

TB September 8, 2016  
 REGULAR TOWN BOARD  
 COLDEN TOWN HALL – September 8, 2016

MEETING CALLED TO ORDER AT 7:00PM.

SUPERVISOR DEPASQUALE OPENED THE MEETING WITH A MOMENT OF SILENCE FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

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

ALSO PRESENT: Bldg. Insp/Code Enf Officer John Kotlarsz  
 Town Clerk Christina Kerlin  
 Approximately 9 residents

MINUTES:

MOTION made by Councilman Pietraszek and seconded by Councilman Hrycik to approve the August 11, 2016 Town Board Workshop, August 11, 2016 Town Board Meeting, August 16, 2016 Special Town Board Meeting and the September 1, 2016 Special Town Board Meeting as presented with a correction on page 4 of the August 11, 2016 Regular Town Board meeting. Councilman Pietraszek stated that on page 4 meeting minutes the vote was recorded as motion made by Councilman Hrycik yet he abstained. Town Clerk Kerlin will correct the vote to reflect Councilman Hrycik response as yes and Councilman Arcara as absent.

On the Vote: Councilman David Arcara – abstained except for the September 1, 2016 Special Town Board Meeting -yes  
 Councilman Jesse Hrycik – yes  
 Councilman Patricia Zurbrick – yes  
 Councilman Gerald Pietraszek – yes  
 Supervisor James DePasquale – yes

REQUEST TO BE ON THE AGENDA:

Doug Hyde who has been with the Colden Fire Company for 26 years asked to address the Town Board on the water that was used for a fire on Stanfield Road. Doug submitted a letter to the Town Board with a reasonable calculation of water that he believes to be the correct amount of water that was used on the fire. Doug's letter is on file in the Town Clerks Office. The Colden Water department is working on calculating the correct amount of water that was used on the fire on Stanfield Road in June..

COMMITTEE REPORTS

BUILDING REPORT

Councilman Arcara reported that the Town Hall front door lock will need to be replaced. The tennis court wall will probably need to come down the Town Board is waiting on the recommendation from Pete Lore who examined the wall. Discussion on a plywood built wall or block wall. The dog waste dispenser needs to be replaced at the town park.

CODE ENFORCEMENT OFFICER REPORT

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

- 11 Building Permits Issued
- 1 Certificate of Occupancy
- 1 Court Appearance
- 1 Fire Inspection

Special Use Permit Inspections

CEO John Kotlarsz revisited Carl’s Trucking & Repair and found him to be in compliance. John Kruszka Automobile Retailer has not started up his business yet so there was nothing to inspect. After researching the Special Use Permit for Buffalo Ski Club bridge inspection it was determined that the bridge has an inspection every five years next inspection will be in 2018.

MOTION made by Councilman Hrycik and seconded by Councilman Zurbrick and unanimously approved Special Use Permits from September 30, 2016 to September 30, 2017 for Carl’s Trucking & Repair, John Kruszka Automobile Retail and Buffalo Ski Club’s bridge. Paul Cohn’s windmill sound measurement study is being reviewed by the Town Attorney on whether the sound study needs to be completed at this time so the Special Use Permit approval will be tabled for clarification from Town Attorney.

Town Clerk Kerlin will send letters to Carl’s Trucking & Repair, Buffalo Ski Club’s Bridge and John Kruskza Automobile Retail approving there Special Use Permits from September 30, 2016 to September 30, 2017.

COMMUNITY DEVELOPMENT REPORT

Councilman Zurbrick reported that the Farmer’s Market is on Saturday’s from 8am to 1pm and Gabriele’s Closet is open as well. There is a Senior Trip planned for Thursday, October 6<sup>th</sup> to Oil Creek & Titusville Railroad the cost is \$40.00 and is due by September 13<sup>th</sup> bus departs at 7am from the Colden Fire Hall and returns at 7:30pm. The Colden Festival will take place on October 1<sup>st</sup> and 2<sup>nd</sup>.

Colden Art Festival

MOTION by Councilman Zurbrick and seconded by Councilman Arcara and unanimously approved to provide the following items for the 2016 Colden Art Festival and not to exceed a cost of \$1,500.00 in expenses:

- A port-a- potty, plus a handicap port-a-potty and handwashing station from Royal Flush
- Trash cans and bags from Waste Management,
- Constables from Saturday October 1<sup>st</sup> at 11am to Sunday, October 5<sup>th</sup> at 5pm for security during the day and night,
- Reimburse the Festival Committee \$176.00 for their Insurance Policy
- Use of the Town Hall, Senior Center and Town Parking lots, Veteran’s Park and adjunct property
- Reimbursement for the cost of the flag brackets

Supervisor DePasquale stated that the Colden Fire District has sent a letter in support for the Orchard Park Fire District EMS which applied to the State to enter into surrounding towns for Paramedic EMS care if called upon and asked the Town Board if they would be interested in sending a letter of support. After a lengthy discussion the idea was tabled.

**DOG CONTROL OFFICER REPORT**

Councilman Arcara reported that DCO Kathy Horschel has completed the dog census and are continuing the process of making sure all the dogs get licensed that received a notice. They received a few calls on lost dogs but upon arrival they were found by their owners or were home within a couple of hours. Received a call about a nuisance cat in the Trailer Court but they do not handle cats. Picked up a dog in Boston and is still in their possession the dog was abandoned by an owner in Buffalo. They do have someone who may take the dog and was wondering if the Town Board would waive the pickup fee of \$25.00.

MOTION made by Councilman Arcara and seconded by Councilman Zurbrick and unanimously approved to waive the \$25.00 pickup fee for the new owner of the dog.

**ENVIRONMENTAL BOARD REPORT**

Councilman Pietraszek reported that there was no Environmental Board meeting this month.

Great Lakes Sediment and Nutrient Reduction Program

Erie County Soil & Water Creek restoration will be starting Monday, September 12<sup>th</sup>.

D&H Excavating out of Arcade was the low bidder at \$32,225.00 and the Towns estimated contribution is \$2,285.00.

MOTION made by Councilman Pietraszek and seconded by Councilman Hrycik and unanimously approved to sign a temporary easement for D & H Excavating to cross on the parcel of land south of the Veterans Memorial wall to gain excess into the creek.

MOTION made by Councilman Zurbrick and seconded by Councilman Arcara and unanimously approved to sign the contract for the Great Lakes Sediment and Nutrient Reduction Program in the Cazenovia Creek.

Contract is on file in the Town Clerk’s Office

**HIGHWAY REPORT & PARKS**

Supervisor DePasquale stated that Highway Superintendent Clarkson is on vacation and has left the Highwaymen have been instructed to help with any creek work that needs to be done. Highway Department has been working on brush mowing and preparing for winter.

Steve Lehman has made a sign for the town from the sycamore tree that was cut from the creek bank and is looking for a place to either store the sign or hang up in town.

Councilman Zurbrick asked if the highway could remove or cut the brush that is blocking the view to the Buffum House that is listed on the Scenic Byway sign.

**INSURANCE REPORT**

No report

**LIBRARY REPORT**

No report

**PERSONNEL & TRAINING REPORT**

No report

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PLANNING BOARD REPORT

Councilman Hrycik reported that at the Planning Board meeting Mayor Krebs from the Village of Springville talked about Rails to Trails that goes through the village. The Planning board has reached out to Joseph Engels on the process of updating the Master Plan. There was discussion on Solar Panel codes.

WATER REPORT

Councilman Pietraszek reported that a resident on Holland Glenwood Road is looking to purchase water from the town. Water department will look into this matter.

- Exercising valves
- Chlorine residuals levels are jumping all over the place
- Neptune reader problems
- Ross valve to be rebuilt

YOUTH/ADULT RECREATION REPORT

No report

OLD BUSINESS

Official Town Newspaper

Motion made by Councilman Arcara and seconded by Councilman Hrycik and unanimously approved to appoint the Springville Journal as the Town’s official newspaper.

Councilman Arcara reported that he received some pamphlets on Choosing Good Tenants along with a book about Land Lord and Tenants Rights if anyone is interested they can check the book out and he can also obtain some more books if needed.

NEW BUSINESS

None

RESOLUTIONS

None

BUDGET TRANSFERS

MOTION made by Councilman Arcara, seconded by Councilman Pietraszek, and unanimously approved to transfer Highway funds as follows:

From: DA5110.41 Fuel	\$3,354.72
Into: DA5110.4 General Repairs	\$3,354.72

TOWN CLERK REPORT

Town Clerk Kerlin reported that Flu Shots will be available on Tuesday, October 25<sup>th</sup>, from 10am – 2pm at the Town Hall. AARP Defensive Driving Course will be on Monday, October 3<sup>rd</sup> from 6pm – 9pm and Wednesday, October 5<sup>th</sup> from 6pm – 9pm must attend both evenings and a course will also be available on Saturday, October 8<sup>th</sup> from 9am – 3:30pm. The cost is \$20 for AARP members and \$25 for non-members. The course will be held at the Senior Center.

Set the 2017 Budget Workshop

MOTION made by Councilman Arcara and seconded by Councilman Pietraszek and approved to hold the 2017 Budget Workshop on Thursday, September 29<sup>th</sup> at 6:30pm at the Colden Town Hall.

SUPERVISOR’S REPORT

Supervisor DePasquale reported that the Town Board received a proposal to purchase 38 acres adjunct to the Town Park. The Town Board did take a walk through the property and will look at possible ideas for the property. Councilman Pietraszek stated for the record that he always thought a small park on the north side of town would be nice.

-A letter was received from Judy Brown from Colden Lakes on a site plan change the Town Board will discuss the letter at the next Town Board workshop and address the matter at the Town Board meeting. Letters will be sent to homeowners in 500 feet to let them be aware of a site plan change.

-Colden highway is at an impasse with Erie County plowing contract negotiations are ongoing.

-Springville Griffith Project School vote will take place on Tuesday September 27<sup>th</sup>.

-Recycling event will take place on Saturday September 17<sup>th</sup> from 8am till Noon at the Colden Fire District located at Partridge Road and Center Street. Registration can be done online or through the Supervisor’s office.

PAY BILLS

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

General Fund Warrant Voucher #2016-288 to #2016-319	\$13,814.03
Highway Fund Abstract Voucher #2016-143 to #2016-154	\$14,584.73
Refuse District Voucher #2016-35	\$17,775.54
Water District Voucher #2016-45 to #2016-51	\$ 8,022.74
Lighting District Voucher #2016-17 to #2016-18	\$ 1,816.07

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PRIVILEGE OF THE FLOOR

Bernie Horschel asked about Judy Brown from Colden Lakes site plan review.

Ron Ziembra asked when the creek work would be done before the Colden Arts Festival.

Councilman Pietraszek stated that Cheryl Schenne is available to offer a pistol permit course your organization or employees. The cost per student is \$50.00 with 10% of the fee returned to your organization for the use of your facility. There is a letter on the board explaining the course.

ADJOURN

MOTION made by Councilman Zurbrick and seconded by Councilman Hrycik and unanimously adjourned the meeting at 9:00pm.

Respectfully submitted,



Christina M. Kerlin  
Town Clerk