

**Approved BOARD MINUTES June 9, 2016**

MOTION by Trustee Daluisio, and seconded by Trustee Mezydlo, to go into Executive Session to discuss pending litigation, 7:11 pm. Carried.

MOTION by Trustee Daluisio, and seconded by Trustee Mezydlo, to exit Executive Session 7:25 pm. Carried.

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: Mezydlo and Daluisio, Clerk/Treasurer Wachowiak, Deputy Clerk Galbraith, CEO Czechowski Superintendent Sitzman, Attorney Trapp, Eugene Nuwer, Mark Casell, PJ Blake, Kathleen Stachowski, Jessica and Nancy Kislik and Sue DeWitt, Alden Advertiser.

**Absent:** Trustees Retzlaff, Warmus

**MOTION** by Trustee Daluisio, seconded by Trustee Mezydlo, to approve the minutes of the May 26, 2016 meeting. Carried.

**MOTION** by Trustee Mezydlo, seconded by Trustee Daluisio, to approve for payment bills on abstract dated June 9, 2016. Carried

Payroll	\$37,047.25
Abstract	\$203,568.61

**MOTION** by Trustee Daluisio, seconded by Trustee Mezydlo, to approve the following reports for May – CEO, Fire, Fire fuel, DPW and Erie County Sheriff. Carried.

**COMMUNICATIONS**

Received two complaints about weed mowing, notice from the OSHA that we have been awarded \$3632 for training, two request from resident. RBC Wealth portfolio statement and certificate of investment powers form, meeting notices for Assoc. of Erie County Governments and Erie County Consortium, minutes from the Town Board, newsletter from J. O’Connell and Assoc., information from Spectrum concerning the merger of Time Warner and Charter Communications. Workshop on erosion and sediment control, letters sent to Erie County Sheriff and NYS Troopers concerning the village curfew, magazines from Aquarius and American City & County.

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

**MOTION** by Trustee Daluisio and seconded by Trustee Mezydlo, to adjourn from the regular meeting and enter into the Public Hearing, 7:35 pm. Carried.

**Public Hearing – Mobile Home Park license renewal**

CEO Czechowski explained that this is a yearly process to consider renewal. The CEO and Superintendent of Public Works will compile a list of concerns to be in compliance and will report to the board. There was no public comment.

**MOTION** by Trustee Mezydlo and seconded by Trustee Daluisio, to adjourn from the Public Hearing and re-enter into the regular meeting, 7:37 pm. Carried.

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

Resolutions/Appointments/Requests/Motions for June 9, 2016

MOTION by Trustee Daluisio and seconded by Trustee Mezydlo, to approve the Fire/Ems calls from May 14 – May 27, 2016. Carried.

MOTION by Trustee Mezydlo and seconded by Trustee Daluisio, to approve payment plans on account numbers 51-0030032-1 and 51-0030045-1 and to forgo the penalty(s). If payment plan is not followed, all penalties will be reinstated. Carried.

MOTION by Trustee Daluisio and seconded by Trustee Mezydlo, to set a public hearing on Thursday, June 23, 2016 at 8:05AM for the purposes of hearing comments on the requests for renewal of Home Occupation Permits for the following:

<u>NAME</u>	<u>ADDRESS</u>	<u>OWNER</u>
The Cutting Image	1730 Meadow Dr.	Renee Hoffman Carried.

MOTION by Trustee Mezydlo and seconded by Trustee Daluisio, to approve the sign permit for Advanced Care PT of WNY, 12845 Broadway, as per submitted application. Carried.

MOTION by Trustee Daluisio 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	4/1/2016- 3/31/2020	Y	6.0
Village Clerk	Teresa L. Wachowiak	2533	42359323	8	4/1/2016 3/31/2020	Y	20
Deputy Clerk	Susanne M. Galbraith	7358	50164722	8	4/1/2016- 3/31/2017	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	4/1/2016-3/31/2017	Y	6.72

On this 9<sup>th</sup> day of June 2016

\_\_\_\_\_  
(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 9<sup>th</sup> day of June 2016 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

Full time employees, standard work day is 8 hours for the NYS Retirement System. I further certify that the full board, consists of 5 members and that 3 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 Mezydlo- aye  
Trustee Daluisio- aye  
Mayor Manicki- aye carried.

**BUSINESS FROM FLOOR-**

Kathleen Stachowski – 1400 Village Park Dr. passed out packets to the board concerning Depew passing an ordinance concerning the municipality regulating businesses when it comes to limiting noise, dust and height of stock piling to shield nearby residents from the effects. The new Depew law specifies that it applies to firms that crush materials then stock pile the remains. The business she was referring to is Zoladz, which is located on Railroad in an Industrial zoned parcel, but they do not crush materials.

Mrs. Stachowski explained the Mobile Home Park she lives in has limits on noise after 10 pm. Sometimes Zoladz will mulch for 3 consecutive days, 24hrs. /day causing noise and a lot of dust. They run 7 days a week including holidays. It is not possible to keep the windows open or even sit outside, due to the dust. She is concerned about the carcinogens they could be inhaling. She is on inhalers and her neighbor is on oxygen. Mayor Manicki explained that Zoladz is within their rights, as the parcel is zoned industrial. They are mulching wood, which they wet down to keep the dust down. There are no laws on the books right now for this issue, but the board will review the information she gave them and take it under advisement. Their residents is situated next to an industrially zoned parcel, but he will talk to Zoladz to see if they would try to alleviate some of the issues addressed in the complaints.

Attorney Trapp quickly reviewing the packet explained that the law limits noise in between 11 pm and 7 am, otherwise it is allowed.

Mrs. Stachowski asked the Mayor to keep her informed as to the progress.

**REPORTS FROM COMMITTEES/DEPARTMENTS:**

**Superintendent Sitzman** – filed 13<sup>th</sup> Annual Storm water Report. On Website or can obtain hard copies at the library, DPW and the village hall. WWIP (waste water improvement project) underway are now flushing and cameraing. Working on Baxter drainage so that concrete gutters can be installed. Copper and lead testing has been done. 20 samples are tested 2 times a year. Of the 20 samples 16 did not contain lead. Of the remaining 4 the highest measured 2.6/billion and the acceptable amount is 15/billion, so we are in good shape, no concerns.

**CEO Czechowski** – board received copies of revisions to local laws, working with Attorney Trapp on additional laws.

**Clerk Wachowiak- state** audit going very well, taxes due by July 1 without penalty.

**Mayor Manicki** – the clerk’s office received a call from a resident on the great job the crossing guard is doing on the corner of Park and Crittenden, keeping the kids safe and keeping the traffic moving (Marge Szyjka). The Mayor commended all the crossing guards on the wonderful job they do. The board appreciates the job they do on keeping our kids safe.

**UNFINISHED AND TABLED BUSINESS:**

None

**ADJOURNMENT**

Motion by Trustee Mezydlo, seconded by Trustee Daluisio, to adjourn 7:51 pm. Carried.

I respectfully submit,

Sue Galbraith,  
Deputy Village Clerk