

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 November 2023 at 7:13 PM, the meeting was called to order by Supervisor Eugene Majchrzak and there were:

PRESENT AT ROLL CALL:

Eugene Majchrzak	Supervisor
Conor Flynn	Councilmember
Scott Honer	Councilmember
Joseph Liberti	Councilmember
Julia Mombrea	Councilmember
Remy Orffeo	Town Clerk
Timothy D. Gallagher	Town Attorney
Tom Minor	Building Inspector
Patrick Fitzgerald	Chief of Police
Andrew Slotman	Highway Superintendent
Ed Leak	Director of Rec., Parks & Forestry
Wayne Bieler	Town Engineer

Supervisor Majchrzak 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 MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER LIBERTI, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: October 18, 2023 and the Special Session Minutes: October 25, 2023 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 Approve an appointment to the IT Department.

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

WHEREAS, the IT Department has need of a full time Network Coordinator, and

WHEREAS, William Hobbs is able and willing to be appointed to the full time position as a Network Coordinator, and

WHEREAS, the Network Coordinator position is a provisional hire for this competitive civil service position that reports to Paul Pepero, IT Department Head.

NOW, THEREFORE be it

RESOLVED, that William Hobbs, upon the recommendation of the Head of the IT Department, is appointed to the position of Network Coordinator in the IT Department as a non-union, full-time provisional employee effective October 30, 2023 at a rate of \$28.61 per hour.

The resolution was unanimously adopted.

New Business #2 Approve an appointment to the Maintenance Department.

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

WHEREAS, the Maintenance Department has need of a part-time hourly laborer, and

WHEREAS, Madison Hornug is able and willing to be appointed to the part-time position as an hourly laborer, and

WHEREAS, the duties of the part-time laborer will be janitorial cleaning,

NOW, THEREFORE be it

RESOLVED, that Madison Hornug, upon the recommendation of the Head of Maintenance, is appointed to the position of part-time laborer in the maintenance department as a laborer, non-union, part-time Group 9 effective November 1, 2023 at a rate of \$16.00 per hour.

The resolution was unanimously adopted.

New Business #3 Approve a Special Events Permit for the Holly Jolly 5K.

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

RESOLVED, that the Town Board does hereby approve the Special Event Permit request for the Holly Jolly 5K Run to be held on Saturday December 2, 2023 from 10AM – 11AM pending all fees have been paid and insurances have been provided.

The resolution was unanimously adopted.

New Business #4 Approve a 2023 part-time Recreation Department appointment.

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

RESOLVED, that the Town Board is hereby authorized to approve the following resident appointment to the 2023 part-time staff for the Orchard Park Recreation Department as recommended by the Recreation Director:

Renee Pressing \$16.00 Program Coordinator 1

The resolution was unanimously adopted.

New Business #5 Adopt all special charges on the Letter of Authorization for the Erie County Real Property Tax Department.

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

WHEREAS, the Letter of Authorization for the Erie County Real Property Tax Department approved by the Orchard Park Town Board at its regularly scheduled Town Board Meeting on October 18, 2023 contained Unpaid items that since the meeting have been revised.

NOW, THEREFORE be it

RESOLVED, that the Letter of Authorization dated October 30, 2023 contains the correct special charges as recommended by the Town Accountant and in accordance with New York State Law, Section 198; and be it further

RESOLVED, that the Orchard Park Town Board does hereby adopt all special charges as outlined on the Letter of Authorization dated October 30, 2023.

The resolution was unanimously adopted.

New Business #6 Change status of part-time Police Records Clerk

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

RESOLVED, that the Town Board does hereby move P/T Police Records Clerk Jennifer Liber-Raines from Temporary Part-time status to seasonal status from 11/2/2023 to 12/31/2023.

The resolution was unanimously adopted.

New Business #7 Refer to the Planning Board.

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

1. 3552 Southwestern Boulevard located on the west side of Southwestern Boulevard, Zoned I-Nussbaumer & Clarke, on behalf of their client, is requesting a Building Permit and Site Plan approval to construct a (3,040 +/- sq.ft.) two-story building addition. (SBL 161.07-7-2)

The resolution was unanimously adopted.

New Business #8 Refer to the Planning and Conservation Boards.

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

1. PB File #20-23 4038 California Rd., SBL#161.03-1-4 zoned R-4 Multifamily. Applicant is seeking to construct 80-units of multi-family buildings.

The resolution was unanimously adopted.

***Item Not on Agenda* New Business #9 Rezone 4000 California Rd, SBL #161.03-1-5.11**

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

WHEREAS, a public hearing was held on October 18, 2023, regarding a change in zoning of 4000 California Road (vacant land), located on the west side of California Road, south of Southwestern Boulevard, (SBL #161.03-1-5.11); and

WHEREAS, the Planning Board, at its September 14, 2023 meeting, recommended that a change in zoning from R – 4 (residential) to I – 1 (industrial) be approved; and

WHEREAS, Engineering approval was granted on August 13, 2023; and

WHEREAS, all public notices have been filed.

NOW, THEREFORE be it

RESOLVED, that with regard to 4000 California, located on the west side of California Road, south of Southwestern Boulevard, the proposed rezoning of vacant parcel from R-4 to I-1. (SBL#161.03-1-5.11) is approved.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Steve Felano spoke regarding assessment values and a town-wide reassessment.

Linda Brueckl spoke regarding traffic signal issues at Lake Ave & N. Benzing Rd.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Supervisor Eugene Majchrzak addressed a residents question regarding a town-wide reassessment. He also thanked the Police for their hard work on Buffalo Bills home game days.

Councilmember Joseph Liberti congratulated all new hires and reminded residents that a joint Public Hearing regarding Village annexations will be held on November 13, 2023.

Councilmember Conor Flynn spoke regarding traffic signals at Lake Ave & N. Benzing Rd.

Councilmember Scott Honer welcomed Bill & Madison. He also spoke about a possible IT tool that would allow users to track the progress of issues to be resolved.

Councilmember Julia Mombrea spoke regarding Go-Bike Buffalo and the Bieler Rd traffic issues.

Town Engineer Wayne Bieler spoke regarding traffic signals at Lake Ave & N. Benzing Rd.

Building Inspector Tom Minor spoke regarding Stadium Commercial Parking lot citations.

Highway Superintendent Andrew Slotman updated residents on leaf collection.

11) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR 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 #21 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$110,459.88
Public Safety Fund	\$6,583.69
Part Town Fund	\$1,918.19
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$73,763.86
Special Districts	\$40,004.60
Trust & Agency	\$6,365.07
Capital Fund	\$6,567.50

The resolution was unanimously adopted.

REPORTS

12) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MOMBREA, TO WIT:

RESOLVED, that the Town Board does hereby receive and file the 2024 Orchard Park Fire District Adopted Budget.

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Majchrzak, seconded by Councilmember Flynn, the meeting adjourned at 7:33pm (local time).

Respectfully Submitted,

**Remy C. Orffeo
Town Clerk**