

TB Mtg April 11, 2013  
TOWN BOARD MEETING  
COLDEN TOWN HALL – April 11, 2013

MEETING CALLED TO ORDER AT 7:02

SUPERVISOR HOFFMAN OPENED THE MEETING WITH A MOMENT OF SILENCE IN HONOR OF STEPHEN CZERNIAK AND DIANE ALLEN FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

PRESENT: Councilman David Arcara  
Councilman Gerald Pietraszek - absent  
Councilman Patricia Zurbrick  
Councilman Patrick Murphy -absent  
Supervisor Annie Hoffman

ALSO

PRESENT: Town Justice William Montgomery  
Highway Superintendent Paul Clarkson  
Bldg. Insp/Code Enf. Officer John Kotlarsz  
Asst. Bldg. Insp/Code Enf. Officer Greg Adams  
Town Clerk Christina Kerlin  
Approximately 25 Residents

MINUTES

MOTION made by Supervisor Hoffman, seconded by Councilman Zurbrick and unanimously approved to accept the minutes of the March 14, 2013, Town Board Meeting. Town Clerk had a correction to add on page 9, transfer of \$774.68 into account A1420.4 that was omitted.

PUBLIC HEARING:

LOCAL LAW 01-2013  
TOWN OF COLDEN  
LOCAL LAW INTRO NO. 1-2013

MORATORIUM ON HORIZONTAL DRILLING AND HYDRAULIC FRACTURING

Supervisor Hoffman opened the meeting at 7:05pm.

Public notice read by Town Clerk

Supervisor Hoffman asked the audience if they had any comments on the moratorium.

Linda Kotlarsz asked if the State has a 2 year moratorium why is the Town doing one for a year.

Supervisor Hoffman explained that they are not sure what the State is going to end up doing and we are giving the Hydro fracking committee more time to come up with zoning.

John Kotlarsz said he is against the moratorium and that this is setting up the Town for lawsuits, and if someone came to him to do drilling on his property and you have this moratorium I would be fighting this moratorium in court. The State already has a moratorium in place the Town should stay out of this and as far as the Hydro Fracking committee working on zoning the Town has a Planning Board.

Ron Fraser said there is no State 2 year moratorium it just does not exist and the Hydro Fracking committee will be submitting the final report in tomorrow.

Supervisor Hoffman read the Local Law:

#### SECTION 1. LEGISLATIVE INTENT

This Local Law amends a prior Local Law known as “Adoption of Code” adopted by the Town of Colden on December 29, 1984, as amended, relating to the administrative, legislative and general legislation of Codes within the Town of Colden as therein set forth.

#### SECTION 2. PURPOSE

The Town of Board of the Town of Colden has under review a Local Law governing the use of horizontal drilling and hydraulic fracturing. At the present time, there are no Town restrictions or regulations in regard to use of land within the Town for horizontal drilling and hydraulic fracturing. The Town Board finds that the commercial extraction of natural gas and oil by hydraulic fracturing or horizontal gas well drilling in the rural environment of the Town of Colden violates the rights of residents and imposes a significant threat to their health, safety and welfare. Moreover, widespread environmental and human health impacts have resulted from commercial gas and oil extractions utilized either hydraulic fracturing or horizontal gas or oil well drilling in other area. Permitting the activity of commercial gas or oil extraction utilizing hydraulic fracturing and/or horizontal gas well drilling violates the rights of residents and endangers their health, safety and welfare by allowing the intentional deposit of toxins into the air, soil, water, environment, and the bodies of residents within the Town. The activity poses a threat to some, if not all, of the natural water supply upon which the Town of Colden relies as its sole source of water. The Board finds that it is in the best interest of the Town for a moratorium on the use of horizontal drilling and hydraulic fracturing within the Town.

#### SECTION 3. AUTHORITY

This Local Law is enacted pursuant to the provisions of Article 16 of the New York Town Law and section 10 of the New York Municipal Home Rule Law.

#### SECTION 4. MORATORIUM AND DURATION

The Town Board of the Town of Colden hereby declares a One (1) year moratorium on the use of horizontal drilling and hydraulic fracturing within the Town.

#### SECTION 5. SEVERABILITY

The invalidity of any word, section, clause, paragraph, sentence, or part or provision of this Local Law shall not affect the validity of any other part of this Local Law which shall be given effect.

