

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 6th day of July 2016 at 7:00 PM, the meeting was called to order by Supervisor Keem and there were:

PRESENT AT ROLL CALL:	Patrick J. Keem	Supervisor
	Eugene Majchrzak	Councilman
	John C. Bailey	Town Attorney
	Remy Orffeo	Town Clerk
	Wayne Bieler	Town Engineer
	Andrew Geist	Building Inspector
	Frederick Piasecki, Jr.	Highway Superintendent
	Mark Pacholec	Chief of Police
 Absent:	 Michael Sherry	 Councilman

Supervisor Keem 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 KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MAJCHRZAK, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Town Board Meeting Minutes held on June 15, 2016, Executive Sessions: June 22 & 29, 2016, 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.

PUBLIC HEARING

At 7:02 PM (local time) Supervisor Keem called for the Public Hearing to hear all interested parties for or against the Local Law 2-2016 - To Establish a Moratorium on the Installation of Solar Energy Facilities on the Ground.

Affidavits and Publication of the Legal Notice of the Public Hearing were presented, posted on line and filed with the Town Clerk.

Supervisor Keem asked if there was anyone in the audience who would like to speak for or against the proposed rezoning.

David Schuster – Mr. Schuster stated that last November they had Solar Liberty install a ground mount solar panel system at their residence, and for the last 5 months they have had zero electricity bills. If someone thinks solar panels are ugly, look at the poles, lines, transformers, and satellite dishes that are all around. If someone wants to generate enough electricity to power their own home without pollution, are you going to tell them no. He hopes the Town does not enact any legislation that will make it harder for residents to take advantage of solar energy. He is opposed to the legislation.

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

RESOLVED, that the Public Hearing for Local Law 2-2016 is hereby closed at 7:06 PM.

The resolution was unanimously adopted.

PUBLIC HEARING

At 7:06 PM (local time) Supervisor Keem called for the Public Hearing to hear all interested parties for or against the Local Law 3-2016 - To Amend Town Code Section 101 Peddlers and Solicitors.

Affidavits and Publication of the Legal Notice of the Public Hearing were presented, posted on line and filed with the Town Clerk.

Supervisor Keem asked if there was anyone in the audience who would like to speak for or against the proposed rezoning.

Andy Major – Mr. Major is with the Buffalo Bills as Vice President of Operations and Guest Experience, and a resident of Orchard Park. Mr. Major stated that the Buffalo Bills are a supporter of fan safety, and he talked about another issue that may become a local law.

Mark Lester – Mr. Lester also came to talk about another matter regarding the Stadium Parking, not the local law at hand. Mr. Lester asked to be involved in discussions regarding changes to the Stadium Parking regulations.

Eric Matwijow – Mr. Matwijow also came to address another matter regarding Stadium Parking, not the local law at hand. Mr. Matwijow also read a letter from another private stadium parking owner.

Town Clerk Orffeo stated that these gentlemen were addressing legislation that is not being proposed tonight. The Local Law public hearing for tonight was to clean up the Peddler and Solicitation Code as far as hours of operations and fees.

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

RESOLVED, that the Public Hearing for Local Law 3-2016 is hereby closed at 7:20 PM

The resolution was unanimously adopted.

Old Business # 1 Approve CMO, Part 8 of Birdsong Subdivision

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

WHEREAS, following due and timely notice, a Public Hearing has been held relating to the matter of the Amendment to the Zoning Ordinance of the Town of Orchard Park, which Amendment provides as follows: to rezone 15.7 +/- acres at the northeast corner of Freeman Road and Jewett Holmwood Rd. (SBL 173.00-1-34.2) From R-1 to R-1 and R-1 to CMO (Conservation Management Overlay District), as petitioned by Dominic Piestrak.

