

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Tuesday, January 16, 2018 at 7:00 P.M. Supervisor Savage called the Meeting to Order and led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

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

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
William Rogers, Highway Supt.
Chris Snyder, CEO
Mike Metzger, Town Engineer
Len Weglarski, DCO
Mitch Martin, Senator Patrick Gallivan's Office
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of January 2, 2018. The Motion was put to a Roll Call Vote on January 16, 2018 and was **CARRIED.**

Ayes 3 Savage, Pautler & Adamski
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 #1343-1406 & 1-019 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$55,229.85		\$55,229.85
HIGHWAY FUND "DA/DB"	18,988.90		18,988.90
PART-TOWN FUND "B"	4,424.43		4,424.43
COMMUNITY DEV. FUND "CD"			
CAPITAL IMPROV. "HC"			
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"			
SPECIAL FIRE PROTECTION "SF"	5,810.00		5,810.00
SEWER DIST. #1 FUND "SI"	6,383.74		6,383.74
SEWER DIST. #2 FUND "SA"	2,744.62		2,744.62
TRUST & AGENCY "T"	3,918.45		3,918.45
SPECIAL REFUSE FUND "SR"	34,049.26		34,049.26
STREET LIGHTING FUND "SL"	7,044.71		7,044.71
GRANT "G"			
PERIWINKLE LTG. DIST. "SL1"	46.52		46.52
EXCHANGE ST. WATER "WX"	19,613.47		19,613.47
ZOELLER WATER DIST. "WZ"	15,994.45		15,994.45
TOTALS	\$174,248.40		\$174,248.40

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON JANUARY 16, 2018 AND **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

BUSINESS FROM THE FLOOR

Supervisor Savage introduced Mitch Martin/Administrative Aide from Senator Gallivan's Office. Supervisor Savage questioned Mitch as to whether the Senate passed the tax-cap permanency. Mitch said as yet it has not passed. He would like Mitch to take back to the Senator that if they do that, would they please separate out projects; infrastructure improvements, like they do for schools. He does not think anybody is adverse to the tax cap, but for municipalities the fact that, for example; if you put in a sewer district for 59 people, it takes us over the tax cap because it counts even though it's not being paid for by the rest of the Town residents. Mitch said to keep in mind that the Town still has the authority to override the tax cap and it would have no negative impact. Supervisor Savage feels it is negative for the people on the Boards and the Townspeople; you have to do a local law to do it. It ties your hands.

A student from ACS was present she is in the Erie One BOCES program/New Vision doing studies at the Buffalo Zoo during the week learning conservation and environmental studies.

Matt Herdzyk/S. Woodside questioned the recycling program. He remembers the Town purchasing recycling bins for \$70.00/each. He hears in the reports occasionally the amount received for recycling. Are we anywhere near recovering the cost that was paid for those bins? Supervisor Savage said we are not. Mr. Herdzyk wanted to know if we would ever get to that point. Supervisor Savage said probably not. The electronics recycling costs us some money, but we get half of it back in a grant if we put in for the grant each year. For example; say we get \$800 back from Modern Disposal for our regular recyclables and use a net of \$400 towards what we have to pay towards the electronics, we are not going in the hole on it, but it would take forever to recoup monies spent. The problem that we are having is that new homeowners take over the houses and the old homeowner takes the recycle bin with them when they move. The new tote will have to be purchased by the new homeowner at a cost of \$70.00.

Mitch Martin brought up that Senator Gallivan will be sponsoring an electronics recycle drop off event in East Aurora on February 3rd, 2018 at 9:30 A.M. to 1:00 P.M. at Parkdale Elementary.

COMMUNICATIONS

Attorney Strong:

Attorney Strong spoke to General Code Publishers last week; they will have the full final draft of the Town Code out to us by the end of the month. Once it is reviewed and all typos corrected and that everything is completely accurate, a Public Hearing will be scheduled.

