Agenda

Brad M. Rybczynski Town Clerk

Town Board of the Town of Hamburg

June 2, 2025

1. **Roll Call**

2. **Pledge of Allegiance**

3. **Minutes of Previous Meeting**
   RESOLVED, that the Town Board does hereby approve the minutes of the previous meeting as follows:

   2.24.25 Town Board Regular Meeting

4. **Agenda Items**

41.. **Proclamation Commending Firefighters Jeffrey Lewis, Bruce Oliver, Chad Witkowski, Police Officer Garrett Hileman and Retired Buffalo Fire Lieutenant David George**

42.. **Town Supervisor to Register Town with CMS**

43.. **39 Long Avenue: Building Demolition**

44.. **2025 CDBG Funding**

45.. **CDBG 2025 Agreement-Village of Hamburg**

46.. **CDBG 2025 Agreement-Village of Blasdell**

47.. **CDBG 2025 Agreement-Highway**

48.. **CDBG 2025 HOME Grant**

49.. **Lake Shore Vol. Fire Company - Chapin**

410.. **Town Hall Abatement Air Monitoring**

411.. **ZBA Reappointment-Adrian**

412.. **Finance Department PAF**

413.. **Corey Tyger 6722 SW Blvd Rezoning SEQR Resolution**

414.. **Corey Tyger 6722 SW Blvd Rezoning Approval Resolution**

415.. **Grant Reimbursement-Hamburg Skatepark Project**

416..PO-17 - Maintenance Worker /HWY Dept.

417..PO-17 - Skilled Laborer (2)

418..B&G PAF

419..B&G Window Purchase: Old Dispatch Project

420..Hamburg Town Park Jetty FEMA Scope

421..Approve the Non-Competitive Promotion of Senior Engineering Assistant Robert Haag

422..Amended Fee and Charges for Emergency Medical Services and Ambulance Service

423..Highway: Purchase of Disconnect Switches

426..YRSS Appointment of Hilary Pundt to Senior Recreation Supervisor

427..YRSS Appointment of Nicole Ruberto to Assistant Director of Recreation

428..PAF - Youth, Recreation & Senior Services

429..Trade-In of Senior Transportation Service Vehicle

5. Public Comment

6. Meeting is adjourned by Supervisor

41.. Proclamation Commending Firefighters Jeffrey Lewis, Bruce Oliver, Chad Witkowski, Police Officer Garrett Hileman and Retired Buffalo Fire Lieutenant David George

Whereas, on the evening of May 12th, 2025, the unthinkable occurred on West Lane in our town when the Lake View community and beyond shook as the result of an explosion that would claim the life of one of our neighbors Joene Pease and critically injure her husband John Pease, and

Whereas, as we have experienced so many times following a tragedy such as this, our community responded immediately and pulled together, and we once again find ourselves grateful for the dedication, responsiveness, and steadfastness of the members of our Police Department, Emergency Dispatch, First Responders, and Volunteer Fire Companies that responded, and

Whereas, in particular, the immediate and selfless actions of Lakeview firefighters Jeffrey Lewis and Bruce Oliver, Lake Shore Assistant Chief Chad Witkowski, Town of Hamburg Police Officer Garrett Hileman and Retired Buffalo Fire Lieutenant David George resulted in the rescue of Mr. Pease,

Now Therefore Be It Resolved, the Hamburg Town Board commends these individuals, along with all of their fellow firefighters, police officers, and first responders, who truly made a difference by risking it all, and

Be It Further Resolved, your community is very appreciative and recognizes with gratitude your exemplary actions in rescuing Mr. Pease.

42.. Town Supervisor to Register Town with CMS

WHEREAS, the Medicare Secondary Payer (MSP) Mandatory Reporting Provisions in Section 111 of the Medicare, Medicaid, and SCHIP Extension Act of 2007 requires that any municipality which qualifies as a Responsible Reporting Entity must report all payments of medical benefits paid to Medicare beneficiaries, and

WHEREAS, such reporting must be made to the Federal Government via the Centers for Medicare and Medicaid Services (CMS) beginning on January 1, 2010, or face the imposition of fines of up to $1,000.00 per day per claim.

NOW THEREFORE BE IT RESOLVED, that the Town Supervisor is hereby directed to register the Town of Hamburg with CMS naming the Supervisor as the Town of Hamburg's authorized representative with the authority to bind the Town for all purposes as required by Section 111, and

BE IT FURTHER RESOLVED THAT Gallagher Bassett Services, Inc., which currently acts as the Third-Party Administrator for the Town of Hamburg's self-insured claims, is hereby appointed as the Town of Hamburg's Account Manager for purposes of Section 111 compliance.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

43.. 39 Long Avenue: Building Demolition

Whereas, The Town of Hamburg provides code enforcement for the Village of Hamburg, and

Whereas, The Village of Hamburg Board on February 3, 2025, deemed the building at 39 Long Avenue a dangerous building in violation of Section 123 and 127 of the Village Code and ordered the building repaired or demolished within 60 days, and,

Whereas, Work to repair or demolish the building at 39 Long Avenue has not been started, The Village Board has ordered the building to be demolished under Section 127-5 of the Village Code, and

Be It Resolved, that the Town Board authorizes the Town Supervising Code Enforcement Officer to advertise for bids for the proposed demolition, and

Be It Resolved, that all costs and expenses incurred by the Town of Hamburg in connection with the demolition to remove the building, shall be assessed against the property.

Funds available in Account# A.3620.0469 – Safety inspection – Clean up properties

ATTACHMENTS:

DOC052725-001.pdf

VILLAGE OF HAMBURG

MAYOR
THOMAS P. TALLMAN

TRUSTEES
PAUL G. GAUGHAN
LAURA PALISANO HACKATHORN
JEFFREY A. DAVIS
HOLLY PARK

ATTORNEY
EDWARD J. MURPHY, III

ADMINISTRATOR/CLERK-TREASURER
JASON T. COZZA

VILLAGE JUSTICE
MICHAEL J. BIEHLER

CHIEF OF POLICE
RICHARD SCHARA

RECREATION SUPERVISOR
JOSHUA HAEICK

FIRE CHIEF
DAVID SEKUTERSKI

SUPT. OF PUBLIC WORKS
MARC SHUTTLEWORTH

100 MAIN STREET, HAMBURG, NEW YORK 14075-4988
TEL (716) 649-0200 FAX (716) 646-6558
WEB SITE: www.villagehamburg.com

NOTICE OF DEMOLITION

May 8, 2025

Joel Echeverria
Lisa Milligan
39 Long Ave.
Hamburg, NY 14075

Re: 39 Long Ave.

Mr. Echeverria and Ms. Milligan:

This notice is to inform you that the Village of Hamburg is proceeding with the demolition of a structure located at 39 Long Avenue that is considered dangerous and unsafe to the public. You have failed to make the necessary repairs and complete such repairs in a timely manner as per Village of Hamburg Board of Trustees resolution adopted on February 3, 2025. The demolition of this building is so ordered and the cost of said demolition will be assessed against the owners and this property.

Should you have any questions regarding this notice of demolition, you may contact the Village of Hamburg's Code Enforcement Officer Scott Courteau at (716) 334-3532.

Sincerely,

Thomas P. Tallman
Mayor

CC: Scott Courteau, Code Enforcement Officer
Jeff Giovino, 36 Main, Owner

Town Board of the Town of Hamburg
June 2, 2025 Meeting

44.. 2025 CDBG Funding

BE IT RESOLVED that the Hamburg Town Board authorize the Department of Community Development to proceed with the following 2025 CDBG projects based upon the 2025 HUD CDBG grant allocation:

Town of Hamburg 2025 Community Development Block Grant Funding:	**$445,160.00**
Housing Renovation Conditional Grants	$150,000.00
Town of Hamburg Highway - Infrastructure Reconstruction	$140,160.00
First Time Homebuyer Conditional Grants	$ 80,000.00
Village of Blasdell Infrastructure Reconstruction - Salisbury Avenue	$ 75,000.00

45.. CDBG 2025 Agreement-Village of Hamburg

WHEREAS, the Village of Hamburg has entered into a Cooperative Agreement with the Town of Hamburg in order to be eligible for funding from the towns Community Development Block Grant program, and

WHEREAS, the Village of Hamburg is eligible for housing programs, all counseling services, and public services from the towns 2025 Community Development Block Grant program.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be authorized to sign the agreement by and between the Town of Hamburg and the Village of Hamburg for the use of these funds.

