

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 6th day of June 2007 at 7:00 P.M., (local time). The meeting was called to order by the Supervisor and there were:

PRESENT AT ROLL CALL:	Mary Travers Murphy	Supervisor
	David Kaczor	Councilman
	Nancy Ackerman	Councilwoman
	Mark Dietrick	Councilman
	Deborah Yeomans	Councilwoman
	Janis Colarusso	Town Clerk
	Leonard Berkowitz	Town Attorney
	Andrew Geist	Building Inspector
	Samuel McCune	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.”*

At this time, Councilwoman Ackerman introduced Matthew Miller, who has achieved the rank of Eagle Scout. Matt's project was to build and install bird, wood duck and bat houses for Birdsong Parklands. She congratulated him and thanked him on behalf of the Town Board for all his accomplishments and service.

Recognition for the Youth Court Students

Youth Court Director, Tom McGinty opened the Youth Court recognitions by stating; *“The most valuable resource of its community is its youth.”* He also stated this was the 25th Anniversary of the Youth Bureau and gave a brief history of the community founders who created it. The Town's Youth Court is the official alternative to Erie County's Family Court and handles cases of youthful offenders petitioned by the Orchard Park Police Department. The youthful offenders are judged and sentenced by their peers to perform community service hours.

Mr. McGinty stated the Youth Court program has been highly acclaimed by the County of Erie and the State of New York. Mr. McGinty presented a Lifetime Achievement and Leadership Award to two (2) community leaders in the youth programs and in the development of the Youth Bureau, Joan Holl and Police Chief Sam McCune. At this time, Councilwoman Ackerman, who was very instrumental in the Youth Court's creation twelve years ago, assisted Mr. McGinty in presenting the awards to the three graduating seniors, Veronica Kelly, Meghan McLaughlin and Akhil Iyer. Councilwoman Ackerman congratulated the recipients and asked them to share with the audience their future plans. She thanked Mr. McGinty and the children for their contribution to the community and wished them much success in the future.

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

RESOLVED, that the minutes of the Meeting of the Town Board held on May 16, 2007 and the Executive Session Minutes for May 16, 2007, 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 has previously received copies thereof.

The resolution was unanimously adopted.

New Business #1 Town Board to Approve the Seasonal Help for the Engineering Department

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

WHEREAS, Funds have been allocated in the 2007 Budget for seasonal help in the Engineering Department, and

WHEREAS, after advertising in the Southtowns Citizen, the Engineering Department has received seven (7) applications interested in the Engineering or Sewer, Lighting & Water Department's for the summer help positions, and

WHEREAS, with the current work load of the Engineering Department, and the experience of the applicants, the Town Engineer is requesting that three (3) summer help appointments be made.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby approve the following appointments to the Engineering Department as requested by the Town Engineer:

- Katherine A. McCarthy, 6978 Scherff Road, Orchard Park NY 14127 to a seasonal position in the Engineering Department for a twelve-week period beginning June 4, 2007 at a wage rate of \$8.00/hour.
- Nathan P. Zilak, 4153 Imperial Drive, Orchard Park NY 14127 to a seasonal position in the Engineering Department for a twelve-week period beginning June 5, 2007, at a wage rate of \$8.00/hour.
- Richard F. Skomra, 78 Ivyhurst Road, Amherst New York 14226 to a seasonal position in the Engineering Department for a twelve-week period beginning June 11, 2007 at a wage rate of \$8.00/hour.

The resolution was unanimously adopted.

New Business #2 Town Board to Approve Summer Help for the Sewer, Water & Lighting Dept.

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

WHEREAS, funds have been allocated in the 2007 budget for a seasonal employee in the Sewer, Lighting & Water Department

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Paul Steinmetz, 6733 Scherff Road, Orchard Park NY 14127, to a seasonal position in the Sewer, Lighting & Water Department for approximately a ten-week period beginning June 11, 2007 at a wage rate of \$7.75/hour.

The resolution was unanimously adopted.

New Business #3 Authorize the Supervisor to Sign an Agreement w/Solar Liberty for Solar Panels

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

WHEREAS, on Monday, May 22, 2007 the Town Engineer met with a representative from Solar Liberty who noted that installing solar panels on Town facilities can make solar a viable and rewarding alternative to traditional energy sources, and

WHEREAS, the Town will not only receive clean energy sources, but would also receive incentives from NYSERDA in rebates in the amount of \$5.00 per watt up to 25 kw. This is a good project for the Town with these incentives and the potential to reduce, if not eliminate utility bills and having no installation or material costs other than to verify roof structure

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign an Agreement with Solar Liberty for solar panels for the Orchard Park Highway Building and the Orchard Park Library.

