Agenda

Brad M. Rybczynski Town Clerk

Town Board of the Town of Hamburg

September 8, 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:

June 16, 2025

4. Agenda Items

4.1. Public Hearing Proposed Local Law #6, 2025

4.2. Notice of Public Hearing Proposed Local Law #8,2025

4.3. CDBG Public Hearings

4.4. Chapter 31 Amendments PH Resolution

4.5. Blasdell CDBG Bid Approval

4.6. Bond Resolution-Community and Senior Center Building

4.7. Bond Resolution-Parking Areas

4.8. Bond Resolution-Pickle Ball Courts

4.9. Award of Senior and Community Center – General Construction

4.10. Award of Senior and Community Center – Electrical Construction

4.11. Award of Senior and Community Center – Mechanical Construction

4.12. Award of Senior and Community Center – Plumbing Construction

4.13. Out of Town Travel Request – POLICE

4.14. POLICE – Recoveries/Sales Budget Amendment

4.15. POLICE - PAF

4.16. Scranton Volunteer Fire Company Member Requests

4.17. Big Tree Fire Company Member Requests

4.18. Emergency Demolition Contractor

4.19. Engineering Out-of-Town Training – Pollution Prevention

4.20. Nike Concession & Bathroom Electrical Service to Advertise

4.21. Annual Conference Travel

4.22. Highway Budget Amendment

4.23. B&G PAF

4.24. South Park Corridor Multimodal Revitalization Project Design Agreement

4.25. Youth, Recreation & Senior Services – Promotion of Marc Collins

4.26. Youth, Recreation, & Senior Services - P.A.F.

4.27. YRSS - Authorize the Town Supervisor to Sign Erie County Youth Development Funding Contracts for 2026

4.28. PAF-Recreation/Police

4.29. Approve PO 17 - Account Clerk for Finance/Personnel Department

4.30. Prospect Lawn Cemetery Association-Agreement

4.31. YRSS - Authorization to Sign

4.32. Amsdell Road Sidewalk Repair

4.33. Mt Vernon Sanitary Sewer Project, Phase II

4.34. Workday Reporting Resolution

4.35. Disposal of Town Cellphones

4.36. Receiver of Taxes/Town Clerk PAF

4.37. West Arnold Community District Discontinuance Resolution

4.38. West Arnold Community Grant Application Resolution

4.39. West Arnold Community SEQR and Coastal Consistency Resolution

4.40. Support Of Energy Choice Act (H.R. 3699, S. 1945)

4.41. Consent To Formation of Briercliff Townhomes Water Works Corporation

5. Public Comment

6. **Meeting is adjourned by Supervisor**

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.1. Public Hearing Proposed Local Law #6, 2025

LEGAL NOTICE TOWN OF HAMBURG

NOTICE OF PUBLIC HEARING

Proposed Local Law #6, 2025

PLEASE TAKE NOTICE that there has been presented to the Town Board on July 7, 2025, pursuant to the Municipal Home Rule Law, a proposed local law, to be known as proposed local law #6, 2025; said local law provides for an amendment to the Code of the Town of Hamburg, Chapter 80, entitled "Buildings, unsafe", by amending §80-5, entitled “Recovery of Costs” as follows:

Chapter 80, Buildings Unsafe, §80-5, “Recovery of Costs:

All costs and expenses incurred by the town in connection with the proceedings to remove or secure, including but not limited to reasonable attorneys' fees, costs of inspectors, architects, practical builders, engineers and/or surveyors, and the cost of actually securing and/or removing said building or structure plus an additional fee of 20% of the overall costs for inspection and administrative overhead, shall be assessed against the land on which said building or structure is located.

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on September 8, 2025, at 7:00 p.m. (local time), at which time all interested people may be heard.

Dated: July 7, 2025

Brad M. Rybczynski

Town Clerk

Town of Hamburg

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.2. Notice of Public Hearing Proposed Local Law #8,2025

LEGAL NOTICE TOWN OF HAMBURG

NOTICE OF PUBLIC HEARING Proposed Local Law #8, 2025

PLEASE TAKE NOTICE that there has been presented to the Town Board on August 4, 2025, pursuant to the Municipal Home Rule Law, a proposed local law, to be known as proposed local law 8, 2025; said local law provides for amendments of the Hamburg Town Code: Chapter 280 entitled "Zoning", by adding new Articles, entitled "LI Light Industrial District" and "GI General Industrial District", and repealing "Article XVIII M-1 Industrial Park - Research and Development District" and Amend Chapter 280 (Zoning) by adding new definitions to "Article XLIX Definitions and Word Usage"

and amend the Town's Zoning Map as follows:

Rezone the following lot with the SBL # 151.02-1-13 from M-1 to C-2.

Rezone the portion of SBL #: 151.02-1-5.1 that is zoned M-1 and M-2 to C-2.

Rezone the portion of SBL #: 151.02-1-2 (the Baltimore and Ohio Railroad) that is currently zoned M-1 to C-2.

Rezone the portion of SBL #: 151.02-1-14.1 that is zoned M-1 to C-2.

Rezone the portion of SBL #: 159.16-1-7 that is zoned M-1 to LI (Light Industrial District).

Rezone the portion of SBL #: 159.16-1-4.1 that is zoned M-1 to LI (Light Industrial District).

Rezone the portion of SBL #: 159.16-1-3 that is zoned M-1 to LI (Light Industrial District).

Rezone the portion of SBL #: 159.16-1-1 that is zoned M-1 to LI (Light Industrial District).

Rezone the portion of SBL #: 159.16-1-2 that is zoned M-1 to LI (Light Industrial District).

Rezone the portion of SBL #: 160.09-5-5 (Erie Lackawanna Railroad) that is zoned M-1 to LI (Light Industrial District);

and rezone the following SBL #s from M-1 to PR Park/Recreation Lands District: 160.13-1-30 and 160.13-1-1.

A detailed copy of the proposed amendments will be available, for public review, during regular business hours at the following locations:

HAMBURG TOWN HALL-
Town Clerk's Office
6100 South Park Avenue
Hamburg, New York 14075

and on the Town of Hamburg website:
www.townofhamburgny.gov
click on Legal Notices and Bids

THEREFORE, pursuant to the statutes and the provisions of the Municipal Home Rule Law, the Town Board of the Town of Hamburg will hold a public hearing on September 8, 2025, at 7:00 p.m. (local time), at which time all interested people may be heard.

Dated: August 4, 2025

Brad M. Rybczynski
Town Clerk
Town of Hamburg

4.3. CDBG Public Hearings

WHEREAS, to prepare for the upcoming 2026 program year (4/1/2026 - 3/31/2027), the Department of Community Development shall hold public hearings to seek citizen participation and input for Community Development Block Grant and HOME Investment Partnership program funding, and

WHEREAS, The public hearings shall provide an opportunity for all residents to express community development, housing needs, and to discuss possible projects which would benefit low/moderate income persons and others eligible for use with CDBG and HOME funding, and

NOW, THEREFORE BE IT RESOLVED that the Hamburg Town Board authorizes the Department of Community Development advertise and hold public hearings on the following dates/times/location:

Date	**Time**	**Location**
Monday, September 22, 2025	6:30 pm	6122 South Park Avenue
Monday, September 29, 2025	6:30 pm	6122 South Park Avenue
Monday, October 6, 2025	6:30 pm	6122 South Park Avenue
Monday, October 20, 2025	6:30 pm	6122 South Park Avenue

4.4. Chapter 31 Amendments PH Resolution

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

WHEREAS, the Code Review Committee has reviewed the Historic Preservation regulations of Chapter 31 and has sent these suggested revisions for the Town Board to begin the adoption process; and

WHEREAS, pursuant to Municipal Home Rule Law, the Town Board is proposing to enact a local law as follows:

Be it enacted by the Town Board of the Town of Hamburg, New York, that the Hamburg Town Board amends the Hamburg Town Code as follows (full copies attached):

Amend Chapter 31 (Historic Preservation), and

WHEREAS, that the Hamburg Town Board referred this proposed law amendment to Erie County through the 239-m referral process and received no objections.

NOW, THEREFORE, BE IT RESOLVED, that the Hamburg Town Board herby entertains this proposed local law amendment, and sets a public hearing for September 22nd, 2025, at 7 pm in the Court Room of Hamburg Town Hall.

4.5. Blasdell CDBG Bid Approval

WHEREAS, on June 16, 2025 the Hamburg Town Board authorized the Department of Community Development to release and advertise a bid for the 2025 Village of Blasdell CDBG infrastructure project on Salisbury Avenue, and

WHEREAS, the bids were opened on July 25, 2025 at 11:00 am with the following firms submitting bids:

E&R General Construction:	$282,384.00
Milherst Construction:	$308,009.08
716 Site Contracting:	$322,690.00
Anastasia Trucking & Paving:	$369,961.00
Occhino Corp:	$400,901.60
America Paving & Excavating:	$436,124.00
Amherst Paving:	$543,620.00

NOW THEREFORE BE IT RESOLVED that the Hamburg Town Board authorizes the Department of Community Development to enter into a contract with E & R General Construction to complete the 2025 CDBG funded Village of Blasdell Salisbury Avenue project. CDBG funding in the amount of $75,000.00 is available in account CD 51 8662.354. The Village of Blasdell will utilize their funding for the remaining amount.

4.6. Bond Resolution-Community and Senior Center Building

Motion: Adopt a Bond Resolution Authorizing the Construction of a Senior and Community Center Building, Stating a Maximum Total Cost of $9,034,700 and Appropriating Said Amount for Such Purpose and Authorizing the Issuance of Bonds in the Principal Amount of $9,034,700 to Finance Said Appropriation.

At a regular meeting of the Town Board of the Town of Hamburg, Erie County, New York, held at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, on September 8, 2025, at 7:00 P.M., Prevailing Time.

The Meeting was called to order by _____, and upon roll being called, the following where:

PRESENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to wit:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF A SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $9,034,700, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $9,034,700 TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF HAMBURG, IN THE COUNTY OF ERIE, NEW YORK HEREBY RESOLVES (by a favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

SECTION 1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of a Senior and Community Center building, including all associated site work, utilities and stormwater management to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan and the floor plan prepared by Carmina Wood Design each dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $9,034,700 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $9,034,700 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

SECTION 2. Bonds of the Town in the principal amount of $9,034,700 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

SECTION 3. The following additional matters are hereby determined and declared:

- The period of probable usefulness applicable to the specific object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 11(a) of the law is hereby determined to be thirty (30) years as the Project is classified as a Class A building.

- The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

- The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

SECTION 6. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents of and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds,

and the renewals of said bond anticipation notes, relative to providing for substantially level or declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 7. Such bonds or notes shall be in fully registered form and shall be signed in the name of the Town of Hamburg, Erie County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

SECTION 8. The Supervisor is hereby authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(I) of the Code.

SECTION 9. The Town Supervisor is further authorized to enter into continuing disclosure undertakings with or for the benefit of the initial purchaser of the bonds or notes authorized by this resolution, in compliance with the provisions of Rule 15c-2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

- Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

- The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

- Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. This bond resolution is adopted subject to permissive referendum pursuant to Section 36.00 of the Law. The Town Clerk is hereby authorized and directed to publish within ten (10) days after the date of adoption of this bond resolution in *The Hamburg Sun or the Buffalo Business First or the Buffalo News*, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication and post (in at least six conspicuous public places within the Town), an abstract of this resolution, together with a notice of adoption of this resolution subject to permissive referendum.

SECTION 12. If no petitions are filed during the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this bond resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Law, in *The Hamburg Sun or the Buffalo Business First or the Buffalo News*, hereby designated as the official newspaper of the Town for such publication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Catherine Rybczynski, Town Supervisor	VOTING	_____
Megan Comerford, Councilmember	VOTING	_____
Daniel Kozub, Councilmember	VOTING	_____
Elizabeth Farrell Lorentz, Councilmember	VOTING	_____
Frank Bogulski, Councilmember	VOTING	_____

The order was thereupon declared duly adopted by a vote of ____ ayes and ____ nays.

STATE OF NEW YORK)

COUNTY OF ERIE) *ss.:*

I, the undersigned Town Clerk of the Town of Hamburg, Erie County, New York (the "Town") DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting Town Clerk of the Town and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board, and am duly authorized to execute this certificate.

2. A regular meeting of the Town Board was held on September 8, 2025 (the "Meeting"), and minutes of said Meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Town Board.
3. Attached hereto is a true and correct copy of a Bond Resolution duly adopted at the Meeting of the Town Board held on September 8, 2025 and entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF A SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $9,034,700, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $9,034,700 TO FINANCE SAID APPROPRIATION.

