

**TOWN OF HOLLAND  
TOWN BOARD MINUTES  
June 8, 2016**

**7:00 p.m. – Informational Meeting, Sidewalk Project** – Town Engineer David Pratt and associate Glenn Blake held an informal meeting where interested parties could view plans and schematics of the sidewalk project proposal of Canada Street, Capitol Heights, and Legion Drive, as well as have the opportunity to ask questions and voice concerns. The meeting was publicized in the official town newspaper, the *Arcade Herald*. Notices were also posted on the town signboard and website. Only one person asked a question. The Supervisor declared the meeting closed at 8:01 p.m.

**Regular Town Board Meeting** - 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:

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

Other Officials Present:

Town Clerk Merilu O'Dell  
Building Officer Justin Quant  
Town Engineer David Pratt  
Town Attorney Ronald Bennett  
Dog Enforcement Officer Bill Newell  
ZBA Chairman William O'Dell

Town Officials Absent:

Highway Superintendent Patrick Joyce  
Bookkeeper Jill Zientek  
Zoning Enforcement Officer Michael Sluce

**RESOLUTION # 35-2016**

8:03 p.m. - Motion made by C. Kline, Second by C. Kolacki, resolve the Town of Holland approve the minutes of the Regular Town Board Meeting held May 11, 2016.

5 YEA – Hack, Kline, Herr, Kolacki, Kasprzyk / 0 NO / 0 ABSTAIN  
MOTION CARRIED

**PUBLIC COMMENTS** – None.

**SUPERVISOR'S REPORT** – Supervisor Michael Kasprzyk

- A. Vermont Street Sidewalk – There was a meeting on May 18 between the Town and Mr. and Mrs. Joel Chaney, regarding the sidewalk extension, to connect the two ends of the sidewalk together in front of their property. During the meeting, both sides expressed concerns, and the Town is now considering petitioning Erie County to put a crosswalk from north to south, instead of completing the south side sidewalk. Said Attorney Ron Bennett, who hosted the meeting at his North Main Street office, “It makes sense to me, as an attorney, to explore the option of a crosswalk.” This was brought up because the north side of Vermont Street already has a sidewalk.

**RESOLUTION # 36-2016**

8:04 p.m. - Motion made by S. Kasprzyk, Second by C. Herr, resolve the Town of Holland abandon the quest for completing the sidewalk in front of the Joel and Carolyn Chaney home, petition Erie County to install a crossing on Vermont Street, and inform the Chaney's attorney of the decision.

5 YEA – Hack, Kline, Herr, Kolacki, Kasprzyk / 0 NO / 0 ABSTAIN  
MOTION CARRIED

- B. Meals On Wheels – The Holland route is getting large enough that splitting the route is being considered. On Mondays, Wednesdays and Fridays, 16 people are served meals. On Tuesdays and Thursdays, 11 meals are delivered. Members of the Board noted that, several years ago, “we were struggling to keep the route.” “This just goes to show you how things change,” said the Supervisor, adding that June McArthur has volunteers waiting to help, if needed.
- C. Association of Erie County Governments – Legislative policy positions

**RESOLUTION # 37-2016**

8:14 p.m. - Motion made by Councilman Kolacki and seconded by Councilwoman Herr, resolve the Town of Holland endorses and agrees with the Legislative Policy Positions put forth by the Erie County Association of Governments on May 28, 2015.

The Town Board of Holland therefore urges our State Legislators to either support or oppose these bills listed below, according to our support or opposition.

These include the insistence that any continuance of the property tax cap (due to expire next year):

1. Must be on a temporary basis only,
2. Must include the meaningful mandate relief promised when the tax cap was first enacted, and
3. Must provide an exclusion from the cap for local expenditures on municipal infrastructure.

The legislative body-identified bills relating to the Property Tax Cap, and our position on them, are as follows:

**S.5597 (Flanigan) – Oppose**, due to being an unfunded mandate;

- A.6609-A (Brabenec) – Support**, would exempt certain expenditures from the tax cap;  
**A-6216 (Steck) – Support**, repayment of bonds excluded from tax cap;  
**A.638 (Abinati) / S.2607 (Latimer) – Support**, cost of revaluations and reassessments excluded from tax cap;  
**A.6215 (Galef) – Support**, joint capital projects excluded from tax cap;  
**A.2079 (Zebrowski) – Oppose**, due to increase voting requirement to override tax cap; and  
**A. 3611 (Morelle) / S.1151 (O’Mara) – Support**, PILOTS role in tax cap calculations.

We also **support** the following bills:

A.2338-A (Brindisi) / S.2295 (Griffo)  
A.6912-A / S.5205 (Griffo)

A.6416 (Lifton) / S.4643 (Seward)  
A.739 (Steck) / S.4466 (Griffo)

5 AYE/ 0 NAY/ 0 ABSTAIN  
MOTION CARRIED

- D. Income Survey for Community Development Block Grants – The Town is currently not qualified to receive CDBG grants, due to lack of an updated income survey. Erie County is contracting with Stuart Brown Associates of Rochester to do an updated survey, with no cost to the Town. Although the entirety of the Town does not qualify for the grant program, the hamlet area – serviced by both the Town’s water and Erie County’s sewer district – may be eligible for future program consideration. “This is preparation for 2017,” the Supervisor said, adding that the “hamlet area” is, essentially, the area served by the water district.
- E. Unlicensed Dog Fines and Late Fees – “Currently, we don’t have a late fee structure,” said the Supervisor, and recommended that Holland follow the Town of Cheektowaga’s fee structure, “since it is all laid out.” Dog Control Officer Bill Newell reminded residents that when a rabies vaccination period runs out, the dog license is invalid. A reminder will be sent when the dog license is two weeks overdue; owners are given two weeks to renew. If not renewed after the second two weeks, another \$10 late fee is imposed. A final notice, with two weeks to comply, will result in another \$25 fee, if not renewed. After these steps are taken, a court appearance ticket will be issued, along with a \$35 additional fine.

