

**TOWN OF HOLLAND  
TOWN BOARD MINUTES  
August 13, 2014**

Holland Town Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:02 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:

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

Town Board Members Absent:

- Councilman Geoffrey Hack

Other Officials Present:

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

**RESOLUTION # 62-2014**

8:05 p.m. - Motion made by C. Kline. Second by C. Kolacki, resolve the Town of Holland approve the corrected minutes of the Regular Town Board Meeting held July 9, 2014.

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

**NO PUBLIC COMMENTS**

**SUPERVISOR’S REPORT – Michael Kasprzyk**

- A. Building – Unsafe/uninhabitable – 7148 Olean Road in Holland - Have been dealing with this issue for months, and “It has not been remedied,” said the Supervisor. “It is not habitable, so it is appropriate that we proceed with a notice to [owner] Grant Mix to either make the building safe and habitable by September 15, or we will proceed to

demolish the building.” He stated that Mix had told the Town Board at the public hearing in June 2014 that he was going to begin making repairs, and so far has done nothing but mow half of the lawn. The building inspector said Mix had asked for a permit for repairs that day. Since two months has gone by with no action, “that I think it appropriate that we serve him a formal notice regarding the unsafe building,” said the Supervisor. Town Attorney Bennett had prepared a resolution, the gist of which is that “the building must be made safe and secure, or removed by September 15 - 90 days from the date of the public hearing...during which [Mix] was notified that he had to make repairs.”

#### **RESOLUTION #63-2014**

8:08 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolve the Town of Holland send a Notice regarding the unsafe building at 7148 Olean Road to Owner Grant Mix, stating that repairs must be completed by September 15, 2014, or the Town will proceed with demolition of the structure.

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

- B. Budget Preparation. The Town Board will conduct budget meetings on August 25 and 26, during which time the Town Board will meet with departmental heads. Bookkeeper Jill Zientek prepared a schedule for the meetings, which will begin at 6:30 p.m. each night. Supervisor noted that the price of road salt is up 20% and health insurance is up 13%. The NYS Governor wants the town to hold the tax increase to under 2%, and the Supervisor said, “That is not sustainable.”
- C. Hazardous Waste and Electronics Recycling Event – jointly with Town of Colden – September 20, from 8:00 a.m. to Noon, at the Colden Fire Hall on the corner of Partridge and Center. Posters will be going up around town, as well as a direct mailing being done.
- D. Meals On Wheels update – 14 clients now 3 days a week, and 11 on the other two weekdays. Supervisor reported that the Holland route was asked to pick up two more clients in Sardinia, but declined, because that move would add an additional 22 miles for the route. The Supervisor stated that the Holland volunteers “would have had a very difficult time amiles and still meeting the food temperature requirements.” Sardinia is not currently running a MOW program for a variety of reasons.
- E. Planning Board – Received a formal resignation from member Julie Smith, who moved out of town.

#### **RESOLUTION #64-2013**

8:12 p.m. - Motion made by C. Kline. Second by C. Kolacki, resolve the Town Board accept, with regrets, the resignation of Planning Board member Julie Smith, due to her moving out of town.

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

**RESOLUTION # 65-2014**

8:13 p.m. - Motion made by C. Kline. Second by C. Kolacki, resolved, that the Town Board appoint Jennifer May as a member of the Planning Board.

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

- F. Zoning Board of Appeals – Vacancy and appointment – A vacancy has been created on the Zoning Board of Appeals, through the death of member Gene Hoffman. John Bulega has consented to be named to the position.

**RESOLUTION # 66-2014**

8:14 p.m. - Motion made by S. Kasprzyk. Second by C. Kolacki, resolved, that the Town Board appoint John Bulega as a member of the Zoning Board of Appeals.

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

- G. Appointment of Supervisor Michael Kasprzyk to the Erie County Bridge and Road Infrastructure Maintenance Advisory Board – The Supervisor informed the Town Board of his appointment, which would be to help et priorities on which projects to do next. He said there are three of four County roads which are “actually unsuitable for driving.” He mentioned East Holland, Whitney, Hunters Creek, and Warner Gulf roads as examples. No Board action was necessary for the appointment, which was made by the County.
- H. NYS Senator Patrick Gallivan “Special Projects” letter – The Supervisor informed the Board of his letter to the Senator, regarding doors on the town shelter at the town park, and asking for his consideration on funding the project. Installing doors on the shelter would help keep the ice stable during winter ice skating, and could be used for other times, as well. The Supervisor stated the price of the project would be beyond the ability of the town to pay. The Senator will be meeting with the Supervisor in Holland on August 20, and the Supervisor asked the Board that if any member had additional suggestions, to let him know. He said the shelter doors “have been on our wish list for a long time.”
- I. Update on DOT Grant – Sidewalk Project - \$430,000 – The town has gone through the process of selecting an engineering firm. Eight applied, will all eight having plans that “were very professionally presented, with good credentials. The town has submitted the name of Greenman Pederson to the state, which still has to approve the selection. Second and third choices were also submitted.

- J. Erie-Niagara Smoke Free Coalition - Request to ban promotion of tobacco sales – No action taken.
- K. Additional Item Not on the Agenda – Two Budget Amendments – As the result of “a bad accident we had nearly two years ago with a town-owned and operated truck,” Workers Compensation coverage costs went up for Highway and Water department workers. Because the budget allowance was not sufficient to meet this new amount, a budget amendment is necessary. Transfers will be made between departmental funds.

**RESOLUTION #67-2014**

8:20 p.m. - Motion made by S. Kasprzyk. Second by C. Kolacki. Resolved, that transfers be made, as follows, to pay for increased Workers Compensation costs for both Highway and Water department workers:

**Highway Fund**

From DA5110.4 General Repairs-Contractual, \$7,765.16, to DA9040.8, Workers Compensation.

