

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 7th day of November 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 7:14 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; Gregory Wickett, Police Chief; Tom Best, Sr., Highway Superintendent; Christopher Hull, Director of Community Development; 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.

3.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

RESOLVED, that the Town Board Approve the minutes of the following meetings:

10/13/2016	Budget Work Session
10/17/2016	Work Session
10/17/2016	Town Board Meeting
10/24/2016	Budget 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 termination and rehiring of personnel for the Domestic Violence Department as follows:

#	Emp #	Emp Name	N or R	Position	Start date	Full time	PT/Sea/temp	Term date
						hrly rate	hrly rate	
1	4500	O'Brien, Elizabeth	R	Clerk Typist P/T			\$11.59	10/17/2016
2	4500	O'Brien, Elizabeth	R	Clerk Typist P/T-Seasonal	10/18/2016		\$11.59	

5.

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 Recreation Department issuing alcohol waivers for the following November (one additional) and December Taylor Road rentals:

11/11/2016	12/02/2016	12/04/2016	12/09/2016
12/10/2016	12/11/2016	12/16/2016	12/17/2016
12/18/2016	12/23/2016	12/24/2016	12/25/2016
12/26/2016	12/29/2016	12/30/2016	12/31/2016

WHEREAS, the applicant has agreed to abide by the regulations governing Town of Hamburg Water Districts and to pay annual charges equivalent to the tax rate of the 1993 MWIA (SW-36), including frontage charges and assessed valuation charges associated with the remaining debt service for the 1993 MWIA,

THEREFORE BE IT RESOLVED that the Town Board, as Commissioners of the 1993 MWIA, approve the above parcel as a Fringe Customer to the 1993 MWIA, for connection to the Town of Hamburg waterline on South Abbott Road.

9.

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

Ayes	3	Walters, Best, Quinn
Noes	0	

RESOLVED, the Town Board authorize Detective Paul Randall and Police Officer Jeffery Bullard to attend the Gracie Survival Tactics Certification Course, in Arlington, Texas, November 6 – 11, 2016.

Cost of Seminar:	\$1,790.00
Flight:	985.62
Lodging: (Approximate)	700.00
Car Rental:	258.06
Meals: 6 days X \$40.00 x 2	480.00
Gas: (Approximate)	50.00

TOTAL: \$4,263.68

Money is available in account B3120.492.

10.

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

Ayes	3	Walters, Best, Quinn
Noes	0	

WHEREAS, the Hamburg Town Code contains and specifies the local laws, and ordinances of the Town of Hamburg; and

WHEREAS, the Hamburg Code Review Committee has evaluated these regulations based on issues raised by Town boards, departments and officials; and

WHEREAS, the Hamburg Code Review Committee has prepared draft language for these proposed amendments relating to temporary permits, barb wire fencing, dog control, Peddling and Soliciting, smoking on Town property and sidewalks; and

WHEREAS, in accordance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act – SEQRA) of the Environmental Conservation Law, the Hamburg Town Board has conducted an environmental review of these Zoning Code revisions; and

WHEREAS, the Town has identified that there are no other Permitting or Approval agencies for this action; and

WHEREAS, a public hearing was held on October 17, 2016 regarding these Zoning Code amendments, and no adverse comments were received; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board is proposing to adopt these Zoning Code amendments by enacting a Local Law; and

WHEREAS, these proposed zoning amendments were referred to Erie County in accordance with General Municipal law section 239-m and the County had no adverse comments.

NOW, THEREFORE BE IT RESOLVED that the Hamburg Town Board, in accordance with the State Environmental Quality Review Act (SEQRA) has determined that the proposed enactment of this Local Law will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public and is consistent with social and economic considerations and therefore issues the attached SEQR Negative Declaration in accordance with Section 617.7 of the SEQR regulations, and

BE IT FURTHER RESOLVED that the Supervisor is authorized to sign the Environmental Assessment Form (EAF) and the Planning Department is authorized to complete the required notices and filings.

11.

