

A Meeting of the Town Board of the Town of Orchard Park, Erie County, New York, was held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 20<sup>th</sup> day of February, 2013 at 7:00 PM, the meeting was called to order by Supervisor Colarusso and there were:

<b>PRESENT AT ROLL CALL:</b>	Janis Colarusso	Supervisor
	David Kaczor	Councilmember
	Eugene Majchrzak	Councilmember
	Carol Hutton	Town Clerk
	John C. Bailey	Town Attorney
	Frederick Piasecki, Jr.	Highway Superintendent
	Wayne Bieler	Town Engineer
	Andrew Geist	Building Inspector
	Mark Pacholec	Chief of Police

**Supervisor Colarusso read into the record the following:** "If anyone appearing before the Town Board has a family, financial or business relationship with any member of the Board, it is incumbent upon that person to make it known under State Law and the Town Code of Ethics."

### **Erie County Legislator John Mills**

Legislator Mills came to report on the progress of the first 60 days of 2013 for Erie County Government. He outlined the proposed Budget. The 8.5 million tax increase will not happen, instead the Legislature looked at cuts to the following: Fringe benefits account, Sheriff overtime (they hired new officers), Safety Net Program, and all vacant positions were cut out of the budget. The mild winter helped to save over \$1 million dollars that will be carried over to this budget. Funds to the Cultural Organizations, Parks and Roads remain the same. The County Clerk and Libraries receive additional money. Legislator Mills said they are going to replace the bridge on Lake Ave., and he is trying to get money to repair Lake Ave.

Regarding the Bills Stadium, Legislator Mills toured the Stadium with the Bills Officials and was impressed with the Bills Organization and their dedication to the Fans experience and thinks that they are committed to staying here past the 10 year lease period. He feels the \$133 million dollar municipal investment will serve the residents, as the Bills are part of the community fabric, and having the Bills play here brings in revenue and promotes the area.

The third item Legislator Mills discussed was the Erie County Library. There is talk of setting up a separate "Library Tax District" which will fund just the Libraries, which is similar to a school district or a fire district, and this will take the Library District out of the county umbrella and puts it into a separate tax district, which we do not need. He is opposed to this as it will take away the control the county has over what the libraries do in the Towns, and adds another layer of a taxing unit.

### **Christopher Clark, Director of Security for the Buffalo Bills**

Mr. Clark, on behalf of the Buffalo Bills, thanked the Orchard Park Police Department for providing exceptional law enforcement services in the Town of Orchard Park. During the 2012 season, the Bills hosted over half a million people attending games and events at Ralph Wilson Stadium. It is an immense undertaking accommodating a capacity crowd of 73,079 fans and covering 197 acres. The Bills recognize on game day Orchard Park becomes one of the most populated towns in Western New York. In addition, as other employers in Orchard Park, they are thankful for the services provided by the Town's police department. With the utmost respect, the Buffalo Bills Organization presented an autographed helmet to the Orchard Park Police Department in gratitude for all their combined efforts. They truly appreciate their relationship not only during the football season, but throughout the year.

1) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**RESOLVED**, that the Regular Town Board Meeting minutes held on February 6, 2013 and the Executive Session Meetings held on February 6 & 13, 2013, are hereby approved, and be it further

**RESOLVED**, that the reading of these minutes be dispensed with as each member of the Town Board has previously received copies thereof.

**The resolution was unanimously adopted.**

**New Business # 1 Authorize Building Inspector to hire contractor to reattach siding on a house.**

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:

**RESOLVED**, that the Building Inspector is hereby authorized to hire someone to reattach the siding at 60 Velore Ave., which is in a pile on the side of the house. The cost of this will be applied to the tax roll of the property.

**The resolution was unanimously adopted.**

**New Business # 2 Amend 2012 Budget for the D.A.R.E. program**

3) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR COLARUSSO, TO WIT:

**WHEREAS**, the Police Department has received D.A.R.E. donations, and

**WHEREAS**, the Town's Police Department wishes to use these donations to purchase material and supplies to further the objective of the program, and

**WHEREAS**, the Town Board hereby does support these program objectives and desires to authorize the use of such donations,

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board hereby authorize the amending of the Town's 2102 Budget to increase estimated revenues and authorize additional appropriations as follows:

Increase appropriation account	
PS. 2989.0419 – Police – D.A.R.E Expenses	\$7,120.02
Increase estimated revenues	
PS.0000.2705 – D.A.R.E. – Gifts & Donations	\$7,120.02

**The resolution was unanimously adopted.**

**New Business # 3 Town to accept WNY Southtowns Byway Sign Agreement**

4) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**WHEREAS**, the Western New York Southtowns Scenic Byway (WYNSSB), a legally authorized byway in New York State, with the purpose of promoting the culture, history, and scenery of the area surrounding its 70 mile route, is sponsoring an interpretive sign program, under the administration of the New York State Department of Transportation, and,

**WHEREAS**, the Town of Orchard Park is located within the limits of the Byway, and has been duly notified by the WNYSSB that it is entitled to receive one interpretive sign as part of this program.