**Water Fund**

From SW8310.4, Water Administration-Contractual, \$714.26, to SW 9040.8, Workers Compensation.

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

**COMMITTEE REPORTS**

- A. Buildings – C. Kolacki. No report.
- B. Cemetery – C. Hack. No report – not present.
- C. Planning Board Liaison - C. Kline. General discussion, and no official business, was conducted during the August meeting.
- D. Town Park & Community Center – C. Hack – not present. Supervisor Kasprzyk spoke with him, and reported that the air conditioning units in the main hall were installed but not tied in electrically. Facilities Manager Patrick Joyce said it was tied in, and has been. Joyce also said the electrical repairs “were coming, slow but sure.”
- E. Environmental Committee – C. Kolacki. No report.
- F. Beautification – C. Herr. No report.

**COMMUNICATIONS**

- A. Planning Board Minutes – Report given.

- B.** Board of Appeals Minutes – Report given
- C.** Ron Fraser white paper. Supervisor Kasprzyk said he was in receipt of another communication from Ron Fraser of Colden. Basically, the supervisor said the paper says that “the Southtowns are not capable of planning.”
- D.** Request from Town of Marilla - To get involved in banning Quasar, a Cleveland, Ohio company, from store and spread “anaerobically digested sewage sludge within our town.” The Board decided not to draft a resolution against this company and its product.
- E.** Invitation from Erie County SPCA for open house – Supervisor said if anyone would like to attend, the information is available.

**BUILDING/ZONING OFFICER** – Scott Hess. Report given. Supervisor said Hess said three new permits had been issued today.

**DOG CONTROL OFFICER** – William Newell. Report given.

**FACILITIES MANAGER** – Patrick Joyce. Asked for the Board’s permission to purchase a snow blower attachment for sidewalks, as the old attachment for the skidsteer “is worn out.” He has three quotes, and would save \$900 if he ordered before the 25<sup>th</sup> of August. The low bidder is a responsible vendor.

**RESOLUTION # 68-2014**

8:24 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolved, that the Town Board authorize Highway Superintendent Patrick Joyce to purchase a snow blower attachment from the low bidder for \$6,360.

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

**RESOLUTION # 69-2014**

8:25 p.m. - Motion made by C. Herr. Second by C. Kline, resolved, that the Town Board declare the old snow blower surplus, and to authorize Highway Superintendent Patrick Joyce to sell the old snow blower attachment at auction.

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

**GRANT WRITER** – Jill Zientek. Supervisor said the grant (through Erie County Board of Elections) for new tables and chairs for the Community Center has been approved, and the town is awaiting receipt of these items.

**HIGHWAY SUPERINTENDENT** – Patrick Joyce – several items to address. He went to court regarding the National Fuel Gas lawsuit, and they can't find the pictures of when they painted lines on the road to located their gas line, so they postponed. He also asked the Board's permission to attend the Fall highway conference on September 16-19 in the Catskills.

**RESOLUTION # 70-2014**

8:28 p.m. - Motion made by S. Kasprzyk. Second by C. Kline, resolved, that the Town Board authorize Highway Superintendent Patrick Joyce to attend the Fall Highway Conference in the Catskills from September 16-19.

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

**ZONING ENFORCEMENT OFFICER** – Michael Sluce. Report given.

**NEW BUSINESS**

- A. Pat Kardeem of AFLAC asked to speak to the Town Board, to get permission to speak to the town employees about their services. She was accompanied by Desde Palmer. AFLAC would be supplemental coverage for town employees, who would bear the cost of that coverage. She named several towns who subscribe to this. She said that Town Board members are also eligible. She said AFLAC's plans are cost \$5-\$10 per week, and is wonderful coverage. She asked that the town not survey its employees, but allow them to present their plans. C. Herr said she and her husband have used AFLAC, and that it was her opinion that it should be presented to town employees as an option. Supervisor Kasprzyk said he didn't see any reason they should not be allowed to present AFLAC to town employees.

**OLD BUSINESS** – None.

**TOWN ATTORNEY** – Ronald Bennett – No report.

**TOWN CLERK – MERILU O'DELL** – Reported some continuing problems with the state DECALS system, but it is currently up and running. She has sold many licenses since the "soft opening" of sales last Monday; the official opening of sales was today, and that everything ran very smoothly.

**COMMENTS FROM THE PUBLIC** – None.

**PAYMENT OF VOUCHERS**

The following vouchers were presented for payment:

Highway District Claims as set Forth in Abstract DA-8 71	#100-112	in the amount of \$10,014.06
Garbage District Claims as set Forth in Abstract SR-8	#17-18	in the amount of \$22,396.88
Lighting District Claims as set Forth in Abstract SL-8	#7	in the amount of \$1,330.68
General District Claims as set Forth in Abstract A-8	#294-342	in the amount of \$23,557.97
Trust & Agency Claims as set Forth in Abstract TA-8	#16	in the amount of \$7,553.21
Cemetery Fund as set Forth in Abstract CF-8	#11-13	in the amount of \$737.00

**RESOLUTION # 71-2014**

8:33 p.m. - Motion made by C. Kline and seconded by C. Kolacki, resolve the Town of Holland pay the preceding vouchers.

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

**ADJOURNMENT** - Supervisor Kasprzyk adjourned the Regular Town Board Meeting at 8:35 p.m., with a moment of silence, in memory of late Holland residents Alice Loester, Kathleen Podemski, Gene Hoffman, Linda Wiers, Lorraine Woodruff, Kathleen Spaugh and John Preston..

**RESPECFULLY SUBMITTED August 18, 2014.**

**MERILU O'DELL, TOWN CLERK**