

A Meeting of the Town Board of the Town of Orchard Park, Erie County, New York, was held at the Orchard Park Municipal Center, S4295 South Buffalo Street, Orchard Park, New York on the 3rd day of June 2026 at 6:30 PM, the meeting was called to order by Supervisor Joseph Liberti and there were:

PRESENT AT ROLL CALL:

Joseph Liberti	Supervisor
Julia Mombrea	Councilmember
Excused Scott Honer	Councilmember
John Mariano	Councilmember
Greg Bennett	Councilmember
William Even	Town Clerk
Timothy D. Gallagher	Town Attorney
Tom Minor	Building Inspector
Joseph Liberti	Interim Chief of Police
Andrew Slotman	Highway Superintendent
Wayne Bieler	Town Engineer

Supervisor Liberti read into the record the following: “If anyone appearing before the Town Board has a family, financial or business relationship with any member of the Board, it is incumbent upon that person to make it known under State Law and the Town Code of Ethics.”

1) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

RESOLVED, that the Town Board does hereby approve the Regular Meeting Minutes: May 20, 2026 and be it further

RESOLVED, that the reading of these minutes be dispensed with as each member of the Town Board has previously received copies thereof.

The resolution was unanimously adopted.

PUBLIC COMMENT ON OLD BUSINESS

No one came forward

Old Business #1 authorize the Town Clerk to release the \$10,000.00 held in escrow under PIP#2024-04 for the completion of split rail fencing work in the Quaker Lake Terrace Subdivision Project.

2) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MOMBREA, TO WIT:

WHEREAS, on December 18, 2025, the Town Board accepted dedication of the public improvements constructed in the Quaker Lake Terrace Subdivision with the stipulation that funds paid by the developer be held in escrow until the installation split rail fencing at the Type E property Boundary Monuments were completed; and

WHEREAS, the developer has since completed the split rail installations. The work was inspected by the Engineering Department and found to be in compliance with Town specifications.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Town Clerk to release the \$10,000.00 held in escrow under PIP #2024-04 Quaker Lake Terrace Subdivision for completing split rail fencing installations to PAL Enterprises, LLC, 3375 North Benzing Road, Orchard Park, New York 14127, as recommended by the Town Engineer.

The resolution was unanimously adopted.

PUBLIC COMMENT ON NEW BUSINESS

No one came forward

New Business #1 Appoint the 2026 Seasonal part-time staff for the Orchard Park Recreation Department.

3) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MOMBREA, TO WIT:

RESOLVED, that the Town Board is hereby authorized to approve the following residents' appointments to the 2026 Seasonal part-time staff for the Orchard Park Recreation Department effective June 3, 2026 as recommended by the Recreation Director:

Oskar Doerflien	\$16.75 Program Coordinator 1
Aubrey Hunter	\$16.75 Program Coordinator 1
Audrey Lopez	\$17.25 Lifeguard 1 st year

The resolution was unanimously adopted.

New Business #2 Appoint Cheryl Thompson as Seasonal Kitchen Assistant at the Orchard Park Senior Center.

4) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MOMBREA, TO WIT:

WHEREAS, the Town of Orchard Park requires temporary kitchen assistance to maintain operations, ensure coverage during permanent staffing transitions, and support peak seasonal demands; and

WHEREAS, management has identified and vetted qualified candidates who possess the necessary experience and skills to fulfill these temporary roles; and

WHEREAS, Cheryl Thompson's extensive volunteer background and demonstrated team-player attitude will provide critical operational support during this transitional hiring period.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby approve the appointment of Cheryl Thompson as a Seasonal Kitchen Assistant at a pay rate of \$21.00 per hour with a work week of 6 hours per week effective May 27, 2026 as recommended by the Senior Center Director.

The resolution was unanimously adopted.

New Business #3 Appoint Parma Caldwell as Seasonal Kitchen Assistant at the Orchard Park Senior Center.

5) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Town of Orchard Park requires temporary kitchen assistance to maintain operations, ensure coverage during permanent staffing transitions, and support peak seasonal demands; and

WHEREAS, management has identified and vetted qualified candidates who possess the necessary experience and skills to fulfill these temporary roles; and

WHEREAS, Parma Caldwell brings 30 years of valuable kitchen experience and has successfully served the organization in the past as a seasonal employee, providing reliable coverage during regular staff vacations.

NOW, THEREFORE, be it

RESOLVED, that the Town Board does hereby approve the appointment of Parma Caldwell as a Seasonal Kitchen Assistant at a pay rate of \$21.00 per hour with a work week of 15 – 20 hours per week effective May 27, 2026 as recommended by the Senior Center Director.

