

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 3rd day of June 2009 at 7:00 PM, the meeting was called to order by the Supervisor and there were:

PRESENT AT ROLL CALL:	Mary Travers Murphy	Supervisor
	Nancy Ackerman	Councilwoman
	David Kaczor	Councilman
	Mark Dietrick	Councilman
	Edward Graber	Councilman
	Janis Colarusso	Town Clerk
	Leonard Berkowitz	Town Attorney
	Andrew Geist	Building Inspector
	Andrew Benz	Chief of Police
	Frederick Piasecki, Jr.	Highway Superintendent
	Wayne Bieler	Town Engineer

The Supervisor 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 TRAVERS MURPHY, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN KACZOR, TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held on May 6, 2009 and Special Meeting Minutes held on May 6 and 13, 2009, as presented by the Town Clerk are hereby approved, and be it further

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

The resolution was unanimously adopted.

PUBLIC HEARING

At 7:05 PM (local time) the Supervisor called for the Public Hearing to hear all interested parties for or against the Establishment and Creation for Drainage District OPDD 2-2; Holly Ridge Estates. Affidavits and Publication of the Legal Notice of the Public Hearing were presented, read aloud and filed with the Town Board by the Town Clerk.

Supervisor Travers Murphy asked if anyone in the audience who would like to speak for or against the application for the Establishment & Creation for OPDD 2-2; Holly Ridge Estates: **No one spoke**

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

RESOLVED, that the Public Hearing in the matter of the Establishment and Creation for Drainage District OPDD 2-2; Holly Ridge Estates, is hereby closed at 7:07 PM (local time).

The resolution was unanimously adopted.

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

WHEREAS, a map, plan and report relating to the establishment of a Extension 4 to the Town Water District No. 8, prepared by Wm. Schutt & Associates, duly licensed civil engineers of the State of New York, in a manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on May 13, 2009, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed District, the proposed method of financing, the fact that the map, plan and report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying June 3, 2009, as the date, at 7:00 p.m. in the evening of said day as the time, at the Town of Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York as the place where this Town Board would meet and consider said map, plan and report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, such Order was duly published and posted as required by law; and

WHEREAS, a hearing on said matter was duly held by said Town Board on June 3, 2009 at 7:00 p.m. in the evening of said day, in the Municipal Center, S4295 South Buffalo Street, Orchard Park, New York, and no person appearing in opposition to and a petitioner appearing in favor of the petition; and

WHEREAS, pursuant to said petition, it is the intention of Calamar/Senior Services, Inc., as developer of the Eagle Crest Senior Village, to construct said water lines solely at its own expense, now, after due deliberation, it is

RESOLVED AND DETERMINED:

- (a) That the notice of hearing was published and posted as required by law, and is otherwise sufficient;
- (b) That all property and property owners within the proposed district are benefited thereby;
- (c) That all property and property owners benefited are included within the limits of the proposed district;
- (d) That it is in the public interest to establish said district; and be it further

RESOLVED AND DETERMINED:

That the establishment of the proposed district as set forth in said map, plan and report be approved; that the improvements therein mentioned be constructed by Calamar/Senior Services, Inc. and such district shall be known and designated as "Town of Orchard Park Water District No. 8, Extension No. 4" and shall be bounded and described as set forth as follows:

BEGINNING at the northwest corner of said Lot Number 64;

THENCE: S-00°-00'-07"-E along the west line of said Lot Number 64, a distance of 790.65 feet to its intersection with the north line of lands conveyed to Watchhill Development Corporation by Deed recorded in the Erie County Clerk's Office in Liber 9661 of Deeds at page 7;

THENCE: N-89°-17'-32"-E and along the north line of lands so conveyed to Watchhill Development Corporation a distance of 1,500.00 feet to the west line of lands conveyed to The Archaeological Conservancy by Deed recorded in Liber 11073 of Deeds at page 5507, as corrected by Deed recorded in Liber 11078 of Deeds at page 7727;

THENCE: N-01°-18'-34"-E and along said Archaeological Conservancy's westerly line 429.67 feet to the said Archaeological Conservancy's northwest corner;

THENCE: N-89°-43'-03"-E and along said Archaeological Conservancy's northerly line 650.65 feet to a boundary line established by Boundary Line Agreement recorded in Liber 10053 of Deeds at page 257;

THENCE: N-01°-18'-34"-E and along said boundary line 350.14 feet to the north line of Lot No. 64;

THENCE: S-89°-43'-03"-W and along the north line of Lot 64 a distance of 2,168.40 feet to the point or place of beginning containing 32.42 acres be the same more or less.

