

APPROVED BOARD MINUTES AUGUST 25, 2011

The Village Board meeting was called to order at 7:30 PM by Mayor Richard Kegler, Trustee Mezydlo led the pledge to the flag.

PRESENT: Mayor Kegler, Trustees Warmus, Manicki, Mezydlo, Sitzman, CEO Czechowski, Clerk Kegler, Supt. Keith Sitzman, Administrator Wachowiak, Eugene Nuwer, Sue DeWitt.

ABSENT: Attorney Trapp

MOTION by Trustee Warmus, seconded by Trustee Manicki, to approve the minutes of the August 11, 2011 regular board meeting. Carried

MOTION by Trustee Sitzman, seconded by Trustee Mezydlo, to approve for payment bills on abstract dated August 25, 2011. Carried

Payroll	\$38,264.36
General Abstract	\$28,981.33

MOTION by Trustee Mezydlo, seconded by Trustee Warmus, to approve the following monthly reports for July: Addendum to Public Works Dept for June & July, Planning Board minutes for July and August. Carried

COMMUNICATIONS:

Letter from Town of Alden to Erie County Deputy Comptroller with regards to the village receiving their own mortgage tax collection directly from the County of Erie instead of having it sent to the Town of Alden for distribution to the village. Letter from Buffalo & Erie County Library regarding article that appeared in Buffalo News. SEQR response from County of Erie with regards to Tim Horton's Restaurant. There are no recommendations, but asks for a few consideration regarding the project. Letter from Time Warner regarding program changes; letter from the County of Erie regarding the elimination of the Vector and Pest Control Program in the 2011 budget, and the cost involved to certify a member in our own department. New revised copy of the Building Code Enforcement Evaluation Report from the ISO ; Town Board meeting minutes of August 15, 2011.

MOTION from Trustee Warmus, seconded by Trustee Sitzman to file as received all correspondence. Carried

RESOLUTIONS/APPOINTMENTS/REQUESTS/MOTIONS:

MOTION by Trustee Mezydlo, seconded by Trustee Manicki, to approve the following businesses for a Temporary Business Sign to expire August 31, 2012:

Gage's Garage 13450 Broadway
Poppy's Sip-n-Dips 13119 Broadway Carried

The following resolution was offered by Trustee Manicki, who moved its adoption, seconded by Trustee Mezydlo,
To wit:

WHEREAS, The THD Group is proposing a new Tim Horton's Restaurant at 12886 Broadway; and

WHEREAS, the construction of the Tim Horton's Restaurant building and related site work is classified as an Unlisted action and is subject to review within the requirements of the New York State Environmental Quality Review Act (SEQR); and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, WM Schutt Associates on behalf of The THD Group has prepared a full environmental assessment form, which is now on file with the Village of Alden, and may be reviewed at the Village offices, 13336 Broadway, Alden, New York 14004; and

WHEREAS, pursuant to the Law, the Village of Alden assumes lead agency status after a coordinated review process;

NOW, THEREFORE, BE IT:

RESOLVED, that the Village of Alden hereby assumes the role of lead agency for the purpose of determining what significance this project has on the environment, and be it further

RESOLVED, that the Village of Alden, as Lead Agency, hereby determines that the proposed Unlisted action, as described in the attached SEQR Negative Declaration, Notice of Determination of Non-Significance, which attached notice is hereby made part of this resolution, will not have a significant effect on the environment and that an environmental impact statement is not required to be prepared with respect to said proposed action.

MOTION to approve the formal site plan for a Tim Horton's Restaurant at 12886 Broadway, by The THD Group, subject to the following conditions:

- 1) Installation of a 6' high cedar board-on-board fence, to be stained to match the color scheme of the proposed structure.
- 2) The fence around the dumpster enclosure will match the fence as described in (1) above.
- 3) The sewer line cleanout location(s) must be installed as required by code as per Superintendent of Public Works Sitzman.