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

ADOPTED	Ayes	3	Walters, Best, Quinn
	Noes	0	

WHEREAS, the Hamburg Town Code contains and specifies the local laws and ordinances of the Town of Hamburg; and

WHEREAS, the Hamburg Code Review Committee has evaluated these laws and ordinances based on issues raised by Town boards, departments and officials; and

WHEREAS, the Hamburg Code Review Committee has prepared draft language for these proposed amendments and recommended them to the Town Board, and

WHEREAS, the Hamburg Planning Board has reviewed and recommended these revisions; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board is proposing to enact a local law as follows:

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 227. Streets and Sidewalks, Article II. Sidewalk Maintenance and Repair, §227-A*

WHEREAS, the Town Board conducted a public hearing on October 17, 2016 and received no adverse comments; and

WHEREAS, the Town Board has issued a Negative Declaration and referred these proposed code revisions to Erie County in accordance with General Municipal Law section 239-m.

WHEREAS, the proposed Town Code amendments are in accordance with the Town’s Comprehensive Plan.

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board amends the Code of the Town of Hamburg to provide for the amendments to the Town Code as referenced above.

This Local Law shall take effect upon filing in the office of the Secretary of State of the State of New York.

12.

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

ADOPTED	Ayes	3	Walters, Best, Quinn
	Noes	0	

RESOLVED, the Town Board authorize Police Officer Jonathan Cross to attend the DCJS SWAT Operator Course, a four (4) week course – October 31-November 4, 2016, November 7-10, 2016, December 5-9, 2016, and December 12-16, 2016, in Oriskany, New York.

Meals: \$40.00 per day x 20days	\$800.00
Tolls: (approximately)	\$100.00
Gas: if needed	<u>\$200.00</u>
TOTAL:	\$1,100.00

Use of Unmarked Police vehicle for transportation is requested.

Money is available in account B3120.492.

13.

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 Board of the Town of Hamburg adopt the special assessments indicated on the attached “Letter of Authorization” as part of the 2017 Town of Hamburg Budget.

Letter of Authorization

To: Erie County Real Property Tax Department
From: Town of Hamburg
Subject: Unpaid items to be included in tax warrant
Date: October 31, 2016

In accordance with New York State Town Law, section 198, the town board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below, by placing a lien upon the real property for which such services were provided. **Be sure to include a copy of the resolution(s) adopting all special town charges.**

In light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the town assessor's master computer assessment roll file, which is also hereby being delivered by the assessor with this letter of authorization.

• Total Unpaid Water	\$6,553.18
• Total Unpaid Sewer	\$ _____
• Total Unpaid Refuse	\$34,296.00 + \$91,312.00 (\$125,608.00)
• Total Ag Penalty	\$ _____
• Total Other Charges	\$ _____
• Total Omitted Taxes	\$ _____
Total of Items Above	\$132,161.18

Certification Town of Hamburg
Town Supervisor, Steven J. Walters

Date: October 31, 2016
Catherine A. Rybezyński
Town Clerk, Catherine A. Rybezyński

Assessors Use Only

Date RPS file submitted to County RPTS _____

I hereby certify that the entries on the master assessment roll file delivered herewith equal the amounts as required by the town board as provided for above.

Milton Bradshaw
Assessor, Milton Bradshaw

11-2-16
Date

County RPTS Use Only

Date filed received _____ By: _____

File in balance Yes _____ No _____

Town of Hamburg
2017 Budget
Special Assessments

Erie County Water Authority delinquent water charges
Total \$6,553.18

Removal of weeds, grass and brush
Total \$34,296.00

Costs associated with unsafe building conditions/emergency enclosures
Total \$91,312.00

TOTAL \$132,161.18

14.

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 Big Tree
Volunteer Firemen's Company, Inc.:

Edgar Reigh
35 Foster Ridge
Hamburg, New York 14075

15.

