

The Regular Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, NY on Monday, July 07, 2025 at 6:00 P.M. Town Supervisor Pautler called the Meeting to Order and Councilmember Waiss led the Pledge of Allegiance. The Roll Call was taken by 1st Deputy Town Clerk, Linda J. Marzolf.

PRESENT: Colleen Pautler, Town Supervisor
Randy Crist, Councilmember
Gina Waiss, Councilmember
Gwendolyn Bork, Councilmember
John Cieszki, Councilmember

RECORDING SECRETARY: Linda J. Marzolf, 1st Deputy Town Clerk

OTHERS PRESENT: Colleen Rogers, Budget Officer
Mike Metzger, Town Engineer
Glenn Christner, Building Inspector & Code Enforcement Officer
Jennifer Strong, Town of Alden's Attorney
Bill Rogers, Highway Supervisor
Residents: Ron Rebmann, Kevin Martin, Mark Drogi, Dennis Bush, Betty Pulaski, Sue Walter, Brenda Wells, Debbie Garigen, Michele Walter, Faye Krisher, Carey Leibring, Joe Loftus, Bethany Henke, Mike Snyder, Tom Weisbeck, Angela Schuster & others after the meeting began.
Guest: Zach Dewey, with Hodgson Ross in attendance for Alden resident.

Motion to Approve the Minutes of the Regular Meeting of **June 16, 2025** was made by Councilmember Gina Waiss with a second by Councilmember Crist.
The foregoing Motion was duly put to a roll call vote at a regular meeting on July 07, 2025, resulting as follows:
CARRIED.
Ayes 4 Crist, Waiss, Cieszki, Pautler
Abstain 1 Bork (not in attendance at June 16, 2025 meeting)

APPROVAL OF VOUCHERS

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

Jul-25						
THE FOLLOWING RESOLUTION WAS OFFERED BY Councilmember , SECONDED BY Councilmember , WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT: VOUCHERS # [566] to # [625] . ALL BILLS REVIEWED BY THE TOWN BOARD.						
ACCOUNT	AMOUNT					
	07/07/2025					TOTAL
GENERAL FUND "A"	\$66,775.82					\$66,775.82
HIGHWAY FUND "D&DB"	\$247,633.81					\$247,633.81
PART-TOWN FUND "B"	\$16,028.32					\$16,028.32
SR CTR EXPANSION/4 SEASON "HS"						\$0.00
GRANTS "G"						\$0.00
SPECIAL FIRE PROTECTION "SF"	\$22,215.00					\$22,215.00
SEWER INDUSTRIAL PARK "SI"						\$0.00
SEWER DIST. #2 FUND "SA"	\$403.93					\$403.93
TRUST & AGENCY "T"	\$6,369.76					\$6,369.76
SPECIAL REFUSE FUND "SR"						\$0.00
STREET LIGHTING FUND "SL"	\$308.38					\$308.38
PERIWINKLE L.I.G. DIST. "SLI"	\$12.72					\$12.72
ZOLLER RD. WATER DIST. "WZ"						\$0.00
WATER DIST. NEWSTEAD "WO"						\$0.00
WATER DIST. EXCHANGE "WX"						\$0.00
WATER DIST. NO. 1 "WA"						\$0.00
TOTAL	\$359,747.74	\$0.00	\$0.00	\$0.00	\$0.00	\$359,747.74

The foregoing Motion was duly put to a roll call vote at a regular meeting on July 07, 2025, resulting as follows:

CARRIED:

Ayes 5 Crist, Waiss, Bork, Cieszki, Pautler

BUSINESS FROM THE FLOOR

- **Community Group from Lambert Drive, Mayfield Drive and Woodview Place neighborhood (See *Others Present* section for more of the residents’ names). This group brought complaints regarding disastrous experiences from a group of people living at 1244 Lambert Drive**

Michelle Walter (1245 Mayfield Drive)

- Subdivision location of Lambert and Mayfield area.
- Property behind my property owned by Newtons (car business owners on Genesee St.)
- Young sons and cousins, etc. bring overflow vehicles and equipment from car business brought to our neighborhood
- Neighbors are now posting their properties as Private Property
- Waited for 35 years for new pavement in our subdivision and it was just completed in 2024
- Reckless driving on recently paved streets causing holes and street damage
- Parties at all hours
- Fireworks
- Four wheelers on private property
- Fast driving across private property with regular vehicles
- Trash and alcohol containers thrown on private property or in private trash bins
- We call the sheriff’s office and they say “You have to call me when it’s happening”. Call a 2nd time and 2nd sheriff said “We can’t do anything unless we see it”.

