

**PRIORITY OF BUSINESS SET BY SUPERVISOR PURSUANT TO
CHAPTER §A371 OF THE ALDEN TOWN CODE**

MEETING NOTE: Due to a publication error no Public Hearings are being held tonight

1.

PLEDGE OF ALLEGIANCE – SUPERVISOR PAUTLER
2.

CALLING THE ROLL OF BOARD MEMBERS by 1st Deputy Town Clerk Marzolf
3.

OFFER OF THE MINUTES OF THE PROCEEDINGS OF THE REGULAR MEETING OF OCTOBER 06, 2025
4.

APPROVAL OF VOUCHERS
5.

BUSINESS FROM THE FLOOR
6.

PRESENTATION OF COMMUNICATIONS FROM BOARD MEMBERS AND OTHER TOWN OFFICIALS
7.

NEW BUSINESS

A.

RESOLUTION TO APPROVE BUDGET TRANSFER WITHIN THE 2025 BUDGET FOR HODGSON RUSS LLP INVOICES per S/CP

B.

RESOLUTION TO APPROVE AGREEMENT WITH SPCA SERVING ERIE COUNTY per S/CP

C.

Motion to Set Town of Alden Trick or Treat Hours for 2025 per S/CP

D.

Order Calling Public Hearing for Local Law # 6 of 2025 Override of Tax Cap per S/CP

E.

RESOLUTION TO ACCEPT INSURANCE COVERAGE TOWN OF ALDEN per S/CP

F.

RESOLUTION TO ADOPT COLLECTIVE BARGAINING AGREEMENT HIGHWAY DEPARTMENT per S/CP

G.

RESOLUTION TO CALL PUBLIC HEARING FOR 2026 PRELIMINARY BUDGET per S/CP
8.

UNFINISHED & TABLED BUSINESS
9.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL
10.

ANNOUNCEMENTS FROM THE SUPERVISOR
11.

NOTICE OF MEETINGS

WORK SESSION

REG. BOARD MEETING

October 27, 2025

November 03, 2025

@ 6:00 PM

@ 6:00 PM
12.

MEMORIAL REMEMBRANCE

Raymond Orr

(October 10th)
13.

ADJOURNMENT

Oct-25						
THE FOLLOWING RESOLUTION WAS OFFERED BY Councilmember , SECOND BY Councilmember , WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT; VOUCHERS # [902] to # [1007]. ALL BILLS REVIEWED BY THE TOWN BOARD.						
ACCOUNT	AMOUNT					
	10/6/2025	10/20/2025				TOTAL
GENERAL FUND "A"	\$25,784.96	\$35,620.86				\$61,405.82
HIGHWAY FUND "DA/DB"	\$10,351.56	\$8,838.40				\$19,189.96
PART-TOWN FUND "B"	\$636.48	\$32.75				\$669.23
SR CTR EXPANSION/4 SEASON "HS"						\$0.00
GRANTS "G"		\$4,834.00				\$4,834.00
SPECIAL FIRE PROTECTION "SF"						\$0.00
SEWER INDUSTRIAL PARK "SI"						\$0.00
SEWER DIST. #2 FUND "SA"	\$33,129.68	\$376.45				\$33,506.13
TRUST & AGENCY "T"	\$2,302.75	\$4,463.90				\$6,766.65
SPECIAL REFUSE FUND "SR"	\$225.00	\$45,863.82				\$46,088.82
STREET LIGHTING FUND "SL"		\$5,321.32				\$5,321.32
PERIWINKLE LTG. DIST."SL1"	\$109.07	\$48.33				\$157.40
ZOELLER RD. WATER DIST."WZ"						\$0.00
WATER DIST. NEWSTEAD "WO"						\$0.00
CONS. WATER DIST "WR"						\$0.00
WATER DIST. EXCHANGE "WX"						\$0.00
WATER DIST. NO. 1 "WA"						\$0.00
TOTAL	\$72,539.50	\$105,399.83	\$0.00	\$0.00	\$0.00	\$177,939.33



**RESOLUTION TO APPROVE BUDGET TRANSFER WITHIN THE 2025 BUDGET
FOR HODGSON RUSS LLP**

THE FOLLOWING RESOLUTION WAS OFFERED BY _____,
WHO MOVED ITS ADOPTION, SECONDED BY _____.

