

The Organizational 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 14127, on the 3rd day of January 2007, at 6:00 PM (local time), the advertised time, and there were

PRESENT AT ROLL CALL:

Mary Travers Murphy	Supervisor
Nancy Ackerman	Councilwoman
David Kaczor	Councilman
Mark Deitrick	Councilman
Deborah Yeomans	Councilwoman
Janis Colarusso	Town Clerk
Leonard Berkowitz	Town Attorney
Andrew Geist	Building Inspector
Sam McCune	Chief of Police
Fred Pieascki, Jr.	Highway Superintendent
Wayne Bieler	Town Engineer

Rev. Richard Young, Orchard Park Presbyterian Church opened the 2007 Organizational Meeting and the 1st Meeting of the Year with words of wisdom and ended his thoughts with a prayer.

1) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

WHEREAS, a Public Officer Law, Section 11(2), provides that in lieu of any additional undertaking, as required by law, the Town Board may approve the procurement of a blanket undertaking from any duly authorized corporate surety covering the officers, clerks and employees of the Town, and

WHEREAS, such blanket undertaking must be approved as to form, manner of execution, and sufficiency of surety by the Town Board, and filed in the same manner as individual undertakings, and

WHEREAS, Section 11-2 provides that such blanket undertaking must indemnify against losses caused by the failure of the officer or employees to faithfully perform their duties, or by their fraudulent or dishonest acts.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor is hereby authorized and directed to procure a blanket undertaking for all town officers and employees for the amount of \$100,000 per official or employees, the cost of which blanket undertaking shall be a town charge, and be it further

RESOLVED, that upon execution of the blanket undertaking, said undertaking shall immediately be filed in the office of the Town Clerk of the Town of Orchard Park, New York.

The resolution was unanimously adopted.

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint the Supervisor as the *Budget Director* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

3) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Michael Wolf** to the position *Deputy Town Attorney* for the Town of Orchard Park, at the salary stipulated in the budget, for the Year 2007.

The resolution was unanimously adopted.

4) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Roberta Buczkowski** to the position of *Secretary to the Supervisor* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR TRAVERS MURPHY, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Nancy Hart** to the position of *Town Prosecutor* for the Town of Orchard Park, at the salary stipulated in the budget, for the Year 2007.

The resolution was unanimously adopted.

6) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED SUPERVISOR TRAVERS MURPHY, TO WIT:

RESOLVED, that **Drescher & Malecki, LLC**, is hereby retained as *Accountants* for the Town of Orchard Park for the Year 2007, and be it further

RESOLVED, that the Town Board is hereby authorized to direct the Supervisor to sign the *Agreement with Drescher & Malecki, LLC*, as Accountants for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the following are hereby appointed to the *Insurance Advisory Board* for the Town of Orchard Park for the Year 2007: Jo Ann Litwin, William McNamara, Jim Hood and Pat Dendler, and be it further

RESOLVED, that each member of the Insurance Brokers Committee file a copy of their Insurance Brokers License with the Town Clerk within thirty (30) days of appointment, and be it further

RESOLVED, that the *Chairperson* will be decided by the advisory board for the Year 2007.

Councilwoman Yeomans stated there are recommendations from the Ethics Board that directly affects the "Insurance Advisory Board" and the appointments. She stated she has not had time to review the opinion of the board and would like to see this motion tabled until she has time to review the recommendations that have been made.

Councilman Kaczor stated the board majority does not recognize the table and calls for a vote on the item.

Councilman Kaczor stated this evening that the Town of Orchard Park has gone a full year without a "formal" Insurance Committee. He stated it is unheard of that this board, any board, does not have the benefit/advice from any type of committee. He believes the four (4) individuals that have been appointed cover a wide area of the insurance spectrum that will come together as a committee. He stated he knows the issue is JoAnn Litwin and her relationship to the Republican Party in the Town. Many of the Town Board Members believe limiting an individual's activity outside their normal work is an infringement on their constitutional rights. Ms. Litwin will be a tremendous asset to this board and I will be voting in favor for her this evening. Councilwoman Ackerman stated the Insurance Advisory Board serves with no compensation. She stated none of the individuals are considered a Town Employee, they are being appointed on their expertise.

