

Approved BOARD MINUTES April 25, 2023

MOTION by Trustee Refermat, and seconded by Trustee Becker, to enter into an Executive Session to discuss litigations, 6:35 pm. On the question –no comment, 5 ayes, Carried.

MOTION by Trustee Becker, and seconded by Trustee Pruitt, to adjourn from the Executive Session at 6:50 p.m., On the question –no comment, 5 ayes, Carried.

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, Pruitt and Becker, Attorney Trapp, CEO Czechowski, Richard Kegler, Dennis and Deb Waziak, Roger Neeland, Mike Manicki, Pat Meyer, Barry W. Horton, Patrick Cavanaugh, and Shawn Eastland.

Absent: . Clerk Galbraith,

MOTION by Trustee Casell seconded by Trustee Pruitt, to approve the minutes dated April 11, 2023. On the question, 5 ayes, Carried.

MOTION by Trustee Becker seconded by Trustee Casell, to approve for payment bills on abstract dated April 25, 2023.

Payroll \$ 42,477.34

Abstract \$59,806.85 On the question –no comment, 5 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Pruitt, to approve the following monthly reports: EMS/fire, RBC Wealth Management, and Building Inspector . On the question –no comment, 5 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Pruitt, to enter into the

Public Hearing, water & sewer rate increases, 7:35 pm

Water charges within village-increase from \$7.05 per thousand to \$7.40 per thousand .

Water charge outside village-increase from \$10.58 per thousand to \$11.10 per thousand .

Sewer charge within village-increase from \$8.85 per thousand to \$9.30 per thousand .

Sewer charge outside village-increase from \$13.28 per thousand to \$13.95 per thousand .

Water capital charge increase from \$22 to \$27

Sewer capital charge increase from \$25 to \$30

Effective with the August billing

Richard Kegler – Mechanic St. Rate increases are ok. He did have the following questions/comments: school pool uses 300,000 gallons of water; do they pay regular rate? Do they pay for sewer? Any plans for them to what happen if they dump the saltwater pool all at once? Zoladz pays bulk rate for water, what about sewer? Update on DEC permit? Sewer line sealer is it working? Have there been any improvements? ECWA usage seems to look better. Spring Creek discharge, are we notified if problems? Darien Golf Course, allowed by DEC to take water. How does this affect us? The village should comment on it.

Barry Horton – Lafayette. Not sustainable to continue rate increase over 25+ years. People pay \$56 for 20,000 gallons of water from ECWA, I pay \$122 for 14,6000 gallons, not sustainable. I also have to replace hot water tanks and fixtures frequently.

Motion by Trustee Becker and seconded by Trustee Casell, to leave the Public Hearing. Carried. On the question – 5 ayes, Carried.

MOTION by Trustee Becker and seconded by Trustee Refermat, to enter into the

Public Hearing refuse rate increase.

Garbage/Refuse increase from \$225.00, to \$260.00/per unit.

Kegler – Mechanic St. You need to inform the residents with a letter concerning the recycling increase from \$5/ton to \$70/ton. 2021 – recycled 18 tons, 2022-16 tons, 2023-15tons. Need to publicize and encourage more recycling. Notice about when things are, what to do, dates, etc. fine people for not recycling. Trustee Casell – it cost more to recycle. Garbage \$55/ton, recycling \$70/ton. MOTION by Trustee Casell and seconded by Trustee Becker, to exit Public Hearing and re-enter into regular meeting.

COMMUNICATIONS

Erie County: sales tax , local Cooperation Agreement automatic renewal. NYS: NYCOM housing proposals in state budget, State Comptroller information. Town of Alden agenda, 2023-2024 tax warrant, letter from Birch creek Run condominium Association commending Mark for his assistance. Information on critical water infrastructure grants 25% of project cost. MOTION by Trustee Refermat and seconded by Trustee Pruitt to file as received all. correspondence. On the question –no comment, 5 ayes, Carried.

Resolutions/Appointments/Requests/Motions for April 25, 2023

MOTION by Trustee Pruitt and seconded by Trustee Casell, to adopt the 2023-2024 village budget at a tax rate of \$7.046230 per thousand.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Becker and seconded by Trustee Casell, to adopt the following rate changes:

Water charges within village-increase from \$7.05 per thousand to \$7.40 per thousand .
Water charge outside village-increase from \$10.58 per thousand to \$11.10 per thousand .
Sewer charge within village-increase from \$8.85 per thousand to \$9.30 per thousand .
Sewer charge outside village-increase from \$13.28 per thousand to \$13.95 per thousand .
Water capital charge increase from \$22 to \$27
Sewer capital charge increase from \$25 to \$30

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Pruitt and seconded by Trustee Refermat, to adopt the following rate change: Garbage/Refuse increase from \$225.00, to \$260.00/per unit.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Becker and seconded by Trustee Refermat, to approve Alden Fire Company to hold their meat raffle in the Village Municipal Building, 13336 Broadway and serve alcohol on Saturday, October 21, 2023 (6:00pm-12:00am).