WHEREAS, the Public Hearing was conducted at the Municipal Center, 4295 South Buffalo Street, Orchard Park, NY 14127, on the 19th day of March 2008, at which time all interested persons were given an opportunity to be heard, and

WHEREAS, no recommendation from the Erie County Department of Planning, pursuant to Section 239-m of the General Municipal Law, was received and filed by the Town Board, and

WHEREAS, recommendations from the Town of Orchard Park Planning Board, December 12, 2007, was received and filed with the Town Board, and

NOW, THEREFORE, be it

RESOLVED, that the Town Board is hereby authorized to rezone from R-1 to R-1 CMO the following:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Orchard Park, County of Erie, State of New York being part of Lot 6, Township 9, Range 7 of the Holland Land Survey (so-called) bounded and described as follows:

Beginning at the point of intersection of the centerline of Jewett-Holmwood Road with the centerline of Freeman Road:

THENCE: N-40°-10'-36"-W, along the centerline of Freeman Road, a distance of 451.68 feet to the southeasterly line of lands conveyed to Erik D. Collins by Deed recorded in the Erie County Clerk's Office in Liber 11136 of Deeds at page 3725;

THENCE: N-49°-49'-24"-E, along the southeasterly line of said Collins lands, a distance of 250.00 feet to the southeasterly corner thereof;

THENCE: N-40°-10'-36"-W, along the northeasterly line of said Collins lands and along the northeasterly line of lands conveyed to Vincent and Deborah Martino by Deed recorded in the Erie County Clerk's Office in Liber 9780 of Deeds at page 288, a distance of 201.46 feet to the easterly line of said Martino lands;

THENCE: N-03°-39'-43"-E, along the easterly line of said Martino lands, a distance of 40.00 feet to the northeasterly corner thereof;

THENCE: S-64°-52'-37"-W, along the northwesterly line of said Martino lands, a distance of 21.36 feet to the southeast corner of lands conveyed to Thomas G. and Judy L. Capell by Deed recorded in the Erie County Clerk's Office in Liber 10275 of Deeds at page 9;

THENCE: N-03°-39'-43"-E, along the easterly line of said Capell lands, the easterly line of lands conveyed to Richard J. and Marlene J. Delgado by Deed recorded in the Erie County Clerk's Office in Liber 10897 of Deeds at page 1131 and the easterly line of lands conveyed to Cecelia Sweetland by Deed recorded in the Erie County Clerk's Office in Liber 9591 of Deeds at page 91, a distance of 464.19 feet to the northeasterly corner of said Sweetland lands being on a southerly line of lands conveyed to the Town of Orchard Park by Deed recorded in the Erie County Clerk's Office in Liber 10952 of Deeds at page 45;

THENCE: S-63°-08'-40"-E, along said southerly line of said Town of Orchard Park lands, a distance of 1,007.13 feet to a corner thereof;

THENCE: Southerly along westerly lines of said Town of Orchard Park lands, the following four (4) courses and distances:

1. S-32°-39'-26"-W, a distance of 196.54 feet to a corner thereof;
2. S-06°-42'-46"-W, a distance of 80.00 feet to a corner thereof;
3. S-32°-39'-26"-W, a distance of 180.00 feet to a corner thereof;

- 4. Southeasterly on a curve to the right having a radius of 280.00 feet, an arc distance of 223.16 feet (chord being S-19°-02'-39"-E a distance of 217.30 feet) to a point on the westerly line of lands conveyed to Peter R. Murray by Deed recorded in the Erie County Clerk's Office in Liber 11036 of Deeds at page 9556;

THENCE: S-03°-47'-17"-W, along the westerly line of said Murray lands, a distance of 133.00 feet to the centerline of Jewett-Holmwood Road;

THENCE: N-86°-12'-43"-W, along the centerline of Jewett-Holmwood Road, a distance of 531.76 feet to the point or place of beginning containing 16.606 acres be the same more or less.

SUBJECT, HOWEVER, to the rights of owners in and to that portion of the above described lying within the bounds of Freeman Road and Jewett-Holmwood Road. Being and intended to be lands to be rezoned to Conservation Management Overlay District (CMO)

AND, BE IT FURTHER

RESOLVED, that this approval is granted with the following stipulations as recommended by the Planning Board 12/12/07:

- This is an Unlisted SEQR Action and a Long EAF, Parts One and Two shall be submitted.
- Acreage fees shall be paid in accordance with Section 144-70C of the Town Code prior to publication of the Public Hearing Notice.
- This recommendation is contingent upon the applicant completing the project as proposed on the preliminary development plans as a CMO received on 10/30/07 and shall revert to its original zoning classification if the project is not completed per Section 144-67 of the Town Code.

