

MEETING NO. 4
REGULAR NO. 4

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

FEBRUARY 20, 2018
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Tuesday, February 20, 2018 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
Colleen Pautler, Councilwoman
Dean Adamski, Councilman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Colleen Rogers, Deputy Supv.
William Rogers, Highway Supt.
Mike Metzger, Town Engineer
Robert Meyer, Planning Board
Len Weglarski, DCO
Daniel Gniewecki, Adm. Assistant for E.C. Legislator John Brusco
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of February 5, 2018. The Motion was put to a Roll Call Vote on February 20, 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 #82-150 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$67,841.21		\$67,841.21
HIGHWAY FUND "DA/DB"	30,013.76		30,013.76
PART-TOWN FUND "B"	7,515.17		7,515.17
COMMUNITY DEV. FUND "CD"			
CAPITAL IMPROV. "HC"			
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"	43,859.38		43,859.38
SPECIAL FIRE PROTECTION "SF"			
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	2,477.75		2,477.75
TRUST & AGENCY "T"	1,620.85		1,620.85
SPECIAL REFUSE FUND "SR"	34,618.81		34,618.81
STREET LIGHTING FUND "SL"	7,697.17		7,697.17
GRANT "G"	28,830.00		28,830.00
PERIWINKLE LTG. DIST. "SL1"	53.54		53.54
TOTALS	\$224,527.64		\$224,527.64

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON FEBRUARY 20, 2018 AND **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

BUSINESS FROM THE FLOOR

Matt Herdzyk, South Woodside questioned the Board if there were any plans to hook up with the Lancaster Bike Path to the Joe Panza Trail. Supervisor Savage responded that it has been looked at several times, but there is a piece of property that the owner did not want to give up a portion of.

Supervisor Savage had the student from Alden Central School, Zane Zymowski, introduce himself and tell what class he was there for. Supervisor Savage explained the abstract process.

PUBLIC HEARING

At 7:05 P.M. Supervisor Savage asked for a Motion to adjourn from the Regular Meeting and enter into the Public Hearing. "Local Law No. 1 of the Year 2018" entitled "Cold War Veterans Law of the Town of Alden". Councilwoman Pautler Moved and Supervisor Savage Seconded the Motion. The foregoing Motion was put to a Roll Call Vote on February 20, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

SUPERVISOR SAVAGE GAVE AN OVERVIEW OF THE NEW LAW AND OPENED THE FLOOR FOR PUBLIC COMMENT.

This is an additional exemption that the Town Board believes we should adopt pending feedback from the Public Hearing. This allows a 15% reduction based on an assessed valuation up to \$180,000.00. Many municipalities have had this for the last 10 years. The Town Board did not adopt it in 2008. It came to the forefront again because when the initial adoption when this was put out was for a 10 year period, so municipalities are readopting to continue the exemption. For the Town of Alden it will be the first time adding this one. It will not be a huge hit for the Town; the research found that there would be between 33 and 40 properties that would qualify. It would reduce the Town's taxable assessed valuation by the amount of 15% of that assessed valuation for those properties. It could be a \$600,000.00 reduction in assessed valuation. It is his belief that it cannot be stacked on top of another veteran's exemption unless it was a disability. Supervisor Savage believes that anyone that serves their Country whether it was in a shooting war or Cold War is deserving of some recognition and this is something that the Town can do to recognize their service.

Mark Casell, Baxter Ave. questioned as to whether the \$600,000.00 would be shifted to the remaining properties and ups the rate a little bit? Supervisor Savage replied not necessarily, we usually grow about a million dollars in assessed valuation a year which is not much. Our annual growth should more than compensate.

Ron Rebmann, Broadway had a question about the exemption on which tax it would effect – School or County? Attorney Strong believes it would only be on the County tax. The school has their own exemptions. The roll gets locked on March 1st. These are pretty easy exemptions to put in because the County already permits them. The only difference what Assessor Sivecz has to enter for the Town than the County is the cap on the Town assessment is higher than the County, who is at \$120,000.00 ours is \$180,000.00. If it is adopted tonight, Assessor Sivecz can have this set up by March 1st.

