



**TOWN OF
ORCHARD PARK**

MEMORANDUM

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

DATE: November 10, 2021

TO: Town Clerk, Remy Orffeo
Deputy Town Clerk, Jennifer Brady
Building Inspector Steve Bremer

FROM:

SUBJECT: Item(s) for December 15 - TB Agenda

The Planning Board, at their November 9, 2021 meeting, recommended the following:

Regarding Planning Board File #36-21, the Planning Board moves to recommend to the Town Board that the request for a "Special Exception Use Permit" to operate a Child Care Facility, at 3490 California Road, Zoned I-1, per the Town Schedule Of Use Controls be approved, based on the following:

1. This is an Unlisted SEQR action based on the submitted Short EAF Part 1 and a Negative Declaration shall be made.
2. Public Hearing fees must be paid prior to the public hearing, Section 144-69 of the Town Code.
3. Article VI (Section 144-43(c)(1-11)) has been satisfactorily addressed as follows:
 - a. The proposed project is in compliance with the Town's long-range Comprehensive Plan.
 - b. The applicant has demonstrated a need for the project.
 - c. The project is compatible with adjoining land uses and proposed developments, and will not have a negative impact on the adjacent land value or public safety.
 - d. The applicant has demonstrated an orderly flow of traffic ingress and egress.
 - e. The applicant has provided suitable parking facilities.
 - f. Free area for recreation is not required.
 - g. The nearness and impact on schools and utilities is not an issue.
 - h. The health and safety of adjacent properties is not affected.

New Business #8 Set a Public Hearing for 3490 California Rd. for a Special Exception Use Permit.

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

RESOLVED, that the Town Board is hereby authorized to schedule a Public Hearing, Wednesday December 15, 2021 at 7:00PM (local time), as petitioned by 3490 California Rd. Zoned I-1, for a Special Exception Use to operate a Child Care Facility, as recommended by the Planning Board.

The resolution was unanimously adopted.

Case

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 14127, on December 15, 2021 at 7:00 PM (local time), regarding a proposed Local Law for the Year 2021. At such time all interested persons will be given an opportunity to be heard. This local law provides as follows:

**TOWN OF ORCHARD PARK
PROPOSED LOCAL LAW OF THE YEAR 2021**

A Local Law of the Town of Orchard Park to opt-out of allowing on-site consumption sites under New York State Cannabis Law Article 4, as follows:

Be it enacted by the Town Board of the Town of Orchard Park

CHAPTER 118 - CANNABIS LAW

Section 118-1 Legislative Intent

It is the intent of this local law to opt-out of allowing on-site cannabis consumption sites in the Town of Orchard Park that would otherwise be allowed under New York State Cannabis Law Article 4.

Section 118-2 Authority

This local law is adopted pursuant to New York State Cannabis Law s. 131 that expressly authorizes the Town Board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis on-site consumption license within the jurisdiction of the Town.

Section 118-3 Local Opt-Out

The Town Board of the Town of Orchard Park hereby opts out of allowing on-site cannabis consumption site from being established and operated within the Town's jurisdiction as authorized under New York State Cannabis Law Article 4.

Section 118-4 Severability

If any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm, or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 118-5 Permissive Referendum/Referendum on Petition

This local law is subject to a referendum on petition in accordance with New York State Cannabis Law s. 131 and the procedure set forth in New York State Municipal Home Rule Law s. 24.

Section 118-6 Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State.

Remy C. Orffeo, Town Clerk
November 18, 2021

Gene

LEGAL NOTICE

Notice of Public Hearing
Town of Orchard Park

The Town of Orchard Park will hold a public hearing on Wednesday January 5, 2022 at 7:00 pm at the Town of Orchard Park Municipal Building, 4295 South Buffalo St, Orchard Park, NY for the purpose of hearing public comments on the Town of Orchard Park's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) / CARES ACT applications for the 2021 program year. The CDBG / CARES ACT program is administered by the New York State Office of Community Renewal (OCR), and will make available to eligible local governments approximately \$60 Million in CDBG / CARES ACT funds for the 2021 program year for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons. The hearing will provide further information about the CDBG / CARES ACT program and will allow for citizen participation in the development of any proposed grant applications and/or to provide technical assistance to develop alternate proposals. Comments on the CDBG / CARES ACT program or proposed project(s) will be received at this time. The hearing is being conducted pursuant to Section 570.486, Subpart I of the CFR and in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

The location of hearing is accessible to persons with disabilities. If special accommodations are needed for persons with disabilities, those with hearing impairments, or those in need of translation from English, those individuals should contact the Town Clerk at 716-662-6410, at least one week in advance of the hearing date to allow for necessary arrangements. Written comments may also be submitted to the Town Clerk at 4295 South Buffalo St. Orchard Park, NY 14127 until January 7, 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.

December 13, 2021

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

**Re: Final Dedication
Smokes Creek Farm 22-Sublot Subdivision; PIP #2021-01**

Dear Board Members:

On December 10, 2021, a final inspection was conducted of the public improvements constructed in Smokes Creek Farm 22-Sublot Subdivision. The project included the construction of Edgewood Farm Lane as shown on the attached location map. The completion of this subdivision will allow 22 new single-family residential lots to be developed. All work has been satisfactorily completed in accordance with Town specifications with the exception of the following, which the developer states will be completed in time for dedication, but if they are not, this Department recommends tabling dedication until such time:

- Submit all required R.O.W. and easements descriptions (Metes and Bounds) with all associated descriptions' maps for review and approval.

The following escrow are requested for uncompleted work:

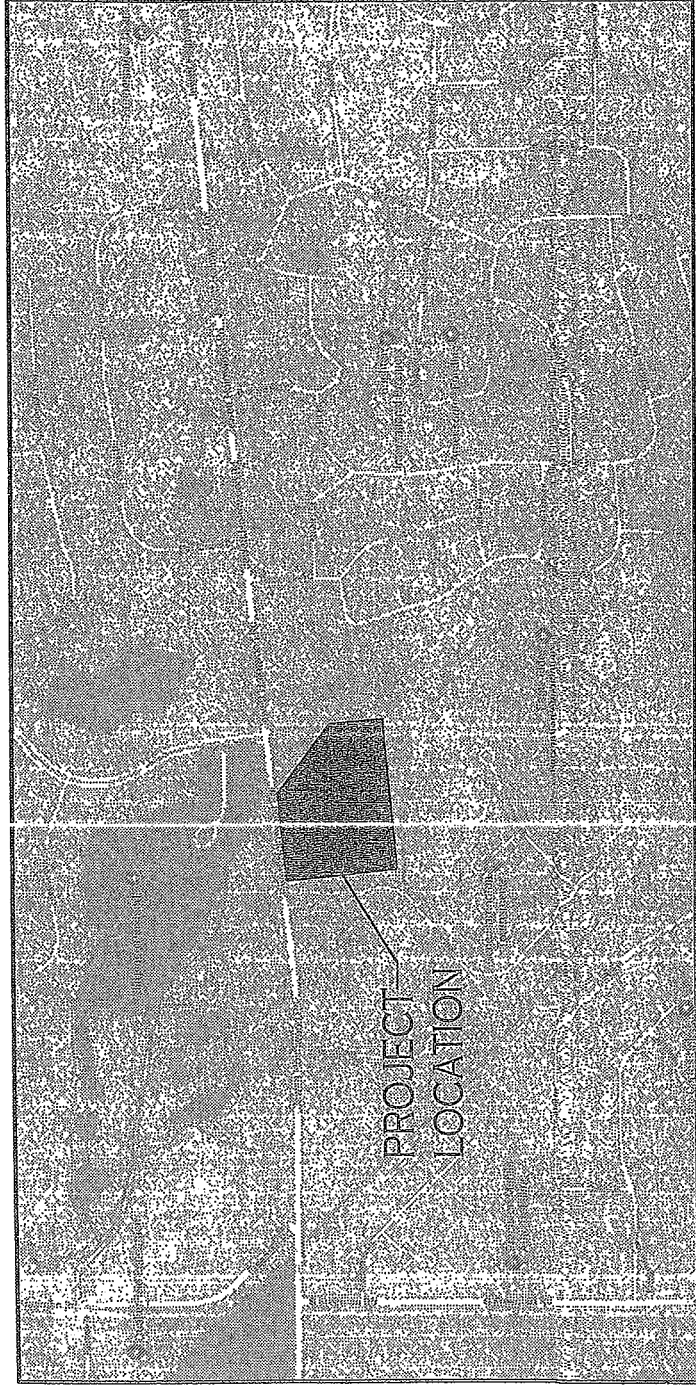
- Fine grade all areas of disturbance to eliminate ponding water and finish backing up the gutters with topsoil, hydroseed and mulch, when weather permits. \$15,000
- Submit hard copies of the required record drawings for this subdivision's infrastructure in general (storm, roadway, water, street lighting, etc.) for review and approval. \$10,000
- Installation of 7- Light Poles with fixtures and supply all required spare parts to S,W & L. \$35,000
- Submit confirmatory survey data for Type E and Type C monument placements for review and approval. \$10,000
- Install split rail fencing at the Type E monuments. \$5,000

