

**BOARD MEETING NO.15
REGULAR NO. 12**

**TOWN BOARD MEETING
TOWN OF ALDEN**

**Monday, July 6, 2026
6:00 PM**

The Town Board Meeting of the Alden Town Board was held at 3311 Wende Road, Alden, N.Y. on Monday, July 6th at 6:00 P.M. Supervisor, Pautler, called the Meeting to Order and led the Pledge of Allegiance.

The Roll Call was taken by Alyssa Cooper, who is the Town Clerk.

PRESENT: Randy Crist, Councilmember
Gwendolyn Bork, Councilmember
Colleen Pautler, Supervisor
Mark Drogi, Councilmember
Mark Kerl, Councilmember

Town Clerk: Alyssa Cooper

OTHERS PRESENT: Town Attorney, Jennifer Strong, Budget Officer Colleen Rogers,
Highway Superintendent Bill Rogers, Code Enforcement Officer Rick Coburn. Residents
Andy & Debby Szajta, Ron Rebmann, Kevin Martin, Lynn & Paul Baker, Denise Walczak.

Motion to approve Minutes of the Borad Meeting of June 15, 2026, was made by Councilman Crist, seconded by Councilman Kerl.

The forgoing Motion was duly put to a Roll Call vote, July 6, 2026 and was:

CARRIED

Ayes: 4 (Crist, Drogi, Pautler, Kerl)

Nays: 0

Abstained: 1 (Bork)

Jul-26

**THE FOLLOWING RESOLUTION WAS OFFERED BY Councilmember Bork , SECOND BY Councilmember Crist, WHO MOVED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID TO WIT;
VOUCHERS # [553] to # [627]. ALL BILLS REVIEWED BY THE TOWN BOARD.**

ACCOUNT

**GENERAL FUND "A"
HIGHWAY FUND "DA/DB"
PART-TOWN FUND "B"
SR CTR EXPANSION/4
SEASON "HS"
GRANTS "G"**

<u>AMOUNT</u>					
7/6/2026					TOTAL
\$113,183.10					\$113,183.10
\$22,535.55					\$22,535.55
\$17,790.08					\$17,790.08
					\$0.00
					\$0.00

SPECIAL FIRE PROTECTION "SF"	\$31,884.55					\$31,884.55
SEWER INDUSTRIAL PARK "SI"						\$0.00
SEWER DIST. #2 FUND "SA"	\$962.62					\$962.62
TRUST & AGENCY "T"	\$6,427.03					\$6,427.03
SPECIAL REFUSE FUND "SR"	\$450.00					\$450.00
STREET LIGHTING FUND "SL"						\$0.00
PERIWINKLE LTG. DIST."SL1"						\$0.00
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
CAYUGA CREEK WATER DIST "HY"						\$0.00
CAPITAL PROJECTS SALT BARN "HB"						\$0.00
WATER DIST. NO. 1 "WA"						\$0.00
TOTAL	\$193,232.93	\$0.00	\$0.00	\$0.00	\$0.00	\$193,232.93

BUSINESS FROM THE FLOOR

Supervisor Pautler- Addressed the room before opening to Business from the Floor, Supervisor Pautler announced that the Code Enforcement Officer, Rick Coburn, is here to give an update first, after the update from Mr. Weber's property. I would just like everyone to know that we are doing our best to stay on track with this and follow the courts' orders.

Code Enforcement Officer, Rick Coburn: The date to go to the property was pushed back to July 19th, Weber's lawyers will be meeting with me at the property. I am waiting to see if I can go to the property before July 19th. Weber has until the 21st of July to have his outside cars removed. If not removed the Town can start the process on the 22nd. His next court date is July 23rd. We are moving along with the RFP, to make sure we are ready in case Mr. Weber does not have the cars removed on or before the 21st. If we start the removal on the 22nd, car should be removed within 30 days. This is just for the outside per the Court order. The RFP will be an open Bid. Once we can go into the building, we will be wearing proper clothing to protect ourselves. For abatement, I would not suggest residents but up traps, you do not want to have the possible rodents coming towards your properties. Mr. Webber did not get the proper documentation to put a roof on his property we have no structural reports for what the state of the roof is in. This will all be levied onto his taxes if he does not take care of the cars before 7/21/2026.

Councilmember Kerl- We have a solid plan, and we will stick to the court order.

Attorney Strong- Remember we can only do what is in the current court order right now, however, for future court orders we can see to have more information added into the order.

Debbie Szajta 11115 W. Alaura Drive- This will all be done at his expense correct? Can he move the cars before the 21st? Is there anything about the roof he put on?

Lynn Baker 907 Alaura Drive- If we cannot get on the property can the residents put rodent traps on their property? Is there a mask that can be worn for people to protect themselves once entering the building?

