

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 20th day of December 2017 at 7:00 PM, the meeting was called to order by Supervisor Keem and there were:

PRESENT AT ROLL CALL:

Patrick J. Keem	Supervisor
Eugene Majchrzak	Councilman
Michael Sherry	Councilman
John C. Bailey	Town Attorney
Remy Orffeo	Town Clerk
Wayne Bieler	Town Engineer
Andrew Geist	Building Inspector
Frederick Piasecki, Jr.	Highway Superintendent
Mark Pacholec	Chief of Police

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

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

RESOLVED, that the Town Board does hereby approve the Regular Town Board Meeting Minutes held on December 6, 2017, Executive Session: December 6, 2017, and be it further

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

The resolution was unanimously adopted.

Public Hearing

At 7:00 PM (local time) Supervisor Keem called for the Public Hearing to hear all interested parties for or against the Local Law 19-2017 to Amend Chapter 119 "Solid Waste" to add "Article III Tree Waste Removal"

Affidavits and Publication of the Legal Notice of the Public Hearing were presented, posted on line and filed with the Town Clerk.

Supervisor Keem asked if there was anyone in the audience who would like to speak for or against the proposed local law.

No one came forward

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

RESOLVED, that the Public Hearing in the matter of the proposed Local Law is hereby closed at 7:14PM.

The resolution was unanimously adopted.

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

WHEREAS, a Public Hearing was held on December 20, 2017 for the Local Law 19 - 2017 to Amend Chapter 119 "Solid Waste" to add "Article III Tree Waste Removal" at which all interested parties were given an opportunity to be heard.

NOW, THEREFORE, it be

RESOLVED, that the Town Board does hereby adopt Local Law 19-2017 which reads as follows:

SECTION I: Article III Tree Waste Removal

§119-18 The Town of Orchard Park will conduct tree waste removal throughout the Town excluding the Village of Orchard Park from May 1st to November 1st.

§119-19 **Definition**

Tree waste consists of shrubs, tree limbs, tree branches, and tree stumps within the limits set out herein.

§119-20 **GENERAL SCOPE OF SERVICE**

(A) The volume of tree waste pickup is restricted to that generated by basic tree trimming and occasional SMALL tree removal. Excessive amounts of tree waste comparable to that produced by lot clearing, whether generated commercially or individually, will not be picked up except by special arrangement with the Town of Orchard Park Highway Department charged to the landowner at the hourly rate of the Highway Department's expense set by resolution of the Town Board.

(B) Railroad ties, fencing, lumber, old deck material, construction waste, and other similar items will not be picked up with tree waste

§119-21 **SPECIFIC REGULATIONS**

(A) All tree waste is to be placed at the roadside in front of the residence in orderly piles with butt end facing the road. Limbs and branches should not exceed four (4) inches in diameter and twelve (12) feet in length or be piled more than three (3) feet high.

(B) All limbs and tree stock exceeding four (4) inches in diameter must be cut into lengths of eighteen (18) to twenty-four (24) inches maximum and piled neatly and separately at the curb.

(C) All stumps and shrubs are to be placed at the curb in a separate pile with dirt removed from the roots. Stumps are not to exceed two hundred (200) pounds.

(D) No tree waste out of compliance with these regulations will be picked up by the Town of Orchard Park except by special arrangement with a specific charge as set out above.

(E) The Town of Orchard Park will not pick up tree waste removed from lots where there is not an established occupied dwelling.

(F) Raking leaves or brush onto storm sewer grates or into drainage swales or ditches is specifically prohibited.

SECTION II: EFFECTIVE DATE

This Local Law shall be effective immediately upon the filing in the Office of the New York Secretary of State except that it shall be effective from the date of its service as against a person served with a copy thereof, certified by the Town Clerk, and showing the date of its passage and entry in the minutes of the Town Board.

The resolution was unanimously adopted.

Old Business # 1 Release of Escrow for PIP 2013-06 – Ellicott Development 3910 N. Buffalo St.

4) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN SHERRY, TO WIT:

WHEREAS, that on July 10, 2014 the Town Board accepted dedication of the public improvements constructed in the above referenced project with the stipulation that funds paid by the developer be held in escrow until the installation of concrete stairs from sidewalk on North Buffalo Street down to the parking lot was completed, and

WHEREAS, the developer has since completed the installation of concrete stairs. The work was inspected by the Engineering Department and found to be in compliance with Town specifications,

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Town Clerk to release the \$5,000 held in escrow under PIP #2013-06 for completion of concrete stairs from sidewalk on North Buffalo Street (Ellicott Development - 3910 North Buffalo Street Public Roadway Project) to Webster Block LLC – Ellicott Development Co., 295 Main Street, Suite 210, Buffalo, NY 14203, as recommended by the Town Engineer.

The resolution was unanimously adopted.

Old Business #2 Rescind Resolution for CSEA Local 1000 Blue Collar Contract & Impose New One

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

WHEREAS the collective bargaining agreement between the Town of Orchard Park ("Town") and the Civil Service Employees Association. Local 1000, Town of Orchard Park Blue Collar Unit ("Union") expired on December 31, 2014; and

WHEREAS after meeting four times for the purpose of negotiating a successor agreement, the Union filed a Declaration of Impasse with the Public Employment Relations Board ("PERB") on September 21, 2015; and

WHEREAS pursuant to Civil Service Law §209 (3) (a), PERB's Regional Director, Gregory Poland was designated as the Mediator in the impasse between the Town and the Union in PERB Case M2015-160 on February 12, 2016; and

WHEREAS the Tentative Agreement between the Town and the Union reached with the assistance of Mediator Poland on April 25, 2016 was not ratified by the members of the Union on May 6, 2016; and

WHEREAS pursuant to Civil Service Law §209 (3) (b), PERB then appointed Lise Gelernter to serve as the Fact Finder to assist the Town and the Union in PERB Case M2015-160 on February 21, 2017; and

WHEREAS pursuant to Civil Service Law §209 (3) (c) (i), Fact Finder Gelernter issued her Findings of Fact and Recommendations to the Town and the Union in PERB Case M2015-160 on July 27, 2017, which was transmitted to the Town Board on that date;

WHEREAS neither the Town nor the Union expressed a willingness to accept to the Recommendations of the Fact Finder, pursuant to section 209 (3) (e) (iii) of the Civil Service Law, the Town Board scheduled a Public Hearing for the Town and the Union to present their positions with respect to Fact Finder Gelernter's Recommendations in PERB Case M2015-160;

WHEREAS the required Notice of this Public Hearing was given for 7:00 p.m. on Wednesday, November 1, 2017; and

WHEREAS a Public Hearing pursuant to section 209 (3) (e) (iii) of the Civil Service Law was held 7:00 p.m. on Wednesday, November 1, 2017, at which the Chief Negotiator for the Town in these negotiations, Sean P. Beiter, Esq. of Goldberg Segalla, LLP, presented the position of the Town Supervisor; and

WHEREAS the CSEA Labor Relations Specialist advised that the Union would not be participating in a public hearing in the impasse; and

WHEREAS there were no other presentations or members of the public wishing to be heard on this subject, the Town Board voted unanimously to close the Public Hearing; and upon the closure of the Public Hearing.

NOW, upon due consideration and review, the Town Board of the Town of Orchard Park

RESOLVES to rescind and repeal its November 1, 2017 Resolution pursuant to section 209 (3) (e) (iv) of the Civil Service Law imposing a one year contract between the Town of Orchard Park and the Civil Service Employees Association, Local 1000, Town of Orchard Park Blue Collar Unit for the period of January 1, 2015 to December 31, 2015, with no increase to employee wages or other forms of compensation: and further

RESOLVES, pursuant to section 209 (3) (e) (iv) of the Civil Service Law, to impose a one year contract between the Town of Orchard Park and the Civil Service Employees Association, Local 1000, Town of Orchard Park Blue Collar Unit for the period of January 1, 2015 to December 31, 2015, that modifies Article XIII, section 13.1 (Wages) by increasing employee wages by **two (2) percent** effective January 1, 2015.

