

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, May 21, 2012 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilman Weber led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman

RECORDING SECRETARY: Ralph Witt, Town Clerk

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

ABSENT: Todd Aldinger, Deputy Supv.

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of May 7, 2012. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOKH AND SECONDED BY COUNCILMAN WEBER TO WIT;

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$12,696.06		\$12,696.06
HGHWY FUND "DA/DB"	4,970.83		4,970.83
PART-TOWN FUND "B"	2,659.30		2,659.30
CAPITAL IMPROV. "HC"	1,286.40		1,286.40
WD#1 FUND "WA"			
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"	2,452.99		2,452.99
TRUST/AGCY FUND "T"	214.00		214.00
SP REFUSE FUND "SR"	37,973.90		37,973.90
STREET LIGHTING FUND "SL"	5,490.33		5,490.33
PERIWINKLE LTG. "SL1"	34.90		34.90
GRANTS			
TOTALS	\$71,517.31		\$71,517.31

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Polly Justinger/Crittenden Rd. spoke regarding new water districts, she is against them. Paul Loehr questioned the status of the water districts. Supervisor Milligan said at the last Work Session it was decided that a letter was to be sent out to all residents that do not have water to see what the interest is.

COMMUNICATIONS

Councilman Weber received a call this weekend from a Henskee Rd. resident wondering when the holes that were dug up last year by the Highway Dept. would be filled in. Hwy. Supt. Carl Fix said they would be done next week, as he is down to two men this week. The resident also

commented on the corner of Henskee and Sullivan not being smooth to go over. Hwy. Supt. Fix said that they would fix it by paving over it.

Attorney Strong received a letter from Erie County DEC stating that they have no comment on the Village's proposed easement in the Town Park. The proposed easement is presently in Albany awaiting approval from the Legislature and Senate.

Councilwoman Riddoch received a letter from Marilla requesting the Town of Alden's bandshell for July 28th and also a letter from Dave Kocher, St. John's Athletic Director requesting use of Town facilities on September 1, 2012 for a softball tournament. She would like these both on the Work Session.

NEW BUSINESS

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the renewal of the Home Occupation Permit for Edwin Knoblauch/3499 Townline Rd./Making Dental Crowns/Caps/Teeth. Unanimously Carried.

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the renewal of the Home Occupation Permit for Paulette Morris/260 Sullivan Rd./ Gifts & Home Décor. Unanimously Carried.

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

WHEREAS, The Alden Town Board has been contacted by SunnKing, Inc., in regard to setting up an e-waste drop off location in the Town of Alden; and

WHEREAS, New York State law (effective April 1, 2011) requires that covered electronic equipment be recycled.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes Supervisor Milligan to sign an Agreement with SunnKing, Inc. to allow SunnKing, Inc. to set up an e-waste drop off location at a mutually agreed upon location in the Town of Alden;
2. The Town Board hereby authorizes SunnKing, Inc. to set up an e-waste drop off location at a mutually agreed upon location in the Town of Alden;
3. The Town Board hereby authorizes the termination of the e-waste recycling agreement with Regional Computer Recycling & Recovery; and
4. This resolution shall take effect immediately.

On the Question: Councilman Weber asked if the location would stay the same? CEO Snyder said it would not change.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 21, 2012, and was unanimously adopted.

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

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. are desirous of keeping the Alden Little League Baseball Program in operation for the 2012 season;

WHEREAS, the Alden Town Board is aware that a large number of child residents of the Town of Alden and the Alden Central School District participate in the

Alden Little League Baseball Program and finds it in the best interests of the Town and as consistent with its policies to continue this Program;

WHEREAS, Alden Youth Baseball, Inc. is the sole source provider of little league baseball services in the Town of Alden and therefore the Town's Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. have come to full agreement on the terms of an Agreement to run from January 1, 2012 until December 31, 2012.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the attached Contract with Alden Youth Baseball, Inc., at a cost of \$2,400.00, whereby Alden Youth Baseball, Inc. will purchase little league baseball uniforms for Alden Residents involved in the Alden Little League Baseball Program as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. The Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate the Agreement; 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 21, 2012, and was unanimously adopted.

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

WHEREAS, the Town Board of the Town of Alden, at the request of the Village of Alden is seeking approval of the New York State Legislature to alienation ½ acre of the Alden Town Memorial Park to be allowed to give an easement to the Village of Alden to allow the Village of Alden to install underground water lines in the easement area that will serve the Village of Alden Water System (the "Proposed Action");

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on April 3, 2012, for this Proposed Action, as required under Section 239-m of the General Municipal Law and a "no recommendation" was received by the Town Board on April 17, 2012.