Councilman Dietrick stated in the spirit of corporation the majority of this board has reached out to the minority in this case. The majority of this Board has three recommendations, the minority has two recommendations. Councilman Dietrick stated that is democracy, that's corporation.

Supervisor Travers Murphy stated the issue about JoAnn Litwin is not about the person, it's about the principal. She stated the Ethics Board is trying to take away even the appearance of a conflict of interest, and we should move forward with a committee that has no connection of the former insurance committee that did involve individuals that ended up in an investigation with the New York State Attorney Generals Office, and because there is a connection to a former board member she is uncomfortable with appointing Ms. Litwin. She will be voting aye on the motion because of the other board members.

Councilman Kaczor expressed his disappointment and embarrassment of taking an individual, like Ms. Litwin, and penalizing them for having the same last name as a former board member. Ms. Litwin should be judged on her own merits and credentials, with a record that is outstanding. He also stated the Ethics Board recommendations should not impact the Town Board's decision.

Supervisor Travers Murphy did state that this issue will be brought up in the Town Board Work Sessions and eventually in a form of a Public Hearing. She noted this issue is far from dead.

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilwoman Yeomans	Nay

The resolution was duly adopted.

8) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the following *standing committee assignments* and liaison assignments are hereby approved for the Year 2007, and that the first Town Board Member named for said committee shall be Chairperson.

Standing Committee Assignments:

Building & Grounds: Councilwoman Ackerman & Councilman Dietrick
Cable TV: Councilman Kaczor & Supervisor Travers Murphy
Dare: Councilwoman Ackerman & Councilman Dietrick
Economic Development & Planning: Councilman Kaczor & Councilwoman Yeomans
Ethics Committee: Councilwoman Ackerman & Councilwoman Yeomans
Highway: Councilman Kaczor & Councilwoman Yeomans
Insurance: Supervisor Travers Murphy, Councilman Kaczor & Councilwoman Yeomans
Library: Councilwoman Ackerman & Supervisor Travers Murphy
Parks & Recreation: Councilman Kaczor, Councilman Dietrick & Councilwoman Yeomans
Personnel: Supervisor Travers Murphy & Councilwoman Yeomans
Police: Supervisor Travers Murphy, Councilman Dietrick & Councilwoman Yeomans
Purchasing: Supervisor Travers Murphy & Councilman Kaczor
Refuse/Recycling: Councilwoman Ackerman, Supervisor Travers Murphy & Councilman Dietrick
Safety & Training: Councilwoman Yeomans & Councilman Kaczor
Sewer Management: Supervisor Travers Murphy & Councilman Dietrick
Street Lighting: Councilman Dietrick & Councilwoman Ackerman
Tree Planting: Supervisor Travers Murphy & Councilwoman Ackerman
Youth: Councilwoman Ackerman, Councilman Dietrick & Councilwoman Yeomans

Liaison Assignments:

Board of Assessment Review: Supervisor Travers Murphy
Board of Ethics: Councilwoman Ackerman
Compost Facility: Councilwoman Ackerman
Conservation Board: Councilwoman Dietrick
Department of Senior Services: Councilwoman Yeomans
Historic Preservation: Councilman Kaczor
Library Board: Councilwoman Ackerman
Planning Board: Councilwoman Ackerman
Public Safety Committee: Councilman Dietrick
Recreation Commission: Councilman Kaczor
Tree Conservancy: Councilwoman Ackerman
Village Board: Councilman Dietrick
Zoning Board of Appeals: Councilwoman Yeomans

The resolution was unanimously adopted.

9) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Richard Buss** to the position of *Crew Chief of the Special Improvement Districts* in the Town of Orchard Park for all Water Districts and extensions thereof and all Sanitary Sewer Districts and Extensions thereof for the Year 2007, and be it further

RESOLVED, that **Janis Colarusso** is hereby appointed *Clerk of all Special Improvement Districts* for the Town of Orchard Park, for the Year 2007.

