

MEETING NO. 13
REGULAR NO. 13

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

July 1, 2019
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, July 1, 2019 at 7:00 P.M. Supervisor Savage called the Meeting to Order and Councilwomen 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
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of June 17, 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 #574-609 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$18,171.63	34,556.56	\$52,728.19
HIGHWAY FUND "DA/DB"	9,798.41	40,126.96	49,925.37
PART-TOWN FUND "B"	2,691.77	6,899.06	9,590.83
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"			
SPECIAL FIRE PROTECTION "SF"		25,935.00	25,935.00
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	134.60	158.00	292.60
TRUST & AGENCY "T"	7,197.73	9,616.56	16,814.29
SPECIAL REFUSE FUND "SR"	46,568.09		46,568.09
STREET LIGHTING FUND "SL"	6,789.88		6,789.88
PERIWINKLE LTG. DIST. "SL1"	39.74		39.74
WATER DISTRICT NEWSTEAD "WO"			
CAPITAL PROJECTS "HC"			
GRANT "G"			
TOTALS	\$91,391.85	\$117,292.14	\$182,748.99

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON July 1, 2019 AND **ADOPTED**

Ayes 3 Savage, Adamski & Pautler
Nays 0

BUSINESS FROM THE FLOOR

1. Matthew Herdzik asks how the new subdivision on Broadway will be taxed for property and school. Savage stated; taxes will be assessed when the unit gets their Certificate of Occupancy. Mr. Herdzik also asked about the units getting garbage & recycling cans, Savage states that would be up to the builder, for they may have dumpsters. Mr. Herdzik asked when the complex is expected to be finished. Savage says, we are unsure at this time. He also wanted to know about street lighting? Savage states that it is a private contract.
2. Debra McKenna 11762 Westwood, Alden NY. Ms. McKenna stated she attends several baseball games and is concerned on Robert O's drainage issue. Savage stated this has been a concern of the Town. He said they have been working on the drainage since early spring. They are renting a small excavator to put perforated drain tile in the play area and over to the swale.

COMMUNICATIONS

1. Attorney Jennifer strong stated she received the insurance certificate from the Chamber of Commerce for the 5k run.

Supervisor Savage:

1. We received a Sales Tax Remittance from the county, it was up for this quarter \$2,677.82 last quarter was \$2,699.11
2. A copy was given of a draft map plan of report break down from Bill Sivecz which shows individual properties instead of medium.
3. Received emails from the State Police and Erie County asking for their assistance during special events.
4. No complaints from the Rodeo.
5. Office closing on July 5th.
6. Copy of revised garbage policy.

NEW BUSINESS

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMEN PAUTLER, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMEMBER PAUTLER, TO WIT;

WHEREAS, the Town Board has received a request from the Alden Historical Society to upgrade the electrical service (20 amp plug with appropriate wiring for both the first and second floors) at the Historical Society Building; the estimated cost of which is less than \$2,000.00 but greater than \$1,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") states that the Town must obtain quotes from at least two vendors;

WHEREAS, two quotes for the electrical work were as follows:
The highest quote is from LJI Inc. at \$1,786.00, and
The lowest quote is from Warning Electric Services at \$1,185.00;

WHEREAS, Warning Electric Services is the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful consideration finds that it is in the public interest to authorize installation of the new electrical service at the Historical Society Building

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the hiring of Warning Electrical Services to upgrade the electrical service at the Alden Historical Society Building for an amount not to exceed \$1,185.00;

2. Warning Electrical Services must pay NYS Prevailing wages to any non-owner employees and must comply with all labor law requirements and postings prior to starting any work and must provide proof of liability insurance to the Town prior to starting any work;

3. The Town Supervisor is authorized to sign any and all necessary documents to effectuate this purchase; and

4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 1, 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 Alden Town Board has reviewed its current policies regarding refuse and recycling and due to the new refuse and recycling contract with Waste Management adopted earlier this year, the Town Board has found need to update its "Town of Alden Town Wide Refuse and Recycling District Policy" to be consistent with the new contract for said services; and

WHEREAS, the Town Board believes that changes are fair to the residents of the Town of Alden.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby rescinds all previous Refuse and Recycling Policies and adopts the new "Town of Alden Town Wide Refuse and Recycling District Policy" dated July 1, 2019, to be effective immediately;
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 1, 2019, as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays

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

WHEREAS, The Town of Alden Building Inspector on July 1, 2019 made a report to the Alden Town Board that the house located at 1214 Mayfield Drive, Alden, New York is so dangerous and unsafe as defined by Chapter 115 of the Alden Town Code and that the **garage** house is so dilapidated, decayed, unsafe and unsanitary, that it utterly fails to provide the amenities essential to decent living so that they are unfit for human habitation;

WHEREAS, The Building Inspector has determined that the house: cannot be reasonable repaired; is dangerous to the health, morals, safety and general welfare; and is more than 50% damaged, decayed and deteriorated from its original structure; and that said house is a public nuisance;

WHEREAS, the Building Inspector has properly notified the owner, and all other persons having an interest in said building that the building has been found be to dangerous, unsafe, and a public nuisance and has given notice that the building must be repaired or demolished within thirty (30) days; and

WHEREAS, the Building Inspector has posted notice of the house being dangerous, unsafe, and a public nuisance on the property.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That a Public Hearing be held before the Alden Town Board on July 15, 2019 at 7:05 PM at the Alden Town Hall, 3311 Wende Road, Alden, New York on the report made by the Building Inspector and to determine if the house is dangerous, unsafe and a public nuisance;

2. That the necessary Notice of Hearing, as required by Chapter 115 of the Alden Town Code be published in the Alden Advertiser, the official newspaper of the Town of Alden, and be posted on the Town Bulletin Board, and mailed to the property owner and other parties having an interest in the property, which Notice shall be in the form attached hereto and made a part hereof; and

3. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a roll call vote at a regular meeting on July 1, 2019 as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

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

WHEREAS, the Town Board of the Town of Alden ("Town Board") has fully and properly considered demolishing the unsafe and dangerous house at 1214 Mayfield Drive in the Town of Alden (the "proposed Action"); and

WHEREAS, the Town Board, after completing the Short Environmental Assessment Form has determined that the Proposed Action is a Type II Action under SEQRA; and

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby adopts the attached Determination of Type II Action.

2. The Town of Alden, as Lead Agency, hereby determines that the Type II Action described in the attached Determination, 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 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 on July 1, 2019, the results of which as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

Determination of Type II Action

TOWN OF ALDEN

In the Matter of the Application of the Town of Alden for Environmental Assessment Pursuant to the State Environmental Quality Review Act (SEQR)

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1. The TOWN OF Alden Building Inspector, on or about July 1, 2019, filed an Environmental Assessment Form(EAF) with the Alden Town Board, a copy of which is attached hereto and made a part hereof relating to the demolition of a house at 1214 Mayfield Drive, Alden, New York.

2. Pursuant to 6 NYCRR section 617.5 of the SEQR regulations it is hereby determined that the action proposed in said application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. More Specifically:
 - a. 6 NYCRR Section 617.5(c)(15) minor temporary uses of land having negligible or no permanent impact on the environment:
 - b. 6 NYCRR Section 617.5(c)(19) official acts of a ministerial nature involving no exercise of discretion, including building permits and historic preservation permits where issuance is predicted solely of the applicant's compliance or noncompliance with the relevant local building or preservation code(s):
 - c. 6 NYCRR Section 617.5(c)(29) civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion:

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Pautler – On June 20th the Parks and Recreation Dept. seasonal employees received their training on Workplace Violence and Sexual Harassment. Councilwoman Pautler led the training session.

Town Clerk Barrett – County tax collection is done.

Supervisor Savage – made mention of the new voting laws for early voting.

Highway Superintendent Rogers- Per Supervisor Savage's request a list of their activities for the past 2 weeks: 2 days spent hauling millings off of Exchange Street for the County. 60 truckloads of millings are stock-piled in the yard at the Highway Garage. Cut down trees on Cary. Shoulder work on Jane Drive. 1st & 3rd weeks of the month are for brush pick up. Paved extra parking lot at Community Center. Installed a driveway pipe on Reinhardt. Working on all roadside mowing and trimming at intersections. Cleaning up garbage off of Kieffer & Two Rod. Repaired and re-painted the bandshell.

NOTICE OF MEETINGS

NEXT WORK SESSION:	July 15, 2019	@8:00 AM
REGULAR BOARD MEETING:	July 15, 2019	@7:00 PM

MEMORIAL REMEMBRANCE - James Kozlowski, Margaret Kisiel and Hugh White

ADJOURNMENT

At 7:48 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett
Town Clerk