

JANUARY 11, 2012

Supervisor Michael Kasprzyk opened the Regular Town Board Meeting at 8:25 pm.

Officials Present Were:

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

Other Officials Present Were:

TOWN ATTORNEY RONALD BENNETT
ZONING ENFORCEMENT OFFICER MICHAEL SLUCE
TOWN ENGINEER DAVID PRATT
BOOKKEEPER JILL ZIENTEK
HIGHWAY SUPERINTENDENT PAT JOYCE
PLANNING BOARD CHAIRMAN MARTIN REGAN
DOG CONTROL OFFICER WILLIAM NEWELL
ASSESSOR TAMMY ADSITT
ZONING BOARD OF APPEALS CHAIRMAN WILLIAM O'DELL

RESOLUTION #1

Motion made by Councilwoman Kline and seconded by Councilman Hack, resolve the Town of Holland approve the minutes of the December board meeting. ALL AYES. CARRIED.

RESOLUTION #2

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland accept the resignation of Tammy Adsitt as the Deputy Town Clerk. ALL AYES. CARRIED.

RESOLUTION #3

Motion made by Councilwoman Kline and seconded by Councilman Hack,

RESOLUTION AUTHORIZING RELEASE AND INDEMNIFICATION

WHEREAS, the Town of Holland has charge of the operation and maintenance of the Humphrey Cemetery located at Olean Road in the Town of Holland, and

WHEREAS, maintenance for the facility includes trees on the border of the property which can only be accessed by the adjoining property owned by Paul Draper, and

WHEREAS, Paul Draper has consented to the Town granting permission to enter upon his property for the purpose of trimming trees subject to a release and indemnification provision,

NOW, THEREFORE, be it

RESOLVED, the Town Board does hereby agree to release and indemnify Paul Draper as an adjoining property owner to the Humphrey Cemetery from any and all liability arising from permission to enter upon his land for the purpose of maintenance of trees located on the cemetery property, and be it further

RESOLVED, the Agreement between Paul Draper and Town is hereby incorporated by reference, and is it further

RESOLVED, the Supervisor is authorized to execute the release and indemnification Agreement, and be it further

RESOLVED, the Agreement shall become final upon the execution of the Agreement by Paul Draper.

ALL AYES. CARRIED.

BUDGET AMENDMENTS

RESOLUTION #4

Motion made by Councilman Hack and seconded by Councilman Kolacki, resolve the Town of Holland approve the following budget amendment:

GENERAL FUND

FROM:	A1990.4	Contingency Account	\$8,871.86
TO:	A1620.412	Buildings-Contractual supplies	\$184.59
	A1620.415	Buildings-Contractual Misc.	\$166.92
	A1680.4	Data Processing	\$387.56
	A3110.4	Traffic Control	\$315.15
	A3510.4	Control of Dogs-contractual	\$309.25
	A3989.4	Other Public Safety	\$3,850.00
	A5650.4	Off street parking	\$68.40
	A6772.4	Program for the aging	\$272.41
	A8020.4	Planning Contractual	\$351.78
	A9010.8	State Retirement	\$2,965.80

RE: to cover expenses and close the fiscal year.

ALL AYES. CARRIED.

RESOLUTION #5

Motion made by Councilwoman Kline and seconded by Councilman Kolacki, resolve the Town of Holland approve the following budget amendment:

HIGHWAY FUND

FROM:	DA599	Appropriated Fund Balance	
	DA960	Appropriations	\$8,509.64
TO:	DA5130.4	Machinery Contractual	\$3,540.59
	DA9010.8	State Retirement	\$4,969.05

RE: to cover expenses and close the fiscal year

ALL AYES. CARRIED.

RESOLUTION #6

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland approve the following budget amendment:

WATER FUND

FROM:	SW8320.4	Power & Pumping-contractual	\$142.92
TO:	SW8340.4	Transmission & Distribution Cont.	\$142.92

RE: to cover expenses and close the fiscal year.

ALL AYES. CARRIED.

RESOLUTION #7

Motion made by Councilman Hack and seconded by Councilwoman Herr, resolve the Town of Holland approve the following budget amendment:

CEMETERY FUND

FROM:	CM599	Appropriated Fund Balance	
	CM960	Appropriated Fund Balance	\$7,192.98
TO:	CM8810.1	Cemetery Personal Service	\$195.83
	CM8810.4	Cemetery Contractual	\$6,997.15

RE: to cover expenses and close the fiscal year.

ALL AYES. CARRIED.