RESOLVED AND DETERMINED:

That the water line for said water district is to be constructed by Calamar/Senior Services, Inc., wholly at its own expense, and it has offered to convey the same without cost to the Town of Orchard Park, free and clear of encumbrances, except right to access to said improvement by adjoining landowners; that the cost of connecting the same with the Town of Orchard Park water system shall be borne by the owners of properties benefited thereby; and be it further

RESOLVED AND DETERMINED:

That the Town Clerk be, and hereby is, authorized and directed to file a certificate of this resolution in the Office of the Clerk of the County of Erie, which is the County in which the said Town of Orchard Park is located, and the Office of the State Department of Audit and Control, within ten days after the adoption of this Resolution, pursuant to Section 195 of the Town Law.

The question of the adoption of the foregoing resolution was duly put to a roll call vote:

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilman Graber	Aye

The resolution was unanimously adopted.

PUBLIC HEARING

At 7:08 PM (local time) the Supervisor called for the Public Hearing to hear all interested parties for or against the Proposed Orchard Park Water District No. 8, Extension 8-4. Affidavits and Publication of the Legal Notice of the Public Hearing were presented, read aloud and filed with the Town Board by the Town Clerk.

Supervisor Travers Murphy asked if anyone in the audience who would like to speak for or against the Proposed Orchard Park Water District No. 8, Extension 8-4.

Opposition: No one spoke.

In Favor: Susan Marriott spoke on behalf of the project petitioner, Calamar, for the Eagle Crest Senior Village and sponsor of this District Extension. She stated this would provide the Town with a continuous water District for the Town without any gap. Different rates which have been charged to residents in that area will now be the same for everyone within the District.

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

RESOLVED, that the Public Hearing in the matter of Proposed Orchard Park Water District No. 8, Extension 8-4, is hereby closed at 7:10 PM (local time).

The resolution was unanimously adopted.

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

WHEREAS, a map, plan and report relating to the establishment of a Extension 4 to the Town Water District No. 8, prepared by Wm. Schutt & Associates, duly licensed civil engineers of the State of New York, in a manner and in such detail as has been determined by this Town Board, has been duly filed with the Town Clerk, in accordance with the requirements of Article 12 of the Town Law; and

WHEREAS, an Order was duly adopted by this Town Board on May 13, 2009, reciting the filing of said map, plan and report, the improvements proposed, the boundaries of the proposed District, the proposed method of financing, the fact that the map, plan and report describing the same were on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying June 3, 2009, as the date, at 7:00 p.m. in the evening of said day as the time, at the Town of Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York as the place where this Town Board would meet and consider said map, plan and report, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as required or authorized by law; and

WHEREAS, such Order was duly published and posted as required by law; and

WHEREAS, a hearing on said matter was duly held by said Town Board on June 3, 2009 at 7:00 p.m. in the evening of said day, in the Municipal Center, S4295 South Buffalo Street, Orchard Park, New York, and no person appearing in opposition to and a petitioner appearing in favor of the petition; and

WHEREAS, pursuant to said petition, it is the intention of Calamar/Senior Services, Inc., as developer of the Eagle Crest Senior Village, to construct said water lines solely at its own expense, now, after due deliberation, it is

RESOLVED AND DETERMINED:

- (a) That the notice of hearing was published and posted as required by law, and is otherwise sufficient;
- (b) That all property and property owners within the proposed district are benefited thereby;
- (c) That all property and property owners benefited are included within the limits of the proposed district;
- (d) That it is in the public interest to establish said district; **and be it further**

RESOLVED AND DETERMINED:

That the establishment of the proposed district as set forth in said map, plan and report be approved; that the improvements therein mentioned be constructed by Calamar/Senior Services, Inc. and such district shall be known and designated as "Town of Orchard Park Water District No. 8, Extension No. 4" and shall be bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Orchard Park, County of Erie and State of New York, being part of Lot(s) 456 & 457, Township 10 and Range 7 of the Buffalo Creek Reservation, being more particularly bounded and described as follows;

BEGINNING at a point in the southwest corner of Lot 457, Township 10, Range 7; Thence northerly along the westerly line of Lot 457 and the westerly line of Lot 456 a distance of 1316.89 feet more or less to the northwest corner of Lot 456, to a point in the southwest corner of a certain map cover filed in the Erie County Clerk's Office under map cover book 2181, also being a point in the southerly line of the Town of Orchard Park's Water District 8-1; Thence easterly along the southerly line of map cover 2181, and the southerly line of Water District 8-1 a distance of 1583.98 feet more or less to the southeast corner of Water District 8-1, also being a point in the southwesterly line of the Town of Orchard Park's Water District 8; Thence southeasterly along the southwesterly line of Water District 8 a distance of 1251.75 feet more or less to an angle point in the southwesterly line of Water District 8; Thence southerly along the westerly line of Water District 8 a distance of 291.17 feet more or less to an angle point in the westerly line of Water District 8 also being the southerly line of Lot 457; Thence westerly along the northerly line of Water District 8, and the southerly line of Lot 457 a distance of 2320.27 feet more or less to the point or place of beginning, containing 61.3 acres more or less.