We are in receipt of the cash securities for the items noted above. A two-year maintenance bond in the amount of \$525,000 has been submitted along with all other necessary documents.

The following is required by NYSDOT and will allow these new roadways to be included into the Local Highway Inventory (LHI) program, which is used to calculate Chips funding. I, therefore, recommend you adopt the following resolution:

S:\Subdivisions\Smokes Creek Farms - 22 Lot\PIP Construction Correspondence\Letter TB Final Dedication Smokes Creek Farm 22-lot.doc

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



PROJECT
LOCATION



LOCATION MAP
NOT TO SCALE

Gene

WHEREAS, the Orchard Park Court is in need of a Part time Court Clerk: and

WHEREAS, Catherine Block-Blaser is qualified and willing to accept the position of Part time Court Clerk.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Catherine Block-Blaser to the non-union hourly position of Part time Court Clerk, effective December 1, 2021, at a rate of \$15.00/hour.

Gene

RESOLVED, that the Town board does hereby approve the appointment of Sydney R. Wheeler to the position of Police Officer in the Orchard Park Police Department, Step A, effective December 27, 2021, at the salary of \$75,032.00.



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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Phone: (716) 662-6425
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TOWN ENGINEER
WAYNE L. BIELER, P.E.

Dec 14, 2021

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

**Re: Provisional Appointment to Position of
Senior Engineer Assistant
Engineering Department**

Dear Board Members:

As you know, in 2021 the Engineering Department lost two employees to other companies and in an attempt to fill the vacancies, various civil service list were called for and titles researched. A lot of time has been spent by Gail and myself on this quest and perseverance has paid off. Conor Moran has accepted the position and is aware it's pending meeting civil service rules and regulations. This appointment fills one of the vacancies, the Senior Engineer Assistant title, which there was a Civil Service list which was exhausted and results is the Town having to call for a new civil service exam for that title.

Erie County Department of Personnel will request New York State Department of Civil Service to prepare a promotional and open competitive examination. This position was certified to be the appropriate civil service title of Senior Engineer Assistant for the Town of Orchard Park based on job classifications and duties is correct.

The Senior Engineer Assistant assists in the preparation of engineering estimates; participates in surveys of physical features and stakeouts by assembling and operating equipment, taking measurements, placing stakes, holding level rod, taking sightings, and making and checking computations; conducts final survey parties or other field surveys; plots survey results manually or through the use of a computer; prepares tracings and drawings, utilizing a computer or conventional drafting techniques; operates a laboratory to test materials and gathers field samples; files drawings, engineering records and specifications; contacts vendors on engineering data and specifications; inspection of construction projects, takes measurements, calculates and records quantities; enters, checks and/or maintains data for monthly estimate payments; records other pertinent field data such as means, equipment, materials and weather, etc.; may be required to perform routine computer operation and programming; collects and organizes data related to sewer permits, house connections and related data; performs other engineering tasks consistent with design and construction projects.

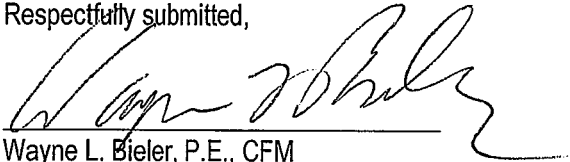
I am pleased to inform you that after reviewing several applications, and interviewing eight candidates, various titles responding to the advertisements, postings, I have concluded that the best-qualified individual for the position is Conor Moran. Mr. Moran has an A.A.S. in Construction Management and an A.A.S. in Civil Technology from Erie Community College and has worked assisting NYSDOT in two internships and has worked for Trautman Associates since August of 2020.

Honorable Town Board
December 14, 2021
Page 2

Funding for the Senior Engineering Assistant position is included in the Engineering Department budget. Per the white collar union contract, Connor Moran, Senior Engineer Assistant level 009 Range 1st yr step wage of \$24.47/hr is per the white collar union contract.

I therefore recommend that you appoint Mr. Connor Moran, _____ to the provisional position of Senior Engineer Assistant in the Orchard Park Engineering Department at Level 0009, Range 1st yr of the white collar union wage rate schedule, effective January 3, 2022 pending meeting Civil Service rules and regulations.

Respectfully submitted,



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

cc: Town Clerk
Lisa McLean, Personnel Dept.
Nicole Ruf, Drescher & Malecki, LLP
Connor Moran
File



TOWN OF ORCHARD PARK

Gene

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.

December 13, 2021

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

**Re: Approve Construction Inspector Position Posting and Advertising
Orchard Park Engineering Department**

Dear Board Members:

On December 8, 1992 the Erie County Department of Personnel approved the Construction Inspector position for the Town of Orchard Park based on job classifications and duties.

Minimum qualifications include High School diploma, plus four years of satisfactory experience in Construction or graduation from a regionally accredited or New York State registered college or university with an Associate's degree in Civil Technology, Construction Technology or related courses, plus 2 years of satisfactory experience in construction inspection work.

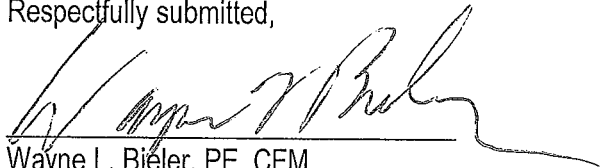
With the Engineering Department down two employees, and the existing and future construction work scheduled for 2022, a staff Construction Inspector is needed.

Distinguishing features of the **Construction Inspector** includes: performing inspections and certifying construction materials and methods used on public works and land development projects for conformance with plans and specifications approved by the Town. Take samples, and performs routine testing of construction materials and completed works, certifying the results. Inspects and certifies building sanitary sewer laterals, water services and storm drainage connections for compliance with Town specifications. Inspects and supervises the placement of fill and surface on roads and streets to insure proper backfill and repavement where openings have been made. Maintains field notes containing reference to job locations for later permanent plotting. Investigates complaints and contracts other public agencies, utility companies, consultants and suppliers for engineering data, regulations and specifications. Records and maintains logs of utility connections, street lighting, vehicle maintenance, surveys and other routine data. Could supervise a maintenance crew for the repair or installation of water mains and sewer mains. Attends meetings and training seminars. Participates in field surveys and prepares field survey notes and drawings. Makes maps, sketches and performs routine mathematical computations. Prepares transmittals. Performs duties of employees with lower titles and assists engineers of higher titles. Responds to emergency callouts.

