

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 14th day of May 2018.

**3.**

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 adjourn Executive Session and move into the Town Board meeting at 7:13 PM.

**TOWN BOARD MEMBERS PRESENT:**

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

ALSO PRESENT: Brian Wielinski, Deputy Town Clerk; Christopher Hull, Director of Community Development; Ted Casey, Highway Superintendent; Jay Collard, Deputy 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; Charles Naughton, Human Resources and Contract Negotiations Consultant; Gregory Wickett, Chief of Police; Martin Denecke, Director of Youth, Recreation and Senior Services; Mike Quinn, Engineering Consultant.

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

**4.**

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 adopt the minutes of the following meetings:

04/09/2018           Work Session  
 04/09/2018           Executive Session  
 04/09/2018           Town Board Meeting

**5.**

On a motion of Councilman Mosey, seconded by Councilman Farrell, 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 June 2018 Taylor Road rentals:

06/01/18	06/02/18	06/03/18	06/06/18	06/08/18
06/09/18	06/10/18	06/11/18	06/12/18	06/14/18
06/15/18	06/16/18	06/17/18	06/19/18	06/20/18
06/21/18	06/22/18	06/23/18	06/24/18	06/25/18
06/26/18	06/27/18	06/28/18	06/29/18	06/30/18

**6.**

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 Assessing Department as follows:

#	Emp #	Emp Name	N or R	Position	Start date	Full time hrly rate	PT/Sea/temp hrly rate	Term date
1	4790	David Flowers		Pt Time			\$11.00	5/13/2018
2	4790	David Flowers	R	Seasonal	5/14/2018		\$11.00	

**7.**

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

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

**WHEREAS**, a public hearing was held on April 9, 2018, for discussion and public comment concerning adoption of proposed local law #3, 2018, and

**WHEREAS**, proposed local law #3, 2018, calls for the amendment to Chapter 210 of the Town Code of the Town of Hamburg entitled “Shopping Centers and Other Areas of Assembly” by adding thereto one new location as follows:

Holy Trinity Church  
 3319 Lakeshore Road  
 Woodlawn, New York 14219

**NOW THEREFORE BE IT RESOLVED** that the Hamburg Town Board adopt this proposed amendment to the Town Code of the Town of Hamburg.

**8.**

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 Information Technology Department as follows:

#	Emp #	Emp Name	N or R	Position	Start date	Full time hrly rate	PT/Sea/temp hrly rate	Term date
1	3163	HEIDI BRUNNER	R	CLERK TYPIST P/T			\$18.25	4/21/2018
2	3163	HEIDI BRUNNER	R	CLERK TYPIST FULL-TEMP	4/23/2018		\$18.25	

**9.**

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**, D & K of Hamburg NY, Inc. paid for and obtained a building permit for an attached sign at 4271 Lake Avenue, Blasdell, New York 14219.

**WHEREAS**, D & K of Hamburg NY, Inc. was informed by their corporate office that they would not approve the new signage.

**THEREFORE BE IT RESOLVED THAT**, D & K of Hamburg NY, Inc. be issued a refund for the sign permit number 2018-00124 in the amount of \$450.00.

Kathy Kruger  
Once Upon a Child  
4271 Lake Avenue  
Blasdell, New York 14219

**10.**

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 authorize Police Officers Patrick Murphy and Joshua Taylor to attend the NYS Fire Prevention and Control, Fire Investigation two week course, at the NYS Academy of Fire Science in Albany, New York, June 10, 2018 – June 22, 2018.

Cost:   \$492.00 ea. X 2 = \$984.00  
Inc:    Registrations, Accommodations, Meals and Materials

Use of Unmarked Police vehicle for transportation is requested.

Money is available in account B3120.492.

**11.**

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

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

**WHEREAS**, the Town of Hamburg is a Community Development Block Grant (CDBG) entitlement community and is part of the Town of Hamburg/Erie County HOME Consortium as determined by the United States Department of Housing and Urban Development (HUD), and

**WHEREAS**, the United States Department of Housing and Urban Development (HUD) has released the 2018 CDBG and HOME program allocations, and

**WHEREAS**, the Town of Hamburg will be receiving \$407,658 in CDBG funds and \$148,409 in HOME funds through the Erie County/Town of Hamburg HOME Consortium.

