

A regular Town Board meeting of the Town of Hamburg, County of Erie and State of New York was held at the Town Hall, 6100 South Park Avenue, Hamburg, New York on the 17<sup>th</sup> day of October 2016.

**2.**

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

ADOPTED	Ayes	3	Walters, Best, Quinn
	Noes	0	

**RESOLVED**, that the Town Board adjourn Executive Session at 7:02 pm and move into the regular meeting.

ROLL CALL:	Steven J. Walters	Supervisor
	Michael Quinn, Jr.	Councilman
	Thomas Best, Jr.	Councilman

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk  
Walter Rooth III, Town Attorney; Joseph Collins, Deputy Town Attorney; Mary Dosch, Sr. Account Clerk; Richard Lardo, Principal Engineering Assistant; Michael Quinn, Engineering Consultant; Drew Reilly, Planning Consultant; Christopher Monaco, Police Captain; Thomas Best, Sr., Highway Superintendent; Martin Denecke, Director of Youth, Recreation and Senior Services; Kurt Allen, Supervising Code Enforcement Officer; Sean Crotty, Sr. Public Safety Dispatcher and Emergency Management Coordinator

The Pledge of Allegiance was recited.

Information on location of Fire exits was provided.

Catherine A. Rybczynski, reads the following legal notice as published in the Front Page, on the Town of Hamburg’s website and posted on the Town Clerk’s Official bulletin board:

LEGAL NOTICE TOWN OF HAMBURG  
NOTICE OF PUBLIC HEARING

**PLEASE TAKE NOTICE** that there has been presented to the Town Board on September 12, 2016, pursuant to the Municipal Home Rule Law, a proposed local law, to be known as proposed local law 9, 2016; said local law provides for amendments to the Hamburg Town Code, in the following chapters and sections. The proposed amendments are in accordance with recommendations of the Town of Hamburg Code Review Committee. The amendments can be described as follows:

The following revisions are being proposed to the Town of Hamburg's Codes

1. Amend Chapter 280 (Zoning), "Article XLV. Zoning Board of Appeals", by deleting from Section 280-310, under paragraph B. Special Permits, sub-paragraph (1) Temporary structures and uses, and sub-paragraph (2) Permitted temporary structures or uses; extension of time.

Amendment is as follows: Delete 280-310 B. (1) and (2)

2. Amend Chapter 280 (Zoning), "Article XXXIX. Supplemental Lot Size and Open Space Regulations", by amending Section 280-277 A. (2) to have the Planning Board approve barb wire fencing instead of the ZBA.

Amendment is as follows: Amend 280-277 A. (2) by removing "Zoning Board of Appeals" and replacing with "Planning Board".

3. Amend Chapter 100 (Dogs), under Section 100-3 Control of dogs, paragraph A., sub-paragraph (2), by removing "service dog, working search dog, war dog, detection dog or therapy dog".

Amendment is as follows: amend Section 100-3, paragraph A., sub-paragraph (2) by deleting "service dog, working search dog, war dog, detection dog, or therapy dog"

4. Amend Chapter 100 (Dogs), under Section 100-13 Redemption; impoundment fees, by adding a new paragraph B.

Amendment is as follows:

If the Dog Control Officer or Police Officer finds a dog that has been reported to be running at large, and the owner is found by the DCO or Police Officer, and the owner can

show proof that the dog is duly licensed and has a current rabies shot, the dog may be returned to the owner and sections 100-13, A (1)-(3) are waived by the Town of Hamburg.

The remainder of the section shall be “re-lettered”, C. through F.

5. Amend Chapter 191. Peddling and Soliciting, Article II. Transient Retail Merchants to require a background check:

Amend Chapter 191, Peddling and Soliciting, Article II Transient Retail Merchants

Amend §191-20. License Application by adding the following:

The police officer designated by the Police Chief to order and review criminal records (“Criminal Records Officer”) may cause the fingerprints of any applicant for a Transient Retail Merchant license and any applicable fee to be forwarded to the Division of Criminal Justice Services (DCJS) in the form and manner as prescribed by DCJS for a complete criminal background and investigation upon receipt of the appropriate fee from the applicant.

