

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, July 18, 2016 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

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

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Gary Wagner, Highway Supt.  
Chris Snyder, CEO  
Michael Metzger, Town Engineer  
Don Stoffel, Planning Board  
Len Weglarski, DCO  
Residents

Councilwoman Pautler Moved and Councilman Witt seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of July 5, 2016. The Motion was put to a Roll Call Vote on July 17, 2016 and

**CARRIED.**

Ayes 3 Savage, Pautler & Witt  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER AND SECONDED BY COUNCILMAN WITT TO WIT; VOUCHERS687-735

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$11,338.17		\$11,338.17
HGHWY FUND "DA/DB"	8,176.67		8,176.67
PART-TOWN FUND "B"	2,150.00		2,150.00
WD#2 FUND "WB"			
WD#3 FUND "WC"			
WD#4 FUND "WD"			
SP FIRE PROT. "SF"			
SD#2 FUND "SA"	3,038.86		3,038.86
TRUST/AGCY FUND "T"	1,306.63		1,306.63
SP REFUSE FUND "SR"	33,214.99		33,214.99
STREET LIGHTING FUND "SL"	5,259.20		5,259.20
PERIWINKLE LTG. "SL1"	31.42		31.42
GRANTS			
TOTALS	\$64,515.94		\$64,515.94

UPON ROLL CALL VOTE ON JULY 18, 2016 THE FOREGOING RESOLUTION WAS

**ADOPTED.**

Ayes 3 Savage, Pautler & Witt  
Nays 0

**BUSINESS FROM THE FLOOR**

Matt Herdzik, S. Woodside told the Board of his concern with the speed limit on his road. There are no signs posted. Supervisor Savage asked Gary if possibly there could be a "Children at Play" sign posted. Attorney Strong will check to see if the speed limit could be reduced below 30 miles per hour. Mr. Herdzik also questioned whether the Town would be able to recoup

monies spent for the recycle totes by saving on the tipping fee. Supervisor Savage said that it will be recouped over a period of time, but the savings to the environment is beneficial.

## **COMMUNICATIONS**

### **Councilwoman Pautler:**

A phone call was received from Joe Jankowski. They would like to play five more games, starting the first weekend in September going through the first weekend in October. It will be home 3-4 times. Supervisor Savage questioned whether it was men's or kids. Colleen will check this out. Supervisor Savage's concern is that there is only one part time person at that time working with Andy. Once a list of the dates is received, it will be discussed with Andy Sojka to see if he will be able to handle this with limited staff.

### **Supervisor Savage:**

The following were received:

1. Monthly statement from the Town Clerk.
2. A "Thank a Vet" discount program outreach event has been set up with Erie County Clerk Chris Jacobs at the Town Hall, Tuesday, August 23, 10:30 A.M. – 12:30 P.M.
3. There is a Bridge New York grant opportunity due September 9<sup>th</sup> for culvert projects and bridge projects.
4. A financial statement was received from the Millgrove Volunteer Fire Dept., Inc.
5. A resignation from a Planning Board member was received effective September 1, 2016.

## **NEW BUSINESS**

**RESOLUTION REQUESTING THAT THE TOWN OF ALDEN APPLY FOR A MUNICIPAL CERTIFICATE OF NEED AND AUTHORIZING THE SUPERVISOR TO APPLY FOR SAID CERTIFICATE FOR AMBULANCE SERVICE IN THE TOWN OF ALDEN OFFERED BY SUPERVISOR SAVAGE, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER WITT TO WIT;**

WHEREAS, the current ambulance service provider has given notice to the Town of Alden of its intent to cancel its Contract with the Town;

WHEREAS, because of the cancellation, the Town of Alden will be without Ambulance Service on September 27, 2016;

WHEREAS, no ambulance service providers who have a Certificate of Need covering the Town of Alden are willing or able to contract with the Town of Alden to provide ambulance service in the Town;

WHEREAS, NYS Public Health Law section 3008(7) permits a town to establish and operate an ambulance service;

WHEREAS, the Town of Alden (Erie County) has determined that it is in the best interest of the Town to establish and operate an ambulance service (directly or through contract);

WHEREAS, Lancaster Volunteer Ambulance Corps, Inc. is willing to contract with the Town of Alden to provide ambulance service in the Town, but does not have a Certificate of Need covering the Town of Alden; and

