

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Tuesday, March 2, 2021 at 7:00 P.M. Supervisor Adamski called the Meeting to Order and Councilwoman Pautler 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: Joanna Eisensmith, Deputy Town Clerk

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

Councilwoman Pautler Moved and Councilwoman Waiss seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of February 16, 2021

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 #165 - 204 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$54,721.42	\$9,538.40	\$64,259.82
HIGHWAY FUND "DA/DB"	\$7,041.23	\$23,559.32	\$30,600.55
PART-TOWN FUND "B"	\$6,151.53	\$15,928.74	\$22,080.27
CONSOLIDATED WATER "WR"	\$42,153.13	\$63,725.12	\$105,878.25
WATER DIST. #1 FUND "WA"		206.22	\$206.22
SPECIAL FIRE PROTECTION "SF"	\$171,697.90	\$4,231.72	\$175,929.62
SEWER DIST. #1 FUND "SI"	\$9,256.50		\$9,256.50
SEWER DIST. #2 FUND "SA"	\$142.74	\$158.00	\$300.74
TRUST & AGENCY "T"	\$12,390.29	\$12,941.37	\$25,331.66
SPECIAL REFUSE FUND "SR"	\$38,406.37	\$474.20	\$38,880.57
STREET LIGHTING FUND "SL"	\$4,019.45		\$4,019.45
PERIWINKLE LTG. DIST."SL1"	\$66.96		\$66.96
ZOELLER Rd WATER DIST."WZ"		\$1,125.60	\$1,125.60
WATER DIST. EXCHANGE ST."WX"		\$1,929.60	\$1,929.60
WATER DIST.NEWSTEAD "WO"	\$3,416.91		\$3,416.91

TOTAL

\$349,464.43	\$133,818.29	\$483,282.72
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THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON MARCH 2, 2021 AND

ADOPTED

Ayes 3 Adamski, Pautler & Waiss

Nays 0

BUSINESS FROM THE FLOOR

Len Rospierski, 12122 Walden Ave. - Circulated copies of the Regular Board Meeting minutes of October 15, 2012 with a red box outlining business from the floor regarding the property at 12132 Walden Ave. He requested the number of citations written for that property as well as the findings from the DMV. Also questioned the outcome of all the information outlined in the 10/15/2012 minutes. States the problem has gotten worse over the last year and acknowledged that the pandemic has hindered things. But went on to state that he has rats on his back porch in the summer. He also noted he researched the amount of back taxes owed on the property. Supervisor Adamski stated the Town has worked as aggressively as they can. At this time the Town's hands are tied by the pandemic but can only move forward from here.

COMMUNICATIONS

Dean Adamski, Town Supervisor

1. ISO report from Townline Fire Dept.
2. Building Inspector's monthly report.
3. Letter from Senator Gallivan regarding AIM funding

NEW BUSINESS

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

ORDER CALLING FOR A PUBLIC HEARING TO BE HELD ON MARCH 16, 2021
WHEREAS, the Town Board of the Town of Alden (herein called the "Town"), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the establishment of a water district in a portion of the Town, as described therein and herein; and
WHEREAS, the Town has received and reviewed a map, plan and report prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York, for the proposed establishment of the Cayuga Creek Water District, in the Town, and the construction of a water system therein, consisting of 8-inch waterlines along the streets in the new district, fire hydrants and line valves and other work required in connection therewith, including original equipment, assemblies, machinery, furnishings, valves, fittings, connections, fill,

appurtenances and related site work and other ancillary work, as needed (referred to herein as the “Water Improvement”); and

WHEREAS, the map, plan and report dated October 20, 2020 has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the proposed District is bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being part of the tract of land called the Buffalo Creek Reservation, known and distinguished as part of Lot 66, in Township 10, Range 5, bounded and described as follows:

Commencing at a point on the center of Cayuga Creek Road (f/k/a West Alden Road) where said road intersects southerly boundary of Lot 66, thence east along the southerly boundary of Lot 66, 981.42 feet to the southeast corner of Lot 66, thence northerly 5,452.69 feet to the northeast corner of Lot 68, thence westerly along the north line of Lot 68, 2,289.30 feet to a point on the north line of lot 68.

Thence north to the north line of Lot 70, thence west along the north line of Lot 70 to a point 404 feet east from the centerline of Three Rod Road where the same meets the north line of Lot 71, also being the northwest corner of Zdrujewski at Liber 10963 Page 7963.

Thence south 121 feet, thence west 370.4 feet to a point in the centerline of Three Rod Road, thence southerly along the centerline of Three Rod Road a distance of 210 feet, thence westerly along the north line of Lot 71 a distance of 1,382.80 feet to a point in the northwest corner of Lot 71, then southerly a distance of 2,421.50 feet to the centerline of Cayuga Creek, then continuing along the centerline of Cayuga Creek a distance of 8,806.50 feet to the south line of Lot 66, thence easterly 80 feet to the centerline of Cayuga Creek Road (f/k/a/ West Alden Road) to the place of beginning.