Honorable Town Board
December 13, 2021
Page 2

I, therefore, recommend that you approve the advertisement/posting of the civil service classification title Construction Inspector assigned to the Engineering Department at Range 0008 (\$20.45-\$27.25/hr.) of union wage schedule for this position.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Wayne L. Bieler", written over a horizontal line.

Wayne L. Bieler, PE, CFM
Town Engineer

Attachment

Cc: Remy Orffeo, Town Clerk

TOWN OF ORCHARD PARK

S 4295 Buffalo Street □ Orchard Park, New York 14127

POSITION VACANT

ENGINEERING DEPARTMENT

Anyone interested in the full time position in the Engineering Department, please submit an application and resume to Wayne L. Bieler, P. E. CFM, at the above address.

Date Posted: December 16, 2021

Job Title: Construction Inspector

Salary Level: White Collar Union – Range 0008 Step A-E (\$20.45-\$27.25/hr. 2021)

Job Requirements: The work will include, but is not limited to assisting Town Engineers by inspection of construction, installation or maintenance operations performed by outside contractors employed by the municipality.

Minimum Qualifications: The candidate must meet one of the following on or before the date of the written test:

- A. Graduation from high school or possession of a high school equivalency diploma, or possession of a high equivalency diploma and four (4) years of responsible construction experience or New York State registered college or university with an Associate's degree in Civil Technology, Construction Technology or related courses, plus 2 years of satisfactory experience in construction inspection work. , primarily concerned with subsurface utilities; or,
- B. Eight (8) years of responsible construction experience, primarily concerned with subsurface utilities: or,
- C. An equivalent combination of training and experience as defined by the limits of A and B.

Special Requirement: Candidate must have a Valid New York State Class D Driver's License. Preference may be given to successful candidates who have been residents of the Town of Orchard Park.

Employees interested in filling the position must sign their names below

PAY RATE (2021)

Step 1: \$ 20.45/hr
Step A: \$ 22.72/hr
Step B: \$ 23.89/hr
Step C: \$ 25.12/hr
Step D: \$ 26.20/hr
Step E: \$ 27.25/hr



TOWN OF ORCHARD PARK

Blue

ENGINEERING DEPARTMENT

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TOWN ENGINEER
WAYNE L. BIELER, P.E.

December 13, 2021

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

**Re: Knoche Farms Estates Subdivision Phase 3
P.I.P. #2020-05
Connection of Decorative Light Fixtures – NYSEG Prices**

Dear Board Members:

Per the tariff agreement between NYSEG and the Town, NYSEG has requested the Town submit a resolution reflecting the connection of five (5) decorative street light fixtures on Furlong Drive and two (2) on Alyson Drive in the Knoche Farms Estates Subdivision Phase 3, as shown on the attached map. At present, there are thirty two (32) single-family homes currently planned to be constructed in Part 3 of the Subdivision.

The LED luminaires, which are owned by the Town, have been installed under PIP # 2020-05. The Town will maintain the poles, bulbs, and the electric eye of the luminaires and NYSEG is providing energy only per the SC4 classification. The Town purchases the electricity from the supplier, which is *estimated* to be \$42.03/ea. for an annual estimated cost of \$294.21 for these seven decorative light poles. The attached application will add the new LED lights to our existing SC4 (service classification) account. Charges for energy to the lights may vary due to the electricity pricing trends from summer and winter month rate fluctuation.

I, therefore, recommend that you authorize NYSEG to connect seven (7) L.E.D. decorative light fixtures in the Knoche Farms Phase 3 Subdivision PIP #2020-02 at an estimated annual increased energy cost of \$294.21 to the Consolidated Light District in accordance with the attached NYSEG proposal.

Respectfully-submitted,

Wayne L. Bieler, P.E., C.F.M.
Town Engineer

Attachments

Cc: Remy Orfeo, Town Clerk
Nichole Ruf, ~~Drescher & Malecki~~ File #2020-05
Tricia Jurek, Town Orchard Park Accounting
Andy Slotman, Highway Superintendent/General Crew Chief
Visit the Town's website at www.orchardparkny.org

Streetlight Request Form

Service Class 4 - Energy Only

NYSEG

Customer Information			
Municipality Name TOWN OF ORCHARD PARK		NYSEG Account # 1005-1914-975	
Authorized Representative WAYNE BIELER PE TOWN ENGINEER		Contact Telephone Number 716-662-6425	
NYSEG Connection Point			
<input checked="" type="checkbox"/> Connect	Overhead - Pole #	Underground - Manhole/Handhole # (if known) U/G	Secondary power available at location? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<input type="checkbox"/> Disconnect	Description of Location for Connection Point		
<input type="checkbox"/> Existing			
<input type="checkbox"/> Reconnect			

Lamps - (fill out one line for each lamp)					
<input checked="" type="checkbox"/> Install	Street Name KNOCKE WAY	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? DECOINTIVE
<input type="checkbox"/> Remove					
<input checked="" type="checkbox"/> Install	Street Name SOPHIA DRIVE	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? "
<input type="checkbox"/> Remove					
<input checked="" type="checkbox"/> Install	Street Name SOPHIA DRIVE	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? "
<input type="checkbox"/> Remove					
<input checked="" type="checkbox"/> Install	Street Name SOPHIA DRIVE	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? "
<input type="checkbox"/> Remove					
<input checked="" type="checkbox"/> Install	Street Name SOPHIA DRIVE	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? "
<input type="checkbox"/> Remove					
<input checked="" type="checkbox"/> Install	Street Name ALYSON DRIVE	Pole #	Wattage (incl. ballast) 40	Lamp Type LED	Arm attached to NYSEG Pole? "
<input type="checkbox"/> Remove					
<input type="checkbox"/> Install	Street Name	Pole #	Wattage (incl. ballast)	Lamp Type	Arm attached to NYSEG Pole?
<input type="checkbox"/> Remove					
<input type="checkbox"/> Install	Street Name	Pole #	Wattage (incl. ballast)	Lamp Type	Arm attached to NYSEG Pole?
<input type="checkbox"/> Remove					
<input type="checkbox"/> Install	Street Name	Pole #	Wattage (incl. ballast)	Lamp Type	Arm attached to NYSEG Pole?
<input type="checkbox"/> Remove					

Project Notes

Wayne Bieler PE			TOWN ENGINEER
Authorized Representative	Signature	Date	Title

Additional instructions and information is provided on the back of this form.

For NYSEG use only			
Installation:	Received:	SN	CCS Updated:

Additional Instructions and Information

- 1) The municipality shall be responsible for all engineering, design, construction, mapping, maintenance, and record keeping of its facilities. Upon initially requesting a service connection, the municipality shall submit a map or detailed drawing of the geographical area to be lighted.
- 2) The municipality shall promptly notify the NYSEG of all subsequent fixture installations, removals, or replacements on an existing service connection. Notification for a replacement of a fixture in kind is not required.
- 3) Applicable to use of service for lighting of public streets, highways, roadways or other outdoor lighting for duly constituted public agencies, public authorities and public corporations.
- 4) The municipality may install lamps burning dusk-to-dawn only under this service classification.
- 5) The municipality shall identify lamp-fixtures in accordance with the latest NEMA Standards for high intensity discharge lamps and luminaires.
- 6) The municipality shall comply with all applicable codes and regulations--including the National Electric Safety Code.
- 7) The municipality shall label all poles with SC-4 using the designatin EO _____, with the blanks being the 4 digit town code as assigned by NYSEG.
- 8) NYSEG will permit the municipality to attach its street lighting fixtures to existing wood poles along public property. Monthly pole attachment charge applies for each municipally owned mast arm or pole bracket supporting one or more luminaires. If a wood pole is jointly owned, the consent of the other joint owner is not required by NYSEG. If consent is required by the joint owner, then it may be acquired by the municipality without cost to NYSEG.
- 9) Where it is necessary for NYSEG to extend its distribution facilities to service connection point location(s), NYSEG shall bill the municipality costs and expenses.
- 10) The municipality shall provide access to lighting by means of a field investigation, to verify ballast compliance, lamp sizes, types, and numbers.
- 11) The municipality shall pay for each electrical point of connection of its overhead or underground facilities to NYSEG's overhead or underground facilities.
- 12) At times, NYSEG or a joint-owner may be determine, or be required to, relocate or replace its facilities. If the municipality's street lighting is making use of these same facilities, the municipality shall relocate or replace its street lighting, or transfer to substituted poles, or perform any other work required by NYSEG or joint-owner.
- 13) In cases of emergency, NYSEG or joint-owner may relocate, replace, remove or transfer the municipality's street lighting. The municipality shall reimburse NYSEG or joint-owner for the costs and expenses incurred.