Denise Walczak 478 W. Alaura Drive- What is the time frame for all of this? Did you say EPA is coming in to see the inside of the building and grounds?

PRESENTATIONS OF COMMUNICATIONS FROM BOARD MEMBERS AND OTHER TOWN OFFICIALS

Supervisor Pautler- Received the Building inspectors monthly report for May and June, the Town Clerk's monthly report for June and the monthly Court report from both Judges.

Councilmember Kerl- Received notification that we will have a four-way stop put in at North Road and Crittenden.

Councilmember Drogi- Nothing to report

Town Clerk- Received an email from the Alden/ Lancaster Art Club just reminding the board of their Art show in September. It is a two-day event this year.

Town Attorney Strong- Received and reviewing the Piggyback law.

Councilmember Bork- Nothing to report.

Councilmember Crist- Nothing to report.

NEW BUSINESS

Motion to hire Crossing Guard and Alternate Crossing Guard (7.6.2026)

Motion to hire Sue Walters as part-time Crossing Guard and Jane Mahaney as part-time Alternate Crossing Guard for St. John's R.C. School at \$17.00 per hour effective September 1, 2026 ; each not to exceed 19.5 hours per week.

Benefits as per Employee Handbook. Contingent upon the successful completion of all pre-employment checks and appropriate paperwork being filed with the Supervisor's Office, New York State required certifications, new hire training programs and completion of Town Policy acknowledgements.

1st: Councilmember Kerl

2nd: Councilmember Drogi

Councilmember Crist Aye

Councilmember Bork Aye

Supervisor Pautler Aye

Councilmember Drogi Aye

Councilmember Kerl Aye

RESOLUTION REGARDING EXACT CHANGE FOR REAL PROPERTY TAX PAYMENTS

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER DROGI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER PAUTLER

WHEREAS, among other methods, the Town Receiver of Taxes accepts payment of real property taxes in cash if the payment is made in person at Town Hall; and

WHEREAS, the Town Receiver of Taxes cannot accept less than full payment of the tax bill; however partial payments can be accepted and

WHEREAS, real property tax bills are rarely whole numbers and often have cents associated with the amount; and

WHEREAS, the Federal Government has stopped minting pennies, meaning eventually pennies will no longer be available and the Town will not be able to provide exact change to those property owners paying in cash.

NOW THEREFORE,

BE IT RESOLVED, anyone paying their real property taxes in cash must pay the exact amount of the tax bill to the one-hundredth of a dollar and the Town Receiver of Taxes shall not accept a different amount.

RESOLVED, That this resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2026, as follows:

Councilman Crist	Aye
Councilwoman Bork	Aye
Supervisor Pautler	Aye
Councilman Drogi	Aye
Councilman Kerl	Aye

RESOLUTION DECLARING LEAD AGENCY FOR LOCAL LAW #5 OF 2026

THE FOLLOWING RESOLUTION WAS OFFERED BY
SUPERVISOR PAUTLER ,WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMEMBER BORK

WHEREAS, the Town Board of the Town of Alden is considering the adoption of Local Law No. 5 of the Year 2026, entitled “Proposed Local Law for the regulation of Battery Energy Storage Systems” (the “Proposed Action”);

WHEREAS, the Town Board of the Town of Alden feels that the Proposed Action is an Unlisted Action under SEQRA;

WHEREAS, the Town of Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking such decisions; is the agency with the broadest governmental powers for investigating the impact of the Proposed Action; and has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority; and

WHEREAS, the Building Department is hereby directed to send notice to the Erie County Division of Planning as required under Section 239-m of the General

Municipal Law and to send out notice of this resolution to the involved agencies; and the Town Clerk's Office is hereby directed to send notices to the neighboring municipalities.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA and that a coordinated review shall be conducted.

The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action.

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2026, as follows:

Councilmember Crist	Aye
Councilmember Bork	Aye
Supervisor Pautler	Aye
Councilmember Drogi	Aye
Councilmember Kerl	Aye

RESOLUTION FOR LEAD AGENCY FOR MINOR SUBDIVISION OF 3726 POHL ROAD

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BORK ,WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CRIST

WHEREAS, the Alden Town Board is considering an application by Jeffrey and Valerie Ketterer for the subdivision of three lots. The entire property currently consists of 20.83 ± acres of improved land at 3726 Pohl Road in the Town of Alden, further identified as SBL# 85.00-5-4.21. The first proposed lot ("Parcel 1") will be 16.69

± acres and contains residential structures; the second proposed lot ("Parcel 2") will be the 2.07 ± vacant acres ; and the third proposed lot ("Parcel 3") will be 2.07 ± vacant acres (the "Proposed Action");

WHEREAS, the Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA and that a coordinated review will be conducted;

WHEREAS, the Building Department is hereby directed to notify the involved agencies;

