

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 9th day of April 2018.

ROLL CALL:	James M. Shaw	Supervisor
	Elizabeth Farrell	Councilman
	Michael Petrie	Councilman
	Michael Mosey	Councilman
	Thomas Best, Jr.	Councilman

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk; Ted Casey, Highway Superintendent; Steven Walters, Town Attorney, Ken Farrell, Deputy Town Attorney; Jerry Giglio, Traffic Safety Coordinator and Health and Safety Coordinator; Samantha Tarczynski, Director of Administration and Finance; Mike Quinn, Engineering Consultant; Sean Crotty, Sr. Public Safety Dispatcher and Emergency Management Coordinator; Gregory Wickett, Chief of Police; Wenceslo Valentin, III, IDA Board Member, Kurt Allen, Supervising Code Enforcement Officer; Martin Denecke, Director of Youth, Recreation and Senior Services.

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

Supervisor Shaw reads the following as published in the Front Page, the Hamburg Sun, on the Town of Hamburg's website and the Town Clerk's bulletin board:

Legal Notice  
Town of Hamburg  
Notice of Hearing Proposed Local Law #2, 2018

PLEASE TAKE NOTICE that there has been presented to the Town Board of the Town of Hamburg on March 19, 2018, pursuant to the Municipal Home Rule Law, a proposed local law to be known as proposed local law #2, 2018; the proposed local law amends Chapter 235 of the Hamburg Town Code entitled "Taxation"

The purpose of this local law is to amend Chapter 235 of the Hamburg Town Code, Article VIII, Cold War Veterans Exemption, specifically Section 235-33 Duration of Exemption as follows: the exemption provided by Subsection 235-32 of this article shall apply and be granted to qualifying owners of qualifying real property for as long as they remain qualifying owners, as defined in Section 235-31, Definitions, of Article VIII, Cold War Veterans Exemption.

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. on the April 9, 2018, at which time all persons interested may be heard.

Dated: March 19, 2018

Catherine Rybczynski  
Town Clerk  
Town of Hamburg

The following spoke concerning the Public Hearing:

Dennis Chapman,

**4.**

On a motion of Supervisor Shaw, seconded by Councilman Farrell, the following resolution was

ADOPTED           Ayes   5           Shaw, Best, Farrell, Mosey, Petrie  
                      Noes   0

**RESOLVED**, that the Town Board close the public hearing.

**5.**

On a motion of Supervisor Shaw, seconded by Councilman Mosey, the following resolution was

ADOPTED           Ayes   5           Shaw, Best, Farrell, Mosey, Petrie  
                      Noes   0

**RESOLVED**, that the Town Board approve Local Law #2, 2018 as it relates to the Cold War Veterans Exemption.

Supervisor Shaw reads the following as published in the Front Page, the Hamburg Sun, on the Town of Hamburg’s website and the Town Clerk’s bulletin board:

LEGAL NOTICE  
TOWN OF HAMBURG  
NOTICE OF HEARING PROPOSED LOCAL LAW # 3, 2018

PLEASE TAKE NOTICE that there has been presented to the Town Board of the Town of Hamburg, on March 19, 2018, pursuant to the Municipal Home Rule Law, a proposed local law to be known as proposed local law #3, 2018; 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:

Holy Trinity Church  
3319 Lakeshore Road  
Woodlawn, New York 14219

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 9th day of April, 2018, at which time all person interested may be heard.

Dated: March 19, 2018

Catherine Rybczynski  
Town Clerk

The following spoke concerning the Public Hearing:

Steve Walters, Town Attorney, Supervisor Shaw

**6.**

On a motion of Supervisor Shaw, seconded by Councilman Petrie, the following resolution was

ADOPTED           Ayes 5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes 0

**RESOLVED**, that the Town Board close the public hearing.

**7.**

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

ADOPTED           Ayes 5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes 0

**RESOLVED**, the Town Board approve the minutes of the following meetings:

03/19/2018           Work Session  
03/19/2018           Town Board Meeting  
03/26/2018           Special Meeting

**8.**

On a motion of Supervisor Shaw, seconded by Councilman Mosey, the following resolution was

ADOPTED           Ayes 5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes 0

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

Charles Olivieri 4337 Sowles Rd Hamburg, NY 14075	Molly Kabza 4522 Clark Street Hamburg, NY 14075	Alexa Wicher, 72 Meadowlawn Rd., Orchard Park, NY 14127
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**9.**

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

ADOPTED           Ayes 5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes 0

**RESOLVED**, the Town Board approves an Inter Municipal Agreement between the Town of Hamburg Police Department and the Town of Orchard Park Police Department. This Agreement is to formalize the relationship between the Town of Orchard Park Police Department and its Emergency Response Team (ERT) and the Town of Hamburg SWAT Team and the use of the combined tactical team resources.

