OF POLITICAL
SUBDIVISION CONTRACTING FOR FIREFIGHTING SERVICES**

I, Steven J. Walters, Supervisor of the Town of Hamburg in accordance with the requirements of section 147 and related sections of, and regulations under, of the Internal Revenue Code, and in reliance upon certain recommendations and other information submitted to me, and subsequent to a duly conducted public hearing concerning the matter, do hereby approve the borrowing and the issuance of an obligation evidencing such indebtedness by the Newton Abbott Fire Co., Inc. (the "Volunteer Fire Department") from M&T Bank or other appropriate lender to refinance the existing mortgage of the fire station facility by such Volunteer Fire Department, which fire station facility is located at 3426 Abbott Road, Blasdell, New York.

The proposed refinancing of the existing mortgage of the fire station facility located at 3426 Abbott Road, Blasdell, New York, which is used for housing and storage of firefighting apparatus, vehicles and related equipment as well as for training, administrative and related facilities in order to render fire protection service to the Town of Hamburg pursuant to a contract for the period January 1, 2016 through December 31, 2016 between the Volunteer Fire Department and the Town of Hamburg. The proposed refinance will be in the maximum face amount of \$1,132,000.00. The Newton Abbott Fire Co., Inc. is the owner, operator and manager of the fire station facility described herein.

Execution of this document in no way creates liability on the part of the Town of Hamburg and the Town of Hamburg is not responsible for the repayment of any bonds issued pursuant thereto.

DATED: September 26, 2016

Steven J. Walters, Supervisor
Town of Hamburg

7.

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 Armor Volunteer Fire Company, Inc:

WHEREAS, said vehicles were sent to auction, generating revenue of \$8,350.00

NOW THEREFORE BE IT RESOLVED the Town Board authorize the Highway Department to increase revenue account DB2650 and appropriation account DB5130.201 in the amount of \$8,350.00 to assist in funding the purchase of a 2016 International Crew Cab Dump Truck.

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 Hamburg Town Code contains and specifies the local laws and ordinances of the Town of Hamburg; and

WHEREAS, the Hamburg Code Review Committee has evaluated these regulations based on issues raised by Town boards, departments and officials; and

WHEREAS, the Hamburg Code Review Committee has prepared draft language for these proposed amendments relating to temporary permits, barb wire fencing, dog control, Peddling and Soliciting, smoking on Town property, mandatory training and sidewalks, and

WHEREAS, the Hamburg Planning Board has reviewed and recommended these revisions.

NOW, THEREFORE, BE IT RESOLVED, that the Hamburg Town Board sets a Public Hearing on these proposed amendments at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, NY at 7:00 pm on October 17, 2016.

14.

On a motion of Councilman Quinn, 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 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	3569	GIACOMINI, MATTHEW		LEO/A7140.100		\$28.99		9/10/2016
2	3569	GIACOMINI, MATTHEW		LABORER/A7140.100	9/11/2016	\$25.44		
3	3474	KOLB, CHRISTOPHER		LABORER/A7140.100		\$25.44		9/10/2016
4	3474	KOLB, CHRISTOPHER		LEO/A7140.100	9/11/2016	\$28.99		

