

TB Mtg APRIL 11, 2019  
REGULAR TOWN BOARD MEETING  
COLDEN TOWN HALL – April 11, 2019

MEETING CALLED TO ORDER AT 7:02PM

SUPERVISOR DePASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE FOR CHRISTIANE JACCARD, JOAN ZEHNDER, WILLIAM LOOCKERMAN, THOMAS BEULER, JUDITH BROWN AND NORA MAJORS FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

PRESENT: Councilman David Arcara  
Councilman Jesse Hrycik  
Councilwoman Patricia Zurbrick  
Councilman Gerald Pietraszek  
Supervisor James DePasquale

ALSO

PRESENT: Town Clerk Christina Kerlin  
CEO John Kotlarsz  
Asst. CEO/Fire Inspector Thomas Dziulko  
Highway Superintendent Clarkson  
Approximately 9 Residents

MINUTES:

MOTION made by Councilman Hrycik and seconded by Councilwoman Zurbrick and unanimously approved the minutes of the March 14, 2019 Town Board meeting as presented with a correction on page 6 add Local Law 01 – 2019 to the heading for approval to advertise.

#### PUBLIC HEARING LOCAL LAW 01-2019 FLOOD DAMAGE PREVENTION

Supervisor DePasquale opened the Public Hearing at 7:03pm

Public Hearing Notice read by Town Clerk Kerlin

No Public Comments

Supervisor DePasquale stated that this Local Law amends a prior Local Law that was adopted by the Town Board on February 9, 1995. The Local Law is in regards to Flood Damage Prevention which has been approved first through the DEC and tonight will be passed by the Town Board.

Supervisor DePasquale closed the Public Hearing at 7:08

Approve Local Law 01-2019 Flood Damage Prevention

MOTION made by Councilwoman Zurbrick and seconded by Councilman Pietraszek and Duly adopted Local Law 01-2019 Flood Damage Prevention this 11<sup>th</sup> day of April, 2019

On the Vote: Councilman David Arcara - yes  
Councilman Jesse Hrycik - yes  
Councilwoman Patricia Zurbrick - yes  
Councilman Gerald Pietraszek - yes  
Supervisor James DePasquale - yes

COMMITTEE REPORTS

BUILDING REPORT

Councilman Arcara reported that quotes are being obtained for the replacement of shingles on the Town Hall.

- Senior Center elevator repair is almost complete.
- The courtroom was painted this week and looks refreshed
- Heater blowers were replaced at the Highway garage.

CODE ENFORCEMENT OFFICER REPORT

Report for the month of March – Bldg. Insp/Code Enf. Officer, John Kotlarsz reported that there were:

- 1 Building Permits
- 1 Certificate of Occupancy
- 1 Certificates of Compliance
- 1 First Notice of Violation
- 1 Court Appearance
- 1 Fire Inspection

- Completed year end reports and Town Clerk Kerlin submitted the report online
- Met with Planning Board Chairman Walt Kammer and he discussed the application process for the updated solar panel building permits and fees that were adopted last year.
- There was a phone complaint about an auto repair shop business being operated on Hayes Hollow Road the CEO will go up tomorrow and see if there is a business being operated at the residence.

COMMUNITY DEVELOPMENT REPORT

Councilwoman Zurbrick reported the following:

Colden Fire Company will be holding there Annual Easter Egg Hunt at the Colden Fire Hall on Gutekunst Road, Saturday, April 20<sup>th</sup> starting sharply at 11:00am bring a basket or bag.

Fish Dinner at Churchill Memorial Methodist Church, Friday, April 26<sup>th</sup> and May 10<sup>th</sup>  
Starting at 4:30 – 7:00, Adults and Seniors \$12.00 and children under 12 \$6.00

The following Senior Trips are planned so far for this year:

\*Tuesday, June 25<sup>th</sup> Life of the Old Order Amish cost is \$55.00 per person

\*Thursday, July 25<sup>th</sup> National Comedy Center, Lucy and Desi Museum cost is \$69:00 per person

\*Tuesday, December 10<sup>th</sup> The Lettermen at Seneca Niagara Casino cost is \$50.00

For more information on the trips you can go to the Town website, signboard in the Town Hall or Contact Patricia Zurbrick at 941-3237

#### Bread of Life Outreach Center Hours of Operation

##### Food Pantry

Thursdays 3pm - 6pm

Saturdays 10am - 1pm

##### Gabriel's Closet Thrift Shop

Tuesday 10:00am - 2:00pm

Wednesday 10:00am - 2:00pm

Thursday 3:00pm - 6:00pm

Saturday 10:00am - 1:00pm

Councilman Arcara reported that he has received the following brochures:

HOME- Housing Opportunities Made equal

Erie County Fair Housing

HOME – Choosing Good Tenants

HOME – Housing Discrimination: Know Your Rights

Tenants' Rights Guide

#### DOG CONTROL OFFICER REPORT

Councilman Arcara read the following DCO report for March 1, 2019 – March 31, 2019.

