

Supervisor Walters calls the meeting to order at 6:10 p.m.

TOWN BOARD MEMBERS

PRESENT:	Steven J. Walters	Supervisor
	D. Mark Cavalcoli	Councilman
	Kathleen C. Hochul	Councilwoman
	Joan A. Kesner	Councilwoman
	Thomas Quatroche, Jr.	Councilman

OTHERS PRESENT: Catherine Rybczynski, Town Clerk
Richard Boehm, Deputy Town Attorney; Christopher Hull, Director of Community Development; Robert Brown, Senior Account Clerk

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

ADOPTED	Ayes 5	Walters, Cavalcoli, Hochul, Kesner, Quatroche
	Noes 0	

1.

WHEREAS, the resolutions #2 and #3 for the June 12, 2006 should be rescinded for 3630 Third Street in the amount of \$750.00 and 4178 Lakeshore Road in the amount of \$650.00

WHEREAS, the building located at College Street was left in an abandoned state.

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

WHEREAS, due to the building being unsecure, the Town Code Enforcement Officer contracted services to board up the building. 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 \$850 (Eight Hundred and fifty 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 B3620.469 ,(Clean-up of Properties) through B1990.419 - Contingency Account..

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

2.

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

Kevin Jewett
4308 Elmwood Avenue
Blasdell, N.Y. 14219

Mitchell Horvath
3691 Fifth Street
Blasdell, N.Y. 14219

Patrick McAnaney
4080 Harwood Ave.
Hamburg, N.Y. 14075

Adam Brodnicki
4797 Bayview Road
Hamburg, N.Y. 14075

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

3.

WHEREAS, the Newton Abbott Fire Company is currently finalizing the construction of a new Fire Hall at 3426 Abbott Road in the Town of Hamburg, for which the sanitary sewer lateral is to be connected into the Town of Orchard Park’s sewer system, thereby requiring an Out-of-District sewer service agreement between the Newton Abbott Fire Company and the Town of Orchard Park; and

WHEREAS, the Town of Orchard Park has requested as part of this process that the Town of Hamburg adopt a resolution allowing the Fire Company to be an Out-of-District customer to Orchard Park,

THEREFORE BE IT RESOLVED, that the Hamburg Town Board hereby approves of the Newton Abbott Fire Company being an Out-of-District sewer customer to Town of Orchard Park Sewer District No. 18.

BE IT FURTHER RESOLVED, that the Town Clerk is to provide two certified copies of this resolution to the Engineering Department, for transmittal to Paul E. Rudnicki, Attorney for the Newton Abbott Fire Company.

On a motion of Councilman Quatroche, seconded by Councilwoman Hochul, the following

resolution was

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

4.

WHEREAS, competitive bids for four (4) New and Unused Plow Trucks with equipment were advertised, and

WHEREAS, bids were opened on June 12, 2006 at 11:00 a.m. with the following prices:

Viking/Peterbilt	\$483,712.00
Everest/Peterbilt	\$463,164.00

WHEREAS, the low bid of \$463,164.00 is also lower than the State bid price of \$509,976.00.

THEREFORE BE IT RESOLVED, the bid from Everest/Peterbilt is accepted at a cost of \$463,164.00 and funds are available from Capital Account H-265130.201.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

5.

BE IT RESOLVED, that the Town Board authorize the Assessing Department to purchase a Kyocera copier/printer model number KM-2050 with surge protector from Eagle Systems. The copier is on New York State Contract Group #22424; total cost is \$2,941.92. Funds are available in account A1355.203.

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

resolution was

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

6.

RESOLVED, that the Town Board authorize the Finance Department to increase Appropriated Fund Balance SF3 599 and Appropriation Account SF3 9025.820 Service Award Program in the amount of \$5,200 to cover the increase cost of the program.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

7.

RESOLVED, that the Town Board authorize the Finance Department to transfer \$19,000 from the Trust & Agency T-37- Cash in Lieu of Land Account to Capital Fund H84 7280.331- Bike Trail Engineering Services. This will be an advance to cover the cost of up front engineering services that are being done at the present time. This money is reimbursable from the State Grants and will be done once the project is complete.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

8.

BE IT RESOLVED, that the Town Clerk is authorized to advertise for a public hearing on proposed local law #4, 2006, the proposed local law provides for the establishment of a Residence Requirement for Employees of the Town of Hamburg.

The hearing is to be scheduled for July 10, 2006 at 7:00 p.m. (local time).

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

9.

