

A Meeting of the Town Board of the Town of Orchard Park, Erie County, New York, was held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 15th day of March 2023 at 7:00 PM, the meeting was called to order by Supervisor Eugene Majchrzak and there were:

PRESENT AT ROLL CALL:

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

Supervisor Majchrzak read into the record the following: "If anyone appearing before the Town Board has a family, financial or business relationship with any member of the Board, it is incumbent upon that person to make it known under State Law and the Town Code of Ethics."

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

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: March 1, 2023 and be it further

RESOLVED, that the reading of these minutes be dispensed with as each member of the Town Board has previously received copies thereof.

The resolution was unanimously adopted.

PUBLIC HEARING**Proposed Town Wide Stormwater Management District and Drainage District Consolidation**

At 7:01PM (local time) Supervisor Majchrzak called for the Public Hearing to hear all interested parties regarding the proposed Town Wide Stormwater Management District and Drainage District Consolidation.

Affidavits of Publication and Posting of the Legal Notice of the Public Hearing were presented, and read aloud, and filed with the Town Board by the Town Clerk.

Supervisor Majchrzak asked if anyone is interested in speaking or making a comment.

Terry Eagan spoke in favor of the creation of the Town Wide Stormwater Management District and Drainage District Consolidation.

Robert Bell spoke in favor of the creation of the Town Wide Stormwater Management District and Drainage District Consolidation.

Tom Clouden spoke in favor of the creation of the Town Wide Stormwater Management District and Drainage District Consolidation.

Donna Holt spoke in favor of the creation of the Town Wide Stormwater Management District and Drainage District Consolidation.

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

RESOLVED, that the Town Board does hereby close the Public Hearing for the proposed Town Wide Stormwater Management District and Drainage District Consolidation at 7:09PM.

The resolution was unanimously adopted.

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

WHEREAS, the Town of Orchard Park (the "Town") has previously established twenty (20) separate, non-contiguous drainage and stormwater management districts (the "Existing Districts") organized under the New York State Town Law ("Town Law"); and

WHEREAS, the Town Board for the Town of Orchard Park (the "Board") has determined that it is in the best interest of the residents of the Town to consolidate and/or extend the Existing Districts to establish one Town-wide drainage and stormwater management district, excluding, however, properties within the Village of Orchard Park (the "Town Drainage and Stormwater Management District"); and

WHEREAS, Town Law Article 12-A authorizes the Town to establish and/or extend drainage and stormwater districts within the Town, subject to a permissive referendum as provided in Town Law Articles 7 and 12-A; and

WHEREAS, the Board retained GHD Consulting Services, Inc. ("GHD") to provide engineering and planning services to assist in consideration and adoption of the proposed Town Drainage and Stormwater Management District; and

WHEREAS, the Board and GHD have prepared a general map, plan and report dated January 11, 2023, which outlined district boundaries, estimated costs, a general plan and proposed method of operation (collectively, the "Map, Plan and Report") for the proposed Town Drainage and Stormwater District; and

WHEREAS, in accordance with Town Law Article 12-A, the Map, Plan and Report was filed with the Town Clerk of the Town of Orchard Park (the "Town Clerk") as of the 15th day of February, 2023 and made available for public view and inspection in the Office of the Town Clerk; and

WHEREAS, in accordance with Town Law Article 12-A, after reviewing the Map, Plan and Report, the Board adopted an order and entered such order into the Board minutes at a regularly scheduled Town Board meeting held on the 15th day of February, 2023 (the "Order"); and

WHEREAS, in accordance with Town Law Article 12-A, the Order contained a description of the proposed district boundaries, the improvements proposed, the maximum amount proposed to be expended for the improvements, a statement of no hook-up fees, the proposed method of financing

to be employed and the fact that the Map, Plan and Report containing such information was on file with the Town Clerk and available for public inspection in the Town Clerk's Office; and

WHEREAS, in accordance with Town Law Article 12-A, the Order directed that a public hearing would be held on the 15th Day of March, 2023 starting at 7:00 p.m. at the Orchard Park Town Hall, 4295 South Buffalo Street, Orchard Park, New York to hear all persons interested in the proposed Town Drainage and Stormwater District (the "Public Hearing"); and

WHEREAS, in accordance with Town Law Article 12-A, the Order was published in the Town's official newspaper and posted on the Town's official bulletin board on the 2nd Day of March, 2023; and

WHEREAS, the Board held the Public Hearing on the 15th of March, 2023 at which all interested persons were given an opportunity to be heard regarding the proposed Town Drainage and Stormwater District; and

WHEREAS, the Board and GHD previously caused the preparation of an Environmental Assessment Form, Part 1 (the "EAF Part 1") pursuant to the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, after review of the EAF Part 1, the Board adopted a resolution at a regularly scheduled Town Board meeting held on the 1st of February, 2023 whereby the Town designated itself as Lead Agency pursuant to SEQRA and issued a Notice of Lead Agency to all involved and interested agencies with respect to the proposed establishment of the Town Drainage and Stormwater Management District; and

WHEREAS, the Board has been presented with Parts 2 and 3 of the Environmental Assessment Form (together with EAF Part 1, the "EAF") and, after review of the completed EAF, SEQRA and SEQRA's associated regulations, the Board has determined that the proposed Town Drainage and Stormwater Management District would not have a significant adverse impact on the environment, and therefore, an environmental impact statement need not be prepared, and desires to execute and issue a Notice of Determination of Non-Significance (the "Negative Declaration") with regard to the proposed Town Drainage and Stormwater Management District.