46.. CDBG 2025 Agreement-Village of Blasdell

WHEREAS, the Village of Blasdell has entered into a Cooperative Agreement with the Town of Hamburg in order to be eligible for funding from the towns Community Development Block Grant program, and

WHEREAS, the Village of Blasdell submitted an application for $75,000 in funding from the towns 2025 Community Development Block Grant program for infrastructure reconstruction on Salisbury Avenue within a HUD designated target area in the Village of Blasdell.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be authorized to sign the agreement by and between the Town of Hamburg and the Village of Blasdell for the use of these funds.

47.. CDBG 2025 Agreement-Highway

BE IT RESOLVED that the Hamburg Town Board authorizes the Department of Community Development to enter into an intra-departmental contract with the Town of Hamburg Highway Department allowing Highway to complete $140,160.00 in road reconstruction work within HUD target areas utilizing the towns 2025 CDBG funds.

48.. CDBG 2025 HOME Grant

BE IT RESOLVED that the Hamburg Town Board authorize the Department of Community Development to proceed with the following 2025 HOME projects based upon the 2025 HUD HOME grant allocation:

2025 HOME Grant via Erie County/Town of Hamburg Consortium:	**$152,078.00**
Hamburg Renovation Grants	$114,058.00
Administration (Consortium):	$ 15,208.00
CHDO set-aside (Consortium):	$ 22,812.00

49.. Lake Shore Vol. Fire Company - Chapin

RESOLVED that the Hamburg Town Board does hereby approve the request of the Lake Shore Volunteer Fire Company to add to the ranks of their membership the individual as follows:

Pierson Chapin

ATTACHMENTS:

2025 0522 Town Board approval Pierson Chapin.docx

Lake Shore Volunteer Fire Company, Inc.

May 22, 2025

Hamburg Town Board
S-6100 South Park Avenue
Hamburg, New York 14075

Attn: Brad M. Rybczynski

At the last regular company meeting of the Lake Shore Volunteer Fire Company Inc. held on Wednesday, May 21, 2025 the following applicant was approved for active membership:

Pierson Chapin
5726 East Lane
Lakeview, NY 14085

Upon your approval, we will commence with her active membership.

Thank you for your consideration in this matter.

Sincerely,

Peggie Lipka

Peggie Lipka
Corresponding Secretary
Lake Shore Volunteer Fire Co. Inc.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

410.. Town Hall Abatement Air Monitoring

WHEREAS, the Town of Hamburg recently awarded the work for the **Town Hall Renovation Abatement Project**, and

WHEREAS, during hazardous material abatement, the owner must provide third party air monitoring to ensure the safety of the workers, staff and all other users of the building; and

WHEREAS, Paradigm Environmental Services were available to begin immediately and provided an estimate for air monitoring for $6,865.

THEREFORE BE IT RESOLVED, that the Town Board authorizes the supervisor to sign the estimate from Paradigm Environmental Services for $6,865 and work to start May 22, 2025.

Funds available in H.21.1620.0303

411.. ZBA Reappointment-Adrian

BE IT RESOLVED, the Hamburg Town Board reappoints Jeff Adrian to a seven-year term on the Zoning Board of Appeals effective July 1, 2025, and ending June 30, 2032.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

412.. Finance Department PAF

Resolved, that the Town Board approve the terminations and/or hiring for the Finance Department.

ATTACHMENTS:

PAF Term.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 5/29/2025 Department: Finance

Department Head Signature

Supervisor Signature Date: 5/29/25

TOWN BOARD MEETING OF 6/2/2025

PAGE 1 of 1

I request that a Town Board Resolution be adopted approving the following personnel action:

#	Emp #	Emp Name	N or R	Position	Start date	Full time hrly rate	PT/Sea/temp hrly rate	Term date
1	5348	Denise Lorka		Clerk Typist/PT				5/16/2025
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rev 03/14

413.. Corey Tyger 6722 SW Blvd Rezoning SEQR Resolution

WHEREAS, the Town of Hamburg received a request from Corey Tyger to rezone a 0.9-acre parcel at 6722 Southwestern Boulevard (SBL# 194.00-1-14) and a 2.9-acre parcel to the immediate east (SBL# 194.14-1-49), which were subsequently merged, from R-1 (Single-Family Residence District) to C-2 (General Commercial District) for the development of a pole barn for business storage purposes; and

WHEREAS, the Hamburg Town Board referred this revised rezoning request to the Planning Board for its review and recommendation, where the Planning Board recommended the Applicant revise his application be rezoned from R-1 to the proposed L-C (Lakeview Commercial District); and

WHEREAS, after further review from the Planning Department, acceptance from the Applicant, and coordination with the Code Enforcement Department, it was determined that the Applicant should be rezoned to AG (Agricultural District) for the development of a pole barn for business storage purposes; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQR) of the Environmental Conservation Law, the Hamburg Town Board has established itself as SEQR Lead Agency and conducted a coordinated environmental (SEQR) review for this unlisted action; and

WHEREAS, the Town Board has completed the SEAF (Parts 1, 2, and 3) and solicited input from the public and from other Involved and Interested agencies, and has taken a hard look at the social, economic, and environmental impacts of the adoption of the proposed zoning change; and

WHEREAS, the findings of this review indicate that the proposed zoning change and subsequent project will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public.

NOW, THEREFORE BE IT RESOLVED, that the Hamburg Town Board, as SEQR Lead Agency for this action, has determined that the adoption of the Town of Hamburg zoning change (map amendment) will not result in any significant adverse impacts on the environment, and a Negative Declaration is hereby issued, based on the reasons as set forth in the short Environmental Assessment Form; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the Town Supervisor to sign the Environmental Assessment Form, which will act as the SEQR Negative Declaration, and authorizes that the appropriate notices and filings be made.

ATTACHMENTS:

SEAF Part 1.pdf
SEAF Part 2 and Part 3.pdf

Short Environmental Assessment Form
Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information

Name of Action or Project:
Corey Tyger Rezoning

Project Location (describe, and attach a location map):
Parcels at 6722 Southwestern Boulevard (SBL #s: 194.00-1-14 and 194.14-1-49)

Brief Description of Proposed Action:
The purpose of this action is to merge and rezone two parcels at 6722 SW Blvd for the demolition of the existing structure on the parcel (SBL#: 194.00-1-14) and to construct a pole barn for storage purposes on the newly merged parcel.