WHEREAS, the Alden Town Board adopted its 2025 Budget on November 4, 2024;
WHEREAS, the Town needs to pay Hodgson Russ LLP for legal services rendered;
WHEREAS, funds need to be transferred so invoices are paid out of the proper budget accounts;
WHEREAS, this budget transfer 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	\$2,405.00	A.1420.0402	Hodgson Russ LLP (Invs. 1311279, 1311280)	\$2,405.00
	\$2,405.00		TOTAL	\$2,405.00

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on October 20, 2025, resulting as follows:

Councilmember Crist	Aye	Nay
Councilmember Waiss	Aye	Nay
Councilmember Bork	Aye	Nay
Councilmember Kerl	Aye	Nay
Supervisor Pautler	Aye	Nay



RESOLUTION TO APPROVE AGREEMENT WITH SPCA SERVING ERIE COUNTY

THE FOLLOWING RESOLUTION WAS OFFERED BY _____,WHO MOVED ITS ADOPTION, SECONDED BY _____

WHEREAS, the Town of Alden Dog Control Officer uses the services of the SPCA Serving Erie County (“SPCA”) to surrender stray dogs;

WHEREAS, the SPCA has given notice to terminate the current Agreement between the Town and the SPCA and has proposed a new Agreement; and

WHEREAS, the Alden Town Board believes that entering into a new Agreement the SPCA to allow the Town to continue to surrender dogs is in the best interests of the residents of the Town of Alden.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

- 1. The Town Board approves the proposed Agreement (with auto renewal provisions) with the SPCA as being consistent with its policies and in the interest of the residents of the Town of Alden;
- 2. The Town Supervisor is hereby directed to and authorized to sign any and all necessary documents to effectuate this Agreement; and
- 3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on October 20, 2025, as follows:

Councilmember Crist	Aye	Nay
Councilmember Waiss	Aye	Nay
Councilmember Bork	Aye	Nay
Councilmember Kerl	Aye	Nay
Supervisor Pautler	Aye	Nay



Motion to Set Town of Alden Trick or Treat Hours for 2025 (10.20.25)

Motion to set Trick or Treat Hours in the Town of Alden from 6.00 PM through 8.00 PM on Thursday October 31, 2025.

1st:

2nd:

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



LEGAL NOTICE
NOTICE OF PUBLIC HEARING
TOWN OF ALDEN, NEW YORK

PLEASE TAKE NOTICE, that there has been presented to the Alden Town Board on September 15, 2025, for adoption a proposed Local Law to be known as Local Law No. 6 of the Year 2025 entitled "Override of Tax Cap" The purpose of this local law is to allow the Town Board in the 2026 Budget to increase the tax levy beyond the tax cap set by the State, in the event that said override is needed.

THEREFORE, pursuant to the Municipal Home Rule Law Rules, the Alden Town Board shall hold a Public Hearing on the aforesaid proposed Local Law at the Town Hall, 3311 Wende Road, Alden, New York at 6:05 p.m. on the 3rd day of November, 2025, at which time persons interested may be heard. Copies of the aforesaid proposed Local Law are available at the office of the Town Clerk for inspection and distribution to any interested person during business hours. The meeting room is wheel chair accessible. Those needing special arrangements should call the Town Hall at 937-6969.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF ALDEN

Dated: October 20, 2025



Order Calling Public Hearing for Local Law # 6 of 2025 Override of Tax Cap

THE FOLLOWING ORDER WAS OFFERED BY _____, WHO MOVED ITS ADOPTION, SECONDED BY _____

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

A hearing before the Town Board of the Town of Alden, in the County of Erie shall be held at the Town Hall, 3311 Wende Road, Alden, New York at 6:05 p.m. on the 3rd day of November, 2025, for the purpose of hearing all persons interested in the proposed Local Law No. 6 of the Year 2025 Override Of Tax Cap; and

ORDERED, that the Town Clerk’s Office is directed to (a) publish a notice of public hearing in the Akron Bugle, designated as the official newspaper for this publication, such publication to be not less than ten (10) days before the date of the public hearing; (b) and post as required by law one copy of the Notice of Public Hearing no later than the day such Notice is published; and

ORDERED, that the Town Clerk’s Office is to make copies of the proposed Local Law No. 6 of the Year 2025, entitled “Override of Tax Cap” available at their office for inspection and distribution to any interested person during business hours.