NOW, THEREFORE, THE TOWN BOARD DOES HEREBY RESOLVE AND ORDER, that (a) the proposed improvements to service the Town Drainage and Stormwater Management District are satisfactory and sufficient; (b) the notice of the Public Hearing was published and posted as required by law and is otherwise sufficient; (c) all of the property and property owners within the proposed Town Drainage and Stormwater Management District are benefited thereby; (d) all of the property and property owners benefited are included within the boundaries and limits of the proposed Town Drainage and Stormwater Management District (as more particularly described in Appendix A, attached hereto and made a part hereof); and (e) it is in the public interest to establish the Town Drainage and Stormwater Management District; and it is further

RESOLVED AND DETERMINED, that the Board hereby determines that the proposed action and establishment of the Proposed District will not have a significant adverse impact on the environment and directs that a Negative Declaration, in the EAF form (including EAF Parts 1, 2 and 3) attached hereto and made a part hereof as Appendix B, be issued and filed in accordance with the applicable provisions of law; and it is further

RESOLVED AND ORDERED, that all existing Drainage and Stormwater Districts are hereby consolidated into and shall be part of the Town Drainage and Stormwater Management District, which is hereby approved, and which District shall be designated and known as the Town Drainage and Stormwater Management District in the Town of Orchard Park, as situated outside of the Village of Orchard Park, and bounded and described as set forth in Appendix A attached hereto and made a part hereof, together with the improvements described in the Map, Plan and Report to be constructed when the funds are available; and it is further

RESOLVED AND ORDERED, that the Town Drainage and Stormwater Management District and necessary improvements described in the Order shall be financed as set forth in the Order and Plan, Map and Report; and it is further

RESOLVED and ORDERED, that the estimated cost to the typical property owner within the Town Drainage and Stormwater Management District shall be \$116.00 per Equivalent Dwelling Unit, consistent with the Order and Plan, Map and Report; and it is further

RESOLVED AND ORDERED, that, in accordance with Town Law Article 12-A, this resolution and order is subject to a permissive referendum, and should the time for filing a petition requesting that this matter be submitted to a referendum pass with no such petition having been filed, the Town Clerk is authorized and directed to file a certificate stating that fact in the Office of the Erie County Clerk and the Office of the State Comptroller; and it is further

RESOLVED, that the Town Supervisor, Town Attorney and the Town Engineer are hereby authorized to take any and all actions, execute and deliver any instrument, certificate or documents to effectuate or in furtherance of this resolution and order.

A meeting of the Town Board of Orchard Park, Erie County, New York was convened in public session pursuant to duly given notice at 4295 South Buffalo Road, Orchard Park, New York on March 15, 2023 at 7:00 p.m., local time.

The meeting was called to order by Supervisor Majchrzak and upon roll being called, the following Town Board members were:

PRESENT: Supervisor Eugene Majchrzak
Councilmember Conor Flynn
Councilmember Julia Mombrea
Councilmember Joseph Liberti
Councilmember Scott Honer

The resolution was unanimously adopted.

PUBLIC COMMENT ON OLD BUSINESS

No one came forward

Old Business #1 Approve Change Order #2 for contract with IPL regarding Brush Mountain 90ft. Ball Diamond Lighting.

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

WHEREAS, the Engineering Department is requesting the Town Board's approval for the change of work scope to the electrical contract with Industrial Power and Lighting Corp. for the Brush Mountain Park — Baseball Diamond Lights Project in the amount of \$6,650.00. If approved, this would increase the total contract amount to \$12,112.10; and

WHEREAS, Change Order #2 is requested to perform additional work not included under their original bid. The change in scope of work involves supplying and installing 17 ballasts and sockets out of the 22 total light fixtures. Due to the height of the field lights, the Town and contractor could not anticipate defective ballasts & mogul sockets on the existing light poles when this work was solicited. Change Order #2 totals \$6,650.00 for labor, materials and equipment.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Change Order #2 to our contract with Industrial Power and Lighting Corp. for the Brush Mountain Park — Baseball Diamond Lights Project in the amount of an increase of \$6,650.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

PUBLIC COMMENT ON NEW BUSINESS

No one came forward

New Business #1 Approve a Special Events Permit for "Kid's Fishing Derby"

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

RESOLVED, that the Town Board does hereby approve the Special Event Permit request for the Kids Fishing Derby to be held on Saturday June 24, 2023 from 9:00AM - 1:00PM at Green Lake, pending receipt of their Certificate of Liability. All fees have been paid.

The resolution was unanimously adopted.

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

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

WHEREAS, there is a vacancy for a cleaner in the Town of Orchard Park Maintenance Department, and

WHEREAS, Cody Magill has demonstrated the ability to perform the functions of a cleaner in the Maintenance Department, and

WHEREAS, the Head of the Maintenance Department Robert Benning recommends the hiring of Cody Magill as a cleaner in the Maintenance Department

NOW, THEREFORE be it

RESOLVED, that based on the recommendation of the Head of Maintenance Robert Benning, Cody Magill is hired as a non-union cleaner in the Maintenance Department at a rate of \$15.00 per hour, not to exceed 15 hours per week effective March 13, 2023.

The resolution was unanimously adopted.

New Business #3 Approve an appointment to the Maintenance Department.

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

WHEREAS, there is a vacancy for a cleaner in the Town of Orchard Park Maintenance Department, and

WHEREAS, Emily Gasiorowski has demonstrated the ability to perform the functions of a cleaner in the Maintenance Department, and

WHEREAS, the Head of the Maintenance Department Robert Benning recommends the hiring of Emily Gasiorowski as a cleaner in the Maintenance Department.

NOW, THEREFORE be it

RESOLVED, that based on the recommendation of the Head of Maintenance Robert Benning, Emily Gasiorowski is hired as a non-union cleaner in the Maintenance Department at a rate of \$15.00 per hour, not to exceed 10 hours per week effective March 13, 2023.

The resolution was unanimously adopted.

New Business #4 Approve appointments to the Community Activities Center.

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

RESOLVED, that the Town Board does hereby approve the appointments of Alexander Ensminger, Barbara King and Richard Nowak to the positions of part time evening and weekend receptionists at the Community Activity Center at a pay rate of \$15.00 / hour with a \$.50 / hour increase upon completion of 6 months of employment meeting performance expectations. This will take effect March 10, 2023 and will be at the Range of Group 9, non-union upon the recommendation of the Community Activity Center Coordinator.

The resolution was unanimously adopted.

New Business #5 Approve a part time clerk appointment to the Building Inspector's Office.

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

WHEREAS, there are vacancies for part-time clerks in the Town of Orchard Park Building Inspector's office, and

WHEREAS, Nicole Blum has demonstrated the ability and experience to perform the function of a part-time clerk in the Building Inspector's office, and

WHEREAS, the Building Inspector Tom Minor recommends the hiring of Nicole Blum effective March 13, 2023 as a part-time clerk in the Building Inspector's office.

