

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, August 12, 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 Lauren Kaczor Rodo
Trustee Dale T. Pyne
Trustee David N. Even

Others present:

Deputy Clerk-Treasurer Heather Tucciarone-Richeal
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.”

A public hearing was scheduled and advertised for this time to hear public comment on a proposed Local Law amending Chapter 225 of the Municipal Code of the Village of Orchard Park.

Mayor Clinton opened the hearing at 7:01 p.m. and explained that the purpose of this hearing is to update the Village of Orchard Park Zoning map to include recently annexed properties into the Village.

Mayor Clinton asked 3 times for positive comments on the proposed amendments. There were none.

Mayor Clinton asked 3 times for negative comments on the proposed amendments. There were none.

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

On the question:	4 voting “Aye” Trustee Hartung Trustee Kaczor Rodo Trustee Pyne Trustee Even	0 voting “Nay”	Carried
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Moved by Trustee Hartung, seconded by Trustee Kaczor Rodo that the following Local Law be approved as follows:

Amend the Orchard Park Village Code, Chapter 225, Zoning, as follows:

Whereas, Local Law #8 of the year 2024 annexed certain territories from the Town of Orchard Park to the Village of Orchard Park, and

Whereas, the Zoning Map of the Village of Orchard Park Municipal Code Chapter 225-7 does not encompass the annexed territories referenced in Local Law #8 of the year 2024;

Now therefore, be it resolved that the Zoning Map of the Village of Orchard Park is hereby amended to encompass the territories referenced in Local Law #8 of the year 2024 and that said territories shall be zoned as follows:

B-1 (Commercial)

- 4095 N. Buffalo Rd./ 162.13-2-2
- 4065 N. Buffalo Rd./ 162-13-2-1

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

Moved by Trustee Kaczor Rodo, seconded by Trustee Hartung to accept the minutes of July 8, 2024 as presented.

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

Moved by Trustee Hartung, seconded by Trustee Kaczor Rodo that the vouchers numbering 7098 to 7132 in Batch #228 of fiscal year 2024-2025 in the amount of \$72,160.40, voucher number 7133 in Batch #229 of fiscal year 2024-2025 in the amount of \$1300.00, vouchers numbering 7134 to 7155 in Batch #231 of fiscal year 2024-2025 in the amount of \$181,975.23, and vouchers numbering 7158 to 7159 in Batch #230 of fiscal year 2024-2025 in the amount of \$609.78 be paid as presented.

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

Comments from the floor of items not on the agenda
There were none.

Moved by Trustee Hartung, seconded by Trustee Kaczor Rodo that the reports of the Village Justice and Village Associate Justice for the months of June and July, and reports of the Water Department and Treasurer for the month of July be received and filed.

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

- Code Enforcement Officer John Gullo had nothing to report.
- Trustee Kaczor Rodo had nothing to report.
- Deputy Mayor Hartung wanted to thank everyone for coming out to the Village Ice Cream Social and Street Dance. He also thanked all of the volunteers who help to make these events a success. On behalf of Manger of Public Works Wittmeyer, reminded residents that the DPW is still conducting the water service line inventory as required by the Department of Health. If anyone has questions regarding this process, they can call the DPW at (716) 662-3866. Paving has been delayed due to sewer work being done by Erie County. It is tentatively scheduled to begin on 9/3.
- Trustee Pyne had nothing to report.
- Trustee Even had nothing to report.
- Deputy Clerk-Treasurer Richeal had nothing to report.
- Mayor Clinton had nothing to report.

Mayor Clinton accepted the resignation of Emergency Disaster Coordinator, Rich Mrugalski, effective August 12, 2024.

Mayor Clinton made the following appointment to complete the current term through April 14, 2025:

Emergency Disaster Coordinator – Jordan Kellerman

Moved by Trustee Even, seconded by Trustee Kaczor Rodo that the Mayor’s appointment be approved.

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

Moved by Trustee Hartung, seconded by Trustee Pyne

WHEREAS, a resolution was passed by the Village Board of Orchard Park, New York on October 23, 2023, and by the Town Board of Orchard Park, New York on October 4, 2023, for the annexation of certain territories in the Town of Orchard Park to the Village of Orchard Park, including to wit:

- 0 Sunset Ter/ 162.13-2-12

WHEREAS, a public hearing was held at 4295 South Buffalo Street, Orchard Park, New York on November 13, 2023, and

WHEREAS, the annexation of the above listed territory was approved unanimously by both the Village and Town Boards and the annexations were determined to be in the public interest,

NOW THEREFORE, BE IT RESOLVED that the above listed territory is annexed into the Village of Orchard Park and the Village Clerk will file this Local Law with the Town Clerk of Orchard Park, the Erie County Clerk and the New York State Secretary of State.

This local law shall take effect immediately upon filing with the Secretary of State.

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

Moved by Trustee Even, seconded by Trustee Kaczor Rodo that a Public Hearing be scheduled and advertised for September 9, 2024 at 7:00 p.m. to hear public comment on a Local Law amending Chapter 225 of the Village of Orchard Park Code, entitled "Zoning".

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

Moved by Trustee Kaczor Rodo, seconded by Trustee Pyne that a Public Hearing be scheduled and advertised for September 9, 2024 at 7:00 p.m. to hear public comment on a Local Law amending Chapter 200 of the Village of Orchard Park Code, entitled "Vehicles and Traffic".

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

Moved by Trustee Pyne, seconded by Trustee Even that the following budget adjustments be authorized for fiscal year 2024-2025:

Increase Budget Expense in General Fund

- Professional Services \$ 65,000
- Building Inspector Contractual \$3,300

Increase Budget in General Revenues

- State Aid Comprehensive Plan \$65,000
- Permit Fees \$3,300

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

Moved by Trustee Hartung, seconded by Trustee Pyne that a request be made by the Village of Orchard Park to the New York State Department of Transportation to stripe the crosswalks white and fill the pavement within the crosswalks red, along Route 20A and Route 240/277 in the

Village, as part of their reconstruction road project. The cost of the initial striping and pavement color will be paid for by the NYSDOT. The Village agrees to maintain the striping and crosswalk color.

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

Moved by Trustee Hartung, seconded by Trustee Kaczor Rodo that Clerk-Treasurer Jensen be authorized to pay all vouchers submitted by the end of August, after review by Mayor Clinton or Deputy Mayor Hartung.

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

The next regular meeting is scheduled for September 9, 2024.

Moved by Trustee Pyne, seconded by Trustee Even to adjourn at 7:14 pm.

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

Respectfully submitted,
Heather Tucciarone-Richeal, Deputy Clerk-Treasurer