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 termination, hiring 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	3807	Betrus, Thomas		Rec Attd-EW7251-Seas				9/17/2016
	3807	Betrus, Thomas	R	Rec Attd-EI7265-P/T	9/18/16		\$12.00	
2	4644	Bojdak, Katherine		Lifeguard-ET7180-Seas				9/17/2016
	4644	Bojdak, Katherine	R	Lifeguard-A7310-P/T	9/18/16		\$9.35	
3	4709	Casey, Owen		Lifeguard-EW7251-Seas				9/17/2016
	4709	Casey, Owen	R	Lifeguard-A7310-P/T	9/18/16		\$9.25	
4	4720	DiPasquale, Charles		Rec Attd-ER7251				9/27/2016
5	4436	DiPasquale, Ryan		Rec Attd-ER7251				9/27/2016
6	4361	Duszkiewicz, Benjamin		Lifeguard-EW7251-Seas				9/17/2016
	4361	Duszkiewicz, Benjamin	R	Lifeguard-A7310-P/T	9/18/16		\$10.10	
7	4703	Ellis, Christopher		Rec Attd-ER7251-Seas				9/25/2016
	4703	Ellis, Christopher	R	Rec Attd-ER7251-P/T	9/26/16		\$9.00	
8	4462	Emmerling, Ryan		Lifeguard-EW7251-Seas				9/17/2016
	4462	Emmerling, Ryan	R	Lifeguard-A7310-P/T	9/18/16		\$10.10	
9	4620	Gambino, Karlie		Lifeguard-ET7180-Seas				9/17/2016
	4620	Gambino, Karlie	R	Lifeguard-A7310-P/T	9/18/16		\$9.35	
10	4431	Geraci, August		Van Driver-A6772-Seas				9/28/2016
	4431	Geraci, August	R	Van Driver-A6772-P/T	9/29/16		\$9.50	
11	4741	Griffin, Katie		Lifeguard-EW7251-Seas				9/17/2016
	4741	Griffin, Katie	R	Lifeguard-A7310-P/T	9/18/16		\$9.25	
12	4400	Hayes, Korey		Lifeguard-ET7180-Seas				9/17/2016
	4400	Hayes, Korey	R	Lifeguard-A7310-P/T	9/18/16		\$10.60	
13	4752	Hughes, Brennan		Rec Attd-EW7251-Seas				9/17/2016
	4752	Hughes, Brennan	R	Rec Attd-EI7265-P/T	9/18/16		\$9.00	
14	4569	Loomis, Sarah		Rec Attd-A7310				9/27/2016
15	4364	Lunz, Shaun		Lifeguard-EW7251-Seas				9/17/2016
	4364	Lunz, Shaun	R	Lifeguard-A7310-P/T	9/18/16		\$10.00	
16	4362	McMahon, Grace		Lifeguard-ET7180-Seas				9/17/2016
	4362	McMahon, Grace	R	Lifeguard-A7310-P/T	9/18/16		\$10.50	
17	4265	Michalek, Colin		Lifeguard-EW7251-Seas				9/17/2016
	4265	Michalek, Colin	R	Lifeguard-A7310-P/T	9/18/16		\$11.10	
18	4629	Nitsche, Lindsay		Lifeguard-EW7251-Seas				9/17/2016
	4629	Nitsche, Lindsay	R	Lifeguard-A7310-P/T	9/18/16		\$9.35	
19	4547	Olek, Hannah		Lifeguard-ET7180-Seas				9/17/2016
20	4547	Olek, Hannah	R	Lifeguard-A7310-P/T	9/18/16		\$9.50	
21	4662	Padovani, Michael		Rec Attd-EI7265-Seas				9/26/2016
	4662	Padovani, Michael	R	Rec Attd-EI7265-P/T	9/27/16		\$9.00	
22	4349	Rich, Devon		Lifeguard-ET7180				9/27/2016
23	4437	Ringo, Nolan		Rec Attd-ER7251-Seas				9/28/2016
	4437	Ringo, Nolan	R	Rec Attd-ER7251-P/T	9/29/16		\$9.00	