WHEREAS, the Town Board believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to subdivision; the agency with the broadest governmental powers for investigating the impact of the Proposed Action; has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

- 1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA and that a coordinated review should be conducted and directs the Building Department to provide notice to the involved agencies;**
- 2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action; and**
- 3. This resolution shall take effect immediately.**

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on July 6, 2026, the results of which were as follows:

Councilmember Crist: AYE

Councilmember Bork: AYE

Supervisor Pautler: AYE

Councilmember Drogi: AYE

Councilmember Kerl: AYE

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF ALDEN AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DEPARTMENT OF STATE SMART GROWTH COMMUNITY PLANNING PROGRAM FOR THE PREPARATION OF AN UPDATED TOWN OF ALDEN COMPREHENSIVE PLAN

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER CRIST, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER KERL

WHEREAS, the Town of Alden adopted a Comprehensive Plan in 2009 to guide future growth, development, land use, infrastructure investment, economic development, and resource protection within the Town; and

WHEREAS, significant changes have occurred since the adoption of the 2009 Comprehensive Plan, including changes in demographic trends, housing needs, economic conditions, infrastructure priorities, environmental considerations, and state planning initiatives; and

WHEREAS, the Town is experiencing emerging development pressures and land use issues related to utility-scale solar facilities, battery energy storage systems, data centers, housing affordability, child care accessibility, and the preservation of agricultural lands and rural character that were not contemplated by the Town's 2009 Comprehensive Plan; and

WHEREAS, the Town Board recognizes the need to update the Comprehensive Plan to ensure it reflects current conditions, addresses future opportunities and challenges, and provides a framework for responsible decision-making and sustainable growth; and

WHEREAS, the New York State Department of State has announced funding through the Environmental Protection Fund Smart Growth Community Planning Program to support the preparation and adoption of updated comprehensive plans that incorporate Smart Growth Principles and Child Care Friendly Zoning practices; and

WHEREAS, the Town of Alden desires to prepare and adopt an updated Comprehensive Plan for the entire Town pursuant to New York State Town Law §272-a that will establish a long-term vision for the community and provide recommendations regarding land use, housing, economic development, transportation, agriculture, natural resources, community facilities, energy infrastructure, climate resilience, and other planning topics; and

WHEREAS, the Town Board finds that pursuing grant funding for this purpose is in the best interests of the residents of the Town of Alden.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Alden hereby authorizes the submission of an application to the New York State Department of State Environmental Protection Fund Smart Growth Community Planning Program for funding assistance in the amount of \$85,000 to prepare and adopt an updated Comprehensive Plan for the Town of Alden; and

BE IT FURTHER RESOLVED, that the Town of Alden hereby commits to providing the required local cash match in the amount no less than \$15,000 from available Town funds and/or other eligible non-state sources; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and directed to execute and submit all application materials, certifications, contracts, grant agreements, reimbursement requests, and any other documents necessary to apply for, accept, and administer grant funding awarded for this project; and

BE IT FURTHER RESOLVED, that the Town Board supports the preparation and adoption of an updated Comprehensive Plan that incorporates Smart Growth Principles and Child Care Friendly Zoning practices and includes meaningful public participation throughout the planning process; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to provide certified copies of this Resolution as may be required for the grant application.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2026, as follows:

Councilman Crist	Aye
Councilwoman Bork	Aye
Supervisor Pautler	Aye
Councilman Drogi	Aye
Councilman Kerl	Aye

DULY ADOPTED by the Town Board of the Town of Alden this 6th day of July, 2026.

Alyssa Cooper, Town Clerk

[Town seal]

RESOLUTION TO ADOPT NEW FEE SCHEDULE

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER KERL WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER DROGI

WHEREAS, the Alden Town Board has noticed the need to further update and clarify the Town Fee Schedule;

WHEREAS, the Town Board is authorized under State Law and under the Town Code to set Town Fees by resolution; and

WHEREAS, the proposed new Fee Schedule is fair and reasonable and is reasonably related to the services performed by the Town.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby adopts the attached Fee Schedule, effective as of this date and hereby rescinds all previous versions of the Fee Schedule; and

2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2026, as follows:

Councilperson Crist	Aye
Councilperson Bork	Aye
Supervisor Pautler	Aye
Councilperson Drogi	Aye

Councilperson Kerl

Aye

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT WITH ENCORUS GROUP AND AGREEMENT FOR PAYMENT

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER DROGI
WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER PAUTLER

WHEREAS, the Town of Alden Code Enforcement Officer has indicated the need for the Town to hire a third party to perform inspections related to the ongoing construction at 11580 Walden Avenue, Alden, New York;

WHEREAS, the owner of 11580 Walden Avenue (11580 Walden Ave LLC) has agreed to incur all expenses relating to the third party inspections;

WHEREAS, Encorus Group has the experience and knowledge to perform the required inspections; and

WHEREAS, the Encorus Group will provide a professional service to the Town and therefore additional quotes do not need to be obtained.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Alden Town Board does hereby authorize and direct the Supervisor to enter into and execute all necessary documents to effectuate the Proposal for

Services with Encorus Group and the Agreement for Payment of Municipal Expenses with 11580 Walden Ave LLC; at no costs to the Town of Alden.

