

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, September 14, 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
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.”

A public hearing was scheduled and advertised for this time regarding the use of the Community Development Block Grant funds.

Mayor Clinton opened the hearing at 7:01 with a brief explanation of the projects that the Village Board is considering:

- Crosswalk sensory handicap access ramps and crosswalk repainting.
- Rural Transit Service

Mayor Clinton then allowed for public comment regarding the projects she outlined or any other ideas the public has.

She asks 3 times for positive comments.

She asks 3 times for comments in opposition.

Moved by Trustee Kaczor, seconded by Trustee Hartung to close the hearing at 7:02 p.m.

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 to authorize Mayor Clinton to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following project upon approval of ECCDBG.

1. Crosswalk sensory handicap access ramps and crosswalk repainting.
2. Rural Transit Service, Inc.

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

Trustee Cosgrove
Trustee Kaczor

A public hearing was scheduled and advertised for this time to hear public comment on a special use application by 4906 South Buffalo St, requesting permission for outside seating on the south end of the building.

Mayor Clinton opened the hearing at 7:03 p.m.

Mayor Clinton asked if there was a representative present to explain the request.

- Shane Stewart (3090 Angle Road) representing First Line Brewing, explained that the outdoor seating will allow First Line Brewing to accommodate more customers and stay within the 50% capacity restrictions.

Mayor Clinton asked 3 times for comments in support. There were none.

Mayor Clinton asked 3 times for comments in opposition. There were none.

Moved by Trustee Hogenkamp, seconded by Trustee Cosgrove that the Special Use Hearing be closed at 7:04 p.m.

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 to authorize a special use permit for outdoor seating at 4906 South Buffalo Street on the south end of the building.

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

Moved by Trustee Kaczor, seconded by Trustee Hartung to accept the minutes of August 10, 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 Kaczor that the vouchers numbering 3610 to 3663 in Abstract # of 2020-2021 in the amount of \$ 345,510.72 be paid as presented.

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

There were no comments from the floor of items not on the agenda.

Moved by Trustee Hartung, seconded by Trustee Hartung that the reports of the Village Justice Associate Village Justice, Water Department and Treasurer for the month of August 2020 be received and filed.

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

- 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 reported on the light poles that are being replaced in the Village. He has been in contact with the supplier and the Village hopes to receive the remainder of the order so that the lights can begin to be installed in the near future.
- Trustee Hogenkamp had nothing to report.
- Trustee Cosgrove had nothing to report.
- Clerk Treasurer Jensen had nothing to report.
- Mayor Clinton reported that the March elections that were postponed and rescheduled for Tuesday, September 15th.

Moved by Trustee Kaczor, seconded by Trustee Hartung that Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records be adopted for use by all officers legally disposing of valueless records listed within.

Furthermore, in accordance with Article 57-A:

- Only those records will be disposed of that are described in Retention and Disposition Schedule for New York Local Government Records (LGS-1), after they have met the minimum retention periods described therein, and
- Only those records will be disposed of that do not have sufficient administrative, fiscal, legal or historical value to merit retention beyond established legal minimum periods.

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 7 public hearings be scheduled and advertised for September 28, 2020 at 7:00 p.m. to hear public comment on the following Local Laws, amending the Code of the Village of Orchard Park:

- Local Law amending Chapter 187 "Streets and Sidewalks"

- Local Law amending Chapter 204 “Vehicles, Junk”
- Local Law amending Chapter 105 “Electrical Standards”
- Local Law amending Chapter 176 “Sewers”
- Local Law amending Chapter 92 “Building code Administration and Enforcement”
- Local Law amending Chapter 88 “Animals”
- Local Law amending Chapter 225 “Zoning”

Copies of the amendments are available in the Village Office.

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 Cosgrove, that pursuant to Village Law §4-408(e) the Village Board has completed an audit of the records and annual report of the Village Treasurer and found them to be properly accounted for and in order.

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 Mayor Clinton be authorized to sign the Special Event Contract with Western New York Metro Roberts authorizing a grand opening event on September 24, 2020.

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

Moved by Trustee Kaczor, seconded by Trustee Hartung that the meeting scheduled for October 12, 2020 be cancelled for the Columbus Day Holiday.

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 Administrator Jensen and Deputy Clerk Treasurer Nickerson be authorize to attend a Fall Training Workshop in the Village of Blasdell from September 22 through September 24, 2020 with all incidentals pertaining to the workshop to be paid by the Village.

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 September 28, 2020.

Moved by Trustee Hartung, seconded by Trustee Hogenkamp to adjourn at 7:12 p.m.

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