

TC

PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Orchard Park, Erie County, New York at the Municipal Building, S4295 South Buffalo Street Orchard Park, New York on the 16th day of March 2022 at 7:00 PM (local time) in the matter of the Amendment to the Zoning Ordinance of the Town of Orchard Park, which amendment provides as follows:

To rezone V/L, Lake Ave., located between 6007 and 5971 Lake Avenue (SBL# 152.15-1-16) from I-1 to R-3, for the purpose of creating a usable parcel, as petitioned by Paul Reamsnyder of The Spectrum Team.

A complete metes and bounds description of this property together with a surveyor's map is on file in the Town Clerk's Office for on site inspection during regular business hours.

At such time all interested persons will be given as opportunity to be heard.

Dated: February 17, 2022

Remy C. Orffeo

Town Clerk

TC

WHEREAS, the minutes for the Town Board meeting of February 16, 2022 had clerical errors, and

WHEREAS, the Town Clerk would like the minutes to be a true reflection of what transpired at the February 16, 2022 meeting, it is

HEREBY RESOLVED, that the following amendments are adopted to correct clerical errors to the February 16, 2022 Town Board meeting minutes — Old Business Item #1 the amount of the performance bond is changed from \$65,000.00 to \$55,000.00 and New Business #8 the location description is changed from "located on the north side of Newton Road" to located on the south side of Newton Road".



TOWN OF
ORCHARD PARK

S.4295 SOUTH BUFFALO STREET
ORCHARD PARK, NEW YORK

MEMORANDUM

FROM: Richard J. Mrugalski, Emergency Manager
TO: Eugene Majchrzak, Town Supervisor
SUBJECT: **Course on Expanding Incidents (I-300)**

DATE: March 9, 2022

Ram

I hereby request authorization for Assistant Emergency Manager Jordan Kellerman to attend a three-day course on Intermediate Incident Command System (ICS) for Expanding Incidents (I-300) to be held on March 22, 23 and 24, 2022 at Erie County Fire training Academy in Cheektowaga.

Attached is an outline of the program. There is no cost for this training

cc: Town Clerk
Town Engineer
Jordan Kellerman
File

AK
WMM



Course Description

IS-300 Intermediate Incident Command System for Expanding Incidents

Description

This course is designed to enable senior staff personnel to operate efficiently during an incident or event within the Incident Command System (ICS). This course focuses on management of expanding incidents and was developed under the leadership of the NWCG and complies with the NIMS/HSPD-5 requirements for Incident Command System training.

Course Objectives

- Describe how the National Incident Management System (NIMS) Command and Management component supports the management of expanding incidents.
- Describe the incident/event management process for supervisors and expanding incidents as prescribed in the ICS.
- Implement the incident management process on a simulated Type 3 incident.
- Develop an Incident Action Plan for a simulated incident.

Course Curriculum Structure:

- Module 1 - Course Overview
- Module 2 - ICS Fundamentals Review
- Module 3 - Incident/Event Assessment & Incident Objectives
- Module 4 - Unified Command
- Module 5 - Incident Resource Management
- Module 6 - Planning Process
- Module 7 - Demobilization, Transfer of Command, & Closeout

Prerequisites

- IS0100: Introduction to the Incident Command System
- IS0200: Basic Incident Command System for Initial Response
- IS0700: National Incident Management System, An Introduction
- IS0800: National Response Framework, An Introduction

Length: 24 Hours

Target Audience:

The target audience for this course is individuals who may assume a supervisory/management role in expanding (Type 3) incidents. Persons likely to assume these ICS supervisory positions would include Emergency Management, Fire Service, Law Enforcement, EMS, Healthcare, Education, Military, & Volunteer organizations active in disaster.

Cost:

There is no fee for the course. Other cost considerations are detailed in each LMS course offering.

Signup Details:

Register through the New York State DHS/ES Learning Management System. Access the LMS through the link on the calendar webpage.

TC

WHEREAS, a vacancy has been created on the Conservation Board for an alternate member,
and

WHEREAS, the Town Board and Conservation Board desire to have full membership on the
Conservation Board, including the alternate position

NOW therefore be it

RESOLVED that Daniel E. Couch is appointed to the alternate position on the Conservation
Board with a term to expire December 31, 2022.