Councilwoman Ackerman stated she is a Properties Committee Member of the Boy Scouts Council of Western New York. This Committee has met with Solar Liberty regarding a new technology that will provide electrical power for two buildings per applicant through a NYSERTA Grant with 14 million dollars available. She has presented this proposal to Highway Superintendent Piasecki and Town Engineer Bieler, which has been examined thoroughly by the Boy Scouts. The Town Board has entered into contracts for the purchase and installation of these solar panels for the Town Highway and the Library. Councilwoman Ackerman stated that this solar technology will benefit the whole community and is the beginning of applications of new "green" ideas which will help the Town in future environmental cost saving endeavors.

Councilman Dietrick thanked Councilwoman Ackerman for bringing this to the Town's attention and noted that the Municipal Center was not suited for this type of application.

The resolution was unanimously adopted.

New Business #4 Approve Excavation Permit #2007-02; Vacant Property on N. Buffalo & Webster

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

WHEREAS, the Town Engineering Department has received from Mr. Jack Bertsch, 3895 North Buffalo Street, Orchard Park NY 14127, an application for an Excavation Permit to place 1,700 cubic yards for decorative berms construction on his vacant property near North Buffalo Street and Webster Road. The fill was generated from site work at Polymer Conversions at 5732 Big Tree Road which is presently under construction, and

WHEREAS, the plan has been review by the Town Engineer and it is acceptable per Town code and all necessary fees and bonds have been received and the maintenance bond was waived since the work is only to enhance the area landscaping

NOW THEREFORE, be it

RESOLVED, that the Town Board does hereby approve the Excavation Permit #2007-02 to place 1,700 CY of fill at the vacant property owned by Jack Bertsch on North Buffalo & Webster Road intersection.

The resolution was unanimously adopted.

New Business #5 Town Attorney to Precede w/Transfer of Property for Turnaround on Wallace

6) 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 authorize the Town Attorney to proceed with transfer of property from Monica Restorff and George and Vivian Slocum for a turnaround on Wallace Drive.

The resolution was unanimously adopted.

New Business #6 The Town Board adopts the Town of Orchard Park “All Hazard Mitigation Plan”

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

WHEREAS, the Town of Orchard Park, with assistance from Erie County Emergency Services has gathered information and prepared the Erie County All Hazards Mitigation Plan, and

WHEREAS, the Erie County All Hazards Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000, and

WHEREAS, the Town of Orchard Park is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan, and

WHEREAS, the Town Board of the Town of Orchard Park has reviewed the Plan and affirms that the Plan will be updated no less than every five (5) years.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Orchard Park, Erie County, State of New York, does hereby adopt the “*Erie County All Hazards Mitigation Plan*” as this jurisdiction’s All Hazard Mitigation Plan, and resolved to execute the actions in the Plan.

The resolution was unanimously adopted.

New Business #7 Town Board Supports a Resolution for the “WNY Southtowns Scenic Byway”

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

WHEREAS, the New York State Scenic Byways program was created in 1992 by the State Legislature to encourage both economic development and resource conservation, and

WHEREAS, the WNY Southtowns Scenic Byway consists of a scenic tour loop that would be designated along existing roadways in the “Southtowns” of Erie County, New York including roads in the Town of Orchard Park, Aurora, Colden, Concord, and Boston and the incorporated Villages of Orchard Park, East Aurora, and Springville, and

WHEREAS, the Scenic Byways program will serve as a significant joint tourism development program for the multi-jurisdictional scenic byway area, and

WHEREAS, the byway's overall theme is "Heritage to the Hills," which encompasses the area's rich history and traditional villages, its wooded hillsides and ever-changing palette on the rolling topography, and the views and recreational opportunities created by the hilly terrain, and

WHEREAS, the byway would also promote the wide array of outdoor pastimes like fishing, boating, wildlife observation, winter sports, hiking, hunting, and access to the Buffalo Bills of the National Football League, and

WHEREAS, in 2000, in order to meet the desire for a coordinating entity, the WNY Southtowns Scenic Byway Steering Committee was established, and

WHEREAS, the WNY Southtowns Scenic Byway Steering Committee has submitted plans to nominate the WNY Southtowns Scenic Byway for inclusion on the list of New York State Scenic Byways, and

WHEREAS, to date, the WNY Southtowns Scenic Byway has received financial support from the Towns of Orchard Park, Boston and Concord, New York State, Erie County, and through a variety of grants and appropriations, and

WHEREAS, a successful nomination would provide the WNY Southtowns Scenic Byway with access to additional sources of State financial and technical support, and

