

TB Mtg February 11, 2016
REGULAR TOWN BOARD
COLDEN TOWN HALL – February 11, 2016

MEETING CALLED TO ORDER AT 7:03PM.

SUPERVISOR DEPASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE IN MEMORY OF ELIZABETH M. STRUB AND GERTRUDE RAUCH 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 Zurbrick and seconded by Councilman Arcara and unanimously approved the January 7, 2016 Town Board Workshop, and the January 7, 2016 Town Board Meeting and Reorganizational meeting as presented.

REQUEST TO BE ON THE AGENDA

Supervisor DePasquale introduced William Krolczyk who requested to address the Town Board on his probationary employment termination. William Krolczyk stated that for the record that Mr. Clarkson was very unfair about the things that went on at the highway garage and with the town trucks. William was told he did not maintain his truck and that he reported the needed \$4,000 in repairs to one of the front ends of the vehicles and that shoes on the snow blower needed to be replaced. Councilman Zurbrick asked the Town Board to go into Executive session to discuss the personnel issue that is being addressed.

Enter Executive Session at 7:07pm

Supervisor DePasquale stated that the Town Board was going into Executive Session.

MOTION made by Supervisor DePasquale and seconded by Councilman Pietraszek and unanimously approved to enter into executive session with William Krolczyk to discuss a personnel issue.

Return from Executive Session 7:23pm

Supervisor DePasquale stated that William Krolczyk has a statement to read to the Town Board. William Krolczyk stated that he worked for the Town of Colden for two and a half months and was dismissed during a probationary period for things that he did not do and that he did

everything he was told to do. He worked for the DOT for fourteen to almost fifteen years and received safety awards. William stated that he was wrongly accused of being unsafe and could not do his job. William wanted to let the Town Board know he did his job and did it safely and that he drove a school bus for nine years and he drove safely and that he is an excellent driver and a very careful driver. William thanked the Town Board for listening

COMMITTEE REPORTS

BUILDING REPORT

Councilman Arcara reported that the shingles have been replaced on the Town Hall roof that were damaged from the previous winter storms.

CODE ENFORCEMENT OFFICER REPORT

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

- 2 Certificate of Occupancy
- 8 Certificate of Compliance
- 3 days of Schooling

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that the Bread of Life Outreach Center will be holding a Books, Bagels and Bake Sale from 10am to 3pm on Saturday February 13th along with Mikeys Chicken and Pork Pit Food Truck. On March 13th from 8am to 1pm the Colden Fire Company will be holding there Pancake Breakfast.

Councilman Arcara reported that the applications for the Erie County Tree and Shrub seedling program is available and are out in the lobby.

DOG CONTROL OFFICER REPORT

Councilman Arcara reported the DCO met with an Ag and Markets representative for the area to get a better understanding of the proper structure needed to kennel dogs. Three calls were received for roaming dogs on January 25th, January 30th and February 4th two of the instances were the same dog. DCO is getting ready to do the dog census and are waiting for attachable signs for their vehicles so that they can be easily identified coming up to houses.

ENVIRONMENTAL BOARD REPORT

No report

HIGHWAY REPORT & PARKS

Highway Superintendent Clarkson reported that they have had a rash of breakdowns on equipment.

Councilman Zurbrick stated that the new highway employee needs to have their training requirements done in the upcoming week especially the highway related training. Highway

Superintendent Clarkson stated that he would notify Councilman Zurbrick on Tuesday when Sean Andrews is available for the training. His start date was Monday, January 25, 2016.

Hire New Highway Employee

MOTION made by Councilman Pietraszek and seconded by Councilman Arcara to approve the hiring of Sean Andrews for a 1 year probation period at a rate of \$20.00 for six months and will increase to \$22.00 and after a year he will go to full MEO rate with three personnel days and one sick day a month for the first year.

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

Supervisor DePasquale stated that a bill was received from Hamburg Overhead Doors today for garage door repairs. Highway Superintendent Clarkson stated that it was for rail and motor housing repair. The wing tower from one of the trucks hit the rail and motor housing when it was backing up. Supervisor DePasquale stated that in the future the Town Board should be notified of any damages to the buildings since it is coming from the general fund and that it could have been possibly turned into the insurance company.

