

A regular meeting of the Town Board of the Town of Hamburg, County of Erie and State of New York was held at the Town Hall, S-6100 South Park Avenue, Hamburg, New York on the 11th day of May, 2009.

TOWN BOARD MEMBERS

PRESENT:

Steven J. Walters	Supervisor
Thomas Quatroche, Jr.	Councilman
Kevin Smardz	Councilman

ABSENT:

Joan M. Kesner	Councilwoman
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OTHERS PRESENT: Catherine A. Rybczynski, Town Clerk; Mary Dosch, Sr. Account Clerk; Kenneth Farrell, Town Attorney; Andrew Reilly, Planning Consultant; Robert Hutchison, Jr., Town Assessor; Thomas Best Sr, Highway Superintendent; Mike Williams, Assistant Police Chief; Tim Regan, Community Development Assistant; Gerard Kapsiak, Town Engineer; Kurt Allen, Supervising Code Enforcement Officer; Marty Denecke, Director of Recreation

Pledge of Allegiance was recited.

Information on fire exits was provided.

Supervisor Walters notes that as stated at the last Board meeting, this Town Board with the help of Suzanne McKinney is starting a new tradition where once a month a Character award will be presented to someone from the public.

Suzanne McKinney notes that this recognition program is called Integrity in Action. This is a way to highlight folks by way of their actions. This month the character virtue is "Honor". One person who personifies this definition is William C. Haas, III.

1.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board approve the minutes of the following meetings:

04/27/09 Town Board Meeting

05/04/09 Work Session

2.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

WHEREAS, the Town of Hamburg Planning Board received an application for site plan approval from the Avanti Mansion, located at 4409 South Park Avenue, to construct a new banquet facility building on the premises; and

WHEREAS, this site was the subject of a rezoning from C-3 to PUD in 1995; and

WHEREAS, a proposal to construct a project in a PUD must be in accordance with the “Plan” approved by the Town Board for the PUD; and

WHEREAS, the Town of Hamburg has reviewed the current proposal for the Avanti Mansion site against the concepts and goals of the PUD in which it is located;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hamburg Town Board finds that the proposed project is in accordance with the approved PUD for the following reasons: it still preserves the existing structures on the site as well as the character of the site, it includes approved uses that are either residential, office, food service, or related to guest services/bed and breakfast/catering, and that the proposed new building is located in the area proposed for buildings in the original PUD and thus protects the stream corridor.

3.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board authorize Carole Jones, a student at Hilbert College, to do Work Study in the Police Department, at no cost to the Town.

4.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

WHEREAS, the Town of Hamburg Town Board, as Lead Agency, has accepted a Final Environmental Impact Statement (FEIS) for the proposed Hamburg Crossing Retail Center project on March 9, 2009; and,

WHEREAS, the Town Board considered all relevant environmental, economic, and social information disclosed in the DEIS and FEIS; and,

WHEREAS, The Town Board has weighed and balanced the relevant environmental impacts with social, economic, and other considerations; and,

WHEREAS, The action to be carried out is the one that avoids or minimizes, to the maximum extent practicable, adverse environmental impacts disclosed in the DEIS and FEIS and that adverse environmental impacts will be minimized or avoided to the maximum extent practicable by incorporating, as conditions to this decision, those mitigating measures that were identified as practicable.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Hamburg Town Board issues the attached Findings Statement to Approve the proposed Hamburg Crossing Retail Center project; and,

BE IT FURTHER RESOLVED, that the Findings Statement provides a rationale for the Town Board's decision regarding environmental impacts associated with the proposed action; and,

BE IT FURTHER RESOLVED, that the Findings Statement certifies that the requirements of 6 NYCRR Part 617 pertaining to Article 8 of the Environmental Conservation Law (State Environmental Quality Review [SEQR]) have been met; and,

BE IT FINALLY RESOLVED, that the Town Board authorizes the Town of Hamburg Planning Department to complete the appropriate paperwork and filing requirements.