DRAWN BY: DML

NOTIFICATION #10300736925

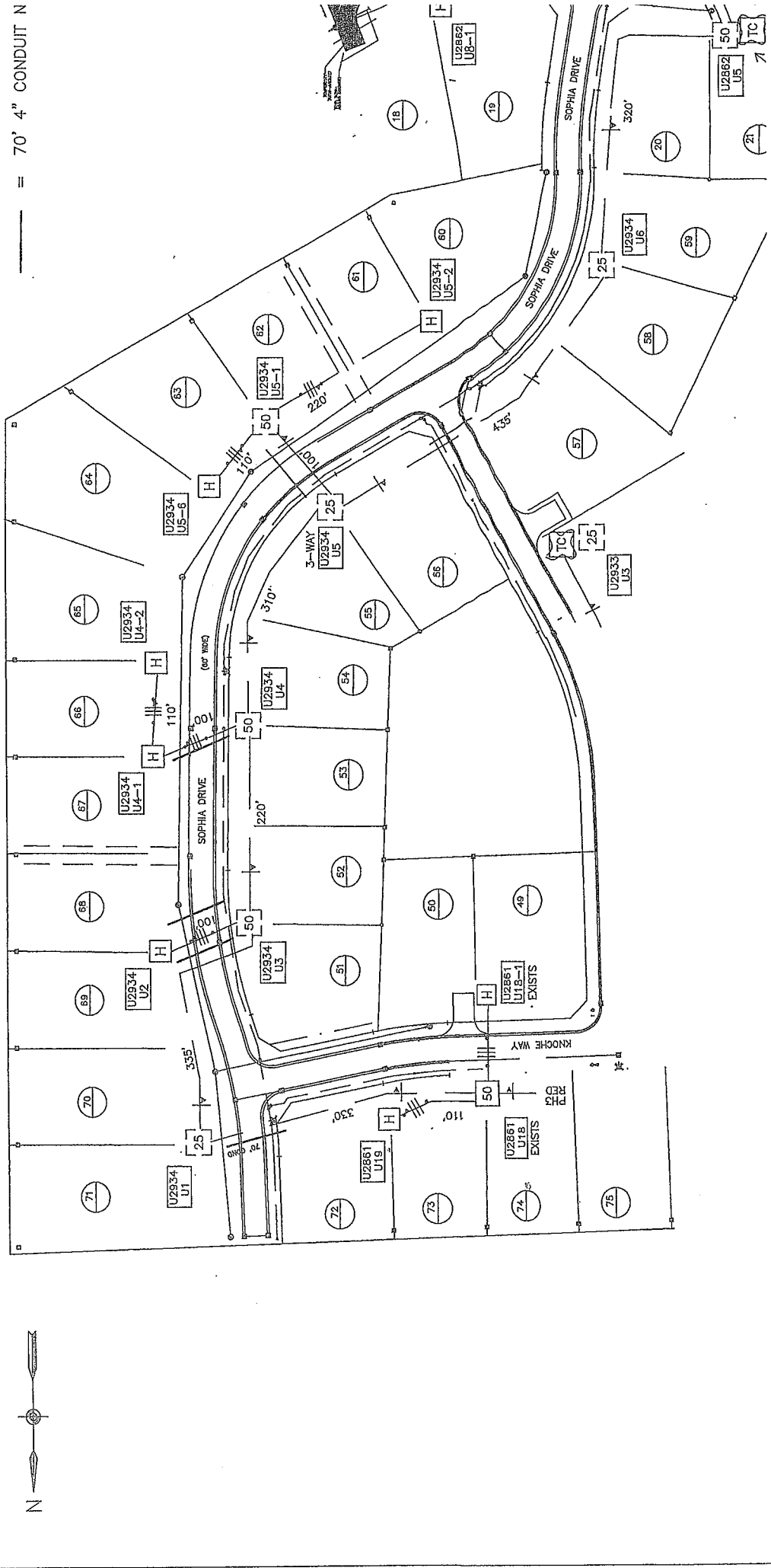
WORK ORDER #801000363521

COUNTY: ERIE

TOWN: ORCHARD PARK

CIRCUIT: 30 05

- PRIMARY CABLE: #2AL
- SECONDARY CABLE IS 600V XLP
- VERIZON IS LEAD COMMUNICATIONS
- NYSEG AND SPECTRUM





TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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

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December 13, 2021

TOWN ENGINEER
WAYNE L. BIELER, P.E.

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

**Re: Bussendorfer Drainage Phase 2 Improvement Project
Bid Award**

Dear Board Members:

Bids were opened for the Bussendorfer Drainage Phase 2 Project on December 9, 2021. The project consists of reconstruction upgrades and/or replacement of existing drainage along with many improvements to subsurface drainage areas, including open ditches and creek bank revetment and improvement, including a rear yard drainage system, driveway aprons and restoration of disturbed lawn areas.

The project was bid on a unit price basis for the associated drainage and road reconstruction work items. The Engineering Department has reviewed those itemized prices of the two contractors who submitted bids. The lowest bid of \$932,692.64 was slightly lower than the engineer's estimate of \$1,028,852.00 for the project.

Attached is an extended tabulation of bid results showing the itemized bid amounts from each bidder. Contractor submissions were checked for math errors, no errors were found and noted.

The low bidder for this project is Union Concrete & Construction Corp. The company has successfully completed various sewer, water, and road reconstruction projects in the past. The Town of Orchard Park has worked with this contractor and has no reservations about their capabilities and is recommending awarding this contractor the project.

There is presently \$836,781.00 allocated under Capital Project AD002 "Bussendorfer Drainage Phase 2 Project". The 2021 Bond resolution includes the remainder of funding amount needed.

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

Award the contract for the Bussendorfer Drainage Phase 2 Project to the lowest responsible bidder, Union Concrete & Construction Corp., PO Box 410, 435 Meyer Road, West Seneca, NY 14224, in the amount not to exceed \$932,692.64.

Respectfully submitted,

Wayne L. Bieler, P.E., C.F.M.
Town Engineer

Attachment

cc: Remy Orfeo, Town Clerk
Matt Bliss, Union Concrete

Timothy Gallagher, Town Attorney
File #2002.030.2

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



TOWN OF ORCHARD PARK

Gene

ENGINEERING DEPARTMENT

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TOWN ENGINEER
WAYNE L. BIELER, P.E.

December 13, 2021

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

**Re: Smokes Creek Farm 22-Sublot Subdivision; PIP #2021-01
Traffic Order**

Dear Board Members:

The Police Chief, Highway Superintendent and I have reviewed the street layout for the above referenced subdivision phase.

Upon dedication of Smokes Creek Farm 22-Sublot Subdivision, I hereby recommend that you adopt the following traffic order:

- Authorize the posting of a **STOP SIGN** on Edgewood Farm Lane at the intersection of Jewett Holmwood Road.