Attorney Strong received in the mail today the Joseph Czechowski deed. The Town Board has already authorized it and no permissive referendum was received in the time period so everything can be signed after the meeting.

She has not received anything on the certificate of need as yet for Ambulance Service.

Supervisor Savage:

1. A signed agreement was received from Marilla for the use of our bus for the meal program.
2. A letter from Deborah Schneider, Executive Director of Alden's Meals on Wheels with the annual meal count report. Supervisor Savage will have Colleen send them an invoice. Attorney Strong said we normally approve the donation in February.
3. A copy of the New York State Dept. of Environmental Conservation application for the SPEDES permit for S.D. #2 was scanned to Engineer Metzger.
4. A letter was received from the 2018 Marilla Auto Show Committee requesting the use of the Town of Alden Park on Sunday, July 29, 2018 to benefit Mercyflight.
5. A letter to the N.Y. Liquor Authority on behalf of the Alden Hook and Ladder Fire Co., Inc. supporting the request for temporary permit/license was sent to Alden Hook & Ladder.
6. An e-mail was received from a Cherry Tree Lane resident regarding a streetlight being out. It was referred to the Village of Alden.
7. A Community Development block grant report cumulative – 4/1/17-3/31/18 was received.
8. A notice of availability of funds for an Arbor Day community Grant was received.
9. A notice of Public Hearing was received from Wyoming Erie Regional EMS Council to be held on Wednesday, January 24, 2018 at 6:00 P.M. at Erie County Divn. Of Fire Safety Dept. of Emergency Services.
10. A copy of the Planning Board minutes from January 9, 2018 was received.
11. The annual report of the Building Department for 2017 was received.
12. The monthly report of the Building Dept. for 12/2017 was received.
13. A letter was received from James Szymanski resigning from his position as of January 8, 2018.
14. A copy of the proposed Local Law #1/2018 was received. Supervisor Savage thanked Attorney Strong and Assessor Sivecz for all their help to get this law started.

15. Supervisor Savage wrote a letter of recognition to Larry Zobrest, David Retzlaff & Steven Sojka for a "Job Well Done" in handling the conditions and snow during the past two weeks.

NEW BUSINESS

Councilman Adamski Moved and Councilwoman Pautler seconded the Motion to introduce Local Law #1 of 2018 "Cold War Veteran's Law of the Town of Alden" and refer the same to the Planning Board for review and recommendation. The foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

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

WHEREAS, the Town Board of the Town of Alden is considering the adoption of Local Law No. 1 of the Year 2018, entitled "Cold War Veterans Law of the Town of Alden" (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 above resolution was duly put to a roll call vote at a regular meeting on January 16, 2018, and

ADOPTED.

Ayes 3 Savage, Pautler & Adamski

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 an application by Mark Metz for the subdivision of two (2) lots. The entire parcel currently consists of approximately 22.57 acres at 12750 North Road in the Town of Alden, further identified as SBL #108.00-1-28.1. The first proposed lot ("Parcel A") would be approximately 2.01 acre vacant parcel and the second proposed lot ("Parcel B") would be the remaining approximately 20.56+/- acre parcel containing the existing buildings (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;

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 above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on January 16, 2018 and

ADOPTED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the Alden Winterfest Committee's request to use the Community Center and Town Park (including shelters) on Friday, February 2nd and Saturday, February 3rd 2018. In addition, the Town will provide one handicapped accessible porta-john for the rear of the park for these two days. Winterfest Committee will provide a certificate of liability insurance with the Town named as an additional insured and will need to provide a signed indemnification agreement from the Town Attorney, both prior to the event. The Foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve Code Enforcement Officer Chris Snyder's attendance at the NFBOA (Niagara Frontier Building Officials Association) training in Cheektowaga, N.Y. on January 22nd, 23rd & 24th 2018 at reasonable Town Expense. The foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

