

TOWN OF HOLLAND

**TOWN BOARD MINUTES
APRIL 9, 2014**

Holland Town Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:01 p.m., at the Holland Town Hall, 47 Pearl St., Holland, NY 14080. The Pledge of Allegiance and official roll call followed.

Town Board Members Present:

- Town Supervisor Michael Kasprzyk
- Councilman Geoffrey Hack
- Councilwoman Roberta Herr
- Councilwoman Karen Kline
- Councilman William Kolacki

Other Officials Present:

- Town Clerk Merilu O'Dell
- Deputy Town Clerk Elizabeth Snyder
- Bookkeeper Jill Zientek
- Highway Superintendent Patrick Joyce
- Town Engineer David Pratt
- Zoning Enforcement Officer Michael Sluce
- Town Attorney Ronald Bennett
- Board of Appeals Chairman William O'Dell
- Planning Board Chairman Marty Regan
- Dog Control Officer William Newell – arrived late

RESOLUTION # 33

Motion made by C. Kline and seconded by C. Hack, resolve the Town of Holland approve the minutes of the March 2014 Regular Town Board Meeting, held March 12, 2014.

5 YEA – Hack, Herr, Kasprzyk, Kline, Kolacki / 0 NAY / 0 ABSTAIN
MOTION CARRIED

NO PUBLIC COMMENTS

RECOGNITION OF CARL SIMETH – Representative of State Assemblyman David DiPietro. Spoke of himself as a liaison to the Assemblyman, who represents 14 towns in Erie County and 16 towns in Wyoming County. He reported that DiPietro is working on the Common Core Curriculum, expanding protections for the unborn, and CHIPS funding, among other issues. Said he could be contacted at (716) 725-7732.

SUPERVISOR'S REPORT – Michael Kasprzyk

- A. NYS budget-tax “rollback.” Extra funding is available because of the harsh winter. Not all details of the so-called “freeze” have been revealed, and he is unsure about how the state will choose to implement these provisions. “In essence,” Kasprzyk said, “if your tax levy doesn’t go down, you will not get the rebates proposed.”
- B. Meals on Wheels – Reported that WNY Meals on Wheels is “strongly suggesting” to split the Holland route, which would necessitate more volunteers. Kasprzyk said the suggestion all goes back to the idea of keeping meals at a certain temperature. Two clients to be added to the route, but he said this should not present a problem, with the two just extra stops on the existing route.
- C. Southtowns Rural Preservation – Regarding the needs assessment, Code Enforcement Officer Michael Sluce is doing a rundown of homes that could possibly be helped by the organization.
- D. There will be an Easter Egg Hunt at the Community Center on Legion Drive this Saturday, April 12, co-sponsored by the Kiwanis Club and Community Center volunteers – rain or shine.
- E. Franchise Property Tax – Reported “bad news” from the NYS Real Property tax office re: four public utilities. The assessments are handled by NYS, and three of the four are going down significantly, “literally, raising the tax rate for everyone else in the town.” The exception is Time Warner Cable. Supervisor said he will have to wait and see what the final impact will be, regarding town and school taxes, which is beyond the town’s control.
- F. Water Department – Appointment of Jim Zybtek as back-up water operator – Zybtek has been doing this on weekends since his retirement. Supervisor stated Water Commissioner Jerry Barron will be retiring before the end of 2014. Highway Superintendent Patrick Joyce said there is a shortage of 600 water operators statewide.

RESOLUTION # 34

Motion made by C. Kolacki and seconded by C. Hack, resolve the Town of Holland appoint Jim Zybtek as Back-up Emergency Pump Operator for the town’s Water Department, at a pay rate of \$1,200 per year, effective immediately.

5 YEA – Hack, Herr, Kasprzyk, Kline, Kolacki / 0 NAY / 0 ABSTAIN
MOTION CARRIED

- G. Local Officials Training Conference on May 7, 2014, at Houghton College – Supervisor encouraged all town officials to take advantage of the training.

- H. Fire Department – Request for Notification – The Department asked the Town to notify it when there are significant changes, ie, vacant housing, new builds, demolitions or removals, dangerous conditions in housing or other buildings, etc., because the Fire Department refers to its database when responding to alarms, and wishes to keep its database up to date.
- I. Hazardous Waste Disposal Event – The Town Board asked the Supervisor to keep it apprised of updates regarding a possible co-operative event between Holland, Colden, and South Wales. South Wales has declined participation, but Colden has indicated a willingness to join Holland in a joint event, with perhaps Boston joining, as well. If the event were held with just Holland and Colden, the cost would be approximately \$7,700. There is a possibility of a grant, to pay about 50% of the cost. Supervisor asked Grant Writer Jill Zientek to look into the grant issue. C. Kline stated she still felt it was too expensive, while C. Hack said he “would be interested in this.” The Town Board will be updated at next month’s meeting.
- J. The Supervisor congratulated town residents Keith and Linda Schuessler on their 50th wedding anniversary.
- K. Item Not on Agenda – The town had contracted with Brian Tavernier to handle the town’s summer recreation program for children. Tavernier notified him that he had been notified that the middle school building “will probably not be available” for the program, and that the school will probably be shuttered, except for the pool. Arrangements have been made to accommodate all summer rec programs at the Boys & Girls Club, except for swimming. The same activities and field trips will still be conducted. There is, however, the question of transportation. Tavernier will look into this and update the Town Board in the near future.

COMMITTEE REPORTS

- A. Buildings – C. Kolacki. Air conditioning project at the Town Hall starting next week.
- B. Cemetery – C. Hack. Re: a proposed Cremation Section in cemetery; looking at having a section of the cemetery reserved for cremated remains. Now looking at the size of the section, to be located in the northern end of the new section of the cemetery.
- C. Planning Board Liaison- C. Kline. With nothing formal referred by the Town Board, the Planning Board discussed current issues.
- D. Town Park & Community Center – C. Hack. No report.
- E. Environmental Committee – C. Kolacki. Re: tree plantings – not much accomplished; it is hoped to have more concrete information by next month.

