



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, September 13, 2021

7:00 PM

Amherst Municipal Building

I. IN MEMORY

9/11 Victims with connections to Amherst & Western New York:

World Trade Center (North Tower)

Brandon J. Buchanan, 24, Cantor Fitzgerald

Michael Canty, 30, Carr Futures

Leonard M. Castrianno, 30, Cantor Fitzgerald

H. Joseph Heller, 37, Carr Futures

Stephen Hoffman, 36, Cantor Fitzgerald

Shai Levinhar, 29, Cantor Fitzgerald

Christopher E. Lunder, 34, Cantor Fitzgerald

Daniel Robert Nolan, 44, Marsh McLennan

Michael P. O'Brien, 42, Cantor Fitzgerald

Todd Pelino, 34, Cantor Fitzgerald

John Patrick Salamone, 37, Cantor Fitzgerald

Melissa Vincent, 28, Alliance Consulting

World Trade Center (South Tower)

FF Robert Foti, 42, Ladder 7, Engine 16

Philip T. Hayes 67, Fire Safety Director, World Trade Center, OCS Security

FF Michael F. Lynch, 30, Engine 40/L35 (on rotation from L32)

Lt. Paul T. Mitchell, 46, Battalion 1, Hook & Ladder 110

Sean Rooney, 50, Aon Corporation

FF Christopher Santora, 23, Engine 54, Ladder 4

FF Dennis Scauso, 46, HazMat 1

Margaret Walier Seeliger, 34, Aon Corporation

Jeffrey Shaw, 42, Forest Electric Company

Eric Thorpe, 35, Keefe, Bruyette & Woods

Rodney James Wotton, 36, Fiduciary Trust International

Pentagon

David W. Laychak, 40, Civilian Budget Analyst, US Army

United Flight 175 (South Tower)

Amy King, 29, Flight Attendant

Michael Tarrou, 38, Flight Attendant

American Airlines Flight 77 (Pentagon)

Renee May, 39, Flight Attendant

II. INVOCATION

Councilmember Szukala

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on September 13, 2021 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

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

V. MINUTES APPROVAL

1. Monday, August 23, 2021

VI. PROCLAMATIONS AND ANNOUNCEMENTS

Councilmember Bucki to recognize Danne Farrell for his contribution to the Town ceremonies, namely 9/11 Commemorative Ceremony and the Amherst Veterans Honoring Ceremony.

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2021-569

Request to Rezone 468 Harding Road

2. Resolution 2021-570

Request to Reclassify a Portion of 520 Campbell Boulevard and to Amend the Audubon Development Plan

3. Resolution 2021-678

10060 & 10090 Transit Road Rezoning

4. Resolution 2021-679

6842 & 6846 Main Street (Portions) Rezoning

5. Resolution 2021-772

All-Way Stop at Dawnbrook Lane & Morningstar Court

6. Resolution 2021-773

Relief from Zoning Condition - 3800 Sheridan Drive

VIII. 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 (2)

3. Amherst Community Diversity Commission (9)

4. Amherst Conservation Advisory Council (4)

- 5. Amherst Industrial Development Agency**
Membership is full.
- 6. Amherst Veterans Committee (4)**
- 7. Arts & Culture in Public Places Board (5)**
- 8. Board of Assessment Review**
Membership is full.
- 9. Board of Electrician Examiners**
Membership is full.
- 10. Board of Ethics**
Membership is full.
- 11. Board of Plumbing and Drainage Examiners**
Membership is full.
- 12. Citizens Financial Advisory Committee (2)**
- 13. Design Advisory Board**
- 14. Employee Suggestion Program Merit Award Board**
Membership is full.
- 15. Employee Suggestion Review Committee**
Membership is full.
- 16. Energy Conservation Citizens Advisory Committee (3)**
- 17. Freedom of Information Law (FOIL) Board**
- 18. Glen Park Joint Board (1)**
Village vacancy
- 19. Government Study Committee (2)**
- 20. Historic Preservation Commission (1)**
- 21. Information Technology Advisory Committee (2)**
- 22. Library Board of Trustees (1)**
- 23. Minority / Woman Owned Business (4)**

24. Open Government Advisory Board (4)**25. Planning Board**

Membership is full.

26. Recreation Commission (2)**27. Recycling and Waste Committee (3)****28. Senior Services Advisory Board (2)****29. Traffic Safety Board**

Membership is full.

30. Youth Board (5)

Adult vacancies (5), Youth vacancies (0)

31. Zoning Board of Appeals

Membership is full.

IX. 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.

X. CONSENT AGENDA**XI. COUNCILMEMBER RESOLUTIONS****A. SUPERVISOR KULPA:****1. Resolution 2021-774**

Elected Officials' Salaries for 2022

B. DEPUTY SUPERVISOR BERGER:**C. COUNCILMEMBER BUCKI:****D. COUNCILMEMBER LAVIN:****E. COUNCILMEMBER SZUKALA:****XII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS****A. TOWN ATTORNEY:****1. Resolution 2021-775**

Abandonment and Sale of S. Linden

2. Resolution 2021-776

Master Small Cell License Agreement - CRS #2877

3. Resolution 2021-777

License Agreement - 146 Florence Lane (Collymore) (CRS #2869)

B. TOWN CLERK:**1. Resolution 2021-778**

Fireworks Permit - Williamsville North High School

C. ASSESSOR:**D. BUILDING/BUILDING MAINTENANCE:****1. Resolution 2021-779**

Regional Environmental Demolition, Inc

E. CENTRAL ALARM:**F. COMPTROLLER:****1. Resolution 2021-780**

Budget Transfers and Amendments

G. CONTRACT COMPLIANCE:**1. Resolution 2021-781**

Award Bid #2021015 - Sports Field Materials - CRS #2838, 2840 & 2842

2. Resolution 2021-782

Award Bid #2021012 - Town Wide Tree Planting - CRS #2857

H. COURT:**I. ECONOMIC DEVELOPMENT:****J. EMERGENCY SERVICES:****K. ENGINEERING:****1. Resolution 2021-783**

Award of Bid - Dann Lake Park Improvements Floating Dock Installation

2. Resolution 2021-785

Award of Bid - Williamsville Junior Football Fields Project Northeast Diversification, Inc.