- 4) Fencing and lighting will be reviewed for up to one year after the date of issuance of a final Certificate of Occupancy for encroachment onto neighboring properties. If any issues are found within that time period, Tim Horton's must remedy the situation to the satisfaction of the Village of Alden.
- 5) The sign at the front of the property will be relocated to the west side of the pedestrian sidewalk in a location that does not interfere with vehicular traffic visibility, and will be a ground-mounted monument-style sign with a stone base to match that of the proposed structure.
- 6) All signage must be approved through a separate Sign Permit process.
- 7) The sidewalk across the driveway area will be concrete as per Village of Alden specifications.
- 8) A concrete sidewalk, meeting applicable Village of Alden specifications, will be installed by The THD Group from the easternmost edge of the sidewalk of the Tim Horton's parcel (12886 Broadway) eastward to the westernmost edge of the blacktop parking lot of the Alden Pools parcel (12896 Broadway).
- 9) Documentation certifying final approval by the New York State Department of Transportation for the traffic mitigation, as discussed, must be received and approved prior to any site work taking place on the project.
- 10) Documentation certifying that any issues requiring resolution as a result of the engineering review performed by CRA Engineering must be received and approved prior to any site work taking place on the project.
- 11) Upon receipt of all required final approvals, six (6) copies of all final plans and related specifications shall be forwarded to the Village of Alden for endorsement. No building permit shall be issued for the project until this condition has been satisfied. Resolution carried

MOTION by Trustee Manicki, seconded by Trustee Warmus, to appoint the following crossing guards for the 2011-2012 school year: Pam Comstock, Marg Szyjka, Linda Hey, alternates: Rita Hammond, Cindy Donovan, Davina Blakeslee, Kay Guyette.
Carried

MOTION by Trustee Sitzman, seconded by Trustee Mezydlo, to appoint the Village Administrator as the designated contact person for reporting any incidents relating to the Village's Workplace Violence Prevention Policy. Carried

MOTION by Trustee Manicki, seconded by Trustee Mezydlo, to approve the purchase of one (1) 2012 Freightliner chassis with a 25 yard E-Z Pack refuse body from Fleet Maintenance, Inc., for \$175,594.95, purchase per NYS contract #PC63958

Group #40534 Award #20939 and specifications dated August 15, 2011. Purchase to be funded from the DPW Refuse Equipment Reserve Fund.

Roll call vote: Trustee Warmus	Aye	
Trustee Manicki	Aye	
Trustee Mezydlo	Aye	
Trustee Sitzman	Aye	
Mayor Kegler	Aye	Carried

MOTION by Trustee Mezydlo, seconded by Trustee Manicki, to approve Supt. Keith Sitzman's request to attend a seminar in Syracuse September 19, 2011, regarding water line corrosion. This is a budgeted item. Carried

BUSINESS FROM FLOOR:

Nothing

REPORTS FROM COMMITTEES/DEPARTMENTS:

CEO Czechowski, reported on the progress on Tim Hortons, the site work is just about completed and a permit will be issued as soon as he hears from the State DOT with any final changes.

Trustee Mezydlo- commented to Supt. Sitzman how nice the two concrete pads in front of the library from the street to the sidewalk are. Supt. said this may help elevate some problems during wet weather.

Trustee Sitzman-met with the Supervisor, Town Building Inspector and CEO Czechowski regarding working Intermunicipal agreement.

Mayor Kegler-asked Supt. about the ongoing installation of new water meters. Keith said that a few more have been installed. Mayor also asked Supt. to put the two surplus fire trucks on line auction before the two new ones come in, so that we could use that for payment on the new trucks. Supt. Sitzman said that the new trucks should be in by late September. Discussion regarding the drop off loop located at the Intermediate School. The drop off area was originally set up to have someone from the school out in front during arrival and dismissal times to help out the crossing guard on the corner of Crittenden & Park. Mayor asked clerk to notify Attorney Trapp to address this with the Superintendent Fusco, as the school only had some one out there for just a short period of time, not the whole school year. Also, address the parking on Crittenden in front of the school. The markings are for parallel parking and parking is being done perpendicular. This was also to be just a drop off not permanent parking. Mayor wants the Sheriff's and State Troopers to start writing tickets as the current parking situation isn't the intention of

the original concept. He would like to have the school put on notice before school starts if possible. Mayor asked if departments can have all of their information for the Newsletter to him by September 6, 2011.

The board will set up a workplace violence meeting with the union and non-union employees to review the policy.

UNFINISHED AND TABLED BUSINESS:

- **Codes**-CEO Joe and Attorney finalizing. Joe will be distributing the recently passed codes as they were just printed.
- **Policy Manual Update**-nothing new

MOTION by Trustee Manicki, seconded by Trustee Mezydlo, to adjourn the regular meeting at 8:00 PM. Carried

I respectfully submit,

Elizabeth A. Kegler
Village Clerk