

THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, AUGUST 13, 2014, AT 7:00PM IN THE NORTH COLLINS TOWN HALL, 10569 MAIN STREET, NORTH COLLINS, NEW YORK.

PRESENT:	Supervisor	Rosaline A. Seege
	Councilmen:	Ellen M. Mathis
		Michael W. Perry
		Karen A. Ricotta
		John Tobia, Jr.
	Town Clerk	Margaret J. Orrange
	Highway Superintendent	David J. Winter
	Town Attorney	Richard M. Schaus
	Code Officer	Phil Tremblay

Item 1. Supervisor Seege called the meeting to order and led the Pledge to the Flag.

Item 2. Day Camp counselors Kyle Cataldo and Kylie Mathis presented a song from the Day Camp. Camp Director Terry Blidy presented a group photo of the Day Camp as a token of appreciation to Rec Director Jan Mathis. Mr. Winter stated that he appreciated the daily cleanliness of the Day Camp site.

Item 3. Mrs. Seege introduced **Erie County Legislator John Mills**, who spoke of progress of repairs to County roads and promised to submit more funding requests for the Southtowns in the next budget. He presented literature about County programs for distribution to the public. The fundraiser for the North Collins Library was successful.

Item 4. **Laura Landers of FreedMaxick** presented an overview of **the audit of 2013** records.

DEPARTMENTAL REPORTS

Item 5. **Library** Board President Susan Alessi reported on summer Library programs. There have been sewer problems this month.

Item 6. **PARKS**. Mr. Winter explained recent park activities, including adding new benches and cleaning the parks for recent concerts. He would like to establish a program to harvest ash trees to make benches and gazebos before the trees become diseased and die. Mr. Tobia inquired about the proposed memorial to the 1958 plane crash victims. Mr. Winter is working on Veterans' memorials for all the parks and would like to solicit donations. Mr. Tobia moved:

BE IT RESOLVED that the Town Board establishes a **Veterans' Parks Committee** to study establishing veterans' memorials in all Town Parks. Second: Perry.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried

Item 7. **RECREATION REPORT**. Recreation Director Jan Mathis spoke of summer lawnchair concerts, Frisbee Golf, summer Day Camp, Zumba and aerobics classes. He would like the Board to inspect the "snack shack" now and then again after fall activities, and to have the gas well screened more aesthetically.

Item 8. **HISTORIAN**. Mrs. Bowman presented her reports for June and July and spoke of her work on finding Civil War soldiers and genealogy requests. She had computer problems, and has developed a new brochure on the Quaker Meeting House.

HEARING OF VISITORS

Item 9. Resident Jim Lint questioned the status of the **LAWTONS WATER COMPANY**. Mr. Schaus explained the meeting with Engineer Mark Alianello and stated that the committee is awaiting his report on the best solutions to the problems.

Item 10. Dicci Montaldi again requested that the Board use the Town Hall sound system during meetings.

Item 11. Ann Converso is bothered by constant noise from racing dirt bikes on a neighbor's property. Referred to Code Officer Tremblay.

Item 12. Thomas Fleckenstein of **Niagara Wind and Solar** spoke about the Planning Board's denial of their proposed site plan for Winter's Riggings' Windmill. He stated that under New York State agriculture law, such a permit may not be denied for farm use. The Planning Board needs to review the Town's WECS law and make recommendations for amendment to allow use for "rural small business". Mr. Tobia moved:

BE IT RESOLVED that the Town Board requests that the Town Planning Board meet to consider revisions to the WECS law to accommodate farmers, businesses, and private citizens. Second: Ricotta.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.
Mr. Tobia is interested in Niagara Wind and Solar's programs for green energy.

Item 13. **SUPERVISOR'S REPORT. MINUTES.** Ms. Ricotta moved to approve the **July Minutes** as previously presented. Second: Mathis.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 14. Mr. Perry moved:

BE IT RESOLVED that the Town Board accepts the **Supervisor's Monthly Report for July** and files it with the Town Clerk. Second: Tobia.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Mrs. Seege presented the Audit Report for 2013 from FreedMaxick to the Town Board and the Town Clerk, and she distributed Budget Request forms to department heads.

Item 15. Mrs. Seege presented and moved:

BE IT RESOLVED that the Town Board accepts the **Quarter II Monitoring Report for the Ketchum Road Landfill** and directs Town Attorney Schaus to file a copy of same with the Department of Environmental Conservation. Second: Perry.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Mrs. Seege will be meeting with Tom Fox regarding health insurance coverage.

She stated that all vendors should be filing W-9 forms and insurance certificates with her office.

Item 16. **SUPERVISOR'S CORRESPONDENCE.** Mrs. Seege received communications from the Town of Collins and the Village of North Collins, that they are looking at options to replace the Helmuth Dispatch. Mr. Perry would like to have two representatives of each governing body and one fire chief from each district meet with representatives of the Town of Evans regarding a proposal to incorporate with them. Mr. Schaus cautioned that the County might need to be consulted. The Emergency Squad is on its own frequency.

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COUNCILMAN REPORTS

Item 17. Mr. Perry reported on problems with the heating and air conditioning systems in the Town Hall and the Senior Center. Jerry Hidy presented contracts for quarterly preventative maintenance at the Town Hall, Senior Center and Library.

