



Amherst Town Board

Regular Meeting of the Town Board

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

Agenda

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, March 25, 2024

7:00 PM

Amherst Municipal Building

I. IN MEMORY

Jane Woodward (Councilmember for 15 years - 1991-2005; Member - 1982-1990 and Former Chair of Planning Board - 1990)

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on March 25, 2024 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

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

V. MINUTES APPROVAL

1. Monday, March 11, 2024

VI. PROCLAMATIONS AND ANNOUNCEMENTS

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2024-173

1565, 1575-1659 & 1641-1703 Niagara Falls Boulevard Requesting a Modification to Amend SEQRA Findings

2. Resolution 2024-210

46, 54, 60, 68, 74 & 84 South Linden Street - Bicentennial Comprehensive Plan Amendment

VIII. DEVELOPMENT REVIEW ACTIONS**1. Resolution 2024-261**

SEQR Determination 1635 North French Road, Z-2023-10

2. Resolution 2024-209

Adoption of Local Law to Amend the Zoning Map (1635 North French Road, Z-2023-10)

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 (6)**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 (2)**
- 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 (6)**
- 28. Traffic Safety Board (2)**
- 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 LAVIN:****C. COUNCILMEMBER BERGER:****1. Resolution 2024-262**

Travel Authorization for Climate Reality Leadership Training

2. Resolution 2024-263

Appointment to Climate Smart Communities (CSC) Task Force

D. COUNCILMEMBER SZUKALA:**E. COUNCILMEMBER MARINUCCI:****1. Resolution 2024-264**

Amherst Committee on Disabilities (CoD) Appointments

2. Resolution 2024-265

Amherst Community Diversity Commission Appointments

XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS**A. TOWN ATTORNEY:****1. Resolution 2024-266**

Amherst Central Park Focus Area 3 (Bond Resolution - \$11,000,000) (\$8.5M Long-Term Borrowing; \$2.5M Short-Term Borrowing for Working Capital (Principal to be Reimbursed by MusicalFare)

2. Resolution 2024-267

Boulevard Central District Sanitary Sewer Improvements (Order Calling for a Public Hearing) (\$21M) (\$11M Long-Term Borrowing; Up to \$10M Short-Term Borrowing for Working Capital)

3. Resolution 2024-268

Lighting District Extension - Miller's Crossing (Order Calling for a Public Hearing)

4. Resolution 2024-269

Lighting District Extension - Harding Road (Order Calling for a Public Hearing)

5. Resolution 2024-270

PILOT Agreement - Amherst Senior Apartments, LP (CRS #4659)

6. Resolution 2024-271

Authorization to Commence Surplus Money Proceeding - 4651 N. Bailey Avenue

7. Resolution 2024-272

Authorization to Commence Surplus Money Proceeding (433 Campus Drive)

8. Resolution 2024-273

Authorization to Commence Surplus Money Proceeding (61 Stanton Street)

9. Resolution 2024-274

Conflict of Interest Waiver - Hodgson Russ LLP

B. TOWN CLERK:**1. Resolution 2024-275**

Amusement License for Andale Cantina Restaurant

C. ASSESSOR:**D. BUILDING/BUILDING MAINTENANCE:****1. Resolution 2024-276**

Monroe County Fire Marshals & Inspectors Association

E. CENTRAL ALARM:**F. COMPTROLLER:****1. Resolution 2024-277**

Budget Transfers and Amendments

G. CONTRACT COMPLIANCE:**1. Resolution 2024-278**

Extension of Bid #2022008 Town Wide Roofing - CRS #4648

2. Resolution 2024-279

Award Bid #2024011 Pool Chemicals - CRS #4654 & 4655

3. Resolution 2024-280

Award Bid #2024010 Street Light Poles, Arms & Bases - CRS #4702 & 4720

4. Resolution 2024-281

Amendment to Bid #2023052 Town Wide Fire Alarm Inspection, Service & Security Monitoring - CRS #4662

H. COURT:**I. ECONOMIC DEVELOPMENT:****1. Resolution 2024-282**

Authorization to Sign Grant Agreement with Office of Children and Family Services CRS #4719

J. EMERGENCY SERVICES:**K. ENGINEERING SERVICES:****1. Resolution 2024-283**

Award of Bid – Ground Breaking Solutions LLC.– General Contract Audbon Golf Course Driving Range Expansion TOA Project No. 2000.085H

2. Resolution 2024-284

Amendment No. 1 – USIC Locating Services, LLC Streetlighting Utility Mark-Out Services Town Job # 2014.048A / CRS ID# 4214

3. Resolution 2024-285

Proposal for Installation of Nine (9) Fire Hydrants Miller's Crossing Subdivision – Phase 2 TOA Job No: 2018.043

4. Resolution 2024-286

Change Order #1 & Final – Parise Mechanical Inc. – Mechanical Contract Rebid of Mathewson McCarthy Little League Fieldhouse Improvements TOA Job # 2021.017A CRS No. 4715

5. Resolution 2024-287

Change Order #1 & Final –Industrial Power and Lighting Corp.– Electrical Contract Rebid of Mathewson McCarthy Little League Fieldhouse Improvements TOA Job # 2021.017A CRS No. 4714

6. Resolution 2024-288

Change Order #1 & Final – Walter S. Johnson Bldg. Co., Inc. – General Contract Rebid of Mathewson McCarthy Little League Fieldhouse Improvements TOA Job # 2021.017A CRS No. 4713

L. FINANCE:**M. HIGHWAY****1. Resolution 2024-289**

Purchase Food Scrap Composting Community Containers - CRS #4658

2. Resolution 2024-290

Overhead Door Repair and Service - CRS #4663

3. Resolution 2024-291

Award of 2024 - 2025 Purchasing Maintenance Materials and Construction Bids (Sections 1 - 8)