Respectfully submitted,

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

Cc: Remy Orfeo, Town Clerk Timothy Gallagher, Town Attorney
Joe Wehrfritz, Police Chief File #2007.037.3
Andy Slotman, Highway Superintendent/General Crew Chief



TOWN OF ORCHARD PARK

Case *FE*

MEMORANDUM

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

DATE: December 13, 2021

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

FROM: Rose Messina

SUBJECT: Item(s) for December 15, 2021 - TB Agenda

OLD BUSINESS: The Planning Board, at their December 9th meeting, recommended the following to the Town Board:

That the Town Board Grant SITE PLAN APPROVAL and the ISSUANCE of a BUILDING PERMIT, to construct a 34,000 +/- sq. ft. Veterinary Clinic Building and a 1,250 +/- Accessory Maintenance Building per the plan received on 11/16/2021, based on the following conditions and stipulations:

1. All public notices have been filed.
2. This is an Unlisted SEQR Action, based on the Short EAF submitted on 9/17/2021, and a Negative Declaration is made.
3. The site lighting is limited to those fixtures and poles indicated on the approved Site Plan. Light fixtures shall have flat lenses and all lighting is to be directed downward and toward the site.
4. No outside storage or display is permitted.
5. A Landscape Plan, received 9/17/2021, meets all Green Space regulations with 70.2% Green Space. In accordance with Section 144-44(c)(1)(a)(2), a Certified Check amounting to 50% of the \$181,685 Landscaping Estimate Value shall be deposited with the Town Clerk. (\$90,842.50) Conservation Board approval was granted on 9/7/2021.
6. Any future dumpsters shall be screened, in accordance with Section 144-25 of the Town Code.

That the Town Board move to GRANT an Outside Display Permit, for "A Drive-Through COVID Testing Site", based on the following:

1. All public notices have been filed.
2. This is a Type II SEQR action and therefore no SEQR determination is required.
3. The submitted letter of intent and location plan indicate there will be; 20ft x 8ft "Work Shanty".
4. All signage must be approved by the Building Inspector.
5. If any issues or complaints arise, the Building Inspector is to submit a report to the Planning Board detailing the complaint.
6. The Outside Display will be from 12/10/2021 through 12/31/2022.

SEQRA Declaration for Various Bonding Resolutions

file

Section 1. The Town desires to undertake a certain capital improvement project at a maximum cost of \$9,607,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$9,607,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein. The proposed maturity of the Bonds will exceed five (5) years.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution (the "Purpose") consists of multiple components, including the repair, maintenance, and/or replacement of existing utility improvements, roads, highways, buildings, street lighting, drainage, as well as the installation of certain improvements.

Section 4. Pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Town is required to make a determination with respect to the environmental impact of any "action" (as defined by SEQRA) to be taken by the Town and the Purpose constitutes such an action.

Section 5. To aid the Town in determining whether the Purpose may have a significant adverse impact upon the environment, the Town has prepared an Environmental Assessment Form (the "EAF").

Section 6. The Town has examined and reviewed the EAF in order to classify the Purpose and make a determination as to the potential significance of the Purpose pursuant to SEQRA.

Section 7. Based upon an examination of the EAF, the criteria contained in 6 NYCRR §617.7(c) (*i.e.*, SEQRA), and based further upon the Town's knowledge of the area, and such further investigation of the Purpose and its environmental effects as the Town has deemed appropriate, the Town hereby determines that the Purpose will not have a significant effect on the environment.

Section 8. The Town hereby determines that the components that comprise the Purpose constitute Type II Actions that do not require further review pursuant to SEQRA.

Section 9. This Resolution shall take effect immediately upon its adoption.

Gene

**EXTRACT OF MINUTES OF MEETING OF TOWN
BOARD ADOPTING BOND RESOLUTION**

At a meeting of the Town Board of the Town of Orchard Park, Orchard Park, New York, duly held on the 15th day of December, 2021:

Present:

Absent:

_____ presented the following resolution and moved that it be adopted:

RESOLUTION CLASSIFYING THE CONSTRUCTION AND RECONSTRUCTION OF CERTAIN DRAINAGE, HIGHWAY, WATERMAIN AND SANITARY SEWER REPLACEMENTS/IMPROVEMENTS AT AN ESTIMATED MAXIMUM COST OF \$9,607,000 AND THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$9,607,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH REPLACEMENTS/IMPROVEMENTS AS A TYPE II EXEMPT ACTION PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND DETERMINING THAT NO FURTHER ENVIRONMENTAL REVIEW IS REQUIRED.

BE IT RESOLVED, by the Town Board of the Town of Orchard Park, Erie County, New York (the "Town") as follows:

WHEREAS, the Town of Orchard Park, Erie County, New York (the "Town") seeks to authorize and undertake the following suite of infrastructure replacement/improvement projects:

- the construction and reconstruction of a Town-wide drainage system, including dredging ponds (possible expansion), cleaning swales, replacing pipe and drainage structures, including preliminary costs thereof and costs incidental thereto, at a maximum cost not to exceed \$550,000;
- the reconstruction of the Town's water supply/distribution system, including replacement of water lines and preliminary costs thereof and costs incidental thereto, at a maximum cost not to exceed \$1,482,000;
- the construction of improvements to and reconstruction of the Town's sanitary sewer system, including, but not limited to, the televising and relining of various sanitary sewer lines and preliminary costs and costs related thereto, at a maximum cost not to exceed \$1,525,000;
- the reconstruction and resurfacing of various Town highways and roads, including sidewalks, curbs, gutters, drainage, overlays, landscaping, grading or improving the rights of way, and the elimination of any grade crossing and improvements in connection therewith, including street lighting and preliminary costs thereof and costs incidental thereto, at a maximum cost not to exceed \$6,050,000; and

WHEREAS, in order to finance the suite of replacement/improvement projects described above (collectively, the "Project"), the Town hereby intends to issue its serial general obligation bonds (the "Bonds") in an aggregate principal amount not to exceed \$9,607,000 and the expenditure of other available funds to be issued pursuant to the Local Finance Law of New York; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (“SEQRA”), the Town Board is required to make a determination with respect to the environmental impact of any “action” (as defined by SEQRA) to be taken by the Town Board, and the Project constitutes such an action; and

WHEREAS, to aid the Town Board in determining whether the Project may have a significant effect upon the environment, the Town has prepared an Environmental Assessment Form (the “EAF”) dated October 29, 2021, a copy of which is attached hereto, and copies of said EAF are on file at the Town Offices and are readily accessible to the public; and

WHEREAS, the Town Board has examined and reviewed the EAF in order to classify the Project and make a determination as to the potential significance of the action pursuant to SEQRA; and

NOW, THEREFORE, be it resolved by the Town Board as follows:

(1) Based upon an examination of the EAF, the criteria contained in 6 NYCRR §617.7(c), and based further upon the Town Board’s knowledge of the Project, and such further investigation of the action and its environmental effects as the Town Board has deemed appropriate, the Town Board makes the following findings and determinations with respect to the action pursuant to SEQRA:

(a) The Project constitutes a “Type II Action” (as said quoted term is defined in SEQRA) pursuant to 6 NYCRR Part 617.5[c][2] because it involves replacement, rehabilitation and reconstruction of Town infrastructure facilities, in kind and on the same sites, without meeting or exceeding any of the thresholds for Type I Actions set forth in 6 NYCRR Part 617.4;

(b) As a Type II Action, the Project has been categorically predetermined not to have a significant impact on the environment, and is precluded from environmental review under SEQRA (*see* 6 NYCRR Parts 617.5[a] and [c]).

(2) A copy of this Resolution shall be placed on file in the Town Office in a file that is readily accessible to the public during regular business hours.

(3) The Town Clerk is hereby authorized and directed to distribute copies of this Resolution and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

The Motion having been duly seconded by _____, it was adopted and the following votes were cast:

AYES

NAYS

The foregoing resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF ERIE)

I, the undersigned Clerk of the Town of Orchard Park, do hereby certify as follows:

1. A Regular Meeting of the Town Board of the Town of Orchard Park, State of New York, was duly held on December 15, 2021, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orchard Park this ____ day of December, 2021.