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Casell and seconded by Trustee Refermat, to repeal Local Law #1-2023, 2% tax cap, as we will be under the cap this year.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Beker seconded by Trustee Pruitt, to authorize Mayor Prucnal’s signature on the 2023-2024 tax warrant.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Becker seconded by Trustee Casell, to authorize Mayor Prucnal’s signature on the NY Designation of Water Operator in responsible Charge form.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Pruitt seconded by Trustee Refermat, to approve the fire/ems calls for March 26- April 7, 2023.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Casell, to approve the Special Permit to the Alden Community Church (“Church”), 1400 Sullivan Road, for the purposes of conducting the Cross Over the Line Rodeo on Saturdays from May 27th through September 2nd, 2023, with the following conditions:

- 1) The events shall be held between the hours of 5:00-7:30PM DST, with an additional reasonable amount of time allotted before and after the actual event for set-up, clean-up, and take-down.

- 2) No parking shall be permitted on either side of Broadway along the Church property or within one thousand feet of the intersection with Sullivan Road.
- 3) No parking shall be permitted on either side of Sullivan Road along the Church property or within one thousand feet of the intersection with Broadway.
- 4) The Village of Alden shall be named as additional insured on all policies related to this event by both the Alden Community Church and Cross Over the Line Rodeo and must be received and approved prior to the first date of the event.
- 5) All lighting and sound amplifiers shall be directed away from residences on Sullivan Road.
- 6) All COVID-19 protocols as mandated by the CDC, State of New York, County of Erie, and Department of Health shall be maintained at all times.
- 7) All necessary approvals shall be obtained from any Federal, State, or County authority prior to the first date of the event, and a copy of said approvals shall be submitted to the Village of Alden.
- 8) No animals shall be kept on the Church property overnight.
- 9) All refuse must be securely maintained at all times and removed from the premises each day of the event.
- 10) The Church shall be responsible for all safety and security related to the event, including, but not limited to, parking, invitees, etc.
- 11) All fencing and seating may be stored on the premises after the last performance date, provided the event is planned to be held the following year. If the event is not planned to be held again or is not approved, all materials must be removed within seven (7) days after written notice by the Village of Alden. All materials must be kept in a neat and orderly fashion.
- 12) All sponsorship/banner advertising signage shall face inward towards the arena.
- 13) Sign permits shall be obtained for any event advertising visible as applicable.

On the question: Trustee Cassel asked Trustee Reformat if she was currently on any Board/Committee for the Alden Community Church, she responded no she is not.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Reformat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Pruitt seconded by Trustee Becker, to approve lot changes for 13505 and 13509 Circle Drive at Alden Village Estates Mobile Home Park, as per submitted request/documentation.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Casell, to approve a Temporary Business Sign for Alden Village Estates, 13515 Broadway, as per submitted application.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Pruitt seconded by Trustee Becker, to approve a Special Event Sign request for Alden Village Estates, 13515 Broadway, as per submitted application. Dates are 5/14, 6/3, 6/18, 7/16, 8/12, 8/20, 9/10 2023.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Refermat seconded by Trustee Pruitt, to approve the following properties as exempt from the requirements of Chapter 203 of the Code of the Village of Alden, as it pertains to the storage of unlicensed vehicles on said properties. All of the following have submitted appropriate request letters accompanied by valid New York State Department of Motor Vehicles licenses for this type of activity. Approval to expire March 31, 2024.

- Impala Brothers, 13409 Broadway
- Orlando DiCenso Auto Sales, 13429 Broadway
- MW Equipment Sales, 13448 Broadway
- Diversified Automotive, 13374 Broadway

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

MOTION by Trustee Becker seconded by Trustee Pruitt, to approve Blake Gossell into Fire/Ems, Active restricted, as voted on by Alden Hook & Ladder Membership.

Roll Call Vote: Trustee Becker - aye
Trustee Pruitt - aye
Trustee Refermat – aye
Trustee Casell -aye
Mayor Prucnal -aye on the question –no comment, 5 ayes, Carried.

BUSINESS FROM THE FLOOR

Neeland, Lindan. Is there a business being run from the property behind me? The current owners are renting the property. Is it to a commercial building? They have installed a second driveway onto Lindan Avenue. The CEO will look into this.

Kegler – Mechanic. How does the school pay when they use salt from us? How do they pay? How is the amount used calculated?

REPORTS FROM COMMITTEES/DEPARTMENT

CEO Czechowski – Asked Board if he should send a letter to Severyn to outline what was discussed in the work session. Board directed CEO to send letter.

Attorney Trapp - Will review Severyn agreement once he receives the updated information. Need Executive Session for personnel/negotiations.

Trustee Pruitt – Needs executive session for personnel

UNFINISHED AND TABLED BUSINESS:

ADJOURNMENT with a moment of silence for Mary Larson

Motion by Trustee Casell, seconded by Trustee Pruitt, to enter into an Executive Session to discuss negotiations at 7:58 p.m.,

Motion by Trustee Casell, seconded by Trustee Becker to adjourn from the executive session at 9:20 p.m., On the question –no comment, 5 ayes, Carried.

Motion by Trustee Becker, seconded by Trustee Reformat to adjourn the regular meeting at 9:21 p.m., On the question –no comment, 5 ayes, Carried.

I respectfully submit.

Sue Galbraith,
Village Clerk