

Supervisor Walters calls the meeting to order at 6:03 p.m.

TOWN BOARD MEMBERS

PRESENT:

Steven J. Walters	Supervisor
Joan M. Kesner	Councilwoman
Kevin Smardz	Councilman

ABSENT:

Thomas Quatroche, Jr.	Councilman
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OTHERS PRESENT: Catherine A. Rybczynski, Town Clerk;
Mary Dosch, Sr. Account Clerk; Ken Farrell, Town Attorney

1.

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

ADOPTED	Ayes 3	Walters, Kesner, Smardz
	Noes 0	

RESOLVED, that the Town Board approve the request of Sr. PSD Thomas E. Taylor to send PSD Thomas Partridge, PSD Sean Crotty and Sr. PSD Thomas E. Taylor to a New York State Emergency Management training seminar with a Topic of Effective Communication (G-242) at the Erie County Fire Academy, 3359 Broadway, Cheektowaga, NY on May 19th & 20th. The seminar is free and the use of a Town Vehicle is requested.

2.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board approve the request of Sr. PSD Thomas E. Taylor to send PSD Sean Crotty and Sr. PSD Thomas E. Taylor to a New York State Emergency Management training seminar with a topic of Leadership and Influence (G-240) at the Erie County Fire Academy, 3359 Broadway, Cheektowaga, NY on May 21st & 22nd. The seminar is free and the use of a Town Vehicle is requested.

3.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

BE IT RESOLVED, that the Town Board authorize the Finance Department to increase appropriation account A1355.440 Contracted Personal Services in the amount of \$1,500. This will be funded through the A599 Appropriated fund balance (STAR funding), and

BE IT FURTHER RESOLVED, the Town authorize Wendel Engineering to make software changes to Town's Internet based GIS system. These changes will allow the system to run on the current release of ESRI's GIS ArcServer software. The total cost is \$1,500 and funds are available in account A1355.440.

4.

On a motion of Councilman Smardz, seconded by Councilwoman Kesner, the following

resolution was

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board approve the membership of the following into the Lake Shore Volunteer Fire Company, Inc.:

William F. Craver III
3151 Pleasant Ave.
Hamburg, NY 14075

5.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board approve the membership of the following into the Newton Abbott Fire Company:

Erika Caldarella
3151 Cambridge Square
Blasdell, NY 14219

Scott Henry
Clearview Way
Blasdell, NY 14219

6.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

WHEREAS, bids were opened on April 9, 2009 for waterline replacement Contract No. 16, which is part of the overall Hamburg Water System Improvement Project; and

WHEREAS, seven bids were received, which are summarized as follows:

<u>Bidder</u>	<u>Total Bid</u>
Mar-Wal Construction Co., Inc.	\$ 504,968.25
Kandey Company, Inc.	\$ 583,203.00

Fairway Contracting	\$ 587,730.44
Sicar Management & Construction, Inc.	\$ 589,968.00
E&R General Construction, Inc.	\$ 592,965.00
L.J. Quigliano II, Inc.	\$ 649,706.45
New Frontier Excavating & Paving, Inc.	\$ 772,788.99

WHEREAS, the bids have been reviewed by CRA Infrastructure & Engineering, Inc., who determined that Mar-Wal Construction Co., Inc. is a qualified and responsible bidder, and recommended that the contract be awarded to them,

THEREFORE BE IT RESOLVED, that the contract for this project is awarded to Mar-Wal Construction Co., Inc. of Depew, New York in the amount of \$504,968.25, that the Town Supervisor is authorized to sign the contractual agreement with their firm, and that the Town Engineer is to issue the Notice of Award and Notice to Proceed at the appropriate times. Funding for this work is to be from previously budgeted Town water district funds and bonds to be issued for this project, as authorized by resolutions adopted by the Town Board on October 27, November 10, and December 8, 2008.

Supervisor Walters notes that Mar-Wal Construction has the lowest bid of the bids received. It is also 27% lower than the Engineering estimates.

7.

