

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 March 2024 at 7:20 PM, the meeting was called to order by Supervisor Eugene Majchrzak and there were:

PRESENT AT ROLL CALL:

Eugene Majchrzak	Supervisor
Joseph Liberti	Councilmember
Julia Mombrea	Councilmember
Scott Honer	Councilmember
John Mariano	Councilmember
Remy Orffeo	Town Clerk
Timothy D. Gallagher	Town Attorney
Tom Minor	Building Inspector
Patrick Fitzgerald	Chief of Police
Andrew Slotman	Highway Superintendent
Ed Leak	Director of Rec., Parks & Forestry
Wayne Bieler	Town Engineer

Supervisor Majchrzak 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 MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: March 6, 2024; 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.

****** PRESENTATION BY LEGISLATURE JOHN MILLS ******

**Proclamation for: Megan Parzymieso
Ambassador and Champion for Women’s BOX Lacrosse**

Legislature Mills congratulated and recognized Megan Parzymieso for her efforts and accomplishments being an Ambassador and Champion for Women’s BOX Lacrosse.

PUBLIC COMMENT ON OLD BUSINESS

Rosalind Wiltse inquired about the Birdsong Phase II Subdivision. She wanted to know who paid for the trees and center median in the road. She also wanted to know if the new residents will be paying towards the Homeowners Association and where she could look at the plans for Birdsong Subdivision Phase II.

Old Business #1 Authorize the release of retention and final payment for the Orchard Park Community Activity Center - Entrance Way Sign Project.

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

WHEREAS, the Town Engineer is pleased to inform the Town Board that the Entrance Sign at the Orchard Park Community Activity Center has been completed; and

WHEREAS, final restoration will be completed by the Sewer, Water & Lighting Department, which pushed the electrical service for the project as weather permits; and

WHEREAS, the project was completed per plans and specifications for the lump sum of \$20,580.00 without any change orders.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the final payment/release of retention for the Orchard Park Community Activity Center's "Entrance Way Sign Project" to Santoro Signs, Inc., 3180 Genesee St., Buffalo, NY 14225 in the amount of \$2,058.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

Old Business # 2 Authorize the release of retention and final payment for the Orchard Park Community Activity Center - Door Openers Project Electric Contract.

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

WHEREAS, construction work on the Community Activity Center - Door Openers Project has been completed. A final inspection was conducted and all of the work has been satisfactorily completed in accordance with the contract documents and specifications; and

WHEREAS, the Affidavit of Release of Liens and Affidavit of Payment of Debts for the project has been submitted.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve and authorize the Final Payment / Release of Retention to the electrical contractor: Stenzel Electrical Construction Inc., 8535 Sunset Drive, Williamsville, New York 14221 for the Community Activity Center - Door Openers Project in the amount of \$240.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

Old Business #3 Authorize the Town Clerk to release \$50,000.00 held in escrow under PIP 2021-02 for street lighting in the Birdsong Subdivision Part 3A, Phase 1 & Phase 2A

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

WHEREAS, on November 16, 2022, the Town Board accepted dedication of the public improvements constructed in the above referenced subdivision with the stipulation that funds paid by the developer be held in escrow until installation of 14-light standards with fixtures was completed, and until the developer provides the UL Inspection Certification and provided all required spare parts including a complete spare light standard and fixture; and

WHEREAS, the developer has since installed the required 14-street lights along all Right-Of-Ways and provided the UL Inspection Certification and provided all required spare parts including a complete spare

light standard and fixture. 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 \$50,000.00 held in escrow under PIP #2021-02 Birdsong Part 3B Subdivision Phase 1 & Phase 2A for installation of 14-light standards with fixtures, and for providing the UL Inspection Certification and all required spare parts to Birdsong Lakes LLC., 470 Cayuga Road, Cheektowaga, New York as recommended by the Town Engineer.

The resolution was unanimously adopted.

