

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 17th day of February 2021 at 7:00 PM, the meeting was called to order by Deputy Supervisor Joseph Liberti and there were:

PRESENT AT ROLL CALL:

	Joseph Liberti	Supervisor
	Eugene Majchrzak	Deputy Supervisor
		Councilmember
Present Via Phone	Conor Flynn	Councilmember
	Remy Orffeo	Town Clerk
	John Bailey	Deputy Town Attorney
	Steve Bremer	Building Inspector
	E. Joseph Wehrfritz	Chief of Police
	Frederick Piasecki, Jr.	Highway Superintendent
	Wayne Bieler	Town Engineer

Deputy Supervisor Liberti 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 COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: February 3, 2021 and Executive Session: February 3, 2021 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

Re-Creation of Orchard Park Drainage District #2-3

At 7:01PM (local time) Deputy Supervisor Liberti called for the Public Hearing to hear all interested parties regarding the Establishment of the Creation of the Town Drainage District OPDD 2-3 for the Birdsong Subdivision – Eastern Section, owned by D.P.S. Southwestern Corp.

Affidavits of Publication and Posting of the Legal Notice of the Public Hearing were presented, and read aloud, and filed with the Town Board by the Town Clerk.

Councilmember Majchrzak asked if anyone is interested in speaking or making a comment.

No one came forward.

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby close the Public Hearing for the proposed Establishment of the Creation of the Town Drainage District OPDD 2-3 for the Birdsong Subdivision – Eastern Section, owned by D.P.S. Southwestern Corp. at 7:03PM

The resolution was unanimously adopted.

3) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

WHEREAS, a map, plan and report relating to the establishment of a proposed Town of Orchard Park drainage district number 2-3 as prepared by Greenman-Pedersen, Inc., 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 February 17, 2021, 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 are on file in the Town Clerk's Office for public inspection, and stating all other matters required by law to be stated, and specifying February 17, 2021 at 7:00 in the afternoon of said day as the time, at the Town of Orchard Park Town hall, as S 4295 South Buffalo Street, Orchard Park 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 is 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 February 17, 2021 at 7:00 p.m. in the afternoon of said day, in the Orchard Park Town hall, as S 4295 South Buffalo Street, Orchard Park, New York, and no person appearing in opposition to and the petitioner appearing in favor of the petition; and

WHEREAS, pursuant to said petition, it is the intention of the petitioner, as sole owner of all the taxable property in said drainage district, to construct said drainage improvements 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 in the proposed district are benefitted thereby;
- C. That all property and property owners benefitted are included within the limits of the proposed district;
- D. That it is in 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 the petitioner; and such district shall be known and designated as the "Town of Orchard Park district number 2-3 and shall be bounded and described as set forth as "Exhibit A" attached hereto and made a part hereof; and be it further

RESOLVED AND DETERMINED:

That the improvements for such drainage district are to be constructed by, D.P.S. Southwestern Corp., the owner of the "Exhibit A" premises, solely 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 the right of access to said improvements by adjoining land owners; that the costs of maintaining said drainage district shall be born by the owners of properties benefitted thereby; and be it further

RESOLVED AND DETERMINED:

That the Town Clerk be and hereby is authorized and directed to file a certified copy 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 Audit and control, within 10 days after the adoption of this resolution, pursuant to the provisions of Section 195 of the Town law.

Legal Description for OPDD #2-3 — Exhibit A

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Orchard Park, County of Erie, State of New York being part of Lots 62, 70 and 71, Township 9, Range 7 of the Holland Land Survey (so-called) bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of Fox Chapel Estates Subdivision as shown on a map filed in the Erie County Clerk's Office under Map Cover 2285 with the southeasterly corner of Birdsong Subdivision, Part 3A as shown on a map filed in the Erie County Clerk's Office under Map Cover 3207;

THENCE: Along easterly lines of said Birdsong Subdivision, Part 3A the following thirteen (13) courses and distances:

1. N-00°-33'-09"-E, a distance of 260.00 feet to a point;
2. N-89°-26'-51"-W, a distance of 44.00 feet to a point;
3. N-00°-33'-09"-E, a distance of 200.00 feet to a point;
4. S-89°-26'-51"-E, a distance of 125.00 feet to a point;
5. N-03°-59'-59"-E, a distance of 576.82 feet to a point;
6. N-22°-17'-01"-W, a distance of 50.97 feet to a point;
7. S-75°-14'-11"-W, a distance of 428.44 feet to a point;
8. N-14°-45'-49"-W, a distance of 300.00 feet to a point;
9. S-75°-14'-11"-W, a distance of 12.50 feet to a point of curvature;
10. Westerly on a curve to the right having a radius of 3,250.00 feet, an arc distance of 80.00 feet (chord being S-75°-56'-30"-W, 80.00 feet), to a point;
11. N-31°-07'-04"-E, a distance of 28.11 feet to a point;
12. N-14°-14'-05"-W, a distance of 154.29 feet to a point of curvature;
13. Northerly on a curve to the left having a radius of 220.00 feet, an arc distance of 75.19 feet (chord being N-24°-01'-34"-W, 74.83 feet) to a point;
14. S-56°-10'-57"-W, a distance of 154.35 feet to a point;
15. S-89°-20'-58"-W, a distance of 310.96 feet to a point;
16. N-69°-07'-13"-W, a distance of 237.98 feet to a point;
17. N-39°-06'-51"-W, a distance of 179.31 feet to a point;
18. N-01°-36'-09"-E, a distance of 433.05 feet to a point on the north line of said Lot 62; THENCE: S-86°-36'-27"-E, along the north line of said lot 62 a distance of 434.08 feet to the Northeast corner thereof;

THENCE: S-86°-41'-41"-E, along the north line of said lot 70 a distance of 1927.29 feet to the southeast corner of lands conveyed to Charles E. Balbach Rev Trust (Now or Formerly); THENCE: N-03°-24'-40"-E, along the east line of said Charles E. Balbach Rev Trust, lands a Distance of 1422.32 feet to a point;

THENCE: S-85°-26'-04"-E, along the north line of lands conveyed to Addison Ventures LP by Deed recorded in Liber 10962 of Deeds at page 7853 a distance of 1685.83 feet to the westerly boundary line of Transit Road;

THENCE: S-03°-14'-40"-W, along the westerly boundary line of Transit Road a distance of 3704.17 feet to a point;

THENCE: along the north and west lines of land conveyed to Joseph V. and Mary Nardiello by deed recorded in Liber 9401 of Deeds at page 410 the following two;(2) courses and distances:

1. N-85°-45'-20"-W, a distance of 460.00 feet to a point;
2. S-03°-14'-40"-W, a distance of 116.49 feet to the northerly line of Chapel Hill Subdivision as shown on a map filed in the Erie County Clerk's Office under Map Cover 2491; THENCE: S-87°-11'-36"-W, along the northerly line of said Chapel Hill Subdivision, a distance of 1,330.37 feet to the easterly line of lands conveyed to Michael J. and Robyn E. Loehfelm by deed recorded in Liber 11171 of Deeds at page 3023; THENCE: N-02°-50'-31"-W, along the easterly line of said Loehfelm lands, a distance of 125.98 feet to the northeasterly corner thereof;

THENCE: S-87°-09'-29"-W, along the northerly line of said Loehfelm lands, a distance of 125.00 feet to the easterly line of Fox Chapel Estates Subdivision as shown on a map filed in the Erie County Clerk's Office under Map Cover 2491;

THENCE: N-02°-50'-31"-W, along the easterly line of said Fox Chapel Estates, a distance of 159.44 feet to a point;

THENCE: N-28°57'-29"-W, along a northeasterly line of said Fox Chapel Estates, a distance of 159.15 feet to the southeasterly line of lands conveyed to Timothy E. and Theresa M. Sherer by deed recorded in Liber 11140 of Deeds at Page 2163;

THENCE: N-54°-58'-00"-E, along said southeasterly line a distance of 52.00 feet to a northeasterly line of said Sherer lands;

THENCE: Along northeasterly lines of said Sherer lands the following three (3) courses and distances:

1. N-34°-14'-34"-W, a distance of 82.79 feet to a point;
2. N-61°-25'-51"-W, a distance of 30.00 feet to a point;
3. N-69°-55'-08"-W, a distance of 136.47 feet to a point on a northerly line of said Fox Chapel Estates;

THENCE: Along northerly lines of said Fox Chapel Estates the following three (3) courses and distances:

1. N-61°-29'-31"-W, a distance of 60.00 feet to a point;
2. N-76°-43'-18"-W, a distance of 205.65 feet to a point;
3. N-89°-26'-51"-W, a distance of 200.27 feet to the POINT OR PLACE OF BEGINNING containing 218.97 acres be the same more or less.

Town Clerk Remy Orffeo called for a roll call vote:

Councilmember Majchrzak	Aye
Councilmember Flynn	Aye

The resolution was duly adopted.

