

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, January 23, 2023 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 Kaczor Rodo

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 to hear public comment on a special use application by Cambria Property Group LLC, to establish a short-term rental establishment at 6332 W Quaker Street.

Mayor Clinton opened the hearing at 7:00 and asked for a representative of the petitioner to give an explanation of the request.

- John Canna (105 Franklyn St) and Julia Favorito (Buffalo) introduced themselves as business partners in the Cambria Property Group.
  - They explained that they have been running an Airbnb at 6728 East Quaker since 2017.
  - There have been no complaints from the neighbors and no police issues.
  - Most of the renters are previous Orchard Park residents.
  - They have been looking for another property to establish another short-term rental as they are often full and have to turn people away at their East Quaker location.
  - 6332 W Quaker fits their vision, being a walkable distance to the center of the Village and the layout of the buildings will be suitable for an Airbnb and a one-bedroom apartment in the other.
  - The property was in disrepair when they purchased it and they have been working with Building Inspector John Gullo, obtaining all required permits and making improvements on the property.

Mayor Clinton asked three times for comments in support of the petition:

- Dennis Crissy (103 Harvard Pl) sent a message that he met with Julia, one of the new owners and is pleased with their project and has no objections.

Mayor Clinton asked 3 times for comments in opposition of the Special Use request.

There were none.

Moved by Trustee Hogenkamp, seconded by Trustee Kaczor Rodo to close the hearing at 7:07 p.m.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to approve a Special Use at 6332 W Quaker St for a short-term rental establishment with the following conditions:

- The Special Use is approved for Cambria Property Group LLC at 6332 W Quaker St (sbl 161.20-2-27.1) and is terminated when the property changes ownership.
- The Special Use will be reviewed by the Village Board in 1 year (12 months) to address any concerns that have been reported to the Village Office and/or the Orchard Park Police Department. This review will include:
  - Criminal Activity
  - Property Disrepair
  - Noise Complaints

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to accept the minutes of January 9, 2023 as presented.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that the vouchers numbering 6168 to 6201 in Batch #174 and 175 of fiscal year 2022-2023 in the amount of \$58,907.15 be paid as presented.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

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

- Manager of Public Works Wittmeyer had nothing to report.
- Trustee Kaczor Rodo commented on the Bills' loss over the weekend, with hopes for next season.
- Deputy Mayor Hartung had nothing to report.
- Trustee Hogenkamp had nothing to report.
- Clerk Treasurer Jensen had nothing to report.
- Mayor Clinton had nothing to report.

Moved by Trustee Hogenkamp, seconded by Trustee Kaczor Rodo, that the residency requirements for Election Inspectors for the March 21, 2023 Village Election be

expanded to allow Election Inspectors to reside within Erie County. Pursuant to Village Law § 3-300(2)(a). Public Officers Law §3, requires public officers be a resident of the municipality they serve.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

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

RESOLVED, that Mary Lou Putnam, Mary Ann Kostusiak, Paula Janicki and David Todtenhagen be appointed Election Inspectors, Mary Lou Putnam as Chairman; and Robert Pope, Linda Jacobson and Marlene Mangan be appointed Alternate Election Inspectors, and

BE IT FURTHER RESOLVED, the appointed Election Inspectors shall meet for the General Election on Election Day, Tuesday, March 21, 2023 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 \$125.00 for the day.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that it is hereby resolved that property owned by and situate in the Village of Orchard Park at the western border of Westview Place, and identified as SBL # 172.08-4-38.2, is hereby dedicated as a public street.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Hogenkamp, seconded by Trustee Kaczor Rodo that a budget of \$11,000 be established for a new Capital Project, "2022 Storm Remediation Expense" with a General Ledger account # HH-65142 and it be funded by reducing the budget for Natural Disasters HH-63010-2 by \$11,000.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Moved by Trustee Hartung, seconded by Trustee Hogenkamp that the following budget adjustments be authorized for the fiscal year 2022-2023:

Increase budget for

· Trustee Contractual Expense by \$ 500

- First Aid Claims Expense \$ 500
- Decrease budget for
- Auditor Contractual Expense by \$1,000

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

The next regular meeting is scheduled for February 13, 2023.

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to adjourn.

On the question: 3 voting "Aye" 0 voting "Nay" Carried  
Trustee Hogenkamp  
Trustee Hartung  
Trustee Kaczor Rodo

Respectfully submitted,  
Mary Beth Jensen, Village Clerk-Treasurer