

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, June 5, 2017 at 7:00 P.M. Supervisor Savage called the Meeting to Order and Councilman Witt 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: Jennifer Strong, Town Attorney
Gary Wagner, Highway Supt.
Chris Snyder, CEO
Dean Adamski, Planning Board
Residents

Councilwoman Pautler Moved and Councilman Witt seconded the Motion to approve the Minutes and Synopsis of May 15, 2017. The Motion was put to a Roll Call Vote on June 5, 2017 and was

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

On the Question: Supervisor Savage has two corrections; The sandbags were not delivered and placed around the perimeter of the house by the Highway, Mr. Lewandowski took care of this. The Sarah Hinsken appointment; Supervisor Savage wanted the lengthy conversation noted. The minutes did not get to the core of the complaints. Councilman Witt questioned the advertising process and indicated that "they" should have looked to the community to find someone better and cheaper, and on the question of training; it was awfully long and excessive. With those changes he is satisfied. He does not care if the whole conversation is put in the minutes, but it was a lengthy one. But he was not pleased to what was said about an employee, especially when a Town Justice has the right to hire any Clerk that they want and it was a disservice to an employee who is a hard worker. The records should reflect what was said.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER AND SECONDED BY COUNCILMAN WITT TO WIT; Vouchers 504-569

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$10,258.57	71,426.43	\$81,685.00
HGHWY FUND "DA/DB"	5,258.19	6,297.61	11,555.80
PART-TOWN FUND "B"	72.34	5,134.26	5,206.60
WD#2 FUND "WB"			
WD#3 FUND "WC"			
WD#4 FUND "WD"			
WATER DIST. EXCHANGE "WX"		3,935.29	3,935.29
SP FIRE PROT. "SF"	6,684.11	351.00	7,035.11
SD#2 FUND "SA"		2,357.18	2,357.18
TRUST/AGCY FUND "T"	4,319.87	6,086.55	10,406.42
SP REFUSE FUND "SR"	34,802.94		34,802.94
STREET LIGHTING FUND "SL"	5,228.32	996.01	6,224.33
PERIWINKLE LTG. "SL1"	28.99		28.99

GRANTS		1,917.97	1,917.97
WATER DIST. ZOELLER "WZ"		3,935.30	3,935.30
TOTALS	\$66,653.33	\$102,437.60	\$169,090.93

UPON ROLL CALL VOTE ON JUNE 5, 2017 THE FOREGOING RESOLUTION WAS

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

BUSINESS FROM THE FLOOR

Scot Weinreber from 11127 Alaura Dr. asked if he could receive via e mail the full engineering report for Sewer District #2, as opposed to the one they had. It did not seem to be the full report. Attorney Strong said she has the files for the full report digitally. There was a discussion on the tie ins and maintenance costs. Supervisor Savage said he will be setting up an informational meeting. The Town is putting in for a grant and low cost funding, but Supervisor Savage is doubtful we will receive it but we will try. The application is due by June 23rd. The SEQR will be adopted next meeting, along with a public hearing on the bonding. This will give us the power to go out and bond the project no matter what. The plant is going to fail and a portable system will have to be brought in and paid for until the new system is designed and built. The money will be going right down the sewer with no benefits. There is an eight inch bow in the steel wall from water pressure. Supervisor Savage had received the first study in August of last year and asked for the cheapest system as possible. It came back with a replacement of a package plant built next to the existing plant until the new plant was built. The cost was \$970,000.00. The DEC (Richard Rink) and Eng. Metzger had indicated that the DEC was approving sand filter beds for some municipal purposes. Supervisor Savage asked them to revise their study including that as a possibility and it became their recommendation. Eng. Metzger & Supv. Savage went to Fillmore, New York at the request of Richard Rink from the DEC to look at their system. It is a sand filter bed but they use small pea gravel in three separate beds and it's an open bed. If you have to change the media, you don't have to dig it up making it easier to maintain. So that's what he is pushing for. It has PVC pipes that go across the beds and is forced recycling. A community septic tank would be where the pipe comes in by the driveway and that would be gravity, it would have to be pumped to the field. Some of the things they recommended, like chopper pumps was not recommended by our Engineer. What Richard Rink said he would like us to have is a chlorinator and you need another chemical to take the chlorine out of it as a second process. If you chlorinate, you have to test daily. The other idea about using a sand filter bed as opposed to a regular package plant is that you wouldn't need a certified plant operator daily. It is a pretty substantial cost approximately \$25,000.00 a year. Letters will be sent out to homeowners. Scot Weinreber works at University of Buffalo and he would like them to review the engineering report. He will leave his e mail and the files will be sent to him. Mr. Weinreber also questioned the status of the former Alden Scientific Building. CEO Snyder said notices have been sent out and he is in and out of Court with the owner. The Court can impose fines. He continues to follow up.

