

TB Mtg MAY 2, 2019
REGULAR TOWN BOARD MEETING
COLDEN TOWN HALL – May 2, 2019

MEETING CALLED TO ORDER AT 7:02PM

SUPERVISOR DePASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE
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 10 Residents

MINUTES:

MOTION made by Councilman Pietraszek and seconded by Councilman Arcara and
unanimously approved the minutes of the April 11, 2019 Town Board Workshop meeting and
the April 11, 2019 Town Board meeting as presented.

REQUEST TO BE ON THE AGENDA

Supervisor DePasquale introduced Tricia Dragoo from Southtowns Rural Preservation Company.
Tricia thanked the town for their support in the past and gave an update on some of the projects
that have been done in Colden. Three projects were completed in Colden totaling \$25,045.00
some of the repairs were roofs, chimneys, faucets, and hot water tanks. They would appreciate
any donations and are also looking for an increase in Board of Directors. There is more
information on the town's website as well as on the board at the Town Hall.

COMMITTEE REPORTS

BUILDING REPORT

Councilman Arcara reported that an ad should probably be placed in the Springville Journal for
the Town Hall roof and tennis wall at the park. There was some discussion on the placement of
the tennis wall and it was decided that the wall would stay in the same place. An ad will be
placed in the Springville Journal for the replacement of the Town Hall roof and a tennis wall the
specs would be available at the Town Clerk's office.

Approve to Advertise for Town Hall Roof and Tennis Wall

MOTION made by Supervisor DePasquale and seconded by Councilwoman Zurbrick and unanimously approved to advertise for the replacement of the Town Hall Roof and Tennis Wall in the Springville Journal with specification sheets obtained at the Town Hall.

-Maintenance worker Richard Hartman will be looking at the old concession stand to see what needs to be done to repair the building.

-If there is a need this year to spray for bees or ticks at the park a sign will be posted that spraying has been done on the park grounds.

CODE ENFORCEMENT OFFICER REPORT

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

- 4 Building Permits
- 1 New Dwelling
- 2 Certificate of Occupancy
- 6 Certificates of Compliance
- 2 Order to Remedy
- 1 Court Deposition
- 4 Fire Inspection

CEO John Kotlarsz went to school for 1 day to make up for the one that was cancelled in April and Asst CEO Tom Dziulko will be attending 3 days of schooling.

For the record the Colden Post Office is removed from the list of fire inspections from the Town of Colden. The Postmaster informed Asst CEO Tom Dziulko that the Post Office is inspected through there department for fire inspections.

Approve 5g Wireless Fees – Small Cell Networks

MOTION made by Councilwoman Zurbrick and seconded by Councilman Hrycik and approved to add the following fees for Small Cell networks – 5g Wireless fees to the Town of Colden Fees:

c-1: Add \$500.00 Application fee for a Single Up-front application for up to five Colden Small Wireless Facilities

c-2: Add \$100.00 Fee for each additional Colden Small Wireless Facility beyond the five allowed above

c-3: Add \$270.00 Fee per year for each Small Wireless Facility for all recurring fees, including Colden Right of Way access fee and/or fee attachment to Colden owned structures in the right-of-way.

c-4: Add \$1,000.00 Covering Inspection & Permitting Fee related to a new pole (i.e., not collocation on existing pole) which is intended to support one or more Small Wireless Facilities in Colden.

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

COMMUNITY DEVELOPMENT REPORT

Councilwoman Zurbrick reported the following:

Bread of Life Outreach Farmers Market will start up on May 18th from 8:30am – 1:00pm

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

Mobile Food Pantry is the 4th Thursday of every month from 3pm – 5pm except Nov & Dec.

BOLO is always looking for volunteers and at the Cherry Picker on Tuesday evenings and Friday afternoons.

Seats to Eats Chair-ity Event Tuesday, May 7, from 6pm to 9pm, Tickets are \$30

Holland Tulip Festival is this coming weekend so if you are looking for something to do this weekend and Deputy Town Clerk Jusiak's daughter is also one of the participants in the Tulip Festival Pageant.

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

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

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

*Tuesday, December 10th 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

Colden Fire Company will be holding their Annual Chicken Bar B Que at the Colden Fire Hall on Gutekunst Road, Sunday, May 12th starting at 11:00am.

Bands are being booked and planned for the Concert Series at the Gazebo this year one of the concerts falls on July 3rd so for this event the concert will be moved to Kummer Park and fireworks will be added along with the Colden Fire Company selling hot dogs and hamburgers and children events will be planned as well. Rain dates will be planned for the concerts this year.

The 911 Ceremony that takes place at the Colden Fire Company will be held at the town gazebo this year with a flag ceremony and fitting tribute to the victims and firefighters of the tragic World Trade Center attack. The band Crossfire will be playing the night of the event, the band has close ties to Law Enforcement and Fire Company.

The Town Board received a proposal for a 15 to 20 min fireworks display from Skylighters Fireworks at a cost of \$6,000.00. Town Board discussed the cost of the fireworks and where the funds would come from being the first year the fireworks display would take place. After discussions the Town Board decided to go with a display cost not to exceed \$5,000.00

Approve Fireworks for Wednesday, July 3, 2019

MOTION made by Councilwoman Zurbrick and seconded by Councilman Pietraszek and unanimously approved to have Supervisor DePasquale sign a contract with Skylighters Fireworks for a 15 – 20-minute fireworks display on July 3, 2019 with the cost not to exceed \$5,000.00.

DOG CONTROL OFFICER REPORT

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

-DCO Bernie Horschel is attending a 2-day Animal Control Officer Academy Conference this week in Alfred station NY.

- There were some calls on missing dogs around town this month but were all found.

-A phone complaint was received about dogs barking

-There was a call about a yellow lab missing in the Town of Holland still has not been found.

The following rabies clinics are planned for this year:

-Wednesday, May 15th - West Seneca Highway Garage from 4-7pm

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

-Wednesday, May 29th – Broadway Market Parking Ramp from 4-7pm

-Wednesday, September 11th – ECC South Campus BLDG #7 (Maintenance Garage)
from 4 -7pm

-Wednesday September 18th ECC North Campus Noonan Center (Maintenance Garage)
from 4 - 7pm

Wednesday, September 25th Cheektowaga Highway Garage from 4-7pm

ENVIRONMENTAL BOARD REPORT

No report

Annual Special Use Permit inspections will take place on Saturday, June 1st starting at 9am the following will be inspecting Planning Board Chairman Walt Kammer, Councilman Pietraszek, CEO John Kotlarsz and Asst CEO Tom Dzuilko. Town Clerk Kerlin will send letters to the permit holders notifying them of the date and time of inspections. Town Clerk Kerlin will contact DCO Bernie Horschell when he returns from conference to schedule the Dog Kennel inspections.

HIGHWAY REPORT & PARKS

Highway Superintendent Clarkson reported the following:

- Erie County Salt bid was received, and Highway Superintendent Clarkson signed for 1200 tons of salt to be purchased from the Erie County Salt Bid 2019 - 2020.
- Colden will receive \$49,314.82 from the “CHIPS” PROGRAM this year and \$11,256.60 from “PAVE NY” “Early Winter Recovery Funds” will not be available this year.
- There were oak planks purchased to repair the Haul Trailer
- The town roads are being swept and cleaned up from winter sand and salt.
- Stanfield Road will be started on Monday, May 6th weather permitting.
- Tennis courts will be washed and swept clean
- Park has been very wet for playing soccer and clean up is going on in the Park

Award Gravel Bid

MOTION made by Councilman Arcara and seconded by Councilman Hrycik and unanimously awarded the Gravel Bid to McEwan Gravel Products and Gernatt Gravel Products which will be used at the Highway Superintendent’s discretion and limestone purchases will be the Erie County bid from New Enterprise and County Line.

Highway Superintendent Clarkson asked the Town Board about purchasing a used truck from an online auction site. He has been watching the websites and there are some good deals for around \$10,000- \$15,000 on some of the older Osh Kosh trucks. With the trucks being older the highway department would be able to work on the trucks if something went wrong with the truck as well as having some parts on hand for repairs.

Supervisor DePasquale stated that Highway Superintendent Clarkson did not ask for any funding for a used truck in this year’s budget. If the funding for the purchase of a used truck was allocated for this year the Town Board would allow the highway superintendent to watch the auction site for a good deal on a truck and place a bid on a truck prior to a Town Board meeting. There was discussion on the procedure of purchasing needed equipment for the Highway department. A workshop is planned for June 6, 2019 at 7:00pm for the Town Board and Highway Superintendent to get on the same page for the purchase of needed equipment in the future.

INSURANCE REPORT

No report

LIBRARY REPORT

Councilman Hrycik reported the following:

West Falls – Colden Library

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

Boston Library

May 9th Design Custom Mug for Mom. All supplies provided, pre-register to reserve your spot.

