

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, May 22, 2017 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 Hartung  
Trustee Francis T. Hogenkamp  
Trustee William D. Reuter  
Trustee Jonathan E. McNatty

Others present:

Dir. Of Public Works Michael P. Murphy  
Clerk-Treasurer Mary Beth Jensen  
Assist. Code Enforcement Officer Jeffrey Sweet

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.”

Mayor Clinton opened the Public Hearing at 7:00 p.m. for a special use application by 39 North Buffalo Street and asked the petitioner, Joseph Macaluso to come forward and explain his application. Mr. Macaluso explained that he is requesting to merge two parcels into one.

Mayor Clinton asked three times for positive comments regarding the application. There were none.

Mayor Clinton asked three times for comments in opposition of the application:

- David Nielson (7 Harvard Place)
  - Concerned with merging residential and commercial properties.
  - Concerned that street parking will escalate.
  - Concerned that Harvard Place will be used for overflow parking.
- Steve Nugent (7 Harvard Place)
  - What is the benefit of combining parcels?
  - Concerned that house on the Linwood parcel will be demolished or connected to other buildings.
  - Downstream impact of mixed use could cause issues to the residential neighborhood.

Mayor Clinton explained that the petitioner has been before the Planning and Zoning Boards regarding plans he has for his building at 4226 North Buffalo Street. The combining of the parcels will create more parking spaces.

Moved by Trustee Hartung, seconded by Trustee McNatty to close the Public Hearing at 7:17 p.m.

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

Trustee Hogenkamp  
Trustee Reuter  
Trustee McNatty

Moved by Trustee Reuter, seconded by Trustee Hogenkamp that 39 North Buffalo Street Inc be issued a Special Use Permit to combine two tax parcels: 4226 North Buffalo Street (162.17-1-9) and 42 Linwood Avenue (162.17-1-20), with the stipulation that the owner of the properties be the same legal entity.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
Trustee Hartung  
Trustee Hogenkamp  
Trustee Reuter  
Trustee McNatty

Moved by Trustee Hogenkamp, seconded by Trustee Reuter that the minutes of May 8, 2017 be approved as received.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
Trustee Hartung  
Trustee Hogenkamp  
Trustee Reuter  
Trustee McNatty

Moved by Trustee Hartung, seconded by Trustee McNatty that the vouchers numbering 1592 to 1618 in Abstract #20 of 2016-2017 in the amount of \$83,783.04 be paid as presented.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
Trustee Hartung  
Trustee Hogenkamp  
Trustee Reuter  
Trustee McNatty

Comments from the floor of items not on the agenda:

- Kevin Moran (55 Princeton Place) missed the Trash Cart meeting. Is there a way he can put out more garbage each week without buying tags?
  - Mayor Clinton explained that he could get another trash cart and pay an additional \$165 (per year), which will cover the cost of collection and disposal. The fee is not the cost of the cart itself, the cart is Village property.

Reports:

- Code Enforcement Jeffrey Sweet had nothing to report.
- Director of Public Works Murphy reported that the Department of Public Works is finishing its Spring cleanup and will be directing their efforts towards summer projects. The chipper will be around on a regular basis.
- Trustee McNatty had nothing to report.
- Deputy Mayor Hartung reported:
  - The committee has been meeting to organize Summer in the Park events.
    - Ice Cream July 28
    - Street Dance July 29
    - Anyone who would like to volunteer should contact the Village Office.

- Erie County is holding a Hazardous Waste drop off June 3 at ECC South (9-2).
- Trustee Hogenkamp reported that due to conscientious recycling by residents, the Village has been able to maintain a low garbage rate. He suggested considering a mulching lawn mower.
- Trustee Reuter had nothing to report.
- Clerk Treasurer Jensen had nothing to report.
- Mayor Clinton had nothing to report.

Moved by Trustee McNatty, seconded by Trustee Hartung that the Mayor's one year appointment of Philip Marshall as Associate Village Justice be approved.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
                                   Trustee Hartung  
                                   Trustee Hogenkamp  
                                   Trustee Reuter  
                                   Trustee McNatty

Moved by Trustee Hogenkamp, seconded by Trustee Reuter to authorize Clerk-Treasurer Jensen to pay all bills submitted prior to June 1, 2017, after review by Deputy Mayor Hartung or Mayor Clinton.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
                                   Trustee Hartung  
                                   Trustee Hogenkamp  
                                   Trustee Reuter  
                                   Trustee McNatty

The next regular meeting is scheduled for June 12, 2017.

Moved by Trustee Hartung, seconded by Trustee McNatty to adjourn at 7:26 p.m.

On the question:           4 voting "Aye"                   0 voting "Nay"           Carried  
                                   Trustee Hartung  
                                   Trustee Hogenkamp  
                                   Trustee Reuter  
                                   Trustee McNatty

Respectfully submitted

Mary Beth Jensen  
 Village Clerk-Treasurer