**NOW, THEREFORE, be it**

**RESOLVED** that the Town of Orchard Park agrees to accept the interpretive sign, to own it, and to reasonably maintain it for its lifetime under the following conditions as recommended by the Town Attorney:

- The WYNSSB, as part of a grant for its interpretive sign program, has agreed to pay for the design, fabrication, and installation of the sign.
- The Town of Orchard Park, together with the WYNSSB, has agreed to its content.
- The Town of Orchard Park has agreed to its location, to be located on East Quaker Street in front of the Quaker Meeting house in the State of New York right of way, and agrees to abide by the requirements of the State Department of Transportation.
- The Town of Orchard Park agrees to not remove the sign at any time in the future.
- If the sign should be damaged, the Town of Orchard Park agrees to repair the sign, if it is reasonable with its own forces, or, if the damage is such that it cannot be reasonably repaired, to consult with the WNYSSB regarding a means to repair the sign. The payment of such repair would be as agreed to by the Town of Orchard Park and the WNYSSB at that time.

And be it further

**RESOLVED**, that a copy of this resolution will be sent to the Village of Orchard Park and the Western New York Southtowns Scenic Byway committee.

**The resolution was unanimously adopted.**

**New Business # 4 Agreement with TVGA for Grant Writing SARA Archives Grant**

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:

**RESOLVED**, that the Town Board does hereby authorize the Supervisor to sign the Agreement between TVGA and the Town for a NYS Archives Local Government Records Management Fund Grant Initiative Grant Writing Services for the Orchard Park Police Department.

**The resolution was unanimously adopted.**

**New Business # 5 Amend 2012 Budget for C.H.I.P.S**

6) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR COLARUSSO, TO WIT:

**WHEREAS**, The Town has been successful in obtaining addition funds and

**WHEREAS**, The Town did not include either the revenues or the appropriations in the year 2012 adopted budget, and

**WHEREAS**, the Town does desire to receive additional funds,

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board does hereby authorize the amending of the 2012 adopted budget to authorize additional appropriations and estimated revenues of \$72.19.

Increase Appropriations:

DA.5112.0200 Highway – permanent improvement \$72.10

Increase Estimated revenues:

DA.0000.3401.0005 CHIPS revenue \$72.10

**The resolution was unanimously adopted.**

**New Business #6 Appoint Assistant Police Chief (Provisional)**

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:

**RESOLVED**, that the Town Board does hereby authorize the appointment of Lt. Eugene J. Wehrfritz to the position of Assistant Chief of Police (Provisional), to be effective February 23, 2013 with an annual salary of \$95,191, as recommended by the Chief of Police.

**The resolution was unanimously adopted.**

**New Business #7 Appointments for Public Safety Dispatch Full Time**

8) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR COLARUSSO, TO WIT:

**RESOLVED**, that the Town Board does hereby authorize the appointment of Andrew Kowalski and Louis Andolina to the position of Public Safety Dispatcher (full time) effective February 23, 2013, pay range 0003 step, 1<sup>st</sup> year, \$13.15 per hour, as recommended by the Chief of Police.

**The resolution was unanimously adopted.**

**New Business #8 Amend 2012 Budget for Recreation Department**

9) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**WHEREAS**, the Town Recreation Department has increased the recreation program opportunities to the public, and

**WHEREAS**, the increased recreation program opportunities has put an additional increase on staffing demands, and

WHEREAS, this has created a shortage in the part time personnel salary line but has significantly increased revenue in this department,

**NOW, THEREFORE, be it**

**RESOLVED**, that the Town Board does hereby authorize the amending of the 2012 adopted budget to authorize additional appropriations and estimated revenues of \$60,072.78 to help offset the cost of personnel to maintain these programs:

Increase Appropriations:

A.7020.0149 Rec. – Recreation Personnel \$60,072.78.

Increase Estimated Revenues

A.000.2001 Gen. – Park & Recreation Charges \$60,072.78

**The resolution was unanimously adopted.**

**New Business #9 2012 Year End Budget Transfers**

**10) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER, MAJCHRZAK TO WIT:**

**RESOLVED**, that the Town Board does hereby approve the following Budget Transfers – Year End Adjustments for auditing purposes.

