

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday July 1, 2013 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and 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  
Mike Metzger, Town Engineer  
Gary Wagner, Planning Board  
Len Weglarski, DCO

ABSENT: Carl Fix, Hwy. Supt.

Supervisor Milligan Moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of June 17, 2013.

**CARRIED.**

Ayes Milligan, Riddoch & Weber

Nays 0

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

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$37,291.27	\$12,028.17	\$49,319.44
HGHWY FUND "DA/DB"	4,814.29	20,447.22	25,261.51
PART-TOWN FUND "B"	3,557.54	1,299.72	4,857.26
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"	1,101.16		1,101.16
WD#2 FUND "WB"	5,722.57	3,695.97	9,418.54
WD#3 FUND "WC"	3,151.37	3,695.97	6,847.34
WD#4 FUND "WD"	1,299.80	3,695.97	4,995.77
SP FIRE PROT. "SF"		9,178.79	9,178.79
SD#2 FUND "SA"	2,321.02	850.00	3,171.02
TRUST/AGCY FUND "T"	1,642.75	2,929.83	4,572.58
SP REFUSE FUND "SR"	35,899.86		35,899.86
STREET LIGHTING FUND "SL"	4,150.78		4,150.78
PERIWINKLE LTG. "SL1"	22.00		22.00
GRANTS	118.88		118.88
TOTALS	\$101,093.29	\$57,821.64	\$158,914.93

UPON ROLL CALL VOTE THE FOREGOING WAS PUT TO A VOTE ON JUNE 17, 2013 AND WAS

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

**THERE WAS NO BUSINESS FROM THE FLOOR**

**COMMUNICATIONS**

**Attorney Strong:**

A letter was received from the Marilla/Alden Car Show attorney advising that they have decided against using golf carts for the event. Registration will be occurring at the Alden Bowling Lanes on Sandridge. They are still working on security personnel and contacts. A representative will be at the next Work Session to answer questions.

**Supervisor Milligan:**

New York Dept. of State announced that the Town of Alden has received a Local Government Performance & Efficiency Grant for combining the Town Clerk/Tax office (\$138,000.00) and the Highway

Dept. for changing the health insurance (\$72,000). The Town of Alden was the only municipality to receive two grants.

### **NEW BUSINESS**

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

WHEREAS, New York State General Municipal Law allows a municipality to approve the volunteer members of a volunteer fire department operating in said municipality;

WHEREAS, the Millgrove Volunteer Fire Department provides fire protection services within the Town of Alden pursuant to a contract with the Town of Alden;

WHEREAS, approval of members assists an injured volunteer firefighter in receiving worker's compensation benefits pursuant to New York State Volunteer Firefighter Benefit Law;

WHEREAS, Millgrove Volunteer Fire Department has approved Kenneth R. Tarbox, II for Membership; and

WHEREAS, Millgrove Volunteer Fire Department has submitted to the Alden Town Clerk's Office notification of these new members.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Kenneth R. Tarbox, II for membership in the Millgrove Volunteer Fire Department, and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 1, 2013 and was **ADOPTED.**

Ayes 3 Milligan, Riddoch & Weber  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR MILLIGAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WEBER 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 2013 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, 2013 until December 31, 2013.

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 July 1, 2013, and was **ADOPTED.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

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

WHEREAS, the Town of Alden has been awarded grant monies through the Erie County Board of Elections to install handicapped accessible doors at the Town Hall, the estimated total cost of which is less than \$20,000.00 but greater than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must obtain quotes from at least two (2) vendors;

WHEREAS, requests for quotes were made to three (3) vendors and bids were received as follows:

the highest bidder is Raymond E. Kelley at \$10,197.00;

the second highest bidder is Lancer Door and Glass at \$9,877.00; and

the lowest bidder is Sterling Glass, Inc. at \$9,347.00;

WHEREAS, Sterling Glass, Inc. is the lowest responsible bidder; 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 purchase and installation.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase and installation of handicapped accessible doors, using the grant monies, at the Town Hall, as per the attached specs, from Sterling Glass, Inc. at a total cost of \$9,347.00.
2. Sterling must pay NYS Prevailing wages and submit all necessary documentation to the Department of Labor; must supply proof of insurance naming the Town of Alden as an additional insured prior to commencing any work; and said work must be completed by September 1, 2013;
3. The Town Supervisor is authorized to sign any and all necessary documents to effectuate this purchase and installation; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 1, 2013, and was **Adopted.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve Alden Home Bureau's request to use the Community Center on 1<sup>st</sup>, 3<sup>rd</sup> & 5<sup>th</sup> Monday of every month from 7-9:30 P.M. September 2013 through June 2014.