Matt Herdzik, S. Woodside Drive voiced his concern over the trenches that were dug for drainage ditches on Townline Rd. by the new houses. They are like ravines and pose a safety factor. Townline is a County Road and they would have to be notified if guard rails are needed. Supervisor Savage will take a look at the area.

Ron Rebmann, Broadway was concerned with the Railroad Crossing in the back properties that will be closed, this will affect the snowmobilers. Supervisor Savage contacted Marilla Snow-Mob and told them to contact Norfolk Southern right away. The sign was posted on April 7th and you had 60 days to notify if you want it kept in. Ron had a picture of the mileage marker; Supervisor Savage will contact Senator Gallivan's office to see if there is something they can do. Accessibility to the farms will also be affected.

COMMUNICATIONS

Attorney Strong:

The waivers for the Soccer Tournament that was held on Memorial Day weekend were received. The resolution for the highway dept. coveralls is not on the agenda. Lenny from the Teamsters has not gotten back to her as yet.

Supervisor Savage:

1. An ad was placed in the Alden Advertiser regarding looking for food vendors for the Town Concert series.
2. A letter was received from N.Y.S. Dept. of Taxation and Finance establishing the 2017 State equalization rate at 100% for Alden.

3. A letter was received from Engineer Metzger to N.Y.S. DEC regarding the 2016 Annual Certification Form for S.D. #2.
4. An e-mail was received from Eric Eichenlaub of N.Y.S. Environmental Facilities Corp. regarding the SEQRA Lead Agency Solicitation letter from Christopher Snyder/S.D. #2. They have consented to the Town of Alden acting as Lead Agency for the Project's SEQR review.
5. Letter from the County of Erie, Dolores M. Funke, PE stating that the ECDOH has no objections to the Town of Alden being Lead Agency for replacement of Sewage Treatment Plant –Alden Sewer District #2.
6. The monthly statement from the Town Clerk's office was received to date \$5,395,929.83 has been collected in Town/County taxes.
7. The monthly report for the Building Dept. has been received for May 2017.
8. In the meeting regarding shared services with Erie County that Supervisor Savage and Mayor Manicki attended, The County Executive has 1 million set aside in his budget to have the County rebuild a County road to like new and then turn it over to the municipality. Mike talked about West Main. There is equal distance in the Village and Town. Supervisor Savage would like this on the Work Session.
9. Approved Village of Alden Board minutes from May 11, 2017.
10. A Letter was received N.Y.S. D.O.T. regarding the request for speed limit reduction on West Main Street in the Town of Alden they received from Gina Wilkolaski, P.E. from E.C. Dept. of Public Works.
11. Signs were made by E.C. Sign Shop for Electronic recycling and also for Reinhardt Rd. to help prevent dumping.
12. Notification from the County of Erie of Road restriction for a portion of Town Line Rd. between Cary Road to William Kidder Road beginning June 1, 2017 through Friday, June 16, 2017.

NEW BUSINESS

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to approve the appointment of Debra Hey, as part time Deputy Town Clerk, 19 hrs. per week, at a starting rate of pay of \$13.00/hr. effective 6/5/2017. Request as per Town Clerk Crist and is subject to all pre-employment checks being successfully completed. The foregoing Motion was put to a Roll Call Vote on June 5, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

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

WHEREAS, the Highway Superintendent has advised the Town Board that the Highway Department would like to sign a new two (2) year uniform and supply contract (per the attached spreadsheet) in order to save the Town money. The estimated annual costs of which is greater than \$2,000.00 but less than \$10,000.00;

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

WHEREAS, the Highway Department obtained quotes from three (3) vendors, as follows:
 The highest bidder is Cintas at \$132.58 per week (\$6,894.16 per year),
 The second highest bidder is Doritex at \$71.64 per week (\$3,725.28 per year),
 The lowest bidder is Unifirst at \$66.49 per week (\$3,456.96 per year);

WHEREAS, Unifirst is the lowest responsible bidder; and

WHEREAS, the Town Board after full and careful review and consideration finds the request to sign a new two (2) year contract for Highway Uniforms and supplies as being consistent with the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes the signing by the Town Supervisor of a two (2) year agreement with Unifirst for Highway Uniforms and supplies at the weekly rate of \$66.48; and

2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on June 5, 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 Highway Superintendent has advised the Town Board that the Highway Department is in need of a 2 inch water/trash pump with a 5 HP engine the estimated cost of which is 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 prepare a request for proposal and then obtain written quotes from at least two (2) vendors;

