

MEETING NO. 18
REGULAR NO. 18

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

September 15, 2020
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Tuesday, September 15, 2020 at 7:00 P.M. Supervisor Adamski called the Meeting to Order and Councilwoman Waiss led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Dean Adamski, Supervisor
Colleen Pautler, Councilwoman
Gina Waiss, Councilwoman

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Len Weglarski, DCO
Mike Metzger, Town Engineer
Jennifer Strong, Town Attorney
Bill Rogers, Highway Superintendent
Residents

Councilwoman Pautler Moved and Supervisor Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of September 1, 2020.

CARRIED

Ayes 3 Adamski, Pautler & Waiss
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, SECOND BY COUNCILWOMAN WAISS, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS #665 - 719 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

| <u>ACCOUNT</u> | <u>AMOUNT</u> | | |
|---------------------------------|---------------|-------------|--------------|
| | ABSTRACT #1 | ABSTRACT #2 | TOTAL |
| GENERAL FUND "A" | \$8,492.54 | | \$8,492.54 |
| HIGHWAY FUND "DA/DB" | \$62,771.00 | | \$62,771.00 |
| PART-TOWN FUND "B" | \$4,871.67 | | \$4,871.67 |
| SPECIAL FIRE PROTECTION "SF" | \$7,140.43 | | \$7,140.43 |
| SEWER DIST. #2 FUND "SA" | \$110.80 | | \$110.80 |
| TRUST & AGENCY "T" | \$5,614.52 | | \$5,614.52 |
| SPECIAL REFUSE FUND "SR" | \$39,709.10 | | \$39,709.10 |
| STREET LIGHTING FUND "SL" | \$3,566.15 | | \$3,566.15 |
| PERIWINKLE LTG. DIST."SL1" | \$52.05 | | \$52.05 |
| ZOELLER RD WATER DIST "WZ" | | | |
| CAPITAL PROJECTS "HC" | | | |
| TOTAL | \$132,328.26 | | \$132,328.26 |

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON SEPTEMBER 15, 2020 AND

ADOPTED

Ayes 3 Adamski, Pautler & Waiss

Nays 0

BUSINESS FROM THE FLOOR

Marcie Mason & Mike Puzan, AJFC – apologized for the handling of their registration event on Sept. 12 at the Town Park. They had 40 people register but had a larger turn out than anticipated. They did have 2 hand sanitation stations as well as everyone who signed in was masked. At the last minute a bounce house/obstacle course was donated for the event. The cost for a mask for each child was included in the \$25 registration fee. They both pleaded with the Board to pass the motion for the AJFC clinics to take place. They stated all guidelines will strictly be adhered to. Mike Puzan stated he took full responsibility for the event getting out of hand and promised the Board he would shut down any future events where the guidelines were not strictly followed. He stated that the turn out shows how much the community wants something to have their kids involved in.

Supervisor Adamski stated cheer was never approved before and doesn't even believe it is currently allowed. Councilwoman Pautler added that according to the state mandate cheer is labeled high risk and is not permitted. Supervisor Adamski went on to add that the organization did not follow one single rule of COVID. The motion to hold the event was pushed through with the understanding that it would be a small sign up event. There was a bounce house, dunk tanks and a large group of people that is all not allowed under COVID. And no masks were worn. Councilwoman Waiss went on to add that food was served without masks and kids were eating together. She read the Motion that had been approved prior with regard to approving the event and went on to add that not one state mandate was followed. She stated the Town of Alden and our schools are going head over heels to follow all the guidelines to protect our children. She went on to add that their event exceeded the maximum of 50 people for an event. Supervisor Adamski stated that this event put the Town at risk with the Health Dept. and went on to add that hopefully there will not be an outbreak linked to this event.

COMMUNICATIONS

Colleen Pautler

1. Add safety plan form to the WS agenda

Gina Waiss

1. Add RO1 score board to WS agenda

Dean Adamski

1. Letter from Mark Poloncarz outlining a grant program

NEW BUSINESS

THE FOLLOWING MOTION WAS OFFERED BY COUNCILWOMAN PAUTLER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN WAISS, TO WIT;

Motion to appoint Dylan Dreyer, as part time Alden Parks Dept. Laborer, effective 09/16/2020 at the rate of \$14.00 per hour with a maximum of 19 hours per week. Contingent that Mr. Dreyer has successfully completed all pre-employment screening criteria.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

Motion to approve the request of the Alden Central School to use the Joe Panza Trail for the Cross Country Team practices starting on September 21, 2020 through November 30, 2020 from approximately 3.00 PM until 5:00 PM weekdays.

The School is responsible for complying all State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The School has submitted a CoVid19 Safety Plan, as per the requirements of New York State and has submitted submit proof of insurance.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on September 1, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

THE FOLLOWING MOTION WAS NOT OFFERED;

Motion to approve the request of Alden Junior Football and Cheerleading to use the Alden Town Park football fields for flag football and practices and cheerleading practices starting on September 21, 2020 through November 15, 2020 from approximately 6.00 PM until 8:00 PM weekdays and Saturdays from 10.00 am until 2.00 PM. AJF&C may also use the concession stand.

AJF&C is responsible for complying all State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

AJF&C has submitted a CoVid19 Safety Plan, as per the requirements of New York State and has submitted submit proof of insurance.