PERSONNEL & TRAINING REPORT

Councilwoman Zurbrick reported that Jaime Richards will need to be appointed tonight for Judge Michael Schneider’s Court Clerk.

Approve Appointment of Jaime Richards as Court Clerk

MOTION made by Supervisor DePasquale and seconded by Councilman Pietraszek and unanimously approved Jaime Richards as Court Clerk at a 6-month wage of \$14.88 per hour after 6 months \$15.88 per hour with training and at a year the wage will go to \$16.88 per hour.

Town Hall will be closed on Thursday, May 9th for town officials and employees to attend the Annual Government Training at Houghton College. The assessor’s office will be open that day.

PLANNING BOARD REPORT

Councilman Hrycik reported that the Planning Board has been working on the Colden Clean Energy Incentive Grant Funds program along with various code change updates.

WATER REPORT

Councilman Pietraszek reported that at the present time water consumption billed to ECWA for the prior month was 1,453,000 gallons at a cost of \$3,748.74

- Water usage is being followed weekly via ECWA mail billing meters and both encoders are working well, continue to run about 26 – 32 gal/min norm.
- The annual Water Quality Report were received from DOH Jim Buell all ok, table updated
- 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 since flushing from Erie County Water Authority

-May bills were sent out to 213 customers	\$84,100.43	(2,661,019 gallons)
-Infras Inv. On billing	766.80	
-Billed Arrears	<u>3,642.24</u>	
Total Billed	\$88,509.47	

YOUTH/ADULT RECREATION REPORT

Asst. Recreation Director Carrie DePasquale reported that due to the weather conditions, the start of next week's soccer games will likely be delayed.

Registration for summer programs is now open. Recreation department will be at the Town Hall on June 1st, from 9am – 11am to accept registrations and answer any questions.

Approve Eric Einarsson Soccer Referee

MOTION made by Councilwoman Zurbrick and seconded by Supervisor DePasquale and unanimously approved to appoint Eric Einarsson as a soccer referee at minimum wage.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS

None

BUDGET TRANSFERS

None

TOWN CLERK REPORT

Town Clerk Kerlin reported that the upcoming school vote and board member election takes place on Tuesday, May 21st.

SUPERVISOR'S REPORT

Supervisor DePasquale reported that the AUD is complete and that Town Clerk Kerlin will put a notice in the Springville Journal.

Advertise Legal Notice for AUD

MOTION made by Councilman Hrycik and seconded by Councilman Pietraszek and unanimously approved to advertise a legal notice in the Springville Journal for the completion of the AUD for 2018.

-Town Clerk Kerlin had an inquire about the CDBG survey that was done back in October 2018 on grant funds to enable the Town to make needed improvements within the Hamlet of Colden at the intersection of State Road and Route 240. The survey was sent out to residents in the Hamlet and not all were received back. The study is ongoing with a follow up to the survey's that were not completed.

-There was a request from a resident in Glenwood to have a curve sign placed in front of his home across from the Last Run Tavern. There have been cars that have gone off the road on to his property and have done some damage to his lawn and lamp-post, so he is requesting a curve sign in that area. Contact has been made with the Erie County Highway Department on this matter.

PAY BILLS

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

General Fund Warrant Voucher #2019-131 to #2019-157	\$ 18,628.34
Highway Fund Abstract Voucher #2019-62 to #2019-71	\$ 18,083.12
Water District Voucher #2019-16 to #2019-19	\$ 4,252.81
Lighting District Voucher #2019 -06	\$ 434.95
Refuse District Voucher #2019-04 to #2019-25	\$ 20,847.29

PRIVILEGE OF THE FLOOR

Linda Antkowiak stated that sitting in the audience and listening to some of what is being discussed needs to be put into perspective in her opinion as far as spending money on fireworks and whether a highway truck should be purchased this year.

Supervisor DePasquale stated that the Town Board did budget for fireworks this year and that Highway Superintendent Clarkson must stay within his budget for the year. No one is saying he cannot buy a used truck, but the funds should have been allocated for this year. The town follows guidelines from the NYS Comptrollers office on the purchase of equipment needed for the highway department as well as any of the town departments.

The Town Board and Highway Superintendent will meet on Thursday June 6th at 7:00pm to discuss and come up with a balanced plan and budget for the purchase of new trucks and equipment needed in the highway department in the future.

ADJOURN

MOTION made by Councilman Hrycik and seconded by Councilman Pietraszek and unanimously adjourned the meeting at 9:24PM.

Respectfully submitted,

Christina M. Kerlin
Town Clerk