

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Monday, May 6, 2024 at 7:00 P.M. Town Supervisor Pautler called the Meeting to Order and Councilmember Waiss led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Colleen Pautler, Town Supervisor
Gina Waiss, Councilmember
Randy Crist, Councilmember
John Cieszki, Councilmember {arrived late}

RECORDING SECRETARY: Alecia Barrett, Town Clerk

OTHERS PRESENT: Bill Rogers, Highway Superintendent
Scott Pease, CEO
Mike Metzger, Town Engineer
Residents

Councilmember Waiss moved to Table approval of minutes, second by Councilmember Crist, until Councilmember Cieszki arrives.

CARRIED

Ayes 4 Pautler, Bork, Waiss, Crist
Nays 0

Councilmember Waiss Moved and Councilmember Crist seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of March 18, 2024.

On the Question – Councilmember Crist: Meeting was called to order by the Deputy Supervisor and Councilmember Bork was absent.

CARRIED

Ayes 3 Waiss, Crist, Cieszki
Abstain 2 Pautler, Bork
Nays 0

Councilmember Waiss Moved and Councilmember Crist seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of April 1, 2024.

CARRIED

Ayes 5 Pautler, Bork, Waiss, Crist, Cieszki
Nays 0

Councilmember Waiss Moved and Councilmember Crist seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of April 15, 2024.

On the Question: Councilmember Cieszki – Were these sent out today? I have not had time to review them.

CARRIED

Ayes 3 Pautler, Waiss, Crist, Bork
Abstain 1 Cieszki
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BORK, SECOND BY COUNCILMEMBER WAISS.

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$24,583.92	\$16,428.88	\$41,012.80
HIGHWAY FUND "DA/DB"	\$9,526.98	\$6,301.00	\$15,827.98
PART-TOWN FUND "B"	\$858.00	\$8,988.88	\$9,846.88
SR CTR EXPANSION/4 SEASON "HS"		\$78,691.50	\$78,691.50
CONSOLIDATED WATER "WR"			
SPECIAL FIRE PROTECTION "SF"			
SEWER DIST. #1 FUND "SI"			
SEWER DIST. #2 FUND "SA"	\$471.10	\$227.21	\$698.31
TRUST & AGENCY "T"	\$53,459.42	\$3,685.53	\$57,144.95
SPECIAL REFUSE FUND "SR"	\$37,678.52		\$37,678.52
STREET LIGHTING FUND "SL"	\$13,183.11		\$13,183.11
PERIWINKLE LTG. DIST."SL1"			
ZOELLER RD. WATER DIST."WZ"			
WATER DIST. NEWSTEAD "WO"			
WATER DIST. EXCHANGE "WX"			
WATER DIST. NO. 1 "WA"		\$6,870.53	\$6,870.53
TOTAL	\$139,761.05	\$121,193.53	\$260,954.58

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON MAY 6, 2024 AND

CARRIED

Ayes 4 Pautler, Waiss, Crist, Bork
Nays 0

BUSINESS FROM THE FLOOR

Tom Weisbeck, Broadway – Agenda item ‘H’ if approved does not give the property owners much notice before the public hearing.

COMMUNICATIONS

Colleen Pautler, Town Supervisor

1. Newstead supervisor communicated kennel agreement is expiring; add to WS
2. Town Clerk’s Monthly Report
3. CEOs Monthly Report
4. DPW notice of County Road partial closure
5. Add to WS NYS Retirement
6. MOWs request to postpone cafeteria use
7. MOWs amended garden plan; add to WS
8. E-mail from Court Clerk regarding copier quote

Gina Waiss, Councilmember

1. Email from ASAC; add to WS National Night Out & Spooktacular

Jennifer Strong, Town Attorney

1. Received signed refuse contract
2. Received annual library report

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMEMBER BORK, WHO MOVED ITS ADOPTION, SECONDED BY SUPERVISOR PAUTLER, TO WIT;

WHEREAS, The Town of Alden seeks to honor and recognize those who have made sacrifices to safeguard our citizens and institutions who enhance the quality of life in the community through their selfless efforts; and

WHEREAS, the **Alden Hook & Ladder Fire Company** was established on October 20, 1899, when the **Alden Hook & Ladder Fire Company**, originally known as the "Rescue Hook & Ladder," began its mission to protect the citizens and properties of Alden; and

