

A Special Meeting 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 26th day of August 2010.

TOWN BOARD MEMBERS

PRESENT:

Steven J. Walters	Supervisor
Kevin S. Smardz	Councilman
Joseph A. Collins	Councilman
Amy J. Ziegler	Councilwoman

ABSENT:

Jonathan G. Gorman	Councilman
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ALSO PRESENT: Catherine A. Rybczynski, Town Clerk;
Kenneth Farrell, Town Attorney; Wayne Drescher, Financial Consultant; Paula Bucci,
Senior Personnel Clerk

Catherine A. Rybczynski, Town Clerk, reads the following public notice as published in the Hamburg Sun and the Front Page:

LEGAL NOTICE

NOTICE OF PUBLIC HEARING ON PROPOSED ADOPTION OF LOCAL LAW

PLEASE TAKE NOTICE, that a Public hearing will be held by the Town Board of the Town of Hamburg on August 26, 2010 at 8:00 a.m. prevailing time at the Town of Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York 14075, to hear all persons interested in a proposed Local Law entitled "Retirement Incentive Program As Authorized By Part A of Chapter 105 of the Laws of 2010"

This Local Law would allow the Town of Hamburg to provide certain eligible employees with a retirement incentive program authorized by Part A of Chapter 105 of the Laws of 2010.

Copies of the proposed Local Law are available for inspection at the Office of the Hamburg Town Clerk, 6100 South Park Avenue, Hamburg, New York 14075, during regular business hours. This Notice is provided pursuant to Municipal Home Rule Law and Chapter 52 of the Code of the Town of Hamburg.

All persons in favor or opposed to the proposed Local Law are asked to appear at the above time and place.

Dated: August 9, 2010

Cathy Rybczynski,
Town Clerk
Town of Hamburg
County of Erie, New York

No correspondence was received.

No one spoke concerning the public hearing.

1.

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

ADOPTED	Ayes	4	Walters, Smardz, Collins, Ziegler
	Noes	0	

RESOLVED, that the Town Board close the public hearing.

2.

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

ADOPTED	Ayes	4	Walters, Smardz, Collins, Ziegler
	Noes	0	

BE IT RESOLVED that the Town Board of the Town of Hamburg does hereby elect to provide the benefits of Part A of Chapter 105 of the Laws, 2010, commencing on September 1, 2010 for certain eligible employees in targeted positions who retire with an effective date of retirement set during the 90 day period beginning with and immediately following the commencement date and who are otherwise eligible as specified by Part A of Chapter 105, Laws of 2010.

BE IT FURTHER RESOLVED that the Town of Hamburg hereby adopts Local Law #7, 2010 as follows:

**TOWN OF HAMBURG
COUNTY OF ERIE, STATE OF NEW YORK**

LOCAL LAW NO. 7, 2010

**TO ADOPT THE
RETIREMENT INCENTIVE PROGRAM AS AUTHORIZED BY PART A OF
CHAPTER 105 OF THE LAWS OF 2010**

Section 1

The Town of Hamburg hereby elects to provide certain eligible employees in targeted positions with a retirement incentive program authorized by Part A of Chapter 105, Laws of 2010.

Section 2

The commencement date of the retirement incentive program shall be September 1, 2010.

Section 3

The open period, during which certain eligible employees may retire and receive additional retirement benefits, shall be ninety (90) days in length.

Section 4

The actuarial present value of the additional retirement benefits payable pursuant to the provision of this Local Law shall be paid as one lump sum, or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the Town of Hamburg for each employee who receives the retirement benefits payable under this Local Law.

Section 5

This act shall take effect August 26, 2010.

3.

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

ADOPTED	Ayes	4	Walters, Smardz, Collins, Ziegler
	Noes	0	

RESOLVED, that the Town Board adjourn at 8:15 a.m.