PUBLIC COMMENT ON NEW BUSINESS

David Gunner (East Aurora Highway Superintendent) congratulated Ernie Matthews on his retirement and Chris Kunle on his new position.

Julie Wetlaufer inquired why item #9 under new business was tabled.

Rosalind Wiltse inquired if Elbow Lake in the Birdsong Subdivision is going to be remediated.

Sandra Mercado asked what agreement the town is entering into with reference to New Item #12 on the agenda with Carmina Wood Design.

New Business #1 Appoint a Real Property Appraiser to the Assessor's office

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

WHEREAS, the Town of Orchard Park is in need of a Real Property Appraiser; and

WHEREAS, Amanda Murphy is an eligible candidate from the active Civil Service list for this title; and

WHEREAS, Amanda Murphy has 11 years of experience serving in an Assessor's office, is currently a Real Property Appraiser Technician in West Seneca, and will be a great asset to the Town of Orchard Park; and

WHEREAS, Amanda Murphy is willing and able to serve as the Town of Orchard Park Real Property Appraiser.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby appoint Amanda Murphy to the job title Real Property Appraiser, full-time, under the current White Collar Union Agreement under pay range 0009, starting at Step level "C" due to her extensive experience, with an effective date of April 15, 2024 at a pay rate of \$30.46 per hour, as recommended by the Town of Orchard Park Assessor.

The resolution was unanimously adopted.

New Business #2 Appoint a Director of Recreation

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

WHEREAS, the Town of Orchard Park looks to fill the position of Erie County Civil Service title Director of Recreation due to the retirement of current Director Edward Leak effective March 31, 2024. Erie County Civil Service Commission allows for an individual in a current title to accept a onetime permanent noncompetitive promotion to the next higher classification commonly called a jump; and

WHEREAS, Kristin Welch has been the Assistant Director of Recreation for the last sixteen (16) years in Orchard Park. She has been instrumental in the unprecedented growth of the department in both program development and revenues. Kristin has earned an undergraduate degree in Recreation Administration from the University of Maine, a Masters in Strategic Leadership from St Bonaventure University and is completing a second Masters of Education from SUNY Buffalo.

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby promote Orchard Park resident Kristin Welch to Director of Recreation, effective April 1, 2024; and be it further

RESOLVED, that the position will have an exempt status at a salary of \$86,000.00.

The resolution was unanimously adopted.

New Business #3 Approve the Senior Center Director pay rate increase

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

WHEREAS, the Orchard Park Senior Center is used by many town residents; and

WHEREAS, the Senior Center is a centerpiece of the community; and

WHEREAS, as Senior Center Director Maria Galley goes above and beyond to make the Senior Center an amazing place for all who attend; and

WHEREAS, Maria Galley was hired August 16, 2016 as an Office Clerk/Program Coordinator; and

WHEREAS, based on her performance, was promoted on August 16, 2018 to the position of Recreation Instructor; and

WHEREAS, on February 16, 2022 Maria Galley was promoted to the position of Senior Center Director.

NOW, THEREFORE, be it

RESOLVED, that the Orchard Park Town Board does hereby approve a pay increase for Maria Galley to \$68,000.00 annually, effective April 1, 2024.

The resolution was unanimously adopted.

New Business #4 Approve the stipend for Interim Human Resources Representative

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

WHEREAS, the Interim Human Resources Representative, Joe Liberti, has diligently fulfilled the responsibilities during the specified period; and

WHEREAS, Joe Liberti’s contributions have been valuable to the town.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve a stipend of \$1,500 to the Interim Human Resources Representative, Joe Liberti, for services rendered from February 1 to April 30, 2024 and to also help cover the work to ensure a smooth transition for our next HR company; and be it further

RESOLVED, that the stipend shall be disbursed in a lump sum in May following the conclusion of the interim role; and be it further

RESOLVED, the Town Board expresses its gratitude to the Interim Human Resources Representative for his commitment and dedication especially during this busy time.