5.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board authorize alcohol waivers for the following June 2009 Taylor Road rentals:

06/05/09	06/13/09	06/21/09
06/06/09	06/14/09	06/24/09
06/07/09	06/15/09	06/25/09
06/10/09	06/18/09	06/26/09
06/11/09	06/19/09	06/27/09
06/12/09	06/20/09	06/28/09
		06/30/09

6.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board authorize the Finance Department to increase revenue account DB3501 C.H.I.P.S. and appropriation account DB5112.0210 in the amount of \$23,830.22 due to unanticipated C.H.I.P.S. funding to be received from New York State.

7.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board approve the hiring of the following in the Buildings and Grounds Department:

- | | | | |
|----------------------|----------------|----------|-----------|
| 1. Pawlowski, Rodney | Laborer, P/T | 05/13/09 | Terminate |
| 2. Pawlowski, Rodney | Laborer, Seas. | 05/14/09 | \$10.17 |
| 3. Figiel, Stanley | Laborer, P/T | 05/11/09 | Terminate |
| 4. Figiel, Stanley | Laborer, Seas. | 05/12/09 | \$9.59 |
| 5. Mazur, Walter | Laborer, P/T | 05/11/09 | Terminate |
| 6. Mazur, Walter | Laborer, Seas. | 05/12/09 | \$8.00 |
| 7. Hatten, Aaron | Laborer, P/T | 05/12/09 | \$8.00 |
| 8. Obad, Louis J | Laborer, P/T | 05/12/09 | \$8.00 |

8.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, the Town Board authorize Detective Lieutenant Kevin Trask and Patrolman Joseph Kleinfelder to attend the “4th Annual Hostage Negotiator’s Seminar” in Rochester, New York, May 20th - 22nd, 2009.

Cost of Registration: \$150.00 ea.	\$300.00
Plus: Members dinner @ \$25.00ea.	\$ 50.00
Meals: 3 days @ \$15.00ea.	\$ 90.00
Gas and Tolls: (Approximately)	\$ 30.00

TOTAL \$470.00

Money available in account B3120.492.

Use on unmarked Town vehicle is requested for transportation.

9.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

BE IT RESOLVED, that the Town Board approve the travel request of Bob Hutchison, Town Assessor, to attend the Hotel Valuation Seminar, sponsored by the New York State Institute of Assessing Officers. The course will be held on May 29, 2009 in Cheektowaga, New York. The cost is \$85.00 and funds are available in Account #A1355.492

10.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board authorize the Recreation Department permission to advertise for competitive bids for the summer transportation needs. Buses are utilized for the day camp, swim instruction and tennis instruction programs.

11.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

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

- | | | | |
|---------------------|--------------|----------|--------|
| 1. Mach, Henry | Laborer, P/T | 05/13/09 | \$8.00 |
| 2. Williams, Joseph | Laborer, P/T | 05/12/09 | \$8.00 |

12.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

RESOLVED, that the Town Board approve the hiring of five in the Recreation Department as follows:

1. McAnaney, Patrick J	Rec. Att'd Seas	05/13/09	\$10.50
2. Warhol, Edward	Rec. Att'd Seas	05/13/09	\$10.50
3. Benzinger, Michael	Rec. Att'd Seas	05/13/09	\$8.20
4. Cannan, Sean	Rec. Att'd Seas	05/13/09	\$9.25
5. Denecke, Patrick	Rec. Att'd Seas	05/13/09	\$7.63

13.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

BE IT RESOLVED, that the Town Clerk's Office be permitted to terminate one and hire one as a part time Clerk as follows:

1. Allen, Jacqueline	Clerk, P/T	05/29/09	Terminate
2. Enser, Nicholas	Clerk, P/T	06/01/09	\$8.80

14.

