

**TOWN OF HOLLAND
TOWN BOARD MINUTES
December 9, 2015**

Holland Town Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:00 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
- Councilwoman Roberta Herr
- Councilman William Kolacki
- Town Supervisor Michael Kasprzyk

Other Officials Present:

- Town Clerk Merilu O'Dell
- Bookkeeper Jill Zientek
- Assessor Tammy Adsitt
- Zoning Enforcement Officer Michael Sluce
- Planning Board Chairman Marty Regan
- Town Engineer David Pratt
- Zoning Board of Appeals Chairman William O'Dell
- Dog Enforcement Officer Bill Newell

RESOLUTION # 87-2015

8:02 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolve the Town of Holland approve the minutes of the Regular Town Board Meeting held November 11, 2015.

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

PUBLIC COMMENTS – None.

SUPERVISOR’S REPORT – Supervisor Michael Kasprzyk

- A. Proclamation – Jerry Barron – 39-year employee of Highway and Water departments. The Supervisor commended Jerry Barron for his years of service, and read a proclamation on the occasion. Barron was not in attendance.

RESOLUTION # 88-2015

8:03 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolve the Town of Holland approve a Proclamation honoring Jerry Barron upon his retirement from the Town of Holland, with 39 years of service.

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

B. Appointment – Assessment Board of Review – Re-appointment of Richard White.

RESOLUTION # 89-2015

8:04 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolve the Town of Holland approve the re-appointment of Richard White to the Board of Assessment Review.

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

- C. Condemned House – 7148 Olean Rd. - The Board has been dealing with this issue since May of 2014. Owner Grant Mix has a contract to demolish the house, but asbestos abatement still needs to be done before demolition can take place. A permit for demolition has already been issued.
- D. 2016 Water Rates – The Board discussed an increase for 2016 rates, for both water zones. The rate for the first 5,000 gallons will rise by \$5.00 for both zones, to \$24.31 for Zone 1, with \$3.99 per 1,000 gallons additional, and to \$26.42 for Zone 2, with \$4.44 per additional 1,000 gallons used. The re-levy fee (imposed when an overdue account amount is listed on the property's tax bill), will rise \$25, to \$75 for each account. Rates for the capital project remain the same, as does the penalty rate for overdue accounts.

WATER RATES

2016

Account Set Up Fee: \$30.00

Shut Off Fee: \$30.00

Minimum for first 5,000 gallons:

Zone #1 - \$24.31

Then \$3.99 per thousand

Zone #2 - \$26.42

Then \$4.44 per thousand

FLAT RATES – 2%

CAPITOL PROJECT

Residential \$24.30 per quarter

Commercial. Institutional with less than 20 sanitary water closets - \$48.72

Commercial. Institutional with more than 20 sanitary water closets - \$128.00

Tapping Fee \$2,250.00 for ¾"

\$2,450.00 for 1"

\$2,550.00 minimum for larger than 1" plus time and material

Relevy Fee: \$75.00

Late fee interest rate 10%

RESOLUTION # 90-2015

8:05 p.m. - Motion made by C. Hack. Second by C. Herr, resolve the Town of Holland approve new water charges for 2016.

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

- E. Junkyard and Mobile Home Park Licenses – The two junkyard licenses, Nuwer’s and Promotions Perfected, are both extended to January 13, 2016 Town Board Meeting. Nuwer’s and the Hunters Creek Mobile Park have both paid their annual fees associated with the licenses. Licenses are pending inspections by the Town’s Zoning Enforcement Officer, Michael Sluce.

RESOLUTION # 91-2015

8:07 p.m. - Motion made by C. Hack. Second by C. Kline, resolve the Town of Holland extend the terms of the two junkyard licenses and one mobile park license until January 13, 2016.

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

F. Budget Modifications

BUDGET MODIFICATIONS		12/10/2015	
General Fund			
From:	A1990.4	Contingency	\$6,020.60
	A8010.1	Zoning- Personal Services	\$1,251.03
To:	A1220.4	Supervisor- Contractual	\$47.98
	A1680.4	Central Data Processing- Contractual	\$463.49
	A3989.4	Public Safety- Contractual	\$27.17
	A9010.8	State Retirement	\$3,444.80
	A3510.4	Dog Control- Contractual	\$786.13
To Increase Appropriations			
	A599	Unexpended Fund Balance	\$9,621.56
		A960 Appropriations	
		A1620.111 Buildings- Solar Project	\$2,118.13
		A1620.416 Buildings- Solar Project	\$7,503.43
Highway Fund			
From:	DA5142.4	Snow Removal- Contractual	\$2,219.61
To:	DA5130.4	Machinery- Contractual	\$2,219.61
Water Fund			
From:	SW8310.4	Administration- Contractual	\$36.22
To:	SW8340.4	Transmission- Contractual	\$36.22
Cemetery Fund			
From:	CM8810.1	Cemetery Personal Services	\$14.99
To:	CM8810.4	Cemetery Contractual	\$14.99

RESOLUTION #92-2015

8:08 p.m. - Motion made by C. Kolacki. Second by C. Kline, resolve the Town of Holland make the above-mentioned budget modifications.

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

- G. Approval of 2065 – 2018 Highway Contract – This affects both water and highway department employees. New employees will contribute 10 percent of the cost of their health insurance. All current employees affected have signed the new contract.

RESOLUTION # 93-2015

8:09 p.m. - Motion made by C. Kolacki. Second by C. Hack, resolve the Town of Holland approve the 2016 – 2018 Employee Contract.

