



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, April 17, 2023

7:00 PM

Amherst Municipal Building

I. IN MEMORY

II. INVOCATION

Supervisor Kulpa

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL:

7:00 PM Meeting called to order on April 17, 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 20, 2023

VI. PROCLAMATIONS AND ANNOUNCEMENTS

Town Board to recognize the Professional Nurses Association of WNY for National Nurses Week.

VII. PUBLIC HEARINGS

Speakers will be limited to 3 minutes.

1. Resolution 2023-324

Village Pointe Lane Parking Restrictions

2. Resolution 2023-325

2023 Waterline Replacements (Bauman/Robinhill/Swanson) (Bond Resolution - \$950,000)

3. Resolution 2023-326

Local Law Amending Chapter 203 - to Exclude Certain Public Uses

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 (5)

24. Planning Board

Membership is full.

25. Recreation Commission (1)

26. Recycling and Waste Committee (3)

27. Senior Services Advisory Board (5)

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:****B. DEPUTY SUPERVISOR BUCKI:****1. Resolution 2023-327**

Appointment to 9/11 Commemoration Committee

C. COUNCILMEMBER BERGER:**D. COUNCILMEMBER LAVIN:****1. Resolution 2023-328**

Appointment to the Amherst Youth Board

E. COUNCILMEMBER SZUKALA:**XIII. DEPARTMENT HEAD RESOLUTIONS AND REPORTS****A. TOWN ATTORNEY:****1. Resolution 2023-329**

2023 Facilities Vehicle and Equipment (Bond Resolution - \$200,000)

2. Resolution 2023-330

Townwide Park Improvements (Bond Resolution - \$200,000)

3. Resolution 2023-331

Townwide Road Striping (Bond Resolution - \$100,000)

4. Resolution 2023-332

Town Facility Parking Lot Maintenance (Bond Resolution - \$100,000)

5. Resolution 2023-333

Town Facility Parking Lot Maintenance - WPCF (Bond Resolution - \$100,000)

6. Resolution 2023-334

UBMD Project - Easements/Agreements

7. Resolution 2023-335

Join New National Settlements (Pharmacies) - Opioid Litigation (CRS #3931, 3932 and 3933)

8. Resolution 2023-336

Memorandum of Understanding (Donny Hecht) (CRS #4004)

9. Resolution 2023-337

Settlement of Article 7 Matter - 435 Creekside Drive, LLC V. Town of Amherst

B. TOWN CLERK:**1. Resolution 2023-338**

Amusement License - Benderson Development Company

2. Resolution 2023-339

East Amherst Correction to LOSAP Service Award Credits

3. Resolution 2023-340

New Firefighter for North Bailey Fire Company

4. Resolution 2023-341

New Firefighters for Swormville Fire Company

C. ASSESSOR:**D. BUILDING/BUILDING MAINTENANCE:****1. Resolution 2023-342**

AWARD OF BID – Rodriguez Construction Group – General Contract Amherst Veterans Canal Park – Capital Improvements TOA Project No. 2022-F008

E. CENTRAL ALARM:**F. COMPTROLLER:****1. Resolution 2023-343**

Budget Transfers and Amendments

G. CONTRACT COMPLIANCE:**1. Resolution 2023-344**

Lease Agreement for Club Car for 12 Tempo Gas Golf Carts - CRS #3990

2. Resolution 2023-345

RFP #202302 Professional Transportation & Traffic Analyses & Planning Services - CRS #3989/3993/3994

3. Resolution 2023-346

Purchase of Office Furniture from Eaton Office Supply - CRS #3992

4. Resolution 2023-347

Award Bid #2023006A Armor Package for Ford Transit Van - CRS #4002

5. Resolution 2023-348

Amend CRS #2578 - Golf Maintenance Equipment - Piggyback on Fairfax County VA - Finch Services, Inc.

H. COURT:

I. ECONOMIC DEVELOPMENT:

1. Resolution 2023-349

Contract with County of Erie, Renovation of Royal Park CRS #3891

J. EMERGENCY SERVICES:

K. ENGINEERING SERVICES:

1. Resolution 2023-350

2023 - 2028 Capital Improvement Program Amendment ADA Transition Plan Implementation, E-28

2. Resolution 2023-351

Removal of Existing Street Light (Pole #93) North Maplemere Road Extension

3. Resolution 2023-352

Award of Bid - Canalway Trail & Hopkins Road Trail Safety Enhancements McLaughlin Construction Corp DBA Ed Bauer Construction

4. Resolution 2023-353

Travel Request Required Operator Training Courses

5. Resolution 2023-354

Erie County Water Authority Request Proposal for One (1) Fire Hydrant Installation Sheridan Drive and Millersport Highway

L. FINANCE:

M. HIGHWAY

1. Resolution 2023-355

Authorize Supervisor to Sign Contract with ComputerSearch-EBC - CRS # 3911

2. Resolution 2023-356

Authorize Supervisor to Sign Contract Extension to Piggyback for Corfu Machine Company - CRS #3929