PUBLIC COMMENT ON OLD BUSINESS

No one came forward

Old Business #1 Appoint Director of Recreation Parks & Forestry

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

WHEREAS, by resolution on April 15, 2020 the Town Board re-organized the administration and operation of the Town of Orchard Park's Parks & Grounds Department, and

WHEREAS, Ed Leak was appointed Director of Recreation Parks & Forestry for the Town of Orchard Park's Parks & Grounds Department with a term expiring December 31, 2020,

NOW THEREFORE, be it

RESOLVED, that Ed Leak is appointed Director of Recreation Parks & Forestry Department at the stipend approved in the Town's 2021 budget for a term from January 1, 2021 to December 31, 2021.

The resolution was unanimously adopted.

Old Business # 2 Amend Town Board Minutes from 10/07/2020

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

WHEREAS, the Town Board minutes of October 7, 2020, under Public Comment, contained a list of people who spoke during the Public Comment or submitted e-mails/letters in favor of or opposed to the development of ECRT ROW (Erie Cattaraugus Rails to Trails, Right of Way), and

WHEREAS, the Town Board minutes of October 7, 2020 contained a factual error in listing people who had spoken or submitted e-mails/letters in favor of or opposed to the development of ECRT ROW, and

WHEREAS, this factual error can be corrected by removing the name of Vivian Liberto from the list of people supporting the ECRT ROW, and

WHEREAS, the Orchard Park Town Board desires that this correction be made.

NOW, THEREFORE, be it

RESOLVED, that the Town Clerk will amend the Town Board minutes of October 7, 2020 by removing Vivian Liberto from the list of people supporting the ECRT ROW.

The resolution was unanimously adopted.

PUBLIC COMMENT ON NEW BUSINESS

Debbie Kerl spoke of problems with noise control regarding the dumpsters at 5200 Chestnut Ridge Road, she stated they are not abiding by the Town's code required for this issue.

Judy Salerno also spoke of the loud dumpster noise from 5200 Chestnut Ridge Rd. and stated that they are not following the Town's Code for this issue.

Councilmember Majchrzak stated the project at 5200 Chestnut Ridge Rd. was approved by the Planning Board with stipulations, one was the dumpster problem. These stipulations must be met before they are granted their Certificate of Occupancy. An Acoustics Engineer is being contacted to help with this issue. He stated the Planning Board is doing all it can to make all parties satisfied.

New Business #1 Appoint Public Safety Committee member and Chairman

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

This item was tabled to the March 3, 2021 Town Board Meeting.

New Business #2 Authorize Deputy Supervisor to sign Erie County Recreation/Youth services programming agreement.

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

WHEREAS, Article 12 of the Erie County Charter has established a division of youth within the Erie County Department of Social Services; and

WHEREAS, Orchard Park administers a Recreation/Youth program to advance the moral, physical, mental and social well-being of youth of the County of Erie; and

WHEREAS, the County desires to assist Orchard Park with its Recreation/Youth programs, and to secure reimbursable funds therefore from the State of New York; and

WHEREAS, the Erie County Legislature has approved the Recreation/Youth program and authorized the County Executive to execute all necessary documents and agreements to implement such programs.

NOW THEREFORE, be it

RESOLVED, that Deputy Supervisor Liberti is authorized to sign an agreement with the County of Erie and the Town of Orchard Park for the reimbursement of 2021 funds towards summer Recreation/Youth services programming.

The resolution was unanimously adopted.

New Business #3 Appoint Seasonal Compost Employee

8) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby appoint Dave Helwig to the position of Seasonal Compost employee, to be effective February 16, 2021 with a pay rate of \$20.40 per hour (the same rate as the previous year) coding SR8161 50104, as recommended by the Highway Supervisor.

The resolution was unanimously adopted.

New Business #4 Authorize an Advertisement for Highway and Sewer, Water, Lighting /Parks Buildings Generators Project

9) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

WHEREAS, our Consultant Electrical Engineer, C&S Companies, has completed the design for the Highway Building Generator Replacement & Sewer, Water & Lighting/Parks Building Generator Installation Project. The project consists of replacing the currently undersized generator at the Highway Building with a new, natural gas powered, 25Kw, 3-phase generator large enough to power the entire building. Also included in the project is the installation of a new natural gas powered, 15Kw, single phase generator at the Sewer, Water & Lighting/ Parks Building. Currently, the only back up power for that building is a small portable generator that requires manpower to setup/start and constantly monitor fuel and does not power the entire building. Both generators will be automatic standby units that will not require personnel to operate, and

WHEREAS, there is currently \$242,083 in account AB007 Orchard Park Municipal Buildings Projects. The cost estimate for the project, provided by the design consultant, is +/- \$98,000, and

WHEREAS, the Advertisement for Bids should be published on February 18, 2021. Plans will be available for purchase on February 19, 2021. The bid opening is scheduled to be held on March 12, 2021.

