



**WORK SESSION AGENDA  
SEPTEMBER 21, 2020**

**MAYOR'S REPORT**

**CODE ENFORCEMENT – JOE BONCORE**

**FIRE DEPARTMENT – CHIEF DAHLGREN**

**VILLAGE ADMINISTRATOR COZZA**

- A) DDA Extension
- B) Waterline Project Change Order

**DEPUTY MAYOR TALLMAN**

- A) ARC
- B) Planning

**TRUSTEE GAUGHAN**

- A) Hamburgh Holidays
  - HH Wreath Project
- B) CBD Chair Expansion Project
- C) Mobility Hub Update
- D) Beautification
- E) Recreation

**TRUSTEE HACKATHORN**

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

**TRUSTEE DIPASQUALE**

- A) Environmental Conservation

**VILLAGE ATTORNEY MURPHY**

**POLICE CHIEF MICHAEL MELISZ**

**PUBLIC WORKS SUPERINTENDENT**

- A) Updates

**RECREATION SUPERVISOR HAEICK**

# 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 SEPTEMBER 21, 2020**

### **1. PLEDGE OF ALLEGIANCE**

### **2. ROLL CALL**

**\*\* PUBLIC HEARING RE: LOCAL LAW #3 of 2020 \*\***

### **3. ANNUAL ORGANIZATIONAL MEETING**

### **4. APPROVE THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 8, 2020.**

### **5. CHARACTER COUNCIL OF HAMBURG, INC.:** The virtue for September is Respect. Respect is recognizing, accepting and demonstrating the value of people, places and things through our actions.

### **6. PUBLIC EXPRESSION – See signup sheet**

### **7. CORRESPONDENCE**

### **8. TRUSTEE MOTIONS**

### **9. STAFF REPORTS**

### **10. FURTHER PUBLIC EXPRESSION:** Relating only to matters discussed during the meeting

### **11. MAYOR'S REPORT**

### **12. CLOSE MEETING – Announcement of future meetings**

### **Special COVID-19 Meeting Message:**

The Regular Meeting of the Board of Trustees will be held at Hamburg Village Hall, 100 Main Street beginning at 7:00 p.m. The Work Session will begin at 5:30 p.m. at Village Hall. Face coverings are required and adequate social distancing will be maintained.

**MOTIONS  
REGULAR MEETING**

1. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to approve the minutes of the Regular Meeting of the Board of Trustees held Tuesday, September 8, 2020.

AYES:

NAYS:

2. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to authorize the transfer of \$179,311.62 plus \$6,480.41 for a total of 185,792.03 from H11.2017.0354 Community Center Playground Capital Project to the General Fund and to decrease the budget of H11.2017.0354 Community Center Playground Capital Project in the amount of \$60,589.76 thereby closing said Capital Project.

AYES:

NAYS:

3. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to increase the budget of A.3003 County Aid in the amount of \$3,000. This money is to be transferred to T.0084 Recreation Programs and is to be used to replace the furniture on the top floor lounge at the Hamburg Memorial Youth Center.

AYES:

NAYS:

4. **MOTION** by Trustee DiPasquale seconded by Trustee \_\_\_\_\_, to approve a transfer of \$34,000 from DPW Equipment Reserve A.0878 to DPW Equipment Capital H48.2020.0353 to fund the purchase of a dump truck.

AYES:

NAYS:

5. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to authorize change order No. 1 in the amount of \$388,220.00 to E & R General Construction, Inc. for labor and equipment for 1,600 feet of waterline on Hunt Avenue and Brendel Avenue in the Village of Hamburg, for the 2019 Waterline Consolidation Improvement Project Phase 1.

AYES:

NAYS:

6. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to authorize Mayor Thomas J. Moses Sr. to accept the proposal from Municipal Solutions Inc. to provide MSRB Continuing Disclosure Updates and EMMA Filings pursuant to the provisions of Securities and Exchange Commission Rule 15c2-12 on behalf of the Village of Hamburg.