-Received a total of 29 incoming and outgoing calls

-There were a few calls about missing dogs as well as a fox which was referred to Jack's Nuisance Control and a dead raccoon which was referred to the DEC

-DCO Horschel received a subpoena which was postponed for a dog biting incident that happened three years ago.

-When calling for a missing or found dog please try to give a detailed description which would help the DCO to further help with locating the dog.

The following rabies clinics are planned for this year:

Wednesday, May 15<sup>th</sup> - West Seneca Highway Garage from 4-7pm

Wednesday, May 22<sup>nd</sup> – Town of Tonawanda Highway Garage from 4-7pm

Wednesday, May 29<sup>th</sup> – Broadway Market Parking Ramp from 4-7pm  
Wednesday, September 11<sup>th</sup> – ECC South Campus BLDG #7 (Maintenance Garage)  
from 4 -7pm  
Wednesday September 18<sup>th</sup> ECC North Campus Noonan Center (Maintenance Garage)  
from 4 - 7pm  
Wednesday, September 25<sup>th</sup> Cheektowaga Highway Garage from 4-7pm

DCO Bernie Horschel will be attending an Animal Control Officer Academy Conference on May 1st & 2nd in Alfred Station NY

#### ENVIRONMENTAL BOARD REPORT

No report

#### HIGHWAY REPORT & PARKS

Highway Superintendent Clarkson reported the following:

- Gravel Bid opening will take place Monday, April 22<sup>nd</sup> at 10:00am at the Colden Town Hall
- Town Roads are being cleaned up from the winter
- Hauling stone for upcoming road work once the weather is right, shoulder and ditch work will also take place
- Highway department attended a “811 Dig Safely Training Course” with surrounding towns in Springville there will be aa annual refresher course next year.
- Towns will no longer receive the “CHIPS” Winter Recovery Funds
- Town Park bathrooms will be opened next week
- Highway Superintendent Clarkson will be attending the “2019 Highway School Training” on June 3<sup>rd</sup> – June 5<sup>th</sup> at Ithaca College
- Summer highway hours will remain five days this year with the option of starting early for roadwork.

#### Approve to Advertise for 2- Summer Seasonal Workers

MOTION made by Councilman Arcara and seconded by Supervisor DePasquale and unanimously approved to advertise for two part-time seasonal summer workers for the highway department as well as to help out in the park.

There was discussion on hiring people who are interested in being flagman for the highway department.

#### INSURANCE REPORT

No report

#### LIBRARY REPORT

Councilman Hrycik reported the following:

##### West Falls – Colden Library

Annual Plant Exchange/Book Sale – Saturday, May 11<sup>th</sup> from 10am – 12 noon

##### Boston Library

Saturday, April 13<sup>th</sup> Easter Egg Hunt and Spring Story Time with Craft from 11:00am to 12:30pm

Thursday, April 18<sup>th</sup>, Easter Egg Painting from 5:00pm – 6:00pm Paint your own Easter egg. All supplies provided-great for all ages.

#### PERSONNEL & TRAINING REPORT

Councilwoman Zurbrick reported that Tara Seifried submitted her resignation as Court Clerk for Justice Michael Schneider.

##### Accept Tara Seifried Resignation

MOTION made by Supervisor DePasquale and seconded Councilman Hrycik and unanimously approved to accept the resignation from Court Clerk Tara Seifried.

Supervisor DePasquale and Councilwoman Zurbrick attended a training session on Harassment Policy and annual PESH trainings that need to be presented to employees as well as any volunteer boards.

The Annual Government Training at Houghton College will take place May 9<sup>th</sup> which is also the regular Town Board meeting date. The Town Board meeting will be moved to May 2<sup>nd</sup> to allow employees and officials to attend the training on May 9<sup>th</sup>.

#### PLANNING BOARD REPORT

Councilman Hrycik reported that Planning Board Chairman Walt Kammer gave an update at the Town Board Workshop prior to tonight's meeting. Town Board will be setting up a workshop at a later date to discuss other code changes that the Planning Board has been working on.

-A tire recycling event is being planned with Southtown's Tireman this year Councilman Hrycik will talk with Mike Spagnola about confirming plans for this event.

