

Meeting No. 11  
June 9, 2003  
Hamburg Town Board Meeting  
S-6100 South Park Avenue  
Hamburg, New York 14075

Supervisor Hoak calls the meeting to order at 7:00 p.m.

Roll Call:	Patrick H. Hoak	Supervisor
	D. Mark Cavalcoli	Councilman
	Kathleen C. Hochul	Councilwoman
	Joan A. Kesner	Councilwoman
	Thomas Quatroche, Jr.	Councilman

Also Present:	Catherine Rybczynski	Town Clerk
	James Spute	Finance Director
	Gerard Kapsiak	Town Engineer
	Robert Hutchison	Town Assessor
	Joseph Coggins	Police Chief
	James Connolly	Highway Superintendent
	Joseph Wenzel	Recreation Specialist
	Donald Sickau	Asst. Building Inspector

The Pledge of Allegiance was recited.

Information on Fire Exits was provided.

7:00 p.m. Public Hearing to consider the establishment of Extension No. 1 to Southtown Water District.

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Hamburg,

in the County of Erie, New York.

June 9, 2003

\* \* \*

A regular meeting of the Town Board of the Town of Hamburg, in the County of Erie, New York, was held at the Town Hall, in the Town, on June 9, 2003 at 7 o'clock P.M. (Prevailing Time).

There were present: Honorable Patrick H. Hoak, Supervisor; and

Councilmembers: D. Mark Cavalcoli  
Kathleen Courtney Hochul  
Joan A. Kesner  
Thomas J. Quatroche, Jr.

There were absent:

Also present: Catherine A. Rybczynski, Town Clerk  
Richard G. Boehm, Deputy Town Attorney

\* \* \*

Mr. Kapsiak comments that this extension to the Water District is needed for the Taylor Woods Subdivision which is located off of East Eden Road and Taylor Road just south of the Village of Hamburg. When a developer installs a Water System and turns it over to the Town, at no cost to the Town, then the Town takes over future operation and maintenance of the system. There are 38 single family homes that are proposed to be built in the Subdivision, 12 of the homes are within the Water District Extension and the other 26 homes are located within the existing Southtown Water District. Future maintenance of the system will be by the Erie County Water Authority under a lease management agreement with the Town.

Supervisor Hoak asks if there are any questions or comments from the public.

No one responds.

Councilman Cavalcoli comments that this is a boiler plate operation where the developer puts in the water line but in order to get water service we have to incorporate them as part of the Water District. This way all the maintenance and operation fees are charged back to these homes with no cost to the Town. Normally with this kind of resolution, since there is no cost to the Town and no public opposition, he will move to adopt this immediately.



**II.**

RESOLUTION OF THE TOWN OF HAMBURG, NEW YORK,  
ADOPTED JUNE 9, 2003, APPROVING THE  
ESTABLISHMENT OF EXTENSION NO. 1 TO SOUTHTOWN  
WATER DISTRICT, IN SAID TOWN, AND THE ACQUISITION  
OF THE WATER SYSTEM TO BE CONSTRUCTED THEREFORE.

WHEREAS, the Town Board of the Town of Hamburg (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, has received a petition, dated April 4, 2003, pursuant to Section 191 of the Town Law, for the establishment of Extension No. 1 to Southtown Water District (hereinafter called the "Extension" and the "District", respectively), which petition was signed by the sole owner of taxable real property situate in the proposed Extension, owning all of the taxable real property of the proposed Extension, as shown upon the latest completed assessment-roll of said Town, and was accompanied by a map plan and report, dated April 2003, prepared by Nussbaumer & Clarke, Inc., engineers duly licensed by the State of New York, for the establishment of such Extension by the acquisition by gift of the water system to be constructed by The 5 Yoviene's, LLC (the Developer), to provide water service to prospective homeowners within the proposed extension, consisting of the construction and installation of approximately 1,514 linear feet of 8-inch PVC (C-900) pipe, 238 linear feet of 8-inch DIP pipe, 100 linear feet of 18-inch diameter steel casing pipe for two county highway crossings, two fire hydrant assemblies and related valves and appurtenances including land or rights in land, original equipment, machinery, furnishings and apparatus required therefor pursuant to the specifications of the Town of Hamburg Engineering Department, Erie Water Authority and all other government authorities having jurisdiction over water line construction, of the proposed Extension, which map and plan have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town Board has given due consideration to the impact that the establishment of the Extension may have on the environment and, on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the establishment of such Extension; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising

Article 8 of the Environmental Conservation Law and, in connection therewith, a duly executed Environmental Assessment Form has been filed in the office of the Town Clerk, a coordinated review has been conducted and a negative declaration issued; and

WHEREAS, the Town Board has determined to proceed with the acquisition of such water system, when constructed, in the proposed Extension; and

WHEREAS, said petition described the boundaries of the proposed Extension in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioner and acknowledged or proved in the same manner as a deed to be recorded; and

WHEREAS, pursuant to the Order duly adopted on April 28, 2003, the Town Board determined to proceed with the establishment of the proposed Extension and adopted an Order reciting in general terms the filing of such petition, a description of the boundaries of the Extension in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the fact that the improvements are to be constructed and paid for by The 5 Yoviene's, LLC (the Developer) and acquired by gift at no cost to the Town, the Extension or the District, the fact that a map and plan describing the same are on file in the Town Clerk's office for public inspection and specifying June 9, 2003 at 7 o'clock P.M. (Prevailing Time), as the time when, and the Town Hall in the Town, as the place where, the Town Board would meet to consider the acquisition of the water system to be constructed for the proposed Extension, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted, mailed to property all property owners within said Extension and filed with the Department of Audit & Control pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on this 9th day of June, 2003, commencing at 7 o'clock P.M. (Prevailing Time), at said Town Hall, at which all interested persons desiring to be hear were heard, including those in favor of, and those opposed to, the establishment of the proposed Extension;

Now, therefore, upon the evidence adduced at such Public Hearing, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG, IN  
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the petition was signed and acknowledged or proved as required by law and is otherwise sufficient;

(b) the notice of public hearing was duly published and posted as required by and written notice was duly given to all property owners in the proposed Extension;

(c) all the property and prospective property owners included within the proposed Extension, hereinabove referred to in the recitals hereof, will be benefited thereby;

(d) all the property and prospective property owners benefited will be included within the limits of the proposed Extension; and

(e) it is in the public interest to grant in whole the relief sought.

Section 2. The establishment of Extension No. 1 to Southtown Water District is hereby approved, as hereinafter described, and the proposed water system to be constructed therefor shall be acquired by gift as set forth in the said Order Calling the Public Hearing, hereinabove referred to in the recitals hereof, and the Extension shall be designated and known as Extension No. 1 to Southtown Water District, in the Town of Hamburg, situate wholly outside of any incorporated village or city, and shall be bounded and described as follows:

(INSERT DESCRIPTION OF EXTENSION)

**ALL THAT TRACT OR PARCEL OF LAND**, situate in the Town of Hamburg, County of Erie and State of New York, being part of Lot No. 2, Township 9, Range 8 and Lot No. 50, Township 9, Range 7 of Holland Land Company's Survey, more particularly described as follows:

BEGINNING at a point at the southwest corner of Lot 50, said point being on the easterly line of Hamburg's Southtown Water District boundary.

Thence running northerly along the westerly line of Lot 50 and the easterly line of said district boundary 1268.7 feet more or less to a point;

Thence running westerly along the northerly bounds of Hamburg's Southtowns Water District boundary 901.45 feet, more or less to a point, said point being the southeast corner of lands conveyed to Samuel and Helen Lalomia, recorded in Liber 9624 at page 587 of deeds;

Thence running northerly along the easterly line of said lands 150.00 feet, more or less, to a point being southerly right-of-way line for Taylor Road;

Thence running easterly along the southerly right-of-way line distance of 226.00 feet, more or less, to a point;

Thence running northerly across the right-of-way line for Taylor Road 50.00 feet, more or less, to a point being the northerly right-of-way line of Taylor Road. Said point also being the southeast corner of lands conveyed to Ronald A. Cary, recorded in Liber 10867 at page 9321 of deeds;

