

MEETING NO. 19  
REGULAR NO. 19

REGULAR TOWN BOARD MEETING  
TOWN OF ALDEN

October 1, 2018  
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, October 1, 2018 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 Acting Town Clerk.

PRESENT: Rick Savage, Supervisor  
Dean Adamski, Councilman  
Colleen Pautler, Councilwoman

RECORDING SECRETARY: Alecia Barrett, Acting Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Bill Rogers, Highway Superintendent  
Mike Metzger, Town Engineer  
Chris Snyder, CEO  
Leonard Weglarski, DCO  
Matt Malecki  
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of September 17, 2018 and the Minutes and Synopsis of the Special Meeting of September 19, 2018. The Motion was put to a Roll Call Vote on October 1, 2018 and was

**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 #876-910 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$6,801.30	\$10,251.54	\$17,052.84
HIGHWAY FUND "DA/DB"	14,442.43	53,342.07	67,784.50
PART-TOWN FUND "B"	12,926.32	984.96	13,911.28
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"		92.19	92.19
SPECIAL FIRE PROTECTION "SF"			
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	3,899.52		3,899.52
TRUST & AGENCY "T"	5,778.16	8,073.43	13,851.59
SPECIAL REFUSE FUND "SR"	36,411.17		36,411.17
STREET LIGHTING FUND "SL"	6,824.28		6,824.28
GRANT "G"			
PERIWINKLE LTG. DIST. "SL1"	52.61		52.61
ZOELLER WATER DIST "WZ"			
WATER DIST. NEWSTEAD "WO"			
TOTALS	\$87,135.79	\$72,744.19	\$159,879.98

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON October 1, 2018 AND **ADOPTED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

## **BUSINESS FROM THE FLOOR**

Matt Malecki, 1175 Manitou – recycle boxes at Saint Johns are overflowing. Recyclables are laying outside the box in piles. Also people are dropping trash in the “Goodwill” drop off at the church on Two Rod Rd.

## **COMMUNICATIONS**

### **Councilwoman Pautler**

1. National Night Out is tomorrow night.

### **Supervisor Savage:**

1. On the Budget calendar we will set a public hearing tonight. Tentative budget has been distributed. There is a \$2500.00 discrepancy that will need to be addressed.
2. Assessor is going to meet with the Seniors on 10/24 @ 1pm to go over changes in Star Exemptions/Enhanced Star. A note was put in the Newsletter stating new changes are being made. Bill will also be doing a mailing with updated information and forms.
3. Received a letter from Renee Nelson commending the outstanding job that the Rec Dept. is doing with their summer programs.
4. Received a letter from Alden Chamber of Commerce informing the Town of their co-sponsorship of Alden’s Christmas in the Park” on December 1, 2018.
5. Village Board Meeting Approved Minutes from Sept. 13.
6. Revised text on LL#4.
7. Alecia and the Court Clerk have been working on streamlining the process for dog license renewals.
8. NYMIR recommendations for park at Robert O Smith. Playground has been removed so a new playground can be put up.
9. Joseph Hickman sent questions regarding bid documents for trash pick up. They were addressed and the information was sent to all other potential bidders.
10. ZBA Hearing 18-05 minutes

### **Jennifer Strong**

1. Received signed agreement from the Village for Sullivan Road
2. Transcript from Mark Butler outlining our Certificate of Need. Certificate of Need will be mailed to Town Hall soon.

## **NEW BUSINESS**

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

WHEREAS, the Town Board, on behalf of all Special Districts and Special Improvements Districts, upon which the cost of maintenance is required by law to be apportioned and assessed in proportion to the amount of the benefits conferred has duly prepared detailed estimates in writing of the anticipated revenue and expenditures for such districts to determine the amount of money required to meet the expense of maintaining same; and

WHEREAS, the Town Board has assessed the amount of said estimates on several lots against which the expense of the Improvement was charged in proportion to the amount of benefit conferred; and

WHEREAS, Assessment Rolls were duly prepared according to law and said Assessment Rolls were duly filed in the Office of the Town Clerk.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That a Public Hearing is hereby called and shall be held on October 15, 2018, at 7:05 PM Local Time, at the Town Hall, 3311 Wende Road, Alden, New York, at which time and place this Town Board will meet to consider the aforementioned Special District Budget for the Year 2019 and to hear all persons interested in the subject matter thereof, and concerning the same;
2. That a Notice of said Public Hearing be published in the Alden Advertiser and posted on the Town of Alden Board which Notice shall be in the form attached hereto and made a part hereof; and

3. This Resolution shall take effect immediately.

The foregoing Motion was duly put to a roll call vote at regular meeting on October 1, 2018, and

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

Supervisor Savage moved and Councilwoman Pautler seconded the motion to approve the Motion to introduce Local Law No. 4 of the Year 2018, entitled "Changes to Automotive Use Areas-Paving Requirments"

The foregoing Motion was duly put to a roll call vote at regular meeting on October 1, 2018, and

**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 Town Board of the Town of Alden is considering the adoption of Local Law No. 4 of the Year 2018, entitled "Changes to Automotive use areas - paving requirements" which will allow the Town Board greatly flexibility in site plan approvals in regard to paving requirements for businesses.