2. This Resolution shall take effect immediately.

The above Resolution was duly put to a roll call vote at a regular meeting of the Alden Town Board held on July 6, 2026, as follows:

Councilperson Crist	Aye
Councilperson Bork	Aye
Supervisor Pautler	Aye
Councilperson Drogi	Aye
Councilperson Kerl	Aye

Motion to hire part-time seasonal Lifeguard (7.6.2026)

Motion to hire the Liam Farrell as a part-time seasonal lifeguard at \$17.51 per hour from now until September 6, 2026 not to exceed 39 hours per week.

Benefits as per Employee Handbook. Contingent upon the successful completion of all pre-employment checks, proof of life guard certification and appropriate paperwork being filed with the Supervisor's Office, New York State required certifications, new hire training programs and completion of Town Policy acknowledgements.

1st: SUPERVISOR PAUTLER

2nd: COUNCILMEMBER BORK

Councilperson Crist	Aye
Councilperson Bork	Aye
Supervisor Pautler	Aye
Councilperson Drogi	Aye

Councilperson Kerl

Aye

**RESOLUTION TO AMEND THE 2026 BUDGET
DUE TO AN INCREASE IN CHIPS, PAVE-NY, EWR and POP FUNDINGS**

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMEMBER BORK,
WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMEMBER CRIST.

WHEREAS, the Town of Alden has received an increase in Consolidated Highway Improvement Program (CHIPS), PAVE-NY, Extreme Winter Recovery (EWR) and Pave Our Potholes (POP) funding for 2026 in the total amount of \$166,066.64; and

WHEREAS, the Town Board wishes to amend the 2026 budget to reflect this additional revenue in the following codes: DB.5112.0449 (\$111,381.16), DB.5112.0449.1000 (\$21,803.20), DB.5112.0449.2000 (\$18,346.81) and DB.5112.0449.3000 (\$14,535.47); and

WHEREAS, the amendment will not render the Town insolvent or impair its financial stability;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Alden 2026 budget is hereby amended to increase both estimated revenue and appropriations in DB.5112.0449 by \$111,381.16 to reflect the additional CHIPS funding; in DB.5112.0449.1000 by \$21,803.20 to reflect the additional PAVE-NY funding; in DB.5112.0449.2000 by \$18,346.81 to reflect the additional EWR funding and in DB.5112.0449.3000 by \$14,535.47 to reflect the additional POP funding.

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to take all actions necessary to implement this budget amendment.

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2026, resulting as follows:

Councilmember Crist	Aye
Councilmember Drogi	Aye
Councilmember Bork	Aye
Councilmember Kerl	Aye
Supervisor Pautler	Aye

REPORTS OF COMMITTEE, OFFICIALS AND PERSONAL-

Councilmember Kerl- Dog Enforcement Officer found a Dog on the 24th of June, today is her last day. The Dog Enforcement Officer is reaching out to the SPCA to see if they can take her.

Councilmember Drogi- Nothing to report

Town Clerk Cooper- We are officially done collecting the County Taxes and have completed the Tax season .

Town Attorney Strong- Currently working with the COE, Rick on the RFP.

Councilmember Bork- Working with Rotella on grants for Alden, we have until July 17 to submit the new Master Plan Grant. Would like to announce that Alden is one of the top Districts in the State to live.

Councilmember Crist- Nothing to report

Code Enforcement Officer Coburn- We have lots of interest in parcels and subdivisions of properties. The challenge we are facing is the ability to have road access to the subdivisions. We have not received anything on zoning from the State. From what we can see in the building department Alden is growing.

Budget Officer Rogers- We are starting the Budget and we will be sending out the budget packets soon.

Highway Supervisor- Nothing to report.

ANNOUNCEMENTS FROM THE SUPERVISOR

Thank you for all attending and have a nice evening.

NOTICE OF MEETINGS

Work Session – Monday July 13, 2026- 6:00pm

Reg. Board Meeting – Monday July 20, 2026- 6:00pm

MEMORIAL REMEMBRANCE : Kenneth A. Meerboth & Bernard Chesna

Adjournment

Supervisor Pautler adjourned the regular board meeting at 6:50pm.

Councilman Crist	Aye
Councilwoman Bork	Aye
Supervisor Pautler	Aye
Councilman Drogi	Aye
Councilman Kerl	Aye