



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

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This meeting is being recorded and will stream live online
Amherstny.igm2.com

Monday, March 20, 2023

7:00 PM

Amherst Municipal Building

I. IN MEMORY

II. INVOCATION

Councilmember Szukala

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on March 20, 2023 at Amherst Municipal Building, 5583 Main Street, Williamsville, NY.

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

V. MINUTES APPROVAL

1. Monday, March 06, 2023

VI. PROCLAMATIONS AND ANNOUNCEMENTS

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

VIII. DEVELOPMENT REVIEW ACTIONS**1. Resolution 2023-270**

SEQR Determination - 800 New Road (Portion), Z-1984-26_A Removal of Deed Restriction

2. Resolution 2023-271

Adoption of Local Law to Remove Deed Restriction 800 New Road (Portion), Z-1984-26_A

3. Resolution 2023-272

SEQR Determination - Rezoning of 800 New Road (Portion), Z-2022-12

4. Resolution 2023-273

Adoption of Local Law to Amend the Zoning Map 800 New Road (Portion), Z-2022-12

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 (1)

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 2023-274**

Authorize Travel to Toronto, Ontario

2. Resolution 2023-275

Amendments to 2023-2028 Capital Improvement Program (CIP) CIP Project No. YR-2A:
Royal Park Improvements

B. DEPUTY SUPERVISOR BUCKI:**1. Resolution 2023-276**

Senior Services Advisory Board Appointment

C. COUNCILMEMBER BERGER:**D. COUNCILMEMBER LAVIN:****E. COUNCILMEMBER SZUKALA:****XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS****A. TOWN ATTORNEY:****1. Resolution 2023-277**

Reconstruction of Town Bike Paths (Bond Resolution - \$200,000)

2. Resolution 2023-278

Townwide Tree Planting and Restoration (Bond Resolution - \$200,000)

3. Resolution 2023-279

Request for Public Hearing - 2023 Waterline Replacements (Bond Resolution - \$950,000)

4. Resolution 2023-280

Request for Public Hearing - Amending Chapter 203, Part 1 - General Provisions

5. Resolution 2023-281

2022 Service Award Lists - Authorize Mandatory 30-Day Posting Period

6. Resolution 2023-282

Issuance of Right-Of-Way Work Permit - Shatkin Dental (CRS #3909)

7. Resolution 2023-283

License Agreement - 187 Boxelder Lane (Clark) (CRS# 3919)

8. Resolution 2023-284

Settlement of Article 7 Matter - HAH Holdings, LLC V. Town of Amherst

9. Resolution 2023-285

Settlement of Article 7 Matter - 2900 Commerce Parkway V. Town of Amherst

10. Resolution 2023-286

Settlement of Article 7 Matter - 6333 Associates, LLC V. Town of Amherst

B. TOWN CLERK:

1. Resolution 2023-287

Edmunds GovTech Tax Software Support Contract CRS #3899

2. Resolution 2023-288

Edmunds GovTech Clerk Licensing System CRS #3901

3. Resolution 2023-289

Comprehensive Records Management Procedure Manual CRS #3916

4. Resolution 2023-290

Amusement License - Andale Cantina

C. ASSESSOR:

D. BUILDING/BUILDING MAINTENANCE:

E. CENTRAL ALARM:

F. COMPTROLLER:

1. Resolution 2023-291

Budget Transfers and Amendments

G. CONTRACT COMPLIANCE:**1. Resolution 2023-292**

Award Bid #2023004 Town Wide Asbestos and Lead Surveys (CRS #3892)

2. Resolution 2023-293

Award Bid #2023007 Lab Testing Services (CRS #3913)

3. Resolution 2023-294

Award Bid #2023009 Portable Toilets (CRS #3914)

4. Resolution 2023-295

Extension of Bid #2021001 Aftermarket Components for Light & Heavy Duty Vehicles (CRS #3839/3860/3863)

5. Resolution 2023-296

Extension of Bid #2018053 for Rodent Control (CRS #3900 / Orig. CRS #1156)

6. Resolution 2023-297

Extension of Employee Benefit Consultants Contract CRS #3906 (Orig. CRS #1912)

7. Resolution 2023-298

Approve Piggyback Contract for Maintenance, Repair and Operations (CRS 3921)

H. COURT:**1. Resolution 2023-299**

Approve Additional Travel Expenses for Amherst Town Justice Buscaglia to Attend Association of Town