WHEREAS, the **Alden Hook and Ladder Fire Company's** foundation is deeply rooted in the core values, of the preservation of life and property in addition to responding to fires, medical emergencies, rescue calls, motor vehicle accidents; and

WHEREAS, the **Alden Hook & Ladder Fire Company** requires members to complete hundreds of hours of training, and all firefighters and EMTs selflessly commit to serving the community at all hours; and

WHEREAS, **Alden Hook & Ladder Fire Company** for the past one hundred and twenty-five years has consistently demonstrated civic pride and has responded to all types of emergencies, always committed to the protection and well-being of the community; and

WHEREAS, the **Alden Hook & Ladder Fire Company** firefighters dedicate their lives to the protection of life and property, and through devotion and sacrifice, they volunteer and take extraordinary risks, not to benefit themselves, but selflessly working to ensure that their communities are as safe as possible; and

WHEREAS, the firefighters of the **Alden Hook and Ladder Fire Company**, through their selfless dedication and bravery, have earned the respect and gratitude of the entire community.

NOW, THEREFORE, BE IT RESOLVED, the Alden Town Board pauses in its deliberations to honor and recognize the **Alden Hook & Ladder Fire Company** and the men and women who have faithfully devoted their lives to its mission for one hundred and twenty-five years of dedicated service to our community.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 4 Paulter, Waiss, Crist, Bork
Nays 0

THE FOLLOWING PROCLAMATION WAS OFFERED BY SUPERVISOR PAUTLER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER WAISS, TO WIT;

WHEREAS, the Town of Alden seeks to honor individuals and institutions who enhance the quality of life in the community through their selfless efforts; and

WHEREAS, the Town of Alden recognizes the outstanding contributions of **Pautler Chiropractic & Wellness**, a second generation chiropractic practice who has been serving the Alden Community since 2012; and

WHEREAS, **Pautler Chiropractic & Wellness** is a member of the Alden Chamber of Commerce and a recipient of Alden Chamber of Commerce Next Level Grant; and

WHEREAS, Stephanie Pautler-Bea, D.C., the owner of **Pautler Chiropractic & Wellness**, is a lifelong resident of Alden as well as a wife and a mother of two who supports youth sports in our community; and

WHEREAS, Stephanie Pautler-Bea, D.C. has served as Project Coordinator for the Alden Substance Abuse Prevention Coalition since 2013 and was a member of the Town's Bicentennial Committee; and

WHEREAS, the Alden Chamber of Commerce's selection of **Pautler Chiropractic & Wellness** as the 2024 Business of the Year is a momentous occasion, and we extend our heartfelt gratitude to **Pautler Chiropractic & Wellness** for its dedication to our Community.

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED , THE ALDEN TOWN BOARD PAUSES IN ITS DELIBERATIONS TO HONOR AND RECOGNIZE PAUTLER CHIROPRACTIC & WELLNESS AS THE 2024 ALDEN CHAMBER OF COMMERCE BUSINESS OF THE YEAR.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Pautler, Waiss,Crist, Bork, Cieszki

Nays 0

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMEMBER WAISS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CRIST, TO WIT;

WHEREAS, the Town of Alden seeks to honor individuals and institutions who enhance the quality of life in the community through their selfless efforts; and

WHEREAS, the Town of Alden recognizes the outstanding contributions of **Alden's Meals On Wheels**, a not-for-profit organization whose volunteers have been serving meals to the Alden Community since October, 1992; and

WHEREAS, **Alden's Meals On Wheels** volunteers are community members who are screened and trained before participating. Volunteers consist of 23 kitchen volunteers who prepare the food and over 40 drivers who deliver the food who volunteer on a rotating basis. The board members are also all volunteers; and

WHEREAS, **Alden's Meals On Wheels** deliver meals, provide wellness checks, emergency support and daily heartfelt conversation. They serve an average of 2,400 meals a month,

Monday through Friday and provide two well balanced, home cooked meals to disabled, homebound, elderly or those recently home from the hospital or rehabilitation center; and.

