

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 5th day of September 2018 at 7:54 PM, the meeting was called to order by Supervisor Keem and there were:

PRESENT AT ROLL CALL:	Patrick J. Keem	Supervisor
	Eugene Majchrzak	Councilmember
	Michael Sherry	Councilmember
	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

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 August 15, 2018, Executive Sessions: August 15, 2018, 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

Local Law 2018-9 – Amending Chapter 144. Zoning; Article III. Zoning Districts; Regulations; Section 144-12. New Era Field Parking

At 7:56 PM (local time) Supervisor Keem called for the Public Hearing to hear all interested parties regarding proposed Local Law 2018-9.

Affidavits of Publication and Posting of the Legal Notice of the Public Hearing were presented, read aloud, and filed with the Town Board by the Town Clerk.

William Young came forward to speak in favor of the New Era Parking area, as a resident living next to the proposed parking. He stated he would rather have an organized parking area than have cars parked in a manner that would pose a safety hazard.

Attorney Marc Romanowski came forward to speak on behalf of Mark Lester who is an owner of a series of properties along Big Tree Road near the proposed parking area. He couldn’t find a basis on the Town’s website for the proposed law. He stated some residents use the income from parking cars to supplement their income and passing this law would be a knee jerk reaction to fix a problem that could use more research to find another answer.

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

RESOLVED, that the Public Hearing in the matter of Local Law 2018-9, “New Era Field Parking” is hereby closed at 8:03 PM.

The resolution was unanimously adopted.

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

WHEREAS, following due and timely notice, a public hearing relating to the matter of Local Law 2018-9 was conducted on September 5, 2018 at which time all interested parties were given an opportunity to speak.

NOW, THEREFORE, be it

RESOLVED, that the Town Board is hereby authorized to adopt Local Law #2018-9 which is as follows:

Amending Chapter 144. Zoning. Article III. Zoning Districts; Regulations; §144-12. New Era Field Parking

SECTION I: PURPOSE AND INTENT

- A. On any New Era Field activity date, residential property owners may permit parking for compensation on their premises in the R3 and R4 Zones that fall within a one-mile radius from the center of New Era Field. Said radius is described on a map which is made part of this chapter. Such map modifies a zoning map of the Town of Orchard Park referred to in § 144-7.
- B. On any New Era Field activity date, the property owners in any B2 or I1 Zone within in the one mile radius described above may permit parking for compensation, providing they have obtained a commercial parking permit from the Town of Orchard Park.
- C. No parking lot, residential, or commercial, shall be expanded beyond its footprint or parking capacity by number of cars beyond that which existed on May 3rd, 2017.
- D. The above referenced regulations are subject to the enforcement of the Town of Orchard Park Police Department or any other agency charged with the regulation of traffic, crowd control, and/or public health and welfare.

The resolution was unanimously adopted.

PUBLIC COMMENT ON OLD BUSINESS

Kathy Gorkiewicz came forward and stated that so much work has already been done on the CAC site that it seems the vote to pass it is inevitable. The current project includes different impacts from the original proposal. After these changes became known it should have gone back to the public for approval again before any site work was begun.

David Schuster spoke of the CAC going beyond budget in numerous areas that weren’t brought up in the presentation. He asked for a revote since the project has been substantially changed. He spoke of Supervisor Keem’s poor use of the Code Red to notify citizens of the CAC forum and isn’t looking forward to what Orchard Park will do with the Rails to Trails project.

Tom Pieczynski expressed his gratefulness for the town moving forward with the CAC. The value of the Senior’s Center is a life and death matter for him and hopes it is passed today.

Old Business # 1 Bid award for Brush Mountain Community Activity Center

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

WHEREAS, Wendel has reviewed the bids submitted on August 14th, 2018 for the construction of the Brush Mountain Community Activity Center (hereinafter, the “Project”); and

WHEREAS, Wendel has met with the Town Board to review the bids in detail, and the board concurs with Wendel’s recommendation; and

WHEREAS, the Town Board has elected to award the base bid and, in order of priority, Alternates 1, 2, 3, and 11 to the lowest responsible bidders; and

WHEREAS, Wendel is recommending the bids of Javen Construction Co. Inc., DVBrown & Associates Inc., Industrial Power and Lighting Corp., Numarco, Inc., and Wm. T. Spaeder Co. Inc. be awarded as hereinafter more particularly set forth

