

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, May 16, 2011 at 7:00 P.M. Supervisor Smith called the Meeting to Order. Councilwoman Riddoch led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Ronald Smith, Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman

ABSENT: Arlene Cooke, Councilwoman
Ronald Snyder, Councilman

RECORDING SECRETARY: Ralph Witt, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Carl Fix, Hwy. Supt.
Michael Metzger, Town Engineer
Chris Snyder, CEO
Gary Wagner, Planning Board
Len Weglarski, DCO

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of May 2, 2011. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SMITH AND SECONDED BY COUNCILMAN WEBER TO WIT;

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$6,896.59		\$6,896.59
HGHWY FUND "DA/DB"	2,372.33		2,372.33
PART-TOWN FUND "B"	8,022.71		8,022.71
WD#2 FUND "WB"	375.20		375.20
WD#3 FUND "WC"	2,063.60		2,063.60
WD#4 FUND "WD"	1,299.80		1,299.80
SP FIRE PROT. "SF"			
SD#2 FUND "SA"	2,203.64		2,203.64
TRUST/AGCY FUND "T"	598.69		598.69
SP REFUSE FUND "SR"	38,988.65		38,988.65
STREET LIGHTING FUND "SL"	5,657.14		5,657.14
PERIWINKLE LTG. "SL1"	37.15		37.15
GRANTS			
TOTALS	\$68,515.50		\$68,515.50

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Jim Jackson, 978 Clearvue Drive reported his drainage problem to the Board. Hwy. Supt. Fix and Councilman Weber are handling it. Councilman Weber would like this taken care of ASAP. Hwy. Supt. Fix will contact the homeowner a couple of days before starting.

Scott Sitzman/Broadway wanted his site plan approved so he can begin building. Approval will be given pending the Town's Engineer sign off. No building Permit will be issued until this is done.

COMMUNICATIONS

Supervisor Smith received from out-going Fire Chief Scott Sitzman the Annual Fire/ EMS Report for the Village of Alden Fire Company, thanked Scott for his service for the past 8 years as Chief, received the Village of Alden's approved Board minutes from their April 28th meeting, received the Town Clerk's Office monthly report from April/2011, received the Town of Alden Planning Board's approved minutes from their March 8th meeting, unapproved minutes from their Tuesday, April 12th meeting and their agenda from their meeting of May 10th, received from Rural Metro Medical Services their April/2011 monthly compliance report/90.4% for the month.

NEW BUSINESS

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve St. John's Youth and the Alden Pregnancy Center's request to use the portable band shell on June 12, 2011. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN WEBER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT;

WHEREAS, the Town of Alden Parks Supervisor has advised the Town Board that the Town Park, due to continued vandalism, is in need of a security camera system which will be purchased and installed pursuant to State Bid Contract;

WHEREAS, said Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds said request in the public interest to authorize the purchase and installation of a security camera system in the Alden Town Park.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the purchase and installation of a security camera system for the Alden Town Park (including wireless node # 1 with cameras 1, 2 and 3 and wireless node # 5 with cameras 7, 8 and 9), for \$14, 021.85 from Building Controls and Services, Inc. as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. That the Supervisor is authorized to sign any and all necessary documents to effectuate this purchase; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 16, 2011, and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SMITH, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WEBER TO WIT;

WHEREAS, the Town Board of the Town of Alden is considering an application, under § 20-11(H) of the Town of Alden Code of KLAS Properties, Inc. for site plan review of the proposed construction of a 54' x 81' cold storage building (the "proposed action") at an improved parcel located at 12812 Broadway in the Town of Alden, County of Erie and State of New York, further identified by SBL # 119-1-17; and;

WHEREAS, the Town Board of the Town of Alden has determined that the proposed action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review;

WHEREAS, the Town has provided notice to County Planning on February 2, 2011, for this site plan review as required under Section 239-m of the General Municipal Law and a “no recommendation was received on February 4, 2011;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Town Board has prepared the Short Environmental Assessment Form, which is now on file with the Town Board and the Town’s SEQR Intake Officer;

WHEREAS, the Town of Alden did assume Lead Agency Status on May 2, 2011, for the purpose of determining what significance this action has on the environment;

WHEREAS, the Town of Alden Planning Board has recommended to the Alden Town Board the approval of the proposed site plan; and

WHEREAS, the Town of Alden Zoning Board of Appeals did grant a variance waiving the paving requirements of the Alden Town Code.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board, as Lead Agency, has determined that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town of Alden, as Lead Agency, hereby determines that the unlisted action described in the attached SEQRA NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, which attached notice is hereby made a 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 the Proposed Action.
3. That the proposed site plan is approved contingent upon approval by the Town Engineer and Town Code Enforcement Officer of the site plans received by the Town on May 16, 2011. No building permit shall be issued until such time that the Town Engineer and the Town Code Enforcement Officer approve the site plan.
4. This Resolution shall take effect immediately.

