

TOWN OF HOLLAND

TOWN BOARD MINUTES

July 9, 2014

Holland Town Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:03 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:

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

Town Board Members Absent:

- Councilwoman Roberta Herr

Other Officials Present:

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

RESOLUTION # 54-2014

8:06 p.m. - Motion made by C. Hack. Second by C. Kline, resolve the Town of Holland approve the corrected minutes of the Regular Town Board Meeting held June 11, 2014. One correction noted: minutes stated Highway Superintendent had no report; corrected to “Report Given.”

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

NO PUBLIC COMMENTS

SUPERVISOR’S REPORT – Michael Kasprzyk

- A. National Fuel – Damage Claim. National Fuel suing the Town for damage to a gas line on Vermont St. When requested by the Town, National Fuel had marked a gas line, one that had been previously abandoned, and not the active line. When the Town was working on Water St., it did not know the active line was there, and it was damaged. The

matter is proceeding to court, with a date to be scheduled in August. The Town is being defended by its insurance carrier, NYMIR (New York Municipal Insurance Reciprocal).

- B. Dollar General- Tentative opening in late July. Supervisor stated that “There are only 3,406 people in Holland. Approximately 7,000 people have asked me when it is going to open.” He said the contractor must turn over the keys to the store by July 24, “and, hopefully, Dollar General will be open shortly after that.”
- C. Flu Shot Clinic – October 27. The Visiting Nurse Service is running the annual clinic at the Town Hall. The event will be publicized, including on the Town’s website.
- D. Budget Preparation. In August, the annual budget preparation process will begin, with suggestions and proposed changes welcomed. The Town Board agreed that August 25 and 26 would be appropriate for budget hearings. Suggestions should be funneled through Jill Zientek or the Supervisor.
- E. Hazardous Waste Grant Approval. Supervisor said the Town’s grant (50% matching) application has received formal approval. He asked the Town Board if it wished to proceed with the grant, saying it would cost the Town between \$3,000 and \$4,000 for the one-time drop off event, to be held at the Colden Fire Hall on the corner of Center and Partridge roads. Saying the cost was “a lot of money...not budgeted,” the Supervisor added, “But, we did get the grant.” He suggested that the Town “Try it, and see what happens,” and said that it would be scheduled for the third Saturday in September. The company will publicize the event; Jill Zientek said the Town has to track the number of residents that take advantage of the event, and needs to send out the letter publicizing the event. Supervisor said the original projected cost for this event was about \$11,000, and that the cost has now been “whittled down” to the \$3,000-\$4,000 range with the grant, and with sharing the event with the Town of Colden.

RESOLUTION #55-2014

8:15 p.m. - Motion made by C. Kolacki. Second by S. Kasprzyk. Resolved, that the Town accept the Department of Environmental Conservation grant, proceed with the Hazardous Waste event, and track the number of residents who take advantage of the event.

4 YEA – Hack, Kline, Kolacki, Kasprzyk / 0 NAY / 0 ABSTAIN
MOTION CARRIED AND APPROVED

- F. Pumpkin the Clown request. West Seneca resident requested that the Board designate August 1-7 as National Clown Week in Holland. It was agreed to “file” the request.

RESOLUTION #56-2014

8:16 p.m. - Motion made by C. Kline. Second by C. Hack. Resolved, that the Town file the request of Pumpkin the Clown, and not designate August 1-7 as National Clown Week in Holland.