The Criminal Records Officer, the Town Clerk, and the Town Attorney shall review the criminal history record information (CHRI) disseminated by DCJS in connection with the applicant’s criminal background and investigation.

In making the determination of the applicant’s fitness for the requested permit, based upon the information provided by DCJS, New York State Correction Law §§701 through 703b and §§751 through 753 shall be given due consideration.

6. Amend Chapter 213. Smoking, Section 213-2. Definitions, by adding to the definition “e-cigarettes”, as follows:

Amend §213.2. Definitions to add the following under Smoking:

...tobacco substitute, electronic cigarette or e-cigarette, or smokeless tobacco...

Amend §213.2 Definitions to add the following term:

Electronic Cigarette or E-Cigarette

A battery operated device that contains a cartridge and/or liquids consisting of chemicals, nicotine and/or flavoring that are turned into vapor which may be inhaled by a user.

Smokeless Tobacco

Any product that consists of cut, ground, powdered or leaf tobacco that is intended to be placed by the consumer in an oral cavity.

7. Amend Chapter 34. Mandatory Training, Article I. Planning Board and Zoning Board of Appeals as follows: Section 34-4. Acceptable providers- amend to read: Acceptable providers of training shall include the Town Planner or other approved planning consultant; regional planning counsels; County Planning Agencies; a New York State agency; a New York State association, e.g. the Association of Towns, Conference of Mayors or New York Planning Federation; and an accredited college, or any other provider approved by the Town Board in advance of a member's attendance at such training.

Amend Section 34.3. Acceptable/nonacceptable forms of training to read as follows:

Acceptable forms of training shall include traditional classroom-style training and up to two (2) hours per year of approved on-line training. In accordance with Section 34-5. and 34-6. of this Chapter, on-line training will require a methodology to receive "certificates of completion" and will require Town Board approval of any on-line training program or course.

8. Amend Chapter 227. Streets and Sidewalks, Article II. Sidewalk Maintenance and Repair, §227-A

A detailed copy of the proposed amendments will be available, for public review, during regular business hours at the following **2 locations:**

HAMBURG TOWN HALL  
Town Clerk's Office/upper level **and** Planning Department/lower level)  
6100 South Park Avenue  
Hamburg, New York 14075

And on the Town of Hamburg's website:  
[www.townofhamburgny.com](http://www.townofhamburgny.com) Click on Legal Notices & Bid

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on October 17, 2016 at 7:00 p.m. (local time), at which time all interested persons may be heard.

Dated: September 26, 2016

Catherine Rybczynski  
Hamburg Town Clerk

No correspondence was received.

Drew Reilly gives a quick presentation explaining the reasons behind the proposed amendments.

The following spoke concerning the amendment to Chapter 100 (Dogs): Joe Kilian

The following spoke concerning Temporary Structures and Transient Retail Merchants: Don Wiess, Kurt Allen

**3.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                          Noes 0

**RESOLVED**, that the Town Board close the public hearing.

**4.**

On a motion of Councilman Best, seconded by Councilman Quinn, the following resolution was

ADOPTED           Ayes 3       Walters, Best, Quinn  
                          Noes 0

**RESOLVED**, that the Town Board approve the minutes of the following meeting:

09/26/2016           Work Session  
09/26/2016           Town Board Meeting

**5.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                          Noes 0

**BE IT RESOLVED** that the Town Clerk be authorized to advertise for a public hearing on the 2017 Town of Hamburg Budget. The hearing is to be scheduled for October 24, 2016 at 7:00 p.m. local time.

**6.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                          Noes 0

**BE IT RESOLVED** that the Town Clerk is authorized to advertise for a public hearing to review the requests of the various volunteer fire companies and fire protection districts for their 2017 contracts with the Town of Hamburg. The public hearing will be scheduled for October 24, 2016 at 7:00 p.m. local time.

7.

On a motion of Councilman Quinn, seconded by Councilman Best, the following resolution was

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**BE IT RESOLVED** that the Town Clerk is authorized to advertise for sealed bids entitled “Sale of Surplus Land, Town of Hamburg, 353 Pleasant Avenue”.

