

## **Approved BOARD MINUTES October 24, 2023**

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: Casell, Becker & Refermat, Attorneys Chris Trapp, CEO Czechowski, Clerk Galbraith, Working Crew Chief, Patrick Cavanaugh, Eugene Nuwer, Mechanic, Albert Boucher, Laborer, Josh Zelak, Kyle Kavanagh, DPW Clerk, Attorney Peter Sorgi and Sr. WWTP Operator, Dan Czelusta.

**MOTION** by Trustee Casell seconded by Trustee Refermat, to approve the minutes dated October 10, 2023, as amended. On question -3 ayes, Trustee Becker abstains. carried.

**MOTION** by Trustee Casell seconded by Trustee Becker, to approve payment bills on abstract dated October 24, 2023.

Payroll	\$38,340.04
Abstract	\$72,068.38

On the question - no comment 4 ayes, carried.

**MOTION** by Trustee Becker seconded by Trustee Casell, to approve the following report: Economic Development. On the question - no comment 4 ayes, carried.

### **COMMUNICATIONS**

RBC Wealth Management portfolio - \$ 210,744.78., complaint concerning sidewalk, Reginal bicycle master plan implementation program. FEMA Go briefing, Town of Alden agenda, letters Attorney Trapp sent to the law enforcement agencies concerning the problems with school traffic. Mayor Prucnal's request for an AED for the village. Erie County: Association of Erie County Governments, sales tax down 1.40% from last year. and September minutes. NYS – NYCOM – a community engagement and election webinar. Thank you from NYSLRS for using the room.

**MOTION** by Trustee Refermat and seconded by Trustee Becker, to file as received all. correspondence. On the question - no comment 3 ayes, carried.

### **Resolutions/Appointments/Requests/Motions for October 24, 2023**

**MOTION** by Trustee Casell and seconded by Trustee Becker, to approve the fire/EMS calls for 9/23-10/6. On the question - no comment 4 ayes, carried.

**MOTION** by Trustee Refermat and seconded by Trustee Becker, to extend the deadline for the condition of the issuance of the Mobile Home Park License for the period of September 1, 2023 – August 31, 2024, for Bayview of Alden, 13391 Broadway, as follows:

- 1) Potholes/patching/paving work must be completed by December 15, 2023. (Previous deadline of September 30, 2023).

This is in response to the park owner doing additional work on the above items beyond the Village's requirements, as per letter dated September 29, 2023. On the question - no comment 4 ayes, carried.

**MOTION** by Trustee Becker and seconded by Trustee Casell, to approve the sign permit for Suburban Pediatrics, 13404 Broadway, as per submitted application.

MOTION by Trustee Becker and seconded by Trustee Casell, to approve the recommendation of the engineers from Nussbaumer Clarke, to accept the bid of \$67,950, by Sicoli Construction Services, Inc. for the Water System Improvement Well Site 1 Project.

Roll call vote: Trustee Becker- aye

Trustee Refermat - aye

Trustee Casell- aye

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

Resolution Declaring Intent to Act as SEQRA Lead Agency

MOTION by Trustee Refermat and seconded by Trustee Becker, to approve the following resolution:

**WHEREAS**, Marzec Homes and Land, LLC filed an Application for Site Plan Review on October 24, 2023 for approximately 110 acres of real property located on Exchange Street for a mixed-use project (“Proposed Action”); and

**WHEREAS**, 6 NYCRR 617.6(b) of the implementing regulations pertaining to Article 8 of the New York State Environmental Conservation Law, also known as the New York State Environmental Quality Review Act (“SEQRA”), the Alden Village Board of Trustees may declare its Intent to act as Lead Agency for the Proposed Type I Action.

**NOW THEREFORE BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES** that the Alden Village Board of Trustees pursuant to 6 NYCRR 617.6(b) has determined that it is willing to act as SEQRA Lead Agency for environmental review of the proposed action described below and shall coordinate environmental review pursuant to Article 8 of the ECL and Implementing Regulations (6 NYCRR Part 617).

Roll call vote: Trustee Becker- aye

Trustee Refermat - aye

Trustee Casell- nay

Mayor Prucnal- aye On the question - no comment 3 ayes, 1 nay, carried.

MOTION by Trustee Refermat and seconded by Trustee Becker, to approve Phillip Fleck as Provisional Superintendent of Public Works, pending civil service examination, start date October 30.2023. On the question - no comment 4 ayes, carried.

MOTION by Trustee Casell and seconded by Trustee Becker, to accept the bid of \$321,615 from Firematic Supply for the self-contained breathing apparatus. On the question: This is partially funded with federal funding from DHS for \$323,125.71 with a village match of \$16,156.29 match from the air pack reserve.

Roll call vote: Trustee Becker- aye

Trustee Refermat - aye

Trustee Casell- aye

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

**BUSINESS FROM THE FLOOR**

Is there a residency requirement for Superintendent of Public Works? Mayor Prucnal – no. We have hired a new DPW Clerk – Kyle Kavanagh. Trustee Casell – does Kyle have safety equipment?

**REPORTS FROM COMMITTEES/DEPARTMENT**

**Clerk Galbraith** -water bills mailing November 1.

**CEO Czechowski** -rodeo again next year, 2 projects progressing. Thank you, board, for well wishes with his dad.

**Attorney Trapp** - modify the policy manual

**Trustee Refermat** -there is a complaint about the condition of the sidewalk in front of John & Mary's. Who caused the damage? Who is responsible for fixing it? Patrick Cavanaugh – normal wear & tear, has been fixed. Quick temporary fix of cold patch. Trustee Casell – we put sidewalks in, ask businesses to maintain and pay taxes? CEO – can take the sidewalk out and blacktop across. Trustee Refermat -what is the code concerning large storage containers – like LJI has? CEO commercially permitted, has shed permit for each.

**Mayor Prucnal** - parking ban November 1, 2023- April 1, 2024. Thank you for all your hard work.

#### **UNFINISHED AND TABLED BUSINESS:**

Motion by Trustee Becker, seconded by Trustee Casell to enter into an Executive Session at 7:55 p.m., to discuss personnel and contract negotiations. On the question - no comment 4 ayes, carried.

Motion by Trustee Casell, seconded by Trustee Becker to exit the Executive Session at 8:52p.m., On the question - no comment 4 ayes, carried.

Motion by Trustee Casell, seconded by Trustee Refermat to adjourn the regular meeting at 8:53 p.m., On the question - no comment 4 ayes, carried.

I respectfully submit.

Sue Galbraith,  
Village Clerk