Account Code	Department	Description	Transfer From	Transfer To
700.5182.0490	Lighting Dist.	Service Cost - Electric	16,655.79	
700.5182.0464	Lighting Dist.	Erie County Chargebacks		5.27
700.5182.0520	Lighting Dist.	Alloc. Cost of Operation		16,650.52
			<hr/>	
			16,655.79	16,655.79
800.8160.0405	Refuse	Contracted Brush Pickup	23,420.00	
800.8160.0440	Refuse	Contracted Services - Basic	2,528.93	
800.9040.0813	Refuse/Comp	Workmens Comp. Ins.		13,060.54
800.9045.0815	Refuse/Comp	Life Insurance		125.60
800.9060.0814	Refuse/Comp	Hospital & Medical Ins.		7,902.79
800.9070.0816	Refuse/Comp	Unemployment Ins.		4,860.00
			<hr/>	
			25,948.93	25,948.93
A.1910.0480	General	Contingent	35.50	
A.1010.0100	Town Board	Councilmen Salary		0.50
A.1340.0451	Budgeting	Acct. Service		35.00
			<hr/>	
			35.50	35.50
A.1220.0403	Supervisor	Grant Writer	1,873.66	
A.1220.0137	Supervisor	Clerical Salary		1,873.66
			<hr/>	
			1,873.66	1,873.66

A.13550.0137	Assessment	Clerical Salary	183.78	
A.1355.0110	Assessment	Sr. Tax Map		183.78
			183.78	183.78
A.1410.0137	Town Clerk	2nd Dpty. Twn. Clerical	251.32	
A.1410.0112	Town Clerk	Dpty. Twn. Clerical Salary - Tax		251.32
			251.32	251.32
A.1910.0480	General	Contingent	27,430.54	
A.1420.0460	Town Law	Outside Appraisals	7,113.76	
A.1420.0455	Town Law	Outside Legal Service		34,544.30
			34,544.30	34,544.30
A.1620.0144	Buildings	Maintenance Personnel	822.50	
A.1620.0148	Buildings	P/T Personnel Rec. Building		822.50
A.1620.0445	Buildings	Remodeling	224.99	
A.1620.0405	Buildings	Maintenance Supplies		224.99
			1,047.49	1,047.49
A.1670.0421	Central Services	Electric	6,580.00	
A.1670.0139	Central Services	Central Clerical Pool		6,580.00
			6,580.00	6,580.00
A.1680.0131	Information Tech.	Asst. Comp. Tech.	2,065.92	
A.1680.0130	Information Tech.	Comp. Tech. & GIS 75%		2,065.92
A.1680.0442	Information Tech.	Computer Software	2,980.75	
A.1680.0415	Information Tech.	Computer Training		1,334.88
A.1680.0420	Information Tech.	Telephone		1,645.87
			5,046.67	5,046.67
A.1910.0431	General	Unalloc. Insurance	5,581.42	
A.1910.0406	General	Municipal Association Dues		191.40
A.1910.0462	General	Tax & Assess. Town Property		5,390.02
			5,581.42	5,581.42
A.7020.0111	Recreation	Dir. Of Rec. Asst. Sal.	7.16	
A.7020.0137	Recreation	P/T Clerical	7,708.50	
A.7020.0200	Recreation	Office Equipment	1,026.24	
A.7020.0402	Recreation	Arts & Crafts Supplies	119.52	
A.7020.0421	Recreation	Electric	277.97	

A.7020.0422	Recreation	Gas	250.89	
A.7020.0428	Recreation	Field Trips	0.50	
A.7020.0450	Recreation	Publishing	105.98	
A.7020.0459	Recreation	Training	156.00	
A.7020.0463	Recreation	Transportation	23.11	
A.7020.0478	Recreation	Building Rentals	1,110.12	
A.7020.0480	Recreation	Supplies	809.60	
A.7020.0486	Recreation	Recreation Commission	480.00	
A.7020.0149	Recreation	Recreation Personnel		8,213.29
A.7020.0419	Recreation	Other Expenses		35.74
A.7020.0420	Recreation	Telephone		182.65
A.7020.0433	Recreation	Special Events		3,643.91
			12,075.59	12,075.59
A.7110.0422	Parks	Gas	260.73	
A.7110.0423	Parks	Water-ECWA & Village		260.73
			260.73	260.73
A.1910.0480	General	Contingent	880.18	
A.7550.0440	Celebrations	July 4th, Celeb./Parade		880.18
			880.18	880.18
A.7610.0139	Sr. Ctz.	P/T Clerical	225.32	
A.7610.0100	Sr. Ctz.	Sr. Center Salaries		225.32
A.7610.0422	Sr. Ctz.	Gas	3,653.44	
A.7610.0401	Sr. Ctz.	Sr. Citizen Van Exp.		2,672.88
A.7310.0420	Sr. Ctz.	Telephone		980.56
			3,878.76	3,878.76
A.1910.0480	General	Contingent	737.05	
A.8160.0410	Refuse	Brush - Cont. Container Haul		737.05
			737.05	737.05
A.9010.0810.0005	General - Ret.	Retirement - Law	2,767.17	
A.9010.0810.0001	General - Ret.	Retirement - Town Board		795.16
A.9010.0810.0002	General - Ret.	Retirement - Supervisor		1,972.01
			2,767.17	2,767.17
A.9030.0812.0001	General	Social Security - Town Board	2,270.00	
A.9030.0812.0002	General	Social Security - Supervisor	14,210.00	
A.9030.0812.0003	General	Social Security - Assessment	12,510.00	
A.9030.0812.0004	General	Social Security - Town Clerk	11,770.00	
A.9030.0812.0005	General	Social Security - Town Law	4,240.00	

