

TB Mtg and 2015 Org Mtg
2015 ORGANIZATIONAL MEETING AND
REGULAR TOWN BOARD MEETING
COLDEN TOWN HALL – January 8, 2015

MEETING CALLED TO ORDER AT 7:00PM

SUPERVISOR DEPASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE

IN MEMORY OF: Carol E. McMahon Kathleen Tullar
Alfred Kalinowski Mark Kent
Frank N. Athans Leona Paluch
Betty A. Leicht Dorothy Pawlikowski

FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

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

ALSO

PRESENT: Town Attorney Ronald Bennett
Highway Superintendent Paul Clarkson
Bldg. Insp/Code Enf. Officer John Kotlarsz
Water Worker Greg Adams
Rec. Dir Kip Palmateer
Town Clerk Christina Kerlin
Approximately 13 Residents

2015 ORGANIZATIONAL MEETING
Meeting opened at 7:02pm

Page 1 Read by Supervisor DePasquale:

1. The elected Town Officials are salaried for the year 2015 as per budget as follows:

Supervisor	James DePasquale	\$27,440.00
Budget – Officer		<u>2,230.00</u>
		\$29,670.00
Council Members (4)	Gerald Pietraszek	\$5,051.00
	David Arcara	\$5,051.00
	Patricia Zurbrick	\$5,051.00
	Jesse Hrycik	\$5,051.00

TB Mtg and 2015 Org Mtg

Town Clerk	Christina Kerlin	\$37,263.00
	Highway Clerk Typist	\$2,566.00
	Vital Statistics	<u>\$506.00</u>
		\$40,335.00
Highway Superintendent	Paul Clarkson	\$58,350.00
Town Justice (2)	Victoria Zach	\$11,049.00
	Michael Schneider Sr.	<u>\$11,049.00</u>
		\$22,098.00

2. Highway employee's salaries for 2015 as per contract are as follows:

MEO	\$24.02 hr	Motor Equipment Operators
MEO	\$36.03 hr	Overtime

- RESOLVED THAT **Ronald Bennett** be appointed contractually as Attorney for the Town in accordance with Section 20 (2) (b) to serve as needed at a fee of **\$150.00** per hour for general municipal legal services and **\$195.00** per hour for court municipal litigation. One (1) year term ending December 31, 2015.
- RESOLVED THAT **Michael & Deborah Barone** be appointed as Town Prosecutors at a rate of **\$120.00** per hour.
- RESOLVED THAT **Paul Sobkowiak & Steven Lehman** be appointed Constables to the Justices for the year 2015. **Frank Brady** to be appointed as Assistant Constable when regular constables are not available. All constables to serve with compensation of **\$17.42** an hour to be paid bi-weekly.
- RESOLVED THAT **Mark Adamchick** be the Certified Public Accountant for the Town of Colden for the year 2015 at **\$6000.00** per year for AUD and Budget and to serve as needed (monthly reviews of bookkeeping) at a rate of \$55 per hour.
- RESOLVED THAT **Dawn Martin** be retained as the town assessor at the rate of **\$18,000.00** per year.
- RESOLVED THAT Town Clerk Kerlin appoints **Carolyn Maybach** as Deputy Town Clerk at a salary of **\$27,300.00**.

9. RESOLVED THAT Supervisor DePasquale appoints **Tammy Nuttle** as Secretary/bookkeeper to the Supervisor at a salary of **\$27,300.00**.

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara and unanimously approved to accept Page 1 of the 2015 Organizational Meeting.

Page 2 Read by Councilman Arcara:

10. RESOLVED THAT **Christa Pouthier** be appointed as Dog Control/Dog Census Officer with a salary of **\$4,574.00** yearly to be paid bi-weekly. The DCO shall assume responsibility for preparing a monthly report to the Town Board on duties performed with full details according to town code. DCO shall submit a town wide dog census to the Town Clerk no later than August 31, 2015 and will be compensated for mileage at \$.555 per mile.

RESOLVED THAT **Matthew Pouthier** be appointed as assistant to the DCO with a salary of **\$1,545.00** per year. Position to oversee and submit a town wide dog census to the Town Clerk no later than August 31, 2015.