The bids are scheduled to be opened on November 9, 2016 at 11:00 a.m. Sealed bids shall be submitted to the Office of the Town Clerk, Town of Hamburg, 6100 South Park Avenue, Hamburg, New York 14075.

The following spoke concerning resolution #7: Don Wiess

8.

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**RESOLVED,** that the Town Board authorize the Recreation Department to issue alcohol waivers for the following November 2016 Taylor Road rentals:

11/04/2016	11/05/2016	11/06/2016	11/12/2016
11/13/2016	11/19/2016	11/20/2016	11/24/2016
11/25/2016	11/26/2016	11/27/2016	

9.

On a motion of Councilman Best, seconded by Councilman Quinn, the following resolution was

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**WHEREAS,** the New York State Department of Transportation (NYSDOT) is planning a bid opening of the Safety Improvement Project (PIN 5134.37) for the intersection realignment of NY Route 5 at Bayview Road and NY Route 5 at Hoover Road; and

**WHEREAS,** it is anticipated that Town-owned street lights within the highway right-of-way in the project area will require relocation or adjustment as a result of the NYSDOT highway project; and

**WHEREAS,** Subdivision 24 of Section 10 of State Highway Law enables NYSDOT to provide for the relocation or adjustment of municipally owned utilities at the expense of the State, when such work is necessary as a result of State highway work,

**THEREFORE BE IT RESOLVED**, that the Town Supervisor is authorized to enter into an agreement with NYSDOT in this regard, granting the State of New York authority to perform required utility relocations or adjustments for the Town as part of the project and at no cost to the Town of Hamburg, and agreeing that the Town will resume maintenance of such relocated or adjusted facilities via state-let contract, following the completion and acceptance of the construction work associated with the NYSDOT project.

**BE IT FURTHER RESOLVED**, that four (4) certified copies of this resolution be provided to the Town Engineering Department, for transmittal to NYSDOT together with the executed utility work agreements.

**10.**

On a motion of Councilman Best, seconded by Councilman Quinn, the following resolution was

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**WHEREAS**, The Town of Hamburg has been in the process of installing Railroad Quiet Zones along the railroad corridor within the Town of Hamburg, and;

**WHEREAS**, the Town has identified Lakeview Road, Pleasant Avenue and Bayview Road as the Quiet Zones to be completed, and;

**WHEREAS**, Federal Highway funding remains available for this project, and;

**WHEREAS**, the Town contracted with Erdman Anthony to design these Quiet Zones and obtain all necessary approvals for their approval and the project engineers have advised the Town Engineer that the design is substantially complete, and will soon be able to be advertised for bids, and

**THEREFORE BE IT RESOLVED**, that an advertisement for bids for the construction of this project is authorized to be published in the official Town newspapers. The dates of publication and bid opening are to be determined by the Town Engineer upon the plans and specifications being approved and ready for bidding.

**11.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**WHEREAS**, the Town of Hamburg entered into a Labor Relations Consultant Agreement with Charles Naughton, Esq., for human resource management and labor relations consultant services to the Town relative to human resource and labor relations issues, and



**WHEREAS**, Mary Shanks paid for and obtained an electrical permit for 63 McGurk, Blasdell, New York 14219

**WHEREAS**, the customer and contractor performing the work both obtained a permit

**THEREFORE, BE IT RESOLVED**, that a refund be issued for the electrical permit in the amount of \$100.00 as follows:

Mary Shanks  
63 McGurk Avenue  
Blasdell, New York 14219

**15.**

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

ADOPTED           Ayes   3       Walters, Best, Quinn  
                          Noes   0

**WHEREAS**, a public hearing was held on September 26, 2016, for discussion and public comment concerning adoption of proposed local law #8, 2016, and

**WHEREAS**, proposed local law #8, 2016, calls for the amendment to Chapter 210 of the Town Code of the Town of Hamburg entitled "Shopping Centers and Other Areas of Assembly" by adding thereto one new location as follows:

Valera & Clarke  
4927 Southwestern Boulevard

**NOW THEREFORE BE IT RESOLVED** that the Hamburg Town Board adopt this proposed amendment to the Town Code of the Town of Hamburg.