NOW THEREFORE, be it

RESOLVED, that the Town Board does hereby accept the plans and specifications for the proposed Highways Building Generator Replacement and Sewer, Water & Lighting/Parks Building Generator Installation Project as prepared by C&S Companies and authorize advertisements in The Bee for sealed bids to be opened for Highways Building Generator Replacement and Sewer, Water & Lighting/ Parks Building Generator Installation Project at 10:00 A.M. on March 12, 2021 in the Basement Meeting Room) at the Orchard Park Municipal Center as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #5 Approve Testing Consultant for the Milestrip Rd. Water Tank Abandonment

10) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

WHEREAS, the Engineering Department is currently assembling the necessary documents and specifications for the removal of the Milestrip Road Water Tank, It is required that the Town identify any potential hazardous materials prior to demolition; mainly identifying whether the paint contains lead, and

WHEREAS, it is important to note that while the test may indicate the presence of lead paint, it is highly unlikely that the percentage by weight will be sufficient to cause environmental or personal harm during the removal process. It is also highly unlikely that the tank, once removed, will require any special disposal methods, and

WHEREAS, three local companies were contacted to provide lead testing proposals. Only two of the companies contacted still hold the necessary licensing to perform the tests, AMD Environmental has provided the best rates and has completed testing services for the Town in the past, and

WHEREAS, there is currently money for the testing in Capital Account FX005 — Water Tanks. However, additional funds may need to be secured prior to bidding the project.

NOW THEREFORE, be it

RESOLVED, that the Town Board does hereby authorize the Deputy Supervisor to sign an agreement with AMD Environmental Consultants, 712 Main St. Suite L1, Buffalo, NY 14202, for the lead based paint inspection of the Milestrip Water Tank in an amount not to exceed \$400.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #6 Authorize Budget Transfer for Sewer, Water & Lighting

11) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby approve the following budget transfer within the 2021 Budget due to the Payroll Clothing Allowance Payout within the Sewer, Water & Lighting Department:

\$400.00 From: Budget Code: WS8346-50200 – General Equipment
 To: Budget Code: WS 8346-50407 – Clothing Allowance

The resolution was unanimously adopted.

New Business #7 Reappointment to the Ethics Board

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

RESOLVED, that the Town Board does hereby reappoint James Morse to the Ethics Board to a term expiring on December 31, 2025, and be it further

RESOLVED, that James Morse is appointed as Chairman of the Ethics Board for the year 2021.

The resolution was unanimously adopted.

New Business #8 Grant Site Plan Approval to 4182 South Taylor Rd.

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

RESOLVED, that the Town Board does hereby Grant Site Plan Approval and issue a Building Permit to 4182 South Taylor Road, located on the west side of South Taylor, north of Route 20A. Zoned I, and construct two (2) Storage Facility Buildings, (8,550 SF & 5625 SF) per the plans received on 1/11/21, based on the following conditions and stipulations as recommended by the Planning Board:

1. All public notices have been filed.
2. This is an Unlisted SEQR Action, based on the Short EAF Part 1, and a Negative Declaration is made.
3. The Site Lighting is limited to those fixtures and poles indicated on the approved Site Plan. Light fixtures shall have flat lenses and all lighting is to be directed downward and toward the site.
4. No outside storage or display is permitted.
5. The Revised Landscape Plan, received 11/10/20, meets all Green Space regulations with 30.11% Green Space. In accordance with Section 144-44(c) (1) (a)(2), a Certified Check amounting to 50% of the \$9,850 Landscaping Estimate Value shall be deposited with the Town Clerk (\$4,925) Conservation Board approval was granted on 11/3/20.
6. Dumpsters as shown shall be screened, along with any additional dumpsters, in accordance with Section 144-25 of the Town Code.
7. The two (2) required drainage easements between 4182 South Taylor Road and 4196 South Taylor Road shall be filed with the Erie County Clerk's Office prior to the Building Inspector issuing a Certificate of Occupancy (CO).
8. The parking space requirement of 24-spaces is waived. The 20-spaces shown on the Site Plan is accepted.
9. Town Engineering Approval was granted on 2/11/21.
10. The Parking space waiver is dependent on the continuation of the Town Code use approved by the Planning Board.

The resolution was unanimously adopted.

New Business #9 Grant Site Plan Approval to 5200 Chestnut Ridge Road.