RESOLVED THAT the **DCO** be authorized to accept and obtain all information and certificates pertaining to the licensing of a canine in order to release a seized canine to the owner outside of regular business hours. All information and certificates collected will be turned over to the Town Clerk on the next regular business day for processing.

11. RESOLVED THAT **John Kotlarsz** be appointed as Code Enforcement Officer in charge of Zoning & Enforcement with a salary of **\$11,890.00** yearly to be paid bi-weekly.
12. RESOLVED THAT **Greg Adams** be appointed Water Worker at a rate of \$20.00 per hour as needed with no benefits. Employee to be paid at the first payroll following service rendered.

RESOLVED THAT **Ron Smith** be appointed as Water District Clerk at an hourly rate of **\$13.39** per hour to be paid bi-weekly.

RESOLVED THAT **Ron Smith** be appointed as Assistant Water Worker at an hourly rate of **\$11.59** per hour to be paid bi-weekly.

13. RESOLVED THAT **David Kummer** be appointed Town Maintenance Worker at a rate of **\$23.80** per hour as needed with no benefits. Employee to be paid at the first payroll following service rendered.

14. RESOLVED THAT **Tara Seifried** be appointed as court clerk with a wage of **\$13.39** per hour paid bi-weekly.

RESOLVED THAT **Rene Bystryk** be appointed as Court Clerk with a wage of **\$13.39** per hour paid bi-weekly.

RESOLVED THAT **Paula Bielat** be appointed as Court Stenographer with a wage of **\$100.00** for three hours worked to be paid contractually.

15. RESOLVED THAT **Kip Palmateer** be appointed as Recreation Supervisor at a yearly salary of **\$10,535.00** to be paid bi-weekly with no benefits.

RESOLVED THAT **Tina Mary** be appointed as Recreation Assistant Supervisor at a yearly salary of **\$5,267.00** to be paid bi-weekly with no benefits.

RESOLVED THAT **Jamie Ruhland** be appointed as Recreation Assistant Supervisor at a yearly salary of **\$4,774.00** to be paid bi-weekly with no benefits.

16. RESOLVED THAT **Tere Feidt** be hired as Parks Department employee at a rate of \$16.77 per hour and **Russel Rankin** be appointed as part-time Parks Department employee at a rate of **\$12.41** per hour for snow removal from sidewalks.

RESOLVED THAT **Russel Rankin** be hired as part-time cleaner for the Senior Center and the Town Hall at a rate of **\$11.94** per hour.

RESOLVED THAT **Elizabeth Casey** be hired as part-time substitute cleaner for the Senior Center and the Town Hall at a rate of **\$11.94** per hour.

MOTION made by Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously approved to accept Page 2 of the 2015 Organizational Meeting.

Page 3 read by Councilman Pietraszek:

17. RESOLVED THAT **Kenneth Heiler** be appointed to the Northeast South Towns Waste Management Board and Director of Veteran Affairs.

RESOLVED THAT **Scott Wohlhueter** be appointed as Disaster Coordinator and **Paul Clarkson** be appointed as Assistant Disaster Coordinator.

18. WAGES & SALARIES

RESOLVED THAT HOURLY EMPLOYEES be paid the following salaries, commencing January 1, 2015 to be paid bi-weekly unless otherwise noted:

Skilled Laborers:	\$10.50 - \$14.20 per hour new employees at bottom of scale
Recreation Workers:	\$8.75 per hour
Tennis Instructor:	up to \$10.50 per hour
Umpires & Referees:	\$15-\$18 for Soccer, \$12 for Baseball; \$15 for Floor Hockey
Board of Assessment Review	\$8.75 per hr. or \$50.00 a day for school/review (whichever greater)

19. RESOLVED THAT **First Niagara Risk Management, Inc.** be the insurance agent for the Town of Colden for the year of 2015.