WHEREAS, the Highway Department obtained quotes from three vendors, as follows:

The highest Bidder is Skyworks at \$1,343.00;

The second highest bidder is Philipps Bros Supply Inc. at \$1,297.94;

The lowest bidder is United Rentals at \$1,225.00;

WHEREAS, the design of the pump offered by Skyworks is a no shim pump, which means that its life expectancy is double that of the shimmed pumps offered by Phillips Brothers Supply Inc and by United Rentals; making the Skyworks pump the most responsible bidder and the lowest costs in the long term; and

WHEREAS, the Town Board after full and careful review and consideration finds the request to purchase a pump consistent with the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes the purchase of the pump from Skyworks for a total cost of \$1,343.00;

2. That the Highway Superintendent is authorized to sign any and all necessary documents to effectuate this purchase; and

3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on June 5, 2017, and

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to appoint Christopher Kazmlerczak of 11759 Parkwood Dr. Alden, N.Y. 14004 to the position of seasonal Highway Department Laborer at a rate of \$10.00 per hour dependent on Mr. Kazmlerczak successfully completing all pre-employment requirements. The foregoing Motion was put to a Roll Call Vote on June 5, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt
Nays 0

Supervisor Savage Moved and Councilman Witt seconded the Motion to approve William Sivecz's, Alden's IAO Assessor, attendance at mandatory Assessor training to be held in Ithaca, N.Y. from July 17 through July 21, 2017 at reasonable Town expense. It is noted that the NYS Office of Real Property Services customarily reimburses the Town expenses for this training. The foregoing Motion was put to a Roll Call Vote on June 5, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt
Nays 0

THE FOLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, SECONDED BY COUNCILMAN WITT TO WIT;

WHEREAS, the New York State Clean Water Infrastructure Act 2017 provides the New York State Environmental Facilities Corporation authority to provide grants to assist municipalities with funds to improve water quality infrastructure projects and

WHEREAS, THE Town of Alden seeks grant funding through the New York State Water Grant program and no interest loan funds through the State Revolving Loan Fund for necessary improvements to Sewer District Number 2, NOW, THEREFORE, BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Environmental Facilities Corporation for the purpose of securing these funds, and BE IT FURTHER

RESOLVED, that the Supervisor hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said fund.

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON JUNE 5, 2017 AND

ADOPTED.

Ayes 3 Savage, Pautler & Witt
Nays 0

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

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

WHEREAS, the Town Board of the Town of Alden is considering an application by Joanne Reding and Jerome Werner for the subdivision of two (2) lots. The entire parcel currently consists of approximately 98 acres on Genesee Street in the Town of Alden, further identified as SBL #86.00-4-21.1. The first proposed lot ("Parcel A") would be approximately 38.91 acres and the second proposed lot ("Parcel B") would be the remaining approximately 59.09 acre parcel (The "Proposed Action");

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on April 4, 2017, for this Proposed Action, as required under Section 239-m of the General Municipal Law and no response was received. |

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Lead Agency making a SEQR determination;

WHEREAS, the Town of Alden did assume Lead Agency Status on April 18, 2017;

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

WHEREAS, the Town of Alden Planning Board has reviewed the Proposed Action and recommended to the Town Board the approval of the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board, as Lead Agency, has determined that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town of Alden, as Lead Agency, 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 the Proposed Action.
3. That the following parcel, more particularly described as:

***All That Tract Or Parcel Of Land**, situate in the Town of Alden, County of Erie and State of New York, being part of Lot 21, Township 11, Range 5 of the Holland Land Company's survey, bounded and described as follows: **Commencing** at the northeast corner of Lot 21, Thence westerly and along the south line of Genesee Street, a distance of 333.00 feet to a found monument at the point or place of beginning; Thence south 12 degrees 17 minutes 05 seconds east a distance of 848.74 feet (given as 851.0 feet in prior deeds) to a found monument .on the northerly line of the Consolidated Rail Corp.; Thence south 76 degrees 50 minutes 12 seconds west and along the northerly line of the Consolidated Rail Corp. a distance of 2061.64 feet to an iron; Thence north 12 degrees 17 minutes 05 seconds west a distance of 880.36 feet to an iron in the south line of Genesee Street; Thence north 77 degrees 42 minutes 55 seconds east and along the south line of Genesee Street a distance of 1067.21 feet to a found monument; Thence south 12 degrees 17 minutes 05 seconds east and along the westerly line of Liber 7265 of Deeds at page 299 a distance of 290.40 feet to a found monument; Thence north 77 degrees 42 minutes 55 seconds east and along the south bounds of Liber 7265 at page 299 and Liber 7354 at page 81 a distance of 300 feet to a found monument; Thence north 12 degrees 17 minutes 05 seconds west a distance of 290.40 feet to a found monument in the south line of Genesee Street; Thence north 77 degrees 42 minutes 55 seconds east and along the south line of Genesee Street 694.19 feet to the found monument at the point or place of beginning, containing 38.91 acres, be the same more or less.*

is given subdivision approval.

4. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on June 5, 2017, and

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

ORDER

Hon. Richard Savage, Supervisor
Colleen Pautler, Councilwoman
Ralph P. Witt, Councilman

In the Matter

of the

Increase and Improvement of Facilities of Sewer District
No. 2, in the Town of Alden, in the County
of Erie, New York, pursuant to Section 202-b of the Town Law

Offered by: SUPERVISOR SAVAGE

Seconded by: COUNCILWOMAN PAUTLER

ORDER CALLING FOR A PUBLIC
HEARING TO BE HELD ON
JUNE 19, 2017

WHEREAS, the Town Board of the Town of Alden (herein called the "Town"), in the County of Erie, New York, on behalf of the Town of Alden Sewer District No. 2, in the Town (herein referred to as the "District"), has caused Nussbaumer & Clarke, Inc., competent engineers duly licensed by the State of New York (the "Engineer") to prepare a map, plan and report for the increase and improvement of facilities of the District, consisting of improvements at the Wastewater Treatment Plant, including installation of a community septic tank, chopper pump station and sand filter, and other related or ancillary work required in connection therewith, as described in the report prepared for the Town by the Engineer, dated August 2016 and revised May 2017; and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be \$1,000,000; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, constituting Article 8 of the Environmental Conservation Law;

NOW, THEREFORE, BE IT

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 3311 Wende Road, Alden, New York, on the 19th day of June, 2017 at 7:00 P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it,

FURTHER ORDERED, that the Town Clerk publish at least once in the "Alden Advertiser," hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing, substantially in the form attached hereto as Exhibit A, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: June 5, 2017

TOWN BOARD OF THE TOWN OF ALDEN

THE FOREGOING ORDER WAS PUT TO A ROLL CALL VOTE ON JUNE 5, 2017 AND

ADOPTED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Councilwoman Pautler Moved and Supervisor Savage Seconded the Motion to renew the Home Occupation Permit for Marc Miller, 11256 Broadway, Alden, N.Y. for the purpose of conducting internet sales and blind cleaning for period of one year. As indicated by Code Enforcement Officer (5/31/17), there have been no changes made relative to this HOP. The foregoing Motion was put to a Roll Call Vote on June 5, 2017 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve Alden Men's softball's request to use ball fields for their August 5th & 26th tournaments, approval is contingent on Recreation Director Dan Moultrup receiving releases from all participants prior to the tournament commencing and the Town receiving an certificate of liability insurance, naming the Town as an additional insured prior to August 1, 2017. The foregoing Motion was put to a Roll Call Vote on June 5, 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

Councilman Witt:

Councilman Witt has been working with a family on the outlet of Bonnie Lake regarding their drainage. He is currently waiting for the DEC to get their opinion. Supervisor Savage said there is a meeting scheduled at 10:00 A.M. Wednesday.

Hwy. Supt. Wagner:

With regard to the resolution for uniforms for the Hwy., Dept.; part of his requisition is for four pairs of coveralls. He understands that they are trying to get a hold of Lenny (Teamsters), if that issue is not resolved the contract will have to be changed as the coveralls are fire retardant and the pants are not. Attorney Strong said she will continue to try to get in touch with Lenny. Hwy. Supt. Wagner has received a phone call from Rob Hayes of LaFarge regarding Siehl Rd. he would like a release of the bond the Town is holding. Attorney Strong will reach out to him to get more information.

CEO Snyder:

Chris has spoken to an electrician regarding replacing the soffit lights in the Town Hall.

Dean Adamski:

There was no meeting last month. The Fudoli Subdivision is on for the upcoming meeting.

NOTICE OF MEETING

NEXT WORK SESSION:	JUNE 12, 2017	@7:00 P.M.
NEXT TOWN BOARD MTG.:	JUNE 19, 2017	@7:00 P.M.

MEMORIAL REMEMBRANCE

Supervisor Savage asked all to stand for a Moment of Silence in Memory of William Weigand, Emily Koch, Wayne Arnesen & John M. Drogi Sr.

ADJOURNMENT

At 8:02 P.M. Supervisor Savage adjourned the Meeting.

Debra A. Crist
Alden Town Clerk