The question of the adoption of the foregoing order was duly put to a vote on roll call, at a regular meeting on October 20, 2025 which resulted as follows:

Councilmember Crist	Aye	Nay
Councilmember Waiss	Aye	Nay
Councilmember Bork	Aye	Nay
Councilmember Kerl	Aye	Nay
Supervisor Pautler	Aye	Nay



Local Law No. 6 of 2025 (text as of 9.9.25)

Town of Alden, County of Erie

Title: Override of Tax Cap

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF ALDEN, COUNTY OF ERIE AS FOLLOWS:

SECTION ONE Legislative Intent

The State Constitution, Article XVI, §1, reserves all taxing power to the State and therefore local governments possess only that taxing power which has been expressly delegated to them by the State Legislature (Opns St Comp, 1990 No. 90-39; Opns St Comp, 1981, No. 81-331; Opns St Comp, 1973, No. 72-1085, unreported; 23 Opns St Comp, 1967, p 788).

The Town Board of the Town of Alden, County of Erie has reviewed the financial needs and obligations of the town. Due to contract obligations, limited revenue from non-real property tax sources, the rising cost of commodities and health care, compliance with unfunded mandates, reductions in state and federal revenue sharing programs coupled with the limitations on raising revenue set forth in General Municipal Law, §3-c, the Town Board of the Town of Alden, County of Erie, hereby determines that it necessary to override the tax cap for the fiscal year 2026.

SECTION TWO Authority

General Municipal Law, §3-c (5) authorizes the town board to adopt a local law overriding the tax cap by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

SECTION THREE Tax Cap Override

The Town Board of the Town of Alden, County of Erie hereby overrides the tax cap as required by General Municipal Law, §3-c as for the town fiscal year of 2026.

SECTION FOUR. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION FIVE. Effective date.

This local law take effect immediately upon filing with the Secretary of State.



RESOLUTION TO ACCEPT INSURANCE COVERAGE TOWN OF ALDEN

THE FOLLOWING RESOLUTION WAS OFFERED BY _____,
WHO MOVED ITS ADOPTION, SECONDED BY _____

WHEREAS, the Alden Town Board decided to review its health insurance coverage and has received quotes from several insurance brokers and conducted interviews for new policies in an attempt to save taxpayer monies;

WHEREAS, the Procurement Policy & Procedure Guidelines (“Guidelines”) of the Town of Alden states that professional services are exempt from the Guidelines;

WHEREAS, a request for proposal was made by the Town to Haylor, Freyer & Coon, who investigated comparable policies through several insurance carriers, with Highmark Western New York being the best value;

WHEREAS, The Town Board, after full and careful review and consideration of the request, finds that it is in the public interest to purchase health insurance from Highmark of Western New York.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

- 1. The Town Board approves the policy offered by Haylor, Freyer & Coon through Highmark Western New York for a period of twelve months;**
- 2. The Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this policy; and
- 3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on October 20, 2025, as follows:

Councilmember Crist	Aye	Nay
Councilmember Waiss	Aye	Nay
Councilmember Bork	Aye	Nay
Councilmember Kerl	Aye	Nay
Supervisor Pautler	Aye	Nay

F

**RESOLUTION TO ADOPT COLLECTIVE BARGAINING AGREEMENT
HIGHWAY DEPARTMENT**

THE FOLLOWING RESOLUTION WAS OFFERED BY

WHO MOVED ITS ADOPTION, SECONDED BY

WHEREAS, the Town of Alden Highway Employees are subject to a Collective Bargaining Agreement with the Town of Alden;

WHEREAS, The Town Board after full and careful review and consideration of the proposed Collective Bargaining Agreement, finds that it is in the public interest to enter into the Agreement with the Highway Employees;

WHEREAS, the Town of Alden and the Town of Alden Highway Workers on or about April 17, 2025 agreed upon the terms of a Collective Bargaining Agreement for a term retroactive to January 1, 2025 and ended on December 31, 2026, said Agreement is currently on file in the Office of the Town Supervisor.

