

TB Mtg Nov 7, 2013  
TOWN BOARD MEETING  
COLDEN TOWN HALL – November 7, 2013

MEETING CALLED TO ORDER AT 7:03PM.

SUPERVISOR HOFFMAN OPENED THE MEETING WITH THE PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE IN MEMORY OF CURTIS SCHULTZ.

PRESENT: Councilman David Arcara – yes  
Councilman Gerald Pietraszek – yes  
Councilman Patricia Zurbrick – yes  
Councilman Patrick Murphy – yes  
Supervisor Annie Hoffman – yes

ALSO PRESENT: Town Accountant Mark Adamchick  
Town Justice William Montgomery  
Highway Superintendent Paul Clarkson  
Bldg. Insp/Code Enf Officer John Kotlarsz  
Town Clerk Christina Kerlin  
Approximately 32 residents

#### MINUTES

MOTION made by Supervisor Hoffman, and seconded by Councilman Murphy and unanimously approved to accept the minutes of the October 3, 2013, CDBG and Town Board Meeting , 2014 Budget Workshop and the October 8, 2013 Special Town Board Meeting minutes as presented.

#### PUBLIC HEARING FOR 2014 PRELIMINARY BUDGET

Supervisor Hoffman opened the Public Hearing at 7:04 pm

#### OPEN PUBLIC HEARING

#### COMMENTS FROM THE TOWN BOARD AND AUDIENCE

Highway Superintendent Clarkson stated that under the Highway Budget some of the figures were wrong changes are shown.

DA9030.8 Employee Benefits Social Security from 0 to \$13,783.

DA5110.11 General Repair Services Part time pers. Services \$4,000.00 to \$8,243.

Highway tax rate changed from \$4.11 to \$4.16.

MOTION was made by Supervisor Hoffman, and seconded by Councilman Murphy to adopt the 2014 Preliminary Budget on the vote:

Vote: Councilman Arcara – no  
Councilman Pietraszek – yes  
Councilman Zurbrick – no  
Councilman Murphy – yes  
Supervisor Hoffman – yes

Supervisor Hoffman said that Dave Freeman from Freeman Land Surveyors has donated a Christmas Tree this year that will be placed by the Town Hall.

Supervisor Hoffman stated she would not be able to stay for the rest of the Town Board meeting at 7:15pm due to health reasons and Councilman Pietraszek would conduct the rest of the Town Board meeting.

#### BUILDING AND INSURANCE COMMITTEE REPORT

No report

#### CABLE COMMITTEE REPORT

No report

#### HIGHWAY AND PARKS REPORT

Highway Superintendent, Paul Clarkson reported that the Erie County Snow Removal Agreement needs to be approved.

#### Erie County Snow Removal Agreement

MOTION was made by Councilman Pietraszek and seconded by Councilman Arcara and unanimously approved the agreement with Erie County Department of Public Works relating to control of Snow and Ice on County Roads by the Town of Colden for 2013-2016. Under this agreement, the Town of Colden will receive for the 2013-2014 snow season rate has been set at \$3,494.92 per lane mile; the 2014-2015 snow season rate has been set at \$3,599.77 per lane mile; and the 2015-2016 snow season rate has been set at \$3,707.76 per lane mile.

#### Highway Cold Storage Building

Highway Superintendent Clarkson requested money to winterize 2 bays of the cold storage building.

MOTION made by Councilman Murphy and seconded by Councilman Arcara and unanimously approved to winterize 2 bays contingent on money being available in Account A5010.4 and not to exceed \$4,000.00.

#### YOUTH & ADULT RECREATION REPORT

Councilman Zurbrick reported that floor hockey will start January 17<sup>th</sup> at Colden Elementary School registration forms can be found at the Town Hall as well as a flyer will be going home thru the school next week.

The annual Christmas ornament and cooking making day will be Saturday December 14<sup>th</sup> at the Senior Center starting at 4:00pm. Decorating and lighting of the Christmas tree will follow. A flyer will go out thru the school next week.

#### PLANNING COMMITTEE REPORT

Councilman Pietraszek reported that the Planning Board is still working on the High Volume Hydrofracking and will submit a report sometime in the start of 2014.

Planning Board attended an Agriculture Training Session in East Aurora November 6, 2013..

#### ENVIRONMENTAL COMMITTEE REPORT

Councilman Arcara reported that the Recycling Day Event took place November 2<sup>nd</sup>.

-Attended a Rural Water Association workshop in the Town of Wales.

#### COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that she hand delivered the Community Development Block Grant downtown in Buffalo to Thomas Dearing.

-Toured the Western NY Meals on Wheels facility with Deputy Town Clerk Carolyn Maybach who is the coordinator for Meals on Wheels in Colden. The transition should go smoothly.

#### WNY Meals on Wheels Contract

MOTION made by Councilman Zurbrick and seconded by Councilman Murphy and unanimously approved the Town of Colden to enter into a Contract with WNY Meals on Wheels.

#### PERSONNEL COMMITTEE REPORT

Councilman Zurbrick reported that she met with the Town Attorney Ronald Bennett on October 9, 2013, he had suggestions in the editing of the Personnel Policy and advised that the Policy be approved at the December meeting so that it could be ready for the January Organizational meeting.