(the "Proposed Action");

WHEREAS, the Town Board of the Town of Alden feels that the Proposed Action is an Unlisted Action under SEQRA;

WHEREAS, the Town of Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking such decisions; 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 Building Department is directed to send notice to the Erie County Division of Planning as required under Section 239-m of the General Municipal Law and to the neighboring municipalities.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA and that an un-coordinated review shall be conducted;
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action; and
3. This resolution shall take effect immediately.

The foregoing resolution was duly put to a roll call vote at regular meeting on October 1, 2018, and

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

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

WHEREAS, the Alden Town Board wanted to build a four season shelter in the Alden Town Park, using, in part, Dormitory Authority State of New York monies;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden require that all estimated purchases over \$20,000.00 shall be formally bid pursuant to General Municipal Law section 103;

WHEREAS, the Town Board properly solicited, received and opened sealed bids; and

WHEREAS, the bids came in much higher than expected and due to the higher than expected costs, the Town will not move forward with the shelter project.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby rejects all bids received; and
2. This resolution shall take effect immediately

The foregoing resolution was duly put to a roll call vote at regular meeting on October 1, 2018, and **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 seeks to promote a productive work environment and due to changes in New York State Law would like to adopt a Sexual Harassment Prevention Policy ("Policy"); and

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby adopts the attached Town of Alden Sexual Harassment Prevention Policy, to be effective October 2, 2018 at 12:01 a.m.;
2. The Acting Town Clerk is hereby directed to promptly provide the Policy to all Town of Alden employees; and
3. This resolution shall take effect immediately.

The foregoing resolution was duly put to a roll call vote at regular meeting on October 1, 2018, and **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, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2018, duly filed the Tentative Budget of said Town for the fiscal year beginning January 1, 2019 with the Town Clerk of said Town; and

WHEREAS, the Town Clerk of the Town of Alden duly presented the Tentative Budget to the Town Board on September 28, 2018;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That the Tentative Budget is hereby approved as and shall become the Preliminary Budget of the Town of Alden for the fiscal year beginning January 1, 2019;

2. That said Preliminary Budget shall be filed in the Office of the Town Clerk of the Town of Alden, 3311 Wende Road, Alden, New York 14004 and be made available by her to the public for inspection during the regular business hours;
3. That a Public Hearing on the Preliminary Budget of the Town of Alden for the year 2019, be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on October 15, 2018, at 7:10 P.M. Local Time;
4. That the necessary Notice of Public Hearing upon the Preliminary Budget, as required by Section 108 of the Town Law of the State of New York be published in the Alden Advertiser, the official newspaper of the Town of Alden, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof; and
5. This Resolution shall take immediately.

The foregoing resolution was duly put to a roll call vote at regular meeting on October 1, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

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

WHEREAS, grant monies are available through the New York State Unified Court System to enhance the operation, security, and facilities of municipal Justice Courts;

NOW THEREFORE, BE IT:

RESOLVED, that the Town of Alden Justice Court is authorized to submit a grant application through the Justice Court Assistance Program to request up to the maximum amount available, and, BE IT FURTHER

RESOLVED, that the Town Supervisor and Town Court Justices be and hereby are authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The foregoing resolution was duly put to a roll call vote at regular meeting on October 1, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

#### **REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

##### **Clerk Barrett**

Clerk's Office is very busy with receiving taxes as well as wrapping up doe tag sales. Second chance tags become available November 1<sup>st</sup>.

##### **Highway Superintendent Rogers**

Dave Hall (Lowest bidder) has offered to attend the next Work Session to answer questions on the bid on the new Highway Dept. tractor/mower. Will have more info on snow plow parts for next Work Session. Continuing with brush and ditching.

##### **Town Engineer Metzger**

SD2 work is proceeding. Even with the poor weather we've only lost 1 day of work. Tanks are coming in and being set-up. DEC will be out to ensure there are no issues. Rick to Mike; we need a list of daily requirements for testing.

Following process of flood plain mapping. FEMA will be releasing the new maps to be effective June 2019. New maps will be beneficial to Town residents because they are more up to date and accurate. Out of Town next week.

##### **Code Enforcement Officer Snyder**

Planning Board Meeting coming up; subdivisions to address.

**Planning Board Matt Malecki**

Questioned if committee members will need to attend the Sexual Harassment training. Rick acknowledged that not everyone will be able to attend the training session so other methods will be available to those people for training.

**NOTICE OF MEETINGS**

<b>NEXT WORK SESSION:</b>	<b>October 9, 2018</b>	<b>@7:00 P.M.</b>
<b>REGULAR BOARD MEETING:</b>	<b>October 15, 2018</b>	<b>@7:00 P.M.</b>

**MEMORIAL REMEMBRANCE** - Supervisor Savage asked all to stand for a Moment of Silence in Memory of Joseph W. Sank Jr

**ADJOURNMENT**

At 7:48 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett  
Acting Town Clerk