Name of Applicant or Sponsor:	Telephone: 716-803-9026
Corey Tyger	E-Mail: tygercontracting@yahoo.com

Address:
6722 Southwestern Blvd

City/PO:	State:	Zip Code:
Hamburg	NY	14075

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: Town Board rezoning approval, Planning Board site plan approval	☐	☑

3. a. Total acreage of the site of the proposed action? 3.81 acres
   b. Total acreage to be physically disturbed? 0.89 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 3.81 acres

4. Check all land uses that occur on, are adjoining or near the proposed action:

5. ☐ Urban ☑ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☐ Residential (suburban)
   ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify):
   ☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
a. A permitted use under the zoning regulations?	☑	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☐	☑

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑

	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		
If Yes, identify: _____	☑	☐

	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation services available at or near the site of the proposed action?	☑	☐
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☑	☐

	NO	YES
9. Does the proposed action meet or exceed the state energy code requirements?		
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☑	☐

	NO	YES
10. Will the proposed action connect to an existing public/private water supply?		
If No, describe method for providing potable water: _____ _____	☐	☑

	NO	YES
11. Will the proposed action connect to existing wastewater utilities?		
If No, describe method for providing wastewater treatment: _____ _____	☑	☐

	NO	YES
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	☑	☐
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☐	☑

	NO	YES
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☐	☑
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☐	☐
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____		

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional

☐ Wetland ☐ Urban ☐ Suburban

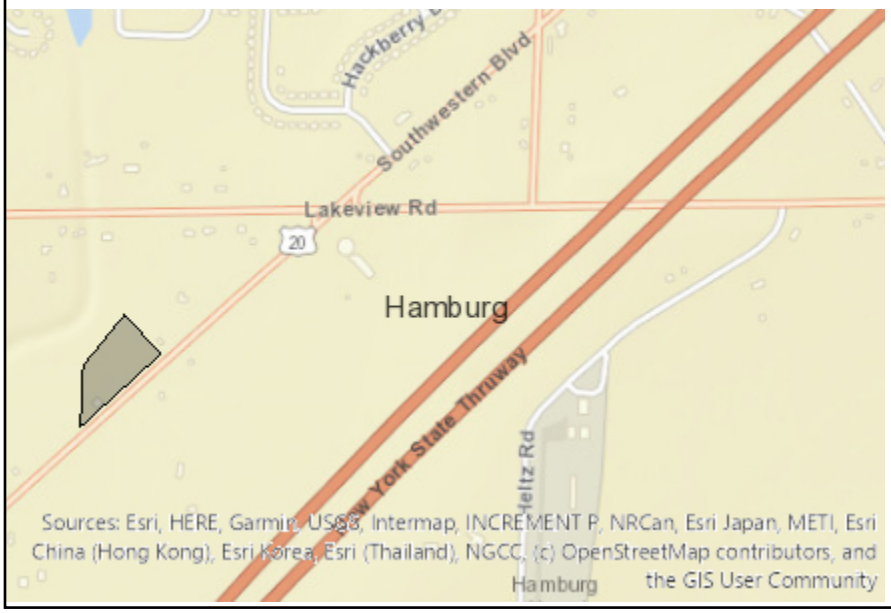
	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources?	☑	☐
If Yes,		
a. Will storm water discharges flow to adjacent properties?	☑	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☑	☐
If Yes, briefly describe: _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	☑	☐
If Yes, explain the purpose and size of the impoundment: _____		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	☑	☐
If Yes, describe: _____		
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	☑	☐
If Yes, describe: _____		

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: Corey Tyger Date: 2/11/2025

Signature: _____ Title: Applicant

PRINT FORM



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Agency Use Only [If applicable]

Project: Corey Tyger Rezoning 6722 SW Blvd

Date: 6/2/2025

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.
Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☑	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☑	☐
3. Will the proposed action impair the character or quality of the existing community?	☑	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☑	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☑	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☑	☐
7. Will the proposed action impact existing: a. public / private water supplies?	☑	☐
b. public / private wastewater treatment utilities?	☑	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☑	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☐	☑
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☑	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☑	☐

PRINT FORM

Agency Use Only [If applicable]

Project: Corey Tyger Rezoning 6

Date: 6/2/2025

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

The proposed action consists of a rezoning of two parcels at 0 and 6722 Southwestern Blvd (that were subsequently merged) for the development of a pole barn for business storage purposes.

The AG (Agricultural District) that the Applicant is looking to be rezoned to fits the character of the area in Lakeview, which is more rural, residential, and agricultural in nature. The action is a non-intensive agricultural and commercial use, and will not significantly alter existing land uses in the area.

Through the coordinated review process, the NYSDEC asked for the parcel to go through the jurisdictional determination process to see if wetlands were present or adjacent to the parcels. The Town Board acknowledges that the Applicant will be subject to following the DEC's Freshwater Wetlands Permit Requirements Regulations (6 NYCRR Part 663), and if wetlands are found, all efforts must be made to first avoid disturbing the wetland and adjacent area. If federal wetlands are on/adjacent to the parcel, the Applicant will need to comply with United States Army Corps of Engineers (USACE) regulations as well.

The Applicant has submitted the project to the New York State Historic Preservation Office (SHPO), and will comply with all regulations as well.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☑ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Hamburg Town Board	6/2/2025
Name of Lead Agency	Date
Catherine Rybczynski	Town Supervisor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Town Board of the Town of Hamburg
June 2, 2025 Meeting

414.. Corey Tyger 6722 SW Blvd Rezoning Approval Resolution

Whereas, the Hamburg Town Code contains and specifies the local laws and ordinances of the Town of Hamburg; and

Whereas, the Town of Hamburg received a request from Corey Tyger to rezone a 0.9-acre parcel at 6722 Southwestern Boulevard (SBL# 194.00-1-14) and a 2.9-acre parcel to the immediate east (SBL# 194.14-1-49), which were subsequently merged, from R-1 (Single-Family Residence District) to C-2 (General Commercial District) for the development of a pole barn for business storage purposes; and

Whereas, the Hamburg Town Board referred this revised rezoning request to the Planning Board for its review and recommendation, where the Planning Board recommended the Applicant revise his application be rezoned from R-1 to the proposed L-C (Lakeview Commercial District) on March 5, 2025; and

Whereas, after further review from the Planning Department, acceptance from the Applicant, and coordination with the Code Enforcement Department, it was determined that the Applicant should be rezoned to AG (Agricultural District) for the development of a pole barn for business storage purposes; and

Whereas, pursuant to Part 617 6NYCRR, Article 8 of the Environmental Conservation Law (SEQRA), the Town of Hamburg Town Board established itself as SEQR Lead Agency and conducted a coordinated review of proposed revisions to the Town's Zoning Map in accordance with the requirements of the State Environmental Quality Review Act (SEQRA) and has issued a SEQR Negative Declaration, and

Whereas, a public hearing was held regarding the zoning map amendment on May 5, 2025, and comments were received from the public and from Erie County, based on the 239 m referral; and

Whereas, the rezoning is in accordance with the Town's Comprehensive Plan.

Now, Therefore, Be It Resolved, that the Town of Hamburg Town Board hereby rezones the properties identified below from R-1 to AG with the following conditions:

1. Dark sky compliant lighting shall be required throughout the site during site plan approval.

2. The Applicant shall comply with Article 24, Freshwater Wetlands Jurisdiction and Classification regulations (6 NYCRR Part 664) per DEC standards prior to the issuance of any building permit.

3. The Applicant shall comply with United States Army Corps of Engineers (USACE) regulations (Section 404 of the Clean Water Act) prior to the issuance of any building permit.

Be It Further Resolved, that the Zoning Code of the Town of Hamburg be amended as follows:

To amend Local Law #10 of the year 1986 of the Code of the Town of Hamburg Chapter 280 entitled "Zoning" to provide for a change in the boundary of the Zoning Map whereby the Zoning is changed from R-1 to AG for the properties identified by SBL # 194.00-1-14 and 194.14-1-49.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

415.. Grant Reimbursement-Hamburg Skatepark Project

WHEREAS, the Town of Hamburg applied for and was awarded in 2021 a competitive grant through The Skatepark Project Foundation for the Hamburg Skatepark at the Electric Avenue Park which will have a Grand Opening on June 14, 2025, and

WHEREAS, the town has received the full payment of $300,000 in reimbursement from The Skatepark Project Foundation for successful completion of this project

NOW THEREFORE BE IT RESOLVED, the Hamburg Town Board acknowledges receipt of this reimbursement and directs said funds be recorded in H107.0000.2705.0514

Town Board of the Town of Hamburg
June 2, 2025 Meeting

416.. PO-17 - Maintenance Worker /HWY Dept.

