

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Monday, April 4, 2022 at 7:00 P.M. Supervisor Sitzman called the Meeting to Order and Councilwoman Pautler led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Brett Sitzman, Town Supervisor
Gina Weiss, Councilwoman
Colleen Pautler, Councilwoman

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Bill Rogers, Highway Superintendent
Jennifer Strong, Town Attorney
Lenny Weglarski, DCO
Mike Metzger, Town Engineer
Chris Snyder, CEO
Sarah Miller, Deputy Town Supervisor
Residents

Councilwoman Weiss Moved and Supervisor Sitzman seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of March 21, 2022.

CARRIED

Ayes 2 Sitzman & Weiss

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER, SECOND BY COUNCILWOMAN WAISS, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS #241 - 271 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$23,004.17	\$8,106.50	\$31,110.67
HIGHWAY FUND "DA/DB"	\$20,808.91	\$31,109.89	\$51,918.80
PART-TOWN FUND "B"	\$3,358.88	\$1,800.00	\$5,158.88
CONSOLIDATED WATER "WR" SPECIAL FIRE PROTECTION "SF"	\$130,000.00	\$597,500.00	\$727,500.00
SEWER DIST#1 FUND "SI"			
WATER DIST. NEWSTEAD "WO" WATER DIST.EXCHANGE ST. "WX"			
SEWER DIST. #2 FUND "SA"	\$8,875.85	\$187.25	\$9,063.06
TRUST & AGENCY "T"	\$2,139.46	\$3,478.59	\$5,618.05
SPECIAL REFUSE FUND "SR"	\$72,191.36		\$72,191.36
STREET LIGHTING FUND "SL"	\$99.26		\$99.26
PERIWINKLE LTG. DIST."SL1"			
WATER DIST. NO. 1 "WA"	\$3,859.32		\$3,859.32

TOTAL

\$268,718.79	\$642,182.19	\$910,901.10
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THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON APRIL 4, 2022 AND

ADOPTED

Ayes 2 Sitzman & Weiss

Nays 0

BUSINESS FROM THE FLOOR

Debbie Woods, Meals On Wheels – Pleaded with the Board to reconsider renting the kitchen to Alden’s Meals On Wheels.

Mayor Prucnal, Village of Alden Mayor – Town pursued grant to help group of seniors get a new senior center but won’t help Meals On Wheels where seniors directly benefit from their service.

Tom Weisbeck, Broadway – Questioned the Mutual Aide Agreement and whether the issue of boundaries has been resolved as it pertains to the area around St. Johns.

Bob DeGraff, AJFC – would like Town to write letter of support for AJFC to use turf at ACS for at home games. Would like to be considered for \$2,400 from Town that other sports organizations receive.

COMMUNICATIONS

Brett Sitzman, Supervisor

1. Letters from students at Alden Middle School students
2. Village of Alden Fire Dept reports
3. Monthly report from Code Enforcement

Jennifer Strong, Town Attorney

1. Received annual information from meals on Wheels

NEW BUSINESS

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

Motion to approve the Alden Chamber of Commerce's use of the Town Park, including two Shelters, all picnic tables, and band shell on July 27, 2022 (for set up) and on July 28, 2022 for the Taste of Alden.

The Chamber / Alden Fire Department must provide a certificate of liability insurance and liquor liability insurance with the Town of Alden named as an additional insured in the amount of \$1,000,000 per occurrence, \$3,000,000 aggregate, and the Chamber and Alden Fire Department must sign an indemnification agreement no later than July 1, 2022. The Chamber is responsible for making sure that all food vendors obtain Erie County Health Department permits.

The Chamber is responsible for complying with all Town, County, State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Weiss & Pautler

Nays 0

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

Motion to appoint Michelle M. Wallace and Kimberly J. Lewis as Part-Time Court Clerks, not to exceed 19 hours per week (each) at \$16.00 per hour, subject to successful completion of all pre-employment checks.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILWOMAN WAISS, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR SITZMAN, TO WIT;

Motion to appoint Michelle Gadd, a person with the required skills, expertise and experience above all other candidates, as the Recreation Director, hours not to exceed 19.5 per week, at a rate of \$23.59 per hour, subject to successful completion of all pre-employment checks.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILWOMAN PAUTLER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN WAISS, TO WIT;

Motion to appoint Supervisor Sitzman as the Departmental Environmental Clearance Officer.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

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

Motion to approve the request of the Alden Lancaster Art Club to use the Alden Community Center on September 10, 2022 from 7:30 am until 3:15 pm for its Fall Art Show. 2 pm until tournament end for a basketball tournament.

The Art Club is responsible for complying with all Town, County, State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler
Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILWOMAN WAISS, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR SITZMAN, TO WIT;

Motion to approve the request of the Alden Kiwanis Club to use the Alden Town Park and Shelter on April 16, 2022 from 9.30 am until 2 pm for its annual Easter Egg Hunt.