On a motion of Supervisor Walters, seconded by Councilman Quatroche, the following

resolution was

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

BE IT RESOLVED, that the Town Board approve the transfer of funds in the amount of \$38,551.00 from account A9950.975 Capital Projects to account H243620.303 Capital Projects (Improve Building Inspection) for the purchase of office equipment and furniture as necessary for the Code Enforcement and Planning Department renovation project.

15.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

WHEREAS, the property located at 1983 Lakeview Road, Hasbrouck Plastics was left in an abandoned state.

WHEREAS, as the result of neglect due to the abandonment, the property has become an attractive nuisance to the contiguous neighborhood and the general public.

WHEREAS, due to the property being left in an unsafe manner, the Town Code Enforcement Officer contracted services to secure the property and make it safe. This action was executed in accordance with Local Law No. 5-1972, Sections 80-5 and 80-6 of the Town of Hamburg.

NOW, THEREFORE BE IT RESOLVED, that the Town Board approve the payment of \$260 (Two Hundred and sixty dollars) to Dan Cappola, General Construction, to provide the necessary enclosures in order to secure the building

BE IT FURTHER RESOLVED, the payment of such services, that the Town Board increase appropriations to Account A3620.469 ,(Clean-up of Properties) through Account A599.

16.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

BE IT RESOLVED, that the Town Board approve the hiring of the following in the Buildings and Grounds Department:

- | | | | |
|--------------------|----------------|----------|-----------|
| 1. Gearhart, John | Laborer, P/T | 05/11/09 | Terminate |
| 2. Gearhart, John | Laborer, Seas. | 05/12/09 | \$8.00 |
| 3. Cardin, Michael | Laborer, P/T | 05/03/09 | Terminate |
| 4. Cardin, Michael | Laborer, Seas. | 05/04/09 | \$9.86 |
| 5. Best, Frederick | Laborer, P/T | 05/19/09 | Terminate |
| 6. Best, Frederick | Laborer, Seas. | 05/20/09 | \$9.59 |
| 7. Rojek, Andrew | Laborer, Seas. | 05/12/09 | \$8.25 |

17.

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

ADOPTED Ayes 3 Walters, Smardz, Quatroche
 Noes 0

WHEREAS, the Town of Hamburg identifies its annual use of Community Development Block Grant funds prior to its application for funding to the United States Department of Housing and Urban Development (HUD), and

WHEREAS, in 2009, there was no prior release of funding notification from HUD for the 2009 Program Year, and

WHEREAS, on May 1, 2009 HUD released the 2009 Program Year CDBG funding amounts and verified the American Recovery and Reinvestment Act of 2009 funding.

NOW, THEREFORE BE IT RESOLVED, that the Hamburg Town Board adopt the 2009 CDBG funds as well as the American Recovery & Reinvestment Act funds and that Supervisor, Steven J. Walters, an official representative of the Town of Hamburg, be authorized to sign any and all documents and certifications required for these funds.

American Recovery and Reinvestment Act of 2009:

Town-wide Waterline Reconstruction	\$126,675.00
TOTAL:	\$126,675.00

2009 CDBG FUNDS:

Program Planning/Administration:	\$ 34,569.00
Public Service; Domestic Violence:	\$ 25,000.00
Public Service; Senior Technology Center:	\$ 25,000.00
Public Service; Senior Aquatic Program:	\$ 25,000.00
Village of Hamburg Waterlines	\$125,000.00
Village of Blasdell Waterlines	\$125,000.00
Housing Rehabilitation Program	<u>\$125,000.00</u>
TOTAL:	<u>\$484,569.00</u>

18.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0



Town of Hamburg

Office of Supervisor

WHEREAS, today we are recognizing the achievement of rank of Eagle Scout; and

WHEREAS, the Boy Scouts of America has a long tradition of developing fine young men who service their communities; and

WHEREAS, the Boy Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Michael T. Crino

for his achievement of Eagle Scout. Congratulations and good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 19th day of May 2009.