**6:05 p.m. PUBLIC HEARING
For the Proposed Establishment of the Cayuga Creek Water District**

At 6:05 P.M. Supervisor Pautler asked for a Motion to adjourn from the Regular Meeting and enter into the Public Hearings.

Motion to adjourn Regular Town Board Meeting and go into Public Hearing was made by Councilmember Waiss, seconded by Councilmember Crist. The foregoing Motion was put to a Roll Call Vote and was

CARRIED

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

Supervisor Pautler asked 1st Deputy Town Clerk to read the Public Hearing Notice.

**ORDER CALLING FOR A PUBLIC
HEARING TO BE HELD ON
July 7, 2025**

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

ORDERED, that a public hearing shall be held on July 7, 2025 at 6:05 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

DATED: June 16, 2025

TOWN BOARD OF THE
TOWN OF ALDEN

Supervisor Pautler opened the Floor for Public Comment for the Proposed Establishment of the Cayuga Creek Water District.

Mike Snyder (240 Cayuga Creek Road)

- *Is there a time frame for moving forward with this?* Per Supervisor: The NY State Comptrollers office has it. Per Town Attorney: Comptrollers office indicated need for more specific details on hook up costs therefore the need for this additional Public Hearing. The costs have not changed. The difference in this is that the hook-up costs are outlined in great detail.
- *Is it ready to go back out for bid and get started?* Per Town Attorney: After tonight we will send this out to the State Comptroller's office as we are required to do and we will wait for them. The system's all designed and ready to go.
- *Will the State Comptroller hold it up again for another year?* Town Attorney: I will be calling them every week until they take action.

Tom Weisbeck (11452 Broadway)

- *Has this gone out to bid yet?* Per Supervisor: No. We have to wait to hear from State Comptroller's office before we can go to bid. It is ready to go to bid.
- *So, you're saying that you're going to be able to get this done for \$1, 306,400?* Supervisor: Fingers crossed, yes.
- *Mr. Metzger, you're absolutely certain that can be done for that money?* Town engineer: There is nothing in this world that is certain but we have a good indication that this amount is good.
- *This could go out to bid and you could get bids at conceivably higher rate than \$1.3 Million cost that would require you to go back through the process again?* Town engineer: Is it possible, yes. Is it probable, no. We've been monitoring the bidding process and have contacts.
- *So what you're saying is it's based on hearsay?* Town engineer: No, it's based on facts on other construction projects going on in the Western NY area.
- *There is rumor out there that farmers would get an agricultural exemption from any costs associated with this water district. We no longer have an open table where some of these issues are once again revisited regarding the flow of information. Late planting season for busy farmers.* Town Board summary that this information has not changed and has been available for 4-5 years.

Angela Schuster (5 Cayuga Creek)

- *The costs are outlined here. How long is the term for the annual cost?* Supervisor: For the bond, 35 years.
- *I've talked with other farmers and they're under the assumption that they'll receive an agricultural exemption so they wouldn't be charged these yearly fees. Is that true?* Town engineer, attorney and Supervisor agreed that the original decision was that no agricultural exemptions were to be granted for this project. These details were discussed back in 2021.
- *I have combined my two parcels down to one parcel to avoid getting hit with two charges. Has the cost per parcel been reconfigured with the number of parcels changing?* Town attorney and Town engineer: Yes, the Town Assessor provided us with a new assessment roll. Anyone with questions about the cost per parcel can call the Assessment office and they will provide that information.

Joe Loftus (180 Cayuga Creek)

- *Can I have the names and addresses of those two people in Albany?* Town attorney: I do not have that information with me but can get that information to you.