WHEREAS, the Town of Hamburg and the Civil Service Employees Association via MOA dated 5/19/2025 have agreed to the following;

RESOLVED, that the Town Board approves the creation of a Maintenance Worker position in the Highway Department. The position will be a promotional CSEA Blue Collar position and will be funded by DB.5110.0100;

BE IT FURTHER RESOLVED that the Town Board authorizes the Supervisor to sign Section 8 of the PO-17 for the creation of the aforementioned position.

ATTACHMENTS:

PO 17 Maintenance Worker HWY.pdf

Form PO-17

NEW POSITION DUTIES STATEMENT

Rev 08/15

To:
PERSONNEL OFFICER County of Erie
Edward A. Rath County Office Bldg.
95 Franklin St
Buffalo, NY 14202

Date:

From: Town of Hamburg

☐County Dept ☒Town
☐Special Dist. ☐Village

Pursuant to the provisions of Section 22, of the Civil Service Law, I am submitting statement of duties of the proposed new position. (NOTE: Department head or other authority requesting the creation of a new position, shall prepare a description for each new position to be created except that one description may cover two or more identical positions in the same unit. Send three typed copies to the Personnel Officer.)

MAINTENANCE WORKER

1. DESCRIPTION OF DUTIES:

Percent of Total Time/Frequency	ACTIVITIES
100 %	• Supervises and participates in the general work of maintaining and repairing highway buildings, equipment, grounds, and their appurtenances. • Participates in general repair work by laying out and scheduling work such as painting, replacements of non-working equipment, repair of furnishings, servicing plumbing and heating equipment, • Sweeping, washing, and waxing floors, • Servicing lavatories and moving equipment, supplies or furnishings. • Vacuuming all carpeted areas • Empty all garbage inside and outside of the building • Wipe all tables and countertops in the breakroom and kitchen area • Wash windows as needed • Organize and track all tool and equipment used daily • Mow all areas on the highway property • Weed Wack all areas of the highway property • Maintain electronic recycling area and assist residents with disposal • Instructs workers, issues supplies and inspects work. • Maintain the planting of bushes and various landscape areas • Weeding the landscape areas • Responsible for maintaining and ordering all supplies both for the general areas and mechanics areas as needed. • Shovel all sidewalks, steps and handicap ramp and salted • In the event of a snow episode will be prepared to act as a wing man both during regular working hours and during call in overtimes Complies with various Occupational Safety and Health Administration laws and regulations, including reading and understanding Material Safety Data Sheets relating to hazardous material and other substances.

(Attach additional sheets if more space is needed.)

2. Names and Titles of Persons Supervising this position (General, Direct, Administrative, etc.)

NAME	TITLE	TYPE OF SUPERVISION
Edward Hughes	**Highway Superintendent**	**Direct**

3. Names and Titles of Persons Supervised by this position

NAME	TITLE	TYPE OF SUPERVISION

4. Names and Titles of Persons doing substantially the same kind and level of work as will be done by the incumbent of this new position.

NAME	TITLE	LOCATION OF POSITION
Louis Fiorello	Maintenance Worker	Town Park
Tom Chmielowiec	Maintenance Worker	Senior Center
Charles Zahm	Maintenance Worker	Town Hall
Mike Bennett	Maintenance Worker	Buildings and Grounds
Louis Obad	Maintenance Worker	Buildings and Grounds

5. What minimum qualification do you think should be required for this position? (High school, College Degrees, etc. plus years of experience.)

MINIMUM QUALIFICATIONS:

- Graduation from high school or possession of a high school equivalency diploma and two (2) years of building maintenance or repair, mechanical, general maintenance, or related experience or
- Six (6) year of building maintenance or repair, mechanical, general maintenance, or related experience or
- An equivalent combination of training and experience as defined by the limits of (A) and (B).

SPECIAL REQUIREMENTS:

- Ability to read, write and understand the English language and
- Possession of a valid New York State Driver's License

6. As Department Head (or other Authority) I certify the above statements are accurate and complete.

Date: Title: Highway Superintendent Signature:

CERTIFICATE OF PERSONNEL OFFICER

7. In accordance with the provisions of Civil Service Law, Section 22, the ERIE COUNTY PERSONNEL OFFICER certifies that the appropriate service title for the position described is: Maintenance Worker (Non- Comp)

Date: 3/19/2025 Signature:

ACTION BY LEGISLATIVE BODY OR OTHER APPROVING AUTHORITY

8. Creation of described position:

☐Approved ☐Disapproved

Date: Signature:

RETURN ONE COMPLETE COPY TO PERSONNEL OFFICER- After completing section 8 when position(s) are approved.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

417.. PO-17 - Skilled Laborer (2)

WHEREAS, the Town of Hamburg and the Civil Service Employees Association via MOA dated 5/19/2025 have agreed to the following;

RESOLVED, that the Town Board approves the creation of two civil service non-competitive Skilled Laborer positions, one in the Buildings and Grounds Department and one in the Highway Department. The positions will be promotional CSEA Blue Collar positions and will be funded by A.7410.0100 and DB.5110.0100 respectively; and,

BE IT FURTHER RESOLVED that the Town Board authorizes the Supervisor to sign Section 8 of the PO-17s for the creation of the aforementioned positions.

ATTACHMENTS:

PO 17 Hamburg - Skilled Laborer B&G 06022025 Executed.pdf
PO 17 Hamburg - Skilled Laborer HWY 06022025 Executed.pdf

Form PO-17

NEW POSITION DUTIES STATEMENT

Rev 08/15

To:
PERSONNEL OFFICER County of Erie
Edward A. Rath County Office Bldg.
95 Franklin St
Buffalo, NY 14202

Date:

From: Town of Hamburg

☐County Dept ☒Town
☐Special Dist. ☐Village

Pursuant to the provisions of Section 22, of the Civil Service Law, I am submitting statement of duties of the proposed new position. (NOTE: Department head or other authority requesting the creation of a new position, shall prepare a description for each new position to be created except that one description may cover two or more identical positions in the same unit. Send three typed copies to the Personnel Officer.)

SKILLED LABORER *Buildings & Grounds Dept.- NON-COMPETITIVE

1. DESCRIPTION OF DUTIES:

Percent of Total Time/Frequency	ACTIVITIES
100%	Performs miscellaneous carpentry work such as framing and patching walls, hanging doors, building shelves, hanging cabinets, repair trim molding, laying floors install and remove insulation, etc. Performs miscellaneous duties of brick laying, pointing, laying wall and floor tile, cold patch repair within Buildings & Grounds. Performs duties in operation of tree cutting, operation of chipper, stump grinder, brush truck. Performs miscellaneous duties in the areas of painting/staining of interior, exterior walls, doors, floors, buildings. Including areas of athletic fields and ice rink operations. Performs repairs in plumbing such as toilets, sinks, floor drains, pipes, water lines. Use of Sewer Jet to clear clogs in sewer lines, catch basin/drainage intakes within the Buildings & Grounds Department. Performs miscellaneous duties with light electrical repair with, outlets, switches, fixtures.

(Attach additional sheets if more space is needed.)

2. Names and Titles of Persons Supervising this position (General, Direct, Administrative, etc.)

NAME	TITLE	TYPE OF SUPERVISION
CATHY RYBCZYNSKI	**SUPERVISOR**	**INDIRECT**
EDWARD HUGHES	**HIGHWAY SUPERINTENDENT**	**DIRECT**

3. Names and Titles of Persons Supervised by this position

NAME	TITLE	TYPE OF SUPERVISION

4. Names and Titles of Persons doing substantially the same kind and level of work as will be done by the incumbent of this new position.

