

A Regular Meeting of the Town Board of the Town of Collins, County of Erie State of New York was held at the Town Hall, 14093 Mill Street, Collins, NY on the 3<sup>rd</sup> day of December 2018.

Present: Kenneth Martin, Supervisor  
 Mary Stelley, Councilman  
 James Hotnich, Councilman  
 Sara Jane Sion, Councilman  
 Jacquelyn McLean, Councilman  
 Becky Jo Summers, Town Clerk  
 Susan Gamel, Bookkeeper  
 James Musacchio, Attorney

Others Present: Doug Martindale; Dick Agle; Candace Termer; Holly Martindale and Tom Siegle

Supervisor Martin called the meeting to order at 7:00 PM with the pledge to the Flag.

Resolution # 204: **AGENDA APPROVAL**

Motion made by Councilman Sion, seconded by Councilman Hotnich to approve the agenda as presented.

ADOPTED Aye 5 McLean, Sion, Hotnich, Stelley, Martin  
 Nay 0

Resolution # 205: **MINUTES APPROVAL**

Motion made by Councilman Hotnich seconded by Councilman McLean to approve the minutes of the November 19, 2018 town board meeting.

ADOPTED Aye 5 McLean, Sion, Hotnich, Stelley, Martin  
 Nay 0

Resolution # 206: **ABSTRACT APPROVAL**

Motion by Councilman Stelley, seconded by Councilman Sion that the bills be paid on abstract #22 for 2018 dated December 3, 2018 for listed vouchers 799 – 835 for \$ 84,843.03:

General – Townwide	40,078.22	Water District #1	303.32
General – Outside Village	3,289.86	Water District #3	232.41
Highway	39,655.70	Water District #4	5.83
Special Refuse	1,277.69	Total	\$ 84,843.03

ADOPTED Aye 5 McLean, Sion, Hotnich, Stelley, Martin  
 Nay 0

Public Access

Tom Siegle of Wilson Road complained there was no plowing from 5 AM until 1 PM when we had that snow storm and plowing needs to be done more frequent so residents can get out. Wilson is a County Road that the Town plows and each plow route takes approximately three to four hours to complete. Supervisor martin will talk with the Superintendent.

Department Reports

1. Code Enforcement Officers submitted their monthly report and Charlie Siegle did the Kennel permit inspections...
2. Dog Control Officer submitted his monthly report.
3. Highway department has been busy; they plowed 26 times and we got 52" of snow in November. No trash day in November.
4. Library is waiting for the contractor to replace the windows and get quotes for the LED Sign. There was an ice jam that leaked into the closet that shut down part of the fire detector. The alarm company fixed the detector. The leak will be looked at.
5. Recreation report was read by the Supervisor.
6. Town Clerk reported \$4,449.68 in sales last month with the Town's portion \$3,544.52.

Board Reports

1. Councilman McLean attended the LKP luncheons, Bi-centennial meeting, interviewed for court position, went to the Trooper Barracks on an issue, snow removal meeting, spoke with the

- Gowanda Ambulance on the CPR issue, Recreation staff meeting and reviewed the vouchers.
2. Councilman Sion attended the LKP luncheons.
  3. Councilman Hotnich attended the LKP luncheons and reviewed the vouchers.
  4. Councilman Stelley updated the website, reviewed the vouchers, attended the Recreation meeting and the snow plow meeting via telephone.
  5. Supervisor Martin attended the Southtowns Community Enhancement meeting.

#### Old Business

1. Resolution to approve 2018 Budget Modifications

#### RESOLUTION # 207: **APPROVE 2018 BUDGET MODIFICATIONS**

Motion made by Councilman Hotnich and seconded by Councilman Sion to approve the following 2018 Budget modifications:

*Transfer From:*

*Transfer To:*

#### **A Fund:**

A1940.400 Contingency Fund                      \$332.51    A5010.400 Transportation ADM - Contractual    \$332.51

#### **SW3 Fund:**

SW3-8310.425 Water ADM - Collect Bills \$413.67    SW3-8310.415 Water ADM - Office Expenses    \$413.67

ADOPTED        Aye    5        McLean, Sion, Hotnich, Stelley, Martin

                      Nay    0

2. Resolution to hire Constable for the Town court

#### RESOLUTION # 208: **HIRING OF CONSTABLE FOR COLLINS TOWN COURT**

Motion made by Councilman Stelley, seconded by Councilman McLean that the following is:

ADOPTED        Aye    5        McLean, Sion, Hotnich, Stelley, Martin

                      Nay    0

WHEREAS, the Collins town Court has requested that the Town Board increase its pool of Court Officers from two to three due to its additional work load and safety concerns for Court personnel as well as the public at all Court sessions, and

WHEREAS, the Town Board is in agreement with the Town of Collins Court that an additional officer be available when necessary to man the metal detector station and assist with remaining duties during court sessions, and

WHEREAS, the Town Board has appropriated sufficient funds in the 2019 Town Budget and in remainder of the 2018 Town Budget to provide for this position, and

WHEREAS, the Town of Collins Justices have advertised for, interviewed and chosen their appointee.

