

Supervisor Walters calls the meeting to order at 6:04 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
Vincent J. Sorrentino, Town Attorney; James Spute, Finance Director; Richard Boehm, Deputy Town Attorney; James Connolly, Highway Superintendent; Gerard Kapsiak, Town Engineer

1.

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

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

RESOLVED, that the Highway Superintendent is authorized to except bids for special refuse pick-up as a result of the recent storm. Emergency request bids must be returned to the Highway Superintendent by Monday, October 30, 2006 at 11:00 a.m.

Councilwoman Hochul comments that this extra pick-up will address the health issues associated with items that were damaged due to the recent storm.

Mr. Connolly comments that this should be for 2 weeks to allow time for residents to get everything out. He suggests that it start on November 1 and end on November 15th. There will be no limit.

Supervisor Walters comments that FEMA told him this should be a reimbursable expense providing that they follow the proper regulations.

The entire Town Board thanks Mr. Connolly and his crews for all their hard work clearing away the branches and debris from the storm, they have done a great job.

2.

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

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

BE IT RESOLVED, that the Town Board designate, Tuesday, October 31st as official Trick or Treat night for the Town of Hamburg from 6:00 p.m. to 8:00 p.m.

3.

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

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

BE IT RESOLVED, that the Town of Hamburg submits a grant application to the New York State Department of Environmental Conservation for the 2006 Tree Planting and Reforestation Grant. The amount of the grant request is \$6,521.28 with a Town match of in-kind services of \$6,944.00.

Councilman Cavalcoli comments that this is being sponsored by private citizens from the Cloverbank School.

4.

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

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

WHEREAS, the Town of Hamburg has received a rezoning application from Morado Bay Associates of Colden New York to rezone 36.15 acres of land located on the north side of Southwestern Blvd. Between Sowles Road and Howard Road from R-2, R-3, and C-1 to C-2, General Commercial, and

WHEREAS, it is the intent of Morado Bay Associates to construct a 139,410 sq. ft. Lowe's Home Improvement Store and develop an out parcel at the front of the site, and,

WHEREAS, the Hamburg Town Board referred this application to the Planning Board on August 4, 2006 for their review and investigation of the issues associated with this rezoning and subsequent development, and

WHEREAS, the Hamburg Town Board has declared itself lead agency, pursuant to Part 617 NYCRR Article 8 of the Environmental Conservation Law, the State Environmental Quality Review Act, (SEQRA), and

WHEREAS, the Town Board and Planning Board have reviewed the rezoning application and associated materials submitted to date, including but not limited to, site plans and full Environmental Assessment Form, Part I, and,

WHEREAS, certain significant adverse environmental impacts have been identified and are likely to occur as a result of the proposed rezoning and development, and

WHEREAS, the Planning Board has recommended that a Determination of Significance be made for a Positive Declaration, requiring that an Environmental Impact Statement be prepared, in conformance with the SEQR regulations to fully evaluate the potential large and important impacts,

NOW THEREFORE BE IT RESOLVED, that the Hamburg Town Board hereby issues a Positive Declaration in accordance with the SEQR regulations, and

BE IT FURTHER RESOLVED, that a public scoping meeting be scheduled for November 15th at 7:00 p.m. at Hamburg Town Hall.

Councilwoman Kesner comments that this does mean that they support the project, it just means that they are looking at the environmental impacts of the project.

Councilman Cavalcoli responds that this does not show support or rejection of the project, it is just a procedural process that says that the Town Board and Planning Board recognizes that there are serious environmental impacts that could be associated with this rezoning. Something that will be brought up is did the applicants consider alternate sites. The Town Board does not want to rezone property that is not already commercial when there are commercial sites available. There are also many other issues such as traffic, impacts on the neighborhood, drainage issues, etc.

5.

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

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

RESOLVED, that the Town Board approve authorizing the Recreation Department to issue alcohol waivers for the following November 2006 Taylor Road rentals:

11/01/06	11/03/06	11/04/06	11/05/06
11/11/06	11/12/06	11/18/06	11/19/06
11/22/06	11/23/06	11/24/06	11/25/06
11/26/06			

6.

