

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Monday, June 5, 2023 at 7:00 P.M. Town 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 Waiss, Councilwoman  
Colleen Pautler, Councilwoman

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Bill Rogers, Highway Superintendent  
Mike Metzger, Town Engineer  
Chris Snyder, CEO  
Residents

Councilwoman Pautler Moved and Supervisor Sitzman seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of May 1, 2023. Councilwoman Waiss moved and Councilwoman Pautler seconded the Motion to approve the Minutes and Synopsis of the Regular meeting of May 15, 2023.

**CARRIED**

Ayes 3 Sitzman, Waiss & Pautler  
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 #453 - 2010001422 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$17,865.56	\$43,832.12	\$61,697.68
HIGHWAY FUND "DA/DB"	\$7,977.07	\$3,077.14	\$11,054.21
PART-TOWN FUND "B"	\$3,417.02	\$4,839.80	\$3,417.02
WATER DIST. NEWSTEAD "WO"			
SPECIAL FIRE PROTECTION "SF"			
WATER DIST. #1 FUND "WA"			
WATER DIST.EXCHANGE ST. "WX"			
SEWER DIST. #2 FUND "SA"	\$1,179.19	\$227.78	\$1,406.97
TRUST & AGENCY "T"	\$41,147.54	\$20,418.12	\$61,565.66
SPECIAL REFUSE FUND "SR"	\$42,054.36		\$42,054.36
STREET LIGHTING FUND "SL"	\$4,774.79		\$4,774.79
PERIWINKLE LTG. DIST."SL1"	\$88.81		\$88.81
ZOELLER RD. WATER DIST. "WZ"			

**TOTAL**

<b>\$118,504.34</b>	<b>\$72,394.96</b>	<b>\$190,899.30</b>
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THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON JUNE 5, 2023 AND

**ADOPTED.**

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

**BUSINESS FROM THE FLOOR**

Representative from New York Citizen’s Audit – Asked the Board to consider tabling agenda item ‘G’ and allowing the group to attend a work session to explain more about their organization and what they hope to accomplish.

Holly Ahl, 1265 E. Laray – any updates or new information on Ledgestone Village Project? Asked Highway Superintendent Rogers about paving and if grading will be done from the ledge of the road to the grassy area along the roadway.

Pete Freeman, Wende Rd. – stated fill is being dumped into thwe ditch on the railroad bed on Wende Rd. Is concerned over potential drainage issues it could cause.

Laura Loehr, 13369 Henske – Thanked Board for consideration of item ‘G’

**COMMUNICATIONS**

**Brett Sitzman, Supervisor communicated by Deputy Supervisor Sivecz**

1. Request from Wyoming County Volunteer Fireman’s Association for bandshell use
2. County sales tax update for May
3. Letter from Mrs. Loehr pursuant to item ‘G’ on agenda

**Colleen Pautler, Councilwoman**

1. WD#5 6/15 meeting has been postponed.

**Jennifer Strong, Town Attorney**

1. Working with Colleen on Dog Control Agreement
2. Received Insurance on vending machine
3. Working with Alecia on FOIL Appeals
4. Redraft of Meals On Wheels Agreement
5. Redraft of sexual harassment

**Gina Waiss, Councilwoman**

1. Request from AJFC to use Town Park for practices and games

**NEW BUSINESS**

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

Motion to appoint Susan Schumacher as the Secretary of the Board of Assessment Review, for the remainder of the 2023 calendar year. Stipend as per Schedule of Salaries. All pre-employment checks have been completed.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 WAISS, TO WIT;

Motion to approve the request of Alden Substance Abuse Coalition's use of Alden Town Park to show family friendly movies on July 6, 13, 20, 27 and August 1, 2023 (all dates weather permitting) from dusk until midnight.

The Coalition must submit proof of insurance to the Town Clerk prior to the first movie.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on June 5, 2023, which resulted as follows:

**CARRIED.**

Ayes 2 Waiss & Sitzman

Nays 0

Abstain 1 Pautler

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

Motion to hire Claire Stoltman as a Lifeguard at \$15.00 per hour, contingent upon successful completion of all pre-employment checks, commencing on June 6, 2023 through August 27, 2023; not to exceed 19.5 hours per week.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 approve the request of Alden Women's Softball to use Robert O. Smith Park fields 1 and 2 for their games on Tuesdays starting June 6, 2023 until August 8, 2023 from 7:00 pm until 10:00 PM.