A.9030.0812.0006	General	Social Security - Engineer	41,290.00	
A.9030.0812.0007	General	Social Security - Buildings	8,440.00	
A.9030.0812.0008	General	Social Security - Info. Tech.	6,180.00	
A.9030.0812.0009	General	Social Security - Traffic	1,220.00	
A.9030.0812.0011	General	Social Security - Supt. Hwy.	4,700.00	
A.9030.0814.0012	General	Social Security - Recreation	20,480.00	
A.9030.0814.0013	General	Social Security - Parks	25,650.00	
A.9030.0812.0016	General	Social Security - Sr. Ctz.	3,720.58	
A.9030.0812	General	Social Security		<u>156,680.58</u>
			156,680.58	156,680.58
A.1910.0431	General	Unallocated Insurance	104,163.78	
A.9040.813.0013	General	Parks - Workmens Comp. Ins.	3,813.64	
A.1910.0480	General	Contingent	25,494.29	
A.9040.0813	General	General - Workmens Comp. Ins.		7,148.15
A.9040.0813.0001	General	Town Board - Workmens Comp. Ins. Supervisor - Workmens Comp.		2,527.74
A.9040.0813.0002	General	Ins. Assessment - Workmens Comp.		4,959.76
A.9040.0813.0003	General	Ins.		3,596.47
A.9040.0813.0004	General	Town Clerk - Workmens Comp. Ins. Town Law - Workmens Comp.		6,289.62
A.9040.0813.0005	General	Ins.		3,776.76
A.9040.0813.0006	General	Engineer - Workmens Comp. Ins.		8,701.25
A.9040.0813.0007	General	Buildings - Workmens Comp. Ins. Info. Tech. - Workmens Comp.		7,656.32
A.9040.0813.0008	General	Ins. Dog Cont. - Workmens Comp.		1,253.25
A.9040.0813.0010	General	Ins. Supt. Hwy. - Workmens Comp.		3,340.79
A.9040.0813.0011	General	Ins.		1,263.89
A.9040.0813.0012	General	Rec. - Workmens Comp. Ins.		77,966.04
A.9040.0813.0016	General	Sr. Ctz. - Workmens Comp. Ins.		<u>4,991.67</u>
			133,471.71	133,471.71
A.9045.0815.0001	General	Town Board - Life Ins.	23.30	
A.9045.0815.0006	General	Engineer - Life Ins.		<u>23.30</u>
			23.30	23.30
A.9060.0814.0005	General	Town Law - Hospital & Med. Ins.	12,596.74	
A.9060.0814.0006	General	Engineer - Hospital & Med. Ins.	11,167.26	
A.9060.0814.0008	General	Info. Tech. - Hospital & Med. Ins.	12,851.53	
A.9060.0814.0013	General	Parks - Hospital & Med. Ins.	15,918.90	
A.9060.0814.0002	General	Supervisor - Hospital & Med. Ins. Assessment - Hospital & Med.		9,581.92
A.9060.0814.0003	General	Ins. Town Clerk - Hospital & Med.		1,352.88
A.9060.0814.0004	General	Ins.		9,581.94
A.9060.0814.0011	General	Supt. Hwy. - Hospital & Med. Ins.		108.47
A.9060.0814.0012	General	Rec. - Hospital & Med. Ins.		13,779.38
A.9060.0814.0103	General	Assessment - Hospital & Med.		9,873.76