Supervisor Keem read a statement from the Town Board:

Long ago, it was observed that by three methods we may learn wisdom. First by refection, which is noblest. Second by imitation, which is the easiest. Third by experience, which is the bitterest. We believe this quote is on target in general, but is directly applicable to the Town Board's Legislative Authority to impose a contract on our Blue Collar Union Workers. Back in early November we choose the second method in making a determination to impose a contract for calendar year 2015. An action taken due to stalled negotiations. We imitated a common action in such circumstances, as was recommended to us. Only subsequent to that vote did we pursue the noblest act, by more thoroughly investigating, and reflecting upon our options and responsibilities towards our highway employees in this matter. Something we should have done earlier, and for which we apologize. The result is this resolution which we will now pass.

The resolution was unanimously adopted.

New Business #1 Authorize Supervisor to apply for NYS Archives for 2018-19 LGRMIF Grant

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

RESOLVED, that the Town Board does hereby authorize the Supervisor and Town Clerk to apply to New York State Archives for a 2018-19 LGRMIF individual services grant under the "Inactive Records" category.

The resolution was unanimously adopted.

New Business #2 Authorize Supervisor to execute a Collective Bargaining Agreement w/PBA

7) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MAJCHRZAK, TO WIT:

WHEREAS the collective bargaining agreement between the Town of Orchard Park ("Town") and the Orchard Park Police Benevolent Association. ("PBA" or "Union") expired on December 31, 2015;

WHEREAS the Town and the Union have agreed upon terms of a Tentative Agreement for a new collective bargaining agreement for the period of January 1, 2016 to December 31, 2020;

WHEREAS the Town Board has reviewed the terms of this new agreement with both financial and legal advisers;

WHEREAS the terms of the Tentative Agreement include an increase in employee contributions toward the cost of their health insurance from the current level of five percent (5%) to eight and one-half percent (8.5%) by the end of the term of the new collective bargaining agreement;

WHEREAS the Town Board finds the wage increases included in this new collective bargaining agreement to be fair and competitive for both the residents and taxpayers in the Town and the employees of the Police Department covered by the terms of this agreement;

WHEREAS the members of the PBA overwhelming ratified the terms of this new collective bargaining agreement last night, Tuesday, December 19, 2017.

WHEREAS the Town Board believes that the approval of this new collective bargaining agreement is in the best interests of the Town and its Police Department;

NOW, upon due consideration and review, the Town Board of the Town of Orchard Park

RESOLVES that pursuant to section 204-a of the Civil Service Law, the Town Board legislatively approves the terms of the 2016 to 2020 collective bargaining agreement negotiated between the Town and the PBA and set forth in the Tentative Agreement exchanged between these parties and ratified by the PBA; and further

RESOLVES, after review and approval by legal counsel, the Town Supervisor is authorized to execute a collective bargaining agreement with the PBA setting forth the agreed upon terms for the period of January 1, 2016 through December 31, 2020.

Councilman Sherry stated that there were two drivers that motivated this negotiation between the Town and the PBA. The first was collaboration, and the second was arriving at a fair market value. There were two methods associated with their negotiations, open and honest communications and assiduous and thorough mining of comparable data. They also agreed on ground rules for the negotiation where each side respected the other.

There were two principal areas involved in the negotiations: 1) items that had a direct financial cost to them and 2) items that had operational significance to them that pertained to police management. Councilman Sherry then set the context for the financial section of the contract. He then stated that because the monies were already planned for, there is no additional impact on the property taxes.

The resolution was unanimously adopted.

New Business #3 Dog Control Officer 1 to be made into a full time position

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

WHEREAS, because of limited need the animal control officer position was eliminated as a full time position on January 13, 2009, and

WHEREAS, ON January 12, 2009 the animal control officer was designated as a part-time position, and

WHEREAS, circumstances have changed and there is a need for a full-time animal control officer

NOW, THEREFORE, be it

RESOLVED, that the Town Board reinstated the animal control as a full-time position, and be it further

RESOLVED, that the Town Board appoint Kevin R. Masterson to the position of Dog Control Officer 1, White Collar Union Range 0006, Step "1st Year" at a rate of \$18.34 an hour, and be it further

RESOLVED, that this appointment shall take effect January 1, 2018.

The resolution was unanimously adopted.

New Business #4 Schedule 2018 Organizational Meeting & 1st Regular Meeting.

9) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN SHERRY, TO WIT:

RESOLVED, that the Town Board does hereby set the date for the Organizational Meeting and 1st Regular Meeting of 2018 for Wednesday, January 3, 2018 at 7:00pm, the work session will begin at 6:00pm, and be it further

RESOLVED, that the Town Clerk is hereby directed to publish notice thereof.

The resolution was unanimously adopted.

New Business #5 Award bid for Police Women's Locker Room Updates Project

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

WHEREAS, that as discussed with the Chief of Police, funding has been allocated to perform a few minor updates to the women's locker room. With the addition of a third female officer, the existing locker room needs some modifications to allow it to function more efficiently for the officers. The Engineering Department has completed the design and scope of work for the women's locker room updates, to be completed in the existing locker room footprint, and

WHEREAS, three local construction companies were solicited for this project. DK Custom Cabinets, Telco Construction, and Johnson Enterprises LLC. All of the companies are more than capable of successfully completing this project on time and within budget. The plan and scope of work were sent out to the companies starting November 17th, 2017 and bids were requested back as soon as possible, and

WHEREAS, the lowest bid for the Police – Women’s Locker Room Updates was submitted by DK Custom Cabinets at \$1,495.00, which was in line with the engineer’s estimate. This company has completed numerous projects for Orchard Park with many praises about their quality of work, and

WHEREAS, there is presently \$1,495.01 under PS3120.443 “Equipment Repairs” respectfully for this project’s work, per Police Chief Mark Pacholec.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby award the contract for the Police – Women’s Locker Room Updates to the lowest responsible bidder, DK Custom Cabinets, 6991 Cole Road, Orchard Park, New York 14127 in the amount not to exceed \$1,495.00, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #6 Award Bid for South Chimney Municipal Building Project

11) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR KEEM , TO WIT:

WHEREAS, two local contractors were contacted for bids to make emergency repairs to the copper chimney flashing on the south chimney of the Municipal Center (Neth & Son, Inc. & Sahlem Roofing). A large amount of damage was sustained to the flashing during the last two wind storms and now water is entering the building, due to the missing copper flashing and exposed concrete cap, and

WHEREAS, the project scope of work contains staging the job to meet or exceed OSHA regulations, remove damaged chimney flashing, fabricate and install new copper flashings, seal edges, clean up and remove all involved debris. The only contractor that submitted a bid for this work was Neth & Son, Inc., with a cost of \$2,226.00, and

WHEREAS, the Engineering Department has worked with this company in the past to complete copper repairs at the Orchard Park Library. The company is very professional and more than capable of completing this project. I have no reservation about their abilities, and

WHEREAS, currently there are funds allocated in 1620.0446 “Building Repairs & Maintenance” account for this work per Bob Benning, Maintenance Department.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby award the contract for the Orchard Park Municipal Center – Chimney Copper Flashing Repair Project, to the lowest responsible bidder, Neth & Son, Inc., 146 Taylor Drive, Depew, New York 14043 in the amount of \$2,226.00, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business # 7 Approve Public Improvement Permit (PIP) 2017-03 – Residences at the Ridge

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

WHEREAS, the Town has received from James Jerge, 3907 North Buffalo Road; Orchard Park, New York 14127, an application for a Public Improvement Permit to install a sanitary mainline extension under Chestnut Ridge Road to service the future Residences at the Ridge a 22-unit Townhouse development. This work also provides for future extension along Chestnut Ridge Road, and

WHEREAS, the project consists of the installation of 417 L.F. of sanitary mainline extension and restoration along Chestnut Ridge Road, and

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

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby approve of Public Improvement Permit #2017-03 for the Residences at the Ridge – Sanitary Mainline Extension, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #8 Authorize Bid for Bussendorfer Regional Retention Basin Construction Project

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

WHEREAS, the Orchard Park Engineering Department, along with DiDonato Associates, is finalizing design plans, specifications, and necessary approvals for construction of the above mentioned project. The regional Basin will be a key component of future drainage and flooding relief projects with the Bussendorfer drainage shed. It will also serve as quantity stormwater volume control recreational and a beautification feature within the Brush Mountain Town Park, and

WHEREAS, the Project includes site clearing of approximately 9 acres, excavation and either stockpiling or removing of approximately 95,000 cubic yards of earthen material, construction of access roads, as well as the creation of +/- 1.5 acres of new wetlands and numerous tree plantings, and

