

APPROVED BOARD MINUTES JULY 11, 2013

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, Warmus and Mezydlo, Attorney Trapp, CEO Czechowski, Clerk/Treasurer Wachowiak, Deputy Clerk/Treasurer Galbraith, Superintendent Sitzman, Eugene Nuwer, Sue DeWitt and several residents from the Alden Landing Mobile Home Park.

Absent: Trustee Sitzman

MOTION by Trustee Retzlaff, seconded by Trustee Warmus, to approve the minutes of the June 27, 2013 meeting. Carried.

MOTION by Trustee Mezydlo, seconded by Trustee Warmus, to approve for payment bills on abstract dated July 11, 2013. Carried

Payroll	\$40,438.25
Abstract	\$43,138.83

MOTION by Trustee Warmus, seconded by Trustee Retzlaff, to approve following monthly report for June; CEO, DPW, Court, FD and FD fuel. Carried.

COMMUNICATIONS

NYS Public Entities Safety Group 497 ballot and annual meeting agenda for August 3, Making Our Lives Self Advocacy Group request to use Bandstand Park for a Tag Sale on August 17, Heart Strings newsletter from Heart and Hands, Erie County Dept of Planning Smart Growth grant opportunities, communications from Freed Maxick concerning audit, NYS GFOA Newsletter, Chamber of Commerce minutes of June 13, director' meeting, Association of Erie County Government's Picnic notice for July 25, Memorandum from Erie County Dept. of Environment and Planning co. final 2012 Comprehensive Annual Performance Report, letter to John Sullivan, Director Erie County Stop DWI for reimbursement of 15 DWI cases from Jan. – June 2013, Marilla Car Show in Alden various permits, request from Alden Community Church to erect 2 signs in Bandstand Park to advertise their Vacation Bible School August 12 – 16, 2013 Annual Report of the Department of Real Property Tax Services, comment from resident concerning postcard billing and questioning other means of billing for water, memo from the Secretary of State concerning certificates of designation of Notice of Claim, American City and County magazine, minutes from the July 1 Town of Alden Board meeting, RBC Wealth Management portfolio focus account statement for firemen' LOSAP account and non trade confirmation notice from RBC Wealth Management, CareerTrack seminar information, Time Warner updates, Memorandum from CEO Czechowski concerning town coverage while he is on vacation, Erie County Comptroller, detailing distribution of

sales tax, National Grid flyer for tree planting reimbursement, PIG Leak and Spill brochure, letter to NYS Liquor Authority for Alden Hook and Ladder request for July 28, and request for placement of 2 signs in Firemen's Park to advertise steak outing.

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

Public Hearing – Local Law #2-2013

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to enter into a Public Hearing 8:05 pm, to discuss amending Chapter 210 of the Village Code, Illuminated message display signs:

No public comment.

MOTION by Trustee Mezydlo, and seconded by Trustee Warmus, to close the Public Hearing at 8:07 pm. Carried.

Public Hearing – Local Law #3-2013

MOTION by Trustee Warmus and seconded by Trustee Retzlaff, to open the Public Hearing 8:08 pm, to hear comment on amending Chapter 155 of Village Code Frequency of property registration and renewals, to be modified to only require the form for new properties or properties where the original form information has changed.

No public comment

MOTION by Trustee Retzlaff, and seconded by Trustee Mezydlo, to close the Public Hearing at 8:10 pm. Carried.

RESOLUTIONS/APPOINTMENTS/REQUESTS/MOTIONS:

Motion July 11, 2013

MOTION by Trustee Warmus, and seconded by Trustee Mezydlo, to authorize Mayor Manicki to sign the Erie County Stop DWI Fiscal Cost Report. Carried.

MOTION by Trustee Mezydlo, and seconded by Trustee Retzlaff, to allow Alden Community Church's request to erect 2 signs in Firemen's Bandstand Memorial Park from August 3-12 to advertise vacation bible school. Carried.

MOTION by Trustee Retzlaff, and seconded by Trustee Mezydlo, to approve the 2013-2014 Home Park License for Alden Village Estates LLC, 13535 Broadway. Carried.

MOTION by Trustee Mezydlo, and seconded by Trustee Retzlaff, to adopt Local Law #2-2013, regarding changes to Chapter 210 (Zoning) of Village Code, for illuminated signs. Carried.

MOTION by Trustee Warmus, and seconded by Trustee Retzlaff, to adopt Local Law #3-2013, regarding changes to Chapter 155 (Property Registration) of Village Code, for property registration requirements. Carried.

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to accept the bid from DeLacy Ford for the 2014 Ford Explorer Utility Fire Chief's Vehicle in the amount of \$32,894, less \$8,700 trade allowance for 2009 Dodge Durango. Net price \$24,194. This is a piggyback from the Genesee County bid. Carried.

MOTION by Trustee Warmus, and seconded by Trustee Mezydlo, to declare the following computer hardware from the Dept. of Public Works as surplus to be decommissioned and recycled; two (2) computers one (1) Dell Optiplex GX270 and one (1) Dell Precision 340, two (2) printers one (1) Dell A920 and one (1) Brother MFC-7420, and One (1) Tripp-lite UPS model BC1921. Carried.

MOTION by Trustee Warmus and seconded by Trustee Mezydlo, to approve the Alden Fire Company's request to erect 2 signs in Firemen's Memorial Bandstand Park from August 12 – 15 to advertise their annual Summer Steak Outing on August. 15, 2013. Carried.