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 termination, hiring 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	4404	Avery, Maxwell		Rec Attd- A7310				11/8/2016
2	113	Boswell, David		Rec Attd-ER7251				11/8/2016
3	3854	Boswell, James		Van Driver-A6772-P/T				10/31/2016
	3854	Boswell, James	R	Van Driver-A6772-Seas	11/1/16		\$10.97	
4	4709	Casey, Owen		Lifeguard-A7310				11/8/2016
5		Compise, Jared	N	Rec Attd-EI7265-P/T	11/8/16		\$9.00	
6	4721	Dake, Joshua		Rec Attd-A7310-Seas				11/14/2016
	4721	Dake, Joshua	R	Rec Attd-A7310-P/T	11/15/16		\$9.00	
7	4703	Ellis, Christopher		Rec Attd-ER7251-P/T				11/12/2016
	4703	Ellis, Christopher	R	Rec Attd-EI7265-P/T	11/13/16		\$9.00	
8		Grasso, Maria	N	Rec Attd-EI7265-P/T	11/8/16		\$9.25	
9	3440	Greenauer, Joshua		Rec Attd-EI7265-Seas				11/12/2016
	3440	Greenauer, Joshua	R	Rec Attd-A7310-P/T	11/13/16		\$10.69	
10	3905	Lease, Warren		Rec Attd-EI7265-Seas				11/21/2016
	3905	Lease, Warren	R	Rec Attd-A7310-P/T	11/22/16		\$11.50	
11		Lorquet, Mark	N	Van Driver-A6772-P/T	11/8/16		\$9.00	
12	4265	Michalek, Colin		Lifeguard-A7310				11/8/2016
13	4637	Miller, Michael		Rec Attd-EW7251				11/8/2016
14	4662	Padovani, Michael		Rec Attd-EI7265-Seas				11/26/2016
	4662	Padovani, Michael	R	Rec Attd-EI7265-P/T	11/27/16		\$9.00	
15	3943	Perry, Ramsey		Rec Attd-ER7251-P/T				11/12/2016
	3943	Perry, Ramsey	R	Rec Attd-A7310- P/T	11/13/16		\$9.75	
16	4224	Pezzino, Joseph		Rec Attd-EI7265-Seas				11/7/2016
	4224	Pezzino, Joseph	R	Rec Attd-EI7265-P/T	11/8/16		\$9.00	
17	3980	Picciano, Ronald		Rec Attd-ER7251				11/8/2016
18	4638	Pietras, Sarah		Rec Attd-A7310				11/8/2016
19	3704	Reid, Gregory		Rec Attd-EI7265-Seas				11/21/2016
	3704	Reid, Gregory	R	Rec Attd-EI7265-P/T	11/22/16		\$10.45	
20	4736	Reinagel, Brittany		Rec Attd-A7310-Seas				11/14/2016
	4736	Reinagel, Brittany	R	Rec Attd-A7310-P/T	11/15/16		\$9.00	
21	4437	Ringo, Nolan		Rec Attd-ER7251-P/T				11/12/2016
	4437	Ringo, Nolan	R	Rec Attd-A7310-P/T	11/13/16		\$9.00	
22	4269	Schelter, Chelsea		Lifeguard-A7310				11/8/2016
23		Smith, Gabrielle	N	Lifeguard-A7310-P/T	10/21/16		\$9.25	
24	4750	Sortisio, Ryan		Rec Attd-EW7251-Seas				11/5/2016
	4750	Sortisio, Ryan	R	Rec Attd-A7310-P/T	11/6/16		\$9.00	
25	3808	Steger, Amy		Rec Attd-ER7251				11/8/2016
26	4358	Volk, Charles		Rec Attd-ER7251				11/8/2016
27		Weimer, Emily	N	Lifeguard-A7310-P/T	10/21/16		\$9.25	
28	4223	Wicka, Paul		Rec Attd-EI7265-P/T				11/12/2016
	4223	Wicka, Paul	R	Rec Attd-ET7180-P/T	11/13/16		\$11.00	

16.

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

WHEREAS, the Town of Hamburg operates and maintains the Woodlawn Beach State Park on behalf of the New York State Office of Parks, Recreation and Historic Preservation; and

WHEREAS, in order to make the picnic grove area located at the north end of the park more appealing for use by a larger variety of patrons, the Town desires to convert an existing storage building into a restroom facility; and

WHEREAS, the Town has secured a grant for the construction of the restroom facilities which must conform to the requirements established by the New York State Office of Parks, Recreation and Historic Preservation which include that all new facilities be designed by a licensed professional engineer.

THEREFORE BE IT RESOLVED, that the Town Supervisor is authorized to enter into an agreement under the current Town Engineering Services contract with GHD Consulting Services Inc. not to exceed the amount of \$45,000 for the design and bidding of the improvements; Funding available from Acct # H98 1620.460.

BE IT FURTHER RESOLVED, that one (1) certified copy of this resolution be provided to the Town Engineering Department, for transmittal to GHD Consulting Services Inc.

17.

