

Approved BOARD MINUTES January 28, 2016

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

PRESENT: Mayor Manicki, Trustees Daluisio, Mezydlo and Retzlaff, Clerk/Treasurer Wachowiak, Deputy Clerk Galbraith, CEO Czechowski, Superintendent Sitzman, Eugene Nuwer, Dick Kegler, students: Julia Karpa and Erik Kreher and Sue DeWitt, Alden Advertiser.

Absent: Trustee Warmus and Attorney Trapp

MOTION by Trustee Retzlaff, seconded by Trustee Daluisio, to approve the minutes of the January 14, 2016 meeting, with 2 changes. Carried.

MOTION by Trustee Mezydlo, seconded by Trustee Retzlaff, to approve for payment bills on abstract dated January 28, 2016. Carried

Payroll	\$47,183.45
Abstract	\$42,671.15

MOTION by Trustee Daluisio, seconded by Trustee Retzlaff, to approve the following reports for January: Planning Board and ZBA. Carried.

COMMUNICATIONS

Correspondence from Attorney Trapp concerning Tops assessment, meeting minutes from: Town of Alden, Erie County Consortium, Assoc. of Erie County Governments and Erie County Village Officials Association. Request from: Town of Alden co: splash pad and resolution to support the termination of 1977 sales tax revenue distribution; Alden Substance Abuse Coalition for funding; sign requests from Alden High School and St. John's Lawn Fete. Newsletter from NYSIF Worker's Comp Advisor. Information from; Time Warner concerning email breach, PERMA conference notification, grant funding for Arbor Day, Alden Central School student school day schedule up dates, information from 1973 double out of district rates information and information form Transfer of Development Rights Toolbox for NY Municipalities.

MOTION by Trustee Retzlaff, seconded by Trustee Mezydlo, to file as received all correspondence. Carried.

RESOLUTIONS/APPOINTMENTS/REQUESTS/MOTIONS:

Resolutions/Appointments/Requests/Motions for January 28

MOTION by Trustee Daluisio and seconded by Trustee Mezydlo, to accept with regret, the letter of retirement from Andrew Janiszkeski, Sr. Water, Sewer Treatment Plant Operator as of Feb. 29, 2016. Andrew has been employed with the village since 6/03/1985. Carried.

On the question: Mayor Manicki noted he had the pleasure of giving Andy his 30 yr. award recently.

MOTION by Trustee Mezydlo and seconded by Trustee Daluisio, to approve Alden High School's request to erect a sign in Alden Bandstand Memorial Park from January 23 – Feb. 2 to advertise "Tarzan" this year's musical. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Mezydlo, to approve St. John the Baptist request to erect 2 signs in Alden Bandstand Memorial Park from July 11 –18 to advertise the annual Lawn Fete. Carried.

MOTION by Trustee Mezydlo and seconded by Trustee Daluisio, to approve the Fire/EMS calls from Dec. 26, 2015 – January 22, 2016. Carried.

MOTION by Trustee Retzlaff and seconded by Trustee Mezydlo, to award the bid for replacement of the HVAC units on the Municipal Building to Allied Mechanical, Inc. for a cost of \$33,537.00. funding from budget line 1.1620.285, and General Fund balance. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Mezydlo, to appoint Timothy Pfitzinger as temporary MEO-Water/Wastewater on the recommendation of Supt. Sitzman, effective Monday, February 1, 2016. Carried.

MOTION by Trustee Retzlaff and seconded by Trustee Mezydlo, to adopt the following rate increases. Increase to take effect January 16, 2016, and to be reflected in the May 2016 billing quarter

Water charge within village-increase from \$3.55 per thousand to \$3.95 per thousand.

Water charge outside village- remains at \$7.10 per thousand

Sewer charge within the village increase from \$5.70 per thousand to \$6.45per thousand.

Sewer charge outside the village remain at \$11.40 per thousand.

Sewer Capital charge increase from \$12 to \$22.

Roll Call Vote: Trustee Retzlaff-aye
Trustee Mezydlo-aye
Trustee Daluisio-aye
Mayor Manicki-aye Carried.