WHEREAS, New York State Scenic Byway designation does not involve the taking of any private property or state or federal oversight, and

WHEREAS, as part of the New York State Scenic Byway designation approval process all governments that are partners in this scenic byway are required to issue a resolution of support. The resolution obtained from the various local governments with jurisdiction along the controlled roadways must indicate their willingness to participate and confirm that they will not issue building permits or any other permits or other permission to construct new outdoor, off premises advertising signs along designated scenic byway, and

WHEREAS, the New York State Department of Transportation is mandated to regulate the erection and control of new and existing signs along all of the National Interstate Highway System and Primary Highway System roads in New York State, whether or not they are designated scenic byways. With the passage of the Intermodal Surface Transportation Efficiency Act (ISTEA) legislation in 1991, the Primary Highway System was further defined to include highways which are on the National Highway System, and control of outdoor advertising was extended to designated scenic byways. Primary Highway System roads are selected New York State, County and local roads that are typically the major travel routes within the State. These roads by virtue of this status, are eligible for increased funding from the federal government, and fall under the Sign Control Program, and

WHEREAS, New York State established its Scenic Byway Program in 1992. ISTEA requires that if a State has a scenic byway program, the State may not allow the erection of any sign, display, or device which is not in conformance with the federal legislation along any highway on the Interstate System or Federal-aid primary system which is designated as a scenic byway. The legislation includes an accommodation for some signs such as directional signs, official signs, for sale or lease signs, on-premise signs, and "free coffee", and

WHEREAS, roadways designated as Federal Scenic Byways are protected by 23 U.S.C. 131(s). This cites, "once a scenic byway has been officially designated by the New York State [sic], the erection of any new sign, display or device on these highways is prohibited." This should in no way be construed as meaning that once a roadway is designated as a scenic byway, no further signs of any sort are permitted. To the contrary, businesses can still erect signs on their business site, signs may still be posted to provide information and directions to travelers and "for sale" and "for lease" signs are still permitted. These signs must, of course, comply with local signage regulations, and

WHEREAS, it is also important to keep in mind that scenic byways are designated as such, because of their cultural or historical significance, recreational or archaeological qualities, or because of natural and scenic beauty along the route. As such, scenic byways need not be continuous. Certain portions of the byway may be neither scenic, nor beautiful, nor have any historical or cultural significance. These stretches of highways can be removed from scenic byway designation. Once removed, 23 U.S.C. 131 (s) regulations would not apply to that portion of roadway, and

WHEREAS, designation as a Federal scenic byway does place certain restrictions regarding signage along a byway. These restrictions are outlined in 23 U.S.C. 131 (s). Certainly, these restrictions have a significant effect on outdoor advertising, such as billboards which are not on the premises of the business advertised. Such new billboards would essentially be eliminated along a scenic byway. However, businesses would not be restricted from advertising their business on premises, so long as the sign complies with local regulations and the sign is closer to the place of business than it is to the byway. The regulations appear to have the intention of maintaining scenic byway along a scenic byway, without harming businesses which are located along the scenic byway.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Orchard Park does hereby support the designation of the Southtowns Scenic Byway as a New York State Scenic Byway, and be it further

RESOLVED, that the Town Clerk is hereby directed to send a copy of this resolution to Robert J. Lennartz, Chairman of the Western New York Southtowns Scenic Byway Steering Committee.

The Town Board recognized and thanked Mr. Lennartz, who was in the audience, for his years of dedication towards this goal.

The resolution was unanimously adopted.

New Business #8 Town Board Supports a Resolution for a "Weather Museum Resource Center"

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

WHEREAS, a recent study by the Buffalo Niagara Convention & Visitors Bureau concluded that the tourism industry in Erie County generated more than \$1 billion in direct visitor spending in 2005, and

WHEREAS, Cultural institutions such as theaters, sporting events and museums as evidenced by the above mentioned study, serve as a huge economic draw for local residents and tourists, and

WHEREAS, Downtown Buffalo needs additional family attractions to serve as a destination point, and

WHEREAS, a unique interactive Weather Museum as advocated by Kate Foster, Craig Turner and Joe Illuzzi could attract tens of thousands of visitors to downtown Buffalo, and

WHEREAS, Weather is a topic of daily interest and news stories from around the world concern weather and its impact, and

WHEREAS, Everyone from school children to adults are fascinated by hurricanes, tornadoes, blizzards, tsunami's etc., and such items are frequently the topic of class discussions and television shows, and

WHEREAS, A Weather Museum is not something that many places have and such an attraction would be unique to Buffalo.