**16.**

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

ADOPTED           Ayes       2       Walters, Quinn  
                          Abstained   1       Best  
                          Noes       0

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

#	Emp #	Emp Name	N or R	Position	Start date	Full time	PT/Sea/temp	Term date
						hrly rate	hrly rate	
	4149	NOWAK, KYLE	R	Laborer/Sea/EI7266.100			\$9.75	10/1/2016
	4149	NOWAK, KYLE	R	Laborer/P/T/EI7266.100	10/2/2016		\$9.75	
	4455	LOVE, KEVIN	R	Laborer/Sea/A7140.100			\$9.00	10/1/2016
	4455	LOVE, KEVIN	R	Laborer/P/T/A7140.100	10/2/2016		\$9.00	
	4246	FLIS, PAUL	R	Laborer/Sea/EW7250.100			\$9.00	10/1/2016
	4246	FLIS, PAUL	R	Laborer/P/T/A7140.100	10/2/2016		\$9.00	
	2827	BEST, SHERRI	R	Clerk/Sea/A7140.100			\$15.75	10/1/2016
	2827	BEST, SHERRI	R	Clerk/P/T/A7140.100	10/2/2016		\$15.75	
	4537	SCINTA, MICHAEL	R	Laborer/P/T/ET7250.100			\$9.00	10/1/2016
	4537	SCINTA, MICHAEL	R	Laborer/P/T/A7140.100	10/2/2016		\$9.00	
	4533	FIORIELLO, CHARLES	R	Laborer/P/T/ET7250.100			\$9.00	10/1/2016
	4533	FIORIELLO, CHARLES	R	Laborer/P/T/A7140.100	10/2/2016		\$9.00	
	3473	KOLB, CHRISTOPHER	R	LEO/A7140.100			\$28.99	10/29/2016
	3474	KOLB, CHRISTOPHER	R	LEO/EI7266.100	10/30/2016		\$28.99	
	4147	OBAD, LOUIS	R	LEO/A7140.100			\$28.99	10/29/2016
	4147	OBAD, LOUIS	R	LEO/EI7266.100	10/30/2016		\$28.99	

**17.**

On a motion of Councilman Best, seconded by Supervisor Walters, the following resolution was ADOPTED  
 Ayes 3 Walters, Best, Quinn  
 Noes 0

**WHEREAS**, Geoffrey L. Clark applied and paid for a Planning Board review fee of \$500.00, and

**WHEREAS**, Geoffrey L. Clark withdrew his proposal for a subdivision and is requesting a refund be issued.

**THEREFORE BE IT RESOLVED**, that Geoffrey L. Clark be issued a refund for the Planning Board review fee in the amount of \$500.00.

Geoffrey L. Clark  
 4940 Bayview Road  
 Hamburg, New York 14075

**18.**

On a motion of Supervisor Walters, seconded by Councilman Quinn, the following resolution was ADOPTED  
 Ayes 3 Walters, Best, Quinn  
 Noes 0

**RESOLVED**, that the Town Board approve the termination and rehiring of personnel for the Youth, Recreation and Senior Services Department as follows:

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/tem hourly rate	Termination Date
1	3274	Anetrini, Vicki		Rec Attd-A7310				10/6/2016
2	2851	Birmingham, James		Rec Attd-ET7180-Seas				10/24/2016
	2851	Birmingham, James	R	Rec Attd-ET7180-P/T	10/25/16		\$12.75	
3	3507	Biellak, Paul		Rec Attd-EI7265-Seas				11/4/2016
	3507	Biellak, Paul	R	Rec Attd-EI7265-P/T	11/5/16		\$10.75	
4	4528	Colleran, Alex		Rec Attd-A7310-Seas				10/25/2016
	4528	Colleran, Alex	R	Rec Attd-A7310-P/T	10/26/16		\$9.50	
5	4620	Gambino, Karlie		Lifeguard-A7310				10/18/2016
6	4412	Hibit, Erik		Rec Attd-A7310-Seas				11/1/2016
	4412	Hibit, Erik	R	Rec Attd-A7310-P/T	11/2/16		\$10.50	
7	4227	Hotho, Eileen		Rec Attd-A7310-Seas				10/3/2016
	4227	Hotho, Eileen	R	Rec Attd-A7310-P/T	10/4/16		\$12.50	
8	4318	Joslin, Mark		Rec Attd-EI7265-Seas				10/14/2016
	4318	Joslin, Mark	R	Rec Attd-EI7265-P/T	10/15/16		\$9.00	
9	4221	Kumiega, Mark		Rec Attd-EI7265-Seas				10/12/2016
	4221	Kumiega, Mark	R	Rec Attd-EI7265-P/T	10/13/16		\$9.00	
10	4725	Maurer, Madeline		Rec Attd-A7310-Seas				10/15/2016
	4725	Maurer, Madeline	R	Rec Attd-A7310-P/T	10/16/16		\$9.00	
11	4106	McGahey, Lindsey		Rec Attd-EI7265-Seas				10/15/2016
	4106	McGahey, Lindsey	R	Rec Attd-EI7265-P/T	10/16/16		\$11.00	
12	3918	McGahey, Meghan		Rec Attd-ER7251				10/18/2016
13	3744	Melewski, Mark		Rec Attd-EI7265-P/T				10/15/2016
	3744	Melewski, Mark	R	Rec Attd-EI7265-Seas	10/16/16		\$10.25	
14	2783	Motz, Lisa		Rec Attd-A7310-Seas				11/10/2016
	2783	Motz, Lisa	R	Rec Attd-A7310-P/T	11/11/16		\$12.75	
15	4629	Nitsche, Lindsay		Lifeguard-A7310				10/18/2016
16	3306	Nye, William		Rec Attd-ER7251				10/18/2016
17	4661	Otis, Claire		Rec Attd-A7310				10/18/2016
18	2309	Przybysz, Dawn		Rec Attd-A7310-Seas				11/10/2016
	2309	Przybysz, Dawn	R	Rec Attd-A7310-P/T	11/11/16		\$10.18	
19	4284	Quinn, Clifford		Rec Attd-EW7251				10/18/2016
20	4765	Radwan, Joseph		Rec Attd-EW7251-Seas	7/18/16		\$9.00	
	4765	Radwan, Joseph		Rec Attd-EW7251				9/24/2016
21	4115	Rost, Pamela		Rec Attd-A6772-Seas				10/15/2016
	4115	Rost, Pamela	R	Rec Attd-A6772-P/T	10/16/16		\$12.22	
22	3821	Sadowski, Christopher		Rec Attd-EI7265-Seas				10/16/2016
	3821	Sadowski, Christopher	R	Rec Attd-EI7265-P/T	10/17/16		\$10.18	
23	4357	Simoncelli, Eric		Rec Attd-ER7251-Seas				10/15/2016
	4357	Simoncelli, Eric	R	Rec Attd-A7310-P/T	10/16/16		\$9.00	
24	4607	Walker, Samone		Rec Attd-A7310-Seas				10/15/2016
	4607	Walker, Samone	R	Rec Attd-A7310-P/T	10/16/16		\$9.00	
25	4326	Wittmeyer, James		Rec Attd-EI7265-Seas				10/15/2016
	4326	Wittmeyer, James	R	Rec Attd-EI7265-P/T	10/16/16		\$9.00	
26	4729	Woods, Melissa		Rec Attd-EI7265-Seas				10/15/2016
	4729	Woods, Melissa	R	Rec Attd-EI7265-P/T	10/16/16		\$9.00	
27	1709	Zdrojewski, Shannon		Rec Attd-A7310-Seas				10/1/2016
	1709	Zdrojewski, Shannon	R	Rec Attd-A7310-P/T	10/2/16		\$11.75	
28	4741	Griffin, Katie		Lifeguard-A7310				10/18/2016
29	4400	Hayes, Korey		Lifeguard-A7310				10/18/2016
30	4609	Ljungberg-Hardick, Gayle		Rec Attd-A7310				10/18/2016
31	4633	Lotocki, Kimberly		Rec Attd-EI7265				10/18/2016
32	4206	Martin, Jeffrey		Rec Attd-ER7251-P/T				10/15/2016
	4206	Martin, Jeffrey	R	Rec Attd-EI7265-P/T	10/16/16		\$9.50	
33	4362	McMahon, Grace		Lifeguard-A7310				10/18/2016
34	4547	Olek, Hannah		Lifeguard-A7310				10/18/2016
35	3794	Steger, Amy		Rec Attd-A7310				10/18/2016