**NOW THEREFORE BE IT RESOLVED** that the Hamburg Town Board authorizes Supervisor James Shaw and Christopher Hull; Director of Community Development, to sign any and all documents and certifications required for submitting the 2018 “Final” Action Plan to the Buffalo office of the United States Department of Housing and Urban Development (HUD).

**12.**

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 Hamburg Town Board authorize the Department of Community Development to proceed with the following CDBG projects for the 2018 program year:

Administration/Planning:	\$37,658.00
Town of Hamburg – Road Reconstruction	\$70,000.00
Village of Hamburg - Waterline Reconstruction (Huntington Court)	\$70,000.00
Village of Blasdell - Infrastructure Reconstruction (Maple Avenue)	\$70,000.00
Direct Homeownership Assistance (1 <sup>st</sup> Time Homebuyer Grants)	\$80,000.00
Housing Renovation Loan Program	\$40,000.00
Fair Housing/Housing Counseling Activities	\$40,000.00
<b>TOTAL 2018 CDBG FUNDS:</b>	<b>\$407,658.00</b>

**13.**

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

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

**BE IT RESOLVED** that the Hamburg Town Board authorize the Department of Community Development to proceed with the following HOME projects for the 2018 program year:

Town of Hamburg – Housing Renovation Grants for “very low” income residents \$111,307.00

CHDO (Community Housing Development Organization) Funding: \$22,261.00

Administration: \$14,841.00

TOTAL 2018 HOME FUNDING \$148,409.00

**14.**

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

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

**WHEREAS**, the Village of Blasdell has entered into a Cooperative Agreement with the Town of Hamburg in order to receive a share of the towns Community Development Block Grant funds, and

**WHEREAS**, the Village of Blasdell will receive \$70,000.00 from the Town of Hamburg’s 2018 Community Development Block Grant funding for infrastructure reconstruction on Maple Avenue within a HUD target area in the Village of Blasdell.

**NOW THEREFORE BE IT RESOLVED** that the Supervisor be authorized to sign the agreement by and between the Town of Hamburg and the Village of Blasdell for the use of these funds.

**15.**

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

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

**WHEREAS**, the Village of Hamburg has entered into a Cooperative Agreement with the Town of Hamburg in order to receive a share of the towns Community Development Block Grant funds, and

**WHEREAS**, the Village of Hamburg will receive \$70,000.00 from the Town of Hamburg's 2018 Community Development Block Grant funding for water line reconstruction on Huntington Court within a HUD target area in the Village of Hamburg.

**NOW THEREFORE BE IT RESOLVED** that the Supervisor be authorized to sign the agreement by and between the Town of Hamburg and the Village of Hamburg for the use of these funds.

**16.**

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

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

**BE IT RESOLVED THAT** the Hamburg Town Board authorizes the Department of Community Development to enter into an inter-departmental contract with the Town of Hamburg Highway Department to complete \$70,000 in road reconstruction work within HUD target areas utilizing the towns 2018 CDBG funds.

**17.**

On a motion of Councilman Farrell, 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 purchase of a 2018 John Deere 4066 tractor/loader Compact Utility Tractor per NYS Contract #PC66663. The total price of the equipment after trade-in is \$33,600.00, which will be paid in 3 yearly payments of \$12,305.00. The first payment will be deferred until January 2019. Funds will be available in A.7141.201.

**18.**

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

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

**WHEREAS**, the Town of Hamburg is committed to the safety and security of all employees,  
and

**WHEREAS**, it has been determined that a policy for Town of Hamburg Employee ID should be  
established and,

**NOW THEREFORE BE IT RESOLVED** that the Town of Hamburg Employee ID Policy is  
adopted as per the attached document. (documentation attached)

**19.**

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

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

**RESOLVED**, that the Town Board remove from the table resolution #25 from the meeting of  
April 30, 2018.

**20.**

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 after reviewing the multiple submitted proposals for IT analysis for the Town  
of Hamburg, the reviewing committee unanimously recommends Aero Technology Group to  
perform the IT technology assessment at the cost of \$3700.00. Funds will be available  
A.1690.456 consulting fees.