		Ret.		
A.9060.0814.0105	General	Town Law - Hospital & Med. Ret.	16.72	
A.9060.0814.0106	General	Engineer - Hospital & Med. Ret.	8,239.36	
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			52,534.43	52,534.43
A.9065.0814.0003	General	Assessment - Flex Plan	730.24	
A.9065.0814.0005	General	Town Law - Flex Plan	2,913.52	
A.9065.0814.0002	General	Supervisor - Flex Plan	21.51	
A.9065.0814.0004	General	Town Clerk - Flex Plan	9.80	
A.9065.0814.0006	General	Engineer - Flex Plan	456.54	
A.9065.0814.0007	General	Buildings - Flex Plan	1,344.90	
A.9065.0814.0008	General	Info. Tech. - Flex Plan	2.45	
A.9065.0814.0011	General	Supt. Hwy. - Flex Plan	2.45	
A.9065.0814.0012	General	Rec. - Flex Plan	8.95	
A.9065.0814.0013	General	Parks - Flex Plan	12.26	
A.9065.0814.0106	General	Engineer - Flex Plan Retirees	1,784.90	
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			3,643.76	3,643.76
A.9090.0814.0001	General	Town Board - Medicare	473.02	
A.9090.0814.0002	General	Supervisor - Medicare	3,330.00	
A.9090.0814.0003	General	Assessment - Medicare	2,930.00	
A.9090.0817.0004	General	Town Clerk - Medicare	2,760.00	
A.9090.0814.0005	General	Town Law - Medicare	990.00	
A.9090.0814.0006	General	Engineer - Medicare	9,660.00	
A.9090.0817.0007	General	Buildings - Medicare	1,980.00	
A.9090.0817.0008	General	Info. Tech. - Medicare	1,450.00	
A.9090.0817.0011	General	Supt. Hwy. - Medicare	1,100.00	
A.9090.0817.0012	General	Rec. - Medicare	4,790.00	
A.9090.0817.0013	General	Parks - Medicare	6,000.00	
A.9090.0817.0016	General	Sr. Ctz. - Medicare	1,180.00	
A.9090.0817	General	General - Medicare	36,643.02	
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			36,643.02	36,643.02
A.9010.0810.0004	General	Town Clerk - State Retirement	1,140.60	
A.9010.0810.0006	General	Engineer - State Retirement	26,947.79	
A.9010.0810.0007	General	Buildings - State Retirement	4,634.30	
A.9010.0810.0008	General	Info. Tech. - State Retirement	5,216.51	
A.9010.0810.0009	General	Traffic - State Retirement	3,620.00	
A.1910.0810.0010	General	Dog Cont. - State Retirement	2,905.49	
A.9010.0810.0011	General	Supt. Hwy. - State Retirement	10,334.74	
A.9010.0810.0012	General	Rec. - State Retirement	28,863.30	
A.9010.0810.0013	General	Parks - State Retirement	23,432.60	
A.9010.0810.0016	General	Sr. Ctz. - State Retirement	3,122.70	
A.9010.0810.0017	General	Forestry - State Retirement	3,520.00	
A.9010.0810.0018	General	Conserv. Bd. - State Retirement	1,105.08	

A.9010.0812.0011	General	Supt. Hwy. - Social Security	4,700.00	
A.9730.0600	General	Ban Principal		95,000.00
A.9901.0909	General	Trans. From Gen. Fd. To PS Fd.		24,543.11
			119,543.11	119,543.11
B.1680.0200	PT Info Tech	Computer Hardware	688.64	
B.1680.0130	PT Info Tech	Comp. Tech. & GIS 75%		688.64
			688.64	688.64
B.3620.0109	Bldg. Insp.	Fire Inspection Officer	239.03	
B.3620.0400	Bldg. Insp.	Office Supplies	723.74	-
B.3620.0412	Bldg. Insp.	Mileage Reimb.	21.21	
B.3620.0413	Bldg. Insp.	Travel & Conference	830.00	
B.3620.0110	Bldg. Insp.	Code Enforcement Officer		1,787.70
B.3620.0137	Bldg. Insp.	Clerical Personnel		26.28
			1,813.98	1,813.98
B.8020.0200	Planning	Computer Remodeling	669.78	
B.8020.0400	Planning	Office Supplies	949.51	
B.8020.0413	Planning	Travel & Conference	482.71	
B.8020.0141	Planning	Temporary PT Clerk		2,102.00
			2,102.00	2,102.00
B.9030.0812.0001	PT General	Info. Tech. - Social Sec.	1,130.00	
B.9030.0812.0002	PT General	Bldg. Insp. - Social Sec.	13,430.00	
B.9030.0812.0003	PT General	Registrar - Social Sec.	246.00	
B.9030.0812.0004	PT General	Zoning - Social Sec.	1,700.00	
B.9010.0810.0001	PT General	Info. Tech. - State Retirement	208.78	
B.9030.0812.0005	PT General	Planning - Social Sec.	3,630.00	
B.9030.0812	PT General	Social Security		20,344.78
			20,344.78	20,344.78
B.1910.0480	PT General	Contingent	12,000.00	
B.9010.0810.0001	PT General	Info. Tech. State Ret.	3,120.96	
B.9010.0810.0002	PT General	Bldg. Insp. - State Ret.	1,806.93	
B.9010.0810.0003	PT General	Registrar - State Ret.	730.00	
B.9010.0810.0004	PT General	Zoning - State Ret.	904.53	
B.9010.0810.0005	PT General	Planning - State Ret.	1,895.85	
B.9060.0814.0002	PT General	Bldg. Insp. - Hospital & Med. Ins.	1,620.17	
B.9040.0813.0002	PT General	Bldg. Insp. - Workmens Comp. Ins.		611.59
B.9040.0813.0004	PT General	Zoning - Workmens Comp. Ins.		8,210.97
B.9040.0813.0005	PT General	Planning - Workmens Comp. Ins.		13,255.88
			22,078.44	22,078.44