Tc

RESOLVED, that the Town Board does hereby promote Police Officer Michael S. Mackey to the Position of Patrol Lieutenant, (probationary) effective March 19, 2022, with a rate of pay as defined in the Collective Bargaining Agreement as recommended by the Chief of Police.

TC

RESOLVED, that Christopher Kuhnle be promoted by the Orchard Park Highway Superintendent to a Working Crew Chief. This is a Non-Union position and is classified in the Personnel Policy as a non-exempt Group 4 Full Time regular employee with an hourly rate of \$33.00 per hour. The effective date is April 4, 2022.

TC

RESOLVED, that the Orchard Park Town Board makes the following appointments for the Community Activity Center:

- 1) Linda Rankin to the full time position of Assistant to the Senior Director of the Community Activity Center at an hourly rate of \$18.75 effective March 28, 2022; and
- 2) Margaret Sanna to the part-time position of receptionist at an hourly rate of \$14.50 (with an increase to \$15.00 per hour based on a performance evaluation at the completion of three (3) months of employment) and a start date of March 18,2022.



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

S 4295 South Buffalo Street Orchard Park, New York 14127-2609

Phone: (716) 662-6425
Fax: (716) 662-6488
Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 11, 2022

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, NY 14127

Re: Consultant Agreement - Pond/Lake Management, Maintenance, Non-Pesticide Aquatic Vegetation Control & Fish Stocking

Dear Board Members:

Similar to previous years, to complete the management and maintenance of various ponds/lake including Green Lake; it is necessary to hire an environmental consulting firm that is familiar with non-pesticide aquatic vegetation control (grass carp), water quality (microbes and water aeration), general consultation and fish stocking.

I have again solicited services and received a proposal from a local environmental consultant firm, AquaTech Environmental, Inc., which is qualified and more than capable of completing lake management work for Green Lake and other various Town owned ponds. Fish stocking in fourteen (14) Town owned water bodies would also be completed in the necessary timeframe, weather and appropriate season.

The environmental services to be provided for the maintenance of Town ponds/lake are proposed as an annual maintenance service agreement and will include: Non-Pesticide Aquatic Vegetation Control (grass carp stocking), Initial Walkthrough (Biological, Chemical and Physical Analysis), Water Quality Analysis, Aeration Assessment, Installation and Adjustment, Stocking Permit Procurement, Fish Stocking, Fishery Assessment/Management and General Consultation Services. Aqua Tech Environmental, Inc. will provide these services on as as-needed basis for a fee of \$1,000.00 due in March. Also a \$1,000.00 stocking deposit will be due in March and will be later subtracted from the overall stocking costs.

The Birdsong Subdivision Retention Pond is being stocked with another 10 grass carp this spring, as in 2021, to maintain healthy populations that can deal with the rooted plants. The additional grass carp pose no negative side effects and are a cost effective measure to control plant populations and improve the overall quality of the pond.

The total anticipated pond treatment (weather dependent) cost for 2022 is \$0.00 for the year (attachment 2.0). Ten (10) Town owned water bodies are listed with costs in case any microbial treatment is needed this year. The 2022 pond and lake maintenance proposal includes \$2,507.00 towards possible water treatment options along with 50% cost sharing opportunities from existing drainage districts (1-2, 1-3, 2-2 & 3-2). The \$2,507.00 could also be applied towards the stocking of 75 grass carp in Green Lake pending spillway modifications and NYSDEC approval/permitting. The 75 grass carp would aid in the aquatic vegetation control in the lake and are offered by AquaTech at a cost of \$1,350.00.

Visit the Town's website at www.orchardparkny.org

Honorable Town Board
March 11, 2022
Page 2

The continuation of the Town of Orchard Park Fish Stocking Program recommendations are attached (Attachment 3.0 Fishery Management Agreement) for 2022. Mr. Adrian recommends continuing the feeder fish stocking (fathead minnows & golden shiners), game fish stocking (large mouth bass, crappie & yellow perch) and increasing grass carp stocking to aid in weed control. The 2022 proposed stocking cost is \$8,493.00 (attachment 3.1) less the \$1,000.00 deposit.

The entire projected cost for Town Pond/Lake maintenance, possible water quality treatment and stocking for calendar year 2022, is not to exceed \$12,000.00. There are presently funds (\$15,000.00+/-) allocated under Orchard Park Engineering Department "Water Quality Consultants" A01440 50541 for this work.