Town Clerk

[Seal]

Gene

**EXTRACT OF MINUTES OF MEETING OF TOWN BOARD
ADOPTING BOND RESOLUTION**

At a meeting of the Town Board of the Town of Orchard Park, Erie County, New York,
duly held on the 15th day of December, 2021:

Present:

Absent:

_____ presented the following resolution and moved that it be adopted:

**BOND RESOLUTION DATED DECEMBER 15, 2021
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW
YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO
EXCEED \$6,050,000 TO FINANCE THE
RECONSTRUCTION AND RESURFACING OF VARIOUS
HIGHWAYS AND ROADS, INCLUDING VARIOUS
STREET IMPROVEMENTS, AT AN ESTIMATED
MAXIMUM COST OF \$6,050,000, LEVY OF TAX IN
ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE
EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND
DETERMINING OTHER MATTERS IN CONNECTION
THEREWITH.**

WHEREAS, prior to the adoption of this Resolution, the Town of Orchard Park (the
“Town”) complied with the requirements of Article 8 of the Environmental Conservation Law of
the State of New York, as amended, and the regulations of the Department of Environmental
Conservation of the State of New York promulgated thereunder;

NOW THEREFOR BE IT RESOLVED, by the Town Board of the Town of Orchard
Park, Erie County, New York as follows:

Section 1. The Town shall reconstruct and resurface various Town highways and roads,
including sidewalks, curbs, gutters, drainage, overlay, landscaping, grading or improving the
rights of way, and the elimination of any grade crossing and improvements in connection

therewith, including street lighting and preliminary costs thereof and costs incidental thereto, at a maximum cost of \$6,050,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$6,050,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein. The proposed maturity of the Bonds will be in excess of five (5) years.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution (the "Purpose") is the reconstruction and resurfacing of various Town highways and roads, including sidewalks, curbs, gutters, drainage, overlays, landscaping, grading or improving the rights of way, and the elimination of any grade crossing and improvements in connection therewith, including street lighting and preliminary costs thereof and costs incidental thereto.

Section 4. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Town Board, is \$6,050,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 5. It is hereby determined that the Purpose is one of the class of objects or purposes described in Subdivision 20(c) of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is fifteen (15) years.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and determining whether to issue the Bonds with substantially level or declining annual debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Orchard Park, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is

hereby authorized and directed within ten (10) days after the adoption of this Resolution, to cause to be published a notice which sets forth the date of this Resolution's adoption and contains an abstract of this Resolution concisely stating its purpose and effect.

Section 11. When effective, this Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed to serve as Bond Counsel to the Town in connection with the Bonds and notes herein authorized.

Section 13. Subject to the provisions of Section 10 hereof, this Resolution shall take effect immediately upon its adoption..

The Motion having been duly seconded by Councilmember _____, it was adopted and the following votes were cast:

AYES

NAYS

STATE OF NEW YORK)
)SS.:
COUNTY OF ERIE)

I, the undersigned Clerk of the Town of Orchard Park, do hereby certify as follows:

1. A Meeting of the Town Board of the Town of Orchard Park, State of New York, was duly held on December 15, 2021, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orchard Park this ____ day of December, 2021.

Town Clerk

[Seal]

NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO A PERMISSIVE REFERRENDUM

At a meeting held on the 15th day of December, 2021, the Town Board of the Town of Orchard Park, New York duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law of the State of New York. If after thirty days of the resolution's adoption by the Town Board, no petition objecting to the resolution and requesting approval by the voters is filed with the Town Clerk of the Town of Orchard Park, the resolution will be declared duly adopted.

ABSTRACT OF BOND RESOLUTION DATED DECEMBER 15, 2021

The following is a summary of a resolution adopted by the Town Board of the Town of Orchard Park, Erie County on December 15, 2021. Said resolution authorizes the issuance and sale of a serial bond or bonds, and a bond anticipation note or notes in anticipation of the issuance and sale of said serial bond or bonds, in an amount not to exceed \$6,050,000. The proceeds from the sale of the obligations authorized in said resolution shall be used for the object or purpose of reconstruction and resurfacing of various Town highways and roads, including sidewalks, curbs, gutters, drainage, overlays, landscaping, grading or improving the rights of way, and the elimination of any grade crossing and improvements in connection therewith, including street lighting and preliminary costs thereof and costs incidental. The estimated maximum cost of said object or purpose is \$6,050,000, and the period of probable usefulness thereof is fifteen (15) years. The proposed maturity of the Bonds will be in excess of five (5) years.

Dated: December 15, 2021

Town Clerk
Town of Orchard Park
Erie County, New York

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 15th day of December 15, 2021, subject to permissive referendum and the period of time has elapsed for the submission and filing of a petition for permissive referendum and a valid petition has not been submitted or filed, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Orchard Park is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution. The time for filing a petition requesting that the issuance of the obligations be submitted to a referendum has expired.

Town Clerk
Town of Orchard Park
Erie County, New York

**BOND RESOLUTION DATED DECEMBER 15, 2021
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW
YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO
EXCEED \$6,050,000 TO FINANCE THE
RECONSTRUCTION AND RESURFACING OF VARIOUS
HIGHWAYS AND ROADS, INCLUDING VARIOUS
STREET IMPROVEMENTS, AT AN ESTIMATED
MAXIMUM COST OF \$6,050,000, LEVY OF TAX IN
ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE
EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND
DETERMINING OTHER MATTERS IN CONNECTION
THEREWITH.**

Class of objects or purposes:	reconstruction and resurfacing of various Town highways and roads, including sidewalks, curbs, gutters, drainage, overlays, landscaping, grading or improving the rights of way, and the elimination of any grade crossing and improvements in connection therewith, including street lighting and preliminary costs thereof and costs incidental thereto
Maximum Estimated Cost:	\$6,050,000
Period of probable usefulness:	Fifteen (15) years
Amount of obligations to be issued:	\$6,050,000

Grove

EXTRACT OF MINUTES OF MEETING OF TOWN BOARD ADOPTING BOND RESOLUTION

At a meeting of the Town Board of the Town of Orchard Park, Orchard Park, New York, duly held on the 15th day of December, 2021:

Present:

Absent:

_____ presented the following resolution and moved that it be adopted:

BOND RESOLUTION DATED DECEMBER 15, 2021 AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,482,000 TO FINANCE THE RECONSTRUCTION OF THE WATER SUPPLY/DISTRIBUTION SYSTEM, AT AN ESTIMATED MAXIMUM COST OF \$1,482,000, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, prior to the adoption of this Resolution, the Town of Orchard Park (the "Town") complied with the requirements of Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder;

NOW THEREFOR BE IT RESOLVED, by the Town Board of the Town of Orchard Park Erie County, New York (the "Town") as follows:

Section 1. The Town shall reconstruct the water supply/distribution system, including replacement of water lines and preliminary costs thereof and costs incidental

thereto, at a maximum cost of \$1,482,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$1,482,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein. The proposed maturity of the Bonds will be in excess of five (5) years.

Section 3. The class of objects or purposes (the "Purpose") to be financed pursuant to this resolution is the reconstruction of the water supply/distribution system, including replacement of water lines and preliminary costs thereof and costs incidental thereto.

Section 4. It is hereby determined that said Purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years.

Section 5. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Town Board, is \$1,482,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Orchard Park, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law.

The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of the resolution concisely stating its purpose and effect.

Section 11. This Resolution, or a summary thereof, shall be published in full by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed to serve as Bond Counsel to the Town in connection with the Bonds and notes herein authorized.

Section 13. Subject to the provisions of Section 10 hereof, this Resolution shall take effect immediately upon its adoption.

