

THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, NOVEMBER 8TH 2017, AT 7:00PM AT THE NORTH COLLINS TOWN HALL AT 10569 MAIN STREET, NORTH COLLINS, NEW YORK.

PRESENT:	Supervisor	John M. Tobia
	Councilmen:	Ellen M. Mathis
		William Moritz
		Peter Robbins
		Michael Perry
	Town Clerk	Lynn M. DiVincenzo
	Highway Superintendent	David Winter
	Town Attorney	Richard M. Schaus

Item 1. Supervisor John Tobia called the meeting to order, led the Pledge to the Flag, short prayer after pledge at 7:00pm

Supervisor John Tobia gave out “Thank You” presentations to North Collins Village Police Department and to Recreation Assistant Alyson Laing.

Supervisor John Tobia would like to make an amendment to one of the resolutions from last meeting that stated

Moved: William Moritz

BE IT RESOLVED, that the Town Board has picked the top two for the Community Development Grant 2018-2019 naming 1. Lawtons Water Project 2.Rural Transit.

Second: Mike Perry

ROLL CALL: Ayes: Perry, Tobia, Moritz. Noes 0. Motion carried.

He would like to change the resolution to:

Moved: John Tobia

BE IT RESOLVED, that the Town Board does hereby authorize the supervisor to sign, submit and execute Applications/Contracts for the Erie County Community Block Grant program with the following priority:

BE IT RESOLVED that the Town Board has picked the top two for Community Development for the 2018-2019 year:

1. Lawton's Water Project
2. Rural Transit

Seconded Mike Perry

ROLL CALL: Ayes: Robbins, Mathis Perry, Tobia, Moritz. Noes 0. Motion carried.

Item 2. **MINUTES: Mike Perry** moved to approve the October 2017 Regular Minutes, with the above correction: Second: Ellen Mathis

ROLL CALL: Ayes: Robbins, Mathis, Perry, Tobia, Moritz. Noes 0. Motion carried.

Item 3. **AUDIT OF BILLS:** Ellen Mathis moved:

BE IT RESOLVED as set forth in Abstract #10 in the amount \$48,118.60 were approved for payment by the Town Board:

Second: Mike Perry

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia Perry. Noes 0. Motion carried.

Item 4. **VISITORS:**

Bernie Rotella (Grant Writers): Bernie gave a report on what grants were approved and what we are still waiting on. Report filed with the Town Clerk.

Marty Niefergold: Asked about the committee for harvesting trees at the Town Park. He would like to be on that committee. He also he wanted to know where he could find info about the meetings since it's not in the Hamburg Sun. Supervisor John Tobia stated that we have minutes on our website.

PUBLIC HEARING :

Motion by Mike Perry, seconded by Peter Robbins to close the Regular Town Board Business Meeting at 7:30pm. Carried

Motion by Mike Perry, seconded by Ellen Mathis to open Public Hearing at 7:30pm. Carried.

Supervisor John Tobia went over the 2018 budget and changes:

Some changes: Highway Department is purchasing two new pieces of equipment.

Town Clerks office will purchase new TAX program - BAS

3% raises for Highway Employees, Supervisor, Bookkeeper and Deputy Town Clerk.

Questions from the public: Can you budget for stripping on the roads? Discussion took place it would cost about \$15,000.00 to stripe the town roads.

Motion by Ellen Mathis, seconded by Peter Robbins to close Public Hearing and open Regular Business Meeting at 7:37pm. Carried

Item 5. **HIGHWAY:** Mr. Winter inquired if the funds are available to purchase the front loader now or at the New Year? Michael from Monroe Tractor talked about his product and stated that it's on State Bid. Purchase price is about \$138,000.00. All good at the Highway Department, waiting for winter to arrive.

Item 6. **DEPARTMENTAL REPORTS:**

Code Enforcement: Phil- Drug take back had over 45lbs of needles.

Library: Excused

Historian: Excused

Recreation: Started a new walking/running program on HS Track called “Minions on the Move”. Geared towards getting Elementary students more active, and possibly running a 5k. A responsible adult is required for all students. This is not a drop off and go program. Tuesdays and Thursdays from 6:00 to 7:00 pm from 11/7 to 12/21, except for Thanksgiving. Mathis will work on a schedule for January through March. It’s difficult working around the basketball games.
Few dates set for Boys Indoor Soccer at the HS. Tuesday 11/21 from 6:30 to 8:00 pm and Saturday 12/2 from 2:00 to 3:30 pm. More dates will be added soon.
are finalizing dates for adult Indoor Soccer in the HS Gym Wednesday nights.
Scheduling Open Gym on Saturdays in the HS soon. Activities will include pickle ball, basketball, hockey, track access, and fun for kids Pre-K and up.
Paint Night for Students Grades 3-6 at the Senior Center on Friday 11/17 from 7:00 to 9:00 pm. \$10 per student – Limited to 12 students. They will be working on a Christmas themed painting.

Dog Control: Monthly reports submitted.