RESOLVED AND DETERMINED:

That the water line for said water district is to be constructed by Calamar/Senior Services, Inc., wholly at its own expense, and it has offered to convey the same without cost to the Town of Orchard Park, free and clear of encumbrances, except right to access to said improvement by adjoining landowners; that the cost of connecting the same with the Town of Orchard Park water system shall be borne by the owners of properties benefited thereby; and be it further

RESOLVED AND DETERMINED:

That the Town Clerk be, and hereby is, authorized and directed to file a certificate of this resolution in the Office of the Clerk of the County of Erie, which is the County in which the said Town of Orchard Park is located, and the Office of the State Department of Audit and Control, within ten days after the adoption of this Resolution, pursuant to Section 195 of the Town Law.

The question of the adoption of the foregoing resolution was duly put to a roll call vote:

Supervisor Travers Murphy	Aye
Councilwoman Ackerman	Aye
Councilman Kaczor	Aye
Councilman Dietrick	Aye
Councilman Graber	Aye

The resolution was unanimously adopted.

Old Business #1 Appointments to Sewer, Lighting & Water Dept. 2009 Summer Staff

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

WHEREAS, funds have been allocated in the 2009 budget for seasonal help in the Sewer, Lighting and Water Department and with the current work load an additional summer help appointment is requested, and

WHEREAS, Jonathan M. Maderer has applied for the summer position in the Sewer, Lighting and Water Department and will be attending SUNY Fredonia in the fall as a senior

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Mr. Jonathan M. Maderer, 5205 Chestnut Ridge Road, Orchard Park, NY 14127, to a seasonal position in the Sewer, Lighting and Water Dept. for approximately a ten week period beginning June 4, 2009 at a wage rate of \$8.00/hour.

The resolution was unanimously adopted.

New Business #1 Authorize Part-time Appointments for Medical Leave of Staff at Senior Center

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

WHEREAS, starting June 17, 2009, Jean Bayuse, who works part-time at the Orchard Park Senior Center will be on medical leave for eight weeks, and

WHEREAS, in Jean's absence, Anna Willems, the Director of the Senior Center, would like to hire Betty Cash and Wanda Schwab, who are regular volunteers for the nutrition program and are experienced with the completion of paperwork and preparation of the lunches, and

WHEREAS, there is enough money in the Senior Center part-time personnel budget to cover the cost of hiring Betty and Wanda

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the hiring of Betty Cash and Wanda Schwab to fill in for the medical leave of Jean Bayuse for a period of eight weeks, as recommended by the Senior Center Director.

The resolution was unanimously adopted.

New Business #2 Authorize the Dedication of PIP#2009-01 for WNY Urology at 500 Sterling Park

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

WHEREAS, on April 30, 2009 a final inspection was conducted of the public improvements constructed for the Sterling Park Hydrant Installation for Western New York Urology at 500 Sterling Drive to provide adequate fire service for the Western New York Urology addition, and

WHEREAS, all work has been satisfactorily completed in accordance with Town specifications. A two year maintenance bond in the amount of \$5,000.00 has been submitted along with all other necessary documents

NOW, THEREFORE, be it

RESOLVED that the Town Board does hereby authorize the Town Attorney to proceed with the dedication of the public improvements for the Sterling Park Hydrant Installation for Western New York Urology at 500 Sterling Drive constructed under PIP #2009-01 and authorize the Town Clerk to release the performance bond in the amount of \$1,000.00, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #3 Appointment of Assistant to the Recreation Director

9) 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 authorize the appointment of Kristin Santillo, 4535 Amber Ct., Blasdell NY 14219, to the position of Assistant Recreation Director (Civil Service Title) Job Level: 006 Step: C @ \$18.83/hour, for a six month provisional period beginning Monday, June 8, 2009, as recommended by the Recreation Director.

The resolution was unanimously adopted.

At this time the Recreation Director, Ed Leak, introduced Kristin Santillo, who was in the audience.