4. Resolution 2024-292

Authorize Supervisor to Sign STANLEY STEEL AND ALUMINIUM Contract Extension CRS #4646

5. Resolution 2024-293

Authorize Supervisor to Sign UPSTATE STEEL INC Contract Extension CRS #4674/3711

6. Resolution 2024-294

Authorize Supervisor to Sign VALLEY FAB & EQUIPMENT Contract Extension - CRS #4672

N. HUMAN RESOURCES:**1. Resolution 2024-295**

Extended Sick Leave of Absence Without Pay/Highway Department

2. Resolution 2024-296

Extended Sick Leave of Absence Without Pay/Highway Department

3. Resolution 2024-297

Recreation Attendant - PT/Youth & Recreation

4. Resolution 2024-298

Principal Clerk Typist/Planning Department

5. Resolution 2024-299

Senior Wastewater Treatment Plant Operator/Eng.-Plant #16

6. Resolution 2024-300

Laborer/Youth & Recreation

7. Resolution 2024-301

Leave of Absence Without Pay-Police Department

8. Resolution 2024-302

Police Attendant - PT/Police Department

9. Resolution 2024-303

Maintenance Worker/Police Department

10. Resolution 2024-304

Maintenance Worker/Police Department

11. Resolution 2024-305

Principal Clerk Typist/Police Department

12. Resolution 2024-306

Clerk Typist (55A)

13. Resolution 2024-307

Social Caseworker - PT/Sr. Citizens/Senior Services

O. INFORMATION TECHNOLOGY:**1. Resolution 2024-308**

Disposal of Obsolete Equipment

2. Resolution 2024-309

Request to Use Additional Trust and Agency Funds - Account T4011

P. PLANNING:**1. Resolution 2024-310**

Travel Request for Historic Preservation Commission Members

Q. POLICE:

1. Resolution 2024-311

Training & Travel Request IPTM Investigation of Motorcycle Crashes-Level 2

2. Resolution 2024-312

Training & Travel Request Tactical Team Conference & Trade Show

3. Resolution 2024-313

Training & Travel Request Commercial Motor Vehicle Size & Weight Enforcement Training

4. Resolution 2024-314

Training & Travel Request IPTM Event Data Recorder Use in Traffic Crash Reconstruction:
Level 1

5. Resolution 2024-315

Sole Source Designation & Permission to Purchase Nightforce Optics

6. Resolution 2024-316

Request for Additional Funds 2024 APD Safety Education & Community Policing Trust
Account

7. Resolution 2024-317

Contract Extension: Police and Fire Control Uniforms United Uniform Distribution, LLC
(CRS#4664)

8. Resolution 2024-318

Auction of Police Department Surplus Equipment & Disposal of Obsolete Item

9. Resolution 2024-319

Contract Extension: Milo Range Training System Town of Tonawanda Police Department
(CRS#4661)

10. Resolution 2024-320

Agreement to Purchase LiveScan System Upstate Wholesale Systems, Inc DbA Brite
(CRS#4684)

11. Resolution 2024-321

HVAC Custom Preventative Maintenance at APD Bailey Training Facility U&S Services, LLC
(CRS #4671)

12. Resolution 2024-322

APD HQ Entranceway Flooring Replacement GP Flooring Solutions (CRS#4689)

13. Resolution 2024-323

Master Services Agreement: Installation of LPR Flock Group, Inc. (CRS#4703)

R. SENIOR SERVICES:

1. Resolution 2024-324

Early Voting Polling Lease Agreement CRS #4707

S. SEWER/PLANT 16:

1. Resolution 2024-325

Travel Request Required Operator Training Courses

2. Resolution 2024-326

Travel Request Required Pretreatment Training Course

3. Resolution 2024-327

WPCF Laboratory Colilert System IDEXX Distribution, Inc. CRS - 4668

4. Resolution 2024-328

Award of Bid - Hohl Industrial Services, Inc. WPCF: Building No. 1 Screen and Valve Improvements – General Contract Town Project Nos. 2016.002H & 2018.002B

5. Resolution 2024-329

Award of Bid - CIR Electrical Construction Corporation WPCF: Building No. 1 Screen and Valve Improvements – Electrical Contract Town Project Nos. 2016.002H & 2018.002B

6. Resolution 2024-330

NYSOGS Piggyback Contract for #2 Fuel Oil Mirabito Holdings, Inc. D/B/A Mirabito Energy Products CRS #4716

T. YOUTH AND RECREATION:

XIV. UNFINISHED BUSINESS

XV. COMMUNICATIONS

1. Communication 2024-23

Amended Notice of Claim: Tammy M. Ulrich Vs. Town of Amherst Et Al.

XVI. PUBLIC IMPROVEMENT PERMITS

1. Resolution 2024-331

Public Improvement Permit No. 3114 Sanitary Sewer – Miller’s Crossing Subdivision Phase 2
2018.043/SUB-2018-02

2. Resolution 2024-332

Private Improvement Permit No. 3116 Paving & Curbing – Miller’s Crossing Subdivision
Phase 2 2018.043/SUB-2018-02

3. Resolution 2024-333

Private Improvement Permit No. 3117 Storm System – Miller’s Crossing Subdivision Phase 2
2018.043/SUB-2018-02

4. Resolution 2024-334

Public Improvement Permit No. 3119 Sanitary Sewer – 200 & 202 Brenridge Drive
2019.019/SP-2019-02

5. Resolution 2024-335

Public Improvement Permit No. 3120 Storm System – 200 & 202 Brenridge Drive
2019.019/SP-2019-02

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