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

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman





Town of Hamburg

Office of Supervisor

WHEREAS, today we are recognizing the achievement of rank of Eagle Scout; and

WHEREAS, the Boy Scouts of America has a long tradition of developing fine young men who service their communities; and

WHEREAS, the Boy Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

David R. McCabe

for his achievement of Eagle Scout. Congratulations and good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 19th day of May 2009.

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

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman





Town of Hamburg

Office of Supervisor

WHEREAS, today we are recognizing the achievement of rank of Eagle Scout; and

WHEREAS, the Boy Scouts of America has a long tradition of developing fine young men who service their communities; and

WHEREAS, the Boy Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Kyle L. Taylor

for his achievement of Eagle Scout. Congratulations and good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 19th day of May 2009.

A handwritten signature in black ink, reading "Steven J. Walters".

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



19.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Jennifer Carlson, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Jennifer Carlson

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

STEVEN J. WALTERS
Supervisor
Town of Hamburg



Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Elisabeth Germain, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Elisabeth Germain

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

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

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Kathryn Lickfield, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Kathryn Lickfield

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Leslie Ann Makowski, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Leslie Ann Makowski

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Tiffany Persons, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Tiffany Persons

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.



STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Karissa Richert, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Karissa Richert

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Martha Santandreu, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Martha Santandreu

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman



Town of Hamburg

Office of Supervisor

WHEREAS, today we are honoring Kaitlynn Smith, who has earned the Girl Scout Gold Award; and

WHEREAS, the Girl Scout Gold Award is the highest national honor award in Girl Scouting; and

WHEREAS, the Girl Scout Gold Award project must reflect thoughtful, serious concern for humanity and/or environment and must offer realistic suggestions or methods for positive change; and

WHEREAS, the Girl Scouts has a long tradition of developing fine young women who service their communities; and

WHEREAS, the Girl Scouts instill values in their members that stay with them throughout their lives.

NOW THEREFORE, on behalf of all Town of Hamburg Officials, we salute:

Kaitlynn Smith

for earning her Girl Scout Gold Award. Congratulations and continue your hard work and dedication to the troop. Good luck with your future endeavors.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 7th day of June 2009.


STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman

20.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0



Town of Hamburg

Office of Supervisor

WHEREAS, today we are celebrating Club Lorelei's 50th Anniversary, and

WHEREAS, Club Lorelei, Inc. is a non-profit ethnic German/American Club that was founded in 1959, and

WHEREAS, Club Lorelei, Inc. was first established to provide a social gathering place for its members and their families, and

WHEREAS, today it remains the purpose of the club to promote German culture, tradition and language within the club.

NOW THEREFORE, the Town Board of the Town of Hamburg congratulates Club Lorelei, Inc. on its 50th Anniversary. We wish Club Lorelei, Inc. many more years of success.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 17th day of May 2009

STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Councilman
Kevin Smardz, Councilman

21.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0



Town of Hamburg

Office of Supervisor

In Recognition of Duke Spittler

- Whereas,** many of our Towns' older residents have enriched our local character and have inspired us with their wisdom and knowledge.
- Whereas,** this day provides an occasion to honor Duke Spittler, a deeply rooted member of our community, who has become a living legacy benefitting all those around him.
- Whereas,** Duke is a cognitive individual, who has been blessed with many years, full of life, experience and achievement. He is a person who has accumulated more knowledge of local history than any other and maintains the uncanny ability to recollect and convey that knowledge through conversation, every detail of it.
- Whereas,** through his strong sense of appreciation for the natural environment, Duke has demonstrated a committed effort to preserving our Towns' natural resources as evidenced by his decades of service as Chairman of the Town Conservation Board.
- Whereas,** those who have made Duke's acquaintance, possibly purchased a Christmas tree from him or engaged in some lively debate or humorous dialog are very fortunate indeed, and wiser for it.

Now Therefore, I Steven J. Walters, Supervisor of Town of Hamburg Board does honor Duke Spittler and recognizes him on this day, May 11, 2009, his ninetieth birthday, and further extends appreciation to Duke as an exemplary citizen of the Town of Hamburg, and wishes continued good health to him and his family.