#### SECTION 6. EFFECTIVE DATE

This Local Law shall become effective immediately upon the adoption by the Town of Colden Town Board and filing with the New York Secretary of State.

Marilynn Calhoun Allen asked if the Town Board received any recommendations from the Planning Board or the Environmental Board.

Jeanette Geckler stated that she thought it was fair to say that the Planning Board and the Environmental Boards did not do any extensive studies on this issue. The Hydro fracking committee has spent 6 months on behalf of the Town evaluating the current and potential future gas drilling in storage practices in the context of the Towns Master Plan and ordinance. The committee has completed the report and is in the process of submitting the report to the Town Board for evaluation and review.

Richard Sheldon questioned the law as you read said any hydro fracturing and will it be just high volume horizontal drilling and does that include vertical drilling that a landowner may have under contract with a gas company.

Supervisor Hoffman stated that it is the Horizontal Drilling and Hydraulic Fracturing and it could affect a personal gas well as far as high volume Hydraulic fracturing but not the storage wells they can still be maintained.

Roz Fishbaugh stated as a landowner and tax payer she would like to keep her water well pure and safe and would never be able to sell her house if it were to be polluted from hydro fracking.

Donald Cecala asked how many investigations has the Town done on water wells that have been polluted and were there any water wells polluted before 1950. Donald stated that he has not had any problems with his water well since the drilling on his property and the neighbors water wells have been tested and they are fine.

Kimberly Reichert said that she thought this was a Public Hearing on the Town Board considering adopting legislation to place a moratorium and the audience is not here to debate the evils or the fears of Hydro Fracking. Her opinion is the moratorium would be a good idea.

Michael Sendor said initially he was very emotional about this issue because he is involved in this industry but in the last four and a half years there has been no gas well work so most of his clients are out of business. The State is not issuing any permits nothing is going to happen any time soon. Michael said he was opposed to the first moratorium but if people are concerned about this moratorium it does nothing so pass it because the State is not going to allow any horizontal drilling. So if it makes the Town Board happy pass it.

John Kotlarsz said that since the information from the committee is not available yet maybe the Town Board should table the moratorium until next month after reviewing the report. Supervisor Hoffman said that the Town Board is just trying to protect the people in the Town of Colden.

John Kotlarsz said you are not protecting all the people in the Town of Colden the Town Board is taking away the rights of some who may want to drill.

MOTION made by Supervisor Hoffman to close the Public Hearing at 7:35pm

MOTION made by Councilman Arcara to keep the moratorium to 6 months and seconded by Councilman Zurbrick and on the question Supervisor Hoffman stated that this Local Law cannot be changed from one year to six months it was legally posted and the Town Board cannot change a Local Law that has been presented to the public.

MOTION made by Supervisor Hoffman to approve the one year moratorium until we have all the facts and data just to be safe not only for the people who do have gas wells on their property but to be safe to the people who do not have them, seconded by Councilman Arcara with the understanding that as stated that it could be retracted.

On the vote:

Councilman Arcara – yes

Councilman Zurbrick – yes (with the understanding that a new law could be done if needed)

Supervisor Hoffman – yes

#### COLDEN COUNTRY INN

Michael Newman explained that a letter was submitted to the Town Board to have live outside music acts throughout the summer months weather permitting as well as during the Colden Festival just as they have done in the past few years.

Supervisor Hoffman said the Town Board is proposing after speaking with Attorney Ronald Bennett who said you do not need a Special Use Permit done each year which is identical from the prior year. Supervisor Hoffman explained nothing has changed this year. The Town Board will revisit the request later in the meeting.

#### BUILDING AND INSURANCE

No report

#### HIGHWAY AND PARKS

Highway Superintendent Clarkson reported for the first time in five years an increase in the “CHIPS” money for Town of Colden. The Town will receive \$10,753.00 which will give us a total for this year of \$49,296.00 which in turn means the highway will be able to do more road work.

Hire 2 part time employees at a rate of \$9.50 for the summer months to help out in the highway and parks department there is money in the budget under DA5110.1 under skilled labor there is 300 hours and snow removal part time there is 400 hours total \$9,832.00.

MOTION made by Supervisor Hoffman and seconded by Councilman Zurbrick and unanimously approved to advertise and hire two part-time Highway/Parks employees to help out for the summer months.

Supervisor Hoffman said she will have Peggy fill out the PO17 form and send it to Erie County Personnel.