B.9090.0817.0001	PT General	Info. Tech. - Medicare	270.00	
B.9090.0817.0002	PT General	Bldg. Insp. - Medicare	3,150.00	
B.9090.0817.0003	PT General	Registrar - Medicare	58.00	
B.9090.0817.0004	PT General	Zoning - Medicare	400.00	
B.9090.0814.0005	PT General	Planning - Medicare	850.00	
B.9010.0810.0001	PT General	Info. Tech. - State Ret.	30.26	
B.9090.0814	PT General	Medicare		4,758.26
			4,758.26	4,758.26
DA.5140.0416	Highway	Brush - Gas, Oil & Antifreeze	13,711.08	
DA.5140.0144	Highway	Brush - Supplies		13,711.08
			13,711.08	13,711.08
DA.9060.0814	Highway	Highway - Hospital & Medical	76,270.19	
DA.9010.0810	Highway	Highway - State Ret.		76,270.19
			76,270.19	76,270.19
DA.9060.0814	Highway	Highway - Hospital & Medical	4.40	
DA.9045.0815	Highway	Highway - Life Insurance		4.40
			4.40	4.40
DA.9060.0814	Highway	Highway - Hospital & Medical	3,619.42	
DA.9065.0814	Highway	Highway - Flex Plan		2,776.97
DA.9065.0814.0101	Highway	Highway - Flex Plan Ret.		842.45
			3,619.42	3,619.42
PS.1110.0200	Town Justice	Office Equipment	10.01	
PS.1110.0419	Town Justice	Other Expenses	47.71	
PS.1110.0420	Town Justice	Law Books	561.98	
PS.1110.0449	Town Justice	Court Reporter	312.00	
PS.9010.0810.0001	PS - General	Town Justice - State Ret.	802.67	
PS.1110.0137	Town Justice	Clerical Personnel		1,504.64
PS.1110.0445	Town Justice	Equipment Maintenance		229.73
			1,734.37	1,734.37
PS.9010.0810.0001	PS - General	Town Justice - State Ret.	105.00	
PS.9010.0810.0001	PS - General	First Aid Expenses		105.00
			105.00	105.00
PS.3120.0101	PS - Police	Salary - Step Grant	394.44	
PS.3120.0102	PS - Police	Salary - BUNY	2,800.14	
PS.3120.0135	PS - Police	Metal Detector Salary P/T	36,827.75	
PS.3120.0215	PS - Police	Patrol Cars	4,372.06	
PS.3120.0225	PS - Police	Other Equipment	8,440.68	
PS.3120.0401	PS - Police	Supplies	635.05	

