



Amherst Town Board

Regular Meeting of the Town Board

Agenda

5583 Main Street
Williamsville, NY 14221
www.amherst.ny.us

Francina J. Spoth
Town Clerk

In the event of a fire or other emergency, please follow the exit signs that are provided in this room and throughout Town Hall. Upon exiting this room, the main exits are located to the front and the rear of this building. ***Do not use the elevator during an emergency event.***

This meeting is being recorded and will stream live online
Amherstny.igm2.com

Monday, May 22, 2023

7:00 PM

Amherst Municipal Building

I. IN MEMORY

Marc Fabiano

II. INVOCATION

Councilmember Berger

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on May 22, 2023 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Brian J. Kulpa	☐	☐	☐	
Deputy Supervisor Deborah Bruch Bucki	☐	☐	☐	
Councilmember Jacqueline Berger	☐	☐	☐	
Councilmember Shawn Lavin	☐	☐	☐	
Councilmember Michael Szukala	☐	☐	☐	

V. MINUTES APPROVAL

1. Monday, May 08, 2023

VI. PROCLAMATIONS AND ANNOUNCEMENTS

Councilmember Shawn Lavin to recognize Arbor Day

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2023-466

Demolition of 88 Smallwood Drive

2. Resolution 2023-467

Local Law - Local Waterfront Revitalization Program (LWRP)

3. Resolution 2023-326

Local Law Amending Chapter 203 - to Exclude Certain Public Uses

VIII. DEVELOPMENT REVIEW ACTIONS**IX. PERSONAL APPOINTMENTS TO BOARDS & COMMITTEES**

Board Appointments - Amherst Conservation Advisory Council, Board of Ethics, Historic Preservation, IDA, Planning, Recreation, Recycling & Waste, Traffic Safety and the Zoning Board of Appeals.

NOTE - The number of vacancies is listed after the Committee name.

1. 9/11 Commemoration Committee

Membership is unlimited.

2. Amherst Committee on Disabilities (6)**3. Amherst Community Diversity Commission (4)****4. Amherst Conservation Advisory Council (5)****5. Amherst Government Financial Advisory Board**

Membership is full.

6. Amherst Industrial Development Agency

Membership is full.

7. Amherst Veterans Committee (3)**8. Arts & Culture in Public Places Board****9. Board of Assessment Review**

Membership is full.

10. Board of Electrician Examiners

Membership is full.

11. Board of Ethics

Membership is full.

12. Board of Plumbing and Drainage Examiners

Membership is full.

13. Design Advisory Board

14. Employee Suggestion Program Merit Award Board

Membership is full.

15. Employee Suggestion Review Committee

16. Energy Conservation Citizens Advisory Committee (3)

17. Freedom of Information Law (FOIL) Board

18. Glen Park Joint Board

19. Historic Preservation Commission

Membership is full.

20. Information Technology Advisory Committee (1)

21. Library Board of Trustees

Membership is full.

22. Minority / Woman Owned Business (4)

23. Open Government Advisory Board (7)

24. Planning Board

Membership is full.

25. Recreation Commission (1)

26. Recycling and Waste Committee (3)

27. Senior Services Advisory Board (5)

28. Traffic Safety Board (1)

Membership is full.

29. Youth Board

Adult vacancies (6), Youth vacancies (0)

30. Zoning Board of Appeals

X. PUBLIC EXPRESSION

This is an opportunity for residents to comment on matters involving Amherst other than those pertinent to Public Hearings that day. Speakers will be limited to 3 minutes.

XI. CONSENT AGENDA**XII. COUNCILMEMBER RESOLUTIONS****A. SUPERVISOR KULPA:****B. DEPUTY SUPERVISOR BUCKI:****C. COUNCILMEMBER BERGER:****1. Resolution 2023-468**

Fire Prevention Week Ad in the Amherst Bee

D. COUNCILMEMBER LAVIN:**1. Resolution 2023-469**

Tree Board Appointment

E. COUNCILMEMBER SZUKALA:**XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS****A. TOWN ATTORNEY:****1. Resolution 2023-470**

2023 Roadways Reconstruction (Meadowbrook Road and Blossom Heath) (Bond Resolution - \$250,000)

2. Resolution 2023-471

Settlement of Article 7 Matter - Kamal Enterprises, Inc. V. Town of Amherst

3. Resolution 2023-472

Settlement of Article 7 Matter - Lisa Friedman & Scott Friedman, and Todd Levine V. Town of Amherst