Colleen Rogers, Westwood asked if this exemption is only good for 10 years then. Supervisor Savage said this will be set up in perpetuity.

At 7:10 P.M. Supervisor Savage asked for a Motion to adjourn from the Public Hearing and enter back into the Regular Meeting. Councilwoman Pautler Moved and Councilman Adamski seconded the Motion. The foregoing Motion was put to a Roll Call Vote on February 20, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

BUSINESS FROM THE FLOOR (con't)

Steve Fox, Old Wende Rd. questioned if it was the Prison that put the damper on the bike path. Supervisor Savage responded that it was not. The path would run from the Joe Panza trail to Lancaster and some of the property owners would not approve the use of their land.

COMMUNICATIONS

Attorney Strong:

1. A Letter was received from the Planning Board recommending approval of Local Law #1 of the year 2018.

2. Attorney Strong has followed up with the Attorney for Joe Czechowski regarding the filing of the deed for the property purchased. He will be in contact.
3. The signed term agreement/Billo Rd. has been received.
4. Attorney Strong will be going over the indemnification agreement with the Village Attorney for the Car Show.
5. The draft Town Code has been received.

Supervisor Savage:

1. Notification was received from Moody's upgrading the Town of Alden's rating from A1 to AA3.
2. A report was received from N.Y.S. Dept. of Environmental Conservation regarding Sewer District #2 Sewage Treatment Plant replacement.
 - a. General/Engineer's Report
 - b. Plans
3. The monthly statement from the Town Clerk/Tax Receiver for the month of January was received. \$1,361,218.07 was received for Town/County taxes.
4. A letter from Alden Central School, Ken Partell & Sandy Gauthier, Co-Athletic Directors to request use of the Robert O. Smith Park for modified baseball season.
5. A garnishment check in the amount of \$1,049.46 for a property owner in Alden was received. Monthly check received for previous Court decision.
6. The first franchise check for Charter Communications/Time Warner was received for 2018. The amount was \$24,021.88.
7. The DASNY grant for the renovations of the Community Center kitchen has been closed. There is \$9,870.00 left, that along with the budgeted \$10,000.00 will be put towards paving in the park.
8. An email was received from Ted Morton, Board of Elections stating the need for Election Inspectors and where to contact to become one.
9. A copy of the letter from General Code to Attorney Strong stating the outline of procedures that need to be followed to adopt the Code of the Town of Alden.
10. A quote was received from TTK Renovations to replace the ceiling in the Community Center. It was hoped that this could be done with the remaining monies from the grant. The quote was way over the amount budgeted and not feasible.
11. Notification was received from Buffalo Erie Niagara Land Improvement Corp. (BENLIC) regarding the purchase of 0 Fairview Drive. The price has been dropped to \$500.00 for disposition.
12. Agriculture & Markets did an inspection of the Dog Control Officer and he was found to have a satisfactory rating.
13. A letter was received from N.Y.S. Parks, Recreation & Historic Preservation informing the Town that they will be doing inspections of the Parks in March.
14. A rebate was received from Modern Corporation in the amount of \$500.73 for recycling for the fourth quarter. It was suggested that there be a limit on the number of televisions that can be turned in. Residents would be required to check in with the Clerk's or Supervisor Office who would keep track of the numbers turned in, with a limit of three televisions a year per household in the Town. This will be discussed at the Work Session.
15. A letter was received from Dan Moultrup notifying of the Saturday, March 10, 2018 – 9:00 A.M. meeting at the Community Center to discuss 2018 Youth & Adult sports programs.

NEW BUSINESS

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

WHEREAS, a Proposed Local Law No. 1 of the Year 2018, entitled "Cold War Veterans Law of the Town of Alden" was introduced to the Alden Town Board for consideration by Councilmen Adamski on January 16, 2018;

WHEREAS, the Town of Alden Planning Board reviewed the proposed Local Law and recommended to the Town Board its approval on February 12, 2018;

WHEREAS, an order was duly adopted by the Alden Town Board for a public hearing to be held by said Town Board on February 20, 2018 at 7:05 pm the Alden Town Hall, 3311 Wende Road, Alden, New York 14004 to hear all interested parties on the proposed Local Law;