WHEREAS, Alden's Meals on Wheels also works with Physicians, Pastors, Social Workers, Hospital Personnel, friends, relatives and neighbors to assist their clients; and

WHEREAS, the Alden Chamber of Commerce's selection of **Alden's Meals on Wheels** as the 2024 Organization of the Year is a momentous occasion, and we extend our heartfelt gratitude to **Meals on Wheels** for enriching the lives of seniors and others by providing nutritious, affordable meals to those that may be home bound or are unable to cook for themselves.

our community. We thank them for her unwavering support and for their enduring commitment to Alden.

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED , THE ALDEN TOWN BOARD PAUSES IN ITS DELIBERATIONS TO HONOR AND RECOGNIZE ALDEN'S MEALS ON WHEELS AS THE 2024 ALDEN CHAMBER OF COMMERCE ORGANIZATION OF THE YEAR.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMEMBER CRIST, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CIESZKI, TO WIT;

WHEREAS, the Town of Alden seeks to honor individuals and institutions who enhance the quality of life in the community through their selfless efforts; and

WHEREAS, the Town of Alden recognizes the outstanding contributions of **Susan M. Galbraith**, a lifelong Alden resident and a cherished wife and mother of three, whose unwavering dedication to the Alden Community has left an indelible mark on our community; and

WHEREAS, Susan M. Galbraith's commitment to the Alden Community through service as Alden Village Clerk/Treasurer; Town of Alden Zoning Board of Appeals Chairwomen; Secretary to the Village of Alden Planning Board; Vice Chairwomen of the Alden Sesquicentennial Committee; President of the Alden Chamber of Commerce; Alden Art Club and Alden Historical Society; and organizing the Hometown Hero Banner Program; and

WHEREAS, Susan M. Galbraith also serves her community by being a three gallon blood doner; and volunteering with the Girl Scouts; and

WHEREAS, the Alden Chamber of Commerce's selection of **Susan M. Galbraith** as the 2024 Distinguished Citizen is a momentous occasion, and we extend our heartfelt gratitude to **Susan** for sharing her friendship; leadership skills; dependability; and her positive attitude with our community. We thank her for her unwavering support and for her enduring commitment to Alden.

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED , THE ALDEN TOWN BOARD PAUSES IN ITS DELIBERATIONS TO HONOR AND RECOGNIZE SUSAN M. GALBRAITH AS THE 2024 ALDEN CHAMBER OF COMMERCE DISTINGUISHED CITIZEN

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMEMBER CIESZKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BORK, TO WIT;

WHEREAS, the Town of Alden seeks to honor individuals and institutions who enhance the quality of life in the community through their selfless efforts; and

WHEREAS, the Town of Alden solemnly recognizes the enduring legacy of **Edward H. Small Jr.**, a cherished husband to Beryl, beloved father of Mary, Eddie, Robert and Connie, whose unwavering dedication to youth baseball has left an indelible mark on our community; and

WHEREAS, **Edward H. Small Jr's** commitment to the Alden Babe Ruth League and his coaching tenure with the Alden Lions from 1973 to 1996 stands as a testament to his enduring passion for nurturing the talents and character of our youth; and

WHEREAS, **Edward H. Small Jr's** transformative leadership as league commissioner saw the inception and development of a multi-town traveling summer league, expanding opportunities for young athletes while maintaining the integrity and camaraderie of the sport he so dearly loved; and

WHEREAS, the naming of **Commissioner's Field** in memory of **Edward H. Small Jr.** serves as a touching tribute to his selfless contributions, ensuring that his legacy remains eternally enshrined within the very fabric of our town's baseball heritage; and

WHEREAS, on this momentous occasion, we extend our heartfelt gratitude to the Small family for sharing Ed with us, for their unwavering support, and for their enduring commitment to upholding his legacy of excellence and service.

NOW, THEREFORE, BE IT PROCLAIMED, that the Town of Alden hereby dedicates **Commissioner's Field** to the memory of **Edward H. Small Jr.**, in solemn recognition of his profound impact on generations of young athletes and his enduring legacy of sportsmanship, leadership, and community spirit.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILMEMBER BORK, SECONDED BY SUPERVISOR PAUTLER, TO WIT;

Motion to appoint Linda Kalczynski as a cleaner for the Community Center for the 2024 calendar year, at a corrected rate of pay of \$17.00 per hr. with no more than 19.5 hours weekly. No benefits except NYS retirement.

This rate of pay is a reduction due to a typographical error, made in June 2023, erroneously increasing the wages for this position.

