

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; Jennifer Robertson, Information Technology Department; Gregory Wickett, Chief of Police; Drew Reilly, Planning Consultant; Martin Denecke, Director of Youth, Recreation and Senior Services.

1.

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 convene the work session at 5:30 PM.

Steven Hotz, President of LED Energy Solutions, gives a brief presentation and does a demonstration on what the cost savings would be by converting to LED lighting. Michael Sanfilippo, Chief Engineer at LED Energy Solutions, was also present.

Drew Reilly, Planning Consultant, gives an overview of the Planning Department /Planning projects. (documentation attached)

The Town Board discusses the pre-filed Agenda.

Christopher Hull, Director of Community Development, gives a brief explanation about the Community Development proposed resolutions submitted.

Supervisor Shaw and Councilman Petrie discuss the proposed resolution regarding the Town of Hamburg Employee ID Policy. Supervisor Shaw states they will table the resolution until the next board meeting for further review.

Supervisor Shaw and Councilman Best discuss the proposed resolution regarding the Memorandum of Agreement between the Town of Hamburg and The Civil Service Employees Association, Inc. Supervisor Shaw states he will table the resolution and will follow up with the union rep Robert Mueller.

Councilman Best, Councilman Mosey, Supervisor Shaw and Samantha Tarczynski, Director of Administration and Finance, discuss the proposed resolution regarding the vacant Assistant Account position for the Finance Department. They discuss whether there is a vacancy, whether it will be full-time or part-time, whether the Town is saving on the consulting fees, and the cost of the position with the salary and benefits.

Ted Casey, Highway Superintendent, Supervisor Shaw, Councilman Best, Jay Collard, Deputy Highway Superintendent and Ken Farrell, Town Attorney, and Councilman Petrie discusses the proposed resolution to authorize the Highway Superintendent to purchase without prior approval of the Town Board: equipment, tools, and other implements to be used for highway maintenance, construction, or reconstruction; snowplows or other devices for the removal of snow from highways in a sum not to exceed \$5,000.00 from the current amount in excess of \$1,000. They then discuss the Guidelines 1 through 7 of Section of the Town of Hamburg Fiscal Policies. It is decided the Town Board will vote No to the resolution at this point.

Supervisor Shaw makes a motion to amend the resolution to approve the termination and rehiring of personnel for the Buildings and Grounds Department, to amend Jacob Dickey's pay rate to \$10.40 and to substitute Councilman Farrell to move the resolution from Supervisor Shaw.

Councilman Farrell and Councilman Best discuss the proposed resolution regarding directing the Town Attorney to draft a Town policy for preventing the expenditure of public dollars to settle any harassment claims brought against individuals within town employment. The Town Attorney will submit the draft policy within thirty days.

Councilman Best suggests talking about the vehicle policy and it is decided to have further discussions at the next meeting.

The Town Board discusses the resolution #19 from the April 30, 2018 sending letters to New York State in support of legislation allowing fire companies to bill for ambulance services that was tabled. It is decided to put it on for further discussions at the next meeting.

Councilman Petrie hands out documentation for a photo identification policy. After talking to most of the Department Heads he states the second bid would be the way to go. He asks the Town Board to take a look at it and let him know what they think within a couple days.

2.

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 move into Executive Session at 6:50 PM personnel matters:

1. To discuss an item the Town Board has asked Charles Naughton, Human Resources and Contract Negotiations Consultant to investigate and report on regarding a complaint filed by an employee against other employees. That report involves some analysis of motivations, behaviors, and so on and so forth, and gets into the personnel issues involving some folks.

2. To discuss the Building and Grounds resolution for hiring personnel which would deal with a prior employee of Building and Grounds and his or her behavior and qualifications for the position that obviously gets into some personnel questions and personal questions.