WHEREAS, On June 5, 2006 the Hamburg Town Board authorized the Department of Community Development to advertise for bids for the Village of Hamburg Waterline Reconstruction project, and

WHEREAS, the bids were opened on June 23, 2006 at 11:00 a.m. and subsequently reviewed by the Department of Community Development and the Village of Hamburg Department of Public Works, and

WHEREAS, the following contractors submitted bids on the project:

Visone Construction, Inc.	\$95,438.00
Kandey Company	\$120,474.00
E & R General Construction	\$134,976.00
C & C Contractors, Inc.	\$166,966.00

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board authorize the Department of Community Development to accept the bid of and enter into a contract with Visone Construction, Inc. to complete the construction for the Village of Hamburg Waterline Reconstruction project. Funding is available in CD 31 8662.354 and CD 32 8662.354.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

10.

WHEREAS, On June 5, 2006 the Hamburg Town Board authorized the Department of Community Development to advertise for bids for the Village of Blasdell Waterline Reconstruction project, and

WHEREAS, the bids were opened on June 23, 2006 at 11:30 a.m. and subsequently reviewed by the Department of Community Development and representatives of the Village of Blasdell, and

WHEREAS, the following contractors submitted bids on the project as follows; CDBG Portion Bid (water lines); Blasdell Portion Bid (total road reconstructions).

<u>Contractor:</u>	<u>CDBG Portion Bid:</u>	<u>Blasdell Portion Bid:</u>	<u>Total:</u>
E & R General Construction	\$62,250.00	\$158,430.00	\$220,680.00
Visone Construction, Inc.	\$65,400.00	\$238,900.00	\$304,300.00
Kandey Company	\$90,950.00	\$231,070.00	\$322,020.00
CMH Company, Inc.	\$66,500.00	\$274,205.00	\$340,705.00
Southern Tier Site	\$75,825.00	\$271,175.00	\$347,000.00
C & C Contractors, Inc.	\$119,300.00	\$295,080.00	\$414,380.00

WHEREAS, the apparent low bidder, E & R General Construction has submitted correspondence asking to be released from the bid due to a large miscalculation in their bid.

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board authorize the Department of Community Development to accept the bid of and enter into a contract with Visone Construction, Inc. to complete the construction for the Village of Blasdell Waterline Reconstruction project. Funding is available in CD 32 8662.355.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

11.

WHEREAS, the Town of Hamburg received a grant from New York State Department of Education for an inactive records center which included the Town of Hamburg, the Village of Hamburg, the Village of Blasdell and Hamburg Central Schools, and

WHEREAS, the agreements have been approved by the director of Government Records Services.

NOW THEREFORE BE IT RESOLVED, that the Supervisor is authorized to sign the agreements and forward to the appropriate parties.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche

Noes 0

12.

WHEREAS, Joseph Knihinicki, owner of property located at 5078 Electric Avenue, has expressed an interest in acquiring a portion of Town owned property adjacent to his residence, and

WHEREAS, the property can be described as a 35 x 252 foot strip of vacant land running between Hoffield Avenue (paved entrance to Scranton Park annex) and Robinson Avenue (unimproved paper street), and labeled on original subdivision Map Cover 744 as "Proposed Location Of Drainage Ditch", and

WHEREAS, various Town departments have reviewed the request and determined the property has never been used for drainage purposes and it is not considered that the property is needed for such, and

WHEREAS, the estimated market value of the property has been determined to be \$900, to be paid by Mr. Knihinicki upon settlement of the property.

NOW THEREFORE BE IT RESOLVED that the Town of Hamburg transfers title of the property to Joseph J. Knihinicki, and

BE IT FURTHER RESOLVED the Supervisor is authorized to sign the Quit Claim Deed and recording documents.

This resolution is subject to permissive referendum.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche

Noes 0

13.

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

1. Jewitt, Zachary	Laborer, P/T	06/11/2006	Terminate
2. Jewitt, Zachary	Laborer, Seasonal	06/12/2006	\$7.25
3. Kraus, Jacob	Laborer, Seasonal	06/28/2006	\$7.75
4. Smith, Erik	Laborer, Seasonal	06/28/2006	\$7.75
5. Hojnacki, David	Laborer, Seasonal	06/29/2006	\$9.67
6. Hojnacki, David	Laborer, P/T	06/28/2006	Terminate

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul Kesner, Quatroche
 Noes 0

14.

RESOLVED, that the Town Board approve the resignation and hiring of personnel for the Adult Day Services as follows:

1. Wilson, Samantha	Clerk Typist P/T	04/01/2006	Resigned
2. McDowell, Crystal	Clerk Typist P/T	06/19/2006	\$8.30

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche

Noes 0

15.