On the Question: Councilmember Crist – The mistake was made by the previous Supervisor’s Office.

The foregoing Motion was duly put to a roll call vote at a regular meeting on April 15, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss, Crist, Bork, Cieszki

Nays 0

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

WHEREAS, the Town Board of the Town of Alden on petitions submitted by the residents within the proposed Townline Water District in the Town of Alden; and

WHEREAS, in compliance with Part 617 of the implementing regulations pertaining to Article 9 (State Environmental Quality Review Act-SEQRA) of the Environmental Conservation Law, the Town Board has reviewed the waterline installation proposed for this portion of the Town of Alden; 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 1, 2024, the Town Board determined that the propose 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 a coordinated review; and

WHEREAS, all the involved agencies required to be notified under SEQRA have been notified and has received responses from most of the agencies notified and no agency has contested the determination of the Town of Alden to act as lead agency, but responses have identified areas of concern that have been addressed by the Town of Alden; 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 foregoing Resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss, Crist, Bork, Cieszki

Nays 0

THE FOLLOWING ORDER WAS OFFERED BY COUNCILMEMBER WAISS, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CRIST, TO WIT;

ORDER CALLING FOR A PUBLIC
HEARING TO BE HELD ON
MAY 20, 2024

WHEREAS, the Town Board of the Town of Alden (herein called the “Town”), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the establishment of a water district in a portion of the Town, as described therein and herein; and

WHEREAS, the Town has received and reviewed a map, plan and report dated October 20, 2020, prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York (the “Engineer”), for the proposed establishment of the Cayuga Creek Water District (the “District”), in the Town, and the construction of a water system therein, consisting of 8-inch waterlines along the streets in the new district, fire hydrants and line valves and other work required in connection therewith, including original equipment, assemblies, machinery, furnishings, valves, fittings, connections, fill, appurtenances and related site work and other ancillary work, as needed (referred to herein as the “Water Improvement”); and

WHEREAS, said map, plan and report dated October 20, 2020 has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the proposed District is bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being part of the tract of land called the Buffalo Creek Reservation, known and distinguished as part of Lot 66, in Township 10, Range 5, bounded and described as follows:

Commencing at a point on the center of Cayuga Creek Road (f/k/a West Alden Road) where said road intersects southerly boundary of Lot 66, thence east along the southerly boundary of Lot 66, 981.42 feet

to the southeast corner of Lot 66, thence northerly 5,452.69 feet to the northeast corner of Lot 68, thence westerly along the north line of Lot 68, 2,289.30 feet to a point on the north line of lot 68.

Thence north to the north line of Lot 70, thence west along the north line of Lot 70 to a point 404 feet east from the centerline of Three Rod Road where the same meets the north line of Lot 71, also being the northwest corner of Zdrujewski at Liber 10963 Page 7963.

Thence south 121 feet, thence west 370.4 feet to a point in the centerline of Three Rod Road, thence southerly along the centerline of Three Rod Road a distance of 210 feet, thence westerly along the north line of Lot 71 a distance of 1,382.80 feet to a point in the northwest corner of Lot 71, then southerly a distance of 2,421.50 feet to the centerline of Cayuga Creek, then continuing along the centerline of Cayuga Creek a distance of 8,806.50 feet to the south line of Lot 66, thence easterly 80 feet to the centerline of Cayuga Creek Road (f/k/a/ West Alden Road) to the place of beginning.

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law, and the Town Board has reviewed a Long Environmental Assessment Form and has determined that the project will not result in any significant adverse environmental impacts and the Town Board has adopted a Negative Declaration; and

WHEREAS, the maximum amount proposed to be expended for the establishment of the District and the construction of a water system therein, as set forth in the notice of public hearing on the establishment of the District and in the resolution duly adopted on March 16, 2021, was originally estimated to be \$887,600; and

WHEREAS, due to the increased cost of labor and/or materials, and based upon the determination of the Engineer, the maximum amount now proposed to be expended for the establishment of the District and the construction of a water system therein, is \$1,306,400, which is planned to be financed by the issuance of not to exceed \$1,306,400 bonds of the Town to finance said cost, and the levy and collection of assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; provided, however, that grant funds have been or may be received to pay a part of such cost and any grant funds received from such sources and any other funds received from the United States of America and/or the State of New York in connection with the project described herein shall be applied towards the cost thereof or redemption of the Town's obligations issued therefor, or shall be budgeted as an offset to the taxes for the payment of the

principal of and interest on said bonds, and the principal amount of bonds or notes issued to finance the project shall be reduced by the amount of grant funds received;

Now therefore, be it

DETERMINED AND STATED that the estimated cost of hook-up fees is \$1,000.00 and the estimated cost of the establishment of the District and the construction of the Water Improvement to the Typical Property (as defined in the Town Law) is \$1,454.75; and that the Town Board has heretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and further that the cost of the establishment of the District and construction of the Water Improvement to such Typical Property is above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller; and be it

ORDERED, that a public hearing shall be held on May 20, 2024 at 7:10 o'clock P.M. (Prevailing Time) at a meeting of the Town Board to be held at the Town Hall, 3311 Wende Road, Alden, New York, to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "*Alden Advertiser*," hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and that the Town Clerk shall mail, or cause to be mailed, by first class mail to each owner of taxable real property in the District, a copy of this Order; and be it

FURTHER ORDERED, that the Town Clerk file a copy of this Order with the State Comptroller on or about the date of the publication of a copy of this Order.

DATED: May 6, 2024

TOWN BOARD OF THE
TOWN OF ALDEN

The foregoing Order was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss, Crist, Bork, Cieszki

Nays 0

THE FOLLOWING ORDER WAS OFFERED BY COUNCILMEMBER CRIST, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CIESZKI, TO WIT;

ORDER CALLING FOR A PUBLIC
HEARING TO BE HELD ON
MAY 20, 2024

WHEREAS, the Town Board of the Town of Alden (herein called the "Town"), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the establishment of a water district in a portion of the Town, as described therein and herein; and

WHEREAS, the Town has received and reviewed a map, plan and report prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York, for the establishment of the Townline Water District, in the Town, and the construction of a water system therein, consisting of the construction and installation of 1,000 linear feet of 8-inch waterlines along Townline Road north of Schlemmer Road, installation of fire hydrants and line valves, and other work required in connection therewith, including original equipment, assemblies, machinery, furnishings, valves, fittings, connections, fill, appurtenances and related site work and other ancillary work, as needed (referred to herein as the "Water Improvement"); and

WHEREAS, the map, plan and report dated December 13, 2023 has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the proposed District is bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Alden, County of Erie and State of New York, being part of Lots 51 and 52 of Township 11, Range 5 of the Holland Land Company's Survey bounded and described as follows:

BEGINNING AT A POINT on the west line of the Town of Alden and the east line of the Town of Lancaster, said point being on the north line of Town Line Road at the south corner of Liber 11382, page 9014; thence north along the west line of the Town of Alden and the east line of the Town of Lancaster to the center of Ellicott Creek; thence northeasterly, easterly southeasterly and southerly along the centerline of Ellicott Creek as it winds and bends and along the south line of Alden Water District 4, Area 5 to the north line of Liber 11235, page 674; thence west along the north line of Liber 11235, page 674 to an angle point; thence south along the west line of Liber 11235, page 674 to an angle point; thence west along the north line of Liber 11235, page 674 to a point on the west line of the Town of Alden and the east line of the Town of Lancaster; thence north along the west line of the Town of Alden and the east line of the Town of Lancaster to the point of beginning.

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental

Conservation Law, and the Town has reviewed a Full Environmental Assessment Form and has determined that the project will not result in any significant adverse environmental impacts and the Town Board has adopted a Negative Declaration; and

WHEREAS, the maximum amount proposed to be expended for the establishment of the District and construction of the Water Improvement is estimated to be \$366,000, and the plan of financing includes the issuance of not to exceed \$366,000 serial bonds of the Town to finance said cost, and the levy and collection of assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and

Now therefore, be it

DETERMINED AND STATED that the estimated cost of hook-up fees is \$1,500.00 and the estimated cost of the establishment of the District and the construction of the Water Improvement to the Typical Property (as defined in the Town Law) is \$3,893.24; and that the Town Board has heretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and further that the cost of the establishment of the District and construction of the Water Improvement to such Typical Property is above the Average Estimated Cost to the Typical Properties for the establishment of similar types of districts, as computed by the State Comptroller; and be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 3311 Wende Road, Alden, New York, on the 20th day of May, 2024, at 7:05 o'clock P.M. (Prevailing Time) to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "*Alden Advertiser*," hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such

public hearing; and that the Town Clerk shall mail, or cause to be mailed, by first class mail to each owner of taxable real property in the District, a copy of this Order; and be it

FURTHER ORDERED, that the Town Clerk file a copy of this Order with the State Comptroller on or about the date of the publication of a copy of this order.