Thence continuing northerly along the easterly line of said lands to a point on the southerly line of the Village of Hamburg;

Thence running easterly along the southerly bounds of the Village 675.12 feet, more or less to a point being the westerly right-of-way line for Frost Avenue (unimproved), as shown on map cover No. 464;

Thence running southerly along the westerly right-of-way line to a point being the northerly right-of-way line for Taylor Road,

Thence running easterly along the northerly right-of-way line for Taylor Road to a point where the northerly right-of-way line intersects a northerly projection of the easterly line of lands conveyed to the 5 Yovienes, LLC recorded in Liber 10884 at page 6733 of deeds;

Thence running southerly 115.0 feet more or less to the northeasterly corner of said lands of the 5 Yovienes, LLC;

Thence continuing southerly along the easterly line 1174.68 feet to a point;

Thence running easterly 170.38 feet along said lands of the 5 Yovienes to a point;

Thence running southerly along the easterly line of said lands of the 5 Yovienes 50.00 feet to a point being the southerly right-of-way line for Edward Street (unimproved), as shown on Map Cover No. 464,

Thence running westerly along the southerly right-of-way line 243.80 feet more or less to a point;

Thence running southerly along said lands conveyed to the 5 Yovienes, LLC as recorded in Liber 10884 at page 6733, 119.22 feet more or less to a point on the southerly line of Lot 50;

Thence westerly along the southerly line of Lot 50 40.02 feet more or less to a point;

Thence running northerly along the bounds of lands conveyed to the 5 Yovienes, LLC 120.52 feet more or less to a point on the southerly right-of-way line for Edward Street;

Thence running westerly along the southerly right-of-way line 40.00 feet more or less to a point;

Thence running southerly along the bounds of lands conveyed to the 5 Yovienes, LLC 121.82 feet more or less to a point on the southerly line of Lot 50;

Thence westerly along the southerly line of Lot 50 80.04 feet more or less to a point;

Thence running northerly along the bounds of lands conveyed to the 5 Yovienes, LLC 124.43 feet more or less to a point on the southerly right-of-way line for Edward Street;

Thence running westerly along the southerly right-of-way line 80.00 feet more or less to a point;

Thence running southerly along the bounds of lands conveyed to the 5 Yovienes, LLC 127.04 feet more or less to a point on the southerly line of Lot 50;

Thence running westerly along the southerly line of Lot 50 50.02 feet more or less to the southwest corner of Lot 50 and the place or point of beginning.

**Excepting** all that part of said lands currently lying within the Town of Hamburg Southtown Water District.

Section 3. The said water system, as hereinabove described, is to be constructed and paid for by The 5 Yoviene's, LLC (the Developer) and acquired by gift at no cost to the Town, the District or the Extension, and the expense of the maintenance of the Extension shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the Extension which the Town Board shall deem especially benefitted by said facilities so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same;

Section 4. The Town Clerk of the Town is hereby authorized and directed within ten (10) days after the adoption of this resolution, to record with the County Clerk of the County of Erie and file with the Department of Audit and Control in Albany, New York, copies of this resolution certified by said Town Clerk.

Section 5. This resolution shall take effect immediately.

CERTIFICATE

I, Catherine A. Rybczynski, Town Clerk, of the Town of Hamburg, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on June 9, 2003, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal  
of said Town this 10th day of June, 2003.

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Town Clerk

(SEAL)

STATE OF NEW YORK )

: ss:

COUNTY OF ERIE )

I, CATHERINE A. RYBCZYNSKI, Town Clerk of the Town of Hamburg, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Resolution Approving the Establishment of Extension No. 1 to Southtown Water District with the original thereof filed in my office on the 9th day of June, 2003, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 10th day of June, 2003.

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Town Clerk

(SEAL)



**VI.**

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Assessing Department as follows:

- |                    |                        |            |           |
|--------------------|------------------------|------------|-----------|
| 1. Aydelotte, Dawn | Seasonal Clerk Typist  | 06/17/2003 | Terminate |
| 2. Aydelotte, Dawn | Part-Time Clerk Typist | 06/18/2003 | \$9.35    |

Moved: Kesner

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**VII.**

**RESOLVED**, that the Town Board authorize James Spute to review and release checks during the summer months, due to reduced Town Board Meeting schedule, effective 06/24/2003 to 09/05/2003.