The Motion having been duly seconded by Councilmember _____, it was adopted and the following votes were cast:

AYES

NAYS

The foregoing resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF ERIE)

I, the undersigned Clerk of the Town of Orchard Park, do hereby certify as follows:

1. A Regular Meeting of the Town Board of the Town of Orchard Park, State of New York, was duly held on December 15, 2021, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orchard Park this ____ day of December, 2021.

Town Clerk

[Seal]

NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO A PERMISSIVE REFERENDUM

At a regular meeting held on the 15th day of December, 2021, the Town Board of the Town of Orchard Park, New York duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law of the State of New York. If after thirty days of the resolution's adoption by the Town Board, no petition objecting to the resolution and requesting approval by the voters is filed with the Town Clerk of the Town of Orchard Park, the resolution will be declared duly adopted.

ABSTRACT OF BOND RESOLUTION DATED DECEMBER 15, 2021

The following is a summary of a resolution adopted by the Town Board of the Town of Orchard Park, Erie County on December 15, 2021. Said resolution authorizes the issuance and sale of a serial bond or bonds, and a bond anticipation note or notes in anticipation of the issuance and sale of said serial bond or bonds, in an amount not to exceed \$1,482,000. The proceeds from the sale of the obligations authorized in said resolution shall be used for the object or purpose of reconstruction of the water supply/distribution system, including replacement of water lines and preliminary costs thereof and costs incidental thereto. The estimated maximum cost of said object or purpose is \$1,482,000, and the period of probable usefulness thereof is forty (40) years. The proposed maturity of the Bonds will be in excess of five years.

Dated: December 15, 2021

Town Clerk
Town of Orchard Park
Erie County, New York

LEGAL NOTICE

The resolution a summary of which is published herewith, published herewith has been adopted on the 15th day of December, 2021, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Orchard Park is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution. The time for filing a petition requesting that the issuance of the obligations be submitted to a referendum has expired.

Town Clerk
Town of Orchard Park
Erie County, New York

**BOND RESOLUTION DATED DECEMBER 15, 2021
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW
YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO
EXCEED \$1,482,000 TO FINANCE THE
RECONSTRUCTION OF THE WATER
SUPPLY/DISTRIBUTION SYSTEM, AT AN ESTIMATED
MAXIMUM COST OF \$1,482,000, LEVY OF TAX IN
ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE
EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND
DETERMINING OTHER MATTERS IN CONNECTION
THEREWITH..**

Class of objects or purposes:	reconstruction of the water supply/distribution system, including replacement of water lines and preliminary costs thereof and costs incidental thereto
Maximum Estimated Cost:	\$1,482,000
Period of probable usefulness:	Forty (40)
Amount of obligations to be issued:	\$1,482,000

Blue

EXTRACT OF MINUTES OF MEETING OF TOWN BOARD ADOPTING BOND RESOLUTION

At a meeting of the Town Board of the Town of Orchard Park, Orchard Park, New York, duly held on the 15th day of December, 2021:

Present:

Absent:

_____ presented the following resolution and moved that it be adopted:

BOND RESOLUTION DATED DECEMBER 15, 2021 AUTHORIZING THE RECONSTRUCTION OF A TOWN WIDE DRAINAGE SYSTEM, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$550,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.

WHEREAS, prior to the adoption of this Resolution, the Town of Orchard Park (the "Town") complied with the requirements of Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder;

NOW THEREFOR BE IT RESOLVED, by the Town Board of the Town as follows:

Section 1. The Town shall construct and reconstruct a Town wide drainage system including related preliminary costs and incidental costs, at a maximum cost of \$550,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the additional aggregate principal amount of not to exceed \$550,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein. The proposed maturity of the Bonds will be in excess of five (5) years.

Section 3. The class of objects or purposes (the "Purpose") to be financed pursuant to this resolution is the construction and reconstruction of a Town wide drainage system, including dredging ponds (possible expansion), cleaning swales, replacing pipe and drainage structures, including preliminary costs thereof and costs incidental thereto.

Section 4. It is hereby determined that the Project is one of the class of objects or purposes described in Subdivision 3 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Project is thirty (30) years.

Section 5. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Town Board, is \$550,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond

anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Orchard Park, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law. The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of this Resolution, to cause to be published a notice which sets forth the date of this

Resolution's adoption and contains an abstract of this Resolution concisely stating its purpose and effect.

Section 11. When effective, this Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed to serve as Bond Counsel to the Town in connection with the Bonds and notes herein authorized.

Section 13. Subject to the provisions of Section 10 hereof, this Resolution shall take effect immediately upon its adoption.

The Motion having been duly seconded by Councilmember _____, it was adopted and the following votes were cast:

AYES

NAYS

STATE OF NEW YORK)
) SS.:
COUNTY OF ERIE)

I, the undersigned Clerk of the Town of Orchard Park, do hereby certify as follows:

1. A Regular Meeting of the Town Board of the Town of Orchard Park, State of New York, was duly held on December 15, 2021, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orchard Park this ____ day of December, 2021.

Town Clerk

[Seal]

NOTICE OF ADOPTION OF SUPPLEMENTAL BOND RESOLUTION
SUBJECT TO A PERMISSIVE REFERENDUM

At a regular meeting held on the 15th day of December, 2021, the Town Board of the Town of Orchard Park, New York duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law of the State of New York. If after thirty days of the resolution's adoption by the Town Board, no petition objecting to the resolution and requesting approval by the voters is filed with the Town Clerk of the Town of Orchard Park, the resolution will be declared duly adopted. The proposed maturity of the Bonds will be in excess of five (5) years.

ABSTRACT OF SUPPLEMENTAL BOND RESOLUTION
DATED DECEMBER 15, 2021

The following is a summary of a resolution adopted by the Town Board of the Town of Orchard Park, Erie County on December 15, 2021. Said resolution authorizes the issuance and sale of a serial bond or bonds, and a bond anticipation note or notes in anticipation of the issuance and sale of said serial bond or bonds, in an amount not to exceed \$550,000. The proceeds from the sale of the obligations authorized in said resolution shall be used for the object or purpose of reconstructing a Town wide drainage system. The estimated maximum cost of said object or purpose is \$550,000, and the period of probable usefulness thereof is thirty (30) years.

Dated: December 15, 2021

Town Clerk
Town of Orchard Park
Erie County, New York

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 15th day of December, 2021, subject to permissive referendum and the period of time has elapsed for the submission and filing of a petition for permissive referendum and a valid petition has not been submitted or filed, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Orchard Park is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution. The time for filing a petition requesting that the issuance of the obligations be submitted to a referendum has expired.

Town Clerk
Town of Orchard Park
Erie County, New York

**BOND RESOLUTION DATED DECEMBER 15, 2021
AUTHORIZING THE RECONSTRUCTION OF A TOWN
WIDE DRAINAGE SYSTEM, AUTHORIZING THE
ISSUANCE OF SERIAL BONDS OF THE TOWN OF
ORCHARD PARK, ERIE COUNTY, NEW YORK IN AN
AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED
\$550,000 PURSUANT TO THE LOCAL FINANCE LAW TO
FINANCE SAID PURPOSE AND DELEGATING THE
POWER TO ISSUE BOND ANTICIPATION NOTES IN
ANTICIPATION OF THE SALE OF SUCH BONDS TO THE
TOWN SUPERVISOR.**

Class of objects or purposes: construction and reconstruction of a Town wide drainage system, including dredging ponds (possible expansion), cleaning swales, replacing pipe and drainage structures, including related preliminary costs thereof and costs incidental thereto.

