

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 8, 2024 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 Dale T. Pyne
Trustee David N. Even

Others present:

Clerk-Treasurer Mary Beth Jensen
Manager of Public Works Wittmeyer
Code Enforcement Officer John Gullo

Members excused:

Trustee Lauren Kaczor Rodo

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 Hartung, seconded by Trustee Even to accept the minutes of December 11, 2023 as presented.

On the question:	3 voting “Aye”	0 voting “Nay”	Carried
	Trustee Hartung		
	Trustee Pyne		
	Trustee Even		

Moved by Trustee Hartung, seconded by Trustee Even that vouchers numbering 6702 to 6724 in Abstract 202 of fiscal year 2023-2024 be authorized in the amount of \$270,012.41, correcting the amount previously reported as \$248,598.92. Also moved by Trustee Hartung, seconded by Trustee Even that the vouchers numbering 6752 to 6770 in abstract #204 in the amount of \$42,973.90 of fiscal year 2023-2024 be paid as presented; and that vouchers numbering 6771 to 6793 in abstract #205 in the amount of \$66,127.23 and voucher number 6794 in abstract #206 in the amount of \$4,950.00 of fiscal year 2023-2024 be paid as presented.

On the question:	3 voting “Aye”	0 voting “Nay”	Carried
	Trustee Hartung		
	Trustee Pyne		
	Trustee Even		

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

Moved by Trustee Hartung, seconded by Trustee Even that the reports of the Village Justice, Associate Village Justice, Water Department and Treasurer for the month of December 2023 be received and filed.

On the question:	3 voting “Aye”	0 voting “Nay”	Carried
	Trustee Hartung		
	Trustee Pyne		
	Trustee Even		

Reports:

- Code Enforcement Officer John Gullo had nothing to report.

- Manager of Public Works Wittmeyer had nothing to report.
- Deputy Mayor Hartung had nothing to report.
- Trustee Pyne had nothing to report.
- Trustee Even ... Go Bills!
- Clerk Treasurer Jensen had nothing to report.
- Mayor Clinton reported that the Joint Meeting of the Town and Village that was scheduled at 6:00 this evening was adjourned due to sicknesses on both boards.

Mayor Clinton explained that the Village is applying for a TAP Grant in hopes of installing sidewalks on Highland and Stonehenge. Many letters of support have been submitted in support of the projects. It is a reimbursement grant that requires the Village to pledge funding initially for 100% of the expenses.

Moved by Trustee Hartung, seconded by Trustee Even that

WHEREAS, a project to create a new, and enhance existing pedestrian facilities while promoting safety and mobility, known as the Village of Orchard Park Highland and Stonehenge Sidewalk Project in the Village of Orchard Park, Erie County, is eligible for funding under the 2023 Transportation Alternatives Program; and

WHEREAS, the Village of Orchard Park desires to advance the Project by making a commitment of 100% of the project expenditures and then request for reimbursement of 80% of the eligible project costs, capped at the amount awarded.

NOW, THEREFORE, the Board of Trustees of the Village of Orchard Park, duly convened does hereby

RESOLVE, that the Board of Trustees of the Village of Orchard Park hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Board of Trustees of the Village of Orchard Park hereby authorizes the Village of Orchard Park to pay 100% of the project costs.

RESOLVED, that the sum of \$1,750,000 is hereby appropriated from the Public Improvement Reserve Fund and General Fund and made available to cover the costs of the Project; and further

RESOLVED, that Mayor Jo Ann Litwin Clinton of the Village of Orchard Park be and is hereby authorized to execute all necessary agreements, certifications and reimbursement requests for Federal Aid on behalf of the Village of Orchard Park with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project.

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

On the question:	3 voting "Aye"	0 voting "Nay"	Carried
	Trustee Hartung		
	Trustee Pyne		
	Trustee Even		

Moved by Trustee Even, seconded by Trustee Pyne that as there have been no concerns reported to the Village in the last 12 months, a Special Use at 27 Clark Street for a short-term rental establishment is approved with the following conditions:

- The Special Use is approved for Frank Muggia at 27 Clark Street (SBL# 173.05-2-20) 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 Hartung
 Trustee Pyne
 Trustee Even

Moved by Trustee Pyne, seconded by Trustee Hartung to authorize Mayor Clinton to sign a Special Events Contract with:

- St Johns Lutheran Church to organize a Frozen Chosen 5k on February 10, 2024, beginning at 10:00 a.m.

On the question: 3 voting "Aye" 0 voting "Nay" Carried
 Trustee Hartung
 Trustee Pyne
 Trustee Even

Moved by Trustee Pyne, seconded by Trustee Hartung to authorize Mayor Clinton to sign a Special Events Contract with:

- Runners Roost to organize a Gil-Mato 5k on February 17, 2024 beginning at 9:30 a.m.

On the question: 3 voting "Aye" 0 voting "Nay" Carried
 Trustee Hartung
 Trustee Pyne
 Trustee Even

Moved by Trustee Hartung, seconded by Trustee Even to declare the following equipment surplus and authorize Manager of Public Works Wittmeyer to sell them at auction:

- Troy Bilt rear tine tiller
- Gas powered line striper
- Generac 3000 PSI Power washer

On the question: 3 voting "Aye" 0 voting "Nay" Carried
 Trustee Hartung
 Trustee Pyne
 Trustee Even

Moved by Trustee Even, seconded by Trustee Pyne authorizing Amazon Prime membership for the Village at an annual rate of \$139. The account is limited for the use of Village authorized purchases only.

On the question: 3 voting "Aye" 0 voting "Nay" Carried
 Trustee Hartung
 Trustee Pyne
 Trustee Even

Moved by Trustee Pyne, seconded by Trustee Hartung to appoint the following members to the Village of Orchard Park's Climate Smart Community Task Force:

- Margaret Woollatt, Orchard Park Village Resident
- John Gullo, Orchard Park Village Code Enforcement Officer
- David Kaczor, Member of the Orchard Park Economic Development Committee

On the question: 3 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Pyne
Trustee Even

Moved by Trustee Even, seconded by Trustee Pyne that a Town and Village joint meeting be rescheduled for January 22, 2024 at 6:00 p.m.

On the question: 3 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Pyne
Trustee Even

The next regular meeting is scheduled for January 22, 2024.

Moved by Trustee Hartung, seconded by Trustee Pyne to adjourn.

On the question: 3 voting "Aye" 0 voting "Nay" Carried
Trustee Hartung
Trustee Pyne
Trustee Even

Respectfully submitted,
Mary Beth Jensen, Village Administrator / Clerk-Treasurer