Moved: Hoak

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**VIII.**

**RESOLVED**, that the Town Board approve the hiring of personnel for the Recreation Department as follows:

- |                    |                |            |                        |
|--------------------|----------------|------------|------------------------|
| 1. DiOrio, Anthony | ER7251(225)    | 06/02/2003 | \$8.25 Reg. Seas. P/T  |
|                    | Rec. Attendant |            | \$9.25 Temp. Seas. P/T |

Moved: Quatroche

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**IX.**

**RESOLVED**, that the Town Board approve accepting the low bid of \$25,426.00 from West Herr Automotive Group, Inc. for, One (1) 2003 New and Unused Ford Explorer, XLT Series 220A. Bids were opened June 2, 2003. Funds are available in H24 8760.201.

Moved: Hoak

Seconded: Quatroche

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**X.**

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Senior Services/Adult Day Care as follows:

- |                    |                             |            |           |
|--------------------|-----------------------------|------------|-----------|
| 1. Regan, Brian    | P/T Seasonal Rec. Attendant | 06/02/2003 | \$7.50    |
| 2. Palmieri, Katy  | P/T Seasonal Rec. Attendant | 06/02/2003 | \$7.25    |
| 3. Farrell, Joshua | P/T Rec. Attendant          | 06/16/2003 | Terminate |
| 4. Farrell, Joshua | P/T Seasonal Rec. Attendant | 06/16/2003 | \$6.65    |
| 5. Doyle, Alice    | P/T Seasonal Rec. Attendant | 06/13/2003 | Terminate |
| 6. Doyle, Alice    | P/T Rec. Attendant          | 06/13/2003 | \$8.98    |
| 7. Nellis, Karen   | P/T Rec. Attendant          | 06/02/2003 | Resigned  |

Moved: Cavalcoli

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**XI.**

**RESOLVED**, that the Town Board approve the hiring of part-time personnel for the Recreation Department as follows:

1. Clark, Lyndsay	B7310(320) Rec. Attendant	06/23/2003	\$5.75
2. Courtney, Jennifer	“	”	\$5.85
3. Filighera, Randall	“	”	\$6.35
4. Gallardo, William	“	”	\$5.85
5. Gavin, Jody	“	”	\$5.85
6. Henry, Kelly	“	”	\$5.85
7. Jasiura, Erin	“	”	\$6.10
8. Lederman, Susanne	“	”	\$6.35
9. Carden, Margaret	“	”	\$6.60
10. Celotto, Kari	“	”	\$6.35
11. Drew, Carolyn	“	”	\$6.35
12. Collins, Lauren	“	”	\$6.35
13. Greenauer, Joshua	“	”	\$6.35
14. Griffin, Brigid	“	”	\$6.60
15. Hallady, Nicholas	“	”	\$6.10
16. Kiser, Kristina	“	”	\$6.35
17. Kloth, Jennifer	“	”	\$6.10
18. Motz, Amy	“	”	\$6.35
19. Nelson, Gay Lynn	“	”	\$9.25
20. Orcutt, Kimberly	“	”	\$6.10
21. Portka, Meghan	“	”	\$6.10
22. Redmond, Rebecca	“	”	\$6.10
23. Riggs, Jonathan	“	”	\$5.85
24. Engler, Carrie	“	”	\$6.00
25. Sabatini, Jeffrey	“	”	\$5.85
26. Saunders, Katie	“	”	\$6.10
27. Schintzius, Julie	“	”	\$8.75
28. Silverman, Scott	“	”	\$6.35
29. Swarts, Karl	“	”	\$6.35
30. Tollar, Kimberly	“	”	\$5.85
31. Schultz, Elizabeth	“	”	\$5.85
32. Schultz, Susan	“	”	\$5.85
33. Dziob, Mark	B7310(320)	06/10/2003	\$9.25
34. Kull, Joseph	“	”	\$6.10
35. Nelson, Shay	“	”	\$6.10
36. Thiry, Donald	“	”	\$7.35
37. Lesinski, Nicole	A7265(230)	”	\$7.35
38. Mazgaj, Katie	“	”	\$8.60
39. MacNeil, Tina	“	”	\$8.35
40. McManus, Allison	“	”	\$5.75
41. Meyer, Jennifer	“	”	\$8.10
42. Nicosia, Katy	“	”	\$7.00
43. Otremba, Steve	“	”	\$9.25
44. Vitrano, Deanne	“	”	\$8.10
45. Haggerty, Ryan	“	”	\$6.10
46. Lederman, Joseph	“	”	\$7.00
47. Pietrocarlo, Adam	A7265(230) Rec. Attendant	06/10/2003	\$6.50
48. Jacobs, Kimberly	B7310(320) Rec. Attendant	“	\$9.25
49. Scime, Sara	“	”	\$8.10
50. Henry, Kimberly	“	06/23/2003	\$5.75
51. DeFilippo, Katie	“	”	\$5.75
52. Kibler, Rachel	“	”	\$5.75
53. Larson, Andrea	“	”	\$5.75
54. Michalek, Jennifer	“	”	\$5.75
55. Newton, Kelly	“	”	\$5.75
56. Prucnal, Kathryn	“	”	\$5.75
57. Szczur, Celia	“	”	\$5.75
58. Whitted, Justin	“	”	\$5.75
59. Smolarek, Kristin	“	”	\$5.75