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 Board authorize the out of town travel for Tim Jerome of the Recreation Department to attend the National Alliance for Youth Sports (NAYS) Congress in Orlando, FL. The event is scheduled for November 14-18, 2016. Some of Mr. Jerome’s expenses (registration, accommodations) are covered due to his position as an Advisory Board Member for NAYS.

Approximate Conference expenses include the following:

Air Fare:	\$568.00
Meals (5 days)	\$200.00
Incidentals	<u>\$ 32.00</u>
Total	\$800.00

18.

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

ADOPTED	Ayes 3	Walters, Best, Quinn
	Noes 0	

WHEREAS, a public hearing was held on October 24, 2016, for discussion and public comment concerning adoption of proposed local law #10, 2016

WHEREAS, proposed local law #10, 2016, is a local law to override the tax levy limit established in General Municipal Law Section 3-c,

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board adopt this proposed local law to read as follows:

A Local Law of the Town of Hamburg to override the tax levy limited established in General Municipal Law Section 3-c, as follows:

Be it enacted by the Town Board of the Town of Hamburg:

A local law to override the tax levy limit established in General Municipal Law §3-c.

Section 1. Legislative Intent

It is the intent of this local law to allow the Town of Hamburg to adopt a budget for the fiscal year commencing January 1, 2017 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law Section 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of the General Municipal Law Section 3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of no less than sixty (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Hamburg, County of Erie, is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c.

Section 4. Severability

If a court determines that any, clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm, corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date.

This local law shall take effect immediately upon filing with the Secretary of State.

19.

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

ADOPTED	Ayes	3	Walters, Best, Quinn
	Noes	0	

WHEREAS, the attached sheet of various equipment in the Buildings and Grounds Department is considered surplus and obsolete, and

WHEREAS, said equipment was sent to auction, generating revenue of \$4416.50

NOW THEREFORE BE IT RESOLVED, that the Town Board authorize the Buildings and Grounds Departments to increase revenue account A2650 and appropriation account A1640.413 in the amount of \$3,016.50 and to balance accounts and \$1400.00 to recreation account for senior vans.

Seller Settlement



Roy Teltzworth Inc
 6502 Barber Hill Road
 Geneseo, NY 14454
 Phone: (585) 243-1563
 Fax: (585) 243-3311
 EIN: 16-1122864

Invoice #: 13-58782-1

Seller Information	
Seller Name:	Nuwer, Ken
Seller Number:	13
Company:	Town of Hamburg Bldg. & Grounds
Location:	2718 Lakeview Road LAKE VIEW, NY 14085
Phone:	(716) 646-1290

Auction Information	
Auction:	Erie County Area Municipal & Contractor Equipment Auction 2016
Date:	10/08/2016 07:00
Location:	Buffalo Auto Auction 8418 Southwestern Blvd., Angola, NY 14006

Lot Num	Inventory Number	Description	Bidder	Bid
17	17	(8) Metatarc 400W light fixtures	216	\$1.00
18	18	Ammco brake lathe Model 4000	254	\$600.00
26	26	Electric air compressor, 1.5hp	1002	\$5.00
27	27	Push mower, 5hp	289	\$10.00
28	28	Homelite 4800W generator	273	\$75.00
29	29	Dayton 4000W generator	219	\$75.00
41	41	Pallet racking	280	\$50.00
82	82	Powermatic Model 50 wood jointer	105	\$50.00
100	100	Air compressor, gas powered, 16hp	289	\$20.00
101	101	Homelite 3500W generator	207	\$10.00
102	102	Lincoln Weldan power 150 gas powered welder	139	\$65.00
103	103	(4) Roof jacks	263	\$3.00
119	119	2000 Ford E350 XL 11 passenger van, V8, gas, automatic, AM/FM, A/C, 221K S/N 1FBNE31L3YH871684- Municipal, Town of Hamburg	1002	\$900.00
121	121	2000 Ford F350 XL 11 passenger van, V8, gas, automatic, A/C, AM/FM, 201K S/N 1FBNE31L3YH871683 - Municipal, Town of Hamburg	274	\$500.00
139	139	Air-Flo stainless steel salt/sand spreader	228	\$125.00
141	141	Rhino RF60 flail mower, 3pt hitch, no power shaft	263	\$400.00
143	143	Rhino RF60 flail mower, no power shaft	253	\$300.00
168	168	2001 Ford F450 dump w/ 9 ft. plow, diesel, 4x4, automatic, 11,000# GVW, 74K, S/N 1FDXF47F71ED75611 - Municipal, Town of Hamburg	5333	\$1,800.00
Total Lots: 18				\$4,989.00