NOW, THEREFORE be it

RESOLVED, that based on the recommendation of Tom Minor, Building Inspector, Nicole Blum is hired as a nonunion part-time clerk in the Building Inspector's office at a rate of \$16.00 per hour, effective March 13, 2023. Start time and days of employment to be determined by the Building Inspector.

The resolution was unanimously adopted.

New Business #6 Approve a part time clerk appointment to the Building Inspector's Office.

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

WHEREAS, there are vacancies for part-time clerks in the Town of Orchard Park Building Inspector's office, and

WHEREAS, Denise Argen has demonstrated the ability and experience to perform the function of a part-time clerk in the Building Inspector's office, and

WHEREAS, the Building Inspector Tom Minor recommends the hiring of Denise Argen effective March 20, 2023 as a part-time clerk in the Building Inspector's office

NOW, THEREFORE be it

RESOLVED that based on the recommendation of Tom Minor, Building Inspector, Denise Argen is hired as a non-union part-time clerk in the Building Inspector's office at a rate of \$16.00 per hour, effective March 20, 2023. Start time and days of employment to be determined by the Building Inspector.

The resolution was unanimously adopted.

New Business #7 Declare surplus of vehicles and equipment in the Highway Department.

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

RESOLVED, that the Town Board does hereby approve the Highway Superintendent to declare surplus of vehicles and equipment for 2023; and be it further

RESOLVED, that the Town Board does hereby authorize the Highway Superintendent to sell the 2023 surplus vehicles and equipment, a list of the 2023 surplus vehicles and equipment will be on file in the Town Clerk's Office.

The resolution was unanimously adopted.

New Business #8 Authorize the purchase of a 2023 Cat 308 CR Excavator

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

WHEREAS, in accordance with our replacement program, the Highway Department is looking to purchase a 2023 Cat 308 CR Excavator; and

WHEREAS, per the sales order date of February 15, 2023, this purchase is under a National Buying Alliance contract with Sourcewell Contract #PC66406; and

WHEREAS, the monies are in the budget, and the contract for the purchase will be kept on file in the Town Clerk's office.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Highway Department to purchase a 2023 Cat 308 CR Excavator upon the recommendation of the Highway Superintendent.

The resolution was unanimously adopted.

New Business #9 Authorize the Supervisor to sign agreement with OPSD for the Federal Aid Highway Local Project, OP Pedestrian Walkability and Authorize the Supervisor to execute contract items for the Federal Aid Highway Local Project Agreement with the NYSDOT for the Orchard Park Pedestrian Walkability PIN 5764.71, Contract #D040776

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

WHEREAS, the State of New York Department of Transportation has officially approved the Town's Project Application for the Safe Routes to Schools Sidewalk & Crosswalk Project for Preliminary Engineering Design and ROW Incidentals; and

WHEREAS, the Town of Orchard Park Pedestrian Walkability; Construction of Sidewalks and Crosswalks to Improve Safe Routes to Schools Project is estimated at \$2,000,000. The Federal share will equal \$1,600,000 (80%) and the Local share is \$400,000 (20%). The Grant requires the Town, by means of resolution, commit to administer and pay 100% of the costs for preliminary engineering and right-of-way incidentals equaling \$380,000. As the project progresses, the Federal share 80% of the cost of the subject projects preliminary engineering and right-of-way incidental phases, which currently equals \$304,000, will be reimbursed; and

WHEREAS, the OPSC has worked with the Town Attorney and will sign the agreement for their portion of the project that falls on the Orchard Park School District property (+/- \$200,000).

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Supervisor and Town Attorney to execute (all necessary) contract items for the Federal Aid Highway Local Project Agreement with New York State Department of Transportation for the Town of Orchard Park Pedestrian Walkability; Construction of Sidewalks and Crosswalks to Improve Safe Routes to Schools Project; and be it further

RESOLVED, that the Town Board does hereby authorize the Town of Orchard Park to pay in the first instance 100% of the Federal shares of the cost of the preliminary engineering (design I-VI) and right-of-way incidentals phases (\$380,000). If these items exceed \$380,000, the Town will convene its Board to appropriate the excess amount immediately upon notification by the NYSDOT as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #10 Accept and approve the Orchard Park Highway Master plan prepared by C & S Engineers.

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

WHEREAS, C&S Companies was solicited and hired to develop a master planning document for the future development of the current Orchard Park Highway Facility located on South Taylor Road; and

WHEREAS, C&S Companies worked directly with the Highway Superintendent, Engineering Department and Town Supervisor to create a plan for all integral parts of a fully functioning Highway Department complex. The plan also accounts for the Special Districts, Parks & Grounds, Police storage, salt storage and a multicomponent fuel facility; and

WHEREAS, the document prepared by C&S identifies current conditions and proposes four (4) projects that would meet the Town's needs, with room for future growth. The four projects in the plan are as follows: Project 1 — Highway Garage (admin., repair, storage, etc.), Project 2 — Fuel Facility (covered dispensary for diesel & gas), Project 3 — Salt Barn & Topsoil Bldgs. (material storage), and Project 4 — Storage Bldg., Wash Bay, Storage Bins; and

WHEREAS, C&S is currently under contract for the design/bidding of Project #2 - the Fuel Facility. This design work will start back up as the new location has been identified that works with the master plan and funding has been allocated for design. The existing underground fuel tanks are an environmental concern and becoming an insurance coverage issue. C&S is currently developing the scope contract for Project #3 — the Salt/Topsoil Barn. Their original structural inspection contract for this structure was paused and the funds will be transferred to a replacement design/bidding contract; and

WHEREAS, C&S Companies finalized the "Town of Orchard Park Highway Facility Master Plan & Estimate" on March 3, 2023. The document was reviewed by involved parties and then emailed to the Town Board for review and comment. Final layout design copies were given out on March 1, 2023 at the Town Board Work Session. With the approval of the master plan, the Town can start the (RFQ) process for Project 1. With an actual design completed, better construction estimates can be developed.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby accept and adopt the "Town of Orchard Park Highway Facility Master Plan" prepared by C&S Companies, 499 Col. Eileen Collins Blvd., Syracuse, New York 13212 on March 3rd 2023; and be it further

RESOLVED, that the Town Board does hereby authorize the Request for Qualification (RFQ) for the design of Project 1, OP Highway Admin. Bldg. upon the recommendation of the Town Engineer.

The resolution was unanimously adopted.

New Business #11 Authorize advertisement for Abandoned Milestrip Road Water Tank Demolition Project.

