

## APPROVED MINUTES JANUARY 26, 2012

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

**PRESENT:** Mayor Kegler, Trustees Warmus, Manicki, Mezydlo, Sitzman, Clerk Kegler, CEO Czechowski, Supt. Keith Sitzman, Administrator Wachowiak, Dan Czelusta, Patrick Cavanaugh, Mr. & Mrs. Daniel Sweet.

**ABSENT:** Attorney Trapp

**MOTION** by Trustee Warmus, seconded by Trustee Mezydlo, to approve the minutes of the January 12, 2012 regular meeting. Carried

**MOTION** by Trustee Sitzman, seconded by Trustee Manicki, to approve for payment bills on abstract dated January 26, 2012. Carried

General Fund	\$22,003.93
Prepaid	149.52

**MOTION** by Trustee Manicki, seconded by Trustee Mezydlo, to approve the following monthly reports as follows: Building Department Annual Report from January 1-December 31, 2011; addendum to Public Works Report for December; Planning Board minutes for December 21, and January 18, 2012. Carried

### COMMUNICATIONS:

Erie County Consortium meeting notice; letter from Thomas Dearing Dept of Environment & Planning, regarding the appointment of an Affirmative Action Officer. Trustee Warmus is already our registered officer of record. Request from Alden Community Scholarship for their annual 5K race June 8, 2012. Request from Alden Presbyterian Church to hold a Worship Service at Firemen's Park July 15, 2012. Memo from Senator Gallivan's office regarding an amendment to Medicaid Reform Bill S5889B. Letter from State of New York Attorney General's office regarding the need for all municipalities to adopt of code of ethics and have an Ethics Committee. Clerk Kegler notified their office they we do have an Ethics Committee and sent them a copy of our ethics code. Notice from the Village Court that all court clerks and judges must be fingerprinted at some point in 2012 per a federal mandate. If they are fingerprinted before the mandate goes into effect, there will be no cost. Judge Woods, Judge Randazzo and Court Clerk Tavlaris have all been fingerprinted at no cost to the village. NYCOM Winter Legislative Meeting February 26 & 27, 2012. Town Board Minutes of January 17, 2012. Notice of approval from the County of Erie Community Development Block Grant Program for our submitted grant for water line replacement on Elm St. in the amount of \$100,000. Supt. Sitzman said that there may be a possibility that the budget may be cut as it was last year.

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

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

**MOTION** by Trustee Sitzman, seconded by Trustee Mezydlo, to set a public hearing February 9, 2012 at 7:45 PM in Village Hall to hear comments on the 2% tax cap for budgetary purposes as required by New York State. Carried

**MOTION** by Trustee Warmus, seconded by Trustee Manicki, to set a public hearing February 23, 2012 at 7:45 PM in Village Hall to hear comments on the proposed increase in water rates and capital charges effective with the August 2012 billing. Carried

**MOTION** by Trustee Mezydlo, seconded by Trustee Sitzman, to authorize Mayor Kegler's signature to the Economic Development Agreement for 2012 between the Village of Alden, Town of Alden and Chamber of Commerce. Carried

**MOTION** by Trustee Manicki, seconded by Trustee Warmus, to authorize Mayor Kegler's signature to the Economic Executive Director Agreement. Carried

**MOTION** by Trustee Manicki, seconded by Trustee Sitzman, to approve the Alden Presbyterian Church's request to hold a Worship Service at the Firemen's Park, Sunday July 15, 2012 from 8AM – 11:30AM. Carried

**MOTION** by Trustee Warmus, seconded by Trustee Sitzman, to approve Alden Community Scholarship Foundation request to hold their 7<sup>th</sup> Annual 5K Race June 8, 2012, and to erect two signs in Firemen's Park May 30-June 8, 2012.