NAME	TITLE	LOCATION OF POSITION
Rodney Pawlowski	Skilled Laborer	Buildings and Grounds Dept.
Sean McLaughlin	Skilled Laborer	Buildings and Grounds Dept.
John Jewett	Skilled Laborer	Buildings and Grounds Dept.
Nick Curtis	Skilled Laborer	Buildings and Grounds Dept.

5. What minimum qualification do you think should be required for this position? (High school, College Degrees, etc. plus years of experience.)

High School or Vocational Diploma and three years of full-time paid experience as a helper in one or more of the skilled trades; Six years of experience as a helper in one or more of the skilled trades; Equivalent combination of training and experience.

Essential knowledge, skills, and abilities:

Above average knowledge of techniques and terminology in carpentry, block work, tree cutting, operation of brush trucks, sewer jet operation, cutting greens and tees, painting, basic plumbing, basic electrical. Assist building maintenance as needed. Ability to use tools and make repairs in the above-mentioned trades, as well as the ability to understand and follow written or oral instructions from higher rated classification employees.

Type of License or certificate required:

6. As Department Head (or other Authority) I certify the above statements are accurate and complete.
7.

Date: 5/21/2025 Title: Supervisor Signature:

CERTIFICATE OF PERSONNEL OFFICER

8. In accordance with the provisions of Civil Service Law, Section 22, the ERIE COUNTY PERSONNEL OFFICER certifies that the appropriate service title for the position described is: **SKILLED LABORER**

Date: 5/28/2025 Signature:

ACTION BY LEGISLATIVE BODY OR OTHER APPROVING AUTHORITY

9. Creation of described position:

☐Approved ☐Disapproved

Date: Signature:

RETURN ONE COMPLETE COPY TO PERSONNEL OFFICER- After completing section 8 when position(s) are approved.

Form PO-17

NEW POSITION DUTIES STATEMENT

Rev 08/15

To:
PERSONNEL OFFICER County of Erie
Edward A. Rath County Office Bldg.
95 Franklin St
Buffalo, NY 14202

Date:

From: Town of Hamburg

☐County Dept ☒Town
☐Special Dist. ☐Village

Pursuant to the provisions of Section 22, of the Civil Service Law, I am submitting statement of duties of the proposed new position. (NOTE: Department head or other authority requesting the creation of a new position, shall prepare a description for each new position to be created except that one description may cover two or more identical positions in the same unit. Send three typed copies to the Personnel Officer.)

SKILLED LABORER *HIGHWAY DEPT– NON-COMPETITIVE

1. DESCRIPTION OF DUTIES:

Percent of Total Time/Frequency	ACTIVITIES
100%	Performs miscellaneous carpentry work such as framing and patching walls, hanging doors, building shelves, hanging cabinets, repair trim molding, laying floors install and remove insulation, etc. Performs miscellaneous duties of brick laying, pointing, laying wall and floor tile, cold patch repair within the Highway Departments. Performs duties in operation of tree cutting, operation of chipper, stump grinder, brush truck. Performs miscellaneous duties in the areas of painting/staining of interior, exterior walls, doors, floors, buildings. Including areas of athletic fields and ice rink operations. Performs repairs in plumbing such as toilets, sinks, floor drains, pipes, water lines. Use of Sewer Jet to clear clogs in sewer lines, catch basin/drainage intakes within the Highway Department. Performs miscellaneous duties with light electrical repair with, outlets, switches, fixtures.

(Attach additional sheets if more space is needed.)

2. Names and Titles of Persons Supervising this position (General, Direct, Administrative, etc.)

NAME	TITLE	TYPE OF SUPERVISION
CATHY RYBCZYNSKI	**SUPERVISOR**	**INDIRECT**
EDWARD HUGHES	**HIGHWAY SUPERINTENDENT**	**DIRECT**

3. Names and Titles of Persons Supervised by this position

NAME	TITLE	TYPE OF SUPERVISION

4. Names and Titles of Persons doing substantially the same kind and level of work as will be done by the incumbent of this new position.

NAME	TITLE	LOCATION OF POSITION
Rodney Pawlowski	Skilled Laborer	Buildings and Grounds Dept.
Sean McLaughlin	Skilled Laborer	Buildings and Grounds Dept.
John Jewett	Skilled Laborer	Buildings and Grounds Dept.
Nick Curtis	Skilled Laborer	Buildings and Grounds Dept.

5. What minimum qualification do you think should be required for this position? (High school, College Degrees, etc. plus years of experience.)

High School or Vocational Diploma and three years of full-time paid experience as a helper in one or more of the skilled trades; Six years of experience as a helper in one or more of the skilled trades; Equivalent combination of training and experience.

Essential knowledge, skills, and abilities:

Above average knowledge of techniques and terminology in carpentry, block work, tree cutting, operation of brush trucks, sewer jet operation, cutting greens and tees, painting, basic plumbing, basic electrical. Assist building maintenance as needed. Ability to use tools and make repairs in the above-mentioned trades, as well as the ability to understand and follow written or oral instructions from higher rated classification employees.

Type of License or certificate required:

6. As Department Head (or other Authority) I certify the above statements are accurate and complete.
7.

Date: 5/21/2025 Title: Supervisor Signature:

CERTIFICATE OF PERSONNEL OFFICER

8. In accordance with the provisions of Civil Service Law, Section 22, the ERIE COUNTY PERSONNEL OFFICER certifies that the appropriate service title for the position described is: **SKILLED LABORER**

Date: 5/28/2025 Signature:

ACTION BY LEGISLATIVE BODY OR OTHER APPROVING AUTHORITY

9. Creation of described position:

☐Approved ☐Disapproved

Date: Signature:

RETURN ONE COMPLETE COPY TO PERSONNEL OFFICER- After completing section 8 when position(s) are approved.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

418.. B&G PAF

BE IT RESOLVED, that the Town Board approves the termination and hiring of the following employees in Buildings & Grounds.

ATTACHMENTS:

DOC052925-001.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Department- Buildings & Grounds

Department Head Signature _____

Supervisor Signature _____ Date 5/28/25

TOWN BOARD MEETING OF JUNE 2, 2025

PAGE 1 of 1

I request that a Town Board Resolution be adopted approving the following personnel action:

#	Emp #	Emp Name	N or R	Position	Start date	Full time hrly rate	PT/Sea/temp hrly rate	Term date
1	4982	Jeremy Falbo		FT Laborer/A.7140.100				6/2/2025
2	5366	Derek Walters		Temporary FT Laborer/A.7140.100				6/2/2025
3	5366	Derek Walters	R	FT Laborer/A.7140.100	6/3/2025	$28.38		
4	5312	Ben Kalieta		PT Clerk/A.7140.102				6/3/2025
5	5312	Ben Kalieta	R	Seasonal Clerk/A.7140.102	6/4/2025		$16.00	
6	5265	Aiden O'Brien		PT Laborer/A.7140.102				6/1/2025
7	5265	Aiden O'Brien	R	PT Laborer/A.7185.102	6/2/2025		$16.00	
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Town Board of the Town of Hamburg
June 2, 2025 Meeting

419.. B&G Window Purchase: Old Dispatch Project

WHEREAS, the Buildings & Grounds Department has a need to replace windows for the Old Dispatch Area Project, and

WHEREAS, the Buildings & Grounds Department has received two quotes:

Hogan Glass	$17,995.00
Nickel City Glass LLC	$21,650.00

BE IT RESOLVED, that the Town Board approves the purchase of new windows from Hogan Glass.

Funds available in Account # H21.1620.0303.

420.. Hamburg Town Park Jetty FEMA Scope

WHEREAS, FEMA has approved a project for Jetty reconstruction to include additional mitigation measures at a 75% reimbursement of costs; and

WHEREAS, the FEMA process requires the preparation and approval of a scope of work for the project, and the scope must maximize reimbursement potential while conforming to the FEMA guidance for eligibility; and

WHEREAS, Edgewater Resources has prepared a proposal to complete the scope of work and up to two evolutions of scope refinement with FEMA at a not-to-exceed fee of $10,000 per the hourly rates provided in the proposal.