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

WHEREAS, the Orchard Park Engineering Department, as directed, is finalizing plans, specifications, and bid documents for the demolition of the abandoned Milestrip Road water tank. Plans and specifications for the Milestrip Road Abandoned Water Tank Demolition Project, prepared by the Town of Orchard Park Engineering Department, are available for review in the Engineering Department Office; and

WHEREAS, the work will entail the demolition and removal of the existing water tank, underground utility vault, abandon water mains and valves, and all concrete foundations and appurtenances. Bid documents will be available March 28, 2023.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize advertisement in the Orchard Park Bee for sealed bids for the Milestrip Road Abandoned Water Tank Demolition Project to be opened on April 27, 2023 at 1:00pm at the Orchard Park Municipal Center, Basement Meeting Room upon recommendation of the Town Engineer.

The resolution was unanimously adopted.

New Business #12 Grant Site Plan approval & Building Permit for Jim's Steak-Out.

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

WHEREAS, Jim's Steak-Out, located at 3185 Orchard Park Road (SBL# 152.16-4-14), petitioned for Site Plan approval and a Building Permit to construct a 2,810 sq. ft. building with a Drive-Thru; and

WHEREAS, this request was referred by the Planning Board on October 28, 2022.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby grant Site Plan approval and authorize the issuance of a Building Permit to construct a 2,810 sq. ft. building with a Drive-Thru, per the plans received on March 9, 2023, 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 7/29/22, 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. An updated Landscape Plan, received 10/28/22, was approved by the Conservation Board with .13 Acres Green Space. In accordance with Section 144-44(C)(1)(a)(2), a Certified Check amounting to 50% of the \$22,705 Landscaping Estimate Value shall be deposited with the Town Clerk. (\$11,352.50) Conservation Board approval was granted on 12/6/2022.
6. Any future dumpsters shall be screened, in accordance with Section 144-25(C) of the Town Code.
7. The Applicant is to provide the Town of Orchard Park Assessor with an "independent" appraisal for the completed project by a Certified Commercial Appraiser
8. On 1/18/23 The Town Board granted a Special Exception Use permit for a Drive-Thru at this restaurant building based on its limited use, "waiting" parking slots, and low impact on current traffic patterns.
9. Town Engineering Approval was granted on 3/2/2023.

The resolution was unanimously adopted.

New Business #13 Grant Site Plan approval & Building Permit for Chase Bank

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

WHEREAS, Chase Bank, Vacant Out-Parcel property, west of Top's Fueling Station, east side of Star Buck's, located in the Tops Plaza, 3201 Southwestern Boulevard, Zoned B-2, (SBL #152.16-7-1.1) petitioned

for Site Plan approval and a Building Permit to construct a 3,500-sq.ft. Building with a Drive-Thru ATM; and

WHEREAS, this request was referred by the Planning Board on March 7, 2023.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby grant Site Plan approval and authorize the issuance of a Building Permit to construct a 3,500-sq.ft. Building with a Drive-Thru ATM, per the plans received on March 9, 2023, 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 11/14/22, 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. An updated Landscape Plan, received 11/14/22, was approved by the Conservation Board with .27 Acres Green Space. In accordance with Section 144-44(C)(1)(a)(2), a Certified Check amounting to 50% of the \$39,600 Landscaping Estimate Value shall be deposited with the Town Clerk. (\$19,800). Conservation Board approval was granted on 12/6/2022.
6. Any future dumpsters shall be screened, in accordance with Section 144-25(C) of the Town Code.
7. The Applicant is to provide the Town of Orchard Park Assessor with an "independent" appraisal for the completed project by a Certified Commercial Appraiser
8. On 1/18/23 The Town Board granted a Special Exception Use permit for a Drive-Thru ATM at this building based on its limited use and low impact on current traffic patterns.
9. Town Engineering Approval was granted on 3/8/2023.

The resolution was unanimously adopted.

New Business #14 Grant Site Plan approval & Building Permit for V/L Big Tree Road

18) This item was tabled.

New Business #15 Refer to the Planning and Conservation Boards.

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

- 3507-3519 North Buffalo Road, located on the southeast corner of North Buffalo Street and Milestrip Road, Zoned B-3. Applicant is proposing to construct an 11,544 +/- Sq. ft. Medical Office Building with parking and site improvements. (SBL# 161.08-2-1 & 161.08-2-21.1)

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Tom Pieczynski spoke of the many activities offered at the Community Activity Center and how hard the employees work. He also inquired about the broken fire hydrant on Jewett Holmwood Road.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Supervisor Eugene Majchrzak spoke of the Murphy Rd. Project and the repair of the fire hydrant on Jewett Holmwood Rd.

Councilmember Joseph Liberti spoke of the Murphy Rd. Project. He also spoke of the Economic Development Committee regarding the stadium and development of property across from the Target Plaza.

Councilmember Conor Flynn spoke of the School Sidewalk Project and thanked the Town Attorney and the Town Engineer for their assistance.

Town Clerk Remy Orffeo spoke of the Murphy Road Project, he also thanked Jennifer Brady for her assistance with the Town Wide Stormwater Management District and Drainage District Consolidation.

Town Engineer Wayne Bieler stated the Eaglebrook drainage problem will be addressed.

Highway Superintendent Andrew Slotman thanked the Town Board and Engineering Dept. for their help with the Townwide Drainage consolidation.

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

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant # 6 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$82,383.04
Public Safety Fund	\$3,397.57
Part Town Fund	\$905.97
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$60,899.62
Special Districts	\$4,645.88
Trust & Agency	\$300.00
Capital Fund	\$5,023.00

The resolution was unanimously adopted.

REPORTS

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

RESOLVED, that the Town Board does hereby received and file the January 2023 Building Inspector's Monthly Report.

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Majchrzak, seconded by Councilmember Liberti, the meeting adjourned at 7:42 pm (local time).