*On the question*-Trustee Warmus suggested that they use a non permanent spray paint or some type of chalk to mark the streets for their race as the arrows haven't faded from the streets from last years race. Carried

**MOTION** by Trustee Manicki, seconded by Trustee Mezydlo, to authorize Mayor Kegler's signature to the Waiver of State Aid Eligibility or State Aid Reimbursement to be used for recreational programs, to the Town of Alden to be used for the ice skating rink in the Town of Alden Park. Carried

**MOTION** by Trustee Warmus, seconded by Trustee Manicki, to approve the sign permit for Can-Can Redemption, 13241 Broadway, as per submitted application with the following condition:

Sign shall not be installed until such time as a Building Permit has been secured for the interior renovations to the structures. Carried

**MOTION** by Trustee Sitzman, seconded by Trustee Mezydlo, to approve the sign permit for CBO Glass/Unitized Systems, 13595 Broadway, as per submitted application. Carried

**MOTION** by Trustee Mezydlo, seconded by Trustee Manicki, to accept with regret, the retirement of Elizabeth Kegler, Village Clerk as of July 2012. Carried

**MOTION** by Trustee Sitzman, seconded by Trustee Warmus to adjourn from regular session to Public Hearing for Local Laws 1-6, 2012. Carried

### **PUBLIC HEARING LOCAL LAWS # 1-6, 2012**

Mayor Kegler turned the hearing over to CEO Joe Czechowski who read each Local Law as follows before he heard any public comment.

**Local Law #1-2012**-to create Chapter 14 dealing with the establishment of the Environmental Conservation Commission

**Local Law #2-2012**-to create Chapter 155 dealing with the establishment of a Property Registration law.

**Local Law #3-2012-** to amend Chapter 173 dealing with the regulations for collection and billing for solid waste.

**Local Law #4-2012**-to create Chapter 208 dealing with the establishment of a Wind Energy law.

**Local Law #5-2012**-to amend Chapter 210 (Zoning) dealing with the inclusion of patio homes as an allowed use in an R-C zoning district.

**Local Law #6-2012**-to amend Chapter 210 (Zoning) dealing with provisions for temporary signs pertaining to special events within the Village.

Mr. Daniel Sweet of 1436 Kellogg St. asked about Local Law #2-Property Registration and how it will affect individual residential property. CEO Joe explained the purpose of the law as some commercial properties are owned by someone who lives out of state, and we have no local contact on file if we need to notify the property owner for any reason. Joe stated that single and double family owned residents are exempted from this law. There were no other comments.

**MOTION** by Trustee Warmus, seconded by Trustee Manicki, to adjourn from the public hearing at 8:00 PM and to return to regular session. Carried

### **BUSINESS FROM FLOOR:**

NOTHING

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

**CEO Czechowski**-reported on his annual report for 2010-2011. A total of 123 building permits were issued for a total fee collected of \$11,930. Six sign permits issued

for a total of \$835, and a total of 91 certificates of occupancy/compliance. Joe also attended his yearly training session and again there will be new state rules and regulations that will be going into effect within the next year. Also Joe suggests reviewing the fee schedule for non-residential building permits.

**Clerk Kegler**-reminded everyone that Winterfest is this weekend and to come out and enjoy the festivities.

**Trustee Sitzman**-has more information on water rates from 10 water districts and will use that information for our public hearing

**Mayor Kegler**-the budget is due from all departments January 31, 2012. There will be a work session scheduled for the proposed budget.

**UNFINISHED AND TABLED BUSINESS:**

- Codes-adoption at next board meeting
- Policy Manual Update-nothing
- Public Hearing Local Law property tax cap- February 9,

A discussion regarding the state's requirements for formulas and calculation for the budget and how the 2% tax cap plays into the numbers. Administrator Wachowiak explained that she has a great deal of the paperwork already completed, but some things can't be submitted until the budget is adopted. She will walk through the formulas with the State Comptrollers Office.

**MOTION** by Trustee Manicki, seconded by Trustee Mezydlo, to adjourn the regular meeting at 8:03 PM. Carried

I respectfully submit,

Elizabeth A. Kegler  
Village Clerk