

**TOWN OF HOLLAND
TOWN BOARD MINUTES
March 11, 2020**

REGULAR TOWN BOARD MEETING- Holland Town Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:00 p.m., at the Holland Town Hall, 47 Pearl St., Holland, NY 14080. Roll Call followed.

Town Board Members Present:

Councilman Geoffrey Hack
Councilman William Kolacki
Councilwoman Karen Kline
Supervisor Michael Kasprzyk

Other Officials Present:

Town Clerk Jill M. Zientek
Highway Superintendent Jason Simmons
Town Attorney Ronald Bennett
Zoning Enforcement Officer Michael Sluce
Bookkeeper Margaret Koss
Building Inspector Justin Quant
Town Engineer Dave Pratt
Planning Board Chairman Marty Regan
Zoning Board of Appeals Willie O'Dell

APPROVAL OF TOWN BOARD MEETING MINUTES

RESOLUTION # 21-2020

Motion made by Councilwoman Kline and seconded by Councilman Kolacki to approve the February 12, 2020 Regular Meeting minutes

4 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED.

SUPERVISOR'S REPORT

- A. NYS DOT correspondence in regards to the speed limit on Partridge Rd by the Holland Middle School states there would be time limits to the lower speed zone. Supervisor Kasprzyk will be working with the NYS DOT to have lower speed limit be at all times of the day.
- B. The Annual Update Document has been completed and filed with the Office of the State Comptroller's Office. The document is available for viewing at the Town Clerk's Office during regular business hours.
- C. Rural Transit Van Service is still seeking volunteer drivers.
- D. Meals on Wheels currently have 16 clients. The area covered has continued to increase and creates either longer routes or lack of volunteers if the routes were to be divided.
- E. Zoning Board of Appeals vacancy

RESOLUTION # 22-2020

Motion made by Supervisor Kasprzyk and seconded by Councilman Kolacki to appoint Garrett Chilson to the Zoning Board of Appeals.

4 AYE/ 0 NAY/ 0 ABSTAIN

COMMITTEE REPORTS

Buildings- Councilman Kolacki-new outdoor lighting for the town hall has been ordered.

Planning Board- Councilwoman Kline-Met with Greg Putney and R & S Development

Town Park and Community Center- Councilman Hack- more shelter doors

RESOLUTION # 23-2020

Motion made by Councilman Hack and seconded by Councilman Kolacki to approve the purchase of (4) overhead doors for the east side of the park shelter from the lowest bidder Rupp Overhead Doors for \$10,072.00.

4 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED.

Environmental Committee- Councilman Kolacki

Beautification Committee- Supervisor Kasprzyk will contact NYSEG to inquire on the possibility of installing power on the utility poles on Main Street for lighted holiday decorations

COMMUNICATIONS

A. Planning Board Minutes

BUILDING/ZONING OFFICER –Justin Quant. Report submitted.

ZONING ENFORCEMENT OFFICER – Michael Sluce. Report submitted. Reminded the public of the NYS Open Burning Restriction March 15- May 15

DOG CONTROL OFFICER – William Newell. Report submitted.

GRANT WRITER – Jill Zientek

HIGHWAY SUPERINTENDENT AND FACILITIES- Jason Simmons. Report Submitted.

A. Highway Superintendent Jason Simmons requested to purchase a 2020 Volvo Front End High Lift from the NYS Bid list through Sourcewell for \$101,868.00 which includes the trade in of the old high lift.

RESOLUTION # 24-2020

Motion made by Councilman Kolacki and seconded by Councilman Hack to approve the purchase of a 2020 Volvo Front End High Lift from the NYS Bid list through Sourcewell for \$101,868.00 which includes the trade in of the old high lift.

4 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED.

NEW BUSINESS

- A. Lighted Sign- Greg Rose 17 South Main Street was granted permission to have a lighted sign
- B. Hunters Creek Mobile Home Park- Al Benedicto, potential purchaser of the mobile home park was referred to the Planning Board

- C. Special Use Permit- Cara Czechowski- home business- 13939 Whitney Road-
Chiropractic and Acupuncture- referred to Planning Board
- D. Resolutions opposing Governor Cuomo's Budget Amendments

RESOLUTION # 25-2020

WHEREAS, On February 21, 2020, Governor Cuomo submitted a 30 day budget amendment entitled "Accelerated renewable energy growth and community benefit act" for the purpose of meeting the Governor's goals for renewable energy, and

WHEREAS, this amendment would establish a new system for permitting and siting renewable projects, setting aside the current "Article 10 Siting Board process, and

WHEREAS, permitting will now be under the jurisdiction of a new entity- Office of Renewable Energy Siting (ORES), and

WHEREAS, ORES will now have the power to

- Make available to developers "build-ready" sites
- Develop "uniform permitting standards"
- "coordinate, approve, evaluate, issue, amend, transfer and enforce siting "permits"
- Limit the ability of local government to raise objections to proposed projects.
- Direct local appeals to ORES decisions to litigation through the Article 78 process
- Prohibit local government from requiring any additional approval or permits

WHEREAS, by filling this action as a 30 day budget amendment, is ignoring and bypassing the legislative process of formulating policy through public input, public hearings and public debate in favor of a rushed and secretive process, and

WHEREAS, this amendment represents a blatant attempt to usurp local government's historical and constitutionally power of home rule in the areas of planning, zoning and land use,

BE IT RESOLVED, that the Town of Holland does hereby go on record strongly opposing the Governor's attempt to dilute and usurp the roles and powers of local governments in New York State, and

FURTHER BE IT RESOLVED, that the Town of Holland, urges New York State Legislators to oppose this amendment and have it removed from the final budget document and,

FURTHER BE IT RESOLVED, that a copy of this resolution be transmitted to Governor, Lieutenant Governor, Speaker of the Assembly and Majority Leader of the Senate and Western New York Delegation.

Motion made by Supervisor Kasprzyk and seconded by Councilman Kolacki.
4 AYE/ 0 NAY/ 0 ABSTAIN
MOTION CARRIED.

RESOLUTION # 26-2020

RESOLUTION IN FAVOR OF HOME RULE AUTHORITY

WHEREAS, Important policy decisions such as, the legalization of recreational cannabis, bail reform, criminal justice reform, large utility scale wind and solar sites deserve careful and deliberate debate, and

WHEREAS, sources outside the Legislature often have expertise and knowledge of unintended consequences

BE IT THEREFORE RESOLVED, considerations of legislation such as those noted above be debated and acted upon separate from the annual budget process, and

FURTHER BE IT RESOLVED that the Governor and Legislature invite the active participation of all stake holders and major policies are considered in a deliberate manner, without artificial deadlines such as imposed by budget deadlines.

Motion made by Supervisor Kasprzyk and seconded by Councilman Kolacki.
4 AYE/ 0 NAY/ 0 ABSTAIN
MOTION CARRIED.

E. HISTORICAL SOCIETY PROPERTY LEASE

RESOLUTION # 27-2020

Councilman Kolacki moves to tentatively agree to lease property at 7 South Main Street to house the Holland Historical Society. Councilman Hack seconds the motion with the condition that the snow removal is not the Town's responsibility. A detailed lease agreement will be provided once the final details are decided. Councilwoman Kline abstained.

3 AYE/ 0 NAY/ 1 ABSTAIN
MOTION CARRIED.

OLD BUSINESS-

- A. R & S Development provided a progress update on the Olean Road Project
- B. Greg Putney- Farm Store- 9806 Wagner Rd- has been approved by the Planning Board.
A variance from the Zoning Board of Appeals has also been granted.

RESOLUTION #28-2020

Special Use Permit

Councilwoman Kline moves to grant Greg Putney of 9806 Wagner Rd a special use permit to operate a farm store at his property. Seconded by Councilman Hack.

4 AYE/ 0 NAY/ 0 ABSTAIN

MOTION CARRIED.

TOWN ATTORNEY – Ronald Bennett

TOWN CLERK – Jill M. Zientek

PAYMENT OF VOUCHERS - The following vouchers were presented for payment:

General District Claims as set Forth in Abstract A-3	<u>Abstract 3</u> in the amount of \$23,826.04
Highway District Claims Forth in Abstract DA-3	in the amount of \$15,119.36
Water District Claims Forth in Abstract SW-3	in the amount of \$3,777.97
Light District Claims Forth in Abstract SL-3	in the amount of \$908.92
Garbage District Claims Forth in Abstract SR-3	in the amount of \$24,259.84
Trust and Agency Claims as set Forth in Abstract TA-3	in the amount of \$8,773.41

RESOLUTION # 29-2020

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

4 YEA / 0 NO / 0 ABSTAIN

MOTION CARRIED

COMMENTS FROM THE PUBLIC-

Sheila Vella, on behalf of the Holland Historical Society thanked the Board for the tentative property lease agreement and the support of the organization.

ADJOURNMENT –Supervisor Kasprzyk adjourned the Regular Town Board Meeting at 8:53p.m.

RESPECTFULLY SUBMITTED,

Jill M. Zientek

Holland Town Clerk