THEREFORE BE IT RESOLVED, that the Town Board authorizes the Supervisor to sign the May 28, 2025, proposal from Edgewater Resources,

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the use of General Fund unassigned fund balance A.0000.0909 in the amount not to exceed $10,000 to be transferred to the Capital Fund to support the Town Jetty remediation; and

BE IT FURTHER RESOLVED, that upon receipt of FEMA reimbursement, the funds shall be recorded as revenue in the Capital Fund under account code H114.0000.4960.0000.

ATTACHMENTS:

06-02-25 Hamburg Town Beach FEMA Scope Proposal.pdf

Edgewater resources

May 28, 2025

Camie Jarrell, Town Engineer
Town of Hamburg
6100 South Park Avenue
Hamburg, NY 14075

RE: Hamburg Beach Town Park FEMA Scope

Dear Ms. Jarrell:

The Town of Hamburg has received a commitment from FEMA for reimbursement funding associated with storm damage to the Hamburg Town Bark Beach infrastructure. The village seeks to mitigate the damage with a solution that with make the site more resilient and reduce future maintenance and damage repair costs. To do so requires the crafting of a project scope of work that maximizes reimbursement potential associated with the set guidance for eligibility for repair funds as dictated by FEMA. All mitigation measures are to respond to the FEMA approved Damage Description and Dimensions (DDD) report Project # 720058.

PROPOSED SCOPE OF SERVICES

Mitigation Scope of Work

To implement and fund mitigation measures associated with the DDD report, a revised Scope of Work must be crafted and approved by FEMA. The reference for approved mitigation measures is Appendix J: Cost-Effective Public Assistance Hazard Mitigation Measures of the FEMA Public Assistance Program and Policy Guide. This resource describes which mitigative actions, i.e. those actions which are needed to restore functionality of the infrastructure under the current climate, are automatically eligible for 100% mitigation compensation. Other mitigating measures, not specifically described in Appendix J but are determined Cost Effective, may be covered at 15% over the determined value. Mitigation measures may be applied to specific damaged items or applied to mitigate the root cause of the damage. Edgewater Resources proposes developing a scope of work that ideally maximizes mitigation reimbursement. It is presumed that the scope may require several iterations of refinement through collaborative and constructive discussions with FEMA. Those discussions may also tailor the nature of the solution that will ultimately be implemented.

Deliverable: Proposed scope of work and up to two minor evolutions of scope refinement.

COMPENSATION

Edgewater Resources proposes to provide the deliverable for an Not-to-Exceed fee of $10,000. If more than two iterations of refinements are required to reach an approved SOW with FEMA, Edgewater Resources will solicit approval from the Town to continue to attempt to develop an acceptable scope. All services will be subject to the attached General Terms and Conditions and according to the accompanying Fee schedule.

AGREEMENT

Receipt of this signed agreement will serve as our authorization to proceed. Laboratories often require an initial deposit to secure the test tank and acquire necessary modeling materials. Should such a deposit be required, receipt of that advance deposit is also a condition of authorization to proceed.

Sincerely,



Jack C. Cox, P.E.; *BC.CE, BC.PE, BC.NE*
Vice President/Director of Engineering

Attachment: Rate Schedule, General Terms and Conditions

APPROVED and ACCEPTED this _____ day of _____, 2025

Signature: _____

Name: _____ Title: _____

BASIS OF COMPENSATION

BASIS OF COMPENSATION
The compensation of Edgewater Resources LLC for professional services is based upon hourly rates as indicated below.

TITLE	RATE
Principal	$254.00
Sr. Architect	$204.00
Sr. Engineer	$204.00
Sr. Landscape Architect	$204.00
Sr. Surveyor	$181.00
PM Engineer	$181.00
Project Landscape Architect	$181.00
Project Engineer	$165.00
Project Director	$153.00
Landscape Designer	$153.00
Staff Engineer	$153.00
Administration	$115.00
Intern	$103.00

Please Note:
Expenses connected with the work such as travel, vehicle rental, equipment rental, subsistence, lodging, etc., will be charged at cost.

Vehicle mileage will be charged at the standard, federal, per mile rate.

Printing expenses will be charged as follows: standard b/w format prints /copies @ $0.25/page; large format b/w prints/copies @ $0.40/sq.ft.

Large format color prints/copies range from $5-15 / l.f. for non-mounted/non-laminated b&w or color prints.

Drone services will be charged at $20 per hour, or $100 per day.

Wave sensor usage will be charged at $100 per week, or $300 per month.

Any labor expended in support or performance of expert services and litigation activities shall be 1.5 times the above standard hourly rates.

Edgewater resources

Any labor expended associated with numerical wave modeling software shall be charged at 1.25 times the above standard hourly rates.

GENERAL TERMS AND CONDITIONS

1. Conditions outlined below are part of the attached letter agreement and are hereby incorporated by reference. If EDGEWATER RESOURCES does not receive a response to the letter agreement within ninety (90) days, the fees and conditions for the design services will be subject to change. Please read these General Terms and Conditions carefully. Your acceptance of this agreement constitutes your acceptance of the foregoing terms and conditions.

2. The standard of care for all professional services performed or furnished by EDGEWATER RESOURCES under this agreement will be the skill and care used by landscape architects, architects, engineers, and surveyors practicing under similar circumstances at the same time and in the same locality. EDGEWATER RESOURCES makes no warranties, either express or implied, under this agreement or otherwise, in connection with EDGEWATER RESOURCES' services.

3. The Client shall provide EDGEWATER RESOURCES with a development program and site information regarding the requirements and objectives for the Project. Additionally, EDGEWATER RESOURCES shall be entitled to rely upon the accuracy and completeness of any information, reports and/or site surveys/base information supplied by the Client or by others authorized by Client.

4. If EDGEWATER RESOURCES' services under this letter agreement do not include services during the construction phase of the project, then Client assumes all responsibility for the application and interpretation of EDGEWATER RESOURCES' drawings, specifications and other instruments of service; the observation and evaluation of Contractor's work and the performance of any other necessary construction phase landscape architectural or professional services; and Client waives any claims against EDGEWATER RESOURCES that may be connected in any way thereto.

5. Unless otherwise stated in the attached letter agreement, the Client shall pay all out-of-pocket expenses, in addition to professional fees. Out-of-pocket expenses are defined as actual expenditures made by EDGEWATER RESOURCES, their employees, and/or professional consultants in the interest of the project and include, but are not limited to the following expenses:

    a. Air Travel, including departure taxes (Business Class for flights scheduled for three [3] hours or greater) and related airline/agency fees
    b. Hotel accommodations
    c. Meals
    d. Ground transportation, i.e., rental cars and taxis, private charter, public conveyance, and watercraft
    e. Postage, freight, overnight express mail and courier services
    f. Blueprinting, photocopying, reproductions and printing
    g. Photographic supplies and processing
    h. Study model materials
    i. Special renderings, models, photographs and custom presentations, when authorized by Client

    The above listed items will be billed at the actual cost. For specialty consultant services, as well as laboratory testing and analysis, Client will be charged an additional 10% fee by Edgewater.

6. All documents prepared or furnished by EDGEWATER RESOURCES pursuant to this agreement are instruments of EDGEWATER RESOURCES' professional service. Upon payment in full for these professional services, EDGEWATER RESOURCES shall grant joint ownership of such documents. Reuse, reproduction, modification of such documents by Client, without EDGEWATER RESOURCES' written permission, shall be at Client's sole risk and Client agrees to indemnify and hold EDGEWATER RESOURCES harmless from all claims, damages, and expenses, including attorney's fees, arising out of such reuse by Client or others acting through Client.

