

MEETING NO. 18  
REGULAR NO. 18

REGULAR TOWN BOARD MEETING  
TOWN OF ALDEN

September 17, 2018  
7:00 P.M.

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road on Monday, September 17, 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  
Planning Board Member  
Students & Residents

Councilwoman Pautler Moved and Councilman Adamski seconded the Motion to approve the Minutes and Synopsis of September 4, 2018. The Motion was put to a Roll Call Vote on September 17, 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 #822-875 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

	<u>ABSTRACT #1</u>	<u>ABSTRACT #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$6,801.30		\$6,801.30
HIGHWAY FUND "DA/DB"	14,442.43		14,442.43
PART-TOWN FUND "B"	12,926.32		12,926.32
WATER DISTRICT #1 FUND "WA"			
CONSOLIDATED WATER "WR"			
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		5,778.16
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		\$87,135.79

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON September 17, 2018 AND **ADOPTED**

Ayes 3 Savage, Adamski & Pautler  
Nays 0

\*\*\*\*\*PUBLIC HEARING\*\*\*\*\*

At 7:05 P.M. Supervisor Savage asked for a Motion, seconded by Councilwoman Pautler, to adjourn from the Regular Meeting and enter into the Public Hearing – Use of Federal Community Development Funds in the Town of Alden. Supervisor Savage noted that in the past the Town of Alden has used these funds for projects at the Senior/Community Center. Given that Alden does not have a large population of low income persons these funds are typically used for projects that benefit the Senior Citizens of Alden. Supervisor Savage opened the floor for suggestions and project ideas.

At 7:15 p.m. Councilwoman Pautler motioned, and Councilman Adamski Seconded the motion to return to return to the regular meeting.

**CARRIED.**

Ayes 3 Savage, Pautler & Adamski

Nays 0

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

**BUSINESS FROM THE FLOOR**

Students from Alden High School were in attendance;

Sam Hopcia, participation for Government

Sarah Hahn, participation in Economics

Julia Salem, participation in Government

Supervisor Savage offered an explanation of the Approval of Vouchers as well as the Public Hearing process.

**COMMUNICATIONS**

**Supervisor Savage:**

1. The Town Park has been put on hold for the Village Sesquicentennial celebration from 7/11-13, 2019. Once these dates are finalized the Village will confirm.
2. Copy of letter from Supervisor Savage to LVAC stating the Town of Alden has no objection to LVAC's application to expand their authorization to include the Town of Alden..
3. Proposed text of Local Law #4 of 2018, Automotive use areas.
4. National Public Safety Telecommunications Council press release conducting a nationwide test of the Emergency Alert System & Wireless Emergency Alert on September 20 or October 3rd 2018.
5. Planning Board Meeting No. 9 Minutes.
6. Notice of public hearing for the Town of Lancaster, LL#1.
7. E-mail from Jennifer Strong with regard to Economic Development Trends.
8. Monthly statement from Building Inspectors Office.

**NEW BUSINESS**

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

WHEREAS, the Town of Alden's Contracts for collection; hauling and disposal of mixed municipal solid wastes, bulky wastes, white goods and collection, hauling and processing of recyclables are expiring and new contracts for these services is therefore necessary;

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

WHEREAS, the Alden Town Board after full and careful review and consideration finds that garbage and recyclable pick up and disposal is necessary for the residents of the Town and that the solicitation of bids for the same is within the public interest.

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Town Board hereby authorizes the Alden Town Clerk to advertise for bids as outlined in the attached Instructions to Bidders;

2. The Town Board hereby authorizes the Town Clerk to publish Notice in the Alden Advertiser and to mail the bid specifications to interest persons. Said Notice must be published more than five (5) days prior to Friday October 19, 2018, and must state the time when and place where the sealed bids will be publically opened and read by the Town Clerk.

3. The Town Board hereby authorizes the Town Clerk to receive sealed bids until 11:00 AM Prevailing Time on Friday October 19, 2018. All bids must contain the Non-Collusive Bidding Certification.

4. This resolution shall take effect immediately.

The foregoing Motion was duly put to a roll call vote at regular meeting on September 17, 2018, and

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

Supervisor Savage moved and Councilman Adamski seconded the motion to appoint Frank Altieri as part time temporary seasonal emergency plow truck operator to work only when less than three Highway Employees are available for snowplow duties and snow plowing is needed. His rate of pay shall be the current MEO beginning rate.

The foregoing Motion was duly put to a roll call vote at regular meeting on September 17, 2018, and

**CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

Councilman Adamski moved and Councilwoman Pautler seconded the motion to approve the renewal of the Special Use Permit to Harbor Chickens for Thomas Newman, 2099 Sandridge Road.

The foregoing Motion was duly put to a roll call vote at regular meeting on September 17, 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 Town Board/ Alden EMS desires to retain special counsel to represent the Town of Alden in its application for a permanent Municipal Certificate of Need for paramedic ambulance service;

WHEREAS, hiring an attorney falls under the professional service exemption of the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law;

WHEREAS, Mark C. Butler, Esq. was hereby hired in May, 2017 as Special Counsel to the Town of Alden to represent the Town of Alden/Alden EMS in its application for a permanent Municipal Certificate of Need for paramedic ambulance service at a fee of \$2,500.00 – exclusive of filing fees, postage, copies and other necessary disbursements;

WHEREAS, the application process was more complicated and involved significantly more work than originally anticipated; and

WHEREAS, Mr. Butler has respectfully requested additional payment based upon the increased amount of work.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The fee paid to Mark C. Butler, Esq. is hereby increased to \$8,500.00 for legal fees and \$2,344.96 for disbursements, for a total of \$10,844.96; and
2. This resolution shall take effect immediately.