**21.**

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

TABLED	Ayes	4	Shaw, Farrell, Mosey, Petrie
	Noes	1	Best

**RESOLVED**, that the Memorandum of Agreement duly entered into on the 7<sup>th</sup> of May, 2018 by and between the Town of Hamburg and The Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO on behalf of the CSEA Town of Hamburg White Collar Unit as same relates to the designated job titles for the positions of Senior Clerk Typist, Senior Clerk, Clerk Typist and Police Clerk. The Agreement modifies the hourly rate of pay, and also resolves any other outstanding contractual issues between the parties, and any such contract proposals not specifically referenced herein are deemed by the parties to be withdrawn.  
(documentation attached)

**22.**

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 Agreement between the Town of Hamburg and The Southtown Police Club is hereby adopted and agreed to by the Hamburg Town Board. Thereby resolving the outstanding contractual issues between the parties, and any other contract proposals not specifically referenced herein are deemed by the parties to be withdrawn.  
(documentation attached)

**23.**

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

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

**WHEREAS**, the Hamburg Industrial Development Agency has been a catalyst for the maintenance and enhancement of Hamburg businesses by providing incentives for our companies to modernize, expand, and to provide for the creation of new employment within our township; and

**WHEREAS**, the late Mike Bartlett, the Executive Director of the IDA, was a driving force behind that agency’s outreach to businesses and job producers here locally and throughout the county; and

**NOW, THEREFORE BE IT, RESOLVED**, in recognition of Mike Bartlett’s outstanding work in the creation of the new FedEx complex on Route 5 in the Town of Hamburg, the Town of Hamburg hereby designates the access road to the FedEx plant which intersects with Route 5 to undergo a ceremonial name change to be known henceforth as “Mike Bartlett Way”; and

**BE IT FURTHER, RESOLVED**, that the Traffic Safety Coordinator and such officials as he may enlist shall affect a ceremonial name change with the appropriate cost of same to be borne by the Town of Hamburg.

**24.**

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

ADOPTED           Ayes   3       Shaw, Farrell, Petrie  
                      Noes   2       Mosey, Best

**RESOLVED**, that the Town Board remove from the table resolution #21 from the meeting of April 30, 2018.

The following spoke concerning this resolution:

Councilman Mosey

**25.**

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

ADOPTED           Ayes 3       Shaw, Farrell, Petrie  
                      Noes 2       Mosey, Best

**BE IT RESOLVED**, that the Town Board of the Town of Hamburg approve the funding of the vacant Assistant Accountant position for the Finance Department for which the Civil Service canvassing and interview process is currently ongoing. Funds are available in A1310.0456 Consulting Fees, and will be transferred to A1310.0100 Personal Services, upon the selection of a candidate and determination of their salary. The cost of this position will be offset by a decreased reliance on consultants.

The following spoke concerning this resolution:

Councilman Mosey, Samantha Tarczynski, Director of Administration and Finance

**26.**

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 remove from the table resolution #22 from the meeting of April 30, 2018.

**27.**

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 Memorandum of Agreement between the Town of Hamburg and the Hamburg Public Safety Dispatcher's, IAFF, Local 247A, is hereby adopted and agreed to by the Hamburg Town Board. Thereby resolving the outstanding contractual issues between the parties, and any other contract proposals not specifically referenced herein are deemed by the parties to be withdrawn. (documentation attached)

**28.**

On a motion of Supervisor Shaw, the following resolution FAILED due to lack of a second.