3. Resolution 2023-357

Award of 2023 - 2024 Purchasing Maintenance Materials Bids (Sections 1-7)

4. Resolution 2023-358

Award of 2023 - 2024 Construction Bids (Section 8-15)

5. Resolution 2023-359

Contract Extension - Fleet Pride Company - CRS #3944

6. Resolution 2023-360

Contract Extension - Frey the Wheelman Company - CRS #3941/CMS #1269

7. Resolution 2023-361

Extension of Garbage/Recycling Totes/Parts Contract - CRS #3927 (CMS #1601)

8. Resolution 2023-362

Authorization to Pay Southworth Milton, Inc

N. HUMAN RESOURCES:

1. Resolution 2023-363

Recreation Attendant - PT/Youth & Recreation (2 Positions)

2. Resolution 2023-364

School Crossing Guard - PT/Police Department

3. Resolution 2023-365

Messenger/Court

4. Resolution 2023-366

Police Lieutenant/Police Department (2 Positions)

5. Resolution 2023-367

Police Captain/Police Department

6. Resolution 2023-368

Program Leader (Youth)/Youth & Recreation

7. Resolution 2023-369

Crime Analyst - PT/Police Department

8. Resolution 2023-370

Laborer/Youth & Recreation

O. INFORMATION TECHNOLOGY:**P. PLANNING:****1. Resolution 2023-371**

To Authorize the Town Supervisor to Enter into a Sub-Recipient Agreement with the Town of Cheektowaga for the Management of Activities Funded through the HOME Investment Partnership Program CRS #3917

2. Resolution 2023-372

To Authorize the Town Supervisor to Enter into a Subrecipient Agreement with the Town of Tonawanda for the Management of Activities Funded through the HOME Investment Partnership Program CRS #3925

3. Resolution 2023-373

Request to Travel to HUD Environmental Review Training in Syracuse, NY

4. Resolution 2023-374

Approval for Supervisor to Execute a Grant Agreement with NYS Homes and Community Renewal's Plus One Accessory Dwelling Unit Program CRS #4000

Q. POLICE:**1. Resolution 2023-375**

Travel Request National Police Week

2. Resolution 2023-376

Training & Travel Request Law Enforcement Training Directors Association of NYS Spring Conference

3. Resolution 2023-377

POSS Scheduling Software Agreement (CRS #3922) Visual Computer Solutions, Inc. (VCS)

4. Resolution 2023-378

Removal of Existing Carpet (CRS #3968) GP Flooring Solutions

R. SENIOR SERVICES:

1. Resolution 2023-379

CSE/EISEP Amendment CRS #3912

S. SEWER/PLANT 16:

1. Resolution 2023-380

Purchase of One-Year Subscription for Mitchell1 ProDemand Online Service Manual CRS 3936

2. Resolution 2023-381

Purchase of 1-Year Identifix Government Subscription - Vehicle Maintenance and Repair Program CRS #4003

3. Resolution 2023-382

Payment Authorization - W.W. Grainger CRS 358

4. Resolution 2023-383

WPCF Critical Repair – E 1615 Sludge Hauling Truck Cyncon Equipment, Inc. CRS No. 3991

T. YOUTH AND RECREATION:

1. Resolution 2023-384

Travel Authorization

2. Resolution 2023-385

Rental Agreement (WNYRHL) - CRS #3926

3. Resolution 2023-386

Travel Authorization - Public Markets Conference

XIV. UNFINISHED BUSINESS

XV. COMMUNICATIONS**1. Communication 2023-44**

Correspondence from Joe Rubino

2. Communication 2023-45

Correspondence from Sean Hopkins

3. Communication 2023-46

Correspondence from Sean Hopkins

4. Communication 2023-47

Williamsville Farmer's Market 2023

5. Communication 2023-48

Amherst Community Diversity Commission 2022 Annual Report

6. Communication 2023-49

Notice of Motion for an Order Directing Service by Publication Pursuant to CPLR 316: the Bank of New York Mellon Trust Company Vs. Town of Amherst Et Al.

7. Communication 2023-50

Notice of Claim: Hassan A. Khan, MD Vs. Town of Amherst

8. Communication 2023-51

Notice of Claim: Brian Armstrong and Karen Armstrong Vs. Town of Amherst

9. Communication 2023-52

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

10. Communication 2023-53

Notice of Claim: Allstate Fire and Casualty Insurance Company A/S/O Michael Nitsche Vs Town of Amherst

11. Communication 2023-54

Notice of Claim: Kevin Mootz Vs. Town of Amherst

12. Communication 2023-55

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

13. Communication 2023-56

Amended Third Party Summons & Third Party Complaint: Terrence R. Baldwin Vs. Town of Amherst Et Al.

14. Communication 2023-57

Second Third-Party Summons & Complaint: Jaquan Hunt 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