NOW, THEREFORE, be it

RESOLVED, that the Orchard Park Town Board supports the creation of a Weather Museum Resource Center on the Buffalo waterfront as a unique cultural attraction, and be it further

RESOLVED, that certified copies of this resolution be referred to U.S. Senators Charles Schumer and Hillary Clinton; Congressman Louise Slaughter and Brian Higgins; Governor Eliot Spitzer; The Empire State Development Corporation; Erie Canal Harbor Development Corporation; members of the WNY State Delegation and the Buffalo Niagara Convention & Visitors Bureau.

The resolution was unanimously adopted.

New Business #9 Appointments/2007 Spring/Summer Staff for the OP Recreation Department

10) 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 following 2007 Spring/Summer Staff Appointments to the Orchard Park Recreation Department, dependent upon the applicant providing the required certifications, as recommended by the Recreation Director.

Name	Address	Position	Title	Rate
Sierra Gansert	Town of Amherst	PT2-B	Lg.	\$9.00
Marla Tschieder	Town of Orchard Park	PT2-B	Att.	\$9.00
Liane Roy	Town of Cheektowaga	PT2-B	Att.	\$9.00
Laura Palmo	Town of Orchard Park	PT2-D	Att.	\$9.50
Jennifer Russo	Town of West Seneca	PT2-B	Att.	\$9.00
Janelle Gang	City of Buffalo	PT2-B	Att.	\$9.00
Jordan Ellis	Town of Orchard Park	PT1-C	Att.	\$8.00
Jon Zelasko	Town of Orchard Park	PT1-B	Att.	\$7.75
Timothy Kuhrt	Town of Hamburg	PT6-D	Lg.	\$15.00

The resolution was unanimously adopted.

New Business #10 Town Board to Approve One Year Renewal Contract with NEI

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

WHEREAS, the NEI Waste Services for collection of solid waste in the Town of Orchard Park will expire on December 31, 2007, 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, 2008

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Town of Orchard Park to exercise its option to renew the contract with NEI Waste Services for solid waste collection for a one year period commencing January 1, 2008, and be it further

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

Councilman Dietrick stated that the Town does reserve the right to review if the services are not maintained properly. Supervisor Travers Murphy encouraged the residents to call or e-mail any concerns.

The resolution was unanimously adopted.

New Business #11 Supervisor to sign Retainer-Agreement for Counsel for Assessment Challenges

12) 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 authorize the Supervisor to sign the Retainer-Agreement between the Town of Orchard Park and Ronald Bennett Esq. for special counsel for assessment challenges to the Town.

The resolution was unanimously adopted.

New Business #12 Authorize Building Inspector to have Lawn Mowed at 5055 Chestnut Ridge Road

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 Building Inspector to have the lawn mowed for 5055 Chestnut Ridge Road (due to the property being vacant and neglected) the months of June, July, August, September and October 2007 as deemed necessary. All costs will be applied to the tax roll for the property.

The resolution was unanimously adopted.

New Business #13 & 14 Refer to the Planning Board and/or Conservation Board

14) 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 to the Planning Board and/or Conservation Board the following: 1) Mr. Parker Price, 3815 California Road. Requesting a building permit to construct an addition to an existing office building, and 2) Schuele Paint and ABC Tool Rental, 3026 & 3030 Orchard Park Road. Requesting a building permit to construct a 2,500 sq. ft. building to connect these two structures and have new tenants occupy the space created.

The resolution was unanimously adopted.

Elected Officials & Department Heads

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

WHEREAS, the Town has been successful in obtaining a grant for Assessor Training, and

WHEREAS, the Town did not include either the grant revenues or the appropriations to provide additional training in the year 2007 adopted budget, and

WHEREAS, the Town does desire to purchase additional training with such grant funds

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the amending of the 2007 adopted budget to authorize additional appropriations and estimated revenues of \$220.00:

Increase Appropriations:

A.1355.0414	Assessor Training	\$220.00
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Increase Estimated Revenues:

A.0000.2770	Other Unclassified Revenue	\$220.00
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The resolution was unanimously adopted.

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

WHEREAS, the Town received federal and state aid to assist in recovery efforts from the October 2006 storm, and

WHEREAS, the storm placed additional burdens on certain equipment used in the recovery effort, and

WHEREAS, the Town Engineer recommends that this aid be reserved to replace such equipment at the appropriate time

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the amendment of the Town's 2007 adopted budget for the Consolidated Sewer and Water Department as follows:

Increase:

001.8345.902	Transfer to Equipment Reserve	\$8,773.00
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Decrease:

001.9060.814	Hospitalization Insurance	\$8,773.00
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BE IT FURTHER RESOLVED, that the Town Board does hereby authorize the transfer of \$8,773.00 to the Water and Sewer Equipment Reserve (project H56).

