

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 6th day of September 2016.

Present: David Tessmer, Supervisor
Kenneth Martin, Councilman
Mary Stelley, Councilman
Becky Jo Summers, Town Clerk
Susan Gamel, Bookkeeper

Absent: Mary Clark Councilman, Janet Vogtli Councilman, James Musacchio Attorney

Others Present: Gene Degman and Charles Siegle Code Enforcement Officers, Margaret Degenfelder, Rhiannon Starks, Jason Opferbeck (7:38) and Andrew Kuczkowski, reporter Observer

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

Resolution # 159: **AGENDA APPROVAL**

Motion made by Councilman Stelley seconded by Councilman Martin to approve the agenda after adding the accepting the Supervisor's Monthly Report.

ADOPTED Aye 3 Martin, Stelley, Tessmer
Nay 0

Resolution # 160: **MINUTES APPROVAL**

Motion made by Councilman Martin seconded by Councilman Stelley to approve the minutes of the August 8th town board meeting.

ADOPTED Aye 3 Martin, Stelley, Tessmer
Nay 0

Resolution # 161: **ABSTRACT APPROVAL**

Motion by Councilman Martin seconded by Supervisor Tessmer that the bills be paid on abstract # 15 for 2016 dated September 6, 2016 for listed vouchers 581 – 5631 and 633 - 641 for \$ 274,853.15:

General – Townwide	17,908.65	Water District #1	19,252.74
General – Part Town	7,794.80	Water District #3	5,905.31
Highway	431.72	Water District #4	477.22
Special Lighting	221,407.90	Total	\$ 274,853.15
Special Refuse	899.50		

ADOPTED Aye 3 Martin, Stelley, Tessmer
Nay 0

Per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated September 1 through September 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district.

Copies of the application form have been provided to Municipal Clerks, Assessors, and Chief Elected Officials for distribution to interested landowners. The application is also available on the DEP website at www.erie.gov/environment.

The Erie County Department of Environment and Planning will accept applications from September 1 through September 30. Any questions on this process should be directed to the Erie County Department of Environment and Planning.

A public hearing will also be scheduled at a later date to consider all inclusion requests and the recommendations of the Erie County Agricultural and Farmland Protection Board.

Public Access

Margaret Degenfelder asks about when the Lenox Road signs will be put up.

Reports of Department Heads and Consultants

CEO – will be at school next week; October 3rd the new State Construction Codes will be in effect; verbiage will be looked into for the building permit required signs. They have had no luck in contacting the owner of 2286 Orchard Place in regards to violations. Safeguard will be maintaining 2282 Orchard Place.

Highway – started ditching, replace sluice pipe, finished driveway at Pine Grove Cemetery, helped in Gowanda and North Collins, swept roads, the new truck has arrived, two trucks hauled millings from Route 39 road jog, have signs for Seneca Heights, request received to mow the new lot purchased by the Collins Center Fire Dept. and is inventorying of all County roads in the town.

Transfer Station – a wash station has been delivered and will be taken out in the winter, one compactor and two open tops were used on last trash day.

Parks – some of the 'toys' have been taken out of the park and the mower has been fixed.

Town Clerk reported sales of \$8,707.75 with the town's portion \$ 5,547.32.

Water – the papers for the meter project have been signed and we may have the notice to proceed in on 1 week. Installation could start October 1st and most would be installed by December 1st. The leak in the park has been fixed as a number of leaks in the system have been also fixed.

Board Reports

Councilman Martin reviewed the vouchers

Councilman Stelley reviewed the vouchers, attended the memorial at the American Legion in Gowanda and updated the website.

Supervisor Tessmer has been working the 2017 budget, ordering meters, distressed properties and contacting the new papers in the area.

Old Business

1. Resolution to set public hearing on Local Law No. 1 of 2016

RESOLUTION # 162: SET PUBLIC HEARING FOR SOLAR POWER PROJECTS MORATORIUM

Motion made by Supervisor Tessmer, seconded by Councilman Stelley to set a public hearing on Monday, September 19, 2016, at 7:30 pm, on Local Law No. 1 of 2016 - "Temporary moratorium on Commercial Solar Power Projects," and authorize publication of Hearing Notice as follows:

PLEASE TAKE NOTICE that pursuant to Section 20 of the Municipal Home Rule Law, a public hearing will be held before the Town Board of the Town of Collins, New York, at the Town Hall, 14093 Mill Street, Collins, New York, on **Monday, September 19, 2016, at 7:30 p.m.** to consider the following:

Town of Collins Proposed Local Law No. 1 - 2016, which will impose a temporary moratorium on the issuance of applications and the granting of permits, licenses or approvals for the siting of commercial solar power projects in the Town of Collins for a period of six month from the effective date of this local law.

