



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

Tuesday, May 28, 2024

7:00 PM

Amherst Municipal Building

I. IN MEMORY

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on May 28, 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, May 13, 2024

VI. PROCLAMATIONS AND ANNOUNCEMENTS

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2024-464

Stop Sign Relocations Along Getzville Road

2. Resolution 2024-465

6000-6020 North Bailey Rezoning

3. Resolution 2024-466

2280 Wehrle Drive Rezoning

VIII. DEVELOPMENT REVIEW ACTIONS**1. Resolution 2024-467**

SEQR Determination (1789 Dodge Road, Z-2020-15)

2. Resolution 2024-468

Adoption of Local Law to Amend the Zoning Map (1789 Dodge Road, Z-2020-15)

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 (6)****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

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 (2)**21. Library Board of Trustees (2)****22. Minority / Woman Owned Business (4)****23. Open Government Advisory Board (8)****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:**
- D. COUNCILMEMBER SZUKALA:**
- E. COUNCILMEMBER MARINUCCI:**

XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS

- A. TOWN ATTORNEY:**
 - 1. Resolution 2024-469**
Consent to Formation of Regency Commons Water Works Corp. - 166 Klein Road
 - 2. Resolution 2024-470**
Settlement of Article 7 Matter - 570 DAB 38, LLC V. Town of Amherst
 - 3. Resolution 2024-471**
Settlement of Article 7 Matter - Benderson, LLC V. Town of Amherst
 - 4. Resolution 2024-472**
Settlement of Article 7 Matter - Sheridev, LLC V. Town of Amherst
 - 5. Resolution 2024-473**
Settlement of Article 7 Matter - 1401 Niagara Falls Boulevard, LLC V. Town of Amherst
- B. TOWN CLERK:**
 - 1. Resolution 2024-474**
Standard Work Day and Reporting Resolution
 - 2. Resolution 2024-475**
Amusement License for the Amberleigh

3. Resolution 2024-476

Amusement License - Hammerl Amusement Inc.

C. ASSESSOR:**D. BUILDING/BUILDING MAINTENANCE:****1. Resolution 2024-477**

Sealing and Striping CRS #4840 and CRS #4841

E. CENTRAL ALARM:**F. COMPTROLLER:****1. Resolution 2024-478**

Budget Transfers and Amendments

G. CONTRACT COMPLIANCE:**1. Resolution 2024-479**

Award Bid #2024021 Wheel Loader - CRS #4837

2. Resolution 2024-480

Award Bid #2024019 MOYNO Progressive Cavity Pumps - CRS #4839

3. Resolution 2024-481

Award Contract for Audiometric Services - CRS #4838

H. COURT:**I. ECONOMIC DEVELOPMENT:****J. EMERGENCY SERVICES:****1. Resolution 2024-482**

Agreement for Non-Town of Amherst Vehicle to Park at Harlem Road Community Center
(CRS ID #4830)

K. ENGINEERING SERVICES:**1. Resolution 2024-483**

Budget Neutral Bond Account Transfer Request Royal Park Sports Complex Improvements
TOA Project No. 2019.055

L. FINANCE:**M. HIGHWAY****1. Resolution 2024-484**

Auction of Highway Department Surplus Equipment - Spring 2024

2. Resolution 2024-485

AWARD OF 2024 - 2025 PURCHASING MAINTENANCE MATERIALS AND CONSTRUCTION BIDS (Sections 9 - 15)

N. HUMAN RESOURCES:**1. Resolution 2024-486**

Assistant Food Service Manager/Senior Services

2. Resolution 2024-487

Community Development Specialist/Planning Department

3. Resolution 2024-488

Program Supervisor-Youth & Recreation/Youth & Recreation Department

O. INFORMATION TECHNOLOGY:**P. PLANNING:****1. Resolution 2024-489**

Sidewalk Waiver Request - SWW-2024-01, 924 Klein Road

2. Resolution 2024-490

Authorization for the Supervisor to Sign the Collaboration Agreement to Complete an Analysis of Impediments to Fair Housing Choice CRS #4833

Q. POLICE:**R. SENIOR SERVICES:****S. SEWER/PLANT 16:****T. YOUTH AND RECREATION:****1. Resolution 2024-491**

Permission to Purchase

2. Resolution 2024-492

User Agreement (WNY PRISM) - CRS #4775

3. Resolution 2024-493

User Agreement (Fitness in the Parks) - CRS #4798

4. Resolution 2024-494

Grant Disbursement Agreement (Dellwood) - CRS #4732

5. Resolution 2024-495

Lease Agreement (Eldercare) - CRS #4766

6. Resolution 2024-496

Lease Agreement (NYSSAC) - CRS #4789

7. Resolution 2024-497

Contract Amendment (DaySmart) - CRS #4849

XIV. UNFINISHED BUSINESS**XV. COMMUNICATIONS****1. Communication 2024-43**

Request for Public Hearing - 1790, 1860 and 1920 North French Road & Portion of 999 Campbell Boulevard

2. Communication 2024-44

Correspondence from Sean Hopkins, Esq. - 1789 Dodge Road

3. Communication 2024-45

Correspondence from Sean Hopkins, Esq. - 4300 Millersport Highway

4. Communication 2024-46

Correspondence from Sean Hopkins, Esq. - 455 & 495 Schoelles Road

5. Communication 2024-47

Correspondence from Sean Hopkins, Esq. - 166 Klein Road

6. Communication 2024-48

Notice of Claim: Denille Reigelman, as Parent and Natural Guardian of Owen Reigelman Vs. Town of Amherst Et Al.

XVI. PUBLIC IMPROVEMENT PERMITS**1. Resolution 2024-498**

Public Improvement Permit No. 3122 Sanitary Sewer – Harding Road Subdivision
2005.101/SUB-2022-01

2. Resolution 2024-499

Public Improvement Permit No. 3123 Waterline – Harding Road Subdivision 2005.101/SUB-
2022-01

3. Resolution 2024-500

Private Improvement Permit No. 3124 Storm System – Harding Road Subdivision
2005.101/SUB-2022-01

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