

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 5<sup>th</sup> day of August 2019.

Present: Kenneth Martin, Supervisor  
Mary Stelley, Councilman  
Sara Jane Sion, Councilman  
Jackie McLean, Councilman

Becky Jo Summers, Town Clerk  
Susan Gamel, Bookkeeper  
Attorney Musacchio

Absent: James Hotnich, Councilman

Others Present: Doug Martindale; Zack Wilcox; Candace Termer; Mark Meyerhofer and Thomas Siegle DCO

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

Resolution # 153: **AGENDA APPROVAL**

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

ADOPTED Aye 4 McLean, Sion, Stelley, Martin  
Nay 0

Resolution # 154: **MINUTES APPROVAL**

Motion made by Supervisor Martin seconded by Councilman Sion to approve the minutes of the July 1, 2019 town board meeting.

ADOPTED Aye 4 McLean, Sion, Stelley, Martin,  
Nay 0

Resolution # 155: **ABSTRACT APPROVAL**

Motion by Councilman McLean seconded by Councilman Stelley that the bills be paid on abstract #14 for 2019 dated August 5, 2019 for listed vouchers #476 – 566 deleting vouchers # 494, 530, 513, 514, 516, 522, 523, 543, 549 for \$ 47,396.91:

General – Townwide	20,951.50	Water District # 1	1,666.89
General – Part Town	2,231.32	Water District # 3	384.95
Highway	18,790.19	Water District # 4	1.68
Special Lighting	817.29	Total	\$ 47,396.91
Special Refuse	2,553.09		

ADOPTED Aye 4 McLean, Sion, Stelley, Martin  
Nay 0

**Public Access**

Mark Meyerhofer from Charter Communications spoke on the renewal of the cable franchise. We have a 10-year agreement which expires November 30, 2019 that will be renewed. The Fire Companies will receive free television, but not internet and the town hall, highway and painter center will keep the free internet. Time Warner Cable NE is the legal entity, the DBA is Charter Communications and Spectrum is the marketing label.

**Departmental Reports**

Attorney Musacchio reported MBM Investments is contesting their property assessment and is looking into extending the lighting district in Collins for Spring Street.

Code Enforcement Officers submitted their monthly report for June and July.

Dog Control Officer submitted his monthly report and stated we have had four pit bulls dropped off in Town.

Highway Department, transfer station and parks reports were read by the Supervisor.

Liberty Fest Committee will have a final meeting. Supervisor Martin thanked everyone who worked on the festival.

Recreation report was read by Councilman Stelley. A sleep-over is planned for August 16<sup>th</sup>. It was stated the all recreation fees have to be paid before the program starts.

Seniors' programs closed for the summer.

Town Clerk reported July sales of \$5,616.30 with the Towns' portion \$5,289.48. Water report was read by Supervisor Martin.

Water department reported on the Mill Street replacement – the engineer has finished the drawings and will run it by Erie County. The water hydrant in front of the LPK was leaking and was fixed. All three water employees are back to work.

#### Board Reports

Councilman McLean attended the Liberty Fest, the car show, recreation meetings, spoke with Nancy from Legislature John Mill's office and reviewed the vouchers.

Councilman Sion attended the Liberty Fest, the car show and reviewed the vouchers.

Councilman Stelley reviewed the vouchers, updated the website, attended the recreation meetings, the Liberty Fest and spoke with Jeff Travers regarding the employment application.

Supervisor Martin sent letters of support on the Gateway Park and study of Gowanda and surrounding areas and attended the Southtowns Community Enhancement meeting.

#### Old Business

1. Resolution to approve 2019 Budget Modification

RESOLUTION # 156: **APPROVE 2019 BUDGET MODIFICATION**

Motion made by Councilman Sion, seconded by Councilman McLean to approve the following 2019 Budget Modification:

A Fund:

Transfer From:

A1940.400 Contingency

\$517.23

Transfer To:

A1910.400 Unallocated Insurance

\$517.23

ADOPTED Aye 4

McLean, Sion, Stelley, Martin

Nay 0

2. Resolution to accept the Supervisors May and June 2019 reports

RESOLUTION # 157: **ACCEPT MAY AND JUNE 2019 SUPERVISOR'S REPORTS**

Motion made by Councilman McLean and seconded by Councilman Sion to accept the Town of Collins Supervisor's Reports as submitted, for the months of May and June 2019.

ADOPTED Aye 4

McLean, Sion, Stelley, Martin

Nay 0

#### New Business

1. Resolution to set Public Hearing for Cable Television Franchise Agreement

RESOLUTION # 158: **SET DATE FOR PUBLIC HEARING ON CABLE TELEVISION FRANCHISE AGREEMENT**

Motion made by Councilman Sion seconded by Councilman McLean to set a public hearing on Monday, September 9, 2019 at 7:30 pm regarding granting a cable television franchise agreement by and between the Town of Collins and Time Warner Cable Northeast LLC, I/k/a Charter Communications.

ADOPTED Aye 4

McLean, Sion, Stelley, Martin

Nay 0

### **NOTICE OF PUBLIC HEARING FOR THE APPROVAL OF A CABLE TELEVISION AGREEMENT BETWEEN TIME WARNER CABLE NORTHEAST LLC AND THE TOWN OF COLLINS**

**PLEASE TAKE NOTICE** that the Town Board of the **Town of Collins** will hold a Public Hearing on Monday, September 9, 2019 at 7:30 p.m. at the Collins Town Hall, 14093 Mill Street, Collins, New York regarding granting a cable television franchise agreement by and between the **Town of Collins** and Time Warner Cable Northeast LLC, I/k/a Charter Communications.

A copy of the agreement is available for public inspection during normal business hours at the

**REGULAR MEETING**

**TOWN OF COLLINS**

**AUGUST 5, 2019 3**

**Town of Collins** Clerk's office, 14093 Mill Street, Collins, New York. At such public hearing, all persons will be given an opportunity to be heard. Written and oral statements will be taken at that time. Time limitations may be imposed for each oral statement, if necessary.

Dated: August 5, 2019  
By Order of the Town Board  
Becky Jo Summers, Town Clerk

2. Discussion to set up interviews of candidates for Town of Collins Assessor – The Board will interview candidates on Thursday, August 15<sup>th</sup> at the LKP Community Center.

3. Discussion on extension of lighting district along Spring Street – Attorney Musacchio is looking into extending the lighting district to see if petitions are required or not.

4. Discussion of LKP Community Center Boiler replacement – the current 29 year old boiler is unrepairable. Doug Martindale is getting information and estimates to replace it.

5. Discussion on new employment application

Resolution to hire Jeff Travers to do a custom employment application.

RESOLUTION # 157: **APPROVE QUOTE FOR NEW TOWN EMPLOYEE APPLICATION**

Motion made by Councilman Stelley and seconded by Councilman Sion to accept the quote of \$150.00 for a custom town employee application from Jeff Travers, PublicSector HR Consultants, LLC, due to changes in the salary history law.

ADOPTED            Aye    4            McLean, Sion, Stelley, Martin  
                              Nay    0

New Topics

The paper road from Richardson Road to Taylor Hollow Road was discussed. Gernatt Gravel wants to sell the property. The Town owns the well site.

With no further business, on a motion of Councilman Stelley seconded by Councilman McLean the meeting was adjourned at 8:43 pm.

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Becky Jo Summers, Town Clerk

Present: Kenneth Martin, Supervisor  
Mary Stelley, Councilman  
Sara Jane Sion, Councilman

Jackie McLean, Councilman  
Becky Jo Summers, Town Clerk

Absent: James Hotnich, Councilman

Others Present: Doug Martindale

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

Resolution # 160: **AGENDA APPROVAL**

Motion made by Councilman Stelley seconded by Councilman McLean to approve the agenda as presented.

ADOPTED      Aye    4    McLean, Sion, Stelley, Martin  
                      Nay    0

**Old Business**

1. Resolution – Replacement of Heating System Boiler at the LKP community Center. Three quotes were received. The boiler can be removed from the building in three parts.

RESOLUTION # 161: **REPLACEMENT OF HEATING SYSTEM BOILER AT THE L.K.P. COMMUNITY CENTER**

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

ADOPTED      Aye    4    McLean, Sion, Stelley, Martin,  
                      Nay    0

WHEREAS, the interior components of the heating system boiler at the L.K.P. Community Center have deteriorated to the point of making the boiler non-operational, thus requiring replacement of the boiler, and

WHEREAS, the Town solicited bids for replacement of the boiler and received the following three quotes:

Creekside Service Inc. 74 North Chapel Street Gowanda, NY 14070	\$ 33,114.24
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Keiffer Southtown Enterprises, Inc. S4945 Southwestern Blvd Hamburg, NY 14075	\$ 32,646.00
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McAllister Plumbing, Heating & Cooling 3080 Amsdell Road Hamburg, NY 14075	\$ 42,500.00
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NOW THEREFORE BE IT RESOLVED, that the Collins Town Board hereby accepts the proposal of Keiffer Southtown Enterprises, Inc. to replace the heating system boiler at the L.K.P. Community Center at a cost of \$ 32,646.00 and that the funds be taken from the Town's 2019 Budget line A1620.470 Shared Services-Improvements, and

BE IT FURTHER RESOLVED, that the Collins Town Board authorizes payment of any required deposit at the time of proposal acceptance.

**SPECIAL MEETING**

**TOWN OF COLLINS**

**AUGUST 26, 2019    2**

2. Resolution – Cleaning of the interior bottoms of the Water District #1 and Water District #3 water storage tanks

RESOLUTION # 162: **CLEANING OF THE INTERIOR BOTTOMS OF THE WATER DISTRICT #1 AND WATER DISTRICT #3 WATER STORAGE TANKS**

Mr. Martindale asked if the Liberty Fest committee has had their final meeting. He wants to attend. There was some issued with some vendors. In the Future Doug will not hook up anything that is not safe and up to code and will not by-pass electric.

Cords were across the driveway and not covered. A safety person should be designated.

A music gazebo was brought up; if we are going to put one up we should start discussing it.

With no further business, on a motion of Councilman Stelley seconded by Councilman Sion the meeting was adjourned at 7:52 pm.

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Becky Jo Summers, Town Clerk