

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, June 27, 2022 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 Lauren A. Kaczor
Trustee Dale T. Pyne

Others present:

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

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 Hogenkamp, seconded by Trustee Hartung to accept the minutes of June 13, 2022 as presented.

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

Moved by Trustee Hartung, seconded by Trustee Kaczor that the vouchers numbering 4705 to 4717 in Batch #152 of fiscal year 2022-2023 in the amount of \$47,574.98 be paid as presented.

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

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

- 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 had nothing to report.
- Trustee Pyne had nothing to report.
- Attorney Marshall had nothing to report.
- Clerk Treasurer Jensen had nothing to report.

- Mayor Clinton reported that the Western New York Southtowns Scenic Byway is having a photo contest and that the Summer Events information can be found on the Village website.

Moved by Trustee Kaczor, seconded by Trustee Hartung that

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Village of Orchard Park, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Orchard Park hereby officially requests that BENLIC acquire the following property:

4295 S Buffalo St, Orchard Park, NY 14127
SBL# 173.05-1-27
;and be it further

RESOLVED, that the Village of Orchard Park has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and be it further

RESOLVED, that the Village of Orchard Park agrees to reimburse Erie County for the costs associated with foreclosure of this property; and be it further

RESOLVED, that the Village of Orchard Park agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property including removal of motor vehicles upon BENLIC property by use of municipal emergency services (i.e. police and fire department); and be it further

RESOLVED, in the event that after a period of one year from the date of BENLIC acquisition, BENLIC is unable to dispose of vacant lots which do not contain structures and which are identified herein, BENLIC retains option to transfer to the Village of Orchard Park, the Village of Orchard Park agrees to accept a transfer of title of all non-disposed vacant lots which do not contain structures by quit claim deed; and be it further

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

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

The agenda item, "Street Dedication" was tabled.

Moved by Trustee Hogenkamp, seconded by Trustee Pyne that Mayor Clinton be authorized to sign a special events contract with the Town of Orchard Park to organize a fireworks display on July 4, 2022 in the field behind 60 S Lincoln Avenue at dusk.

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

Moved by Trustee Pyne, seconded by Trustee Kaczor that Mayor Clinton be authorized to sign a special events contract with the Town of Orchard Park to organize a parade on Village Streets, July 4, 2022, beginning at 8:00 pm. Permission is contingent upon permit from the NYS DOT.

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

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that Mayor Clinton be authorized to sign a special events contract with Kristen Ryan and Connie Lyndon to hold a George V Schichtel Celebration of Life event on July 14, 2022, from 1pm-4pm at the Orchard Park Train Depot.

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

The next regular meeting is scheduled for July 11, 2022.

Moved by Trustee Hartung, seconded by Trustee Pyne to adjourn at 7:06 pm.

On the question: 4 voting "Aye" 0 voting "Nay" Carried

Trustee Hogenkamp

Trustee Hartung

Trustee Kaczor

Trustee Pyne

Respectfully submitted,

Mary Beth Jensen, Village Clerk-Treasurer