

MEETING NO. 6
20, 2017

REGULAR TOWN BOARD MEETING

MARCH

REGULAR NO. 6

TOWN OF ALDEN

7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, March 20, 2017 at 7:00 P.M. Supervisor Savage called the Meeting to Order and Councilwoman Pautler led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Richard Savage, Supervisor
Colleen Pautler, Councilwoman
Ralph Witt, Councilman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Chris Snyder, CEO
Gary Wagner, Highway Supt.
F. Duane Conners, Planning Board
Ted Morton, E.C. Legislator
Len Weglarski, DCO
Residents

Councilwoman Pautler Moved and Supervisor Savage seconded the Motion to approve the Minutes and Synopsis of March 6, 2017. The Motion was put to a Roll Call Vote on March 20, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER AND SECONDED BY COUNCILMAN WITT TO WIT; VOUCHERS 252-329

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$20,641.72		\$20,641.72
HGHWY FUND "DA/DB"	13,047.15		13,047.15
PART-TOWN FUND "B"	2,114.16		2,114.16
WATER DISTRICT #1FUND "WA"	3,859.20		3,859.20
WATER DIST. EXCHANGE "WX"	2,317.50		2,317.50
WD#2 FUND "WB"			
WD#3 FUND "WC"			
WD#4 FUND "WD"			
SP FIRE PROT. "SF"	64.00		64.00
SD#2 FUND "SA"	2,015.54		2,015.54
TRUST/AGCY FUND "T"	3,074.38		3,074.38
SP REFUSE FUND "SR"	32,364.71		32,364.71
STREET LIGHTING FUND "SL"	6,150.21		6,150.21
PERIWINKLE LTG. "SL1"	38.58		38.58
GRANTS			
WATER DIST. ZOELLER "WZ"	2,317.50		2,317.50
TOTALS	\$88,004.65		\$88,004.65

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON MARCH 20, 2017 AND

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Supervisor Savage explained the Voucher/Abstract procedure.

BUSINESS FROM THE FLOOR

Students from Alden Central School were present. Supervisor Savage had them introduce themselves and tell what class they were there for.

Erie County Legislator Ted Morton attended the meeting. Erie County will release the road repair report within the next 2-3 weeks. There are a couple of roads in the Village that need repair; Exchange St. He will contact the municipalities when the report is released.

COMMUNICATIONS

Supervisor Savage:

1. Memo received from Assessor Sivecz informing the Town Board of the outcome of MBM Investment's legal proceedings to have their assessment reduced. The property assessment will be lowered to \$4,150,000.00 from the assessed value of \$4,400,000. This will result in a Town refund of \$409.56 payable within 30 days without interest to the plaintiff's attorney.
2. A letter was received from Engineer Metzger regarding the wading pool. The bid opening for the project will be next Monday, March 27, 2017 at 12:00 noon.
3. The annual financial statement has been received from Drescher & Malecki and is available in the Town Clerk's office.
4. The minutes from the Planning Board meeting of March 14, 2017 were received.
5. A copy of the proposed Home Occupation code revisions.
6. Thank you note from Keith Dash the E.C.W.A. representative for the Town of Alden.
7. Thank you note from Alternative Care Services of W.N.Y., Inc. for the Town's donation of \$1001.00
8. A e-mail was received from a homeowner on E. Alaura Dr. regarding the eyesore building at Broadway and Alaura that is surrounded with junk cars. They are trying to sell their home and have had potential buyers back out because of that eyesore. CEO Snyder is sending the owner to Court on recent violations. Supervisor Savage would like CEO Snyder to check to see if the owner's Repair Shop certification is recent.
9. Copy of the letter to Mark Moore from CEO Snyder regarding suspending his Certificate of Occupancy for 12635 Broadway.
10. E-mail from Ryan Sheedy resigning as Disaster Coordinator.
11. Village of Alden Board Minutes from February 23, 2017.

NEW BUSINESS

1THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN WITT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN PAUTLER TO WIT;

WHEREAS, the Alden Town Board has received a request from Supervisor Savage to rent portable toilets for use at the Town Parks for the 2017 Car Show (July 30, 2017) the estimated cost of which less than \$2,000.01 but greater than \$500.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must request proposals and then obtain written quotes from at least two (2) vendors;

WHEREAS, a written request for proposals (for the rental of seven (7) regular units with hand sanitizer and three (3) handicapped units with hand sanitizer for one day) was made to three (3) vendors, and quotes were received as follows from two vendors as follows:
The highest quote is from JMM Construction of WNY at \$940.00 total and
The lowest quote is from Ball Toilet at \$633.00 total;

WHEREAS, Ball Toilet is deemed the lowest responsible bidder; and

WHEREAS, the Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the rental.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the rental of portable toilets as outlined above from Ball Toilet, at a total cost of \$633.00;
2. Supervisor Savage is authorized to sign any and all necessary documents to effectuate this rental; and

3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 20, 2017, and **ADOPTED.**

Ayes 3 Savage, Pautler & Witt

Nays 0

2THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SAVAGE, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WITT TO WIT;

