

APPROVED BOARD MINUTES FEBRUARY 28, 2013

MOTION by Trustee Warmus, seconded by Trustee Mezydlo, to adjourn from the work session and to enter into executive session to discuss personnel at 7:12 p.m. Carried.

Motion by Trustee Mezydlo, seconded by Trustee Daluisio, to adjourn from executive session and to enter into the regular board meeting at 7:28 p.m. Carried.

The Village Board meeting was called to order at 7:30 PM by Mayor Manicki, who led the pledge to the flag.

PRESENT: Mayor Manicki, Trustees Warmus, Mezydlo, and Daluisio, Clerk/Treasurer Wachowiak, Deputy Clerk/Treasurer Galbraith, Attorney Trapp, CEO Czechowski, Supt. Sitzman, Bob Overhoff, Dan Czelusta, Eugene Nuwer, Judge Robert and Deb Woods and Sue DeWitt.

ABSENT: Trustee Sitzman

MOTION by Trustee Mezydlo, seconded by Trustee Warmus, to approve the minutes of the February 14, 2013 meeting. Carried.

MOTION by Trustee Daluisio, seconded by Trustee Warmus, to approve for payment bills on abstract dated February 28, 2013. Carried

Payroll	\$40,829.69
General Fund	\$28,185.66

MOTION by Trustee Mezydlo, seconded by Trustee Daluisio, to approve following monthly report: January Building Inspectors Report. Carried.

COMMUNICATIONS

Work Place Violence Policy revision, NYCOM workshop April 19 and Government Achievement Awards information, Town Board minutes for Feb. 19, 2013 meeting, photocopy of Economic Development Agreement through February 28, 2014, Erie County Board of Elections polling site and schedule, League of Women Voters newsletter, NYS Dept. of Labor information on emergency escape systems for firemen, invitation form the Akron Chamber of Commerce to a networking mixer, email of thanks from UNYTS on recent blood drive, JCAP grant award announcement for \$6,000. for a new server, reminder from Attorney Trapp to review the contract for the Volunteer Ambulance Corps., copy of letter sent to CEO Snyder with regards to SEQR for Roberts property, correspondence from Attorney Trapp on judgments concerning unpaid ambulance bills and general matters, memo from Erie County Dept. of Environment and Planning with information concerning the final 2013 Annual Action Plan,

MOTION by Trustee Warmus, seconded by Trustee Daluisio, to file as received all correspondence. Carried

**RESOLUTINS/APPOINTMENTS/REQUESTS/MOTIONS:
Motion February 28, 2013**

LOCAL LAW #1-2013 – 2% Property Tax Cap

MOTION by Trustee Warmus, and seconded by Trustee Daluisio, to adopt Local Law #1-2013 authorizing a property tax levy in excess of the limit established under General Municipal Law section 3-c (law on file in office)

Roll call vote: Trustee Warmus-Aye
Trustee Daluisio-Aye
Trustee Mezydlo-Aye
Mayor Manicki- Aye

MOTION by Trustee Mezydlo, and seconded Trustee Daluisio, to approve Supt. Sitzman and one (1) Water/ Sewer Operator to attend the New York American Water Works conference on April 16-18, 2013 in Saratoga Springs NY. Budgeted Item. Carried.

MOTION by Trustee Warmus, and seconded by Trustee Mezydlo, to accept Integrated Systems proposal for a new server installation at a cost of \$7,767.00, the lower of 2 proposals submitted. Carried.

Motion by Trustee Daluisio, and seconded by Trustee Mezydlo, to adopt revised Work Place Violence Policy, to include the Fire Company. Carried.

Whereas, the Board of Trustees believes that the presentation of an Auto show will provide certain economic advantages for the benefit of local businesses, and

Whereas, such an event will also enhance the cultural experiences for local residents, and

Whereas, certain conditions must be met in order to ensure the safety and security of the residents of Alden,

Now, be it therefore resolved, that the Board of Trustees hereby consents to taking such steps as may be necessary to assist the Town Board of the Town of Alden to host such event upon the following conditions:

1. There shall be no additional budgetary impact to the Village of Alden.
2. The operators/event organizers of such function shall supply the Village of Alden with proof of comprehensive liability insurance in an amount not less than \$3,000,000 per occurrence naming the Village of Alden as an additional insured and further providing that such policy shall provide notice of any changes to the Village within ten (10) days of such change. It shall be further provided that such policy shall be provided to the Village no fewer than thirty (30) days prior to the event and that same shall be subject to approval by the Village Attorney. To the extent that any employees shall be used, proof of worker compensation insurance shall also be provided. Such insurance

policies shall also provide coverage for volunteers and the use of any golf carts, ATV's or any similar devices or motor vehicles.

3. The operators/event organizers agree to execute an indemnification agreement both personally and in their corporate capacity prepared by the Village Attorney.

4. Copies of all necessary permits issued by any County, local, State, and/or Federal agency and/or government shall also be provided, including, but not limited to any Health Department permits for any vendors.

5. The names, addresses, and telephone numbers of all volunteers, employees, and individuals in charge of the event shall be provided to the Village Clerk at least thirty (30) days in advance of the event. The names, addresses, telephone numbers, and cellular numbers of each operator/event organizer shall be provided to the Village Clerk and Town Clerk at least ninety (90) days prior to the date of the event.

6. The names, addresses, and telephone numbers of all vendors shall be provided to the Village Clerk at least thirty (30) days in advance of the event. Such vendors shall also provide evidence of insurance in a form and amount acceptable to the Village.

7. The names, addresses, and telephone numbers of all towing operators shall be provided to the Village Clerk at least thirty (30) days in advance of the event. Such operators shall also provide evidence of insurance in a form and amount acceptable to the Village.