60. Betrus, Katherine	“	”	\$6.10
61. Schultz, Gregory	“	06/10/2003	\$8.75
62. Poliseo, Melissa	“	”	\$7.35
63. Kurczewski, Jeffrey	“	”	\$6.10
64. Suffoletto, Christopher	“	”	\$6.10
65. Adornetto, Jill	“	”	\$6.00
66. Biellak, Paul	A7265(230)	06/10/2003	\$5.85
67. Hillery, Brian	“	”	\$5.75
68. Revezzo, Adam	“	”	\$5.75
69. Castanza, Jenea	B7310(230)	06/23/2003	\$5.75
	Rec. Attendant		
70. Lardo, Jennifer	“	”	\$5.75
71. Nicholas, Lisa	“	”	\$5.75
72. Busha, Kelly	“	”	\$5.75
73. Meyer, Meghan	“	”	\$5.75
74. Conrad, Meegan	“	”	\$5.75
75. Rice, Brady	“	”	\$5.75
76. Smith, Kevin	“	”	\$5.75
77. Michalek, Mary	“	”	\$5.85
78. Springer, Lindsay	“	”	\$5.85

Moved: Quatroche                      Seconded: Cavalcoli  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, kesner, Quatroche  
                    Noes: None  
                    Carried

**XII.**

**RESOLVED**, that the Town Board approve the termination of personnel for the Recreation Department as follows:

1. Haggerty, Ryan	B7310(320)	06/10/03	Terminate
2. Jacobs, Kimberly	“	”	Terminate

Moved: Quatroche                      Seconded: Kesner  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
                    Noes: None  
                    Carried

**XIII.**

**BE IT RESOLVED**, that the Town Engineer’s report on the completion and acceptance of the BRIERCLIFF CANYON SUBDIVISION work performed under Public Improvement Permit Nos. 772, 773, 774, 775 and 776 be received and accepted, and that the Supervisor is authorized to sign the report, and

**BE IT FURTHER RESOLVED**, that this action does not relieve the developer of the responsibility of completing the street lighting installations under Public Improvement Permit No. 777.

