

MEETING NO. 15  
REGULAR NO. 15

REGULAR TOWN BOARD MEETING  
TOWN OF ALDEN

August 5, 2019  
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, August 15, 2019 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  
Dean Adamski, Councilman  
Colleen Pautler, Councilwoman

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Bill Rogers, Highway Superintendent  
Chris Snyder, CEO  
Lenny Weglarski, DCO  
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of July 15, 2019.

**CARRIED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN ADAMSKI, SECOND BY SUPERVISOR SAVAGE, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS #668-719 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$6,910.56	\$18,320.84	\$25,231.40
HIGHWAY FUND "DA/DB"	8,172.63	7,381.67	15,554.30
PART-TOWN FUND "B"	40.00	2,199.96	2,239.96
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"			
SPECIAL FIRE PROTECTION "SF"		1,247.05	1,274.05
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	1,632.03	6,336.77	7,968.80
TRUST & AGENCY "T"	17,475.91	12,644.65	30,120.56
SPECIAL REFUSE FUND "SR"		35,647.36	35,647.36
STREET LIGHTING FUND "SL"	5,988.61		5,988.61
PERIWINKLE LTG. DIST. "SL1"	38.75		38.75
WATER DISTRICT NEWSTEAD "WO"			
ZOELLER RD. WATER DIST. "WZ"	4,576.50		4,576.50
WATER DIST. EXCHANGE ST. "WX"	6,102.00		6,100.00
TOTALS	\$50,936.99	\$83,805.30	\$134,742.29

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON AUGUST 5, 2019 AND **ADOPTED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

## **BUSINESS FROM THE FLOOR**

Ron Rebman, Broadway – questioned if the Town as any control over DirecTV. Supervisor Savage advised that it does not.

Eric McCarthy, 1094 Four Rod – questioned the use of millings at his business on Four Rod. At the time their site plan was submitted millings weren't an option however, since then similar businesses have been allowed to use millings instead of blacktop.

Councilman Adamski said the Board would look into the use of millings and make a decision that would be fair and consistent.

Matthew Herdzik, S. Woodside – questioned Town's ambulance service. Supervisor Savage explained the Town has an ambulance certificate and billing for ambulance service is done through PAB.

## **COMMUNICATIONS**

### **Supervisor Savage:**

1. Thank you from young girl who received Girl Scout Gold Award.
2. Alden Historical Society electrical work will be completed Tuesday morning.
3. Report from DEC on monitoring giant hog weed.
4. JMM site plan for review.
5. Notice of Highway closure from Erie County.
6. Packet for subdivision of land by Fudoli.
7. Update from Erie County Dept. of Environmental Planning.
8. Info on Erie County Clerk's Zombie Initiative.

## **NEW BUSINESS**

Councilwoman Pautler motioned and Councilman Adamski seconded the motion to approve Park Supervisor Andrew Sojka's attendance, at reasonable Town expense, to the NRPA National Playground Safety Inspector course in Hamburg, NY on Oct. 2-4, 2019.

The foregoing Motion was duly put to a roll call vote at a regular meeting on August 5, 2019, as follows:

### **CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

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

WHEREAS, the Town Board of the Town of Alden is considering an application, by J.M.M. Construction of WNY, Inc. for site plan approval of a proposed 136' x 50' building addition and expansion of the existing stone parking area (including grading and stormwater management improvements) at 11290 Walden Avenue, in the Town of Alden, further identified by SBL # 96.01-1-20.3 (The "Proposed Action");

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review;

WHEREAS, the Town of Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to site plan approval; is the agency with the broadest governmental powers for investigating the impact of the Proposed Action; and has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority; and

WHEREAS, the Town Building Inspector has provided notice to the Erie County Division of Planning, for this proposed site plan approval, as required under Section 239-m of the General Municipal Law and is hereby directed to give notice of Lead Agency to the involved agencies (New York State Historic Preservation Office, New York State Department of Transportation; Erie County Department of Planning and Erie County Department of Health.).

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board has determined that the proposed site plan approval is an Unlisted Action under SEQRA;
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the site plan approval; and
3. This resolution shall take effect immediately.
- 4.

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 August 5, 2019, the results of which were as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

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

WHEREAS, the Alden Town Board is considering an application by Madeline Fudoli for the subdivision of two (2) lots. The entire parcel currently consists of approximately 100 acres at 12063 Westwood Road, in the Town of Alden, further identified as SBL 107.00-8-1.1. The first proposed lot ("Parcel A") will be a 200' x 533' (2.45 acre) parcel with an existing garage; and the second proposed lot ("Parcel B") will be the remaining approximately 97.5 acres (The "Proposed Action");

WHEREAS, the Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA;

WHEREAS, the Town Board believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to subdivision; the agency with the broadest governmental powers for investigating the impact of the Proposed Action; has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority;

WHEREAS, the Town Building Inspector has provided notice to the Erie County Division of Planning for this Proposed Action, as required under Section 239-m of the General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action.
3. 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 August 5, 2019, the results of which were as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

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

WHEREAS, the Alden Town Board has received a request from the Highway Superintendent to purchase a rotating laser for use in grading projects; the estimated cost of which is less than \$10,000.00 but greater than \$2,000.00;

WHEREAS, the Town's Procurement Policy & Procedure Guidelines ("Guidelines") states that the Town must prepare a request for proposal and then obtain quotes from at least three vendors;

WHEREAS, three quotes for a new rotating laser were received as follows:

- the highest quote is from Tiger Supplies at \$3,290.00,
- the second highest quote is from Engineers at \$3,279.00, and
- the lowest quote is from O & C Survey Equipment Corp. at \$2,695.00;

WHEREAS, O & C Survey Equipment Corp. is the lowest responsible bidder; and

WHEREAS, the Town Board after full and careful consideration finds that it is in the public interest to purchase the new rotating laser.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of a new rotating laser from O & C Survey Equipment Corp. at a total cost of \$2,695.00;
2. 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 August 5, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

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

WHEREAS, the Highway Superintendent has informed the Town Board that supplies are needed to update the drainage in the Robert O. Smith Park; the estimated cost of which is less than \$10,000.00 but will be purchased pursuant to the New York State Bid Lost;

WHEREAS, the Town's Procurement Policy & Procedure Guidelines ("Guidelines") of state that the Town must prepare a request for proposal and then obtain written quotes, except when the purchase is made from the New York State Bid List;

WHEREAS, K&S Contractors Supply Inc. is on the New York State Bid List (Contract Number: \_\_\_\_\_) and offers the needed supplies;

WHEREAS, due to the nature of the drainage project the exact quantity of supplies that will be needed can not be determined until the work is underway; and

WHEREAS, The Town Board after full and careful review finds that it is in the public interest to authorize this purchase.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of supplies in quantities to be determined by the Highway Superintendent as the project in underway (12 x 12 Poly N12 Tea; 12" Poly N-12 IB Solid; and 12" round grate green) at a cost not to exceed \$5,500.00;
2. 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 August 5, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

Supervisor Savage – Bill Rogers and the Highway Dept. crew paved all of Periwinkle subdivision, North & South Lawn and the Alauras – kudos to Bill and the Highway guys for a job well done.

DCO Weglarski – had a busy day but was able to get through all 16 stops on the delinquent list for June.

**NOTICE OF MEETINGS**

**NEXT WORK SESSION:**

**August 19, 2019**

**@8:00 AM**

**REGULAR BOARD MEETING:**

**August 19, 2019**

**@7:00 PM**

**MEMORIAL REMEMBRANCE** - Paul C. Haywood

**ADJOURNMENT**

At 7:38 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett  
Town Clerk