

MEETING NO. 15
REGULAR NO. 15

REGULAR TOWN BOARD MEETING
TOWN OF ALDEN

August 6, 2018
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, August 6, 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
Leonard Weglarski, DCO
Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of July 16, 2018. The Motion was put to a Roll Call Vote on August 6, 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 #664-714 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$38,726.28	10,684.59	\$49,410.87
HIGHWAY FUND "DA/DB	29,205.94	5,620.27	34,826.21
PART-TOWN FUND "B"	13,450.32	6,200.26	19,650.58
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"		8,334.38	8,334.38
EXCHANGE ST. WATER "WX"	6,356.25		6,356.25
SPECIAL FIRE PROTECTION "SF"	30,039.00		30,039.00
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	3,023.52	579.00	3,602.52
TRUST & AGENCY "T"	15,043.19	5,299.35	20,342.54
SPECIAL REFUSE FUND "SR"	35,688.72	181.30	35,870.72
STREET LIGHTING FUND "SL"	6,230.20		6,230.20
GRANT "G"			
PERIWINKLE LTG. DIST. "SL1"	36.62		36.62
ZOELLER WATER DIST "WZ"	4,746.00		4,746.00
WATER DIST. NEWSTEAD "WO"			
TOTALS	\$182,546.04	36,899.15	\$219,445.19

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON August 6, 2018 AND

ADOPTED

Ayes 3 Savage, Adamski & Pautler
Nays 0

BUSINESS FROM THE FLOOR

Steve Fox of Wende Road inquired as to what the Public Hearing was about. Super Savage explained it would not affect individuals for personal use but would affect large scale projects and that the notice would be read during the Public Hearing.

COMMUNICATIONS

Supervisor Savage:

1. Received a Home Occupancy Renewal request. At the Work Session that morning it was reiterated that CEO Snyder can issue renewals without Board approval per the new Town Code.
2. Received a letter from Rachel Chrostowski of Western NY Land Conservancy requesting a letter be written in support of protecting WBB Farm on Four Rod Road through NYS Dept. of Ag & Markets Farmland Protection Implementation Grant. After calling the land owner and confirming this was indeed what he wanted to do with his land, Supervisor Savage wrote the letter of support. Copy of the letter is with the initial request.
3. Received a new member application from Crittenden VFD. The resolution will have to be made at the next meeting as the letter was not received in time for today's meeting.
4. Received Building Inspector Report for July. It is quite lengthy.
5. Received GASB 73 Report from Hometown Benefits Inc.
6. Received letter from NYS Dept. of Taxation & Finance Office of Real Property Tax Services establishing a final State equalization rate of 94.00 for the Town of Alden.
7. Received a letter from Empire Center referencing the Supreme Court ruling in the case Janus vs. AFSCME Council 31 which involved "agency fee" deductions. States union dues/fees cannot make deductions from nonconsenting employees.
8. Received Village of Alden Fire Dept & Emergency Medical Services June 2018 report.
9. Received a letter from Congressman Chris Collins Office with regard to FCC fees being diverted from 9-1-1 services to other non-public safety related issues.
10. Received Variance Decision – ZBA Hearing; Gerald Urban, 12232 Blossom Lea Dr, approved
11. Received Memo/Inspection Log from Joe Czechowski, Village of Alden CEO, referencing footing hole inspection of 1124 Clearvue Dr.
12. Sent a letter supporting a feasibility study from Erie County's LGEP application with regard to hazardous waste. The letter states as long as there is no cost to residents of Alden.
13. Received a Reaffirmation to indicate we have not changed the boundaries of our Town Park. We had an inspection by NYS Office of Parks, Recreation and Historic Preservation.
14. Received a letter from George Collins trying to settle a lawsuit. To be filed in Town Clerk's Office.