INSURANCE REPORT

No report

LIBRARY REPORT

Councilman Hryck reported that on February 27th there will be a NRA Pistol Training course there is a \$50 charge and you must pre-register by February 19th.

PERSONNEL & TRAINING REPORT

Councilman Zurbrick reported the appointment of Mark Bus for the Zoning Board of Appeals.

MOTION made by Supervisor DePasquale and seconded by Councilman Hrycik and unanimously approved the appointment of Mark Bus to the Zoning Board of Appeals.

Discussion on the mandatory training and refresher training courses that are needed by all Town employees and volunteer board members

PLANNING BOARD REPORT

Councilman Hrycik reported that the Planning Board elected Walt Kammer as their Chairman. There was discussion on Solar Panels and redesign or evaluation of the Master Plan the last time the Master Plan was looked at was in 2002 it is usually reevaluated every 5-7 years.

WATER REPORT

Councilman Pietraszek reported that the Neptune reader was installed and upgraded and is working out well.

- Three meter reading issues one on Heath Road and two on State Road
- Water was shut off to a house on Boston Colden Road the house is vacant
- Two new water hook ups one on State Road and the other one on Caroline Lane
- All the RPZ backflow preventers in the system are in compliance now
- Greg Adams title should be noted as Water System Operator Greg has completed the NYS DOH certificate stating his grade under State Sanitary Code as D-Distribution System Water System Operator.

YOUTH/ADULT RECREATION REPORT

Recreation Director Kip Palmateer reported registration for spring soccer will start this week.

- Registration day will be March 5th at the Town Hall from 9am to 11am.
- Looking for sponsors to support soccer and baseball leagues the cost is \$120.
- Accepting applications for soccer referees and concession stand workers.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS

**RESOLUTION #2016-01
AMEND THE TOWN OF COLDEN 2016 BUDGET FOR THE
AURORA FIRE DISTRICT**

WHEREAS, The Preliminary amount of Taxation from the Aurora Fire District was \$35,179.00 submitted to the Town and adopted on the 2016 Budget. The Town of Aurora Fire District Final Budget (which was not received at the time the Town Board adopted the budget) was in the amount of \$36,198.00

WHEREAS, Amending the Town of Colden 2016 Budget to reflect the true and accurate taxation of the Aurora Fire District as noted on the 2016 Tax Bill to be sent out.

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

RESOLUTION #2016-02
AMEND 2016 HIGHWAY BUDGET

WHEREAS, The approved 2016 Budget for the Highway Fund line DA9050.8 Unemployment inadvertently had no money allotted.

WHEREAS, Due to unanticipated payments from line DA9050.8 Unemployment, there will be an increase from zero dollars to \$5000.00 dollars.

WHEREAS, This amount will be appropriated from the Highway Fund balance for the 2016 Budget and will increase from \$42,500.00 to \$47,500.00. This increase will not affect the Highway tax rate for 2016.

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

BUDGET TRANSFERS

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

2015 Highway, Water and General Budget Transfer Request

From;	DA5110.4	General Repairs	\$165.29
Into:	DA5130.4	Machinery Contractual	\$165.29
From:	DA9060.8	Employee Benefits-Medical	\$753.68
Into:	DA9040.8	Employees Benefit Workers Comp	\$753.68
From:	SW8340.2	Trans. & Distribution Equipment	\$2,064.33
Into:	SW8310.4	Contractual	\$2,064.33
From:	SW8340.4	Source of Water	\$4,711.40
Into:	SW8320.4	Trans. & Distribution – Contrac.	\$4,711.40
From:	A1620.2	Capital Outlay	\$14,063.30
Into:	A5010.4	Highway Contractual	\$14,063.30