AND, BE IT FURTHER

RESOLVED, that this ordinance shall take effect ten (10) days after publication and posting in accordance with law, and be it further

RESOLVED, that the Town Clerk publish and post a copy of said amendment in accordance with §264 & 265 of Town Law.

The resolution was unanimously adopted.

Old Business #2 Authorize release of Escrow under PIP 2014-01 for Town Recreation Trail System

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

WHEREAS, on July 1, 2015, the Town Board accepted dedication of the public improvements constructed in Lyrica Park subdivision with the stipulation that funds paid by the developer be held in escrow until the installation of the walking trail system was completed and accepted, and

WHEREAS, the developer has since completed this work and the work was inspected by the Engineering Department and found to be in compliance with Town specifications, and

WHEREAS, the transfer of land from the Lyrica Park Homeowners Association to the Town has now been completed and filed by the Town Attorney.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Town Clerk to release to DS of Orchard Park, LLC the \$86,400 held in escrow for Trail Construction & Recreation Land Transfer for the Lyrica Park CMO Subdivision Phase 3 PIP #2014-01, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #1 Proclamation to support Yellow Dot Program

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

WHEREAS, the New York State Sheriff's Association Yellow Dot Program was designed to help first responders provide life-saving medical attention during the "golden hour" after a crash or emergency event; and

WHEREAS, a Yellow Dot decal adhered to the driver's side rear window of a vehicle will alert first responders that vital medical information for the driver and or passenger is stored in the vehicle's glove compartment; and

WHEREAS, the Yellow Dot Program can also be utilized at a residence by placing the decal on an entry door(s) of a dwelling to alert first responders that important medical information for one or more of the residents, within the dwelling, can be located in a clear plastic bag in the freezer compartment of the refrigerator; and

WHEREAS, Erie County Sheriff Timothy B. Howard and the sheriff's office has staff and resources dedicated to raising the awareness of the Yellow Dot program in the towns, villages and communities throughout Erie County; and

WHEREAS, the sheriff's office has encountered situations where a Yellow Dot decal has been helpful to first responders at the scene of an incident and contributed to the fast and proper triage of a victim.

NOW, THEREFORE, be it

RESOLVED, the Town of Orchard Park does hereby recognize the live-saving potential of the Yellow Dot program; and be it further

RESOLVED, that this Honorable Body declares the Town of Orchard Park as a Yellow Dot community and encourages all citizens to sign-up for and participate in the live-saving program Yellow Dot Program.

The resolution was unanimously adopted.

New Business #2 Authorize Budget Transfer and work on the Jolls House

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

WHEREAS, the Jolls House requires repairs to the front stairs of the entrance and these expenditures were not included in the amount budgeted for the fiscal year ended December 31, 2016, and

WHEREAS, the funding for these adjusted appropriations is expected to be available within other appropriation accounts in the Town's 2016 budget.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the following transfer:

Increase Appropriations:

A.1620.0446 General – Buildings Repair & Maintenance \$870.70

Decrease Appropriations:

A.1620.0426 General – Buildings Jolls House Utilities \$870.70

The resolution was unanimously adopted.

New Business #3 Appoint Summer Seasonal Help for the Parks and Grounds Department

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

RESOLVED, that the Town Board does hereby approve the appointment of Sarah Nemec to part-time seasonal in the Parks and Grounds department at a rate of \$9.50 an hour.

The resolution was unanimously adopted.

