



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, December 12, 2022

7:00 PM

Amherst Municipal Building

I. IN MEMORY

Linda Berman

II. INVOCATION

Councilmember Szukala

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on December 12, 2022 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. Tuesday, November 22, 2022

VI. PROCLAMATIONS AND ANNOUNCEMENTS

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2022-896

Local Law Amending Chapter 175, Taxation

2. Resolution 2022-1168

North Bailey Sewer Project (Bond Resolution - \$100,000)

3. Resolution 2022-1169

2023 Fire Protection District Contracts - VOW (CRS#S 3723-3728) and TOA (CRS#S 3715-3721)

4. Resolution 2022-1170

Demolition of 160 Campus Drive

5. Resolution 2022-1171

6254 Main Street Rezoning

6. Resolution 2022-1172

1720, 1740 & 1760 Maple Road Rezoning

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 (5)**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 (4)**
- 24. Planning Board**
Membership is full.
- 25. Recreation Commission (1)**

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

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:****1. Resolution 2022-1173**

Approve Travel for 2023 Association of Towns Meeting

B. DEPUTY SUPERVISOR BERGER:**1. Resolution 2022-1174**

Fire Inspector Equipment

C. COUNCILMEMBER BUCKI:**D. COUNCILMEMBER LAVIN:****E. COUNCILMEMBER SZUKALA:****1. Resolution 2022-1175**

New Road & Tonawanda Creek Road - All-Way Stop Intersection

XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS**A. TOWN ATTORNEY:****1. Resolution 2022-1176**

Boulevard Central District Design and Planning (Bond Resolution - \$850,000)

2. Resolution 2022-1177

Settlement of Litigation Matter - Faruk V. TOA, Et Al.

3. Resolution 2022-1178

Lawley Insurance Binder/Proposal (CRS #3770)

4. Resolution 2022-1179

Extension to Lawley Insurance Broker Agreement (CRS #3746) (CRS#1744/CMS#2008)

5. Resolution 2022-1180

Engagement Letter - Hancock Estabrook LLP (Environmental - PBS Matters) (CRS#3764)

6. Resolution 2022-1181

License Agreement - Northern Erie Sno-Seekers Inc. (CRS #3763)

7. Resolution 2022-1182

Consulting Agreement with Stanley J. Sliwa (CRS #3777)

8. Resolution 2022-1183

Settlement of Article 7 - 5501 Williamsville Associates, LLC

9. Resolution 2022-1184

Settlement of Article 7 Matter - KeyBank National Association V. TOA

10. Resolution 2022-1185

Settlement of Article 7 Matter - KIN Inc. - Wegmans Food Markets V. TOA

11. Resolution 2022-1186

Settlement of Article 7 Matter - Brandi Freiman

B. TOWN CLERK:**1. Resolution 2022-1187**

T-Account Expenditure Approval-Contract with James M. Tammaro CRS#3413/CMS#3169

2. Resolution 2022-1188

New Firefighters for Main-Transit Fire Department

3. Resolution 2022-1189

New Firefighters for North Bailey Fire Company

4. Resolution 2022-1190

New Firefighter for Swormville Fire Company

5. Resolution 2022-1191

New Firefighters for East Amherst Fire Department

C. ASSESSOR:**D. BUILDING/BUILDING MAINTENANCE:****E. CENTRAL ALARM:****F. COMPTROLLER:**

1. Resolution 2022-1192

Budget Transfers and Amendments

2. Resolution 2022-1193

Budget Amendment for Garbage Totes

G. CONTRACT COMPLIANCE:**1. Resolution 2022-1194**

Award Bid #2022036 - Police & Emergency Services Vehicles - CRS #3765

2. Resolution 2022-1195

Award Bid #2022031A - KIP Plotter - CRS #3767

H. COURT:**I. ECONOMIC DEVELOPMENT:****1. Resolution 2022-1196**

Intermunicipal Agreement with the County of Erie - CRS #3761

J. EMERGENCY SERVICES:**K. ENGINEERING:****1. Resolution 2022-1197**

2022-2027 CIP Amendment Boulevard Central District Design & Planning

2. Resolution 2022-1198

Seven Fire Hydrant Installations Koster Row, Fairlawn Drive, Bondcroft Drive, and Hedstrom Drive

3. Resolution 2022-1199

Linde Payment Authorization

4. Resolution 2022-1200

Auction of Engineering & Sewer Maintenance Surplus Equipment

5. Resolution 2022-1201

NARC Football Fieldhouse - Change Order No. 1 & Final - Plumbing CRS No. 3758

6. Resolution 2022-1202

NARC Football Fieldhouse - Change Order No. 1 & Final - Electric CRS No. 3757

7. Resolution 2022-1203

Bulk Ferric Chloride Agreement PVS Technologies, Inc. CRS No. 3766

8. Resolution 2022-1204

Chesterton 442 Mechanical Seals Purchase Corrosion Products and Equipment CRS No. 3762

