

MEETING NO. 6
REGULAR NO. 6

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

MARCH 19, 2018
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, March 19, 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 Deputy Town Clerk.

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

RECORDING SECRETARY: Joanna Eisensmith, Deputy Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
William Rogers, Highway Supt.
Mike Metzger, Town Engineer
Colleen Rogers, Deputy Supervisor
Chris Snyder, CEO
Len Weglarski, DCO
Daniel Gniewecki, Adm. Assistant for E.C. Legislator John Brusio
Alden Central School Students
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of March 5, 2018. The Motion was put to a Roll Call Vote on March 19, 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 #182-250 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$34,297.15		34,297.15
HIGHWAY FUND "DA/DB	10,425.43		10,425.43
PART-TOWN FUND "B"	2,116.20		2,116.20
COMMUNITY DEV. FUND "CD"			
CAPITAL IMPROV. "HC"			
WATER DISTRICT #1 FUND "WA"	3,859.20		3,859.20
CONSOLIDATED WATER "WR"			
SPECIAL FIRE PROTECTION "SF"	178.15		178.15
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	2,400.37		2,400.37
TRUST & AGENCY "T"	2,691.17		2,691.17
SPECIAL REFUSE FUND "SR"	31,860.46		31,860.46
STREET LIGHTING FUND "SL"	8,580.58		8,580.58
GRANT "G"			
PERIWINKLE LTG. DIST. "SL1"	62.24		62.24
WATER DIST. NEWSTEAD "WO"			
TOTALS	\$96,470.95		96,470.95

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON MARCH 19, 2018 AND **ADOPTED**

Ayes 3 Savage, Pautler & Adamski
Nays 0

BUSINESS FROM THE FLOOR

Supervisor Savage welcomed students from Alden Central High School who introduced themselves and said what class they were there for. Supervisor Savage explained the Abstract process, when the Board Meetings and Work Sessions are held, and the process of how they are done.

Daniel Gniewecki who is the Administrative Assistant from the Office of Erie County Legislator John Brusco stated that Legislator John Brusco was just out in Alden delivering a Proclamation from Erie County to Marjorie Pohl who turned 100 years old. Councilwoman Pautler and Supervisor Savage was also there in attendance as well. Legislator John Brusco will be meeting with Charlie Stickler from County Highway to discuss some of the roads in Lancaster and Alden. Daniel stated that they will be out in Alden again soon to go to the Alden Economic Development meeting.

Supervisor Savage stated that we will be dealing with the resolution on approving the PA system for the Senior Center/Community Center in which that grant that Legislator Brusco provided is going to pay for it ,and that it is very much appreciated.

COMMUNICATIONS

Jennifer Strong:

1. Received an email today (3-19-18) from BENLIC's attorney that they are preparing the closing documents on the purchase of 0 Fairview.

Supervisor Savage:

1. Received 3 Resignation letters from Debra Crist on resigning as Town Clerk, FOIL Officer & Registrar, and removing her names from Town of Alden Account #10124, #10470, and #201731.
2. Received a Notice of Decision on the Workers Compensation case – it was a total award, and that it will be all done now.
3. Received letter from the EFC that they accepted the engineering agreement, and noted who was also copied on the letter.
4. Received memorandum from Joe Czechowski the Village of Alden CEO who filled in for Chris Snyder (Town of Alden CEO) while he was on vacation that he did one inspection on 3/16/18 at 3235 Wende Road on a chimney fire. The top of the exterior concrete masonry chimney block appeared to be damaged. He informed the property owner not to use the device/chimney and the Town CEO would follow up with them next week. Supervisor Savage thanked Joe for filling in when the two CEO's are on vacation, or out of town – it was appreciated.
5. Received a Thank You from Alternative Care Services of WNY, Inc. to the Town Board thanking us for the wonderful gift to their organization. It's a contract that the Town Board does every year for an X number of meals for \$1,001.00 to help towards meals on wheels.
6. Stated that he sent Commissioner Geary, and spoke with Charles Sickler relative to the Lauck's concern about flooding that was brought up at the Work Session last week. Charlie Sickler emailed Supervisor Savage back (a test email), then called him because of the email address for Supervisor Savage was changed (the "Alden" part was taken off his email address), and wanted to make sure it was going through because of the 2 email addresses. Supervisor Savage still hasn't received a response back yet. Charlie Sickler then told Supervisor Savage that he will contact the Lauck's directly and will copy him on it.
7. Received Stormwater Coalition paperwork on stormwater permit fees. This will be put on the Work Session as Supervisor Savage stated he was not sure who wants fee's that strong.
8. Stated that there was a meeting on March 10th with the Recreation coaches, Dan Moultrup, and Andy Sojka discussing the 2018 sports program, schedules, and facilities.
9. Received a copy of the approved Village Board Meeting.
10. Spoke about the Training Safety Group that was formed, and how Highway Superintendent Bill Rogers is the coordinator of it, and how our Workers Compensation Insurer Carrier specified that we had to have this. They also specified the training that Bill had to do to be the Safety Coordinator. Bill did his training on line (6 different training courses), and completed them. Supervisor Savage stated that it was appreciated.

11. Received a filing from State of New York DOT relative to the Sandridge Rd. speed limit, whenever they sign it, it will go to 20 MPH on Sandridge Rd. adjacent to St. John's parochial school, between a point 500 +/- feet south of the southerly edge of Westwood Rd. & a point 520 +/- feet north of the southerly edge of Westwood Rd., a distance of 1020 +/- feet. It will continue it past the school's parking lot too.
12. Received the newest Fee Schedule for the Town of Alden which will be put on the Work Session.

NEW BUSINESS

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

WHEREAS, the Alden Town Board has received a request from Parks Supervisor Andy Sojka to purchase 50 5-gallon buckets of white marking paint for the various sports fields at the Town Parks for the 2018 summer season; the estimated cost of which is less than \$10,000.00 but greater than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must prepare a request for proposal and then obtain written quotes from at least three vendors;

WHEREAS, three quotes were received as follows:

The highest quote is from Beacon Athletics at \$3,250.00 (\$65.00 per 5 gallon bucket);

The second highest quote is from FullSource at \$2,995.00 (\$59.90 per 5 gallon bucket); and

The lowest quote is from Pioneer Athletics at \$1,950.00 (\$39.00 per 5-gallon bucket)

WHEREAS, the Pioneer Athletics is the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful consideration finds that it is in the public interest to authorize the marking paint purchase.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of 50 5-gallon buckets of white marking paint at a total cost of \$1,950.00 from Pioneer Athletics;
2. The Parks Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this purchase; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, as follows:

ADOPTED:

Ayes 3 Savage, Pautler & Adamski

Nays 0

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

WHEREAS, the Town Board of the Town of Alden is considering an application, by Debra Arnold (Sunset Ranch Kennels) for to renew a Kennel Special Use Permit for the operation of a dog kennel at her residence located at 11268 Kieffer Road in the Town of Alden; and

WHEREAS, The Town Clerk mailed notice of the renewal to all neighboring parcel owners. The Town Dog Control Officer and the Town Code Enforcement Officer have inspected the property.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

- 1.. That the Kennel Special Use Permit is hereby renewed for a period of one (1) year; and
2. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, the results of which were as follows:

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, and

ADOPTED

Ayes 3 Savage, Pautler & Adamski

Nays 0

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

WHEREAS, the Alden Town Board has received notice from New York State Electric and Gas ("NYSEG") that NYSEG is offering to convert the Town's 664 light poles from mercury vapor light bulbs to more efficient LED light bulbs at a cost of \$29,457.70;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that unique services are exempt from the Guidelines;

WHEREAS, NYSEG is no longer replacing Mercury Vapor light bulbs, but would replace the same as each light bulb failed with High pressure sodium light bulbs which are more expensive to operate than LED light bulbs;

WHEREAS, converting would save the Town approximately \$1,109.53 per month in delivery charges;

WHEREAS, converting the light poles will also save the Town money in monthly electric supply bills;

WHEREAS, if the conversion is made NYSEG will still own the streetlights and be responsible for the maintenance and repair of said streetlights; and

WHEREAS, the Town Board after full and careful consideration finds that it is in the public interest to convert the existing 664 streetlights with mercury vapor light bulbs to LED light bulbs.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the conversion, by NYSEG, of the Town's 664 mercury vapor lights to LED light bulbs for a total cost to the Town of \$29,457.70 ;
2. The Town Supervisor is authorized to sign any and all necessary documents to effectuate this conversion; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, and **ADOPTED.**
Ayes 3 Savage, Pautler & Adamski
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN ADAMSKI 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 Gene Nati as a member; and

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

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Gene Nati 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 March 19, 2018, and **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski

Nays 0

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

WHEREAS, the Recreation Director has informed the Town Board that the Town Senior/Community Center needs a new Public Address System (consisting of a mixer, a power amp, 6 speakers, two wireless microphones, speaker wire, and related parts and connections to be installed by the provider) the estimated cost of which is less than \$10,000.00 but greater than \$2,000.00;

WHEREAS, the Town of Alden will receive funding for the public address system from Erie County Legislator John Brusio;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must prepare a request for proposal and then obtain written quotes from at least three vendors;

WHEREAS, a request for proposal was made to three vendors by the Recreation Director and proposals were received as follows:

The highest quote is from Satellite Solutions & Electronics of WNY at \$4,496.00;

The second highest quote is from Cinema and Sounds WNY at \$4,110.00 and

The lowest quote is from Park Place Installations, Inc. at \$3,962.00;

