

TB Mtg FEBRUARY 13, 2014
TOWN BOARD MEETING
COLDEN TOWN HALL – FEBRUARY 13, 2014

MEETING CALLED TO ORDER AT 7:00 PM.

SUPERVISOR DePASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE IN HONOR OF RICHARD A. "RICO" SCHWEDE FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

ROLL CALL

PRESENT: Councilman Jesse Hrycik – yes
Councilman David Arcara – yes
Councilman Patricia Zurbrick – yes
Councilman Gerald Pietraszek – yes
Supervisor James DePasquale – yes

ALSO PRESENT: Town Justice William Montgomery
Highway Superintendent Paul Clarkson
Asst. Bldg. Insp/Code Enf. Officer Gregory Adams
Asst. Rec Director Jaime Ruhland
Town Clerk Christina Kerlin
Approximately 23 residents

MINUTES:

MOTION made by Supervisor DePasquale, seconded by Councilman Arcara and unanimously approved to accept the minutes of the January 3, 2014, Town Board Meeting and 2014 Organizational meeting minutes as presented with a correction on page 5, Recreation Director Kip Palmateer salary at a yearly rate of \$10,228 and not \$10,288 as reported.

COMMITTEE REPORTS

BUILDING COMMITTEE REPORT

Councilman Arcara reported that

- Highway Superintendent Paul Clarkson will purchase a roof rake for the Town Hall.
- Door locks at the Senior Center will be changed once the weather is warmer.

INSURANCE COMMITTEE REPORT

Councilman Arcara reported a meeting will be taking place with Niagara Risk Management in the future.

HIGHWAY AND PARKS REPORT

Highway Superintendent Paul Clarkson reported that the Town of Colden is allowed 2000 ton of salt under State Contract and we have used 975 ton of salt.

PLANNING COMMITTEE REPORT

Councilman Hrycik reported that at the last Planning Board meeting a resident attended the meeting and submitted plans for a wind turbine. Further review needed.

- Updating training
- Discussion on LED signs
- Review of the Town Code

ENVIRONMENTAL COMMITTEE REPORT

Councilman Pietraszek reported that the Environmental Board met last Friday and discussed High Volume Hydraulic Fracking and will be making another recommendation to the Town Board.

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that the results of the Community Development Block Grant for this year the Town received Rural Transit Service but unfortunately the Town did not receive the grant for a generator at the Senior Center.

Clarification on a residents question at last month's meeting about the Meals on Wheels Volunteer Drivers. They do not receive mileage reimbursement from Western New York Meals on Wheels the volunteers sign a disclaimer specifically stating that they do not receive any monetary compensation nor do they represent themselves as an employee or agent of Meals on Wheels. The Town does reimburse the volunteers mileage if they choose to submit a voucher for their mileage.

LIBRARY REPORT

Councilman Hrycik reported that the Library Events are:

- March 1st Explore & More, a Children's Museum will need a minimum of 10 children to participate in the making of kaleidoscopes from 1pm – 3pm.
- March 12th Cardmaking class 6:30pm to 9pm you must pre-register and there is a \$10 fee.
- Discussion on fund raising ideas for the Library

SOLID WASTE & NEST REPORT

No Report

YOUTH & ADULT RECREATION REPORT

Assistant Rec Director Jaime Ruhland reported the floor hockey program on Fridays is ongoing with 18 plus children and 4 teams.

- Would like to advertise for summer youth employees.
- Registration day for Soccer is Saturday March 1st from 9:00 – 11:00 at the Town Hall.

Cost \$12 for Pee Wee and \$15 for Midget, Youth and Quest, there is a \$40 Family maximum for families with 3 or more children.

-There is a "Colden Recreation" Facebook page, simply click on the "Like" button on the top of the page.

-Youth sport sponsor letters will be sent out requesting local businesses to support our soccer and baseball leagues. The cost to sponsor a team will be \$120.

STREET LIGHTING REPORT

Councilman Zurbrick reported 4 street lights out 3 near the Highway garage and 1 at Center Street and Heath Road.

PERSONNEL COMMITTEE REPORT

Councilman Zurbrick reported the Personnel Policy is complete and the Town Board has received the final copy.

Personnel Policy

MOTION made by Councilman Arcara and seconded by Councilman Pietraszek and unanimously approved the Personnel Policy and Rules and Regulations for the Town of Colden employees.

Councilman Zurbrick will look into out sourcing the coping of the policy or having it prepared in house.

DOG CONTROL REPORT

Councilman Arcara reported that the Dog Control Officer has a Facebook page for info on any lost or found dogs. Information will also be posted on the Town's website.

Dog calls: 1 for the Month of December

5 for the month of January

Upcoming training in Rochester for DCO information will be forwarded as it comes in.

CODE ENFORCEMENT OFFICER REPORT

Building Inspector/Code Enforcement Officer John Kotlarsz gave the following report for the month of January, 2014.