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Lead Agency making a SEQRA determination;

WHEREAS, the Town of Alden did assume Lead Agency Status April 16, 2012 through a coordinated review and no comments have been received from any involved agencies;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Town SEQRA Intake Officer has prepared the Short Form Environmental Assessment Form;

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 SEQR 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. This resolution shall take effect immediately.

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 May 21, 2012, and was unanimously adopted.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve St. John's request to use the portable band shell on June 10th, 2012. Insurance certificate on file. Alden Hwy. will deliver it to location on June 8th 2012 per Hwy. Supt. Fix. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve Marilla Vol. Exempt Firemen's request to use four sets of the Town of Alden Bleachers for their annual Tractor Pull on June 30th, 2012. They will pick up on Wed., June 27, 2012 and return on Monday, July 2nd, 2012, pending certificate of insurance. Unanimously Carried.

SUPERVISOR MILLIGAN POLLED THE BOARD AND WITH NO OBJECTIONS THE FOLLOWING WAS ADDED:

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

WHEREAS, the East Hill Foundation is offering grants for projects designed to enhance the quality of life of residents from the eight counties of Western New York; and

WHEREAS, the Town of Alden Recreation Director believes that having a ceiling mounted projector, with projection screen, blu-ray/DVD player, HDMI cable, and wireless access installed at the Town of Alden Senior / Community Center would enhance the quality of life of Alden residents.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. That the Town of Alden Recreation Director and the Town of Alden Supervisor are hereby authorized and directed to complete and execute the necessary application, forms, etc. to be submitted to the East Hill Foundation for the purposes of securing grant monies to purchase and install a ceiling mounted projector, with projection screen, blu-ray/DVD player, HDMI cable with wireless access installed at the Town of Alden Senior / Community Center; and
2. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on May 21, 2012, and was unanimously adopted.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Weber took a bike ride down the old abandoned railroad tracks that was to be the extension of the bike path. The dumping is not as bad as he was led to believe. It is a nice piece of property and the Town needs to do something about it. He would like it on the next Work Session as to whether we need to block access. It is used a lot by wheeled vehicles and snowmobiles. There is a bridge that is out that could pose a dangerous situation which needs to be addressed.

Councilwoman Riddoch reported that they are having mechanical problems with the 2001 Senior Van. She and the Senior Van driver took the van over to Gorman for repairs. The outside looks good, but the chassis is getting old. There have been air conditioning problems in the past. We should be looking down the road into getting a new van.

With the new van driver we have had an increase in riders going to different places. It is well attended. The seniors love the new van driver and she is working out well.

Engineer Mike Metzger reported that Modern has agreed to the addendum to the contract. The contract will be put together and e-mailed to the Supervisor, Atty. Strong and Engineer Metzger.

Dog Control Officer Len Weglarski reported that he is working on the dog census.

Supervisor Milligan reported that the Grant Consultant was in today and she would like to get grants together for Zoeller and Exchange. There has to be a shovel ready date of April 1st. Supervisor Milligan asked that Engineer Metzger have something for the next Work Session on water districts. Supervisor Milligan read a letter from a resident Charles Weyrough commending Code Enforcement Chris Snyder on his professionalism and knowledge in helping him handle a neighbor dispute.

NEXT WORK SESSION: Tuesday, May 29, 2012
NEXT REGULAR BOARD MTG.: June 4, 2012

AT 7:24 P.M. COUNCILWOMAN RIDDOCH MADE A MOTION TO MOVE INTO AN EXECUTIVE SESSION REGARDING PERSONNEL WITH THE PARK'S & RECREATION, INCLUDING THE TOWN BOARD AND ATTORNEY JENNIFER STRONG. COUNCILMAN WEBER SECONDED THE MOTION. UNANIMOUSLY CARRIED.

AT 7:45 P.M. COUNCILWOMAN RIDDOCH MADE A MOTION TO MOVE BACK INTO THE REGULAR BOARD MEETING, WITH NO ACTION BEING TAKEN. COUNCILMAN WEBER SECONDED THE MOTION. UNANIMOUSLY CARRIED.

Supervisor Milligan adjourned the Meeting at 7:46 P.M. with a Moment of Silence in Memory of Norma Scutt & Joseph Trzybinski.

Ralph P. Witt
Town Clerk