

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 2nd day of May, 2012 at 7:00 PM, the meeting was called to order by the Supervisor and there were:

- PRESENT AT ROLL CALL:**
- | | |
|-------------------------|------------------------|
| Janis Colarusso | Supervisor |
| Eugene Majchrzak | Councilmember |
| Carol Hutton | Town Clerk |
| John C. Bailey | Town Attorney |
| Andrew Geist | Building Inspector |
| Andrew Benz | Chief of Police |
| Frederick Piasecki, Jr. | Highway Superintendent |
| Wayne Bieler | Town Engineer |
- ABSENT:** David Kaczor Councilmember

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."

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

RESOLVED, that the Regular Town Board Meeting minutes held on April 18, 2012, 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.

PRESENTATION

Senior Center Power Point Presentation – Anna Willems, Senior Director

Ms. Willems thanked the Town Board for the opportunity to show the informational presentation on the programs and the operation of the Senior Center. She explained the history of the building and location, staff and volunteers and the many challenging programs for the mental and physical well-being of our seniors. There are many health related services offered as well. The seniors' art work is currently displayed in the Municipal Center. The many and varied classes are popular and very well attended, as the seniors want to continue to learn. There are seven Senior Groups in Orchard Park which totals 837 members. They enjoy socialization, the opportunity to travel with friends, community involvement and volunteer work for charities. Ms. Willems stated that her main priority is to keep the expenses down on the programs for the seniors. She thanked the Engineering, Highway and Maintenance Departments for the maintenance of the building and grounds to ensure that is a safe and desirable place to visit.

Looking towards the future, Ms. Willems stated in the last 15 years the Senior Center has grown and changed. The 2010 census shows that the senior population, those over 60 years of age, has grown by 23.4%, which is one of four residents in Orchard Park. In 2011, the number of people using the Senior Center amounted to 20,664, which was an increase of 600 from 2010. In 2012, the increase from January until March is already up by 500 seniors. The number of meals served in 2011 totaled 9,195, which

increased by 1,065 from 2010, according to the Erie County Senior Services. Senior Director Willems said the question is, are we ready to meet the demands of the “Baby Boomer Generation”. She is looking forward to the challenge and thanked everyone for the opportunity to show insight into the Senior Center and invited everyone to visit.

New Business #1 Proclamation announcing May as “Older American Month”

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

WHEREAS, the Senior Center in the Village of the Town of Orchard Park includes all citizens fifty-five (55) years of age and older, and is committed to helping all individuals maintain their health and independence, and

WHEREAS, the older adult residents who have lived in Orchard Park for many years have an important role in sharing knowledge, wisdom, and understanding of the history of our community through interactions with other adults and youths from other generations, and

WHEREAS, the knowledge and experience from these individuals can be effectively transferred from generation to generation through meaningful social interactions with family, friends and neighbors across generations, which enrich the lives of everyone involved, and

WHEREAS, the community of Orchard Park can provide opportunities to enrich citizens young and old by;

- emphasizing the value of including elders in public and family life
- creating opportunities for older Americans to interact with people of different generations
- providing services, technologies, and support systems that allow older adults to participate in social activities within the community of Orchard Park

NOW, THEREFORE, be it

RESOLVED, that the Town Board & Senior Center of Orchard Park does hereby proclaim the month of May in the year 2012 to be “Older American Month”, as it is also known throughout the State of New York. We encourage all citizens to take the time this month to engage with their older family members and older citizens within the community through enjoyable social interactions, opening doors, lending them a helping hand or just giving them the time of day. Give these individual’s moments that bring you together in your home and/or community that will be remembered by them for always.

The resolution was unanimously adopted.

New Business #2 OP Police Command Officers Association Collective Bargaining Agreement

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

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute the Collective Bargaining Agreement with the Orchard Park Police Command Officers Association retroactive to March 2, 2012. A fully-executed copy of said Collective Bargaining Agreement will be on file in the Town Clerk’s Office.