#### YOUTH AND ADULT RECREATION REPORT

Recreation Director Kip Palmateer reported planning for summer programs has begun, would like to send out a newsletter sometime in May, with a registration day early in June.

A proposal was submitted for an increase in the fees for resident and non-resident for the summer programs the Town Board will review proposal at the next Town Board workshop.

We would like to approve the following referees: Andrew Lavanture, Wyatt Langendorfer, Michael Palmateer, Colton Schelble and Max Hawkes at a rate of: \$10 for Midget games and \$12 for Youth games.

MOTION made by Supervisor Hoffman and seconded by Councilman Zurbrick and unanimously approved to hire the following Andrew Lavanture, Wyatt Langendorfer, Michael Palmateer, Colton Schelble, and Max Hawkes for Summer Recreation Staff.

#### CABLE REPORT

No report

#### PLANNING BOARD REPORT

No report

#### ENVIRONMENTAL BOARD REPORT

No report

Councilman Arcara reported the water survey report from ECWQC asks for input from the Environmental Board and Planning Board we can supply copies to those committees and they can review and provide the Town Board with any opinions.

#### COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported the Easter Egg Hunt at the Colden Fire company was well attended there was a lot of happy children.

Household Hazardous Waste Drop Off May 18, 9:00am to 2:00pm at ECC North Campus enter from Wehrle Drive.

Colden Festival Saturday and Sunday September 7th and 8th.

Report from State of Public Service Commission was given back to Supervisor Hoffman it has nothing for the Town to fill out the information should come from NYSEG and they have already submitted a report on February 15, 2013.

#### PERSONNEL REPORT

Councilman Zurbrick submitted the six different proposed changes to the personnel policy which the Town Board will review at the next workshop.

#### SOLID WASTE & NEST COMMITTEE REPORT

No Report

Supervisor Hoffman said Waste Management has sent out information to Town residents on how to sign up either online or by phone for the Recyclebank Program.

#### LIBRARY REPORT

Supervisor Hoffman stated the Library is gearing up for summer programs and plant sale. Book sale will be held on April 13, 2013. Annual Hot Dog sale will be August 24, 2013 from 11:00 to 2:00.

#### STREET LIGHTING REPORT

Councilman Zurbrick reported two streetlights out - South hill and Murray Hill Road  
8947 State Road in front of Highway  
Garage

#### DOG CONTROL OFFICER REPORT

Councilman Arcara reported a couple of complaints on barking dogs and a dog running around on neighbor's property and 2 stray dogs on Route 240.  
The phone number for the Dog Control office is (941-1DOG) 941-1364

#### CODE ENFORCEMENT OFFICER REPORT

John Kotlarsz, CEO reported - 2 Building permits issued  
1 First Notice of Violation

Fire Inspection are ongoing in Town and completed a 4 family fire inspection.

The State gave notice of a group home to be established on Holland Glenwood Road that will have 6 residents.

Working to have two properties cleaned up one on Crump Road and the other one is the American Log Home both are still ongoing in Colden Court.

#### WATER COMMITTEE REPORT

Water Clerk Kim Reichert reported leak detection will continue once the weather breaks and dries up and a leak on Supervisor Avenue was repaired the cause was a faulty meter.

Supervisor Hoffman read the following compensation letter with the Town of Colden and Water Worker Ray Wozniak.

The Town of Colden agrees to compensate Raymond Wozniak in his capacity as a licensed Class D Water Worker for services as follows:

- For the period March 1, 2013 through and including December 31, 2013, Four hundred dollars per month (\$400.00) which includes three hours (3) per week labor, if needed. Any hours in excess of three (3) per week during this time period, will be compensated at the rate of \$23.11 per hour.
- For the period January 1, 2014 through and including February 28, 2014, Four hundred dollars per month (\$400.00) which includes three hours (3) per labor, if needed. Any hours in excess of three hours (3) per week during this time period, will be compensated at to be determined in the 2014 Town Budget, but will not be less than \$23.11 per hour.

Agreed upon compensation will be submitted by voucher for inclusion in the monthly Town Abstract and paid at that time.

Supervisor Hoffman added that Ray Wozniak plans to retire at the end of the year and Greg Adams needs to be trained and will not receive his license for a year without on the job training, so Greg has stepped in for more of the work under the guidance of Ray.

MOTION made by Supervisor Hoffman and seconded by Councilman Arcara and unanimously approved Raymond Wozniak as water worker to be compensated at a rate of \$400.00 a month as stated in the terms of the compensation agreement letter.