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

RESOLVED, that the Town Board Grants Site Plan Approval and issue a Building Permit to construct Phase 2 of Orchard Heights, 5200 Chestnut Ridge Road. Zoned R-3, with SR designation, this project per the plan received on 11/06/2020, based on the following conditions and stipulations as recommended by the Planning Department:

1. All public notices have been filed.
2. This is an Unlisted SEQR Action, based on the Short EAF Part 1 and a Negative Declaration is made.
3. The Site Lighting is limited to those fixtures and poles indicated on the approved Site Plan. Light fixtures shall have flat lenses and all lighting is to be directed downward and toward the site.
4. No outside storage or display is permitted.
5. The Landscape Plan, received 6/5/2020, meets all Green Space regulations with 60% Green Space. In accordance with Section 144-44(c) (1) (a) (2), a Certified Check amounting to 50% of

- the \$16,125 Landscaping Estimate Value shall be deposited with the Town Clerk. (\$8,062.50) Conservation Board approval was granted on 07/07/2020.
6. Town Engineering Approval was granted on 2/8/21 on the Site Plan dated 11/6/20.
 7. A Certificate of Occupancy (CO) will be withheld until resolution and determination of dumpster location by the Planning Board is reached.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Maryanne Wach spoke against the new construction of 5200 Chestnut Ridge Rd. stating they have not followed the code placed by the Town regarding the placement of the facilities dumpsters.

Judy Salerno spoke against the noise/placement of the dumpsters at 5200 Chestnut Ridge Rd. and the placement/life span of trees the builder has placed to block headlights from resident's homes.

Rhonda Drezek spoke against the amount and placement and noise of dumpsters at 5200 Chestnut Ridge Rd.

Councilmember Majchrzak stated he will be working with the Planning Department and Building Inspector to address these issues and bring a compromise to all involved parties.

Town Clerk Orffeo stated they cannot begin phase two without proper dumpster placement. After investing so much time and money into their project, it would be poor business practice to hold up their operation for dumpster placement. He also stated that Building Inspector Bremer addressed the issue as soon as he heard about it and ordered them to put the dumpsters in their designated location.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Councilmember Majchrzak gave accolades to the Town Clerk's staff on their collection of taxes. He also thanked Officer Putnam for his efforts and service to our community.

Councilmember Flynn asked homeowners to be aware of their responsibility to shovel their sidewalks. He also stated that the Town of Orchard Park does not endorse any one Religion and does not take a position on what holidays residents should celebrate.

Town Clerk Orffeo thanked the residents for paying their Town/County Taxes online and by check via our Night Deposit box. Cash payments were deposited in the safe located outside our office door. He thanked residents for their patience and compliance, even though some were not happy with our method of operation. We will continue to make modifications to try to please everyone. While trying to reduce physical contact and keep our staff and the public safe with this method of tax collection will most likely continue into the next tax collection.

Building Inspector Steve Bremer stated after 24 hours of a snow event residents are responsible to shovel their driveways. The Building Inspector's Office has written up over 200 sidewalks and it's only February. He asked residents to be mindful and shovel their sidewalks.

Highway Superintendent Fred Piasecki thanked the Chief of Police for addressing the snow plow issue.

Police Chief Wehrfritz recognized Officer James Putnam. He apprehended an offender with an illegally possessed loaded firearm. He also stated it is illegal to dump/plow snow into the road, Officers will be siting snowplow operators for this, and homeowners may be sited also. There is also a new phone scam occurring. They state they are with Social Security and want you to call a phone number or you will lose your benefits. This is a scam and you should not call the number. The Police Reform Survey is on the Police Departments website and have had 288 responses so far. The survey will be coming down soon.

15) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant # 4 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$47,047.37
Public Safety Fund	\$6,442.80
Part Town Fund	\$4,978.95
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$53,575.96
Special Districts	\$594,409.92
Trust & Agency	\$12,160.00
Capital Fund	\$119,388.78

The resolution was unanimously adopted.

COMMUNICATIONS

16) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby received and file: The Village of Orchard Park's appointment of John Capriotto to the OPEDC.

The resolution was unanimously adopted.

REPORTS

17) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER FLYNN, TO WIT:

RESOLVED, that the Town Board does hereby received and file the January 2021 Building Inspector's Monthly Report.

The resolution was unanimously adopted.

There being no further business, on a motion by Councilmember Majchrzak, seconded by Councilmember Flynn, the meeting adjourned at 7:45 pm (local time).

Respectfully Submitted,

Remy C. Orffeo
Town Clerk