

MEETING NO. 5
REGULAR NO. 5

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

March 4, 2019
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, March 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: Bill Rogers, Highway Superintendent
Mike Metzger, Town Engineer
Chris Snyder, CEO
Leonard Weglarski, DCO
Residents
Students

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of February 19, 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 #207-234 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$45,522.72	27,073.50	\$72,596.22
HIGHWAY FUND "DA/DB"	68,660.15	14,343.95	83,004.10
PART-TOWN FUND "B"	28,107.93	1,037.08	29,145.01
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"	43,334.38		43,334.38
SPECIAL FIRE PROTECTION "SF"	120,000.00		120,000.00
SEWER DIST. #1 FUND "SI"	6,913.13		6,913.13
SEWER DIST. #2 FUND "SA"	1,730.02		1,730.02
TRUST & AGENCY "T"	7,314.27	7,927.39	15,241.66
SPECIAL REFUSE FUND "SR"	33,924.84		33,924.84
STREET LIGHTING FUND "SL"	7,606.34		7,606.24
PERIWINKLE LTG. DIST. "SL1"	52.36		52.36
WATER DISTRICT NEWSTEAD "WO"	5,039.88		5,039.88
CAPITAL PROJECTS "HC"	315,296.34		315,296.34
TOTALS	\$686,502.36	\$47,381.92	\$733,884.28

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

Ayes 3 Savage, Adamski & Pautler
Nays 0

BUSINESS FROM THE FLOOR

Steve Fox, Wende Road – Inquired as to why there were two Sheriff’s Deputies shooting radar near St. Johns last week. Supervisor Savage noted he did not have an answer for that but would run it past a Sheriff’s Deputy the next time he sees one around Town Hall. Councilman Adamski noted that at times they sit there to watch the four way stop. Councilwoman Pautler also added that a child was almost hit by a car there which is why the speed limit was reduced.

Ron Rebman, Broadway – Inquired as to whether or not Waste Management will exit their trucks to collect trash from bins that have been blown or knocked over. Supervisor Savage said he would pose that question to the Rep from Waste Management.

*******7:05 Public Hearing Local Law No. 1 of the Year 2019*******

At 7:05 p.m. Supervisor Savage made a motion to leave regular meeting and enter into Public Hearing. Supervisor Savage asked Councilman Adamski to explain what LL#1 will mean for Alden residents.

Councilman Adamski: Our Town Court Officers currently are not properly designated as Court Officers due to their lack of Peace Officer status. In order to protect our courts with armed officers our best option was to create a Town Constable position with Peace Officer status so our Court Officers can properly carry a firearm as well as make an arrest, if needed, and be a law enforcement presence in our Court Room.

Supervisor Savage added that the Constables will act as Court Officers on a per diem basis. Councilman Adamski noted that it is unclear now if both individuals acting as Court Officers will opt to complete the extensive peace officer training to become Town Constable; however that option was offered to both of them.

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

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THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

*******7:10 Public Hearing Derenda HOP for dog & cat grooming*******

At 7:10 p.m. Supervisor Savage made a motion to leave regular meeting and enter into Public Hearing. Supervisor Savage asked Mrs. Derenda to explain a little bit of what she does as a dog and cat groomer.

Mrs. Derenda: Typically operates four days a week from 8am to 5pm. People drop off their pets and pick up within 2 hours, there is a constant flow those days, averaging 7-10 grooms per day. Saturdays are half a day, 8am-noon. She is the only employee. Only problem Mrs Derenda sees at this time is her driveway. She does not want anyone backing out onto Genesee St. she wants to create a drive way that can be pulled out of.

There was no public comment or Board comment on the proposal to approve the Derenda HOP.

THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

Supervisor Savage noted there were 17 students from ACS present and asked them each to stand individually, introduce themselves and state which class they are representing.

COMMUNICATIONS

Supervisor Savage:

1. Letter from ACS from Co-Athletic directors requesting field use.
2. Building Inspectors Report from Feb 2019.
3. Copy of Sewer District change order request for a credit from the contractor for work not completed before the weather changed.