**19.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**BE IT RESOLVED**, the Town Board authorize the Supervisor to sign an inter-municipal cooperation agreement with the Hamburg Central School District (HCSD). The agreement is for a shared position titled Coordinator of Youth at Risk Program. The HCSD will fund part of the salary and all benefits. The Town will contribute what is already budgeted for contracted services in the Youthful Offender line and will receive the exact same services as currently contracted for. Funds are available in account A3125.440.

**20.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**WHEREAS**, the Town of Hamburg serves as host site for Hilbert College’s work-study community service program, and

**WHEREAS**, the students will be compensated for work performed, by Hilbert College and Hilbert College will also cover all required employer contributions as per Federal and New York State Laws with no cost to the Town.

**THEREFORE BE IT RESOLVED**, that the Town Board authorize the Supervisor to sign an agreement with Hilbert College which will commence January 1, 2017 and continue through December 31, 2017.

This agreement is pending review and approval by the Town Attorney.

**21.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**WHEREAS**, the Town of Hamburg is committed to the health and safety of all employees, and

**WHEREAS**, a policy has been established and is in place for Leave for Breast Cancer and Prostrate Screening.

**NOW THEREFORE BE IT RESOLVED** that the Town of Hamburg Leave for Breast Cancer and Prostrate Screening, is adopted as per the attached document.

# TOWN OF HAMBURG

6100 SOUTH PARK AVENUE \* HAMBURG, NEW YORK 14075 \* (716) 649-6111 \* FAX (716) 649-4087

Supervisor  
STEVEN J. WALTERS

Councilmembers  
MICHAEL QUINN  
THOMAS BEST JR.



Town Attorney  
WALTER ROTH III

Town Clerk  
CATHERINE A. RYBCZYNSKI

Highway Superintendent  
THOMAS M. BEST, SR

## LEAVE FOR BREAST CANCER AND PROSTATE CANCER SCREENING REVISED

EFFECTIVE DATE: SEPTEMBER 26, 2016

### POLICY:

Town of Hamburg employees are entitled to excused leave from work to undertake screening examinations for breast cancer and prostate cancer. Such excused leave shall not exceed four (4) hours of breast cancer screening and four (4) hours for prostate cancer screening on an annual calendar year basis.

The entire period of the leave of absence granted pursuant to this section shall be excused leave and shall not be charged against any other leave. All employees taking time off for screening purposes are required to provide their Department Head or designee with sufficient notice in order to address staffing considerations.

The employee is required to provide the Department Head or designee medical documentation that their absence was for breast or prostate cancer screening purposes.

Reference: Civil Service Law, Section 159-b

**22.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

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

Andrew Hochworter  
4308 Rushford Dr.  
Hamburg, NY 14075

Charles Bratek  
4576 Van Payema  
Hamburg, NY 14075

**23.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

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

Jeffrey Scott Collura  
4274 Camp Road  
Hamburg, NY 14075

**24.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**RESOLVED**, that the Town Board increase the stipend for the Safety Coordinator from \$2500.00 to \$7500.00 to reflect increased workload of the position.

**25.**

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

ADOPTED           Ayes 3       Walters, Best, Quinn  
                      Noes 0

**RESOLVED**, that the Town Board designate Monday, October 31<sup>st</sup> as official Trick or Treat night in the Town of Hamburg from 6:00 pm to 8:00 pm.



PETTY CASH \$0.00

TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT: \$1,349,032.28

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

Councilman Best – no report

Councilman Quinn – no report

Supervisor Walters reports that the meeting scheduled for November 14<sup>th</sup> has been changed to November 7<sup>th</sup>. He then thanks the Police Department and Department of Emergency Services for acting quickly. One of our residents will be on the show Christmas Wars and ABC was in Town to film over the weekend. They didn't find out until Friday that they needed the road closed for a few hours on Sunday Evening. Captain Monaco and Sean Crotty did a great job getting that done and congratulations to our resident for winning a spot on the show. Lastly he reports that our Department of Community Development has applied for a grant to address the "Zombie Houses". We were recently awarded \$175,000 through the State of New York, which was part of a settlement against Morgan Stanley by the NYS Attorney General's Office. Congratulations for the successful grant by the Department of Community Development.