New Business #4 Appoint Summer Seasonal Help for the Engineering Department

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

WHEREAS, funds have been allocated in the 2016 budget for seasonal help in the Engineering Department. With the current work load of the Engineering Department, the Town Engineer recommends Peter R. Morgan to a seasonal position in the Engineering Department. Peter is currently attending the University of Buffalo with a course of study in Mechanical Engineering.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Peter R. Morgan to a seasonal position in the Engineering Department for a ten-week period beginning July 7, 2016 at a wage rate of \$9.50 per hour.

The resolution was unanimously adopted.

New Business #5 Appoint Summer Seasonal Help for the Sewer, Water & Lighting Department

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

WHEREAS, funds have been allocated in the 2016 budget for two seasonal help positions in the Sewer, Water & Lighting Department. With the current work load of the Department, additional manpower is needed and the Town Engineer recommends Colin Wittmeyer.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Colin Wittmeyer to a seasonal position in the Sewer, Water, & Lighting Department for a twenty-week period beginning June 27, 2016 at a wage rate of \$9.50 per hour.

The resolution was unanimously adopted.

New Business #6 Appoint Civil Engineer

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

WHEREAS, the Town Board approved the Advertisement for the vacated Assistant Civil Engineering Position. Per Civil Service, there is currently not an active civil service list for that title, but a current "Civil Engineer" civil service title list is available. On April 20, 2016, the Town Board created the Civil Engineering Title which was approved by Erie Co. for the Town of Orchard Park based, and

WHEREAS, with the current work load of the Engineering Department, this title is recommended to assist in completing the various projects that develop as the Town's infrastructure ages, and

WHEREAS, this is a replacement of a vacant position in the Engineering Department which is currently funded with the 2016 budget. Per the White Collar agreement and canvas letters the range is 0014 \$28.11-\$35.43/hr. (\$58,693-\$73,977) was required, and

WHEREAS, the Town Engineer interviewed several candidates and concluded that the best-qualified individual for the position is Garrett R. Chilson. Mr. Chilson has worked assisting in the completion of various projects for Erie County Division of Sewerage Management for the last four years and has graduated from the SUNY Alfred State College with a Bachelor of Science Degree in Survey & Engineering Technology in 2010.

NOW THEREFORE, be it

RESOLVED, that he Town Board does hereby appoint Mr. Garrett R. Chilson to the position of Civil Engineer assigned to the Engineering Department at Range 0014, Step A-1st year of the union wage schedule effective July 11, 2016 with a six-month probation period and pending meeting all Civil Service rules and regulations, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #7 Appoint Engineering Draftsman

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

WHEREAS, there has been a vacant position in the Engineering Department (Assistant Senior Engineer, CADD draftsman), and after canvassing the new civil service list, none of the reachable candidates have extensive design CADD experience. The Engineering Department, with the help of Erie County Civil Service, checked for possible other approved Town titles available listed but no current list was available. The Engineering Draftsman would assist with the technical workload associated with CADD work, and

WHEREAS, on June 1, 2016 the Erie County Department of Personnel approved the Engineering Draftsman Position for the Town of Orchard Park based on job classifications and duties, and

WHEREAS, per Erie County Civil Service, the Engineering Draftsman title is recommended to assist in finding the skill set needed to complete CADD work for the various projects that develop as the Town's Infrastructure ages, and

WHEREAS, this is a replacement of a vacant Engineering Department position which is currently funded with the 2016 budget. Wage range recommended is the same as the current Assistant Senior Engineer Title Union Range 0009 \$21.68/hr. (\$45,267/yr), and

WHEREAS, the Town Engineer after interviewing several candidates concluded that the best-qualified individual for the position is Roy Shepard Jr.. Mr. Shepard will be performing entry level professional engineering work in the office or field in connection with design, inspection, maintenance and/or construction of civil engineering projects.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Mr. Roy Shepard Jr. to the position of Provisional Engineering Draftsman assigned to the Engineering Department at Range 0009, Step A-1st year of the union wage schedule effective July 21, 2016 with a six-month probation period after meeting all Civil Service rules and regulations, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #8 Appoint Summer Seasonal Help to Parks & Grounds Department

13) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MAJCHRAZAK, WHO MOVED ITS ADOPTION, SECONDED BY C SUPERVISOR KEEM, TO WIT:

RESOLVED, that the Town Board does hereby approve the appointment of Seasonal Employee, Hunter Delia, to the Parks and Grounds at \$10.00 an hour, start date is June 20, 2016.