7. If special drawing modifications are requested when transferring electronic media, i.e., CAD format, special blocks, drawings, setting up special layering for files, etc., the associated time with the requested modifications will be billed at cost plus 10%. Prior to the preparation of transfer media, both parties will agree upon the special modifications.

8. Client acknowledges that the information and data delivered to Client in machine editable copies of the documents, such as CAD files, may vary from that contained on paper copies of the documents and/or read-only digital media files, such as PDF files. Variances may be due to the use of different software, hardware, or output devices by Client or others from those used by EDGEWATER RESOURCES for original preparation and printing of the documents. The provided hard copies and/or read-only digital media shall govern in the event of any inconsistency or discrepancy between the two.

   Client acknowledges that the conversion of machine editable documents from the system or format employed by EDGEWATER RESOURCES to that of Client or others cannot be accomplished without the introduction of inexactitude, abnormalities, and errors. In the event documents provided to Client in machine-readable form are so converted, Client agrees to assume all risks associated therewith and, to the fullest extent permitted by law, to hold harmless and indemnify EDGEWATER RESOURCES and EDGEWATER RESOURCES' professional associates and consultants from and against all arising claims, liabilities, losses, and expenses including attorney fees.

9. All fees and reimbursable expenses will be invoiced monthly and shall be payable in net U.S. Dollars drawn upon a U.S. Bank unless otherwise stated in this letter agreement. The Client understands and acknowledges that these fees are net of any non-U.S. taxes and/or tariffs. If a retainer is received by EDGEWATER RESOURCES, it will be applied to the final payment due unless otherwise stated in this letter agreement.

10. In the event the Client should use a foreign bank as its payment bank, the Client shall wire the funds in U.S. Dollars, net of any transaction fees AND LOCAL TAXES (LOCAL TO THE PROJECT), to EDGEWATER RESOURCES' local bank using the following information:

Wiring instructions:

Account Name/Address:	Edgewater Resources, LLC 518 Broad Street, Suite 200 St. Joseph, MI 49085 269-932-4502
ABA Bank Routing Number:	071212128
Bank Account Number:	10223717
BIC / Swift Code:	SRCEUS31

Edgewater resources

Bank Name/Address: 1st Source Bank
100 N Michigan Street
South Bend, IN 46601
269-983-3721

11. All invoices are payable upon receipt. In the event payment is not received within thirty (30) days of invoice date, the past due balance may be assessed an interest penalty of one and one-half percent (1 ½%) per month.

In the event EDGEWATER RESOURCES does not receive payment within sixty (60) days, EDGEWATER RESOURCES may stop work on the project until payment is received. Stoppage of work by EDGEWATER RESOURCES due to non-payment of invoices beyond sixty (60) days will not be deemed as a default under the terms of this letter agreement. An additional fee may be required to stop and restart work due to nonpayment.

12. In the event that the project is suspended for more than forty-five (45) days, through no fault of EDGEWATER RESOURCES, EDGEWATER RESOURCES shall be entitled to payment for services on a percentage of completion basis for all completed work.

13. The Client agrees that this letter agreement shall be interpreted according to the laws of the state where the contracting EDGEWATER RESOURCES office is located and agrees to reimburse EDGEWATER RESOURCES for reasonable attorney's fees, court costs, and all expenses including without limitation, all such fees, costs, and expenses incidental to arbitration, appeals, and post-judgment proceedings that it may expend in enforcing this letter agreement. In the event of any such dispute, Client agrees that the court venue will be located in Berrien County, Michigan, or the court venue local to the EDGEWATER RESOURCES office performing the work.

14. Signature of the attached letter agreement will signify the Client's acceptance of all the Terms and Conditions outlined herein. Accordingly, the Client warrants that the necessary funds are available to pay EDGEWATER RESOURCES for the services and expenses outlined in this letter agreement and that these funds are not encumbered nor contingent upon subsequent approvals, permits or financing commitments.

15. The Client may terminate this Agreement without cause with ten days written notice and may terminate with cause upon seven days written notice by certified mail, facsimile, or private courier. The Client may direct EDGEWATER RESOURCES to immediately stop work in the event of a termination with cause.

EDGEWATER RESOURCES shall give the Client ten days written notice of EDGEWATER RESOURCES' intention to terminate or suspend provision of services. This notice shall specify EDGEWATER RESOURCES' reason(s) for the intended termination or suspension and shall state with specificity the means by which the Client may cure the asserted grievance. If the Client, through no fault of EDGEWATER RESOURCES, fails to cure the asserted grievance within seven days thereafter, this Agreement may be immediately terminated by EDGEWATER RESOURCES.

In the event of termination, EDGEWATER RESOURCES shall be compensated for all services fully and satisfactorily performed until such termination date, together with Reimbursable Expenses incurred.

16. This letter agreement will be valid for the duration of the project.

17. In no case shall EDGEWATER RESOURCES' liability exceed the amount of the fees for this agreement.

421.. Approve the Non-Competitive Promotion of Senior Engineering Assistant Robert Haag

WHEREAS, in its 2025 budget, the Town Board approved the creation of one additional Principal Engineering Assistant position.

NOW THEREFORE, BE IT RESOLVED, that the Town Board approve the Non-competitive promotional appointment of Robert Haag to the full-time probational position of Principal Engineering Assistant effective upon Civil Service approval. The probationary rate for the position is $36.63, Funds are available in A.1440.100.

Town Board of the Town of Hamburg
June 2, 2025 Meeting

422.. Amended Fee and Charges for Emergency Medical Services and Ambulance Service

WHEREAS, General Municipal Law sections 209-b and 122-b, and as otherwise provided by law (the "Law") provides that the authorities having control of a fire department, fire company or ambulance company that have authorized such fire department, fire company or ambulance company to provide emergency and general ambulance service, including emergency medical service as defined in section three thousand one of the Public Health Law may fix a schedule of fees or charges to be paid by persons requesting such service or services; and

WHEREAS, the Board of the Town of Hamburg ("Board") after due deliberation, finds it in the best interest of the Town of Hamburg to authorize the amendment of fees and charges for emergency medical services and ambulance services Armor VFC, Big Tree VFC / EMS, Hamburg VFD, Lake Shore VFC, Lake View VFC, Newton Abbott VFC, Scranton VFC, Woodlawn VFC, and Hamburg Volunteer Ambulance Company, dba Town of Hamburg EMS through the Town of Hamburg as authorized by Law and these Resolutions;

NOW THEREFORE, BE IT

RESOLVED, that the Town of Hamburg hereby authorizes the amendment of fees and charges for emergency medical services and ambulance services by Armor VFC, Big Tree VFC / EMS, Hamburg VFD, Lake Shore VFC, Lake View VFC, Newton Abbott VFC, Scranton VFC, Woodlawn VFC, and Hamburg Volunteer Ambulance Company, dba Town of Hamburg EMS through the Town of Hamburg as authorized by Law and as provided for by these Resolutions;

RESOLVED, that except as otherwise provided herein, these resolutions shall take effect immediately

ATTACHMENTS:

DOC052925-002.pdf

BLS Transport	Basic Life Support Basic EMT level provided	**$1350**
ALS 1 Transport	Advance Life Support Treatment above basic EMT level	**$1650**
ALS 2 Transport	3 or more drugs administered, or one of 7 procedures done to patients*	**$1950**
BLS Intercept	BLS – level on board another agency's transporting ambulance	**$700**
ALS Intercept	ALS – level on board another agency's transporting ambulance	**$750**
Treat and Release	BLS – level treatment or assessment to a patient who refuses transport	**$500**
Mileage	Loaded Mileage	**$40 per mile**

*The 7 procedures are as follows: Defibrillation, Cardioversion, External Pacemaker, Intraosseous infusion, Airway Device Intubation, Chest Decompression, Surgical Airway

Town Board of the Town of Hamburg
June 2, 2025 Meeting

423.. Highway: Purchase of Disconnect Switches

WHEREAS: The Town of Hamburg needs to install disconnect switches in Highway Dept. heavy trucks **to** satisfy the mandate of New York Municipal Insurance Reciprocal.

