

TOWN BOARD MEMBERS PRESENT:

Steven J. Walters	Supervisor
Michael Quinn	Councilman
Cheryl Potter-Juda	Councilwoman

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk; Mary Dosch, Sr. Account Clerk; Walter Rooth III, Town Attorney; Gerard Kapsiak, Town Engineer; Tom Best, Sr., Highway Superintendent; Kurt Allen, Supervising Code Enforcement Officer; Sarah desJardins, Planning Consultant; Amy Ziegler, Deputy Supervisor

Supervisor Walters calls the meeting to order at 6:00 pm

Supervisor Walters gives both Councilmen a copy of the submitted Audited Financial Statements for the Town of Hamburg, for the year ended December 31, 2103, for their review.

Supervisor Walters comments that there is a possible late resolution submitted by the Woodlawn Fire Company. The Woodlawn Fire Company wants to do renovations to their fire hall. In order for them to do it they will be required to borrow \$650,000 to finance the cost of the project. They have obtained a commitment from a lender to borrow the money on behalf of the fire company and now the Town Board has to hold a public hearing and has to approve them borrowing that money. The resolution calls for public hearing to be held August 11, 2014.

Councilman Quinn questions if they borrow the money how will they be able to pay it back?

Supervisor Walters comments that it will be paid back by the taxpayers in the fire district.

Councilman Quinn questions if the taxes will go up because of this.

Supervisor Walters comments that is a question for the fire company. They may have other capital projects that are being paid off that would offset this cost. Or they may have plans to trim expenses elsewhere to cover the debt service on this bond. They would have to ask the fire company.

Town Attorney Walt Rooth comments that he is concerned about the procedure and making sure it is done correctly. He has not had time to review this.

Supervisor Walters responds that the fire company was not aware that they had to hold a public hearing. They just came to him to make him aware of the project. He told them he thought they needed Town Board approval. They looked at resolutions that other fire companies used for the same purpose and it was reviewed by the fire company's attorney Richard Slisz.

Councilman Quinn, Councilwoman Potter-Juda and Walt Rooth comment that they are not comfortable moving forward with the resolution without reviewing it first.

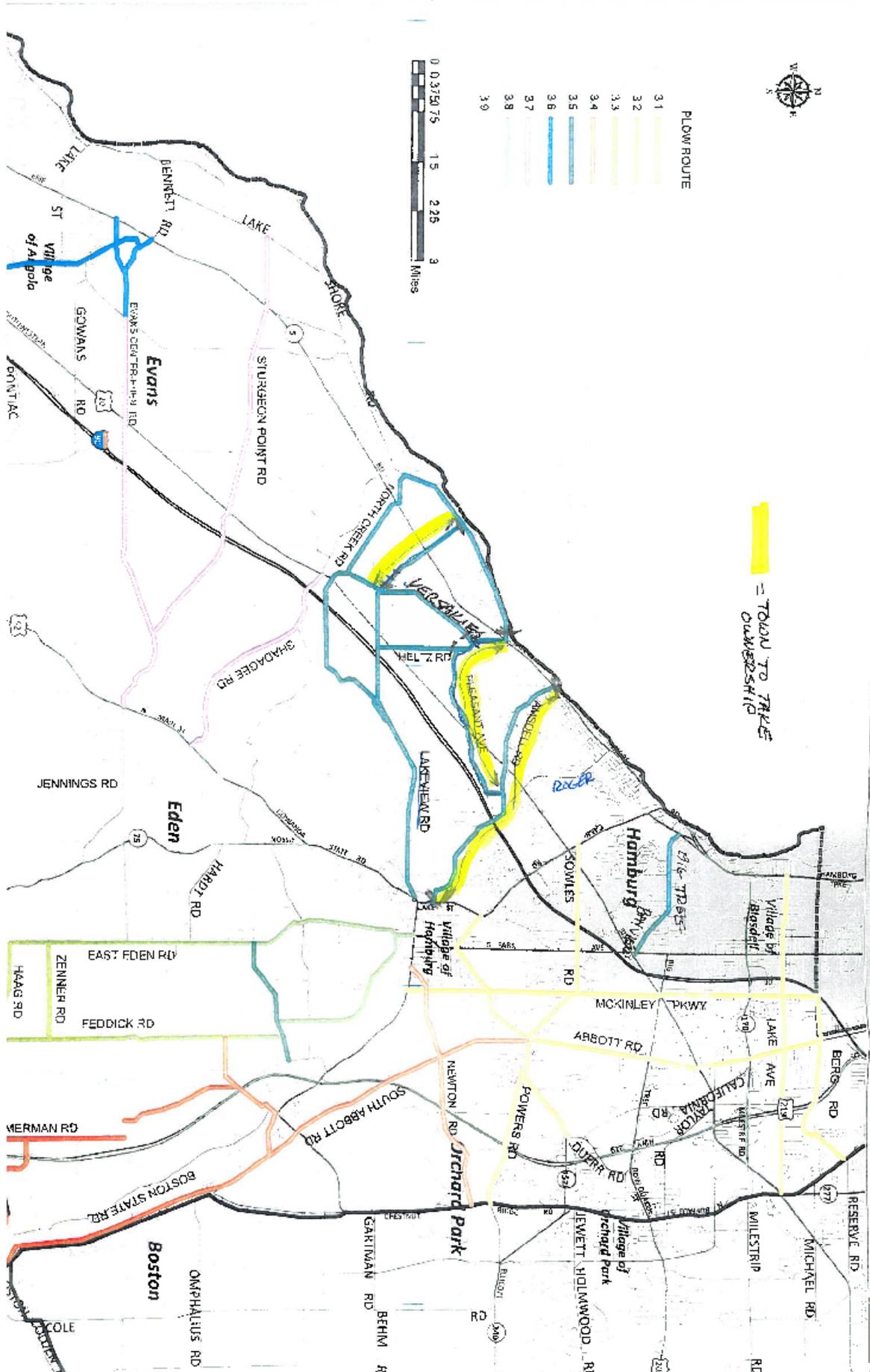
Supervisor Walters submits a late resolution concerning the LOSAP program for volunteer fire companies. Lake Shore and Woodlawn Fire Companies are anxious to get started with the program because their money is hanging in limbo and could start earning a return. He states each fire company has a LOSAP program which is similar to a pension plan. The Town Board is responsible for six of the fire company programs. Each one has an independent fund and it was decided about a year ago that they would look to consolidate the investments. This would save on administrative expenses. They put out RFP's and they were returned to the Town which were then reviewed by a committee made up of himself, Mary Dosch, Luke Malecki (Dresher and Malecki Financial consultants) and representatives from each of the six fire companies. They reviewed the proposals and the Penflex proposal was recommended by the Town. The six fire companies have met individually with Penflex and Big Tree is already in the program. Lake Shore and Woodlawn want to move into the program. Scranton and Armor said they still need more information and they haven't heard from Newton Abbott. The late resolution would move Lake Shore and Woodlawn into the Penflex program.