#### HYDRO-FRACKING

No report

#### DIRECTOR OF VETERANS AFFAIRS

No report

#### EMERGENCY MANAGER

Jody Feidt reported the annual training for Work Place Violence, Right to Know, Harassment Policy and Blood Borne Pathogens will need to be scheduled for this year she could hold 1 or 2 daytime classes if needed. The Law has changed this year on the Hazardous Waste Class it will be a bit longer and the deadline is December 1.

A CPR refresher class for recreation employees will be coming up sometime in the future.

Jody will be forwarding a letter to the Town Board with regards to an article from NYS which would like to implement a new procedure that if the Emergency Manager is not doing their job the State will come in and take over any disasters.

Generator Power Study for the Town Hall and Senior Center will be looked into again for this coming year.

Request a meeting with Highway Superintendent Paul Clarkson and Supervisor Hoffman to do a refresher course on the FEMA mitigation paperwork that will need to be submitted in the upcoming year.

DEC: State ban on brush burning begins March 16 through May 14 during High Fire-Risk Season.

#### OLD BUSINESS

None



## NEW BUSINESS

### Erie County Environmental Management Council

Michelle Roberts term expired this year and Ron Fraser volunteered to take on the two year term that will expire on May 31, 2015.

MOTION made by Supervisor Hoffman and seconded by Councilman Zurbrick and unanimously approved to appoint Ron Fraser is the Erie County Environmental Council Member.

### Colden Country Inn

Supervisor Hoffman said that early in the meeting Michael Newman explained that the Colden Country Inn was applying to have outside music during the summer months and music during the Colden Festival like they have previously done in the past years with a Special Use Permit. Supervisor Hoffman explained that after speaking with the Town Attorney it is not necessary to apply for a Special Use Permit to be done yearly as long as nothing changes from year to year and it goes with the land. Michael and Tracy Newman have had no complaints in the past years and have stuck strict with what they had in place. The Town Board can make a decision tonight to approve the outdoor music and music during the Colden Festival as long as there are no changes, and if there are any changes they will have to apply for a Special Use Permit and go through all the various boards.

MOTION made by Supervisor Hoffman and seconded by Councilman Arcara and unanimously approved the Special Use Permit Application for the Colden Country Inn a permanent permit which was identical as the last three years for the Colden Country Inn to hold Outdoor Music Events which covers the months starting approximately April/May to early October. Music to be played Fridays and Saturdays 7pm to 12 midnight and 1 to 9:30pm on Sundays in case of afternoon events the possibilities of a one or two o'clock start on Saturdays or Sundays, Mondays from 5 to 9:30pm, and 2 events where a larger tent would be set up.

### Colden Festival

Supervisor Hoffman said Jim Howe submitted a letter for the Colden Festival and the Town Board needs to set a Public Hearing for next month May 9, 2013 at 7pm at which time they would have seen the Planning Board and Environment Board prior to the Public Hearing.

Greg Culver asked if the Colden Festival would be considered as the Colden Country Inn after this year.

Supervisor Hoffman said it could as long as nothing changes and she will have a conversation with the Town Attorney on this matter.

Marilynn Calhoun Allen who stated that as a former Supervisor for 20 years questioned that over the last few years she has noticed that the Town does not follow the Town Code and for the record this protects both parties the Town and the residents and that you must hold a Public Hearing

for Public Events according to 108-124(H)1-5 and 108-122 that state the procedure for the Special Use Permit.

Supervisor Hoffman said that it all has been clarified by the Town Attorney and a Special Use Permit goes with the land.

John Kotlarsz, CEO stated that the Town Attorney said that you do not have to go through a Special Use Permit as long as it does not change from year to year it states that in the Town Code Book.

Supervisor Hoffman read 108-125 from the Town Code Book:

- A. The Town Board may waive or vary any requirements of this chapter for good cause shown.
- B. The Town Board may require conditions in addition to those conditions enumerated in this chapter.
- C. The Town Board may require that the use of the subject premises at the time of application shall be in full compliance with the terms and provisions of an existing special use permit and/or any applicable laws, rules and regulations affecting the premises as a condition precedent to consideration of the application.

#### Hire Court Clerk – Justice Montgomery

Supervisor Hoffman said she has received a letter from Justice Montgomery and he would like to hire a new Court Clerk effective April 30, 2013 and would like her to be able to come in earlier to familiarize herself with the office she does have experience as a court clerk.

