



# 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, March 6, 2023

7:00 PM

Amherst Municipal Building

#### I. IN MEMORY

Town of Amherst Police Captain Bruce Mann

#### II. INVOCATION

Councilmember Lavin

#### III. PLEDGE OF ALLEGIANCE

#### IV. ROLL CALL:

7:00 PM Meeting called to order on March 6, 2023 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

| Attendee Name                         | Present                  | Absent                   | Late                     | Arrived |
|---------------------------------------|--------------------------|--------------------------|--------------------------|---------|
| Supervisor Brian J. Kulpa             | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Deputy Supervisor Deborah Bruch Bucki | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Councilmember Jacqueline Berger       | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Councilmember Shawn Lavin             | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| Councilmember Michael Szukala         | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |

#### V. MINUTES APPROVAL

1. Monday, February 13, 2023

## VI. PROCLAMATIONS AND ANNOUNCEMENTS

Deputy Supervisor Bucki to recognize the Town of Amherst Historic Preservation Commission for their 2017 Intensive Level Survey of Historic Resources in the Town of Amherst.

Amherst Town Board to recognize Roseanne Butler-Smith for her years of service as Library Director.

Councilmember Berger to recognize Youth Art Month and Music in Our Schools Month.

## VII. PUBLIC HEARINGS

**Speakers will be limited to 3 minutes.**

### 1. Resolution 2023-221

Miscellaneous Sanitary Sewer Projects (Bond Resolution \$1.5M)

### 2. Resolution 2023-222

800 New Road Rezoning & Relief of Restrictions

## 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 (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 2023-223**

Approve Additional Travel Expenses for Association of Towns / Boulevard Mall Design Workshop

**B. DEPUTY SUPERVISOR BUCKI:****C. COUNCILMEMBER BERGER:****D. COUNCILMEMBER LAVIN:****E. COUNCILMEMBER SZUKALA:****XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS****A. TOWN ATTORNEY:****1. Resolution 2023-224**

Town Road Pavement Improvements (Bond Resolution - \$2M)

**2. Resolution 2023-225**

Casey Road Pedestrian and Bicycle Safety Improvements - Phase 2 (Bond Resolution - \$400,000)

**3. Resolution 2023-226**

Highway Department Gas Pump Repairs (Bond Resolution - \$440,000)

**4. Resolution 2023-227**

2023 Waterline Replacements Bond (Order Calling Public Hearing - \$950,000)

**5. Resolution 2023-228**

Proposal and Engagement Letter - Cohen Law Group (Charter Franchise Renewal Services) (CRS #3871)

**6. Resolution 2023-229**

Authorization to File Small Claims Action

**7. Resolution 2023-230**

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

**8. Resolution 2023-231**

Settlement of Article 7 Matter - Noor M. Shah V. Town of Amherst

**9. Resolution 2023-232**

Settlement of Article 7 Matter - Manufacturers and Traders Trust Company V. Town of Amherst

**B. TOWN CLERK:****1. Resolution 2023-233**

New Firefighter for Swormville Fire Company

**2. Resolution 2023-234**

New Firefighters for Getzville Fire Company

**C. ASSESSOR:****D. BUILDING/BUILDING MAINTENANCE:****1. Resolution 2023-235**

Request to Schedule Public Hearing - Demolition of 88 Smallwood Dr.

**E. CENTRAL ALARM:****F. COMPTROLLER:****1. Resolution 2023-236**

Budget Transfers and Amendments

**2. Resolution 2023-237**

Interfund Loan

**G. CONTRACT COMPLIANCE:****1. Resolution 2023-238**

Award Bid #2022034 Town Wide Towing - CRS #3790 & 3791

**2. Resolution 2023-239**

Award Bid #2023003 Sodium Bisulfite - CRS #3881

**3. Resolution 2023-240**

Award Bid #2023005 Lift Station Generator Service - CRS #3882

**4. Resolution 2023-241**

Town Wide Paint Contract - CRS #3880

**5. Resolution 2023-242**

Extension of Bid #2018054 Town Wide Electrical - CRS #3861 (Original CRS #1193)