The resolution was unanimously adopted.

New Business #9 Appoint Summer Seasonal Help to Parks & Grounds Department

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

RESOLVED, that the Town Board does hereby approve the appointment of Seasonal Employee, Cody Magill, to the Parks and Grounds at \$10.00 an hour, start date is June 15, 2016.

The resolution was unanimously adopted.

New Business #10 Appoint Summer Seasonal Help to the Recreation Department

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

RESOLVED, that the Town Board does hereby appoint the following to the Town of Orchard Park Recreation Department as part time seasonal staff. The appointments are dependent upon the applicant providing the required certifications, as recommended by the Recreation Director.

2016 Summer Seasonal part time Staff Appointments effective 7/16/2016

<u>Name</u>	<u>Rate</u>	<u>Position (title)</u>
Beau Bradshaw	\$9.00	PT2-B (Att)

2016 Summer Seasonal part time Staff Rate Change effective 6/18/16

<u>Name</u>	<u>Old Rate</u>	<u>New Rate</u>	<u>Position (Title)</u>
Sarah Eneix	\$9.50	\$10.50	PT3-C (Att)

The resolution was unanimously adopted.

New Business #11 Authorize Tree Removal for 173 Summit Avenue

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

WHEREAS, on June 27, 2016, part of a very large tree fell onto the house at 173 Summit Ave, and another part of the tree fell onto the electric wires (primary) and caused a fire. The third section is still standing and the fourth section fell onto the next door neighbor's house, but it appears there was no damage, and

WHEREAS, the neighbors have reported that the part of the tree still standing, and is starting to lean and could come down at any time. The owner's insurance will only cover the removal for the parts that fell on her house and the electrical lines, and she does not have the money on hand to remove the rest of the tree.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Building Inspector to have a tree removed from the property at 173 Summit as this situation constitutes an emergency removal, therefore bidding of the work is not applicable. The costs will be added to the tax roll of said property.

The resolution was unanimously adopted.

New Business #12 Refer to the Appropriate Boards

17) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR KEEM, TO WIT:

RESOLVED, that the Town Board does hereby refer the following to the appropriate board for review: Planning Board, Conservation Board and Architectural Overlay:

- Windom Fire Company, 3736 Abbott Rd., zoned B-2/R-3. Requesting a Building Permit for a 30-ft x 60-ft shelter with a 30-ft X 10-ft storage building (SBL#161.09-2-9)

The resolution was unanimously adopted.

18) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MAJCHRZAK, TO WIT:

WHEREAS, the Town of Orchard Park has an interest in developing a Community Activity Center, and

WHEREAS, the Town has conducted preliminary studies defining the scope of such a project, and

WHEREAS, the Town of Orchard Park further wishes to gauge the extent and nature of community support for the construction of a Community Activity Center,

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby engage the firm of Liberty Opinion Research to conduct a poll on public interest in the construction of a Community Activity Center, and be it further

RESOVLED, that the Town Board does hereby authorize the expenditure of \$3,250.00 to pay for that poll out of the Brush Mountain Community Activity Center Fund.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Supervisor Keem asked Town Engineer Wayne Bieler to comment on the tree clearing at the end of Woodhaven, as he knew that many of the people in the Board Room are here regarding that issue.

Mr. Bieler stated that there are no Town Codes regarding tree clearing and removal, and there are no buffering requirements between residential zones. The current developer has applied for a "Fill Permit" which allows him to bring fill into that area and fill in the low spots to help facilitate whatever he plans to do in the future. This contractor is currently working at the High School and the fill is coming from there. Some people asked if the fill was coming from Green Lake and it is not. The sediment from Green Lake is classified by the DEC as "solid waste" and has been taken to the old Bethlehem Steel site. If a subdivision is proposed for that area, there will be two public hearings where people can comment on the development, and the whole process is handled by the Planning Board.