On the Question:

Supervisor Majchrzak stated Councilmember Liberti has done a competent job however as far as stipends go there are many tasks a Board member takes on; he used former Councilmember Flynn as an example, stating he handled all of the Towns Grants and was not paid a stipend. Supervisor Majchrzak stated he has an Engineering degree and has answered many engineering questions and has not taken a stipend. He stated he appreciates what Councilmember Liberti has done with his educational background for the Town but he doesn’t feel it warrants a stipend.

Town Clerk Remy Orffeo called for a Roll Call Vote.

Supervisor Majchrzak	Nay
Councilmember Liberti	recused
Councilmember Honer	Aye
Councilmember Mombrea	Aye
Councilmember Mariano	Aye

New Business #5 Approve an employee transfer from Sewer & Lighting to the Highway Department

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

WHEREAS, the Highway Department has an opening for a crew chief; and

WHEREAS, there are funds in the budget to hire a crew chief; and

WHEREAS, Christopher Kuhnle is currently employed by the Town of Orchard Park in the Sewer and Lighting Department; and

WHEREAS, Christopher Kuhnle is ready, willing, and able to transfer from the Sewer and Lighting Department to the Highway Department; and

WHEREAS, Christopher agrees to the following conditions: The position of crew chief is a full time exempt non-union position with an annual salary of \$87,000.00 (Eighty Seven Thousand Dollars). His full time hire date and anniversary date for future accruals will remain September 26, 2018. His current accrual balances for sick, personal, and vacation time will remain the same and transfer with Christopher

from the Sewer and Lighting Department to the Highway Department, his future benefits will continue to be based from his original full time hire date of September 26, 2018.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Christopher Kuhnle to be transferred from the Sewer and Lighting Department to the Highway Department to the position of crew chief effective April 1, 2024.

On the question:

Supervisor Majchrzak stated training in management and safety is added to the resolution.

The resolution was unanimously adopted.

New Business #6 Appoint the Deputy Highway Superintendent

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

WHEREAS, the retirement of Ernie Matthews will create a vacancy in the Highway Department for the position of Deputy Highway Superintendent; and

WHEREAS, there are funds in the budget to appoint a Deputy Highway Superintendent; and

WHEREAS, Andrew Slotman the Highway Superintendent has appointed Christopher Kuhnle for the position of Deputy Highway Superintendent.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby appoint Christopher Kuhnle as Deputy Superintendent of Highways, as recommended by the Highway Superintendent, at an annual stipend of \$8,000.00 (Eight Thousand Dollars) for a term from April 1, 2024 to December 31, 2024.

On the question:

Supervisor Majchrzak stated training in management and safety (and any other training the Highway Superintendent feels necessary) is added to the resolution.

The resolution was unanimously adopted.

New Business #7 Appoint the Crew Chief of Special Districts

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

WHEREAS, the Special Districts Department has an opening for a working crew chief; and

WHEREAS, there are funds in the budget to hire a working crew chief; and

WHEREAS, Bill Fulton is currently employed by the Town of Orchard Park in the Engineering Department; and

WHEREAS, Bill Fulton is ready, willing, and able to transfer from the Engineering Department to the Special Districts Department; and

WHEREAS, Bill Fulton agrees to the following conditions: The position of working crew chief is a full time non-exempt non-union position with an hourly pay rate of \$36.00 per hour. His full time hire date and anniversary date for future accruals will remain June 7, 2004. His current accrual balances for sick, personal, and vacation time will remain the same and transfer with Bill from the Engineering Department white collar union to the Special Districts non-union position, his future benefits will continue to be based from his original full time hire date of June 7, 2004.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Bill Fulton to be transferred from the Engineering Department to the Special Districts Department and be appointed to the position of crew chief of the Special Improvement Districts in the Town of Orchard Park effective April 1, 2024.

The resolution was unanimously adopted.

New Business #8 Approve part time Recreation Department staff for 2024

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

RESOLVED, that the Town Board is hereby authorized to approve the appointment of Grace McCormick as a Program Director to the 2024 part-time staff for the Orchard Park Recreation Department effective March 21, 2024 at a rate of \$16.00 per hour, as recommended by the Recreation Director:

The resolution was unanimously adopted.