**H. COURT:****I. ECONOMIC DEVELOPMENT:****J. EMERGENCY SERVICES:****K. ENGINEERING SERVICES:****1. Resolution 2023-243**

2023-2028 CIP Amendment Highway Department Gas Pump Repairs

**2. Resolution 2023-244**

NARC Football Fieldhouse - Change Order No. 2 & Final Goodwin Electrical Corp CRS 3879

**3. Resolution 2023-245**

Fire Hydrant Installations Capen Blvd, Hendricks Blvd, Kings Highway and Reist Street  
ECWA Project WSA-017

**4. Resolution 2023-246**

Fire Hydrant Installations on Sheridan Drive (Various Locations Between N. Falls Boulevard  
and Harlem Road)

**L. FINANCE:****M. HIGHWAY****1. Resolution 2023-247**

Overhead Door Repair and Service - CRS #3893 (Original CRS #2564)

**N. HUMAN RESOURCES:****1. Resolution 2023-248**

Sexual Harassment Prevention Training During Emergency Conditions

**2. Resolution 2023-249**

Recreation Attendant - PT/Youth & Recreation

**3. Resolution 2023-250**

Recreation Attendant - PT/Youth & Recreation

**4. Resolution 2023-251**

Assistant Code Enforcement Officer/Building Department

**5. Resolution 2023-252**

Maintenance Worker/Building Maintenance/Facilities Department

**6. Resolution 2023-253**

Plumber/Engineering Department

**7. Resolution 2023-254**

Cook/Senior Services

**O. INFORMATION TECHNOLOGY:****P. PLANNING:****1. Resolution 2023-255**

Angela's House HOME Loan Agreement - Amendment CRS #3887 (Original CRS #2553)

**2. Resolution 2023-256**

Inter-Municipal Agreement with Erie County Department of Environment and Planning for a 2022 Agricultural Planning Grant

**Q. POLICE:****1. Resolution 2023-257**

Training & Travel Request Advanced Mobile Device Examiner Training Course

**2. Resolution 2023-258**

Training & Travel Request Basic Computer Evidence Recovery Training

**3. Resolution 2023-259**

Amended Travel Request Basic Computer Evidence Recovery Training (BCERT)

**4. Resolution 2023-260**

Change Order Digital Surveillance Solutions (DSS) Town Hall Access Control (Change Order CRS #3870) (Original CRS #2711)

**R. SENIOR SERVICES:**

**1. Resolution 2023-261**

Erie County Congregate Dining Services CRS #3805

**S. SEWER/PLANT 16:**

**1. Resolution 2023-262**

WPCF De-Ionized Water System Service Contract Evoqua Water Technologies CRS 3874

**2. Resolution 2023-263**

Emergency Purchase Authorizations Niagara Falls Boulevard Emergency Sewer Repair CRS 3888 Concrete Cutting & Breaking Co. CRS 3889 Fairway Contracting

**T. YOUTH AND RECREATION:**

**1. Resolution 2023-264**

Lease Agreement (Supportive Solutions) - CRS #3818

**2. Resolution 2023-265**

Lease Agreement (Redell) - CRS #3842

**3. Resolution 2023-266**

Sourcewell Piggyback Agreement (A-Turf) - CRS #3691

**4. Resolution 2023-267**

Evaluation Services - CRS #3885

**XIV. UNFINISHED BUSINESS**

**XV. COMMUNICATIONS**

**1. Communication 2023-28**

Correspondence from Joe Voytovich

**2. Communication 2023-29**

Notice of Claim: NYCM A/S/O Andy Thang Q Nguyen Vs. Town of Amherst

**3. Communication 2023-30**

Notice of Claim: Allstate A/S/O Jeremy Matte Vs. Town of Amherst

**4. Communication 2023-31**

Notice of Claim: Matthew Burke Vs. Town of Amherst Et Al.

**5. Communication 2023-32**

Order to Show Cause: New York Central Mutual Fire Insurance Company A/S/O Ly Thao Do Vs. Town of Amherst Et Al.

**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**