

Supervisor Walters calls the meeting to order at 6:00 p.m.

TOWN BOARD MEMBERS

PRESENT:

Steven J. Walters
D. Mark Cavalcoli
Joan A. Kesner
Thomas Quatroche, jr.
Richard A. Smith

ALSO PRESENT: Catherine A. Rybczynski, Town Clerk;
Mary Dosch, Sr. Account Clerk; Wayne Dresser, Town Financial Consultant; Gerard Kapsiak,
Town Engineer; Andrew Reilly, Planning Consultant; Kurt Allen, Supervising Code
Enforcement Officer.

6:00 p.m. Public Hearing for the consideration of the establishment of Villas at Brierwood
Extension to the Town of Hamburg Master Sewer District.

affidavits showing that the Notice of said public hearing had been duly published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard.

The following persons appeared in favor of such establishment of the Villas at Brierwood Extension to Town of Hamburg Master Sewer District:

The following persons appeared in opposition to such Establishment of Villas at Brierwood Extension to Town of Hamburg Master Sewer District:

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

* * *

At a regular meeting of the
Town Board of the Town of
Hamburg in the County of Erie,
New York, which was held at
the Town Hall, S-6100 South
Park Avenue, Hamburg, New York
on the 5th day of November, 2007

PRESENT:

Hon. Steven J. Walters, Supervisor
D. Mark Cavalcoli, Councilman
Richard Smith, Councilman
Joan A. Kesner, Councilperson
Thomas J. Quatroche, Jr., Councilman

In the Matter of the Proposed Villas
at Brierwood Extension to Town of Hamburg
Master Sewer District, in the Town of Hamburg,
County of Erie pursuant to Article 12 of the Town Law

FINAL ORDER EXTENDING DISTRICT

WHEREAS, the Town Board of the Town of Hamburg (herein called the "Town Board" and "Town", respectively), in the County of Erie, New York, has received a petition, dated October 1, 2007, pursuant to Section 191 of the Town Law, for the Establishment of the Villas at Brierwood Extension (the "Extension") to the Town of Hamburg Master Sewer District of the Town of Hamburg, (hereinafter called the "District") which petition was signed by the sole owner of taxable real property within the proposed extension , as shown upon the latest completed assessment-roll of said Town, and was accompanied by a map, plan and report, dated August 2007, prepared by Metzger Civil Engineering, PLLC, engineers duly licensed by the State of New York, for the extension of such sewer district by the acquisition by gift of the sanitary sewer system to be constructed by David Home Builders (the "Developer") to provide sewer service to prospective homeowners within the proposed Extension, consisting of the construction and installation of approximately 2,920 linear feet of 10-inch PVC sewer line, 2,680 linear feet of 8-inch PVC sewer line with attendant concrete manholes and including land or rights in land, original equipment, machinery, furnishings and apparatus required thereof pursuant to the specifications of to the specifications of the Town of Hamburg Engineering Department, Erie County Health Department, Erie County Department of Environment and Planning-Division of Sewerage Management and the New York State Department of Environmental Conservation

and all governmental authorities having jurisdiction over sewer line construction, all in the proposed Extension, which map, plan and report have been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, there shall be no cost to the Town for the proposed Extension;

WHEREAS, the Town Board has given due consideration to the impact that the establishment of the Extension may have on the environment and, on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the establishment of such Extension; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, a duly executed Environmental Assessment Form has been filed in the office of the Town Clerk; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on the 5th day of November, 2007, commencing at 6:00 p.m. (Prevailing Time), at said Town Hall, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to the Extension; and

WHEREAS, certified copies of such Order Calling Public Hearing were duly published and posted pursuant to the Town Law with notice being duly sent to the sole property owner within such Extension.

NOW, THEREFORE, upon the evidence adduced at such Public Hearing, be it
RESOLVED BY THE TOWN BOARD OF THE TOWN OF HAMBURG, IN THE
COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that:

(a) the Petition received has been signed and acknowledged, proven or authenticated as required by law, and is otherwise sufficient;

(b) the Notice of Public Hearing was published, posted and filed as required by Law with notice being given to all property owners within the proposed Extension, and is otherwise sufficient;

©) all the property and property owners included in the proposed Extension herein above referred to in the recitals hereof are benefitted thereby;

(d) all the property and property owners benefitted are included within the limits of the proposed Extension;

(e) it is in the public interest to extend the District.