RESOLVED THAT this Board approve as the form and amount the Employee's Blanket Bond—which includes the offices of Supervisor & his Secretary, Highway Superintendent, Town Justices, Court Clerk, Town Clerk—Tax Collector, and her Deputy, Peace Officer, Councilmen, Youth Supervisors, Code Enforcement Officers, Dog Control Officer, Emergency Manager and Water Clerk.

RESOLVED THAT the regular monthly meeting of the Colden Town Board shall be held on the second Thursday of each month at **7:00 PM** for the regular time and date of the Town Board meeting unless otherwise resolved to change and that the October Board Meeting be held on the (Meetings 2015—October 1st and November 5th)

RESOLVED THAT any business to be brought to the attention of the Colden Town Board by any elected or appointed official or by the public be submitted for the agenda **72 hours** prior to a meeting.

RESOLVED THAT **The Springville Journal** be the official newspaper of the Town of Colden for the year 2015.

RESOLVED THAT **ALL BOARDS** receive a copy of the unapproved **Board Minutes (from all Town Boards)** for public review within **ten business days** from the date of such meetings. (Open Meeting Law 106) All Boards to receive a copy of the **agenda 48 hours** prior to the meeting.

RESOLVED THAT the Town Board will hold a work session the **first Thursday** of each month at **7 PM** at the Town Hall. If a work session is not necessary and the Town Board does not meet it will be posted on the front door of the Town Hall.

RESOLVED THAT **Christina Kerlin** be appointed as the Record Access Officer to accept and receive all **FOIL** requests

RESOLVED THAT the Town of Colden Tax Assessor be authorized to re-levy any unpaid water bills to be submitted prior to November 20th of each year

RESOLVED THAT warrants and abstract checks to be paid within terms of invoice or seven days of authorization.

RESOLVED THAT Bank of Holland be designated as the official depository for all Town of Colden funds. ALSO RESOLVED THAT Supervisor DePasquale is authorized to endorse checks, withdraw or transfer funds with the Bank of Holland and Patricia Zurbrick is authorized to endorse checks in the event the Supervisor is absent.

RESOLVED THAT Tammy Nuttle is hereby authorized by the Supervisor to obtain information and direct telephone transfers for all Town of Colden Checking and Savings accounts.

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously approved to accept page 3 of the 2015 Organizational Meeting.

Page 4 was read by Councilman Hrycik:

RESOLVED THAT the Investment Policy for the Town of Colden be adopted.

RESOLVED THAT the Procurement Policy for the Town of Colden be adopted.

RESOLVED THAT the Supervisor be authorized to invest any surplus monies and tax monies as prescribed by law, wherever most advantageous rates are available.

RESOLVED THAT pursuant to Section 118 of NY Town Law the Town Board authorizes payment of claims presented to the Town Board and such voucher shall be accompanied by a statement by the officer who originates the claim that he approves the claim and the services were actually rendered or supplied and the equipment actually delivered in lieu of the verification of the creditor.

RESOLVED THAT pursuant to Section 118 of NY Town Law the Town Board may permit the Supervisor to pay claims for public utilities, insurance, debt service, postage, freight and express charges, before they are audited or reviewed by the Town Board.

RESOLVED THAT the Highway Superintendent be requested to present with all vouchers, signed invoices showing who received what material and on what date.

RESOLVED THAT all officers be permitted to attend meetings of a legal nature and be reimbursed for the costs. Conferences should be told to the town board prior to attendance. Dues for national, state and county associations shall be paid by the Town of Colden from General Funds.

RESOLVED THAT all employee reimbursement requests are submitted within 60 days of said expenditures to be eligible for payment within the budgetary year.

RESOLVED THAT any official using his automobile on Town Business shall be reimbursed on the basis of \$.555 per mile, upon submission of a duly executed voucher, stating the date, reasons for travel and the number of miles. That food allowance for employees who attend business meetings or seminars for the Town of Colden be allowed to **\$70.00** per day. Food Allowance for NY City will be **\$125.00** a day. Receipts will be required for reimbursement.

RESOLVED THAT Meals on Wheels volunteers for the Town of Colden be reimbursed on the basis of **\$.555** per mile, upon submission of a duly executed voucher, stating the date(s) and number of miles.