NOW, THEREFORE BE IT RESOLVED, that the Orchard Park Town Board does hereby award the following contracts including acceptance of alternates 1, 2, 3 and 11 as follows:

Contract	Contractor	Total
(GC) No.1	Javen Construction Co. Inc.	\$ 12,095,328.00
(HV) No.2	DVBrown & Associates Inc.	\$ 1,207,000.00
(EL) No.3	Industrial Power and Lighting Corp.	\$ 1,739,100.00
(PC) No.4	Numarco, Inc.	\$ 642,000.00
(FP) No.5	Wm. T. Spaeder Co. Inc.	\$ 177,500.00
	TOTAL	\$ 15,860,928.00

BE IT FURTHER RESOLVED, that the Town Board does hereby authorize the execution of the awarded contracts as summarized above; and.

BE IT FURTHER RESOLVED, that the Town Board does hereby approve an agreement with Wendel for Project Coordination Services in the amount of \$888,240.00.

Supervisor Keem called for a roll call vote:

Before the vote was taken, Councilmember Majchrzak presented 21 figures regarding the base bids, design fees, deducts and additional costs of the Community Activity Center, some of which were not included in the original bid proposal.

Base bid \$17,828,000
Includes: General Contracting, HVAC, Electric, Plumbing & Fire Protection

Alternate 1 deduct \$274,900
 Alternate 2 deduct \$100,000
 Alternate 3 deduct \$165,000
 Alternate 11 deduct \$650,000
 Alternate 4 Addition \$696,800 Finish the interior of the Gym

Alternate 5 Addition	\$242,200	Finish the fit out of the Senior portion of the building
Alternate 6 Addition	\$209,800	Recreation fit out
Alternate 7 Addition	\$694,700	Diesel Generator
Alternate 8 Addition	\$925,000	North parking lot
Alternate 9 Addition	\$121,600	Locker room fit out
Alternate 10 Addition	\$239,200	Restrooms and showers fit out

Total: \$18,940,228

Add in Design fee	\$1,585,000
Project Management Fee	\$888,240

Total: \$21,413,468

Consultant projected	\$750,000 (est.)
Furnishing per consultants (Computers, tables, chairs)	\$500,000 (est.)
Relocation of football field	\$750,000 (est.)

Total: \$23,663,468

Ducks unlimited:	\$34,000
Soil inspection fee:	\$150,000
Highway in-kind services	\$800,000

He asked four of the Department Heads present at the meeting if they would need extra staff for the Center. Debbie Santiago said no, Chief Mark Pacholec said yes, part-time, Ed Leak from Recreation said yes, Bob Benning from maintenance said yes. He added to his estimate of add-ons:

Maintenance workers: 2 workers	\$100,000
Public Safety: 1 part time worker	\$50,000
Recreation: 2 workers	\$100,000

Final cumulative total: \$24,953,468

This was a four phase project in the beginning. It was to be a Senior Center, Activity Center, Pool and Field House. The first two were combined to create the Community Activity Center. He stated he has always been in favor of the Senior portion of this project. The building they are in is 100+ years old and they have earned/deserve a new facility. However, building it partially now and adding on to it at a later date don't add up to the original estimated cost. We are comparing the present cost for a facility only partially built out to a building in the future that was to be completely built out. This is not comparing apples to apples. Also, we heard that we weren't going to take money from other sources, however there were some moneys that were mentioned, for example, the sanitary sewer line item specifically says in the bond document that it is a replacement of the sanitary sewers and cannot be used toward a project like this. Also, when the line item for park land was set up the Town's fiscal statement describes the park land development fund to account for contributions and subdivision fees used to purchase park land and enhance parks and playgrounds. It does not say anything about building buildings. The other part of the line item is, I started legislation with the help of our town Attorney and Town Clerk that instead of taking land from developers as they present their projects to us we would take the fees which we did. That line item was earmarked to be spent on a new Senior Center. That amount would be about \$250,000. It just so happens that alternate #5 which is a Senior fit out is \$242,200. If this does pass, the Senior portion should be fit out right from the get go. He closed by stating, it is a tough decision, as it is for every member of the board. Obviously you can see I'm heading in a different direction. We passed a referendum that was for 16 million dollars for a complete project. Not for

a building that had areas that needed to be fitted out at a later date. It was also promoted that it would be a source of a shelter during a weather event. In the base bid it didn't have the \$696,000 diesel generator. You really can't have a facility without a generator system in a weather event. While carrying out the will of the people is the responsibility of the elected, they also elect a candidate for their qualifications as it relates to managing their assets. The want to make sure that decisions are made that serve the betterment of the community, good roads, sewers, water and security. People are on fixed incomes, disability and unemployed. It is my responsibility to ensure the Town's fiscal resources are properly utilized at a reasonable cost to the tax payers. I think you know where I'm going with this.