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/tem hourly rate	Termination Date
24	3321	Saunders, Joyce		Rec Attd-A6772-Seas				9/19/2016
	3321	Saunders, Joyce	R	Rec Attd-A6772-P/T	9/20/16		\$10.74	
25	3726	Scharlock, Matthew		Rec Attd-ER7251				9/27/2016
26	4269	Schelter, Chelsea		Lifeguard-ET7180-Seas				9/17/2016
	4269	Schelter, Chelsea	R	Lifeguard-A7310-P/T	9/18/16		\$10.10	
27	4694	Scoff, Jacob		Rec Attd-ER7251				9/27/2016
28	4261	Shea, Christine		Lifeguard-ET7180-Seas				9/17/2016
	4261	Shea, Christine	R	Lifeguard-A7310-P/T	9/18/16		\$9.75	
29	2875	Steger, Joseph		Rec Attd-A7310-Seas				9/27/2016
	2875	Steger, Joseph	R	Rec Attd-A7310-P/T	9/28/16		\$12.75	
30	4727	Szpila, Alexandria		Rec Attd-EI7265				9/27/2016
31	4728	Szpila, Zachary		Rec Attd-EI7265				9/27/2016
32	4751	Weiser, Jacob		Rec Attd-EW7251-Seas				9/17/2016
	4751	Weiser, Jacob	R	Rec Attd-EI7265-P/T	9/18/16		\$9.00	
33	4062	Wicka, John		Rec Attd-ER7251-Seas				9/19/2016
	4062	Wicka, John	R	Rec Attd-ER7251-P/T	9/20/16		\$11.25	
34	2483	Wylar, Cheryl		Rec Attd-A6772				9/27/2016
35		Baker, Jonathan	N	Rec Attd-EI7265-P/T	9/27/16		\$9.00	
36		Wieserner, Austin	N	Rec Attd-EI7265-P/T	9/27/16		\$10.00	
37	4000	Galus, Emily		Rec Attd-A7310-Seas				9/27/2016
	4000	Galus, Emily	R	Rec Attd-A7310-P/T	9/28/16		\$9.75	
38	4723	Hall, Kirstie		Rec Attd-EW7251-Seas				9/17/2016
	4723	Hall, Kirstie	R	Rec Attd-A7310-P/T	9/18/16		\$9.00	
39	4586	Kaznowski, Lyndsey		Rec Attd-EW7251-Seas				9/17/2016
	4586	Kaznowski, Lyndsey	R	Rec Attd-A7310-P/T	9/18/16		\$9.00	
40	4655	Lauria, Stephanie		Rec Attd-A7310				9/27/2016
41	4545	McDermott, Conor		Lifeguard-EW7251-Seas				9/17/2016
	4545	McDermott, Conor	R	Rec Attd-EI7265-P/T	9/18/16		\$9.50	
42	4726	McEwen, Jamie		Rec Attd-EW7251-Seas				9/27/2016
43	655	Nelson, GayLynn		Rec Attd-A7310-Seas				9/27/2016
	655	Nelson, GayLynn	R	Rec Attd-A7310-P/T	9/28/16		\$12.75	
44	3821	Sadowski, Christopher		Rec Attd-ER7251-Seas				9/17/2016
	3821	Sadowski, Christopher	R	Rec Attd-EI7265-Seas	9/18/16		\$10.18	

16.

On a motion of Supervisor Walters, seconded by Councilman Best, the following resolution was ADOPTED
 Ayes 3 Walters, Best, Quinn
 Noes 0

BE IT RESOLVED, that the Town Board approve the out of town travel request for Martin Denecke and Nicole Dayka to attend the 46th Annual Association of New York State Youth Bureau’s Youth Development Training Conference. The program is scheduled for October 25th and 26th in Lake Placid, NY.

Anticipated expenses include the following:

Registrations (2)	\$105
Accommodations/Meals	\$715
Mileage/Tolls	\$330
Incidentals	<u>\$50</u>
Total	\$1,200

Funds are available in account #A1970.492

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 installation of two W-11-8 Fire Hall signs from each direction on Big Tree Rd. approaching the new Big Tree Fire Hall.

18.

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

ADOPTED	Ayes 3	Walters, Best, Quinn
	Noes 0	

WHEREAS, On June 27, 2016 the Hamburg Town Board authorized the Department of Community Development to advertise bids for the purpose of completing the 2016 Village of Hamburg Waterline Reconstruction project along Hunt Avenue from East Main Street to East Union Street, and

WHEREAS, the bids were opened on Thursday, September 22, 2016 at 11:00 a.m. and subsequently reviewed by the Department of Community Development and representatives of the Village of Hamburg and its engineering firm, and

WHEREAS, the following contractors submitted bids on the project:

E & R General Construction, Inc.	\$148,695.00
New Frontier Excavating & Paving, Inc.	\$154,045.00

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board authorize the Department of Community Development to accept the bid of and enter into a contract with E & R General Construction, Inc. to complete the 2016 Village of Hamburg Waterline Reconstruction project. Funding for the contract is available in CD 42 8662.355.