9. Resolution 2022-1205

Cooling Tower PACO Pump Replacement Siewert Equipment, LLC CRS No. 3768

L. FINANCE:

M. HIGHWAY

N. HUMAN RESOURCES:

1. Resolution 2022-1206

Detective Sergeant/Police Department

2. Resolution 2022-1207

Assessment Clerk/Assessor's Office

3. Resolution 2022-1208

Real Property Appraisal Technician/Assessor's Office

4. Resolution 2022-1209

Building Maintenance Mechanic-HVAC/Building Maintenance/Facilities

5. Resolution 2022-1210

Maintenance Worker/Youth & Recreation Department

6. Resolution 2022-1211

Police Lieutenant/Police Department (2 Positions)

7. Resolution 2022-1212

Police Officer/Police Department

8. Resolution 2022-1213

Detective/Police Department

9. Resolution 2022-1214

Assistant Code Enforcement Officer/Building Department

10. Resolution 2022-1215

Principal Clerk Typist/Engineering Department

11. Resolution 2022-1216

Senior Account Clerk/Engineering Department

O. INFORMATION TECHNOLOGY:

1. Resolution 2022-1217

Updated Computer and Mobile Device Usage Policy - 2022

2. Resolution 2022-1218

Windstream Monthly Telecommunication Recurring Charges – CRS #3743

P. PLANNING:

1. Resolution 2022-1219

Re-Adoption of Local Law 22-2022 to the Zoning Ordinance

2. Resolution 2022-1220

Public Hearing Request for the Request to Rezone 52± Acres of Land from CTR-5 & CTR-8 to SC, Z-2022-11

3. Resolution 2022-1221

Request the Town Board to Set a Second Public Hearing for the 2023 Annual Action Plan for Community Development

4. Resolution 2022-1222

To Authorize the Supervisor to Execute a Contract Amendment with the Harrison Studio for the Provision of Underwriting Services CRS #3760

Q. POLICE:

1. Resolution 2022-1223

Travel Request Basic Computer Evidence Recovery Training (BCERT)

2. Resolution 2022-1224

Travel Request Digital Video Recording Training Course

3. Resolution 2022-1225

Travel Request Ethics & Court Testimony (Fingerprint Expert) Course

4. Resolution 2022-1226

Intermunicipal Agreement : Town of Clarence (CRS #3752) Crossing Guards at Transit Middle School

5. Resolution 2022-1227

Memorandum of Understanding Use of Amherst Police Department Community Policing and Training Facility United States Postal Inspection Service (CRS #3756)

6. Resolution 2022-1228

Memorandum of Understanding Use of Amherst Police Department Community Policing and Training Facility Department of Homeland Security, Immigration and Customs Enforcement (CRS #3755)

7. Resolution 2022-1229

Digital Surveillance Solutions (DSS) (CRS #3705) Townwide Video Security Improvements

8. Resolution 2022-1230

Town Wide Car Wash Contract Delta-Sonic Carwash Systems, Inc. (CRS #3745)

9. Resolution 2022-1231

Contract Extension: Police Dog Boarding Agreement Amherst Boarding Kennel, LLC (CRS #3738)

R. SENIOR SERVICES:

1. Resolution 2022-1232

Erie County Congregate Dining Services CRS #1167

S. YOUTH AND RECREATION:

1. Resolution 2022-1233

Notice of Award (HHS) - CRS #3667

2. Resolution 2022-1234

2023 Youth Agreement (EC DSS) - CRS #3744

3. Resolution 2022-1235

Rental Agreement (NLTT) - CRS #3607

4. Resolution 2022-1236

Permission to Auction

5. Resolution 2022-1237

Travel Authorization

6. Resolution 2022-1238

Media Plan CRS #3753

7. Resolution 2022-1239

Performance Agreement (Pufpaff) - CRS 3754

8. Resolution 2022-1240

Evaluation Services - CRS 3590

9. Resolution 2022-1241

Emergency Purchase Authorization

XIV. UNFINISHED BUSINESS**XV. COMMUNICATIONS****1. Communication 2022-123**

Request for Public Hearing - 4110-4120 Sheridan Drive

2. Communication 2022-124

Correspondence from Ciminelli Real Estate Corporation

3. Communication 2022-125

Correspondence from Sean Hopkins

4. Communication 2022-126

4531 Harem Road Noise Level

5. Communication 2022-127

Notice of Claim: NYCM A/S/O Ly T Do Vs. Town of Amherst

6. Communication 2022-128

Notice of Claim: Darlene Koppel Vs. Town of Amherst

7. Communication 2022-129

Notice of Claim: Marilyn Chory Vs. Town of Amherst

8. Communication 2022-130

Notice of Petition: Nellie Brown and Gerard Fonte Vs. Town of Amherst

9. Communication 2022-131

Notice of Claim: Susan McKie and Richard McKie, Her Spouse Vs. Town of Amherst Et Al.

10. Communication 2022-132

Notice of Claim: Mary Ann Casarella and Gary Casarella, Her Spouse Vs. Town of Amherst Et Al.

11. Communication 2022-133

Notice of Claim: Lucille Wukovits 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