**WHEREAS**, Section 142 of the Highway Law requires the Town Board to approve all purchases of equipment, tools, and other implements utilized for highway maintenance in excess of \$1,000.00 per year; and

**WHEREAS**, Section 103 of the General Municipal Law requires public bidding for purchases of equipment in excess of \$20,000.00; and

**WHEREAS**, the Highway Superintendent of the Town of Hamburg makes numerous purchases from time to time throughout the year in a total amount not to exceed the annual budget; and

**WHEREAS**, pursuant to Section 142 of the Highway Law it is desirable for the Town Board to authorize the Highway Superintendent to purchase said equipment, tools, and other implements in excess of \$1,000.00;

**NOW, THEREFORE, BE IT RESOLVED**, that the Highway Superintendent is hereby authorized to purchase without prior approval of the Town Board: equipment, tools, and other implements to be used for highway maintenance, construction, or reconstruction; snow plows or other devices for the removal of snow from highways in a sum not to exceed \$5,000.00. Such purchases shall comply with Guidelines 1 through 7 of Section 9 of the Town of Hamburg Fiscal Policies.

**29.**

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 authorize the Lake View Community Association to hold a parade on Memorial Day, May 28, 2018 and an additional parade to celebrate the Lake View Sesquicentennial on June 30, 2018. Both parades will commence at 10:00 a.m. and wind through the hamlet from South Versailles Road, Lake View Road, Burke Rd, and terminating at the Lake View Fire Hall and Burke Road playground, respectively. The duration of the parades is approximately 1 ½ hours. (documentation attached)

**30.**

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

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

**BE IT RESOLVED**, that Resolution #23 from the 4/30/18 Town Board Meeting be corrected to the hourly rate for Richard J. Lardo from \$35.95/hour to \$35.59/hour.

**31.**

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**, Federal and State Phase II Stormwater Regulations require that the Town of Hamburg review, accept, and administer Stormwater Pollution Prevention Plans submitted by developers and contractors for construction projects; and

**WHEREAS**, Local Law No. 4 of 2007, as adopted by the Town Board on July 16, 2007, authorizes the Town Board to designate an employee or officer for providing review and inspection services associated with the stormwater program; and

**WHEREAS**, Town Engineer, GHD Consulting Services, Inc. has reviewed the situation and recommends that Thomas Lardo be assigned this task; and