New Business #9 Authorize the hiring of Beaver Deceivers LLC

13) **This item was tabled until a contract is created describing a breakdown of payment for the Beaver Deceivers between “Friends of Birdsong”, “The Beaver Corp.” and “The Town of Orchard Park”.**

New Business #10 Authorize the Supervisor to sign agreement for professional services for treatment and stocking of various Town of Orchard Park owned ponds and lakes for 2024

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

WHEREAS, similar to previous years, to complete the management and maintenance of various ponds/lake including Green Lake; it is necessary to hire an environmental consulting firm that is familiar with non-pesticide aquatic vegetation control (grass carp), water quality (microbes and water aeration), general consultation and fish stocking; and

WHEREAS, the Town Engineer has again solicited services and received a proposal from a local environmental consultant firm, Aqua Tech Environmental, Inc., which is qualified and more than capable of completing lake management work for Green Lake and other various Town owned ponds. Fish stocking in fourteen (14) Town owned water bodies would also be completed in the necessary timeframe, weather and appropriate season; and

WHEREAS, the environmental services to be provided for the maintenance of Town ponds/lake are proposed as an annual maintenance service agreement and will include: Non-Pesticide Aquatic Vegetation Control (grass carp stocking), Initial Walkthrough (Biological, Chemical and Physical Analysis), Water Quality Analysis, Aeration Assessment, Installation and Adjustment, Stocking Permit Procurement, Fish

Stocking, Fishery Assessment/Management and General Consultation Services. Aqua Tech Environmental, Inc. will provide these services on an as-needed basis for a fee of \$1,000.00 due in March. Also a \$1,000.00 stocking deposit will be due in March and will be later subtracted from the overall stocking costs; and

WHEREAS, the Birdsong Subdivision Retention Pond is being stocked with 20 grass carp this spring, more than 2023, 2022 and 2021, to maintain healthy populations that can deal with the rooted plants. The additional grass carp pose no negative side effects and are a cost effective measure to control plant populations and improve the overall quality of the pond; and

WHEREAS, the total anticipated pond treatment (weather dependent) cost for 2024 is \$0.00 for the year. Five (5) Town owned water bodies are listed with costs in case any microbial treatment is needed this year. The 2024 pond and lake maintenance proposal includes \$2,000.00 towards possible water treatment options along with 50% cost sharing opportunities from the drainage district. The \$2,000.00 could also be applied towards the stocking of 75 grass carp in Green Lake pending spillway modifications and NYSDEC approval/permitting. The 75 grass carp would aid in the aquatic vegetation control in the lake and are offered by AquaTech at a cost of \$1,500.00; and

WHEREAS, with the continuation of the Town of Orchard Park Fish Stocking Program recommendations for 2024, Mr. Adrian recommends continuing the feeder fish stocking (fathead minnows & golden shiners), game fish stocking (large mouth bass & yellow perch) and increasing grass carp stocking to aid in weed control. The 2024 proposed stocking cost is \$9,533.20 less the \$1,000.00 deposit; and

WHEREAS, the entire projected cost for Town Pond/Lake maintenance, possible water quality treatment and stocking for calendar year 2024, is not to exceed \$13,000.00. There are presently funds (\$15,000.00+/-) allocated under Orchard Park Engineering Department "Water Quality Consultants" A01440 50541 for this work; and

WHEREAS, the Town Board must be aware, as previously discussed with Aqua Tech, that this natural means of aquatic vegetation control and water quality management is not a perfect science and is heavily influenced by outside factors such as weather, nutrient loading, oxygen levels, etc. Another factor to highlight is that, other than Green Lake, no aeration projects are funded under this agreement, which are also a major component of improving water quality. Lastly, this amount of funding would not cover all microbial treatments in a single year if they were, for some reason, required for all proposed waterbodies, which is highly unlikely. All involved parties must know there will be a learning curve with these natural methods. The true benefit for the environment comes with eliminating pesticides.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the agreement with Aqua Tech Environmental, Inc., 45 Kent Avenue, Blasdell, New York 14219, for an amount not to exceed \$13,000.00 to provide the following:

- Professional consultation for yearly environmental services for Town-Owned Ponds & Lake (\$1,000.00 fee due in March).
- Non-Pesticide water quality treatment services (excluding aeration) for various Town-Owned Ponds & Lakes; including Brush Mountain, Lyrica North & South, Holley Ridge, CRV Acorn Circle, CRV East & West, Milestrip Reclamation, Birdsong, Riley Meadows, Pleasant Acres East & West, and Knoche pond, also Green Lake.

- Complete NYSDEC permitting & fish stocking in specified Town-Owned Ponds/Lakes as per attachment 3.0 & 3.1 Fishery Management Agreement (\$1,000.00 deposit due in March) as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #11 Authorize the Supervisor to start the bonding process for various capital projects.

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

RESOLVED, that the Town Board does hereby authorize the Town Supervisor to start the legal process for the 2024 Bond Authorization as follows as recommended by the Town Engineer:

General Fund

Multi Use Maintenance Facility	
Phase 1 Fuel Facility	\$2,789,500
Phase 2 Salt & Topsoil Storage Building	\$ 2,593,050.00
Phase 3 Temporary Mechanical Maintenance Building	\$ 4,100,000.00
Orchard Park School District Sidewalks Project	\$ 200,000.00
Yates Park Thorn/Duerr 90 ft baseball Diamond	\$ 200,000.00

Total 2024 bond resolution	\$9,882,550.00
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The resolution was unanimously adopted.

New Business #12 Authorize the Supervisor to sign a Consultant Agreement with Carmina Wood Design.

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

WHEREAS, reconstruction activities have already started on Lakeview Avenue in earnest with two construction crews. While the Engineering Department is capable of providing inspection services internally for the above referenced project, the current and anticipated workload -will not allow us to take on additional inspection services or even projects with the current staffing levels; and

WHEREAS, the Engineering Department has received a proposal from Carmina Wood Design (Carmina) to perform the necessary inspection services with Craig Wilson to assist this Department in field with construction inspection for the Lakeview Avenue Reconstruction Project and if additional Public Improvement Project (PIP) permits are approved in the future we will be presenting those to the Town Board as in the past; and

WHEREAS, there is presently \$1,090,533.64 in Trust Account TA0000 20095 for this work.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Town Supervisor to sign an agreement with Carmina Wood Design; 487 Main Street, Suite 500; Buffalo, New York 14203 to provide professional construction inspection services for the Lakeview Avenue Reconstruction Project at a rate of \$62.00 per hour with project millage only at IRS rate as recommended by the Town Engineer.

On the question:

Councilmember Liberti wanted to table this item until information regarding Carmina Wood Design was received. After hearing the Town Engineer's response he moved to pass the resolution.

Supervisor Majchrzak asked the Town Engineer to provide the requested information.

Town Engineer Wayne Bieler explained the details of the Consultant Agreement.

The resolution was unanimously adopted.

New Business #13 Schedule a Public Hearing regarding Birdsong Estates Subdivision Part 5.

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

RESOLVED, that the Orchard Park Town Board does hereby schedule a Public Hearing regarding the rezoning of Birdsong Estates Subdivision Part 5 from R-1 to "R-1 Conservation Management Overlay District" (CMO) designation on May 1, 2024 at 7:00PM at the Town Municipal Center; and be it further

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

The resolution was unanimously adopted.