New Business #4 Summer Staff Appointments to Recreation Department

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

RESOLVED, that the Town Board does hereby authorize the following 2009 Summer Staff Appointments to the Orchard Park Recreation Department, dependent upon the applicant providing the required certifications:

<u>Name</u>	<u>Address</u>	<u>Rate</u>	<u>Position</u>
Toby Burns	Town of Orchard Park	\$15.00	PT6 -D (Att.)
Elizabeth Imbirowicz	Town of Clarence	\$8.50	PT1-E (Att.)
Florence Kirkner	Town of Orchard Park	\$11.00	PT3-E (Lg.)
Salvatore T. LaDuca	City of Buffalo	\$9.50	PT2-D (Att.)
Vincent Nicosia	Town of Orchard Park	\$8.00	PT1-C (Att.)
Raymond St. Marie	Town of Orchard Park	\$8.00	PT1-C (Att.)

The resolution was unanimously adopted.

New Business #5 Appointment of Part-time Dog Control Officer

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

RESOLVED, that the Town Board does hereby authorize the appointment of Elise Able, 11156 Old Glenwood Road, East Concord NY 14141, to the position of Part-time Dog Control Officer, as recommended by the Chief of Police.

The resolution was unanimously adopted.

New Business #6 Appointments of 2009 Summer Staff to the Highway Department

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

RESOLVED, that the Town Board does hereby authorize the 2009 Summer Staff Appointments to the Orchard Park Highway Department as follows:

<u>Name</u>	<u>Address</u>	<u>Rate</u>	<u>Position</u>
John Beale	Town of Orchard Park	\$7.50	PT-1
Jack Shea	Town of Orchard Park	\$7.50	PT-1
Ted Ramage	Town of Orchard Park	\$7.50	PT-1
Mike Jarosz	Town of Orchard Park	\$7.50	PT-1
Andy Behm	Town of Orchard Park	\$7.50	PT-1
Drew Belica	Town of Orchard Park	\$7.50	PT-1
Dan Welch	Town of Orchard Park	\$7.50	PT-1
Ryan Van Lew	Town of Orchard Park	\$7.50	PT-1
Tim Welch	Town of Orchard Park	\$7.50	PT-1

The resolution was unanimously adopted.

New Business #7 Public Safety Recommendation to send Letter to ECDOT for "Duck Crossings"

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

RESOLVED, that the Town Board does hereby authorize the Supervisor to forward the letter from Mary Ann Oyer, 5300 Powers Road, Orchard Park NY 14127, to the Erie County Department of Transportation to request the posting of two "Duck Crossing" signs to be placed on Armor Duells Road at Windgate Road and Powers Road and Armor Duells Road intersection, as recommended by the Public Safety Committee.

The resolution was unanimously adopted.

New Business #8 Public Safety Recommendation to send letter to ECDOT for “Entrance/Exit” signs

14) 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 authorize the Supervisor to send a letter to the Erie County Department of Transportation to request the posting of two signs indicating a street entrance and exit for Aaron Trail onto Armor Duells Road, as recommended by the Public Safety Committee.

The resolution was unanimously adopted.

New Business #9 Public Safety Recommendation to post “Horse Crossing” signs on California Road

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

RESOLVED, that the Town Board does hereby authorize the posting of two “Horse Crossing” signs in north and south directions on California Road near the Murphy Farm at 4724 California Road, but does not authorize “Tractor” signs, as recommended by the Public Safety Committee.

The resolution was unanimously adopted.

New Business #10 Authorize NYPIRG to conduct door-to-door outreach from 6/1/09 to 7/31/09

16) 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 authorize the request of the New York Public Interest Research Group Fund, Inc. (NYPIRG) to conduct door-to-door outreach in the community for a brief period between June 1st and July 31st, 2009 to circulate support statements, solicit for small contributions and distribute information and recruiting support on a variety of issues and concerns to the community, which will commence each day at dusk.

The resolution was unanimously adopted.

Refer to the Planning Board and/or Conservation Board

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

RESOLVED, that the Town Board does hereby refer the request of Carlton Technologies, 10 Cobham Drive, Zoned I-1, for a Building Permit and Site Plan approval for a two phase project. Applicant is proposing to construct a 10 ft. x 95 ft. patio and a 470 sq. ft. test room addition to the existing building and the creation of 114 additional parking spaces with modifications/improvements to the site.

The resolution was unanimously adopted.

