

WHEREAS, Food Allergy Awareness Week was established as a national week of encouraging food allergy awareness and supporting those who are impacted by food allergies and anaphylaxis; and

WHEREAS, Food allergies affect approximately 32 million Americans, including 6 million children; and

WHEREAS, the prevalence of food allergies appears to be increasing among children under the age of 18, which is 2 students in every classroom; and

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), between 1997 and 2011, the prevalence of food allergies rose 50 percent and

WHEREAS, nine foods account for 90 percent of all food allergy reactions: Peanuts, Tree Nuts, Milk, Egg, Wheat, Soy, Fish, Shellfish, and Sesame.

WHEREAS, a food allergy is an immune system response to a food the body mistakenly believes is harmful. When a person with food allergy eats the food, his or her immune system releases massive amounts of chemicals, including histamine, that trigger a cascade of symptoms that can affect the respiratory system, the gastrointestinal tract, the skin, and/or the cardiovascular system; and

WHEREAS, there is no cure for food allergies, strict avoidance is the only way to prevent an allergic reaction; and

WHEREAS, anaphylaxis is a serious allergic reaction that comes on quickly and has the potential to become life-threatening; and

WHEREAS, managing a food allergy on a daily basis involves constant vigilance and trace amounts of an allergen can trigger an allergic reaction in some individuals; and

WHEREAS, *Food Allergy and Anaphylaxis Connection Team (FAACT)* is a national, nonprofit organization committed to their mission to educate, advocate, and raise awareness for all individuals and families affected by food allergies and life-threatening anaphylaxis; and

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby proclaim May 14-20, 2023 as **Food Allergy Awareness Week** in the Town of Orchard Park, NY, and encourage all residents to increase their understanding and awareness of this potentially life-threatening medical condition, improving the quality of life of the 32 million Americans affected by food allergies and anaphylaxis by visiting www.FoodAllergyAwareness.org.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town of Orchard Park, NY

Supervisor Eugene Majchrzak

Councilmember Conor Flynn

Councilmember Scott Honer

Councilmember Joseph Liberti

Councilmember Julia Mombrea

TC

Proclamation

54th ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK
April 30 - May 6, 2023

Whereas, The Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

Whereas, The Office of the Professional Municipal Clerk is the oldest among public servants, and

Whereas, The Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

Whereas, Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all.

Whereas, The Professional Municipal Clerk serves as the information center on functions of local government and community.

Whereas, Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations.

Whereas, It is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.

Now, Therefore, I, Eugene Majchrzak, Supervisor of Orchard Park, do recognize the week of April 30 through May 6, 2023, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, Remy C. Orffeo and to his Deputy Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

Dated this 3rd day of May, 2023

Supervisor

Attest: _____

Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the Town of Orchard Park Pedestrian Walkability; Construction of Sidewalks and Crosswalks to Improve Safe Routes to Schools, PIN 5764.71 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, as provided for by agreement with the NYS Department of Transportation, PE and/or ROW Incidental or ROW acquisition work performed by the municipality for the federal aid-eligible construction project covered by the agreement, the costs of such work that are approved in writing by NYSDOT as applicable to the federal aid and Marchiselli aid construction work (excluding costs applicable to non-federally eligible or non-Marchiselli eligible project elements shall be credited following FHWA's construction phase closeout audit of the Project to Project costs that are eligible for federal aid and Marchiselli aid; and

WHEREAS, the Town of Orchard Park desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of \$400,000 (Prelim-Eng / ROW-Inc. = \$380,000)

NOW, THEREFORE the Town Board, duly convened does hereby

RESOLVED, that the Town Board hereby approves the above subject project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of Orchard Park to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering (Design I-VI) and ROW incidental work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$2,000,000 is hereby appropriated from School Sidewalks – Capital Account #ABO14 (or, appropriated pursuant to N/A) and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Town of Orchard Park shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof, and it is further

RESOLVED, that Supervisor Eugene L. Majchrzak of the Board of the Town of Orchard Park be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Orchard Park with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

JE

WHEREAS, the Sewer and Lighting Department has an opening for a laborer; and

WHEREAS, there are funds in the budget to hire a laborer; and

WHEREAS, Kevin Masterson is currently employed by the Town of Orchard Park in the Animal Control Department; and

WHEREAS, Kevin is ready, willing and able to transfer from the Animal Control Department to the Sewer and Lighting Department; and

WHEREAS, Kevin agrees to the following conditions: he will transfer in as a Step 5 Laborer within the Blue Collar Union at an hourly rate of \$27.95 per hour, his full time hire date and anniversary date for future accruals will remain January 1st, his current accrual balances for Sick, Personal and Vacation time will remain the same and transfer with Kevin from the White Collar to the Blue Collar Union, his future benefits will continue to be based from his original full time hire date of January 1, 2017; and

WHEREAS, the Police Chief and Highway Superintendent, based on finding a replacement for a laborer, will determine a starting date

NOW, therefore be it

RESOLVED that Kevin Masterson be transferred from the Animal Control Department to the Sewer and Lighting Department effective at a date agreed upon by the Police Chief and Highway Superintendent.

TC

WHEREAS, the Orchard Park Highway Department is in need of a new leaf collector; and

WHEREAS, the Highway Superintendent recommends a Titan Spartan Leaf Pro Plus Trailer Mounted Vacuum Leaf Collector, as specified from Cyncon Equipment; and

WHEREAS, the leaf collector will be purchased under Sourcewell Contract #093021-GEP; and

WHEREAS, the money is included in the 2023 budget; and

WHEREAS, the purchase price is not to exceed \$104, 872.00

NOW THEREFORE be it

RESOLVED, that the Highway Superintendent is authorized to purchase a Titan Spartan Leaf Pro Plus Trailer Mounted Vacuum Leaf Collector, as specified from Cyncon Equipment, under Sourcewell Contract #093021-GEP in an amount not to exceed \$104,872.00.