Maximum Estimated Cost: \$550,000

Period of probable usefulness: Thirty (30) years

Amount of obligations to be issued: \$550,000

60pe

EXTRACT OF MINUTES OF MEETING OF TOWN BOARD ADOPTING BOND RESOLUTION

At a meeting of the Town Board of the Town of Orchard Park, Orchard Park, New York, duly held on the 15th day of December, 2021:

Present:

Absent:

_____ presented the following resolution and moved that it be adopted:

BOND RESOLUTION DATED DECEMBER 15, 2021 AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,525,000 TO FINANCE THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE SANITARY SEWER SYSTEM, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, prior to the adoption of this Resolution, the Town of Orchard Park (the "Town") complied with the requirements of Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder;

NOW THEREFOR BE IT RESOLVED, by the Town Board of the Town of Orchard Park Erie County, New York (the "Town") as follows:

Section 1. The Town shall construct improvements to and reconstruct the sanitary sewer system, including, but not limited to, the televising and relining of various sanitary

sewer lines, and preliminary costs and costs incidental thereto, at a maximum cost of \$1,525,000, as more particularly described in Section 3 hereof.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$1,525,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein. The proposed maturity of the Bonds will be in excess of five (5) years.

Section 3. The class of objects or purposes (the "Purpose") to be financed pursuant to this resolution is the construction of improvements to and reconstruction of the sanitary sewer system, including, but not limited to, the televising and relining of various sanitary sewer lines and preliminary costs and costs incidental thereto.

Section 4. It is hereby determined that said Purpose is an object or purpose described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years.

Section 5. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Town Board, is \$1,525,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the Town Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Orchard Park, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the Town's "official intent", within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution is adopted subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law and Section 90.00 of the Town Law.

The Town Clerk is hereby authorized and directed within ten (10) days after the adoption of said Resolution, to cause to be published a notice which sets forth the date of the resolution's adoption and contains an abstract of this Resolution concisely stating its purpose and effect.

Section 11. This Resolution, or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 12. The firm Barclay Damon LLP is hereby appointed to serve as Bond Counsel to the Town in connection with the Bonds and notes herein authorized.

Section 13. Subject to the provisions of Section 10 hereof, this Resolution shall take effect immediately upon its adoption.

The Motion having been duly seconded by Councilmember _____, it was adopted and the following votes were cast:

AYES

NAYS

The foregoing resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF ERIE)

I, the undersigned Clerk of the Town of Orchard Park, do hereby certify as follows:

1. A Regular Meeting of the Town Board of the Town of Orchard Park, State of New York, was duly held on December 15, 2021, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Orchard Park this ____ day of December, 2021.

Town Clerk

[Seal]

NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO A PERMISSIVE REFERENDUM

At a regular meeting held on the 15th day of December, 2021, the Town Board of the Town of Orchard Park, New York duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Section 35.00 of the Local Finance Law of the State of New York. If after thirty days of the resolution's adoption by the Town Board, no petition objecting to the resolution and requesting approval by the voters is filed with the Town Clerk of the Town of Orchard Park, the resolution will be declared duly adopted.

ABSTRACT OF BOND RESOLUTION DATED DECEMBER 15, 2021

The following is a summary of a resolution adopted by the Town Board of the Town of Orchard Park, Erie County on December 15, 2021. Said resolution authorizes the issuance and sale of a serial bond or bonds, and a bond anticipation note or notes in anticipation of the issuance and sale of said serial bond or bonds, in an amount not to exceed \$1,525,000. The proceeds from the sale of the obligations authorized in said resolution shall be used for the object or purpose of construction of improvements to and reconstruction of the sanitary sewer system, including, but not limited to, the televising and relining of the various sanitary sewer lines, and preliminary costs and incidental costs related thereto. The estimated maximum cost of said object or purpose is \$1,525,000, and the period of probable usefulness thereof is forty (40) years. The proposed maturity of the Bonds will be in excess of five years.

Dated: December 15, 2021

Town Clerk
Town of Orchard Park
Erie County, New York

LEGAL NOTICE

The resolution a summary of which is published herewith, published herewith has been adopted on the 15th day of December, 2021, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Orchard Park is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution. The time for filing a petition requesting that the issuance of the obligations be submitted to a referendum has expired.

Town Clerk
Town of Orchard Park
Erie County, New York

**BOND RESOLUTION DATED DECEMBER 15, 2021
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
THE TOWN OF ORCHARD PARK, ERIE COUNTY, NEW
YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT
TO EXCEED \$1,525,000 TO FINANCE THE
CONSTRUCTION OF IMPROVEMENTS TO AND
RECONSTRUCTION OF THE SANITARY SEWER
SYSTEM, LEVY OF TAX IN ANNUAL INSTALLMENTS IN
PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM
FOR SUCH PURPOSE, AND DETERMINING OTHER
MATTERS IN CONNECTION THEREWITH.**

Class of objects or purposes:	construction of improvements to and reconstruction of the sanitary sewer system, including, but not limited to, the televising and relining of various sanitary sewer line, and preliminary costs and costs incidental thereto
Maximum Estimated Cost:	\$1,525,000
Period of probable usefulness:	Forty (40) years
Amount of obligations to be issued:	\$1,525,000

TOWN OF ORCHARD PARK

Gene

BUILDING INSPECTOR MONTHLY REPORT

MONTH OF NOVEMBER 2021

BUILDING PERMITS	# OF	VALUE	BUILDING PERMITS	# OF	VALUE
NEW CONSTRUCTION:			ABOVE GROUND POOLS		
SINGLE DWELLING	3	1,020,925	INGROUND POOLS	2	73,500
DOUBLE DWELLING			DECKS		
APT/MULTI-FAMILY			ELECTRICAL	9	23,740
COMMERCIAL			FENCES	4	19,880
ADDITIONS:			GARAGE / BARN / POLE BARN	2	39,000
RESIDENTIAL	1	60,000	GENERATORS	11	93,179
COMMERCIAL	1	1,300,000	MISC. (OPERATING/ DEMO)	3	300
ALTER/REPAIR:			PORCH/PATIO	2	30,000
RESIDENTIAL	6	57,106	SHEDS	4	22,500
COMMERCIAL / TENANT BO	3	480,000	SIGNS	3	8,000
COMMERCIAL MISC.	4	88,125	RESIDENTIAL MISC.	22	249,278
SOLAR PV SYSTEM	1	64,896	TOTAL:	81	3,630,429

INSPECTIONS TYPE:	NUMBER OF INSPECTIONS PER ZONE				TOTAL
	1	2	3	4	
NEW CONSTRUCTION:					
RESIDENTIAL	8	19	4	8	39
COMMERCIAL				2	2
ADDITIONS:					
RESIDENTIAL	3	2	2	3	10
COMMERCIAL				4	4
ALTER/REPAIR:					
RESIDENTIAL	6	1	3	3	13
COMMERCIAL / TENANT BO	2	1	2	8	13
ABOVE GROUND POOLS					
INGROUND POOLS	1				1
DECKS	3		1	4	8
ELECTRICAL	9	6	9	11	35
FENCES	1	1	5	8	15
GARAGE/BARN/POLE BARN		2		1	3
GENERATORS	5	3	4	2	14
MISC.	7	3	4	10	24
PROPERTY MAINTANICE		2	1	6	9
SHEDS	1	3	1	5	10
SIGNS			6	8	14
SOLAR PV SYSTEM					
FIRE INSPECTIONS		2	8	29	39
CLOSEOUT INSPECTIONS					
TOTAL INSPECTIONS:	46	45	50	112	253

Meetings Attended	Town Board	Planning Board	Z B A	Court
Steven Bremer	2	1		
David Holland			1	
John Wittmann				
Tom Minor				
Rayne Degre				

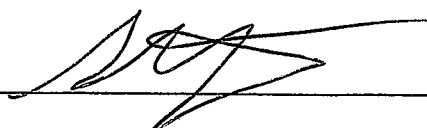
ZONING BOARD OF APPEALS:

GRANTED: 1

DENIED: 0

REMARKS:

SIGNATURE: _____



DATE: _____

12/7/21