Catherine Rybczynski, Town Clerk, reports that today, October 17<sup>th</sup>, was the last day to collect School taxes without penalty. The Tax Office will continue to collect taxes, with penalty, until November 30<sup>th</sup>.

Kurt Allen, Supervising Code Enforcement Officer, reports that they just recently completed Town ordered demolitions on Elmhurst Road, Lakeview Terrace and South Park Ave. He thanks the Town Board for funding those projects. His department is no longer receiving complaints from the adjoining property owners.

Marty Denecke, Director of Youth, Recreation and Senior Services, reports that they have scheduled a Town Hall meeting entitled "It Takes a Community to Prevent Under Aged Drinking" through their Youth Bureau. They will have a number of speakers at Hilbert College from 6:30 pm to 8:00 pm in Swan auditorium. In cooperation with the Erie County Opioid Epidemic Task Force, they are hosting a resource fair at the Hamburg Senior Community Center on November 15<sup>th</sup> from 6:00pm to 8:00 pm which is open to the public. Lastly on October 30<sup>th</sup> they will have their annual Halloween public skate at 2:00 pm at the Hamburg Town Arena.

Sean Crotty, Sr. Public Safety Dispatcher, reports that they are continuing to move forward with the cell tower next to the Police Building in the back of Town Hall. They poured concrete today which will have to cure for 28 days and then they will start to put the tower up. They are hopeful the tower will be complete at the end of November and hopefully they will have the license by the first of the year. This Friday they worked with the American Red Cross and the Hamburg School District to provide CPR training for all the employees of the Hamburg Central School District. He has been continuing to work with Mr. McKendry on the trains. They worked with

the NYSDEC on the geographic response plan which lays out preparedness and a game plan if something were to happen in the Town of Hamburg.

Captain Monaco reports that the Police Department in conjunction with the DEA will be sponsoring a drug take back program this Saturday from 10:00am to 2:00pm at the Senior Center on Route 20. If anyone has unused or unwanted medications they can be disposed of there. For anyone not aware there is a kiosk in the Police Department lobby where drugs and needles can be safely disposed of at any time.

Tom Best, Sr., Highway Superintendent, reports that by the end of this week half of his fleet will be ready for winter. Kudos to the County of Erie for paving Old Lakeshore Road and East Eden Road in the Town of Hamburg. Also kudos to his office staff, the Town just recently received \$308,000 from FEMA for the November storm.

Drew Reilly comments that they just held the public hearing on proposed amendments to local laws and they have been asked to look at open burning in the Town and whether they need a local law. NYSDEC regulates open burning but they will look into a local open burning law. He also reports that on November 7<sup>th</sup>, during the Work Session, they will be discussing without taking any action, the rezoning for 4090 Jeffrey Blvd.

### **Business from the Floor**

John McKendry thanks Highway Superintendent Best, Erie County Executive Polancarz, the Public Works Commissioner and Lynne Dixon who worked on getting Old Lakeshore Road paved. Thanks to the Town Board for approving the vote on the Quiet Zones. They need to keep after CSX to communicate with the Engineering Department so they can get that done. The noise level over the weekend was terrible. He thanks the Police Chief for the enforcement along Route 5. They have done a great job of keeping the speed limit down. He suggests that, at Woodlawn Beach, they put up a fence to hide the pile of dirt from the Road. He thanks Kurt Allen for keeping an eye on the transfer station at the old Riefler Concrete. There has been news on a pipeline from North Dakota to Illinois. If the pipeline is approved it will increase the crude oil train traffic going through the Town.

**27.**

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

ADOPTED	Ayes	3	Walters, Best, Quinn
	Noes	0	

**RESOLVED**, that the Town Board adjourn at 7:38 pm.

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Catherine A. Rybczynski, R.M.C.  
Town Clerk