8. The names, addresses, and telephone numbers of all security personnel shall be provided to the Village Clerk at least thirty (30) days in advance of the event. Such individuals must be police officers as that term is defined under State law or professionally trained security guards, but may not include individuals not otherwise engaged in such profession. Any individuals who are not otherwise police officers shall provide evidence of their training and experience to the Village at least thirty (30) days in advance of the event. In the event that a professional security company is used, information with regard to the company, its address, insurance coverage, and officers/directors shall be provided.

9. In the event that any golf carts, ATV's or similar equipment is to be operated, the names and addresses of such operators shall be provided to the Village Clerk at least thirty days in advance of the event. Copies of each operator's driver's license shall be provided at the same time. It is further understood that at no time shall there be more individuals riding such equipment than the number of seats on such piece of equipment. Such equipment shall be used only to transport handicapped individuals, respond to an emergency, for security patrols by individuals set forth in section eight above, or for the movement or delivery of supplies.

10. An itinerary and schedule of events shall be provided to the Village Clerk and the Town Clerk at least thirty (30) days in advance of the event.

11. A parking plan shall be provided to the Village and the Town no later than fifteen (15) days prior to the event. Parking shall be clearly posted and monitored to ensure compliance with local laws and the directives of law enforcement. At no time shall parking be permitted on any sports fields as designated by the Town of Alden.

12. A list of exhibitors containing their names and address shall be provided to the Village Clerk and Town Clerk at least thirty (30) days prior to the date of the event.

13. Individuals shall be present at all times to control access and traffic flow at the event.

14. A sufficient number of individuals as determined by the Code Enforcement Officer and/or Superintendent of Public Works, or their designee(s), shall be utilized for purposes of trash removal throughout the entire event and grounds. Dumpsters shall be supplied, emptied, and removed by the event organizers at such times as may be deemed necessary by Village and/or Town personnel. The placement of such dumpsters shall be subject to approval by Village and/or Town personnel.

15. A sufficient number of outdoor restroom facilities as determined by the Town and/or Village shall be supplied, maintained, and removed by the event organizers.

16. A first aid tent/facility shall be in place at all times under the direction of the Village of Alden Fire Company.

17. A parking plan for visitors and exhibitors shall be provided to the Village and the Town no later than thirty (30) days prior to the date of the event.

18. A payment in the amount of Five Thousand Dollars (\$5000.00) shall be provided to the Village to be held in escrow in the event of any damages or additional expenses to the Village. Such payment may be in the form of a bond, certified check, or cash and must be paid no later than thirty (30) days prior to the event. Any unused amount shall be returned to the event organizers within (30) days of the close of the event.

19. The event organizers shall remain responsible for all acts and/or omissions of any invitee, guest, exhibitor, employee, volunteer, vendor, security personnel, or other individuals associated in any way whatsoever, either directly or indirectly, with the event.

20. The event organizers shall take such steps as may be necessary to prevent any annoyance and/or nuisance to any adjoining landowner and/or property to the event.

21. The event organizers shall take such steps as may be necessary to ensure the protection, safety, and security of the persons attending the event and the property used for the event.

22. All applications and fees shall be provided to each municipality at least ninety (90) days prior to the date of the event.

23. All grounds shall be maintained at all times. Within forty-eight (48) hours after the close of the event, the property shall be returned to its original state, normal wear and tear excepted, and all trash shall be removed from the area to the satisfaction of the Village and the Town.

24. The event organizers/operators shall prominently display the location of the event as occurring in Alden, New York on any literature, advertising, brochures or similar documents, and through any electronic media.

25. The event organizers/operators shall provide such notice to visitors as may be practicable to remind individuals of the parking regulations of the Village of Alden and Town of Alden.

26. The event organizers/operators shall provide sufficient and adequate space in prominent locations throughout the event for use by local charitable, educational, and civic organizations.

MOTION by Trustee Mezydlo, and seconded by Trustee Daluisio, to approve the above resolution for the car show.

Roll call vote: Trustee Warmus-Aye
Trustee Daluisio-Aye
Trustee Mezydlo-Aye
Mayor Manicki- Aye

Attorney Trapp will forward to Town Attorney Jennifer Strong, and Mayor Manicki will contact the car show committee.

BUSINESS FROM FLOOR:

None

REPORTS FROM COMMITTEES/DEPARTMENTS:

Clerk Wachowiak – residents are calling to inquire on when the spring bulk trash collection is scheduled for. Supt. Sitzman to confirm date and let us know.

Supt. Sitzman – DPW did repair of water main break in front of Municipal Building. Addressed valve repair on Crittenden and Broadway in need of repair. New iron removal system in service next week, will flush system and contact Colonial Woods residents to let them know. Keith received 2 storm water drainage maps from the Storm Water Coalition grant.

Trustee Warmus - asked Keith if he had any concerns with closing the streets and garbage removal for the car show.

Trustee Mezydlo – congratulated the painters on a job well done in making the hall look nice.

Justice Woods - questioned putting up a chair rail to protect the freshly painted walls, especially across from the court office, where chairs are lined up.

Mayor Manicki – attended the Village Officials meeting, where the organization requested villages to denounce the Safe Law Act, either to oppose the law itself, or oppose the way it was passed. Village Board declined to act on the subject matter.

UNFINISHED AND TABLED BUSINESS:

- Policy Manual Update- will arrange a meeting
- Surplus equipment to auction – working on it.

MOTION by Trustee Daluisio, seconded by Trustee Mezydlo, to adjourn the board meeting at 7:53 PM. Carried.

Respectfully submitted,



Sue Galbraith
Deputy Village Clerk/Treasurer