NEW BUSINESS

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

WHEREAS, pursuant to Section 365-65 of the Alden Town Code, Judith Derenda has filed an Application for a Home Occupation Permit to conduct a business of grooming cats and dogs from her residence at 12126 Genesee Street, Alden (the "Application");

WHEREAS, the Alden Town Board, pursuant to Section 365-65 of the Alden Town Code has duly called a public hearing on the Application;

WHEREAS, the notice of the Public Hearing was properly published in the Alden Advertiser; was properly posted on the Town Bulletin Board; and was properly mailed to the adjacent property owners;

WHEREAS, the Alden Town Board held a Public Hearing on March 4, 2019, at which time all interested persons were heard; and

WHEREAS, the Alden Town Board finds it in the interests of the residents of the Town of Alden to approve the Application.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. A Home Occupation Permit to allow Judith Derenda to conduct a business of grooming cats and dogs from her residence at 12126 Genesee Street, Alden be granted for a period of one year;
2. The Code Enforcement Officer is hereby directed to issue said Permit; and
3. This Resolution shall take immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 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 is considering an application by Robert Olsen for site plan approval of a 1,500 square foot building to be used for pet food sales at 12659 Broadway, in the Town of Alden, further identified by SBL # 119.00-2-12.1 (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 any involved agencies.

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.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 4, 2019, 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 would like to adopt a Personal Protective Equipment ("PPE") Policy in order to better protect the safety of its employees and to ensure compliance with both New York State and Federal Employee Safety Laws.

WHEREAS, the Safety Compliance Officer has conducted safety audits within the Town of Alden to determine proper and required safety requirements.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby adopts the PPE Policy dated March 4, 2019, to be effective immediately;
2. Councilwomen Pautler is hereby directed to promptly provide the new PPE Policy to all Town of Alden Employees and Officials who must acknowledge receipt thereof by signing a receipt of the Handbook and return said page to the Town Clerk; and
3. This resolution shall take effect immediately.

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

CARRIED.

Ayes 3 Savage, Adamski & Pautler
Nays 0

Councilwoman Pautler Motioned to introduce proposed Local Law #2 of 2019 – Flood Damage Prevention – and to refer the same to the Planning Board for review and comment. Seconded by Councilman Adamski.

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

CARRIED.

Ayes 3 Savage, Adamski & Pautler
Nays 0

*****SUPERVISOR SAVAGE POLLED AND ADDED WITH NO OBJECTION;

Supervisor Savage Motioned to approve Alden Substance Abuse Coalition’s use of the band shelter for the National Night Out on October 1, 2019 from 4-8pm and use of the Community Center on October 25 & 26, 2019 as part of the Halloween Spooktacular events. Seconded by Councilwoman Pautler.

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

CARRIED.

Ayes 3 Savage, Adamski & Pautler
Nays 0

UNFINISHED & TABLED BUSINESS

Resolution to lease John Deere mower - TABLED

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Matt, Planning Board

Nothing too pressing. The development on Broadway has submitted a change from houses to apartments. Project will be phased totaling around 80 apartments.

Councilwoman Pautler

Had meeting with Seniors Executive Board, they wanted to thank the Town Board for answering all the questions they’ve had.

Supervisor Savage

Add to next Work Session: SD2, ACS field use request, Cayuga Creek Water, LL#1, drainage
Will not be present for 04/01 Regular Town Board Meeting, the Deputy Town Supervisor will attend in his absence.

Town Engineer Metzger

SD2 work is shut done. There are still a couple of items he is working with the contractor on getting finished. Waiting for further comments on map plan and report.

DCO Weglarski

Will be attending school at SPCA.

NOTICE OF MEETINGS

NEXT WORK SESSION:	March 11, 2019	@7:00 P.M.
REGULAR BOARD MEETING:	March 18, 2019	@7:00 P.M.

MEMORIAL REMEMBRANCE - Geraldine Gray and Lewis Demerest

ADJOURNMENT

At 7:34 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett
Town Clerk Elect