- F. Beautification – C. Herr. Purchased silverware for the use of patrons of the Community Center. Finalized planter box flowers. Re: Time Warner franchise agreement. Said she was in talks with Chris Mueller of TW re: a possible expansion of cable in town. The costs were “quite high.” Supervisor said with the number of households here, the cost “is simply prohibitive,” and that TW is “simply not interested, unless the homeowner bears the cost.”

PLANNING BOARD MINUTES – Presented. Retroactive to January 2014, board members will be paid \$25 for each board meeting attended. Vouchers must be used. Tabled the issue of a kennel license by J. Glor, who did not appear at the March meeting. Discussed the issue of the existing blinking light at fire hall, and distractions it may cause.

BOARD OF APPEALS MINUTES – None.

BUILDING ZONING OFFICER’S REPORT – Scott Hess. Report given.

DOG CONTROL OFFICER’S REPORT – William Newell. Report given.

FACILITIES MANAGER – Patrick Joyce. No report.

GRANT WRITER – Jill Zientek. Working with vendors for playground.

HIGHWAY SUPERINTENDENT – Patrick Joyce. The extreme winter has caused many road problems. Potholes that have appeared over the winter with the continuous freezing and thawing cycles are now being filled.

ZONING ENFORCEMENT OFFICER – Michael Sluce. Report filed. Reminded residents of the NYS law restricting open burning from March 16-May 14.

NEW BUSINESS

- A. Special Use Permit request - Eric and Ruth Hajdufi of Lancaster – Retail business in old Boys & Girls Club building at 51 South Main Street. Retail shop upstairs, candy/novelty store downstairs planned. C. Kline questioned the issue of parking, to which Mrs. Hajdufi responded that people can drive down the side of the property and park in back, as the property goes back 200 feet. The Hajdufis noted that the condition of the building when they took possession was much worse than when they purchased it. C. Kline suggested the Planning Board look at this SUP request, to which the rest of the board agreed. Supervisor said, “Typically, we rely on the Planning Board to give us direction. They will tell us if there are any special conditions that need to be addressed.” The matter was referred to the Planning Board.
- B. Kennel License – J. Glor – From last meeting, where they did not appear. Mrs. Glor said she had spoken to the Dog Control Officer, and was aware that they needed to move the electric fence, because it is too close to the mailbox. Regarding the concern about the apartments behind their property, Mrs. Glor said the couple has three acres of property,

and are looking for the next step. When the Supervisor asked if this was to be a breeding operation, she responded in the affirmative, and said they would be selling off each litter born. Supervisor stated that the matter would be referred to the Planning Board, and would involve the Dog Control Officer, Bill Newell. Request referred to the Planning Board.

OLD BUSINESS: None

TOWN ATTORNEY – Ronald Bennett. Regarding a house at 7140 Olean Road. Stated it is a danger to the public and uninhabitable. Cited Code 59, and started process to do something about the property- Atty. Bennett will prepare letter advising of need to repair, and possible hearing to remove the building.

RESOLUTION # 35

Motion made by Supervisor Kasprzyk and seconded by C. Hack, resolve the town attorney prepare a letter to the owner(s) of 7140 Olean Road, advising them of the need to repair the building at 7140 Olean Road, or possible demolition.

5 YEA – Hack, Herr, Kasprzyk, Kline, Kolacki / 0 NAY / 0 ABSTAIN
MOTION CARRIED

TOWN CLERK – MERILU O’DELL – Reported she had applied for, and had been awarded, a \$400 scholarship to attend the NYSTCA Annual Conference and Training in Saratoga Springs, NY on April 27-30, 2014.

She also reported that, as Affirmative Action Officer for the town, she was required to attend a Fair Housing Training Class, in order for the town to maintain its eligibility for Community Development Block Grant funding. She attended the class on April 7, at the Lancaster Village Municipal Building.

COMMENTS FROM THE PUBLIC – None.

PAYMENT OF VOUCHERS

The following vouchers were presented for payment:

Highway District Claims as set Forth in Abstract DA-4	#3-54	in the amount of \$27,626.78
Water District Claims as set Forth in Abstract SW-4	#24-38	in the amount of \$17,712.40

Garbage District Claims as set Forth in Abstract SR-4	#4	in the amount of \$22,188.48
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Lighting District Claims as set Forth in Abstract SL-4	#3	in the amount of \$1,952.57
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General District Claims as set Forth in Abstract A-4	#128-172	in the amount of \$21,472.74
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Trust & Agency Claims as set Forth in Abstract TA-4	#6-8	in the amount of \$380,320.15
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RESOLUTION # 36

Motion made by C. Hack and seconded by C. Kline, resolve the Town of Holland pay the preceding vouchers.

5 YEA – Hack, Herr, Kasprzyk, Kline, Kolacki / 0 NAY / 0 ABSTAIN
MOTION CARRIED

Supervisor Kasprzyk spoke briefly about a town resident who had died since the March Town Board Meeting, Richard Lindner.

RESOLUTION # 37

Motion made by Supervisor Kasprzyk, seconded by Councilman Hack, to adjourn the Regular Town Board Meeting at 8:40 p.m., in memory of Richard Lindner.

5 YEA – Hack, Herr, Kasprzyk, Kline, Kolacki / 0 NAY / 0 ABSTAIN
MOTION CARRIED

MEETING ADJOURNED AT 8:40 P.M.

RESPECFULLY SUBMITTED April 16, 2014.

MERILU O'DELL, TOWN CLERK