

AUGUST 14, 2013

Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:00pm at 47 Pearl St., Holland

Officials Present Were:

COUNCILMAN GEOFFREY HACK  
COUNCILWOMAN KAREN KLINE  
COUNCILMAN WILLIAM KOLACKI

Other Officials Present Were:

HIGHWAY SUPERINTENDENT PAT JOYCE  
ZONING ENFORCEMENT OFFICER MICHAEL SLUCE  
TOWN ENGINEER DAVID PRATT  
BOOKKEEPER JILL ZIENTEK  
PLANNING BOARD CHAIRMAN MARTIN REGAN  
DEPUTY TOWN CLERK BELINDA ERSING

**RESOLUTION #57**

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland approve the minutes of the July 10<sup>th</sup> board meeting. ALL AYES. CARRIED.

**RESOLUTION #58**

Motion made by Supervisor Kasprzyk and seconded by Councilman Hack,  
ERIE COUNTY SNOW PLOWING AND ICE CONTROL

WHEREAS, the Town of Holland recognizes that plowing and de-icing town as well as county roads is in the best interest and safety of its residents; and

WHEREAS, Erie County and the 25 towns within the county have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on all town roads; and

WHEREAS, such methods have been approved by the Erie County Department of Public Works; and

WHEREAS, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties; and

WHEREAS, any issues that have arisen during snow and ice control in previous years have been resolved by all parties involved; and

WHEREAS, a new contract between the towns and Erie County is currently being negotiated; and

WHEREAS, on March 20, 2013, there was a tentative agreement between the towns and Erie County which included a three-year term with an annual increase of 5.0% as was past practice; and

WHEREAS, this agreement was considered fair and within the budgeting confines of Erie County; and

WHEREAS, on April 16, 2013, Erie County made a counter proposal to increase the contract from three years to five years and to reduce the monetary increase to 0.5%; and

WHEREAS, the county proposed rate is one the town cannot afford; and

WHEREAS, the budgetary planning for 2014 is going to be starting in many municipalities; and

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WHEREAS, the deadline for towns to order road salt de-icer is now past;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Holland calls on the Erie County Executive and the Erie County Legislature to help resolve the issue between the Erie County Department of Public Works and the 25 towns within the County of Erie with regards to snow removal and deicing of county roads within the towns that is fair and equitable to all parties; and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Holland is to transmit copies of this resolution to Erie County Executive Mark Poloncarz, Erie County Legislator Joseph Lorigo, Erie County Legislature Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

ALL AYES. CARRIED.

#### COMMUNITY DEVELOPMENT BLOCK GRANT

The town has been asked to resubmit their application to have the water tank on Burlingham Road refurbished. Another town that was given a \$100,000 grant is not able to get the work done.

#### **RESOLUTION #59**

Motion made by Councilwoman Kline and seconded by Councilman Hack, resolve the Town of Holland authorize the Town Engineer David Pratt to prepare the bid specs for the refurbishing of the Water Tank on Burlingham RD. ALL AYES. CARRIED.

#### **RESOLUTION #60**

**Motion** made by Councilman Kolacki and seconded by Councilwoman Kline, resolve the Town of Holland set a bid opening regarding the refurbishing of the Water Tank on Burlingham Rd., for September 9, 2013 at 10:00 am. ALL AYES. CARRIED.

**Meal on Wheels** –Senior Services from the county has stepped in and will fund the program till the end of the year, so they will continue to serve the two meals.

#### ASSESSOR

#### **RESOLUTION #61**

Motion made by Councilman Kolacki and seconded by Councilman Hack, resolve the Town of Holland appoint Tammy Adsitt as a sole assessor for the term of six(6) years - October 1, 2013 to September 30, 2019. ALL AYES. CARRIED.

**BUDGET HEARINGS** - set for August 26<sup>th</sup> and August 27<sup>th</sup> starting at 6:30 pm.

**ERIE COUNTY SEWER DISTRICT #3** – is looking at a \$15.00/household increase in sewer fees subject to the approval of the legislature board.

#### COMMITTEE REPORTS

**Buildings** – Councilman Kolacki: windows are done at the town hall

**Planning Board Liaison** – Councilwoman Kline: meeting on August 7<sup>th</sup> to discuss the Special Use Permit for the Dollar General Store. The Planning Board recommends to the Town Board to approve the Special Use Permit for the Dollar General Store.

