

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 1st day of December 2021 at 7:00 PM, the meeting was called to order by Deputy Supervisor Joseph Liberti and there were:

PRESENT AT ROLL CALL:

	Joseph Liberti	Supervisor
	Eugene Majchrzak	Deputy Supervisor
		Councilmember
Via Phone Conference	Conor Flynn	Councilmember
	Remy Orffeo	Town Clerk
	Timothy D. Gallagher	Town Attorney
	Steve Bremer	Building Inspector
	E. Joseph Wehrfritz	Chief of Police
	Andrew Slotman	Highway Superintendent
	Ed Leak	Director of Rec., Parks & Forestry
	Wayne Bieler	Town Engineer

Deputy Supervisor Liberti 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 COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: November 17, 2021 and Executive Session: November 17, 2021 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 COMMENT ON NEW BUSINESS

No one came forward

New Business #1 Promote Police Officer Ryan J. Myers

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

RESOLVED, that the Town Board does hereby promote Police Officer Ryan J. Myers to the Position of Patrol Lieutenant, (probationary) effective December 11, 2021, with a rate of pay as defined in the Collective Bargaining Agreement as recommended by the Chief of Police.

The resolution was unanimously adopted.

New Business #2 Award Contract to Tabone’s Southtowns Sealing LLC

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

WHEREAS, bids were opened for the Municipal Center Parking Lot Seal & Stripe Project on Wednesday, November 10th, 2021; and

WHEREAS, the project was bid informally due to its estimate and value. Eight companies were directly contacted and Construction Exchange put the project on their website for a wide array of companies to review; and

WHEREAS, the Engineering Department has reviewed the bids of the two contractors who submitted proposals. Bids were received from Tabone's Southtowns Sealing, LLC. and Thomann Asphalt Paving Corporation. The lowest bid was \$8,950.00 from Tabone's and the second bid was \$21,000 from Thomann's; and

WHEREAS, the low bidder, Tabone's Southtowns Sealing, LLC. has successfully completed similar projects of various sizes and scopes. The company has been found to have the qualifications and experience to perform this work. I have no reservations about their capabilities; and

WHEREAS, the Town has appropriated adequate funding for the Municipal Building seal & stripe project under Capital Account #ABOO7 (\$86,083.00). Work can start May 16, 2022 and must be completed by June 14, 2022.

NOW, THEREFORE, be it:

RESOLVED, that the Town Board does hereby award the contract for the "Municipal Center Parking Lot Seal & Stripe Project" to the lowest responsible bidder, Tabone's Southtowns Sealing, LLC., 16 Ventura Circle, Fredonia, New York 14063 in the amount not to exceed \$8,950.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #3 Refer to the Planning Board.

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

- 5622 Amanda Lane, located in Quaker Crossing Plaza, zoned B-1, west side of Amanda Lane, north side of Milestrip Road. Target Corporation is proposing the removal of existing parking spaces to construct (24) designated "Drive Up" parking spaces. (SBL #152.17-1-14)
- 3856 Southwestern Boulevard, located west of Abbot Road with entrance and exit on the south side of Sheldon Road, Zoned B-2. First Alert Medical Pendant LLC is seeking permission for an Outside Display to operate a drive through COVID 19 testing site. (SBL # 161.09-4-9.1)

The resolution was unanimously adopted.

New Business #4 Not on the Agenda – Commercial Parking Permit

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

RESOLVED, that the Town Board does hereby approve the request of John Kuebler for a 2021-2022 Commercial Parking Permit at 3892 Southwestern Boulevard.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Kiley Stoj spoke in favor of the Erie County Rails to Trails.
Gregg Tomani spoke against the Erie County Rails to Trails.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Councilmember Majchrzak congratulated Patrol Lieutenant Ryan J. Myers for his appointment. He also congratulated the Police Department for their assistance in resuscitating a resident at the Buffalo Bills game.

Councilmember Flynn congratulated Patrol Lieutenant Ryan J. Myers for his appointment.

Highway Superintendent Andrew Slotman informed residents that the snow plows and leaf trucks are out and running. He also thanked the 4th grade class of South Davis Elementary school for writing their letters of appreciation to the Highway Department.

Police Chief Wehrfritz congratulated Patrol Lieutenant Ryan J. Myers for his appointment. He also informed the residents of a few activities going on in the Town; 12/4/21 at 10AM is the Holly Jolly 5K, 12/4/21 2-4 is the Holiday in the Park, 12/6/21 Buffalo Bills Home Football game and 12/13/21 is the 13th annual Shop with a Cop event.

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

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant # 23 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$490,970.97
Public Safety Fund	\$1,432,854.06
Part Town Fund	\$63,354.82
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$258,156.62
Special Districts	\$71,167.66
Trust & Agency	\$18,760.79
Capital Fund	\$19,614.16

The resolution was unanimously adopted.

There being no further business, on a motion by Councilmember Majchrzak, seconded by Councilmember Flynn, the meeting adjourned at 7:18 pm (local time).

Respectfully Submitted,

Remy C. Orffeo
Town Clerk