TC

RESOLVED, that the Town Board is hereby authorized to approve the following resident appointment to the 2023 part-time staff for the Orchard Park Recreation and Parks Department retroactive to April 26, 2023

Hayden Wisniewski \$16.00

And; be it further

RESOLVED, that the Town Board is hereby authorized to approve the following residents appointments to the 2023 part-time staff for the Orchard Park Recreation and Parks Department effective May 15, 2023 as recommended by the Recreation Director:

Peyton Dotton	\$16.00
Mark Kozar	\$16.75
Hamilton McGrath	\$16.00
Taylor McGrath	\$16.00
Andrew Relosky	\$16.50
Hannah Wierer	\$16.00
Andelain Wilson	\$16.00

The resolution was unanimously adopted.



TOWN OF ORCHARD PARK

File
JC

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.

May 3, 2023

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

Re: Backflow Prevention Devices

Dear Board Members:

The Town of Orchard Park is required to test backflow prevention devices in the Community Activity Center, Library, Municipal Center, OP Highway, Compost Facility, Green Lake/Little League Park, Orchard Meadows Playground, Jolls House and Honey Crest Playground. The Town must comply with the New York State Sanitary Code Subpart 5, from the New York State Department of Health and as required by the Village of Orchard Park.

Bids were opened for the Backflow Prevention Devices on April 24, 2023. The bid was for both a base bid for testing and costs of backflow prevention repair kits. Bids were for each facility and the size of the backflow prevention device that each facility currently uses. The lowest base bid of \$2,900.00 was for all nine sites with a total low bid of \$5,970.00, including repairs and kits if needed.

Attached is an extended tabulation for bid results showing the itemized bid amounts of each contractor.

The Engineering Department has reviewed the bids for this work. The two contractors that bid the scope of work were John W. Danforth Company (\$2,900.00/\$5,590.00), and MKS Plumbing Corp. (\$4,400.00/\$9,350.00).

The lowest bidder for this project was John W. Danforth Company. The company has been in business since 1884 and has successfully completed various backflow prevention testing and installation projects in the past for Orchard Park. This company is more than capable of completing the proposed testing and repair of the various backflow prevention devices.

I, therefore, recommend that you award the contract for Testing and Repair of Town Owned Backflow Prevention Devices (2023) to John W. Danforth Company, 300 Colvin Woods Parkway, Tonawanda, New York, 14150, in an amount not to exceed \$5,970.00, including repairs and kits if needed.

Respectfully submitted,

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

Attachment

cc: Remy Orfeo, Town Clerk Timothy Gallagher, Town Attorney
File #2006.040.20

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

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Email: openg@orchardparkny.org

TOWN ENGINEER
WAYNE L. BIELER, P.E.

May 1, 2023

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

**Re: Abandoned Milestrip Road Water Tank Demolition Project
Bid Award**

Dear Board Members:

Bids were opened for the Abandoned Milestrip Road Water Tank Demolition Project on April 27, 2023. The project consists of dismantling, removal and restoration of the Abandoned Milestrip Road Water Tank.

The project was bid on a lump price basis for the associated demolition and restoration work items. The Engineering Department has reviewed the lump sum prices of the seven contractors who submitted bids. The lowest bid of \$31,600 was below the engineer's estimate of \$75,000.00 for the project.

Attached is a table of bid results showing the bid amounts of each contractor.

The low bidder for this project was Regional Environmental Demolition Inc. The company has successfully completed various demolition projects in the past including the removal of Town of Tonawanda water tank. I have no reservation about their capabilities.

There is presently \$255,751.00 allocated under Capital FX006, District Wide Water Improvements.

I, therefore, recommend that you award the contract for the Abandoned Milestrip Road Water Tank Demolition Project to the lowest responsible bidder, Regional Environmental Demolition Inc., 6281 Wendt Drive, Niagara Falls, New York 14304, in the amount not to exceed \$31,600.00.

Respectfully submitted,

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

Attachment

cc: Remy Orfeo, Town Clerk
Regional Environmental Demolition, Inc.
File #2014.013

Timothy Gallagher, Town Attorney
Connor Moran, Senior Engineering Assistant

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



TOWN OF ORCHARD PARK

ENGINEERING DEPARTMENT

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TOWN ENGINEER
WAYNE L. BIELER, P.E.

May 1, 2023

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

**Re: Proposed Change Order #2 - No Cost Time Extension
Brush Mountain Community Center
Bocce Ball Courts Contract**

Dear Board Members:

As you are aware, the Community Center Bocce Ball Courts Project was bid and awarded to Matt Kolo Excavating, LLC. In November of 2022 you granted Matt Kolo Excavating, LLC a no cost time extension change order, which extended the completion date of the contract to May 14, 2023. Due to the inclement spring Mr. Kolo has not be afforded the weather to complete this work and he is requesting the contract be extended with a final completion date of May 31, 2023.

I, therefore, recommend that you approve Change Order #2, a no cost time extension until May 31, 2023, for the project completion of the contract for the Brush Mountain Community Center Bocce Ball Courts Project with Matt Kolo Excavating, LLC, 6680 Cole Rd, Orchard Park, NY 14127.

Respectfully submitted,

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

Attachment

cc: Remy Orfeo, Town Clerk
Matt Kolo Excavating

Timothy Gallagher, Town Attorney
File #2021.014

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