4 YEA – Hack, Kline, Kolacki, Kasprzyk / 0 NAY / 0 ABSTAIN
MOTION CARRIED AND APPROVED

- G. White Paper by Ron Fraser on Planning. The Colden resident sent a report to the Board, regarding hydrofracking. The Supervisor noted that the report “says, basically, that our Planning Board is unqualified, unprofessional, undedicated, incapable of making good decisions for the Town of Holland.” He added that he “has the exact opposite opinion of our Planning Board...diligent in advising this Board for a long time...relentless in pursuing subjects that we have asked them to.” He said that Fraser “has the ear of the Buffalo News,” and has published numerous Letters to the Editor. C. Hack made a suggestion to “file” this request, as well.
- H. Follow-up Action – Unsafe Building – 7148 Olean Rd. Owner Grant Mix sent the Town Board a report, stating what he is doing or not doing. As of yet, no financing acquired. Town Board, last month, gave him 60 days to show action, as well as a plan for work on the house. He asked Code Enforcement Officer Mike Sluce to monitor what is going on. He also noted long grass, and preparations to repaint, not fixing the holes in the roof. C. Kline noted that, although Mix did send the Board a letter, it was not within the 10-day parameter the Board had specified at the previous meeting in June.
- I. Resolution Asking NYS Legislators to Speed Up the Handling Vacant Properties. Supervisor presented a sample resolution from the Association of Towns, asking each town to pass the resolution and send to local representatives, regarding properties foreclosed by banks. He noted that banks “just sit” on the properties, and do not do upkeep, allowing the properties to deteriorate further.

RESOLUTION #57-2014

8:20 p.m. - Motion made by C. Kolacki. Second by C. Hack. Resolved, that the Town Board approve the sample resolution regarding speeding up the process regarding foreclosed properties, and for the Town Clerk to send copies to both NYS Senator Gallivan and NYS Assemblyman DiPietro.

4 YEA – Hack, Kline, Kolacki, Kasprzyk / 0 NAY / 0 ABSTAIN
MOTION CARRIED AND APPROVED

- J. Zoning Board of Review vacancy. Member Michael Sheehan resigned, since he spends much of his time in Mexico, leaving a vacancy. Dan Lotito has expressed an interest in filling that vacancy. The Supervisor introduced Lotito, who attended this meeting.

RESOLUTION #58-2014

8:22 p.m. - Motion made by S. Kasprzyk.. Second by C. Kolacki.. Resolved, that Dan Lotito replace Michael Sheehan as a member of the Holland Zoning Board of Appeals.

4 YEA – Hack, Kline, Kolacki, Kasprzyk / 0 NAY / 0 ABSTAIN
MOTION CARRIED AND APPROVED

- K. Planning Board – Potential Vacancies. The Supervisor noted that there are also vacancies on the Planning Board, and asked Chairman Marty Regan to notify him if he had any potential members.
- L. June McArthur Commendation. A Certificate of Appreciation was issued to June McArthur for her involvement in Meals on Wheels. She was nominated as Senior Citizen of the Year by Cynthia Sweet, and recognized by the Erie County Department of Senior Services. “She has exemplified service to the community,” said Supervisor Kasprzyk.
- M. Health Insurance – Increase. Noted that he had been notified that the health insurance premiums for employees that receive health insurance are going up 8-10%, “on top of the whopping increase” for this year. He said the Town has already gone to a higher deductible policy, and has taken other steps to try to help control costs.
- N. Not on Agenda – The Erie County Sheriff’s Department has asked the Town to put a link on the Town website, to the Department’s website, regarding sex offenders in the community. Names and addresses would be listed. It is publicized by the school and by the county, and Kasprzyk said it would be a way for town residents to link with the Sheriff’s Department’s website to obtain sex offender information. Jill Zientek will handle placing the link of the Town’s website.
- O. Not on Agenda – Hearts and Hands data regarding state of the service in Holland.
- P. Not on Agenda – Gary Kingston – “Thank a Vet” discount program from County Clerk’s Office for veterans enables veterans to get discounts at many businesses. The Legion will host an event to get the cards into the hands of veterans, and is scheduled for Wednesday, August 6, from 11:30 a.m. to 2:00 p.m., at the Legion. Veterans must bring their original discharge papers.

COMMITTEE REPORTS

- A. Buildings – C. Kolacki. No report.
- B. Cemetery – C. Hack. No report.
- C. Planning Board Liaison- C. Kline. General discussion, and no official business, was conducted during the July meeting.
- D. Town Park & Community Center – C. Hack. C. Hack asked Jill Zientek if there was any additional information regarding air conditioning at the Community Center. She replied that Solly Industries, the company that installed air conditioning at the Town Hall had been contacted, and she had gotten a quote from them. Supervisor Kasprzyk said the quote was for the upstairs, main hall only, and that if the Legion wanted AC,

now was the time to do something about it. Zientek said the big room needs two AC units, and the Legion side would need one.