NOW LET IT BE RESOLVED that the Collins Town Board hereby approves appointment of Thomas Povhe to the position of Constable for the Town of Collins Court at a starting salary of \$13.14, effective December 4, 2018.

#### New Business

1. Resolution – water bill adjustment

#### RESOLUTION # 209: **WATER BILL ADJUSTMENT**

Motion made by Councilman Hotnich, seconded by Councilman Sion that the following is:

ADOPTED        Aye    5        McLean, Sion, Hotnich, Stelley, Martin

                      Nay    0

WHEREAS, a Town of Collins WD #3 customer experienced a leak located in their water supply line between the meter and the house, and

WHEREAS, the timing of meter reading, billing preparation and time passage before the realization that a leak existed resulted in elevated quarterly billings for the property which were \$1,149.54 higher than average quarterly billings, and

WHEREAS, the Town Board is willing to share responsibility for the detection of the leak.

NOW LET IT BE RESOLVED that the Collins Town Board hereby approves a credit of \$574.77 for account #51370000, which is equal to one-half of the elevated quarterly billings due to the leak, and that the credit may be applied to future billings on either of the customer's accounts #51370000 or #51360000.

ADOPTED           Aye    5   McLean, Sion, Hotnich, Stelley, Martin  
                      Nay    0

2. Resolution to approve authorized signatures for Sam Grant

RESOLUTION # 210: **APPROVE AUTHORIZED SIGNATURES FOR SAM GRANT**

Motion made by Supervisor Martin, seconded by Councilman McLean that the following is:

ADOPTED           Aye    5   McLean, Sion, Hotnich, Stelley, Martin  
                      Nay    0

WHEREAS, New York State has awarded the Town of Collins a State and Municipal Facilities Program (SAM) Grant for the construction of a new Maintenance Storage Building project in the amount of \$150,000.00, and

HEREAS, the Town of Collins must submit forms and paperwork to the Dormitory Authority State of New York (DASNY) which requires two authorized signatures in order to facilitate the grant.

NOW LET IT BE RESOLVED that the Collins Town Board hereby designates the Town Supervisor and Deputy Supervisor to both be authorized signers for paperwork to be submitted to DASNY in regards to the grant.

3. Resolution to approve the October 2018 Supervisor's Report

RESOLUTION #211: **ACCEPT OCTOBER 2018 SUPERVISOR'S REPORT**

Motion made by Councilman Stelley and seconded by Councilman Sion to accept the Town of Collins Supervisor's Report as submitted for the month of October 2018.

ADOPTED           Aye    5   McLean, Sion, Hotnich, Stelley, Martin  
                      Nay    0

4. Resolution to approve 2019 SPCA contract

RESOLUTION # 212: **APPROVE 2019 SPCA CONTRACT**

Motion made by Councilman Stelley, seconded by Councilman McLean that the following resolution is:

ADOPTED           Aye    5   McLean, Sion, Hotnich, Stelley, Martin  
                      Nay    0

WHEREAS, according to NYS Agricultural and Markets Law, Article 7 and Article 26, a seized dog may be offered for adoption after the statutory holding period, and

WHEREAS, the Town of Collins has contracted with the Erie County Society for the Prevention of Cruelty to Animals (SPCA Serving Erie County) for this adoption service and wishes to do so again for 2019.

NOW LET IT BE RESOLVED, that the Collins Town Board hereby approves the contract with SPCA Serving Erie County for dog adoption services for the year 2019, and that the Town Supervisor be authorized to sign the contract.

5. Resolution to approve the use of electronic devices by attendees during hours of operation of the town of Collins Youth Recreation programs

RESOLUTION #213: **THE USE OF ELECTRONIC DEVICES BY ATTENDEES DURING HOURS OF OPERATION OF THE TOWN OF COLLINS YOUTH RECREATION PROGRAMS**

Motion made by Councilman Stelley and seconded by Councilman Sion that the following is:

ADOPTED           Aye    5   McLean, Sion, Hotnich, Stelley, Martin  
                      Nay    0

WHEREAS, with the availability of electronic devices to everyone and the distractions that can occur with their use, and

WHEREAS, the Town of Collins Youth Recreation Program is designed to be a safe place for all participants and provides many activities to those attending the program, and

WHEREAS, in the event of an emergency telephone services are available by managing staff members and the L. K. Painter Community Center.

NOW, THEREFORE be it resolved that effective January 1, 2019 the Collins Town Board hereby adopts the policy of no longer permitting use of electronic devices during the hours of operation of the Town of Collins Youth Recreation Programs.

New Topics – Discussion and Comments

1. Resolution to modify Resolution # 192 of 2018 that approved reimbursement of Medicare insurance coverage cost for eligible full time employees

RESOLUTION # 214: **MODIFY RESOLUTION # 192**

Motion made by Councilman Sion seconded by Supervisor Martin to modify Resolution # 192 of 2018 to add: effective December 1, 2018 and reimbursement can be submitted monthly.

ADOPTED      Aye    5      McLean, Sion, Hotnich, Stelley, Martin  
                     Nay    0

With no further business, on a motion of Councilman Stelley seconded by Councilman McLean the meeting was adjourned at 8:57 pm.

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Becky Jo Summers, Town Clerk