WHEREAS: Bison Fleet Services is the only vendor that will install the switches on all of the trucks and pick up and drop off the vehicles.

RESOLVED, that the Town Board authorize, the Highway Department to have Bison Fleet Services install the disconnect switches on 20 Highway Dept. trucks at a cost of $1,527.33 per vehicle, $30,546.60 total cost.

Funds are available in DB5130.201

426.. YRSS Appointment of Hilary Pundt to Senior Recreation Supervisor

WHEREAS, recent retirements and resignations have created vacancies and necessitated a realignment of duties within the Department of Youth, Recreation & Senior Services Department.

WHEREAS, Hilary Pundt is currently on the Senior Recreation Supervisor Civil Service List, Exam #85-742.

BE IT RESOLVED, the Town Board approve the recommendation of the Director of Youth, Recreation & Senior Services in promoting Recreation Supervisor Hilary Pundt permanently to the position of Senior Recreation Supervisor effective upon Civil Service approval. The salary is $31.00 per hour, and funds are available in A7020.100.

427.. YRSS Appointment of Nicole Ruberto to Assistant Director of Recreation

WHEREAS, Joseph Wenzel retired from the Assistant Director of Recreation position effective March 24, 2025, creating a vacancy; and

WHEREAS, Nicole Ruberto is currently reachable on the Assistant Director of Recreation Civil Service List, Exam #61-085;

NOW, THEREFORE, **BE IT RESOLVED**, the Town Board approve the recommendation of the Director of Youth, Recreation & Senior Services in promoting Senior Recreation Supervisor Nicole Ruberto permanently to the position of Assistant Director of Recreation effective 6/3/2025. The salary is $37.50 per hour and funds are available in A.7020.100

ATTACHMENTS:

DOC053025.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 5/29/25 Department: Youth, Recreation, Senior Services

Department Head Signature:

Supervisor Signature: Date: 6/30/25

TOWN BOARD MEETING OF 6/2/25

PAGE 1 of 1

I request that a Town Board Resolution be adopted approving the following personnel action:

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/temp hourly rate	Termination Date
1	5274	Ruberto, Nicole		Senior Recreation Supervisor - A6772 - F/T		$ 35.27		6/2/2025
	5274	Ruberto, Nicole	R	Assistant Director of Recreation - A7020 - F/T	6/3/25	$ 37.50		

Town Board of the Town of Hamburg
June 2, 2025 Meeting

428.. PAF - Youth, Recreation & Senior Services

BE IT RESOLVED, that the Town Board approve the termination and hiring of personnel for the Youth, Recreation & Senior Services Department as follows:

ATTACHMENTS:

YRSS PAF 6.2.25.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 5/30/25 Department: Youth, Recreation, Senior Services

Department Head Signature:

Supervisor Signature: Date:

TOWN BOARD MEETING OF 6/2/25

PAGE 1 of 2

I request that a Town Board Resolution be adopted approving the following personnel action:

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/temp hourly rate	Termination Date
1	5210	Cappara, Rachel		Rec Attd-A7310-P/T			$17.50	6/28/2025
	5210	Cappara, Rachel	R	Rec Attd-A7310-Seas.	6/29/25		$18.00	
2	5112	Dayka, Carson		Rec Attd-A7310-P/T			$17.50	6/14/2025
	5112	Dayka, Carson	R	Rec Attd-A7310-Seas.	6/15/25		$18.00	
3	5258	Feldmann, Parker	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
4		Francavilla, Colby	N	Rec Attd-A7310-Seas.	6/3/25		$15.50	
5		Frascella, Claire	N	Rec Attd-A7184-Seas.	6/1/25		$15.75	
6	5107	Geisler, Eric	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
7	5352	Hall, Korri		Rec Attd-A7310-P/T			$18.00	5/31/2025
	5352	Hall, Korri	R	Rec Attd-A7310-Seas.	6/1/25		$19.00	
8		Hazard, Nathan	N	Rec Attd-A7184-Seas.	6/1/25		$18.00	
9	5355	Hobbs, Reagan		Rec Attd-A7310-P/T			$16.50	6/28/2025
	5355	Hobbs, Reagan	R	Rec Attd-A7310-Seas.	6/29/25		$17.00	
10		Linn, Abigail	N	Rec Attd-A7310-Seas.	6/3/25		$15.50	
11	1729	Otremba, Steve, Sr.	R	Rec Attd-A7184-Seas.	6/1/25		$19.00	
12	5167	Otremba, Steve, Jr.	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
13	5114	Pasquarella, Michael		Rec Attd-A7184-P/T			$15.50	5/31/2025
	5114	Pasquarella, Michael	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
14	5015	Przybysz, Emily		Rec Attd-A7184-P/T			$15.50	5/31/2025
	5015	Przybysz, Emily	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
15	5318	Przybysz, Megan		Rec Attd-A7184-P/T			$15.50	5/31/2025
	5318	Przybysz, Megan	R	Rec Attd-A7184-Seas.	6/1/25		$16.00	
16		Salvaggio, Brooklyn	N	Rec Attd-A7184-Seas.	6/1/25		$15.75	

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 5/30/25 Department: Youth, Recreation, Senior Services

Department Head Signature:

Supervisor Signature: Date:

TOWN BOARD MEETING OF 6/2/25

PAGE 2 of 2

I request that a Town Board Resolution be adopted approving the following personnel action:

#	Emp #	Employee Name	N or R	Position	Start date	Full time hourly rate	PT/Sea/temp hourly rate	Termination Date
17	5243	Smardz, Emilee		Rec Attd-A7310-P/T			$17.50	6/14/2025
	5243	Smardz, Emilee	R	Rec Attd-A7310-Seas.	6/15/25		$18.00	
18	5182	Staffone, Janene		Rec Attd-A7310-P/T			$17.00	6/14/2025
	5182	Staffone, Janene	R	Rec Attd-A7310-Seas.	6/15/25		$17.50	
19		Watkins, Sam	N	Rec Attd-A7310-P/T	6/3/25		$15.50	
20	4598	Wenzel, Traci		Rec Attd-A6772-Seas.				6/28/2025
	4598	Wenzel, Traci	R	Rec Attd-A6772-P/T	6/29/25		$16.00	

rev 03/14

429.. Trade-In of Senior Transportation Service Vehicle

WHEREAS, the Town of Hamburg Youth, Recreation and Senior Services Department owns a 2015 Ford Transit Connect with 140,000 miles, used for the Department's van service to transport special needs and elderly persons, and

WHEREAS, based on age, mileage, nature and frequency of use, and maintenance inspection, it has been determined that the vehicle should be replaced to avoid costly repair and/or impact on ability to provide transportation services, and

WHEREAS, the Department anticipates an increased need for shuttling patrons at ECC South, and

WHEREAS the trade-in value has been assessed at $4,000, which is estimated to be more than price if taken to auction, and

WHEREAS the Town has received a lease proposal from Enterprise for a 2024 Chrysler Pacifica with wheelchair upfit, under the terms of a 48-month lease agreement with a monthly cost not to exceed $1,389.48, and

WHEREAS, said lease has been reviewed by the Town Board and is determined to be in the best interest of the Town, subject to compliance with all applicable procurement and legal requirements.

NOW THEREFORE BE IT RESOLVED that the Town Board approves the trade-in of the 2015 Ford Transit Connect to Enterprise for $4,000, and

BE IT FURTHER RESOLVED that the Town Board approves the leasing of a 2024 Chrysler Pacifica Wheelchair Van from Enterprise pursuant to the lease agreement presented, and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized to execute any and all documents necessary to enter into the lease agreement on behalf of the Town, subject to the review and approval of the Town Attorney.

Funds are available in A.7020.0478.01