The resolution was unanimously adopted.

New Business #3 Property as “Dangerous & Unsafe”

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

RESOLVED, that the Town Board does hereby declare property at 574 Lakeview Avenue as “Dangerous & Unsafe” and authorize the Building Inspector to proceed with repair or removal of the structure as defined in Chapter 47 of the Town Code.

The resolution was unanimously adopted.

New Business #4 Approve Marathon & 5K Fun Run

5) 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 1st annual Buffalo Bills Rapid Running Buffalo Half marathon & 5K Fun Run for Saturday, June 30, 2012 from 7:00 AM to 11:00 AM, and be it further

RESOLVED, addition of water stations and/or music must go through the application and approval process.

The resolution was unanimously adopted.

New Business #5 Refer to Planning & Conservation Board

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

RESOLVED, that the Town Board hereby refer the request of Gerry Buchheit for a “Change-In-Use, at Quaker Crossing East, located on the North side of Milestrip Rd., west of Amelia Dr., Zoned B-1, to allow two separate businesses (eye-care/dental) at the site of the former “IHOP” restaurant.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

John Marlow – Mr. Marlow stated that at a previous Town Board meeting, residents were encouraged to contact the Recreation Department with questions regarding the Quaker Splash project. On April 13th, Assistant Recreation Director, Kristin Santillo, provided him with information regarding Quaker Splash for the revenues and expense projections based upon the hours of operation. He stated the expenses would exceed the revenues based upon that projection. He then asked if he could look at the assumptions on revenues and expenses as presented to the Town Board for the Quaker Splash project approval. Assistant Recreation Director Santillo told him he would have to speak with Recreation Director, Ed Leak, who would be in on Monday. Ms. Santillo took Mr. Marlow’s name and phone number, but he has not yet received a response from Recreation Director Leak. Mr. Marlow stated that he assumed that the message was never delivered or the Recreation Director does not have the information that he presented to the Town Board for the Quaker Splash project approval. Mr. Marlow concluded that this would be net expense to the Village and Town residents and would not generate the net revenues after two years, which was previously stated.

Dave Schuster – Mr. Schuster stated that he believed the only criteria necessary to address the Town Board, was that the speaker had to be a citizen and not the requirement of volunteer hours. He stated that he has volunteered 91 hours at the Jolls House and countless hours at home working on displays and attending Town Board meetings and hoped that was enough to address the Town Board. He asked why the Town Board did not answer his two questions from the last Town Board meeting. Mr. Schuster asked again if there was a bidding process used to purchase the Quaker Splash and was an effort made to find a domestic supplier for this or similar product.

ELECTED OFFICIALS & DEPARTMENT HEADS

Highway Superintendent Piasecki stated that the Town received the final check from Erie County for snowplowing in the amount of \$49,701.24. He reported on the work being done at the Library, Senior Center, Iroquois Drive, brush pickup and street sweeping.

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

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant #9 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$32,714.62
Public Safety Fund	\$14,646.09
Part Town Fund	\$396.46
Risk Retention	\$0.00
Cemetery Fund	\$0.00
Highway Fund	\$30,089.19
Special Districts	\$103,230.87
Trust & Agency	\$4,983.50
Capital Fund	\$1,950.02

The resolution was unanimously adopted.

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

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

- Citizens Campaign for the Environment is conducting their annual canvas of the Town of Orchard Park to disseminate fact sheets, conduct a membership drive, petitions and fundraising. This will take place from April 30 to August 31 2012, Monday to Friday from 4:00 pm to dusk, and on some select Saturdays.

The resolution was unanimously adopted.

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

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

- Chief of Police's Monthly Report for the month of March, 2012.

The resolution was unanimously adopted.

There being no further business, on motion by Supervisor Colarusso, seconded by Councilmember Majchrzak, the meeting was adjourned at 7:31PM (local time).

Respectfully Submitted,

A handwritten signature in cursive script that reads "Carol R. Hutton".

**Carol R. Hutton
Town Clerk**