

MEETING NO. 3  
REGULAR NO. 3

REGULAR TOWN BOARD MEETING  
TOWN OF ALDEN

February 4, 2019  
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, February 4, 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: Rick Savage, Supervisor  
Colleen Pautler, Councilwoman  
Dean Adamski, Councilman

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Bill Rogers, Highway Superintendent  
Mike Metzger, Town Engineer  
Chris Snyder, CEO  
Leonard Weglarski, DCO  
Daniel Gniewecki, Legislator Brusso's Office  
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of January 14, 2019.

**CARRIED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, SECONDED BY COUNCILMAN ADAMSKI, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS #72-129 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$11,468.09	17,373.27	\$28,841.36
HIGHWAY FUND "DA/DB"	11,129.05	40,063.30	51,192.35
PART-TOWN FUND "B"	4,721.82	21,187.08	25,908.90
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"		63,674.44	63,674.44
SPECIAL FIRE PROTECTION "SF"	4,900.00	5,064.96	9,964.96
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	766.53	768.54	1,535.07
TRUST & AGENCY "T"	10,620.26	8,524.32	19,144.58
SPECIAL REFUSE FUND "SR"	35,459.77	699.17	36,158.94
STREET LIGHTING FUND "SL"	35,101.00		35,101.00
PERIWINKLE LTG. DIST. "SL1"	52.21		52.21
ZOELLER WATER DIST "WZ"	14,746.00	1,125.60	15,871.60
WATER DIST.EXCHNAGE ST. "WX"	21,356.25	1,929.60	23,285.85
TOTALS	\$150,320.98	\$160,410.28	\$310,731.26

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON February 4, 2019 AND **ADOPTED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

## **BUSINESS FROM THE FLOOR**

Daniel Gniewecki from Legislator Brusio's Office stated they were going to begin publishing a monthly newsletter. Newsletter is slated to be published once a month. Shared Legislator Brusio's thanks to Bill Rogers and the Highway Dept. for their good work during the winter storms. Legislator Brusio is a member of the opioid task force; at a recent meeting they found confirmed death by over doses went from 251 in 2017 to 148 in 2018 which shows that the task force is effective.

Randy Krieger, 328 Exchange Street and 299 Exchange Street: Mr. Krieger stated he had general concerns. He began to explain that on January 4, 2019 his Uncle was driving his tractor on South Lake road, entering his driveway, when a he was struck by a vehicle and killed. Mr. Krieger would like to see farm implement signs put up on Exchange Street to slow traffic down and make drivers aware that farm tractors use that roadway. Says that in his opinion Exchange has become a "cow path" for speeding traffic, including trucks, and the roadway is deteriorating. People swerve all over the road to avoid potholes. He also is tired of picking up trash that people throw from their vehicles onto his property. He would also like to see littering signs put up too. Supervisor Savage noted that Exchange is a County Road and that Mr. Gniewecki is an aid to Legislator Brusio's Office and he can communicate the concerns over road conditions to the Legislator. Mr. Krieger stated if the County is not going to remediate Exchange Street, they need to lower the speed limit due to the amount of truck traffic. He also noted he had read in the Advertiser about the upcoming change in refuse pick-up providers and how the public needs to be educated on the changes. He noted residents of Exchange Street intentionally put their bins out backwards so that passing traffic does not blow the lids open and spill trash everywhere. Supervisor Savage noted the bins need to be placed properly at the road as a mechanized truck will come by and pick up and empty the bins. Also that the Town cannot put signage on a County Road, however, Mr. Gniewecki will express these concerns to Legislator Brusio. Mr. Krieger is frustrated that the tax dollars are not being put to use fixing the condition of Exchange Street. Mr. Gniewecki noted that there are projects in the works for repairing roadways. Mr. Krieger also questioned who was responsible for the street lights because they are out all over Town. Supervisor Savage stated the Town is however, NYSEG maintains them and the Town is in the process of converting to LED. Mr. Krieger questioned the Village tying into the Exchange water line and asked if those taxpayers will be seeing money from that? Supervisor Savage stated, No. Mr. Krieger stated they should get something for the Village tying into their waterline, the same way Marilla is getting money from Exchange Street residents for use of their waterline. Supervisor Savage explained that it does not work that way and those residents are not paying for Marilla's waterline or any other municipalities line between here and the lake. Supervisor Savage continued to explain he understood Mr. Krieger's concerns; however, it doesn't work that way.