The following spoke concerning resolution #18: Joe Kilian, Supervisor Walters

19.

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 Police Officer Jonathan Monaco to attend “Drug Recognition Expert” course in Potsdam, New York, October 12, 2016 – October 13, 2016.

No Charge for the Course	
Lodging:	\$100.00
Meals: 2days @ \$40.00	<u>\$ 80.00</u>
Total:	\$180.00

Use of unmarked Police vehicle for transportation is requested.

Money is available in account: B3120.202

20.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

BE IT RESOLVED, that the Town Board appoint Russell Grosjean to the Board of Assessment Review, for a five year term, beginning October 1, 2016 and ending September 30, 2021.

21.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board authorize the Justice Court to submit an application for a JCAP Grant to the Office of Justice Court Support. The Unified Court System’s budget includes \$2.5 million in JCAP funding this fiscal year. The maximum JCAP award is \$30,000 per court. It may be used for a variety of purposes, including office and security equipment, furniture, courtroom and court facility improvements and renovations.

Applications and accompanying paperwork must be submitted no later than October 13, 2016.

22.

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 Audit of Cash Disbursements as follows:

TOWN BOARD
 AUDIT OF CASH DISBURSEMENTS September 26, 2016

	VOUCHER #S	
OPERATING FUND:		
BATCH #162	\$18,103.94	85204-85205
BATCH #163	\$66,981.43	85206-85236
BATCH #164	\$812.97	85237-85243
BATCH #165	\$550.13	85244-85246
BATCH #166	\$26,644.23	85247-85291
BATCH #167	\$922,029.78	85294-85383
BATCH #168	\$5,692.84	85484-85410
BATCH #169	\$1,725.36	85411-85427
BATCH #170	\$230,071.31	85430-85472
BATCH #171	\$4,649.79	85473-85474
BATCH #172	\$531.23	85475
BATCH #173	\$2,999.06	85476-85480
BATCH #174	\$766,585.18	85487-85524
TOTAL OPERATING FUND DISBURSEMENTS:		\$2,047,377.25
TRUST & AGENCY:		
TOTAL TRUST & AGENCY DISBURSEMENTS:		\$0.00
CAPITAL FUND DISBURSEMENTS:		
BATCH #32	\$490.92	85292
BATCH #33	\$142.09	85428-85429
BATCH #34	\$3,524.09	85481-85485
BATCH #35	\$4,083.48	85486
TOTAL CAPITAL FUND DISBURSEMENTS:		\$8,240.58
PAYROLL:		
PR#P/R #19	\$657,277.22	
TOTAL PAYROLL DISBURSEMENTS:		\$657,277.22
PETTY CASH		\$0.00
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:		\$2,712,895.05

Councilman Best – no report

Councilman Quinn – no report

Supervisor Walters reports that he met with the NYSDOT along with Michael Quinn, Planning Consultant, concerning the second Phase of the Hoover Road/Bayview Road project. The plans are being reviewed in Albany and they are expecting the project to be allowed to move forward in February with the project to start in March or April.

Joe Kilian, United Council of Taxpayers, questions if they are going to reconstruct the bike trail that ends just before that project.

Supervisor Walters responds, where they are working on Hoover Road, they will be putting in a bike lane and fixing up what they tear up as part of their plan.

Mr. Kilian comments that once they complete that the bike trail will start at the skatepark and go all the way to Albany. There are people that go back and forth on it all the time.

Business from the Floor

Joe Kilian, United Council of Taxpayers, comments that at the last taxpayer meeting they were discussing the therapy pool. It was brought up that maybe the town could work together with a therapy hospital or try and do something like what they are doing with the Sports Complex.

Don Wiess questions how they are progressing with the Sports Complex.

Supervisor Walters responds that they had a brief discussion at the Work Session and they are going to be setting the public informational meeting sometime in the several weeks. They have not set the date yet.

23.

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 adjourn at 9:05 pm.

Barbara S. Allen, Deputy Town Clerk