**THEREFORE BE IT RESOLVED**, that Thomas Lardo be designated as the Town of Hamburg Stormwater Management Officer.

**32.**

On a motion of Councilman Mosey, seconded by Councilman Best, 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 hourly rate	PT/Sea/temp hourly rate	Termination Date
1	4796	Agate, William	R	Lifeguard-ET7180-Seas	5/15/18		\$11.50	
2	4798	Boganowski, Natalie	R	Lifeguard-EW7251-Seas	5/15/18		\$11.50	
3	4644	Bojdak, Katherine	R	Lifeguard-EW7251-Seas	5/15/18		\$12.00	
4	4867	Davis, Liam		Rec Attd-EI7265-P/T				5/12/2018
	4867	Davis, Liam	R	Rec Attd-ER7251-Seas	5/13/18		\$10.40	
5	4799	Duffy, Sean	R	Lifeguard-EW7251-Seas	5/15/18		\$11.50	
6	4800	Feuerstein, Julia	R	Lifeguard-ET7180-Seas	5/15/18		\$11.50	
7	4620	Gambino, Karlie	R	Lifeguard-ET7180-Seas	5/15/18		\$12.00	
8	4741	Griffin, Kathryn	R	Lifeguard-ET7180-Seas	5/15/18		\$11.75	
9	4669	Gunning, Daniel	R	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
10	4723	Hall, Kirstie	R	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
11		Halewski, Daniel	N	Lifeguard-EW7251-Seas	5/15/18		\$13.00	
12	4653	Hietanen, Andrew	R	Lifeguard-EW7251-Seas	5/15/18		\$11.50	
13	4704	Hite, Taylor	R	Lifeguard-ET7180-Seas	5/15/18		\$12.00	
14	4711	Hollfelder, Evan		Lifeguard-A7310-P/T				5/12/2018
	4711	Hollfelder, Evan	R	Lifeguard-EW7251-Seas	5/13/18		\$11.75	
15	4806	Jarosz, Kelsey	R	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
16	4318	Joslin, Mark		Rec Attd-ER7251-P/T				5/13/2018
	4318	Joslin, Mark	R	Rec Attd-ER7251-Seas	5/14/18		\$11.00	
17	4734	Kabza, Ashley	R	Lifeguard-EW7251-Seas	5/15/18		\$11.50	
18	4221	Kumiega, Mark		Rec Attd-ER7251-P/T				5/11/2018
	4221	Kumiega, Mark	R	Rec Attd-ER7251-Seas	5/12/18		\$10.40	
19	4836	MacDonald, Marissa		Lifeguard-A7310-P/T				5/12/2018
	4836	MacDonald, Marissa	R	Lifeguard-ET7180-Seas	5/13/18		\$11.50	
20	4544	Madden, Timothy	R	Lifeguard-ET7180-Seas	5/15/18		\$12.25	
21	4626	McDermott, Evan	R	Lifeguard-ET7180-Seas	5/15/18		\$12.00	
22		McKeone, Clare	N	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
23	4387	Morris, Mark	R	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
24	4629	Nitsche, Lindsay		Lifeguard-A7310-P/T				5/12/2018
	4629	Nitsche, Lindsay	R	Lifeguard-EW7251-Seas	5/13/18		\$12.00	
25	4625	Ott, Megan	R	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
26	4813	Pasquerella, Paige	R	Lifeguard-EW7251-Seas	5/15/18		\$11.50	
27	4801	Piniewski, Ryan		Lifeguard-A7310-P/T				5/12/2018
	4801	Piniewski, Ryan	R	Lifeguard-ET7180-Seas	5/13/18		\$11.50	
28	4795	Royce, Jason		Rec Attd-ET7180-P/T				5/12/2018
	4795	Royce, Jason	R	Rec Attd-EW7251-Seas	5/13/18		\$13.25	
29		Ryan, Makenna	N	Rec Attd-EW7251-Seas	5/15/18		\$10.40	
30	3821	Sadowski, Christopher		Rec Attd-ER7251-P/T				5/15/2018
	3821	Sadowski, Christopher	R	Rec Attd-ER7251-Seas	5/16/18		\$10.70	
31	4811	Scheffler, Kate		Lifeguard-A7310-P/T				5/12/2018
	4811	Scheffler, Kate	R	Lifeguard-ET7180-Seas	5/13/18		\$11.50	

32	4812	Sterns, Olivia	R	Rec Attd-EW7251-Seas	5/15/18		\$11.50	
33	4550	Winder, Brice	R	Lifeguard-EW7251-Seas	5/15/18		\$12.25	
34	4802	Wright, Addison	R	Lifeguard-ET7180-Seas	5/15/18		\$11.50	
35	4850	Zdrojewski, Grace		Rec Attd-EI7265-P/T				5/12/2018
	4850	Zdrojewski, Grace	R	Rec Attd-A7310-Seas	5/13/18		\$10.40	
36	4720	DiPasquale, Charles	R	Rec Attd-ER7251-Seas	5/13/18		\$11.00	
37	4703	Ellis, Christopher	R	Rec Attd-ER7251-Seas	5/13/18		\$10.60	

**33.**

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 authorize the Supervisor to sign three separate 2018 Erie County Legislative Public Contracts. The financial support is in the amount of \$6,000 total and is to be divided equally (\$2,000) between the following three program areas:

1. Hamburg Senior Community Center
2. Hamburg Drug Free Community Coalition
3. Hamburg Youth Court

**34.**

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

ADOPTED                   Ayes            3           Shaw, Farrell, Petrie  
                                   Noes            1           Best  
                                   Abstained    1           Mosey

**BE IT RESOLVED**, that Councilman Farrell move the motion in place of Supervisor Shaw.

**35.**

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

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

**BE IT RESOLVED**, that the resolution be amended on line 9 and 10 that the hourly rate be \$10.40.

**36.**

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

ADOPTED                   Ayes            3           Shaw, Farrell, Petrie  
                                   Noes            1           Best  
                                   Abstained    1           Mosey