Steve (resident) asked Supervisor Savage for an update on the refuse. Supervisor Savage stated that he signed a contract and Patrick was going to be picking it up. The carts will be delivered within the next few weeks. Inside the carts will be information on schedules and additional information. Also an additional mailer will be sent as well as updates on social media. He also noted how recycle has turned around and is costly. Supervisor Savage proceeded to mention some of the new changes, ie. bag tags, quarterly bulk pickup.

## **COMMUNICATIONS**

### **Councilwoman Pautler**

1. Alden Substance Abuse Coalition has asked Alden to pass a "Social Host" Law that impacts adults who host underage drinking parties. This would be in addition to the Social Host Law created by Erie County.

### **Attorney Strong**

1. Received sample Flood Prevention Law, we have until 6/7 to adopt Law, but Chris & Mike need to review the technical part.

### **Supervisor Savage:**

1. Sarah Hinsken, part-time Court Clerk, received notice that the Court Office has received an \$8,500.00 Justice Court Program Grant for flooring. She is getting prices on flooring as well as paint.
2. January Building Inspector Monthly Report.
3. Letter from Keith Dash, Erie County Water Authority, re-introducing himself as he does every year.
4. Letter from Senator Gallivan opposing the reduction in AIM funding.
5. Amherst Alarm will be out in the near future to install panic buttons.

6. Chris did Uniform and Code Administration Enforcement form for 2018, as required by law.
7. Application for Variance for Larvier.
8. SPCA is having a free of charge 8 hour training class.
9. Dues for Association of Towns, \$1,100.00 per year.

**NEW BUSINESS**

Councilwoman Pautler Motioned to permit the Alden Car Show Committee to use the Alden Town Park in its entirety and both band shells for the 2019 Car Show to benefit Mercy Flight on Sunday July 28, 2019. The Town will furnish 10 of 20 portable toilets for the event. Car show committee will, as per past practice, furnish a certificate of liability insurance with a coverage of \$1,000,000 per occurrence, \$3,000,000 aggregate with the Town named as an additional insured, health department permits for all vendors serving food, apply for and receive a "Public Gathering Permit" from NYS/EC Health Dept. Emergency Services, and sign an indemnification agreement, seconded by Councilman Adamski.

The foregoing Motion was duly put to a roll call vote at a regular meeting on February 4, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

Supervisor Savage Motioned to approve ACTS use of the Community Center large room for rehearsals on March 11, March 14, March 19, and March 21, 2019, from 6:00 through 9:00 pm. Town Clerk Barrett has indicated that these dates are available. The Town Clerk will provide a key and cose to the ACTS Representative. If necessary, that person can meet with Parks Supervisor Sojka during the day prior to March 11 for instruction on opening and closing of Center. Seconded by Councilwoman Pautler.

The foregoing Motion was duly put to a roll call vote at a regular meeting on February 4, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

Councilman Adamski Motioned to approve the renewal of Junk Yard License for Alden Trucks Ltd., 2731 Townline Road, for year 2019. Application to operate a Junk Yard Business, as well as, the license fee have been received by the Clerk's Office. Seconded by Councilwoman Pautler.