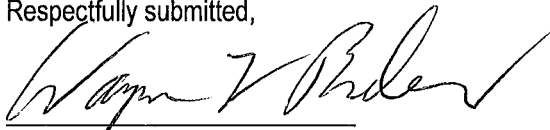
The Town Board must be aware, as previously discussed with AquaTech, that this natural means of aquatic vegetation control and water quality management is not a perfect science and is heavily influenced by outside factors such as weather, nutrient loading, oxygen levels, etc. Another factor to highlight is that, other than Green Lake, no aeration projects are funded under this agreement, which are also a major component of improving water quality. Lastly, this amount of funding would not cover all microbial treatments in a single year if they were, for some reason, required for all proposed waterbodies, which is highly unlikely. All involved parties must know there will be a learning curve with these natural methods. The true benefit for the environment comes with eliminating pesticides.

I, therefore, recommend that you adopt the following resolutions:

Authorize the Supervisor to sign the agreement with AquaTech Environmental, Inc., 45 Kent Avenue, Blasdell, New York 14219, for an amount not to exceed \$12,000.00 to provide the following:

- Professional consultation for yearly environmental services for Town-Owned Ponds & Lake (\$1,000.00 fee due in March).
- Non-Pesticide water quality treatment services (excluding aeration) for various Town-Owned Ponds & Lake; including Brush Mountain, Lyrica North & South, Holley Ridge, CRV Acorn Circle, CRV East & West, Milestrip Reclamation, Birdsong, Riley Meadows, Pleasant Acres & Knoche ponds, also Green Lake.
- Complete NYSDEC permitting & fish stocking in specified Town-Owned Ponds/Lake as per attachment 3.0 & 3.1 Fishery Management Agreement (\$1,000.00 deposit due in March).

Respectfully submitted,



Wayne L. Bieler, P.E., CFM
Town Engineer

Attachment

cc: Remy Orfeo, Town Clerk
Timothy Gallagher, Town Attorney
Edward Leak, Parks & Grounds
Dave Adrian, AquaTech Environmental, Inc.
File #2006.017



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

S 4295 South Buffalo Street Orchard Park, New York 14127-2609

Phone: (716) 662-6425
Fax: (716) 662-6488
Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 14, 2022

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, NY 14127

Re: Old Transit Road 26-Sublot Subdivision - Map, Plan and Report Orchard Park Drainage District OPDD 1-4

Dear Board Members:

Attached is a petition, and metes and bounds received by the Town of Orchard Park pursuant to Town Law Section 191, that the Town Board establish a Drainage District for the Old Transit Road 26-Sublot Subdivision. The map, plan and report for the proposed Orchard Park Drainage District OPDD 1-4 for the Old Transit Road 26-Sublot Subdivision prepared by Carmina Wood Morris, P.C. in accordance with Article 12 of the Town Law is available at the Town Clerk's office for public review.

The project involves the installation of the Subdivision's stormwater drainage system, which includes the piping infrastructure, roadway catch basins, bioretention pond, and detention basin systems for stormwater quality. The construction cost of the Subdivision's stormwater drainage system is estimated at \$500,000, which is the Subdivision development costs associated with drainage infrastructure construction only and will be bore entirely by the developer (Nexgen Development II, LLC).

The establishment of a Drainage District is in the public interest because the district will service prospective new homeowners with the required drainage control of water quality and quantity per the Federal EPA Environmental Law, the Clean Water Act and Stormwater Phase II regulations. The district formation is to cover additional costs the Town will encounter due to this unfunded mandate, as well as provide necessary maintenance to the stormwater system.

For the drainage district creation, the applicant has completed and submitted the Short EAF, Parts 1 for this Unlisted SEQRA action. The Planning Board has completed a Full Environmental Assessment Form with a coordinated review being conducted with the Town of Orchard Park acting as Lead Agency for the Subdivision Approval.

Visit the Town's website at www.orchardparkny.org

Honorable Town Board
March 14, 2022
Page 2

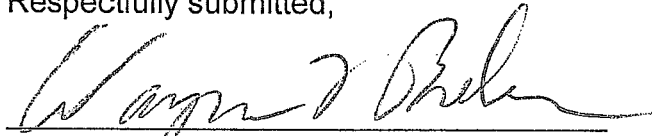
I therefore recommend that you adopt the following resolutions:

Accept the map, plan and report in accordance with Section 191 of the Town Law for the establishment of the Orchard Park Drainage District OPDD 1-4.