Councilman Zurbrick said that she thought that was a good idea for her to be able to come in and familiarize herself with the office and procedures.

Judge Montgomery again stated that she has been a Court Clerk in Concord for seven years she needs no training maybe just a couple of days to familiarize herself with the office and prosecutor night.

Discussion on the starting rate of \$11.25 or \$11.75 and Justice Montgomery requested \$13.25.

#### Executive Session

MOTION made by Supervisor Hoffman and seconded by Councilman Arcara and unanimously went into Executive Session at 8:45pm to discuss the rate of pay for Court Clerk Stephanie Bacon.

#### Reopened meeting at 9:32pm

MOTION made by Supervisor Hoffman and seconded by Councilman Arcara and unanimously approved to reopen the meeting from Executive Session.

MOTION made by Councilman Arcara and seconded by Councilman Zurbrick to hire Stephanie Bacon as Justice Montgomery's Court Clerk at a rate of \$13.00 an hour.

## RESOLUTIONS

Supervisor Hoffman said that Housing Opportunities Made Equal has been around for 50 years Helping people so the have asked the Towns around to congratulate them for that.

Supervisor Hoffman read the following resolution:

### HOUSING OPPORTUNITIES MADE EQUAL

#### WHEREAS:

Housing Opportunities Made Equal (HOME) was founded in 1963 by Clergy and Laity from the Buffalo Area Council of Churches; who were concerned about pervasive discrimination in the Buffalo-Niagara housing market.

#### WHEREAS:

HOME began as a true Pioneer in the defense for those who did not have a voice.

#### WHEREAS:

HOME began as an all-volunteer organization, dedicated to work diligently to eliminate the most visible racial barriers in multifamily housing rentals and real estate sales.

#### WHEREAS:

Since the mid-1970s, a small professional Staff continued to hold in high esteem the goals and objectives of those who forged diligently before them. Today, nearly four hundred dues paying members throughout Western New York are deep-rooted in their belief and confidence in the Mission Statement of HOME.

#### WHEREAS:

The need for HOME continues to grow as the only agency in Western New York providing [comprehensive services](#) for victims of housing discrimination. These services include recording, investigation, paralegal counseling, client advocacy to reconcile validated complaints, emotional support for victims and when necessary case preparation for legal action.

#### WHEREAS:

In an effort to educate the Community with paralegal counseling for landlords and tenants, housing disputes are resolved.

#### WHEREAS:

Following settlement of the historic *Comer* housing segregation suit, HOME was chosen in a national search as lead agency to operate the Greater Buffalo Community Housing Center, which since 1999 has helped nearly 4,000 families escape concentrated poverty and racial segregation.

WHEREAS:

HOME collaborated with several other community agencies to create informative publications including, ‘*Choosing Good Tenants: A Practical Guide for Landlords,*’ ‘*A Guide to Landlords Rights,*’ and ‘*Together We Open Doors*’.

WHEREAS:

In 2009 HOME assembled nearly \$2.7 million in public and private financial support to save a vacant but architecturally significant building at the corner of Main and Ferry Streets in Buffalo, built ten units of barrier-free, energy-efficient affordable housing; known as Oxford Commons. This is now the permanent ‘Home for HOME’!

WHEREAS:

HOME has been recognized in all levels of Government; receiving recognitions, acclamations and awards for dedication and determination to protect those unable to defend themselves and achieve their ultimate goal; to safeguard the human right of fairness for ALL ... *taking the Fear out of ‘Fair Housing’!*

WHEREAS:

April is ‘Fair Housing Month’ throughout our Country;  
HOME will enthusiastically Celebrate their 50<sup>th</sup> Anniversary as they prepare for the future ...

‘BUILDING ON THE LEGACY’!

THEREFORE LET IT BE RESOLVED, THAT THE TOWN OF COLDEN  
PROCLAIM FRIDAY, APRIL 26, 2013 ‘HOUSING OPPORTUNITIES MADE  
EQUAL’ DAY IN COLDEN, NY.

Duly adopted this 11<sup>th</sup> day of April, 2013 by the following vote.

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

Supervisor Hoffman stated that last they heard someone purchased The Colden Mill and would like a Liquor License waiver. The Town has done them in the past most recent was for Colden Lakes Restaurant.