Councilman Adamski Moved and Councilwoman Pautler seconded the Motion to accept Town Clerk Crist's resignation as the town of Alden's FOIL Officer and appoint Susan Schumacher as the town of Alden's FOIL Officer at the budgeted annual stipend of \$500.00. The Foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

Supervisor Savage Moved and Councilman Adamski seconded the Motion to permit Nature's Way to use the Community Center large room on Saturday, March 3, 2018 from 8:00 a.m. through 4:00 pm for the purpose of conducting mandatory employee safety training. The foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

SUPERVISOR SAVAGE POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SAVAGE, SECONDED BY COUNCILWOMAN PAUTLER TO WIT;

WHEREAS: Grant monies are available from the New York State Department of Environmental Conservation Household Hazardous Waste State Assistance Program, Electron Waste Assistance help offset costs the Town of Alden has incurred to dispose of electronic waste from April 1, 2017 through Decemeber 31, 2017; NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Department of Environmental Conservation for the purpose of securing this grant, and BE IT FURTHER

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

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON JANUARY 16, 2018 AND

ADOPTED

Ayes 3 Savage, Pautler & Adamski

Nays 0

SUPERVISOR SAVAGE POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the renewal of the Hauler's Permit for Waste Management for the Year 2018. Permit to run 1/1/2018 to 12/31/2018. The foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

SUPERVISOR SAVAGE POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the renewal of the Home Occupation Permit for NancyAnn Goergen/850 West Alaura Drive/Beauty Salon. Permit to run 1/8/18-1/8/19. The foregoing Motion was put to a Roll Call Vote on January 16, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Town Clerk Crist:

Town Clerk Crist thanked her two Deputies for stepping up when she was off with the flu and covering the office. They did a great job during this busy tax time. It was very much appreciated.

Councilwoman Pautler:

Councilwoman Pautler received a call from Helen Brown of Senior Travel requesting a wall magazine rack to be installed at the Community Center to hold their flyers for trips. Supervisor Savage is sure we can find money to purchase the rack. Colleen will follow up with Andy Sojka. She saw one in the Eaton's catalog.

Engineer Metzger:

Engineer Metzger had a meeting last week with the New York State DEC regarding S.D. #2. It was a good discussion and he thinks we have what we need out of that meeting. We have completed the design, plans, reports & applications are done and will be delivered to the DEC today. He is hoping that the review will go smoothly. Supervisor Savage asked if they could concurrently send it to EFC or do they have to wait for DEC? He can concurrently send it to them, he has reached out to a contact to find out if they want an electronic copy or hard copy and how many. As soon as he hears back, he will get the copies out to the EFC. After it is approved, as they are the ones with the grant, the DEC will be the ones

that we work with on an ongoing basis throughout construction operation. There is two months to get approval and the bid document together. Award should be around May 1st.

CEO Snyder:

Chris had an electrician out to look at the Town Hall's boilers. There was a bad sensor that was replaced.

DCO Len Weglarski:

Len has picked up one dog and has it in the kennel.

Supervisor Savage:

The following should be placed on the Work Session:

1. Drainage – add 12793 Uebelhoer
Supervisor Savage thanked Hwy. Supt. Rogers and Larry Zobrest for going by Marge Mikulski's house and placing sandbag/the drainage pipe was put in and does not work.
2. FOIL reimbursement request.
3. SD2 Update
4. Car Show 7/29

NOTICE OF MEETINGS

NEXT WORK SESSION:

January 22, 2018

@ 7:00 P.M.

REGULAR BOARD MEETING:

February 5, 2018

@ 7:00 P.M.

MEMORIAL REMEMBRANCE

Supervisor Savage asked all to stand for a Moment of Silence in Memory of Virginia Hahn, Mary Jane Gielski & Linda Weierheiser.

ADJOURNMENT

At 7:43 P.M. Supervisor Savage adjourned the Meeting.

Debra A. Crist
Alden Town Clerk