

October

WORK SESSION AGENDA

October 3, 2016

MAYOR'S REPORT

SPECIAL PROJECT COORDINATOR PAUL BECKER

- A) Zoning RFQ

CODE ENFORCEMENT – KURT ALLEN/JEFF ADRIAN

VILLAGE ADMINISTRATOR WITKOWSKI

- A) Capital Expenses
- B) FEMA Project Expenses
- C) Executive - Personnel

DEPUTY MAYOR TALLMAN

- A) ARC
- B) Planning

TRUSTEE GAUGHAN

- A) Beautification
- B) Recreation
- C) Hamburg Holidays

TRUSTEE HACKATHORN

- A) Justice
- B) Historic Preservation
- C) Economic Development

TRUSTEE DIPASQUALE

- A) Environmental Conservation
- B) Sunset Drive Alternatives

VILLAGE ATTORNEY MURPHY

POLICE CHIEF MICHAEL MELISZ

PUBLIC WORKS SUPERINTENDENT SHUTTLEWORTH

- A) Updates

RECREATION SUPERVISOR HAEICK

FIRE DEPARTMENT, CHIEF STERNER

- A) Updates

VILLAGE OF HAMBURG

Vision: *The Most Desirable Community in Western New York Where Quality of Life, Affordability and Innovation is the Norm.*

Mission: *Village Representatives and Employees that care for the Community by efficiently providing services while preparing for the future.*

GUIDELINES FOR PUBLIC EXPRESSION: (HAMBURG VILLAGE BOARD POLICY ESTABLISHED 4/19/99)

1) The public shall be allowed to speak only during the Public Expression periods of the meeting or at such other times as a majority of the Board shall allow. 2) Speakers must give their name, address and organization, if any. 3) Speakers must be recognized by the presiding officer. 4) Speakers must limit remarks to three (3) minutes per person and a maximum of twelve (12) minutes regarding each subject matter. 5) Speakers may not yield any remaining time they may have to another speaker. 6) All remarks shall be addressed to the Board as a body and not to any member thereof. 7) Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste. Unacceptable behavior will not be tolerated and might result in removal from the building. 8) Interested parties or their representatives may address the Board by written communication.

MEETING AGENDA OCTOBER 3, 2016

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **APPROVE THE MINUTES OF THE REGULAR MEETING OF TUESDAY, SEPTEMBER 19, 2016**
4. **CHARACTER COUNCIL OF HAMBURG, INC.:** The virtue for October is Obedience. Obedience is quickly and cheerfully carrying out the direction of those who are responsible for me.
5. **PUBLIC EXPRESSION** – See signup sheet
6. **CORRESPONDENCE**
 - A) Dept. of Justice re: Monthly Report for August 2016
 - B) Lucas Biniewski, Hamburg High School re: Homecoming parade on Friday, October 14, 2016
7. **TRUSTEE REPORTS**
8. **STAFF REPORTS**
9. **FURTHER PUBLIC EXPRESSION:** Relating only to matters discussed during the meeting
10. **MAYOR'S REPORT**
11. **CLOSE MEETING** – Announcement of future meetings

MOTIONS
REGULAR BOARD MEETING

1. **MOTION** by Trustee DiPasquale, seconded by Trustee _____, to approve the minutes of the Regular Meeting of the Board of Trustees held on Monday, September 19, 2016.

AYES:
NAYS:

2. **MOTION** by Trustee DiPasquale, seconded by Trustee _____, that an audit has been conducted by Amato, Fox & Company, P.C., Certified Public Accountants of the Village of Hamburg, New York Village Justices Cash Basis Financial Statements with Independent Auditor's Report for the year ended May 31, 2016. The report of such examination has been filed in the Clerk-Treasurer's office where it is available as a public record for inspection by all interested persons.

AYES:
NAYS:

3. **MOTION** by Trustee Hackathorn, seconded by Trustee _____, to adopt the Work Place Violence Policy and Prevention Program for the Village of Hamburg in compliance with New York State labor Law to prevent, minimize and respond to incidents of workplace violence or threats of violence.

AYES:
NAYS:

4. **MOTION** by Trustee Hackathorn, seconded by Trustee _____, to

WHEREAS, the Village of Hamburg has entered into an inter-municipal agreement with the Town of Hamburg regarding the utilization of Community Development Block Grant (CDBG) Funds, which have recently been used to fund the replacement of waterlines in the Village, and

WHEREAS, the Village has also entered into an agreement with the Town for the Village's 2016 Waterline Reconstruction Project for the replacement of a portion of the waterline on Hunt Avenue between East Main and East Union, and

WHEREAS, the contract for the waterline replacement was bid and awarded to E&R General Construction Inc., and

WHEREAS, the Village has committed to addressing a funding shortfall in Community Development Block grant funds and to assure that the entire waterline will be replaced and the project completed.

