

MEETING NO. 24
REGULAR NO. 24

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

December 16, 2019
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, December 16, 2019 at 7:00 P.M. Supervisor Savage called the Meeting to Order and Councilman Adamski 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
Mike Metzger, Town Engineer
Chris Snyder, CEO
Lenny Weglarski, DCO
Bill Rogers, Highway Superintendent
Colleen Rogers, Deputy Supervisor
Karen Howard, Senator Gallivan's Office
Mike Norris, Assemblyman
John Bruso, Legislator
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of December 2, 2019

CARRIED

Ayes 3 Savage, Adamski & Pautler
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, SECOND BY SUPERVISOR SAVAGE, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS #1087 - 1130 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$15,390.95		\$15,390.95
HIGHWAY FUND "DA/DB"	\$20,888.56		\$20,888.56
PART-TOWN FUND "B"	\$4,182.77		\$4,182.77
ZOELLER RD. WATER DIST WZ	\$3,250.00		\$3,250.00
SEWER DIST. #2 FUND "SA"	\$385.39		\$385.39
TRUST & AGENCY "T"	\$6,337.00		\$6,337.00
SPECIAL REFUSE FUND "SR"	\$37,668.02		\$37,668.02
STREET LIGHTING FUND "SL"	\$4,576.99		\$4,576.99
PERIWINKLE LTG. DIST."SL1"	\$58.03		\$58.03
TOTAL	\$89,487.71		\$89,487.71

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON DECEMBER 16, 2019 AND

ADOPTED

Ayes 3 Savage, Adamski & Pautler

Nays 0

BUSINESS FROM THE FLOOR

Karen Howard, Sen. Gallivan's Office – Read and presented Supervisor Savage with a proclamation commemorating his years of service to the Town of Alden.

Mike Norris, Assemblyman - Read and presented Supervisor Savage with a proclamation commemorating his years of service to the Town of Alden.

John Bruso, Legislator - Read and presented Supervisor Savage with a proclamation commemorating his years of service to the Town of Alden.

COMMUNICATIONS

Supervisor Savage

1. Senior Van report from Michele Hoffman.
2. Request for reappointment from Matthew Herdzik.
3. Recommendation for final payment to contractor for Exchange & Zoeller waterlines.
4. December Building Dept. Report
5. Request for reappointment from Leonard Weglarski
6. Request for Reappointment for Susan Schumacher.
7. Thank you letter from ACS for help repairing baseball field.
8. Reappointment to Zoning Board of Appeals from Sue Galbraith.
9. Copy of letter to Mark Moore from CEO
10. Mortgage tax payment overall higher than last year

NEW BUSINESS

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

WHEREAS, the Town Board of the Town of Alden has fully considered the adoption of Local Law No. 6 of the Year 2019, entitled "Local Law amending Section 365-90 of the Alden Town Code to decrease the number of members of the Town of Alden Planning Board" (the "Proposed Action"); and

WHEREAS, the Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA; and

WHEREAS, the Building Inspector provided notice to the Erie County Division of Planning on October 29, 2019, for this Proposed Action, as required under Section 239-m of the General Municipal Law and a "no recommendation" was received from the Division on November 4, 2019; and

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Town Board did assume Lead Agency status on November 4, 2019; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law the Town Board has prepared the Short Form Environmental Assessment Form, which is now on file with the Town's SEQR Intake Officer; and

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board did determine that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town Board did determine that it should be the Lead Agency for all environmental review of the Proposed Action.
3. The Town of Alden, as Lead Agency, hereby determines that the unlisted action described in the attached SEQR NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, which attached notice is hereby made a part of this Resolution, 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.
4. 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 December 16, 2019, which resulted 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, a Proposed Local Law #6 of 2019 entitled "Local Law amending Section 365-90 of the Alden Town Code to decrease the number of members of the Town of Alden Planning Board" was introduced to the Alden Town Board for consideration by Councilperson Adamski on November 1, 2019.