3. Personnel question regarding reference to an IDA individual regarding some benefits.

MEMO

To: Hamburg Town Board

From: Drew Reilly and Sarah desJardins – Planning Department

Date: May 14, 2018

RE: Planning: Town Board Items- 05/14/18 meeting

The following is an update to the Town Board on Planning Department/ Town Planning projects:

A. Rezoning Items:

- **Howard Road rezoning** (previously the Howard Green project, which was turned down previously for a rezoning). Applicant has amended their request to rezone to R-3, by changing the type of units to be proposed. We are awaiting an application and have not been authorized to place a resolution on the Town Board agenda to “entertain” this rezoning request.
- Applicants for the rezoning of the former “**Sisters**” property at **South Park and Sowles road** have made application to the Town (copy of plan given to the TB at a meeting in 2017), The Code Review Committee has made a formal recommendation on this request and this item was referred to the Planning Board by the Town Board. It is still at the Planning Board as the Town is completing a coordinated SEQR (waiting for information from the applicant). As of 5/14/18, we have still not received the SEQR information and therefore have not processed the SEQR coordinated review and it has remained tabled at the Planning Board. Presently, it appears that the applicant is proceeding with a project to develop part of the site under the present zoning (multi-family housing). Therefore, this will be removed from future reports.
- As you are aware, the development of the **South Shore Golf course and adjoining property** has been discussed over the last few months or so (events held in the COB to discuss its development). We received a rezoning application by e-mail on 4/20/17. This is a rezoning from PUD to a new PUD, and at a previous Town Board meeting in 2017, the Town began the process by referring to the PB and beginning the SEQR process (intent to Pos. Dec). We will be advising the applicant, if they are proceeding with the project, to meet with the new Town Board to discuss their project.
- A rezoning request From Cheektowaga Concrete Products LLC for the **Great Lakes Concrete** site on Camp road was discussed at a previous Town Board meeting in 2017. This project will require coordination with the Village of Hamburg, as the site is partially in the Village. The Code Review Committee and Village of Hamburg officials met with the applicant on November 15, 2017 and they received

direction that they could proceed with an application (down zoning of the property from Industrial) but with concerns that will need to be addressed. We have not to date received a completed application with fee and have not heard whether the applicant wants to proceed or not. If we do not receive anything this month, this will be removed from our report.

- B. The Planning Board held their last meeting on 5/2/18. At that meeting, a proposal to construct a cell tower was further discussed. The Town's law requires that the applicant prove that more preferable sites are not available. Across the Thruway from this location is Town owned property (by the law this is more preferable), but this property may be problematic because it could be considered recreational land (the "Smith road woods"), the site is primarily wetlands and residential housing is also nearby. We have obtained additional information and will report to the Town Board tonight. The Town Board would need to authorize proceeding with consideration of this site.

The Planning Board's next meeting is scheduled for 5/16/18 (see attached agenda). The items on the next agenda include the cell tower application, a car wash at 5505 Southwestern, a small new building at 1975 Lakeview, a small addition to Hoak's, and 60 two unit townhomes at South Park and Sowles (Sisters property talked about in item "A."). The subdivision proposed at the end of Niles Avenue has been tabled until new drawings are received.

- C. The Code review committee last meeting was on 3/7/18 and most of the meeting focused on a proposed rezoning and bringing the committee up to speed on the on-going actions. The Telecommunications Moratorium was put in place in November and the Code committee will need to proceed on updating the law (Wendel has supplied sample recommendations for these revisions- we have not been authorized to write this law revision). The next Code Review committee meeting has been scheduled for 5/16/18 @ 4:00 pm. We are attending tonight's work session to present information about multi-family and commercial/retail plaza development patterns in the Town. We have also been asked to present information on the fee structures in the Town (we evaluate these every few years or so- it has been over 5 years).

Wendel (Drew Reilly) attended the CAB meeting on 2/22/18 to discuss the Conservation Area law. We provided a "Word" document illustrating potential changes to this law to the CAB for them to work on and present to the Code Review committee for potential recommendation to the Town Board. We also obtained the GIS layer of the CEA from the NYSDEC. We have provided an estimate to work on these laws with the CAB (would come out of the Code budget).

RESOLUTIONS/ACTIONS/PUBLIC HEARINGS for 5/14/18

The Planning Department has no resolutions or public hearings for tonight's meeting.