From:	A1602.2	Capital Outlay	\$6,966.75
Into:	A1620.44	Opr of Bldgs.-Contract.	\$6,966.75
From:	A1660.4	Central Storeroom-Contractual	\$863.54
Into:	A1670.4	Print & Mail Contractual	\$863.54
From:	A8020.1	Planning Personnel Services	\$161.88
Into:	A7310.11	Youth – Personnel Services	\$161.88
From:	A7620.4	Senior Citizens Trip	\$217.06
Into:	A6772.4	Aging Programs	\$217.06
From:	A1110.41	Justice Stenographer	\$350.00
Into:	A1110.43	Justice Contractual – 2	\$350.00
From:	A1355.4	Assessment Contractual	\$45.00
Into:	A1110.43	Justice Contractual – 2	\$45.00
From:	A1355.4	Assessment Contractual	\$158.26
Into:	A1110.4	Justice Contractual – 1	\$158.26
From:	A1110.2	Justice Supplies Judge -1	\$4.04
Into:	A1110.21	Justice Supplies Judge 2	\$4.04
From:	A7620.4	Senior Citizens Trips	\$1,536.00
Into:	A7310.42	Adult Recreation	\$1,536.00
From:	A7620.4	Senior Citizens Trips	\$1,444.76
Into:	A7110.4	Parks Contractual	\$1,444.76
From:	A7620.4	Senior Citizens Trips	\$629.14
Into:	A7989.4	Senior Center Contractual	\$629.14
From:	A1355.4	Assessment Contractual	\$121.10
Into:	A3120.4	Sheriff Sub Utilities	\$121.10
From:	A1355.4	Assessment Contractual	\$35.10
Into:	A1110.42	Justice Prosecutor	\$35.10

TOWN CLERK REPORT

Town Clerk Kerlin reported that Town & County Tax Bills were mailed out today if you do not receive a tax bill you should notify the Town Clerk's office.

SUPERVISOR'S REPORT

Supervisor DePasquale reported the Colden Town Court was awarded a grant in the amount of \$8,455.00 for cameras and security equipment for the building.

-Rural Transit Service received the \$2700.00 grant money that the Town supported in the Community Development Block Grant.

-Troy Banks performed an audit on the utility bills for the Town. The Town will receive a check in the amount of \$3,456.98 from NYSEG for the overcharges.

Speed Study

MOTION made by Councilman Zurbrick and seconded by Councilman Hrycik and unanimously approved to submit a speed study on Crump Road between Center Street and Pratham Road.

Councilman Zurbrick asked if mileage reimbursement for town employees starts at the Town Hall or from the employee's home.

Supervisor DePasquale stated that it would start from the Town Hall unless otherwise noted on a voucher why you had to leave from your home.

Example: Dog Control Officer or Water Operator responding to a call or an employee going to a conference or school and leaving from their home.

PAY BILLS

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

General Fund Warrant Voucher #2015-502 to #2015-509	\$ 3,267.79
Highway Fund Abstract Voucher #2015-230 to #2015-232	\$ 165.29
Lighting District Voucher #2015-23 to #2015-24	\$ 1,968.59
Water District Voucher #2015-87 to #2015-89	\$ 3,239.47

General Fund Warrant Voucher #2016-10 to #2016-46	\$29,447.54
Highway Fund Abstract Voucher #2015-03 to #2016-22	\$41,590.23
Refuse District Voucher #2016-02	\$16,981.68
Water District Voucher #2016-01 to #2016-04	\$ 175.26
Lighting District Voucher #2016-01	\$ 1,563.24

PRIVILEGE OF THE FLOOR

Marilyn Calhoun Allen asked for clarification on the Speed Study to be done on Crump Road and if there was a fee to have one done.

Supervisor DePasquale stated that there is no cost for the speed study and there is a form and a resolution that are submitted to Erie County.

James Walters stated that the town should really try to go through the Towns insurance to be reimbursed for damages done to the highway garage.

ADJOURN

MOTION made by Councilman Pietraszek and seconded by Councilman Arcara and unanimously adjourned the meeting at 8:27pm.

Respectfully submitted,

Christina M. Kerlin
Town Clerk