

SEPTEMBER 8, 2026

The Regular Meeting of the Board of Trustees of the Village of Hamburg was called to order by Mayor Thomas P. Tallman at 7:00 p.m. on Tuesday, September 8, 2026 at the Village Hall, 100 Main Street, Hamburg, New York.

PRESENT:	Thomas P. Tallman	Mayor
	Paul Gaughan	Deputy Mayor
	Laura Hackathorn	Trustee
	Holly Park	Trustee
	Jeff Davis	Trustee
	Edward J. Murphy, III	Village Attorney
	Jason Cozza	Administrator/Clerk-Treasurer
	Mary McKee	Deputy Clerk
	Marc Shuttleworth	Supt. of Public Works
	Richard Schara	Police Chief
	Joshua Haeick	Recreation Supervisor

**** PUBLIC HEARING RE: LOCAL LAW #4 OF 2026 TO AMEND CHAPTER 161 MOBILE FOOD VENDING ****

Mayor Tallman opened the public hearing at 7:01 p.m. The Deputy Clerk read the legal notice. The Mayor asked 3 times if anyone wanted to speak in favor of the proposed Local Law #4. He also asked 3 times if anyone wanted to speak against the proposed local law or if there was any correspondence received regarding this matter. There was no correspondence received.

Hearing nothing further, the public hearing was closed at 7:03 p.m.

**** PUBLIC HEARING RE: LOCAL LAW #5 OF 2026 TO AMEND CHAPTER 250 ZONING ****

Mayor Tallman opened the public hearing at 7:03 p.m. The Deputy Clerk read the legal notice. The Mayor asked 3 times if anyone wanted to speak in favor of the proposed Local Law #5. He also asked 3 times if anyone wanted to speak against the proposed local law or if there was any correspondence received regarding this matter. There was no correspondence received.

Hearing nothing further, the public hearing was closed at 7:05 p.m.

1. **MOTION** by Trustee Hackathorn, seconded by Trustee Davis, to approve the minutes of the Regular Meeting of the Board of Trustees held on Monday, August 17, 2026 and the Special Meeting of August 31, 2026.

AYES: Five
NAYS: None
CARRIED

PUBLIC EXPRESSION: *Brett Shufelt, 167 Charlotte Avenue, loves living in the village, but is very concerned about the Flock cameras and plate readers that are being used. Mr. Shufelt specifically feels they are a violation of 4th amendment rights, where people's movements are being tracked without being accused of a crime. They track where people go to work, go to church, etc., and he feels that all of that data can be used for other purposes. Mr. Shufelt also cited some statistics that he felt showed the cameras did not make a substantial enough difference ensuring public safety to sacrifice our rights. He also noted several cases where people were wrongly identified as having been involved in crimes. Mr. Shufelt feels*

that the risk of misuse is extremely high, and cited additional examples of where that had happened. Mr. Shufelt believes with the low rate of crime in the village, the risk of the data being inappropriately used outweighs the benefits of the cameras and not worth the cost, or sacrificing our rights.

CORRESPONDENCE: *None this evening.*

TRUSTEE MOTIONS:

2. **MOTION** by Trustee Hackathorn, seconded by Trustee Davis, to transfer \$50.00 from A.2770 Miscellaneous Revenue into the Police Equipment Reserve A.0878. This money was collected by the Police Department for copy fees and charges in August 2026.

AYES: Five

NAYS: None

CARRIED

3. **MOTION** by Deputy Mayor Gaughan, seconded by Trustee Park, that the Village Recreation Commission recommends the Board approve the salaries for the following Recreation Attendants PT for the 2026 Fall/Winter Season:

AFTERSCHOOL PROGRAM

Amalia Gadenz 260 Maple Ave	\$18.25/hr
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Reese Kinley 4304 Mary Drive, Eden	\$15.20/hr
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Sarah Regan 120 Long Ave.	\$15.70/hr
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Brenden Pieszak 21 Euclid Ave.	\$15.70/hr
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Kane O'Connor 158 Union St.	\$15.45/hr
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Dominic Costanzo 80 Woodview Ave.	\$15.45/hr
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Ryan Eichler 6741 East Eden Rd.	\$15.20/hr
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Alexandria Ilkiwskyj 4196 Beaubien Dr.	\$15.20/hr
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Claire Davidson 8708 Boston St. Rd. Boston 14025	\$15.00/hr
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Maeve Lavelle 19 Sleepy Hollow Ln. Orchard Park	\$15.00/hr
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Tessa Reinagel 3724 Westview Ave.	\$15.00/hr
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AYES: Five
NAYS: None
CARRIED

4. **MOTION** by Deputy Mayor Gaughan, seconded by Trustee Park, to appoint Troy F. Malek, 5748 Apollo Drive, Lake View, NY, to the position of Refuse Collector-Laborer in the Department of Public Works, effective September 21, 2026, subject to completion of a background check and pre-employment physical. The starting hourly rate for the position is \$19.97, with a probationary period of six (6) months from the date of appointment.

AYES: Five
NAYS: None
CARRIED

5. **MOTION** by Trustee Park, seconded by Deputy Mayor Gaughan,

BE IT RESOLVED that the Board of Trustees of the Village of Hamburg authorizes the Hamburg Village Court to apply for a JCAP grant in the 2026-27 grant cycle up to \$30,000.00.

AYES: Five
NAYS: None
CARRIED

6. **MOTION** by Trustee Park, seconded by Deputy Mayor Gaughan, that upon the recommendation of the Superintendent of Public Works Marc Shuttleworth, Dennis Bacon will be appointed from the position of Motor Equipment Operator to Senior Motor Equipment Operator in the Department of Public Works, effective September 9, 2026, for a probationary period of six (6) months and an hourly rate of \$37.07.

AYES: Five
NAYS: None
CARRIED

7. **MOTION** by Trustee Park, seconded by Deputy Mayor Gaughan, that upon the recommendation of the Superintendent of Public Works Marc Shuttleworth, Christopher Courteau will be appointed from the position of Motor Equipment Operator to Senior Motor Equipment Operator in the Department of Public Works, effective September 9, 2026, for a probationary period of six (6) months and an hourly rate of \$37.07.

AYES: Five
NAYS: None
CARRIED

8. **MOTION** by Trustee Davis, seconded by Trustee Hackathorn, that upon the recommendation of the Superintendent of Public Works Marc Shuttleworth, Christopher Kustra will be appointed from the position of Junior Motor Equipment Operator to Motor Equipment Operator in the Department of Public Works, effective September 9, 2026, for a probationary period of six (6) months and an hourly rate of \$36.29.

AYES: Five
NAYS: None
CARRIED

9. **MOTION** by Trustee Davis, seconded by Trustee Hackathorn, to authorize the appointment of Timothy McDonald, 198 Center Street, Hamburg to the position of Substitute School Crossing Guard PT for the Police Department, effective September 8, 2026, with a daily rate of \$ 30.30 and a probationary period of six months from the date of this appointment.

AYES: Five
NAYS: None
CARRIED

10. **MOTION** by Trustee Hackathorn, seconded by Trustee Davis, to authorize the payment of the Village of Hamburg Accounts for the period ending September 8, 2026.

GENERAL FUND.....	\$231,119.08
CAPITAL FUND	628,438.53
TRUST & AGENCY FUND.....	<u>473,706.94</u>
TOTAL ALL FUNDS	\$1,333,264.55

AYES: Five
NAYS: None
CARRIED

11. **MOTION** by Trustee Park, seconded by Deputy Mayor Gaughan, to approve the following local law:

LOCAL LAW NO. 4 OF 2026

A LOCAL LAW TO AMEND the Code of the Village of Hamburg, Chapter 161 thereof, entitled **MOBILE FOOD VENDING**, by amending Sections §161-2 Definitions and 161-8 Regulations.

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

SECTION 1.

§ 161-2. Definitions.

PRIVATE CATERED EVENT — Mobile food vending limited to serving the owners, occupants and guests of just a single- or two-family dwelling as defined in § 250-51.1 of this Code, a school, social club, place of worship, professional office, studio, fire station, medical building, nursing home, or any building offering personal services as defined in § 250-51.1, and where the owner and/or occupants have given their written permission for the event.

SECTION 2.

§ 161-8. Regulations.

- B. In the Limited Commercial Residential District, Village Center Commercial District, Neighborhood Commercial Corridor District, Gateway Commercial District, Mixed Use Redevelopment District and Mixed-Use Industrial District, it shall be unlawful for a mobile food vendor to conduct business at a single location within a public right-of-way for duration exceeding three hours.
- C. It shall be unlawful for a mobile food vendor to conduct business at a single location within the public right-of-way in the Single-Family Residential District and Traditional Village Residential District for a duration exceeding 20 minutes, except at the time and place of a block party approved by the Village of Hamburg Board of Trustees or for a private catered event. In the case of a block party approved by the Village of Hamburg Board of Trustees, it shall be unlawful for

a mobile food vendor to conduct business at single location in a public right-of-way within the Single-Family Residential District and the Traditional Village Residential District for a duration exceeding the duration of the block party. In the case of a private catered event, it shall be unlawful for a mobile food vendor to conduct business at a single location in a public right-of-way within the Single-Family Residential District and the Traditional Village Residential District for a duration of more than two hours or as permitted by § 161-8M of this chapter, whichever is less.

- M. Other than as permitted by § 161-8C with respect to a block party approved by the Village of Hamburg Board of Trustees, mobile food vending shall not be conducted before 7:00 a.m. or after 10:00 p.m. In the Single-Family Residential District and the Traditional Village Residential District, mobile food vending shall not be conducted before 9:00 a.m. or after 8:00 p.m.
- N. It shall be unlawful for a mobile food vendor to conduct business serving the general public from a location on private property. A mobile food vendor may conduct business serving the general public from a location on private property if the mobile food vendor is associated with a brick-and-mortar restaurant in the Village of Hamburg, and the private property is owned or leased by that same brick and mortar owner.

SECTION 3.

This local law shall take effect immediately.

AYES: Five
NAYS: None
CARRIED

- 12. **MOTION** by Trustee Davis, seconded by Trustee Hackathorn, to approve the following local law:

LOCAL LAW NO. 5 OF 2026

A LOCAL LAW TO AMEND the Code of the Village of Hamburg, Chapter 250 thereof, entitled **ZONING**, by amending Sections §250-18.2 Violations and penalties.

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

SECTION 1

§ 250-18.2. Violations and penalties.

- B. Notice of violation.

- (2) Unless a different time limit is provided by this Zoning Chapter for the correction of any violation, which alternate time limit shall prevail, said notice of violation and correction order shall provide a minimum time limit of 10 days for the satisfactory correction of the violation.

SECTION 2.

This local law shall take effect immediately.

AYES: Five
NAYS: None
CARRIED

STAFF REPORTS:

Department of Public Works: *DPW Superintendent Marc Shuttleworth announced that the last large trash pickup of the year will be the week of September 21st. Electronics dropoff/recycling will be the following Monday, September 28.*

Recreation Dept.: *Recreation Supervisor Josh Haeick said the afterschool program begins tomorrow. He also announced that Little Cagers Basketball signups open at 9:00 a.m. on Monday, September 14 at either the Village's website or the Little Cagers website.*

Police Dept.: *Police Chief Rick Schara reminded everyone that school starts tomorrow and asked that motorists be careful, especially around the school zones, where the speed limit is 15 mph. The Chief also reiterated that motorists need to yield in both directions when a bus with flashing lights is stopped.*

MAYOR'S REPORT:

Mayor Tallman said there are a lot of things going on in the village, including meetings for the implementation of the NY Forward grant. There is one tomorrow (Wednesday) at 6:00 p.m. at the Community Center and the next one after that will be held at 6:00 p.m. on Monday, September 14 at village hall.

The Mayor also announced that the Canvas to Cuisine event is this Saturday, September 12 in the village, with a mix of art and dining along Buffalo Street, between Main and Union. Oktoberfest will be held in Memorial Park the following Saturday, September 19. He urged everyone to come out and support these great events.

Trustee Hackathorn said there will also be a tailgate shopping event on Saturday in the village, in conjunction with Canvas to Cuisine.

FURTHER PUBLIC EXPRESSION: *None this evening.*

The next Regular Work Session of the Board with department heads and staff will be held at 5:30 p.m. on Monday, September 21, 2026. Pending matters, including agenda items for the Regular Board Meeting, will be discussed.

The next Regular Meeting of the Board of Trustees will be held at 7:00 p.m. on Monday, September 21, 2026. These meetings are open to the press and public.

The meeting was adjourned at 7:18 p.m.

Respectfully submitted,

Mary McKee
Deputy Clerk