AYES:

NAYS:

7. **MOTION** by Trustee Gaughan, seconded by Trustee \_\_\_\_\_, to authorize Mayor Thomas J. Moses Sr. to sign the consulting agreement by and between the Village of Hamburg and Corporate Plans Inc. (CPI-HR) for services related to mandated practices, procedures, and reporting requirements for employers under the Affordable Care Act for the period from October 1, 2020 through September 30, 2021.

**MOTIONS  
REGULAR MEETING**

AYES:  
NAYS:

8. **MOTION** by Trustee Gaughan, seconded by Trustee \_\_\_\_\_, to accept, with regret, the resignation of Mary Beth Sweet as Clerk-Typist PT in the Village Police Department effective immediately.

AYES:  
NAYS:

9. **MOTION** by Trustee Gaughan, seconded by Trustee \_\_\_\_\_, to authorize the hiring of Theresa Caber, 139 Maple Avenue, Hamburg NY 14075 as a Clerk-Typist PT (Non-Competitive) for the Police Department at the rate of \$16.00 per hour subject to a background check and pre-employment physical. This appointment to be effective September 22, 2020. Furthermore, this Part Time position is not eligible for health/vision/dental insurance, longevity, holiday, personal leave, sick leave, funeral leave, compensatory time or paid lunch benefits contained in the Village of Hamburg Policies and Procedures for Managerial, Confidential and Non-Represented Employees.

AYES:  
NAYS:

10. **MOTION** by Trustee Hackathorn, seconded by Trustee \_\_\_\_\_, to authorize Mayor Thomas J. Moses, Sr. to sign the Memorandum of Understanding, by and between the Village of Hamburg and Annamaria Masucci, Special Projects Coordinator, for services related to the implementation of the Village's Comprehensive Plan, commencing October 1, 2020 and ending May 31, 2021.

AYES:  
NAYS:

Sealed bids for One (1) 2007 or newer single-axle dump truck were received on notice published in The SUN on August 28, 2020 and publicly opened in the Clerk-Treasurer's office, Village Hall, 100 Main Street, Hamburg, NY by DPW Superintendent and Marc Shuttleworth and Village Administrator Jason Cozza on Tuesday, September 15, 2020.

The results of the bid are as follows:

Advantage Trucks	\$34,000.00
933 Ransom Road	
Lancaster, NY 14086	

11. **MOTION** by Trustee Hackathorn, seconded by Trustee \_\_\_\_\_, to award One (1) 2007 or newer single-axle dump truck, as per Village of Hamburg specifications, to Advantage Trucks, 933 Ransom Road, Lancaster, NY at their low bid price of \$34,000 as set forth in their proposal submitted on September 15, 2020.

AYES:  
NAYS:

**MOTIONS  
REGULAR MEETING**

12. **MOTION** by Trustee Hackathorn, seconded by Trustee \_\_\_\_\_,

**WHEREAS**, on August 1, 2016 the Village signed a Designated Developer Agreement with CRS Property Services Company LLC for the Village's 18 Mile Creek/South Buffalo Street property; and

**WHEREAS**, CRS has submitted a request to the Village for a further extension of the Inspection Period in order to obtain final land use approvals for the project.

**NOW, THEREFORE BE IT RESOLVED**, the Village Board of Trustees authorizes Mayor Thomas J. Moses, Sr. to sign the Seventh Amendment To Designated Developer Agreement with CRS Property Services Company LLC for the Village's 18 Mile Creek/South Buffalo Street property, hereby granting a further extension of the Inspection Period to March 31, 2021.

AYES:

NAYS:

13. **MOTION** by Trustee Hackathorn, seconded by Trustee \_\_\_\_\_, to approve Local Law No. 2 of 2020 to amend the Code of the Village of Hamburg Chapter 54 thereof, OFFICERS AND EMPLOYEES, Section §54-9, entitled *Waiver of Residency Requirement*. Providing the Board of Trustees with additional considerations for waiving the residency requirement.

