

June 13, 2007

The Regular Town Board Meeting was called to order by Supervisor Michael Kasprzyk at 8:00 pm at 47 Pearl St., Holland.

Officials Present Were:

COUNCILMAN GEOFFREY HACK

COUNCILWOMAN ROBERTA HERR

COUNCILMAN JAMES JOYCE

COUNCILWOMAN KAREN KLINE

Other Officials Present Were:

ATTORNEY RONALD BENNETT

TOWN ENGINEER DAVID PRATT

WATER COMMISSIONER JERRY BARRON

HIGHWAY SUPERINTENDENT PAT JOYCE

TAX COLLECTOR JUNE MCARTHUR

DOG CONTROL OFFICER BILL NEWELL

ASSESSOR MARCIA HAZLETT

PLANNING BOARD CHAIRMAN ROBERT WEISNER

### **RESOLUTION #69**

Motion made by Councilwoman Kline and seconded by Councilwoman Herr, to approve the minutes of the May Board Meeting. ALL AYES. CARRIED.

### **RESOLUTION #70**

Motion made by Councilwoman Kline and seconded by Councilman Hack, to set a code review meeting for June 20<sup>th</sup> at 7:30 PM. ALL AYES. CARRIED.

### **RESOLUTION #71**

Motion made by Councilman Joyce and seconded by Councilman Hack, to authorize the Supervisor to look into the Erie County Central Police Services Reverse 911 Notification System and get back to the board. ALL AYES. CARRIED.

Received notice regarding the signal by the Fire Hall and the speed limit on Savage Rd. Letters are included:

Community Center: the Highway Department has restored Legion Drive to a full circle. They had taken it out cause of the speeding around the circle Should look into posting a speed limit since it is a park.

## **RESOLUTION #72**

Motion made by Councilman Hack and seconded by Supervisor Kasprzyk to re-appoint Councilman James Joyce to the Environmental Management Council Member.

4 ayes. 1 abstention. CARRIED.

## **TOWN INSURANCE**

Additional insurance for the coverage of the contents and the Highway Building, the sum of \$2200.00. Its under budget and under last years expenditures.

## **RESOLUTION #73**

Motion made by Councilman Joyce and seconded by Councilman Hack to approve the additional insurance coverage with Vanner Insurance Agency

## **CEMETERY** - Rt. 16 (old property)

Regional NYS Forester for Erie and Niagara Counties walked the property with the Supervisor and Councilman Hack and suggested going out for request for proposals from foresters to manage a timber sale. Would be responsible of what to mark and putting it out to bid. There is some standing timber which is worth some money. Years ago there was a lay out of cemetery plots.

**RESOLUTION #74**

Motion made by Councilwoman Kline and seconded by Councilwoman Herr to authorize the Town to put out for proposals from area foresters for the land behind the old cemetery.

ALL AYES. CARRIED.

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**REVAL PROGRAM**

**RESOLUTION #75**

Motion made by Supervisor Kasprzyk and seconded by Councilman Joyce, resolve the Town of Holland authorize the Supervisor to sign the contract with the State Office of Real Property regarding the ORPS Full Value Measurement Program (reval)

COUNCILMAN JOYCE NAY

COUNCILMAN HACK NAY

COUNCILWOMAN HERR NAY

COUNCILWOMAN KLINE NAY

SUPERVISOR KASPRZYK NAY ALL NAYS – DECLINED

**NEI GARBAGE PICKUP** – asked to be on the agenda – but no show.

Tentative schedule for pickup is east side of hamlet – Wednesday

Rt.16 Thursday

West side of Rt 16 – Friday

Councilman Joyce will preside over the July meeting since the Supervisor will not be able to attend.

## **CEMETERY CARETAKER**

### **RESOLUTION #76**

Motion made by Councilman Hack and seconded by Councilman Joyce, resolve the Town of Holland appoint Ron Post as the cemetery caretaker – laborer/part time. ALL AYES. CARRIED.

## **BUDGET AMENDMENT**

Motion made by Councilman Joyce and seconded by Councilwoman Kline to approve the following budget amendment:

GENERAL

FROM: Contingency Acct. A1990.4 \$274.43

TO: Assessment Contractual A1355.4 \$274.43

ALL AYES. CARRIED.

## **COMMITTEE REPORTS**

**BUILDINGS** – Councilman Hack: back door is being replaced with a new metal door, which is being painted.

Town Hall Parking lot was paved by the Highway.

Cemetery – Humphrey Cemetery – some trees that need to be taken down, there's about 17 trees

Flag pole for the Holland Cemetery on the West Side.

Three quotes with installation:

Ace Flag - \$1341.00 installation included

Custom Flag - \$1455.00 installation included

Liberty Flag - \$1152.00 installation not included

## **RESOLUTION #78**

Motion made by Councilman Hack and seconded by Councilman Joyce, resolve the Town of Holland purchase a flag pole and installation from Ace Flag Co. for \$1341.00 to be placed in the Holland Cemetery (New). ALL AYES. CARRIED

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**Planning BOARD LIAISON-** Councilwoman Kline- Weston's' would like to be put on the July board meeting for their amendment to the special use permit.

## **RESOLUTION #79**

Motion made by Councilwoman Kline and seconded by Councilman Joyce, resolve the Town of Holland appoint Jim Britt to the Planning Board to take the position of John Allen with term ending 2010. ALL AYES. CARRIED.

**TOWN PARK & COMMUNITY CENTER-** Councilman Joyce

## **RESOLUTION #80**

Motion made by Councilman Joyce and seconded by Councilman Hack to authorize getting two separate RFP's concerning one for the backstops at the park and one for the fencing around the field at the park. To be returned by July 9<sup>th</sup> at 10:00am. ALL AYES. CARRIED.

New tops were put on the picnic tables.

**BEAUTIFICATION COMMITTEE-** Councilwoman Herr: no report

The Town Board would like the Town Clerk to give the State Police a copy of the town ordinance concerning skate boarding in town. Since the town just had the parking lot redone, they would like the State Police to patrol that area.

**ZONING ENFORCEMENT OFFICER'S REPORT** – Michael Sluce: report given

**BUILDING INSPECTOR'S REPORT** – Scott Hess: report given

**WATER COMMISSIONER'S REPORT** – Jerry Barron: need a commitment from NYSEG to supply electric to the new pump etc.

**HIGHWAY SUPERINTENDENT'S REPORT** – Pat Joyce: report given

**DOG CONTROL OFFICER'S REPORT** – Bill Newell: report given

**NEW BUSINESS:**

**Sandy Bialkowski**

**RESOLUTION #81**

Motion made by Councilman Joyce and seconded by Councilman Hack to table the request for no show for Sandy Bialkowski from Pine Valley to speak to the board regarding Weston's Special Use Permit ALL AYES. CARRIED.

**Mike Dembski** – request for a Special Use Permit to operate a small auto dealership located at 7861 Olean Rd.

He would only be selling a maximum of 4 autos at a time. Leasing the property from Greg Petrell. Would only be selling cars, not repairing etc.

Need a site plan – operation sign



Refer to the planning board for their input.

## **FIRE DEPARTMENT**

### **RESOLUTION #82**

Motion made by Councilwoman Herr and seconded by Councilwoman Kline, resolve the Town of Holland authorize the Supervisor to send a letter to the Alcoholic Beverage Control Board giving permission to the Holland Fire Department to use the Town Park and Community Center and to sell alcoholic beverages on July 20<sup>th</sup> . ALL AYES. CARRIED.

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## **OLD BUSINESS**

**James Weston** – has requested to be put on the July board meeting.

**Tony Zientek** - request for a Special Use Permit for 19 Vermont Street for a realty business

Board of Appeals granted a variance for this property.

### **RESOLUTION #83**

Motion made by Councilman Hack and seconded by Councilman Joyce, resolve the Town of Holland grant the Special Use Permit to Tony Zientek for a realty business at 19 Vermont St. with the conditions as set by the Board of Appeals:

1. Stipulation that a fence be erected adjacent to Mrs. Palmateer's property with her approval.
2. A legal agreement be made with the Bank of Holland regarding use of the Bank's parking lot for customers of Mr. Zientek's business
3. Suggested by Board that the business signs be in keeping with the décor of the house and without bothersome lighting, due to neighbor's concerns.

ALL AYES. CARRIED.

### **Finger Lakes Trail Conference, Inc.**

Mabel James trail -

### **RESOLUTION #84**

Motion made by Councilman Joyce and seconded by Supervisor Kasprzyk:

WHEREAS, the Finger Lakes Trail Conference, Inc., a 501-c-3 organization responsible for building and maintaining approximately 880 miles of hiking trail across the state, is requesting permission to relocate a segment of the Conservation Trail, a branch trail in the Finger Lakes Trail System, across Town of Holland property (parcel number 246.16-2-7) in the ravine northeast of the water tank on Vermont St.: and,

WHEREAS, the Conservation Trail is a footpath upon which the public may hike, cross-country ski, and snowshoe;

WHEREAS, the Conservation Trail may be used by the community and the general public, for free, for healthy exercise and the enjoyment of nature; and,

WHEREAS, the conjectured relocation, depicted as two possible alternative routes drawn on the map submitted with this request, will be less than

approximately 500 feet long and will be built and maintained by the Finger Lakes Trail Conference, Inc., and its associated trail clubs, at not cost to the Town,;

NOW, THEREFORE, be it resolved by this august body that the Council of the Town of Holland hereby does grant permission for the Finger Lakes Trail Conference, Inc. to relocate the trail across the said Town of Holland property, in the ravine northeast of the water tank.

ALL AYES. CARRIED.

**RESOLUTION #85**

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland pay the following vouchers:

General District Claims #244-302 in the amount of \$61,237.75

as set

forth in Abstract A-6

Highway District Claims #76-97 in the amount of \$64,740.25

as set

forth in Abstract DA-6

Water District Claims #44-53 in the amount of \$4,590.20

as set

forth in Abstract SW-6

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Light District Claims #8 in the amount of \$1,661.24

as set

forth in Abstract SL-6

Garbage District Claims #27-28 in the amount of \$13,017.80

as set

forth in Abstract SR-6

Trust & Agency Claims #26-28 in the amount of \$5,747.73

as set

forth in Abstract TA-6

Cemetery Claims #12-18 in the amount of \$12,580.23

as set

forth in Abstract CM-6

ALL AYES. CARRIED.

**RESOLUTION #86**

Motion made by Councilman Joyce and seconded by Councilman Hack to adjourn the Regular Town Board Meeting at 9:10 pm in memory of: Dick Evans

Benjamin Kirsch

ALL AYES. CARRIED.

RESPECTFULLY SUBMITTED:

SANDRA SMITH, TOWN CLERK