WHEREAS, notices of said public hearing was duly published on February 8, 2018, in the Alden Advertiser, the official newspaper of the Town of Alden;

WHEREAS, said public hearing was duly held on February 20, 2018 and all parties in favor of and opposed to the Local Law were heard;

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 State Environmental Quality Review Act (SEQRA) it has been determined by the Alden Town Board, as Lead Agency, as solicited on January 16, 2018, that adoption of said proposed Local Law is an Unlisted Action and will not have a significant effect upon the environment;

WHEREAS, the Erie County Division of Planning did not respond to the 239-m Notice that was received by them on or about January 11, 2018;

WHEREAS, the neighboring municipalities were given notice of the proposed Local Law on January 24th, 2018;

WHEREAS, said Local Law will not have any adverse impact on the current land uses in this area; 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. 1 of the Year 2018 entitled "Cold War Veterans Law of the Town of Alden" 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; and
3. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 20, 2018, and **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the Alden Republican Committee's use of the Community Center large room on the first Wednesday of each month of 2018 from 7:00 P.M.-10:00 P.M. Chairman Sanok will be responsible for opening and securing the building. The foregoing Motion was put to a Roll Call Vote on February 20, 2018 and

CARRIED.

Ayes 3 Savage, Pautler & Adamski
Nays 0

Councilman Adamski Moved and Councilwoman Pautler seconded the Motion to permit the Alden Chamber of Commerce Farmer's Market Committee to use the Community Center on Tuesday, March 20, 2018 from 5:30 P.M. through 8:30 P.M. Tim Mikos can open and close. Town Clerk, please advise Chamber representative when adopted and cc Andy Sojka so he can make arrangements with Parks Laborer Tim Mikos. The foregoing Motion was put to a Roll Call Vote on February 20, 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

William Rogers, Highway Supt.:

With the reprieve in the weather the Highway Dept. has been out doing cold patching on roads. They are also busy clearing brush with the chipper. Supervisor Savage commented that Hwy. Supt. Rogers did some shopping and got some replacement parts for the dickie john salter at lower cost. He had Corfu

Machine repair the part for him free/no guarantee and ordered the part plus saved \$400.00, there now is a spare.

Engineer Michael Metzger:

Referring to S.D. #2 and comments on plans from the DEC, they have a few minor comments. They agreed on the design concept, which is good. Sketches were sent to Mr. Rink on the piping of the tanks. Eng. Metzger has not heard back as yet. The approach that he wants to take is to have 11 valves. Supervisor Savage said this project will be going out to bid on the 1st or 15th of March. We are still waiting for the EFC. Further discussion on the construction of S.D. #2 and financing.

Deputy Supv. Rogers:

Water questionnaires were sent out to 26 property owners on Cayuga Creek, there were 24 responses- 12 yes and 12 no. Supervisor Savage got a call from a Genesee St. resident and they would like to be included. Colleen stated that four out of the 12 no were really yes but the cost was the reasoning for the no. Supervisor Savage will have Bill do up a spread sheet for all the properties along Genesee Street and we will try to get a grant for both.

DCO Len Weglarski:

A dog was picked up this morning and returned to the owner by the afternoon.

Supervisor Savage:

Supervisor Savage introduced Dan Gniewecki from Erie County Legislator John Brusco's office. They will be reaching out at Town meetings to address resident's needs.

The following should be placed on the Work Session:

1. Drainage
2. Sewer District #2
3. Cayuga Creek/Genesee St./Possible Water
4. ACS Request for R.O. Smith
5. BENLIC
6. Code Review
7. Television Recycling.

NOTICE OF MEETINGS

NEXT WORK SESSION:	February 26, 2018	@ 7:00 P.M.
NEXT TOWN BOARD MEETIN:	March 5, 2018	@ 7:00 P.M.

MEMORIAL REMEMBRANCE

Supervisor Savage asked all to stand for a Moment of Silence in Memory of Donald Sabers, Alene Reiner & Janice Ruhlman.

ADJOURNMENT

At 8:01 P.M. Supervisor Savage adjourned the Meeting.

Debra A. Crist
Alden Town Clerk