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RESOLUTION #8

Motion made by Councilman Kolacki and seconded by Councilwoman Herr, resolve the Town of Holland approve the following budget amendment:

GENERAL FUND

A391	Due from other funds	\$14,470.00
	Water	
A201	Savings	\$14,470.00

WATER FUND

SW200	Checking	\$14,470.00
SW630		\$14,470.00

GENERAL

RE: to temporarily cover the water projects expenditures which will be reimbursed via Erie County

ALL AYES. CARRIED.

AMERICAN LEGION

RESOLUTION #9

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland give permission to the Frank H. Brink American Legion Post #607 the use of the Community Center and to sell alcoholic beverages on February 11, 2012.

ALL AYES. CARRIED.

NEW YORK CITY

RESOLUTION #10

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland appoint Supervisor Michael Kasprzyk as the Delegate to the Association of Towns meeting in NYC. ALL AYES. CARRIED.

SUMMER RECREATION

Chuck Thum has retired and Brian Tavernier from the Boys & Girls Club will take over, will have the same field trips etc. and will be at the Middle School. Everything will be the same.

RESOLUTION #11

Motion made by Councilman Hack and seconded by Councilman Kolacki, resolve the Town of Holland approve the agreement with the Summer Recreation Program with Brian Tavernier as the Summer Recreation Director. ALL AYES. CARRIED.

VERIZON – has filed a claim against the Town of Holland claiming damage to telephone equipment on Humphries Road

MEALS ON WHEELS – is looking for more applicants. The town has to have a total of five applicants to stay in the program. You get one hot meal and one cold meal. They are delivered on Mondays, Wednesdays and Fridays.

WORK SESSION –with the school is proposed for Wednesday, February 15th

PARK GRANT that was submitted was turned down. But Rotella Grant suggested to resubmit the application for this next year.

RESOLUTION #12

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland authorizes the Supervisor to resubmit the Park Grant Application for this next year.

ALL AYES. CARRIED.

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COMMITTEE REPORTS

Buildings – Councilman Kolacki: will look into the peeling paint situation in the Troopers Room.

Cemeteries – Councilman Hack: grinding stumps and removing brush. Also signs will be put up to keep the snowmobilers from driving on the graves.

Planning Board – Councilwoman Kline: looked over the proposed Local Law regarding oil and natural gas wells. Another draft form will be done and the Environmental Committee will have a chance to comment regarding this.

The Town’s new website is up and running as of today. The new website is www.townofhollandny.com

Town Park & Community Center – Councilman Hack: work is still being done on the inside of the Community Center.

Beautification – Councilwoman Herr: ordering new hardware for the banners.

ZONING ENFORCEMENT OFFICER’S REPORT – Michael Sluce: report given
Wants to remind everyone that State Law requires everyone to have smoke detectors on every floor of their house and also a carbon monoxide detector in their house.

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

FACILITIES MANAGER – Pat Joyce: report given
255 Vermont St. – utilities are being removed from the house.
Community Center – still working on the mop sink etc.

HIGHWAY SUPERINTENDENT’S REPORT – report given
Last year plowed 40 times in the month of December and only 10 times this December.

DOG CONTROL OFFICER’S REPORT – William Newell: report given

COMMENTS FROM THE PUBLIC:

Gary Kingston asked Mr. Sluce how many smoke detectors did they require and how many on each floor. Mr. Sluce will get back to him.

RESOLUTION #13

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-13	#502-537	in the amount of \$14,104.74
Highway District Claims as set Forth in Abstract DA-13	#166-180	in the amount of \$17,176.88
Water District Claims as set Forth in Abstract SW-13	#127-135	in the amount of \$22,036.59
Light District Claims as set Forth in Abstract SL-13	#12	in the amount of \$1,832.27
Garbage District Claims as set Forth in Abstract SR-13	#27	in the amount of \$20,972.58
Cemetery District Claims as set Forth in Abstract CM-13	#31	in the amount of \$1,620.13
	ALL AYES. CARRIED.	

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General District Claims as set Forth in Abstract A-1	#1-19	in the amount of \$5,901.55
Highway District Claims as set Forth in Abstract DA-1	#1	in the amount of \$522.17
Light District Claims as set Forth in Abstract SL-1	#1	in the amount of \$3.06
Trust & Agency Claims as set Forth in Abstract TA-1	#1-3	in the amount of \$23,623.45
Cemetery District Claims as set Forth in Abstract CM-1	#1	in the amount of \$300.00

ALL AYES. CARRIED.

RESOLUTION #14

Motion made by Supervisor Kasprzyk to adjourn the Regular Town Board Meeting at 9:03 pm in memory of: Mary Krich

RESPECTFULLY SUBMITTED:

SANDRA SMITH
TOWN CLERK