I. ECONOMIC DEVELOPMENT:**J. EMERGENCY SERVICES:****1. Resolution 2023-300**

Approval of Temporary Access Agreement with New York State Police CRS #3918

K. ENGINEERING SERVICES:**1. Resolution 2023-301**

Installation of Street Lighting N. Maplemere Road Extension TOA Job No: 2020.028A

2. Resolution 2023-302

Resolution Authorizing Supervisor to Sign Form HC140 for Sanitary Sewer Manhole Adjustment on Sheridan Drive (Route 324) From Niagara Falls Boulevard to Harlem Road
NYSDOT PIN 5086.31; D265000 TOA Job #2023.012 CRS #3902

3. Resolution 2023-303

Change Order No. 2 & Final – MKS Plumbing, Corp. – Plumbing Contract North Amherst
Recreation Center Football Fieldhouse TOA Project No. 2021.044 CRS No. 3908

L. FINANCE:**M. HIGHWAY****1. Resolution 2023-304**

Niagara Frontier Equipment Sales Inc Extension for Tractor Parts CRS #3903/2291

2. Resolution 2023-305

Authorize Supervisor to Sign Contract with Fastenal Company CRS #3924

N. HUMAN RESOURCES:**1. Resolution 2023-306**

Cleaner - PT/Building Maintenance/Facilities

2. Resolution 2023-307

Legal Secretary/Attorney's Office

3. Resolution 2023-308

Program Coordinator (Senior Services)/Senior Center

4. Resolution 2023-309

Records Inventory Clerk/Town Clerk

5. Resolution 2023-310

Program Leader (Youth)/Youth & Recreation

O. INFORMATION TECHNOLOGY:**1. Resolution 2023-311**

Comtec of WNY Statement of Work, CRS #3905

2. Resolution 2023-312

ArcGIS Enterprise Configuration Support, CRS 3920

P. PLANNING:

1. Resolution 2023-313

Authorize the Supervisor to Sign a Contract Amendment Agreement with Sutton Architecture, PLLC. for Foundation Design Services of 44 Sunset Ct. CRS #3894

Q. POLICE:

1. Resolution 2023-314

Memorandum of Understanding Use of Amherst Police Department Community Policing & Training Facility United States Department of Veterans Affairs Police-Buffalo (CRS #3896)

2. Resolution 2023-315

Travel & Training Request Explosives Handlers & Breaching Course

R. SENIOR SERVICES:

S. SEWER/PLANT 16:

1. Resolution 2023-316

Emergency Purchase Authorizations Niagara Falls Boulevard Emergency Sewer Repair Xylem Dewatering Solutions CRS #3904

2. Resolution 2023-317

Amend Emergency Purchase Authorization for Kistner Concrete Products Niagara Falls Boulevard Emergency Sewer Repair CRS #3854

3. Resolution 2023-318

New Enterprise Stone & Lime Co., Inc. Payment Authorization

4. Resolution 2023-319

Travel Request - Required Operator Training Courses

5. Resolution 2023-320

Travel Request - Operator Training Course

T. YOUTH AND RECREATION:

1. Resolution 2023-321

Piggyback Agreement (Trane) - CRS #3868

2. Resolution 2023-322

Permission to Spend T Account Funds

XIV. UNFINISHED BUSINESS**XV. COMMUNICATIONS****1. Communication 2023-33**

Resident Letter - Sidewalk Snow Relief Program

2. Communication 2023-34

2022 Amherst Disability Committee Annual Report

3. Communication 2023-35

2022 TOA Historic Preservation Commission - Annual Report

4. Communication 2023-36

Notice of Claim: Third Avenue Condominium Vs. Town of Amherst

5. Communication 2023-37

Notice of Claim: Cottrell Smith Vs. Town of Amherst

6. Communication 2023-38

Notice of Claim: Progressive Specialty Insurance Company A/S/O Viola Sterman Vs. Town of Amherst

7. Communication 2023-39

Notice of Claim: Allstate Insurance Company A/S/O Danielle Malcher Vs Town of Amherst

8. Communication 2023-40

Summons and Complaint: M&T Bank Vs. Town of Amherst Et Al.

9. Communication 2023-41

Notice of Claim: New York Central Mutual Fire Insurance Company A/S/O Ly Thao Do Vs. Town of Amherst Et Al.

10. Communication 2023-42

Summons and Complaint: Midfirst Bank Vs. Town of Amherst Et Al.

11. Communication 2023-43

Summons and Complaint: Renee D. Sims 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