### **RESOLUTION # 38-2016**

8:18 p.m. - Motion made by C. Kline, Second by C. Herr, resolve the Town of Holland establish new late fees and fines for unlicensed dogs. Attorney Ron Bennett will draw up the schedule, for consideration as a local law..

5 YEA – Hack, Kline, Herr, Kolacki, Kasprzyk / 0 NO / 0 ABSTAIN  
MOTION CARRIED

- F. Highway Building Addition – The Supervisor has signed the contract for drawing up bid specifications for the addition.
- G. Tentative Equalization Rate - The Town has been notified by Real Property Services (NYS) that the tentative Equalization Rate has remained the same as for last year, at 88% of full market value. The previous year, the rate dropped from 94% to 88%.
- H. Solar Seminar – “A Solar Farm ... On My Property?” will be held Wednesday, June 15, from 7:00 p.m. to 9:00 p.m., at Pioneer Middle School in Yorkshire. At least four landowners in Holland have been approached regarding establishing a 20-acre solar farm on their farmland. Attorney Ron Bennett said that both the towns of Colden and Wales are establishing moratoriums on solar farms.
- I. Solar Project – The solar project financing “is in the final details of due process,” said the Supervisor, quoting what he was told by Solar Liberty, regarding the state of the Town’s solar array. He said six projects have been bundled together, “and Holland is first.”

## COMMITTEE REPORTS

- A. Buildings – Councilman Kolacki – The scraping and painting of the back stairway at the Town Hall is complete.
- B. Cemetery – Councilman Hack – One cremation plot has been sold in the new cremation section, at a cost of \$400.
- C. Planning Board Liaison – Councilwoman Kline – The Board did not meet in June.
- D. Town Park & Community Center – Councilman Hack – There was another graffiti incident at the Town Park, this time with explicit drawings in both towers of the playground. The graffiti has been painted over.
- E. Environmental Committee - Councilman Kolacki – There will be an electronics recycling event at the Highway Garage on Saturday, June 11, from 9:00 a.m. to noon. This is the first of three events, not including the joint hazardous materials/electronic event with Colden in September.
- F. Beautification – Councilwoman Herr – Flowers and hanging baskets are now in, and a watering schedule has been set up.
- G. Holland’s 200<sup>th</sup> Anniversary – Councilwoman Kline - The first Anniversary Committee meeting was held on Monday, May 23, at the Town Hall. Ideas were discussed, and the next meeting set up for June 20, at 4:00 p.m. The Committee is still looking for interested persons to join.
- H. Skateboard Park – Councilwoman Herr said she has not heard back from the skateboard group.

## COMMUNICATIONS

- A. Planning Board Minutes – No meeting in June.
- B. Zoning Board of Appeals – Minutes submitted.

**BUILDING/ZONING OFFICER** –Justin Quant. Report submitted. He reported being “very busy”, with four new home permits issued, along with assorted other permits. He also said he would like to make changes to the fee structure, which the Planning Board will discuss with him.

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

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

**FACILITIES MANAGER** – Patrick Joyce. Report submitted.

**GRANT WRITER** – Jill Zientek. No report.

**HIGHWAY SUPERINTENDENT** – Patrick Joyce. Building addition cost estimate - \$57,000.

**NEW BUSINESS** – None.

**OLD BUSINESS** – None.

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

**TOWN CLERK** – Merilu O’Dell – No report.

**COMMENTS FROM THE PUBLIC** – Marty Regan expressed his disapproval at the way the Vermont Street sidewalk issue was resolved. With the crosswalk, “My kids will be forced to cross over Vermont Street, and then cross back over again,” he said. He said the Board should look at “the good of the Town,” rather than the good of one homeowner. The Supervisor said that he understood, but that “This Board is reluctant to do eminent domain.”

**PAYMENT OF VOUCHERS** - The following vouchers were presented for payment:

**Abstract 6**

General District Claims as set Forth in Abstract A-6	#179-215	in the amount of \$24,966.88
Highway District Claims as set Forth in Abstract DA-6	#89-102	in the amount of \$59,404.20
Garbage District Claims as set Forth in Abstract SR-6	#6-14	in the amount of \$23,512.61
Water Fund Claims as set Forth in Abstract SW-6	#45-54	in the amount of \$13,387.58

Lighting District Claims as set Forth in Abstract SL-6	#5	in the amount of \$1,625.11
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Trust & Agency Claims as set Forth in Abstract TA-6	#17-19	in the amount of \$6,877.55
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Cemetery Claims as set Forth in Abstract CF-6	#6-9	in the amount of \$1,188.34
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**RESOLUTION # 39-2016**

8:43 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 NO / 0 ABSTAIN  
MOTION CARRIED

**ADJOURNMENT** –Supervisor Kasprzyk adjourned the Regular Town Board Meeting at 8:44 p.m., with a moment of silence, in memory of late Holland resident Calvin Kirsch.

**RESPECTFULLY SUBMITTED on June 13, 2016**

**MERILU O’DELL, TOWN CLERK**