Supervisor Keem stated the idea of an Orchard Park Community Activity Center was only a dream when it was first proposed over a decade ago. We are finally turning that dream into a reality. Most of us recognize as Gene has pointed out, the need to build a more modern facility for our steadily increasing senior population. This building will provide for them but what about everyone else? Shortly after I became your Supervisor during January of 2014 many youth leaders reached out to me immediately regarding needs for better facilities for our children. Not only for the athletes but for meeting rooms for various group activities. I saw the need for a center which would serve the members of our entire community: youth, seniors and everyone in between. This Town Board then reached out to residents to see if they wanted such a facility to be built. Realizing we were elected to do the will of the people, as Mike Sherry states constantly, a referendum to borrow \$16 million was placed before the voters. Two third said yes, borrow the money and build the Community Activity Center. So here we are this evening prepared to do the will of the people by voting to build a facility which will benefit many for decades to come. Winston Churchill once wrote: Pessimists seize the difficulty in every opportunity, while an optimist seizes the opportunity in every difficulty. Yes it has been a long difficult process reaching the point we are at this evening, but as an optimist I see the opportunity for increased quality of life this Multigenerational Activity Center will provide for our entire community.

Mike Sherry asked if anyone here ever practiced magic when they were younger or now. He did, one of the things you do is make certain movements so that everybody is looking in that direction. That was what he felt like everyone just listened to. He stated "Rather than listening to someone's speculation I go with the facts and the experts. In this matter we have consulted right along with the professionals in their area, our accountants, engineers and architects. I'm reminded from what I just heard of what Mark Twain said, "There's lies, damn lies and then statistics". The figures that were given out there were legitimate figures. They're tough choices. We talked about that that have been made right along and of the tough choices that will need to be made moving forward".

Supervisor Keem called for a roll call vote:

Councilmember Majchrzak	Nay
Councilmember Sherry	Aye
Supervisor Keem	Aye

The motion was duly adopted.

PUBLIC COMMENT ON NEW BUSINESS

No one came forward.

New Business #1 Approve 2 special events permits.

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

WHEREAS, the Town Board does hereby approve the Special Events Permit for Our Lady of the Sacred Heart Parish to hold a Life Chain on September 30th, 2018 and Try-It Distributing/Anheuser-Busch to hold a Budweiser Clydesdale Parade/Account visit on September 8, 2018 from 5:00-7:00PM.

The resolution was unanimously adopted.

New Business #2 Schedule a Public Hearing for proposed LL #2018-10

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

RESOLVED, that the Town Board does hereby schedule a Public Hearing in the matter of the proposed Local Law #2018-10, Town of Orchard Park to over-ride tax levy limit established in General Municipal Law Sec 3-c on September 19, 2018 at 7:00 PM at the Orchard Park Municipal Center.

The resolution was unanimously adopted.

New Business #3 Approve 2 Commercial Parking Permits.

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

RESOLVED, that the Town Board does hereby approve Commercial Parking Permits for Joseph Dunn at 3718 Southwestern Blvd and David Cronk at 3847 Southwestern Blvd.

The resolution was unanimously adopted.

New Business #4 Seasonal Staff Appointments for Recreation

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

RESOLVED, that the Town of Orchard Park hereby approves the following 2018 Seasonal Recreation Staff Appointments, dependent upon the applicant providing the appropriate certification.

(2018 Summer Seasonal part time Staff Appointments effective September 1st, 2018

<u>Name</u>	<u>Old Rate</u>	<u>New Rate Position (Title*)</u>
Daniel Towle	\$13.75 PT6-A (Att)	\$15.00 PT6-D (LG)

(2018 Fall, Winter, Spring Seasonal part time Staff Appointments effective September 1st, 2018)

<u>Name</u>	<u>Rate Position (Title*)</u>
Molly Joyce	\$11.00 PT3-E (Att)
Katherine Manley	\$11.00 PT3-E (Att)
Amanda Schark	\$11.00 PT3-E (Att)

Note: The above appointment is dependent upon the applicant providing the required certifications.

