

Approved BOARD MINUTES December 27, 2022

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

PRESENT: Mayor Prucnal, Trustees: Refermat Casell Becker. Clerk Galbraith, CEO Czechowski, Superintendent Pruitt, Patrick Cavanaugh, Shawn Eastland, Kevin Wypij, Glen Wetzl and Peter Sorji, ESQ.

Absent – Trustees Pruitt and Attorney Trapp,

MOTION by Trustee Becker seconded by Trustee Refermat, to approve the minutes dated December 13, 2022. On the question – 4 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Becker, to approve for payment bills on abstract dated December 27, 2022.

Payroll \$ 48,551.09

Abstract \$ 101,660.17

ON the question – no comment, 4 ayes, Carried.

No monthly reports

COMMUNICATIONS

Notification from FEMA Go that the Fire department was not successful in obtaining the 2021 Assistance to Fire Fighters Grant. Resignation from Craig Bieniek, NYCOM workshops letter to resident concerning maintaining water service shut off box. Attorney Trapp correspondence – Springville, and New Wave Energy and NYSLRS Pension Integrity training webinars.

MOTION by Trustee Refermat and seconded by Trustee Casell, to file as received all correspondence. On the question –no comment, 4 ayes, Carried.

MOTION by Trustee Refermat and seconded by Trustee Casell, to exit the regular meeting and enter into a Public Hearing 7:35 pm. On the question –no comment, 4 ayes, Carried.

PUBLIC HEARING

Glen Wetzl/Wetzl Development Site Plan Review and Special Use Permit.

There was no public comment.

MOTION by Trustee Casell, seconded by Trustee Refermat, to exit the Public Hearing and re-enter into the regular meeting 7:37 pm. On the question –no comment, 4 ayes, Carried.

Resolutions/Appointments/Requests/Motions for December 27, 2022

MOTION by Trustee Refermat, seconded by Trustee Becker, to appoint Tracie Manske, to the Village of Alden Ethics Committee, term to expire December 31, 2025.

On the question – this is a reappointment. 4 ayes, Carried.

MOTION by Trustee Casell, seconded by Trustee Refermat, to authorize CEO Czechowski to sign the annual software support contract with Williamson Law Books

with regards to Building & Codes Enforcement with BCE Mobile software. On the question –no comment, 4 ayes, Carried.

MOTION by Trustee Becker and seconded by Trustee Refermat, to approve the following election inspectors for the March 21st election: Susan Schumacher and Elizabeth Mayer. The village election inspectors shall not be required to be residents of the village, provided that they are a resident of the County of Erie, in the State of New York. On the question –no comment, 3 ayes, Casell abstain. Carried.

MOTION by Trustee Refermat, and seconded by Trustee Becker, to identify the polling place for the March 21st election, as 13336 Broadway, Village Municipal Building, and the hours from noon- 9 pm. On the question –no comment, 3 ayes, Casell abstain. Carried.

MOTION by Trustee Casell, seconded by Trustee Becker, to approve with regret the resignation of Craig Bieniek from the Planning Board, effective immediately. On the question –no comment, 4 ayes, Carried.

MOTION by Trustee Becker, seconded by Trustee Casell, to approve the following companies to perform electrical inspections in the Village of Alden for the period January 1, 2023, through December 31, 2023, as per submitted applications:

- Commonwealth Electrical Inspection Agency
- New York Electrical Inspection Agency
- DEAN Electrical Inspections of WNY On the question –no comment, 4 ayes, Carried.

MOTION by Trustee Casell, seconded by Trustee Refermat, to approve Temporary Business Signs for the following businesses as per submitted applications, to expire on December 31, 2023:

- Alden Pools & Play, 12890 Broadway
- Alden Pharmacy, 13203 Broadway
- The Whistle Stop Inn, 1338 Exchange Street
- Henry’s Candy & Gifts, 13237 Broadway
- H&R Block, 13186 Broadway
- Alden Automotive, 13151 Broadway
- Lupine & Lead, 13179 Broadway
- The Pink Cow, 13119 Broadway on the question: Trustee Refermat – are these a-frame signs? CEO Czechowski – yes and they are for a one-year period. We will be reviewing the sign code soon. Prucnal, Casell and Refermat – aye, Becker – abstain. Carried.

MOTION by Trustee Becker, seconded by Trustee Refermat, to approve the Special Permit for Wetzl Development LLC (Applicant) and Glenn P. Wetzl and Cynthia A. Wetzl (Property Owners) for the Slade Drive project.

A. Findings For Site Plan Approval:

- 1) The Village Board of Trustees issued a Negative Declaration pursuant to the New York State Environmental Quality Review Act on November 22, 2022
- 2) The Village of Alden Zoning Board of Appeals have approved all necessary area variances for the Project on November 15, 2022
- 3) The Village of Alden Planning Board recommended approval of the Site Plan on November 16, 2022
- 4) The self-storage portion of the project meets the applicable Special Permit requirements of Section 210-27 of the Village of Alden Zoning Code.