#### WATER REPORT

Councilman Pietraszek reported that at the present time water consumption billed to ECWA for the prior month was 1,293,000 gallons at a cost of \$3,335.94

-Water usage is being followed weekly via ECWA mail billing meters and eoders.

-Bread of Life re-tapped main at SW corner of site for better service issues.

-Received 1 letter back for water tapping service from a contractor for 2019 prices.

-A draft of the annual Water Quality Report was sent to DOH Jim Buell for review as well as Town Supervisor DePasquale.

- Water Operator Greg Adams is setting up for the bulk water filling station and calling haulers to make them aware of our services.
- Chlorine levels were good last month and are running slightly high at the moment.
- Erie County Water Authority will be flushing lines up by the tank on Wohlheuter Road.

#### YOUTH/ADULT RECREATION REPORT

Recreation Director Kip Palmateer reported that a soccer coach meeting was held, teams were chosen and the shirts were ordered. Weather permitting games will begin on May 6<sup>th</sup>.

Recreation department would like to request \$300 in cash to start up for the purchase of concession stand items.

#### Approve \$300 to Start up Concession Stand Items

MOTION made by Councilwoman Zurbrick and seconded by Supervisor DePasquale and unanimously approved the request from the recreation department for \$300 to purchase concession stand items.

Would like to request the following be approved for referees and concession stand employees at minimum wage Dakota Schelble, Ethan Hallett, Michael Spagnola, Abigail Mary, Caylene Mary, Brooke Sellers.

#### Approve Referees and Concession Stand Employees

MOTION made by Councilwoman Zurbrick and seconded by Councilman Hrycik and unanimously approved the following for referees and concession stand employees at minimum wage.

#### OLD BUSINESS

None

#### NEW BUSINESS

None

#### RESOLUTIONS

None

#### BUDGET TRANSFERS

None

#### TOWN CLERK REPORT

Town Clerk Kerlin reported that the Flu Shot Clinic for this year will be held on Tuesday, October 22<sup>nd</sup> from 1:15 – 2:15.

**SUPERVISOR’S REPORT**

Supervisor DePasquale reported that the New York State Franchise agreement for MCI and Verizon NY have been received and it looks like assessments have changed.

-Received flags for the five branches of the military, the flags are not permanent and they will be placed in the ground alongside the Memorial Wall for the upcoming Memorial Day Parade and Ceremony.

-A letter board sign has been purchased and will be used for the Concert Series at the gazebo as well as advertising any events held by the town or any important information needed to be posted.

-A request to be on the agenda was received from Tricia Dragoo who will give an update on Southtowns Rural Preservation Company she was planning on this month but has asked to postpone until May.

-Letters are being sent to area businesses for support for the Summer Concert Series. This year the town is looking into having a concert at Kummer Park on July 3<sup>rd</sup> with fireworks and an old home day picnic event. The Belle Star Concert event will take place at the gazebo this year on July 20<sup>th</sup>.

Approve Candy for the Easter Egg Hunt

MOTION made by Councilwoman Zurbrick and seconded by Supervisor DePasquale and unanimously approved the monies for the Annual Easter Egg Hunt held by the Colden Fire Company in the amount not to exceed \$650.00.

-Colden Fire Company will be showing off their trucks and equipment on April 27<sup>th</sup> from noon – 4pm. There will be real smoke house simulator training, sit on the fire trucks try on the gear, a duck pond for the little ones, music and hot dogs.

**PAY BILLS**

MOTION made by Councilwoman Zurbrick and seconded by Councilman Pietraszek and unanimously approved to pay the following bills.

General Fund Warrant Voucher #2019-89 to #2019-130	\$ 19,300.80
Highway Fund Abstract Voucher #2019-39 to #2019-61	\$ 19,833.75
Water District Voucher #2019-10 to #2019-15	\$ 3,882.38
Lighting District Voucher #2019 -05	\$ 1,757.71
Refuse District Voucher #2019 – 03	\$ 19,091.95

PRIVILEGE OF THE FLOOR

Judge Michael Schneider asked the Town Board what the process would be now as far as appointing a court clerk he has received a letter of interest for the position. The training process for the court clerk is done on the computer and takes around 12 hours to complete.

Supervisor DePasquale stated that pass practice has been for the department head to choose their clerk. A meeting will take place next Monday with Judge McMahon and Judge Schneider along with Supervisor DePasquale to discuss the court clerk position.

Jesse Penfold stated that he is interested in the flagman position and he also has a CDL license if there was a need for him to drive the trucks. He also stated that he has 5 yards of a topsoil manure mixture that he would like to donate towards the recreation garden project.

ADJOURN

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously adjourned the meeting at 8:25PM.

Respectfully submitted,

Christina M. Kerlin  
Town Clerk