

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 12th day of October 2021.

Present: Kenneth Martin, Supervisor
Jane Sion, Councilman
Jacquelyn McLean, Councilman

Becky Jo Summers, Town Clerk
James Musacchio, Attorney

Absent: Mary Stelley, Councilman, James Hotnich, Councilman

Also Present: David and Diane Gamel, Dan and Chris Rychlik, Brenda Overhoff, Sarah Lowman and Candee Termer

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

Resolution # 172: **AGENDA APPROVAL**

Motion made by Supervisor Martin, seconded by Councilman Sion to approve the agenda after adding discussions on playground equipment, welcome town zoning signs and the dog control officer.

ADOPTED Aye 3 McLean, Sion, Martin
Nay 0

Resolution # 173: **MINUTES APPROVAL**

Motion made by Councilman McLean, seconded by Councilman Sion to approve the minutes of the September 13th and October 4th meetings.

ADOPTED Aye 3 McLean, Sion, Martin
Nay 0

Resolution # 174: **ABSTRACT APPROVAL**

Motion by Councilman McLean, seconded by Councilman Sion that the bills be paid on abstract 10 for 2021 dated October 12, 2021 for listed vouchers # 574 – 633 for \$ 34,212.83:

General – Townwide	8,565.74	Special Refuse Fund	3,010.56
General – Part Town	4,092.81	Water District # 1	1,779.02
Highway Fund	10,622.66	Water District # 3	846.16
Parks Improvements Project	738.30	Water District # 4	<u>3,385.55</u>
Special Lighting # 1	1,172.03	Total	\$ 34,212.83

ADOPTED Aye 3 McLean, Sion, Martin
Nay 0

Public Access

Supervisor Martin stated we have not heard anything from Omni Navatis regarding the solar farm. Residents asked to be informed when we hear from them.

Reports of Department Heads and Committees

Building and grounds committee submitted their minutes.

Code Enforcement Officers submitted their August report.

Dog Control – nothing to report. Mr. Siegle stated he would remain in office until a new person is hired.

Parks – both had concrete walkways installed, a water line will be put in in the Collins Park to the new pavilion and work on the pickle ball court has started.

Seniors – will not have any trips this year.

Town Clerk reported September sales of \$ 10,826.75 with the Town's portion of \$ 4,958.03.

Water department submitted their report.

Town Board Reports

Councilman McLean attended the prison advisory board, attended the building and grounds

meeting, Code Enforcement, parks pre-construction meeting, working on harassment training, spoke with Ron Paluch, working on the website and Facebook and reviewed the vouchers. Chris Jeanniton of the Peace of the Pie would like to do a cruise night and asks to use the library parking lot for parking when picking up food.

Councilman Sion met regarding the library roof replacement, harassment training, attended the building and grounds meeting and reviewed the vouchers. Received complaints of a sign hung in a window of the old Herrington store.

Supervisor Martin reported the next property tax auction will be held next April and gave a summary of refinancing of the water debt.

Old Business

1. Resolution needed for adoption of Local law No. 1 of 2021 "Opting Out of Adult Use Cannabis retail dispensaries and on-site consumption sites

RESOLUTION #175: ADOPTION OF LOCAL LAW NO. 1 OF 2021 "OPTING OUT OF ADULT USE CANNABIS RETAIL DISPENSARIES AND ON-SITE CONSUMPTION SITES"

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

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

WHEREAS, pursuant to Cannabis Law §131 which expressly authorizes the Town Board to adopt a Local Law requesting the Cannabis Control Board to prohibit the establishment of Cannabis Retail Dispensary Licenses and/or On-Site Consumption Licenses within the Jurisdiction of the Town, and

WHEREAS, the Collins Town Board held a Public Hearing on September 13, 2021, 7:30 PM at the Collins Town Hall to hear comments on adoption of Local Law No. 1 of the Year 2021.

NOW THEREFORE BE IT RESOLVED, that upon due deliberation the Town of Collins hereby approves passage of Local Law No. 1 of the Year 2021 for the Town of Collins "Opting Out of Adult Use Cannabis Retail Dispensaries and On-Site Consumption Sites", subject to Referendum on Petition, and this Local Law shall take effect immediately upon filing with the Secretary of State.

2. Resolution needed to authorize payment for removal of two trees in Collins Center Cemetery. Supervisor Martin mentioned he and Councilman Sion are both on the Collins Center Cemetery Board of Trustees and do not gain anything from their positions.

