

**TOWN BOARD MEETING
Town of Orchard Park**

2nd Town Board Meeting

January 18, 2023

Conor Flynn
Councilmember

Julia Mombrea
Councilmember

Eugene Majchrzak
Supervisor

Joseph Liberti
Councilmember

Scott Honer
Councilmember

Wayne Bieler
Town Engineer

**Town Board
&
Principal Officers**

Remy Orffeo
Town Clerk

Andrew Slotman
Supt. of Highways

Timothy Gallagher
Town Attorney

Ed Leak
Director of Rec.,
Parks, & Forestry

Patrick Fitzgerald
Chief of Police

Tom Minor
Building Inspector

I SUPERVISOR CALL TO ORDER

- Pledge of Allegiance
- Roll Call
- Fire Safety Notification: "Fire exits are located at the rear of the board room and at the doorway to the left. If notified, please move in a calm and orderly fashion to the nearest exits".
- 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.

II MINUTES Regular Town Board: January 4, 2023
Organizational Meeting: January 4, 2023

III PUBLIC HEARING

1. Public Hearing regarding a Special Exception Use Permit for a Drive through at 3185 Orchard Park Road, Jim's Steak-Out.
2. Public Hearing regarding a Special Exception Use Permit for an external ATM at 3201 Southwestern Blvd., Chase Bank.

IV PUBLIC COMMENT ON OLD BUSINESS *4 minute time limit per resident*

V OLD BUSINESS

1. Town Board to establish the mileage rate of \$0.655 per mile for Town Personnel when their private vehicles are used for official business for the year 2023.
2. Town Board to approve the final change order/final payment and authorize release of retention for the Bussendorfer Road Overlay Paving Project to Milherst Construction, Inc. in the amount of \$7,205.00 and authorize the Town Clerk to release Milherst Construction's performance security in the amount of \$116,600.00.
3. Town Board to approve the final change order/final payment and authorize release of retention for the Bussendorfer Forsythia Phase 2 Drainage Improvements Project to Union Concrete Construction in the amount of \$55,403.62 and authorize the Town Clerk to release Union Concrete Construction's performance security in the amount of \$932,692.64.

VI PUBLIC COMMENT ON NEW BUSINESS *4 minute time limit per resident*

VII NEW BUSINESS

1. Town Board to approve 2022 Stable Permits.

2. Town Board to approve a Special Event – The Frozen Chosen 5K.
3. Town Board to approve the roll over of vacation time for Maria Galley.
4. Town Board to approve the roll over of vacation time for Robert Rendon.
5. Town Board to approve the appointment of Dave Holland Part-time Code Enforcement Officer.
6. Town Board to approve the Supervisor to sign the Small Wireless Facilities Master License Agreement with Bell Atlantic Mobile Systems LLC d/b/a Verizon Wireless.
7. Town Board to appoint James Morse to the Economic Development Committee.
8. Town Board to authorize advertisement for the vacant Civil Engineer positions for the OP Engineering Department.
9. Town Board to authorize the advertisement for the Asst. Civil Engineer positions for the OP Engineering Department.
10. Town Board to authorize the Supervisor to sign the HC140 Utility (Relocation of bracket arms and luminaries NY 240/277 and US 20A) Work Agreement with NYSDOT for PMI NY Route 240/277and US Route 20A Pin #5350.1) Project.
11. Town Board to accept the map, plan and report in accordance with Section 191 of the Town Law for the establishment of the Orchard Park Town Wide Stormwater Management District and authorize the scheduling of the Public Hearing on the Creation of the Orchard Park Town Wide Stormwater Management District at the regular meeting of February 15, 2023 at 7:00pm.
12. Town Board to refer the following to the Planning and Conservation Boards for review:
 - 3876 Taylor Road, located on the west side of Taylor Road, south of Southwestern Blvd. Joseph DeMarco Jr., requesting to construct a 50-ft. x 240-ft. Office/Warehouse Building, 1.3-acres, Zoned I-1. (SBL#161.00-5-31)
 - 3964 California Road, located on the west side of California Road, south of Southwestern Blvd. Joseph DeMarco Jr. is requesting to construct a 60 x 190, 11,400 +/-sq. ft. Warehouse/Office Building, Zoned I-1. (SBL #161.03-1-8)
 - 3715 Southwestern Boulevard, located on the south side of Southwestern Boulevard, west of Taylor Road. Joseph DeMarco Jr. is requesting a Special Exception Use Permit to allow a Drive-through and a Cannabis Dispensary, Zoned I-1. (SBL#161.00-5-29)

VIII BUSINESS FROM THE FLOOR *4 minute time limit per resident*

IX ELECTED OFFICIALS & DEPARTMENT MANAGERS

Supervisor Eugene Majchrzak
 Councilmember Conor Flynn
 Councilmember Scott Honer
 Councilmember Joseph Liberti
 Councilmember Julia Mombrea
 Town Clerk Remy Orffeo
 Town Attorney Tim Gallagher
 Building Inspector Tom Minor
 Chief of Police Patrick Fitzgerald
 Director of Recreation, Parks & Forestry Ed Leak
 Highway Superintendent Andrew Slotman
 Town Engineer Wayne Bieler
 Department Heads
 County & State Representatives

X APPROVAL OF BILLS Warrant #2
XI ADJOURNMENT