**RESOLUTION SUPPORTING THE TERMINATION OF THE
CURRENT 1977 SALES TAX REVENUE DISTRIBUTION AGREEMENT
THE FOLLOWING RESOLUTION WAS OFFERED BY TRUSTEE
REETZLAFF and SECONDED BY TRUSTEE MEZYDLO**

WHEREAS, on December 30, 1977, the County of Erie, the City of Buffalo, the City of Lackawanna and the City of Tonawanda entered into an Agreement in regard to the sales tax revenues distribution;

WHEREAS, the Agreement provided a disposition of 25.6858 percent to the cities and the areas outside the cities in proportion to their respective populations as determined in accordance with the latest decennial federal census;

WHEREAS, the Agreement provided an additional disposition of 10.0087 percent to the cities, but no additional disposition to the areas outside of the cities;

WHEREAS, having not been updated in almost four decades, this formula now results in the cities of Erie County receiving more than twice as much sales tax revenue as the towns of Erie County on a per capita basis;

WHEREAS, the largest component of property taxes are school district taxes;

WHEREAS, the combination of the property tax cap and state mandates have led to services and programs being cut by both towns and school districts;

WHEREAS, a more equitable formula would allow towns and school districts to reduce property taxes and to increase services and programs; and

WHEREAS, section 3 of the Agreement dated December 30, 1977 provides that any time subsequent to November 30, 1982, each party to the Agreement shall have the right to terminate said Agreement by giving one (1) year's prior written notice, served upon each of the parties;

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Village of Alden supports the terminating of the current 1977 Sales Tax Revenue Distribution Agreement;
2. The Village of Alden further supports that a new formula for sales tax revenue distribution be put into place, which provides for a more fair and equitable distribution of the sales tax to the cities and the towns and villages outside the cities in proportion to their respective populations;
3. The Village of Alden further supports that any new formula for sales tax revenue distribution provides additional funds to school districts in order to allow school districts to provide more opportunities for their students and to reduce property taxes;
4. The Village Clerk is hereby directed to send a certified copy of this resolution to each member of the Erie County Legislature, the Erie County Executive, and to the Town Supervisors and Village Mayors of Erie County; and
5. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on January 14, 2016, as follows:

Trustee Retzlaff-aye
Trustee Mezydlo-aye
Trustee Daluisio-aye
Mayor Manicki-aye Carried.

MOTION by Trustee Retzlaff and seconded by Mezydlo to accept the following resolution:

Whereas, the Village of Alden is proposing a Sanitary Sewer & Wastewater treatment Plant Improvement Project; and

Whereas, pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR part 617, hereafter SEQRA, the Village of Alden Board of Trustees has determined this action to be treated as a Type II Action; and

Whereas, this action is taken after careful consideration of all possible impacts that this action might have on air, water and natural resources, and all other natural and manmade environments in or around the Village of Alden; and the Village of Alden has set forth such consideration on forms on file in the Village Clerk's Office.

Now therefore be it resolved as follows:

1. The Village of Alden hereby determines that the Sanitary Sewer & Wastewater Treatment Plant Improvement Project to be a Type II Action and will have no significant effect on the environment.
2. The Village Clerk shall maintain a file on this determination in the permanent in the permanent records of the Village of Alden, make the same available for public inspection, and notify all involved agencies as required by law. Carried.

BUSINESS FROM FLOOR-

REPORTS FROM COMMITTEES/DEPARTMENTS:

CEO Czechowski – spent the last three days at NFBO training, there are a lot of code changes for NYS.

Superintendent Sitzman – looking into solar panel for the Wastewater Treatment Plant with Solar City, motion for SEQR at meeting for grant application.

UNFINISHED AND TABLED BUSINESS:

None

ADJOURNMENT

Motion by Trustee Retzlaff, seconded by Trustee Daluisio, to adjourn. 7:46 pm. Carried.

I respectfully submit,

Sue Galbraith,
Deputy Village Clerk