

TOWN BOARD MEMBERS PRESENT:

Steven J. Walters	Supervisor
Michael Quinn	Councilman

Absent: Cheryl Potter-Juda Councilwoman

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk;  
 Mary Dosch, Sr. Account Clerk; Walter Rooth III, Town Attorney; Martin Denecke, Director of Youth, Recreation and Senior Services

Supervisor Walters calls the meeting to order at 4:00 pm.

Walt Rooth comments that he did talk to Councilwoman Potter-Juda and she expressed her opinion to him with regard to what was to occur today and he passed that along to Supervisor Walters and Councilman Quinn.

Councilman Quinn comments that they did discuss the different bid proposals for the concession and lease of the property and he is hoping they can come together on which bid to choose. He questions if they should go into Executive Session to finalize the process.

Walt Rooth comments that there is a basis to go into Executive Session because they will be discussing the sale/and or lease of real property.

Supervisor Walters comments that he has a handful of bids that he feels are qualified. He does feel that they should go into Executive Session to review the lease agreement.

**1.**

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

ADOPTED	Ayes 2	Walters, Quinn
	Noes 0	

**RESOLVED**, that the Town Board move into Executive Session at 4:07 pm to discuss the lease agreement.

**2.**

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

ADOPTED	Ayes 2	Walters, Quinn
	Noes 0	

**RESOLVED**, that the Town Board adjourn Executive Session at 4:19 pm.

**3.**

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

ADOPTED	Ayes	2	Walters, Quinn
	Noes	0	

**WHEREAS**, the Town of Hamburg desires to enter into an Agreement with Robert Bieber, to operate a refreshment concession and facilities contained in the concession building located at Woodlawn Beach State Park for a period commencing on or about April 14, 2014 until on or about September 30, 2016

**NOW THEREFORE BE IT RESOLVED**, that the Town of Hamburg enter into an Agreement with Robert Bieber, and

**BE IT FURTHER RESOLVED**, that Supervisor Steven Walters is authorized to sign the agreement on behalf of the Town of Hamburg.

Supervisor Walters comments that he was informed that Councilwoman Potter-Juda was in support of the agreement with Robert Bieber as well.

Mr. Stenger comments that the special meetings were held with minimum notice. With the Town Board going into Executive Session on this, he doesn't consider that it fulfills the spirit of the open meetings laws. However, based upon the decision of the Court they are entitled to move forward to select another operator of Woodlawn. He then discusses an issue with the equipment that is at Woodlawn and states that they do have some outstanding issues to discuss in that regard.

Barbara O'Brien questions the terms of the bid from Mr. Bieber.

Councilman Quinn responds that they bid \$10,000 for the season.

Supervisor Walters comments that the percentage of gross sales is an average of 5% over three years with a sliding scale. The first year is 4%, the second is 5% and the third is 6%. The \$10,000 is an upfront fee per season with the percentage of sales on top of that.

Ms. O'Brien questions what stood out with the bid that they chose.

Councilman Quinn comments that it was the theme they were looking for and he liked the menu. It fit into the family atmosphere they were looking for and they had reasonable prices. They also liked the management staff.

**4.**

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

ADOPTED	Ayes	2	Walters, Quinn
	Noes	0	

**RESOLVED,** that the Town Board adjourn at 4:26 pm.

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