After all those that were wishing to be heard were heard at 6:06 P.M. Supervisor Pautler called three times for any questions or concerns concerning the Cayuga Creek Water District.

Supervisor Pautler called for a motion to leave the Public Hearing and return to the Regular Town Board Meeting.

Motion to adjourn the Public Hearing and return to the Regular Town Board Meeting was made by Councilmember Waiss, seconded by Councilmember Crist. The foregoing Motion was put to a Roll Call Vote and was

CARRIED

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

6:19 P.M. Supervisor Pautler closed the Public Hearing for the Proposed Establishment of the Cayuga Creek Water District.

BUSINESS FROM THE FLOOR (continued after the Public Hearing)

Community Group from Mayfield Drive and Woodfield Place neighborhood (See *Others Present* section for some of the residents' names)

- **Debbie Garigen** (1241 Mayfield Drive) – **Vehicles** on the property, proper registration? **Dog control issue** with a pit bull. Came out after us and it attacked our dog 'Nova'. My grandchild was with us at the time. I feel as if I can no longer walk around our neighborhood. I have photos of the injuries to our dog Nova. **Michelle Walter** also spoke of many of these issues and also has a dog that is terrorized behind her dog's electric fence. **PER Councilmember Cieszki: Dog Control Officer is involved in this situation.**

Councilmember Waiss asked if Code Enforcement Officer, Glenn Christner, was familiar with this property/situation. C.E.O. Yes I am. A resident came to office for complaint forms. There are so many enforcement agencies involved in these issues that we need the forms turned in. Principal complaint at that time was 'burning rubber in the streets'. Supervisor: Community Liaison officer Dylan Dryer can help with this situation.

- **Betty Pulaski** (1254 Mayfield Dr.) Racing in the street. Car knocked over garbage can. Knocked over our neighbor's stakes (placed out to try and prevent them driving across her lawn) and put stakes in our garbage can. These "kids" are 30 years old. No drag racing on our street. I don't want to worry about my son going for a walk and getting killed.

Councilmember Bork: Has anyone else called the sheriff's office or just you? Resident: We called on 4th of July. They never show up. We have to call back when they are actually doing something, while it's happening. 1244 Lambert is the address of the property with this group of people.

- **Faith Krisher** (1264 Woodside Court) The Newton property – I can see everything across a 200 foot expanse. On 4th of July around 7 pm Tyler came over and told me that they were doing fireworks and I might need to move my car. They were doing fireworks all evening long. The evidence (debris) and the hole in the road should be enough evidence even when the police do not believe the residents. The people at this property back down the street to get their many vehicles in the property to park.
- **Discussion of property ownership and who has right to rent or lease the property to? Daughter of Gary Newton (Wendy) says she owns the property in the Trustee role. Tax records will show ownership at 1244 Lambert Drive.**
- **State of New York Property Maintenance Code discussion** as rules that need to be followed by residents in New York. Our code rules against unlicensed vehicles.
- **Residents' Group gathered names and phone numbers that Glenn Christner, C.E.O. can give to Community Liaison Officer Dylan Dryer.**
- **Discussion of various actions that appear to break town codes with conclusion that the complaint letters and the C.E.O. and Liaison Officer can assist with.**

PRESENTATIONS of COMMUNICATIONS from BOARD MEMBERS and Other TOWN OFFICIALS

Colleen Pautler, Town Supervisor

- Letter of retirement and rehire for Michelle Hoffman - add to next Work Session.
- Change of Dog Shelter on next Work Session. I received a letter from AG and Market.
- The Town Clerk Overpayment – add to next Work Session so we can get those satisfied.

John Cieszki, Councilmember

- Marilla is our new dog kennel. Waiting on the legal papers to make it official. They have already voted on it.

Gwendolyn Bork, Councilmember

- Resident told me that some street lights went out in Periwinkle district. Per Highway Supt. Rogers, they have been replaced and are working. Done prior to 4th of July – thank you!

Jennifer Strong, Town Attorney

- I spoke to the Marilla Town Attorney. He is working on the agreement. I will continue to work with John Cieszki on this.
- I contacted Lancaster at the Board’s request to see how they handle their shelter deposit.
- The car show committee insurance has come in for the car show. Waiting on the firemen to sign their indemnification agreement.

Gina Waiss, Councilmember

- Add Alden Historical Society to the next Work Session. Received email from Christopher Gust regarding replacing the roof.

Randy Crist, Councilmember

- Received email from homeowner on Clearvue Drive about a drainage problem. Highway Superintendent Bill Rogers and I went over there. He will rectify the situation.

NEW BUSINESS

**RESOLUTION TO APPROVE BUDGET TRANSFER WITHIN THE 2025 BUDGET
FOR PERMA WORKERS’ COMPENSATION RENEWAL POLICY**
THE FOLLOWING RESOLUTION WAS OFFERED BY Councilmember Cieszki,
WHO MOVED ITS ADOPTION, SECONDED BY Councilmember Bork.

WHEREAS, the Alden Town Board adopted its 2025 Budget on November 4, 2024;

WHEREAS, the Town’s workers’ compensation insurance policy needed to be renewed as of July 1, 2025;

WHEREAS, the Town Board decided to renew the workers’ compensation policy with PERMA;

WHEREAS, the Town needs to transfer funds to be able to pay the PERMA invoice in full out of the proper budget lines; 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.1910.0400	\$8,700.00	A.9040.0800	A fund PERMA transfer	\$8,700.00
B.8540.0419	\$6,980.00	B.9040.0800	B fund PERMA transfer	\$6,980.00
	\$15,680.00		TOTAL	\$15,680.00

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 7, 2025, resulting as follows:

CARRIED.

Councilmember Crist	Aye
Councilmember Waiss	Aye
Councilmember Bork	Aye
Councilmember Cieszki	Aye
Supervisor Pautler	Aye

Motion to Approve Alden Central School Request to Use Town Park (7.7.25)

Motion to approve the request of the Alden Central School to use the Town Park athletic fields (near the basketball courts) for Girls and Boys JV soccer practices on Mondays through Fridays from 3.35 pm until 5.30 pm from August 18, 2025 until October 17, 2025.

The School will line the soccer fields.

The School will submit proof of liability insurance naming the Town of Alden as an additional insured to the Town Clerk prior to using the fields.

The School is responsible for repairing any damage to the Town Facilities caused by its activities.

All participants (players, and coaches) must sign Waivers, to be filed with the Recreation Director, prior to participating in any practices.

The Town Clerk is hereby directed to promptly send notice of this approval to Alden Central School.

1st: Councilmember Bork

2nd: Supervisor Pautler

Councilmember Crist:	Aye
Councilmember Waiss:	Aye
Councilmember Bork:	Aye
Councilmember Cieszki:	Aye
Supervisor Pautler:	Aye

Motion to approve use of Town Hall Gym by Alden Youth Football and Cheerleading (7.7.25)

Motion to approve the request of Alden Youth Football and Cheerleading to use the Town Hall Gym for cheerleading practice from August 18, 2025 through November 14, 2025 on Mondays through Fridays from 5.30 pm until 9.00 pm.

Alden Youth Football and Cheerleading must submit proof of insurance to the Town Clerk, naming the Town of Alden as an additional insured before using the Town Hall Gym.

Alden Youth Football and Cheerleading must remove all of its equipment and clean out the Town Hall Gym promptly after November 14, 2025.

Alden Youth Football and Cheerleading is responsible for repairing any damage to the Town Gym caused by its activities.

Alden Youth Football and Cheerleading will ensure that no persons are running or playing in the Town Hall hallways.

All participants (players, and coaches) must sign Waivers, to be filed with the Recreation Director, prior to participating in any practices.

The Town Clerk is hereby directed to promptly send notice of this approval to Alden Youth Football and Cheerleading.

1st Supervisor Pautler

2nd Councilmember Waiss

Councilmember Crist: Aye
Councilmember Waiss: Aye
Councilmember Bork: Aye
Councilmember Cieszki: Aye
Supervisor Pautler: Aye

Motion to Approve Alden Central School Request to use Town Park and the Joe Panza Trail (7.7.25)

Motion to approve the request of the Alden Central School to use the paved loop in the Town Park and the Joe Panza Nature Trail for Varsity and Modified Cross county practices from August 25, 2025 through October 31, 2025 from 3.35 pm until 5.15 pm Mondays through Fridays and for meets on: September 16, 2025 at 5.00 pm; September 24, 2025 at 5:30 PM; October 7, 2025 at 5:00 pm; October 11, 2025 at 9.45 am; and October 25, 2025 at 10.00 am.

The School is responsible for repairing any damage to the Town facilities caused by its activities.

All participants (players, and coaches) must sign Waivers, to be filed with the Recreation Director, prior to participating in any practices.

The School will submit proof of liability insurance naming the Town of Alden as an additional insured to the Town Clerk prior to using the fields.

The Town Clerk is hereby directed to promptly send notice of this approval to Alden Central School.

1st: Councilmember Waiss

2nd: Councilmember Crist

Councilmember Crist: Aye
Councilmember Waiss: Aye
Councilmember Bork: Aye
Councilmember Cieszki: Aye
Supervisor Pautler: Aye

RESOLUTION AND ORDER OF THE TOWN OF ALDEN, NEW YORK, ADOPTED JULY 7, 2025, APPROVING THE PROPOSED INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED FOR THE ESTABLISHMENT OF THE CAYUGA CREEK WATER DISTRICT AND CONSTRUCTION OF A WATER SYSTEM THEREIN, AT THE REVISED ESTIMATED MAXIMUM COST OF \$1,306,400

THE FOLLOWING RESOLUTION WAS OFFERED BY Councilmember Crist, WHO MOVED ITS ADOPTION, SECONDED BY Councilmember Cieszki.

Recitals

WHEREAS, the Town Board of the Town of Alden (herein called the “Town”), in the County of Erie, New York has received a petition for the establishment of the Cayuga Creek Water District (the “District”), as described therein, and said District has heretofore been duly established; and

WHEREAS, the Town has received and reviewed a map, plan and report dated October 27, 2020, as updated May 20, 2024, prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York, for the proposed establishment of the District, and 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, the map, plan and report dated October 27, 2020, as updated May 20, 2024, has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the maximum amount proposed to be expended for the establishment of the District and the construction of the Water Improvement, 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 the Water Improvement, is \$1,306,400, which is proposed to be financed by the issuance of not to exceed \$773,840 bonds of the Town to finance a part of said cost; and grant funds in the amount of \$532,560 are expected to be received in connection with the increase of the maximum amount to be expended for the District; and

WHEREAS, pursuant to the Order duly adopted on June 16, 2025, the Town Board determined and stated the increased maximum amount to be expended for the establishment of the District and the construction of the Water Improvement, and adopted an Order reciting a description of the boundaries of the District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed to be constructed at said increased maximum amount, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying July 7, 2025, at 6:05 o'clock P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the proposed increase in the maximum amount to be expended for the establishment of the District and construction of the Water Improvement, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said July 7, 2025, commencing at 6:05 o'clock P.M. (Prevailing Time), at the Town Hall, 3311 Wende Road, Alden, New York, at which time all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed increase in the maximum amount to be expended for the establishment of the District and the construction of the Water Improvement; and

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;

NOW, THEREFORE, upon the evidence adduced at such Public Hearing, be it

RESOLVED AND ORDERED BY THE TOWN BOARD OF THE TOWN OF
ALDEN, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. It is hereby determined that it is in the public interest to increase the maximum amount authorized to be expended for the establishment of the District and construction of the Water Improvement to \$1,306,400.

Section 2. The establishment of the District and construction of the Water Improvement at the increased maximum amount of \$1,306,400 is hereby approved, and said District shall be designated and known as the Cayuga Creek Water District, in the Town of Alden, and shall be 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.

Section 3. The maximum amount proposed to be expended for the establishment of the District and construction of the Water Improvement, as hereinabove described, is \$1,306,400, which cost is planned to be financed by the expenditure of grant funds in the amount of \$532,560 received or expected to be received to pay a part of the cost of the project, the issuance of not to exceed \$773,840 bonds of the Town to finance the balance of 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. Grant funds have been or may be received to pay a part of such cost and any grant funds received 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.

Section 4. The estimated cost of hook-up fees is \$1,500.00 to tap into the water line (a one-time cost) and \$2,000.00 to install the line from the house to the waterline (a one-time cost); 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) for the first year is \$1,794.60 (including \$1,454.60 (an annual cost) for capital/debt service and \$340 for operation and maintenance, water use and any other fees) (total of \$5,294.60, including hook-up fee); 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.

Section 5. This Resolution and Order is subject to a permissive referendum, and it is hereby ordered that within ten (10) days after adoption of this Resolution and Order, the Town Clerk shall publish or cause to be published at least once in the “Akron Bugle,” a newspaper having a general circulation in the Town and hereby designated as the official newspaper for such publication, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice substantially the form attached hereto as Exhibit A, which sets forth the date of adoption of this Resolution and Order and contains an abstract thereof concisely stating its purpose and effect.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 7, 2025, resulting as follows:

CARRIED.
Councilmember Crist Aye
Councilmember Waiss Aye
Councilmember Bork Aye
Councilmember Cieszki Aye
Supervisor Pautler Aye

Exhibit A

TOWN OF ALDEN, NEW YORK

PLEASE TAKE NOTICE that on July 7, 2025, the Town Board of the Town of Alden, New York, adopted a Resolution and Order approving the increase in the maximum amount to be expended for the establishment of the Cayuga Creek Water District and the construction of a water system therein, from \$887,000 to \$1,304,600, an abstract of which Resolution and Order, concisely stating the purpose and effect thereof, is as follows:

FIRST: RECITING that the Town Board of the Town of Alden (herein called the "Town"), in the County of Erie, New York has received a petition for the proposed establishment of the Cayuga Creek Water District (the "District"), and construction of a water system therein (the "Water Improvement"), at the estimated maximum cost of \$887,600, as described in a map, plan and report dated May 20, 2020, and said District was heretofore duly established; and that said the map, plan and report dated October 27, 2020 has been updated as of May 20, 2024 and the estimated maximum cost of the proposed project has now been determined to be \$1,306,400, as described in the updated report, which is proposed to be financed by the issuance of not to exceed \$773,840 bonds of the Town to finance a part of said cost; and grant funds in the amount of \$532,560 are expected to be received in connection with the increase of the maximum amount to be expended for the District; and RECITING that pursuant to an Order duly adopted on June 16, 2025, the Town Board held a public hearing on July 7, 2025 at which time all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed increase in the maximum amount to be expended for the establishment of the District and the construction of the Water Improvement; and RECITING that 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;

SECOND: RESOLVING, ORDERING AND DETERMINING that based upon evidence given at the aforesaid public hearing, it is in the public interest to increase the maximum amount proposed to be expended for the establishment of the District and construction of the Water Improvement from \$887,600 to \$1,306,400;

THIRD: APPROVING the establishment of the District and construction of the Water Improvement at the increased maximum amount of \$1,306,400, and stating that said District shall be designated and known as the Cayuga Creek Water District, in the Town of Alden, and stating the boundaries of the District;

FOURTH: STATING that the maximum amount proposed to be expended for the establishment of the District and construction of the Water Improvement, as hereinabove described, is \$1,306,400, which cost is planned to be financed by the expenditure of grant funds in the amount of \$532,560 received or expected to be received to pay a part of the cost of the project, the issuance of not to exceed \$773,840 bonds of the Town to finance the balance of 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 that grant funds have been or may be received to pay a part of such cost and any grant funds received 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;

FIFTH: STATING that the estimated cost of hook-up fees is \$1,500.00 to tap into the water line (a one-time cost) and \$2,000.00 to install the line from the house to the waterline (a one-time cost); 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) for the first year is \$1,794.60 (including \$1,454.60 (an annual cost) for capital/debt service and \$340 for operation and

maintenance, water use and any other fees) (total of \$5,294.60, including hook-up fee); 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