PS.3120.0402	PS - Police	Metal Detector Expenses	319.56	
PS.3120.0407	PS - Police	Uniform Allow/Replacement	12,211.87	
PS.3120.0409	PS - Police	Ammo/Range Fees	1,553.91	
PS.3120.0412	PS - Police	Mileage Reimbursement	66.36	
PS.3120.0413	PS - Police	Travel & Conference - Chief	124.19	
PS.3120.0414	PS - Police	Training Aids	720.01	
PS.3120.0418	PS - Police	Other Expenses	100.00	
PS.3120.0419	PS - Police	Union Contract Travel	289.42	
PS.3120.0449	PS - Police	Small Equipment Repairs	4,473.04	
PS.3120.0475	PS - Police	Gasoline	4,050.82	
PS.9015.0811.0002	PS - Police	State Retirement - Police	122,272.50	
PS.9010.810.0001	PS - General	Town Justice - Ret.	6,640.99	
PS.9060.0814.0002	PS - General	Police - Hospital & Med. Ins.	83,402.15	
PS.3120.0100	PS - Police	Personnel Salary		82,470.12
PS.3120.0103	PS - Police	Court Time		766.84
PS.3120.0104	PS - Police	Civilian Dispatch P/T & F/T		24.20
PS.3120.0105	PS - Police	Salary - Stop DWI		1,046.32
PS.3120.0106	PS - Police	Buybacks & Holidays/Vacation		35,016.58
PS.3120.0109	PS - Police	Salary for Training		18,396.07
PS.3120.0110	PS - Police	Bingo Inspector		0.04
PS.3120.0111	PS - Police	Overtime		129,218.80
PS.3120.0112	PS - Police	School Resource Officer		20,029.83
PS.3120.0137	PS - Police	Clerical Personnel		136.01
PS.3120.0443	PS - Police	Equipment Repair		205.59
PS.3120.0451	PS - Police	Insurance Deductible		2,384.54
			289,694.94	289,694.94
PS.9060.0814.0002	PS - General	Police - Hospital & Med. Ins.	20,567.87	
PS.3510.0100	PS - General	Dog Control - Salary		15,006.48
PS.3510.0111	PS - General	Dog Control - Asst. Dog Control Ofc.		2,327.00
PS.3510.0419	PS - General	Dog Control - Other Expenses		302.43
PS.3510.0420	PS - General	Nuisance Animal Control		705.00
PS.3510.0421	PS - General	Dog Control - Electric		437.83
PS.3510.0422	PS - General	Dog Control - Gas		1,152.84
PS.3510.0446	PS - General	Dog Control - Animal Hospital Care		136.00
PS.3510.0475	PS - General	Dog Control - Gasoline		500.29
			20,567.87	20,567.87
PS.9010.0810.0001	PS - General	Town Justice - Ret.	4,617.32	
PS.9010.0810.0002	PS - General	Police - Ret.	1,280.77	
PS.9010.0810.0010	PS - General	Dog Control - State Ret.		5,898.09
			5,898.09	5,898.09
PS.9030.0812.0001	PS - General	Town Justice - Social Sec.	12,180.00	
PS.9030.0812.0002	PS - General	Police - Social Sec.	153,850.00	

PS.9040.0813.0002	PS - General	Police - Workmens Comp. Ins.	19,045.28	
PS.9030.0812	PS - General	Social Security		185,075.28
			185,075.28	185,075.28
PS.9040.0813.0002	PS - General	Police - Workmens Comp. Ins.	8,731.45	
PS.9040.0813.0002	PS - General	Town Justice - Workmens Comp. Ins.		3,034.25
PS.9040.0813.0010	PS - General	Dog Cont. - Workmens Comp. Ins.		401.91
PS.9040.0813.0102	PS - General	Police - Workmens Comp. Ins. - Ret.		5,295.29
			8,731.45	8,731.45
PS.9060.0814.0001	PS - General	Town Justice - Hospital & Med. Ins.	1,271.15	
PS9060.0814.0002	PS - General	Police - Hospital & Med. Ins.	7,472.19	
PS.9060.0814.0101	PS - General	Town Justice - Hospital & Med. Ret.	1,287.59	
PS.9060.0814.0102	PS - General	Police - Hospital & Med. Ret.		10,030.93
			10,030.93	10,030.93
PS.9065.0814.0002	PS - General	Police - Flex Plan	3,024.02	
PS.9065.0817.0001	PS - General	Town Justice - Insurance Waivers	2,200.00	
PS.9060.0814.0002	PS - General	Police - Hospital & Med. Ins.	6,057.47	
PS.9065.0814.0001	PS - General	Town Justice - Flex Plan		4.90
PS.9065.0814.0102	PS - General	Police - Flex Plan - Ret.		11,276.59
			11,281.49	11,281.49
PS.9090.0814.0001	PS - General	Town Justice - Medicare	2,850.00	
PS.9090.0814.0002	PS - General	Police - Medicare	35,980.00	
PS.9060.0814.0002	PS - General	Police - Hospital & Med. Ins.	4,689.91	
PS.9090.0814	PS - General	Medicare		43,519.91
			43,519.91	43,519.91
			<u>2,685,837.54</u>	<u>2,685,837.54</u>

**The resolution was unanimously adopted.**

#### **Refer to Planning and Conservation Boards**

**11) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KACZOR, TO WIT:**

**RESOLVED**, the Town Board does hereby refer the following petition to the Planning Board and Conservation Board: McGard, LLC 3875 California Road, located south of Southwestern Blvd, zoned I-1, request for a Building Permit and Site Plan approval for to construct a 71,800 +/- sq. ft. addition to their existing building and relocation of an existing internal driveway and parking.

