

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Monday, August 21, 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 Deputy Town Clerk.

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

RECORDING SECRETARY: Joanna Eisensmith, Deputy Town Clerk

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

Councilwoman Pautler Moved and Councilwoman Waiss seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of August 17, 2023.

**CARRIED**

Ayes 3 Sitzman, Pautler & Waiss  
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 #685 - 762 **ALL BILLS REVIEWED BY THE TOWN BOARD.**

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$33,787.39		\$33,787.39
HIGHWAY FUND "DA/DB"	\$205,115.79		\$205,115.79
PART-TOWN FUND "B"	\$2,143.93		\$2,143.94
WATER DIST. NEWSTEAD "WO"			
SPECIAL FIRE PROTECTION "SF"			
WATER DIST. #1 FUND "WA"			
WATER DIST.EXCHANGE ST. "WX"	\$5,085.00		\$5,085.00
SEWER DIST. #2 FUND "SA"	\$233.59		\$233.59
TRUST & AGENCY "T"	\$37,085.47		\$37,085.47
SPECIAL REFUSE FUND "SR"	\$42,383.75		\$42,383.75
STREET LIGHTING FUND "SL"	\$88.07		\$88.07
PERIWINKLE LTG. DIST."SL1"			
ZOELLER RD. WATER DIST. "WZ"	\$3,898.50		\$3,898.50
<b>TOTAL</b>	<b>\$206,607.03</b>		<b>\$206,607.03</b>

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON AUGUST 21, 2023 AND

**ADOPTED.**

Ayes 3 Sitzman, Pautler & Waiss  
Nays 0

**BUSINESS FROM THE FLOOR**

Melanie Rimkus, Genesee St. – questioned what qualifications are needed for members of the Ethics Committee?

*Supervisor Sitzman – residents of Alden, possible business owners, uphold high standards.*

*Councilwoman Waiss – agreed with Supervisor Sitzman and added only one new member is being added. She was highly recommended.*

*Attorney Strong – new board will be 5 members appointed at staggered terms. And have no Conflicts of interest.*

*Councilwoman Pautler – knowledge of Alden*

**COMMUNICATIONS**

**Brett Sitzman, Town Supervisor**

- 1. Erie County sales tax report

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**PUBLIC HEARING – Local Law #4 of 2023 “Amendment of Chapter 52 Purchase Contracts**

Councilwoman Pautler moved to leave regular meeting and enter into the public hearing, second by Councilwoman Waiss. All in favor.

Deputy Town Clerk Eisensmith read the notice of public hearing.

Supervisor Sitzman explained the reason for the public hearing and opened the floor to public comment.

No comments were heard.

Councilwoman Pautler moved to leave public hearing and enter into the regular meeting, second by Councilwoman Waiss. All in favor.

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**NEW BUSINESS**

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

Motion to introduce Local Law # 5 of 2023: Tax Cap Override for consideration of adoption by the Alden Town Board.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on August 21, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Pautler & Waiss  
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 AARP to use the Community Center on September 15, 2023 from 9am until 3:30 pm for a Safe Driver Course.

The question of the adoption of the foregoing motion was duly put to a vote on roll call, at a regular meeting on August 21, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Pautler & Waiss  
Nays 0

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

In response to the adoption of Local Law # 3 of 2023, the following persons are hereby confirmed and appointed to the Town of Alden Board of Ethics for the remainder of the 2023 calendar year with the understanding the Board for Ethics will be reappointed in January 2024 with the five year staggered terms created by the Local Law: William Rogers, Jean Weisbeck, Richard Koelbl, and Bud Milligan (existing board members for 2023) and Kris Rogers as a new member for the duration of 2023.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, at a regular meeting on August 21, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Pautler & Waiss  
Nays 0

***POLLED AND ADDED WITH NO OBJECTION***

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

WHEREAS, the Town Board has realized the need to replace the air conditioning system at the Alden Senior Center the cost of which is estimated to be less than \$35,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden and the General Municipal Law state that the Town must obtain written quotes from at least three (3) vendors;

WHEREAS, the Town Engineer prepared and RFP and three quotes received by the Town Engineer as follows:

the highest quote is from John W. Danforth at \$67,316.00;

the second highest quote is from Petschke Inc. at \$41,000.00; and

the lowest quote is from TriR Mechanical Services, Inc. at \$29,565.00;

WHEREAS, TriR Mechanical Services, Inc. is the lowest responsible quote; and

WHEREAS, The Town Board after full and careful review finds that it is in the public interest to authorize the replacement of the air conditioning system at the Alden Senior Center.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

**1.** The Town Board hereby approves the hiring of TriR Mechanical Services, Inc To replace the air conditioning system at the Alden Senior Center at a cost not to exceed \$29,565.00;

2. TriR Mechanical Services, Inc must pay NYS Prevailing wages to any non-owner employees and must comply with all labor law requirements and postings prior to starting any work and must provide proof of liability insurance to the Town prior to starting any work; and

3. That the Town Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this purchase; and

4. 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 July 17, 2023, which resulted as follows:

**CARRIED.**

Ayes 3 Sitzman, Pautler & Weiss

Nays 0

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

Councilwoman Pautler – Put Go Rail on Work Session

Town Attorney Strong – Reviewed gas well capping, need more information. Forms separated out for Ethics Law.

Councilwoman Weiss – add Committee for WD#5 ad to Work Session. Requested executive session for attorney client privilege with Town Board, Town Attorney and Bill Rogers.

Councilwoman Pautler moved to enter into Executive Session for Attorney Client Privilege, second by Councilwoman Weiss. All in favor.

Councilwoman Pautler moved leave Executive Session for Attorney Client Privilege, second by Councilwoman Weiss. All in favor.

**UNFINISHED AND TABLED BUSINESS**

**NOTICE OF MEETINGS**

Work Session and Budget Meeting

August 28, 2023

@ 9am & 9:30am

WORK SESSION:

August 28, 2023

Canceled

REGULAR BOARD MEETING

September 5, 2023

@7:00 PM

**MEMORIAL REMEMBRANCE** - Michael Justinger

**ADJOURNMENT**

At 8:25 P.M. Supervisor Sitzman adjourned the Meeting.

Alecia Barrett  
Town Clerk