Jay Gleason – Student Representative: Writing for PennySaver for his TV Production Class and does live news shows.

Item 7. **COUNCILMAN REPORTS:**

Mathis- Moved Ellen Mathis

BE IT RESOLVED that the North Collins Town Board hires Brianna Krawczyk and Allen Hornburg as a counselor for the Afterschool program.

Seconded by Peter Robbins

ROLL CALL: Ayes: Mathis Robbins, Moritz, Tobia, Perry. Noes 0. Motion carried.

November 27th Drug Awareness 7pm at the North Collins High school. Adults only!!!

Perry- Gave Emergency Squad Report, Water shut off at the park

Last meeting a resolution was made -

Moved William Mortiz:

BE IT RESOLVED that the North Collins Town Board is allowing the North Collins Fire Company to respond to EMS calls and provide care until an ambulance arrives.

Seconded by John Tobia

ROLL CALL: Ayes: Moritz, Tobia, Perry. Noes 0. Motion carried.

Councilmen Perry would like to rescind the previous resolution

Moved Mike Perry

BE IT RESOLVED that the North Collins Town Board rescind allowing the North Collins Fire Company to respond to EMS calls and provide care until an ambulance arrives.

Seconded by Ellen Mathis

ROLL CALL: Ayes: Mathis Robbins, Moritz, Tobia, Perry. Noes 0. Motion carried.

Robbins- Getting information out please come to the meetings, discussed parks equipment for insurance asked a question about Luther Gulf.

Moritz- All good

Item 8. **SUPERVISOR:**

Motion by Ellen Mathis, seconded by Peter Robbins to accept the Supervisor Report. Carried

Cable is coming to our town soon.

We received a letter from Governor Cuomo for \$417,000 towards the Lawton's Water program.

RESOLUTIONS

Moved John Tobia

BE IT RESOLVED Town Board Approves the following budget transfers:

A – FUND

		DR FROM	CR TO
BUILDINGS CONTRACTUAL	A1610.4	2,100.00	
ENGINEER CONTRACTUAL	A1440.4		2,100.00
BUILDINGS CONTRACTUAL	A1610.4	2,500.00	
BUILDINGS - LIBRARY	A1610.43		2,500.00
LEGISLATIVE BOARD CONTRACTUAL	A1010.4	1,300.00	
MUNICIPAL ASSOCIATION DUES	A1920.4		1,300.00

B-Fund

POLICE CONTRACTUAL	B3120.4	500.00	
DOG CONTROL CONTRACTUAL	B3510.4		500.00
PLAYGROUND MAINT PER	B7140.15	1,230.00	

PLAYGROUND PERSONNEL	B7140.1		1,230.00
PLAYGROUND PARK ENHANCE	B7140.41	4,000.00	
PLAYGROUND CONTR	B7140.4		4,000.00
DB – Fund			
CHIPS	DB5112.4	56,148.00	
STREET MAINT	DB5110.4		56,148.00
SNOW REMOVAL PERSONNEL	DB5142.1	15,000.00	
O&M EQUIP PURCHASE	DB5130.2		15,000.00
SNOW REMOVAL PERSONNEL	DB5142.1	23,000.00	
WORKERS COMPENSATION	DB9040.8		23,000.00

Second Mike Perry

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry. Noe's

MOVED: John Tobia

Re: Lawtons Water District Project

Whereas, the Town Board of the Town of North Collins on behalf of the Lawtons Water District, is ready to proceed to hire an Engineer to provide engineering services for the design and construction phases of the Lawtons Water District Project (the AProject@); and

Whereas, the Town Board desires that the Engineer begin soliciting subcontractors to fulfill the Minority and Women Owned Business (MWBE) requirements under the terms of the financial grant of \$417,000 received from the Environmental Facilities Corporation (the EFC Grant); and

Whereas, the Town Board of the Town of North Collins, on behalf of the Lawtons Water District, has been asked by its financial advisor Municipal Solutions to sign an AAmendment No. 1" to the Towns Lawtons Water District Contract dated March 22, 2016 relative to financial services to the Town on the Project; and

Whereas, the Town desires to proceed on both contracts;

NOW THEREFORE, be it resolved as follows:

RESOLVED, the Town Supervisor is hereby authorized to sign the Engineering Services Contract with MDA Consulting Engineers PLLC (the AEngineer@) in the total amount of \$100,000 on the Lawtons Water District Project and proceed with the Project accordingly; and it is further

RESOLVED, that the Engineer is hereby authorized and directed to begin efforts at soliciting subcontractors for the Project in order to fulfill the Minority and Women Owned Business (MWBE) requirements of the EFC Grant including but not limited to the hiring of a surveyor to provide surveying services for the Project; and it is further

RESOLVED, the Town Supervisor is hereby authorized to sign the proposed Amendment No. 1 to the Contract dated March 22, 2016, with Municipal Solutions, Inc. on the Project in an amount **not to exceed \$39,000** (\$13,000 as originally budgeted + \$26,000 for Amendment No. 1).

