

THE REGULAR MONTHLY MEETING OF THE TOWN BOARD OF THE TOWN OF NORTH COLLINS WAS HELD ON WEDNESDAY, OCTOBER 13TH, 2021 AT 7:00PM IN THE NORTH COLLINS TOWN HALL, 10569 MAIN STREET, NORTH COLLINS, NEW YORK.

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

Item 1. Supervisor John Tobia called the meeting to order and led the Pledge to the Flag, and a moment of silence for the passing of Melvin Bley.

Item 2. Approved the September 2021 Meeting Minutes, as previously presented.

MOVED: Ellen Mathis

SECOND: Mike Perry

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

AUDIT OF BILLS

Item 3. **MOVED:** Ellen Mathis

BE IT RESOLVED that the following claims, as set forth in Abstract # 10 and in the amount of \$ 62, 707.84 are approved for payment by the Town Board:

A#

482,483,484,487,489,490,491,492,493,495,496,497,498,499,501,502,503,504,505,506,508,510,511,
,512,514,515,517,518,519,542,544,

B# 485,486,488,492,497,498,501,504,509,514,541,

DA# 504,520,521,522,523,524,525,526,527,528,529,530,531,543,

DB# 481,489,490,522,532,534,535,536,537,538,539,540,

SF#

SR# 513

SW# 494,498,500,507,514,541

SECOND: Mike Perry

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

Item 4. **VISITORS:**

Barb Nichols: Asked if there is anything that we can do about the vulgar political signs that are up. Attorney Richard Schaus stated that that legally we can't do anything because it is a freedom of speech issue.

Item 5. **HIGHWAY:** He had a good meeting with the DEC regarding the Ketchum Road Landfill. David Winter was up there three times. The DEC stated that we are going from 4 inspections to 2 inspections per year. The Highway Supt. said there was another mishap on Belcher Road. A girl went over the embankment. It will cost about \$11,000 for guardrails. Supervisor John Tobia stated that per the towns Procurement Policy, we will need two quotes under \$20,000.

Item 6. **CODE ENFORCEMENT OFFICER:** Received one permit for a backup generator. Update: Uncle Franks - Tremblay contacted six people and got one bid back for demolition of the building at \$35,000. Phil will go into the building to see if it is unsafe sometime this week.

LIBRARY: Would like someone to attend their next board meeting on November 3rd. Looking at future plans to make improvements.

HISTORIAN: No Report

RECREATION: Adult Aerobics will start a new 6 week session on 11/6/2021. Registration is online at www.NCParksandrec.org. They are held Monday evenings from 7-8pm and Saturdays mornings from 9-10am. The cost will be \$35.00.

After School program has 25-30 students. Currently doing crafts with Halloween activities. Currently planning open gym nights. More information will come once it is set up.

Item 7. **COUNCILMEN**

Moritz – Erie County vetoed the proposition to allow 12-13 year olds to hunt at a early age. People interested will have to go to another county. .

Robbins – Quietly soliciting bids for the completion of the new recreation building.

Perry – Picked up tires in the Marion Fricano town park. Laurie Stalker is picking up the garbage in the park.

Mathis – All good thanks

RESOLUTIONS:

MOVED: John Tobia

BE IT RESOLVED, the North Collins Town Board approves the hiring of Richard Baumler and Joseph Mathis, at minimum wage, for the Afterschool Program.

Seconded Mike Perry

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

MOVED: John Tobia

BE IT RESOLVED, the Town Board will approve the standard work day for NYS employees at 6 hours for part time people and 8 hours for full time employees, retirement system as per 3 month recap of activities for all elected / appointed and salaried employees for the town of North Collins.

Seconded Ellen Mathis

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

MOVED: John Tobia

BE IT RESOLVED, the North Collins Town Board approves Chautauqua Sign Company for a two sided sign for School House #8, in the amount \$6770.00.

Seconded Ellen Mathis

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

MOVED: John Tobia

BE IT RESOLVED, the North Collins Town Board approves Synchro Net to begin on site work at the town hall in the amount of \$8,025.94.

Seconded Mike Perry

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

MOVED: John Tobia

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the North Collins Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of North Collins Assessor's master computer assessment roll file:

TOTAL Delinquent Town Water: \$2597.79

Seconded Ellen Mathis

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

MOVED: John Tobia

BE IT RESOLVED, The North Collins Town Board adopts the Tentative Budget to the Preliminary Budget for the year 2022.

FURTHER BE IT RESOLVED, the North Collins Town Board instructs the Town Clerk to put a public notice in the Dunkirk Observer.

Seconded: Peter Robbins

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

Public Hearings 7:30pm and 7:45pm- Community Block Grant.

MOTION by John Tobia, seconded by Mike Perry to close regular meeting and open Public Hearings at 7:33pm. Carried

Public Hearing – Community Block Grant Erie County

- 1) Community Center Improvements to kitchen and bathroom
- 2) Rural Transit

2nd Public Hearing – Community Center

- 1) Media center and walking track at the community center

Opened up to the public for questions: No questions asked.

MOTION by John Tobia, seconded by William Moritz, to close public meeting at 7:33pm
Carried

MOTION by John Tobia, seconded Mike Perry to open regular business meeting 7:33pm.
Carried

Item 9. SUPERVISOR:

MOTION by Mike Perry, seconded by Ellen Mathis, to accept the Supervisors report for September 2021. Carried

Food Pantry is open on Wednesdays from 1-5pm

Update on Ketchum Road Landfill. Thanks to Mr. Winter for working with the DEC.

Waiting to find someone to survey the old Lawtons Water property the wells are on, in order to sell.
Home coming parade was a lot of fun.

Congratulations to Jeneen Hill on being president of the NYS assessors association.

John stated that there was a Breast Cancer walk on October 3rd. He was upset that he couldn't make it and would like to have a breast cancer walk on October 30th and walk in the village.

Item 9. TOWN CLERK:

Monthly Town Clerks Report: Total Revenues \$10,086.00 Dog \$350.00 DEC \$5,887.41
Marriage, \$90.00, Supervisors \$ \$3,758.59.

Dog Control: Reports submitted.

Flu Clinic Oct 20th from 10am-11am at the Community Center

Langford Womens Aux. is having a Virtual ham and turkey raffle Oct. 29th for \$40.00

Trick or Treating will be on October 31st from 6-8pm.

Early voting at the community center is October 23-31. Saturdays & Sundays 12-6pm and Monday-Friday 12-9pm.

Item 10. ATTORNEY: Would like to go into executive session to discuss pending litigation and would like the board to invite Gerry Edwards and Lynn DiVincenzo in to the session.

MOTION by John Tobia, seconded by Ellen Mathis to go into executive session pending litigation and the board would like to invite Gerry Edwards and Lynn DiVincenzo. Carried

MOTION by John Tobia, seconded by Ellen Mathis, to close executive meeting. Carried

MOTION by Mike Perry seconded by William Moritz to open the Regular Business Meeting.
Carried

MOVED: Peter Robbins

BE IT RESOLVED, the North Collins Town Board authorizes the Town Supervisor to look at all bids for the North Collin Recreation Building and choose the lowest bidder and to sign contract if everything is in order.

Seconded Mike Perry

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

MOVED: John Tobia

BE IT RESOLVED, the Town Supervisor is authorized to sign a Settlement Agreement with Kimberly Pitillo, as recommended by the Zoning Board of Appeals, regarding the placement of her mobile home located at 4720 Shirley Road, North Collins NY.

Seconded Peter Robbins

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

Item 11. **ADJOURNMENT. MOTION** to adjourn at 8:30pm by Mike Perry

Second: Peter Robbins. Carried.

Respectfully Submitted By,

Lynn DiVincenzo
Town Clerk