

## **APPROVED BOARD MINUTES April 24, 2014**

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 Retzlaff, Daluisio, Warmus and Mezydlo, Clerk/Treasurer Wachowiak, Deputy Clerk Galbraith, Attorney Trapp, CEO Czechowski, Superintendent Sitzman, Eugene Nuwer, Ryan Sheedy, Larry Zorbest and son, Sue DeWitt, Alden Advertiser, Michele Heller and some students from Reality Check.

**MOTION** by Trustee Retzlaff, seconded by Trustee Warmus, to approve the minutes of the April 10, 2014 meeting with corrections. Carried.

**MOTION** by Trustee Warmus, seconded by Trustee Mezydlo, to approve for payment bills on abstract dated April 24, 2014. Carried

Payroll	\$39,444.68
Abstract	\$41,299.41

**MOTION** by Trustee Retzlaff, seconded by Trustee Daluisio, to approve the following monthly reports: Planning Board meeting 3/19 and 4/16 and Memorandum. Carried.

### **COMMUNICATIONS**

Request from Alden Presbyterian Church seeking decrease or waiving of Building Permit fee, memo from Erie County concerning Action Plan, Erie County Comptroller report on sales tax, invitation to Alden Sunshine Adult Social Day Care Open House, request from St. John's to hold a prayer rally in the Bandstand Park, NYSIF newsletter Worker's Comp. Advisor, refund check from NYSIF on audit credit, information from NYCOM concerning Property Freeze Clarification, correspondence from Time Warner concerning cable system changes, UNISON inquiring about cell tower lease options, NYS and Local Retirement System newsletter, and RBC Wealth Management client portfolio

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

### **RESOLUTIONS/APPOINTMENTS/REQUESTS/MOTIONS:**

Motion April 24, 2014

**MOTION** by Trustee Retzlaff, and seconded by Trustee Warmus, to approve for payment EMS/Fire for payroll period April 5-18, 2014. Carried.

**MOTION** by Trustee Mezydlo, and seconded by Trustee Daluisio, to approve the Village Clerk's request that all unpaid delinquent water and sewer accounts be prepared to be re-levied to the 2014-2015 Village taxes. Carried.

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to authorize Mayor Manicki to sign the 2014-2015 tax warrant. Carried.

MOTION by Trustee Daluisio, and seconded by Trustee Mezydlo, to approve a request by Alden Village Estates, 13535 Broadway, to modify the lot layout of mobile home park lots on East Drive and Center Drive, as per submitted documentation, with the following conditions:

- 1) Alden Village Estates must obtain approval for changes to the remaining lots on Center Drive (west side) and West Drive on or before August 31, 2014.
- 2) Alden Village Estates must establish fixed monuments on the property and have a complete survey done for the project so that, moving forward, all parties involved will be able to better identify where the lot lines are for each mobile home park lot within the park. Said survey must be submitted to the Village of Alden on or before October 31, 2014. Carried.

MOTION by Trustee Warmus, and seconded by Trustee Retzlaff, to approve St. John's request to hold a prayer rally on June 8, 2014 from noon to three, in Alden Firemen's Memorial Park and to erect a sign in the park from May 31 – June 8<sup>th</sup>. Carried.

MOTION by Trustee Mezydlo, and seconded by Trustee Daluisio, to approve the purchase of one (1) Caterpillar model 305E CR excavator with additional 12" excavating bucket and 40" ditching bucket at a cost of \$61,531.49. Purchase to be made through National Intergovernmental Purchasing Alliance contract #120377 from Milton CAT Batavia, New York. Budgeted item. Carried.

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to authorize purchase of one gear box for Primary Clarifier #1 at the cost of \$4,158.23 from Kraft Fluid Systems from the sewer Reserve fund. Carried.

MOTION by Trustee Mezydlo, and seconded by Trustee Daluisio, to approve the refuse/garbage rate increase effective with the 2014-2015 tax roll as follows:

Garbage/refuse increase from \$183.17 per unit to \$187.24 per unit.

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

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to adopt Local Law #4-2014, changes to the Village Code Chapter 205, water use and service.

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

MOTION by Trustee Retzlaff, and seconded by Trustee Mezydlo.

BE IT RESOLVED, that the Village of Alden hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees Retirement System based on the record of activities maintained and submitted by the officials to the clerk of this body

Title	Name	SS# Last 4 digits	Registration Number	Standard Work Day (Hrs/Days)	Term begins/ ends	Participates in Employer's Time Keeping System	Days/month Based on record of activities
Mayor	Michael Manicki	7770	36234912	6	4/1/2012- 3/31/2016	Y	6.0
Village Clerk	Teresa L. Wachowia k	2533	42359323	8	4/1/2012- 3/31/2016	Y	20
Deputy Clerk	Susanne M. Galbraith	7358	50164722	8	4/1/2014- 3/31/2015	Y	20
Village Justice	Robert F. Woods	9320	declined		4/1/2014- 3/31/2018	N	0
Village Attorney	Chris Trapp	8600	33237264	6.72	4/1/2014- 3/31/2015	Y	6.72

On this 24<sup>th</sup> day of April 2014

\_\_\_\_\_  
(Signature of Clerk)

\_\_\_\_\_  
Date enacted

I, Teresa L. Wachowiak, Clerk of the governing board of the Village of Alden, passed by such board, at a legally convened meeting held on the 24<sup>th</sup> day of April, 2014 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members and that 5 of such members voted in favor of the above resolution in WITNESS WHEREOF, I have here unto set my hand and the seal of the Village of Alden.

Roll call vote; Trustee Retzlaff-aye  
Trustee Warmus-aye  
Trustee Mezydlo-aye  
Trustee Daluisio-aye  
Mayor Manicki-aye Carried.

**BUSINESS FROM FLOOR:**

Michelle Heller, Erie 1 Boces Reality Check Coordinator, was present with several Alden High School students from the Reality Check Club. Reality Check is a "youth-based, adult-mentored" statewide youth program operated by the New York State Department of Health. The goal of the program is to educate "teens about the manipulative marketing practices used by the tobacco industry to get teens to smoke."

The students gave a synopsis of the billions of dollars spent on advertising and the easy accessibility of tobacco.

Trustee Daluisio asked about the impending legislation concerning smoking and e cigarettes.

The organization is working with legislators. They are working on no smoking in cars with kids and tobacco free pharmacies, or at the least concealing the product as they do in Canada. Looking into e cigs, not FDA approved, no list of ingredients, they are not monitored by any government agency, harmful effects, addictive ingredients, need more information to investigate more closely. E cigs use the same old tactics to glamorize their products, using candy and fruit flavors to hook kids, encouraging smokers to switch to their product instead of quitting all together.

Michele praised Alden, the schools, Interim Supervisor Stoltman and the students for their initiative and involvement in this cause. Reality check can be found on the web at [www.realitycheckofny.com](http://www.realitycheckofny.com). and on Twitter.

#### **REPORTS FROM COMMITTEES/DEPARTMENTS:**

**Superintendent Sitzman** – bulk trash pick up is Monday, April 28

**Attorney Trapp** – requesting an executive session to discuss litigation

**CEO Czechowski** - will not be at the next board meeting

**Trustee Daluisio** - will not be at the next board meeting

**Trustee Retzlaff** – had a resident approach him with the need for senior housing.

**Mayor Manicki** – reiterated that the Alden Substance Abuse Coalition will be having a prom event in the Bandstand Park on May 4.

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

None

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to go into Executive Session to discuss pending litigation, 7:57 pm. Carried.

Motion by Trustee Retzlaff, seconded by Trustee Daluisio to adjourn from executive session. 8:31 p.m. Carried.

Motion by Trustee Mezydlo, seconded by Trustee Warmus to adjourn. 8:32 p.m. Carried.

I respectfully submit,

Sue Galbraith,  
Deputy Village Clerk