Respectfully Submitted,

Remy C. Orffeo

Town Clerk

AFFIDAVIT OF PUBLICATION

Orchard Park Bee

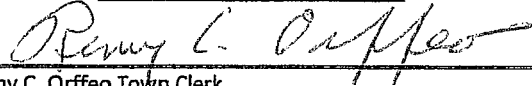
COUNTY OF ERIE

PUBLIC NOTICE

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Orchard Park, on April 5, 2023 at 7 PM (local time) at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York 14127, regarding a proposed local law for the year 2023; amending Chapter 144 Attachment 13:1 Schedule of Use Controls D-R Development and Research Use. At such time, all interested persons will be given an opportunity to be heard. This proposed local law provides as follows:

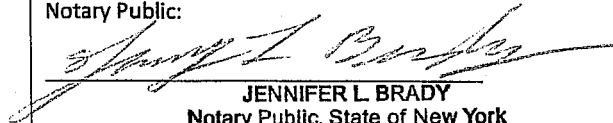
144 Attachment 13; D-R Development and Research; Schedule of Use Controls
Special Exception Uses: Drive-in service facility.
Prohibited Uses: Commercial or Private Self-Storage units.

State of New York
County of Erie
Remy C. Orffeo, being duly sworn, says that he is the Town Clerk of the Town of Orchard Park, Erie County, NY, and that she has posted the attached notice on the Town Clerk Bulletin Board located in the Municipal Center, S4295 South Buffalo Street of said Town on: March 16, 2023



Remy C. Orffeo Town Clerk

Notary Public:



JENNIFER L. BRADY
Notary Public, State of New York
NO. 01BR6373222
Qualified in Erie County
My Commission Expires 4-2-20 26

AFFIDAVIT OF PUBLICATION

Orchard Park Bee

COUNTY OF ERIE

PUBLIC NOTICE

PLEASE TAKE NOTICE that a Public Hearing will be held by the Town Board of the Town of Orchard Park, on April 5, 2023 at 7 PM (local time) at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York 14127, regarding a proposed local law for the year 2023; amending Chapter 144 Attachment 11:1 Schedule of Use Controls 1-1 Industrial Use. At such time, all interested persons will be given an opportunity to be heard. This proposed local law provides as follows: 144 Attachment 11:1; I-1 Industrial; Schedule of Use Controls. Special Exception Uses: Adult uses, Day-Care Centers, Contractor equipment and supplies, Franchised motor vehicle dealerships, Hotel/motel and Restaurant. Prohibited Uses: Drive-in service facility.

<p>State of New York County of Erie Remy C. Orffeo, being duly sworn, says that he is the Town Clerk of the Town of Orchard Park, Erie County, NY, and that she has posted the attached notice on the Town Clerk Bulletin Board located in the Municipal Center, S4295 South Buffalo Street of said Town on: <u>March 16, 2023</u></p> <p><i>Remy C. Orffeo</i></p> <hr/> <p>Remy C. Orffeo Town Clerk</p> <p>Notary Public: <i>Jennifer L. Brady</i></p> <p>JENNIFER L. BRADY Notary Public, State of New York NO. 01BR6373222 Qualified in Erie County My Commission Expires 4-2-20 <u>26</u></p>

NOW, THEREFORE, be it RESOLVED that the Town Board does accept the resignation of Full Time Public Safety Dispatcher, Courtney Kessel and let it be further resolved the Town Board does appoint Courtney Kessel as a Part Time Public Safety Dispatcher effective January 20, 2023. Her current rate of pay is, range 0009 step E.

Town of Orchard Park
Recreation, Parks, and Forestry Department
4520 California Rd
Orchard Park NY 14127
leake@orchardparkny.org (716) 662-6450 ext.1

4/5/23

To: Town Board

From: Ed Leak

Director of Recreation

Item 1: Appt. to the staff of the Town of Orchard Park Recreation Department PT for 2023, effective 5/1/23

Garrett Adamy	\$16.00 Program Coordinator 1
Robert Brozyna	\$16.50 Parks Laborer *
Allison Carroll	\$16.00 Program Coordinator 1
Owen Casto	\$16.50 Lifeguard 2*
Delaney Cunningham	\$16.50 Lifeguard 2 *
Heather Dunlap	\$16.50 Program Coordinator 2
Genevieve Arnold	\$17.50 Director *
Danielle Degnab	\$16.00 Program Coordinator 1
Courtney Donovan	\$16.50 Program Coordinator 2*
Jack Feneziani	\$16.00 Program coordinator 1
Madeline Franke	\$16.50 Program Coordinator 2 *
Cole Grossman	\$16.50 Lifeguard 2 *
Nyna Garduno	\$16.50 Program Coordinator 2 *
James Gardner	\$16.50 Program Coordinator 2 *
Grace Haier	\$16.50 Program Coordinator 2 *
Katherine Hartman	\$16.00 Program Coordinator 1
Kristen Heard	\$16.50 Program Coordinator 2*
Nadia Hering	\$16.50 Program Coordinator 2*
Katherine Higgins	\$16.50 Program Coordinator 2 *
Grace Hinterberger	\$17.50 Director *
Bryce Hodson	\$16.00 Parks Laborer
Vivian Jones	\$16.00 Program Coordinator 1
Chloe Kirby	\$16.50 Program Coordinator 2 *
Mari Kirby	\$16.00 Program Coordinator 1
Zachary Lippitt	\$16.50 Parks Laborer *
Gianna Mainella	\$16.50 Program Coordinator 2 *
Tyler Menz	\$16.00 Program Coordinator 1
Scout Moskal	\$16.50 Program Coordinator 2*
Jax Myers	\$16.50 Program Coordinator 2 *
Anthony Notino	\$16.00 Program Coordinator 1
Madison Owczarczac	\$16.50 Program Coordinator 2 *
Mia Popp	\$16.50 Program Coordinator 2*
Sara O'Grady	\$16.00 Program Coordinator 1
Emma Popp	\$16.00 Program Coordinator 1
Jeffery Roberts	\$16.50 Parks Laborer *
Francis Robertson	\$16.00 Program Coordinator 1
Kelsey Robertson	\$16.50 Program Coordinator 2*
Gabriella Rydzewski	\$16.50 Lifeguard 2 *

Courtney Schaffer	\$16.50 Program Coordinator 2*
Robbie Schaeffer	\$16.00 Program Coordinator 1
Alex Tills	\$16.50 Program Coordinator 2 *
Breanna Totaro	\$16.75 Supervisor *
Dana Totaro	\$16.50 Program Coordinator 2*
Thomas Utter	\$16.00 Program Coordinator 1
Raegan Van Pelt	\$16.50 Program Coordinator 2 *

Note: The above appointment is dependent upon the applicant providing the required certifications.