The resolution was unanimously adopted.

New Business #5 Request Erie County to conduct an engineering investigation for an All-Way Stop control at Michael and Angle Road.

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

WHEREAS, the Town of Orchard Park has made a formal request for an All-Way Stop control at the intersection of Michael Road (County Road 365) and Angle Road (Town) which intersection is under the jurisdiction of Erie County, and

WHEREAS, before such an All-Way Stop control can be installed, the Town Board must formally request Erie County by resolution to begin an engineering investigation,

NOW, THEREFORE, be it

RESOLVED that the Town of Orchard Park hereby requests the County of Erie conduct an engineering investigation for the installation of an All-Way Stop control at the intersection of Michael Road and Angle Road in the Town of Orchard Park.

The resolution was unanimously adopted.

New Business #6 Approve request to attend conference

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

RESOLVED, that the Town Board approve the request of Amy Glende, Records Management Clerk, to attend the “Mold: Prevention, Detection and Recovery Workshop” on October 9, 2018 at Canisius College. The seminar is free.

The resolution was unanimously adopted.

New Business #7 Refer construction request to the Planning/Conservation Board.

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

RESOLVED, the Town Board does hereby refer the construction request from Zaxis Architectural, PC, representing Property Owner Mr. Glen Smith (owner of Couple 2 Threes) for recently merged parcels at 2911, 2921-2925 Southwestern Blvd. on south side of Southwestern Blvd., east of Michael Road, Zoned B-2. to the Planning and Conservation Board. They have requested to construct an accessory open-air for the existing adjacent Buffalo Cigar retail facility.

The resolution was unanimously adopted.

New Business #8 Police Chief to attend Conference.

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

RESOLVED, that the Town Board approve the request to send Chief of Police Mark F. Pacholec to attend the 2018 International Chiefs of Police Annual training conference, to be held October 5th thru October 9th. The money is in the budget.

The resolution was unanimously adopted.

New Business #9 Appoint Public Safety Dispatcher

13) 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 Tara Scolese to the position of Public Safety Dispatcher (Probationary), to be effective September 6th, 2018, CSEA pay range 0006 “1st year” \$18.34 per hour, as recommended by the Chief of Police.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Gary Weiser of Burmon Drive complimented Zoladz Construction on their professionalism and quality of work they are doing. He would also like an update on the progress and when the expected end date will be and asked for more communication on this matter from the Town.

Sandy Remlander of Burmon Drive asked if someone could clean up the roadway. Her son has gotten his second flat tire from sharp rocks left in the roadway.

ELECTED OFFICIALS & DEPARTMENT HEADS

Supervisor Keem spoke of the Town’s new website that we are still tweaking. He apologized for the errors on it. The calendar on the website wasn’t correct and his secretary has been trained and it will be more accurate. He also said the Code Red alert is used by other Town’s Supervisors to make announcements regularly. We pay \$16,000 a year for the Code red service. We don’t use it often, he did state “This is not an emergency” in the beginning of his message but will change the beginning again to not startle residents. Other Supervisors use it weekly for messages. He is pleased that we are going forward with the CAC. This center will provide for every generation in our community.

Councilmember Majchrzak stated the beginning message of Code Red should be changed. He asked if Town Engineer Bieler could call Zoladz and ask if they could run a grader through Burmon Drive and clean it up a bit. He also stated this was the hardest night on the Town Board he has ever had. He was torn between an outstanding project and the cost of the project. His definition of quality of life might be a little different than others, he’s elected by a certain group but once elected and sworn in he serves the whole community and he thinks of everyone in the Town of Orchard Park. He knows it was tough for Mike and Pat. It was two to one and we will move forward. He thanked Wendle for their professionalism throughout this process, we can be a difficult group to work with. They are a top notch outfit, we are proud to have them do this project for us. He also thanked Mike for all his hard work for the referendum to the very end. While he didn’t agree with everything he didn’t have an uncivil word. Thank you for everything you have done. Now that the vote is over you can count on his support to make sure the project moves forward without a hitch.

