

TB Mtg. August 6, 2015
TOWN BOARD MEETING
COLDEN TOWN HALL – August 6, 2015

MEETING CALLED TO ORDER AT 7:00PM.

SUPERVISOR DEPASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE IN MEMORY OF DEBRA ABERNETHY, ANDREW KIRSCH, GENEVIEVE SOLAK AND ANDREW KROLIKOWSKI FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

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

ALSO PRESENT: Highway Superintendent Paul Clarkson
Bldg. Insp/Code Enf Officer John Kotlarsz
Rec. Dir. Kip Palmateer
Town Clerk Christina Kerlin
Approximately 16 residents

MINUTES

MOTION made by Councilman Pietraszek, and seconded by Councilman Hrycik, and unanimously approved to accept the minutes of the June 30, 2015 Town Board Workshop and July 9, 2015 Regular Town Board meeting as presented.

AMEND AGENDA

Supervisor DePasquale amended the agenda to include the following residents to address the Town Board:

Michael Palmateer – Eagle Scout project

Michael Palmateer requested permission to do one of two projects to fulfill an Eagle Scout requirement. The first project would be the cleanup and rehabilitation of up to four designated cemeteries in the Town of Colden. The alternative project would be the construction of a new roof over the baseball bleachers and new benches at Kummer Park.

Cemeteries:

- Brodbeck Cemetery, Lewis Road
- Neischel Cemetery, Lewis Road
- Baker Cemetery on the corner of Bleistein Road and Partridge Road
- Enos Hollow Road on the corner of Hayes Hollow Road and Knapp Road

Cost: At this point all the cemeteries would be requiring labor work for the scouts in his troop to assist in doing labor work. Work would be raking, clearing branches, mowing, weed whacking, weeding, and supporting leaning or fallen over gravestones.

Park Project:

-Could require funding assistance from the Town for materials to restore and build.

Project Approval

Motion made by Councilman Arcara and seconded by Councilman Zurbrick and unanimously approved the Cemetery project and the Park project to be submitted to the Iroquois Trail Scout Council for their approval – one of the projects for Michael Palmateers Eagle Scout project.

Patricia Adams and Kurt Benson – Creek Erosion

Patricia Adams and Kurt Benson both of who have property on Boston-Colden Road addressed the Town Board on the creek bed erosion that has been taking place over the years they have lost around 150 feet of property and would like the Town to take some action on possible shoring up the banks. They approached the bench with a survey of their land lost. Supervisor DePasquale stated that the Town would like to help them but are restricted from going into the creek he will supply names and phone numbers for Erie County Soil & Water, DEC, Legislators, and any other names and numbers for them to contact on the problem with the creek erosion.

BUILDING AND INSURANCE COMMITTEE REPORT

Councilman Arcara reported that two gentlemen showed up for estimates for the highway barn and two who refused the job.

- Sump pump replaced at the Town Hall.
- Senior Center door fixed and back steps are completed
- Town Hall gutters were cleaned
- Three estimates have been received for the Town Hall furnace.
- Insurance company has been contacted on the Town Hall air conditioner/furnace
- At the workshop a comparison from neighboring towns' health insurance policies was submitted to compare with next year's renewal of the town employee's health insurance.

HIGHWAY AND PARKS REPORT

Highway Superintendent Clarkson reported that road projects are on schedule oil and chipping needs to be done on Frantz Road and the seasonal part of Murray Hill Road. Ditching and mowing on the side of the roads will be starting.

Councilman Hrycik asked how the new boom mower is working. Clarkson stated that they have not used it yet.

Councilman Zurbrick asked if 811 was called before you start any digging.

Clarkson stated if you are referring to the situation that just happened I would not consider that in excavation we were replacing an existing culvert and we put a kink in the gas line that ran underneath the culvert. National Fuel was called to repair the kink and the highway was billed for the labor and material.

Councilman Pietraszek stated that anytime there is digging to be done 811 should be called even property owners are to call before you dig.

PLANNING COMMITTEE REPORT

Councilman Hrycik reported that the Planning Board met on July 21st and he was unable to attend the meeting.

Supervisor DePasquale stated that he was there and they discussed sign regulations and portable sheds. A couple of Planning Board members met today with the assessor about the assessment on portable sheds.