The Kiwanis Club is responsible for complying with all Town, County, State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler
Nays 0

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

WHEREAS, The Alden Town Board is planning the construction of a Four-Season Shelter and installation of outdoor fitness equipment, adjacent to the Alden Community/ Senior Center, to help the Town accommodate its growing senior memberships and handicapped residents ("Proposed Action");

WHEREAS, pursuant to Part 617b NYCRR Article 8 of the Environmental Conservation Law, SEQRA, the Alden Town Board should "as early as possible in an Agency's formation of an action it proposes to undertake" begin the SEQRA process;

WHEREAS, pursuant to said Article 8 the Town Board has prepared the Environmental Assessment Form, which is now on file with the Town's SEQR Intake Officer; and

WHEREAS, the Alden Town Board has classified the Proposed Action as an Unlisted action under SEQRA;

WHEREAS, the Alden Town Board being the most local agency with permitting/funding authority, wishes to declare Lead Agency under the SEQRA process and has conducted an uncoordinated Review;

WHEREAS, during review of this Proposed Action, the Town of Alden assessed areas of environmental concern and determined that no significant negative impacts would occur. In reaching this decision, the Town carefully considered all "Criteria" for Determination of Significance listed in the SEQRA Regulations; and

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 a proper uncoordinated review has been conducted;
2. The Town Board has determined that the Town of Alden 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 SEQRA NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, on file with the SEQRA Intake Officer, will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public and is consistent with social and economic consideration and

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. The Town Board finds that the Proposed Action is consistent with the Town Code and is consistent with the Town's Master Plan;

5. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Weiss & Pautler

Nays 0

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

WHEREAS, the Town Board of the Town of Alden is in the planning phases of constructing a Four-Season Shelter and installation of outdoor fitness equipment, adjacent to the Alden Community/Senior Center, to help the Town accommodate its growing senior population and handicapped residents; and

WHEREAS, in compliance with Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act-SEQRA) of the Environmental Conservation Law, the Town Board has reviewed the project and its subject areas; and

WHEREAS, the Town Board has determined it is duly qualified to act as lead agency with respect to compliance with SEQRA which requires environmental review of certain actions undertaken by local governments; and

WHEREAS, pursuant to Resolution adopted on April 4, 2022, the Town Board determined that the proposed action was an Unlisted Action under SEQRA and that it was the agency with the broadest governmental powers for investigating the impact of the proposed action and the greatest capacity for providing the most thorough environmental assessment of the proposed action and the most local agent with permitting authority, and pursuant to such resolution the Town of Alden has undertaken to conduct an uncoordinated review; and

WHEREAS, the Town of Alden has determined that the proposed project will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public, and is consistent with social and economic considerations

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Alden, after considering the action proposed herein, in reviewing the Environmental Assessment Form, reviewing the criteria contained in Section 617.11 of the Rules and Regulations of the SEQRA Regulations and thoroughly analyzing the project with respect to potential environmental concerns, determines that the action will not have a significant effect on the environment and that a Negative Declaration is hereby issued, based upon the reasons stated in the attached Notice of Determination of Non-Significance made a part hereto;

BE IT FURTHER RESOLVED, that the attached Negative Declaration be filed with the Town Clerk, and that the Supervisor is authorized to sign the EAF and prepare the appropriate notices and filings in accordance with the SEQR regulations.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

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

WHEREAS, the Alden Town Clerk has advised the Town Board that the Town Hall is in need of a new copy machine which will be leased;

WHEREAS, said Procurement Policy & Procedure Guidelines and General Municipal Law have been followed as this is a true lease; and

WHEREAS, the Town Board after full and careful review and consideration of the request to lease a new copy machine for the Town Hall, finds it in the public interest to authorize the leasing of new copy machine.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves a 60 month lease for a new Xerox Altalink C8135 copy machine for the Town Hall from Xerox at a monthly rate of \$249.00 as being consistent with its policies and in the interests of the residents of the Town of Alden;
2. That the Town Clerk of the Town of Alden is authorized to sign any and all necessary documents to effectuate this lease agreement; and
3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

POLLED AND ADDED WITH NO OBJECTIONS

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

WHEREAS, the Town Board of the Town of Alden is considering an application, by JPW Development LLC for site plan approval of two proposed buildings each with three apartments with attached garages at Genesee Street, in the Town of Alden, further identified by SBLs # 85.00-4-24.112 and 85.00-4-42 (The "Proposed Action");

WHEREAS, the Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review;

WHEREAS, the two tax parcels have now been combined into a single tax parcel;

WHEREAS, the Town of Alden has provided notice to Erie County Planning as required under Section 239-m of the General Municipal Law and to all involved agencies;

WHEREAS, the New York State Environmental Quality Review Act requires the Town Board to determine the Lead Agency status and the Lead Agency making a SEQR determination;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, the Applicant has prepared the Environmental Assessment Form, which is now on file with the Town Board and the Town's SEQR Intake Officer; and

WHEREAS, any comments received from the involved agencies have been fully addressed by the Code Enforcement Officer; and

WHEREAS, the Town of Alden Planning Board has recommended the approval of the site plan.