WHEREAS, in order to keep the project on schedule, the Advertisement for Bids should be authorized to be published on December 22, 2017. Plans and specifications will be available for purchase on January 19, 2018 with the bid opening to be held on February 5, 2018 at 2:00 pm in the Supervisor's conference room. The construction work could start with the clearing and earthwork in early March 2018, weather permitting the completion date is August 31, 2018.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby accept the plans and specifications for the proposed Bussendorfer Regional Retention Basin as proposed by DiDonato Associates and authorize advertisement in the Orchard Park Bee for sealed bids for the Bussendorfer Regional Retention Basin Project, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #9 Apply to NYSDEC Muni. Waste Reduction for portion of cost Morbark grinder

14) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN SHERRY, TO WIT:

WHEREAS, the Town of Orchard Park wishes to improve, promote and expand the waste reduction, reuse, recycling and composting activities at its compost facility, and

WHEREAS, the Town of Orchard Park sells the compost and mulch created at the facility to residents and local businesses, such as landscapers and contractors.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize Town Supervisor Dr. Patrick J. Keem to apply to NYSDEC's Municipal Waste Reduction and Recycling (MWRR) Program for an amount not to exceed \$393,106 or 50% of the Eligible cost of the Town's Morbark Grinder 6600 Wood Hog, and be it further

RESOLVED, that the Town of Orchard Park, per MWRR regulations, has identified its marketing intentions to resident and local businesses.

The resolution was unanimously adopted.

New Business #10 Budget Amendment for Dept. of Justice Bulletproof Vest Purchase

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

WHEREAS, the Town has received funding from the US Department of Justice Bulletproof Vest Partnership Program (BVP) in the amount of \$3,010 on November 16, 2017, and

WHEREAS, the Town's adopted budget for 2017 does not include revenues or appropriations for the above mentioned grant,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorizes the following amendment of the Town's 2017 budget to account for the US DOJ BVS grant, for the purchase of vests:

Public Safety Fund:

Increase estimated revenues:

PS.0000.4389	Federal Aid – Police Armor/Equipment	\$ 3,010.00
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Increase appropriation account:

PS.3120.0225	Police – Other Equipment	\$ 3,010.00
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The resolution was unanimously adopted.

New Business #11 Budget Amendment for Police Equipment

16) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MAJCHRZAK, TO WIT

WHEREAS, the Town's Police Department has received proceeds from the sale of assets, and

WHEREAS, the Town did not include the revenues above in appropriations within the year 2017 adopted budget, and

WHEREAS, the Town does desire to purchase other equipment with the proceeds,

NOW, THEREFORE, be it

RESOLVED, that the Town Board hereby authorize the amending of the 2017 adopted budget to authorize additional appropriations and estimated revenues in the amount of \$327.00:

Increase Appropriations:

PS.3120.0225	Public Safety Police – Other Equipment	\$327.00
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Increase Estimated Revenues:

PS.0000.2665	Public Safety Police – Sale of equip	\$327.00
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The resolution was unanimously adopted.

New Business #12 Refer to Planning Board and Conservation Board

17) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN SHERRY, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR KEEM, TO WIT:

RESOLVED, that the Town Board does hereby refer the following to the Planning Board and Conservation Board:

- 4297 Abbott Road, south east corner of Abbott & Big Tree Roads, Zone B-2, SBL # 172.05-1-1.1. 2549 LLC. Is requesting a Building Permit and Site Plan Review to construct a 7,994 Sq.Ft. Day Care Center with parking. Note: On 11/21/17 the Zoning Board of Appeals granted two variances, one for Front Yard Parking, and one for this use to be in a B-2 Zone.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

John Mariano – President of Orchard Park Police Benevolent Association (PBA). Officer Mariano outlined the previous contract negotiations with the Town. He stated that once the ground rules had been set for this negotiation, it went smoothly and was a positive process. He thanked Councilman Sherry for taking into consideration the fair market value of the Police Officers in this negotiation, and thanked the Town Board for their commitment to the Police Officers of Orchard Park.