Section 2. The establishment of the Extension is hereby approved, as hereinafter

described, and said Extension shall be designated and known as the Villas at Briarwood Extension

to the Town of Hamburg Master Sewer District, in the Town of Hamburg, and shall be bounded and

described as follows:

ALL THAT TRACT OF PARCEL OF LAND situate in the Town of Hamburg, County of Erie and State of New York being part of Lot Nos. 27 and 28, Township 9, Range 8 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point of intersection of the centerline of Amsdell Road (66 feet wide) with the northwest corner of lands conveyed to Joseph M. Paszkiewicz and Lisa M. Paszkiewicz, his wife, by deed recorded in the Erie County Clerk's Office in Liber 10110 of Deeds at Page 627; running thence southerly along the westerly line of lands so conveyed to said Paszkiewicz and along the westerly line of lands conveyed to William Craver and Darlene Craver, his wife, by deed recorded in the Erie County Clerk's Office in Liber 9961 of Deeds at Page 315, and along the westerly line of lands conveyed to Amy J. Wojdyla by deed recorded in the Erie County Clerk's Office in Liber 11018 of Deeds at Page 6453, a measured distance of 2175.91 feet to the centerline of Pleasant Avenue (66 feet wide); thence southwesterly along the centerline of Pleasant Avenue, a measured distance of 213.76 feet to the southeast corner of lands conveyed to Bruce J. Reid and Linda H. Reid, his wife, by deed recorded in the Erie County Clerk's Office in Liber 10904 of Deeds at Page 4669; thence northerly along the easterly line of lands so conveyed to said Reid, a measured distance of 166.92 feet to the south line of Lot No. 28 (also being the north line of Lot No. 27); thence westerly along the south line of Lot No. 28, a measured distance of 1059.22 feet to the southeast corner of lands conveyed to David S. Peters by deed recorded in the Erie County Clerk's Office in Liber 10896 of Deeds at Page 7666; thence northerly along the easterly line of lands so conveyed to said Peters, a measured distance of 1201.21 feet to the northeasterly corner thereof, said point being also on the southeasterly line of Southwestern Boulevard (100 feet wide); thence northeasterly along the southeasterly line of Southwestern Boulevard, a measured distance of 496.32 feet to the southwesterly corner of lands conveyed to Brian P. Krystniak by deed recorded in the Erie County Clerk's Office in Liber 10215 of Deeds at Page 781; thence southeasterly along the southerly line of lands so conveyed to said Krystniak, a measured distance of 499.32 feet to the southeast corner of lands conveyed to said Krystniak; thence northerly along the east line of said Krystniak's land, a measured distance of 262.25 feet to the southwesterly corner of lands conveyed to Lakeshore Volunteer Fire Company, Inc., by deed recorded in the Erie County Clerk's Office in Liber 8832 of Deeds at Page 375; thence easterly along the south line of lands so conveyed to Lakeshore Volunteer Fire Company, Inc., a measured distance of 383.97 feet to the southeast corner thereof; thence northerly along the east line of said lands, a measured distance of 560.88 feet to the centerline of

Amsdell Road; thence southeasterly, along the centerline of Amsdell Road, a measured distance of 98.19 feet to the Point of Place of Beginning.

Section 3. There shall be no cost to the Town for the proposed Extension.

Section 4. The permission of the State Comptroller is not required with respect to the Extension because the estimated cost of the Extension to the Typical Property (as defined in the Town Law) of \$281.78 is not above the Average Estimated Costs to the Typical Properties for the establishment of similar types of districts or extensions, as computed by the State Comptroller.

Section 5. The Town Clerk is authorized and directed within ten (10) days after the adoption of this resolution to record a copy of this Final Order in the Erie County Clerk’s Office and to file certified copies thereof, in duplicate, in the office of the State Department of Audit and Control at Albany, New York.

Dated: November 5, 2007
(SEAL)

Town Board of the Town of Hamburg

	Yes	No
Supervisor Walters	<u>X</u>	
Councilman Cavalcoli	<u>X</u>	
Councilwoman Kesner	<u>X</u>	
Councilman Smith	<u>X</u>	
Councilman Quatroche	<u>X</u>	

Town Board on August 6, 2007. The subdivision and site plan were approved by the Planning Board on August 15, 2007. Following the Town acceptance of the sewer construction by the as installed by the developer it's to be given to the Town at no cost. The Town will then be responsible for the operation and maintenance of the sewer system with responsibilities scheduled to be transferred over to Erie County as of January 1, 2008. It does not appear nor expected that there will be any opposition to the sewer district extension it's in the interest of time the developer has requested that the Town Board act to approve this extension at tonight's meeting.