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. 3 of the Year 2018, entitled "Opt-Out of Exemption for Certain Energy Systems" (the "Proposed Action"); and

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

WHEREAS, the Code Enforcement Officer provided notice to the Erie County Division of Planning on July 3, 2018, for this Proposed Action, as required under Section 239-m of the General Municipal Law and no comments were received from the Division; 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 July 2, 2018; 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 Board and 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 foregoing Resolution was duly put to a roll call vote at regular meeting on August 6 ,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, a Proposed Local Law No. 3 of the Year 2018, entitled "Opt-Out of Exemption for Certain Energy Systems" Law of the Town of Alden" was introduced to the Alden Town Board for consideration by Supervisor Savage on July 2, 2018;

WHEREAS, an order was duly adopted by the Alden Town Board for a public hearing to be held by said Town Board on August 6, 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 August 2, 2018, in the Alden Advertiser, the official newspaper of the Town of Alden;

WHEREAS, said public hearing was duly held on August 6, 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 July 2, 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 July 3, 2018;

WHEREAS, the neighboring municipalities were given notice of the proposed Local Law on July 20, 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. 3 of the Year 2018 entitled "Opt-Out of Exemption for Certain Energy Systems" 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 regular meeting on August 6, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler
Nays 0

Councilman Adamski moved and Councilwoman Pautler seconded the motion to appoint Rodd Froebel to permanent status as Alden Highway Department laborer, effective 08/06/2018.

The foregoing Motion was duly put to a roll call vote at regular meeting on August 6, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler
Nays 0

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Pautler

Last Tuesday July 31st was the first senior exercise program through Erie County Senior Services, Club 99. The class was led by Richard (83) and there were approximately 25 people in attendance. John Brusco was also in attendance. Mark Poloncarz was present to award Marjorie Pohl as senior of the month. Also continuing to work with senior services on other available educational programs.

Clerk Barrett

Tomorrow morning Aug. 7th will be taking the Notary Public Exam at 9am. The Clerk's Office was opened early on August 1st to give more time for hunters to get their licenses.

Attorney Strong

Town of Alden Ambulance Application is in. There will be a Public Hearing held on Friday, August 24th at 6pm. The Town Board will not be running the meeting, the medical counsel will.

Highway Superintendent Rogers

Ordered rock salt today ahead of the price increase. The cost is increasing almost double compared to last year. Erie County's bid process is a bit complicated as you have to estimate your next year's usage prior to knowing cost and then you are obligated to purchase a minimum percentage of your estimated usage.

There is a concern for the roads that were sealed & chipped. The County has not been back around to sweep away the loose stone and it is piling up in intersections and could be hazardous. The Highway

Department would like to get ahead of any potential issues by doing the sweeping themselves.

Engineer Metzger

Working on proposed Cayuga Creek water district. Working on getting schedules for SD2. Received notice from FEMA that the preliminary amended 2009 flood plain maps are going to be adopted. Based on the review it is believed the maps will be beneficial to residents.

DCO Weglarski

Nothing dog related but noted Solar Liberty approached him to purchase property located behind Wende Correctional Facility.

Supervisor Savage

Announced there will be a Public Hearing Held on Thursday, August 23th at 6pm regarding Ambulance Service. This is not a Town Board run hearing, the medical counsel will run the meeting.

Ordered an AED cabinet & AED for the pool area from a donation made by Alden Presbyterian Church. Ideally the AED Cabinet will be accessible from the pool area as well as the sports fields.

Working with Chris Snyder on bid specs for the 4 season shelter.

For the next Work Session: LL4, SD2, drainage, 4 season shelter, Cayuga Creek water district

NOTICE OF MEETINGS

NEXT WORK SESSION:	August 20, 2018	@8:00 A.M.
REGULAR BOARD MEETING:	August 20, 2018	@7:00 P.M.

MEMORIAL REMEMBRANCE - Supervisor Savage asked all to stand for a Moment of Silence in Memory of Edward J. O'Connor and David J. Gwin

ADJOURNMENT

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

Alecia Barrett
Acting Town Clerk