The resolution was unanimously adopted.

New Business #4 Appoint Amanda Faust as a Seasonal part-time Clerk in the Planning Department.

6) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Planning Department is in need of assistance to update our electronic record keeping; and

WHEREAS, Amanda Faust has the requisite computer skills; and

WHEREAS, there is money set aside in the 2026 Budget for this.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby appoint Amanda Faust at the rate of \$17.00 an hour as a “Part Time Clerk” on a seasonal, part time basis, effective June 8, 2026 as recommended by the Director of Community Development.

The resolution was unanimously adopted.

New Business #5 Appoint Councilmember Gregory Bennett as Liaison to the NYS Insurance Fund.

7) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MOMBREA, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

WHEREAS, employee safety is a top priority for the Orchard Park Governing Board as well as for the NYSIF, and

WHEREAS, the state insurance fund has records of the Employee Claim Forms C-3 (EC-3) for the reported work injuries sustained by the employees of the Town of Orchard Park, and

WHEREAS, a brief quarterly report submitted to the Governing Board by the NYSIF Liaison summarizing the currently active EC-3 reports for the employees who remain off work by their department, the nature of the work injury, the duration of time off work duty, and potential for injury prevention would keep the

Governing Board informed of the risks of the employees work environment and potential for mitigation of the risks and associated expenses, and

WHEREAS, the NYSIF has potential for the Town to access recognized risk reduction methods specific to the Town's risk profile such as personal protective equipment including puncture resistant work gloves or better utilization of equipment safety features, and best practices for the relevant work procedures, and

WHEREAS, use of the NYSIF or other resources could improve the quality and safety of the Town's work environment based upon the documented risk occurrences over time including trends in injury severity and frequency.

NOW, THEREFORE be it

RESOLVED, that Gregory Bennett will be appointed to the status of temporary Liaison to the NYSIF with the duty to request the employee EC-3 forms for all currently active claims with the employee names redacted by the NYSIF, and with that information report all of the currently active claims to the Governing Board and Employee Safety Committee, and be it further

RESOLVED, Gregory Bennett will report to the Governing Board on the potential resources for injury prevention to be considered by the Governing Board and Employee Safety Committee to consider these initiatives to improve employee safety and reduce the cost of claims with potential for budgetary savings for the Town.

The resolution was unanimously adopted.

New Business #6 Approve the appointment of seasonal help to the Engineering Department, Gavin Forant for a maximum of sixteen weeks.

8) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BENNETT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

WHEREAS, with the current workload of the Engineering Department, the Town Engineer recommends supplementing the staff with full-time seasonal help. As in the past the Engineering Department hires high school graduates or college students who are planning on continuing their education in the field of engineering to assist the staff with surveying, engineering evaluations/calculations and engineering drafting; and

WHEREAS, Gavin Forant is a bright young individual who is dedicated and eager to learn. He recently completed a non-paid internship through his school with the Engineering Department and was able to catch on quickly and was very helpful. He has received excellent recommendations, and the Engineering Department feels he will be an asset to us; and

WHEREAS, funds have been allocated in the 2026 budget for seasonal help in the Engineering Department.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Gavin Forant for a full-time seasonal position in the Engineering Department for a maximum of thirteen weeks beginning June 15, 2026, at a wage rate of \$17.00 per hour, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #7 Approve the appointment of seasonal help to the Engineering Department, Nolan Hochworter for a maximum of sixteen weeks.

9) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BENNETT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

WHEREAS, with the current workload of the Engineering Department, the Town Engineer is recommending supplementing the staff with full-time seasonal help. As in the past the Engineering Department hires high school graduates or college students who are planning on continuing their education in the field of engineering to assist our staff with surveying, engineering evaluations/calculations and engineering drafting; and

WHEREAS, Nolan Hochworter is a bright young individual who is dedicated and eager to learn. He has received excellent recommendations, and the Engineering Department feels he will be an asset to us; and

WHEREAS, funds have been allocated in the 2026 budget for seasonal help in the Engineering Department.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Nolan Hochworter, to a full-time seasonal position in the Engineering Department for a maximum of sixteen weeks beginning June 15, 2026, at a wage rate of \$17.00 per hour, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #8 Approve Public Improvement Permit #2026-01 Manhole Installation and Private Utilities Improvement Permit PUIP #2026-01 for Maple Grove Apartments.

10) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Engineering Department has received, from Maple Grove Holdings LLC; 4747 Camp Road, Hamburg, New York 14075, an application for a Public Improvement Permit and an application for a Private Utility Improvement Permit to construct the Maple Grove Apartment complex off California Road; and

WHEREAS, the project consists of a private water main and private sanitary sewer main with the public sanitary sewer manhole installation or the connection along California Road to serve an apartment complex; and

WHEREAS, the Engineering Department has reviewed the plans and specifications for the proposed project and have found them to be in compliance with current Town Specifications and Standards. The Engineering Department is in receipt of all necessary fees, bond, and insurances.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve of the Public Improvement Permit PIP #2026-01 Maple Grove Apartments' Manhole and the Private Utility Improvement Permit PUIP #2026-01 for the Maple Grove Apartment sanitary sewer and water main extensions off California Road as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #9 Authorize the Supervisor to sign the memorandum of Agreement for the Western New York Storm Water Coalition and authorize the payment of the annual membership participation fee of \$2000.00 for 2026.

11) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MARIANO, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Engineering Department has the Memorandum of Agreement (MOA) for continuing our membership with the Western New York Stormwater Coalition. The Town has been an active participant in the Coalition for over twenty years and has benefited from working with the Coalition and its accomplishments. The Town signed the original Memorandum of Agreement on December 21, 2005, October 20, 2010, November 4, 2015, and October 20, 2020; and

WHEREAS, the Coalition has assisted the Town with the six management controls:

1. Public Education and Outreach; Stormwater brochures and pamphlets, posters, displays for public meetings, banners, web pages, web banners, billboards, training, and school programs.
2. Public Involvement/Participation; cleanup events, community meetings, & stakeholder meetings.
3. Illicit Discharge Detection and Elimination; mapping of Town outfalls, training, provided template for local ordinance, secured grant money for training, testing equipment and mapping projects, & set up inspection guidelines.
4. Construction Site Stormwater Runoff Control; provided templates for local ordinance, stormwater pollution prevention plans, and review of stormwater plans, training of Town staff, local developers and contractors.
5. Post Construction Management; provided templates for inspection of post construction stormwater practices, & training.
6. Stormwater Management for Municipal Operations; assist the Town in listing municipal operations/facilities that contribute to MS4 stormwater systems, training Municipal staff on stormwater maintenance practices, perform assessment of Town stormwater facilities, & provided template for inspection of Town facilities.

WHEREAS, in addition to the six minimum controls listed, the Coalition has been able to secure grants through the NYSDEC on behalf of the 41 members that make up the Coalition; and

WHEREAS, the Town must continue to fully implement the Stormwater Phase II six management practices that are required by the New York State Department of Environment and Conservation (NYSDEC), and the U.S. Environmental Protection Agency. The Engineering Department has been working on the six management controls that are part of the Stormwater Phase II requirements with the Coalition; and

WHEREAS, the MOA is the document that will continue work with the Coalition and establishes the rights and responsibilities of members, including final cost obligations. The By-Laws are the rules that will govern the conduct of the Coalition proceedings and other administrative matters. Key provisions of the MOA and By-Law section include Meeting By-Laws (Section 3.1, 3.2, 3.3) for the annual meeting and regular monthly meetings, Adoption of By-Laws (By-Law section 7.1, 3.8.4), Voting Procedures (MOA Sections 3.B, 3.C; By-Laws Section 3.8), Representation (MOA Section 3.A; By-Laws Section 2.1), and Financial Obligation of Members and Fiscal Policies of the Coalition (Sections 5.A, 5.B Appendix A; By-Law Section 4.5C, 6.1, 6.2).

As a member of the Coalition, the Town has benefited greatly, and the continued participation within the Coalition will only aid the Town in achieving many of the required, or future mandated stormwater management practices required by NYSDEC & EPA. The proposed participation fee is \$2,000 per Municipal Separate Storm Sewer System (MS4's) per year.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the Memorandum of Agreement for the Western New York Stormwater Coalition and authorize the Town to pay the annual membership participation fee of \$2,000.00 per year until December 31, 2030, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #10 Authorize the Supervisor to sign agreement with Passero Associates for professional services for the Abbott Road Speed Study Project.

12) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BENNETT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

WHEREAS, consultant assistance services for the Abbott Road Traffic Speed Study were requested to possibly reduce the linear speed limit of Abbott Road between Lake Ave. and US-20A; and

WHEREAS, Passero Associates, Transportation and Traffic Engineering Division Specializes in all avenues of traffic engineering. They are qualified to provide a speed limit study of Abbott Road using the Manual on Uniform Traffic Control Devices, NYS Supplement and New York State Department of Transportation requirements to properly analyses, traffic volume data, speed data, and crash data. Once complete, they will summarize the study procedure finding, and make recommendations for review and approval; and

WHEREAS, there is funding available that would require a budget transfer to Capital Account AB031, Abbott Road Speed Study from the General Fund.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to sign the agreement with Passero Associates, 242 West Main Street, Suite 100, Rochester, New York, 14614, to provide professional services for the Abbott Road Traffic Study, for an amount not to exceed \$5,900.00, and be it further

RESOLVED, that the Town Board does hereby approve the creation of Capital Account AB031, Abbott Road Speed Study, as recommended by the Town Engineer.