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

- H. Approval of Highway Project – General repairs worth \$249,000 will affect 17 miles of town highways, and could include rehabilitating a street. The request was signed by Town Highway Superintendent Patrick Joyce, and will be signed by all five Town Board members, following the close of the current meeting.

RESOLUTION # 94 -2015

8:11 p.m. - Motion made by C. Hack. Second by C. Kolacki, resolve the Town of Holland approve the highway project proposal, in the amount of \$249,000, for 17 miles of Town roadways.

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

- I. Solar Liberty Project Update – The site off Vermont Street has been cleared and graded by the Town. An archeological/historical clearance still is needed from NYS. Solar Liberty is still saying it will begin construction soon.
- J. Not on Agenda – The Supervisor attended a Supervisors' Meeting, and discussion centered about the state tax cap and its unsustainability. The supervisors agreed to urge the NYS Association of Towns to make a renewed effort to lobby for mandate relief. Schools are under much the same rules, with the exception of being able to do funded capital projects, whereas towns cannot. This year, the Supervisor said, the tax cap for the Town of Holland is 0.73 percent, not 2 percent. "Our Workmen's Compensation exceeds that," the Supervisor said.

The Supervisor also said he cannot attend the meetings of the Erie County water districts, so Michael Hayden (of Holland Water) will be attending in his place, and will be the new liaison.

COMMITTEE REPORTS

- A. Buildings – Councilman Kolacki – A leak in the Supervisor’s office was repaired, and was due to faulty flashing. He noted that there are “two roofs on the Town Hall now,” and said any new roof would necessitate a complete tear-off of the old materials.
- B. Cemetery – Councilman Hack – Hack asked for lighting for the two flagpoles, in order to illuminate the flags, however, there is no electricity at either. Solar may be the only way to achieve this.
- C. Planning Board Liaison – Councilwoman Kline – There was nothing formal done at the meeting, but a review of the Code is still underway.
- D. Town Park & Community Center – Councilman Hack – Highway Supervisor Patrick Joyce said chipping of the playground base is underway. The Supervisor said he has been receiving many compliments on the playground’s appearance, and asked Joyce to extend those to his staff.
- E. Environmental Committee - Councilman Kolacki – No report.
- F. Beautification – Councilwoman Herr – The surveillance cameras are installed and operational at the Town Park and the highway garage. Members of the Board will meet with a company representative, to acquaint them with operation of the systems. A meeting will be set up for January, to go over responsibilities of flower plantings in town, as there has been some confusion as to who is responsible.

COMMUNICATIONS

- A. Planning Board Minutes – Report submitted.
- B. Heating Assistance – Regarding HEAP and other public-assistance programs. Informational brochures are available in the Town Clerk’s Office.
- C. NYMIR Insurance Bulletin – The Town’s liability insurer is now requiring periodic fleet inspections, due to another town’s multi-million-dollar claim from a faulty plow.

BUILDING/ZONING OFFICER –Justin Quant. Report submitted.

DOG CONTROL OFFICER – William Newell. Report submitted.

FACILITIES MANAGER – Patrick Joyce.

GRANT WRITER – Jill Zientek.

HIGHWAY SUPERINTENDENT – Patrick Joyce. Report submitted.

ZONING ENFORCEMENT OFFICER – Michael Sluce. Report submitted.

NEW BUSINESS

- A. Special Use Permit – Rachel Kubicki – Kennel License – Requesting a Kennel License for the four dogs she already has. Stated she was unaware of the requirement, until informed by the dog control officer, Bill Newell. The matter was referred to the Planning Board for its recommendation.

OLD BUSINESS - None

TOWN ATTORNEY – Ronald Bennett – No report.

TOWN CLERK – Merilu O’Dell

- A. The phone system has been repaired with new components, and is operating correctly.
- B. Confirmation of New Deputy Town Clerk Holly Messerschmidt, and acceptance of resignation of Elizabeth Snyder.

RESOLUTION # 95-2015

8:26 p.m. - Motion made by S. Kasprzyk. Second by C. Kline, resolve the Town of Holland approve the resignation, with regrets of Elizabeth Snyder, and to confirm the Town Clerk’s appointment of Holly Messerschmidt as Deputy Clerk.

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

COMMENTS FROM THE PUBLIC – None.

PAYMENT OF VOUCHERS

The following vouchers were presented for payment:

General District Claims as set Forth in Abstract A-12	#429-474	in the amount of \$74,761.33
Highway District Claims as set Forth in Abstract DA-12	#169-188	in the amount of \$121,847.18
Garbage District Claims as set Forth in Abstract SR-12	#22	in the amount of \$23,011.04
Trust & Agency Claims as set	#30-32	in the amount of \$6,822.85

Forth in Abstract TA-12

Water Fund Claims #94-101 in the amount of \$11,049.57
as set

Forth in Abstract SW-12

Cemetery Fund Claims #48-49 in the amount of \$3,590.05
As set

Forth in Abstract CF-12

Lighting District Claims #11 in the amount of \$1,928.13
as set

Forth in Abstract SL-12

RESOLUTION # 96-2015

8:27 p.m. - Motion made by C. Kline and seconded by C. Hack, resolve the Town of Holland pay the preceding vouchers.

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

ADJOURNMENT –Supervisor Kasprzyk adjourned the Regular Town Board Meeting at 8:29 p.m., with a moment of silence, in memory of late Holland resident Betty Ann Rice Buncy.

RESPECTFULLY SUBMITTED,
December 9, 2015.

MERILU O'DELL, TOWN CLERK