

TB Mtg February 13, 2020  
REGULAR TOWN BOARD MEETING  
COLDEN TOWN HALL – February 13, 2020

MEETING CALLED TO ORDER AT 7:02pm

SUPERVISOR DePASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE FOR THOMAS CROSBY SR., SHIRLEYMARIE SHELDON, IRIS SHELLEY AND FRANK V. BRADY FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

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

ALSO

PRESENT: Highway Superintendent Paul Clarkson  
Bldg. Insp/Code Enf. Officer John Kotlarsz  
Asst. Bldg. Insp/Fire Insp. Thomas Dzuilko  
Town Clerk Christina Kerlin  
Approximately 11 Residents

REORG CORRECTION:

MOTION made by Councilwoman Zurbrick and seconded by Councilman Pietraszek and unanimously approved the following corrections after the review of the January 2020 reorganizational meeting on page 7 the mileage is listed as .58 a mile it should state .575 and item number #23 the insurance carrier is listed is First Niagara Risk Insurance Inc should state USI Insurance LLC.

MINUTES:

MOTION made by Councilman Pietraszek and seconded by Councilman Hrycik and unanimously approved the minutes of the 2020 Reorganization and January 9, 2020 Town Board Regular meeting as presented with the above corrections stated.

Supervisor DePasquale read the following Proclamation for Frank V. Brady and then presented the Proclamation to his wife Gloria and daughter Serina:

Proclamation  
HONORING  
Frank V. Brady

WHEREAS, Constable Frank V. Brady and his wife, Gloria have lived on Crump Road for 30 years.

WHEREAS, Constable Frank V. Brady began serving the residents of Colden on 12-11-2014 in several ways.

WHEREAS, Constable Frank V. Brady protected the best interest of the Town he loved, as well as always protecting the residents of the Town of Colden.

WHEREAS, Constable Frank V. Brady has served the residents of the Town of Colden with integrity as Constable, working in the Town Court, providing security for our fall festival along with his partner “Willow” during the overnight hours. Frank also kept our Town sidewalks clear during the winter months. Frank was also a dedicated volunteer for Colden’s Meals on Wheels Program.

WHEREAS, Constable Frank V. Brady will be sadly missed by all who had the privilege of knowing him.

NOW, THEREFORE BE IT RESOLVED, the Town of Colden extends our sincere condolences to Gloria, Steven, Serina and the entire Brady Family.

BE IT FURTHER RESOLVED, the Colden Town Board does hereby present this Proclamation honoring the Life of Frank V. Brady and furthermore let it be known by order of the Colden Town Board that February 13, 2020 will be Forever recognized as Frank V. Brady day in the Town of Colden

Duly adopted this 13<sup>th</sup> day of February 2020, by the following vote:

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

No report

### CODE ENFORCEMENT OFFICER REPORT

Report for the month of January 2020 – Bldg. Insp/Code Enf. Officer, John Kotlarsz reported that there were:

- 6 Building permits issued
- 2 Certificates of Occupancy
- 31 Certificates of Compliance
- 6 Orders to Remedy Violation
- 3 Fire inspections

3 days of school attend by CEO John Kotlarsz & Asst. CEO Tom Dziulko

### Year end 2019 Building Permits

104 building permits

6 New Homes

126 Certificates of Compliance

Total value \$3,3777,075

4 homes in Colden were referred to the WNY Law Center for Zombie homes. Letters were sent signed certified and placed in the regular mail as well. One letter was returned, WNY Law Center was notified to see what step would take place with the return.

New codes for NYS will take place May 12<sup>th</sup>, theTown CEO will be given 1 download for the new code changes and a hard copy set will be purchased for the CEO's.

### COMMUNITY DEVELOPMENT REPORT

Councilwoman Zurbrick reported the following:

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

Supervisor DePasquale and Councilwoman Zurbrick attended a meeting for the 2020 Census they are looking for Census Takers for are area if interested you can apply on online at 2020CENSUS.gov/jobs you have to be 18 years or older, pays \$20@hr. you are given a tablet and hours are flexible.

Marcole Feuz a former principal for Colden Elementary reached out to Supervisor DePasquale about a Memory Garden that was planned for the school. A grant was received for the garden, nothing has been established at the school and with the talk of the school possibly closing Marcole was wondering if there was an area in the town park by the creek for the garden. More information will follow in the future about this project.

#### DOG CONTROL OFFICER REPORT

Councilman Arcara read the following DCO report for January 1, 2020 – January 31, 2020. A beagle went missing and returned on its own and a husky was picked up and returned to its owner. A report of a dog at the Post Office, a call was received on a lost cat. Sheriff's called about a dog found on Route 240 the dog has been reported in the past owner was contacted. A resident inquired about a kennel permit.

#### ENVIRONMENTAL BOARD REPORT

No report

#### HIGHWAY REPORT & PARKS

Highway Superintendent Clarkson reported the following:

The new snowblower for the New Holland tractor is working awesome it is a great addition to the highway fleet.

Highway Superintendent Clarkson will be attending the Highway Advocacy Days in Albany on March 3<sup>rd</sup> through the 5<sup>th</sup>.

#### INSURANCE REPORT

No report

#### LIBRARY REPORT

Councilman Hrycik reported that the Boston Library will be offering the following:

Build your Own Terrarium, on Saturday February 29<sup>th</sup>, at 11am, All ages

Preschool Story Time, Mondays 10:30, ages 3-5, Jan.6<sup>th</sup> – March 20<sup>th</sup>

Family Story Time, Tuesdays 6:00pm, Jan.7<sup>th</sup> – March 31<sup>st</sup>

A Digital Converter is available for anyone who would like to transfer their movies and pictures.