Moved: Cavalcoli                      Seconded: Kesner  
Roll Call:     Ayes: Hoak, Cavalcoli, Hochul, kesner, Quatroche  
                    Noes: None  
                    Carried

**XIV.**

**RESOLVED**, that the Town Board approve the hiring and termination of personnel for the Building and Grounds Department as follows:

1. Bryan Muldowney	Seasonal Laborer	06/16/2003	\$8.80
2. Barbara LaRosa	Seasonal Clerk Typist	06/13/2003	Terminate
3. Barbara LaRosa	P/T Clerk Typist	06/16/2003	\$9.65
4. Brian Lalley	Seasonal Laborer	06/16/2003	\$6.50
5. Joseph Hurd	Part-Time Laborer	05/30/2003	Terminate

Moved: Quatroche

Seconded: Hochul

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

**XV.**

**WHEREAS**, Oakhurst Development Services Corp. is currently completing the construction of various modifications to portions of the Town of Hamburg Golf Course; and

**WHEREAS**, during construction, the Town requested Oakhurst to install an additional 220 linear feet of 6 inch drainage pipe and two drainage receivers, in place of a drainage swale that ran across the realigned Hole No. 2 fairway and cart part location; and

**WHEREAS**, Oakhurst offered to perform this additional work at their contract unit prices, resulting in an increased cost of \$2,095,

**THEREFORE**, be it resolved that Change Order No. 1 to Oakhurst's contract for this project is approved to include this additional work, thereby adjusting their total contract amount to \$170,374.25. The Supervisor is authorized to sign the Change Order in this regard. Funding for this purpose is available in the Recreation Projects Bond Fund which is financing the golf course modifications (Account No. H70-7020.303).

Moved: Quatroche

Seconded: Hochul

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

**XVI.**

**RESOLVED**, that the Town Board approve the hiring of personnel for the Building Inspection Department as follows:

1. Braunscheidel, Donna	Clerk	06/11/2003	\$7.77
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Moved: Quatroche

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

**XVII.**

**RESOLVED**, that the Town Board grant permission for the Hanover Township Chapter #177 of the Disabled American Veterans to conduct their annual Forget-Me-Not Drive in the Town of Hamburg on Wednesday, July 2<sup>nd</sup> and Thursday, July 3<sup>rd</sup>.

Moved: Hochul

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche  
Noes: None  
Carried

**XVIII.**

**RESOLVED**, that the Town Board authorize the Recreation Department to issue alcohol waivers for the following July Taylor Road Rentals:

7/3/03	7/13/03	7/22/03
7/4/03	7/14/03	7/23/03
7/5/03	7/15/03	7/24/03
7/6/03	7/16/03	7/24/03
7/8/03	7/17/03	7/25/03
7/9/03	7/18/03	7/26/03
7/10/03	7/19/03	7/27/03
7/11/03	7/20/03	7/31/03
7/12/03	7/21/03	

Moved: Quatroche

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**XIX.**

**RESOLVED**, upon the recommendation of the Traffic Safety Advisory Board, that an ***RI-1 STOP*** sign be erected and maintained by the Buildings and Grounds Department on the north side of Bielman Drive at the intersection with Fairgrounds Road.

**AND BE IT FURTHER RESOLVED**, that ***P1-1 NO PARKING ANYTIME*** signs be erected and maintained by the Buildings and Grounds Department on the north and south sides of Fairview Drive, for a distance of 25' from the intersection with South Park Avenue.

Moved: Hochul

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

**XXIV.**

**RESOLVED**, that the Town Board authorize creating the following Part Time Positions:

RECREATION	Recreation Attendant P/T	200 positions
	Lifeguard P/T	30 positions
HIGHWAY	Laborer P/T	40 positions
B&G	Laborer P/T	100 positions
SENIOR SERVICES	Recreation Attendant P/T	30 positions
	Laborer P/T	6 positions
VARIOUS DEPTS.	Clerk P/T	10 positions
	Tax Clerk P/T	6 positions

The job descriptions for the above positions have been approved by said Department Heads. Their creation is at the request of Erie County Civil Service Office.

Moved: Hoak

Seconded: Kesner

Roll Call: Ayes: Hoak, Cavacoli, Hochul, Kesner, Quatroche

Noes: None

Carried

Supervisor Hoak explains that the Erie County Civil Service recommended that as the Town grows, we are at the maximum with these positions, so in order not to have any hold ups or conflicts in the future they recommended that the Town list these numbers. This gives the Town about a 5% increase for certain departments and also lists job descriptions.





