

Approved BOARD MINUTES February 9, 2021

The Village Board meeting was called to order at 7:30 pm by Mayor Warmus. Michael Manicki led the pledge to the flag.

Due to Covid-19 this meeting was conducted wearing masks, and social distancing.

The public was invited to join by following social distancing guidelines.

PRESENT: Mayor Warmus, Trustees Overhoff, Prucnal, Manicki & Kibbe, Superintendent Sitzman, CEO Czechowski, Clerk Galbraith, Attorney Trapp, Eugene Nuwer, Mary Refermat, Doug Becker, Mark Pruitt, Mark Casell, Mike and Sue DeWitt, Shawn Eastland, Patrick Cavanaugh, Matt Gold – Alden Community Church and Louis Backlas, owner of the Cross Over the Line Rodeo Company LLC.

Mayor Warmus welcomed Trustee Manicki back.

MOTION by Trustee Kibbe, seconded by Trustee Prucnal, to approve the minutes dated January 26, 2021. no comment, 5 ayes. Carried.

MOTION by Trustee Manicki, seconded by Trustee Overhoff, to approve for payment bills on abstract dated February 9, 2021.

Payroll	\$43,652.18
Abstract	\$46,807.07

On the question – no comment, 5 ayes, Carried.

MOTION by Trustee Kibbe seconded by Trustee Prucnal, to approve the following monthly reports: for January – CEO. school fuel, Planning Board January and November. Yearly report Village of Alden Fire Department: Total alarm hours in Village – 310, Town of Alden – 155, mutual aid – 37, total manpower hours – 1510.3. On the question – no comment, 5 ayes, Carried.

Public Hearing – Local Law #1, 2020, 2% Tax Cap

MOTION by Trustee Manicki and seconded by Trustee Prucnal, to leave the regular meeting and enter into the Public Hearing for Local Law#1-2021, 2% Tax Cap. 7:35 pm. On the question – no comment, 5 ayes, Carried.

A local law authorizing a property tax levy in excess of the limit established under General Municipal Law section 3-c by the Board of Trustees of the Village of Alden.

It is the intent of this local law to allow the Board of Trustees of the Village of Alden to adopt a budget for the fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law section 3-c.

The purpose of this local law is to provide flexibility for the Board of Trustees and to protect both the Village and the residents from any actions of the State of New York.

The board is not anticipating exceeding the tax cap, but need to protect themselves if they cannot stay under the cap. They can repeal the local law if it is not necessary.

Mark Casell – 13400 Baxter Ave. – what is the actual %?

Trustee Manicki – it is given to us by the Comptroller. Property tax levy growth for local governments will be capped at 1.56 percent for 2021, according to State Comptroller Thomas P. DiNapoli.

MOTION by Trustee Kibbe and seconded by Trustee Overhoff, to leave the Public Hearing and re-enter into the regular meeting. 7:36 pm. On the question – no comment, 5 ayes, Carried.

COMMUNICATIONS

RBC Wealth Portfolio statement. Notification from LaBella that we have qualified for low/moderate income status for CDBG funding at 51.64%, this survey is good for 10 years. NYS: climate action council meeting, NYCOM Executive Budget Proposal, CHIPS, Pave NY reimbursement notification: CHIPS total \$102,089.58, 20-21 \$25,506.23, roll over \$76,583.35, Pave NY total-\$23,302.97, 20-21 \$5,822.05, roll over \$17,480.92, EWR – total \$17,278.68, 20-21 \$4,319.67, roll over \$12,959.01. Erie County – sales tax statement, letter from Comptroller – reduction in sales tax of \$3738.26 this year, diverting our tax dollars to hospital aid program, Erie County water Quality Committee report, county seeking a representative from the village for Erie County Environmental Management Council for a 2-year term and listing of members of Association of Erie County Government. Minutes from Town of Alden, information on Cancer insurance policy for fire dept., Public Assistance Briefing information, correspondence from Attorney Trapp – Ultrasonic foreclosure and Tolls by mail. National Fuel contact list. Requests from: Cross over the line Rodeo Company, LLC and Alden Community Church, Alden Substance Abuse Coalition, 3 village employees for sick leave reimbursement, Exchange St. and Crittenden Rd. water customers seeking decrease in bills.

MOTION by Trustee Prucnal and seconded by Trustee Manicki, to file as received all correspondence. On the question –no comment, 5 ayes, Carried.