Thru this Agreement, both Departments would be eligible to apply together for a \$100,000.00 shared Federal Grant.

**10.**

On a motion of Councilman Mosey, seconded by Councilman Best, the following resolution was ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie  
Noes 0

**RESOLVED**, that the Town Board authorizing alcohol waivers for the following May 2018 Taylor Road rentals:

05/04/18	05/05/18	05/06/18	05/12/18	05/18/18
05/19/18	05/20/18	05/25/18	05/26/18	05/27/18

**11.**

On a motion of Supervisor Shaw, seconded by Councilman Petrie, the following resolution was ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie  
Noes 0

**BE IT 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 hrly rate	PT/Sea/temp hrly rate	Term date
1	4246	Paul Flis		Laborer/P/TA7140.100				4/2/2018
2	3134	John Grys	R	Laborer/P/T/ER7250.100	4/10/2018		\$11.04	
3	4064	Walter Mazur	R	Laborer/P/T/ER7250.100	4/10/2018		\$10.50	
4	4530	Ron MacNeil	R	Laborer/P/T/ER7250.100	4/10/2018		\$10.40	
5	3712	John Gerken	R	Laborer/P/T/ER7250.100	4/10/2018		\$11.04	
6	3904	Joe Scott	R	Laborer/P/T/ER7250.100	4/10/2018		\$10.84	
7	4619	Chester Partacz	R	Laborer/P/T/ER7250.100	4/10/2018		\$10.40	
8	3925	Tom Connolly	R	Laborer/P/T/ER7250.100	4/10/2018		\$11.04	
9	4702	Alex Tornabene	R	Laborer/P/T/A7140.100			\$10.40	4/9/2019
10	4702	Alex Tornabene	R	Laborer/Sea/A7140.100	4/10/2018		\$10.40	
11	2266	Pam Fisher	R	HEO/EI7266.100		\$30.89		4/1/2018
12	2266	Pam Fisher	R	HEO/A7140.100	4/2/2018	\$30.89		
13	3474	Chris Kolb	R	LEO/EI7266.100		\$30.16		4/1/2018
14	3474	Chris Kolb	R	LEO/A7140.100	4/2/2018	\$30.16		

**12.**

On a motion of Supervisor Shaw, seconded by Councilman Petrie, the following resolution was ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie  
Noes 0

**RESOLVED** the Town Board approve the appointment of Ted Casey to the position of Superintendent of Buildings and Grounds effective January 1, 2018, stipend of \$2,500.00.

Funds are budgeted for and available in account A7140.100.

**13.**

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

Ayes 5 Shaw, Best, Farrell, Mosey, Petrie  
 Noes 0

**BE IT 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	4788	Fisher, Kevin	R	Part Time Clerk	4/9/2018		\$12.75	
2	2709	McManus, RoseMary		Seasonal Part Time Clerk				3/29/2018
3	4159	Morford, Rose		Seasonal Part Time Clerk				3/29/2018
4	2709	McManus, RoseMary	R	Part Time Clerk	3/29/2018		\$12.75	
5	4159	Morford, Rose	R	Part Time Clerk	3/29/2018		\$15.25	

**14.**

On a motion of Councilman Mosey, seconded by Councilman Farrell, the following resolution was