The adoption of the foregoing Resolution was duly put to a roll call vote at a regular meeting on May 16, 2011, and was unanimously adopted.

**THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILWOMAN RIDDOCH, WHO MOVED ITS ADOPTION,
SECONDED BY COUNCILMAN WEBER TO WIT;**

WHEREAS, Matthew Jozwiak has filed an Application for a Home Occupation Permit to sell metal roofs from his residence at 12218 Westwood Road;

WHEREAS, the Town of Alden Planning Board has reviewed the Application and recommended the approval of the Application to the Alden Town Board;

WHEREAS, the Town Board, pursuant to Section 20-64(C) of the Alden Town Code is required to call a public hearing on the Application,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. A Public Hearing on the Home Occupation Permit Application for Matthew Jozwiak be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on June 6, 2011 at 7:05 P.M. Local Time;

2. That the necessary Notice of Public Hearing, as required by Section 20-64(C) of the Alden Town Code be published in the Alden Advertiser, the official newspaper of the Town of Alden, and be posted on the Town Bulletin Board, and mailed to the adjacent property owners, which Notice shall be in the form attached hereto and made a part hereof; and

3. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a roll call vote at a regular meeting on May 16, 2011, and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN WEBER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT;

WHEREAS, the Alden Town Board has received a request from Highway Superintendent Carl Fix to rent an excavator with ditching bucket and digging bucket for one month (starting on May 31, 2011) for ditching projects in the Town of Alden, the estimated rental cost is less than \$10,000.00 but greater than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines (“Guidelines”) of the Town of Alden states that the Town must obtain quotes from at least three (3) vendors;

WHEREAS, requests for proposals (monthly rental of an excavator with ditching bucket and digging bucket) was made by the Highway Department Clerk to four (4) vendors;

WHEREAS, the highest bidder is Five Star Equipment at \$2,900.00;

WHEREAS, the second highest bidder is Admar at \$2,695.00;

WHEREAS, the third highest bidder is United Rentals at \$2,406.49;

WHEREAS, the lowest bidder is MW Equipment at \$2,300.00; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the rental.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the rental of an excavator with ditching bucket and digging bucket for one month for ditching projects in the Town of Alden from MW Equipment at a total cost of \$2,300.00, pending review and approval of a rental agreement by the Town Attorney;
2. The Highway Superintendent of the Town of Alden is authorized to sign any and all necessary documents to effectuate this rental; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 16, 2011, and was unanimously adopted.

SUPERVISOR SMITH OFFERED THE FOLLOWING PROCLAMATION:

PROCLAMATION

WHEREAS, Town of Alden Councilwoman Arlene Cooke is a long time resident of the Town of Alden and has dedicated her life to bettering the Alden Community;

WHEREAS, Ms. Cooke, also known as “Nursie” served as the strict but compassionate Alden High School Nurse for over twenty years and then in her retirement sought and won election to the Alden Town Board;

WHEREAS, in her duties as Town Councilwoman, Arlene has given many hours of her time dutifully serving as Disaster Coordinator; on the Senior Citizens, Finance and Audit; Fire Protection/ Ambulance and Cemetery Committees; on the Environmental Commission; and as acted as the Historical Society Liaison;

WHEREAS, in her role as Town Disaster Coordinator, Arlene has spent countless hours in forming the Alden Office of Emergency Management, updating the Town's Disaster plan, holding weekly work sessions in conjunction with the Village of Alden and The Town of Lancaster and tirelessly working to greatly improve the ability of the Town to respond to the needs of its residents in the event of a Disaster;

WHEREAS, Ms. Cooke has volunteered for the Alden Winterfest Committee and has served as the master of ceremonies for the Annual Alden Fireman’s Heritage Parade;

WHEREAS, the Alden Chamber of Commerce has selected Arlene Cooke as its 2011 Distinguished Citizen; and

WHEREAS, the Chamber of Commerce Distinguished Citizen Award annually recognizes, based upon nominations submitted by the general community, an Alden citizen who has demonstrated outstanding dedication to the Alden Community.

NOW, THEREFORE BE IT PROCLAIMED:

1. That the Alden Town Board extends its deepest appreciation to Arlene Cooke for her dedication to the Alden Community and congratulates Ms. Cooke on her receipt of the Alden Chamber of Commerce 2011 Distinguished Citizen Award; and
2. That the Town Clerk is hereby directed to send certified copies of this Proclamation to Arlene Cooke and to the Alden Chamber of Commerce.