Resolutions/Appointments/Requests/Motions for February 9, 2021

Motion by Trustee Prucnal and seconded by Trustee Kibbe, to reject all solid waste collection bids and to release the bid bonds of Waste Management of New York, LLC, Modern Disposal Services, Inc., and Casella Waste Systems, Inc. On the question – no comment, 5 ayes, Carried.

Motion by Trustee Manicki and seconded by Trustee Overhoff, to approve the fire/Ems calls for January 16-29, 2021. On the question – no comment, 5 ayes, Carried.

Motion by Trustee Kibbe and seconded by Trustee Prucnal, to adopt Local Law #1-2021, authorizing a property tax levy in excess of the limit established under General Municipal Law section 3-C.

Roll call vote: Trustee Kibbe- aye
Trustee Overhoff – aye
Trustee Prucnal – aye
Trustee Manicki - aye
Mayor Warmus – aye On the question – no comment, 5 ayes, Carried.

Motion by Trustee Overhoff and seconded by Trustee Prucnal, to approve the Alden Substance Abuse Coalition request for the following: 2021 Halloween Spooktacular, decorate the Fireman’s Park from approximately Sept 30th-November 1st, and hang a Halloween Spooktacular banner on the gazebo in the Alden Fireman’s Park on September 20th through October 20th. National Night Out hang a banner on the Gazebo in Fireman’s Park July 19th – August 3rd. On the question – no comment, 5 ayes, Carried.

MOTION by Trustee Prucnal and seconded by Trustee Overhoff, to approve the request to turn in sick time for reimbursement per collective bargaining agreement and Policy Manual. On the question – no comment, 5 ayes, Carried.

BUSINESS FROM FLOOR-

CEO – was approached by Matt Gold – Alden Community Church and Louis Backlas, owner of the Cross Over the Line Rodeo Company LLC, about having the rodeo at the church every

Saturday from Memorial to Labor Day. CEO and Attorney are discussing licensing requirements and permits but will need board approval. Matt Gold – we have 72 parking spots at the church and parking on the grass. Should be no issues with parking. Backlas – we bring our own security people, but never had an issue, we carry a \$1 million liability policy, it is on private property, so should not be a liability to the village. Creekside Septic will provide port-a-potties, food vendors are portable and are looking to be done before dark. Mary Refermat – 13611 Broadway, no problem, Gold will speak with the other neighbors, safety is our top priority. CEO – do we need a Public Hearing?

Backlas – our home base is Gainsville, but love Alden, great response, welcoming everyone is very nice. Faith based, ask for donations as opposed to charging admittance fee. Good role model for kids. CEO -reason for relocation from Alden Lanes in the Town of Alden? Backlas – owner wants to enjoy summer, as he works the rest of the year. Can we come back to the next meeting for approval? Mayor Warmus – we will put you on the next agenda. CEO – do we need a Public Hearing? Town required a special use permit.

Mark Casell – 13400 Baxter - had noise complaints when at the bowling alley. Gold – will send letters to all the neighbors.

REPORTS FROM COMMITTEES/DEPARTMENT

Superintendent Sitzman –Reminder no parking on village streets from 2-6am now thru April 1, also no plowing or snow blowing into the streets is permitted either. Trustee Kibbe – when is the bid opening for Baxter outfall? Superintendent – March 11, will email the board the information.

UNFINISHED AND TABLED BUSINESS:

Bike Path – Mark Casell – 13400 Baxter – inquired about the millings from the Crittenden Rd. reconstruction – hoping they could be deposited initially, as opposed to moving the twice. Would need permission from property owners – town, Zoladz and school. Superintendent – would have to be moved twice, milling is done quickly.

ADJOURNMENT

Motion by Trustee Kibbe seconded by Trustee Prucnal, to adjourn from the Regular meeting and enter into Executive Session to discuss personnel. 7:50 pm On the question – no comment, 5 ayes, Carried.

Motion by Trustee Prucnal, seconded by Trustee Kibbe, to exit out of Executive Session 8:17 pm. On the question – no comment, 5 ayes, Carried.

Motion by Trustee Manicki, seconded by Trustee Overhoff to adjourn at 8:18 p.m. On the question – no comment, 5 ayes, Carried.

I respectfully submit.

Sue Galbraith,
Village Clerk