SIXTH: DETERMINING that pursuant to Section 209-h of the Town Law, the Resolution and Order is subject to a permissive referendum, and it is ordering that within ten (10) days after adoption of this Resolution and Order, the Town Clerk shall publish or cause to be published a Notice of permissive referendum.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF ALDEN IN THE
COUNTY OF ERIE, NEW YORK

DATED: July 7, 2025

Linda J. Marzolf, Deputy Town Clerk

UNFINISHED AND TABLED BUSINESS

None

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

John Cieszki, Councilmember

1. Nothing at this time

Gwendolyn Bork, Councilmember

1. We are working on a potential grant for the Salt Barn. I will keep everybody posted.

Jennifer Strong, Town Attorney

1. I prepared for the Zoning Board of Appeals a notice for a hearing at the end of this month.
2. Please add the new “dogs law” on the next Work Session agenda.

Gina Waiss, Councilmember

1. I request a quick Attorney/Client privilege with Councilmembers Bork and Crist, Town Attorney Jennifer L. Strong, Supervisor Pautler, and myself.

Randy Crist, Councilmember

1. Nothing at this time

Bill Rogers, Highway Superintendent

1. We are in contact with the DEC (Department of Environmental Conservation). They came and treated (and eradicated) the hogweed behind the Town Park along the creek.
2. A fairly large [growth area] (100-200 plants) of hogweed behind the sewage treatment plant.
3. Concerned that hogweed treatment/eradication funding will continue next year. If it doesn't continue then the cost is on the Town's budget.
4. I don't know the costs.

Mike Metzger, Town Engineer

1. Working on various things relating to Erie County.
2. Attended a meeting.
3. Offering support for the grant applications.

Glenn Christner, Code Enforcement Office/Building Inspector

1. Nothing at this time

Colleen Rogers, Budget Officer

- 1. Budget season is coming.

Linda J. Marzolf, 1st Deputy Town Clerk

- 1. Nothing at this time

ANNOUNCEMENTS FROM THE SUPERVISOR

It is with profound sadness that we announce the passing of former Town Justice Christopher Cummings.

Judge Cummings dedicated his life to public service. He was a distinguished major in the NY State Police with a career that spanned nearly 30 years, always with unwavering integrity and dedication to public service. He then continued his commitment to public safety after retirement from the NY State Police, becoming our Town Judge.

Judge Cummings was a respected figure in our community, [always] steadfast, caring and just.

He will be deeply missed.

We extend our sincerest condolences to his family and loved ones.

NOTICE OF MEETINGS

SPECIAL WORK SESSION	July 08, 2025 (<i>Tues.</i>)	@ 5:30 PM
WORK SESSION	July 14, 2025	@ 6:00 PM
REGULAR BOARD MEETING	July 21, 2025	@ 6:00 PM

MEMORIAL REMEMBRANCE

- Charles C. Young (June 12th)
- Ernest W. Pruitt Jr. (June 17th)
- Linda J. Jackson (June 18th)
- Grace M. Burkhardt (June 19th)
- Charles W. Dollard (June 21st)
- Annie Koleff (June 23rd)
- Louanne Imiola (June 26th)

6:57 PM
Motion to leave the Regular Town Board Meeting and go into Attorney/Client Privilege with the following in attendance: Councilmembers Waiss, Bork & Crist; Town Attorney Strong; and Supervisor Pautler

- 1st: Councilmember Waiss**
- 2nd: Councilmember Crist**

Councilmember Crist	Aye
Councilmember Waiss	Aye
Councilmember Bork	Aye
Councilmember Cieszki	ABSTAIN
Supervisor Pautler	Aye

7:04 PM Councilmember Waiss moved with a 2nd by Councilmember Crist to leave Attorney/Client privilege and return to Regular Town Board Meeting.

Councilmember Crist	Aye
Councilmember Waiss	Aye
Councilmember Bork	Aye
Supervisor Pautler	Aye

ADJOURNMENT Supervisor Pautler adjourned the Meeting.

Minutes recorded by 1st Deputy Town Clerk Linda J. Marzolf – July 07, 2025
Minutes transcription completed by 1st Deputy Town Clerk Linda J. Marzolf – July 18, 2025