ENVIRONMENTAL COMMITTEE REPORT

Councilman Pietraszek stated that there was no Environmental Board meeting this month but that they are looking for ideas and projects to do in town and if there is any interest by town residents you contact Councilman Pietraszek or the Environmental Board. Councilman Pietraszek suggested a possible park in the north part of town perhaps a landowner would want to donate property or sell some at a low rate to the town maybe around Center Street or Blanchard Road area.

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that it is not too late for input on the property next to the Town Hall and congratulated the Highway department on the work they did on the property the grass looks very nice. Farmers Market is every Saturday from 8:30 to 1pm. The next senior trip is October 6th and it is "A Day with the Amish" leaving the Town Hall at 8:00am and returning at 6:30pm and the cost is \$42.

AARP Defensive Driving Course on Wednesday, October 7th & Thursday, October 8th at 5:45pm to 9pm (must attend both days) or Saturday, October 10th from 8:45am to 3:30pm (bring a Lunch)

10% discount on insurance

4 point reduction of points for prior driving conviction

\$20 AARP member

\$25 Non-AARP member

Pre-register at the Town Hall 941-5012

Payments will be accepted the day of the course, checks to be made to AARP

Maximum of 30 students per class

LIBRARY REPORT

Councilman Hrycik reported that on Saturday, August 15th the Annual Book & Hot Dog Sale will take place from 11am to 2pm. Monday August 17, Music in the Park at 6:30pm-8:30pm.

SOLID WASTE AND NEST REPORT

Councilman Hrycik reported that the Recycling event is planned for September 19th and the tire recycling is confirmed for that day. A flyer will be sent out to residents about the HAZMAN and Tire recycling event.

YOUTH & ADULT RECREATION REPORT

Recreation Director Kip Palmateer reported that the last day of summer programs is August 14th. Summer staff was thanked for doing a great job this year. Teri was thanked for taking care of the park and the fields for soccer and baseball. Christina and Carolyn were thanked for handling questions and other issues from the Town Hall.

STREET LIGHTING REPORT

Councilman Zurbrick stated that there are still the same Street Lights out and we are just waiting for NYSEG to come out and fix them.

PERSONNEL REPORT

Councilman Zurbrick reported that the recreation department completed all the training and volunteer boards training are coming up in the future. Councilman Zurbrick attended a Narcon training at the Erie County Emergency Services and highly recommends that every parent, teacher and nurses take the training it was an eye opening experience and she would like to thank Erie County Emergency Services for having the training. You will receive 2 doses in case you have to administer it in case of an overdose.

Supervisor DePasquale stated that he spoke with CEO Mike Kaleta from the Village of Springville today about covering for CEO John Kotlarsz when he is away on vacation. After talking with the Mayor he explained that the Village of Springville will cover the Town of Concord under a shared service agreement he will forward the resolution for us to have for next month's meeting.

DOG CONTROL REPORT

Councilman Arcara reported that the dog census is being conducted.

CODE ENFORCEMENT OFFICER REPORT

Building Inspector/Code Enforcement Officer, John Kotlarsz gave the following report for the month of July, 2015

- 8 Building Permits Issued
- 1 Order to Remedy
- 2 Certificate of Compliance
- 1 Building Reported to Town Board as Unsafe

2 Stop Work Orders
Met with Erie County Social Services about a resident

WATER COMMITTEE REPORT

Councilman Pietraszek reported that a representative from PESH met with Greg and Ron on confined space activities and the bottom line is if there is good air exchange prior to entering the vaults we do not need to buy the extra equipment to enter the vaults.

- 6 Neptune caps and radios were replaced
- Computer will be installed once received
- Erie County Water Authority main meter has been added to the reader when Greg reads the water meters each quarter this will help to keep a real good track of the actual gallons of water coming in and not relaying on the readings from Erie County.
- 4 water meters have been replaced
- Red paint has been purchased and cleaning and painting of the fire hydrants has been taking place.
- 3 letters have been sent to a resident on Boston Colden Road in reference to gaining excess to do repair work if there's no response the water will be shut off and the house is not occupied at this time.
- Water bills have been sent out

OLD BUSINESS

Carl's Trucking & Repair Special Use Permit

Supervisor DePasquale stated that on June 11, 2015 a Public Hearing was held in regards to a Special Use Permit application for Carl Metzler on Lewis Road for Carl's Trucking & Repair. All paperwork has been submitted and reviewed Supervisor DePasquale asked if everyone understood the changes and additions to the SUP and if there were any questions in regards to the SUP.

Supervisor DePasquale read the amended Special Use Permit.