19

Summary

Auction Gross	\$4,989.00
Commissions	(\$572.50)
Expenses	(\$0.00)
Credits	\$0.00
Auction Net	\$4,416.50
Total Paid	\$0.00

20.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

WHEREAS, a 1992 Royer Top Soil Shredder, is considered surplus and obsolete, and

WHEREAS, said vehicle was sent to auction, generating revenue of \$19,200.00.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorize the Highway Department to increase revenue account DB2650 and appropriation account DB5130.201 in the amount of \$19,200.00 to assist in funding the purchase of a 2016 International Crew Cab Dump Truck.

21.

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 Big Tree Volunteer Firemen’s Company, Inc.:

Jacob Reed
3227 S. Lyth Road
Blasdell, NY 14219

22.

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

ADOPTED Ayes 3 Walters, Best, Quinn
 Noes 0

TOWN BOARD
AUDIT OF CASH DISBURSEMENTS November 7 2016

OPERATING FUND:	VOUCHER #'S
BATCH #188 \$400.05	85895-85899
BATCH #189 \$582.32	85900-85909
BATCH #190 \$4,088.77	85910-85927
BATCH #191 \$41,883.66	85928-85966
BATCH #192 \$316.91	85958

BATCH #193 \$168,777.36 85967-86009
 BATCH #194 \$482,944.25 86012-86061
 BATCH #195 \$1,455.62 86062-86063
 BATCH #196 \$112,124.71 86064-86118
 BATCH #197 \$14,080.12 86119
 BATCH #198 \$465,872.64 86125-86210

TOTAL OPERATING FUND DISBURSEMENTS: \$1,292,526.41

TRUST & AGENCY:

TOTAL TRUST & AGENCY DISBURSEMENTS: \$0.00

CAPITAL FUND DISBURSEMENTS:

BATCH #39 \$5,205.03 86010-86011
 BATCH #40 \$188,461.90 86120-86124

TOTAL CAPITAL FUND DISBURSEMENTS: \$193,666.93

PAYROLL:

PR#P/R #21 \$671,442.44
 PR#P/R#22 \$775,224.36

TOTAL PAYROLL DISBURSEMENTS: \$1,446,666.80

PETTY CASH \$162.99

TOTAL CASH DISBURSEMENTS SUBMITTED FOR AUDIT: \$2,933,023.13

23.

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 of the Town of Hamburg does hereby adopt the Town of Hamburg 2017 budget, as previously filed by the Town Supervisor and known as the Tentative Budget with amendments as contained on the attached pages:

Summary of Budget Changes - General Fund

Increase in Appropriations	88,661
Increase in Estimated Revenues	88,661

<u>Department / Account</u>	<u>Account Code</u>	<u>2017 Tentative Budget</u>	<u>Change</u>	<u>2017 Final Budget</u>
APPROPRIATIONS:				
<u>Town Justice</u>				
Personal services	A1110.100	\$ 418,065	(845)	\$ 417,220
<u>Town Supervisor</u>				
Personal services	A1220.100	146,911	(282)	146,629
<u>Finance and Administration</u>				
Personal services	A1310.100	105,409	(403)	105,006
<u>Assessing</u>				
Personal services	A1355.100	198,930	23,689	222,619
<u>Town Clerk</u>				
Personal services	A1410.100	237,546	(506)	237,040
<u>Law</u>				
Personal services	A1420.100	199,739	(325)	199,414
<u>Personnel</u>				
Personal services	A1430.100	131,166	(574)	130,592
<u>Engineering</u>				
Personal services	A1440.100	268,733	(32,596)	236,137
<u>Central Data Processing</u>				
Personal services	A1680.100	59,040	(255)	58,785
<u>Information Technology</u>				
Personal services	A1690.100	97,868	(316)	97,552
<u>Public Safety Communications</u>				
Personal services	A3020.100	1,048,865	(324)	1,048,541
<u>Safety Inspection</u>				
Personal services	A3620.100	579,088	(770)	578,318
<u>Programs for Aging</u>				
Personal services	A6772.100	446,618	(564)	446,054
<u>Recreation Administration</u>				
Personal services	A7020.100	409,125	(1,623)	407,502
<u>Youth Programs</u>				
Hamburg Counseling Center	A7310.440	-	10,000	10,000
<u>Community Development Department</u>				
Personal services	A8686.100	192,526	(413)	192,113
<u>Employee Benefits</u>				
State retirement - employees	A9010.810	1,014,000	46,000	1,060,000
Social security	A9030.830	578,362	(1,232)	577,130
Hospital & medical ins. - active	A9060.860	1,435,488	20,000	1,455,488