**CARRIED.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Solicitors License for Sydney Rivers/Educational Materials.

**CARRIED.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

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

WHEREAS, the Building Inspector/Code Enforcement Officer has informed the Alden Town Board that several properties in the Town of Alden are not being properly maintained by the property owners;

WHEREAS, pursuant to Chapter 18 of the Alden Town Code the Alden Town Board Ordered by resolution dated June 17, 2013, the following property owners to cut, trim or remove brush, grass, rubbish or weeds on their lands by June 30, 2013, notice of which Order was properly given to each property owner and the following property owners have failed to comply:

James J. and Betty Ann Schmidt owners of 3528 Townline Road;  
Alan J. Keech and Leanne I. Hull owners of 11693 Boncliff Dr. (lis pendis filed by Bank of America);  
Timothy R. and Lorrie A. Stewart owners of 124 Three Rod Rd. (Lis pendis filed by OneWest Bank);  
Scott A. and Tracey A. Mages, owners of 11684 Broadway (lis pendis filed by Wells Fargo); and  
Carl F. and Carol J. Schoenbeck owners of 3600 Crittenden Road (lis pendis filed by Citimortgage).

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. D&T Lawn Service is hired to maintain the following properties at the following costs, the cost per cut of such maintenance shall be paid from the general fund, and then relieved onto the 2014 county/town tax for the respective offending property:

3528 Townline Road (SBL 84.04-1-3)	\$ 90.00
11693 Boncliff Drive (SBL 118.14-6-2)	\$150.00
124 Three Rod Road (SBL 130.01-1-5)	\$150.00
11684 Broadway (SBL 118.00-2-14.12)	\$150.00 and
3600 Crittenden Road (SBL 86.04-2-8)	\$ 90.00
TOTAL COST:	\$630.00

2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 1, 2013, and was **Adopted.**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

#### **THERE WAS NO UNFINISHED & TABLED BUSINESS**

#### **REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

##### **Engineer Metzger:**

Received notice of County Bridge Work.

He is working on the W. Main Street truck traffic issue and the Village of Alden water line easement.

##### **Len Weglarski:**

Councilman Weber would like to see a sign posted at the recycling drop off stating we accept electronic recycling only, appliances not accepted. There have been a few air conditioners dropped off that Len could remove the Freon and they would take them, but this is not to become a habit.

##### **Supervisor Milligan:**

Has spoken with Rich Partell from Rural Metro regarding contract negotiations, there is a backup plan in place.

Spoke to John Lafredo, DPW Supt. on the June 19<sup>th</sup> regarding the Erie County Home. They want to take down sections at a time. The report of other uses found that there are some sections that could be used for something else. The structure will have fencing put up around it. The money for this project will be put in the 2015 budget. Supervisor Milligan is concerned about Millgrove Fire Dept. having to enter the building on calls. Councilman Weber read in Saturday's paper about the State having grant money available for municipalities to purchase lands that are being neglected, in disrepair or behind in taxes. Councilman Weber said why don't we apply for this grant and try to buy the buildings, use the money to rip it down and sell the property. He will bring the article to the Work Session.

There is concern about installing the drug/needle disposal boxes in the Town Hall. The Board thought that the boxes were going to be installed outside, but they would be installed inside the Town Hall. He will call the Sheriff's office to discuss. The Board questions why we want the liability of these boxes.

Dean will be at the next Work Session regarding the Marilla/Alden Car Show.

Supervisor Milligan asked Park Supt. Sojka to check out the Hog Weed situation in the Park, it is under control.

A letter was received E.C.W.A. saying Tom Wick is retiring and Russ Stowell will be assuming his responsibility.

A call was received from a small business owner in the Town of Alden who was concerned about businesses in Alden in general. He made arrangements with Chris Gust/Chamber of Commerce and himself to go out to see the gentlemen today.

**NOTICE OF MEETINGS**

**NEXT WORK SESSION:**

**JULY 8, 2013 @ 7:00 P.M.**

**NEXT TOWN BOARD MTG.:**

**JULY 15, 2013 @ 7:00 P.M.**

**MEMORIAL ADJOURNMENT**

Supervisor Milligan adjourned the Meeting at 7:30 P.M. with a Moment of Silence in Memory of Rita Uebelhoer.

Ralph Witt  
Town Clerk