Alden Women's Softball must submit proof to the Town Clerk of liability insurance naming the Town of Alden as an additional insured.

Alcohol consumption is prohibited in the Town Park.

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

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 approve the request of the St. John's Church to use the Band Shell at the church grounds for their annual lawn fete, from July 14 and 15, 2023.

St. John's must file with the Town Clerk proof of liability insurance naming the Town of Alden as an additional insure.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 Alden Men's Softball to use the Robert O. Smith Park softball diamonds 1, 2 and 3) for softball tournaments on August 5, 2023 and on August 26, 2023 from 8 am until 7pm.

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

Alcohol consumption is not allowed in the Town Park.

Alden Men's Softball must submit to the Town Clerk proof of liability insurance naming the Town of Alden as an additional insured.

Alden's Men's Softball must escrow \$1,000.00 with the Town of Alden to cover any clean-up costs incurred by the Town. All unused funds shall be returned by the Town to Alden Men's Softball.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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, on May 1, 2023 the Alden Town Board adopted a resolution in support of a complete end-to-end audit of the New York State 2022 General Election; the enactment of legislation defining a mutually agreed upon process by which an end-to-end audit would be triggered in any future elections; the enactment of legislation defining a mutually agreed upon accuracy rate for the NYS Voter and County voter roll databases; the enactment of legislation allowing for anonymous vote verification and tracking by the voter (open-source, royalty-free

patent pending), including automatic mechanisms to report and remedy errors during the canvass period following an election, regardless of ballot entry source; and criminalizing election misconduct explicitly with regard to State election law and increase penalties to reflect the societal and generational harms inflicted by these crimes;

WHEREAS, the Support resolution adopted by the Town Board on May 1, 2023, was based upon suggested language put forth by the New York Citizens Audit;

WHEREAS, the Alden Town Board upon research and deliberations finds that they do not agree with many of the ideas put forth and supported by the New York Citizens Audit;

WHEREAS, the Alden Town Board is aware of inaccuracies in voter registrations within the Town of Alden and believes that similar inaccuracies may exist across New York State;

WHEREAS, an audit to ensure the accuracy of voter registrations would help to safeguard free and fair elections;

WHEREAS, the majority of the states in the U.S. require voter identification to increase the public's confidence and ensure a fair election process;

WHEREAS, the Board of Elections may not get notification of a voter registering in another location or of a death of a registered voter;

WHEREAS, in an economy where the Board of Elections may not have sufficient funding or staffing to purge voters rolls of individuals who no longer live in each election district or county, as required;

WHEREAS, in a day and age where the ability to work does not necessarily need to be where you live, this allows for more individuals to be transient in nature and the addition of voter's identification will assist in keeping all voter rolls current; and

WHEREAS, in the State of New York the requirement is to compare the signature on file, this doesn't necessarily help maintain current voter registration, as name and address changes are not necessarily communicated in the current process, also this would assist in the purging of the roles of individuals who are no longer active voters in that county.

**NOW THEREFOR BE IT RESOLVED AS FOLLOWS THAT:**

1. The Alden Town Board hereby rescind it is entirety the support resolution adopted as item G on May 1, 2023, and rescinds its directive to the Town Clerk to mail copies of said resolution;
2. The Town Board of Alden, NY stands in support of an audit of voter registration rolls in Erie County and New York State;
3. The Alden Town Board hereby requests that the New York State Legislature and Governor Hochul draft and enact legislation to allow for a voter identification process to assist with maintaining voter registration rolls;
4. The Alden Town Clerk is hereby directed to forward certified copies of this resolution to Erie County Executive Polancarz's Office; the Alden delegation of the Erie County Legislature; Governor Hochul's Office, the Western New York Delegation to the New York State Senate and Assembly, and the Western New York Delegations to the United