ADOPTED Ayes 5 Shaw, Best, Farrell, Mosey, Petrie  
 Noes 0

**BE IT 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	PT/Sea/temp	Termination
						hourly rate	hourly rate	Date
1	3854	Boswell, James		Van Driver-A6772-Seas				4/1/2018
	3854	Boswell, James	R	Van Driver-A6772-P/T	4/2/18		\$11.50	
2	4720	DiPasquale, Charles		Rec Attd-EI7265-P/T				4/14/2018
	4720	DiPasquale, Charles	R	Rec Attd-ER7251-Seas	4/15/18		\$10.40	
3	4703	Ellis, Christopher		Rec Attd-EI7265-P/T				4/14/2018
	4703	Ellis, Christopher	R	Rec Attd-ER7251-Seas	4/15/18		\$10.40	
4	4693	Flanigan, James		Van Driver-A6772-Seas				4/13/2018
	4693	Flanigan, James	R	Van Driver-A6772- P/T	4/14/18		\$11.00	
5	3276	Gleason, Norman		Rec Attd-A6772-P/T				4/1/2018
	3276	Gleason, Norman	R	Rec Attd-A6772-Seas	4/2/18		\$12.50	
6	4318	Joslin, Mark		Rec Attd-EI7265-P/T				4/14/2018
	4318	Joslin, Mark	R	Rec Attd-ER7251-P/T	4/15/18		\$10.40	
7	4221	Kumiega, Mark		Rec Attd-EI7265-P/T				4/14/2018
	4221	Kumiega, Mark	R	Rec Attd-ER7251-P/T	4/15/18		\$10.40	
8	4343	Lease, Ryan		Rec Attd-EI7265-P/T				4/1/2018
	4343	Lease, Ryan	R	Rec Attd-ER7251-Seas	4/2/18		\$10.40	
9	3905	Lease, Warren		Rec Attd-EI7265-P/T				4/14/2018
	3905	Lease, Warren	R	Rec Attd-ER7251-P/T	4/15/18		\$13.00	
10	3704	Reid, Gregory		Rec Attd-EI7265-P/T				4/14/2018
	3704	Reid, Gregory	R	Rec Attd-ER7251-P/T	4/15/18		\$10.95	
11	3821	Sadowski, Christopher		Rec Attd-EI7265-P/T				4/14/2018
	3821	Sadowski, Christopher	R	Rec Attd-ER7251-P/T	4/15/18		\$10.70	
12	2875	Steger, Joseph		Rec Attd-A7310-P/T				4/28/2018
	2875	Steger, Joseph	R	Rec Attd-ER7251-Seas	4/29/18		\$14.00	
13	4062	Wicka, John		Rec Attd-ER7251-P/T				4/19/2018
	4062	Wicka, John	R	Rec Attd-ER7251-Seas	4/20/18		\$12.50	
14	3853	Zoda, John		Rec Attd-A7310-P/T				3/25/2018
	3853	Zoda, John	R	Rec Attd-A7310-Seas	3/26/18		\$13.25	

The following spoke concerning this resolution:

Supervisor Shaw, Martin Denecke, Director of Youth, Recreation and Senior Services, Ted Casey, Highway Superintendent

**15.**

On a motion of Councilman Mosey, seconded by Councilman Farrell, the following resolution was

ADOPTED	Ayes	5	Shaw, Best, Farrell, Mosey, Petrie
	Noes	0	

**BE IT RESOLVED** the Town Board approves Rosanne Witryk, Senior Program Coordinator for Adult Day Services of the Dept. of Youth, Recreation & Senior Services to attend the 2018 Dementia Care Symposium. The event is scheduled for April 27, 2018 from 8:00am-4:00pm at the Millennium Hotel in Cheektowaga, NY. The cost to attend is \$125.00 and funds are available in account A1970.492.

**16.**

On a motion of Supervisor Shaw, seconded by Councilman Mosey, the following resolution was

ADOPTED	Ayes	5	Shaw, Best, Farrell, Mosey, Petrie
	Noes	0	

**BE IT RESOLVED**, that the Town Board of the Town of Hamburg, NY authorize Lily Wright of 4691 Clark Street, Hamburg NY 14075, to intern in the Finance Department under the direct supervision of Sam Tarczynski, Director of Administration and Finance. The internship will take place from May 14, 2018 to August 24, 2018 and is unpaid. Lily attended Erie County Community College and is currently attending the School of Business at the State University of New York at Geneseo.

