

Hamburg Town Board Work Session

Catherine A. Rybczynski, Clerk

07-20-2020

James Shaw, Supervisor	(Present)
Shawn Connolly, Councilmember	(Present)
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; Jennifer Robertson, IT Director; Christopher Hull, Director, Community Development; Samantha Tarczynski, Director of Finance; Ted Casey, Highway Superintendent; Drew Riley, Planning Consultant; Tom Lardo, Principle Engineer Assistant; Dan Stanford, Town Assessor; Chuck Naughton, H.R. Consultant; Christopher Hull, Director, Community Development; Camie Jarrell, Town Engineer;

1.

RESOLVED, that the Town Board opens the Work Session at 5:32 P.M.

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

ADOPTED	Ayes	5	Shaw, Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

Supervisor Shaw opened the meeting stating he had some items not on the agenda he would like to discuss.

Early Retirement Incentive

- 55 years of age & have 20 years of continuous service
- 11 or 12 meet the requirements
- When, what the offer will be, what will be done with the vacant position, etc. needs to be decided
- Will discuss at the August 3rd meeting
- Chuck Naughton updated the Board on proposals being considered in the state assembly and senate to eliminate penalties for early retirement

151 Midshore Drive

- Town owned, small lot, multiple deed restrictions (put in place by FEMA when it was turned over to the town), sea wall badly damaged in Halloween Storm of 2019

- Hoover Beach home owners association claims they have the exclusive right to purchase the property
- Working on transferring property to Hoover Beach

Mount Vernon Sidewalk Replacement

- Town Board authorized sidewalk replacements in which the cost would be transferred to the homeowner and paid or added to their tax bill.
- One home owner stated he would have had an increase of \$5400 in taxes as a result for 14 feet of sidewalk.
- Town Engineer (Mike Quinn) told the town board that there was only one bid, however no formal request for proposal was ever issued. The original estimate given by the Engineering Department was circa \$8.00. The cost ended up being \$28.00.
- 14 residents affected
- Discuss at August 3rd meeting what to do about situation
- Councilman Petrie asked about Dolphin sidewalks and Supervisor Shaw stated he would like to address them at the Meeting on the 3rd

Debt Committee Report on Bonding

- Will have a report by Friday (July 24th) with recommendations of projects for possible bonding

Additional Items Discussed

Councilman Petrie asked for an update on the Mt. Vernon Sewer Project

- Ms. Jarrell responded that the study has been done and put into a report to determine the scope of the project and repairs needed.
- Mr. Petrie: Any progress in the county taking over the sewers?
- Ms. Jarrell: They said they would take another look. She will follow up.

Councilman Petrie asked if Pat Ryan and Buildings & Grounds can do the sidewalk work on Dolphin. Supervisor Shaw replied that we could ask him. Additional Discussion on Dolphin took place.

Councilwoman Hoak asked for an update on FEMA funds for clock tower. Ms. Jarrell responded that the estimate came in today, but will need some work to accommodate the plan proposed because of work needed in the water.

Councilwoman Farrell reported that Dr. Phil Stokes from Penn-Dixie offered the use of the outdoor pavilion on site for meetings.

Mark Walling, Deputy Town Attorney gave the Town Board an update on the Solar Law and proposed changes to the law. Mr. Walling suggested that the vote could not happen today, but rather wait until next meeting. The item will remain on the table.

Ted Casey, Highway Superintendent, stated that the work on Dolphin is "highway work." Supervisor Shaw welcomed a look from highway. Mr. Casey stated that they have the manpower and the budget to do it. He continued by saying that B&G doing the work would

at minimum be “inappropriate.” Mr. Casey reiterated that highway could do the work.

Mr. Casey updated the Board on the first streets Highway will be doing as a part of the 2020 Paving Plan. Paving work will begin in Lake View.

Councilman Connolly updated the Board on Bonding as it relates to Recreation and the Nike Base. The group had 100% attendance and a great conversation and valuable input.

2.

RESOLVED, that the Town Board go into Executive Session at 6:12 P.M. to discuss a personnel matter tabled two (2) weeks prior pertaining to employee disciplinary questions related to town-wide policies affecting harassment and pending litigation.

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

ADOPTED	Ayes	5	Shaw, Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

Minutes from Executive Session attached

3.

RESOLVED, that the Town Board close the Executive Session at 6:55 P.M.

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

ADOPTED	Ayes	5	Shaw, Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

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.

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

***Hamburg Town Board Executive Session**
Catherine A. Rybczynski, Clerk
07-20-2020

James Shaw, Supervisor	(Present)
Shawn Connolly, Councilmember	(Present)
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; Charles Naughton, Labor Relations Consultant

1.

RESOLVED, that the Town Board enter an Executive Session at 6:12 P.M. to discuss a personnel issue involving possible disciplinary action to be taken.

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

ADOPTED	Ayes	5	Shaw, Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

2.

BE IT RESOLVED, that the Town Board adopts the report issued on June 26, 2020 with the recommendations with regard to discipline of a Highway Department employee and authorize Labor Relations Consultant, Charles Naughton, to file charges and issue discipline as recommended under the Town of Hamburg Sexual Harassment and General Harassment Policy. Employee will also be directed to attend Employee Assistance Program (E.A.P.) counseling and authorize release of the report to the complainant.

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

ADOPTED	Ayes	4	Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	1	Shaw

3.

RESOLVED, that the Town Board adjourns the Executive Session at 6:55 P.M.

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

ADOPTED	Ayes	5	Shaw, Connolly, Farrell, Hoak, Petrie
	Noes	0	
	Abstained	0	

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