**The resolution was unanimously adopted.**

### **BUSINESS FROM THE FLOOR**

**Jacqueline Briggs** – Ms. Briggs now has over 500 signed petitions in favor of the Town of Orchard Park obtaining the Baker Road School as Community Center where Seniors and other members of the community can gather. At the last School Board meeting, the seniors presented the petitions to the School Board, and many spoke in favor of the Baker Road complex becoming a Community Center. Ms. Briggs said that she hopes the Town Board will pursue obtaining the Baker Road Complex for an intergenerational community campus.

**Alice Seydel** – The Town Board has repeatedly heard about the inadequacies and safety issues of the current Senior Center, which is one of the worst in this area. The Senior Citizens here deserve better. Orchard Park is described as an affluent area with so much to offer. It seems the seniors are not valued in this community. They are good citizens, avid learners, shop here, pay taxes, volunteer, and are community leaders. She requested that the Town Board facilitate the acquisition of the Baker Road site.

**William Dietsch** – Mr. Dietsch had some questions regarding snowplowing. He also asked if the Town Board could reduce the speed limit on Ellicott where it comes around from Chestnut Ridge Road, as there are many people who walk along there. Councilmember Kaczor stated that it is a State road, but they would see what can be done.

**David Schuster** – Mr. Schuster said Green Lake was never intended to be a revenue generating cash cow, and Quaker Splash did not live up to its hype. As far as the Senior Center goes, how many of the Town seniors really go there. Mr. Schuster feels the Baker Road School should be sold to the highest bidder with the proceeds to go to pay down the cost of the new office building. The Town for the last few years has been struggling with the budget process and has made cuts to the Pavilion, Symphony and Code Enforcement, which serve the whole population, not just a segment of it. How much would the Baker Road facility cost to purchase, upgrade and maintain. The Town Engineer said retrofitting the Baker Road Complex for a Senior Center would be too expensive. In these tight financial times, this should not be a priority.

**Kathryn Gorkiewicz** - Ms. Gorkiewicz wondered how many seniors of the Town actually use the Senior Center. She would like the seniors to refocus on a different structure that Baker Road as she feels that the village location is a better choice.

### **ELECTED OFFICIALS & DEPARTMENT HEADS**

Supervisor Colarusso said she would be willing to send a letter to the State regarding the speed limit on Ellicott Road. Regarding the Baker Road complex, she and former Councilmember Dave Buyer met with School Superintendent Matthew Mc Garrity, and CFO Jeff Petrus to discuss what each one would like to see happen. Supervisor Colarusso and Mr. Buyer were pleased with their conversation and the School was receptive to their ideas. She needs to discuss this with the Town Board, and they will continue to have conversations with the school.

Councilmember Kaczor said he was glad to hear Dave Schuster and Kathy Gorkiewicz express their view on the Baker Road complex as it is good to hear all sides on issues that affect the Town.

Highway Superintendent, Fred Piasecki, said the Highway is out picking up brush from the last wind storm.

12) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR COLARUSSO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**RESOLVED** that the Town Board does hereby authorize the approval of all entries on Warrant #4 following auditing by members of the Town Board and in the funds indicated:

<b>General Fund</b>	428,494.65
<b>Public Safety Fund</b>	\$8,419.13
<b>Part Town Fund</b>	\$1,896.90
<b>Risk Retention</b>	\$0.00
<b>Cemetery Fund</b>	\$0.00
<b>Highway Fund</b>	\$60,895.73
<b>Special Districts</b>	\$374,108.09
<b>Trust &amp; Agency</b>	\$541.22
<b>Capital Fund</b>	\$8,471.45

**The resolution was unanimously adopted.**

13) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

**RESOLVED**, that the Town Board does hereby receive and file the following:

Communications:

- Village of Orchard Park will be holding a Public Hearing on February 25, 2013 in the Municipal Center, 4295 South Buffalo Street, regarding 4110 N. Buffalo Street. The applicants are requesting a Special Use Permit to establish an eating and drinking establishment.
- Erie County, acting through the Department of Public Works and in its role as lead agency, has issued a Negative Declaration – Notice of Determination of Non-Significance on February 12, 2013. The document pertains to the action entitled “Ralph Wilson Stadium and Associated Support Facilities Capital Improvement Project”.

Reports:

- Chief of Police’s Monthly Report for the Month of January, 2013

**The resolution was unanimously adopted.**

There being no further business, on a motion by Supervisor Colarusso seconded by Councilmember Kaczor, to wit: the meeting adjourned at 7:55 pm (local time).

**Respectfully Submitted,**



**Carol R. Hutton  
Town Clerk**