Authorize the scheduling of a Public Hearing on the creation of Orchard Park Drainage District 1-4 for the Old Transit Road 26-Sublot Subdivision at your regular meeting of April 6, 2022.

Subsequent to the public hearing and completion of the SEQR process, you may then adopt the necessary orders establishing the district. Only after the district creation can the associated Subdivision project proceed with the Planning Board final approval.

Respectfully submitted,



Wayne L. Bieler, P.E.
Town Engineer

Attachments

cc: Remy Orffeo, Town Clerk
Timothy Gallagher, Town Attorney
Dan Stanford, Town Assessor
Ed Leak, Parks & Grounds
Andy Slotman, Highway Superintendent
Planning Board
File 2018.017

TC

PUBLIC NOTICE

Order for Public Hearing to Establishment the Creation of the Town Drainage District OPDD 1-4 for the Old Transit Subdivision

WHEREAS, the Town Board of the Town of Orchard Park (herein called "Town Board" and "Town" respectively), in the County of Erie, New York, has received a petition pursuant to Section 191 of Town Law, for the establishment and creation of Town Drainage District OPDD 1-4, which petition was signed by the sole owners of taxable real property situate on the proposed new drainage district owning all of the taxable real property of the proposed new drainage district, as shown upon the latest completed assessment roll of said Town and was accompanied by a map plan and report prepared by Carmina Wood Morris, DPC, competent engineers duly licensed by the State of New York, and was the drainage district to be constructed and paid for by or on behalf of petitioners, to provide stormwater drainage to prospective property owners within the proposed district consisting of the construction, installation & maintenance of drainage facilities in accordance with the specifications of the New York State Department of Environmental Conservation and the Town of Orchard Park Engineering Department all in the proposed new Town Drainage District OPDD 1-4, which map and plan have been duly filed in the Office of the Town Clerk of the Town for public inspection; and

WHEREAS, said petition described the boundaries of the proposed new Town Drainage District OPDD 1-4 in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioners and acknowledged or proved in the same manner as a deed to be recorded; and

WHEREAS, the proposed new Town Drainage District OPDD 1-4 is bounded and described (Exhibit A at end of resolution) in the map, plan and report attached hereto and made a part hereof; and

WHEREAS, the Town Board has given due consideration to the impact that the establishment of the new Town Drainage District OPDD 1-4 may have on the environment and, on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused by the establishment of such new Town Drainage District OPDD 1-4 and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, a duly executed Short Environmental Assessment Form has been filed in the office of the Town Clerk; and

WHEREAS, the Town Board has determined to proceed with the establishment of the proposed new Town Drainage District OPDD 1-4; and

WHEREAS, said new Town Drainage District OPDD 1-4 hereinabove described is to be constructed and paid for by or on behalf of the petitioner, Nexgen Development II, LLC and the expense of the establishment and maintenance of the Drainage District shall be paid by the

assessment, levy and collection of property taxes upon the several lots and parcels of land within the proposed Town Drainage District OPDD 1-4 in the same manner and at the same time as other Town charges;

NOW, THEREFORE, be it **ORDERED**, that meeting of the Town Board of the Town be held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 6th day of April, 2022 at 7:00 p.m. (prevailing time); to consider the establishment and creation of the new Town Drainage OPDD 1-4; as herein referred to, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish as least once in the Orchard Park Press, a newspaper published in the Town of Orchard Park, New York, which newspaper is hereby designated as the official newspaper of the Town for this publication, and post on the sign board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by the Town Clerk, the first publication and said posting to be not less than ten (10) nor more than twenty (20) days before the day designated herein for said public hearing as aforesaid.