NOW THEREFORE BE IT RESOLVED to authorize a change order to E&R General Construction Inc. in an amount not to exceed \$29,117.72 of Village funds from Account 1010.451 for completion of agreed upon bid work on Hunt Avenue

AYES:
NAYS:

**MOTIONS
REGULAR BOARD MEETING**

5. **MOTION** by Trustee Gaughan, seconded by Trustee _____, to approve a Memorandum of Agreement to amend the Collective Bargaining Agreement by and between the Village of Hamburg and the Civil Service Employees Association, Inc., Local 1000 AFSME, AFL-CIO, Hamburg Department of Public Works Unit of Local 815 for the period from June 1, 2013 to May 31, 2018 and to authorize Mayor Thomas J. Moses Sr. to sign said memorandum which extends the term of the existing Collective Bargaining Agreement an additional two years from June 1, 2018 through May 31, 2020.

AYES:
NAYS:

6. **MOTION** by Deputy Mayor Tallman, seconded by Trustee _____, to approve Local Law No. 7 of 2016 to amend the Code of the Village of Hamburg, Chapter 198 thereof, entitled **SOLID WASTE**, Section §198-24 *Penalties for offenses*.

LOCAL LAW NO. 7 OF 2016

A LOCAL LAW TO AMEND the Code of the Village of Hamburg, Chapter 198 thereof, entitled **SOLID WASTE**, Section §198-24 *Penalties for offenses*, as it pertains to the implementation and enforcement of a garbage tote program.

Be it enacted by the Board of Trustees of the Village of Hamburg as follows:

SECTION 1.

Chapter 198 **SOLID WASTE** of the Code of the Village of Hamburg is hereby amended by as follows:

§198-24 – Penalties for offenses

- A. The failure of any person engaged in the business of collecting municipal solid waste and/or recyclable materials or rendering solid waste and/or recycling services, who is not authorized by the village or who collects, picks up, removes or causes to be collected, picked up or removed municipal solid waste or recyclable materials in a manner not in compliance with this article, shall be guilty of a violation, punishable by a fine of not less than \$500 and not exceeding the sum of \$5,000 or by imprisonment for a term not exceeding 15 days, or both. Each day such violation occurs or continues shall constitute a separate offense.
- B. Failure of a waste generator to comply with the provisions in this article designated as a violation shall be punishable as follows:
 - 1.) For the first violation: by a written warning clearly stating the nature of the violation and a schedule of fines for future violations.
 - 2.) For the second violation within one year: by a fine of \$50.
 - 3.) For the third violation within one year: by a fine of \$100.
 - 4.) For the fourth violation and each subsequent violation within one year; by a fine of \$200.

All fines imposed under this subsection 198-24.B. shall double if not paid within 15 days of the date of issuance of the violation notice.

MOTIONS
REGULAR BOARD MEETING

- C. Any penalties or damages recovered or imposed under this article are in addition to any other remedies available at law or equity. No penalties, fines, civil sanctions or other enforcement actions will be commenced prior to October 17, 2016, in order to permit persons regulated hereunder to come into compliance with this article.

SECTION 2.

Effective Date. This local law shall take effect upon filing and acceptance by the New York Secretary of State.

AYES:
NAYS:

7. **MOTION** by Deputy Mayor Tallman, seconded by Trustee _____, to recommend that the Village Board approve the Application for Certificate of Compliance for building design standards submitted by Dave Paulus, *Century 21 Ganey*, 47-49 Buffalo Street, for a 31'3" x 48"x 42" black awning with white lettering on the front of the building. There will be two business names on the awning. Said application having been reviewed by the Architectural Review Committee (ARC) at their meeting of September 20, 2016, and the Architectural Review Committee having made a recommendation to this Board that said application be approved, and this Board having reviewed said application, the Board of Trustees hereby **APPROVES**: the Application for Certificate of Compliance for building design standards submitted by Dave Paulus, *Century 21 Ganey*, 47-49 Buffalo Street, for an awning as recommended above by the Architectural Review Committee.

AYES:
NAYS:

8. **MOTION** by Trustee Gaughan, seconded by Trustee _____, that the Village Recreation Commission recommends that the Board approve the salary for the following Recreation Attendant PT for the 2016-2017 Fall/Winter Season.

AFTER SCHOOL PROGRAM

Bryan Schumer	\$8.25/ hr
46 Milford Street	

AYES:
NAYS: