

APPROVED Village Board Meeting

Tuesday, February 10, 2026

Village Hall 6:30pm

The regularly scheduled Board Meeting was called to order by Mayor Retzlaff leading the Pledge of Allegiance at 6:30pm.

In attendance: Mayor Retzlaff, Trustee's: Prucnal, Cieszki, Casell, & Kibbe, CEO Czechowski, Crew Chief Cavanaugh, Assistant Village Attorney Trapp, Village Clerk Kaluznyill

MOTION by Trustee **Prucnal** and seconded by Trustee **Cieszki** to approve the minutes from the regularly scheduled Board Meeting on 1/27/2026. On the question, 5 ayes, carried.

MOTION by Trustee **Casell** and seconded by Trustee **Kibbe** to approve the bills on abstract # 17 dated 2/10/26 totaling \$70,279.68. On the question, 5 ayes, carried.

MOTION by Trustee **Kibbe** and seconded by Trustee **Cieszki** to approve the monthly reports consisting of the Fire/EMS calls for payroll # 2 and #3 and the 2025 annual Code Enforcement report. On the question, 5 ayes, carried.

MOTION by Trustee **Prucnal** and seconded by Trustee **Cieszki** to approve payroll # 2 totaling \$59,853.46 and payroll # 3 totaling \$53,505.11. On the question, 5 ayes, carried.

MOTION by Trustee **Casell** and seconded by Trustee **Cieszki** to approve Superintendent of Public Works Dan Czelusta's recommendation for Josh Zelak and Austin Kremer to attend a one-day training session for the 2026 WNY Water Works Winter Conference in Batavia, NY on Thursday, February 19th 2026. On the question, 5 ayes, carried.

Note: this is a budgeted item.

MOTION by Trustee **Casell** and seconded by Trustee **Cieszki** to approve Superintendent of Public Works Dan Czelusta's recommendation for Erik Maderer and Tim Pfitzinger to attend Backflow Testing Recertification in Rochester, NY at Monroe Community College on Friday, June 12. On the question, 5 ayes, carried.

Note: this is a budgeted item and necessary for their re-certification for Backflow Testing

MOTION by Trustee **Kibbe** and seconded by Trustee **Casell** to authorize Mayor Retzlaff to attend the Annual NYCOM Meeting at The Sagamore Resort, Bolton Landing, from May 13th – 15th, 2026. On the question, 5 ayes, carried.

Note: this is a budgeted item.

MOTION by Trustee **Prucnal** and seconded by Trustee **Cieszki** to authorize Mayor Retzlaff's recommendation to increase the cash drawer amount in the Village Clerk's office from \$50.00 to \$100.00 effective 2/10/2026. On the question, 5 ayes, carried.

MOTION by Trustee **Prucnal** and seconded by Trustee **Cieszki** to approve Mayor Retzlaff's signature on the lease agreement with the Board of Elections to utilize Village Hall as a polling place on Tuesday, June 23, 2026 & Tuesday, November 3, 2026 between the hours of 6:00am and 9:00pm. On the question, 5 ayes, carried.

MOTION by Trustee **Casell** and seconded by Trustee **Kibbe** to approve Mayor Retzlaff's recommendation to allow the St. Aidan's annual plant sale to take place at Firefighter's Memorial Park on May 15th and 16th, 2026.

Note: Set up will take place at 8:00am, Friday May 15th, and take down will take place at dusk on Saturday May 16th. This will include the sale of plants, hot dogs, soda and an individual to stay on site May 15th night for security purposes. Insurance will be provided by St. Aidan's.

MOTION by Trustee **Prucnal** and seconded by Trustee **Kibbe** to set a Public Hearing for 6:45PM on Tuesday, March 10, 2026, regarding neighbors' concerns regarding the Rodeo located at Broadway and Sullivan, in the Village of Alden. On the question, 5 ayes, carried.

MOTION by Trustee **Kibbe** and seconded by Trustee **Prucnal** to set a Public Hearing for 6:35PM on Tuesday, March 10, 2026, regarding Local Law #4-2025, Chapter 200 - Street Parking, to specifically address how said Local Law effects the residents of Colonial Woods Subdivision. On the question, Trustee Casell-do we need to modify the Local Law prior to the Public Hearing? CEO-we should host the Public Hearing first to determine what modifications will need to be made first. Clerk- Letters of notification will go out to residents. 5 ayes, carried.

MOTION by Trustee **Kibbe** and seconded by Trustee **Prucnal** to authorize Mayor Retzlaff to sign following *Resolution* for the New York State Department of Transportation as required to acquire yearly permits for the Department of Public Works. On the question, 5 ayes, carried.

Note: This resolution will remain effective for 20 years.

UNDERTAKING

For the benefit of

The New York State Department of Transportation

In connection with work affecting state highways

WHEREAS, the undersigned *Village of Alden, in Erie County* (Municipality, County, Town, City or Village, or any agency of the federal government, hereinafter referred to as "Permittee")

from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

- 1. Permit Applications.** Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration
- 2. Applicable Rules, Regulations & Conditions.** Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.
- 3. Site Restoration.** Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent

condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

- 4. Payment & Release of Liens.** Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

- 5. Indemnity.** In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, *Village of Alden, in Erie County* (Municipality- County, Town, City, Village or federal agency) agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee.

Roll Call Vote:

Trustee **Kibbe**: aye

Trustee **Cieszki**: aye

Trustee **Prucnal**: aye

Trustee **Casell**: aye

Mayor **Retzlaff**: aye

MOTION by Trustee **Prucnal** and seconded by Trustee **Cieszki** to accept the bids from auctioned items sent to auctions international. These items include 2003 Autocar Wx64 Packer VIN # 5VCH6BE14H200109, 2012 Freightliner M2106 Packer VIN # 1FVHC5DV5CHB9997, 2004 Freight Condor & Vac All VIN # 49HABVBS54RM59969, & 1997 KME Model Excel MFD VIN # 1K9AF4280VN058611. On the question, 5 ayes, carried.

MOTION by Trustee **Kibbe** and seconded by Trustee **Cieszki** to approve Richard Hill as an alternate crossing guard effective 2/11/2026. On the question, 5 ayes, carried.

Reports from Committees: CEO Czechowski-The annual report was submitted for the Code Enforcement Department. It included 120 permits issued for 2025, \$43,770 collected \$19 million dollars was added to the Village of Alden Census. Trustee Casell inquired as to whether that gets added to the tax roll. CEO Czechowski advised that it does get submitted to the assessor.

A moment of silence was held for Lloyd Reiner, former Crew Chief for the Department of Public Works as well as for Ralph Sharp, a long-time Village resident.

MOTION by Trustee **Casell** and seconded by Trustee **Prucnal** to exit the regularly scheduled Board Meeting and enter into an executive session for a matter of personnel at 6:44pm.

MOTION by Trustee **Prucnal** and seconded by Trustee **Kibbe** to exit the Executive Session at 7:16pm.

I respectfully submit,

*Ashley Kaluzny
Village Clerk*