Dan Sweet – Town of Orchard Park Blue Collar President. Thanked the Town Board for revisiting the Resolution regarding their 2015 Contract and coming back with a fair contract. The Blue Collar workers appreciate that they are respected for all the diverse jobs and duties they perform that keeps the Town of Orchard Park going. Mr. Sweet thanked Councilman Sherry for stepping in and moving the negotiations along, and looks forward to working with him on completing the negotiations for the other back contracts.

Elizabeth Szpara – Ms. Szpara stated that on December 10th, when the Town had the heavy snow fall from the lake effect snow, her father, a double amputee, slipped and fell in her driveway. They called 911, and the EMT's did make it to her house to evaluate her father. They called for an ambulance, but the ambulance got stuck in the snow, because the Town had not started plowing until several hours after the heavy snow started falling. A friend came with his plow, got the ambulance unstuck, and plowed in front of the ambulance so it could get to a main road to take her father to the hospital. She wants to know why the Town waited so long to start plowing when they knew how bad it was.

ELECTED OFFICIALS & DEPARTMENT HEADS

18) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MAJCHRZAK, TO WIT:

RESOLVED, that the Town Board does hereby authorize the following budget transfer for Parks & Grounds:

WHEREAS, the rental of an event trailer was utilized at the Bush Mountain football field, and

WHEREAS, these expenditures were not included in the amount budgeted for the fiscal year ended December 31, 2017 budget

NOW, THEREFORE, be it

RESOLVED, hat the Town Board does hereby authorize the following transfer:

Increase Appropriations:

A.7110.0425 – General – Parks & Playgrounds – Portable Bathrooms \$10,192

Decrease Appropriations:

A.1910.0480 – General –Contingency (\$10,192)

The resolution was unanimously adopted.

Supervisor Keem thanked the Police for moving their negotiations forward. He also thanked the Highway Department members for being here and for all the work they do. We are all part of the same community. Hopefully we can build a culture of appreciation, where everyone feels appreciated. Supervisor Keem wished everyone a very happy holiday season.

Councilman Majchrzak thanked John Mariano and the members of the Police Department for all the work they do and for the work on the contract negotiation. He also thanked Dan Sweet and the Highway Department for coming tonight and wished them luck on future negotiations. He wished everyone a Merry Christmas.

Councilman Sherry outlined some of the statistics used in the negotiations with the PBA and Blue Collar Unions. The main criteria was that both unions' wages were well below other peer communities, and this needed to be addressed. He wanted to say a heartfelt thank you to all the Town employees, they are the front liners, and they are the ones out there when we are rated a safe and wonderful community to live in. They make it so.

Police Chief Pacholec said the USA hockey tournament is going to be playing at New Era Field next Friday, and Abbott Road will be closed at 11:00am. New Year's Eve, North Buffalo Road will be shut down at 10:30 from the four corners to Princeton Pl. for the Ball Drop. There will be extra patrols out for the holidays, with DWI saturation patrols, by the Town and the County and State Police. Merry Christmas.

Highway Superintendent Piasecki said that in the past two weeks Mother Nature has not been too kind to us. The Highway Department has been out hauling snow away, pushing back snow on the roads and cleaning things up. Regarding the Dec. 10th game day snow fall, it was coming down pretty heavy, and they had a timing issue with the football game. The crews were out early in the morning and had things cleaned up, then they tried to time it to clean up around the stadium before the game let out. It took much longer because of the heavy snow fall. He also thanked the Town Board for the communication to the Blue Collar unit and for the Resolution tonight. The Highway Department is a big part of this community that performs many critical jobs with dedicated, talented and hardworking employees. It is one of the best around.

Town Engineer Bieler also thanked the Board for the Resolution tonight, as his sewer and water employees are part of the Blue Collar union as well.

APPROVAL OF BILLS

19) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR KEEM, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN MAJCHRZAK, TO WIT:

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant #24 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$41,429.33
Public Safety Fund	\$17,740.33
Part Town Fund	\$1,747.08
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$47,188.59
Special Districts	\$33,881.75
Trust & Agency	\$472.00
Capital Fund	\$234,801.27

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Keem, seconded by Councilman Majchrzak, the meeting adjourned at 7:57 pm (local time).

Respectfully Submitted,



Remy C. Orffeo
Town Clerk