

**Hamburg Town Board Work Session**  
**Catherine A. Rybczynski, Clerk**  
**02-03-2020**

James Shaw, Supervisor	(Present)
Shawn Connolly, Councilmember	(Excused)
Elizabeth Farrell, Councilmember	(Present)
Karen Hoak, Councilmember	(Present)
Michael Petrie, Councilmember	(Present)

ALSO PRESENT: Catherine Rybczynski, Town Clerk; Walter Rooth III, Town Attorney; Mark Walling, Deputy Town Attorney; Alissa Strauss, Personnel Clerk; Jen Puglisi, Planning Board Attorney; Kimberly Sessanna, Assistant Accountant; Jennifer Robertson, IT Director; Jen Puglisi, Planning Board Attorney

**1.**

**RESOLVED**, that the Town Board convene the Work Session at 5:30 P.M.

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

ADOPTED	Ayes	4	Shaw, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

Supervisor Shaw opened the meeting stating that the Board needs to go into Executive Session to discuss two (2) legal matters. The first being the Article 78 proceedings brought by Highway Superintendent Ted Casey and the second regarding the Asphalt case.

**2.**

**RESOLVED**, that the Town Board enter into Executive Session at 5:32 P.M. to discuss the aforementioned legal matters involving the town.

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

ADOPTED	Ayes	4	Shaw, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

**3.**

**RESOLVED**, that the Town Board adjourn the Executive Session and reconvenes the Work Session at 6:28 P.M.

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

ADOPTED	Ayes	4	Shaw, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

Councilwoman Farrell stated that the town videos were complete and needed a place on the website. Jennifer Robertson, IT Director, stated that it could be on the home page in the void created by the absence of Woodlawn Beach.

Supervisor Shaw opened discussion on the items on the agenda.

Item #4 – Proclamation for Brittany Jewett, First female Chief of Lakeview Vol. Fire Dept.

Item #5 – Proclamation for Cordell Reynolds, Eagle Scout

Item #6 – Intern approval

Item #7 – PAF – Youth, Rec. & Sen. Serv.

Item #8 – PAF – B&G

Item #9 – Bingo Inspector – Stacy Marchlewski as of March 1, 2020 – Dec. 31, 2020

Item #10 – HIDA apt. Janet Plarr (Needs to amended to include Hamburg Development Corp.)

Item #11 – Taylor Road Alcohol waivers

Item #12 – IT Training

Item #13 – IT Equipment

Item #14 & #15 – TABLE b/c of question about the stated cost? Will ask Pat Ryan, Director of Buildings and Grounds, at the regular meeting.

Item #16 – Also a late resolution added for a different purchase

Item #17 – Highway Superintendent – travel for advocacy trip to Albany. Councilman Petrie stated he would like Mr. Casey to pick this request or the other one he is requesting. Mr. Casey stated he has the money available for both requests in his account. Supervisor Shaw directed Mr. Casey to file the late resolution with the Town Clerk. Mr. Casey added that he would be happy to drive anyone attending the Association of Towns conference.

Item #18 – Youth Bureau funding same amount as previous year.

Item #19 – Video Lottery Terminal (Opposition to revenue elimination). Supervisor Shaw stated that the state’s rationale for cutting the revenue is that the town derives enough benefit from the “Racino” being in our town. Councilwoman Farrell stated she read an article about a town in Illinois that instituted a “penny a pull” to derive revenue when they faced the same situation. Mr. Casey asked if losing the VLT money would jeopardize going to the bond market. Supervisor Shaw stated he could not state with any certainty, but the loss would certainly need to be addressed through cuts in the budget to travel, training, over time and other means.

Item #20 – Hamburg Rejuvenation Project Committee Events 2020

Item #21 – Approve Appraisal Proposal by Allstate – for town land sales

Item #22 – Rail Car Removal Bidding – unanticipated cost

Item #23 – Traffic Signal – St. Francis Drive – pay the NYSDOT to maintain, Mr. Ryan informed the Supervisor that it is a more cost effective option.

Item #24 - Sherwood Meadows PIP 1056 1057 1058, Item #25 – Sherwood Meadows PIP 1059, Item #26 – Waterford Pines PIP 1052 1053 1054, and Item #27 – Waterford Pines

waterline - Supervisor Shaw said that the proper paperwork has been received and engineering approved moving forward.

Item #28 – Approve Crosswalk on Lake Ave – A few weeks back a woman was struck and killed crossing the street and other incidences have occurred in the past. Lake Ave. is a county road, but the town will need to assume the cost. Unanticipated cost. Lou McDonald, Resident and former Blasdel Village Trustee, spoke in favor of the crosswalk.

Item #29 – Business from the Floor

Late Resolution – To Purchase Police Vehicles (2) from Mercer, Pennsylvania and realize a savings of approximately \$4,000. If not acted upon the town will lose the chance to buy. This will also allow the department to get the vehicles months earlier than they if they wait. Supervisor Shaw asked Chief Kevin Trask if the board had to act today to which he replied in the affirmative.

Supervisor Shaw revisited Items #14 and #15 to ask Mr. Ryan about the previously discussed discrepancy in the numbers. He replied that he would get an answer for the board from Mr. Rick Nowak. Supervisor Shaw asked Mr. Ryan if the items could wait until the next meeting to which he replied that the purchase could wait.

Supervisor Shaw informed the Board that Chief Kevin Trask would be present for the meeting with members of his family and that he will be recognized and introduced as the new Police Chief and have some pictures taken before moving on to the items on the agenda.

Mr. Casey interjected that he was in possession of an article that appeared in The Sun newspaper on January 17, 2020 about a personnel matter in the Highway Department previously discussed by the Board in an Executive Session and stated that the article included information, a memo provided by Mr. Casey, from the Executive Session in violation of the law. He went on to ask each Board Member if they provided the information to the paper or if they directed or asked someone else to do so. He received no reply. He then asked Supervisor Shaw why he was quoted in the article. Supervisor Shaw stated that he replied to a question from the reporter and that he indicated that no movement or information was available. He added that he did not leak the information to anyone.

Mr. Casey stated that this is the second time a leak has happened. The first time was in June and he recalled some action was supposed to be taken to find the leak. Supervisor Shaw stated that the Board must rely upon the integrity of the members and those in Executive Session. He continued that he had some “very strong” feelings regarding who he believes is responsible for the leaks, but that is not enough to make a public accusation. He added that he must exercise restraint and have concrete proof before doing so. Mr. Casey reiterated his frustration and added that the leaking of information was also illegal.

Mr. Casey requested to speak with the Board in Executive Session. Supervisor Shaw stated that the Board could entertain that request at the end of the meeting, but he did not want to keep Chief Trask, his family, and the public waiting any longer.

**4.**

**RESOLVED**, that the Town Board does adjourn the Work Session at 7:04 P.M.

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

ADOPTED	Ayes	4	Shaw, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	