Discussion on the Personnel Policy will be at the next Town Board Workshop.

#### SOLID WASTE AND NEST REPORT

No report

#### LIBRARY REPORT

Councilman Murphy reported –

- Meet Dolly Madison Saturday, November 9, from 1pm – 3pm, Pre-Registration is required, \$5
- Local History Talk November 16, from 1pm – 2pm with Aurora Town Historian, Rob Goller, No charge
- Child Safety Presentation on November 21, at 10:30am with a representative from the EA Police Dept, No charge

Reita Littlefield asked to speak at this time to thank the Town Board for all the support that is given to the West Falls – Colden Community Library. Books that have not gone out with in a year's time are donated to the Veterans Hospital in Buffalo. Last month 22 boxes of books were donated to the VA Hospital.

#### STREET LIGHTING REPORT

Councilman Zurbrick reported Street Lights Out at -

- 7095 State Road
- Two at 8947 State Road
- Historical Lights 35, 38 and 39
- 9083 Hayes Hollow Road

#### DOG CONTROL REPORT

No report

#### CODE ENFORCEMENT OFFICER REPORT

Building Inspector/Code Enforcement Officer, John Kotlarsz gave the following report for the month of October, 2013.

- 7 Building Permits Issued
- 1 Certificate of Occupancy
- 1 Phone Complaint

#### WATER COMMITTEE REPORT

Councilman Pietraszek reported that the Water Department has been working with EC Health Dept. and CRA on the replacement of the pressure relief valve. CRA will be submitting written approval in the future for the replacement of the pressure relief valve behind the Town Hall. The Handheld Meter Reader was not working properly so the water bills had to be estimated and in adjustment will be done if needed at the next time the meters are read.

#### VETERAN'S COMMITTEE REPORT

No report

#### DISASTER COMMITTEE REPORT

No report

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Councilman Pietraszek read the following resolution:

TOWN OF COLDEN  
COLDEN N.Y. 14033  
RESOLUTION #2013-15

NEW YORK STATE DEC DECALS CONTRACT AGREEMENT WITH THE TOWN CLERK  
WHEREAS, the Town of Colden has sold conservation licenses on behalf of the NYSDEC for over 2 decades; and

WHEREAS, the NYSDEC DECALS system will be starting a new contract commencing on December 1, 2013 with a new vendor for services, and

WHEREAS, the NYSDEC is requiring all the towns in New York State to renew their previous contracts to enable them to continue selling conservation licenses on behalf of the DEC;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD AS FOLLOWS:

1. The Town Board does hereby approve the agreement between the Town of Colden Town Clerk Christina M. Kerlin and the DEC commencing on December 1, 2013 in form annexed hereto.
2. The Town Clerk is hereby authorized to execute such agreement on behalf of the Town of Colden.
3. This resolution shall take effect immediately.

The adoption of foregoing Resolution was moved by Councilman Pietraszek and seconded by Councilman Murphy and duly put to a roll call vote which resulted as follows:

Duly adopted this 7<sup>th</sup> day of November, 2013, by the following vote.

Vote: Councilman Arcara – yes  
Councilman Pietraszek – yes  
Councilman Zurbrick – yes  
Councilman Murphy – yes  
Supervisor Hoffman – absent

**BUDGET TRANSFER**

None

**TOWN CLERK REPORT**

Town Clerk Kerlin submitted the Releived Water Rents to be included in the tax warrant.  
Councilman Pietraszek read the following

WHEREAS, The Town of Colden has 15 delinquent Water accounts in the amount of \$3,022.26, remaining unpaid, including late charges;

NOW THEREFORE, BE IT RESOLVED: That no further payments will be accepted after November 1, 2013, and any and all unpaid water accounts as of this date, be releived onto the 2014 Town of Colden Property Taxes.

MOTION made by Councilman Pietraszek and seconded by Councilman Zubrick to approve the 15 delinquent Water accounts in the amount of \$3,022.26 to be releived on the 2014 Town of Colden Property Taxes.

Vote: Councilman Arcara – yes  
Councilman Pietraszek – yes  
Councilman Zurbrick – yes  
Councilman Murphy – yes  
Supervisor Hoffman – absent

**SUPERVISOR'S REPORT**

No report

**PAY THE BILLS:**

General Fund Warrant Voucher #2013-391 to #2013-432	\$ 50,020.53
Highway Fund Abstract Voucher #2013-125 to #2013-140	64,560.93
Water District Voucher #2013-71 to #2013-81	10,588.57
Refuse District Voucher #2013-39	16,316.96
Lighting District Voucher #2013-18 to #2013-20	3,537.96

**PRIVILEGE OF THE FLOOR**

Mary Pilger thanked Highway Superintendent Paul Clarkson and all of the Town Highway men for the work that was done on Maltby Road.

Supervisor Elect James DePasquale submitted a letter for the record which he read to the Town Board on the Transition of the Town Supervisor's Office on January 1, 2014 the letter is on file in the Town Clerk's office.

Councilman Pietraszek stated that the Town Board would help him in anyway.

ADJOURN

MOTION made by Councilman Murphy and seconded by Councilman Arcara and unanmouisly adjourned the meeting at 7:50 pm.

Respectfully Submitted,

Christina M. Kerlin,  
Town Clerk