Councilman Cavalcoli asks Mr. Kapsiak what the status of all this do to Erie County and capacity, have they settled all that now. Is there sufficient capacity?

Gerard Kapsiak responds that he doesn't believe that has been resolved yet. This is still being reviewed by the State D.E.C. and the Health Department.

There was no Public comment.

1.

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

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

RESOLVED, that the Town Board close the Public Hearing 6:10 p.m.

2.

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

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

RESOLVED, that the Town Board accept the Villas at Brierwood Extension to Town Master Sewer District.

3.

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

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

WHEREAS, a legal notice calling for bids for a contract for HVAC Upgrades at the Hamburg Town Hall was published as required by law; and

WHEREAS, two bids were received for such public works contract, namely:

- (A) **Parise Mechanical, Inc. Bid for \$234,000.00 and**
- (B) **MLP Plumbing & Mechanical, Inc. Bid of \$236,146.00; and**

WHEREAS, on July 16, 2007, this Town Board passed a resolution awarding the Town Hall HVAC Upgrades contract to MLP Plumbing & Mechanical, Inc. based upon the recommendation of the Town Superintendent of Highways, who was concerned about some past labor law violations of Parise Mechanical, Inc.; and

WHEREAS, in the course of a special proceeding commenced in the Supreme Court of the State of New York by Parise Mechanical, Inc. against the Town and MLP Plumbing & Mechanical, Inc. The lower dollar bidder, had extensive experience and expertise in

performing the required work, and any past labor law violations were, for the most part, nonwillful and technical in nature,

NOW, THEREFORE, BE IT RESOLVED, that this Board's resolution made on July 16, 2007 awarding the contract for HVAC Upgrades at the Hamburg Town Hall be and it hereby is rescinded, and it is further

RESOLVED, that based upon all of the information provided by Parise Mechanical, Inc. concerning the successful completion of numerous construction projects on time and within budget for various governmental entities, and, in addition, but not limited to, the statements and testimony made by representatives of Parise Mechanical, Inc. on October 26, 2007, the contract for HVAC Upgrades at the Hamburg Town Hall be and it hereby is awarded to Parise Mechanical, Inc., the lowest responsible bidder, and it is further

RESOLVED, that the Supervisor be and he hereby is authorized to sign the contract for this project.

4.

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

ADOPTED

WHEREAS, the Hamburg Development Corporation (HDC) has been asked to submit an application as a pass-through agency for the Hamburg Chamber of Commerce's request for funding for several worthwhile programs from the Verizon Foundation, and

WHEREAS, the Hamburg Development Corporation (HDC) will be the primary applicant for this funding due to its 501c-3 designation, and

WHEREAS, the Hamburg Chamber of Commerce has requested and will receive \$8,000.00 from the Verizon Foundation, and

WHEREAS, the \$8,000.00 in funding is to be utilized to support marketing at the Hamburg Farmer's Market, the Hamburg Chamber's Anniversary Recognition Dinner, Holiday Bash at the Fairgrounds, and Student Star Program.

NOW THEREFORE BE IT RESOLVED, that the Executive Director of the Hamburg Development Corporation (HDC) be authorized to act as a pass-through agency for the Hamburg Chamber of Commerce and submit an application for funding from the Verizon Foundation for

is authorized to create and fill the position of Assistant Supervising Maintenance Mechanic, and **BE IT FURTHER RESOLVED**, that the Hamburg Town Board, take all appropriate actions required by the Town to create this position which position will be transferred to the Erie County Sewer District No. 3, upon completion of its merger with the Wanakah Sewer District.

7.

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

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

BE IT RESOLVED, that the Town Clerk is authorized to publish a legal notice for the Master Plumber License, Site Utility contractor License and Journey Plumber License examination.

The examination is scheduled for December 11, 2007 at 6:00 p.m.

8.

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

ADOPTED Ayes 4 Walters, Cavalcoli, Smith, Quatroche
 Noes 0
 Abstain 1 Kesner

RESOLVED, that the Town Board approve the Supervisor to sign section 8 of the PO-17 form creating an Assistant Police Chief (Competitive Class) position for the Police Department. In accordance with the provisions of Civil Service Law, Section 22, Erie County Commissioner, John W. Greenan, has completed Section 7 of the PO-17 certifying this the appropriate title for the position.

ALSO BE IT RESOLVED, that the Town Board approve the appointment of Captain John Conlon to the newly created position of Assistant Police Chief (Provisional) effective November 5, 2007.

9.