NOW THEREFORE BE IT RESOLVED A FOLLOWS:

1. That the Town Board does hereby ratify the Collective Bargaining Agreement with the Town of Alden Highway Employees for a term of January 1, 2025 through December 31, 2026; and

2. This Resolution shall take effect immediately.

The above Resolution was duly put to a roll call vote at a regular meeting on October 20, 2025, the results of which were as follows:

Councilmember Crist	AYE	NAY
Councilmember Waiss	AYE	NAY
Councilmember Bork	AYE	NAY
Councilmember Kerl	AYE	NAY
Supervisor Pautler	AYE	NAY



RESOLUTION TO CALL PUBLIC HEARING FOR 2026 PRELIMINARY BUDGET

THE FOLLOWING RESOLUTION WAS OFFERED BY _____,
WHO MOVED ITS ADOPTION, SECONDED BY _____.

WHEREAS, the Budget Officer of the Town of Alden on September 30, 2025, duly filed the Tentative Budget of said Town (including special districts) for the fiscal year beginning January 1, 2026 with the Deputy Town Clerk of said Town; and

WHEREAS, the Deputy Town Clerk of the Town of Alden duly presented the Tentative Budget to the Town Board via email on September 30, 2025 and by and by placing a copy on each board members desk on October 6, 2025;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

- 1. That the Tentative Budget was hereby approved and become the Preliminary Budget of the Town of Alden for the fiscal year beginning January 1, 2026 on October 6, 2025;**
- 2. That said Preliminary Budget was been filed in the Office of the Town Clerk of the Town of Alden, 3311 Wende Road, Alden, New York 14004 and be made available by her to the public for inspection during regular business hours;
- 3. That a Public Hearing on the Preliminary Budget of the Town of Alden for the Year 2026, be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on November 3, 2026, at 6:10 P.M. Local Time;**
- 4. That the necessary Notice of Public Hearing upon the Preliminary Budget, as required by Section 108 of the NYS Town Law be published in the Akron Bugle, the official newspaper of the Town of Alden, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof; and
- 5. This Resolution shall take effect immediately.**

The adoption of the foregoing resolution was duly put to a roll call vote at a regular meeting on October 20, 2025, the results of which were as follows:

Councilmember Crist	Aye	Nay
Councilmember Waiss	Aye	Nay
Councilmember Bork	Aye	Nay
Councilmember Kerl	Aye	Nay
Supervisor Pautler	Aye	Nay



TOWN OF ALDEN
NOTICE OF PUBLIC HEARING ON THE
PRELIMINARY BUDGET OF THE TOWN OF ALDEN FOR THE YEAR 2026

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Alden for the fiscal year beginning January 1, 2026, including general Town funds, highway/public works funds, fire protection district funds, lighting district funds, and special districts has been completed and filed in the office of the Town Clerk of the Town of Alden, 3311 Wende Road, Alden, New York 14004; where it is available for inspection by any interested person during office hours.

The Preliminary budgets states that the proposed compensation for the following elected officials is as follows:

<u>Position</u>	<u>Proposed Compensation</u>
Councilmember	\$13,730.00 each (there are four)
Supervisor	\$28,000.00
Town Clerk/ Receiver of Taxes and Assessments	\$51,171.00
Highway Superintendent	\$76,002.00

The Town Board of Alden shall hold a public hearing on said preliminary budget on November 3, 2025 at 6:10 PM Local Time, showing such changes, alterations and revisions as shall have been made therein by the Town Board of the Alden. At such hearing, any person may be heard in favor of or against the preliminary budget as compiled or for or against any item or items therein contained.

Citizens have the right to provide written and oral comments and ask questions concerning the entire budget and the relationships of entitlement funds to the entire budget. Handicapped citizens or senior citizens who require assistance in attending said public hearing, or in furnishing comments and suggestions, should contact the undersigned Town Clerk to request such assistance.

Dated: October 20, 2025

Linda J. Marzolf
Deputy Town Clerk