

February 13, 2013

Supervisor Michael Kasprzyk called the Regular Town Board Meeting to order at 8:00 pm at 47 Pearl St. Holland, NY

Officials Present Were:

COUNCILMAN GEOFFREY HACK
COUNCILWOMAN ROBERT HERR
COUNCILWOMAN KAREN KLINE
COUNCILMAN WILLIAM KOLACKI

Other Officials Present Were:

TOWN ENGINEER DAVID PRATT
HIGHWAY SUPERINTENDENT PAT JOYCE
ZONING ENFORCEMENT OFFICER MICHAEL SLUCE
BOOKKEEPER JILL ZIENTEK
BOARD OF APPEALS CHAIRMAN WILLIAM O'DELL
DEPUTY TOWN CLERK BELINDA ERSING

RESOLUTION #9

Motion made by Councilwoman Kline and seconded by Councilman Hack, resolve the Town of Holland approve the minutes of the January 9, 2013 Board Meeting. ALL AYES. CARRIED.

RESOLUTION #10

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland approve the minutes of the Organizational Meeting on January 9, 2013. ALL AYES. CARRIED.

RESOLUTION #11

Motion made by Councilman Hack and seconded by Councilman Kolacki, resolve the Town of Holland authorize the Frank H. Brink American Legion Post #607 the use of the Community Center and to sell alcoholic beverages on May 19, 2013.

ASSOCIATION OF TOWNS

Annual meeting February 17-20, 2013 in NYC.

RESOLUTION #12

Motion made by Councilwoman Herr and seconded by Councilwoman Kline, resolve the Town of Holland authorize the Supervisor to vote positive for all the resolutions that the Association of Towns has submitted. ALL AYES. CARRIED.

NY SAFE Act – Resolution submitted by the Association of Erie County Governments

RESOLUTION #13

Motion made by Councilman Kolacki and seconded by Councilman Hack, resolve the Town of Holland votes in favor of the Association of Erie County Governments resolution regarding NY SAFE Act. ALL AYES. CARRIED.

RESOLUTION #14

Motion made by Councilman Kolacki and seconded by Councilman Hack:

Town of Holland, NY
Resolution to Suspend NY SAFE Act

WHEREAS The Town of Holland is a rural community with a large percentage of hunters, sportsmen, and supporters of the second amendment, and

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WHEREAS On Monday, January 14, 2013 the rights under the second Amendment of our Constitution was infringed on without due process, and

WHEREAS The Gun Control Bill (S.2230) known as NY SAFE Act was rushed through the Senate and Assembly without a single public hearing or any input from various law enforcement agencies located around the state, and

WHEREAS State lawmakers did not have time to review the bill as presented, leaving many questions about implementation and regulation of this new law, and

WHEREAS This law should focus on increasing penalties for criminals who use firearms to threaten or harm law abiding citizens, and should address the issue of mental illness as it relates to violence, and

WHEREAS The Town of Holland realizes that the NY SAFE Act gun control law must be repealed and that the restrictive parts of the enacted law be replaced, and

NOW THEREFORE BE IT RESOLVED, that the Town of Holland urgently requests Governor Andrew Cuomo and the legislative leaders to immediately suspend this law and to have an open and informed discussion on gun control that will address the real issues that would strengthen public safety, but not infringe upon the constitutional rights of responsible, law abiding New York State residents.

RESOLVED, that a certified copy of this resolution be forwarded to: Honorable Governor Andrew M. Cuomo, Honorable Senate Majority Leader Dean Skelos, Honorable Majority Leader of Independent Democratic Caucus Jeff Klein, Honorable Senate Minority Leader Andrea Stewart-Cousins, Honorable Speaker of the Assembly Sheldon Silver, Honorable Leader of the Assembly Joseph Morelle, Honorable Minority Leader of the Assembly Brian Kolb, and the Western New York Delegation and Erie County Legislators.

ALL AYES. CARRIED.

TIME WARNER CABLE – contract is up this summer

COMMITTEE REPORTS

Buildings –Councilman Kolacki: looking into windows for the town hall.