**17.**

On a motion of Councilman Petrie, seconded by Councilman Farrell, the following resolution was

ADOPTED	Ayes	5	Shaw, Best, Farrell, Mosey, Petrie
	Noes	0	

**WHEREAS**, the Village of Hamburg (Village) obtained a grant to fund the construction of a garden reading area at the Hamburg Public Library located on South Park Avenue; and

**WHEREAS**, the Town of Hamburg (Town) owns and is responsible for the maintenance and capital improvements at said library facility; and

**WHEREAS**, the Town and Village have entered into an inter-municipal agreement whereby the Village will reimburse the Town for the costs, up to the full grant amount for the project and the Town developed bid documents and will administer the project; and

**WHEREAS**, the Town requested bid submissions from five local firms in relation to the

construction of the garden project; and

**WHEREAS**, Beyond the Basics Property Services, Inc. was the lowest responsible bidder at the price of \$29,989.

**NOW THEREFORE BE IT RESOLVED**, that the Town of Hamburg Town Board awards Beyond the Basics Property Services, Inc. the library garden reading area project in an amount not to exceed \$30,000.

**BE IT FURTHER RESOLVED**, that the project will be paid from Capital Fund H98, and these monies will be reimbursed back into Capital Fund H98 upon the receipt of the grant funds from the Village of Hamburg.

The following spoke concerning this resolution:

Supervisor Shaw

**18.**

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

ADOPTED	Ayes 5	Shaw, Best, Farrell, Mosey, Petrie
	Noes 0	

**WHEREAS**, Public Safety Dispatchers are required to maintain certifications from the National Academy of Emergency Dispatch in the performance of their duties;

**WHEREAS**, the classes which are required consist of Cardio Pulmonary Resuscitation (CPR), Emergency Medical Dispatch (EMD), and Emergency Fire Dispatch (EFD);

**WHEREAS**, certain Public Safety Dispatchers serve as Quality Assurance Reviews and require the Quality Assurance Designation (Q) for each of the Emergency Medical Dispatch (EMD-Q) and Emergency Fire Dispatch (EFD-Q) disciplines;

**WHEREAS**, the above noted certifications expire and need to be renewed for each Public Safety Dispatcher at various points through the year,

**NOW THEREFORE BE IT RESOLVED**, the Town of Hamburg Public Safety Dispatch Office, Senior Public Safety Dispatcher Sean Crotty, be authorized to pay for the required Public Safety Dispatcher Trainings, from the Central Training and Seminars Account: A1970.492, as they come due during the 2018 year. The approximate total cost of these trainings is \$2,000.



**19.**

On a motion of Supervisor Shaw, seconded by Councilman Farrell, the following resolution was

ADOPTED           Ayes   5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes   0

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

Isabella Bogucki  
3928 Caitlin Terrace  
Blasdell, NY 14219

Mico KhanLee  
128 Martin Ave  
Blasdell, NY 14219

**20.**

On a motion of Supervisor Shaw, seconded by Councilman Petrie, the following resolution was

ADOPTED           Ayes   5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes   0

**RESOLVED**, that the Town Board add resolution #21 due to it being an urgent circumstance.

**21.**

On a motion of Councilman Farrell, seconded by Councilman Mosey, the following resolution was

ADOPTED           Ayes   5       Shaw, Best, Farrell, Mosey, Petrie  
                      Noes   0

**RESOLVED**, that the Town of Hamburg shall conduct electrical inspections for the Town of Evans on a gratuitous basis for a period of sixty (60) days from the date of this resolution (4/6/18); and,

**BE IT FURTHER, RESOLVED**, that the Town of Hamburg shall offer the Town of Evans, during the above-referred period of time, an opportunity to enter into an inter-municipal agreement with Hamburg for the provision of electrical inspections; and

**BE IT FURTHER, RESOLVED**, that Hamburg Code Enforcement Officer Ryerse shall notify the Town of Evans Supervisor within five (5) days of 4/9/18 as to which electrical inspections are open as opposed to being closed.