3. Resolution 2021-786

Award of Bid - Amherst Girls Softball Fields Occhino Corp.

L. FINANCE:**1. Resolution 2021-787**

Authorize Travel for NRPA National Playground Safety Inspector Course

2. Resolution 2021-788

Authorize Vendors for Amherst Market at Bassett Park - CRS #2885 & 2886

M. HIGHWAY

1. Resolution 2021-789

Authorize Supervisor to Sign Contract to Piggyback COMPASS MINERALS CRS #2854

2. Resolution 2021-790

Authorize Supervisor to Sign Contract to Piggyback American Rock Salt CRS #2860

3. Resolution 2021-791

Authorize Supervisor to Sign NOCO ENERGY CORP. - Diesel Fuel- CRS #2866

4. Resolution 2021-792

Approval of Agreement - State University of New York at Buffalo CRS #2887

N. HUMAN RESOURCES:**1. Resolution 2021-793**

School Crossing Guard-PT/Police

2. Resolution 2021-794

Information Technology Engineer/Engineering

O. INFORMATION TECHNOLOGY:**1. Resolution 2021-795**

ACP Technologies State of Work - CRS #2852

P. PLANNING:**1. Resolution 2021-796**

To Authorize the Supervisor to Sign an Agreement with Belmont Housing Resources for WNY, Inc. for Housing Counseling Services CRS #2870

2. Resolution 2021-797

To Authorize the Supervisor to Execute an Agreement with the Boys and Girls Club of Buffalo, Inc. to Fund Staffing During the After-School Program Located at the Eggertsville Community Center in the Town of Amherst CRS #2878

3. Resolution 2021-798

To Authorize the Town Supervisor to Enter into a Contract for Fair Housing Counseling Services with Housing Opportunities Made Equal (HOME) CRS #2872

4. Resolution 2021-799

To Authorize the Supervisor to Execute an Agreement for the Provision of Weatherization Services CRS #2873

5. Resolution 2021-800

To Authorize the Supervisor to Execute an Agreement with the YWCA of Western New York, Inc. (YWCA) to Assist with Case Management in Transitional Housing Located in the Town of Amherst CRS #2874

6. Resolution 2021-801

BCD Generic Environmental Impact Statement Establishment of Trust Accounts for Mitigation Cost Funds

7. Resolution 2021-802

To Set a Date for the First of Two Public Hearings Required by the U.S. Department of Housing and Urban Development for the Town's FY 2022 Community Development Annual Action Plan

8. Resolution 2021-803

Willow Ridge/Parkview Action Plan Project Charter

9. Resolution 2021-804

To Authorize a Minor Amendment to the FY 2020 Annual Action Plan for Community Development.

10. Resolution 2021-805

To Authorize the Supervisor to Execute an Agreement with the Buffalo Urban League for the Provision of Predatory Lending Counseling Services CRS #2884

11. Resolution 2021-806

Town of Amherst Agreement with New York State Office of Parks, Recreation & Historic Preservation (OPRHP) CRS #2199

Q. POLICE:**R. SENIOR SERVICES:****1. Resolution 2021-807**

Senior Center Software - Xavus Soulutions, LLC (CRS ID # 2853)

2. Resolution 2021-808

Presenter/Performer Commitment Form - Hawk Creek Wildlife CRS #2858

S. YOUTH AND RECREATION:**1. Resolution 2021-809**

Lease Agreement CRS#2855

2. Resolution 2021-810

Sheltering Agreement - Transit CRS #2835

3. Resolution 2021-811

Sheltering Agreement - Casey CRS #2871

4. Resolution 2021-812

Bedford Park Improvements - CRS #2864

5. Resolution 2021-813

Registration Software - CRS #2888

6. Resolution 2021-814

Nuflow Services of Upstate NY, LLC Contract - CRS #2868

XIII. UNFINISHED BUSINESS**1. Resolution 2021-78**

Local Law Amending Chapter 19, Ethics

2. Resolution 2021-153

Amend the Audubon Development Plan and the Zoning Map to Reclassify 2160 & 2170 North Forest Road from NCD-SA to NCD-ND

XIV. COMMUNICATIONS**1. Communication 2021-93**

Presentation to the Town Board on Recommendations from the LISC Zombie Grant Report on September 27, 2021

2. Communication 2021-94

Resident Concerns - Open Government Advisory Board

3. Communication 2021-95

Street Name to Honor Melvin J. Spoth

4. Communication 2021-96

Summons and Complaint & Order to Show Cause: LG 70 DOE Vs. Town of Amherst Et Al.

5. Communication 2021-97

Notice of Claim: Allstate Vs. Town of Amherst

XV. PUBLIC IMPROVEMENT PERMITS

XVI. 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.

XVII. ADJOURNMENT