**BUILDING ZONING OFFICER'S REPORT** – Michael Sluce: report given

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**DOG CONTROL OFFICER'S REPORT** – William Newell: report given

**FACILITIES MANAGER** – Pat Joyce: no report

**GRANT WRITER** – Jill Zientek: report given

**HIGHWAY SUPERINTENDENT'S REPORT** – Pat Joyce: report given

**ZONING ENFORCEMENTS OFFICER'S REPORT** – Michael Sluce: report given

**NEW BUSINESS**

David Pawlik is requesting a Special Use Permit for a Dollar General Store for 122 South Main St. The store will be 9,100 square foot single story store. The following was noted by Mr. Pawlik and his representative from C&S Engineers, Inc. Mr. Pawlik and his representative from C&S Engineers, Inc.:

- Full split lock masonry building, not metal frame
- Less than one acre of disturbed area
- 15 year lease with Dollar General, David Pawlik is landlord
- Same team of engineers/designers builds all Dollar Generals owned by Mr. Pawlik
- Landscaping barriers to buffer adjacent neighbors (i.e. row of pine trees)
- Building sign back lit, not LED
- Back lit pylon sign with underground electric at roadside, 16' high
- Storm water drain will be open detention pond
- DOT approval required for highway specs, diagram already sent to DOT; Dollar General is typically low traffic generator, should not affect traffic flow or pattern
- Grating and sewer plans also sent to DOT
- Merchandise trucks deliver twice per week during off hours, early morning or after hours
- Store will sell national products, brand name items, grocery items, etc. go to [www.dollargeneral.com](http://www.dollargeneral.com) to view merchandise to be sold
- Store hours are Monday – Saturday 9:00 a.m. – 9:00 p.m.; Sunday 9:00 a.m. – 6:00 p.m.
- Store will hire employees locally (managers, clerks, plowing, landscaping)
- Enclosed dumpster for trash collection located behind store
- Boundary and TOPL survey already obtained
- Bumper stops will be in place for all parking spaces

Supervisor Kasprzyk stated that the town is changing the parking lot spaces and also the height for signs in their proposed local law 1-2013.

**RESOLUTION #62**

Motion made by Councilwoman Kline and seconded by Councilman Kolacki, resolve the Town of Holland approve the Special Use Permit for David Pawlik for the Dollar General Store at 122 South Main St. ALL AYES. CARRIED.

**LOCAL LAW Intro #2, 1-2013**

Question asked by Councilman Hack regarding the height of the signs – not in favor of the 20'

**RESOLUTION #63**

Motion made by Councilwoman Kline and seconded by Councilman Kolacki, resolve the Town of Holland accept Intro #2 Local Law 1-2013 and set a public hearing for September 11, 2013 at 8:00pm. ALL AYES. CARRIED.

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**JAMIE CARNEY** – Request for a Special Use Permit to have two horses on the property at 13501 Ward Rd. They have nine (9) acres and there is already a two stall barn on the property and plan on putting up fencing using metal posts and electric ribbon.

**RESOLUTION #64**

Motion made by Councilman Kolacki and seconded by Councilwoman Kline to refer Jamie Carney to the Planning Board for her request of a Special Use Permit. ALL AYES. CARRIED.

**RESOLUTION #65**

Motion made by Councilwoman Kline and seconded by Councilman Hack, resolve the Town of Holland approve the following vouchers:

General District Claims as set Forth in Abstract A-8	#300-334	in the amount of \$25,436.18
Highway District Claims as set Forth in Abstract DA-8	#106-123	in the amount of \$25,361.13
Water District Claims as set Forth in Abstract SW-8	#65-75	in the amount of \$5,742.33
Light District Claims as set Forth in Abstract SL-8	#7	in the amount of \$1,367.65
Garbage District Claims as set Forth in Abstract SR-8	#15	in the amount of \$22,204.00
Trust & Agency Claims as set Forth in Abstract TA-8	#15	in the amount of \$6,190.04
Cemetery District Claims as set Forth in Abstract CM-8	#14-17	in the amount of \$1,482.75

ALL AYES. CARRIED.

**RESOLUTION #66**

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland adjourn the Regular Town Board Meeting at 8:23pm. ALL AYES. CARRIED.

RESPECTFULLY SUBMITTED:

SANDRA SMITH  
TOWN CLERK