- 20. RESOLVED THAT** the Tax Collector & Town Clerk retain a petty cash fund of **\$100.00** each during 2015, Supervisor retain a petty cash fund of **\$200.00** during 2015, Water District Clerk retains a petty cash fund of **\$150.00**.

RESOLVED THAT the Town Clerk retain a petty cash fund of **\$100.00** during 2015 for collection of Water District Payments.

RESOLVED THAT the Supervisor be authorized to pay the bills for all funds including payroll and the Town Board shall audit the bills every month prior to the Town Board meeting.

RESOLVED THAT the Supervisor shall submit to the Town Clerk within 60 days after the close of the fiscal year a copy of the report sent to the State Comptroller as required by Section 30 of the General Municipal Law; and thereafter a summary of such report to be published pursuant to law. Upon written request from the chief fiscal officer, the comptroller may extend the period for filing such report for an additional sixty days.

MOTION made by Councilman Pietraszek and seconded by Councilman Zurbrick and unanimously approved to accept page 4 of the 2015 Organizational Meeting.

Page 5 was read by Supervisor DePasquale

21. NEXT ITEMS ARE APPOINTMENTS & COMMITTEES

I appoint **David Freeman** as Town Historian at the yearly salary of **\$335.00**.

I appoint **David Arcara** as Affirmative Action Officer

Town Law Section 6 authorizes the Supervisor to appoint solely in his or her discretion, committees consisting of the members of the Town Board. Since the Supervisor has the discretion in regards to the creation of these committees as well as appointments of the Town Board member, the Supervisor also has the discretion of which matters are referred to the committee.

The following committees for the year 2015 appointed by the Supervisor:

Buildings	Councilman Arcara
Insurance	Councilman Arcara
Highway & Parks	Superintendent Clarkson
Planning	Councilman Hrycik
Environment	Councilman Pietraszek
Community Development	Councilman Zurbrick
Library	Councilman Hrycik
Solid Waste & NEST	Councilman Hrycik
Youth/Adult Recreation	Councilman Zurbrick
Street Lighting	Councilman Zurbrick
Personnel & Training Coordinator	Councilman Zurbrick
Dogs	Councilman Arcara
Water District	Councilman Pietraszek

- 22. RESOLVED THAT** attendance at board sessions is an essential responsibility of board members. Failure to attend 70% of sessions is grounds for revocation of appointment. Similarly, failure to meet minimum standards for annual training as established by State Law is considered cause for removal.

RESOLVED THAT Crystal Barrett be appointed as Secretary of the Board of Assessment Review, Planning, Environmental & Zoning with a wage of **\$13.39** per hour paid bi-weekly.

RESOLVED THAT **Frances Smith** be appointed as substitute secretary to the Board of Assessment Review, Planning, Environmental & Zoning with a wage of **\$13.39** per hour.

23. Planning Boards (7 – 7 Year Appointments)
Meets the 3rd Tuesday of each month @ 7 PM

Roy Bergman	December 31, 2015
George Reinhardt	December 31, 2016
John Antkowiak	December 31, 2017
Walter Kammer	December 31, 2018
Richard Sheldon	December 31, 2019
Linda Kotlarz	December 31, 2020
Frank Hrycik	December 31, 2021

24. Environmental Board (5 – 2 year Appointments)
Meets the 1st Tuesday of each month @ 7 PM

Craig Bouguin	December 31, 2015
Deborah Pasco	December 31, 2015
Linda Antkowiak	December 31, 2016
Ellen Eigenbrod	December 31, 2017
Deborah Jusiak	December 31, 2017

MOTION made by Councilman Arcara and seconded by Councilman Hrycik and unanimously approved to accept page 5 of the 2015 Organizational Meeting.