4. Resolution 2023-473

Settlement of Article 7 Matter - Iskalo Asset Fund II, LLC V. Town of Amherst

5. Resolution 2023-474

Settlement of Article 7 Matter - Sheridan Properties II, LLC V. Town of Amherst

6. Resolution 2023-475

Settlement of Article 7 Matter - Iskalo Office Holdings II, LLC V. Town of Amherst

B. TOWN CLERK:

1. Resolution 2023-476

Fireworks Permit - Country Club of Buffalo

2. Resolution 2023-477

Fireworks Permit - Transit Valley Country Club

3. Resolution 2023-478

New Firefighter for Swormville Fire Company

4. Resolution 2023-479

New Firefighter for Getzville Fire Company

5. Resolution 2023-480

New Firefighter for North Amherst Fire Company

C. ASSESSOR:

1. Resolution 2023-481

Memo of Understanding Between TOA & NYS (Assessment Equity Project) CRS #4028

D. BUILDING/BUILDING MAINTENANCE:

1. Resolution 2023-482

Real Estate Permit for Amherst Veterans Canal Park CRS #4054

E. CENTRAL ALARM:

F. COMPTROLLER:

1. Resolution 2023-483

Budget Transfers and Amendments

2. Resolution 2023-484

Trust Account for Opioid Settlement

G. CONTRACT COMPLIANCE:

1. Resolution 2023-485

Award Bid #2023017 Police Vehicles - CRS #4056

2. Resolution 2023-486

Award Bid #2023018 Boiler & Cooling Water Treatment Services - CRS #4059

3. Resolution 2023-487

Amendment to Bid #2023013 Town Wide Sprinkler Inspection & Service - CRS #4061

4. Resolution 2023-488

Short Term Extension of Town Wide Uniform Contract - CRS #4062

H. COURT:

I. ECONOMIC DEVELOPMENT:

1. Resolution 2023-489

Travel Authorization to NYCEDC 2023 Annual Meeting

J. EMERGENCY SERVICES:

K. ENGINEERING SERVICES:

1. Resolution 2023-490

2023 - 2028 Capital Improvement Program Amendment CIP Project No. H-10: Morningside Subdivision Roadway Reconstruction Phase II – Meadowbrook Rd & Blossom Heath

L. FINANCE:

M. HIGHWAY

N. HUMAN RESOURCES:

1. Resolution 2023-491

Chief Wastewater Treatment Plant Operator/Engineering-Plant/16

2. Resolution 2023-492

General Crew Chief/Highway Department

3. Resolution 2023-493

Assistant Electrical Inspector/Building Department

O. INFORMATION TECHNOLOGY:

P. PLANNING:**1. Resolution 2023-494**

To Authorize the Planning Department to Expend Funds from the Trust Account for the Veterans Memorial Consistent with Town Board Resolution RES-2011-871 for the Purpose of Engraving the Names of Veterans and Making Repairs to the Veterans Memorial.

2. Resolution 2023-495

Town Acceptance of a Land Donation at 3355 Millersport Highway

Q. POLICE:**1. Resolution 2023-496**

2023 Stop DWI Contract (CRS #4057) County of Erie

R. SENIOR SERVICES:**1. Resolution 2023-497**

Class Instructor Jane Cary CRS #4026

S. SEWER/PLANT 16:**1. Resolution 2023-498**

2023 (Year 20) Stormwater Annual Report and Signature Of Municipal Compliance Certification (MCC) Form

2. Resolution 2023-499

Award of Bid - Pavement Reconstruction on Niagara Falls Boulevard

3. Resolution 2023-500

Lou Gehrig Baseball Fields Improvements - Change Order No. 3 Northeast Diversification, Inc. CRS No. 4060

4. Resolution 2023-501

Purchase of One Easement Machine Dyna-Vac Equipment, Inc.

5. Resolution 2023-502

Purchase of One 2022 Dodge Ram 2500 Falls Dodge, Inc.

T. YOUTH AND RECREATION:**1. Resolution 2023-503**

Travel Authorization

XIV. UNFINISHED BUSINESS**XV. COMMUNICATIONS****1. Communication 2023-69**

Request for Fee Waiver - AAUW Buffalo Branch

2. Communication 2023-70

Correspondence from Judy Ferraro

3. Communication 2023-71

Correspondence from Dwight Kanyuck of Knauf Shaw LLP

4. Communication 2023-72

Notice of Claim: Scott Kaplan Vs. Town of Amherst

XVI. PUBLIC IMPROVEMENT PERMITS**XVII. PUBLIC EXPRESSION #2**

This is an opportunity for residents to comment on matters involving Amherst other than those pertinent to Public Hearings that day. Speakers will be limited to 3 minutes.

XVIII. ADJOURNMENT