RESOLUTION # 176: AUTHORIZE PAYMENT FOR REMOVAL OF TWO TREES IN THE COLLINS CENTER CEMETERY

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

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

WHEREAS, the Collins Center Cemetery Association Board of Directors, in a letter dated 9/11/21, has made a request of the Collins Town Board to supply funding for the removal of two trees within the cemetery property, and

WHEREAS, the C. C. Cemetery Association Board of Directors solicited three quotes to have the work done and received the following quotes:

Natures Pride	\$1,750.00
2875 Stearns Road, Lawtons, NY 14091	

Good Neighbor Services	\$2,500.00
9276 Dake Hill Road, Cattaraugus, NY 14719	

St. Matthews Tree Service, LLC.
6547 Wagner Road, Springville, NY 14141

No quote

and,

WHEREAS, NYS General Municipal Law §165-a adopted in 2010 allows municipal corporations to provide funding, goods/or services to a public cemetery corporation, and

WHEREAS, the Collins Town Board wishes to assist the C. C. Cemetery Association with this matter. NOW THEREFORE BE IT RESOLVED that the Collins Town Board hereby agrees to provide funding in the amount of \$1,750.00 to have Natures Pride remove two trees, grind two stumps, apply topsoil and seed within the Collins Center Cemetery.

BE IT FURTHER RESOLVED that the funds be taken from the 2021 Town Budget Line A8810.400 - Cemeteries.

Public Hearing – 7:30 PM – 2022 Community Development Block Grant (CDBG) eligible projects

RESOLUTION # 177: OPEN PUBLIC HEARING ON 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ELIGIBLE PROJECTS:

Motion made by Councilman McLean, seconded by Councilman Sion to open the public hearing on 2022 Community Development Block Grant eligible projects.

**NOTICE OF PUBLIC HEARING FOR TOWN OF COLLINS
FEDERAL COMMUNITY DEVELOPMENT FUNDS**

PLEASE TAKE NOTICE that the Town Board of the Town of Collins will hold a public hearing on **October 12, 2021 at 7:30 pm** at the Collins Town Hall, 14093 Mill Street, regarding the use of Federal Community Development funds on the Town of Collins.

The Town of Collins is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low- and moderate-income persons in the Town of Collins.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Collins selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town at 532-4887 ext. 101 by October 7, 2021.

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

Supervisor Martin went through a list of past projects and the amount of grants the Town was awarded. The floor was opened up for questions and prospective projects. None were heard so the public hearing was closed.

RESOLUTION # 178: CLOSE PUBLIC HEARING ON 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ELIGIBLE PROJECTS:

Motion made by Supervisor Martin and seconded by Councilman Sion to close the Public Hearing on 2022 Community Development Block Grant eligible projects, at 7:40 PM.

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

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RESOLUTION # 179: RANK 2022 ERIE COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT REQUESTS

Motion made by Councilman McLean seconded by Councilman Sion____ to authorize Kenneth E. Martin, Supervisor, to sign, submit, and execute a contract with Erie County Community Development Block Grant (ECCDBG) program for the following projects, upon approval of ECCDBG:

1. Rural Transit Van Program

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

New Business

1. Resolution needed to set Town Board meeting for Monday, October 18, 2021 at 7:00 pm for adoption of 2022 Preliminary Town Budget and set public hearing for 2022 town budget

RESOLUTION # 180: SET TOWN BOARD MEETING FOR MONDAY, OCTOBER 18, 2021 AT 7:00 PM FOR ADOPTION OF 2022 PRELIMINARY TOWN BUDGET AND SET PUBLIC HEARING ON 2022 TOWN BUDGET

Motion made by Supervisor Martin, seconded by Councilman Sion to set a Town Board Meeting for Monday, October 18, 2021 at 7:00 pm for Adoption of 2022 Preliminary Town Budget and Set Public Hearing on 2022 Town Budget.

ADOPTED Aye 3 McLean, Sion, Martin
 Nay 0

2. Discussion on 2022 employee health insurance plan – the current plan with Blue Cross & Blue Shield premium will go up 10% in 2022, but we can lock-in the 4th quarter premium of 2021. Supervisor Martin will talk with the highway workers this week.

3. Discussion on December 25 and 31, 2021 transfer station / trash day status will be discusses with Highway Superintendent Gerling and the transfer station workers.

4. Discussion on removal of large maple tree in front of LKPCC – Supervisor Martin will get prices to remove the tree.

5. Discussion on status of winter recreation program – we received three applications. Signs were put up in front of the LKP until October 30th that we are still hiring.

6. Discussion on playground equipment – we can order mid-November and receive three months later. An email was received stating a price increase, so we would have to order by October 31.

7. Discussion on zoning signs – a 18" x 24" sign would cost \$ 41.50. We need to check on how many we would need.

8. Discussion on Dog Control Officer position – our current officer Thomas Siegle submitted his resignation letter effective October 8, 2021; but, said he would stay on to do calls until October 26. An ad was put in the paper.

Budget Workshop (8:17 pm)

Changes from the last meeting were gone over.

Councilman Sion asked about money to do baskets of flowers and maintain them.

Candace Termer would like to see more flags put up.

Supervisor Martin would like to eliminate the sales tax in the highway budget.

Laura Napoil of Bahgat & Laurito-Bahgat CPA's will be contacted with the changes to the proposed budget.

REGULAR MEETING

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With no further business, on a motion of Councilman Sion seconded by Councilman McLean the

meeting was adjourned at 8:39 PM.

Becky Jo Summers, Town Clerk