Page 6 was read by Supervisor DePasquale:

25. Zoning Board (5 – 5 year Appointments)
Meets the 3rd Thursday of each month @ 7 PM

Barry Vizena	December 31, 2015
Peter Frank	December 31, 2017
Bernie Horschel	December 31, 2019
Janet Dillsworth	December 31, 2019
Shawn Webster	December 31, 2020

**26. Board of Assessment Review (5 – 5 year Appointments)
4th Tuesday of May**

John Pasco	September 30, 2015
Craig Bouquin	September 30, 2016
Jill Masset	September 30, 2017
Daneen Vincent	September 30, 2019
Gary Willert	September 30, 2020

- 27. RESOLVED THAT** all Department Heads and Volunteer Board Chairmen are to submit reports and/or minutes to the Town Clerk within 72 hours prior to the monthly Town Board meeting. A representative from each department or board is requested to be present at the monthly Town Board meeting.

MOTION made by Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously approved to accept page 6 of the 2015 Organizational Meeting.

Organizational meeting adjourned at 7:24pm.

Recessed for fifteen minutes for review of the Town Board Books for the Supervisor/Bookkeeper, Town Clerk/Tax Collector and Town Justices

Supervisor DePasquale called the Town Board meeting back to order at 7:42pm.

**REGULAR TOWN BOARD MEETING
COMMITTEE REPORTS**

MINUTES:

MOTION made by Councilman Hrycik and seconded by Councilman Pietraszek and unanimously approved the December 4, 2014 Town Board Workshop and the December 11, 2014 Town Board Meeting as presented.

BUILDING & INSURANCE COMMITTEE REPORT

Councilman Arcara reported that he is contacting Timothy Wroblewski from First Niagara Risk Management on clarifying whether Town employees that use their own cars are covered when conducting business for the Town.

HIGHWAY REPORT & PARKS

Highway Superintendent Clarkson reported that he has three bids on a bush hog for the New Holland tractor and recommended the one from Tri-County Supply Inc.

Supervisor DePasquale obtained one Federal Bid Quote and read the bids that were received:

Tri-County Supply, Inc.	\$19,133.40
Eden Tractor and Equipment, Inc.	\$21,724.00
Bentley Bros.	\$19,935.00
Federal Bid Quote	\$20,055.45

Purchase Bush Hog – Boom Mower

MOTION made by Councilman Arcara and seconded by Councilman Zurbrick and unanimously approved the purchase of the Bush Hog rear mounted Boom Mower from Tri-County Supply, Inc. at a cost of \$19,133.00.

Councilman Zurbrick reminded Highway Superintendent Clarkson about the replacement of road signs that are missing at Bleistein Road and Blanchard Road.

PLANNING BOARD REPORT

No Report

ENVIRONMENTAL BOARD REPORT

No Report

Councilman Pietraszek is in contact with Mark Gaston from Erie County Soil and Water on working on going into the creek to remove trees and debris once a permit is issued. Mark is also willing to work with the Town on writing a grant from Great Lakes Funding on erosion control in the creek. The grant could come in early June of this year with work starting in the fall of 2016. The Town Board was in favor of having Mark work on the Great Lakes Funding Grant.

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick asked if there was any resolution with the shared parking lot between the Town and Harmony Market. A survey was completed on the parking lot and public parking signs have been placed at the parking lot on Boston Colden Road and Town Hall.

Supervisor DePasquale stated that when he talked with the owner she was not very receptive to the plan that the Town had brought to her.

LIBRARY REPORT

No report

SOLID WASTE & NEST COMMITTEE REPORT

Councilman Hrycik reported that there is a change in NYS Law for electronics recycling that took effect as of January 1, 2015. In accordance with the disposal ban requirements of Section 27-2611 of the Electronic Equipment Recycling and Reuse Act, on January 1st, 2015, it will

become unlawful for residential households in New York State to place electronic equipment at the curb for disposal.

Due to this change in law, Waste Management will no longer be collecting electronic waste at the curb after 12/31/14 – even if segregated from the rest of the household trash.

The primary suggestion for where to recycle these items should be to bring them to a retailer in NYS that sells electronics. By NYS Law they are required to accept e-waste for recycling if they sell electronics in New York.

The flyer explaining the change in the Law has been placed on the Town's website and out in the Town Hall foyer.

Highway Superintendent Clarkson asked for some of the flyers so he could pass them out to residents that have televisions sitting out for trash. The televisions that are left out are in the way of plowing the roadways.