Supervisor Hoak questions if Highway, Building Inspection, and Police have had a chance to look at this. Mr. Sickau, Building Inspector, comments that he was the Inspector that told him it was too close to the road. Their contingent is that it could be a potential problem for snow plowing. Councilman Quatroche comments that he will get together with Mr. Allen and the Legal Department to try and get this resolved. Councilman Cavalcoli comments that he would like to compliment the Maloneys for using the e-mail system to get that information to us.

Letter #72 - Councilwoman Hochul comments that this pertains to the resolution they passed this evening concerning Route 20. It is a letter from Congressman Quinn where he is also asking for assistance from Joseph Boardman, NYSDOT, and Governor Patacki and she appreciates that he is joining their efforts and they also had Hillary Clinton on-board with their efforts the previous week. The attention we have received from our Federal Representatives is one of the reasons they were able to push for this temporary solution. We will be getting that speed reduced as quickly as possible. Councilman Cavalcoli comments that it nice to have our Congressman and State Senator join their efforts, but, it should be recognized that Councilwoman Hochul has been working on this for quite a while. She has set the stage, got everything in motion, got people to the table and made this happen. She deserves a lot of credit for getting this in motion and working on the highways, not only Route 20 but also Route 5. Councilwoman Hochul comments that in her nine years on the Board this is one of the most painful things she has worked on. Every time there is a fatality it is heartbreaking and speaking to the family and friends has been tough. She prays that this is the beginning of the end of the tragedies. Councilman Cavalcoli comments that no matter what you do to that highway, people who drive it have to pay attention to what they are doing. That area has a lot of young, inexperienced drivers and statistics show that a great number of the accidents were caused by them. It is a combination of the two and he hopes they can instill that in the drivers.

Joe Kilian comments that they have been working on Route 5 for a long time and it seems like we are being shoved under the rug at this point. Councilwoman Hochul comments that she disagrees with that. The DOT has a timetable, Jack Quinn got a \$100,000 for a traffic calming study, years ago, and there have been public meetings on this and there have plans drawn up and when the DOT said they were looking for a 3 lane solution on Route 20 she commented that she didn't understand, because the people on Route 5 asked for that and they said no. She still doesn't understand, the answer lies with Congressman Quinn and the DOT as to why it works on Route 20 and not on Route 5. She also is concerned about sending more traffic to Route 5 because of the construction on Route 20. It still has the attention, all the accidents on Route 20 has peeked everyones interest and that is what gets the DOT's attention. A study was underway on Route 5 and recommendations came out that weren't palatable to enough people. She is still very concerned about Route 5. She feels that if they get the traffic back onto the Thruway and off Route 5 and 20, that is the solution we need. She feels other communities and elected officials, higher up than the Town Board, need to jump on this. Joe Kilian comments that they not only need more safety on Route 5 they also need a waterline, sewer and storm drains. Councilman Quatroche comments that they tend to tie the road and the waterlines together as a project. They want to do what is right for Route 5 regardless of the water situation. He feels that it seems that more recently they have been able to work with the DOT, but it is never fast enough, and if it wasn't for Councilwoman Hochul and her tenacity, both Route 5 and 20 would be moving along a lot slower. Councilwoman Hochul comments that she spoke to the Regional Director of the DOT about the Thruway tolls stating that their organization should be out front on this because the increased traffic on these roads is a result of the existence of the Thruway tolls. These are the roads that they are responsible for maintaining and improving safety on and she thought she saw a glimmer of understanding and she is hoping to pursue this further. Joe Kilian states that he attended a recent DOT meeting along Furlman Blvd. and they intend to put in a boulevard that would cap the traffic at 40,000 cars a day. This is the first time he has heard of them designing a road to cap traffic. There is a whole new group of people at the DOT now. Councilman Quatroche responds that the bottom line with the DOT is that they are State Agencies and the Taxpayers groups can be a very powerful voice with our State and Federal Representatives. It helps to set up meetings with them and the taxpayer groups. Joe comments that other Towns, south of here were not really brought into the plan for Route 20. Councilwoman Hochul responds that this was probably due to the fact that this is just a temporary situation until the year 2005.

## **Reports From Town Board Members and Department Heads**

Supervisor Hoak comments that the Recreation Programs are starting up at the end of this month and there are a lot programs available for those who have children and they love to see active participation.