*Att=Attendant

*LG= Lifeguard

Recreation Director: Ed Leak

Assistant Recreation Director: Kristin Santillo

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PARKS & GROUNDS AGREEMENT

The Town of Orchard Park, with offices at S4295 South Buffalo Street, Orchard Park, New York (hereinafter the "Town") and the Orchard Park Soccer Club, with offices at 60 Ashley Dr. West Seneca, New York (hereinafter the "Licensee") hereby enter the following Agreement for the use of the Milestrip Road Concession/Restroom Facility (hereinafter the "facility") and playing field (hereinafter the "field"):

1. Licensee must complete a facility use permit requesting the use of the facility and field use permit for the use of the field.
2. Facility and field use permits need to be renewed annually.
3. An appropriate Insurance Certificate approved by the Town Attorney shall be provided with each of the facility permit and field permit.
4. Keys to the facility shall not be issued without a facility use permit.
5. The Town shall be provided a list of all individuals provided with keys to the facility.
6. The Licensee shall be responsible for any damage to the facility and/or field during the hours of operation by the Licensee.
7. The Licensee is responsible for obtaining any other permits necessary to operate the concession stand at the facility.
8. Food shall not be prepared inside any structure at the facility.
9. No alcoholic beverages shall be allowed in the building at the facility.
10. The facility shall only be opened while the park is open.
11. No gasoline shall be stored in the facility building.
12. Storage sections of the facility building may be shared with other Licensees.
13. No permanent signs shall be attached to the facility building.
14. The Town shall not be responsible for items stored by the Licensee using the facility building.

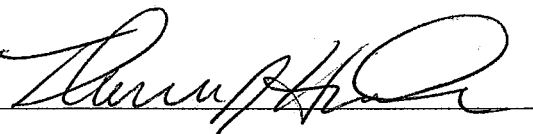
15. Licensee shall leave the Concession area clean and free of wood waste during the hours of operation.
16. The Licensee shall clean the bathrooms and refill the toilet paper and soap dispensers during the hours that the Licensee uses the facility. Failure to have the restrooms clean for the next Licensee may result in cancellation of the Lease.
17. Licensee shall remove litter and empty waste containers from an area within 100 feet of the facility building during the hours of operation, and prior to leaving the site for the day.
18. The gate shall be kept locked when not in use by the Licensee.
19. The Orchard Park Town Highway Department shall maintain the park grounds and the playing fields.
20. This Agreement shall be effective for one year beginning on the 1 day of April, 2023 and ending on the 31 day of October 2023.

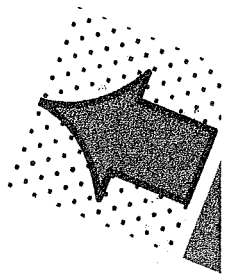
IN WITNESS WHEREOF, the parties have hereunto set their hands and seals:

TOWN OF ORCHARD PARK

By: _____
Eugene Majchrzak, Supervisor

LICENSEE

By: 



Resolution to Hire Independent Auditor

WHEREAS, the Town's prior external auditor, Freed Maxick, has decided that they will no longer be providing attest services to governmental entities , and

WHEREAS, the Town is in need having an independent external audit annually, and

WHEREAS, the Town solicited proposals to perform such service, and

WHEREAS, R.A. Mercer & Co., P.C graded as the best value based on a series of technical and pricing criteria,

NOW, THEREFORE, be it

RESOLVED, that the Town Board authorizes the Supervisor to sign an engagement letter with R.A. Mercer & Co., P.C to provide a financial audit of the Town for the year ended December 31, 2022.

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PARKS & GROUNDS AGREEMENT

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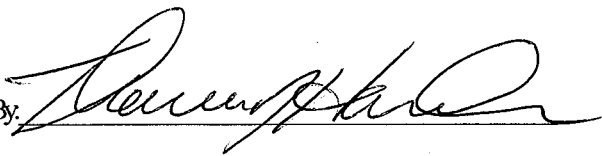
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19. The Orchard Park Town Highway Department shall maintain the park grounds and the playing fields.
20. This Agreement shall be effective for one year beginning on the 1 day of April, 2023 and ending on the 31 day of October, 2023.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals:

TOWN OF ORCHARD PARK

By: _____
Eugene Majchrzak, Supervisor

LICENSEE

By: 

Remy Orffeo

From: Conor Flynn <flynnc@orchardparkny.org>
Sent: Saturday, March 4, 2023 9:08 AM
To: Eugene Majchrzak; Julia Mombrea; Joseph Liberti; Scott Honer; Tim Gallagher
Cc: Remy Orffeo
Subject: Resolution supporting No Mow May and waiving Section 71-2 of the Town Code concerning standards for grass height for the month of May, 2023 in the Town of Orchard Park

For your consideration. Don't do it for me, do it for the bees.

Resolution supporting No Mow May and waiving Section 71-2 of the Town Code concerning standards for grass height for the month of May, 2023 in the Town of Orchard Park:

Whereas, the Town of Orchard Park recognizes the importance of supporting biodiversity and promoting the health of our local ecosystems, including the important role of pollinators such as bees and butterflies; and

Whereas, the No Mow May initiative encourages residents and communities to refrain from mowing their lawns during the month of May to allow native plants and wildflowers to bloom and provide vital resources for pollinators; and

Whereas, Section 71-2 of the Town Code sets standards for grass height on residential properties, but mowing less frequently in May would not pose a hazard to public health or safety;

Now, therefore, be it resolved that the Town of Orchard Park supports the No Mow May initiative and encourages residents to participate by refraining from mowing their lawns during the month of May, 2023; and

Be it further resolved that the Town of Orchard Park waives Section 71-2 of the Town Code concerning standards for grass height for the month of May, 2023 to allow residents to participate in No Mow May without penalty.

We hope that this resolution will promote biodiversity, support our local ecosystems, and encourage community participation in environmental initiatives.



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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

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

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 24, 2023

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

**Re: Riley Meadows West Subdivision Phase 4
PIP #2023-01**

Dear Board Members:

We have received from Andrew Romanowski, Alliance Homes, 4727 Camp Road, Hamburg, New York 14075, an application for a Public Improvement Permit to construct the Riley Meadows West Subdivision Phase 4.