**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	4618	BENNETT, ETHAN	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
2	4618	BENNETT, ETHAN	R	Laborer/Sea/ET7250.100	5/15/2018		\$10.40	
3	4612	FIORIELLO, LOUIS	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
4	4612	FIORIELLO, LOUIS	R	Laborer/Sea/ET7250.100	5/15/2018		\$10.40	
5	3589	BOSWELL, CEE JAY	R	Laborer/Sea/ET7250.100	5/15/2018		\$10.40	
6		FIORIELLO, CHARLES	R	Laborer/Sea/ET7250.100	5/15/2018		\$10.40	
7	4534	COLLINS, MICHAEL	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
8	4534	COLLINS, MICHAEL	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
9	4749	DICKEY, JACOB	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
10	4749	DICKEY, JACOB	R	Laborer/Sea/EW7250.100	5/15/2018		\$10.40	
11	2925	SORTISIO, JAMES	R	Laborer/Sea/A7140.100	5/15/2018		\$10.79	
12	3957	SMARDZ, KEVIN	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
13	3957	SMARDZ, KEVIN	R	Laborer/Sea/EW7250.100	5/15/2018		\$10.40	
14	4244	BIEBER, ROBERT	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
15	4244	BIEBER, ROBERT	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
16	4242	KRAUSE, ROBERT	R	Laborer/Sea/EW7250.100	5/15/2018		\$10.40	
17	4849	PATTON, MARK	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
17	4455	LOVE, KEVIN	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
18	4455	LOVE, KEVIN	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
19	4707	JONES, SETH	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
20	4707	JONES, SETH	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
21	4791	KUKOLECA, ZACHARY	R	Laborer/P/T/A7140.100			\$10.40	5/14/2018
22	4791	KUKOLECA, ZACHARY	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
23	4543	LAKSO, BRUCE	R	Laborer/P/T/A7140.100			\$10.40	
24	4543	LAKSO, BRUCE	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
25	4154	CZERWIEC, DAVID	R	Laborer/P/T/A7140.100			\$15.50	5/14/2018
26	4154	CZERWIEC, DAVID	R	Laborer/Sea/EW7250.100	5/15/2018		\$15.50	
27		BERGMANN, JAY	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
28	4814	AITKEN, CHRISTOPHER	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
29		QUINN, LOGAN	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
30		BELL, TRENT	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
31	4794	GAWLAK, KAYLA	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
32		WALIER, ERIC	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
33		TINGUE, JOSEPH	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
34		ERICKSON, TYLER	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
35		FISHER, KALEB	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
36	3134	GRYS, JOHN	R	Laborer/P/T/ER7250.100			\$11.04	5/14/2018
37	3134	GRYS, JOHN	R	Laborer/Sea/ER7250.100	5/15/2018		\$11.04	
38	4064	MAZUR, WALTER	R	Laborer/P/T/ER7250.100			\$10.50	5/14/2018
39	4064	MAZUR, WALTER	R	Laborer/Sea/ER7250.100	5/15/2018		\$10.50	
40	4530	MAC NEIL, RON	R	Laborer/P/T/ER7250.100			\$10.40	5/14/2018
41	4530	MAC NEIL, RON	R	Laborer/Sea/ER7250.100	5/15/2018		\$10.40	
42	3712	GERKEN, JOHN	R	Laborer/P/T/ER7250.100			\$11.04	5/14/2018
43	3712	GERKEN, JOHN	R	Laborer/Sea/ER7250.100	5/15/2018		\$11.04	
44	3904	SCOTT, JOE	R	Laborer/P/T/ER7250.100			\$10.84	5/14/2018
45	3904	SCOTT, JOE	R	Laborer/Sea/ER7250.100	5/15/2018		\$10.84	
46	4619	PARTACZ, CHESTER	R	Laborer/P/T/ER7250.100			\$10.40	5/14/2018
47	4619	PARTACZ, CHESTER	R	Laborer/Sea/ER7250.100	5/15/2018		\$10.40	
48	3925	CONNOLLY, TOM	R	Laborer/P/T/ER7250.100			\$11.04	5/14/2018
49	3925	CONNOLLY, TOM	R	Laborer/Sea/ER7250.100	5/15/2018		\$11.04	
50		SEEREITER, PETER	R	Laborer/P/T/ER7250.100			\$10.40	5/14/2018
51		SEEREITER, PETER	R	Laborer/Sea/ER7250.100	5/15/2018		\$10.40	
52	3978	PAWLOWSKI, RODNEY	R	Laborer/F/T/A7140.100			\$29.41	5/14/2018
53	3978	PAWLOWSKI, RODNEY	R	Laborer/F/T/EW7250.100	5/15/2018		\$29.41	
54		HENDRA, MATTHEW	N	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
55		MCKNIGHT, AMY	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	
56		REED, EDWARD	R	Laborer/Sea/A7140.100	5/15/2018		\$10.40	

Councilman Best spoke in opposition of this resolution.