#### PERSONNEL & TRAINING REPORT

Councilwoman Zurbrick reported that the Annual Training for employees and appointed positions will take place on May 20<sup>th</sup> at the Colden Fire Hall more information will be coming.

#### PLANNING BOARD REPORT

Councilman Hrycik reported that the grant being worked on from the One Region Forward is still moving forward, two bids have been received for the Comprehensive Plan information on both will be submitted to the Town Board.

A Town Board Workshop is planned for Thursday, February 27<sup>th</sup> at 5pm to discuss various code changes.

#### WATER REPORT

Councilman Pietraszek reported at the present time water consumption billed to ECWA for the prior month was 1,591,000 gallons at a cost of \$4,139.23 + \$258.47 = \$4,397.70 expenditure.

-Infrastructure charge increased to \$258.47 from \$256.25 per month

-Water whisperer Cyndie came to narrow down a leak, all avenues are being looked at to narrow down where the leak may be.

-3 basement leaks and 1 pit leak have been fixed

#### YOUTH/ADULT RECREATION REPORT

Councilman Zurbrick reported soccer registration will be on Saturday, March 7<sup>th</sup>, from 9:00-11:00 at the Town Hall. Registration forms are now being accepted.

There will be a Youth and Adult Self-Defense Program on Thursday, March 5<sup>th</sup>, at 7:00pm at the Colden Fire Hall.

Applications are being accepted for youth summer employment. Deadline to apply will be March 31<sup>st</sup>, with interviews being held in April or May.

#### OLD BUSINESS

None

#### NEW BUSINESS

None

RESOLUTIONS

Supervisor DePasquale read the following resolutions:

TOWN OF COLDEN  
COLDEN N.Y. 14033  
RESOLUTION #2020-02

For New York State Department of Agriculture and Markets Program for  
Colden Municipal Agricultural and Farmland Protection Plan

WHEREAS, the Town Board desires to continue the process of acquiring the funds to complete the Town of Colden Municipal Agricultural and Farmland Protection Plan.

WHEREAS, the Town Board desires to apply for financial assistance from the New York State Department of Agriculture and Markets Program, and

WHEREAS, the Town Board commits to providing the required \$1,667 in local matching funds, in cash, to insure the timely implementation of the proposed project.

THEREFORE BE IT RESOLVED, that the Town Board authorizes and submits an application for the New York State Department of Agriculture and Markets Program for the Colden Municipal Agricultural and Farmland Protection Plan in the total project amount of \$33,333 and will request \$25,000 in grant funding.

BE IT FURTHER RESOLVED that the Town Board authorizes the Supervisor to sign all documents and agreements related to the New York State Department of Agriculture and Markets Program application

RESOLVED, That James DePasquale, as Supervisor of the Town Colden, is hereby authorized and directed to file an application for grant funds from New York State Department of Agriculture and Markets Program, in an amount of \$25,000 of the approved funding and upon approval of said request to enter into and execute a project agreement with the New York State Department of Agriculture and Markets Program for such financial assistance to the Town of Colden for the proposed Colden Municipal Agricultural and Farmland Protection Plan.

Motion made by Councilwoman Zurbrick and seconded by Councilman Pietraszek and,

On the Vote: Councilman David Arcara - yes  
Councilman Jesse Hryck – yes  
Councilwoman Patricia Zurbrick – yes  
Councilman Gerald Pietraszek – yes  
Supervisor James P. DePasquale – yes

**TOWN OF COLDEN  
COLDEN N.Y. 14033  
RESOLUTION #2020-03  
Re: Street Light on Heath Road Change Over to LED**

**WHEREAS**, the Town of Colden has discovered a streetlight that was not changed over to LED on Heath Rd.

**WHEREAS**, the Colden Town Board requests NYSEG to install a LED fixture using the existing arm on line 1050 pole #11 on Heath rd.

**WHEREAS**, the Colden Town Board requests NYSEG to add this pole as active in the Colden Lighting District for billing purposes.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Colden, Town Board requests formally that these corrections be made as soon as possible.

Motion made by Councilman Hrycik and seconded by Councilman Pietraszek and,

On the Vote: Councilman David Arcara - yes  
Councilman Jesse Hryck – yes  
Councilwoman Patricia Zurbrick – yes  
Councilman Gerald Pietraszek – yes  
Supervisor James P. DePasquale – yes

**BUDGET TRANSFERS**

None

**TOWN CLERK REPORT**

Town Clerk Kerlin reported that the 2020 Town & County tax bills were mailed out on Wednesday, February 12<sup>th</sup> and are due by March 16<sup>th</sup> without penalty.

**SUPERVISOR’S REPORT**

Supervisor DePasquale stated that once the weather breaks the Town Board will do a walk through the new park land to get some ideas for the future use of the property.

PAY BILLS

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

General Fund Warrant Voucher #2019-498 to #2019-508	\$ 3,200.32
Highway Fund Abstract Voucher #2019-218 to #2019-219	\$ 31.98
Lighting District Voucher #2019-22	\$ 176.53
General Fund Warrant Voucher #2020-14 to #2020-49	\$23,394.38
Highway Fund Abstract Voucher #2020-04-#2020-21	\$32,868.10
Water District Voucher #2020-01 to #2020-07	\$ 4,905.25
Lighting District Voucher #2020-01 to #2020-02	\$ 1,249.77
Refuse Fund Voucher #2020-01	\$20,893.80

PRIVILEGE OF THE FLOOR

Supervisor DePasquale introduced Jeffrey Souder from Assemblyman David DiPietro's office.

There was some discussion from Planning Board Chairman Walt Kammer on the Comprehensive Plan update for the town.

ADJOURN

MOTION made by Councilman Hrycik and seconded by Councilman Arcara and unanimously adjourned the meeting at 8:08pm.

Respectfully submitted,

Christina M. Kerlin  
Town Clerk