WHEREAS, Park Place Installations Inc. is the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful review finds that it is in the public interest to authorize the purchase and installation of a new public address system at the Town Senior/Community Center.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase and installation of a new public address system by Park Place Installations Inc. at a total cost of \$3,962.00;
2. Park Place Installation Inc. must pay NYS Prevailing wages and submit all necessary documentation to the Department of Labor; and must supply to the Town proof of NYS Worker's Compensation Insurance and General Liability Insurance naming the Town of Alden as an additional insured prior to commencing any work;
3. The Town Supervisor is authorized to sign any and all necessary documents to effectuate this purchase and installation; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, and **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

Councilman Adamski moved and Councilwoman Pautler seconded the motion to approve Millgrove Bible Church's use of the Town Hall lawn area at the end of their Vacation Bible School this summer to launch children made rockets. The Church must provide the Town with a certificate of liability insurance, with the Town named as an additional insured, prior to the date.

The foregoing Motion was duly put to a roll call vote at a regular meeting on March 19, 2018, and **CARRIED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

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

**TOWN OF ALDEN
RESOLUTION TO HOLD PUBLIC HEARING
ON PROPOSED LOCAL LAW**

WHEREAS the Town Board of the Town of Alden has entered into a project for the codification of local laws, ordinances and certain resolutions of the Town of Alden for the purposes of increasing the effectiveness of town governmental administration, providing for greater public awareness of and access to town legislation and protecting the health, safety and welfare of town inhabitants; and

WHEREAS the proposed codification has been published in loose-leaf form and the Town Board now desires to formally effect the adoption of said codification by enactment of a local law;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held by the Town Board with respect to enactment of the following local law, such public hearing to be held on the 16th day of April, 2018, at 7:05 p.m., in the Town Hall, Town of Alden, New York. The proposed local law to be considered is as follows:

LOCAL LAW NO. 2 of 2018

A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF THE TOWN OF ALDEN INTO A MUNICIPAL CODE TO BE DESIGNATED THE "CODE OF THE TOWN OF ALDEN"

Copies of the text of the above-named local law shall be filed in the office of the Town Clerk.

AND BE IT FURTHER RESOLVED that the Town Clerk is hereby directed and authorized to cause public notice of said hearing to be given in accordance with the Municipal Home Rule Law, the Open Meetings Law and §§ 264 and 265 of the Town Law of the State of New York.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2018, and **ADOPTED.**

Ayes 3 Savage, Pautler & Adamski
Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Supervisor Savage :

Thanked Deputy Town Clerk's Debra Hey, and Joanna Eisensmith for all their work they are doing sort of unexpectedly in the Town Clerk's Office. They are doing a real nice job. He also thanked Deputy Supervisor Colleen Rogers for all her help as well.

Highway Superintendent Bill Rogers:

Stated that the equipment trailer that hauls the excavator will not pass inspection, and that it will be put on the Work Session.

Engineer Michael Metzger:

Stated that he resubmitted reports to DEC, and that hopefully there will be a quick turn around. Supervisor Savage asked when the reports went in, and if all the changes that they wanted were incorporated.

Deputy Supervisor Colleen Rogers:

Stated that she got an awful lot of calls for Modern Disposal from people complaining about Modern. She just wants to remind everyone that you can only put four 30 gallon containers out each week, and 1 bulk item a week. The phone calls that came in were on how Modern has not been picking up the 10 to 20 bags like they used to. Supervisor Savage stated that we will be putting a notice in

the newsletter to remind people of this.

DCO Lenny Weglarski:

Asked permission to go to an Animal Dog Control seminar in Batavia, and that it will be put on the Work Session.

The following should be placed on the Work Session:

1. Drainage
2. Sewer District #2
3. Town Fee Schedule
4. Town Hall Mats
5. Town Hall Boiler/Guages
6. Trailer for Highway
7. Highway School for Highway Superintendent Bill Rogers
8. Animal Control Seminar for DCO
9. CHESNA Subdivison

At 7:38 P.M. Supervisor Savage moved and Councilwoman Pautler seconded the motion to go into an Executive Session to discuss a personnel matter.

The foregoing Motion was duly put to a roll call vote at a regular meeting on March 19, 2018, and **Carried.**

Ayes 3 Savage, Pautler & Adamski

Nays 0

At 7:51 P.M. Councilwoman Pautler motioned to go back into general meeting with no actions that have been taken. Supervisor Savage seconded it on the question.

CARRIED.

Ayes 3 Savage, Pautler & Adamski

Nays 0

NOTICE OF MEETINGS

NEXT WORK SESSION:

March 26, 2018

@7:00 P.M.

REGULAR BOARD MEETING:

April 2, 2018

@7:00 P.M.

MEMORIAL REMEMBRANCE

ADJOURNMENT

At 7:53 P.M. Supervisor Savage adjourned the Meeting.

Joanna Eisensmith
Deputy Town Clerk