3 Building permit issued

1 Certificate of Occupancy

1 Fire Inspection

CEO & Asst. CEO attended 3 days of school

WATER COMMITTEE REPORT

Councilman Pietraszek reported that Water Worker Greg Adams will be taking the place of Water Operator Raymond Wozniak once the paper work from the State comes in and after Greg Adams meets with a representative from the County.

Appoint Water Clerk

MOTION made by Councilman Pietraszek and seconded by Councilman Zurbrick and unanimously approved the appointment of Ronald Smith as Water Clerk at a rate of \$11.59 hr at 10 hours a week.

VETERAN'S COMMITTEE REPORT

There was discussion on the replacement of flags for the Memorial Day Parade.

OLD BUSINESS

Pitney Bowes Postage Machine

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously approved to upgrade the Pitney Bowes Postage Machine to include a moistening unit.

Committee Issues

Supervisor DePasquale stated that he would like to make it clear that the Hydrofracking Committee did produce a good report but that they are not a Town appointed Committee. That it is a Town resident committee and if they would like to hold meetings at the Senior Center that is fine. The Town Board will always listen to concerns from residents but cannot produce a committee for each and every issue coming before the Town Board.

Dissolve the Colden Hydrofracking Committee

A motion was made by Supervisor DePasquale and seconded by Councilman Pietraszek and unanimously approved to officially dissolve the Colden Hydrofracking Committee as a Town Committee.

Supervisor DePasquale read a draft of a flyer that will be sent out to residents sometime in the future asking if they are in favor or not in favor of High Volume Hydraulic Fracturing in the Town of Colden. The Town Board will make corrections and adjustments to the flyer before it is mailed out.

NEW BUSINESS

ITS Computer Upgrade

Town Board discussed quotes received for computer upgrades the prices ranged from \$8,600 – \$13,000. A decision was made to table the matter for further discussion at the next Town Board Workshop and have someone come in to see what specific needs are required for each Departments upgrade.

Town Website

Town Board discussed quotes received from I-Evolve and Greg Culver for hosting the Towns Website. Town Board will discuss matter further at the next Town Board Workshop.

Town Audit

Supervisor DePasquale has received 3 quotes from companies that would conduct a Town Audit and another one just came in today so as not to disregard the quote the Town Board agreed to table the matter.

Town & Fire District Shared Service Agreement

Supervisor DePasquale explained that he met with Town Attorney Ronald Bennett along with Councilman Pietraszek and the Colden Fire District Commissioners to review the Shared Service Agreement. Supervisor DePasquale read General Municipal Law Article 5-g, Section 119-n(a).

Recess

Supervisor DePasquale recessed the meeting at 8:06pm to obtain copies of the Shared Service Agreement.

Meeting called back to order at 8:15pm.

Supervisor DePasquale apologized for having to leave the meeting and stated if anyone would like to see the copy of the Shared Service Agreement it will be on the table.

Supervisor DePasquale read the Shared Service Agreement which is on file in the Town Clerk's Office and the Town Website.

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara to accept the Shared Services Agreement between the Town and the Colden Fire District as stated by the Town Attorney.

On the Vote: Councilman Hrycik – yes
Councilman Arcara – yes
Councilman Zurbrick – yes
Councilman Pietraszek – abstained
Supervisor DePasquale – abstained

Appoint Environmental Board, Board of Assessment Review, Zoning Board of Appeals

Board of Assessment Review

MOTION made by Councilman Zurbrick and seconded by Councilman Hrycik and unanimously approved the appointment of Daneen Vincent to the Board of Assessment Review.

Supervisor DePasquale read the Appointments for the Board of Assessment Review.

Assessment Board of Review (5 yr.)

Gregory Adams	Sept. 30, 2014 - Chairman
John Pasco	Sept. 30, 2015
Craig Bouquin	Sept. 30, 2016
Jill Masset	Sept. 30, 2017
Daneen Vincent	Sept. 30, 2018

Environmental Board

MOTION made Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously approved the appointment of Linda Antkowiak to the Environmental Board.

Supervisor DePasquale stated that no applications were submitted for the Zoning Board of Appeals. Therefore the ZBA will be a 3 member Board. If applications are submitted the Town Board will interview and open the ZBA to a 5 member Board.