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

ADOPTED	Ayes 3	Walters, Kesner, Smardz
	Noes 0	

WHEREAS, due to the Town Engineering Department’s construction inspection workload during the coming months, the Town Engineer has requested proposals from various engineering consultants for providing inspection services during the construction of Contract No. 16 of the Hamburg Water System Improvement Project; and

WHEREAS, the Town Engineer has reviewed the seven proposals received, and recommended that the Town retain Nussbaumer & Clarke, Inc. on the basis of their proposal being reasonable and acceptable for the services to be provided, as well as the qualifications and experience of their inspection personnel,

THEREFORE BE IT RESOLVED, that Nussbaumer & Clarke, Inc. is awarded a contract for providing construction inspection services at a rate of \$64 per hour, plus on-site mileage and related expenses, with the total cost not to exceed \$56,000 (based on a 17 week construction period at 50 hours per week). The Town Supervisor is authorized to sign their April 1, 2009

RESOLVED, that the Town Board approve the reclassification of one in the Police Department as follows:

1. Piwowar, Michelle	Clerk P/T, Seas.	11/11/08	Terminate
2. Piwowar, Michelle	Clerk P/T	04/12/09	\$9.50

11.

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

ADOPTED	Ayes 3	Walters, Kesner, Smardz
	Noes 0	

RESOLVED, that the Town Board approve the hiring of one in the Buildings & Grounds Department as follows:

1. Militello, Frank	Laborer, P/T	04/21/09	\$10.17
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12.

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

ADOPTED	Ayes 3	Walters, Kesner, Smardz
	Noes 0	

RESOLVED, that the Town Board approve the hiring of eleven and terminations of six in the Recreation Department as follows:

1. Felice, Matthew	Rec Att'd P/T	04/10/09	\$10.32
2. Nelson, Brett	Rec Att'd	04/02/09	Terminate
3. Steger, Joseph	Rec Att'd	04/27/09	Terminate
4. Steger, Joseph	Rec Att'd Seas	04/28/09	\$10.84
5. DiOrio, Christine	Rec Att'd	05/09/09	Terminate
6. DiOrio, Christine	Rec Att'd Seas	05/10/09	\$10.84
7. Omphalius, Ellen	Rec Att'd Seas	05/10/09	\$8.75
8. Clendening, Robert	Rec Att'd Seas	04/14/09	\$10.84
9. Bermingham, James	Rec Att'd	04/30/09	Terminate
10. Bermingham, James	Rec Att'd Seas	05/01/09	\$10.80
11. Steger, Andrew	Rec Att'd	05/13/09	Terminate
12. Steger, Andrew	Rec Att'd Seas	05/14/09	\$10.15

15.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board approve the audit of cash disbursements as follows:

OPERATING FUND:		VOUCHER #S
BATCH # 39	\$1,532,560.00	33315
BATCH # 40	\$ 30,465.39	33267-33314
BATCH # 41	\$ 272,744.94	33334-33450
BATCH # 42	\$ 70,415.45	33455-33522
TOTAL OPERATING FUND DISBURSEMENTS:		\$1,906,185.78
 TRUST & AGENCY		
BATCH # 11	\$10,000.00	
TOTAL TRUST & AGENCY DISBURSEMENTS:		\$ 10,000.00
 CAPITAL FUND DISBURSEMENTS:		
BATCH # 19	\$ 2,506.25	33263-33266
BATCH # 20	\$829,250.83	33316-33333
BATCH # 21	\$ 5,584.78	33451-33454
TOTAL CAPITAL FUND DISBURSEMENTS:		\$837,341.86
 PAYROLL:		
PR # 8	\$554,209.48	
TOTAL PAYROLL DISBURSEMENTS:		\$554,209.48
 PETTY CASH		 \$ 0.00
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:		\$3,307,737.12

Supervisor Walters notes they have received two letters of support one being from the Blasdell

Rod & Gun Club and the second from RP Oakhill regarding the rezoning. The rezoning will be on the agenda for Monday.

16.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board move into Executive Session regarding property at 6:13 p.m.

17.

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

ADOPTED Ayes 3 Walters, Kesner, Smardz
 Noes 0

RESOLVED, that the Town Board adjourn Executive Session at 7:45 p.m.

Catherine A. Rybczynski, Town Clerk