**22.**

On a motion of Supervisor Shaw, seconded by Councilman Mosey, the following resolution was

ADOPTED                   Ayes   5           Shaw, Best, Farrell, Mosey, Petrie  
                                   Noes   0

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

**TOWN BOARD AUDIT OF CASH DISBURSEMENTS - April 9, 2018**

<b>OPERATING FUND:</b>		<b>VOUCHER #'S</b>		
BATCH #	41	\$2,167.32	95180-95192	
BATCH #	42	\$36,070.16	95193-95246	
BATCH #	43	\$551,259.13	95247-95301	
BATCH #	44	\$18,217.09	95302-95318	
BATCH #	45	\$486.02	95319	
BATCH #	46	\$1,672.44	95320-95322	
BATCH #	47	\$299.96	95323-95328	
BATCH #	48	\$15,869.40	95329	
BATCH #	49	\$90,518.86	95330-95400	
BATCH #	50	\$13,717.00	95401-95402	
BATCH #	51	\$122,889.49	95403-95473	
BATCH #	52	\$47,940.08	95476-95479	
TOTAL OPERATING FUND DISBURSEMENTS:				\$901,106.95
TRUST AGENCY				
TOTAL TRUST & AGENCY DISBURSEMENTS:				\$0.00
CAPITAL FUND DISBURSEMENTS:				
BATCH #	8	\$1,605.79	95474-95475	
TOTAL CAPITAL FUND DISBURSEMENTS:				\$1,605.79
PAYROLL:				
TOTAL PAYROLL DISBURSEMENTS:				\$0.00
PETTY CASH		\$174.51		
				\$174.51
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:				\$902,887.25

**Business from the Floor**

John McKendry, Supervisor Shaw, and Councilman Farrell discuss grants, the Village of Hamburg Healthy Community Project, and the Town's Multi-Modal Committee.

Robert Mahoney and Councilman Farrell discuss resolution number 21.

Albert Blum, Supervisor Shaw, and Kurt Allen, Supervising Code Enforcement Officer, discusses the Erie County Agricultural Society and the Buffalo Raceway recently purchasing properties and how it affects the tax rolls.

Cheryl Suto thanks Ted Casey, Highway Superintendent, for stopping National Grid from cutting down trees on the right-of-way on Clifton Parkway. Ted Casey, Highway Superintendent, states going forward National Grid will be in touch with him.

Brian Kearns discusses flooding and a sink hole at the end of his driveway located at 6489 Boston State Road across from the golf course. Mike Quinn, Engineering Consultant, will go out and take a look at it.

Supervisor Shaw discusses the recent articles regarding the finances of the McKinley Mall. He adds that he and Councilman Mosey have been in touch with the Malls ownership regarding private development to construct recreational functions and other creative ideas. Bob Mahoney and Supervisor Shaw discuss who would maintain the McKinley Mall.

**Reports from Department Heads**

Martin Denecke, Director of Youth, Recreation and Senior Services, states the Building and Grounds Department are preparing the golf course for opening. They are hoping to open in the middle of the month. Staff will be at the Club House to purchase season's passes, sign up for tee times subscriptions, purchase golf lessons, or for retail sales. The Recreation and Senior Expo will be held on April 28<sup>th</sup>. It will be an open house with entertainment and food to showcase their summer recreation programs, senior programs and adult day service. The Hamburg Town Ice Arena will be closing after Saturday to prepare for the sport court and summer season.

Gregory Wickett, Chief of Police, comments that residents have been victimized by phone scams. He states if you get a phone call that doesn't sound right, hang up and report it to the police or someone you trust. On April 28<sup>th</sup> at the Senior Center the Hamburg Police along with the DEA will be sponsoring a Drug Drop Off at the Senior Center.

Jerry Giglio, Traffic Safety Coordinator and Health and Safety Coordinator, states that the Traffic Safety Advisory Board will have their monthly meeting Thursday evening at 7:00 P.M. in Room 7B.

Sean Crotty, Sr. Public Safety Dispatcher and Emergency Management Coordinator, states that April 8<sup>th</sup> through the 14<sup>th</sup> is National Public Safety Telecommunications week. He commends the

Public Safety Dispatchers and the Hamburg Town and Village Police Department on their work during the storm last week.

Catherine A. Rybczynski, Town Clerk, reports the Town Clerk's Office is still collecting Town and County taxes until July 2, 2018. The office continues to be busy processing passports and issuing beach stickers.

**23.**

On a motion of Councilman Mosey, seconded by Councilman Petrie, the following resolution was

ADOPTED	Ayes	5	Shaw, Best, Farrell, Mosey, Petrie
	Noes	0	

**RESOLVED**, that the Town Board adjourn at 7:48 P.M.

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