Cemetery – Councilman Hack: no report

Planning Board Liaison – Councilwoman Kline: still discussing acreage lot sizes pertaining to farm animals.

Town Park & Community Center – Councilman Hack: new doors are on, phone is working.

Sidewalks – received some rough plans for Capitol Heights project

Beautification – Councilwoman Herr: will be contacting older students at the Boys & Girls Club to paint the fire hydrants, also contacting the Boys Scouts to see if there are any scouts that can do community service.

Electronic Recycling- Dates are June 8th, July 13th, August 10th, September 14th at the Holland Highway Garage from 9am to Noon.

ZONING ENFORCEMENT OFFICER'S REPORT – Michael Sluce: report given

BUILDING ZONING OFFICER'S REPORT – Scott Hess: report given

FACILITIES MANAGER – Pat Joyce: no report

HIGHWAY SUPERINTENDENT'S REPORT – Pat Joyce: report given

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GRANT WRITER – Jill Zientek: report given

The Town is not being funded for the grant submitted to the Community Development Block Grant Program.

NEW BUSINESS:

Diane Wrightson – representing the Group Home at 60 Legion Dr.: would like the Town to add a light fixture on the pole. Stated it is very dark and they need a safe area for the residents to gather during monthly fire drills. The board decided not to add to the lighting district and said it would be up to the group home to put up their own light.

Judy Hartke – requesting that the two “No Standing” signs on Canada St. north of the Elementary School driveway be removed, or at very least changed to “No Parking”, and that it also be considered that the two “No Standing” signs located on Canada St. from the elementary school driveway to Garfield be changed to “No Parking” so that parents can stand there to collect their children.

Highway Superintendent stated that those signs have been there because of parking on both sides of the road past legion drive and the neighbors not wanting people parking there.

Councilwoman Herr asked her why don't the people park in the High School parking lot and walk over to the elementary school and get their children.

Supervisor asked why aren't the walkers walking. Judy's remark back was it's a different life style now.

The board will review and investigate further.

Jeffrey Zoerb – request a special use permit for a small engine repair out of home garage. Current existing attached 20'x20' garage located at 12845 Vermont St. Not to be used for automobile, boat, or trailer repair, other than personal use.

RESOLUTION #15

Motion made by Councilman Hack and seconded by Councilwoman Herr, resolve the Town of Holland refer Jeffrey Zoerb to the Planning Board in regards to his request for a Special Use Permit for home occupation. ALL AYES. CARRIED.

OLD BUSINESS – will be working on Code Review prior to Budget time.

TOWN CLERK – Sandra Smith: request authorization for Deputy to go to the Town Clerk Conference on April 30th in Buffalo.

RESOLUTION #16

Motion made by Supervisor Kasprzyk and seconded by Councilwoman Kline, resolve the Town of Holland authorize the audited expenditures of the Deputy Town Clerk to attend the New York State Town Clerk's Conference on April 30th in Buffalo. ALL AYES. CARRIED.

RESOLUTION #17

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

General District Claims as set Forth in Abstract A-2	#14-77	in the amount of \$65,576.75
Highway District Claims as set Forth in Abstract DA-2	#1-18	in the amount of \$18,632.18
Water District Claims as set Forth in Abstract SW-2	#2-15	in the amount of \$12,573.50

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Light District Claims as set Forth in Abstract SL-2	#1	in the amount of \$1,928.35
Garbage District Claims as set Forth in Abstract SR-2	#1	in the amount of \$22,029.54
Trust & Agency Claims as set Forth in Abstract TA-2	#4-6	in the amount of \$6,595.53
Cemetery District Claims as set Forth in Abstract CM-2	#1	in the amount of \$400.00

ALL AYES. CARRIED.

RESOLUTION #18

Motion made by Supervisor Kasprzyk and seconded by the public to adjourn the Regular Town Board Meeting at 8:53pm in memory of the following:

- Marilyn Fridman
- Helen Peckham
- Marguerite Thompson

RESPECTFULLY SUBMITTED:

SANDRA SMITH
TOWN CLERK