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

- | | | | |
|------------------------|-------------------------------|------------|-----------------|
| 1. McAndrews, Mary | A7265(230)
Rec. Attendant | 06/20/2006 | \$8.00 Seasonal |
| 2. Saunders, Kelly | B7310(320)
Rec. Attendant | 06/26/2006 | \$9.75 P/T |
| 3. Cleary, Christopher | A7180(215)
Rec. Attendant | 06/22/2006 | \$6.80 Seasonal |
| 4. Smith, Robert | ER7251(225)
Rec. Attendant | 06/26/2006 | \$6.75 P/T |
| 5. Rust, Charles | B7310(320)
Rec. Attendant | 06/28/2006 | \$7.50 Seasonal |
| 6. Dosch, Amanda | A7180(215)
Rec. Attendant | 06/26/2006 | \$6.75 P/T |
| 7. Rodems, Benjamin | B7310(320)
Rec. Attendant | 06/26/2006 | \$6.75 Seasonal |

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

16.

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

- | | | | |
|--------------------|------------------------|------------|-----------|
| 1. Aydelotte, Dawn | Clerk Typist- Seasonal | 06/30/2006 | Terminate |
| 2. Aydelotte, Dawn | Clerk Typist - P/T | 07/03/2006 | \$10.28 |

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche

Noes 0

17.

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

		VOUCHER #'S
OPERATING FUND:		
BATCH #91	\$ 39,477.66	12113-12163
BATCH #92	\$ 31,631.25	12164
BATCH #93	\$ 800,000.00	12111 - 12112
BATCH #94	\$ 221,252.12	12165 -1 2246
BATCH #95	\$1,050,000.00	12248 - 12249
BATCH #96	\$ 271,418.38	12253 - 12357
BATCH #97	\$ 44,066.19	UNPROCESSED
PRTRN P/R 12	\$ 547,191.27	
TOTAL OPERATING FUND DISBURSEMENTS:		\$3,005,036.87
TRUST & AGENCY:		
BATCH #27	\$ 42,316.47	
BATCH #28	\$ 527,434.18	
BATCH #29	\$ 93.31	
TOTAL TRUST & AGENCY DISBURSEMENTS:		\$ 569,843.96
CAPITAL FUND DISBURSEMENTS:		
BATCH #35	\$ 500,000.00	12109 - 12110
BATCH #36	\$ 490,000.00	12247
BATCH #37	\$ 5,424.00	12250 - 12252
TOTAL CAPITAL FUND DISBURSEMENTS:		\$ 995,424.00
PAYROLL:		
PR# P/R12	\$509,213.15	
TOTAL PAYROLL DISBURSEMENTS:		\$ 509,213.14
PETTY CASH:		\$ 0.00
TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT: \$5,079,517.98		

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

18.

WHEREAS, the Town of Hamburg supports the continued expansion of the of the Lake Erie Seaway Trail Visitors Center at the former Wanakah Water Works building and enhancement to the Seaway Trail; and,

WHEREAS, the Lake Erie Seaway Trail Visitors Center is located on one of twenty highways which comprise the US Scenic By-ways system, and therefore has both historic and transportation significance; and,

WHEREAS, the Lake Erie Seaway Trail and Visitors Center interfaces, extends and connects to other existing pedestrian and bike trail facilities, and provides expanded opportunities for local residents and visitors to the area to access educational, recreational, environmental and tourist destinations along the length of the proposed trail, and

WHEREAS, these improvements will provide an enhanced quality of life, and the movement of people across Lakeshore Road/NYS Route 5 and along the Seaway Trail without having to use motorized vehicles on state and local highways within the communities located along the Seaway Trail, thereby assisting in the reduction of traffic on highways and not adding to the increase of air contaminates.

THEREFORE BE IT RESOLVED: that the Town of Hamburg does support the extension of Phase IV of the Lake Erie Seaway Trail Visitors Center Enhancement Project to effect an interconnection among communities across New York State by providing transportation opportunities for the movement of people including local residents and visitors to the area seeking educational, recreational, environmental and tourist destinations along the Seaway Trail, and

RESOLVED: that the total grant funds will not exceed \$869,000 and that upon approval of the application for financial assistance, the Town make available no more than \$174,000 in matching funds and/or in-kind services to satisfy the requirements of the grant, and

RESOLVED: that the proposed enhancement of the Seaway Trail Visitors Center and Seaway Trail system shall be, in part or in whole, effected through a grant application to the New York State Department of Transportation's Transportation Enhancements Program (TEP), and

RESOLVED: that the Town of Hamburg shall progress the TEP application through the assimilation of an application package including written material and the development of engineering cost estimates; and

RESOLVED: that Connie D. Miner and Co., the Town's grant consultant, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Department of Transportation for the purpose of securing this grant, and

BE IT FURTHER RESOLVED, that the Hamburg Town Supervisor or Town Board designee, be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

19.

RESOLVED, that the Town Board move into Executive Session at 6:30 p.m.

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

ADOPTED Ayes 5 Walters, Cavalcoli, Hochul, Kesner, Quatroche
 Noes 0

20.

RESOLVED, that the Town Board close Executive Session and adjourn at 10:15 p.m.

Catherine Rybczynski, Town Clerk