

AUGUST 11, 2010

Supervisor Michael Kasprzyk opened the regular Town Board Meeting at 8:00 pm at 47 Pearl St., Holland.

Officials present were:

COUNCILMAN JAMES BRITT
COUNCILMAN GEOFFREY HACK
COUNCILWOMAN ROBERTA HERR
COUNCILWOMAN KAREN KLINE

Other Officials present were:

ZONING ENFORCEMENT OFFICER MICHAEL SLUCE
TOWN ATTORNEY RONALD BENNETT
WATER COMMISSIONER JAMES ZBYTEK
BOOKKEEPER JILL ZIENTEK
TOWN ENGINEER DAVID PRATT
DOG CONTROL OFFICER WILLIAM NEWELL
PLANING BOARD CHAIRMAN ROBERT WEISNER

RESOLUTION #62

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland approve the minutes of the July meeting. ALL AYES.

EQUALIZATION RATE: .96

SECURITY at the Community Center – added additional lights and surveillance cameras. Councilman Hack was asked to check on different alarm systems.

RETIREMENT PROGRAM

RESOLUTION #63

Motion made by Councilman Kline and seconded by Councilman Hack, resolve the Town of Holland set a public hearing for August 23rd at 6:00 pm. for the purpose of a local law for retirement. ALL AYES. CARRIED.

MARCELLUS GAS RESOLUTION

RESOLUTION #64

Motion made by Councilman Britt and seconded by Councilwoman Kline,

WHEREAS, the Town Board of the Town of Holland, Erie County, New York (hereinafter referred to as the Board) has followed with interest the spoken and published information relating to the Marcellus Shale (hereinafter referred to as the Marcellus) natural gas formation production potential in New York State; and

WHEREAS, the Board recognizes the dire and declining financial position of the State of New York and the analogous local need for employment and economics stimulation; and

WHEREAS, the Marcellus is larger in size (65 million acres) than the Barnett Shale in Texas (3 million acres) with a production potential of fifty (50) years or more; and

WHEREAS, the DEC has been conducting a comprehensive review of the environmental issues pertaining to horizontal drilling and hydro-fracturing related to gas production in the Marcellus and it appears that the regulations relating to the production of natural gas in New York State are and will be the most controlling in the United States; and

WHEREAS, it is the opinion of this Board that the opponents to gas production in New York State have lost sight of the fact that the landowner is the original environmentalist, having been referred to as conservationists – by definition, a person who advocates conservation of natural resources. Futhermore, opponents also have lost sight of the fact that gas companies have been and will continue to produce gas in New York State by vertical drilling, and if horizontal drilling

is prevented vertical drilling will continue. The Board notes that one horizontal well per 640 acres is far more protective of the environment than numerous vertical wells in the same acreage because it has a smaller environmental footprint; that numerous vertical wells will result in greatly increased traffic, greatly increased noise, greatly increased water consumption, greatly increased waste product; with the entire industry expanded beyond necessity; and

WHEREAS, it appears from published reports from the DEC that the watershed for New York City will be protected and there will be no environmental impact on that region; there will be no environmental impact on the western region of New York State; and each region, in addition to the entire State, will benefit economically from the revenues realized from the gas industry. Now

THEREFORE, IT IS RESOLVED THAT the Town of Holland Board respectfully requests the State Legislature stand aside regarding the issue of drilling in the Marcellus and allow the DEC to complete the sGEIS and issue permits for horizontal drilling; and further, in the event the State Legislature passes legislation for a moratorium of any length, creating a delay or total ban of drilling in New York State that Governor Paterson veto any and all such legislation and permit the Marcellus industry to progress.

FURTHER the Town Clerk of the Town of Holland is instructed to forward this resolution, passed this 11th day of August 2010 to the State Representatives and to Governor Paterson.

ALL AYES. CARRIED.

LEGION

RESOLUTION #65

Motion made by Councilman Hack and seconded by Councilwoman Kline, resolve the Town of Holland give permission to the Frank H. Brink American Legion Post #607 the use of the Community Center and to sell alcoholic beverages on November 6, 2010.

ALL AYES. CARRIED.

COMMITTEE REPORTS

Buildings – Councilman Britt: TVGA is going to have an energy audit done at the Town Hall, Water Dept. and Highway Dept.

Cemetery – Councilman Hack: receiving fill to expand the cemetery.

Planning Board Liaison – Councilwoman Kline: a class will be held on Saturday, September 18 from 9:00 am to Noon for all of the Planning Board and Board of Appeals.

ZONING ENFORCEMENT OFFICER’S REPORT – Michael Sluce: report given

BUILDING INSPECTOR’S REPORT – Scott Hess: report given

WATER COMMISSIONER’S REPORT – Jim Zbytek: report given

RESOLUTION #66

Motion made by Councilman Hack and seconded by Councilman Britt, resolve the Town of Holland declare a negative declaration regarding SEQR for the Legion Drive Well Project.

ALL AYES. CARRIED.

RESOLUTION #67

Motion made by Councilwoman Kline and seconded by Councilwoman Herr, resolve the Town of Holland authorize the Holland Water Department to advertise a bid for pipe and materials for the Legion Drive Well Project Site. ALL AYES. CARRIED.