The foregoing Motion was duly put to a roll call vote at a regular meeting on February 4, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

**SUPERVISOR SAVAGE POLLED THE TOWN BOARD AND WITH NO OBJECTIONS ADDED:**

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

WHEREAS Governor Cuomo's proposed 2020 NYS Budget includes unprecedented cuts to unrestricted State Revenue Sharing program known as Aid and Incentives to Municipalities (AIM) in the amount of 49 million, effectively eliminating the program; and

WHEREAS, funding has not been increased in the last several years as unfunded mandates and cost of Town and Village services have risen; and

WHEREAS, if these cuts go through, a shocking 91% of Towns and Villages will permanently lose their AIM funding; and

WHEREAS, incentives for shared services, consolidation, and infrastructure remediation directed by consent orders in no way replace the needed financial assistance to fund and manage the increasing costs of day to day services and capital projects needed in sustainable Town and Village planning and management; and

WHEREAS, the proposal to eliminate AIM funding unfairly punishes State residents, making financial planning aligned with the NYS Tax Cap virtually impossible; and

WHEREAS, the Governor is proposing to make the Tax Cap permanent, discontinue the \$65 Million in Extreme Winter Recovery Program and proposes no increase for CHIPs funding for which there has been widespread vocal support; and

WHEREAS, the proposal to eliminate AIM funding is not proactive, but a method to cut a small percent from the State Budget, yet a significant amount of revenue to Town and Village budgets; and

NOW, THEREFORE, BE IT RESOLVED THAT the Town of Alden strongly opposes

The elimination of AIM funding;

FURTHER RESOLVED, the AIM funding benefits all of our residents not only in Erie County but throughout New York State and eliminating it could result in services, program cuts and layoffs. Every dollar that the State shared is a dollar that doesn't have to be levied on the backs of the taxpayers, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Honorable Governor Andrew M. Cuomo, Honorable Speaker of the Assembly Carl E. Heastie, Honorable Senate Majority Leader Andres Stewart-Cousins, Honorable Republican Minority Leader John Flanagan, Acting Honorable Republican Minority Leader Joseph Griffo, Honorable Majority Leader of the Assembly Crystal People-Stokes, Honorable Minority Leader Of the Assembly Brian Kolb, and the Western New York Delegation and Erie County Executive Mark Poloncarz and the Erie County Legislature.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 4 , 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 on November 6, 2017 adopted its 2018 Budget;

WHEREAS, the Town of Alden requires an increase in appropriations and expenditures in the amount of \$529.13 in Account Code SI.8130.0402. Said expenditures are a result of the 2018 payment between Erie County Sewer District No. 4 and the Town of Alden for Sewer Service to the Alden Industrial Park Sewer District 1 based on the Contract dated 07/20/1987. The charge will close to the Sewer District Fund Balance Code SI.0909 at fiscal year end.

WHEREAS, this increase will not render the Town of Alden insolvent.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 4, 2019, as follows:

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

**Councilwoman Pautler**

Met with senior citizens and Dan Moultrup with regard to senior's concerns, would like to further discuss this at the Work Session.

Personally thanked the Alden State Bank employees for folding tax bills.

**Supervisor Savage**

Thanked fire companies & Bob Elesko for all their assistance during the storms. They all did a nice job in keeping everyone informed and having people on hand to answer questions for residents.

Add to next Work Session: Constable Law, work boots, drainage, senior concerns, refuse, SD2.

**Highway Superintendent Rogers**

Trying to stay ahead of the weather and be prepared for what we get next. Continue to monitor the weather.

**Town Engineer Metzger**

Was able to track down paperwork on SPEDES permit for DEC for Town Hall.

With regard to Cayuga Creek Waterline the Water Authority has requested a map plan and report in advance of them making the decision on providing the water. He's hoping to have a draft to review at the Work Session. The plan will include the house on Three Rod.

**CEO Snyder**

Training was cut short due to weather.

**DCO Weglarski**

Reunited a dog with his owner.

**NOTICE OF MEETINGS**

**NEXT WORK SESSION:**

**February 11, 2019**

**@7:00 P.M.**

**REGULAR BOARD MEETING:**

**February 19, 2019**

**@7:00 P.M.**

**MEMORIAL REMEMBRANCE** - Helen Pierce

**ADJOURNMENT**

At 7:45 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett  
Town Clerk Elect