The foregoing resolution was duly put to a roll call vote at regular meeting on September 17, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

Supervisor Savage moved and Councilwoman Pautler seconded the motion to promote Rodd Froebel from Laborer at the Alden Highway Department to M.E.O. at an hourly rate of \$24.05.

The foregoing Motion was duly put to a roll call vote at regular meeting on September 17, 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**, U.S. Highway Route 20 was created in 1926 from Boston, MA to Yellowstone National Park, WY; and

**WHEREAS**, By 1943, U.S. Highway Route 20 was extended to Newport, OR - a distance of 3,365 miles; and

**WHEREAS**, U.S. Highway Route 20 extended 374 miles between New Lebanon and Ripley, New York; and

**WHEREAS**, U.S. Highway Route 6 was decommissioned in most of California in 1964, making U.S. Highway Route 20 the longest highway in the country; and

**WHEREAS**, Over the years, U.S. Highway Route 20 has conveyed commerce and pleasure travelers whose needs were met by nearby cities and counties; and

**WHEREAS**, Though largely supplanted by the four lane New York State Thruway (190), the original alignments of U.S. Highway Route 20 remain, some are no longer identified as such; and

**WHEREAS**, U.S. Highway Route 20 served as the main street of many New York cities and towns along its length, these segments represent both state and local historic significance; and

**WHEREAS**, the Historic US Route 20 Association, Inc., is a nonprofit 501(c)3 organization aimed to promote tourism and economic development along the original 1926 alignment of US Route 20; and

**WHEREAS**, The Historic Route 20 Association, Inc., provides historic route markers to act as a wayfinding tool to guide tourists and travelers on the 1926 alignment to a local agency; and

**WHEREAS**, Designation of a Historic Route also referred to as a NYS Scenic Byway and the permission of placement of historic markers on State Public Highways must come from the New

York State Department of Transportation; and

**WHEREAS**, Without formal designation, the history and contribution of these segments of U.S. Highway Route 20 to the development of the state would remain less known; and

**WHEREAS**, Recognition of these segments will foster the economic health and cultural preservation of small communities and towns located along the highway; and

**WHEREAS**, It is fitting that a means to designate these historic sections U.S. Highway Route 20 be established; now, therefore, be it

**RESOLVED** by the Town of Alden, New York, hereby recognizes the original 1926 segment of former U.S. Highway Route 20 in the Town of Alden, New York as Historic Route 20 (*New York*) for its historical significance and importance in the development of New York; and be it further

**RESOLVED**, The Town of Alden, New York, commits to the permitting and placement of Historic Route 20 Markers within its borders, including the State DOT Highway; and be it further

**RESOLVED**, That the New York State Department of Transportation, upon receipt of this resolution by all interested local agencies along the original segment of U.S. Highway Route 20, to designate that section of highway as *Historic Route 20 (New York)*; and be it further

**RESOLVED**, That the local agency is responsible for the costs and placement of historic route markers on their sections or portions of former U.S. Highway Route 20 unless stipulated by the New York State Department of Transportation to the local agency, and be it further

**RESOLVED** the Clerk of Alden, New York transmit copies of this resolution to the Historic US Route 20 Association and the requesting local agency.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE TOWN BOARD of the TOWN OF ALDEN, NEW YORK** that we are in support of the recognition and designation of Historic Route 20 and the placement of Historic Route 20 Markers.

The foregoing resolution was duly put to a roll call vote at regular meeting on September 17, 2018, and **CARRIED.**

Ayes 3 Savage, Adamski & Pautler

Nays 0

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

##### **Councilwoman Pautler**

Attended PERMA Regional Managers Conference addressing workplace sexual harassment. We need to have a policy effective by 10/09/2018. This needs to be added to the next Work Session so the policy can be adopted at the October 1<sup>st</sup> Town Board Meeting. Training must be completed by January 1, 2019 by all employees. Will be on vacation for the Nov. 4 meeting.

##### **Clerk Barrett**

We have begun receiving school tax payments so the Clerk's Office is very busy.

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

Work is progressing on SD2. Continuing to work on Cayuga Creek water. Waiting on Erie County to complete the Map and Plan.

##### **Supervisor Savage**

There is a Teamsters meeting on Wednesday 09/19/18 at 4:00pm. Items to be added to the next Work Session: LL#4, 4 Season Shelter, Sexual Harassment Policy, Work Place Violence training, Cayuga Creek water, garbage bids, CDBG grant.

Workplace Violence training needs to be completed annually. Possibly we could have someone do Workplace Violence and Sexual Harassment training?

Fairview will need to be added to the Highway Department's list of roads to repair next year due to the construction vehicle traffic to SD2.

Our permanent certificate has been approved for ambulance service.

#### **NOTICE OF MEETINGS**

**NEXT WORK SESSION:**

**September 10, 2018**

**@7:00 P.M.**

**REGULAR BOARD MEETING:**

**September 17, 2018**

**@7:00 P.M.**

**MEMORIAL REMEMBRANCE** - Supervisor Savage asked all to stand for a Moment of Silence in Memory of Arlene M. Overholt, Richard Borden, Eileen Heist and Thomas Frys, Sr.

**ADJOURNMENT**

At 7:47 P.M. Supervisor Savage adjourned the Meeting.

Alecia Barrett  
Acting Town Clerk