4. That the Meeting was duly convened and held and that said Bond Resolution was duly adopted in all respects in accordance with the law and regulations of the Town. To the extent required by law or said regulations, due and proper notice of the Meeting was given. A legal quorum of members of the Town Board was present throughout the Meeting, and a legally sufficient number of members (2/3's of the Town Board) voted in the proper manner for the adoption of the Bond Resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to the Meeting and the adoption of the Bond Resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.
5. Public Notice of the time and place of the Meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of the Town Board had due notice of the Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.
6. The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Hamburg this 8th day of September, 2025.

TOWN OF HAMBURG

[SEAL] By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Permissive Referendum notice to be published within ten days after the date of adoption of bond

resolution

PUBLIC NOTICE

TOWN OF HAMBURG

NOTICE IS GIVEN, that the Town Board (the "Board") of the Town of Hamburg, Erie County, New York (the "Town"), at a regular meeting held on September 8, 2025, duly adopted, subject to a permissive referendum, a resolution, an abstract of which is as follows below.

In accordance with the State of New York Town Law, such resolution will take effect thirty (30) days after the date of its adoption, unless prior to the close of such thirty (30) day period there is filed with the Town Clerk a petition, subscribed and acknowledged by at least twenty percent (20%) qualified electors of the Town, as shown on the Town's register of electors for the last general Town election, protesting against such resolution and requesting that it be submitted for approval or disapproval by the qualified electors of the Town. If such a qualifying petition is filed, a proposition for approval of the resolution shall be submitted at a special election held not less than ten (10) and not more than sixty (60) days after the filing of such petition.

Such Resolution was entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF A SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $9,034,700, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $9,0340,700 TO FINANCE SAID APPROPRIATION.

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of a Senior and Community Center building, including all associated site work, parking expansion, and utilities and stormwater management to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan and the floor plan prepared by Carmina Wood Design each dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $9,034,700 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation

notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $9,034,700 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

2. Bonds of the Town in the principal amount of $9,034,700 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

3. It was determined that the Project is a specific object or purpose described in paragraph 11(a) of Section 11.00a. of the Law, and that the period of probable usefulness of said specific object or purpose is thirty (30) years as the Project is classified as a Class A building.

4. The proceeds pf the bonds authorized to be issued and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of the resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

5. The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.
6. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.
7. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents thereof and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level or declining

annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

9. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

10. The bond resolution was determined to be subject to permissive referendum.

BY ORDER OF THE TOWN BOARD OF TRUSTEES OF THE TOWN OF HAMBURG, ERIE COUNTY, NEW YORK.

Dated: _____ __, 2025

AFFIDAVIT REGARDING POSTING OF NOTICE

STATE OF NEW YORK)

COUNTY OF ERIE) *ss:*

I, Brad M. Rybczynski, being duly sworn, deposes and says:

I am over the age of 18 years; and, on _____ ____, 2025, I posted a true and correct copy of the attached Public Notice of the Town of Hamburg, Erie County, New York (the "Town") at the following six (6) conspicuous public places within the Town (listed by name and address):

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

TOWN OF HAMBURG

By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Sworn before me this ____ day of _____, 2025.

_____

Notary Public, State of New York

CERTIFICATE OF NO PROTEST

I, Brad M. Rybczynski, in my capacity as Town Clerk of the Town of Hamburg, Erie County, New York (the "Town"), DO HEREBY CERTIFY, as follows:

1. The Town Board of the Town of Hamburg at a regular meeting thereof duly called and held on September 8, 2025, adopted a Bond Resolution, a true, correct and certified copy which is attached hereto.

2. No petition or petitions protesting said resolution have been submitted or filed with the Town Clerk of the Town and the 30-day period has elapsed for submission and filing of a valid petition.

IN WITNESS WHEREOF, I have signed and affixed the corporate seal of the Town this ____ day of _____, 2025.

TOWN OF HAMBURG

[SEAL] By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

ESTOPPEL NOTICE

The resolution, a summary of which is published herewith, has been adopted on September 8, 2025 by the TOWN BOARD OF THE TOWN OF HAMBURG, ERIE COUNTY, NEW YORK. The validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Hamburg is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

_____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

SUMMARY OF BOND RESOLUTION

Set forth below is a summary of said resolution adopted by the Town Board of the Town of Hamburg on September 8, 2025.

1. The resolution is entitled: A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF A SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $9,034,700, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $9,034,700 TO FINANCE SAID APPROPRIATION.
2. Object or purpose: construction of a Senior and Community Center building, including all associated site work, parking expansion, and utilities and stormwater management to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan and the floor plan prepared by Carmina Wood Design each dated August 8, 2025 and on file in the office of the Town Clerk (the "Project").

3. Period of Probable Usefulness: 30 years.

4. Amount of Debt Obligations Authorized: $9,034,700.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Town Clerk of the Town of Hamburg, Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York.

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.7. Bond Resolution-Parking Areas

Motion: Adopt a Bond Resolution Authorizing the Construction of Parking Areas Adjacent to the Proposed Senior and Community Center Building, Stating a Maximum Total Cost of $513,000 and Appropriating Said Amount for Such Purpose and Authorizing the Issuance of Bonds in the Principal Amount of $513,000 to Finance Said Appropriation.

At a regular meeting of the Town Board of the Town of Hamburg, Erie County, New York, held at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, on September 8, 2025, at 7:00 P.M., Prevailing Time.

The Meeting was called to order by _____, and upon roll being called, the following where:

PRESENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to wit:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PARKING AREAS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $513,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $513,000 TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF HAMBURG, IN THE COUNTY OF ERIE, NEW YORK HEREBY RESOLVES (by a favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

SECTION 1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of parking areas, including striping, signs and lighting, adjacent to a Proposed Senior and Community Center building, to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan prepared by Carmina Wood Design dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $513,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $513,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

SECTION 2. Bonds of the Town in the principal amount of $513,000 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

SECTION 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (f) of the law is hereby determined to be ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds

SECTION 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

SECTION 6. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents thereof and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level

or declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 7. Such bonds or notes shall be in fully registered form and shall be signed in the name of the Town of Hamburg, Erie County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

SECTION 8. The Supervisor is hereby authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(I) of the Code.

SECTION 9. The Town Supervisor is further authorized to enter into continuing disclosure undertakings with or for the benefit of the initial purchaser of the bonds or notes authorized by this resolution, in compliance with the provisions of Rule 15c-2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. This bond resolution is adopted subject to permissive referendum pursuant to Section 36.00 of the Law. The Town Clerk is hereby authorized and directed to publish within ten (10) days after the date of adoption of this bond resolution in The Hamburg Sun or the Buffalo Business First or the Buffalo News, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication and post (in at least six conspicuous public places within the Town), an abstract of this resolution, together with a notice of adoption of this resolution subject to permissive referendum.

SECTION 12. If no petitions are filed during the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this bond resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Law, in The Hamburg Sun or the Buffalo Business First or the Buffalo News, hereby designated as the official newspaper of the Town for such publication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Motion: Adopt a Bond Resolution Authorizing the Construction of Parking Areas Adjacent to the Proposed Senior and Community Center Building, Stating a Maximum Total Cost of $513,000 and Appropriating Said Amount for Such Purpose and Authorizing the Issuance of Bonds in the Principal Amount of $513,000 to Finance Said Appropriation.

At a regular meeting of the Town Board of the Town of Hamburg, Erie County, New York, held at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York, on September 8, 2025, at 7:00 P.M., Prevailing Time.

The Meeting was called to order by _____, and upon roll being called, the following where:

PRESENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to wit:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PARKING AREAS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $513,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $513,000 TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF HAMBURG, IN THE COUNTY OF ERIE, NEW YORK

HEREBY RESOLVES (by a favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

SECTION 1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of parking areas, including striping, signs and lighting, adjacent to a Proposed Senior and Community Center building, to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan prepared by Carmina Wood Design dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $513,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $513,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

SECTION 2. Bonds of the Town in the principal amount of $513,000 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

SECTION 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (f) of the law is hereby determined to be ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds

SECTION 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

SECTION 6. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents thereof and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level or declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 7. Such bonds or notes shall be in fully registered form and shall be signed in the name of the Town of Hamburg, Erie County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

SECTION 8. The Supervisor is hereby authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(I) of the Code.

SECTION 9. The Town Supervisor is further authorized to enter into continuing disclosure undertakings with or for the benefit of the initial purchaser of the bonds or notes authorized by this resolution, in compliance with the provisions of Rule 15c-2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. This bond resolution is adopted subject to permissive referendum pursuant to Section 36.00 of the Law. The Town Clerk is hereby authorized and directed to publish within ten (10) days

after the date of adoption of this bond resolution in The Hamburg Sun or the Buffalo Business First or the Buffalo News, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication and post (in at least six conspicuous public places within the Town), an abstract of this resolution, together with a notice of adoption of this resolution subject to permissive referendum.

SECTION 12. If no petitions are filed during the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this bond resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Law, in The Hamburg Sun or the Buffalo Business First or the Buffalo News, hereby designated as the official newspaper of the Town for such publication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Catherine Rybczynski, Town Supervisor VOTING _____

Megan Comerford, Councilmember VOTING _____

Daniel Kozub, Councilmember VOTING _____

Elizabeth Farrell Lorentz,Councilmember VOTING _____

Frank Bogulski, Councilmember VOTING _____

The order was thereupon declared duly adopted by a vote of ____ ayes and ____ nays.

STATE OF NEW YORK)

COUNTY OF ERIE) ss.:

I, the undersigned Town Clerk of the Town of Hamburg, Erie County, New York (the "Town") DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting Town Clerk of the Town and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board, and am duly authorized to execute this certificate.

2. A regular meeting of the Town Board was held on September 8, 2025 (the "Meeting"), and minutes of said Meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Town Board.

3. Attached hereto is a true and correct copy of a Bond Resolution duly adopted at the Meeting of the Town Board held on September 8, 2025 and entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PARKING AREAS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $513,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $513,000 TO FINANCE SAID APPROPRIATION.

4. That the Meeting was duly convened and held and that said Bond Resolution was duly adopted in all respects in accordance with the law and regulations of the Town. To the extent required by law or said regulations, due and proper notice of the Meeting was given. A legal quorum of members of the Town Board was present throughout the Meeting, and a legally sufficient number of members (2/3's of the Town Board) voted in the proper manner for the adoption of the Bond Resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to the Meeting and the adoption of the Bond Resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

5. Public Notice of the time and place of the Meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of the Town Board had due notice of the Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

6. The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Hamburg this 8th day of September, 2025.

TOWN OF HAMBURG

[SEAL] By:

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Permissive Referendum notice to be published within ten days after the date of adoption of bond resolution

PUBLIC NOTICE

TOWN OF HAMBURG

NOTICE IS GIVEN, that the Town Board (the "Board") of the Town of Hamburg, Erie County, New York (the "Town"), at a regular meeting held on September 8, 2025, duly adopted, subject to a permissive referendum, a resolution, an abstract of which is as follows below.

In accordance with the State of New York Town Law, such resolution will take effect thirty (30) days after the date of its adoption, unless prior to the close of such thirty (30) day period there is filed with the Town Clerk a petition, subscribed and acknowledged by at least twenty percent (20%) qualified electors of the Town, as shown on the Town's register of electors for the last general Town election, protesting against such resolution and requesting that it be submitted for approval or disapproval by the qualified electors of the Town. If such a qualifying petition is filed, a proposition for approval of the resolution shall be submitted at a special election held not less than ten (10) and not more than sixty (60) days after the filing of such petition.

Such Resolution was entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PARKING AREAS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $513,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $513,000 TO FINANCE SAID APPROPRIATION.

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of parking areas, including striping, signs and lighting, adjacent to a Proposed Senior and Community Center building, to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan prepared by Carmina Wood Design dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $513,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $513,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

2. Bonds of the Town in the principal amount of $513,000 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

3. It was determined that the Project is a class of objects or purposes described in paragraph 20 (f) of Section 11.00a. of the Law, and that the period of probable usefulness of said class of objects or purposes is ten (10) years.

4. The proceeds pf the bonds authorized to be issued and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of the resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

5. The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.
6. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.
7. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents thereof and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level or declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

9. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

10. The bond resolution was determined to be subject to permissive referendum.

BY ORDER OF THE TOWN BOARD OF TRUSTEES OF THE TOWN OF HAMBURG, ERIE COUNTY, NEW YORK.

Dated: _____ __, 2025

AFFIDAVIT REGARDING POSTING OF NOTICE

STATE OF NEW YORK)

COUNTY OF ERIE) *ss:*

I, Brad M. Rybczynski, being duly sworn, deposes and says:

I am over the age of 18 years; and, on _____ ____, 2025, I posted a true and correct copy of the attached Public Notice of the Town of Hamburg, Erie County, New York (the "Town") at the following six (6) conspicuous public places within the Town (listed by name and address):

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

TOWN OF HAMBURG

By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Sworn before me this ____ day of _____, 2025.