Approval of the Amended Special Use Permit

MOTION made by Councilman Pietraszek and seconded by Councilman Arcara to approve the amended Special Use Permit for Carl's Trucking and Repair.

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

Attachment of SUP in minute book

NEW BUSINESS

None

RESOLUTIONS:

None

BUDGET TRANSFER

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

From: DA5110.4 General Repairs	\$63.36
Into: DA5130.4 Machinery Contractual	\$63.36

TOWN CLERK REPORT

Town Clerk Kerlin reported that the next regular Town Board meeting on Thursday, September 10th falls on Primary Day and asked if the meeting should be held at the Senior Center or moved to a different day. The Town Board agreed to hold the September 10th meeting at the Senior Center a notice will be posted on the front and back doors of the Town Hall.

- Flu Shots will be Tuesday, October 27th from 10am – 2pm.

-Hunting License go on sale Monday, August 10th.

SUPERVISOR’S REPORT

Supervisor DePasquale reported that the Buffum Family Reunion took place over the last weekend and they had a few events at the museum. The museum is very interesting and the upstairs has a lot of artifacts from the past. The Buffum Association is looking to be more active in the town and if anyone has any historic information on the center of the town especially if it has the Buffum name on it they would certainly be interested in seeing any of the items.

Update on 8680 State Road

CEO John Kotlarsz took photos of the property and has sent an Order to Remedy on the property to be done by August 21st and a “Do Not Occupy” sign has been placed on the dwelling. If not remedied by the due date a court appearance will be sent and the owner will have to appear in Colden Town Court on August 31st. Supervisor DePasquale met with the Town Attorney and received some guidance on what can be done to the property and the steps that should take place.

Supervisor DePasquale stated that he will be out of town the following week but his phone will be on and you can always reach Councilman Zurbrick if needed.

Speed Study

A letter was submitted to the Town Board to have a speed study done on Heath Road and a request from Councilman Pietraszek to have one on Holland Glenwood Road as well.

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara and unanimously approved to have a speed study conducted on Heath Road.

MOTION made by Councilman Hrycik and seconded by Councilman Pietraszek and unanimously approved to have a speed study conducted on Holland Glenwood Road.

PAY THE BILLS:

MOTION made by Councilman Pietraszek and seconded by Councilman Zurbrick to approve the payment of the July bills.

On the Vote: Councilman David Arcara – abstained have not reviewed the bills
Councilman Jesse Hrycik – abstained have not reviewed the bills
Councilman Patricia Zurbrick – yes
Councilman Gerald Pietraszek – yes
Supervisor James DePasquale – yes

General Fund Warrant Voucher #2015-260 to #2015-307	\$14,794.65
Highway Fund Abstract Voucher #2015-129 to #2015-146	\$11,763.07
Lighting District Voucher #2015-12	\$ 181.31
Refuse District Voucher #2015-32	\$17,227.08
Water District Voucher #2015-38 to #2015-48	\$97,825.24

PRIVILEGE OF THE FLOOR

James McCormick on Lewis Road requested a copy of the recommendation from Erie County Planning on Carl's Trucking and Repair and a copy of the signed Special Use Permit.

Supervisor DePasquale stated once completed you can have copies and you can also FOIL the Special Use Permit and obtain any copies of the documents on file.

John Kotlarsz stated that he heard that the Erie County Roads that are in the Town of Colden have been removed from having any work completed on them such as Hayes Hollow Road, Holland Glenwood Road and Partridge Road. A petition will be going around having the repair and reconstruction of the Erie County Roads in the Town of Colden completed.

Supervisor DePasquale read a letter from the Colden Art Festival requesting the Town Board to update and renew the permit for the 2015 festival letter is on file in the Supervisors office.

MOTION made by Councilman Zurbrick and seconded by Supervisor DePasquale and unanimously approved to hold Public Hearing on September 10, 2015 at the Colden Senior Center at 7:00pm for the Colden Art Festival.

Karl Simmeth a representative for Assemblyman David DePietro addressed the Town Board and stated that the Town of Colden choice for the appointment of the Village of Springville CEO Mike Kaleta is a very good man and would serve the residents well in the town of Colden in the absences of the CEO. As far as the County Roads Karl attends the town meetings and the town of Colden is not alone with problems on Erie County roads.

ADJOURN

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara and unanimously adjourned the meeting at 8:40 pm.

Respectfully Submitted,

Christina M. Kerlin,
Town Clerk