Zoning Board of Appeals (5 - 5 Year Appointments)

Meets the 3rd Thursday of each month at 7:00 as necessary

Shawn Webster	December 31, 2014
Barry Vienza	December 31, 2015
Peter Frank	December 31, 2017 - Chairman

RESOLUTIONS:

Supervisor DePasquale read the following resolution:

TOWN OF COLDEN
COLDEN N.Y. 14033
RESOLUTION #2014 - 01
AUTHORIZING INTERMUNICIPAL AGREEMENT
OUT-OF-DISTRICT WATER CUSTOMERS

WHEREAS, Clifford Butsch and Diana Butsch of 8030 Burr Road, Town of Colden, New York have applied to the Town of Boston to be out-of-district water customers, and

WHEREAS, the Town of Boston would be willing to grant an out-of-district permit for water, if the Town of Colden agrees to add any overdue water bills to the owners' annual County/Town tax bill and assessed against the property, and

WHEREAS, the Town of Colden is in agreement to add any overdue water bills to its annual billing to the County

NOW, THEREFORE BE IT

RESOLVED, the Town of Colden does hereby approve the Intermunicipal Agreement, a copy of which annexed hereto, and be it further

RESOLVED, the Town Board authorizes the Supervisor to execute the Agreement on behalf of the Town of Colden, and be it further

RESOLVED, the agreement will become effective upon the approval by the Town of Boston, and be it further

RESOLVED, the Town Clerk is directed to send a certified copy of the signed Agreement to the Town of Boston Town Clerk

Duly adopted this 13th day of February, 2014 by the following vote.

On the vote: Councilman Jesse Hrycik - yes
Councilman David Arcara – yes
Councilman Patricia Zurbrick – yes
Councilman Gerald Pietraszek – yes
Supervisor James DePasquale – yes

BUDGET TRANSFERS

Highway Budget Transfers

MOTION made by Councilman Arcara, seconded by Councilman Pietraszek and unanimously approved to transfer funds as follows:

FROM	DA5110.4	General Repairs	\$6,932.77
	DA5130.2	Machinery Equipment	\$4,511.33
INTO	DA5142.4	Snow Contractual	\$3,324.55
	DA5110.41	Fuel	\$1,670.50
	DA5130.4	Machinery Contractual	\$6,449.05

TOWN CLERK REPORT

Town Clerk Kerlin reported the 2014 Town & County Tax Bills will be mailed out on February 14, 2014 and payable by March 17th.

SUPERVISOR'S REPORT

Supervisor DePasquale stated that on February 26th at 4pm there will be a State of Erie County Address.

Erie County Association of Governments Meeting will be on February 27th this meeting will be on Emergency situations.

Erie County Legislator John Mills will be holding an Open House on February 20th at 5pm to 7pm at the Old County Hall to tour the Chambers and met with the Legislators.

Grant money may be available to use for the computer updates.

Received clarification on group homes in the Town from SASI that their mission is to take care of the Developmental Disable they are not a halfway house for sex offenders.

PAY BILLS:

Motion made by Councilman Zurbrick and seconded by Councilman Hrycik and unanimously approved to transfer the following funds.

General Fund Warrant Voucher #2013-498 to #2013-512	\$ 5,720.44
Highway Fund Abstract Voucher #2013-169 to #2013-178	\$11,918.42
Lighting District Voucher #2013-24 to #2013-25	\$ 2,357.86
Water District Voucher #2013-94 to #2013-95	\$ 4,055.79
General Fund Warrant Voucher #2014-11 to #2014-56	\$25,517.12
Highway Fund Abstract Voucher #2014-02 to #2014-23	\$38,846.33
Refuse District Voucher #2014-02	\$16,494.66
Lighting District Voucher #2014-01	\$ 1,581.68
Water District Voucher #2014-03 to #2014-05	\$ 511.94

PRIVILEGE OF THE FLOOR

Bernie Horschel commented on the Out of District water customer on Burr Road and commented on the Shared Service Agreement with the Town and the Colden Fire District.

Ron Fraser asked for clarification of the appointments on the Environmental Board.

Supervisor DePasquale apologized for overlooking the appointments of the Environmental Board and will follow up after Privilege of the Floor.

TB Mtg FEBRUARY 13, 2014

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COLDEN TOWN HALL – FEBRUARY 13, 2014

Page 8

John Kotlarsz commented on the letter that will be sent out on High Volume Hydraulic Hydro fracking.

Annie Hoffman commented on the Organizational Meeting and the secretaries salaries.

Environmental Board Appointments

MOTION made by Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously approved the following appointments to the Environmental Board.

Ronald Fraser	December 31, 2014
Linda Antkowiak	December 31, 2016
Michelle Roberts	December 31, 2014 - Chairman
Craig Bouquin	December 31, 2015
Deborah Pasco	December 31, 2016

Annie Hoffman commented on the starting wage for the water clerk should be \$11.25 that is what past practice was in the hiring of new Town employees.

Supervisor DePasquale asked Annie what the password was for the I-Cloud so that he could retrieve whatever information is stored on there.

Annie Hoffman said she would ask George Roberts.

Water Clerk Pay Rate

Town Board discussed the Water Clerk's pay rate and decided to change the rate stated early in the meeting of \$11.59 an hour to \$11.25 an hour.

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously approved the Water Clerk's pay rate at \$11.25 an hour.

ADJOURN

MOTION made by Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously adjourned the meeting at 9:11pm.

Respectfully submitted,

Christina M. Kerlin

Town Clerk