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

**LOCAL LAW NO. 2 OF 2020**

**SECTION 1.**

**54-9. Waiver of requirements.**

In the event that the Board of Trustees determines that it is in the best interest of the village to do so, the provisions of Section §54-6 may be waived with respect to an employee, employees or prospective employee, in accordance with the following standards:

**B. Necessity for non-residency.** The requirement of residency may be waived or modified, upon any conditions the Board of Trustees may impose, in those instances where it is determined that requiring the residency is not in the best interests of the village. In making this determination, the Board of Trustees may consider the requirements of the job title, the housing market within the village at the time, the financial capabilities of the employee/prospective employee, the housing needs of the employee/prospective employee and any other information the Board of Trustees deems relevant. Such a waiver or modification, and any conditions imposed thereon, shall be by resolution of the Board of Trustees and shall not in any way affect the application of Sec. 54-6 of this article with respect to any other title, titles, employee or prospective employee.

**SECTION 2.**

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

AYES:

NAYS:

**MOTIONS  
REGULAR MEETING**

14. **MOTION** by Deputy Mayor Tallman, seconded by Trustee \_\_\_\_\_, to recommend the Village Board approve the Application for Certificate of Compliance for building design standards submitted by Dave Chiazza and Cody Osborne, *Iskalo 140 Pine, LLC (Hamburg Village Square)*, for a 15' monument sign on the Buffalo Street side. The sign presented is 3' shorter than the original 18' ground sign proposed and approved in 2016, but never installed. The sign will be internally lit (per a variance granted in 2016). At night text will be white and the background opaque. Sign colors are light and dark gray, and bronze. Said application having been reviewed by the Architectural Review Committee (ARC) at their meeting of August 18, 2020, 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 Chiazza and Cody Osborne for *140 Pine, LLC (Hamburg Village Square)*, for a revised monument sign as recommended by the Architectural Review Committee.

AYES:

NAYS:

15. **MOTION** by Deputy Mayor Tallman, seconded by Trustee \_\_\_\_\_, to recommend the Village Board approve the Application for Certificate of Compliance for building design standards submitted by Hannah Leary, *First Baptist Church*, 120 Main Street, for a 4' x 6', double-sided, polyurethane ground sign. Colors are white background with gray and gold letters and graphic. No lighting was proposed. Said application having been reviewed by the Architectural Review Committee (ARC) at their meeting of September 15, 2020, 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 Hannah Leary for the *First Baptist Church* at 120 Main Street, for a ground sign as recommended by the Architectural Review Committee.

AYES:

NAYS:

16. **MOTION** by Deputy Mayor Tallman, seconded by Trustee \_\_\_\_\_, to recommend the Village Board approve the Application for Certificate of Compliance for building design standards submitted by Randy Schmitz, 40 Union Street, for a 12' x 14' storage shed constructed of T-111 siding with 8" vertical pattern and painted gray. Windows are aluminum single hung, painted white. The roof is constructed of black architectural shingles. Said application having been reviewed by the Architectural Review Committee (ARC) at their meeting of September 15, 2020, 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 Randy Schmitz, 40 Union Street, for a storage shed as recommended by the Architectural Review Committee.

AYES:

NAYS:

17. **MOTION** by Deputy Mayor Tallman, seconded by Trustee \_\_\_\_\_, to recommend the Village Board approve the Application for Certificate of Compliance for building design standards submitted by Colin Campbell, *Colin Campbell and Associates*, 38 Lake Street, for renovations to the cupola, putting the belfry back as was originally constructed. Materials are wood framing, painted cementitious siding and trim, aluminum clad wood windows and a standing seam metal roof. Said application having been reviewed by the Architectural Review Committee (ARC) at their meeting of

**MOTIONS  
REGULAR MEETING**

September 15, 2020, 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 Colin Campbell, *Colin Campbell and Associates*, 38 Lake Street, for renovations to the cupola as recommended by the Architectural Review Committee.

AYES:

NAYS:

18. **MOTION** by Trustee DiPasquale, seconded by Trustee \_\_\_\_\_, to authorize the payment of the Village of Hamburg Accounts for the period ending September 21, 2020.

AYES:

NAYS: