

**MEETING WAS HELD IN HYBRID FORM (Council members and visitors in Chambers and all others via ZOOM)**

Amherst City Council was brought to order in a Regular Session with President Wasilk opening the meeting at 7:00 P. M. Also present in Council Chambers were Ms. Smith, Mr. Heberling, Mr. Janik, Mr. Winiarski, Mr. Dembinski, Mr. Cowger, Mr. Wachholz, and Mayor Costilow. Present via ZOOM were Law Director Pecora, Assistant Law Director Ward, and Treasurer Ramsey. Mr. Jeffreys and Mr. Pittak were excused per a motion by Mr. Dembinski and second by Mr. Heberling as they both had letters on file. Voice vote 7-0 to excuse.

The prayer was invoked by Chaplain Janik, followed by the Pledge to the Flag led by Sgt. At Arms Dembinski.

Consent Agenda: The Clerk read the Consent Agenda: Mr. Heberling motioned to accept the Consent Agenda as read. Seconded by Mr. Dembinski. Voice vote 7-0 to accept the Consent Agenda as read.

Acknowledgement of the Public pertaining to items on the Agenda: There was no one speaking.

**ORDINANCES AND RESOLUTIONS FIRST READING:**

- (a) An Ordinance amending City of Amherst Ordinance No. O-22-60 establishing the salary for the Director of The Office On Aging of the City of Amherst, repealing all ordinances In conflict herewith,. and declaring an emergency. (A-23-01)

Ms. Smith motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Winiarski. Roll call vote 7-0 to suspend rules. Mr. Dembinski motioned to adopt. Seconded by Mr. Cowger. Roll call vote 7-0 to adopt. Becomes 0-22-02.

- (b) An Ordinance amending City of Amherst Ordinance No. O-22-64 establishing the salaries and benefits for the Amherst Fire Department effective January 1, 2023, repealing all ordinances in conflict herewith and declaring an emergency. (A-23-02)

Mr. Heberling motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Winiarski. Roll call vote 7-0 to suspend rules. Mr. Dembinski motioned to adopt. Seconded by Mr. Winiarski. Roll call vote 7-0 to adopt. Becomes 0-22-03.

- (c) An Ordinance amending City of Amherst Ordinance No. O-22-58 establishing the wage rates and benefits, terms and other conditions of employment of the Superintendents of Utilities and the Water Pollution Control Center and Supervisors of the Electric, Sewer, Street, Water and Water Pollution Control Center, repealing all ordinances in conflict herewith, and declaring an emergency. (A-23-03)

Ms. Dembinski motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Janik. Roll call vote 7-0 to suspend rules. Mr. Dembinski motioned to adopt. Seconded by Mr. Janik. Roll call vote 7-0 to adopt. Becomes 0-22-04.

- (d) An Ordinance amending City of Amherst Ordinance No. O-22-57 establishing the salary, terms and other conditions of employment for the Information Technology Manager of the City of Amherst, repealing all ordinances in conflict herewith, and declaring an emergency. (A-23-04)

Mr. Heberling motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Mr. Winiarski. Roll call vote 7-0 to suspend rules. Mr. Dembinski motioned to adopt. Seconded by Mr. Heberling. Roll call vote 7-0 to adopt. Becomes 0-22-05.

- (e) An Ordinance authorizing the spending of certain funds provided by Nordson Corporation in 2021 for repairs and improvements at the Nordson Depot; and declaring an emergency. (A-23-06)

Mr. Dembinski motioned to suspend all Council rules so that this may be passed in its first reading. Seconded by Ms. smith. Roll call vote 7-0 to suspend rules. Mr. Dembinski motioned to adopt. Seconded by Mr. Cowger. Roll call vote 7-0 to adopt. Becomes 0-22-06.

**ORDINANCES AND RESOLUTIONS SECOND READING: NONE****ORDINANCES AND RESOLUTIONS THIRD READING: NONE**

Miscellaneous and acknowledgement of the public: Mrs. Wasilk read the letter sent out by the Ethics Commission advising all elected officials of filing requirements.

Agenda requests and committee meeting schedules:

A-23-07 Finance – Increase in appropriations for TIP Agreement for Cooper Foster Park/N. Lake St. engineering; with emergency

(Mayor advised that there would be additional items for consideration)

Executive – February 6, 2023 at 7:00 p.m. – New positions of seasonal part-time employee for the tax season only.

Finance - February 6, 2023 at 7:10 p.m. A-23-07

Remaining Committee Meetings for February 6, 2023 are cancelled.

Reports of the Administration:

Treasurer Ramsey: The December Treasurer Report got out late but has been distributed. He explained that residents received large post cards regarding Income Tax Filing. They need to check the appropriate box and return to their office. Mrs. Wasilk asked if these can be slipped through the Income Tax Box outside the building. Mr. Ramsey said this is fine.

Auditor Pittak: Not present .

Law Director Pecora: Requested an Executive Session to discuss threatening litigation matters.

Safety/Service Director Jeffreys: Not present

Mayor Costilow: Noted he will have at least one more item to present for the Finance Committee Meeting. He thanked Council for considering and passing all the Ordinances this evening which corrected previous ordinances.

Mr. Dembinski motioned to accept the Reports of the administration. Seconded by Mr. Heberling. Voice vote 7-0 to accept the reports.

Acknowledgement of the receipt of the December 2022 Treasurer monthly report:

Mr. Dembinski motioned to acknowledge the receipt of the December Treasurer report. Seconded by Mr. Cowger. Voice vote 7-0 to acknowledge the receipt.

Mr. Dembinski motioned to go into Executive Session per request of the Law Director to discuss threatening litigation matters. Seconded b Mr. Heberling. Voice vote 7-0 to go into Executive Session.

The Council meeting recessed at 7:16 and reconvened at 7:34.

Mr. Heberling motioned to adjourn, seconded by Mr. Cowger. Voice vote 7-0 to adjourn.

The meeting adjourned at 7:24 p.m.

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Olga Sivinski, Clerk of Council

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Jennifer Wasilk, President of Council