

TB Mtg. October 13, 2016
TOWN BOARD MEETING
COLDEN TOWN HALL – October 13, 2016

MEETING CALLED TO ORDER AT 7:07PM.

SUPERVISOR DEPASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE
IN MEMORY OF DAVID BOIES AND MARY JANE VIRGINIA FOLLOWED BY THE
PLEDGE OF ALLEGIANCE

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

ALSO PRESENT: Highway Superintendent Paul Clarkson
Town Clerk Christina Kerlin
Approximately 12 residents

MINUTES

MOTION made by Councilman Hrycik, and seconded by Councilman Arcara, and unanimously approved to accept the minutes of the September 8, 2016 Regular Town Board meeting as presented.

PUBLIC HEARING

2017 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS

PUBLIC HEARING OPENED AT 7:09 PM.

Supervisor DePasquale opened the Public Hearing for the 2017 Community Development Block Grant Funds. He explained that these funds are available for projects that would benefit specific economically disadvantaged people such as seniors, handicapped or low income families a new income study is planned for next year.

Public Comments – None

The Town Board discussed and decided on the following project.

- 1) Rural Metro Van Service.

PUBLIC HEARING CLOSED AT 7:11PM

TOWN OF COLDEN
COLDEN, N.Y. 14033

RESOLUTION #2016 - 06
2017 COMMUNITY DEVELOPMENT GRANT FUNDS

WHEREAS, at a meeting of the Colden Town Board held on October 13, 2016, at 7:00 pm, the Town Board of the Town of Colden authorizes Supervisor James P. DePasquale to sign, submit and execute a contract with Erie County Development Grant Program for the following project upon approval of ECCDBG Funds.

- 1) Rural Metro Van Service

Duly adopted this 13th day of October, 2016, by the following vote.

Vote: Councilman David Arcara - yes
Councilman Jesse Hryck – yes
Councilman Patricia Zurbrick – yes
Councilman Gerald Pietraszek – out of town
Supervisor James P. DePasquale – yes

COMMITTEE REPORTS

YOUTH & ADULT RECREATION REPORT

Asst. Rec Director Jaime Ruhland reported that annual Christmas Ornament and Tree Decorating event will take place on Friday December 2nd. The event will be at the Senior Center at 6:30pm. Floor hockey sign ups have begun and will start on Friday, January 6th at 6:30pm at Colden Elementary School.

At the Town Board workshop prior to this meeting there was discussion on the purchase of a 10ft. bay swing set with 4 swings and a kids center that was in the 2016 budget.

Three bids were received:

| | | |
|----------------------|------------------------|-------------------|
| AAA State of Play | Kids Center | \$1,989.00 |
| | 10Ft. 2 bay w/4 swings | <u>\$2,268.00</u> |
| | | \$4,257.00 |
| Detailed Play Pro | Kids Center | \$1,495.00 |
| | 10Ft. 2 bay w/4 swings | <u>\$3,300.00</u> |
| | | \$4,795.00 |
| SportsPlay Equipment | Kids Center | \$1,471.00 |
| | 10Ft. 2 bay w/4 swings | <u>\$2,105.00</u> |
| | | \$3,576.00 |

Approve Purchase of Swing Set and Kids Center

MOTION made by Councilman Arcara and seconded by Councilman Zurbrick and unanimously approved to purchase the 10ft. modern tripod swing set at \$1,471.00 and the Kids Center at \$2,105.00 from Sports Play Equipment, Inc.

BUILDING REPORT

Supervisor DePasquale read a recommendation from Lore Masonry on the handball tennis court wall in Kummer Park. In looking at the wall twice in the last year Pete has seen an increased deterioration that in his opinion is beyond repair. The Town Board discussed having the Highway department take the wall down and budget a new wall for next year.

MOTION made by Councilman Arcara and seconded by Councilman Hrycik and unanimously approved to have the Highway Department remove the handball tennis court wall at Kummer Park and budget a design and replace the handball tennis court wall for 2017.

Quotes are being obtained for the replacement of the front door at the Senior Center.

A representative from Sherwin Williams dropped off a card and information to open an account to purchase paint through the Erie County Bid System the material will be saved for future use if needed.

CODE ENFORCEMENT OFFICER REPORT

CEO John Kotlarsz is out of town while John is gone the town will have the shared services of the Springville Code Enforcement Officer.

Supervisor DePasquale gave the following report for the month of September, 2016

14 Building Permits Issued
2 Certificates of Occupancy
2 Court Appearances

Supervisor DePasquale read an email he received from St. Pauly Textile looking to update their records on the clothing drop off box at Colden United Methodist Church. When the shed was set up there was no building permit required at that time and is still wondering if that is the case. With the shed serving only as a drop off for used clothing and nothing else being stored the Town Board decided to waive the fee for the shed drop off box.

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara and unanimously approved to waive the permit fee for the St. Pauly Textile clothing drop off box shed at the Colden United Methodist Church.

Supervisor DePasquale will send an email stating that there will be no fee for having the shed on the church parking lot as long as it is for the collection of clothing associated with St. Pauly Textile.