Remy Orffeo
Orchard Park Town Clerk
March 16, 2022

Legal Description of Orchard Park Drainage District OPDD 1-4

DESCRIPTION
OLD TRANSIT SUBDIVISION
OLD TRANSIT ROAD (21.75± ACRES)
TOWN OF ORCHARD PARK

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Orchard, County of Erie and State of New York, being part of Lot 2, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the west boundary line of Transit Road (100.00 feet wide) at a distance of 1145.00 feet southerly from the northerly line of lands conveyed to Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300 Parcel 4, as measured along the west boundary line of Transit Road; said point of beginning being 50.00 feet west of the centerline of Transit Road, said centerline of Transit Road being the east line of Lot 2; said point being on the south line of said lands conveyed to Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 1;

THENCE: N 89°-53'-29" W along said south line of lands of Health Research, Inc. a distance of 600.00 feet to a corner thereof;

THENCE: S 60°-06'-31" W continuing along said south line of lands of Health Research, Inc. a distance of 146.61 feet to a corner thereof;

THENCE: S 00°-00'-53" E along the east line of said lands of Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 3 and 2, a distance of 200.23 feet to the southeast corner of Parcel 2;

THENCE: S 57°-19'-17" W along the southerly line of said lands of Health Research, Inc. a distance of 155.00 feet to a corner thereof;

THENCE: N 22°-45'-05" W along the westerly line of said lands of Health Research, Inc. a distance of 245.66 feet to the northwest corner thereof, said point being on the southerly line of lands conveyed to the Town of Orchard Park by deed recorded in the Erie County Clerk's Office in Liber 11271 of Deeds at page 4885;

THENCE: N 89°-10'-51" E along the southerly line of said lands of the Town of Orchard Park, a distance of 52.52 feet to the southeast corner thereof;

THENCE: N 21°-10'-15" W along the easterly line of said lands of the Town of Orchard Park, an along an easterly boundary of Knoche Farms Estates Subdivision as shown on Map Cover 3594 a distance of 766.97 feet to a corner thereof;

THENCE: N 60°-16'-15" E along a southerly boundary of said Map Cover 3594, a distance of 517.28 feet to a corner thereof;

THENCE: N 00°-00'-54" W along the easterly boundary of Knoche Farms Estates Subdivision as shown on Map Cover 3594 a distance of 1.12 feet to a northerly corner of said lands of Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 1

THENCE: N 60°-06'-31" E along the northerly line of said lands of Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 1, a distance of 102.71 feet to a corner thereof;

THENCE: southerly forming an interior angle of 90°-00'-00" along the northeasterly line of said lands of Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 1, a distance of 46.55 feet to a westerly corner of said parcel 4;

THENCE: N 33°-34'-02" E along the northwesterly line of said lands of Health Research, Inc. by deed recorded in the Erie County Clerk's Office in Liber 7071 of Deeds at page 300, Parcel 4, a distance of 310.97 feet to a point;

THENCE: S 00°-06'-31" W a distance of 297.12 feet to a point;

THENCE: S 89°-53'-29" E a distance of 445.00 feet to a point on the west boundary of Transit Road;

THENCE: S 00°-06'-31" W along said west boundary, a distance of 815.00 feet to the POINT OF BEGINNING, containing 21.75 acres more less.



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

S 4295 South Buffalo Street Orchard Park, New York 14127-2609

Phone: (716) 662-6425
Fax: (716) 662-6488
Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 11, 2022

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, NY 14127

Re: Professional Consultant Agreement
Lakeview Avenue Reconstruction Project
Eaglebrook Drive, Brimfield, & The Green Reconstruction Project
Elmtree & Dorchester Road Reconstruction Project
Pavement Cores & Soil Borings

Dear Board Members:

To complete the above mentioned reconstruction bid documents and design specification work, existing pavement and subsurface soil conditions needs to be investigated for the projects. With the final design work underway, we requested quotes from three Drilling and Testing companies. Quotes were received from two firms and reviewed by the Town Engineering Department and deemed to be fair and accurate proposals for the scope provided. Figures were provided showing proposed test bore locations depths of pavement cores and soil borings depending on utility standards depths' required. The Town of Orchard Park will directly contract the test boring services for the above mentioned reconstruction projects and include reports with the bid documents as well as the Town's master soil boring records book.

This geotechnical boring work will include three pavement core locations (4" asphalt core, sample subbase to determine thickness, spit spoon samples to 3 feet), four to five soil borings to a depth of 15-feet (or refusal) for the fill areas and deeper utility work, and all associated boring reports for each project site. All boring locations are to be tied into Town of Orchard Park survey Datum for elevation reference. SJB Services, Inc. submitted a proposed cost to complete the above mentioned work totaling \$10,400.00. The estimated time necessary to complete the work is three days.

