

Supervisor Walters calls the meeting to order at 6:05 p.m.

TOWN BOARD MEMBERS

PRESENT:	Steven J. Walters	Supervisor
	Kevin S. Smardz	Councilman
	Joseph A. Collins	Councilman
	Jonathan G. Gorman	Councilman
	Amy J. Ziegler	Councilwoman

OTHERS PRESENTS: Catherine A. Rybczynski, Town Clerk; Mary Dosch, Sr. Account Clerk, Gerard Kapsiak, Town Engineer; Kenneth Farrell, Town Attorney; Kurt Allen, Supervising Code Enforcement Officer; Peter Reszka, Planning Board Chairman; Brian Doyle, Deputy Town Attorney

1.
On a motion of Supervisor Walters, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

RESOLVED, that the Town Board move into Executive Session , at 6:06 p.m., on a Personnel Matter.

Supervisor Walters opens the meeting at 6:21 p.m.

2.
On a motion of Supervisor Walters, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

RESOLVED, that the Town Board approve the following appointments to the BICENTENNIAL CELEBRATION COMMITTEE for a one (1) year term commencing January 1, 2010 and ending December 31, 2010:

Greg Biryla
Barbara Lipka
Frank Walsh

Sandy Husted
Barbara Sullivan

3.

On a motion of Councilman Collins, seconded by Councilman Gorman, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board approve the following appointments to the COMMUNITY DEVELOPMENT CITIZENS ADVISORY COMMITTEE for a one (1) year term commencing January 1, 2010 and ending December 31, 2010:

Carl Dinezza

4.

On a motion of Councilman Smardz, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board approve the following appointments to the CONSERVATION ADVISORY BOARD for a two (2) year term commencing January 1, 2010 and ending December 31, 2011:

Kevin Leffler

5.

On a motion of Councilwoman Ziegler, seconded by Supervisor Walters, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, THAT THE Town Board approve the following appointments to the DOMESTIC VIOLENCE ADVISORY BOARD for a one (1) year term commencing January 1, 2010 and ending December 31, 2010:

Carolyn Sweeney

9.

On a motion of Councilwoman Ziegler, seconded by Councilman Gorman, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board approve the following appointments to the SENIOR SERVICES ADVISORY BOARD for a one (1) year term commencing January 1, 2010 and ending December 31, 2010:

Gertrude Christ

Catherine Monahan

10.

On a motion of Supervisor Walters, seconded by Councilman Smardz, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board approve the following appointments to the VETERANS COMMITTEE for a one (1) year term commencing January 1, 2010 and ending December 31, 2010:

Sandy Husted
Krista Schneider
Catherine Rybczynski

Mike Lovullo
Sharon Stewart

11.

On a motion of Councilwoman Ziegler, seconded by Councilman Smardz, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board approve the following appointments to the YOUTH ADVISORY BOARD for a two (2) year term commencing January 1, 2010 and ending December 31, 2011:

Brent Doyle

12.

On a motion of Supervisor Walters, seconded by Councilman Smardz, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

RESOLVED, that the Town Board grant permission for Mary Dosch and Paula Bucci to attend an Excel Microsoft workshop on March 11th in Buffalo; cost is \$158.00. Also request transfer from A1970.492 (Central Training & Seminars) to A1310.492 (Finance – Seminars) for the cost of this workshop.

13.

On a motion of Councilman Gorman, seconded by Councilman Collins, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

RESOLVED, that the Town Board authorize the Supervisor to sign Section 6 of the PO-17 from requesting Erie County Department of Personnel to complete Section 7 for the classification of two new Court Officer P/T positions for the Justice Department; Also to approve the Supervisor to sign Section 8 of the PO-17 from creating the positions of Court Officer P/T.

14.

On a motion of Councilman Smardz, seconded by Supervisor Walters, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

WHEREAS, in furtherance of Town Law section 267(7-a) and section 271(7-a), the Town of Hamburg enacted Local Law #1, 2009, on February 23, 2009, which requires each member of the Planning Board and Zoning Board of Appeals to received a minimum of four (4) hours per year of training related to areas of zoning, planning and/or land use, and

WHEREAS, pursuant to this local law, all members of the Planning Board and Zoning Board of Appeals are required to submit a certificate of completion or other document verifying their compliance with the training requirements on or before January 1st of each year, and

WHEREAS, Richard Taber, member of the Town of Hamburg Planning Board, has not submitted the required certificate or other proof verifying that he has completed the necessary training, and

WHEREAS, Richard Taber was forwarded a Notice of Removal and given an opportunity for a hearing on January 5, 2010 via certified mail, and

WHEREAS, Richard Taber did not request such a hearing;

NOW THEREFORE BE IT RESOLVED that Richard Taber is hereby removed as a member of the Town of Hamburg Planning Board.

15.

On a motion of Councilman Gorman, seconded by Supervisor Walters, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

BE IT RESOLVED, that the Town of Hamburg Board approve the application for travel, thereby granting permission for the Honorable Gerald P. Gorman to attend the Association of Towns meeting in New York City in February 2010.

16.

On a motion of Councilman Smardz, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED	Ayes 5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes 0	

WHEREAS, Nussbaumer & Clarke Engineers has finalized the plans and specifications for the replacement of the existing waterline that is suspended along the South Park Avenue bridge over the New York State Thruway. These plans and specifications have been submitted to the Erie County Water Authority and Erie County Department of Health for final review and approval, which is expected to be received soon.