Roll call vote: Trustee Becker- aye

Trustee Pruitt- absent

Trustee Refermat-aye

Trustee Casell-aye

Mayor Prucnal-aye On the question –no comment, 4 ayes, Carried.

MOTION by Trustee Becker, seconded by Trustee Casell, to approve the Formal Site Plan for Wetzl Development LLC (Applicant) and Glenn P. Wetzl and Cynthia A. Wetzl (Property Owners) for the Slade Drive project upon the following findings and conditions:

A. Findings For Site Plan Approval:

- 1) The Village Board of Trustees issued a Negative Declaration pursuant to the New York State Environmental Quality Review Act on November 22, 2022
- 2) The Village of Alden Zoning Board of Appeals have approved all necessary area variances for the Project on November 15, 2022
- 3) The Village of Alden Planning Board recommended approval of the Site Plan on November 16, 2022
- 4) The Site Plan meets the requirements of Article VI of the Village of Alden Zoning Code.

B. Conditions of Site Plan Approval

- 1) If there are any complaints regarding exterior illumination of the site within one year of the date of issuance of the final Certificate of Occupancy for the property, the property owner must mitigate the complaints to the satisfaction of the Village of Alden.
- 2) If there are any complaints regarding buffering of the site adjacent to the residential properties within one year of the date of issuance of the final

Certificate of Occupancy for the property, the property owner must mitigate the complaints to the satisfaction of the Village of Alden.

- 3) Information on source of fill and material testing must be submitted as per Village Code for any fill material being brought on-site.
- 4) Payment of all applicable fees.
- 5) Completion of all outstanding engineering items to the satisfaction of the Village of Alden and its designees.
- 6) All necessary easements and associated legal documentation must be completed and filed as part of the proposed public improvements.
- 7) Receipt of a response from NYS DOT regarding the Slade Drive/Broadway intersection & streetlight, and the proposed private driveway east of Slade Drive that intersects Broadway.
- 8) This project is receiving approval in three phases, which may be modified with prior approval of the Village Board of Trustees of the Village of Alden:
 - a) Phase 1 – Slade Drive extension from the existing Slade Drive termination, south/eastward up to and including at least the proposed entire traffic circle (developer may complete some or all of the proposed Slade Drive extension east of the traffic circle as part of this Phase 1). This Phase 1 will also include the warehouse & storage parcel, the senior apartment parcel, and the market rate apartment parcel. This phase will also include all required SWPPP elements. Expected construction dates: 1/1/2023-12/31/2024.
 - b) Phase 2 – Slade Drive extension from the traffic circle eastward to the east property line. This phase will include “The Farm” parcels number 1, 2 and 3. Expected construction dates: 1/1/2025-12/31/2026.
 - c) Phase 3 – The remainder of the commercial parcel. Expected construction dates: 1/1/2026-12/31/2027
- 9) No construction of improvements may commence on the project until final plans, including items 3 through 8 above, have been submitted and verified by the Village of Alden.

Roll call vote: Trustee Becker- aye

Trustee Pruitt-absent

Trustee Refermat-aye

Trustee Casell-aye

Mayor Prucnal-aye On the question –no comment, 4 ayes, Carried.

BUSINESS FROM THE FLOOR

REPORTS FROM COMMITTEES/DEPARTMENT

The whole board expressed their thanks to DPW and congratulate them on a job well done during the blizzard conditions and well wishes for a Happy New Year.

Clerk Galbraith – there is an election in March for a 1-year term for Trustee. Petitions can be signed beginning January 3.

Trustee Reformat – want to thank the DPW for the assistance on the ruts on Broadway and make arrangements with the CEO to go over the personnel policy changes.

Trustee Casell – wanted to recap the emergency protocol followed during storm. Casell wanted to recognize the volunteers, organizations and businesses who helped during the crisis. Whistle Stop, Marie’s, Townline Pizza, Meals on Wheels, Alden Marilla Food Pantry, Town Line Lutheran Church, Alden Community Church, all 4-fire dept. and the DPW. They provided for 75 people who were stranded and in need. We need to review our procedure, now that we have a better idea of what we may need. We should approach Legislator Todaro for a generator for Town Line Church, as it is a shelter in place.

Trustee Becker – will not be at January 10 meeting.

Mayor Prucnal – thanks you to the DPW, FD, ACS, and volunteers for all working together. The county was no help. It is a great community. We will work to make it better.

UNFINISHED AND TABLED BUSINESS:

ADJOURNMENT

Motion by Trustee Becker, seconded by Trustee Casell to adjourn the Regular meeting at 7:51 pm, with a moment of silence for Mel Reibel and Gregory Lewis. On the question –no comment, 4 ayes, Carried.

I respectfully submit.

Sue Galbraith,
Village Clerk