DATED: May 6, 2024

TOWN BOARD OF THE
TOWN OF ALDEN

The foregoing Order was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER CIESZKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BORK, TO WIT;

WHEREAS, the Town of Alden Highway Superintendent has advised the Town Board that the Highway Department is in need of 1 (one) part-time temporary seasonal, non-union labor exempt classified employee for the 2024 Summer Season; and

WHEREAS, hiring this person does not take away any work from current unionized employees.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board affirms the hiring, with a start date of May 6, 2024, of Michael Thuman as a **Part-Time Temporary Seasonal Laborer exempt unclassified Employee**; at a rate of \$ 18.00 / hour, with no benefits except NYS Retirement; subject . Term of employ not to exceed past October 5, 2024; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BORK, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER 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 operations to benefit the residents of the Town of Alden.

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 2024 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 foregoing Resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

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

WHEREAS, New York State General Municipal Law allows a municipality to approve the volunteer members of a volunteer fire department operating in said municipality;

WHEREAS, the Crittenden Volunteer Fire Department provides fire protection services within the Town of Alden pursuant to a contract with the Town of Alden;

WHEREAS, approval of members assists an injured volunteer firefighter in receiving worker's compensation benefits pursuant to New York State Volunteer Firefighter Benefit Law;

WHEREAS, Crittenden Volunteer Fire Department has approved Dennis Nosbisch as a member; and

WHEREAS, Crittenden Volunteer Fire Department has submitted to the Alden Town Clerk's Office notification of these new members.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Dennis Nosbisch for membership in the Crittenden Volunteer Fire Department; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

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

WHEREAS, The Alden Town Board adopted its 2024 Budget on November 6, 2023;

WHEREAS, the Town needs to transfer monies to allow for payments to Haylor, Freyer and Coon, Inc. for the Town's annual NY Municipal Insurance Reciprocal Renewal for 5/1/2024 – 5/1/2025; and

WHEREAS, these budget transfers will not render the Town of Alden insolvent.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

The Alden Town Board hereby authorizes the following transfers:

From (Budget Code)	Amount	To (Budget Code)	General Explanation	Amount
A.1990.0400	\$4,258.69	A.1910.0400	Haylor, Freyer and Coon Inc. (annual insurance renewal)	\$4,258.69
	\$4,258.69		TOTAL	\$4,258.69

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki
Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILMEMBER CRIST, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CIESZKI, TO WIT;

Motion to hire Riley Eggink, effective May 7, 2024 as part time lifeguard at the rate of \$15.00/hr., not to exceed 19.5 hours per week. Subject to successful completion of all pre-employment checks.

The foregoing motion was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki
Nays 0

THE FOLLOWING MOTION WAS OFFERED BY COUNCILMEMBER CIESZKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BORK, TO WIT;

Motion to approve the request of the Alden Youth Baseball, Inc. to use Robert O. Smith Park for its various baseball and softball teams AYBS is requesting the use of Robert O Park, diamonds 1 & 2 from 5-9pm for the following dates in 2024: 5/24, 5/31, 6/14, & 6/21

Alden Youth Baseball, Inc. must submit proof of general liability insurance naming the Town of Alden as an additional insured to the Town Clerk prior to using the Park.

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

The foregoing motion was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki
Nays 0

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

Motion to approve the request of the Alden Youth Baseball, Inc. to use Robert O. Smith Park Diamonds 1 & 2 to host an 8u/10u tournament from 8am-8pm on Saturday, June 22.

Alden Youth Baseball, Inc. must submit proof of general liability insurance naming the Town of Alden as an additional insured to the Town Clerk prior to using the Park.

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

The foregoing motion was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

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

Motion to approve request of St John's to use Robert O 12u soccer field to host their home games on the following days/times:

Sunday 5/12 @ 1pm; Sunday 5/19 @ 1pm; Wed 5/22 @ 6pm; and Thurs 5/30 @ 5pm

St. John's as submitted proof of general liability insurance naming the Town of Alden as an additional insured to the Town Clerk.