I, therefore, recommend that you authorize the Supervisor to sign an agreement with SJB Services, Inc. 5167 South Park Avenue, Hamburg NY 14075, to provide pavement cores & soil borings for the Lakeview Avenue, Eaglebrook Drive, Brimfield & The Green, Elmtree & Dorchester Road Reconstruction Projects in an amount not to exceed \$10,400.00.

Respectfully submitted,

Wayne L. Bieler, P.E. CFM
Town Engineer

Attachments

cc: Remy Orffeo, Town Clerk Timothy Gallagher, Town Attorney
Tom Malecki, Dresser & Malecki File 2017.018

S:\Town Projects\Lakeview Avenue Reconstruction\Correspondence\3.14.22 memo to Town Board auth Soil borings.doc

Visit the Town's website at www.orchardparkny.org



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 11, 2022

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, NY 14127

**Re: United States Department of Agriculture
Invasive Insect Survey Property Access Requests**

Dear Board Members:

The Town of Orchard Park has received a request to trap the European Cherry Fruit Fly (ECFF) and the Box Tree Moth (BTM). The requests are for property access to place the traps on the Town owned right-of ways, in parks, and in cemeteries. For private property, land owners will be approached directly. All information about the programs are attached.

If there are any specific restrictions/areas that access is not permitted, it can be noted on the Property Access Request Forms. The traps will be serviced at least every two weeks and will be removed on or before October 31st.

I, therefore, recommend that authorize Property Access for:

The United States Department of Agriculture to trap for an invasive pest, the European Cherry Fruit Fly (ECFF) in the Town owned sections of Orchard Park.

The United States Department of Agriculture to trap for an invasive pest, the Box Tree Moth (BTM) in the Town owned sections of Orchard Park.

Respectfully submitted,

Wayne L. Bieler, P.E.
Town Engineer

Attachment

cc: Remy Orffeo, Town Clerk
File

Visit the Town's website at www.orchardparkny.org

S:\USDA\TB Letter for USDA Invasive Insect Survey Request.doc



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

S 4295 South Buffalo Street Orchard Park, New York 14127-2609

Phone: (716) 662-6425
Fax: (716) 662-6488
Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

August 11, 2021

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, New York 14127

**Re: Brush Mountain Community Activity Center
Industrial Power & Lighting – Electrical Contract # 3
Final Payment & Release of Retention \$5,000**

Dear Board Members:

On 12/17/2019, a preliminary inspection was conducted, punch-list generated, and the contractor has completed the outstanding items necessary to fulfill the contract requirements.

The Town Board approved on 8/11/2021, IPL's request to release the remaining 50% of the retention withheld for the project totaling \$97,039.33. The Town and IPL had agreed to hold \$5,000 of the retention as IPL determines if they can complete Alternate #7 Generators Installation as originally bid.

The change orders for the project were as follows:

Alternates Awarded:

C/O #1 – Award of Alt. #5, Senior Area Fit Out for \$46,400
C/O #3 – Award of Alt. #4, Gymnasium Fit Out for \$104,324.73
C/O #6 – Award of Alt. #6, Recreation Area Fit Out for \$44,400.00
Total = \$195,124.73

Other Change Orders of Work Scope:

C/O #2 – Adjusted electrical service location for a credit of (\$39,952.02)
C/O #4 – Irrigation line Extension for \$7,572.48
C/O #5 – Additional access control, CO detection and handicap entry buttons for \$25,784.36
C/O #7 – Kitchen Modification, Sprinkler Revisions, and Retaining Wall Changes for \$0.00
C/O #8 – Flagpole lighting for \$1,025.00
C/O #9 – Rural Transit antenna installation for \$1,630.00
C/O #10 – Additional Outlets for \$2,044.00
C/O #11 – Code violation corrections and additional requested work for \$8,458.00
C/O #12 – Exterior Fixture Support, GFI Breakers for Fountains, Maglock Installation for (\$6793.83)
Total = (\$232.01)

The final contract amount to date is \$1,933,992.72. Twelve change orders for the project resulted in an increase of \$194,892.72. This represents an increase of 10.1% from the original amount bid

I, therefore, recommend that you approve final payment and authorize the release of IPL's remaining retainage in the amount of \$5,000.00 for the Brush Mountain Community Activity Center Project.