MOTION by Trustee Retzlaff, and seconded by Trustee Mezydlo, granting making Our Lives Self Advocacy Group permission to hold a tag sale in Firemen's Memorial Bandstand Park on Sat., August 17 from 9-2, with the stipulation that they will be responsible for the clean up. Carried.

Alden Presbyterian Church Resolution

WHEREAS, the First Presbyterian Church of Alden was established on July 17, 1813 as the fifth Presbyterian Church in Western New York which includes the counties of Erie, Niagara, Chautauqua, and Cattaraugus, and fifty nine congregations throughout the area, and

WHEREAS, the church and its congregation have long served the residents of Alden with peace, love, and charity, and

WHEREAS, one of the mission priorities of the church is to encourage relationships of trust and communication among leaders and the community which is so important in today's society, and

WHEREAS, the church has been a vital part of the Village community for the past two hundred years,

NOW, BE IT THEREFORE RESOLVED, that the Board of Trustees of the Village of Alden is proud to recognize the First Presbyterian Church of Alden, Reverend Kathy Evans, and the entire congregation of the church on the two hundredth anniversary of the founding of the church in the Village of Alden and

BE IT FURTHER RESOLVED, that the Board of Trustees, in honor of the contributions of the church to the fabric of life in the Village over the last two centuries, proclaims July 17, 2013, First Presbyterian Church of Alden Day in the Village of Alden, New York.

MOTION by Trustee Retzlaff, and seconded by Trustee Warmus, to accept the resolution as read. Carried.

Roll Call Vote: Trustee Retzlaff - Aye
Trustee Warmus - Aye
Trustee Mezydlo - Aye
Mayor Manicki - Aye

BUSINESS FROM FLOOR:

Mr. William Brown, 1656 Meadow Dr. approached the board on an animal re-enforcement issue. Mr. Brown has talked to Lenny Weglarski twice on the unacceptable number of cats and dogs on Meadow Dr. He also has concerns about the lack of control of the animal droppings, especially from cats on his property and the noise from non stop barking next door. Brown inquired about the code for breeding dogs, and how the village enforces the total of 3 animals ruling (cats and dogs totaling 3). He was informed that the town is responsible for animal control under the NYS Ag. Dept. Law. Trustee Warmus recommended he write to Lenny about his concerns to document it, and to send copies of the letter to the Town Board. Mayor Manicki and CEO Czechowski will review the law and contact the town and Lenny, to see what can be done. They will be in touch with Mr. Brown on their findings.

Many residents were on hand to air their concerns about the conditions at the Alden Landings Mobile Home Park. Although the Public Hearing was at the prior meeting held June 27, the occupants were hoping the subject be reopened, as they were not informed of the date of the Public Hearing.

The main speaker on behalf of the residents was Destiny Bartosik, 1430 Seabrook Dr., and she distributed a list of concerns to CEO Czechowski including but not limited to: sinking trailers due to sewer back up, contaminated soil causing illnesses, utility poles being held up by trees, 220 line falling into water, not receiving state aid, black mold painted over, pvc lines for gas lines, drainage problems causing dangerous road conditions, unsecured vacant trailers leading to rodent infestation and vandalism. Tenants are very upset village allows the owners to continue to operate the park. The tenants called the county and were told they were not aware the park was operating with out a Village license and were unaware of any conditions on the license. They are looking for an advocate to reinforce their rights as there is no recourse for the deteriorating conditions.

Mayor Manicki although sympathetic to their pleas, explained that the sewer is a matter for the Health Dept., and the only thing lacking to be in compliance with the code for Mobile Home Park Laws is the drainage issue, which is supposed to be resolved by September.

CEO Czechowski and Attorney Trapp will investigate the allegations to see if other codes can be applied to any of the health and safety issues. The CEO will contact the Health Dept. in regards to the sewer back up and soil contamination.

Trustee Retzlaff recommended they contact NYS Mobile Home Division in Albany and the Tenants Organization, as many of their concerns involve tenant/landlord disputes.

CEO Czechowski and Supt. Sitzman prior inspection showed over 50 potential violations in the past, but the drainage issue was the last one to be completed for the MHP Laws to be in compliance. The park can continue to operate and sell/rent homes even if they are not currently licensed.

Attorney Trapp recommended the residents read their leases and park rules. He will work with the CEO, reminding the tenants if the license is revoked and the park is forced to close, they will need to relocate.

REPORTS FROM COMMITTEES/DEPARTMENTS:

Superintendent Sitzman –bidding on surplus vehicles until 7/29 at 6 pm auctionsinternational.com, board should consider an ordinance that the mobile home parks cannot sell any trailers unless they have a mobile home park license and are in good standings with the village, Alden Landings was going to bring in 6 new trailers a year.

Clerk Wachowiak – audit completed and Laura Landers, a director with Freed Maxick is planning to attend a meeting in September to review the results, the next meeting on July 25, will be an evening meeting, another contractor has been contacted concerning the handicapped accessible doors, and work must be completed by Sept.

Mayor Manicki – commended the DPW and Kiwanis Club for the nice job on the flowers in the medians and Village Hall, wanted to resident to know the following streets will be closed on July 28th for the car show – Park St. at Emerson, Church and West Main Sts to Broadway, a crowd of over 10,000 are anticipated so residents should be aware of the congestion this could cause.

UNFINISHED AND TABLED BUSINESS:

- Policy Manual Update- planning a meeting soon

MOTION by Trustee Mezydlo, seconded by Trustee Retzlaff, to adjourn the board meeting at 8:25 am. Carried.

Respectfully submitted,

Sue Galbraith,
Deputy Village Clerk/Treasurer