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that the Methodist Church will hold a Fish Fry on Friday, October 14th and the 28th starting at 4:30pm.

Bread of Life will hold a Mobile Food Pantry on October 27th at 3pm bring a bag or box for the items and ID required. Last Saturday for the Farmers Market at the Bread of Life Gaberial's Closet and the food pantry are still open during the winter months.

8th Annual Christmas Tea and Fashion Show will be Saturday December 3rd at the Bread of Life Outreach Center. Tickets go on sale Saturday, October 22nd, 10:00 am to noon.

- \$25.00 per ticket and no more than 10 tickets per order
- Mail orders will be accepted if they are postmarked between October 1st - 8th
- Mail them to BOLO P.O. Box 113, Colden NY 14033

Halloween Bash Saturday, October 29th from 12:30 to 2pm at the Bread of Life admission is a suggested donation of a non-perishable food item.

There will be a campout at the Veterans Memorial Park starting November 4th to Sunday November 6th any donations collected will be given to the homeless veterans.

Masons Livingstone Lodge will hold a pancake breakfast on Sunday, November 6th, from 8:30am – 12:30pm at the Bread of Life.

On November 6th at 11:00am a service will be held by the Masons at the Veterans Memorial Park.

Flu shots will be on Tuesday, October 25th from 10am to 2pm at the Town Hall.

The last Colden Senior trip will be to Salvatore,s Restaurant for the presentation of an Enchanted Cabaret Dinner Theater performance 'All She Wants for Christmas with Mrs. Claus" and Woyshner's Gift Shop in Lackawanna the cost is \$55.00 and money is due by Tuesday, October 25th information is on the board and the town's website. The senior trip for POPS has been cancelled.

Colden Fire Company is having a Ham and Turkey raffle on Saturday, October 15th at the Colden Fire Hall at 6pm.

Resident Steve Lehman made a beautiful sign for the Town of Colden out of the old sycamore tree that was next to the creek behind the Town Hall the sign has been placed in the same area.

DOG CONTROL REPORT

Councilman Arcara read DCO Kathy Horschel monthly report for September 4, 2016 – October 9, 2016. Kathy sent out the final round of tickets that needed to be given to those who have not yet licensed their dogs since the census was complete. Received a few calls on lost dogs, but they all came home or were found by the owners within a couple of hours. Checked on two dogs reported running in the road on Irish upon arrival they were nowhere to be seen. Sent an appearance ticket to a resident on Center Street who was told already to keep his dogs out of the road. The dog that was picked up on September 2nd went to a local rescue and is waiting to be adopted and she is doing well.

The DCO has asked for a microchip reader for dogs that they pickup they received a quote from AKC Reunite for a QuickScan 650 Pet Microchip Scanner for \$200.00.

Approve the Purchase of a Microchip Scanner

MOTION made by Supervisor DePasquale and seconded by Councilman Zurbrick and unanimously approved to purchase a Quickscan 650 Pet Microchip Scanner at a cost of \$200.00.

ENVIRONMENTAL REPORT

Councilman Hrycik reported that the Creek Restoration is complete and the cost to the town is \$2,652.77.

MOTION made by Supervisor DePasquale and seconded by Councilman Arcara and unanimously approved to pay Erie County Soil & Water \$2,652.77 for the creek restoration.

The Annual Hazman Recycling event in September went very well over 19,000lbs. of electronics were collected and the cost was \$900.00 the total cost was approximately \$12,000 the bills are just coming in and will be divided up between the Town of Holland and Colden.

HIGHWAY AND PARKS

Highway Superintendent Clarkson reported that the bathrooms at Kummer Park will be closed at the end of the month and the grass will be mowed one more time and the flowers will be pulled.

Murray Hill Road Closing

MOTION made by Supervisor DePasquale and seconded by Councilman Arcara and unanimously approved to post the closing of Murray Hill Road seasonal part from November 15, 2016 to April 1, 2017.

Councilman Zurbrick asked that the paints in Tere's office be removed for safety reasons. Supervisor DePasquale asked Highway Superintendent Clarkson to leave the cell phone with whomever he leaves in charge when he goes away on vacation.

INSURANCE

No report

LIBRARY REPORT

Councilman Hrycik reported that the librarian from the bookmobile was happy with the people that came out to the festival and visited the bookmobile. On the 2nd and 4th Tuesdays starting November 8th from 4pm to 8pm the bookmobile will be at the Town Hall for the winter months.

The West Falls Library will have their Annual Tea with Denise Reichard, this year appearing as Dr. Elizabeth Blackwell, the first female doctor in the US on Saturday, October 15th from 1pm to 3pm refreshments will be served and the cost is \$10 per person. On Saturday, November 5th at 1pm Tom Schobert from the Springville Civil War Museum returns to present a program called “The Alamo and the Western NY connection. No Charge

PERSONNEL & TRAINING REPORT

Councilman Zurbrick reported that the only matter is the changes in the personal policy.

PLANNING COMMITTEE REPORT

Councilman Hrycik reported that the Planning Board discussed Solar Panel codes, changes to fees and fines and Colden Lakes Resort site plan change.