<u>Transfer Enterprise Funds</u>				
Town Park	A9970.970	261,082	<u>30,000</u>	291,082
Net increase in appropriations			<u>88,661</u>	
ESTIMATED REVENUES:				
Real property taxes	A1001	10,664,213	8,661	10,672,874
Payments in lieu of taxes	A1081	260,000	30,000	290,000
Mortgage tax	A3005	950,000	<u>50,000</u>	1,000,000
Net reduction in estimated revenues			<u>88,661</u>	
APPROPRIATED FUND BALANCE				
Appropriated Fund Balance - Capital	1.5990	114,599	<u>(14,599)</u>	100,000

Summary of Budget Changes - Part Town Fund

Increase in Appropriations				1,944
Increase in Estimated Revenues				1,944

<u>Department</u> / Account	Account Code	2017 Tentative Budget	Change	2017 Final Budget
APPROPRIATIONS:				
<u>Police Department</u>				
Personal services	B3120.100	6,834,386	(83,935)	6,750,451
<u>Employee Benefits</u>				
State retirement - employees	B9010.810	38,000	1,800	39,800
State retirement - police	B9010.815	1,540,000	52,000	1,592,000
Social security	B9030.830	527,423	<u>32,079</u>	559,502
Net increase in appropriations			<u>1,944</u>	
ESTIMATED REVENUES:				
Real property taxes	B1001	4,235,217	<u>1,944</u>	4,237,161
Net increase in estimated revenues			<u>1,944</u>	

Summary of Budget Changes - Highway Fund

Increase in Appropriations	136,000
Increase in Estimated Revenues	36,000
Increase in Appropriated Fund Balance	100,000

<u>Department</u> / Account	Account Code	2017 Tentative Budget	Change	2017 Final Budget
APPROPRIATIONS:				
<u>General Repairs</u>				
Signs & signals	DB5110.205	4,000	11,000	15,000
Highway improvements	DB5110.210	350,000	75,000	425,000
<u>Transfer to Capital</u>				
Transfer to capital fund	DB9950.975	100,000	<u>50,000</u>	150,000
Net reduction in appropriations			<u>136,000</u>	
ESTIMATED REVENUES:				
Real property taxes	DB1001	5,888,099	<u>36,000</u>	5,924,099
Net increase in estimated revenues			<u>36,000</u>	
APPROPRIATED FUND BALANCE				
Appropriated Fund Balance	DB599	(150,000)	<u>100,000</u>	(50,000)

Summary of Budget Changes - Fire Protection Districts

Increase in Appropriations	27,689
Increase in Estimated Revenues	27,689

<u>Department</u> / Account	Account Code	2017 Tentative Budget	Change	2017 Final Budget
APPROPRIATIONS:				
Payment on Fire Contract				
Lakeshore Fire Protection District	SF1.3410.439	505,199	1	505,200
Scranton Fire Protection District	SF2.3410.439	470,912	5,088	476,000
Big Tree Fire Protection District	SF3.3410.439	474,225	5,010	479,235
Armor Fire Protection District	SF4.3410.439	264,836	5,281	270,117
Newton Abbott Fire Protection District	SF5.3410.439	447,803	5,429	453,232
Woodlawn Fire Protection District	SF6.3410.439	381,537	4,544	386,081
Town-wide Fire Protection District	SF8.3410.439	229,434	2,336	231,770
Net increase in appropriations			<u>27,689</u>	
ESTIMATED REVENUES:				
Amount to be raised by property tax				
Lakeshore Fire Protection District	SF1.1001	703,706	1	703,707
Scranton Fire Protection District	SF2.1001	617,273	5,088	622,361
Big Tree Fire Protection District	SF3.1001	648,587	5,010	653,597
Armor Fire Protection District	SF4.1001	345,346	5,281	350,627
Newton Abbott Fire Protection District	SF5.1001	507,021	5,429	512,450
Woodlawn Fire Protection District	SF6.1001	448,082	4,544	452,626
Town-wide Fire Protection District	SF8.1001	231,134	2,336	233,470
Net increase in estimated revenues			<u>27,689</u>	