The resolution was unanimously adopted.

10) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Kathleen A. Swarbrick** as *1st Deputy Town Clerk & Deputy Registrar of Vital Statistics* and **Marie C. Carruthers** as *2nd Deputy Town Clerk & Sub-Registrar of Vital Statistics* for the Year 2007, and be it further

RESOLVED, that **Lois Vigneron** is hereby appointed *Sub-Registrar of Vital Statistics*, as requested by the Town Clerk, for the Year 2007.

The resolution was unanimously adopted.

11) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that each Department Head, elected and/or appointed, shall be the *Records Access Officer* for their particular department, under the direction of the Records Management Officer/Town Clerk for the Year 2007.

The resolution was unanimously adopted.

12) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the *Records Advisory Board* shall appoint and consist of the Town Supervisor, Town Attorney, Town Clerk and Town Historian in accordance with the State Archives and Records Management Administration (SARA) for the Year 2007.

The resolution was unanimously adopted.

13) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Mary Perram** as *Deputy Receiver of Taxes and Assessment*, and **Janet Holdridge** to *Part-time Clerk to the Receiver of Taxes*, as requested by the Receiver of Taxes, for the Year 2007.

The resolution was unanimously adopted.

14) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Ernest Matthews** as *Deputy Superintendent of Highways*, as requested by the Superintendent of Highways, for the Year 2007.

The resolution was unanimously adopted.

15) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Gloria McFadden** and **Brigid Reid** to the positions of *Clerks to the Town Justice*, as requested by the Town Justices, for the Year 2007, and be it further

RESOLVED, that the Town Board does hereby appoint Gloria McFadden as *Matron* to the Orchard Park Police Department for the Year 2007.

The resolution was unanimously adopted.

16) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Tad Beale as *Maintenance Crew Chief* for the Orchard Park Municipal Center for the Year 2007.

The resolution was unanimously adopted.

17) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby appoint Anna Willems as *Recreation Specialist/Senior Director* for the Orchard Park Senior Center for the Year 2007.

The resolution was unanimously adopted.

18) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Dennis Buczkowski as *Dog Control Officer* for the Town of Orchard Park for the Year 2007, and be it further

RESOLVED, that the appointment of Robert Praczkajlo & Anthony Paolini as *Part-Time Deputy Dog Control Officer* is hereby approved for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

19) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby appoint Councilman David Kaczor as the *Affirmative Action Officer* for the Town of Orchard Park for the Year 2007.

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Aye
Councilman Kaczor	Recused
Councilman Dietrick	Aye
Councilwoman Yeomans	Aye

The resolution was duly adopted.

20) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Councilwoman Nan Ackerman** as the *Americans with Disability Act Coordinator* for the Town of Orchard Park for the Year 2007.

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Recused
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilwoman Yeomans	Aye

The resolution was duly adopted.

21) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Jacqueline Kaczor** as the *Bingo Inspector* for the Town of Orchard Park for the Year 2007.

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Aye
Councilman Kaczor	Recused
Councilman Dietrick	Aye
Councilwoman Yeomans	Aye

The resolution was duly adopted.

22) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that all Town Board Members are hereby appointed *Fire Wardens* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

23) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR TRAVERS MURPHY, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Police Officer William Hanrahan** as *Disaster Coordinator* and **Kurt Buranich** as *Assistant Disaster Coordinator* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

24) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Suzanne Kulp** as *Town Historian* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

25) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the Agreement with Lucy Curley & Co., as *Grant Writer & Consultant* for the Town of Orchard Park, for the Year 2007.

The resolution was unanimously adopted.

26) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Former Supervisor **Toni M. Cudney** and 1st Deputy Town Clerk **Kathleen A. Swarbrick**, as *Marriage Officers* for the Town of Orchard Park for the Year 2007, as recommended by the Town Clerk.

The resolution was unanimously adopted.

27) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Edward Leak** as *Recreation Director* for the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

28) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that all salaries as set forth in the *Wage Scale* for non-union employees whose salaries are included in the General Fund, Part Town Fund and Special Districts Fund are hereby adopted for the Year 2007, and be it further

RESOLVED, a copy of set forth Wage Scale shall be attached to these minutes.

The resolution was unanimously adopted.

29) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that all *paydays* for the Town of Orchard Park Employees, including Elected Officials, be and are hereby established on a biweekly basis to begin on January 5, 2007.

The resolution was unanimously adopted.

30) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby establish the *mileage rate* of \$.42 per mile for the Town Personnel when their private vehicles are used for official business for the Year 2007.

The resolution was unanimously adopted.

31) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town of Orchard Park *official depositories* for all funds for the Year 2006 are hereby authorized as follows: JP Morgan Chase, Bank of America, Key Bank, HSBC, M&T, Citizens Bank & Evans National Bank, and be it further

RESOLVED, that all Town Offices & Department Heads are directed to make *daily deposits* in designated depositories on all monies received.

The resolution was unanimously adopted.

32) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby authorize the following *Daily Bank and/or Petty Cash Funds* for the Year 2007:

\$ 300.00	Town Clerk
\$ 400.00	Receiver of Taxes
\$ 100.00	Police Department
\$ 200.00	Town Justice
\$ 100.00	Recreation Department

The resolution was unanimously adopted.

33) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board is hereby authorizing the following personnel to attend the *Association of Towns Conference in New York City, February 18-21, 2007*; Town Board Members, Town Clerk, Town Attorney, Deputy Town Attorney, Town Engineer, Town Justice (2), Receiver of Taxes, and the Chief of Police, and be it further

RESOLVED, that any Town Employee attending a conference authorized by the Town Board be allowed an expense account of not more than \$65.00 per day, not including travel or housing.

The resolution was unanimously adopted.

34) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board is hereby designating Supervisor Mary Travers Murphy as *Delegate* and Town Engineer Wayne Bieler as, *Alternate Delegate*, to the *2007 Association of Towns Conference* at New York City, at Town Expense.

The resolution was unanimously adopted.

35) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby authorize the Highway Superintendent to make purchases, pursuant to the procurement policy as adopted by the Town Board, and subject to review or according to permissible legislation for the Year 2007, and be it further

RESOLVED, that the Sewer and Water Department is hereby authorized to make purchases for equipment, tools and supplies to the extent of \$250.00 without prior authorization from the Town Board, subject to review or according to permissible legislation for the Year 2007.

The resolution was unanimously adopted.

36) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby direct all Departments Heads (except the Highway Superintendent and the Sewer & Water Department) to use *Purchase Orders*, supplied by the Supervisor, on all purchases \$100.00 and over for the Year 2007.

The resolution was unanimously adopted.

37) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the filing of the *Supervisor's Annual Report*, with the Town Clerk, is hereby directed within sixty (60) days following the close of the Year 2007, and be it further

RESOLVED, that the Town Clerk is hereby directed to publish due notice of the filing of the Supervisor's Annual Report within ten (10) days in the official newspaper for the Town of Orchard Park.

The resolution was unanimously adopted.

38) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that all *claims* against the Town in the Year 2007, are hereby authorized only if made on the certified form stipulated under Section #118 of the Town Law and properly signed by the claimant and authorized by the individual Department Head.

The resolution was unanimously adopted.

39) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby designate the *Southtowns Citizen* the *Official Newspaper* for the Town of Orchard Park for the Year 2007.

Supervisor Travers Murphy	Abstained
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilwoman Yeomans	Aye

The resolution was duly adopted.

40) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the *Town Board Meetings* for the Year 2007 are hereby scheduled at 7:00 P.M. for the first (1) and third (3) Wednesdays of each month, and all *Work Sessions* prior to the Town Board Meetings are hereby scheduled at 6:00 PM, and be it further

RESOLVED, that the *Town Board Work Sessions* for the second (2), fourth (4) Wednesday and possibly fifth (5) Wednesday of each month, will be at 6:00 P.M., at the Orchard Park Municipal Center, in the Supervisor's Conference Room, for the Year 2007, unless otherwise notified.