YOUTH/ADULT RECREATION REPORT

Recreation Director Kip Palmateer reported that he would like approval to hire Jacob Perkins for floor hockey at minimum wage.

-Floor hockey starts Friday, January 9th at 6:30pm at Colden Elementary School.

-The Annual Program Assessment Funding was turned into Erie County for reimbursement.

Hire Jacob Perkins

MOTION made by Supervisor DePasquale and seconded by Councilman Zurbrick and unanimously approved to hire Jacob Perkins for floor hockey at a rate of \$8.75 an hour.

STREET LIGHTING REPORT

Councilman Zurbrick reported a street light out at 9233 Heath Road pole # 53-101 and the Historical lights at the Town Parking lot and in front of 8742 State Road and three down by the Post Office.

CEO John Kotlarsz reported that he priced kits to retro fit the Historical lights from Halo to Led and the cost was \$550.00 for the kits and \$150.00 for labor for each light pole.

Discussion took place on replacing the lights fixtures over a period of time and researching possible grants that might be available.

PERSONNEL REPORT

Councilman Zurbrick reported that Greg Adams has resigned from his position as Asst. Code Enforcement officer starting January 1, 2015.

MOTION made by Councilman Zurbrick and seconded by Supervisor DePasquale and unanimously approved to accept the resignation of Asst. CEO Greg Adams and have Town Clerk Kerlin advertise for an Asst. Code Enforcement office in the Springville Journal.

Annual Disclosure Statements

Annual Disclosure Statements will need to be completed by all the Town employees and volunteers and returned to the Supervisors office or to Councilman Zurbrick by January 31, 2015.

DOG CONTROL OFFICER REPORT

No Report

Councilman Arcara reminded residents about not keeping your pets outside too long when the temperatures are this cold.

Councilman Zurbrick stated that this was the second month that a report was not handed in from the dog control officer and that a call should be made to remind them to submit a report and that their participation is required at the Town Board meetings.

Supervisor DePasquale agreed and contact will be made by Councilman Arcara to remind the Dog Control officer to submit a monthly report along with their participation at Town Board meetings.

CODE ENFORCEMENT OFFICER REPORT

Report for the month of December – Bldg. Insp/Code Enf. Officer, John Kotlarsz reported that there were:

- 1 Building permits issued
- 2 Certificate of Occupancy
- 5 Certificate of Compliance

In 2014 there was 2.6 million dollar's worth of construction that took place with new homes, renovations, and storage and accessory buildings.

WATER COMMITTEE REPORT

Councilman Pietraszek reported that this past month the cost of water was \$2,235 and was the lowest cost the Town had in a long time typically the cost has been averaging \$3,035.

- Broken hydrant poles have been fixed
- A new nozzle and gasket were replaced on hydrant #12 on Caroline Lane
- 1 property in Town is past due on their backflow inspection a reminder letter has been sent along with the Town Code stating what the consequences would be if inspection is not completed.

-Total water payments that have been received are \$17,139. Since November 1st and there is \$1,959. In arrears

-Chlorine residuals are good

-Councilman Pietraszek and Water Worker Greg Adams will be attending a seminar for Water Operators in Batavia on January 27th at a cost of \$60.00.

Greg Adams will be attending Track #1 Quality, Conservation, and Revenue: Making a case for clean drinking water and Councilman Pietraszek will be attending Track #2 The Land and Water Protection Course both are credit courses.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS

Supervisor DePasquale read the following Resolution:

TOWN OF COLDEN
COLDEN N.Y. 14033
RESOLUTION #2015 – 01

RESOLUTION APPROVING AGREEMENT OF SALE
OF REAL PROPERTY BETWEEN THE BUFFALO ERIE
NIAGARA LAND IMPROVEMENT CORPORATION
AND THE TOWN OF COLDEN

WHEREAS, at the request of the Town, the Buffalo Erie Niagara Land Improvement Corporation at a public sale held on September 24, 2014, obtained title to property located at 8820 State Road, and

WHEREAS, the Town desires to obtain title to the said property, and

WHEREAS, the Town will use the property to preserve, improve and enlarge its existing military park by expanding its green space on the property,

