

Minutes
Village of Orchard Park
Board of Trustees

The regular meeting of the Board of Trustees of the Village of Orchard Park was held on Monday, July 13, 2020 in the Municipal Center, 4295 South Buffalo Street, Orchard Park, New York. Mayor Clinton called the meeting to order at 7:00 p.m. with the Pledge of Allegiance to the Flag.

Members present:

Mayor Jo Ann Litwin Clinton
Deputy Mayor Matthew J. Hartung
Trustee Francis T. Hogenkamp
Trustee James C. Cosgrove
Trustee Lauren A. Kaczor

Others present:

Clerk-Treasurer Mary Beth Jensen
Code Enforcement Officer John Gullo
Attorney Philip M. Marshall
Manager of Public Works Wittmeyer

Mayor Clinton made the following announcement:

“Fire exits are located at the rear in the Board Room and at the doorway to the lobby. In the event of a fire, you will be notified by announcement on the public address system. If notified, please move in a calm and orderly fashion to the nearest exit.”

Moved by Trustee Kaczor, seconded by Trustee Hartung to accept the minutes of June 22, 2020, as presented.

On the question:	4 voting “Aye”	0 voting “Nay”	Carried
	Trustee Hogenkamp		
	Trustee Hartung		
	Trustee Cosgrove		
	Trustee Kaczor		

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that the vouchers numbering 3533 to 3566 in Abstract #3 of fiscal year 2020-2021 in the amount of \$157,554.77 be paid as presented.

On the question:	4 voting “Aye”	0 voting “Nay”	Carried
	Trustee Hogenkamp		
	Trustee Hartung		
	Trustee Cosgrove		
	Trustee Kaczor		

Comments from the floor of items not on the agenda:

The following residents spoke:

- **Michelle Phillips** (131 Woodview Dr)
- **Rick Weber** (47 Meadowbrook Rd)
- **Gary Phillips** (131 Woodview Dr)
- **Scott Hartung** (169 Highland Ave)
- **Steve Brown** (141 Woodview Dr)
- **Linda Flowers** (66 Woodview Ct)
- **Laura Weber** (47 Meadowbrook Rd)
- **Daniel Schwanekamp** (15 Woodview Ct)

The residents voiced concerns regarding a housing development in the planning stage on Jewett Holmwood Rd in the Town of Orchard Park, and the impact it will have on the Highland / Meadowbrook / Woodview neighborhood in terms of traffic and flooding.

FLOODING CONCERNS:

- Weather events alone are causing high volumes of water to flow through Smoke's Creek, development upstream needs to be well-thought-out to avoid additional issues.
- Efficiency of retention ponds in Town developments.
- The cost of flood insurance and the possible future changes to the flood map.
- Lack of information on plans in Town that would affect Village residents.
- Creek is responsibility of residents; Village cannot work on private property. When there is a buildup causing blockage, the residents need to find a way to remove it.

TRAFFIC CONCERNS:

- Highland Avenue is becoming a thoroughfare.
- Speeders on Highland.
- There are no sidewalks.
- Traffic volume and speed is dangerous for the many walkers and bikers on Highland Ave.
- The predicted increase in traffic will adversely affect the crosswalk at Highland and S Buffalo St. Currently this crosswalk is not properly observed by motorists, and pedestrians often wait for many vehicles before they can cross safely.

The residents also expressed concerns about plans for another subdivision that they heard is going to be developed on Freeman Rd at the end of Highland Ave. Residents questioned the fact that the Village Board and Hal Fabinsky (OP Town Planning Board Chairman), had no knowledge of the plan. Mayor Clinton explained that until a formal application is submitted, it is just hearsay.

GENERAL CONCERNS:

- Lack of communication between the Town and Village Boards.

RESIDENTS REQUESTED:

- Need traffic studies to consider the impact on Highland Ave with new development.
- Smokes Creek study with additional development.
- Protection of Village residents by Village Government.
- Better communication to residents and between Town and Village Governments.

Mayor Clinton asked Hal Fabinsky, Chairman of the Town Planning board, to attend and speak on the Jewett Holmwood project:

Regarding communication with residents:

- Planning Board meeting information is published in the Bee and posted on the Town website.
- The secretary IDed residents along Smokes Creek and notified them directly.
 - Residents who live along the creek and were not notified can call the Town Planning office or leave their name and address with the Village office.
- Planning Board minutes are on the Town Website that contain information on past meetings.
- The Town Engineering Department can be contacted to review specific questions.
- A 3rd public hearing is being scheduled where concerns can be addressed.

The Town Planning Board is addressing many of the concerns that the Village residents have expressed. There is an Engineer and Project Sponsor involved.

Regarding the project allegedly being developed on Freeman at the end of Highland, Mr. Fabinsky hasn't received a plan.

Moved by Trustee Hartung, seconded by Trustee Cosgrove that the reports of the Village Water Department and Treasurer for the month of June be received and filed.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hogenkamp
Trustee Hartung
Trustee Cosgrove
Trustee Kaczor

Reports

- Code Enforcement Officer John Gullo had nothing to report.
- Manager of Public Works Wittmeyer had nothing to report.
- Trustee Kaczor had nothing to report.
- Deputy Mayor Hartung had nothing to report.
- Trustee Hogenkamp confirmed his sensitivity to the property owners along Smoke's Creek.
- Trustee Cosgrove had nothing to report.
- Clerk Treasurer Jensen had nothing to report.
- Mayor Clinton had nothing to report.
- Attorney Marshall had nothing to report.

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that the Special Village Election originally scheduled for Wednesday, March 18, 2020 has been re-scheduled for **Tuesday, September 15, 2020**, pursuant to Executive Order 202.26. The Special Election is scheduled to elect two Village Trustees until the next regular election in March 2021. The election will take place at the Orchard Park Municipal Building, 4295 South Buffalo Street, from the hours of 12:00 noon to 9:00 p.m.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hogenkamp
Trustee Hartung
Trustee Cosgrove
Trustee Kaczor

Moved by Trustee Hogenkamp, seconded by Trustee Hartung that the following resolution be adopted:

RESOLVED, that Mary Lou Putnam, Patricia Nash, Gail Michael and Susan Luchowki be appointed Election Inspectors, Mary Lou Putnam as Chairman; and Mary Henderson, Ernest Kupinski and Lisa Budowski be appointed Alternate Election Inspectors, and

BE IT FURTHER RESOLVED, the appointed Election Inspectors shall meet for the General Election on Election Day, Tuesday September 15, 2020 at the Orchard Park Municipal Center, 4295 South Buffalo Street, Orchard Park, New York from 11:30 am to the close of the polls at 9 pm EST, and

BE IT FURTHER RESOLVED, that the salary of each Inspector shall be \$100.00 for the day.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hogenkamp
Trustee Hartung
Trustee Cosgrove
Trustee Kaczor

Moved by Trustee Cosgrove, seconded by Trustee Kaczor, that because there is no second meeting this month Administrator Jensen be authorized to pay all vouchers submitted prior to the end of the month, after review by Deputy Mayor Hartung or Mayor Clinton.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hogenkamp
Trustee Hartung
Trustee Cosgrove
Trustee Kaczor

The next regular meeting is scheduled for August 10, 2020.

Moved by Trustee Hartung, seconded by Trustee Cosgrove to adjourn at 7:51 pm.

On the question: 4 voting "Aye" 0 voting "Nay" Carried
Trustee Hogenkamp
Trustee Hartung
Trustee Cosgrove
Trustee Kaczor

Respectfully submitted

Mary Beth Jensen
Village Clerk-Treasurer