The resolution was unanimously adopted.

41) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby adopt the *Employees Rules & Regulations and the Police Department Rules, Orders & Regulations*, subject to review and advice of Counsel for the Year 2007, and be it further

RESOLVED, that the Department Heads and/or Employees shall not change rules or regulations without the authorization of the Town Board.

The resolution was unanimously adopted.

42) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR TRAVER MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby adopt all orders in the matter of *Speed and other Traffic Regulations* in the Town of Orchard Park for the Year 2007, and be it further

RESOLVED, these orders of Speed and other Traffic Regulations are filed in the Town Clerk's Office.

The resolution was unanimously adopted.

43) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby adopt the *Water, Sewer and Road Specifications* as now adopted by the Town Board for the Year 2007.

The resolution was unanimously adopted.

44) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Joseph Liberti to the *Zoning Board of Appeals* for a five (5) year term ending December 31, 2011, and be it further

RESOLVED, that Robert Lennartz is hereby designated *Chairman of the Zoning Board of Appeals* for the year 2007, and be it further

RESOLVED, that Rose Seivert is hereby appointed *Secretary for the Zoning Board* for the Year 2007.

The resolution was unanimously adopted.

45) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Remy Orffeo** to *Part-time Planning Coordinator* for the Year 2007.

Councilwoman Yeomans stated again, she would like to refer back to the Ethics Board recommendations. She stated she would like to get this matter resolved before making any recommendations. Councilwoman Yeomans stated this is not about the individual being appointed, it is about the recommendations from the Ethics Board.

Councilman Kaczor stated the board majority does not recognize the table and calls for a vote on the item.

Councilwoman Ackerman did state the Ethics Board did vote on this particular issue and found that there was no conflict of interest.

Supervisor Travers Murphy stated that the Ethic Board did move forward to address such situations.

Councilman Kaczor stated the Town Board has discussed this issue and will continue dialoged on this matter, but he does not feel there should be no reason why we can not vote on this matter at this time. He stated Mr. Orffeo is doing one outstanding job.

Councilman Dietrick stated the Town Board does not know whether Mr. Orffeo is the Chairperson of the Conservative Party at this time. He stated he believes the Conservative Party has not done their re-organizational meeting at this time. He stated this issue is immature at this time to discuss.

Supervisor Travers Murphy	Nay
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilwoman Yeomans	Nay

The resolution was duly adopted.

46) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Paul Bodden to the *Planning Board* for a seven (7) year term ending December 31, 2013, and be it further

RESOLVED, that the Town Board does hereby designate William McNamara as *Chairperson of the Planning Board* for the Year 2007, and be it further

RESOLVED, that Rose Seivert is hereby appointed *Secretary for the Planning Board* for the Year 2007.

The resolution was unanimously adopted.

47) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN DIETRICK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN ACKERMAN, TO WIT:

RESOLVED, that the Town Board does hereby appoint James Loesch, Anne Bergantz, Frank Newton and George Schichtel to the *Conservation Board* for the Town of Orchard Park, for a two (2) year term ending December 31, 2008, and be it further

RESOLVED, that the Town Board does hereby designate Richard Schechter as *Chairman of the Conservation Board* for the Year 2007, and be it further

RESOLVED, that Rose Seivert is hereby appointed *Secretary for the Conservation Board* for the Year 2007.

The resolution was unanimously adopted.

48) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint the following to the *Public Safety Committee* for the Year 2007: Robert Henning, Robert Simpson, William Szewc, Margaret Stebick, Nicholas Taneff and James Lawicki, and be it further

RESOLVED, that the Town Board does hereby designates William Szewc as *Chairman of the Public Safety Committee* for the Year 2007, and be it further

RESOLVED, that Marie Carruthers is hereby appointed *Secretary for the Public Safety Committee* for the Year 2007.

The resolution was unanimously adopted.

49) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby designates the following to the Orchard Park *Economic Development Committee* for the Year 2007: Edward Starosielec, Jack Bertsch, John Murray, Jim Chowjak and Ron Michnik.

The resolution was unanimously adopted.

50) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board does hereby appoint Linda Daniels, for a five (5) year term ending December 31, 2011, to the *Board of Ethics* for the Town of Orchard Park, and be it further

RESOLVED, that Dennis Jewell is hereby designated *Chairman of the Board of Ethics* for the Year 2007, and be it further

RESOLVED, that Justine LeFauve is hereby appointed *Secretary for the Board of Ethics* for the Year 2007.

Councilwoman Yeomans stated she feels there was not enough information on the appointment of Linda Daniels. She believes discussion should continue on her appointment. She would like to table this motion.

Councilman Kaczor stated the board majority does not recognize the table and calls for a vote on the item.

Supervisor Travers Murphy indicated she wanted to appoint a Minister on the Board of Ethics. She stated many moons ago they always included a Minister. The Supervisor stated she did not get too far with that appointment and will be voting no.

Councilman Kaczor stated the Town Board is always looking for new blood, new ideas. He stated the Town Board also likes to move people from committee to committee to gain experience and the understanding of the boards. He believes because Linda Daniels has been very involved in the Ethics Board and has a clear understanding of the operations of the board, her reappointment is an asset to the board for all the knowledge she brings.

Councilman Dietrick stated this board is for open government and getting people involved.

Councilwoman Ackerman stated it is the policy of the Town Board to continue the service of an individual who service has been deemed appropriate. She also stated when someone resigns from the board; the Town Board is willing to look at new individuals. She believes Ms. Daniels is a very ethical person with knowing her for many years.

Supervisor Travers Murphy stated for the record, she did not state Ms. Daniels was not unethical.

Supervisor Travers Murphy	Nay
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilwoman Yeomans	Nay

The resolution was duly adopted.

51) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN KACZOR, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN DIETRICK, TO WIT:

RESOLVED, that the Town Board does hereby appoint Robert Fortenbaugh to the *Recreation Commission* for the Town of Orchard Park for a seven-(7) year term ending December 31, 2013, and be it further

RESOLVED, that Audrey Ramage is hereby designated *Chairperson of the Recreation Commission* for the Year 2007, and be it further

RESOLVED, that Mary Popielinski is hereby appointed *Secretary for the Recreation Commission* for the Year 2007.

The resolution was unanimously adopted.

52) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint the following to the *Youth Board* of the Town of Orchard Park for the Year 2007: Chief Sam McCune, Joan Holl, Bill Gehen, Dave Rebmann, Philip Murray, Tom Buranich, Robert Farwell, Town Councilwoman Deborah Yeomans and Village Judge Philip Marshall, and be it further

RESOLVED, that Thomas McGinty is hereby appointed *Director (part-time) of the Youth Bureau* of the Town of Orchard Park for the Year 2007.

The resolution was unanimously adopted.

53) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN YEOMANS, TO WIT:

RESOLVED, that the Town Board does hereby appoint Marianne Hoover to the *Library Board* for a five (5) year term ending December 31, 2011.

The resolution was unanimously adopted.

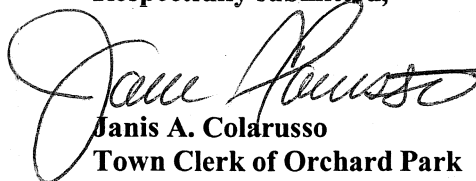
54) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN YEOMANS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the Town Board does hereby appoint **Milton Bradshaw** to the position of *Town Assessor*, term ending October 1, 2013, for the Town of Orchard Park, at the salary stipulated in the budget.

The resolution was unanimously adopted.

On motion by Supervisor Travers Murphy, seconded by Councilman Dietrick, the **2007 Organizational Meeting** for the Town of Orchard Park was adjourned at 7:54 PM (local time).

Respectfully submitted,



Janis A. Colarusso
Town Clerk of Orchard Park