Dated: May 16, 2011
Alden Town Board

SUPERVISOR SMITH POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SMITH, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WEBER TO WIT;

WHEREAS, the Town Historical Society has advised the Town Board that the Historical Society Building is in need of a new security system to help protect the Building and the Society’s artifact collection, the estimated cost of the system is more than \$1,000.00 but less than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden requires that all estimated purchases over \$1,000.00 but less than \$2,000.00 require an oral, written, facsimile, or e-mail RFP and written, facsimile, or -email quotes from at least two (2) vendors;

WHEREAS, said Procurement Policy & Procedure Guidelines has been followed and two (2) written quotes (for the installation of a security system and one year of monitoring service) have been obtained;

WHEREAS, the highest bidder is Advanced Alarm at \$5,020 for the installation of the system and \$420.00 for one year of monitoring service (total of \$5,440.00);

WHEREAS, the lowest bidder is Buffalo Alarm at \$1,443.00 for the installation of the system and \$216.00 for one year of monitoring service (total of \$1,659.00); and

WHEREAS, The Town Board after full and careful review and consideration of the request finds it in the public interest to authorize said purchase.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of a security system and monitoring service for the Alden Historical Society Building from Buffalo Alarm for a total cost of \$1,659.00 (as more particularity described on the attached proposal) as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. That the Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this purchase; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on at a regular meeting on May 16, 2011, and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SMITH, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT;

WHEREAS, the Town of Alden retained C.J. Brown Energy, P.C. to conduct an Energy Audit of Town Hall and the energy audit noted the existing boiler in the Town Hall operates at only 80% efficiency, and

WHEREAS, the Town of Alden has obtained grant funding from the American Recovery and Reinvestment Act (ARRA) through the New York State Energy Research and Development Authority (NYSERDA) for the implementation of energy conservation measures by small municipalities to replace the existing boiler at Town Hall with a more energy efficient model thereby reducing energy consumption;

WHEREAS, the Town of Alden has caused to be written the technical specifications for the installation of a new boiler system;

WHEREAS, the next step in this project is to obtain bids for the purchase and installation of the new boiler system;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden require that all estimated purchases over \$20,000.00 shall be formally bid pursuant to General Municipal Law section 103; and

WHEREAS, the Town Board after full and careful review and consideration finds it is in the public interest to purchase and install a new energy efficient boiler at the Town Hall, using the grant monies received by the Town.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes the Alden Town Clerk to advertise for bids as outlined in the attached Notice to Bidders;
2. The Town Board hereby authorizes the Town Clerk to publish Notice in the Alden Advertiser. Said Notice should be published on May 26, 2011 and to send said Notice to the contractors identified by the Town. The Notice must state the time when and place where the sealed bids will be publicly opened and read by the Town Clerk;

3. The Town Board hereby authorizes the Town Clerk to receive sealed bids, until 2:00 PM Prevailing time on Wednesday, June 15, 2011. All bids must contain the Non-collusive Bidding Certification; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 16, 2011 and was unanimously adopted.

THERE WAS NO UNFINISHED AND TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Riddoch thanked Assessor William Sivecz for doing the flyer for the Concerts in the Park.

Councilman Weber asked CEO Chris Snyder if he would have any problem with Mr. Jackson/Clearvue draining the water to the front ditch? He did not. The drainage committee viewed drainage problems last week. Supervisor Smith would like drainage put on the Work Session next week, he asked if Hwy. Supt. Fix could have a list ready of the drainage issues and what the plans are to correct them, maybe more man-power and equipment would be a step in the right direction.

Town Clerk Witt reported on the upcoming election May 24th and wanted to let residents know that not everyone is voting in this election, the only ones voting are residents in election districts #2 & #5 (who vote at the Town Hall normally) and District #9, which is Broadway starting at Countyline Rd. coming to the Village and Sullivan Rd. outside the Village to the railroad tracks. All voting will take place at the Town Hall.

Engineer Metzger is working on the drainage problem on Wende Rd./Sievenpiper/NYS Dept. of Corrections/Wende. NYSERTA reviewed the Boiler specs and will comment.

Supervisor Smith along with Assistant Colleen Rogers and Fred Heinle/Economic Dev. Director went downtown to meet with the County of Erie with regards to the closing of the Erie County Home. Once the Home is closed in 2012 or 2013 the County has no plans for future use of the facility. The Town would like to work on the possible reuse of the facility. The Supervisor feels this will be a major issue for the Town of Alden going forward, it is a 150 acre property within the Town, right now it is off the tax maps, he would like to see it put back on the tax maps.

NEXT WORK SESSION: Monday, May 23, 2011 @ 7:00 P.M.
NEXT TOWN BOARD MTG.: Monday, June 6, 2011 @ 7:00 P.M.
MASTER PLAN IMPLEMENTATION MEETING: Wednesday, June 8, 2011 @ 7:00 P.M.

Supervisor Smith adjourned the Meeting at 7:31 P.M. with a Moment of Silence in memory of Nicole Roth, James W. Rice, Marline O'Connor and Emma Ryan.

Ralph P. Witt
Town Clerk