Seconded by: Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry. Noe's 0

Shared Services Highway with Eden

MOVED: John Tobia

BE IT RESOLVED that the North Collins Town Board hereby agrees to enter into a mutual agreement with the Town of Eden, where by the Town of North Collins Highway Department will plow Clarksburg Road from the North Collins Town Line to Eighteen Mile Creek Bridge. In exchange, the Eden Town Highway Department will plow the lower section of Belcher Road and Rocky Mountain Road.

Seconded by: Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry. Noe's 0

STOP DWI with Erie County

MOVED: John Tobia

BE IT RESOLVED that the North Collins Town Board approves the MOU between the Town of North Collins and Erie County STOP –DWI office. This agreement allows the County to pay the Town of North Collins for supplying data on DWI cases disposed in your during 2016.

RESOLVED: that the Town Board does hereby authorize the Supervisor John Tobia to sign, submit the MOU.

Seconded By: Peter Robbins

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry. Noe's 0

Budget -

BUDGET ADOPTION. Moved: Ellen Mathis

BE IT RESOLVED that the North Collins Town Board accepts the Preliminary Budget as the **Final Adopted Budget for the Town of North Collins for 2018.** Second: Mike Perry

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry . Noes 0. Motion carried.

Supervisor John Tobia has quotes for new windows at the senior center:

Windows for Buffalo \$6750.00

Collegiate Builders, INC \$6300.00

Classic Windows \$8200.00

Moved Mike Perry

BE IT RESOLVED that North Collins Town Board accepts quote from Collegiate Builders, INC in the amount of \$6300.00 to tear out all existing windows and install 18 New Alside Brand replacement Double Hung windows with full grids and screens and insulate gaps at the North Collins Senior Center.

Seconded Ellen Mathis

ROLL CALL: Ayes: Mathis, Robbins, Moritz, Tobia, Perry . Noes 0. Motion carried.

Item 9 **OLD BUSINESS:**

Nothing

Item 10: **TOWN CLERK:**

Town Clerks monthly report- Total for the month of October \$3,869.00, Supervisor \$3,424.52, NYS AG \$65.00, NYS Environment \$334.48 and NYS Health \$45.00.

Town Clerks Office is closed November 10th for Veterans Day, Thursday ,November 23rd and Friday 24th for Thanksgiving.

As of November 8th the Dumpsters will be gone from the parks.

Speed limit on Belcher Road is 40 mph.

Item 11. **TOWN ATTORNEY:** Community Development has been submitted; ATV Law is tabled; Jan 1st there will be a Pay Family Leave 8 wks paid family leave care state imposed. If employees are interested they need to let the Board Know.

Moved John Tobia

TOWN OF NORTH COLLINS
RESOLUTION ADOPTING LOCAL LAW # 1 OF 2017
November 8, 2017

WHEREAS, a public hearing was duly held by the North Collins Town Board on October 11, 2017 at 7:30 p.m. at the North Collins Town Hall in order to hear all interested parties on the subject of proposed Local Law # 1 of the year 2017 entitled ASolar Energy Systems; and

WHEREAS, notice of said public hearing was duly published in The Observer of the City of Dunkirk, being the official newspaper of the Town of North Collins and proof of publication being maintained in the town clerk's office; and

WHEREAS, the public hearing was duly held as scheduled and all parties in attendance were permitted an opportunity to speak in favor or in opposition to the proposed Local Law, or any part thereof, and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act - SEQRA) it has been determined by the Town Board of the Town of North Collins that adoption of said proposed Local Law will not have a significant adverse effect upon the environment; and

WHEREAS, Municipal Home Rule Law of the State of New York provides for the adoption and enactment of local laws; and

WHEREAS, the purpose of Local Law # 1 of 2017 is to encourage the use of Solar Energy as a clean source of energy and to allow and encourage the development and reasonable implementation of Solar Energy Systems, while also establishing reasonable guidelines and regulations for the construction of said systems, in order to protect the physical and environmental health, safety and welfare of the residents of the Town of North Collins;

NOW, THEREFORE, IT IS HEREBY

RESOLVED, the Town Board of the Town of North Collins hereby adopts said Local Law as Local Law No. 1 of 2017 and the Town Clerk be and she is hereby directed to enter the adoption of said Local Law in the minutes of this meeting and in the Local Law Book of the Town of North Collins and to give due notice of the adoption of said local law to the Secretary of State as required by law; and it is further

RESOVLED, the Town Board finds and declares that the proposed law will not have a significant adverse effect upon the environment and thereby this Board finds and adopts a ANegative Declaration@ under the applicable provisions of the New York SEQRA law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Seconded Mike Perry

AYES: Supervisor Tobia, Councilmen Mathis, Perry, Robbins and Moritz.

NOES: None.

Duly adopted this 8th day of November, 2017.

Item 12. **ADJOURNMENT:**

Motion by Ellen Mathis, seconded by Peter Robbins to adjourn at 8:31 pm.

Respectfully submitted,

Lynn DiVincenzo
North Collins Town Clerk