Respectfully submitted,

Wayne L. Bieler, P.E., CFM
Town Engineer

Attachments

cc: Remy Orfeo, Town Clerk Timothy Gallagher, Town Attorney File #2015.007.2

S:\Town Projects\CAC - Construction 15.007\Electrical Contract\Letter to TB Release of Retention IPL 3-14-2022.doc

Visit the Town's website at www.orchardparkny.org

**Resolution for Budget Transfer –
Green Lake Boat Dock Replacement**

WHEREAS, the Town Recreation and Parks Department would like to replace the current Boat Dock at Green lake, and

WHEREAS, the amount to replace the boat dock (\$7,910) will exceed the total amount budgeted for in the Town’s 2022 adopted budget relating to Launching Area Repairs (\$7,000), and

WHEREAS, the Town has budgeted and unused funds available in the Lake Maintenance & Channel Cleaning account and will need to transfer money from this account to fulfill the total amount of repairs, and

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorize the following transfer of the 2022 adopted budget in the amount of \$910.

Increase Appropriations:

A07110-50546	Launching Area Repairs	\$910
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Decrease Appropriations:

A07110-50544	Lake Maintenance & Channel Cleaning	\$910
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WHEREAS, the Splash Pad at Green Lake has reached the end of its useful life and is in need of Surface Replacement, and

WHEREAS, the lowest responsible bidder, at \$33,082.60, is Inside Edge Safety Surfaces, 2700 Blue Water Road, #400, Eagan, MN 55121

NOW therefore be it

RESOLVED, that the contract for the Green Lake Splash Pad – Surface Replacement Project is awarded to the lowest responsible bidder Edge Safety Surfaces, 2700 Blue Water Rd., #400, Eagan, MN 55121.

3/14/2022

Honorable Town Board
Town of Orchard Park
4295 South Buffalo Street
Orchard Park, New York 14127

**Re: Award Informal Bid
Green Lake Splash Pad – Surface Replacement Project**

Dear Board Members:

The Life Floor system is the only NSF-50 Certified flooring solution for aquatic spaces and is used all over the world in major water parks.

Bids were received from three bidders for the above referenced project. The project was bid informally on a lump sum basis for a complete surface removal and replacement. Inside Edge was the lowest responsible bidder and meets the criteria for Sole Source Provider. The cost for the project is \$33,082.60. The Engineering Department has reviewed the proposals and feels Life Floor is the product to use as it will be safer and last longer.

Life Floor 3/8" Ripple 2.0 is the only NSF/ANSI-50 certified aquatic safety surfacing on the market. This means Life Floor met or exceeded all 6 of the testing criteria for aquatic surfacing as tested and certified by NSF. NSF/ANSI-50 is the most trusted industry standard for aquatics recreation referenced in over 37 state pool and health codes, and a comprehensive reference in 5 states and Washington D.C.

Life Floor has partnered with Inside Edge Safety Surfaces as the sole source provider for installation nationwide. Their labor force is located strategically throughout the country with an unparalleled dedication to quality and customer service.

There is presently a balance of \$270,597.52 plus interest allocated under Parkland deposits account TA0000 20036 that would be an appropriate funding source as the funds within are only to be spent upon board approval for recreational purposes as per Drescher and Malecki.

I therefore recommend that you adopt the following resolution: 1) Award the contract for the Green Lake Splash Pad – Surface Replacement Project to the lowest responsible Bidder, Inside Edge Safety Surfaces, 2700 Blue Water Rd, #400, Eagan, MN 55121. 2) Transfer funds from the Parkland deposits account TA0000 20036 to fund this project.

Respectfully submitted,

Councilman Scott Honer

cc: Town Attorney
Town Clerk
Nicole Ruff, Drescher & Malecki



**TOWN OF
ORCHARD PARK**

MEMORANDUM

S.4295 SOUTH BUFFALO STREET
ORCHARD PARK, NEW YORK 14127
(716) 662-6432, ext. 2202

DATE: March 14, 2022

TO: Town Clerk, Remy Orffeo, Jenifer Brady, & Building Inspector Steve Bremer

FROM: Rose Messina

SUBJECT: Item(s) for March 16, 2022 - TB Agenda

NEW BUSINESS:

Please refer the following to the Planning & Conservation Boards for review & recommendation:

1. V/L Sterling Drive, approximately 1.62-acres, located on the west side of Sterling Drive, Zoned I-1. Alliance Homes is requesting a Building Permit and Site Plan approval to construct a 5,340 SF +/- office building with driveway access and a 22-space parking lot. (SBL#152.19-1-30)