_____

Notary Public, State of New York

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.8. Bond Resolution-Pickle Ball Courts

Motion: Adopt a Bond Resolution Authorizing the Construction of Pickle Ball Courts Adjacent to the Proposed Senior and Community Center Building, Stating a Maximum Total Cost of $132,000 and Appropriating Said Amount for Such Purpose and Authorizing the Issuance of Bonds in the Principal Amount of $132,000 to Finance Said Appropriation.

At a regular meeting of the Town Board of the Town of Hamburg, Erie County, New York, held at the Hamburg Town Hall, 6100 South Park Avenue,

Hamburg, New York, on September 8, 2025, at 7:00 P.M., Prevailing Time.

The Meeting was called to order by _____, and upon roll being called, the following where:

PRESENT:

The following resolution was offered by _____, who moved its adoption, seconded by _____, to wit:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PICKLE BALL COURTS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $132,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $132,000 TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF HAMBURG, IN THE COUNTY OF ERIE, NEW YORK HEREBY RESOLVES (by a favorable vote of not less than two-thirds of all members of said Town Board) AS FOLLOWS:

SECTION 1. The Town of Hamburg, in the County of Erie, New York (herein called the “Town”), is hereby authorized to undertake construction of Pickle Ball Courts adjacent to the proposed Senior and Community Center building, to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan prepared by Carmina Wood Design dated August 8, 2025 and on file in the office of the Town Clerk (the “Project”). The estimated total maximum cost hereof, including preliminary costs and costs incidental thereto and the financing thereof, is $132,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $132,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

SECTION 2. Bonds of the Town in the principal amount of $132,000 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

SECTION 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the class of objects or purposes for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the law is hereby determined to be fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

SECTION 6. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Town Board relative to prescribing the terms, form and contents of and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level or

declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 7. Such bonds or notes shall be in fully registered form and shall be signed in the name of the Town of Hamburg, Erie County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

SECTION 8. The Supervisor is hereby authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(I) of the Code.

SECTION 9. The Town Supervisor is further authorized to enter into continuing disclosure undertakings with or for the benefit of the initial purchaser of the bonds or notes authorized by this resolution, in compliance with the provisions of Rule 15c-2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. This bond resolution is adopted subject to permissive referendum pursuant to Section 36.00 of the Law. The Town Clerk is hereby authorized and directed to publish within ten (10) days after the date of adoption of this bond resolution in The Hamburg Sun or the Buffalo Business First or the Buffalo News, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication and post (in at least six conspicuous public places within the Town), an abstract of this resolution, together with a notice of adoption of this resolution subject to permissive referendum.

SECTION 12. If no petitions are filed during the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this bond resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Law, in The Hamburg Sun or the Buffalo Business First or the Buffalo News, hereby designated as the official newspaper of the Town for such publication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Catherine Rybczynski, Town Supervisor VOTING _____

Megan Comerford, Councilmember VOTING _____

Daniel Kozub, Councilmember VOTING _____

Elizabeth Farrell Lorentz,Councilmember VOTING _____

Frank Bogulski, Councilmember VOTING _____

The order was thereupon declared duly adopted by a vote of ____ ayes and ____ nays.

STATE OF NEW YORK)

COUNTY OF ERIE) *ss.:*

I, the undersigned Town Clerk of the Town of Hamburg, Erie County, New York (the "Town") DO HEREBY CERTIFY as follows:

1. I am the duly qualified and acting Town Clerk of the Town and the custodian of the records of the Town, including the minutes of the proceedings of the Town Board, and am duly authorized to execute this certificate.
2. A regular meeting of the Town Board was held on September 8, 2025 (the "Meeting"), and

minutes of said Meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Town Board.

3. Attached hereto is a true and correct copy of a Bond Resolution duly adopted at the Meeting of the Town Board held on September 8, 2025 and entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PICKLE BALL COURTS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $132,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $132,000 TO FINANCE SAID APPROPRIATION.

4. That the Meeting was duly convened and held and that said Bond Resolution was duly adopted in all respects in accordance with the law and regulations of the Town. To the extent required by law or said regulations, due and proper notice of the Meeting was given. A legal quorum of members of the Town Board was present throughout the Meeting, and a legally sufficient number of members (2/3's of the Town Board) voted in the proper manner for the adoption of the Bond Resolution. All other requirements and proceedings under the law, said regulations, or otherwise, incident to the Meeting and the adoption of the Bond Resolution, including the publication, if required by law, have been duly fulfilled, carried out and otherwise observed.
5. Public Notice of the time and place of the Meeting was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of the Town Board had due notice of the Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.
6. The seal appearing below constitutes the official seal of the Town and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Hamburg this 8th day of September, 2025.

TOWN OF HAMBURG

[SEAL] By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Permissive Referendum notice to be published within ten days after the date of adoption of bond resolution

PUBLIC NOTICE

TOWN OF HAMBURG

NOTICE IS GIVEN, that the Town Board (the "Board") of the Town of Hamburg, Erie County, New York (the "Town"), at a regular meeting held on September 8, 2025, duly adopted, subject to a permissive referendum, a resolution, an abstract of which is as follows below.

In accordance with the State of New York Town Law, such resolution will take effect thirty (30) days after the date of its adoption, unless prior to the close of such thirty (30) day period there is filed with the Town Clerk a petition, subscribed and acknowledged by at least twenty percent (20%) qualified electors of the Town, as shown on the Town's register of electors for the last general Town election, protesting against such resolution and requesting that it be submitted for approval or disapproval by the qualified electors of the Town. If such a qualifying petition is filed, a proposition for approval of the resolution shall be submitted at a special election held not less than ten (10) and not more than sixty (60) days after the filing of such petition.

Such Resolution was entitled:

A BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF HAMBURG, NEW YORK, ADOPTED SEPTEMBER 8, 2025, AUTHORIZING CONSTRUCTION OF PICKLE BALL COURTS ADJACENT TO THE PROPOSED SENIOR AND COMMUNITY CENTER BUILDING, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS $132,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF $132,000 TO FINANCE SAID APPROPRIATION.

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

1. The Town of Hamburg, in the County of Erie, New York (herein called the "Town"), is hereby authorized to undertake construction of Pickle Ball Courts adjacent to the proposed Senior and Community Center building, to be located at 2982 Lakeview Road, Hamburg, New York, as shown on the site plan prepared by Carmina Wood Design dated August 8, 2025 and on file in the office of the Town Clerk (the "Project"). The estimated total maximum cost hereof, including preliminary costs and

costs incidental thereto and the financing thereof, is $132,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds and any bond anticipation notes issued in anticipation of the sale of such bonds in the aggregate principal amount of $132,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of and interest on said bonds and notes as the same shall become due and payable.

2. Bonds of the Town in the principal amount of $132,000 are hereby authorized to be issued pursuant to the provisions of Local Finance Law, constitution Chapter 33-a of the

Consolidated Laws of the State of New York (herein called the "Law"), to finance said objects or purposes set forth in Section 1 hereof.

3. It was determined that the Project is a class of objects or purposes described in paragraph 19(c) of Section 11.00a. of the Law, and that the period of probable usefulness of said class of objects or purposes is fifteen (15) years.

4. The proceeds pf the bonds authorized to be issued and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of the resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

5. The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

6. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

7. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town. The faith and credit of the Town are hereby irrevocable pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds, and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest on such bonds and/or notes becoming due and payable in such year.

8. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and Sections 21.00, 50.00, and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and

duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents thereof and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, relative to providing for substantially level or declining annual debt service, and as to the execution of agreements for credit enhancements, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Town Board, then the power of the Town Board to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

9. The validity of the bonds authorized by this resolution, and of any bond anticipation notes issued in anticipation of the sale of said bonds may, be contested only if:

(a) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) The provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the Constitution of New York.

10. The bond resolution was determined to be subject to permissive referendum.

BY ORDER OF THE TOWN BOARD OF TRUSTEES OF THE TOWN OF HAMBURG, ERIE COUNTY, NEW YORK.

Dated: _____ __, 2025

AFFIDAVIT REGARDING POSTING OF NOTICE

STATE OF NEW YORK)

COUNTY OF ERIE) *ss:*

I, Brad M. Rybczynski, being duly sworn, deposes and says:

I am over the age of 18 years; and, on _____ ____, 2025, I posted a true and correct copy of the attached Public Notice of the Town of Hamburg, Erie County, New York (the "Town") at the following six (6) conspicuous public places within the Town (listed by name and address):

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____

TOWN OF HAMBURG

By: _____

Brad M. Rybczynski, Town Clerk

Town of Hamburg

Sworn before me this ____ day of _____, 2025.

_____

Notary Public, State of New York

4.9. Award of Senior and Community Center – General Construction

WHEREAS, the Town of Hamburg advertised for bids for the Community Senior Center – **GENERAL CONSTRUCTION**; and

WHEREAS, a Public Bid Opening was held on August 29, 2025, at 11:30AM and bids read aloud; and

WHEREAS, the bids have been reviewed by Carmina Wood Design who determined that **Resetarits Construction** is a qualified and responsible lowest bidder, and recommended that the contract be awarded to them:

THEREFORE BE IT RESOLVED, that the General Construction contract for this project is awarded to **Resetarits Construction** for $6,352,000 total base bid with the 3 alternates, that the Town Supervisor is authorized to sign the contractual agreement with their firm and issue the Notice of Award and Notice to Proceed at the appropriate times.

BE IT FURTHER RESOLVED, that the awarded contract will be paid from Capital Fund H119, account H119.7187.0200.0001 – Community Senior Center Permanent Improvements, with funding to be temporarily advanced from the General Fund balance (A.0000.0909.0000) pending reimbursement from the proceeds of bonds or notes to be issued for this purpose; and

BE IT FURTHER RESOLVED, that the following budget amendment is authorized and the Finance Department is directed to record all necessary journal entries and interfund transfers to effectuate this resolution.

4.10. Award of Senior and Community Center – Electrical Construction

WHEREAS, the Town of Hamburg advertised for bids for the Community Senior Center – **Electrical Construction**; and

WHEREAS, a Public Bid Opening was held on August 29, 2025, at 11:30AM and bids read aloud; and

WHEREAS, the bids have been reviewed by Carmina Wood Design who determined that **CIR Electrical Construction** is a qualified and responsible lowest bidder, and recommended that the contract be awarded to them:

THEREFORE BE IT RESOLVED, that the Electrical Construction contract for this project is awarded to **CIR Electrical Construction** in the amount of **$1,136,100** total with all the alternates, that the Town Supervisor is authorized to sign the contractual agreement with their firm and issue the Notice of Award and Notice to Proceed at the appropriate times.

BE IT FURTHER RESOLVED, that the awarded contract will be paid from Capital Fund H119, account H119.7187.0200.0002 – Community Senior Center Permanent Improvements, with funding to be temporarily advanced from the General Fund balance (A.0000.0909.0000) pending reimbursement from the proceeds of bonds or notes to be issued for this purpose; and

BE IT FURTHER RESOLVED, that the following budget amendment is authorized and the Finance Department is directed to record all necessary journal entries and interfund transfers to effectuate this resolution.

4.11. Award of Senior and Community Center – Mechanical Construction

WHEREAS, the Town of Hamburg advertised for bids for the Community Senior Center – **HVAC Mechanical Construction**; and

WHEREAS, a Public Bid Opening was held on August 29, 2025, at 11:30AM and bids read aloud; and

WHEREAS, the bids have been reviewed by Carmina Wood Design who determined that **Greater Niagara Mechanical** is a qualified and responsible lowest bidder, and recommended that the contract be awarded to them:

THEREFORE BE IT RESOLVED, that the Mechanical Construction contract for this project is awarded to **Greater Niagara Mechanical** in the amount of **$1,413,600** total, that the Town Supervisor is authorized to sign the contractual agreement with their firm and issue the Notice of Award and Notice to Proceed at the appropriate times.

BE IT FURTHER RESOLVED, that the awarded contract will be paid from Capital Fund H119, account H119.7187.0200.0003 – Community Senior Center Permanent Improvements, with funding to be temporarily advanced from the General Fund fund balance (A.0000.0909.0000) pending reimbursement from the proceeds of bonds or notes to be issued for this purpose; and

BE IT FURTHER RESOLVED, that the following budget amendment is authorized and the Finance Department is directed to record all necessary journal entries and interfund transfers to effectuate this resolution

4.12. Award of Senior and Community Center – Plumbing Construction

WHEREAS, the Town of Hamburg advertised for bids for the Community Senior Center – **Plumbing Construction**; and

WHEREAS, a Public Bid Opening was held on August 29, 2025, at 11:30AM and bids read aloud; and

WHEREAS, the bids have been reviewed by Carmina Wood Design who determined that **Wm T Spaeder** is a qualified and responsible lowest bidder, and recommended that the contract be awarded to them:

THEREFORE BE IT RESOLVED, that the Plumbing Construction contract for this project is awarded to **Wm T Spaeder** in the amount of $778,000 total bid, that the Town Supervisor is authorized to sign the contractual agreement with their firm and issue the Notice of Award and Notice to Proceed at the appropriate times.

BE IT FURTHER RESOLVED, that the awarded contract will be paid from Capital Fund H119, account H119.7187.0200.0004 – Community Senior Center Permanent Improvements, with funding to be temporarily advanced from the General Fund fund balance (A.0000.0909.0000) pending reimbursement from the proceeds of bonds or notes to be issued for this purpose; and

BE IT FURTHER RESOLVED, that the following budget amendment is authorized and the Finance Department is directed to record all necessary journal entries and interfund transfers to effectuate this resolution.

4.13. Out of Town Travel Request – POLICE

WHEREAS, the NYS Office of Parks, Recreation and Historic Preservation Marine Services Bureau are offering the Marine Patrol Vessel Operator's Course in Lake George, NY from Monday, September 15, 2025, to Friday, September 19, 2025, and

WHEREAS, all accommodations as well as meals are provided, and;

NOW THERFORE BE IT, RESOLVED, the Town Board authorize Officer Nedim Catovic to attend the Marine Patrol Vessel Operator's Course, and;

BE IT FURTHER RESOLVED; the Town Board authorizes the use of an unmarked Police vehicle for transportation.

Money is available for any fuel expenses in B3120.0403.

4.14. POLICE – Recoveries/Sales Budget Amendment

WHEREAS, the Town of Hamburg Police Department receives distribution payments from a share of assets forfeited from defendants from time to time and,

WHEREAS, the use of these funds has been recommended by the respective department and,

WHEREAS, these items are not included in the 2025 budget,

NOW, THEREFORE BE IT RESOLVED, that the Town Board approves the receipt of the following monies and approves a budget amendment to the revenue and expenditure accounts as follows:

ATTACHMENTS:

POLICE-Recoveries_Sales Budget Amendment 9-8-2025.pdf

Board Meeting Date: **Monday, September 8, 2025**
Resolution Number:

Recoveries and Sales Budget Adjustment			
Receipt	Revenue Code	Expenditure Code	
Amount	**To Increase**	**To Increase**	**Purpose/Source**
$145.99	B2715	B3120.411	Property Room - Sale of Unclaimed Property
Total:			
$145.99			

4.15. POLICE - PAF

WHEREAS, the Hamburg Police Department has a vacancy for an Administrative Aide –Police (Administrative Assistant to Chief of Police) position; and

NOW, THEREFORE, BE IT RESOLVED, the Town Board approves the recommendation of the Chief of Police to appoint Teresa Gier to the full-time managerial-confidential position of Administrative Aide – Police (Administrative Assistant to Chief of Police) through a one-time Civil Service promotion effective Tuesday, September 9, 2025; and

BE IT FURTHER, RESOLVED, the salary is $33.83 per hour, and funds are available in account B3120.100.

ATTACHMENTS:

PAF - Administrative Aide - Chief of Police - 9-8-2025.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: **7/31/2025** Department: **POLICE**

Department Head Signature _____

Supervisor Signature _____ Date 7/31/25

TOWN BOARD MEETING OF: August 4, 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	**5060**	**Teresa Gier**	**R**	**Adm Aide-Chief of Police**	**8/5/2025**	**$33.83**		
2					rev- 9/9/2025			
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
16								
17								
18								
19								
20								

rev 03/14

4.16. Scranton Volunteer Fire Company Member Requests

BE IT RESOLVED, that the Hamburg Town Board does hereby approve the request of the Scranton Volunteer Fire Co. to add to the ranks of their membership of the following individuals:

Cody Catalano
4018 Monroe Ave.
Hamburg, NY 14075

Jacob Gibbons
129 Sunset Ct.
Unit 2
Hamburg, NY 14075

ATTACHMENTS:

Scranton Vol Fire Company New Members Catalano & Gibbons.pdf

Scranton Volunteer Fire Company, Inc.

5395 Scranton Road, Hamburg, N.Y. 14075
(716) 648-4563 phone
(716) 648-3531 fax

FILED IN THE
TOWN CLERK'S OFFICE
2025 AUG 14 A 11:22
HAMBURG, NEW YORK

8-14-2025

To the members of the Hamburg Town Board,

The members of the Scranton Volunteer Fire Company, have recently voted in Cody Catalano residing at 4018 Monroe Ave. Hamburg, N.Y. 14075.

We are asking for the Town Board's approval for membership.

If there are any questions, please contact Michael Mosier at (716) 989-8864.

Thank you,

Michael Mosier

Scranton VFC President

Scranton Volunteer Fire Company, Inc.

5395 Scranton Road, Hamburg, N.Y. 14075
(716) 648-4563 phone
(716) 648-3531 fax

FILED IN THE
TOWN CLERK'S OFFICE
2025 AUG 14 A 11: 22
HAMBURG, NEW YORK

8-14-2025

To the members of the Hamburg Town Board,

The members of the Scranton Volunteer Fire Company, have recently voted in Jacob Gibbons residing at 129 Sunset Ct Apt #2. Hamburg, N.Y. 14075.

We are asking for the Town Board's approval for membership.

If there are any questions, please contact Michael Mosier at (716) 989-8864.

Thank you,

Michael Mosier

Scranton VFC President

4.17. Big Tree Fire Company Member Requests

BE IT RESOLVED, that the Hamburg Town Board does hereby approve the request of the Big Tree Volunteer Fire Co. to add to the ranks of their membership of the following individuals:

John Klaybor
4010 Bond Street
Blasdell, NY 14219
*** Member with restrictions***

Christina Starkey
6728 Taylor Road
Hamburg, NY 14075

ATTACHMENTS:

Big Tree Vol Fire Co New Members Klaybor & Starkey.pdf

Big Tree Volunteer Firemen's Co., Inc.

Organized 1936

Hamburg Town Board
Hamburg Town Hall
6100 South Park Ave.
Hamburg, New York 14075

August 7, 2025

Dear Board Members,

We respectfully request permission of the Town Board to accept the following applicants into the membership of the Big Tree Volunteer Firemen's Company, Inc. during the year of 2025.

John Klaybor
4010 Bond Street
Blasdell, New York 14219
(Member with Restrictions)

Christina Starkey
6728 Taylor Road
Hamburg, New York 14075

FILED IN THE TOWN CLERK'S OFFICE
2025 AUG 14 A 9:35
HAMBURG, NEW YORK

Thank you for your cooperation.

Sincerely,

Carol R. Covert

Carol R. Covert
Secretary

4.18. Emergency Demolition Contractor

WHEREAS, the Town of Hamburg Code Enforcement Department is responsible for the enforcement of Town of Hamburg Local Law No. 5-1972 (Chapter 80) Unsafe Buildings, Village of Hamburg Local Law No. 1-2014. (Chapter 127) Dangerous Buildings, and Village of Blasdell Local Law No. 5-1997 (Chapter 100A) Unsafe Buildings and Structures, and such services to perform an emergency demolition of a structure that is in imminent danger of collapse are required

BE IT RESOLVED, that the Town of Hamburg is looking to appoint two emergency demolition contractors from end of year 2025 until December 31, 2026 to be on call for emergency demolitions, and,

BE IT RESOLVED, that the Town Clerk is authorized to advertise for sealed bids entitled "Hamburg Emergency Demolition Contractor"

Sealed bids must be received at Hamburg Town Hall, Town Clerk's Office, 6100 South Park Avenue, Hamburg, New York 14075, and said bid will be publicly opened and read aloud on

October 14, 2025, at 10:30 a.m. in Conference Room 7A Mailed bids should be sent to:

Town of Hamburg, Attn: Town Clerk 6100 South Park Avenue, Hamburg, New York 14075.

Please mark clearly on the envelope: Bid Enclosed – "Hamburg Emergency Demolition Contractor"

Charged to Clean up of properties A3620.469

ATTACHMENTS:

Demolition Bid for emergency contractor.docx

TOWN OF HAMBURG, NEW YORK
REQUEST FOR EMERGENCY DEMOLITION SERVIES
FOR THE CODE ENFOREMENT DEPARTMENT

Your firm is hereby invited to submit a quotation to provide emergency demolition services as authorized by the Town of Hamburg Code Enforcement Department. The requested services and related work requirements are as described below.

General

The Town of Hamburg Code Enforcement Department is responsible for the enforcement of Town of Hamburg Local Law No. 5-1972. (Chapter 80) Unsafe Buildings, Village of Hamburg Local Law No. 1-2014. (Chapter 127) Dangerous Buildings, and Village of Blasdell Local Law No. 5-1997 (Chapter 100A) Unsafe Buildings and Structures. These local laws provide for the emergency demolition of such unsafe buildings as directed by the Town Code Enforcement Department when it has been determined that in the opinion of the Building Official, actual and immediate danger of building collapse is present so as to endanger life or property. With the imminent danger of collapse the Inspector may cause the necessary work to be done to render said building or structure safe by demolition.

This Department is seeking two reliable contactors to perform the emergency demolition of those designated unsafe buildings/structures in the Town of Hamburg, Village of Hamburg and Village of Blasdell. These services would be executed as an “as directed basis” under the supervision of the Town of Hamburg Code Enforcement Department. The contractors would be put on a call list that would be used when needed for an emergency. The lowest bidder would receive the first call and if there is no answer or they are unavailable the second lowest bidder will be called. These services would be executed under a contract where the contractor will be paid per demolition based on the size of the building, type of building being demolished, the amount of damage to the building, and other needs requested by the contractor. The contractor will be under the supervision of the Town of Hamburg Code Enforcement Department. The cost of these services under such agreement will be funded through Town account A3620.469 (Clean up of Properties)

This request for proposal neither commits the Town of Hamburg to select the contractor nor reimburse any costs associated with the preparation or submittal of proposals in this regard. The Town reserves the right to reject any and all proposals, should it be deemed to be in the best interest of the Town of Hamburg.

Scope of Work Services

The services to be provided by the contractor are to include, but not limited to the following

A Complete Demolition of a Structurally Damaged Residential or Commercial Building Caused by an Emergency Situation.

(1) After receiving notification from the Code Enforcement Department of the address for the emergency demolition, mobilize the required equipment and manpower within one hour of the notification and perform the initial demolition of the structure to remove the imminent danger of collapse. Clean any debris that ends up in the roadway, or in neighboring yards. Fence off the demolished structure to limit access by the public and reduce the hazard caused by the demolition.

(2) Once the scene is released by the investigators the following work, must be completed within 30 days: the disconnection of any utilities remaining in service, clean up the demolition debris, foundations, and accessory structures. Backfill excavated area with clean fill and seeded with grass. The following is the detailed Scope of work that would be required;

(a)The scope of work shall include all the labor, equipment and materials to complete the emergency demolition of the Building.

(b)The demolition company must be ready and able to demolish and clean up a commercial or residential building

(c) The demolition company must be available to mobilize at any given time or day. Once called the demolition company must be on the road with the machines and man power needed to accomplish the demolition within one hour.

(d) All resulting debris shall be removed off the premises and be legally disposed of.

(e) All associated excavated areas shall be backfilled with clean fill material, to meet existing grade and fine graded ready for seeding.

(f) Maintenance and protection of traffic on Local streets shall be done in accordance with NYSDOT traffic safety regulations.

(g) The contractor shall be responsible for the proper disconnection of all utilities.

(h) All work shall be performed in accordance with New York State and Town of Hamburg, Village of Hamburg and Village of Blasdell Codes.

(i) The demolition of the buildings shall be done as per NYCRR 56, Subpart 56-11.5 (controlled demolition).The Town of Hamburg will procure the necessary third party air monitoring services as required during the demolition.

(j) The contractor shall provide adequate insurance coverage as outlined below and obtain the necessary demolition permit. There will be no fee charged for the permit.

Form of Proposal

One copy of your quotation is to be submitted as follows:

(1) The proposal is to represent the cost for all necessary work as deemed necessary to accomplish the demolition described in the scope of work. This cost should include the necessary costs (including but not limited to labor, equipment, tool, mobilization to the site and any other direct and indirect cost associated with the performance of the specified services). Bidders must provide an estimate of the cost involved with

(a) The initial emergency demolition of a 2,000 square foot residential house that has been damaged by fire

(b) The remaining demolition of the above structure to a seeded yard after the scene has been release by the investigators.

(2) Provide a list of the equipment that is available to be mobilized and the time required to mobilize that equipment.

(3) Insurances (Liability and Workmen's Compensation & Disability).

Commercial Liability (Town of Hamburg must be named as additional insured)

General Aggregate	$1,000,000.00
Products and Comp/Op, Aggregate	$2,000,000.00
Personal & Advertising Injury	$1,000,000.00
Each Occurrence	$1,000,000.00
Fire Damage (any one fire)	$ 50,000.00
Med. Expense (any one person)	$ 5,000.00

Waiver of Subrogation: To the fullest extent permitted by applicable state law, a Waiver of Subrogation Clause shall be added to the General Liability, Automobile, Umbrella/Excess Liability, and Workers Compensation policies in favor of the Town.

Automobile Liability Insurance
Bodily injury and Property Damage, coverage for the Vendors as the owner or the lessee of automobiles, trucks, trailers, self-propelled Vendor's equipment and all other owned, hired and non-owned vehicles registered for use on the public highway and/or used in operations relating to work under contract. The coverage limit applicable shall be the greater of the amounts below or the amount(s) carried by the Vendor.

Combined Single Limit	$1,000,000.00

Excess Liability and/or Umbrella Liability:
Applicable to Commercial General and Automobile Liability policies. The Excess Liability and/or Umbrella Liability coverage limits applicable shall be the greater of the amounts indicated below or the amounts carried by the Town.

Each Occurrence	$5,000,000.00
Aggregate	$5,000,000.00

Workers Compensation and Employer's Liability Insurance
Coverage as required by New York State statutory limits

New York State Disability (**NYDBL**)
Coverage as required by New York State statutory limits

Proposal Due Date

Sealed bid proposals must be labeled Hamburg Emergency Demolition Contractor and are to be received by Brad Rybczynski, Town Clerk, Hamburg Town Hall , 6100 South Park Avenue, Hamburg NY 14075 by 10:00 a.m. on TUESDAY OCTOBER 14, 2025 with the bid opening taking place at 10:30 a.m. in Hamburg Town Hall conference room 7A. Late submittals will not be accepted, and will be returned unopened.

Requests for Further Information

All questions and inquiries should be directed to:

Jeffrey Skrzypek
Supervising Code Enforcement Officer
Town of Hamburg
6100 South Park Avenue
Hamburg, NY 14075
(716) 649-6111 x 2214

Thank You in advance for your time and efforts in responding to this request for proposal.

4.19. Engineering Out-of-Town Training – Pollution Prevention

WHEREAS, the Town's SPDES Permit for municipal separate storm sewer system requires that staff in the Engineering Department conduct regular inspections of construction sites that are under State permits for stormwater discharges; and

WHEREAS, Town staff must receive this training every 3 years and both Engineering Department staff members are due to receive this training in the next few months; and

WHEREAS, the WNY Stormwater Coalition is offering a Pollution Prevention – Good Housekeeping Training on minimum control measures of inspection free for municipal employees.

THEREFORE BE IT RESOLVED, that the Town Board approve the out-of-town travel for Robert Haag and Hunter Grad to attend this training in Cheektowaga, NY on Wednesday, August 27, 2025.

The use of a town vehicle is requested.

ATTACHMENTS:

09-08-2025 Good Housekeeping Training.pdf

Pollution Prevention—Good Housekeeping Training

August 27, 2025

9:30 am – 11:30 am

Erie County Training and Operations Center
Auditorium—Room 113
3359 Broadway
Cheektowaga, NY 14227

Pollution Prevention & Good Housekeeping (P2-GH) is a Minimum Control Measure of New York State's SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s): GP-0-24-001.

This training is required for staff that conduct municipal facility procedures and/or Best Management Practices that are related to stormwater such as: catch basin inspection and maintenance; road, bridge, parking lot, & right of way maintenance; street sweeping; facility maintenance and management; and winter road maintenance.

The municipal activities & operations that are affected by the regulations include, but are not limited to: highway operations; fleet maintenance & repair; fueling operations; buildings & grounds; parks & recreation.

The following topics will be addressed at the training:

1. Pollution Prevention—Good Housekeeping Stormwater Requirements
2. Best Management Practices for Municipal Facilities and Operations
3. High Priority Municipal Facility Requirements
4. Municipal Facility Assessments

There is no cost for attending

Please RSVP to Mary Rossi
mary.rossi@erie.gov or 716-858-7583

WNY Stormwater Coalition

4.20. Nike Concession & Bathroom Electrical Service to Advertise

WHEREAS, the Town has ordered a concession and bathroom building for installation at the Nike recreational fields (Monarch soccer) and completed the initial site work last year; and

WHEREAS, the building will require the installation of a new electrical service and, based on quotes received, the Town must publicly bid the work and the Town Engineering Department has prepared bidding documents;

BE IT RESOLVED that the Town Clerk is authorized to advertise for sealed bids entitled "**Nike Concession & Bathroom Electrical Service"**

Project bid documents will be ready for viewing on September 9, 2025, and the notice will be published on September 19, 2025;

Sealed separate bids will be received at Hamburg Town Hall, Town Clerk's Office, 6100 South Park Ave, Hamburg, New York, 14075, and said bid will be publicly opened and read aloud on Thursday, October 2, 2025 in Conference Room 7 A/B (downstairs) at 11:30 AM. Mailed bids should be sent to: Town of Hamburg, (clearly marked) **Attn: TOWN CLERK, Bid Enclosed – Nike Concession and Bathroom Electrical Service,** 6100 South Park Ave, Hamburg, NY 14075

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.21. Annual Conference Travel

RESOLVED, the Town Board Authorize Highway Superintendent Ed Hughes to attend the 96th Annual Conference, Education Symposium & Expo in Niagara Falls New York from Tuesday, September 23, 2025, to Friday, September 26, 2025

REGISTRATION:	$150.00
LODGING: (3 nights EACH @ $165.00):	$495.00
MEALS: (4 days EACH @ $50.00 per day)	$200.00
TOTAL APPROXIMATE COST	$855.00

Use of a town vehicle is requested.

Funds are available in account A5010.492

4.22. Highway Budget Amendment

WHEREAS**,** The Highway Dept. has received funds from residents for installation of drainage pipe that has exceeded the amount budgeted for 2025 by $6,270.00.

THEREFORE, BE IT RESOLVED, that the Town Board approve that the funds exceeding the budgeted amount will be deposited into Revenue Account DB.2770.7 and transferred to DB.5110.474.

BE IT FURTHER RESOLVED, that the Expense Account DB.5110.474 be increased by $6,270.00.

4.23. B&G PAF

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

ATTACHMENTS:

DOC090425-006.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Department- Buildings & Grounds

Department Head Signature

Supervisor Signature Date 9/3/25

TOWN BOARD MEETING OF SEPTEMBER 8, 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	5202	Rory Cook		Seasonal Laborer/ A.7183.102				8/11/2025
2	5084	Cal Tomaka		Seasonal Laborer/ A.7140.102				8/18/2025
3	5392	Owen Allaire		Seasonal Laborer/ A.7140.102				8/18/2025
4	4714	Ceejay Boswell		FT LEO/A.7140.100				9/6/2025
5	4714	Ceejay Boswell	R	FT LEO/A.7185.100	9/7/2025	$36.37		
6	3474	Chris Kolb		FT LEO/A.7140.100				9/6/2025
7	3474	Chris Kolb	R	FT LEO/A.7185.100	9/7/2025	$36.37		
8	4415	John McCormick		FT LEO/A.7140.100				9/6/2025
9	4415	John McCormick	R	FT LEO/A.7185.100	9/7/2025	$36.37		
10	4537	Mike Scinta		FT LEO/A.7140.100				9/6/2025
11	4537	Mike Scinta	R	FT LEO/A.7185.100	9/7/2025	$36.37		
12	5375	Ethan Tanner		PT Laborer/A.7140.102				9/5/2025
13	5375	Ethan Tanner	R	PT Laborer/A.7141.102	9/8/2025		$16.00	
14								
15								
16								
17								
18								
19								
20								

4.24. South Park Corridor Multimodal Revitalization Project Design Agreement

WHEREAS, the Town of Hamburg received funding for the South Park Corridor Multimodal Revitalization Project and selected Barton & Loguidice (B&L) for the study, design and engineering services related to the project; and

WHEREAS, the Engineering Department, the Town grant writer, the Town Attorney, and the NYSDOT worked with B&L to develop the detailed scope and prepare the agreement for the services fitting within the funded budget.

NOW THEREFORE BE IT RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the agreement with B&L and for work on the project to begin immediately.

BE IT FURTHER RESOLVED, that funding for this agreement is available in Capital Project Account H116.1440.0440.0000.

4.25. Youth, Recreation & Senior Services – Promotion of Marc Collins

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

BE IT RESOLVED, the Town Board approve the recommendation of the Director of Youth, Recreation & Senior Services to the one-time non-competitive promotion of Recreation Supervisor Marc Collins to the permanent managerial confidential position of Senior Recreation Supervisor approved by the Civil Service Commissioner of Personnel effective August 4, 2025.

The salary is $33.50 per hour, and funds are available in A6772.100.

4.26. Youth, Recreation, & Senior Services - P.A.F.

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

ATTACHMENTS:

scan_2025_09_04_10_24_29_348.pdf

Date of Request: 9/4/25 Department: Youth, Recreation, Senior Services

Department Head Signature: 

Supervisor Signature: _____ Date: _____

TOWN BOARD MEETING OF 9/8/25

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	4223	Wicka, Paul	R	Rec. Attendant A.7180 P/T				9/8/2025
	4223	Wicka, Paul		Rec. Attendant A.7180 Seas.	9/9/25		$ 16.00	
2	93	Ring, Mike	R	Van Driver A6772 P/T				9/27/2025
	93	Ring, Mike		Van Driver A6772 Seas.	9/28/25		$ 16.75	
3	5077	Gorman, James	R	Rec. Attendant A.7182 Seas				9/20/2025
	5077	Gorman, James		Rec. Attendant A.7182 P/T	9/21/25		$ 15.50	
4	5200	Horuchy, Mitch	R	Rec. Attendant A.7310 Seas				9/9/2025
5	5321	McCarthy, Edward	R	Rec. Attendant A.7310 Seas				9/9/2025
6	4186	Sullivan, Amanda	R	Rec. Attendant A.7310 Seas				9/9/2025

rev 03/14

4.27. YRSS - Authorize the Town Supervisor to Sign Erie County Youth Development Funding Contracts for 2026

BE IT RESOLVED**,** that the Supervisor be authorized to sign contracts between the Town of Hamburg and Erie County for Youth Development funding for the 2026 calendar year. The amount of the (Youth Development Program) YDP 2783 grant is for $31,041 and will be used to supplement the Town's Youth Engaged in Service (YES) program. The amount of the (Youth Sports and Education Opportunity Program) YSEP 2838 grant is for $22,081.11 and will be used to supplement the Town's Youth Sports Development programming.

BE IT FURTHER RESOLVED, that funds from these grants shall be deposited to revenue account A000.0000.3661.0000.

4.28. PAF-Recreation/Police

RESOLVED, that the Town Board approve the attached PAF
ATTACHMENTS:

DOC090425-002.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: Department: Recreation/Police

Department Head Signature

Supervisor Signature Date: 9/4/25

TOWN BOARD MEETING OF 9/8/2025

PAGE 1 of ___

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	5413	Ioviero, Karen		Rec Attd - Beach Greeter				9/2/2025
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								
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17								
18								
19								
20								

rev 03/14

4.29. Approve PO 17 - Account Clerk for Finance/Personnel Department

BE IT RESOLVED, that the Town Board authorize the Supervisor to sign the Civil Service approved PO17 creating one managerial confidential Account Clerk position in the Finance/Personnel department.

ATTACHMENTS:

PO 17 CS approved.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.)

ACCOUNT CLERK

1. DESCRIPTION OF DUTIES: Performs entry level accounting work in maintaining accounting records, preparing financial reports and other analysis and accounting activities.

Percent of Total Time/Frequency	ACTIVITIES
	*See attached job description

(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
Patrick Shea	**Director of Finance & Administration**	**Direct**
Tara Rinaldi	**Senior Personnel Clerk**	**Direct**

3. Names and Titles of Persons Supervised by this position

	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

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

A) Graduation from a regionally accredited or New York State registered two (2) year college or university with an Associate's degree in Accounting; or:

B) Completion of a minimum of 60 semester credit hours at a regionally accredited or New York State registered two (2) or four (4) year college or university, which included sixteen (16) semester credit hours in Account: or

C) Graduation from high school or possession of a high school equivalency diploma and one (1) year of experience in the maintenance of financial records and accounts; or:

D) Five (5) years of business or office experience, one (1) year of which must have involved the maintenance of financial records and accounts; or:

E) An equivalent combination of training and experience as defined by the limits of (A) and (D).

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

Date: 8/20/25 Title: Director of Finance 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: **Account Clerk** - Comp

Date: 8/20/2025 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.

ACCOUNT CLERK

DISTINGUISHING FEATURES OF THE CLASS: The work involves performing clerical operations of average difficulty in connection with fiscal, budgetary and accounting records and may involve public contact and communication. Work is performed under the direct supervision of a higher ranking employee. Does related work as required.

TYPICAL WORK ACTIVITIES:

Maintains registers of account distribution, warrants, vouchers, purchase orders and requisitions;
Posts to subsidiary ledgers;
Totals registers and subsidiary ledgers;
Checks extensions and totals;
Maintains simple account files;
Checks reimbursement claims for accuracy and completeness and to determine if they are in order;
Maintains records of petty cash fund;
Reconciles totals against individual accounts;
Examines State charge approvals for status of claim;
Maintains records and controls of accounts handled;
Maintains receiving reports; reconciles bank statements;
Assists in compiling fiscal data and preparing reports;
May assist in the maintenance of payroll records;
Pre-audits vouchers for accuracy and conformity before presentation for payment;
Encumbers departmental funds;
Receives cash and check payments tendered in person by individuals and by mail;
Makes out receipts;
Develops and maintains inventory control and distributes supplies;
Operates an alpha-numeric keyboard to transcribe data directly to a computer;
Utilizes enhanced computer systems and equipment in the completion of assigned clerical tasks;
Balances amount received against journal entries and receipts;
May schedule appointments and works with the public regarding account issues, delinquencies and arrangement of repayment plans;
Assists the public, gives information and answers inquiries either personally or by telephone;
Follows up on correspondences with the public as well as with the necessary personnel at the department, agency or authority.

FULL PERFORMANCE KNOWLEDGES, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS:

Good knowledge of the current methods of maintaining and checking financial accounts and records; good knowledge of office terminology, procedures and equipment; good knowledge of business arithmetic; ability to make arithmetic computations rapidly and accurately; ability to understand and follow detailed oral and written instructions; resourcefulness; dependability; physically capable of performing the essential functions of the position with or without reasonable accommodation.

Continued.....

MINIMUM QUALIFICATIONS:

A) Graduation from a regionally accredited or New York State registered two (2) year college or university with an Associate's degree in Accounting; or:

B) Completion of a minimum of 60 semester credit hours at a regionally accredited or New York State registered two (2) or four (4) year college or university, which included sixteen (16) semester credit hours in Accounting; or:

C) Graduation from high school or possession of a high school equivalency diploma and one (1) year of experience in the maintenance of financial records and accounts; or:

D) Five (5) years of business or office experience, one (1) year of which must have involved the maintenance of financial records and accounts; or:

E) An equivalent combination of training and experience as defined by the limits of (A) and (D).

SPECIAL REQUIREMENT:

Applicants for designated positions in the Department of Social Services that may have access to federal tax information to perform his/her job duties shall be subject to a suitability background check investigation, including FBI fingerprinting, local law enforcement check, and verification check of citizenship/residency. A criminal record does not necessarily disqualify applicants from employment, rather an individualized determination will be made. The cost of the background check will be assumed by the Department of Social Services.

NOTE: Verifiable part-time and/or volunteer experience will be pro-rated toward meeting full-time experience requirements.

4.30. Prospect Lawn Cemetery Association-Agreement

WHEREAS, PROSPECT LAWN CEMETERY ASSOCIATION, INC. presently operates the Prospect Lawn Cemetery located on 6561 Gowanda State Road, Town of Hamburg, and

WHEREAS, the Town of Hamburg recognizes the benefits provided to Town residents by the Prospect Lawn Cemetery Association, Inc.; and

WHEREAS, General Municipal Law §165-a provides that "Any municipal corporation may appropriate and provide funding to a public cemetery corporation as defined in article fifteen of the not-for-profit corporation law. In lieu of or in addition to providing funding to a public cemetery corporation, any municipal corporation may provide goods and/or services to a public cemetery corporation as defined in article fifteen of the not-for-profit corporation law"; and

WHEREAS the Town is willing to assist Prospect Lawn to see these programs continue,

NOW THEREFORE BE IT RESOLVED that the Town of Hamburg renew the Agreement with Prospect Lawn Cemetery Association to provide services, and funding in monthly installments of $1,900.00 commencing on September 1, 2025, through August 31**,** 2027. The agreement shall terminate on August 31, 2027*,* unless a successor agreement is made and executed before the termination date.

Funds are available in Account No. A1989.440

4.31. YRSS - Authorization to Sign

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

BE IT RESOLVED, that the Town Board authorize Senior Recreation Supervisor-Hilary Pundt and Account Clerk Typist-Amy Brown to sign purchase orders, Town vouchers, request for supplemental and/or budget transfers, payroll input sheets for the Dept. of Youth, Recreation & Senior Services in Director of Youth, Recreation & Senior Services- Jillian Gorman-King's absence.

4.32. Amsdell Road Sidewalk Repair

WHEREAS, the Town of Hamburg received a Multi-Modal Capitol Project Agreement, to improve pedestrian safety and connectivity of neighborhoods; and

WHEREAS, the Town publicly bid the project, and the sidewalk work was complete in 2024; and

WHEREAS, when the contractor returned in the spring of 2025 to complete to topsoil and seeding, it was noted that the sidewalks on either side of Frontier Middle School's Amsdell Road entrance (west side) were severely damaged; and

WHEREAS, the Engineering Department recommends the Town repair the sidewalk with the use of wire mesh to make it less susceptible to damage.

NOW THEREFORE BE IT RESOLVED, that the Town Board authorize the repair work of the Amsdell sidewalk by Matt Kolo at the cost of $8,950.

BE IT FURTHER RESOLVED, that funding for this work shall be provided by a transfer from the General Fund fund balance (A.0000.0909.0000) to Capital Project Account H113.1440.0440.0000, and the 2025 budget is amended as follows:

Budget Amendment – 2025

Increase Revenue: H113.5031 – Interfund Transfers In: $8,950

Increase Appropriation: H113.1440.0440.0000 – Engineering Contracted Services: $8,950

ATTACHMENTS:

Estimate_2302_from_Matt_Kolo_Excavating_LLC.pdf

ESTIMATE

Matt Kolo Excavating, LLC
7008 Omphalius Rd
Colden, NY 14033

mattkoloexcavating@gmail.com
+1 (716) 860-0039

Bill to
Town of Hamburg
6100 South Park Ave
Hamburg, NY 14075

Ship to
Town of Hamburg
6100 South Park Ave
Hamburg, NY 14075

Estimate details
Estimate no.: 2302
Estimate date: 07/08/2025

#	Date	Product or service	Description	Qty	Rate	Amount
1.		**Excavation**	Repair sidewalk in 2 locations 3 Sidewalk Blocks per Location Removed & Replaced	1	$8,950.00	$8,950.00

Total **$8,950.00**

Note to customer

Cloverbank Sidewalk Repair

Accepted date **Accepted by**

4.33. Mt Vernon Sanitary Sewer Project, Phase II

WHEREAS, the New York State Environmental Facilities Corporation (EFC) is offering $325 million in grants for clean and drinking water projects to selected municipalities with infrastructure projects that protect public health and/or water quality, and

WHEREAS, the Town of Hamburg owns and operates the sanitary sewer system in the Mt Vernon Community and due to the four sanitary sewer overflows in that system, the NYSDEC has put the Town of Hamburg under an Order on Consent to eliminate those overflows, and

WHEREAS, the Engineering Department is currently conducting inspections of the 330 manholes within the system and identifying repairs to improve the system, and

WHEREAS, the Town of Hamburg will submit the Mt Vernon Sanitary Sewer Project, Phase II for funding to the NYS WIIA Clean Water Grant Program to perform various repairs, lining, and sealing of the manholes.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

The Hamburg Town Board authorizes EECG Consulting to prepare and submit a grant application to EFC on behalf of the Town of Hamburg, and

BE IT FURTHER RESOLVED THAT,

If the grant is awarded, the Town of Hamburg will commit to the 75% match required for the implementation of the proposed project, additionally, the Town of Hamburg will designate EECG Consulting to manage the grant on behalf of the Town of Hamburg, and

BE IT FURTHER RESOLVED, that all project costs, including the Town's local match, will be committed from the Town of Hamburg Sewer Fund (S02) fund balance (S002.0000.0909.0000)

Town Board of the Town of Hamburg
September 8, 2025 Meeting

4.34. Workday Reporting Resolution

RESOLVED, that the Hamburg Town Board does hereby approve the 2025 Workday and Reporting to the
NYS Comptroller's Office as attached
ATTACHMENTS:

DOC090525.pdf

Office of the New York State Comptroller

NYSLRS

New York State and Local Retirement System

110 State Street, Albany, New York 12244-0001

Please type or print clearly in blue or black ink

Employer Location Code

3	0	3	3	3

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.11/19)

BE IT RESOLVED, that the Town of Hamburg / 30333 hereby established the following standard work days for these titles and will

(Name of Employer) *(Location Code)*

report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							☐	biweekly	☐
Catherine Rybczynski			Supervisor	1/13/2025-12/31/2025	6	27.11	☐	biweekly	☐
Gerald Gorman			Town Justice	1/1/2022-12/31/2025	6	4.27	☐	biweekly	☐
Appointed Officials:									
Kenneth J. Farrell			Town Attorney	1/1/2024-12/31/2025	6	25.03	☐	biweekly	☐
Joseph Morath, Jr.			Deputy Town Attorney	1/1/2024-12/31/2025	6	4.92	☐	biweekly	☐
Joseph Gogan			Planning Board Attorney	1/13/2025-12/31/2025	6	3.59	☐	biweekly	☐

I, Brad M. Rybczynski, secretary/clerk of the governing board of the Town of Hamburg, of the State of New York,

(Name of Secretary or Clerk) *(Circle one)* *(Name of Employer)*

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 8th day of September, 20 25 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Hamburg on this _____ day of September, 20 25.

(Name of Employer)

_____.

(Signature of Secretary or Clerk)

Affidavit of Posting: I, Brad M. Rybczynski being duly sworn, deposes and says that the posting of the Resolution began on

(Name of Secretary or Clerk)

_____ and continued for at least 30 days. That the Resolution was available to the public on the:

(Date)

☒ Employer's website at: townofhamburgny.gov

☒ Official sign board at: town clerk's office

☐ Main entrance Secretary or Clerk's office at:

(seal)

(for additional rows, attach a RS 2417-B form.)

68

Office of the New York State Comptroller

NYSLRS

New York State and Local Retirement System

110 State Street, Albany, New York 12244-0001

Please type or print clearly in blue or black ink

Employer Location Code

3 0 3 3 3

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials Continuation Form

RS 2417-B

(Rev.04/20)

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
Frank Bogulski			Councilmember	1/1/2024-12/31/2027	6		☑	biweekly	☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
							☐		☐
Appointed Officials:									
William Clark			Planning Board	1/1/2021-12/31/2027	6	3.57	☐	biweekly	☐
Mark Yoder			Zoning Board of Appeals	7/1/2019-6/30/2026	6		☑	biweekly	☐
Brian Attea			Deputy Town Attorney	1/1/2024-12/31/2025	6	1.69	☐	biweekly	☐
Margaux Valenti			Planning Board	1/10/22-12/31/2028	6	4.13	☐	biweekly	☐
							☐	biweekly	☐
Kaitlin Chmura			Planning Board	6/13/2023-12/31/2026	6	0.86	☐	biweekly	☐
Timothy Gallagher			Town Prosecutor	1/1/2024-12/31/2025	6	3.09	☐	biweekly	☐
Brad M. Rybczynski			Town Clerk	1/13/2025-12/31/2025	6	29.59	☐	biweekly	☐
							☐		☐

4.35. Disposal of Town Cellphones

WHEREAS, The Town Board recognizes the need to efficiently manage the assets owned by the Town, and to ensure responsible utilization of public resources; and

WHEREAS, it has been determined that certain Town assets are no longer required for public use, have become obsolete, ore are in a state of disrepair beyond reasonable cost of restoration; and

WHEREAS, the disposal of these assets will facilitate the efficient operation of the Town and provide an opportunity for the generation of revenue or cost savings; and

WHEREAS, the projected sellback quotes provided by AT&T is subject to adjustment, as the final refund amount is contingent upon the condiion of the traded cellular devices,

NOW, THEREFORE, BE IT RESOLVED that the following assets shall be disposed of in the accordance with the Town Sale of Surplus property policy;

Asset Description:

Quote # 40090325002319-Total $385.00
Quote # 40090325002456-Total $8,935.00

Reason for Disposal: Cellular devices are no longer in use

Disposal Method: Trade-In for the best value by FIRSTNET & AT&T

Disposal Proceeds: Any credited funds shall be applied to and reflected on subsequent monthly AT&T cellular service invoices.

ATTACHMENTS:

DOC090425-003.pdf

FIRSTNET®
Built with AT&T

Your FirstNet Trade-In Quote

09/03/2025

Customer's Company Name: TOWN OF HAMBURG POLICE

Quote # 40090325002319 **Quote must be accepted by 11/17/2025**

Details	Credit	Quantity	Maximum Total
Apple iPhone 13 128GB	$145.00	2	$290.00
Samsung Galaxy S22 5G 128GB	$95.00	1	$95.00
	Total	3	$385.00

IMPORTANT NOTE:

The maximum value amount assumes the device meets the following criteria. Deductions will be taken for each condition not met: It powers up and navigates to a clear home screen. Nothing is broken, cracked or missing. If battery included, securely connect battery to device and place in the green bag provided. The device has not been reported as lost or stolen. Devices found on the lost/stolen list will receive $0 value and will not be returned. The device has been unenrolled from Device Management application(s). You must remove all Mobile Device Management (MDM) locks to ensure that the device can be processed. All "Activation Locks" have been disabled. This includes deactivating Apple Find My iPhone/iPad or Android Find My Mobile. Failure to disable Activation Locks will result in a significant reduction in value. These devices will not be returned.

For more details on Your FirstNet Trade-in Quote please see the attached FirstNet Trade-in Program Terms & Conditions

IMPORTANT - YOU MUST DEACTIVATE WIRELESS SERVICE ON ALL DEVICES BEFORE SHIPPING

Sep 3, 2025, 3:27 PM

FirstNet Trade-In Program Terms & Conditions

Please read these terms and conditions carefully to understand Your rights and obligations. By participating in the FirstNet Trade-In program, You agree that You understand, acknowledge, and accept the terms below. "You" or "Your" refers to the person or entity that is the customer of record. The person accepting these terms and conditions on behalf of an entity represents and warrants that he or she is authorized to act on behalf of and bind such entity to these terms and conditions.

- **FIRSTNET, ITS VENDORS, AND SUPPLIERS WILL NOT BE ABLE TO RETURN ANY DEVICE THAT YOU SEND IN AS PART OF THIS TRADE-IN PROGRAM. YOU AGREE TO SAVE ANY INFORMATION ON THE DEVICE THAT YOU WANT TO KEEP ON ANOTHER DEVICE PRIOR TO SENDING IN THE DEVICE. UNDER NO CIRCUMSTANCES SHALL FIRSTNET, ITS VENDORS OR SUPPLIERS BE LIABLE FOR ANY LOSS OF ANY INFORMATION/DATA FROM DEVICES THAT YOU SEND IN. INFORMATION/ DATA ON THE DEVICE WILL BE DELETED AND WILL BE UNRECOVERABLE.**
- **TO PROTECT YOUR PRIVACY, YOU ACKNOWLEDGE THAT, BEFORE SENDING IN ANY DEVICE TO FIRSTNET TO RECEIVE CREDIT, YOU HAVE:**
  - **ERASED CONTACTS, CALENDAR, PHOTOS, MESSAGES, CALL HISTORY, EMAIL, TEXT MESSAGES, VIDEOS, WEB BROWSING HISTORY AND ALL OTHER PERSONAL, CONFIDENTIAL OR SENSITIVE STORED INFORMATION FROM THE DEVICE,**
  - **REMOVED THE SIM CARD AND MEMORY CARD, IF APPLICABLE, FROM THE DEVICE**
  - **PERFORMED A FACTORY RESET OF THE DEVICE**
  - **UNENROLLED THE DEVICE FROM ANY DEVICE MANAGEMENT APPLICATION(S).**
  - **IF THE DEVICE HAS NOT BEEN UNENROLLED FROM DEVICE MANAGEMENT APPLICATION(S), YOU WILL BE NOTIFIED VIA EMAIL. YOU MUST REMOVE ALL MOBILE DEVICE MANAGEMENT (MDM) LOCKS WITHIN 45 DAYS OF EMAIL NOTIFICATION TO ENSURE THAT THE DEVICE CAN BE PROCESSED. AFTER 45 DAYS THE DEVICE WILL BE PROCESSED OUT AND THE CREDIT INITIALLY QUOTED MAY BE SIGNIFICANTLY REDUCED.**
  - **ALL "ACTIVATION LOCKS" MUST BE DISABLED. THIS INCLUDES DEACTIVATING APPLE FIND MY IPHONE/IPAD OR ANDROID FIND MY MOBILE.**
  - **FAILURE TO DISABLE ACTIVATION LOCKS MAY RESULT IN A SIGNIFICANT REDUCTION IN VALUE. THESE DEVICES WILL NOT BE RETURNED.**
  - **DEACTIVATED ALL WIRELESS SERVICES TO THE DEVICE.**
- **FIRSTNET, ITS VENDORS AND SUPPLIERS DO NOT GUARANTEE THAT PERSONAL, CONFIDENTIAL, AND/OR SENSITIVE INFORMATION LEFT ON A DEVICE WILL BE DELETED.**
- If You fail to remove all personal, confidential, and/or sensitive information from a device, FirstNet, its vendors and suppliers are not liable to You for any damages suffered if any personal, confidential, and/or sensitive information left on a device is accessed.
- FirstNet, its vendors and suppliers are not responsible for any service charges accrued before, during, or after You send in a device. If any charges are incurred, it is Your responsibility to pay those charges.
- You verify that You are the sole and rightful owner of the device being sent in. You are not sending in a lost or stolen device and/or a device with any liens or claims held by third parties.
- If You are sending in a device purchased under an Equipment Installment Plan (EIP) or Next Installment Agreement, You must continue to make the Equipment Installment Plan (EIP) or Next Installment Agreement payments until the balance is paid in full.
- All quoted Trade-in values are conditional and subject to adjustment by FirstNet, its vendors and suppliers based on the actual make, model, condition and operational nature of the Trade-in device actually received.
- You agree that the condition, specifications and other representations You have provided regarding the device(s) are accurate. In the event the representations made regarding a device are determined to be inaccurate, You acknowledge that the Trade-in credit initially quoted may be significantly reduced.
- Upon receipt, FirstNet, its agents, vendors and suppliers will make the final determination of each device's Trade-in value, subject to a unilateral adjustment in the value of the actual device received. You will be notified via email of any discrepancy in device condition, specification, or other representations made; however, all transactions are final once the device is sent to FirstNet for processing.
- The Trade-in quote was prepared based on the number and type of devices provided. The final value will be determined at inspection based on the models received and the condition of the devices, and the final value may be significantly less than the originally quoted amount.
- The FirstNet Trade-In program is not available to minors.
- The value quoted for any device is only valid for the specific Trade-in transaction.
- You agree to ship Your device within 30 days of the day You accept the Trade-In quote offered. If You fail to send the device(s) within 30 days, it may result in a reduced value.
- The FirstNet Trade-In program will issue an account credit to Your FirstNet account as payment for equipment received.
- TO THE EXTENT PERMITTED BY APPLICABLE LAW, FIRSTNET, ITS VENDORS AND SUPPLIERS WILL NOT BE LIABLE TO YOU FOR MORE THAN THE TRADE-IN VALUE OF THE DEVICE(S). IN NO EVENT SHALL FIRSTNET, ITS VENDORS OR SUPPLIERS BE LIABLE FOR ANY INDIRECT, CONSEQUENTIAL, SPECIAL, PUNITIVE, INCIDENTAL, OR EXEMPLARY DAMAGES, WHETHER FORESEEABLE OR UNFORESEEABLE, EVEN IF WE HAVE BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES, ARISING OUT OF ANY TRADE-IN.
- IN EXCHANGE FOR THE CREDIT YOU ARE RECEIVING, YOU AGREE ANY DISPUTES REGARDING THE FIRSTNET TRADE-IN PROGRAM ARE GOVERNED BY YOUR COMPANY'S, AGENCY'S, SCHOOL'S, OR OTHER ORGANIZATION'S FIRSTNET WIRELESS SERVICE AGREEMENT, INCLUDING ANY ARBITRATION PROVISIONS THEREIN.

Sep 3, 2025, 3:27 PM

FIRSTNET®
Built with AT&T

Your FirstNet Trade-In Quote

09/03/2025

Customer's Company Name: TOWN OF HAMBURG POLICE

Quote # 40090325002456 **Quote must be accepted by 11/17/2025**

Details	Credit	Quantity	Maximum Total
Apple iPhone 13 Pro 128GB	$230.00	2	$460.00
Apple iPhone 13 128GB	$145.00	49	$7,105.00
Apple iPhone 13 Pro Max 128GB	$230.00	1	$230.00
Samsung Galaxy S22 5G 128GB	$95.00	12	$1,140.00
	Total	64	$8,935.00

IMPORTANT NOTE:

The maximum value amount assumes the device meets the following criteria. Deductions will be taken for each condition not met: It powers up and navigates to a clear home screen. Nothing is broken, cracked or missing. If battery included, securely connect battery to device and place in the green bag provided. The device has not been reported as lost or stolen. Devices found on the lost/stolen list will receive $0 value and will not be returned. The device has been unenrolled from Device Management application(s). You must remove all Mobile Device Management (MDM) locks to ensure that the device can be processed. All "Activation Locks" have been disabled. This includes deactivating Apple Find My iPhone/iPad or Android Find My Mobile. Failure to disable Activation Locks will result in a significant reduction in value. These devices will not be returned.

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IMPORTANT - YOU MUST DEACTIVATE WIRELESS SERVICE ON ALL DEVICES BEFORE SHIPPING

Sep 3, 2025, 3:40 PM

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- FirstNet, its vendors and suppliers are not responsible for any service charges accrued before, during, or after You send in a device. If any charges are incurred, it is Your responsibility to pay those charges.
- You verify that You are the sole and rightful owner of the device being sent in. You are not sending in a lost or stolen device and/or a device with any liens or claims held by third parties.
- If You are sending in a device purchased under an Equipment Installment Plan (EIP) or Next Installment Agreement, You must continue to make the Equipment Installment Plan (EIP) or Next Installment Agreement payments until the balance is paid in full.
- All quoted Trade-in values are conditional and subject to adjustment by FirstNet, its vendors and suppliers based on the actual make, model, condition and operational nature of the Trade-in device actually received.
- You agree that the condition, specifications and other representations You have provided regarding the device(s) are accurate. In the event the representations made regarding a device are determined to be inaccurate, You acknowledge that the Trade-in credit initially quoted may be significantly reduced.
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Sep 3, 2025, 3:40 PM

4.36. Receiver of Taxes/Town Clerk PAF

RESOLVED, that the Hamburg Town Board does hereby approve the attached PAF
ATTACHMENTS:

DOC090425-005.pdf

TOWN OF HAMBURG - PERSONNEL ACTION FORM

Date of Request: 9/8/2025 Department: Town Clerk / Rec. of taxes

Department Head Signature Susan M. Bylewski

Supervisor Signature C. Rybarczyk Date: 9/4/25

TOWN BOARD MEETING OF September 8, 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	5045	Magierski, Alice		P/T CLERK SEASONAL		$17.00		2/27/2025
2	4948	Hultquist, Mary Jo		P/T CLERK SEASONAL		$17.00		2/27/2025
3	5045	Magierski, Alice		P/T CLERK	9/22/2025	$17.00		
4	4948	Hultquist, Mary Jo		P/T CLERK	9/9/2025	$17.00		
5	5369	Urbanczyk, Jessica		P/T CLERK		$20.00		9/8/2025
6	5369	Urbanczyk, Jessica		SEASONAL	9/8/2025	$20.00		
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rev 03/14

4.37. West Arnold Community District Discontinuance Resolution

WHEREAS, the West Arnold Community, located within the Town of Hamburg, County of Erie, New York (the "Town"), consists of single-family residential homes located in a loop formed by West Arnold Drive; and

WHEREAS, the water distribution system serving the West Arnold Community was constructed in the 1950s and consists of a 10-inch distribution main that drops to a 8-inch distribution main for a short section that branches into a 2-inch and a 3-inch waterline, 5/8-inch water services, and two fire hydrants (the "Existing Water System"); and

WHEREAS, based on its age, an increasing number of leaks, and having only two fire hydrants, the Existing Water System is nearing the end of its useful life and its ability to provide reliable potable water and fire service to residents could become compromised; and

WHEREAS, the Town Board of the Town of Hamburg (the "Town Board") determined that upgrades to the Existing System, to be designed in accordance with Erie County Water Authority standards and New York State Department of Health (DOH) Recommended Standards for Water Works, would benefit the residents of the West Arnold Community; and

WHEREAS, Article 12-a of the New York Town Law authorizes the Town Board to establish improvement districts, including water supply districts; and

WHEREAS, the Town Board, pursuant to Article 12-a of the Town Law, commenced the process of establishing the Idlewood Subdivision Water Distribution District ("District") in the Town as a means to fund the replacement of the Existing System, which has included, *inter alia*, directing the preparation of a general map, plan and report pursuant to the requirements of Town Law § 209-c to support the establishment of the District ("Map, Plan and Report"), making the Map, Plan and Report available for public review, and ordering and holding a Public Hearing; and

WHEREAS, The Town Board has become aware of the opportunity to apply for a New York State Environmental Facilities Corporation ("EFC") grant that makes funding available for municipal drinking water infrastructure projects; and

WHEREAS, if the Town applies for and is awarded an EFC grant, formation of a Water Distribution

District may not be necessary, or the scope and costs associated with such Water Distribution District may differ from those set forth in the current Map, Plan and Report; and

WHEREAS, in light of the potential for the Town to be awarded an EFC Grant to fund the replacement of the West Arnold Community water distribution system, the Town Board has determined that it is advisable to discontinue the process of forming the District at this time; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby discontinues the formation of the District; and

BE IT FURTHER RESOLVED, that if at a time in the future the Town Board determines the need to form the District, the Town Board shall take all actions required under Article 12-a of the New York Town Law at that time to re-initiate establishment of the District, which shall include, as applicable, preparation of a general map, plan and report; noticing and holding a public hearing, and complying with the New York State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law) and the Town's Local Waterfront Revitalization Program.

4.38. West Arnold Community Grant Application Resolution

WHEREAS, the West Arnold Community, located within the Town of Hamburg, County of Erie, New York (the "Town"), consists of single-family residential homes located in a loop formed by West Arnold Drive; and

WHEREAS, the water distribution system serving the West Arnold Community was constructed in the 1950s and based on its age and an increasing number of leaks, the existing water system is nearing the end of its useful life and its ability to provide reliable potable water and fire service to residents could become compromised; and

WHEREAS, the Town Board of the Town of Hamburg (the "Town Board") determined that replacement of this existing system would benefit the residents of the West Arnold Community; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC) is offering $325 million in grants for clean and drinking water projects to selected municipalities with infrastructure projects that protect public health and/or water quality; and

NOW, THEREFORE, BE IT RESOLVED, that **t**he Town Board authorizes EECG Consulting to prepare and submit a grant application to EFC on behalf of the Town to fund the replacement of the West Arnold water distribution system; and

BE IT FURTHER RESOLVED, that **i**f the grant is awarded, the Town of Hamburg will commit to the 30% match required for the implementation of the proposed project; and

BE IT FURTHER RESOLVED, that all project costs will be committed from the Town of Hamburg General Fund (A000-0000-0909-0000); and

BE IT FURTHER RESOLVED, the Town will designate EECG Consulting to manage the grant on behalf of the Town.

4.39. West Arnold Community SEQR and Coastal Consistency Resolution

WHEREAS, the West Arnold Community, located within the Town of Hamburg, County of Erie, New York (the "Town"), consists of single-family residential homes located in a loop formed by West Arnold Drive; and

WHEREAS, the water distribution system serving the West Arnold Community was constructed in the 1950s and consists of a 10-inch distribution main that drops to a 8-inch distribution main for a short section that branches into a 2-inch and a 3-inch waterline, 5/8-inch water services, and two fire hydrants (the "Existing Water System"); and

WHEREAS, based on its age, an increasing number of leaks, and having only two fire hydrants, the Existing Water System is nearing the end of its useful life and its ability to provide reliable potable water and fire service to residents could become compromised; and

WHEREAS, the Town Board of the Town of Hamburg (the "Town Board") proposes to fund the replacement of the Existing System with the instillation of 1600 linear feet of 8-inch PVC water main and three (3) fire hydrants in order to benefit the residents of the West Arnold Community (the "Project"); 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 Town Board has determined that funding and implementing the Project is an Unlisted Action; and

WHEREAS, the Town Board has prepared a SEAF (Parts 1, 2, and 3) and received input from the public and its consultants, and has taken a hard look at the social, economic, and environmental impacts of the Project in this area; and

WHEREAS, the findings of this review indicate that the Project will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public; and

WHEREAS, the Town Board has reviewed the Project in accordance with the Town's Local Waterfront Revitalization Program and has completed a Waterfront Assessment Form (WAF) for a Coastal Consistency determination and referred the Project to the LWRP committee, who recommended consistency.

NOW, THEREFORE BE IT RESOLVED, that the Hamburg Town Board has determined that funding and installing the Project at the proposed location in the West Arnold Community is consistent with the Town's Local Waterfront Revitalization Program ("LWRP"), and will not result in any significant adverse impacts on the environment, including natural, archeological or historic resources, and a Negative Declaration is hereby issued, based on the reasons as set forth in the Environmental Assessment Form and attachments; and

BE IT FINALLY 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 the placement of these documents in the Town's files.

ATTACHMENTS:

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

Agency Use Only [If applicable]

Project: West Arnold Waterline Replacement P

Date: 9/8/25

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: West Arnold Water Main

Date: 9/8/25

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 project involves the replacement of the existing water system with new waterlines, fire hydrants, and other appurtenances. The new water system will improve the public health and safety in the West Arnold.

The community is located in the Local Waterfront Revitalization Area of the Town's LWRP and has been shown to be consistent with this plan.

The new waterlines and fire hydrants are being placed in the existing road ROW and are in previously disturbed areas and therefore, the Town has determined that the system will have no impacts on any archaeological or surrounding wetland resources. All appropriate permitting and approvals will be received prior to construction.

While the project has been required to produce a Phase IA Literature Search and Sensitivity Assessment survey from the State Historic Preservation Office (SHPO), no significant environmental impacts to historic, cultural, or archaeological resources are expected.

☐ 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	9/8/25
Name of Lead Agency	Date
Catherine Rybczynski	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

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:
Town of Hamburg West Arnold Community Waterline Project

Project Location (describe, and attach a location map):
West Arnold Drive, Hamburg, NY 14085

Brief Description of Proposed Action:
The West Arnold Community, located within the Town of Hamburg, consists of single-family residential homes located in a loop formed by West Arnold Drive. The proposed action involves abandoning and replacing the West Arnold Community's existing water system, which consists of a 10-inch distribution main that drops to a 8-inch distribution main for a short section that branches into a 2-inch and a 3-inch waterline, 5/8-inch water services and two fire hydrants with the instillation of 1600 linear feet of 8-inch PVC water main and three (3) fire hydrants. Existing services will be connected to the new water main.

Name of Applicant or Sponsor:	Telephone: 716-649-6111
Town of Hamburg	E-Mail:

Address:
6100 South Park Avenue

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: ECDOH, NYSDEC, EFC	☐	☑

3. a. Total acreage of the site of the proposed action? ~ 5 acres
   b. Total acreage to be physically disturbed? .25 acres
   c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? N/A 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

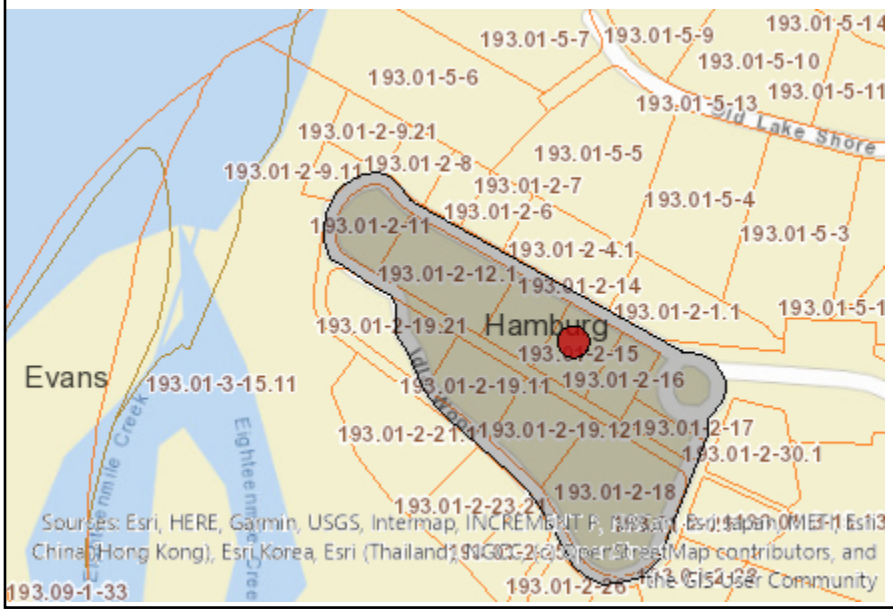
	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100-year flood plan?	☑	☐
17. Will the proposed action create storm water discharge, 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: Andrew Reilly Date: 6/16/25

Signature: _____ Title: Town Planner

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 to confirm data provided by the Mapper or to obtain data not provided by the Mapper.



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, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the 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

4.40. Support Of Energy Choice Act (H.R. 3699, S. 1945)

WHEREAS, affordable and reliable energy is essential to the health, safety, and economic prosperity of New York families, businesses, and communities; and natural gas remains a dependable, cost-effective, and clean-burning energy source used by millions of New Yorkers to heat their homes, cook their food, and power their businesses; and

WHEREAS, in 2019, New York State enacted the Climate Leadership and Community Protection Act (CLCPA)**,** which mandates aggressive emissions reductions and serves as the foundation for sweeping energy restrictions, including efforts to phase out natural gas; and

WHEREAS, these policies undermine affordability, threaten reliability during peak demand, and strip away the freedom of consumers and businesses to choose the energy sources that best meet their needs; and

WHEREAS, Congressman Nick Langworthy of New York introduced the Energy Choice Act (H.R. 3699, S. 1945), federal legislation that ensures state and local governments cannot restrict consumer access to natural gas and other affordable energy sources, thereby protecting freedom of choice for New Yorkers and all Americans; and

WHEREAS, the Energy Choice Act would safeguard households, small businesses, hospitals, farmers, and manufacturers from harmful government overreach and preserve access to an “all-of-the-above” energy strategy that strengthens reliability and affordability.

NOW, THEREFORE, BE IT RESOLVED, that the Hamburg Town Board strongly supports the Energy Choice Act as introduced, and stands firmly opposed to New York State’s natural gas bans, the CLCPA-driven restrictions, and other state energy mandates that eliminate consumer choice; and

BE IT FURTHER RESOLVED, that the Hamburg Town Board urges Congress to pass the Energy Choice Act to defend consumer choice, protect energy affordability, and preserve reliable access to natural gas for New Yorkers; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Congressman Nick Langworthy, the New York Congressional delegation, Senators Chuck Schumer and Kirsten Gillibrand, Governor Kathy Hochul, and leadership of the New York State Legislature.

4.41. Consent To Formation of Briercliff Townhomes Water Works Corporation

WHEREAS, Sean Hopkins, Esq. of Hopkins Sorgi & McCarthy PLLC, 35 California Drive, Suite 100, Williamsville, NY 14221, is forming a water works corporation to be named Briercliff Townhomes Water Works Corporation under Article 4 of the New York Transportation Corporations Law; and

WHEREAS, the purpose of this corporation is to engage in any lawful act or activity relating to water service for fifty-seven (57) homes to be located at 5140 Briercliff Drive, Hamburg, NY 14075, for which a water-works corporation may be organized under New York State Transportation Corporation Law; and

WHEREAS, as a condition for the formation of the corporation, the controlling municipality needs to give its consent; and

WHEREAS, the Town Board of the Town of Hamburg deems it is the best interest of the Town to approve the formation of the Briercliff Townhomes Water Works Corporation;

NOW, THEREFORE BE IT RESOLVED, that the Town Board hereby adopts this resolution for the purpose of consenting to the formation of the Briercliff Townhomes Water Works Corporation, by Hopkins Sorgi & McCarthy PLLC, to engage in the lawful acts of activities relating to water service for fifty-seven (57) homes located at 5140 Briercliff Drive, Hamburg, NY 14075, which is under Article 4 of the New York Transportation Corporations Law subject to the following condition:

1. The responsibility for the cost of any improvements, repairs or maintenance of the private utility shall be the responsibility of the Homeowner's Association, Waterworks Corporation, and/or the residence serviced by the private utility, and should the Homeowner's Association or the Water Works Corporation fail to exist or fail to satisfy such responsibilities, the residents serviced by the private utility, shall pay the cost of any improvements, repairs, and/or maintenance of the private utility. Should the Town of Hamburg be required to pay the cost of improvements, repairs, and/or maintenance of the private utility, the residents serviced by such private utility shall fully reimburse the Town of Hamburg for any and all costs of any improvements, repairs, and/or maintenance of the private utility.

NOW, THEREFORE BE IT RESOLVED, the Supervisor is hereby authorized to execute the Consent to Formation letter approving the formation of a water works corporation to be known as the Briercliff Townhomes Water Works Corporation

ATTACHMENTS:

DOC090525-002.pdf

TOWN OF HAMBURG
TOWN CLERK'S OFFICE
6100 SOUTH PARK AVE. HAMBURG, NEW YORK 14075
(716) 649-6111

CERTIFICATE OF TOWN CLERK

I, Brad Rybczynski, Town Clerk of the Town of Hamburg, in the County of Erie, State of New York, HEREBY CERTIFY, as follows:

That the attached Resolution "Consent to Formation of Briercliff Townhomes Water Works Corporation" is a true and exact copy of the Resolution enacted by the Town Board at its meeting on September 8, 2025.

IN WITNESS WHERE OF, I have hereunto set my hand and affixed the corporate seal of said Town of Hamburg this 9th day of September, 2025.

_____
Brad Rybczynski, Town Clerk
Town of Hamburg, Erie County, NY

Sworn to before me
this 9th day of September, 2025

_____
Notary Public