Wendy Backman, Donna Fallon, Barbara Little, Darren Kavanaugh, Jim Dee & Ray Couell all came forward to address the clear cutting of the trees at the end of Woodhaven Dr. The following are the issues they presented:

- Safety Issue of large trucks coming down a narrow road in a neighborhood with children
- The road can barely hold two cars, and there is the blocking of driveways
- Noise from trucks backing down road (beeping), excavators and giant bulldozers
- Drainage – most residents in area already have water problems
- Is there a component of the Fill Permit that addresses drainage issues
- Clear cutting of almost 10 acres of woods
- Loss of wildlife habitat
- Property values will drop
- If there is development of this property, should be closely monitored

Town Engineer, Wayne Bieler, stated the Fill Permit totally addresses the drainage issues, run off and it also addresses utilities impact. He also said the developer is only clearing 4.5 of the 10 acres. For the record, the Town did not know anything about the clearing until it received the residents' calls

ELECTED OFFICIALS & DEPARTMENT HEADS

Supervisor Keem said the Town received the news that the Town's Youth Board Director, David Rebmann, has passed away. Mr. Rebmann was a teacher in Orchard Park for over 40 years. As the Youth Board Executive Director he worked tirelessly to get grants for the Youth Program and Youth Court program because he was passionate about serving the youth of our community. He will certainly be missed.

Supervisor Keem said the Town's first Senior Center Director, Anna Willems, announced that she is going to retire on July 22, 2016 after 20 years of service. With that, the Town formed a search committee to look for a replacement for Anna, who was also involved in the process. It came down to two people, and the committee, along with some members of the Senior Council, decided on Debbie Santiago. Debbie currently works as program coordinator for the Clarence Senior Center. Debbie's experience and passion for working with seniors was apparent to everyone on the search committee. She will be starting on July 18, 2016. Supervisor Keem then introduced Debbie and her husband Al Santiago.

Councilman Majchrzak said that he will look into the proposed Moratorium on Solar Panels, as his idea of energy facilities was more of large corporations coming in and putting in fields of panels and not the individual home owner. He said he will discuss it with the Town Attorney and make sure the intent is

actually what they wrote for the Local Law. Councilman Majchrzak also complimented everyone who was involved with the Fourth of July parade and his wife, Virgie, who was the coordinator for the parade.

Chief of Police, Mark Pacholec, said that the Youth Board will continue, as they realize how important this program is to the Town and its youth. He thanked Mr. Lester, Mr. Major and Mr. Matwijow for their comments regarding proposed legislation for the commercial parking lots around the stadium, its intent is to keep our citizens safe. Chief Pacholec also wants people to be cautious with fireworks and fires because of the very dry conditions in this area.

Highway Superintendent Piasecki said Highway is fixing receivers and will start the paving process on the roads recently milled on July 18th. All residents will get notices. Philson Road construction is still under way, and hope to have is completed by the end of August.

Town Engineer Wayne Bieler said regarding Woodhaven clearing, the drainage, or runoff will be reviewed, whether it is a fill permit or a subdivision that is applied for in the future. That is regulated by the DEC in Phase 2 requirements and regulations, and they are pretty strict and thorough.

19) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, 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 # 13 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$67,213.73
Public Safety Fund	\$22,980.08
Part Town Fund	\$1,597.45
Risk Retention	-0--
Cemetery Fund	-0--
Highway Fund	\$101,994.20
Special Districts	\$164,381.65
Trust & Agency	\$88,145.52
Capital Fund	\$810,595.34

The resolution was unanimously adopted.

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

RESOLVED, that the Town Board does hereby receive and file the 2016 Annual Report of the Department of Real Property Tax Services.

The resolution was unanimously adopted.

Supervisor Keem closed the meeting with a moment of silence for E. David Rebmann.

There being no further business, on a motion by Supervisor Keem, seconded by Councilmember Majchrzak, the meeting adjourned at 8:09 pm (local time).

Respectfully Submitted,



Remy Orffeo
Town Clerk