IN WITNESS WHEREOF, I have caused the seal of the Town of Hamburg to be affixed this 11th day of May 2009.



STEVEN J. WALTERS
Supervisor
Town of Hamburg

Joan A. Kesner, Councilwoman
Thomas J. Quatroche, Jr., Councilman
Kevin Smardz, Councilman



22.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0

RESOLVED, that the Town Board approve the Audit of Cash Disbursements as follows:

OPERATING FUND:		VOUCHER #'S	
BATCH # 48	\$3,829.42	33771	
BATCH # 49	\$350.00	33862	
BATCH # 50	\$428,718.83	33779-33864	
TOTAL OPERATING FUND DISBURSEMENTS:			\$432,898.25
TRUST & AGENCY			
BATCH # 12	\$4,800.00	9920548	
TOTAL TRUST & AGENCY DISBURSEMENTS:			\$ 4,800.00
CAPITAL FUND DISBURSEMENTS:			
BATCH # 26	\$13,142.79	33772-33778	
TOTAL CAPITAL FUND DISBURSEMENTS:			\$ 13,142.79
PAYROLL:			
PR #			
TOTAL PAYROLL DISBURSEMENTS:			\$ 0.00
PETTY CASH			\$ 0.00
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:			\$450,841.04

Reports of the Town Board:

Supervisor Walters reports that the Town Board unfortunately had to cancel the meeting this coming Monday. Councilwoman Kesner is out of town for the birth of her first granddaughter in Florida. Councilman Quatroche has been called out of town as well. Secondly, two weeks from now is Memorial Day and reminds everyone of the parades in Lakeview and the Village of Hamburg. He is encouraging attendance at these events in honor of our soldiers who gave their lives for this country.

Cathy Rybczynski reports the final vote count on the Nike Base Referendum, she did certify the election. The yes votes were 885; no votes were 1,271; total votes cast 2,156. This is with machine votes, affidavits and absentee ballots.

Gerard Kapsiak reports that the Town's annual stormwater report is being finalized and will be ready for submittal to the NYS D.E.C. by the required June 1st deadline. The report has been prepared in compliance with requirements of the Federal and State Phase II Stormwater Regulations, in order to document the past year's efforts and accomplishments of the Town in the implementation of the Town's Stormwater Management Program for reducing stormwater pollution and its associated adverse environmental impacts to area creeks and waterbodies. Copies of this report will be available at no charge from the Town Engineering Dept. for anyone that would like one, starting on June 2, 2009. Also, the waterline projects are pretty much in full swing, right now there are three waterline replacement contracts that are in various stages.

Marty Denecke reports that Hamburg Beach opens on June 6th. Parking and boat launch permits are available for purchase at the fitness center at the beach.

Drew Reilly reports that there were four public hearings last week; two trees per lot and the right to farm law will probably be adopted. Public mini storage was sent back to the drawing board and the zoning change for neighborhood commercial may have to hold another public hearing.

Business from the floor:

Steve Strnad questions the remodeling done at the Highway Dept. and questions the amount spent.

Tom Best, Highway Superintendent, responds that the office has not been remodeled in over 20 years. A reconditioned television and desk were used and the total expense was \$4,800.00 He invites everyone to stop in and see where their money is going. He installed a heater at his own expense.

Steve Strnad questions that since the Nike Base vote went down is there going to be another proposal in the future or is this a dead issue.

Supervisor Walters responds that it was discussed last week as a Town Board and they are in the process of trying to hire someone to go out to do an evaluation of all the repairs that need to be done.

23.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0

RESOLVED, that the Town Board motion to Executive Session at 7:35 p.m. on a specific piece of property for sale or lease in the Town.

24.

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

ADOPTED Ayes 3 Walters, Quatroche, Smardz
 Noes 0

RESOLVED, that the Town Board adjourn Executive Session at 8:00 p.m.

Catherine A. Rybczynski, Town Clerk