NO ACTION WAS TAKEN

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

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS;

A hearing before the Town Board of the Town of Alden, in the County of Erie shall be held at the Town Hall, 3311 Wende Road, Alden, New York at 7:05 p.m. on the 6th day of October, 2020, for the purpose of hearing all persons interested in the use of Federal Community Development Funds in the Town of Alden; and

ORDERED, that the Town Clerk's Office is directed to (a) publish a notice of public hearing in the Alden Advertiser, designated as the official newspaper for this publication, such publication to be not less than five (5) days before the date of the public hearing; (b) and post as required by law one (1) copy of the Notice of Public Hearing no later than the day such Notice is published; and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS;

A hearing before the Town Board of the Town of Alden, in the County of Erie shall be held at the Town Hall, 3311 Wende Road, Alden, New York at 7:10 p.m. on the 6th day of October, 2020, for the purpose of hearing all persons interested in the proposed Local Law No. 1 of the Year 2020 Override Of Tax Cap; and

ORDERED, that the Town Clerk is directed to (a) publish a notice of public hearing in the Alden Advertiser, designated as the official newspaper for this publication, such publication to be not less than ten (10) days before the date of the public hearing; (b) and post as required by law one copy of the Notice of Public Hearing no later than the day such Notice is published; and

ORDERED, that the Town Clerk is to make copies of the proposed Local Law No. 1 of the Year 2020, entitled "Override of Tax Cap" available at her office for inspection and distribution to any interested person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

Motion to approve the request of Alden Substance Abuse Coalition's use of the Alden Town Park for a Halloween Trunk-or-Treat Event on October 24, 2020 and their request to use a shelter (the one closest to the Community Center) and the Joe Panza Nature Trail for a Spooky Nature Walk on October 23, 24, 30 and 31, 2020 (Set up to occur on starting on October 19th).

Open flames and fires of any sort are strictly prohibited.

The Coalition is responsible for complying all State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The Coalition must submit to the Town Board a CoVid19 Safety Plan, as per the requirements of New York State. Proof of insurance has been submitted.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

WHEREAS, the Alden Town Board is considering an application by Paul Marzec for the subdivision of two lots. The entire parcel currently consists of approximately 1.86 vacant acres at Two Rod Road, in the Town of Alden, further identified as SBL# 129.00-2-7. The first proposed lot ("Parcel A") will be approximately 120.58 ' x 320 ' (approximately .9383 acres); the second proposed lot ("Parcel B") will be the remaining parcel approximately 142.10 ' x 320' (approximately .9289 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; and

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 question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

WHEREAS, the Alden Town Board is considering an application by Nathan Casillo for the subdivision of two lots. The entire parcel currently consists of approximately 14.1 vacant acres at 12711 West Main Street, in the Town of Alden, further identified as SBL# 119.00-1-13. The first proposed lot ("Parcel A") will be an L shaped parcel approximately 100 ' x 312' (approximately .751 acres); the second proposed lot ("Parcel B") will be the remaining approximately 13.35 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; and

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 question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

WHEREAS, the Alden Town Board is considering an application by John Zoladz for the subdivision of two lots. The entire parcel currently consists of approximately 5.6 vacant acres at Countyline Road, in the Town of Alden, further identified as SBL# 120.00-1-10.2. The first proposed lot ("Parcel A") will be approximately 200' x 450' (approximately 2.066 acres); the second proposed lot ("Parcel B") will be the remaining parcel also being approximately 200' x 450' (approximately 2.066 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; and

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 question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILWOMAN WAISS, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR ADAMSKI, TO WIT;

Motion to approve the request of the Daisy Scouts to use the Community Center on the 2nd and 3rd Tuesdays of each month from October, 2020 through June, 2021.

The Daisy Scouts are responsible for complying all State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The Daisy Scout have submitted to the Town Board a CoVid19 Safety Plan, as per the requirements of New York State.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

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

WHEREAS, the Town of Alden wishes to ensure the highest level of service and professionalism; and

WHEREAS, the Town continues to aggressively search for and secure funding assistance for the Town Court; and

WHEREAS, Justice Christopher Cummings identified a funding opportunity and the need to increase security and safety within the Courtroom by installing security cameras. He also identified a need for additional space to hold a public waiting area, District Attorney's office, inmate holding area, handicap accessible bathroom and extra storage; now therefore be it

RESOLVED, that the Town Board of the Town of Alden does hereby support and approve a grant request to the New York State Unified Court System Justice Assistance Program; and be it further

RESOLVED, that such request shall not exceed the maximum award of \$30,000.00

This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on September 15, 2020, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Alecia Barrett, Town Clerk – School tax bills went out in the mail today so it will be getting very busy.

Mike Metzger, Town Engineer – Senior Center Roof pre-bid meeting will be tomorrow. Bill Rogers is setting up a ladder so anyone interested can climb up and look at the roof. So far 3 contractors have picked up bid books from Metzger Engineering Office; none from the Town Clerk's Office, phone calls will be made to make sure we get as many bids as possible. Bids are due Monday at 11am.

Received close out documents for SD2 today, will review.

UNFINISHED AND TABLED BUSINESS

NOTICE OF MEETINGS

NEXT WORK SESSION:

September 22, 2020

@7:00 PM

REGULAR BOARD MEETING

October 6, 2020

@7:00 PM

MEMORIAL REMEMBRANCE - Carol McCormick and Eleanor Busch

ADJOURNMENT

At 7:24 P.M. Supervisor Adamski adjourned the Meeting.

Alecia Barrett
Town Clerk