

AUGUST 8, 2012

Public Hearing was opened at 8:00 pm by Supervisor Kasprzyk in regards to the construction of oil and gas wells within the Town of Holland.

Town Clerk read the official notice from the Arcade Herald.

Frank Kolbman – Park St.: stated he is against the new local law and would rather see a moratorium declared instead. Drilling 1000’ from a water well isn’t much when the water can come from miles away and what kind of testing will be done. Also concerned about the traffic on our town highways.

Jason Dembick – Partridge Rd: doesn’t want to live in an area where this is permitted. Concerned about the chemicals that they use.

Kim Meyer – Warner Gulf Rd: She’s in an area where there is a lot of wildlife and water, concerned of the horizontal fracking. The area is safe and thriving. What happens to the water if there is a mistake? Other towns have banned together to make a moratorium against the fracking and wonders why our town hasn’t.

Sandra Chelnov – Blanchard Rd.: Questioned if passing the law, how is the town going to take action if something goes wrong.

Public Hearing was closed at 8:25pm.

The Regular Town Board Meeting was called to order at 8:25pm by Supervisor Michael Kasprzyk.

Officials Present Were:

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

Other Officials Present Were:

HIGHWAY SUPERINTENDENT PAT JOYCE  
TOWN ATTORNEY RONALD BENNETT  
DOG CONTROL OFFICER WILLIAM NEWELL  
ZONING ENFORCEMENT OFFICER MICHAEL SLUCE  
BOOKKEEPER JILL ZIENTEK  
PLANNING BOARD CHARIMAN MARTIN REGAN  
TOWN ENGINEER DAVID PRATT  
DEPUTY TOWN CLERK BELINDA ERSING

### **RESOLUTION #75**

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

### **NOTICE:**

Notify all town residents that there is a company (HomeServe) sending out notices saying that your home is not covered by Water Service Line Coverage from HomeServe. This is a SCAM. Just throw these letters out. There was an article regarding this in the Arcade Herald, which follows:

#### **This is definitely junk mail**

Evidently, scammers don’t believe in summer vacation. It has come to our attention that yet another scam is circulating, this one via the U.S. Postal Service. One of our readers brought us a piece of her mail that looks important but is, in fact, an attempt to take money from unsuspecting people. Although The HomeServe USA Repair Management Corp. is not proffering a scam per sé, a web search of the business name produces hits that lead off with words like “beware,” “scam,” “fraud,” “complaints filed.”

AUGUST 8, 2012

This company has sent notices out informing homeowners that their home is “not covered by Water Service Line Coverage from HomeServe.” The letter goes on to state that the homeowner is “responsible for the full cost of maintaining and repairing exterior water service.” While these statements may be true, this particular company does not come highly recommended; it’s not recommended at all, according to our research.

The mailer also comes with a page offering handy payment options, noting that, once it has your checking account number or credit card number, “all future payments will be charged to this account.”

After reviewing online documents regarding HomeServe USA, we would recommend that people simply throw this particular piece of mail in the garbage.

GARAGE SALE PERMITS – for now there will be no permit issued, but the sales will be monitored by the Zoning Enforcement Officer.

SCENIC BY-WAYS - this is a state sponsored program to promote tourism in NY. The Supervisor will pursue this with the state.

## BUDGET AMENDMENTS

### **RESOLUTION #76**

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

GENERAL			
FROM:	A1990.4	Contingency Account	\$3,086.35
TO:	A1680.4	Data Processing	\$2,687.11
RE:	to cover expenses incurred for replacing the server		
	A9040.8	Workers Compensation	\$399.24
RE:	to cover overage in premium		

ALL AYES. CARRIED.

### COMMITTEE REPORTS:

Buildings – Councilman Kolacki: getting estimates on roof replacement and also window replacements for the Town Hall.

Cemetery – Councilman Hack: state will notify the town regarding the perpetual funds.

Planning Board – Councilwoman Kline: no official business on their agenda

Town Park & Community Center – Councilman Hack: Highway Superintendent said that sand blasting the shelter was cost prohibited. Supervisor still wants some quotes for when they sit down to talk about the budget.

Beautification – Councilwoman Herr: new banners are in.

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

Also wanted people to know that there is a 90 Day Burning Ban on in New York, this will end on October 10<sup>th</sup> due to the drought.

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

FACILITIES MANAGER – Pat Joyce: water building is 2/3 bricked. Fencing around the actual well is being done.

HIGHWAY SUPERINTENDENT – Pat Joyce: report given

Work on Park and Garfield – pipes are in, base and under drains are done. Concrete curb needs to be done and then they can blacktop.

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

Kelly Saviano – request for Special Use Permit at 7338 Olean Rd. for a consignment shop.

**RESOLUTION #77**

Motion made Councilwoman Kline and seconded by Councilwoman Herr, resolve the Town of Holland approve the Special Use Permit for Kelly Saviano at 7338 Olean Rd. for the use of a consignment shop. ALL AYES. CARRIED.

OLD BUSINESS

LOCAL LAW 2-2012

All the comments voiced at the public hearing were heard at the work sessions.

Councilman Hack commented that there weren't any new concerns that the board hadn't already addressed.

Councilwoman Kline stated that each new case would need to apply for a special use permit, and any concerns could be addressed then and regulated.

**RESOLUTION #78**

Motion made by Councilman Hack and seconded by Councilman Kolacki, resolve the Town of Holland approve the Local Law 2-2012 in regards to construction of oil and gas wells within the Town of Holland. ROLL CALL VOTE

COUNCILMAN HACK	AYE	
COUNCILWOMAN HERR	AYE	
COUNCILWOMAN KLINE	AYE	
COUNCILMAN KOLACKI	AYE	
SUPERVISOR KASPRZYK	AYE.	ALL AYES. CARRIED.

TOWN CLERK – Sandra Smith: flu clinic will be on October 22 at the Town Hall from 10:00 am to 2pm.

COMMENTS FROM THE PUBLIC –

Frank Kolbman: conveyed his disapproval of the towns current proposal. He felt the town board voted with dollars on their mind and not the safety of the people.

Councilman Hack: disagreed with Mr. Kolbman and commented that he drinks this water and so does his family and doesn't want to put anyone in danger.

Councilwoman Herr: - there was nothing in our codebook regarding this, so this was a stepping stone to address the issue.

Sandra Chelnov: made comment regarding the website.

**RESOLUTION #79**

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-8	#310-343	in the amount of \$11,260.54
Highway District Claims as set Forth in Abstract DA-8	#77-87	in the amount of \$32,476.22
Water District Claims as set Forth in Abstract SW-8	#64-74	in the amount of \$2,309.73
Light District Claims as set Forth in Abstract SL-8	#8	in the amount of \$1,349.43

AUGUST 8, 2012

Garbage District Claims as set Forth in Abstract SR-8	#18	in the amount of \$21,741.51
Trust & Agency Claims as set Forth in Abstract TA-8	#16	in the amount of \$6,308.55
Cemetery District Claims as set Forth in Abstract CM-8	#13-14	in the amount of \$825.00
Capitol Project Claims as set Forth in Abstract HA-8	#2	in the amount of \$23,359.00

ALL AYES. CARRIED.

**RESOLUTION #80**

Motion made by Supervisor Kasprzyk to adjourn the regular town board meeting at 9:00pm in memory of: Craig Burdick  
Nick Hunter  
Priscilla Nagel

ALL AYES. CARRIED.

RESPECTFULLY SUBMITTED:

Sandra Smith  
Town Clerk