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

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

BE IT RESOLVED, that the Town Board grant permission for Supervisor Walters to sign a Maintenance Agreement with United Business Systems in the amount of \$795.00. Money is available in account B3620.409. This is for the copy machine in the Building Inspection Department.

7.

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

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

RESOLVED, the Town Board grant permission for the Town Clerk to open and accept the single bid received from DeLacy Ford, for one (1), 2007 New and Unused Unmarked Police vehicle for the Police Department.

Money is available in account B3120.202.

Catherine Rybczynski, Town Clerk, opens the bid and comments that the total net price, with trades, is \$11,433.00.

8.

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

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

RESOLVED, that the Town Board approve the Out-of-Town travel request of Bob Hutchison, Town Assessor, to attend the Subdivision Analysis Course sponsored by the New York State Institute of Assessing Officers on November 3, 2006 in Cheektowaga, New York. Continuing education credit is applicable for both assessment and appraisal re-certification. The cost is \$85 and funds are available in Account No. A1355.492.

9.

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

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

RESOLVED, that the Town Board approve the Out-of-Town travel request of Bob Hutchison, Town Assessor, to attend the Uniformed Standards Appraisal Practice sponsored by the Western New York Chapter of the International Association of Assessing Officer. The course is being held in Batavia on November 17, 2006. Continuing education credit is applicable for both assessment and appraisal re-certification. The cost is \$135 and funds are available in Account No. A1355.492.

10.

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

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

Noes 0

RESOLVED, that the Town Board reappoint Russel Grosjean to the Board of Assessment Review with a term ending September 30, 2011.

11.

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

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

WHEREAS, the construction of the sledding hill project at the Lakeview Road Recreation Area was inspected by the Town Engineering Dept., and has been certified by the Town Engineer and New York State Dept. of Environmental Conservation as having been satisfactorily completed in accordance with the plans and specifications for the project, and all contract close-out requirements have been complied with,

THEREFORE BE IT RESOLVED, that the Town Board hereby accepts this contract as complete and approves the release of final payment to Pohlman Materials Recovery, Inc. (PMR) as follows:

Project cost per agreement	=	\$ 9,000
Credit for work performed by Town	=	<u>\$ 3,000</u>
Total payment due to PMR	=	\$ 6,000

Funds for this purpose were approved as part of the Town’s 2004 Capital Fund Budget, and are available in Account No. H22-7141.303-11.

12.

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

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

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

Sean Bernas
5376 Adams St.
Hamburg, N.Y. 14075

Christina Strnad
217 Pleasant Ave.
Hamburg, N.Y. 14075

Donald Woodworth
5376 Adams St.
Hamburg, N.Y. 14075

Katherine Strnad
217 Pleasant Ave.
Hamburg, N.Y. 14075

Elizabeth Berlin
3961 Lincoln Ave.
Hamburg, N.Y. 14075

Anthony Wizner
4019 Garfield Ave.
Hamburg, N.Y. 14075

13.

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

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

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

Mark Heilig
5457 Abel Road
Hamburg, N.Y. 14075

14.

On a motion of Supervisor Walters, with a unanimous second, the following resolution was

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

A proclamation honoring Andrew Lickfield for his achievement in earning the rank of Eagle Scout.

15.

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

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

RESOLVED, that the Town Board approve the transfer of \$2,495 from unexpended STAR monies through the Appropriated Fund Balance (A599) into Tax Office Equipment (A1330.203) for the purchase of a Jetscan Currency Scanner (Model 4062).

16.

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

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

RESOLVED, that the Town Board approve the Transfer of Appropriations for the Building and Grounds Department within the 2006 Budget as follows:

From: Personal Services	A7140.100	\$35,000.00
Social Security	A7140.830	\$ 2,700.00
To: Personal Services	A1640.100	\$35,000.00
Social Security	A1640.830	\$ 2,700.00

17.

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

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

RESOLVED, that the Town Board approve the Transfer of Appropriations for the Police

Department within the 2006 Budget as follows:

From:	Police - Computers	B3120.207	\$2,000.00
To:	Jail Services	B3150.440	\$2,000.00

To balance account

18.

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

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

RESOLVED, that the Town Board approve the Transfer of Appropriations for the Supervisor within the 2006 Budget as follows:

From:	Contingency Account	A1990.419	\$8,000.00
To:	Personnel - Consultant Fees	A1430.456	\$8,000.00

To fund Human Resource Consultant position through year end.