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law, and the Town Board, has reviewed a Long Environmental Assessment Form and has determined that the project will not result in any significant adverse environmental impacts and the Town Board has adopted a Negative Declaration; and

WHEREAS, the maximum amount proposed to be expended for the establishment of the District and construction of the Water Improvement is estimated to be \$887,600, and the plan of financing includes the issuance of not to exceed \$887,600 serial bonds of the Town to finance said cost, and the levy and collection of assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and

WHEREAS, an Order was adopted on February 16, 2021 calling for a public hearing to be held on March 2, 2021 but, due to non-publication of the notice of the hearing, the hearing shall be rescheduled and held on March 16, 2021;

Now therefore, be it

DETERMINED AND STATED that the estimated cost of hook-up fees is \$1,000.00 and the estimated cost of the establishment of the District and the construction of the Water Improvement to the Typical Property (as defined in the Town Law) is \$1,454.75; and that the Town Board has heretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and further that the cost of the establishment of the District and construction of the Water Improvement to such Typical Property is above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller; and be it

ORDERED, the Order Calling for a Public Hearing to be held on March 2, 2021 is hereby rescinded and the public hearing originally scheduled for March 2, 2021 shall be held on March 16, 2021 at 7:05 o'clock P.M. (Prevailing Time) at a meeting of the Town Board to be held

at the Town Hall, 3311 Wende Road, Alden, New York, on March 16, 2021, to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "*Alden Advertiser*," hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of such public hearing in substantially the form attached hereto in Exhibit A, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and that the Town Clerk shall mail, or cause to be mailed, by first class mail to each owner of taxable real property in the District, a notice of such public hearing in substantially the form attached hereto in Exhibit A; and be it
FURTHER ORDERED, that the Town Clerk file a copy of this Order with the State Comptroller on or about the date of the publication of a copy of this order.

The question of the resolution of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on March 2, 2021, 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 allow the Alden Substance Abuse Coalition to use the Town Park, Community Center (for staging only) and restrooms for the National Night Out on Tuesday August 3, 2021 from 4 pm through 8pm.

The Coalition is responsible for complying all State and Federal Rules and Regulations regarding the CoVid-19 Pandemic. No later than July 20, 2021 the Coalition shall supply to the Town Clerk, proof of liability insurance naming the Town of Alden as Additional Insured with coverage of \$1,000,000 per occurrence and general aggregate of \$3,000,000.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on March 2, 2021, 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;

WHEREAS, the Town of Alden and Alternative Care Services of WNY, Inc., a Not-For-Profit Corporation duly organized and existing under the laws of the State of New York, have negotiated a renewal of an Agreement wherein Alternative Care Services of WNY, Inc. will provide Meals-On-Wheels to eligible residents of the Town of Alden;

WHEREAS, the Town of Alden is aware that a large number of residents of the Town of Alden are eligible for and participate in the Alternative Care Services of WNY Inc.'s Meals-On-Wheels Program and The Town is desirous of continuing such services for its residents;

WHEREAS, Alternative Care Services of WNY, Inc. is the sole source provider of a meals-on-wheels program in the Town of Alden and therefore the Town's Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, the Town of Alden and Alternative Care Services of WNY, Inc. have come to full agreement on the terms of such Agreement to run as of January 1, 2021, until December 31, 2021.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the attached Agreement whereby the Town contracts with Alternative Care Services of WNY Inc., at a cost of \$1,001.00 for the provision of meals-on-wheels to eligible Town of Alden residents as being consistent with its policies and in the best interests of the residents of the Town of Alden;
2. That the Town Supervisor is authorized to sign any and all necessary documents to effectuate the Agreement; and
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 March 2, 2021, 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 Town of Alden believes that the Ewell Free Library is a good cultural asset for the residents of the Town of Alden and would like to assist keep the Library open for the benefit and enjoyment of its citizens;

WHEREAS, the Alden Ewell Free Library is currently operated by the County of Erie and housed in a building not owned by the Town of Alden; and

WHEREAS, the Town Board of the Town of Alden would like to Contract with the Ewell Free Library to provide monies to the Ewell Free Library for its continued operation.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the attached Contract, for a sum of \$5,000.00, for the year 2021 with the Ewell Free Library as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. That the Town Supervisor is authorized to sign any and all necessary documents to effectuate this Contract; and

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 March 2, 2021, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Waiss

Nays 0

POLLED AND ADDED WITH NO OBJECTIONS

Supervisor Adamski made motion to appoint Judith Downhauer to cover vacation and absence in the Supervisor’s Office at an hourly rate of \$19 per hour; seconded by Councilwoman Pautler

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on March 2, 2021, which resulted as follows:

CARRIED.

Ayes 3 Adamski, Pautler & Weiss

Nays 0

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Jennifer Strong, Town Attorney – circulated shelter rental language and computer policy language for further discussion at the Work Session. Also to discuss at the Work Session, the Planning Board member who has not completed the required training.

Chris Snyder, Code Enforcement Officer – circulated to the Board a sub-division application.

Mike Metzger, Town Engineer – Cayuga Creek Water District is moving forward; add to Work Session for further discussion.

UNFINISHED AND TABLED BUSINESS

NOTICE OF MEETINGS

WORK SESSION:

March 9, 2021

@7:00 PM

REGULAR BOARD MEETING

March 16, 2021

@7:00 PM

MEMORIAL REMEMBRANCE - Raymond Stoos and Devina Blakeslee

ADJOURNMENT

At 7:51 P.M. Supervisor Adamski adjourned the Meeting.

Alecia Barrett
Town Clerk