Supervisor Hoffman read the following resolution:

THE COLDEN MILL

Approval of Waiver for Charles Morlock & Matthew Webb,  
AKA The Colden Mill Restaurant, LLC

WHEREAS, the Colden Town Board has received an reviewed an application from Mr. Charles Morlock and Mr. Matthew Webb for a Liquor License to operate the Colden Mill Restaurant, 8348 Boston-Colden Road, Colden, NY 14033, and

WHEREAS, Mr. Morlock and Mr. Webb has requested the Town Board review and approve this application, along with waiving a 30-day waiting period for a liquor license, and

NOW, THEREFORE, BE IT RESOLVED, the Colden Town Board hereby approves a waiver from waiting 30-days for Mr. Charles Morlock and Mr. Matthew Webb to apply for a State Liquor License and requests Supervisor Hoffman to sign a letter indicating the waiver approval, and

Duly adopted this 11<sup>th</sup> day of April, 2013 by the following vote.

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

**BUDGET TRANSFERS**

None

**TOWN CLERK REPORT**

No report

**SUPERVISOR'S REPORT**

Supervisor Hoffman reported recreation employee Hunter Berry was in the Springville Journal for his participation on the Daemen College Track & Field Team.

Prescription Drug Drop Off Box

Working with Sheriff Howard's office to get a Prescription Drug Drop off Box for the Town the box is temper proof and is similar to a mailbox it will be located around the area of the Town Hall.

MOTION made Supervisor Hoffman and seconded by Councilman Arcara and unanimously approved the Prescription Drug Drop off Box.

PAY BILLS

MOTION made by Supervisor Hoffman and seconded by Councilman Arcara and unanimously approved to pay the following bills.

General Fund Warrant Voucher #2013-104 to #2013-142	\$ 374,599.39
Highway Fund Abstract Voucher #2013-31 to #2013-45	\$ 43,370.25
Lighting District Voucher #2013-05 to #2013-06	\$ 2,097.88
Refuse District Voucher #2013-03	\$ 16,060.00
Water District Voucher #2013-10 to #2013-15	\$ 5,678.99

PRIVILEGE OF THE FLOOR

Linda Kotlarsz a member of the Planning Board had a few questions about the Annual Statement of Disclosure Form she stated that she has been on the Planning Board for quite a few years and every time that she has been appointed she was interviewed and she took that to mean she is an acceptable candidate for the Planning Board. Linda asked when the form was put into effect and why. Will there be a committee to look over the information that is being asked for and what is the information being used for she thought what is being asked is discriminatory because she has to disclose what her husband and children own. Linda said that she will not sign the form and she will not take herself off the Planning Board if you want me off you will have to remove her.

Supervisor Hoffman said that it is in the Town Code of Ethics and it is a standard form for all towns and it is not meant to be offensive and did you look at the instructions.

Linda Kotlarsz said it states all employees do you mean Judges, teenage recreation employees because it says all town employees, board members and volunteers.

Highway Superintendent Paul Clarkson said he will not sign the form he took an oath after he was elected as Highway Superintendent.

Richard Sheldon from the Planning Board stated he will not sign the Statement of Disclosure Form and has contacted Senator Gallivan's office and their reply was do not sign the form and sent him a Civil Rights Discrimination Complaint Form.

Linda Kotlarsz said she felt that not letting the Special Use Permit for the Colden Country Inn go through the same process as the prior years does not allow for the public to voice an opinion.

Supervisor Hoffman said that for the last three years the neighbors have been fine with the Colden Country Inn Outdoor Music and if anything changes they have to come back and apply.

Supervisor Hoffman received a couple different estimates on a flagpole and Councilman Murphy met with ACE Flag which gave a quote on a 30 foot exposed flagpole at \$1,040.00 and a 35 foot exposed flagpole at \$1,300.00 both prices include installation and removal of the old flagpole.

John Kotlarsz said with the exposed flagpole the rope is on the outside and his opinion is a flagpole with the rope inside the pole would be better maybe get a quote first before buying one right away.

MOTION made by Supervisor Hoffman and seconded by Councilman Zubrick and unanimously approved the purchase of flags for the cemetery and 3 bigger size flags and 20 flags for the Historic light poles not to exceed \$1,000.00.

ADJOURN

MOTION made by Supervisor Hoffman and seconded by Councilman Zurbrick and unanimously adjourned the meeting at 10:08pm.

Respectfully submitted,

Christina M. Kerlin  
Town Clerk