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby agree to purchase the property identified as 8820 State Road, Colden, New York, identified as SBL No. 243.03-2-6 for \$1.00, and be it further

RESOLVED, the Town represents that it has satisfied itself as to the acceptability of the title of the property, and be it further

RESOLVED, the Town agrees to operate and maintain the property as a public park in a manner consistent with the Towns Master Plan, and be it further

RESOLVED, the Town will not transfer ownership of the property without the prior written consent of the Buffalo Erie Niagara land improvement Corporation, and be it further

RESOLVED, the Supervisor is authorized to execute all documents required to complete the sale and transfer of the property, and be it further

RESOLVED, the Town Clerk is directed to provide a certified copy of this Resolution to the Buffalo Erie Niagara Land Improvement Corporation.

Duly adopted this 8th day of January 2015 by the following vote.

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

Town Attorney Ronald Bennett explained that Buffalo Erie Niagara Land Improvement Corporation will prepare the documents for the recording and send them to the Town Attorney for review. Then the documents will be recorded at a cost of around \$200.00. The DEC has some concerns about digging into the ground so the property is only for surface use.

BUDGET TRANSFERS

Motion made by Councilman Pietraszek and seconded by Councilman Arcara and unanimously approved to transfer the following funds.

2014 Highway Budget Transfer Request

FROM: DA5110.4	General Repairs	\$2,144.55
INTO: DA5130.4	Machinery Contractual	\$2,144.55

TOWN CLERK REPORT

Town Clerk Kerlin had a request from Deborah Barone to use the Senior Center on Wednesday evenings from 6:00pm to 7:15pm for a Yoga class to Start on January 28th.

Town Board agreed to have the Yoga Class at the Senior Center and the class will go through adult recreation.

SUPERVISOR’S REPORT

Supervisor DePasquale stated that at last month’s meeting he mentioned to the Town Board the issue of Hydrofracking within the Town. Since our last meeting New York State has come forward and made a decision on that Hydrofracking is not a safe practice for the state and passed a Law banning Hydrofracking in New York State. Supervisor DePasquale still feels the Town Board should make a decision on the way the Town of Colden looks at Hydrofracking. Supervisor Depasquale submitted a draft of a Local Law on prohibiting the use of High Volume Horizontal Hydraulic Fracturing to the Town Board to review and copies will be given to the Planning and Environmental Boards for their review as well.

PAY BILLS

MOTION made by Councilman Pietraszek and seconded by Councilman Zurbrick and unanimously approved to pay the following bills.

General Fund Warrant Voucher #2014-474 to #2014-502	\$34,496.56
Highway Fund Abstract Voucher #2014-181 to #2014-193	\$11,752.09
Lighting District Voucher #2014-22	\$ 554.41
Water District Voucher #2014-75 to #2014-79	\$ 2,773.72
General Fund Warrant Voucher #2015-01 to #2015-10	\$ 7,467.80
Highway Fund Abstract Voucher #2015-01	\$ 2,988.47
Refuse District Voucher #2015-01	\$16,506.83

PRIVILEGE OF THE FLOOR

Ani Lombardi had a question whether the Boards would disclose any ties to a gas company.

John Kotlarsz thanked Supervisor DePasquale and Councilman Zurbrick for attending the December Springville School Board meeting on the Veterans School Tax Exemption. In January the School Board did pass a Veterans exemption it was the smallest amount.

Marilyn Calhoun-Allen thanked the Town for posting signs where Public parking lots are in the town and asked if the Harmony Market signs for parking only will be removed or moved and could the town take legal action.

Supervisor DePasquale stated that the signs are deceptive as to where to park and that the owner was not receptive to working with the town and she was asked to move the signs. The parking lot has been resurveyed and the surveyors are coming up with a plan for the lining of the parking lot.

ADJOURN

MOTION made by Supervisor DePasquale and seconded by Councilman Zurbrick and unanimously adjourned the meeting at 8:49 pm.

Respectfully submitted,

Christina M. Kerlin
Town Clerk