

A Regular Meeting of the Town Board of the Town of Orchard Park, Erie County, New York was held at the Municipal Building at Orchard Park, New York on the 2nd day of January, 1980 at 8:00 P.M. EST and there were

PRESENT AT ROLL CALL:	E. B. Woodard	Supervisor
	J. J. Diggins	Councilman
	R. P. Penny	Councilman
	D. J. Mill	Councilman
	D. P. Curley	Councilman
	Betty K. Reukauf	Town Clerk
	R. J. McNamara	Town Attorney
	R. W. Sweet	Building Inspector
	R. C. Henning	Police Chief
	R. A. Geitter	Supt. of Highways
	M. R. Merritt	Town Engineer

The meeting was called to order by the Supervisor and the Pledge of Allegiance was rendered by Robert Stang, 4584 Newton Road, Boy Scout Troop #288.

Old Business #1 - Frazer Harlake, Mid County Dr., Change of Plans approval.

1) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MILL, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIGGINS, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to refer to the Planning Board the approval of Change of Plans from Frazer Harlake, 145 Mid County Drive previously approved by the Planning Board 9/6/78.

	<u>Aye</u>	<u>Nay</u>
E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

Old Business #2 - R. Gaudet, 3040 Southwestern Blvd., review of "as built" trailer.

Mr. Ron Gaudet, 3040 Southwestern Blvd. appeared before the Town Board re: a "rebuilt" trailer on property used as a Recreational Vehicle Sales Office.

Councilman Mill tabled the matter and scheduled an on site review of the Mobile Trailer by the Town Board for Saturday January 5, 1980.

New Business #1 - E. Rider, 3915 N. Buffalo St. C/O for Change in Use In B-2 zone.

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN PENNY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIGGINS, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to refer to the Planning Board and Environmental Conservation Advisory Council the request of Edward Rider, 3915 N. Buffalo Street for a C/O for a Change in Use from Residence to Business & Residence in B-2 zone.

	<u>Aye</u>	<u>Nay</u>
E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

New Business #3 - Schedule Bid Opening for Trees.

3) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MILL, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN PENNY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to schedule Bid Opening for Trees for the 1980 Tree Planting Program on February 5, 1980 at 2:00 P.M. EST and be it further

RESOLVED that the Town Clerk be and is hereby directed to publish due notice thereof.

	<u>Aye</u>	<u>Nay</u>
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E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

New Business #2 - Orchard Park-Hamburg Joint Water Dist.#1 Ext. #7 establishment.

4) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR WOODARD, WHO MOVED ITS ADOPTION SECONDED BY COUNCILMAN PENNY, TO WIT:

WHEREAS, a written petition containing the required signatures has been filed with the Town Board of the Town of Hamburg requesting the establishment of Extension #7 to Water District #1, Orchard Park-Hamburg Joint Water District in the Town of Hamburg, and

WHEREAS, a Public Hearing will be held on January 14, 1980 at the Hamburg Town Hall, 6100 South Park Avenue, Hamburg

NOW, THEREFORE be it

RESOLVED that the Town Board be and is hereby authorized to go on record as having no objections to the establishment of Extension #7, Water District #1, Orchard Park - Hamburg Joint Water District.

	<u>Aye</u>	<u>Nay</u>
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E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

New Business #4 - (not on Agenda) Larry Denzel, Niccy's Taco, relocate business.

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN PENNY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CURLEY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to refer to the Planning Board and the Environmental Conservation Council the request of Larry Denzel, Owner-Partner of Niccy's Taco, 4104 N. Buffalo Road to move the business to 3752 N. Buffalo Road.

	<u>Aye</u>	<u>Nay</u>
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E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

6) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR WOODARD, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIGGINS, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to appoint Michael R. Merritt as Town Engineer for a Term of Two (2) years ending 12/31/81.

	<u>Aye</u>	<u>Nay</u>
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E. B. Woodard	X	
J. J. Diggins	X	
R. P. Penny	X	
D. J. Mill	X	
D. P. Curley	X	

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN PENNY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MILL, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to approve a petty cash fund in the amount of \$50.00 for the Town Justice Department.

Aye   Nay

E. B. Woodard	X
J. J. Diggins	X
R. P. Penny	X
D. J. Mill	X
D. P. Curley	X

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

8) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIGGINS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN PENNY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to approve the Street Lighting proposal from the New York State Electric & Gas Corp, to install one (1) 25,500 Lumen HPS lamp at the intersection of Murphy and Armor Roads. The lamp shall be installed over Armor Road.

Aye   Nay

E. B. Woodard	X
J. J. Diggins	X
R. P. Penny	X
D. J. Mill	X
D. P. Curley	X

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

Councilman Diggins reported on a scheduled meeting on 1/5/80 at 9:00 A.M. EST with the Village of Orchard Park re: Cable TV proposals. He requested the Town Board to invite Henryk Markulis, former Town Councilman, to this important meeting.

9) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MILL, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN PENNY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to approve the following appointments to the Winter-Spring Recreation Program:

<u>NAME</u>	<u>PROGRAM</u>	<u>WAGE</u>
Mike Blattenburg	Disco Dance Lessons	\$11.50 p/hr.
Dan Lucas 360 Darwin Dr.	Golf Lessons	\$10.00 p/hr.
Sue Travers 8 Pine Terrace	Ski Instruction	\$ 5.00 p/hr.
Cathy Hulsen 113 Meadowbrook	Gymnastics	\$ 3.00 p/hr.
Jeff Obrachta 6750 Ward Rd.	Wrestling	\$ 5.00 p/hr.
Michael Worth 230 Highland	Gymnastics Substitute	\$ 3.00 p/hr.
Linda Heckmiller 4952 S. Freeman	Swim Instruction	\$ 3.00 p/hr.

Aye   Nay

E. B. Woodard	X
J. J. Diggins	X
R. P. Penny	X
D. J. Mill	X
D. P. Curley	X

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

10) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MILL, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN PENNY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to designate Edward Martindale as Chairman of the Planning Board until a permanent chairman may be appointed.

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Aye    Nay

E. B. Woodard	X
J. J. Diggins	X
R. P. Penny	X
D. J. Mill	X
D. P. Curley	X

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

Councilman Mill 1) commended the members of the Zoning Board of Appeals for their attendance record at meetings in 1979. It was suggested that all Committees file an attendance record with the Town Board at designated times during the year, and 2) reviewed a letter from the Building Inspector re: Amendment to Zoning Laws.

Councilman Curley reported on the 18.5¢ per mile mileage rate for Town Personnel when their private vehicles are used for official Town business may be used retroactive to January 1979 for Tax purposes.

11) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIGGINS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN PENNY, TO WIT:

RESOLVED that the Town Board be and is hereby authorized to receive and file the Annual Report of the Fire District Treasurer for the year 1979.

Aye    Nay

E. B. Woodard	X
J. J. Diggins	X
R. P. Penny	X
D. J. Mill	X
D. P. Curley	X

THE RESOLUTION WAS UNANIMOUSLY ADOPTED.

Supervisor Woodard welcomed two Boy Scouts, working for thier Merit Badge from the Orchard Park Troop #288.

There being no further business before the Town Board, the Supervisor adjourned the meeting at 8:50 P.M.EST.

Respectfully submitted,

Betty K. Reukauf  
Town Clerk