The resolution was unanimously adopted.

Councilwoman Ackerman stated that there will be an Eagle Court of Honor Awards Luncheon on Thursday, June 14th, 2007. The recipients will be John T. Holder IV, Donald E. Marks, Jr., Michael Roberts and Curtis Wasson.

17) 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 accept the application from Mr. and Mrs. George Preshoff, 5721 Seufert Road, for a perpetual Conservation Easement for 5.0 acres of land, as recommended by the Conservation Board.

The resolution was unanimously adopted.

18) 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 authorize the Supervisor to submit an application to the New York State Office of Parks, Recreation and Historic Preservation, *Parks Acquisition* Grant Program requesting \$250,000 to purchase 38.8 acres of land, commonly called the Quaker Settlement property. Grant funds will be matched by the Town of Orchard Park with up to \$270,000 in cash.

The resolution was unanimously adopted.

Councilwoman Yeomans announced that there would be a Town Hall meeting on Wednesday, June 20th 2007, after the Town Board meeting in the basement. The purpose of the meeting is to have the residents input on the subject of Ethics reform. She invited the public to attend and express any and all views regarding changes they would like applied to the Town's Ethics Codes.

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

WHEREAS, the State of New York has amended §110 of the Agriculture & Markets' Law, effective January 15, 2006, to allow the issuance of multiple year dog license for up to three (3) years, and

WHEREAS, the authority to issue multiple year licenses is at the option of the issuing municipality, and

WHEREAS, it will be in the best interest of the Town of Orchard Park, and the residents of the Town, to be able to sell/purchase a multiple year dog license up to three (3) years, as long as the rabies vaccination is in compliance.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Orchard Park is hereby authorized to issue, through the Town Clerk's office, multiple year dog licenses for up to three (3) years on such terms and conditions as set forth in §110 of the Agriculture & Markets' Law of the State of New York, effective June 6, 2007, as recommended by the Dog Control Officer.

The resolution was unanimously adopted.

Councilman Dietrick congratulated Councilwoman Ackerman on her National Award from the Boy Scout Council for Capital Improvement Fundraising to rebuild Scout Haven and a new Service Center at 2860 Genesee Street, Buffalo, NY. Councilwoman Ackerman stated that this award really belongs to the Council and she will give it to them on June 15th 2007, at their Board meeting.

Highway Superintendent Piasecki thanked Matthew Miller for all his work on the birdhouses for Birdsong Parklands. He stated that he was looking forward to the installation of the solar panels for the Highway and thanked Councilwoman Ackerman for her efforts. He gave a report regarding the work on the roads throughout the Town.

Town Engineer Bieler stated that the students' artwork has been taken down and returned to the schools and the new art work should be up for display in the Municipal Center in the near future.

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

General Fund	\$291,277.14
Part Town Fund	\$6,054.94
Risk Retention	0
Cemetery Fund	0
Highway Fund	\$67,594.92
Special Districts	\$116,361.28
Trust & Agency	\$20,715.72
Capital Fund	\$13,296.16

The resolution was unanimously adopted.

Receive & File Communications and Reports

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 receive and file the following Communications: New York State Public Interest Research Group, letter regarding a door-to-door outreach in the Town of Orchard Park beginning June 4, 2007 through the month of June, and be it further

RESOLVED, that the Town Board does hereby receive and file the following Reports: Chief of Police's Monthly Report for May 2007 and the Building Inspector's Monthly Report and Building Permits for May 2007

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

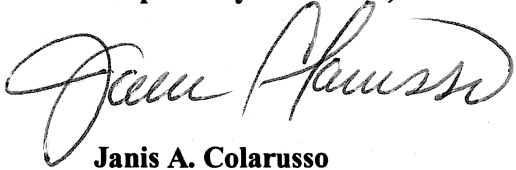
Louis Boehm – Mr. Boehm had questions regarding the proposed WalMart and the parking lot.

Kathryn Gorkiewicz – Ms. Gorkiewicz read a letter with her concerns about the proposed WalMart, which is on file in the Town Clerk's office.

John Sawicz – Mr. Sawicz had questions about the proposed Fisher Bus project.

There being no more business from the floor, on motion by Councilman Kaczor, seconded by Councilman Dietrick, to wit: the meeting was adjourned at 8:29 PM (local time).

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Janis A. Colarusso".

Janis A. Colarusso
Town Clerk