19.

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

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

RESOLVED, that the Town Board approve the hiring and termination of personnel for the

Recreation Department:

1.	Walsh, David	A7180(215)	10/01/2006	Terminate
2.	Walsh, David	B7310(320)	10/02/2006	\$7.75 P/T
		Lifeguard		
3.	Kuhrt, Timothy	B7310(320)	10/22/2006	Terminate
4.	Kuhrt, Timothy	B7310(320)	10/23/2006	\$10.04 P/T
		Lifeguard		
5.	Cheslak, Joseph	A7270(238)	10/15/2006	Terminate
6.	Cheslak, Joseph	B7310(320)	10/16/2006	\$6.75 P/T
		Rec. Attendant		
7.	Anzalone, Anthony	A7265(230)	10/20/2006	\$9.01 P/T
		Rec. Attendant		
8.	Granville, Ryan	A7265(230)	10/20/2006	\$8.00 P/T
		Rec. Attendant		
9.	Zoyhofski, Marc	A7265(230)	10/20/2006	\$6.75 P/T
		Rec. Attendant		
10.	Kavanaugh, Shawn	A7265(230)	09/23/2006	\$6.75 P/T
		Rec. Attendant		
11.	Lease, Warren	B7310(320)	10/20/2006	\$9.50 P/T
		Rec. Attendant		

20.

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

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

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

1. Sutton, Ted	Laborer, P/T	10/12/2006	Terminate
2. Grys, John	Laborer, Seasonal	10/22/2006	Terminate
3. Jasinski, Tom	Laborer, Seasonal	10/22/2006	Terminate
4. Kales, George	Laborer, Seasonal	10/22/2006	Terminate
5. Zulawski, John	Laborer, Seasonal	10/22/2006	Terminate
6. Grys, John	Laborer, P/T	10/23/2006	\$9.09
7. Jasinski, Tom	Laborer, P/T	10/23/2006	\$9.09
8. Kales, George	Laborer, P/T	10/23/2006	\$9.09
9. Zulawski, John	Laborer, P/T	10/23/2006	\$9.09

21.

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

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

RESOLVED, that the Town of Hamburg submit an application to New York State Shared Municipal Services Grant to seek funds for Dispatch Public Safety equipment.

BE IT FURTHER RESOLVED, that the Supervisor is authorized to sign the application.

22.

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

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

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

VOUCHER #'S

OPERATING FUND:

BATCH #144	\$1,200,000.00	14425 - 14426
BATCH #145	\$ 89,905.39	14427 - 14491
BATCH #146	\$ 120,359.65	14492 - 14557
BATCH #147	\$ 575,000.00	14561
BATCH #148	\$ 24,306.40	14562 - 14631
BATCH #149	\$ 30,095.82	14632 - 14692
BATCH #150	\$ 761,340.00	14693 - 14694
BATCH #151	\$ 399,063.53	14699 - 14765
BATCH #152	\$ 35,711.76	UNPROCESSED

TOTAL OPERATING FUND DISBURSEMENTS: \$3,235,782.55

TRUST & AGENCY:

BATCH #48	\$ 15,785.03
BATCH #49	\$ 519,322.15
BATCH #50	\$ 567,561.30
BATCH #51	\$ 14,273.98
BATCH #52	\$ 220,067.30

TOTAL TRUST & AGENCY DISBURSEMENTS: \$1,337,009.76

CAPITAL FUND DISBURSEMENTS:

BATCH #67	\$ 475,000.00	14424
BATCH #68	\$ 110,092.75	14558 - 14560
BATCH #69	\$ 375,000.00	14695
BATCH #70	\$ 1,644.93	14696 - 14698
BATCH #71	\$ 2,940.01	UNPROCESSED

TOTAL CAPITAL FUND DISBURSEMENTS: \$ 964,677.69

PAYROLL:

PR# P/R20	\$ 503,567.18
PR# P/R21	\$ 539,439.40

TOTAL PAYROLL DISBURSEMENTS: \$1,043,006.58

TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT: \$6,580,476.58

23.

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

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

RESOLVED, that the Town Board adjourn at 6:30 p.m.

Catherine Rybczynski, Town Clerk