Mr. Connolly reports that the Highway Department has started the paving projects for this year. The first round will be in the Bethford area, next they will go to Parker Road, and they have projects in the Lake View area where they are trying to correct some drainage problems including Appollo Drive. These have been long term and existing and this is an older subdivision. They hope to pave after the drainage work is complete.

Supervisor Hoak comments that he will attend a "Save the City of Buffalo" meeting at Canisius College. He is sure everyone has been apprised of the Control Board that has been formed. He wants to get a letter to Governor Patacki concerning the people that are sitting on the control board. It is shameful that the same people who put us into the situation in the City of Buffalo want to have input. We need some private input into this Control Board. We need to voice our concern because Buffalo is very important to the economy of our region. A Control Board might be the best thing that ever happened, but they need to put some private individuals in there, that are not politically affiliated, to be able to run the City and control the expenses. Councilman Cavalcoli comments that the entire Board would go on record as supporting him on that. They all comment that they agree, please include their names on that. What prompted him to make these comments was Mr. Connolly and the resolutions he submitted this evening. We have a five year snow plow purchasing plan, the longest a snow plow will last is five years. We also have money projected in advance for B & G equipment. In the City of Buffalo they have no plan. They need some input and influence from other Municipalities.

## **Business From the Floor**

Ferd Garcia, Columbia Ave., questions how this Board compares to Yonkers. Councilman Cavalcoli comments that there were elected officials on that Board. He attended a conference of Mayors last month and there were almost 200 mayors and the comptroller spoke of the success in the Yonkers program. He could probably get more information if he was interested. Mr. Garcia wants to commend Mr. Connolly and his Department for their immediate response to a call he made concerning a spontaneous combustion fire in grass clippings on Columbia Ave. People are dumping at the end of the road and he wants to give him credit for coming right away and getting it cleaned it up. He would like to see a sign indicating no dumping. The City of Buffalo fines people who are dumping \$1,500 which \$1,000 is turned over to the person who turns them in.

## **XXIX.**

**RESOLVED**, that the Town Board adjourn to Executive Session at 7:55 p.m. with Engineering, Highway and Finance on a personnel issue.

Moved: Hoak

Seconded: Cavalcoli

Roll Call: Ayes: Hoak, Cavalcoli, Hochul, Kesner, Quatroche

Noes: None

Carried

### **Correspondence - June 9, 2003**

- 70 - To Supervisor Hoak from the Town Clerk, the monthly report for May 2003 with receipts totaling \$66,202.90.
- 71 - To Supervisor Hoak from the American Legion Auxiliary thanking the Board for giving them permission to distribute poppies on May 9<sup>th</sup> & 10<sup>th</sup>.
- 72 - To Catherine Rybczynski, Town Clerk, from Congressman Jack Quinn, copies of letters he sent to George Patacki and Joseph Boardman, NYSDOT, bringing to their attention the hazardous conditions on NYS Route 20 in Hamburg. Enclosing a letter from a Brian Durant asking for something to be done about the dangerous conditions on that road.
- 73 - To the Town Board from Rev. Lawrence Burns, Our Mother of Good Counsel Church, stating they would like to sell property, with a playground on it, to the Town and are offering the Town the first opportunity before they seek possible buyers.
- 74 - To the Town Board from Disabled American Veterans Chapter #177 requesting permission to hold a Forget-Me-Not Drive in the Town of Hamburg. (Prefiled)
- 75 - To the New York State Thruway Authority from the Town of Hamburg Engineering Department requesting that appropriate consideration be given to keeping the bridge on Lakeview Road that goes over the Thruway, open for alternating one-way traffic during construction.
- 76 - To Catherine Rybczynski, Town Clerk From Carol Franey, Town Clerk of Evans, a resolution Evans passed concerning the assessment of property owned by utilities within their Town.
- 77 - To Catherine Rybczynski, Town Clerk, from Elaine & Dennis Maloney, 5783 Pinehurst Court, concerning a fence they had installed which is close to the road. Copies given to Highway, Building Inspection and Police.