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

RESOLVED, that the Town Board does hereby refer the request of Taco Bell, vacant land, located on the east side of Orchard Park Road, Zoned B-2, for a Building Permit and Site Plan approval for the construction of a 2,719 sq. ft. Taco Bell Restaurant with a drive-through and customer parking.

The resolution was unanimously adopted.

Refer to the Public Safety Committee

19) 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 refer the request of Gretchen Krouse from Boston Terra Cotta, to lower the speed limit on South Abbott Road from 45 MPH to 35 MPH, due to the increase of traffic from the business growth over the last ten years.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

At this time the Supervisor asked if there was anyone in the audience who would like to speak before the Town Board. No one spoke.

ELECTED OFFICIALS & DEPARTMENT HEADS

20) 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 authorize the following Budget Transfer for the *Senior Center Director*:

\$ 1,000.00

From: A.7610.0200 – Sr. Citizens – Equipment

To: A.7610.0149 – Sr. Citizens – P/T Sr. Ctr. Program PSN

The resolution was unanimously adopted.

Councilwoman Ackerman stated that the students' art work from the *Art Splash* display has been selected and soon will be showcased in the Municipal Building. There will be a colorful sign marking the 20th Anniversary Year. Councilwoman Ackerman stated that the Town of Orchard Park Comprehensive Plan has been completed. It will be posted on the Orchard Park website. Councilwoman Ackerman thanked all the Town Boards and Department Heads and everyone involved.

Councilman Kaczor thanked Councilwoman Ackerman for offering the leadership to move the Comprehensive Plan forward to its completion. Other communities most likely would have had an outside firm compile this book, which would have been costly.

Councilman Kaczor reported on the "Rec Rap Recreation 2009 Summer Brochure", which is now available. He also stated this evening that the Town is currently recruiting for a Historic Preservation Consultant to conduct a Historic Preservation Survey. This would identify and document the buildings which have historic significance. Councilman Kaczor stated that the Town has received \$10,000 from the NYS Department of Recreation and Historic Preservation, \$10,000 from Senator Dale Volker's office, with an additional \$2,500 in donations raised by the Historic Preservation members. With this allotted money, the Consultant fee should not have any direct cost to the residents. Councilman Kaczor stated that he would like to work on the Budget with the Accountant to set up each department with their individual benefits and compare them with other Towns to implement better ideas.

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

WHEREAS, the NEI Waste Services contract for collection of solid waste in the Town of Orchard Park will expire on December 31, 2009 and

WHEREAS, the Town of Orchard Park is entitled, pursuant to the terms of the contract, to renew the contract for a one year period commencing January 1, 2010

NOW, THEREFORE, be it

RESOLVED, that this Town of Orchard Park hereby exercises its option to renew the contract with NEI Waste Services for solid waste collection for a one year period commencing January 1, 2010 through December 31, 2010 and be it further

RESOLVED, that the Town Clerk is directed to forward a certified copy of this Resolution to NEI Waste Services.

The resolution was unanimously adopted.

Highway Superintendent Fred Piasecki stated that the Highway Department, under Stormwater II requirements, is currently sweeping the roads and cleaning receivers.

22) 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 authorize the approval of all entries on Warrant #11 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$27,895.97
Part Town Fund	\$758.38
Risk Retention	\$0.00
Cemetery Fund	\$0.00
Highway Fund	\$11,150.39
Special Districts	\$63,005.46
Trust & Agency	\$15,908.36
Capital Fund	\$1,579.72

The resolution was unanimously adopted.

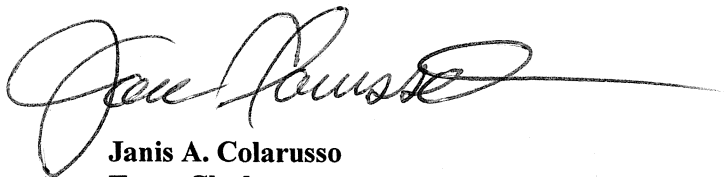
23) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN ACKERMAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRABER, TO WIT:

RESOLVED, that the Town Board does hereby authorize to receive and file the following Communications: 1) Erie County Board of Elections is recruiting registered voters enrolled in the Democratic Party, who are interested in becoming an Election Inspector. 2) Orion Systems, Inc., 3625 California Road has sent a letter to the Town to introduce their computer, home audio/visual and networking business.

The resolution was unanimously adopted.

There being no further business, on motion by Supervisor Travers Murphy, seconded by Councilman Kaczor, the meeting was adjourned at 7:34 PM (local time).

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Janis A. Colarusso", with a long horizontal flourish extending to the right.

Janis A. Colarusso
Town Clerk