WHEREAS, the Alden Town Board has received a request from Supervisor Savage to rent portable toilets for use at the Town Parks for the 2017 Summer Season (April 15, 2017 through September 15, 2017) the estimated cost of which less than \$10,000.01 but greater than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must request proposals and then obtain written quotes from at least three (3) vendors;

WHEREAS, a written request for proposals (for the rental of three (3) regular units with hand sanitizer and three (3) handicapped units with hand sanitizer for five months with weekly cleaning and delivery and removal) was made to three (3) vendors, and quotes were received as follows from two vendors as follows:

The highest quote is from Ball Toilet at \$441.00 per month, \$2,205.00 total and

The lowest quote is from JMM Construction of WNY at \$417.00 per month, \$2,085.00 total;

WHEREAS, JMM Construction of WNY is deemed the lowest responsible bidder; and

WHEREAS, the Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the rental.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the rental of portable toilets as outlined above from JMM Construction of WNY, at a total cost of \$2,085.00;
2. Supervisor Savage is authorized to sign any and all necessary documents to effectuate this rental; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 20, 2017, and **ADOPTED.**

Ayes 3 Savage, Pautler & Witt

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WITT TO WIT;

WHEREAS, the Town Board of the Town of Alden is considering an application of Brian Holmes of BNH Auto for site plan review of the proposed construction of a 61' x 51' addition on an existing structure (the "proposed action") at an existing business located at 1331 Two Rod Road in the Town of Alden, County of Erie and State of New York, further identified by SBL # 118.00-2-9;

WHEREAS, the Town Board of the Town of Alden has determined that the proposed action is an Unlisted Action under SEQRA and has determined that it is in the public interest to conduct an un-coordinated review; and

WHEREAS, the Building Inspector has provided notice to County Planning on February 3, 2017, for this site plan review as required under Section 239-m of the General Municipal Law.

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Building Inspector has prepared the Short Environmental Assessment Form, which is now on file with the Town Board;

WHEREAS, the Town of Alden did assume Lead Agency Status on March 6, 2017, for the purpose of determining what significance this action has on the environment; and

WHEREAS, the Town of Alden Planning Board and the Town Engineer have reviewed the proposed site plan,; and

WHEREAS, the Town of Alden Planning Board has recommended to the Alden Town Board the approval of the proposed site plan; and

WHEREAS, on March 6, 2006, the Town Board did make a determination that the proposed construction is an unlisted action under SEQRA and did issue a NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE.

NOW THEREFORE BE IT RESOLVED, AS FOLLOWS THAT:

1. The Town of Alden, hereby determines that the unlisted action described in the attached SEQR NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, which attached notice is hereby made a part of this Resolution, will not have a significant effect on the environment and that an environmental impact statement is not required to be prepared with respect to said proposed site plan;
2. The proposed site plan is approved; and
3. This Resolution shall take effect immediately.

The adoption of the foregoing Resolution was duly put to a roll call vote at a regular meeting held on March 20, 2017, and

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to approve Town Clerk Debra Crist's request to attend the 2017 Town Clerk's Association Conference in Rochester, N.Y. on 4/23-4/25/17 at reasonable Town expense. The foregoing Motion was put to a Roll Call Vote on March 20, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

SUPERVISOR SAVAGE POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the renewal of the Home Occupation Permit for Dennis Nichols, 3025 Peters Corners Rd. for Used Car Sales Office. The renewal period is for one year. The foregoing Motion was put to a Roll Call Vote on March 20, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

SUPERVISOR SAVAGE POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the refund of \$409.56 in taxes (2017 Town Taxes) to MBM Investments Attorney Richard P. Cronin. The foregoing Motion was put to a Roll Call Vote on March 20, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt
Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Highway Supt. Wagner:

Hwy. Supt Wagner will be contacting Colleen with information he would like put in the Monthly newsletter regarding brush pickup. Because of the storm the Highway will continue to make pickups for brush, making returns if necessary.

CEO Chris Snyder:

Chris continues to work on the Town codes for the recodification

Len Weglarski DCO:

Paperwork has been received notifying the Dog Control Officer of training school that will be held in Batavia. Len would like to attend. This will be discussed at the Work Session.

F. Duane Conners, Planning Board:

There were discussions at the meeting regarding upcoming subdivisions for Snyder & Jurek. Nature's Way site plan was presented. Unfinished business- Mazz Auto Site Plan, 13692 Broadway/Charles Roberts & Sludge storage.

Supervisor Savage:

The following need to be put on the Work Session Agenda:

1. Code update.
2. S.D. #2.
3. Certificate of Need/Ambulance Service.
4. Uniform Provider/Highway.
5. Disaster Coordinator.
6. Dog Control Officer Seminar.

NOTICE OF MEETINGS

NEXT WORK SESSION:	March 27, 2017	@ 7:00 P.M.
NEX TOWN BOARD MTG.:	April 3, 2017	@ 7:00 P.M.

MEMORIAL REMEMBRANCE

Supervisor Savage asked all to stand for a Moment of Silence in Memory of Thomas Kuropatwinski, Michael Pelczynski & Janice Fox.

ADJOURNMENT

At 7:43 P.M. Supervisor Savage adjourned the Meeting.

Debra A. Crist
Alden Town Clerk