

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, July 18, 2011 at 7:00 P.M. Supervisor Smith called the Meeting to Order. Councilman Snyder 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
Ronald Snyder, Councilman
RECORDING SECRETARY: Ralph P. Witt, Town Clerk
OTHERS PRESENT: Jennifer Strong, Town Attorney
Carl Fix, Highway Supt.
Chris Snyder, CEO
Michael Metzger, Town Engineer
Gary Wagner, Planning Board
Len Weglarski, DCO

Councilman Snyder moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of July 5, 2011. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN SNYDER AND SECONDED BY COUNCILWOMAN RIDDOCH TO WIT;

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$16,597.59		\$16,597.59
HGHWY FUND "DA/DB"	13,833.81		13,833.81
PART-TOWN FUND "B"	5,612.56		5,612.56
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"	5,643.25		5,643.25
SD#2 FUND "SA"	2,416.29		2,416.29
TRUST/AGCY FUND "T"	10,792.12		10,792.12
SP REFUSE FUND "SR"	40,463.76		40,463.76
STREET LIGHTING FUND "SL"	5,554.00		5,554.00
PERIWINKLE LTG. "SL1"	36.11		36.11
GRANTS			
TOTALS	\$104,688.09		\$104,688.09

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Don Kinne, 217 Three Rod Rd. questioned Andy Wegrzyn regarding the proposed Special Use Permit for 231 Three Rod Rd. Supervisor Smith asked that the Board be addressed with the questions. Laura Kinne, 217 Three Rod Rd. presented the Board with a Petition against the Distillery and voiced her concern. Scott Ronan, 188 Three Rod Rd. suggested that they could go into the old McDonald's building on Broadway in the Village. Don Kinne asked who would be responsible should something go wrong? Attorney Strong said the landowner and whom the property is leased to is liable. Supervisor Smith read the list of special conditions for the Special Use Permit. Polly Justinger/ Crittenden Rd. spoke about her neighbor having a business, it was no problem.

COMMUNICATIONS

Councilwoman Riddoch received a call from Mrs. Poeller regarding the Senior Van, the issues have been worked out.

Councilman Weber talked to a Sandridge Rd. resident concerning a drainage problem. He will talk to Highway Supt. Carl Fix about this.

Town Clerk Ralph Witt received the new marriage license forms from the State for the rest of the year and today received notification not to use them because they were printed in error.

Attorney Strong received a revised Sewer agreement from the County of Erie. She would like this put on the Work Session.

Supervisor Smith received a letter from a resident on Exchange St. requesting the Town to assist them in becoming an out of district customer to the Town of Marilla's Water District, he would like this on the Work Session, received Rural Metro's monthly compliance report for June 2011, received the Village of Alden's Fire Company's June 2011 monthly report, received the Village of Alden's June 23rd 2011 Board minutes.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve Alden Men's Softball's request to use R.O. Smith Park diamond and St. John's diamond for their tournaments on August 6, 2011 and August 27, 2011, pending payment of fee for tournaments. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to introduce Local Law #2/2011 and refer it to the Planning Board for review and recommendation. Unanimously Carried.

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

WHEREAS, the Town Board of the Town of Alden is considering an application by Andy Wegrzyn for a Special Permit for the operation of a small distillery operation on a farm; the farm parcel is approximately 2.4 acres and contains a barn and a stone driveway all located at Three Rod Road in the Town of Alden (further identified by SBL # 130.00-2-17) (The "Proposed Action");

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act and the Erie County Highway Department and is an interested agency;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on January 7, 2011, as required under Section 239-m of the General Municipal Law and a "No recommendation" was received on January 14, 2011;

WHEREAS, the Town of Alden Planning Board has recommended to the Town Board the approval of the Proposed Action;

WHEREAS, the Town Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to the issuance of special permits; is the agency with the broadest governmental powers for investigating the impact of the Proposed Action; and has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority;

WHEREAS, the Town of Alden Code Enforcement Officer provided the Notice of Intent to the Erie County Highway Department and no response was received;

WHEREAS, The Town Clerk mailed notice of the public hearing to all neighboring parcel owners on June 6, 2011 and the public hearing was held on June 20, 2011, after due publication in the Alden Advertiser and at the public hearing all persons appearing in favor of and against the proposed action were heard and all concerns have been addressed by the Applicant.

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 and
3. That the Special Use Permit is hereby granted, subject to the attached conditions.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on July 18, 2011, the results of which were as follows:

Councilmember Riddoch	Aye
Councilmember Weber	ABSTAIN
Supervisor Smith	Aye
Councilmember Snyder	Aye

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 Parks Supervisor has advised the Town Board that the Parks Department is in need of replacement 16 Hp Briggs and Stratton motor for the 2003 Toro Workman the estimated cost of which is over \$500.00 but less than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden (“Policy”) requires that all estimated purchases of over \$500.00 but less than \$2,000.01 require a request for a proposal and written quotes from at least two (2) vendors;

WHEREAS, said Policy has been followed and three (3) quotes have been obtained as follows:
The highest quote is from Grassland Equipment at a cost of \$1,974.38 plus freight;
The second highest quote is from C&M Sales at \$1,430.00 plus freight; and the
The lowest quote is from Wood Cutter Headquarters at \$1,207.10, plus freight not to exceed \$100.00; and

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

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the purchase of replacement 16 Hp Briggs and Stratton motor for the 2003 Toro Workman from Wood Cutter Headquarters at a cost of \$1,207.10, plus freight costs not to exceed \$100.00 as being consistent with its policies and in the interests of the residents of the Town of Alden;

2. That the Parks 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 at a regular meeting on July 18, 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 New York State Department of Labor has demanded that the Town of Alden amend its current Workplace Violence Prevention Statement/Policy to include additional language acknowledging that Unionized Town Employees were involved in the process of reviewing the Town of Alden's Workplace Violence Prevention Statement/Policy.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby adopts the attached Workplace Violence Prevention Statement/Policy, revoking all prior versions;
2. The Town Clerk is hereby directed to send a copy of the Statement/Policy to all Town Employees who must acknowledge their receipt of the Statement/Policy; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 18, 2011, and was unanimously adopted.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Riddoch reported on August 5th movie night the movie would be American Graffiti and Drogi will be having a Cruise Night in conjunction with this.

Attorney Strong would like Local Law #2 on the Work Session.

Highway Supt. Carl Fix reported that the Henskee Rd. project has begun. Road will be closed until July 25, 2011.

Supervisor Smith received a call today from Liz Glaser the Deputy Secretary for Public Safety from the Governor's Office, she wanted to keep the Town involved in the closing of the Buffalo Correctional Facility. The Master Plan Implementation Committee has been discussing new signage for entranceways to the Town; Right to Farm Community, would like this put on the Work Session.

NEXT WORK SESSION: Monday, July 25, 2011 @ 7:00 P.M.
NEXT TOWN BOARD MTG.: Monday, August 1, 2011 @ 7:00 P.M.

Supervisor Smith adjourned the Meeting at 7:34 P.M. with a Moment of Silence in Memory of Elizabeth Weisbeck and Eugene Mayer.

Ralph P. Witt
Town Clerk