WHEREAS, an order was duly adopted by the Alden Town Board for a public hearing to be held by said Town Board on December 2, 2019 at 7:05 pm at the Alden Town Hall, 3311 Wende Road, Alden, New York 14004 to hear all interested parties on a proposed Local Law entitled Local Law No. 6 of the Year 2019, and

WHEREAS, notice of said public hearing was duly published in the Alden Advertiser, the official newspaper of the Town of Alden on November 21, 2019, and

WHEREAS, said public hearing was duly held on December 2, 2019 and all parties in favor of and opposed to the local law were heard were heard; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act it has been determined by the Alden Town Board, as Lead Agency, that adoption of said proposed Local Law is an Unlisted Action and will not have a significant effect upon the environment, and

WHEREAS, the Erie County Division of Planning gave a "no recommendation" to the proposed Local Law on November 4, 2019, pursuant to section 239-m of the General Municipal Law, and

WHEREAS, the neighboring municipalities were given notice of the proposed Local Law on November 6, 2019, and

WHEREAS, the Alden Town Board, after due deliberation, finds it in the best interest of said the Town of Alden to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts said Local Law No. 6 of the Year 2019 entitled "Local Law amending Section 365-90 of the Alden Town Code to decrease the number of members of the Town of Alden Planning Board", a copy of which is attached hereto and made a part of this resolution,
2. That the Alden Town Clerk enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town of Alden, and to give due notice of the adoption of said Local Law to the Secretary of State of New York, post the same on the Town Bulletin Board and publish the same in the Alden Advertiser.
3. This Resolution shall take effect immediately.

Local Law No. 6 of the Year 2019

A Local Law amending Section 365-90 of the Alden Town Code to decrease the number of members of the Town of Alden Planning Board.

Be it enacted by the Town Board of the Town of Alden as follows:

SECTION 1. TITLE

This Law shall be known as Local Law No. 6 of the Year 2019, a Local Law amending Section 365-90 of the Alden Town Code to decrease the number of members of the Town of Alden Planning Board to take effect upon the expiration upon the next two expirations of terms (two terms expire on December 31, 2019) of the Town of Alden Planning Board.

SECTION 2. PURPOSE AND AUTHORITY

The purpose of this local law is amend the 365-90 of Alden Town Code to decrease the number of members of the Town of Alden Planning Board from seven (7) members to five (5) members in an effort to save taxpayer monies and to operate a cost effective Planning Board.

Authority for this amendment is given under Town Law §§ 271(1) and (7).

SECTION 3. AMENDMENT OF CODE

Section 365-90 of the Code of the Town of Alden as originally adopted as part of Local Law No. 1 of 1992, on July 6, 1992, amended in 2009 and again in 2014; be and hereby is amended by this Local Law so that Section 365-90 shall read in its entirety as follows:

§365-90. Planning Board.

The Town of Alden Planning shall appoint a Planning Board consisting of five (5) members, said appointments to be made in the manner as prescribed by Town Law. The Planning Board shall act as an advisory board to the Town Board.

SECTION 4. SEPARABILITY

If any section, subsection phrase, sentence or other portion of this local law is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. EFFECTIVE DATE

This local law shall be filed with the Secretary of the State of New York and shall take effect upon the expiration upon the next two expirations of terms (two terms expire on December 31, 2019) of the Town of Alden Planning Board.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 16, 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, New York State General Municipal Law allows a municipality to approve the volunteer members of a volunteer fire department operating in said municipality;

WHEREAS, the Crittenden Volunteer Fire Department provides fire protection services within the Town of Alden pursuant to a contract with the Town of Alden;

WHEREAS, approval of members assists an injured volunteer firefighter in receiving worker's compensation benefits pursuant to New York State Volunteer Firefighter Benefit Law;

WHEREAS, Crittenden Volunteer Fire Department has approved Destiny Sklener-Streck, Anthony Puccio and Jeffrey Wright as members; and

WHEREAS, Crittenden Volunteer Fire Department has submitted to the Alden Town Clerk's Office notification of these new members.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Destiny Sklener-Streck, Anthony Puccio and Jeffrey Wright for membership in the Crittenden Volunteer Fire Department; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 16, 2019, as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

Councilwoman Pautler motioned and Councilman Adamski seconded the motion to renew for calendar year 2020 the junk yard license for Alden Trucks Ltd. at 2731 Townline Road, Alden.

The foregoing Motion was duly put to a roll call vote at a regular meeting on December 16, 2019, as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

Supervisor Savage motioned and Councilwoman Pautler seconded the motion to appoint Andrea Rimbeck and Sarah Miller as part time Court Clerks as per Town Justices LaDuca and Cummings's request effective 12/17/19. The appointments are for 19 hours each per week with part time benefits as delineated in the Personnel Policy. Appointments are contingent upon criminal background checks conducted by the courts. Starting rate for the remainder of 2019 and for 2020 is \$15/hr.

The foregoing Motion was duly put to a roll call vote at a regular meeting on December 16, 2019, as follows:

CARRIED.

Ayes 3 Savage, Adamski & Pautler

Nays 0

*****POLLED AND ADDED WITH NO OBJECTIONS*****

PROCLAMATION

WHEREAS, Richard "Rick" Savage, after 25 years of public service, has announced his retirement as Town of Alden Supervisor effective December 31, 2019. And

WHEREAS, Rick is a lifelong Alden resident, growing up on South Blossom Lea Drive, graduating from Alden High School and attaining a Master Degree from SUNY Buffalo State, Rick married his wife Karen, they decided to remain in Alden, raising their two children in small town community of their childhoods. And

WHEREAS, In 1983 Rick was called to a career of public service in the Town and Village of Alden, when he was elected to the Village Board where he served until 1991, when he was elected to the position of Town Councilman. After serving one term as Councilman, Rick went on to the position of Town Supervisor, holding that office from 1994 until 2005. While serving his fellow Alden residents as Town Supervisor, Rick had a long career in the corrections field, retiring from New York State Department of Corrections and Community Supervision, as Superintendent at Gowanda Correctional Facility in 2008. And

WHEREAS, Years after his retirement from New York State, public service in his beloved hometown called upon him once again; in 2016, Rick heeded that call, and was elected to two terms the Town of Alden Supervisor. And

WHEREAS, during his tenure as Town Supervisor, Rick, was very involved with improvements in the Town of Alden Memorial Park, the development of Robert O Smith Park and the relocation of the Alden Town Hall to its current location. Over his last two terms as Supervisor, Rick worked tirelessly when Rural Metro pulled out of Alden, leaving our community without an ambulance service. Rick guided the Town through major investments in our infrastructure with a needed renovation of the Wading Pool, the construction and completion of Exchange Street and Zoeller Road water lines, the construction of a new Alaura Drive Sewage Treatment Plant, Park playground equipment, and the renovation of the Community Center Kitchen. Supervisor Savage has proven to be a true fiscal conservative by keeping our Town taxes low and offering budgets that are under the New York State the tax cap. And

WHEREAS, Supervisor Savage has been a strong advocate and remained steadfast in his determination to protect the quality of life in his hometown; Rick, has endeavored to keep the needs and welfare of Alden residents in mind and working with their best interest in heart. Supervisor Savage has helped make Alden a great place to live. And

WHEREAS, he once again retires, Rick plans on traveling, spending time with his children and three grandsons and driving his classic cars, especially his beloved 1961 Corvette, that he has restored to Best of Show quality.

NOW, THEREFORE BE IT PROCLAIMED:

1. That the Alden Town Board extends its deepest appreciation to Richard Savage for his dedication to the Alden Community and for his outstanding service as Town Supervisor and for his various other committee work with the Town; and
2. That the Town Clerk is hereby directed to send certified copies of this Proclamation to Supervisor Richard A. Savage.

Dated: December 16, 2019
Alden Town Board

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on December 16, 2019, as follows:

CARRIED.

Ayes 2 Adamski & Pautler
Nays 0
Abstained 1 Savage

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Bill Rogers, Highway Superintendent – thanked Supervisor Savage for his years of service and guidance and support over the last few years.

Mike Metzger, Town Engineer – has worked with Supervisor Savage over 20 years thanked him for his years of guidance and leadership.

Chris Snyder, CEO – thanked Supervisor Savage for all his help over the years.

Lenny Weglarski, DCO – thanked Supervisor Savage for all his help and guidance over the years.

Colleen Rogers, Deputy Supervisor – grateful for the time she was able to work with Supervisor Savage and learn from his vast knowledge on every subject.
Went on to thank Assemblyman Mike Norris for increasing a grant for the Town from \$30k to \$50k, it is much appreciated.

Supervisor Savage – introduced Sue Barnes, the Town’s Grant Writer, who drove out from Hamburg to attend the meeting. Sue went on to say she has enjoyed working with Supervisor Savage and has always appreciated his help and support.

NOTICE OF MEETINGS

NEXT WORK SESSION:	December 23, 2019	@7:00 PM
REGULAR BOARD MEETING	January 7, 2019	@7:00 PM

MEMORIAL REMEMBRANCE - Charles Weyrough and Georgette Zielinski and Marie Young

ADJOURNMENT

At 7:30 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett
Town Clerk