The Town Board discusses the Western New York Model Railroad Engineers taking over the old Hamburg Adult Day Care Facility to use as a visitors center dedicated to Model Railroading and Toy Trains. They decide more time is necessary to evaluate the different proposals that were submitted.

Sarah desJardins, Planning Consultant, comments that she has a packet of code revisions and rezonings that were recommended by the Code Review Committee. She asks that the Town Board review this over the next couple of weeks and if they have any comments let her know. They would like to schedule a public hearing on the changes for September.

Kurt Allen comments that the Code Review Committee and Ad Hoc sign committee spent a lot of hours on revising the Town Code concerning signs. This will require a public hearing as well. Please direct any questions or comments to him. The regulations for signs presently are all over the code book and hard to find. That is why they have consolidated them into one area and they have simplified the conditions. He hands out a Draft Sign Regulation Amendments packet for the Town Board's review.

Gerard Kapsiak comments that he, the Supervisor and the Highway Superintendent met with Erie County on June 26th to discuss the Railroad Quiet Zone extensions to other crossings, Lakeview Road and Pleasant Ave. At that time the County said the town would be required to take over ownership and maintenance of those roads in order to get the additional quiet zones at those locations. The County would consider possible options for reducing the overall length of the road that the town would be required to take over based on some discussion with Highway Superintendent Best. He has been trying to get the County to meet with them before this meeting to go over the options. He finally received a response saying what their proposal was and they based it on what optimizes their plowing routes. They provided a map which he distributes to the Town Board members, attached.



Mr. Kapsiak further explains that the initial proposal for Pleasant was that the Town take over from Route 20 to Route 5. Now they have extended the length all the way up to Lake Street in the Village. The overall effect is that the old proposal was that the town would take over 4.35 miles and now they are proposing that the Town take over 8.94 miles. They have more than doubled the mileage.

Highway Superintendent Best comments that on Pleasant Ave. there are two sets of tracks and they would only be able to make the CSX tracks silent and the other tracks, which are too close to Versailles Road, could not be included.

Mr. Kapsiak explains that Norfolk Southern would still blow their horns, which is 20 to 25% of the train traffic.

Superintendent Best comments that he had a proposal where the County would pay the Town the going rate that they pay other towns to plow County roads. They didn't like that proposal they wanted the Town to take over the road completely. They keep saying they don't want the liability. What they are offering, at this point, should not be considered. They should make a counter proposal. It will cost the town a lot more than the amount to install the Quiet Zone if they have to take over that amount of road.

Superintendent Best comments that our County Legislator should be copied on this.

Supervisor Walters comments that it may be time for the residents to put some pressure on the County.

Pete Duchmann and Brian Hahn from the Hamburg Snowmobile Club introduce themselves. Mr. Duchmann comments that he takes care of the trails for the Club and Mr. Hahn takes care of all the landowners and insurance fees.

Mr. Duchmann presents pictures commenting that they are having a problem keeping 4x4 trucks off of the snowmobile property, mainly the 65 acres of Boy Scout camp which is listed as 4530 McKinley Parkway. Last year they had about \$1800.00 in trail damage and the year before that was about \$2,700 and with the agreement they signed with the Town it is their responsibility to fix any problems. They have repaired the damage that was done. They installed gates, not on town property, one is on National Grid property and the other is on Erie County property which is leased by Buffalo Southern Railroad. The existing gates are located by the railroad tracks, Tops Market, and behind Zittels Farm Market. He then refers to pictures he handed out stating that they would like to put a gate at the location in the picture. They purchased the gates from Tractor Supply and they put red DOT delineator tape on the gates and no trespassing signs. They would like to install the last set of gates to prevent anyone from entering the property. He also would like to change the dates of their agreement with the Town to run from April 1st to March 31st of the following year. That would coincide with the timeframe for their insurance. He then discusses more changes he would like to make to their agreement. He then comments on an issue with a driver that caused a lot of damage to their trails.

Supervisor Walters comments that he received the request for them to put up the gate. He referred this to the Highway Superintendent and he had no objection as long as the Snowmobile club paid for putting the gates in.

Walt Rooth comments that he would like to talk to the Town's insurance provider because they had an incident with a gate at another park.

1.

On a motion of Supervisor Walters, seconded by Councilwoman Potter-Juda, the following resolution was

ADOPTED	Ayes	3	Walters, Quinn, Potter-Juda
	Noes	0	

RESOLVED, that the Town Board move into Executive Session at 7:02 pm