New Business #14 Award contract for the Cured-In-Place Sanitary Sewer Pipe Lining Project – work order #6

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

WHEREAS, the SW&L Department is continuing to perform video inspections of the Town's sanitary sewer infrastructure, United Survey Inc. was awarded contract #1-5 to perform Cured-In-Place Pipe Lining throughout various areas in the Town. Work Order #6 is awarded as a bid through the Erie County Division of Purchasing (2022) Cured-in Place Pipe Lining Term Construction Contract #222253-02. The areas being identified through video inspections performed by the SW&L Department and prioritized by the Engineering Department and the SW&L Department. The Town has lined over ±42,709 LF to date

The following five Work Orders are complete:

- Work Order #1, released in September 2020 to rehabilitate the sanitary main on the west side of North Benzing Road (2,643 LF). Cost of Work Order #1 was \$83,888.00.
- Work Order #2 released in February 2021 to rehabilitate the sanitary main on a portion of Bussendorfer Road (3,454 LF), California Road between Duerr Road and Armor Duells Road (1,363 LF), and a portion of Duerr Road (327 LF). Cost of Work Order #2 was \$180,986.00.
- Work Order #3 released in August 2021 to rehabilitate the sanitary mains on Shultz Road (874 LF), Meadowlawn Road (1,754 LF) and Middlesex Road (1,449 LF), all these roads are off Abbott Road. Also, an area located on Southwestern Boulevard between Mid County Drive and Pleasant Avenue (3,308 LF). Cost of Work Order #3 was \$238,370.00.
- Work Order #4 released on April 6, 2022 to rehabilitate the sanitary mains on Forsythia Court (983 LF), Red Fox Lane (1,293 LF), Willowbrook Drive (191 LF), Webster Road (south side) (42,929 LF), Webster Road (north side) (1,662 LF),

Deacon Street (794 LF), and North Buffalo Street (north side) (1,554 LF). Cost of Work Order #4 was \$396,451.50.

- Work Order #5 released on June 7, 2023 to rehabilitate the sanitary mains on:
 - First Route 219 Crossing from California Road to the Rear Lots on Washington Ave. and Auckland Ave. (4,610 LF),
 - Second Route 219 Crossing from Taylor Road to Carriage Drive (1,064 LF),
 - Third Route 219 Crossing from the Rear Lots Hilltowne Drive to Rear Lots Breezewood Drive (1,195 LF), Berg Road (north side, from the Route 219 overpass to the Berg Road Pump Station (2,299 LF), Melberry Trail (1,899 LF), Bieler Road (1,673 LF), Auckland Ave. (861 LF), Washington Ave. (987 LF), Paper Street off Southwestern Blvd, (1,149);
 - Cost of Work Order #5 was \$638,614.53; and

WHEREAS, the Engineering Department is recommending the release of Work Order #6. This work order will include the following streets/areas:

- East side of Abbott Road from Route 20A to the driveway of Armor Elementary School ±8,989 LF of Asbestos Cement Pipe (ACP),
- Short Drive including a section on easement ±1,313 LF of Asbestos Cement Pipe (ACP),
- Armor Duells Road from Short Drive to the Hamburg Town Line (427 LF),
- Elmtree Road ±2,538 LF of Vitrified Clay Pipe (VTP)
- Dorchester Road ±364 LF of Vitrified Clay Pipe (VTP); and

WHEREAS, the section on Abbott Road may require additional work to line portions of sewer main due to traffic lane closures. Additionally, Sewer and Lighting Crews will be needed to clean and prepare the easement for the contractor; and

WHEREAS, for Work Order #1-5 contract expenditures to date are \$1,535,977.03 with United Survey. There is presently funding remaining allocated under Capital Project G0007, "Sanitary Sewer Main Televising and Relining" \$484,755.00 for this work and bonding authorized for Elmtree/Dorchester Sanitary Sewer. After the Sewer, Water & Light Department Tele inspection of Elmtree/Dorchester, the existing main can be relined and current road design is able to work with the existing sanitary sewer mainline with minor improvements. With the completion of the road reconstruction, the remaining balance can be transferred to the relining capital account.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the drawn/pull down of \$175,000.00 from the existing approved \$650,000.00 bond for G0013 Elmtree/Dorchester Reconstruction in August 2024 and transfer to Capital Account G0007 Sanitary Sewer Main Televising and Realignment, and be it further