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

The foregoing motion was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

POLLED AND ADDED WITH NO OBJECTIONS

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

WHEREAS, the Town Recreation Supervisor has advised the Town Board that the three new Pickle Ball Courts are ready to be finished and painted the cost of which is estimated to be over \$5,000.00 but less than \$30,000.00;

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, three quotes, including the equipment and shipping, were requested and received by the Recreation Supervisor as follows:

the highest quote is from JM Pro Courts at \$23,550.00;

the second highest quote is from Crafcoc Inc at \$23,375.00; and

the lowest quote is from Signature Sport Surfaces at \$18,500.00;

WHEREAS, quotes were also requested from Superseal Co. and SealMaster who did not respond; Versacourt declined to quote the project; and, several out of state companies were contacted to give quote but declined as they do not work in New York State; and

WHEREAS, Signature Sport Surfaces has withdrawn there quote; making Crafcoc Inc. the lowest responsible quote.

WHEREAS, The Town Board after full and careful review finds that it is in the public interest to authorize the finishing and painting of the pickle ball courts.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the hiring of Crafcoc Inc. at a cost not to exceed \$23,375.00, as per the attached quote.
2. Crafcoc Inc. must pay prevailing wages and follow all NYS labor law requirements as to posting and certifying payroll and shall file proof of insurance, naming the Town of Alden as an additional insured before starting the work.

2. That the Recreation Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this project; and

3. This resolution shall take effect immediately.

The foregoing resolution was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMEMBER CIESZKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER BORK, TO WIT;

WHEREAS, Alden Resident Helen Merle will celebrate her 100th Birthday on May 7, 2024;

WHEREAS, Helen Merle grew up in Holland, New York and then moved to Alden where she resided with her husband and two step-children for many years; and

WHEREAS, Helen Merle worked for many years at the Elwood Jordans Insurance Agency and is a member of the Alden Garden Club and of Knitwits and loves dogs.

NOW, THEREFORE, BE IT RESOLVED AND PROCLAIMED , THE ALDEN TOWN BOARD PAUSES IN ITS DELIBERATIONS TO HONOR AND CONGRATULATE HELEN MERLE ON HER 100TH BIRTHDAY AND TO PROCLAIM MAY 7, 2024 AS HELEN MERLE DAY INT HE TOWN OF ALDEN.

The foregoing proclamation was duly put to a roll call vote at a regular meeting on May 6, 2024, as follows:

CARRIED.

Ayes 5 Paulter, Waiss,Crist, Bork, Cieszki

Nays 0

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilmember Cieszki – Keep Cayuga Creek Water District on the Work Session

Councilmember Waiss – AYBS Opening Day Parade was Saturday, the Supervisor as well as herself were there to present the proclamation to the Small Family. It has been challenging with the weather this year; Parks has done a great job combatting the wet weather.

Councilmember Crist – Attended the Wende Community Advisory Meeting with Councilmember Bork. Add to Work Session Floor in Senior Building and access to the website.

Highway Superintendent Rogers – Requested an Executive Session for a Personnel matter in the Parks Dept.

Town Engineer Metzger – Senior Center Addition punch list work is being done. Roof work will be done when weather permits. Contractor has offered options for the flooring issue. Waiting on information from DanQ. Received a letter from Dan Q's Attorney reiterating concerns.

Councilmember Waiss moved to leave regular meeting and enter into Executive Session to discuss personnel in the Parks Dept. and a Session of Attorney-Client Privilege, second by Councilmember Cieszki. All in Favor.

Councilmember Waiss moved to leave executive session and enter back into Regular Meeting, second by Councilmember Crist. All in Favor.

Supervisor Pautler – The Senior Center is moving forward, should be ordering tables & chairs soon. Fireplace specs are in the works; will have to go out to sealed bid given the cost.

UNFINISHED AND TABLED BUSINESS

NOTICE OF MEETINGS

WORK SESSION:

May 13, 2024

@ 7:00 PM

REGULAR BOARD MEETING

May 20, 2024

@7:00 PM

MEMORIAL REMEMBRANCE – Gary Payne

ADJOURNMENT

At 8:31 P.M. Supervisor Pautler adjourned the Meeting.

Alecia Barrett
Town Clerk