If adopted by the Town Board, this Local Law shall become effective immediately after being filed with the Secretary of State. Copies of the Proposed Local Law are available in the Collins Town Clerk's Office. All interested parties may attend and be heard.

ADOPTED	Aye	3	Martin, Stelley, Tessmer
	Nay	0	

2. Update on proposed demolition of abandoned homes – asbestos survey has been done and

the Collins Center house has some in the kitchen tile but the Gowanda Zoar house is much worse. Supervisor Tessmer is working on a bid package to demo the properties.

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New Business

1. Resolution to renew Leave of Absence for Peter Waterman

RESOLUTION #163: APPROVE LEAVE OF ABSENCE FOR HIGHWAY MEO PETER WATERMAN

Motion made by Supervisor Tessmer and seconded by Councilman Martin that the following is:

ADOPTED Aye 3 Martin, Stelley, Tessmer
 Nay 0

WHEREAS, Highway Department MEO Peter Waterman was appointed Highway Superintendent effective September 25, 2015, and

WHEREAS, Peter Waterman requested a one-year leave of absence from his MEO position, beginning September 25, 2015, to ensure the security of his existing position to keep his benefits and longevity intact, and

WHEREAS, according to the Erie County Rules for Classified Civil Service, Peter Waterman is entitled to a one-year renewable Leave of Absence.

NOW, THEREFORE BE IT RESOLVED, that the Collins Town Board renews the current Leave of Absence for Peter Waterman from his MEO position, until January 1, 2017.

ADOPTED Aye 3 Martin, Stelley, Tessmer
 Nay 0

2. Resolution to advertise for Winter Recreation Staffing

RESOLUTION #164: ADVERTISE FOR YOUTH RECREATION ATTENDANTS

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

ADOPTED Aye 3 Martin, Stelley, Tessmer
 Nay 0

WHEREAS, the Town of Collins provides Recreational Services to the Youth of the Town, and

WHEREAS, the Recreation program requires a Recreation Supervisor and Recreation Attendants to oversee the activities of the participants, as well as a Recreation Attendant (arts and crafts),

NOW, THEREFORE BE IT RESOLVED, the Collins Town Board approve the following ad be placed in the *Gowanda Press*, the *Gowanda/Silver Creek Penny Saver* and the *Springville Times*, to run for one printing each, the weeks of September 9, 2016 and September 16, 2016 and shall require all applications be delivered to the Collins Town Clerk no later than 4:30 p.m. September 23, 2016:

Town of Collins is accepting applications for Winter Recreation Staffing. Positions are part-time, require weekend availability and High School Graduate or GED: Recreation Supervisor, Recreation Attendant and Recreation Attendant (arts & crafts)

Preference given to Town of Collins residents Applications available at the Collins Town Hall or www.townofcollins.com

Submit applications to Collins Town Clerk no later than 4:30 p.m. on September 23, 2016.

3. Accept Supervisor's July 2016 report

RESOLUTION #165: ACCEPT JULY 2016 SUPERVISORS REPORT

Motion made by Supervisor Tessmer and seconded by Councilman Martin to accept the Town of Collins Supervisor's Report as submitted, for the month of July 2016.

ADOPTED Aye 3 Martin, Stelley, Tessmer
 Nay 0

4. Resolution to approve 2016 Budget Modifications

RESOLUTION #166: APPROVE 2016 BUDGET MODIFICATIONS

Motion made by Supervisor Tessmer and seconded by Councilman Martin to approve the following

2016 Budget modifications:

A Fund:

Transfer From:

A1940.400 Contingency

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\$2,870.03

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Transfer To:

A7550.410 Liberty Fest

\$2,870.83

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B Fund:

Transfer From:

B7310.101 Youth Programs Rec Personnel \$169.70

ADOPTED Aye 3 Martin, Stelley, Tessmer

Nay 0

Transfer To:

B7310.403 Beautification Contractual \$169.70

4. 2017 Budget calendar – The next budget workshops will be Monday, September 12th and Wednesday, September 14th at 1:00 PM.

New Topics

1. Councilman Martin went over some vouchers from the abstract that had issues with the information. The vouchers are to be completed or the person who submitted it is to be contacted for correcting it. The pre-payment of vouchers process was gone over and the due date of the town credit cards was also discussed. All credit card bills should be put on one voucher for payment.

With no further business, on a motion of Councilman Martin seconded by Councilman Stelley the meeting was adjourned at 9:21 pm.

Becky Jo Summers, Town Clerk