THEREFORE BE IT RESOLVED, that an advertisement for bids for the construction of this project is authorized to be published in the official Town newspapers. The dates of publication and bid opening are to be determined by the Town Engineer upon the plans and specifications being approved and ready for bidding.

17.

On a motion of Councilman Smardz, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

WHEREAS, Greenman-Pedersen Engineers is currently finalizing the plans and specifications for the Hamptonbrook Drive/Eighteenmile Creek Streambank Stabilization Project, and it is expected that the project will soon be able to be advertised for bids.

THEREFORE BE IT RESOLVED, that an advertisement for bids for the construction of this project is authorized to be published in the official Town newspaper. The dates of publication and bid opening are to be determined by the Town Engineer upon the plans and specifications being completed and ready by for bidding.

18.

On a motion of Councilman Smardz, seconded by Councilman Gorman, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

WHEREAS, Donald Gallo, Consulting Engineer is currently finalizing the plans and specifications for the Howard Road/Waterfalls Village Creek Culvert Extension Project, and it is expected that the project will soon be able to be advertised for bids.

THEREFORE BE IT RESOLVED, that an advertisement for bids for the construction of this project is authorized to be published in the official Town newspapers. The dates of publication and bid opening are to be determined by the Town Engineer upon the plans and specifications being completed and ready for bidding.

19.

On a motion of Councilwoman Ziegler, seconded by Councilman Smardz, the following resolution was **not adopted** as follows:

Ayes	2	Smardz, Ziegler
Noes	2	Collins, Gorman
Abstain		Walters

RESOLVED, that the Town Board authorize a \$2,500 per month stipend to the Supervisor for increased duties associated with the Chief of Police vacancy. This stipend will expire upon the appointment of a permanent Chief or June 15, 2010, whichever comes first.

Dave Bellissimo questions if this has ever been done before; a discussion follows with Councilman Gorman, Councilman Collins, Supervisor Walters, Ken Farrell, Brian Doyle, Councilman Smardz, Councilwoman Ziegler and Dave Bellissimo

Councilman Collins comments that he was not aware that this resolution would be presented at this meeting.

Brian Doyle states "For the Record" it was stated at the last Executive Session that this resolution would be presented at this Work Session.

There was more discussion on the financial reasons behind this decision leading to the following amended resolution:

20.

On a motion of Councilwoman Ziegler, seconded by Councilman Smardz, the following amended resolution was

ADOPTED	Ayes	4	Smardz, Collins, Gorman, Ziegler
	Noes	0	
	Abstain		Walters

RESOLVED, that the Town Board authorize a \$2,500 per month stipend on a per diem basis payable to the Supervisor for increased duties associated with the Chief of Police vacancy. The stipend will expire upon the appointment of a new Police Chief or February 22, 2010, unless extended by the Town Board.

21.

On a motion of Supervisor Walters, with a unanimous second, the following resolution was

ADOPTED	Ayes	5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes	0	



Town of Hamburg
Office of Supervisor

In Recognition of George T. Prior

WHEREAS, Upon the retirement from the position of Heavy Motor Equipment Operator of the Buildings and Grounds Department with the Town of Hamburg, and

WHEREAS, George T. Prior has served the Town of Hamburg for twenty five years and in these capacities demonstrated his dedication to excellence in this role, and

WHEREAS, The leadership, dedication and hard work that George T. Prior has exemplified has earned him the highest respect and admiration of his coworkers, and

WHEREAS, The Town of Hamburg has been fortunate for George T. Prior's outstanding dedication and service to the town;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Hamburg commends and thanks George T. Prior for his dedication and service to the Town of Hamburg as Heavy Motor Equipment Operator and wishes him well as he enjoys his well deserved retirement and success in all his future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 29th day of January 2010.

A handwritten signature in black ink, appearing to read "Steven J. Walters", is written over a horizontal line.

Steven J. Walters
Supervisor
Town of Hamburg

Kevin Smardz, Councilman
Joseph A. Collins, Councilman
Jonathan G. Gorman, Councilman
Amy J. Ziegler, Councilwoman



22.

On a motion of Supervisor Walters, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED	Ayes	5	Walters, Smardz, Collins, Gorman, Ziegler
	Noes	0	

TOWN BOARD February 1, 2010
 AUDIT OF CASH DISBURSEMENTS

VOUCHER #'S

OPERATING FUND:

BATCH #5	\$561.00	38995
BATCH #6	\$80,850.00	39120-39121
BATCH #7	\$87,651.46	39122-39248
BATCH #8	\$180.00	39249
BATCH #9	\$102,325.51	UNPROCESSED

TOTAL OPERATING FUND DISBURSEMENTS:	\$271,567.97
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TRUST & AGENCY:

BATCH #1	\$8,700.00
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TOTAL TRUST & AGENCY DISBURSEMENTS:	\$8,700.00
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CAPITAL FUND DISBURSEMENTS:

TOTAL CAPITAL FUND DISBURSEMENTS:	\$ 0.00
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PAYROLL:

TOTAL PAYROLL DISBURSEMENTS:	\$ 0.00
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PETTY CASH

TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:	\$280,267.97
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23.

On a motion of Supervisor Walters, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board move into Executive Session on a personnel matter, with Finance and Building Inspection, at 7:14 p.m.

24.

On a motion of Supervisor Walters, seconded by Councilwoman Ziegler, the following resolution was

ADOPTED Ayes 5 Walters, Smardz, Collins, Gorman, Ziegler
 Noes 0

RESOLVED, that the Town Board adjourn Executive Session at 8:10 p.m.

Catherine Rybczynski, Town Clerk