**37.**

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 authorize the out of town travel request for Highway Superintendent Ted Casey to attend the 2018 Highway School sponsored by the Association of Towns of the State of New York at Ithaca College, Ithaca, New York, from June 3, 2018 through June 5, 2018. Estimated cost for the seminar including registration, meals, tolls, and lodging is approximately \$900.00.

**BE IT FUTRHER RESOLVED**, that the Town Board approves the transfer of funds from A1970.492 (Central Training & Seminars) to A5010.492 (Highway Administration Seminars)

**38.**

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

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

**WHEREAS**, elected officials are entrusted by the public to make the best uses of taxpayer funding possible; and

**WHEREAS**, it has been found that the federal government has made it a routine practice to settle harassment lawsuits on behalf of the accused costing taxpayers over \$17 million since the Office of Compliance was created in the 1990's; and

**WHEREAS**, this honorable body determines that indemnifying town officials and employees from financial costs of harassment suits brought against individuals for their actions is not an appropriate use of taxpayer funding; and

**WHEREAS**, it is further found that the individual who has been accused of misconduct should be the party responsible to fund the official settlement terms. If the accused is financially unable to compensate the victim, requiring Town intervention, the Town Attorney should seek full compensation from the accused for the expenditure of public dollars;

**NOW THEREFORE BE IT RESOLVED** the Town Attorney is hereby directed to draft Town policy for Town Board approval preventing the expenditure of public dollars to settle any harassment claims brought against individuals within town employment; and

**BE IT FURTHER RESOLVED**, the Town Attorney is also directed to provide in his draft that the right of victims of sexual harassment to be made whole is to be given the utmost consideration in the event a victim cannot find redress from the individual who committed the harassment the Town is allowed to provide that victim with a fair and just settlement. However, if the Town takes action to provide redress it shall be the duty of the Town Attorney, to seek repayment of said redress from the accused by availing the Town of all legal remedies, and,

**BE IT FURTHER RESOLVED**, the use of outside counsel to pursue Town claims that arise as a result of harassment settlement shall be expressly prohibited; and

**BE IT FURTHER RESOLVED**, that the Town Attorney shall submit the draft policy to the Hamburg Town Board within thirty (30) days from the date of passage of this resolution.

**39.**

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

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

Noes 0

**BE IT RESOLVED**, the Town Board accepts the resignation of Bill Grogan from the Traffic Safety Advisory Board, due to schedule conflicts, effective immediately. He is thanked for his willingness to serve his community.

**40.**

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 Hamburg Town Board appoint Mr. Andrew Palmer of the Hamburg Industrial Development Agency to act as a Board member of the task force, "Hamburg Moves".

**41.**

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 approve the membership of the following into the Scranton Volunteer Fire Company, Inc.:

Tamara Mosier  
3888 Sowles Road  
Hamburg, New York 14075

**42.**

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 - May 14, 2018			
			VOUCHER #S
<b>OPERATING FUND:</b>			
BATCH #			
BATCH #	62	\$706.85	95867-95872
BATCH #	63	\$10,251.11	95873
BATCH #	64	\$130.18	95874
BATCH #	65	\$29,365.43	95875-95911
BATCH #	66	\$25,647.39	95912-95939
BATCH #	67	\$10,139.76	95940-95963
BATCH #	68	\$170,147.38	95964-96029
BATCH #	69	\$390.00	96031
<b>TOTAL OPERATING FUND DISBURSEMENTS:</b>			\$246,778.10
<b>TRUST AGENCY</b>			
BATCH #			
BATCH #			
<b>TOTAL TRUST &amp; AGENCY DISBURSEMENTS:</b>			\$0.00
<b>CAPITAL FUND DISBURSEMENTS:</b>			
BATCH #	9	\$9,761.25	
<b>TOTAL CAPITAL FUND DISBURSEMENTS:</b>			\$9,761.25
<b>PAYROLL:</b>			
PR #	6	\$775,250.98	
PR #	7	\$695,577.91	
PR #	8	\$716,475.40	
PR #	9	\$699,211.37	
PR #			
PR #			
<b>TOTAL PAYROLL DISBURSEMENTS:</b>			\$2,886,515.66
<b>PETTY CASH</b>			
			\$0.00
<b>TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:</b>			\$3,143,055.01

**Reports from Department Heads**

Gregory Wickett, Chief of Police, thanks the Board for approving the contract with the Police Union. He thinks it's fair to both the union members and the tax payers.

Mike Quinn, Engineering Consultant, states they are currently developing the annual MS4 storm water report and will be submitting a resolution for the Supervisor to sign the report by June 1<sup>st</sup>.

Samantha Tarczynski, Director of Administration and Finance, thanks the Town Board for supporting the Assistant Accountant position. She thinks it will help the Finance office support the goals and projects of the Board. It will allow time to find new means of cost savings for the tax payers.

Sean Crotty, Sr. Public Safety Dispatcher and Emergency Management Coordinator, thanks the Board for supporting the Dispatchers contract.

Martin Denecke, Director of Youth, Recreation and Senior Services, states the golf course opened May 1<sup>st</sup>. This is the latest the golf course has opened that he can remember due to a difficult spring. He thanks the Building and Grounds Department for getting the golf course ready and opened. The ice at the Hamburg Town Arena has been converted to the Sport Court. The facility is open for rentals and also houses day camp in the summer. The Hamburg Beach and Woodlawn Beach is scheduled to open May 26<sup>th</sup>.

Christopher Hull, Director of Community Development, states their radio ads are currently running and will run until early June. The ads are about the First Time Buyer program and the Zombie issue. He adds progress is being made on the Zombie issue. He will be at the Village of Blasdell Board meeting on Wednesday night, May 16<sup>th</sup>, to submit the Block Grant program. He will be at the Village of Hamburg's Board meeting Monday, May 21<sup>st</sup> to submit the Block Grant program.

**Reports from the Town Board**

Councilman Best thanks the Rejuvenation Committee and the volunteer's for their help with the Town Wide Clean-Up.

Councilman Mosey thanks the Town Board for approving the RFP's for the IT Department. He states he and Jennifer Robinson, Information Technology Department, are on the same page. He states it will be beneficial for the Town in general to go over the infrastructure.

Councilman Farrell thanks the Rejuvenation Committee for their efforts with the Town Wide Clean-Up. She states the Rejuvenation Committee is planning their next event Blast at the Beach to be held on July 28<sup>th</sup>. She has received many compliments and comments about the wide range and amazing programs that are offered through the Recreation and Youth programming. She commends the Recreation and Youth Programming for what they do on an ongoing basis.

Councilman Petrie states he has been working on his playground assessment with the IT Department and has given Ted Casey, Highway Superintendent, and Martin Denecke, Director of Youth, Recreation and Senior Services, a copy of his assessment. He is looking forward to the Highway Superintendent Ted Casey’s assessment of the playgrounds. They will then get together to start putting together a plan to rehabilitate the playgrounds.

Supervisor Shaw states he participated in the Town Wide Clean-Up.

**Reports from the Floor**

Gloria and Paul Engler from Woodlawn and the Town Board discuss the creek, easements, and Woodlawn Beach. Supervisor Shaw will make phone calls to the State.

Amy Bevelock, Councilman Best and Supervisor Shaw discuss the process in which personnel are hired and the hiring of Amy McKnight in the Building and Grounds Department.

**43.**

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 adjourn the Town Board meeting at 8:14 P.M.

**Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.**

**Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.**

**These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town’s vault.**

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Brian F. Wielinski  
Deputy Town Clerk