

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, March 23, 2026 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
Trustee Matthew J. Hartung
Trustee David N. Even

Others present:

Clerk-Treasurer Heather Tucciarone-Richeal
Code Enforcement Officer John Gullo
Attorney John C. Bailey

Members Excused:

Trustee Dale T. Pyne
Trustee Christine M. Popek

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 proposed Local Law #1, 2026, to override the tax levy limit established in General Municipal Law §3-c. Mayor Clinton opened the meeting at 7:01 p.m., offering copies of the proposal on the front rail.

Mayor Clinton asked 3 times for comments in favor of the proposed Local Law. There were none.

Mayor Clinton asked 3 times for comments opposed to the proposed Local Law. There were none.

Moved by Trustee Even, seconded by Trustee Hartung to close the hearing at 7:02 p.m.

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

Moved by Trustee Hartung, seconded by Trustee Even that proposed Local Law #1, 2026 be approved as follows:

To override the tax levy limit established in General Municipal Law §3-c.

SECTION 1: Legislative Intent

It is the intent of this local law to allow the Village of Orchard Park to adopt a budget for the fiscal year commencing 2026-2027 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

SECTION 2: Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

SECTION 3: Tax Levy Limit Override

The Board of Trustees of the Village of Orchard Park, County of Erie, is hereby authorized to adopt a budget for the fiscal year commencing 2026-2027 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

SECTION 4: Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 5: EFFECTIVE DATE: This local law shall take effect immediately and will be filed with the Secretary of State.

On the question:	3 voting “Aye” Mayor Clinton Trustee Hartung Trustee Even	0 voting “Nay”	Carried
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Moved by Trustee Even, seconded by Trustee Hartung to accept the minutes of March 9, 2026 as presented.

On the question:	3 voting “Aye” Mayor Clinton Trustee Hartung Trustee Even	0 voting “Nay”	Carried
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Moved by Trustee Hartung, seconded by Trustee Even that vouchers numbering 8230 to 8261 in batch #287 of fiscal year 2026-2027 in the amount of \$ 95,871.45 be paid as presented.

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

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

Code Enforcement Officer Gullo wanted to clarify that egress windows installed in basements are required for a new addition or new build home to allow for light and ventilation.

Trustee Hartung had nothing to report.

Trustee Even – “Go Sabres”

Clerk-Treasurer Richeal had nothing to report.

Attorney Bailey seconded Trustee Even – “Go Sabres”

Mayor Clinton had nothing to report.

Moved by Trustee Even, seconded by Trustee Hartung that it has been reported to the Village Board of Trustees that the owner of real property located at 165 Thorn Ave (SBL 172.12-1-5) in the Village of Orchard Park has failed to pay to the Village of Orchard Park duly authorized costs of \$ 344.82 pursuant to Section 210.21 of the Municipal Code of the Village of Orchard Park.

I hereby move that said costs of \$ 344.82 shall become a lien upon the aforesaid real property, and shall be added to and become a part of the taxes levied upon such real property and shall bear interest at the same rate as and be collected and enforced in the same manner as taxes.

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

Moved by Trustee Hartung, seconded by Trustee Even that it has been reported to the Village Board of Trustees that the owner of real property located at 4481 S. Buffalo St (SBL 173.09-1-12) in the Village of Orchard Park has failed to pay to the Village of Orchard Park duly

authorized costs of \$ 3,602.77 pursuant to Section 210.21 of the Municipal Code of the Village of Orchard Park.

I hereby move that said costs of \$ 3,602.77 shall become a lien upon the aforesaid real property, and shall be added to and become a part of the taxes levied upon such real property and shall bear interest at the same rate as and be collected and enforced in the same manner as taxes.

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

Moved by Trustee Even, seconded by Trustee Hartung that it has been reported to the Village Board of Trustees that the owner of real property located at 6506 E Quaker St (SBL 162.17-2-12) in the Village of Orchard Park has failed to pay to the Village of Orchard Park duly authorized costs of \$ 1030.14 pursuant to Section 210.21 of the Municipal Code of the Village of Orchard Park.

I hereby move that said costs of \$ 1030.14 shall become a lien upon the aforesaid real property, and shall be added to and become a part of the taxes levied upon such real property and shall bear interest at the same rate as and be collected and enforced in the same manner as taxes.

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

Moved by Trustee Hartung, seconded by Trustee Even that the following budget adjustments be authorized for the 2025-2026 fiscal year:

Increase budget for:

Building Inspector (Contractual)	\$83.98	AA-63620-400
Personal Service (Celebrations)	\$186.66	AA-67550-100
Personal Service (Central Garage)	\$104.50	AA-61640-100
Erie County Grants Revenue (Comprehensive Plan Grant)	\$40,000	AA-41180-000
Professional Services	\$40,000	AA-61988-400

Decrease budget for:

Erie County Sewer Fees	\$83.98	AA-61325-408
Personal Service (Village Hall)	\$291.16	AA-61620-100

On the question:	3 voting "Aye"	0 voting "Nay"	Carried
	Mayor Clinton		
	Trustee Hartung		

Trustee Even

The next regular meeting is scheduled for April 13, 2026.

Moved by Trustee Even, seconded by Hartung to adjourn at 7:09 p.m.

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

Respectfully submitted,

Heather Tucciarone-Richeal, Village Clerk-Treasurer