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

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

Noes 0

RESOLVED, that the Town Board authorize the Finance Department to transfer \$43,000.00 from Trust and Agency Account #T37 to Account A7140.303 to be used for the purchase and installation of three playground units. The playground units are priced at a 50% discount, saving the Town \$28,220.73.

10.

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

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

WHEREAS, a sanitary sewer replacement project is being undertaken by the Town of Hamburg along Bayview Road, including the portion which crosses beneath the CSX and Norfolk Southern railroad tracks; and

WHEREAS, both railroads require that new License Agreements be entered into by the Town of Hamburg for these pipeline occupancies, copies of which have been sent to and reviewed by the Town Engineer,

THEREFORE BE IT RESOLVED, that the Supervisor is authorized to sign the License Agreements with CSX Transportation, Inc. and Norfolk Southern Railway Company in this regard.

Gerard Kapsiak notes that this is where the tracks cross Bayview Road.

11.

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

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

WHEREAS, following review of a request from the Traffic Safety Advisory Board for improved street lighting at the intersections of Milestrip Road with Niles Avenue and Milestrip Road with the New York State Thruway entrance, the Town Engineer has recommended that three additional street lights are warranted at these locations,

THEREFORE BE IT RESOLVED, that the Town Board authorizes New York State Electric and Gas (NYSEG) to install one pole and a 150 watt high pressure sodium fixture at both the northeast and southwest corners of Milestrip Road and Niles Avenue, and also install one pole and a 250 watt high pressure sodium turnpike light at the northwest corner of Milestrip Road and the New York State Thruway. NYSEG has estimated that this will result in an increased billing to the Town of Hamburg of \$827.34 per year for street lighting costs. The installation of these street lights is conditional upon NYSEG receiving permits from the New York State Dept. of Transportation for the poles to be installed within the State highway right-of-way at these locations.

BE IT FURTHER RESOLVED, that the Town Clerk is requested to provide two certified copies of this resolution to the Engineering Department for transmittal to NYSEG.

12.

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

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

Proclamation declaring Friday, October 26, 2007 to be American Legion National Commander Martin Conaster Day in the Town of Hamburg.

13.

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

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

RESOLVED, that the Town Board approve the appropriation of funds for the Recreation Department as follows:

From: Personal Services	A7020.100	\$1,300.00
To: Personal Services	A7180.100	\$1,300.00

Minimum wage increase and rainless beach season extended budgeted funds.

14.

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

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

WHEREAS, a request for proposal for a Radio Console System was advertised by the Town Clerk for bids to be received on October 29, 2007 at 11:00 am in the Town Clerk’s Office. Only one bid was received for said proposal.

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Town Clerk to open said bid and forward same to the Town of Hamburg Police to review for compliance with the advertised Request for Proposal.

15.

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

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

WHEREAS, the Town Board authorize the Town Clerk to advertise for bids for a Voting Receiver System, Police Radio. Said bids to be returnable and opened by the Town Clerk on Wednesday, November 21, 2007 at 11:00 a.m.

16.

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

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

RESOLVED, that the Town Board approve the hiring of 26 and termination of 13 personnel in

the Recreation Department as follows:

1. Biellak, Paul	A7265(230)	11/4/07	Terminate
2. Biellak, Paul	A7265(230)	11/5/07	\$7.21 P/T
3. Gallardo, Nicholas	A7265(230)	11/4/07	Terminate
4. Gallardo, Nicholas	A7265(230)	11/5/07	\$9.55 P/T
5. Greenauer, Josh	A7265(230)	11/4/07	Terminate
6. Greenauer, Josh	A7265(230)	11/5/07	\$7.21 P/T
7. Reid, Gregory	A7265(230)	11/4/07	Terminate
8. Reid, Gregory	A7265(230)	11/5/07	\$8.76 P/T
9. Silverman, Scott	A72659230)	11/4/07	Terminate
10. Silverman, Scott	A7265(230)	11/5/07	\$8.24 P/T
11. Bushen, Amy	B7310(320)	11/4/07	Terminate
12. Bushen, Amy	B7310(320)	11/5/07	\$7.43 P/T
13. Gallardo, Daniel	B7310(320)	11/4/07	Terminate
14. McSkimming, Campbell	B7310(320)	11/4/07	Terminate
15. McSkimming, Campbell	B7310(320)	11/5/07	\$10.34 P/T
16. Motz, Lisa	B7310(320)	11/4/07	Terminate
17. Motz, Lisa	B7310(320)	11/5/07	\$10.34 P/T
18. Motz, Amy	B7310(320)	11/18/07	Terminate
19. Motz, Amy	B7310(320)	11/19/07	\$8.81 P/T
20. Walsh, David	A7180(215)	11/4/07	Terminate
21. Walsh, David	A7310(320)	11/5/07	\$8.23 P/T
22. Duggan, Kathleen	A7180(215)	11/15/07	Terminate
23. Duggan, Kathleen	A7180(215)	11/16/07	\$10.34 Seas P/T
24. Cefaly, Paul	A7265(230)	11/18/07	Terminate
25. Cefaly, Paul	A7265(230)	11/19/07	\$10.34 Seas P/T
26. Duggan, Kathleen	A7265(230)	10/29/07	\$10.34 P/T
27. Bates, Edward	B7310(320)	10/29/07	\$9.55 Perm P/T
28. Berfield, Christine	B7310(320)	10/29/07	\$8.25 Perm P/T
29. Bermingham, James	A7265(230)	10/29/07	\$10.30 P/T
30. Cleary, Kristin	B7310(320)	10/29/07	\$8.32 Perm P/T
31. Diplock, Megan	B7310(320)	10/29/07	\$7.43 Perm P/T
32. Dosch, Amanda	B7310(320)	10/29/07	\$7.15 Perm P/T
33. Felice, Matthew	A7265(230)	10/29/07	\$9.82 Perm P/T
34. Rodrigue, Natalie	B7310(320)	10/29/07	\$8.25 Perm P/T
35. Mann, Timothy	B7310(320)	10/29/07	\$7.69 Perm P/T
36. Mindel, William	B7310(320)	10/29/07	\$8.24 Perm P/T
37. Russell, Rebecca	B7310(320)	10/29/07	\$8.00 Perm P/T
38. White, Timothy	B7310(320)	10/29/07	\$9.82 Perm P/T
39. Zdrojewski, Shannon	B7310(320)	10/29/07	\$9.65 Perm P/T

			VOUCHER #'S
OPERATING FUND:			
BATCH #	141	\$376,565.66	22264-22375
BATCH #	142	\$14,257.60	22377
BATCH #	143	\$234,986.50	22378-22478
BATCH #	144	\$500,000.00	22479
BATCH #	145	\$488,118.50	22481-22562
BATCH #	146	\$812,316.93	22579-22636
BATCH #	147	\$70,039.82	UNPROCESSED
BATCH #			
TOTAL OPERATING FUND DISBURSEMENTS:			\$2,496,285.01
TRUST & AGENCY:			
BATCH #	47	\$232,189.44	9919879
BATCH #	48	\$543,728.33	
BATCH #	49	\$8,755.24	
BATCH #			
BATCH #			
TOTAL TRUST & AGENCY DISBURSEMENTS			\$784,673.01
CAPITAL FUND DISBURSEMENTS:			
BATCH #	70	\$520,000.00	22376
BATCH #	71	\$725,000.00	22480
BATCH #	72	\$128,136.39	22563-22573
BATCH #	73	\$9,254.00	UNPROCESSED
BATCH #			
BATCH #			

\$1,382,390.39

TOTAL CAPITAL
FUND
DISBURSEMENTS:

PAYROLL:

PR #	#22	\$526,128.56
PR #		
PR#		

TOTAL PAYROLL DISBURSEMENTS:	\$526,128.56
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PETTY CASH	\$0.00
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TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT:	\$5,189,476.97
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Andrew Reilly explains that the next resolution is because on October 15th that there was a tentative schedule for accepting the FEIS for Lowe's is complete, not making a final decision. This is allowing it to move forward.

Supervisor Walters notes that he had the chance to review what Mr. Reilly sent over and the comments that he made and he is ready to move forward.

Councilman Quatroche questions if this means all the issues were successfully addressed.

Drew Reilly responds that in the FEIS some of the issues have not been addressed. They still have the potential of losing one of their out parcels because of the flood plain and other issues. The other issue is they met with the D.O.T last week and they told the D.O.T that if this project was to go forward, it would not go forward without a traffic signal. They said they would try to get back this week to agree to that. Obviously, the project will not go forward without a traffic signal at that location. The biggest complaint from the residents is traffic. D.O.T believes this project will not have a heavy flow of traffic.

Councilman Smith notes he thinks they are convinced and they will move forward with a signal that will only operate during normal business hours at that location. They have the numbers now

resolution was

ADOPTED

Ayes 5

Walters, Cavalcoli, Kesner, Smith, Quatroche

Noes 0

RESOLVED, that the Town Board adjourn at 8:45 p.m.

Catherine A. Rybczynski