The project consists of the installation of 355 L.F. of new roadway and public utilities to serve 4 residential sublots as shown on the attached location map.

I have reviewed the plans and specifications for the proposed project and have found them to be in compliance with current Town Specifications and Standards. We are in receipt of all necessary fees, bond, and insurances.

I, therefore, recommend approval of Public Improvement Permit #2023-01 for the Riley Meadows West Subdivision Phase 4.

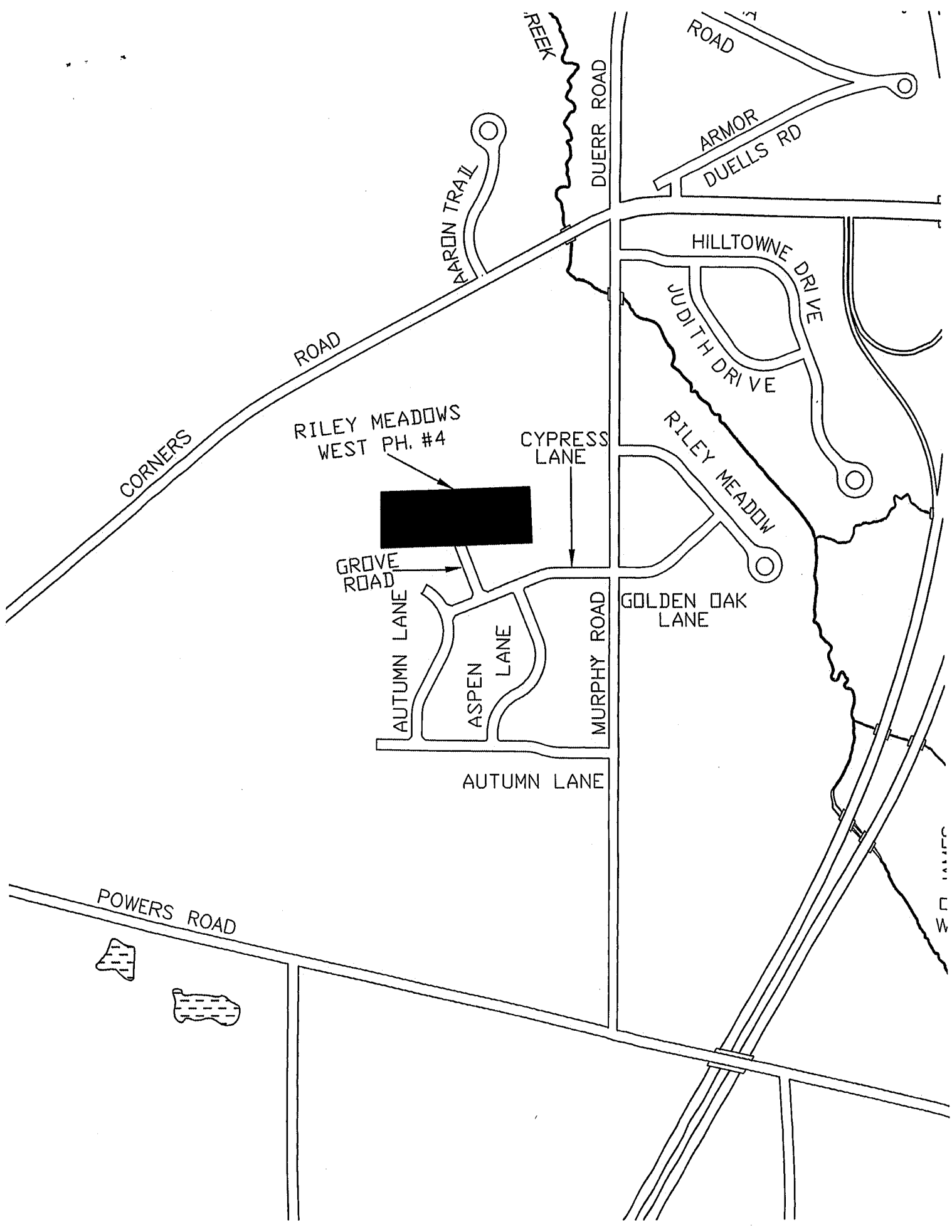
Respectfully submitted,

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

Attachment

cc: Remy Orffeo, Town Clerk
Andy Slotman, Highway Superintendent

Timothy Gallagher, Town Attorney
File #2007.023.8



RILEY MEADOWS
WEST PH. #4



POWERS ROAD



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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

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

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 29, 2023

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

Re: Stormwater Phase II Annual Report for 2022 - 2023
Coverage under an SPDES General Permit for Stormwater Discharges from MS4's

Dear Board Members:

Per the Federal EPA Environmental Conservation Law, Clean Water Act, and Stormwater Phase II regulations, the Town must submit to the New York State Department Environmental Conservation, a Stormwater Management Program annual report outlining the Town's progress in meeting the Notice of Intent (NOI) goals.

The 2022-2023 copy of the draft annual report will be placed in the Town Clerks Office for public review and comments. A draft copy will be forwarded to the Town Board, Building Inspector, Highway Superintendent and Town Attorney for review and comments. The Annual Report must be submitted to the NYSDEC each year by June 1. Included with the report is the Municipal Compliance Certification Form that must be signed by the Supervisor.

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

- Authorize the Supervisor to sign the New York State Department of Environmental Conservation SPDES (#NYR20A137) General Permit for Stormwater Discharge from Small Municipal Separate Storm Sewers (MS4's), Permit No. GP-0-10-002, Municipal Compliance Certification.
- Schedule a public informational meeting for Wednesday, May 17, 2023, at 7:00 pm, to receive public comment on the draft Stormwater Phase II annual report.

Respectfully submitted,

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

Attachment

cc: Remy Orfeo, Town Clerk
Andy Slotman, Highway Superintendent
File #2004.014
Timothy Gallagher, Town Attorney
Tom Minor, Building Inspector

PUBLIC NOTICE

A special public information/hearing meeting will be held on May 17, 2023 at 7:00 P.M. at the Town of Orchard Park Municipal Building, S-4295 South Buffalo Street, Orchard Park, New York regarding Stormwater Phase II Annual Report Coverage under an SPDES General Permit for Storm Water Discharges from MS4's.