WATER COMMITTEE REPORT

Supervisor DePasquale stated that the Water Relevy will be tabled until November’s meeting. A letter was sent out from the Water department giving them until the end of the month to pay on their water bill before the amount is relevied on to their tax bill.

OLD BUSINESS

Colden Lakes Resort Site Plan Change

Supervisor DePasquale stated that Judy Brown submitted a site plan request that pool sites 1-9 be allowed to stay in place during the winter months for storage and a sketch of the area was included.

The matter was discussed at the Town Board Workshop prior to tonight’s meeting and Supervisor DePasquale went through site plan change and all material is filed in the Town Clerk’s office.

Decision on Colden Lakes Resort Site Plan Change

MOTION made by Councilman Arcara and seconded by Councilman Hrycik to approve Colden Lakes Resort campsites 1 – 9 in front of the pool for winter storage.

On the question Supervisor DePasquale stated to Judy Brown that I know you have worked hard to keep harmony with your neighbors by placing trees and fences and keep in mind that people

living next door have to look at the campground. He also stated that I know Judy carries great expectations with her campers at the resort and hopes that she still will lookout for her neighbors.

On the Vote: Councilman David Arcara - yes
 Councilman Jesse Hryck – yes
 Councilman Patricia Zurbrick – yes
 Councilman Gerald Pietraszek – out of town
 Supervisor James P. DePasquale – yes

Supervisor DePasquale stated that Judy Brown submitted a check for \$25.00 for the Site Plan Change which was not needed since it was not an application for a Special Use Permit process therefore her check needs to be returned.

MOTION made by Councilman Arcara and seconded by Councilman Hrycik and unanimously approved to return the check in the amount of \$25.00 back to Judy Brown.

NEW BUSINESS

None

RESOLUTIONS:

Supervisor DePasquale read the following resolution:

WHEREAS, The Town of Colden System services the needs of the NYS Department of Environmental Enforcement, the NYS Police and the Erie County Sheriffs,

WHEREAS, The Town of Colden Court System is continually interested in upgrading and improving its equipment in order to better serve not only the public, but also cooperating municipalities,

NOW, THEREFORE BE IT

RESOLVED, that the Town Board of the Town of Colden authorizes the Colden Justice Court to apply for a Justice Court Assistance Program Grant to the maximum amount available.

Duly adopted this 13th day of October, 2016, by the following vote.

Vote: Councilman David Arcara - yes
 Councilman Jesse Hryck – yes
 Councilman Patricia Zurbrick – yes
 Councilman Gerald Pietraszek – out of town
 Supervisor James P. DePasquale – yes

Water Relevy resolution was tabled until next month this gives the residents till the end of October to pay their outstanding water bill.

BUDGET TRANSFER

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

| | |
|-------------------------------------|------------|
| From: DA5110.4 General Repairs | \$3,415.50 |
| Into: DA5130.4Machinery Contractual | \$3,415.50 |
| From: A1410.4Town Clerk Contractual | \$418.00 |
| Into: A1460.4Records Management. | \$418.00 |

TOWN CLERK REPORT

Town Clerk Kerlin asked to set the Public Hearing for the 2017 Tentative Budget.

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously approved to set the Public Hearing for the 2017 Tentative Budget on Thursday, November 10, 2016 at 7:00pm at the Colden Town Hall.

SUPERVISOR'S REPORT

Supervisor DePasquale reported that the AARP course went well Instructor Andy Wiencek said they had 7 people for the Monday/Wednesday course and 15 people for the Saturday course and next year doing only a Saturday course.

National Fuel is holding a Public Hearing on a proposed rate increase the hearing will be held on October 26th, Buffalo & Erie County Public Library-Central Meeting Room

PAY THE BILLS:

MOTION made by Councilman Zurbrick and seconded by Supervisor DePasquale to approve the payment of the October bills.

| | |
|--|-------------|
| General Fund Warrant Voucher #2016-320 to #2016-372 | \$40,129.26 |
| Highway Fund Abstract Voucher #2016-155 to #2016-171 | \$38,525.43 |
| Refuse District Voucher #2016-36 | \$17,838.44 |
| Water District Voucher #2016-52 to #2016-62 | \$10,804.46 |
| Lighting District Voucher #2016-19 to #2016-20 | \$ 1,900.19 |

PRIVILEGE OF THE FLOOR

Robert Henning stated that the dog complaint that was looked at a couple of months ago on Park Street has not changed the dogs are still barking at all hours of the day and night.

And the cars that travel up Park Street are going way to fast and was wondering if something could be done about the situation.

Supervisor DePasquale stated that he would have the DCO Kathy Horschel give the owner a call and see what measures the owner is taking to control the dogs barking. As for the cars speeding he will contact the Sheriff's office to see if they can have a car patrol the area.

ADJOURN

MOTION made by Councilman Zurbrick and seconded by Councilman Pietraszek and unanimously adjourned the meeting at 8:34pm.

Respectfully Submitted,

Christina M. Kerlin,
Town Clerk