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 a proper coordinated review has been conducted;
2. The Town Board has determined that the Town of Alden 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 SEQRA NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, on file with the SEQRA Intake Officer, 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. The Town Board finds that the Proposed Action is consistent with the Town Code and approves the site plan; and
5. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

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

WHEREAS, The Town of Alden believes that the Ewell Free Library is a good cultural asset for the residents of the Town of Alden and would like to assist keep the Library open for the benefit and enjoyment of its citizens;

WHEREAS, the Alden Ewell Free Library is currently operated by the County of Erie and housed in a building not owned by the Town of Alden; and

WHEREAS, the Town Board of the Town of Alden would like to Contract with the Ewell Free Library to provide monies to the Ewell Free Library for its continued operation.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the attached Contract, for a sum of \$5,000.00, for the year 2022 with the Ewell Free Library as being consistent with its policies and in the interest of the residents of the Town of Alden;

2. That the Town Supervisor is authorized to sign any and all necessary documents to effectuate this Contract; and
3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

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

WHEREAS, the Alden Town Board has applied for and received CDBG - CARES ACT Funding for the construction a Four-Season Shelter and installation of outdoor fitness equipment, adjacent to the Alden Community/Senior Center, to help the Town accommodate its growing senior memberships and handicapped residents (the "Project");

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That the Town Board hereby adopts the attached Notice of No Significant Impact and Notice of Intent to Request a Release of Funds; and
2. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

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

Motion to approve the request of the Alden Soccer Club to use the Town Parks for Travel Soccer and House Soccer as follows:

Town Park Soccer Field

- 5/1/22 – 8/6/22 practices and games
 - Mondays (U14G), Tuesdays (U14G), Wednesdays (U17G), Thursdays (U15G) - 5:30 – 8:30pm

Robert O. Smith (front soccer field)

- 5/1/22 – 8/6/22 practices and games 5:30pm – 8:00pm
 - Wednesdays (U17B), Thursdays (U15B)

Robert O. Smith (multiple back smaller fields)

- 5/28/22 – 7/30/22 House League practices and games
 - Mondays 5:30pm – 8:30pm
 - Thursdays 5:30pm – 8:30pm

- Saturdays 8:30am – 1:30pm
- 5/1/22 – 7/30/22 U10 Field (same as House League)
 - Fridays (U10B/G)

The Alden Soccer Club is responsible for complying with all Town, County, State and Federal Rules and Regulations regarding the CoVid-19 Pandemic.

The Alden Soccer Club has submitted proof of insurance.

All players must sign Waivers, to be filed with the Town Clerk, prior to participating in any practices or games.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on April 4, 2022, which resulted as follows:

CARRIED.

Ayes 3 Sitzman, Waiss & Pautler
Nays 0

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Gina Waiss, Councilwoman - requested a meeting with Clerk Barrett this week to talk about Rec. Still working on Rec programs

Alecia Barrett, Town Clerk – we have received AYB waivers.

Sarah Miller, Deputy Town Supervisor – Reminder that ARPA funding report is due by end of April

Mike Metzger, Town Engineer – will send out info regarding senior shelter project. Local architect has agreed to donate his time and expertise on plans with senior shelter. Will not be at next WS.

ANNOUNCEMENTS FROM SUPERVISOR

March 28th was the first day of the Town’s Bicentennial Year. Committee is meeting and working on plans for celebration. All residents wishing to get involved can attend meetings.

Following Memorial Remembrance, Supervisor Sitzman is requesting a Motion to go into Executive Session for the purpose of discussing personnel matters. Councilwoman Pautler moved to enter into executive session, seconded by Councilwoman Waiss.

Councilwoman Pautler moved to leave executive session with no action taken; second by Supervisor Sitzman. All in favor.

UNFINISHED AND TABLED BUSINESS

Councilwoman Waiss moved to table the motion regarding the assessor salary and hours; Second by Supervisor Sitzman. All in favor.

Motion regarding Town Assessor Salary and Hours

NOTICE OF MEETINGS

WORK SESSION:	March 28, 2022	@7:00 PM
REGULAR BOARD MEETING	April 4, 2022	@7:00 PM

MEMORIAL REMEMBRANCE - Paul Henry

ADJOURNMENT

At 9:12 P.M. Supervisor Sitzman adjourned the Meeting.

Alecia Barrett
Town Clerk