- E. Environmental Committee – C. Kolacki. No report.
- F. Beautification – C. Herr. With C. Herr not in attendance, the Supervisor asked C. Kline about the progress of the subcommittee on trees. She said she and C. Kolacki had met several times with Rex Webber, regarding a program in which residents would be able to buy a tree at 50% of the cost, with the Town bearing the other 50%. She said an application was being developed, as well as selecting appropriate tree varieties.

COMMUNICATIONS

- A. Planning Board Minutes – Report given.
- B. Board of Appeals Minutes – No report.

BUILDING/ZONING OFFICER – Scott Hess. Report given.

DOG CONTROL OFFICER – William Newell. Report given. The Supervisor commended the DCO for his work.

FACILITIES MANAGER – Patrick Joyce. Regarding Water Department audit by the Erie County Health Department, all good, with the exception of the Department “being a little bit critical of our decision to not bring the second well online.”

GRANT WRITER – Jill Zientek. No report.

HIGHWAY SUPERINTENDENT – Patrick Joyce. No report.

ZONING ENFORCEMENT OFFICER – Michael Sluce. Report given. Supervisor said there was a return visit by a man having a problem with his neighbor, regarding littering and drainage issues. He advised Mike Sluce to stay on top of the problem with littering, regarding Town laws. He advised the man to stay in contact with Sluce, and said the man would have to deal with his neighbor one-on-one, including litigation, if necessary.

NEW BUSINESS – Lighted Sign Request – Keith Zaccharine of Countryside Stove. Regarding an already-installed and operational 12” x 24” lighted “Open” sign of the middle left of his main sign at 7576 Olean Rd. Decision made not to refer to Planning Board for consideration.

RESOLUTION #59-2014

8:37 p.m. - Motion made by C. Hack. Second by C. Kline. Resolved, that the Town Board approve the request of Keith Zaccharine of Countryside Stove to operate the already-installed “Open” sign.

4 YEA – Hack, Kline, Kolacki, Kasprzyk / 0 NAY / 0 ABSTAIN
MOTION CARRIED AND APPROVED

OLD BUSINESS – None.

TOWN ATTORNEY – Ronald Bennett – No report.

TOWN CLERK – MERILU O’DELL – Reported a problem with the certification of new town clerks by the Department of Environmental Conservation and the selling of sport licenses. Due to problems with the DEC’s new program rollout and no formal training in January, she and many other new clerks had to re-take training that had already been done back in January with other town clerks. It resulted in not being able to sell sporting licenses under the DECALS program for a week and a half. Re-instatement happened last Thursday, and she was back up and running.

COMMENTS FROM THE PUBLIC – None.

PAYMENT OF VOUCHERS

The following vouchers were presented for payment:

Highway District Claims as set Forth in Abstract DA-7	#87-99	in the amount of \$10,920.04
Water District Claims as set Forth in Abstract SW-7	#65-73	in the amount of \$12,541.90
Garbage District Claims as set Forth in Abstract SR-7	#16	in the amount of \$22,291.80
Lighting District Claims as set Forth in Abstract SL-7	#6	in the amount of \$1,278.27
General District Claims as set Forth in Abstract A-7	#253-293	in the amount of \$16,588.05
Trust & Agency Claims as set Forth in Abstract TA-7	#15	in the amount of \$8,307.93
Cemetery Fund Forth in Abstract CF-7	#7-10	in the amount of \$6,068.99

RESOLUTION # 60-2014

8:38 p.m. - Motion made by C. Kline and seconded by C. Hack, resolve the Town of Holland pay the preceding vouchers.

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

RESOLUTION # 61-2014

8:40 p.m. - Motion made by Supervisor Kasprzyk, seconded by C. Hack, to adjourn the Regular Town Board Meeting at 8:40 p.m., with a moment of silence, in memory of late Holland residents John Pempsell, Wilma Jean Houghton Rossette, Michael Sluce Jr., Richard Robinson, Sharon Makowski and Jack Miller.

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

MEETING ADJOURNED AT 8:42 P.M.

RESPECTFULLY SUBMITTED July 9, 2014.

MERILU O'DELL, TOWN CLERK