RESOLVED, that the Town Board does hereby award the CIPP Rehabilitation contract Work Order #6 to United Survey Inc., 25145 Broadway Avenue, Cleveland, Ohio 44146, in the amount not to exceed \$584,075.00 as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #15 Refer the following to the Planning & Conservation Boards for their review and recommendation:

19) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MOMBREA, TO WIT:

- **7 Cobham Drive, Curbell, located in the “Center Drive Industrial Park”, north side of Big Tree Road (Route 20A) Zoned I-1.** Applicant is seeking to locate a Pole Barn, within a fenced-in area, at the back of the west parking lot. (SBL#161.190-1-4.111)
- **V/L Land Milestrip Road, located on the north side of Milestrip Road, across from Moreland Drive, Zoned B-2.** “Bend Creek Subdivision”, 32 +/- Acres, 9 lot Subdivision Applicant is seeking to Rezone a 5.5 +/- Acres of the property from B-2 Business, to R-3 Residential, for proposed development of. (SBL#153.17-1-1.1)
- **3636 South Benzing Road, located on the west side of South Benzing Road, North of existing Commercial Plaza Zoned I-1.** Joseph Deck is seeking to have a revision made to the previously approved Site Plans of 3/6/2014. The revision is to construct the entire Build-out of the Site, and not to have Phases. (SBL#161.06-1-8)
- **2881 Southwestern Boulevard, located on the south side of Southwestern Boulevard, west of Angle Road, 3.69 Acres, Zoned B-2.** Timbar Properties, is requesting to erect a cold storage Pole Barn. (SBL#153.06-2-3)

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Sal Cerrone inquired about the construction on Lakeview Ave., he is concerned if the street is widened then traffic will go faster. He would like more stop signs on the street and asked if the car show will be brought back to Orchard Park.

Sandra Mercado spoke against Carmina Wood Design and their plans for development in the Old Orchard / Old Salem Court Development.

Sandra Trampert inquired about who will take over Parks & Grounds and spoke in favor of the Beaver Deceivers.

Lindsay Parr inquired about how items are put on the agenda without all the back up information required to vote on it and about who will take over Park & Grounds after Ed Leak retires and spoke highly of Superintendent Andy Slotman.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Supervisor Eugene Majchrzak congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements.

Councilmember Joseph Liberti congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements and Amanda Murphy on her appointment.

Councilmember Julia Mombrea thanked Ed Leak and Ernie Matthews for their years of dedication.

Councilmember Scott Honer congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements.

Councilmember John Mariano congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements and Amanda Murphy on her appointment.

Town Clerk Remy Orffeo congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements and Amanda Murphy on her appointment.

Town Engineer Wayne Bieler responded to Birdsong Part II questions from the floor and answered questions about Carmina Wood Design.

Building Inspector Tom Minor answered questions about Subdivision documents.

Highway Superintendent Andrew Slotman thanked the Town Board for their support. He also gave a heartfelt thank you to Ernie Matthews for his years of service and welcomed Bill Fulton and Chris Kuhnle.

Police Chief Patrick Fitzgerald congratulated Ed Leak, Kristin Welsh, Bill Fulton, Chris Kuhnle and Ernie Matthews on their advancements.

20) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR MAJCHRZAK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER LIBERTI, TO WIT:

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant #6 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$55,212.04
Public Safety Fund	\$23,977.67
Part Town Fund	\$349.05
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$50,078.17
Special Districts	\$17,944.27
Trust & Agency	\$26.10
Capital Fund	\$85,943.72

The resolution was unanimously adopted.

REPORTS

21) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MOMBREA, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

RESOLVED, that the Town Board does hereby receive and file the February 2024 Building Inspector’s Monthly Report.

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Majchrzak, seconded by Councilmember Liberti, the meeting adjourned at 8:22 pm (local time).

Respectfully Submitted,

Remy C. Orffeo
Town Clerk