States House of Representatives and Senate; and any other party deemed necessary and proper; 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 June 5, 2023, 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 allow Justine Derrett d/b/a Phantom Vending to place one Pepsi vending machine on the south side of the concession stand at the Town Park contingent upon the signing of an indemnification agreement and proof of insurance.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 hire Benjamin Chowaniec, effective immediately, as part time seasonal parks worker at a rate of \$16.00 per hours for the 2023 parks season; contingent upon successful completion of all pre-employment checks.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on June 5, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

**POLLED AND ADDED WITH NO OBJECTION**

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

Motion to hire the below list of lifeguards and one aquatics supervisor at the noted rates of pay, contingent upon successful completion of all pre-employment checks, commencing on 6/26/23 through 8/27/23;

not to exceed 19.5 hours per week.

Abby Blendowski – aquatic supervisor \$18.36

\*Anthony Kudla - \$15.00

\*Ayden Daigler - \$15.00

Brianna Quinn - \$15.42

Carolyn Freeman- \$16.52

Kristina Wilson - \$15.12

\*Liam Farrell - \$15.00

Mackenzie Fronczak - \$15.12

Maddie Erhardt - \$15.42

Matt Cole - \$15.12

Meghan Cole - \$15.12

Riley Streit - \$15.12

Sara Hahn- \$16.52

Sierra Warner - \$16.52

**Substitute Lifeguards:**

Julia Salim- \$16.52

Claire Ritchie - \$16.50

Gene Bleimseister - \$17.63

Auguste Pautler - \$17.63

James Fecio - \$15.12

\*Ellen Ritchie - \$15.00

\*indicates new hires

*On the question – Councilwoman Pautler stated the list has a family member on it so she will abstain from voting.*

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, which resulted as follows:

**CARRIED.**

Ayes 2 Sitzman & Waiss

Nays 0

Abstain 1 Pautler

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

Motion to introduce a draft Local Law # 3 of the Year 2023 “Town of Alden Code of Ethics” which shall replace in its entirety Chapter 29 of the Alden Town Code adopted as L.L. No. 2-1972.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, 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 hire Tyler Noel as part-time summer highway worker, effective immediately, at a rate of \$18.00 per hour; contingent upon 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 June 5, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Waiss & Pautler

Nays 0

COUNCILWOMAN WAISS MOVED AND SUPERVISOR SITZMAN SECONDED TO MOVE 'MOTION TO ALLOW TOWN PARK USE' FROM UNFINISHED AND TABLED BUSINESS TO NEW BUSINESS.

**CARRIED.**

Ayes 2 Sitzman & Waiss

Nays 0

Abstain 1 Pautler

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

Motion to allow the Alden Substance Abuse Coalition to use the Town Park and the Community Center on October 20 and 21, 2023 from 6 pm until 9pm for a Halloween Spooktacular Event and to have access to the Park during October for set-up in the weeks prior to the event.

The Town will request security from the Erie County Sheriff and the NYS Troopers for the event.

Alden Substance Abuse Coalition must submit proof of liability insurance to the Town Clerk prior to the event naming the Town of Alden as an additional insured.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on June 5, 2023, which resulted as follows:

**CARRIED.**

Ayes 2 Sitzman & Waiss

Nays 0

Abstain 1 Pautler

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

Supervisor Sitzman requested an executive session for personnel.

Councilwoman Pautler moved and Councilwoman Waiss seconded the motion to enter into executive session.

All in favor.

Councilwoman Pautler moved and Councilwoman Waiss seconded the motion to exit executive session, with no action taken.

All in favor.



**UNFINISHED AND TABLED BUSINESS**

**NOTICE OF MEETINGS**

**WORK SESSION:**

**June 12, 2023**

**@7:00 PM**

**REGULAR BOARD MEETING**

**June 20, 2023**

**@7:00 PM**

**MEMORIAL REMEMBRANCE** - Wayne Bukowski and Harold Snyder and Rev. Msgr. Leo F. McCarthy and Ruth Ward and Thomas O'Connor and Leonard Wagner and Earl Aston and Donald Crist and Norman Walkowiak

**ADJOURNMENT**

At 8:30 P.M. Supervisor Sitzman adjourned the Meeting.

Alecia Barrett  
Town Clerk