The purpose of the hearing is to provide an opportunity for citizens to express stormwater water quality and quantity needs and to discuss possible changes to the Stormwater Phase II management objectives for the Town of Orchard Park.

The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Clerk at 662-6410 by May 18, 2022.

Dated: April 5, 2023

Orchard Park, New York

Remy Orffeo

Town Clerk



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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

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

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 29, 2023

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

**Re: Erie County Water Authority GIS e-DATA
Confidentiality and Non-Disclosure Licensing Agreement;
Diamond Maps**

Dear Board Members:

As discussed, the Engineering Department contacted the Erie County Water Authority to request sharing of GIS information for the Towns GIS system (Diamond Maps). This information will provide staff with the most accurate water utility information in an easily accessible format for GIS map development. The Authority is willing to share this information once the Supervisor signs their GIS e-DATA Confidentiality and Non-Disclosure Licensing Agreement.

I, therefore, recommend that you authorize the Supervisor and Town Attorney to execute the GIS e-Data Confidentiality and Non-Disclosure Licensing Agreement for OP Engineering Diamond Map GIS work.

Respectfully submitted,

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

Attachment

CC: Remy Orfeo, Town Clerk/with contract
Timothy Gallagher, Town Attorney/with contract
File #Diamond Maps

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



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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

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

TOWN ENGINEER
WAYNE L. BIELER, P.E.

March 29, 2023

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

Re: Testing Backflow Prevention Devices 2023

Dear Board Members:

The Town is required to test the Town owned backflow prevention devices to keep in compliance with the New York State Health Department and the Erie County Water Authority regulations. Currently, the Town has 14 backflow prevention devices; two located in the Municipal Center, one each located in the Library, Historical Building (Jolls House), Orchard Meadows Playground and Honey Crest Playground, two for the Compost Facility, two for Green Lake Park / Little League, and four for the Brush Mountain Community Activity Center.

The scope of work includes testing each of the 14-backflow prevention devices during the course of the year and to perform any maintenance that may be needed if the backflow prevention device does not pass the test.

The Town has appropriated funding for contracted building repair and maintenance, A01620 50446.

I, therefore, recommend that you authorize advertisements in the Orchard Park Bee for sealed bids to be opened for the Testing Backflow Prevention Devices 2023 at 2:00 pm, on April 24, 2023, in the Supervisor's Conference Room at the Orchard Park Municipal Center.

Respectfully submitted,

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

cc: Remy Orffeo, Town Clerk
Timothy Gallagher, Town Attorney
File #2006.040

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

NOTICE TO BIDDERS

TOWN OF ORCHARD PARK **TESTING OF BACKFLOW PREVENTION DEVICES**

Sealed bids are requested for the testing and maintenance of backflow prevention devices in the following Town of Orchard Park buildings/locations: Orchard Park Municipal Center, Historical Building (Jolls House), Green Lake / Little League / Thorn Avenue Hot Box, Orchard Park Community Activity Center, Orchard Park Public Library, Orchard Park Compost/Sport Complex Pit, Honey Crest Recreation Building, and the Orchard Meadows Playground.

Bids shall be received at the office of the Town Clerk in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York, until 2:00 P.M. (Local Time) on April 24, 2023, at which time they will be opened publicly and read aloud in the Supervisor's Meeting Room.

Bid documents and instructions for submitting bids will be available at the office of the Town of Orchard Park Engineering Department beginning on April 10, 2023, in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York, Monday through Friday during business hours from 8:30 A.M. to 4:30 P.M. (Local Time).

All bids must contain a statement of non-collusion.

The Town of Orchard Park reserves the right to reject or accept any and all bids.

Copies of the proposed contract documents, plans and specifications may be examined at the office of the Engineer, 4295 South Buffalo Street, Orchard Park, New York.

Remy Orffeo
Town Clerk
Town of Orchard Park

Dated: April 5, 2023

TOWN OF ORCHARD PARK

TESTING OF BACKFLOW PREVENTION DEVICES

TERM AND SCOPE OF CONTRACT

The contract term shall be for three (3) years but may be terminated by either party after six (6) months.

The contract shall be bid in two separate parts; the Town Board may choose to award one or all parts:

- #1. Testing of Backflow Prevention Devices
- #2. Maintenance and Repair of Backflow Prevention Devices

WHEREAS, the Orchard Park Highway Department is purchasing a model year 2024 Freightliner 114SD Plus truck cab and chassis, and

WHEREAS, a model year 2024 Freightliner 114 SD Plus truck cab and chassis requires an Everest 12 foot Stainless steel dump body and snow plow package as specified from Valley Fab and Equipment, Inc. 9776 Trevett Rd. Boston, NY to be fully functional for the needs of the Highway Department, and

WHEREAS, this vehicle is part of the highway department's replacement plan and \$145,418.00 has been allocated in the 2023 budget for this purchase

NOW, THEREFORE be it

RESOLVED that the Town Board does hereby authorize the purchase of an Everest 12 foot Stainless Steel dump body and snow plow package as specified from Valley Fab and Equipment, Inc. at an amount not to exceed \$145,418.00 per recommendation of the Highway Superintendent

WHEREAS, the Orchard Park Highway Department is in need of a plow truck; and

WHEREAS, a model year 2024 Freightliner 114 SD Plus truck cab and chassis is available through Fleet Maintenance, Inc., 67 Ransier Dr., West Seneca, NY 14224 for \$137,674.00; and

WHEREAS, this vehicle is part of the Highway Department's replacement plan and money has been allocated in the 2023 budget for this purchase.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the purchase of a model year 2024 Freightliner 114 SD Plus truck cab and chassis as specified from Fleet Maintenance, Inc. at an amount not to exceed \$137,674.00 per recommendation of the Highway Superintendent.



TOWN OF ORCHARD PARK

MEMORANDUM

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

DATE: March 28, 2023

TO: Town Clerk, Remy Orffeo, Jenifer Brady, & Building Inspector Tom Minor
FROM: Anna Worang-Zizzi
SUBJECT: Item(s) for April 5, 2023 - TB Agenda

NEW BUSINESS:

Please refer the following item to the Planning and Conservation Boards for review.

1. 3742 Southwestern Blvd., located on the north side of Southwestern Blvd, to the west of South Benzing Road, Zoned I-1. The Applicant is requesting a Special Exception Use Permit to construct a brewery and restaurant. (SBL# 161.06-1-14)