The resolution was unanimously adopted.

New Business #11 Approve Floodplain Development Permit FDP#2026-01 for James Mosner #5349 Dennis Road for Stream bank stabilization downstream of Dennis Road Bridge Project.

13) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER MOMBREA, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Town Engineering Department has received from James Mosner, an application for a Floodplain Development Permit to install stream bank stabilization for his home at 5349 Dennis Road; Orchard Park, New York 14127; and

WHEREAS, the Town Engineer has reviewed the application and has found it to be acceptable. This stream bank stabilization work will be done in conjunction with the Dennis Road Culvert Replacement Project that is scheduled to start in June 2026.

NOW, THEREFORE be it

RESOLVED, that the Town Board does hereby approve Floodplain Development Permit FDP# 2026-01 for streambank stabilization work for James Mosner at 5349 Dennis Road; Orchard Park, New York 14127 upon the recommendation of the Town Engineer.

The resolution was unanimously adopted.

New Business #12 Refer to the Planning and Conservation Board for its recommendation.

14) THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BENNETT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER MARIANO, TO WIT:

- **Regarding PB File # 10-26, 3392 North Benzing Road, located on the west side of North Benzing Road, north of Amanda Lane, Zoned B-1.** Quaker Crossing LLC is proposing a 10,000 square foot accessory building to store items for the maintenance of Quaker Crossing Plaza. This project was granted a Use Variance by the ZBA at its May 19, 2026 meeting. (SBL# 152.18-1-1)

The resolution was unanimously adopted.

New Business #13 Appoint Councilmember Julia Mombrea as the Minority and Women Owned Business Enterprise (MWBE) Grants Liaison.

15) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

WHEREAS, the Town of Orchard Park recognizes the importance of promoting equal opportunity in access to public funds, contracts, and economic development resources for Minority and Women-Owned Business Enterprises (MWBEs); and

WHEREAS, Minority and Women-Owned Business Enterprises are generally defined as for-profit businesses that are at least 51 percent owned and operated by one or more individuals who are members of a minority group and/or women; and

WHEREAS, many state and federal grant programs require applicants and grantees to document outreach to MWBE firms, track participation levels, and file periodic compliance reports as a condition of funding.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board finds it in the best interest of the Town to designate a single point of contact to coordinate MWBE related activities in connection with grants, including outreach, technical assistance, and compliance monitoring; and be it further

RESOLVED, this resolution shall take effect immediately upon its adoption.

The resolution was unanimously adopted.

BUSINESS FROM THE FLOOR

Jeff Diana questioned the status of the Bieler Road speed humps. He would like them removed and explained why.

Julia Hora Doersam requested follow-up information from the questions she presented regarding the drainage on her Cole Road property at the last Town Board Meeting on May 20, 2026.

ELECTED OFFICIALS & DEPARTMENT MANAGERS

Supervisor Joseph Liberti spoke of doing a speed study on Bieler Rd. and road work and road closures on Abbott Rd. He also welcomed all the newly hired employees and reminded the Town that our new Chief of Police will start on June 6, 2026.

Councilmember Julia Mombrea questioned the Town Engineer about the process regarding Ms. Hora Doersam's Cole Road property.

Councilmember John Mariano spoke about Bieler Road and addressed the issues presented.

Town Engineer Wayne Bieler addressed questions regarding Ms. Hora Doersam's Cole Road property.

Building Inspector Tom Minor addressed questions regarding Ms. Hora Doersam's Cole Road property.

16) THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR LIBERTI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BENNETT, TO WIT:

RESOLVED, that the Town Board does hereby authorize the approval of all entries on Warrant #11 following auditing by members of the Town Board and in the funds indicated:

General Fund	\$53,711.12
Public Safety Fund	\$55,674.37
Part Town Fund	\$1,038.32
Risk Retention	-0-
Cemetery Fund	-0-
Highway Fund	\$21,118.32
Special Districts	\$10,024.29
Trust & Agency	\$20,870.93
Capital Fund	\$4,529.20

The resolution was unanimously adopted.

There being no further business, on a motion by Supervisor Liberti, seconded by Councilmember Mariano, the meeting adjourned at 6:51 pm (local time).

Respectfully Submitted,

William C. Even
Town Clerk