Councilmember Sherry read from the Town’s comprehensive plan that was updated 10 years ago. “Although Orchard Park has always looked to the future when planning and governing in the years immediately prior to the drafting of this comprehensive the Town Board in conjunction with the Village and the school district contracted the engineering and planning firm Wendle, Dressure to conduct a land use study for Orchard Park after multiple meetings designed to collect public opinion and input the following general areas of concern identified by the citizens of the community as being significant areas of interest concern and critical importance facing the community” Some of the items applicable here are, need to preserve as far as possible the rural ambiance, preserve open space and farming lands, preserve a balance among residential, commercial and industrial zones. Improved recreation facilities and programs as follows; municipal swimming facilities, develop Milestrip Rd park, develop Brush Mountain Park on California road, develop a Community Center, and an enlarged Senior Center. This is not a creation of this board. This is something previous boards have said this community has been saying for over 10 years. If it would have been moved forward in the past it would probably be half the cost that it is now. He also stated over a year ago the Town Board adopted a strategic plan for itself. What are the priorities it should have moving forward in the way it does governing. Priority #3 on our website states “The Town Council will accordingly support growth management strategies that promote residential and business development which are consistent with the character and services of our community and which protect our open spaces and integrity of our neighborhoods and districts. This

applies to one of the vote this evening. Goal #4 listed in that strategic plan vibrant community lives. Full design and preparatory work for a Community activity center per the referendum establish for 2017 and build a CAC per the referendum. My point is this is not something that the three of us have come up with here. This is something that has been considered critical to this community for well over a decade. It is just this Board that finally moving forward with it. He spoke of leadership. Leaders do much more than speak favorable words or make wishes rather they are goal driven. They're visionary not myopic. They scan far beyond the immediate horizon in anticipation of what can be. They see challenges as opportunities not threats. When confronted by challenges they possess the courage step forward with solutions instead of justifying their stagnating fear which they impose upon others. They are also sincere leading they will make themselves vulnerable. We took a big step this evening. We have faced and will face and overcome any challenges we encounter as and for the good of the community we are elected to serve the community that said build us a CAC for over 10 years. We have not placed political ambitions before the good and will of the community. In doing so we will continue to be doggedly goal driven and accountable. In a short while decades of residents of OP will begin to have their lives enriched by the decision the community arrived at back in November 2106.

Town Clerk Remy Orffeo stated we received the School tax bills today and we will be getting them out in the mail in the next week or so.

Police Chief Mark Pacholec stated the Clydesdales will be here Saturday from 5-7, West Quaker and North Buffalo will be shut off over a period of a two hour block. Buffalo Bill's home opener is next Saturday. Abbott Road will be closed at 8 AM and west bounds traffic after 3:00. Next weekend the Art Festival will be in Town Saturday and Sunday. This will be a very busy weekend.

Highway Superintendent Piasecki stated the last road of the season has been milled and the last road to be paved is about a week off. Site work at Brush Mountain is continuing.

Town Engineer Wayne Bieler spoke of Burmon Drive. When we are in the final design mode of a project we will have a public information meeting. We go over the whole project, how it will proceed, how people will be impacted and look for any concerns a resident may have. During the project at every stage when we do a major utility start we write a letter to the residents about the impact and how it will happen. We did this with the sewer and water main on Burmon Drive. This means people will be knocking on your door to make sure you aren't in the shower when we shut off your water to do the new service tie-ins. We do the same with service ladders crossing driveways to make sure we don't block cars in. The next part of the project will be storm drainage. You will be getting a letter for this and one from highway for country gutters that line the street as well as the asphalt construction and sidewalk installation. The stones in the road can be very jagged for car tires. We will try to hit the roads with a roller to avoid flat tires. Zoladz's is doing very well with keeping up on accommodating our requests. The school buses are using short buses to keep the turn arounds smaller on Burmon Drive.

Councilmember Majchrzak asked for a general finishing time for Burmon Drive.

Town Engineer Wayne Bieler said Burmon Drive should be done with rough grading by winter if Mother Nature cooperates.

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 authorize the approval of all entries on Warrant # 17 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$140,759.01
Public Safety Fund	\$12,805.78
Part Town Fund	\$1,728.87
Risk Retention	-
Cemetery Fund	-
Highway Fund	\$187,170.86
Special Districts	\$171,943.56
Trust & Agency	\$1,783.50
Capital Fund	\$684,595.83

The resolution was unanimously adopted.

16) 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 file and post the Public Notice sent by the Erie County Legislature to consider requests for the inclusion of predominantly viable agricultural lands within the existing agricultural districts.

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Keem, seconded by Councilmember Majchrzak, the meeting adjourned at 8:56 pm (local time).

Respectfully Submitted,



**Remy C. Orffeo
Town Clerk**