WHEREAS the best course of action for the residents of and visitors to the Town of Alden is for the Town to apply for a Municipal Certificate of Need.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town of Alden, finding need for ambulance service in the Town of Alden, declare that the Town establish and operate (by contract or directly as the case may be) an ambulance service within the Town including the Village of Alden;
2. Such ambulance service shall be a basic and an advanced life support service providing up to paramedic level care;

3. The Town Board hereby requests and directs Supervisor Savage to submit an application for a Municipal Certificate of Need on behalf of the Town of Alden to the New York State Department of Health and to the Regional Emergency Medical Services Counsel;
4. The Town Board hereby empowers Supervisor Savage to take all steps necessary to obtain ambulance operating authority;
5. The Town Board hereby authorizes Supervisor Savage to execute on behalf of the Town an agreement between the Town Lancaster Volunteer Ambulance Corps, Inc. Such agreement shall be subject to approval by the Town Attorney of the Town;
6. Supervisor Savage is also authorized to enter into a Contract for Ambulance Billing Services; to apply for a Medicaid Number; and to apply for a Medicare Number all to effectuate the Certificate of Need;
7. A copy of this Resolution shall be sent by the Town Clerk to the Millgrove V.F.D.; Crittenden V.F.D.; Townline V.F.D.; the Alden Hook & Ladder Fire Company, Inc.; and the Village of Alden;
8. A copy of this Resolution shall be included in the applications to New York State Department of Health and to the Regional Emergency Medical Services Counsel; and
9. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 18, 2016, and **ADOPTED.**

Ayes 3 Savage, Pautler & Witt

Nays 0

Supervisor Savage Moved and Councilman Witt seconded the Motion to appoint Chad Nelson as Part-time Seasonal Parks Laborer, no benefits, effective 7/19/16 providing all pre-employment checks are completed and are acceptable. The foregoing Motion was put to a Roll Call Vote on July 18, 2016 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 renew Marc & Lou Ann Miller's 11256 Broadway Home Occupation Permit to operate an internet sales and blind cleaning business from their home. As per CEO Snyder no changes have occurred per his inspection report of 6/9/16. The foregoing Motion was put to a Roll Call Vote on July 18, 2016 and

**CARRIED.**

Ayes 2 Savage & Pautler

Nays 1 Witt

**On the Question: Councilman Witt voted Nay as he does not agree with the fact that they store a trailer up front on their property with advertisement for the business on the side, using this as a secondary sign.**

**UNFINISHED & TABLED BUSINESS**

There was no unfinished & tabled business.

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

**Highway Supt. Wagner:**

Numerous calls have been received regarding the CSX crossing on Peters Corners Rd. Highway Supt. Wagner has spoken to CSX about this and they assured him that they would have a resolution to this by the meeting tonight, but he has not heard back as yet. He will continue to address this.

**Engineer Michael Metzger:**

Engineer Metzger has not been pushing the Contractors due to dry weather conditions

**CEO Chris Snyder:**

There are a few more lawns that need to be cut in the Town he will discuss this at the Work Session.

**Don Stoffel, Planning Board Member:**

The Planning Board went over the proposed Solar Law; they were impressed with the draft. Comments on the law were noted and will be submitted to the Board. Supervisor Savage said this will be on the Work Session for discussion.

Another issue the Planning Board had was with the Mazz Auto/Four Rod and Broadway. Only a preliminary proposal has been received and they see they are starting to clear land. They are concerned as some of this property is federal wet lands and no site plan has been received. CEO Snyder looked at it today and said they are just clearing land so that topo mapping can be done. The area that is wet will not be developed.

**Supervisor Savage:**

The following should be placed on the Work Session:

1. Solar Siting
2. Ambulance Service

**NOTICE OF MEETINGS**

**NEXT WORK SESSION:**

**July 25, 2016 @7:00 P.M.**

**NEXT TOWN BOARD MTG.:**

**August 1, 2016 @7:00 P.M.**

**MEMORIAL REMEMBRANCE**

Supervisor Savage asked all to stand for a Moment of Silence in Memory of Tammy Hammond & Dolores Dziekan.

**ADJOURNMENT**

At 7:33 P.M. Supervisor Savage adjourned the Meeting.

Debra A. Crist  
Alden Town Clerk