BE IT RESOLVED that the Town Board enter into contracts with **Jerry Hidy** for quarterly maintenance at the Town Hall, Senior Center and Library at \$1200, \$680, and \$1040, respectively. Moved: Seege. Second: Ricotta.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 18. Mr. Perry presented:

BE IT RESOLVED that Harry Freer be hired to repair the Court outside door at \$172.50.

Moved: Ricotta. Second: Mathis.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 19. Mike Birtchnell verbally resigned as Helmuth Coordinator. Supervisor Seege stated that his written resignation would follow. Bookkeeper Parks requested his new mailing address for her records. The Advisory Board recommended:

BE IT RESOLVED that the North Collins Town Board, as lead agency, appoints **Brenda Singleton as coordinator of the Helmuth Dispatch**, effective 8/8/2014, at a salary of \$14. per hour. Moved: Ricotta. Second: Mathis.

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.
A new time clock was installed at the dispatch, and Ms. Ricotta is checking time cards.

Item 20. Ms. Ricotta presented the **Dog Control report**. DCO Ebersole would like to attend training at Alfred University on October 29. Cost is \$85 plus mileage.
Ms. Ricotta inquired about a solution for the Luther Gulf Road problem. There appear to be three options: replace the culvert pipe, abandon the road, or find an alternative access.
Mr. Schaus requested that Mr. Winter obtain repair estimates.

Item 21. **NO PARKING SIGNS**. Ms. Ricotta presented and moved:
BE IT RESOLVED that the Town Board authorize Superintendent Winter to erect “No Parking” signs at the parks, and establishes a fine of \$50 per violation. Second: Tobia.
ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 22. Ms. Ricotta presented a response to a complaint letter naming her, and Mr. Schaus recommended:
BE IT RESOLVED that the response from Councilman Ricotta be tabled until Board members are able to review it. Moved: Seege. Second: Mathis.
ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 23. **SENIOR CENTER FLOORS**. Now that Summer Recreation is finished, Mrs. Mathis presented and moved:
BE IT RESOLVED that the Town Board hire **Top Notch Janitorial, Inc.** to clean the Senior Center floors and carpet for \$800. Second: Tobia.
ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 24. Mr. Tobia would like to order bumper stickers for distribution as publicity for the Town. Mr. Schaus does not believe that this is a legal expense.
The Planning Board surveys are being delivered by the *PennySaver*.
Mr. Tobia was very pleased with Summer Day Camp. He presented and moved:
BE IT RESOLVED that **Terry Blidy** be hired to coordinate the “After School Program at a salary of \$12.50 per hour. Second: Perry.
ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 25. **TOWN ATTORNEY**. Mr. Schaus believes that bumper stickers are not a statutory expense. He is pursuing an amendment to the North Collins Village Police Contract which would allow police authority beyond the Village limits.
Mr. Schaus is still working on the Rocky Mountain Road settlement. The court date has been adjourned until October 20.

Item 26. **TOWN CLERK REPORT**. Mrs. Orrange reported

- 1) Recent actions of the ZBA and the Planning Board.
- 2) Meals on Wheels has submitted a contract for the Town Board to sign.
- 3) She distributed a roster of members of the Town Boards.
- 4) A check for \$250 was received from the County for Court Stenographer reimbursement.
- 5) The **Town Clerk’s Monthly Report for July 2014** was submitted to the Supervisor with a check for \$2557.76.
- 6) **General Code** requested action on the “Organizational Analysis” –preliminary review of the Town Code updates, which was requested by May 9. Mrs. Orrange, Mr. Schaus, Ms. Ricotta, and Mr. Tremblay will meet to review this.

Item 27. **CODE ENFORCEMENT OFFICER**. Mr. Tremblay reported on a problem with a service station on Route 62, which is not compliant with the previously approved site plan. Mrs. Seege moved:
BE IT RESOLVED that the Town Board refer to the Planning Board the matter of the original site plan approval and request for expansion from the current owner of the property at 11555 Gowanda State Road. Second: Ricotta.
ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 28. Mr. Winter thanked Legislator Mills for his investments in the communities, and welcomed Town Board members to visit the Highway Garage to see what has been done and what is needed. Paving of the Library Parking Lot needs to be put in the new budget.

Item 29. **AUDIT OF BILLS** Mrs. Seege moved:

BE IT RESOLVED that payment to Jerry Hidy in the amount of \$1680.00 for repairs to the Air Conditioning system and payment to Winter's Rigging of \$117.00 for 55-gallon drums for Frisbee Golf be added to the abstract .Moved: Tobia. Second: Seege.

ROLL CALL: Ayes: Perry, Seege, Tobia. Noes: Mathis, Ricotta. Motion carried.

BE IT RESOLVED that payroll for Glenn Kerwin and the following claims, as set forth in Abstract #8 are approved for payment by the Town Board:

A:	#466-67,470,73-76,478,480,482-502,514-15,530-31,534,37-38	\$58,297.17
B:	#469,471,477,503-506,510,532,535-36	4,321.46
DA:	#513,516-522,529	1,789.12
DB:	#479,512,523-528	82,815.60
SM:	#468,472,481,507-09,533	954.39
SR:	#511	<u>13,171.84</u>
	TOTALS:	\$161,349.58

Second: Ricotta .

ROLL CALL: Ayes: Mathis, Perry, Ricotta, Seege, Tobia. Noes 0. Motion carried.

Item 30. **ADJOURNMENT.** Motion to adjourn at 9:40PM by Tobia. Second: Perry. Carried.

Respectfully submitted,

Margaret J. Orange
North Collins Town Clerk