Summary of Budget Changes - Enterprise Funds

Increase in Appropriations	31,417
Increase in Estimated Revenues	31,417

<u>Department</u> / Account	Account Code	2017 Tentative Budget	Change	2017 Final Budget
APPROPRIATIONS:				
<u>Golf Course Maintenance - Pers. Services</u>				
Salaries	ER7250.100	149,811	1,316	151,127
<u>Golf Course Maintenance - Emp. Benefits</u>				
Social Security	ER7250.830	11,461	101	11,562
<u>Town Park - Boat Launch</u>				
Launch Dredging	ET7230.406	30,000	<u>30,000</u>	60,000
Net increase in appropriations			<u>31,417</u>	
ESTIMATED REVENUES:				
<u>Golf Course</u>				
Greens Fees	ER2050.01	284,308	1,417	285,725
<u>Town Park</u>				
Transfer - General Fund	ET5031	261,082	<u>30,000</u>	291,082
Net increase in estimated revenues			<u>31,417</u>	

Supervisor Walters thanks all the department heads that assisted on the budget, particularly the Finance Director, Mary Dosch and Financial Consultant Luke Malecki. He also thanks the Town Board for their assistance in working on the budget and lastly he thanks the public for providing input regarding this budget and keeping the Town accountable.

Don Wiess questions what the percentage of change is after all the amendments to the tentative budget.

Supervisor Walters responds that it is right around 4.2%. They will have the adopted budget online once all the changes to the tentative budget are made.

Councilman Best responds that it is down significantly from last year.

Reports from the Town Board Members and Department Heads

Councilman Best reports that Christmas at the Cabin will be held on December 3rd. Santa will be there from 1:00 pm to 4:00 pm and the Annual Hamburg Holidays parade will be held on November 26th in the Village at 11:00 am. He has a meeting on November 15, 2016 with residents from Woodlawn regarding the creeks. They will have the environmental consultant coming out along with the Corps of Engineers to look at the creeks and possibly begin a study.

Councilman Quinn – no report

Supervisor Walters reminds everyone that Friday, November 11th is Veterans Day. There are a few events going on in the Town of Hamburg and they are posted on the town's website. Please attend an event as it is a good tribute to the men and women who served our Country. He thanks the Veterans for their service.

Catherine Rybczynski, Town Clerk, also thanks the Veterans for their service to our Country. There will be services at Post #527 at 10:45 am, at Post #1419 at 1:00 pm and Lakeside Cemetery at 9:30 am.

Rick Lardo, Engineering, reports that he has received some calls on the Mt. Vernon Sewer Project. The contractor pulled off for about a week and he promises to be back on Wednesday.

Martin Denecke, Director of Youth, Recreation and Senior Services, reports for the Youth Bureau that the Youth Court participants have been trained under the watchful eye of Judge Morgan and Nicole Dayka and that program is ready start. On Tuesday, November 15th at the Senior Center from 6:00 pm to 8:00 pm they will have a Resource Fair presented by the Erie County Task Force on opioids. They have WNY Holiday Partnership applications at the Senior Center. This is for families in need over the holidays. They will be available for pick-up on November 27th and applicants will need proof of residency, income and social security cards for all members of the household. The golf course will close on Friday.

Business from the Floor

John McKendry comments that on November 15th at Buffalo State College they are going to do a simulated derailment of a crude oil tanker. If the underground pipeline is approved they will be moving crude oil on CSX trains which will significantly increase the traffic through our area. He talked to a conductor of CSX and they are making the conductors draw 200 cars. He thanks the Engineering Department and Drew Reilly for their help moving the Quiet Zones forward.

Dennis Chapman comments that November 10th is the Marine Corps Birthday. The American Legion Post 527 will have a birthday cake and champagne for all current and retired marines. The Town Board is invited as well. On Veteran’s Day at 11:00 am they will promptly start their ceremony, everyone is welcome.

24.

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 move into Executive Session at 7:40 pm on personnel matters.

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 adjourn at 8:15 pm.

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