

The Regular Meeting of the Alden Town Board was held in the Town Hall 3311 Wende Road on Monday, July 2, 2012 at 7:00 P.M. Supervisor Milligan called the Meeting to Order. Councilman Weber led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor  
William Weber, Councilman

RECORDING SECRETARY: Ralph P. Witt, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Chris Snyder, CEO  
Michael DeWitt, Planning Board  
Len Weglarski, DCO

ABSENT: Mary Riddoch, Councilwoman  
Carl Fix, Hwy. Supt.  
Michael Metzger, Town Engineer

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of June 18, 2012. Unanimously Carried.

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

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$69,033.96	\$10,287.57	\$79,321.53
HIGHWAY FUND "DA/DB"	2,767.23	17,362.20	20,129.43
PART-TOWN FUND "B"	2,377.15	379.53	2,756.68
CAPITAL IMPROV. "HC"		1,115.93	1,115.93
WD#1 FUND "WA"			
WD#2 FUND "WB"	375.20		375.20
WD#3 FUND "WC"	2,063.60	8.74	2,072.34
WD#4 FUND "WD"	1,299.80		1,299.80
SP FIRE PROT. "SF"	12,600.00	9.82	12,609.82
SD#2 FUND "SA"	2,250.45	1,069.85	3,320.30
TRUST/AGCY FUND "T"	292.39	2,608.74	2,901.13
SP REFUSE FUND "SR"	39,707.32		39,707.32
STREET LIGHTING FUND "SL"	5,349.85		5,349.85
PERIWINKLE LTG. "SL1"	33.48		33.48
GRANTS		592.68	592.68
TOTALS	\$138,150.43	\$33,435.06	\$171,585.49

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

THERE WAS NO BUSINESS FROM THE FLOOR

#### COMMUNICATIONS

Councilman Weber received a call today from a Clearvue Drive resident today regarding roadside drainage and piping of the ditch side. Councilman Weber will talk to the Highway Supt. as soon as he returns from vacation.

Attorney Strong said that the extension contract with Zoladz for the Panza Trail has come in. Last week the Governor has signed the legislation allowing the Village to put their water lines in the Town Park. She will personally deliver it to the Village tomorrow.

Supervisor Milligan, on behalf of Councilwoman Riddoch, read an e-mail from a concerned citizen regarding Genesee St. in front of the Millgrove Fire Hall. The asphalt is broken (pothole). She would like to see what could be done about it. Councilwoman Riddoch contacted the D.O.T. and they informed her that they will be milling some portions and paving the entire length of Genesee Street from Harris Hill to Countyline this summer.

#### NEW BUSINESS

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

WHEREAS, the Town of Alden Parks Supervisor has advised the Town Board that the Parks Department is in need of a part time maintenance person for the remainder of 2012;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the hiring of Daniel Carder, III as **Park Maintenance Worker I PT**; at a rate of \$9.50 / hour, not to exceed more than 19 hours per week, benefits as per Employee Handbook.
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 2, 2012, and was unanimously adopted.

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the renewal of the Home Occupation Permit for Marc & Lou Ann Miller/11256 Broadway/Blinds Cleaned & Repaired/Internet Sales. Unanimously Carried.

Councilman Weber moved and Supervisor Milligan seconded the Motion to refer the application for a Home Occupation Permit for Nicole A. Koschuk/1289 Sandridge Rd.,/Dog Grooming to the Planning Board for review and recommendation. Unanimously Carried.

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

WHEREAS, the Alden Town Board has received a request from the Parks Supervisor to purchase a 5' x 8' single axle dump trailer, the estimated cost of which less than \$10,000.01 but greater than \$2,000.00;

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

WHEREAS, a written request for proposals (for the purchase of a 5' x 8' single axle dump trailer with battery charger was made by the Parks Department to three (3) vendors, as follows:

- the highest bidder is Davis' Trailer World at \$3,669.00;
- the second highest bidder is General Welding & Fabrication at \$3,550.00; and
- the lowest bidder is Loe Inc. trailer sales at \$3,400.00;

WHEREAS, Loe Inc. trailer sales is deemed 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 of a dump trailer.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of a dump trailer from Loe, Inc. trailer sales at a total cost of \$3,400.00, with the trailer being picked up by the Town;
2. 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 2, 2012, and was unanimously adopted.

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

WHEREAS, the Town of Parks Supervisor has advised the Town Board that the Parks Department is in need of one (1) parks mower which will be purchased pursuant to State Bid;

WHEREAS, the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law have been followed through purchase from the State Contract;

WHEREAS, the Parks Supervisor has advised the Town Board that the Parks Department is in possession of a 2008 John Deere 1420 tractor with mower deck and a 2010 John Deere 47 snow blower attachment that are not of any use to the Parks Department and are eligible for trade-in value toward the purchase of a new parks mower; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds said request to purchase a new mower as being consistent with its policies and in the interest of the residents of the Town of Alden.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby determines that the 2008 John Deere 1420 tractor with mower deck and the 2010 John Deere 47 snow blower attachment are not needed for Town purposes and are surplus property;
2. The Town Board hereby authorizes the Parks Supervisor to trade-in the 2008 John Deere 1420 tractor with mower deck for a trade-in value of \$5,400.00 and to trade-in the 2010 John Deere 47 snow blower attachment for a trade-in value of \$2,800.00 towards the purchase of the new parks mower;
3. The Town Board approves the purchase of one (1) parks mower, as described on the attached State Bid Pricing Summary for \$1,778.68 (equipment price of \$9,978.68 minus \$8,200.00 trade-in and with free delivery) from Z&M Ag and Turf;
4. That the Parks Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this trade-in and purchase; and
5. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 2, 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 Alden Town Board has received a request from the Highway Superintendent to rent two (2) power buggies for four (4) weeks, the estimated rental cost is less than \$2,000.00 but greater than \$500.00;

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

WHEREAS, requests for proposals (four (4) week rental of two (2) power buggies plus any delivery; pick up; and/or other charges) were made by the Highway Department to two (2) vendors;

WHEREAS, bids were received as follows:  
the highest bidder is United Rentals at \$1,050.00, plus delivery/pickup charge of \$300.00; and environmental fee of \$25.00 (for a total of \$1,375.00) and the lowest bidder is Admar Supply Company, Inc. at \$1,000.00 per week, plus delivery/pickup charge of \$190.00 and environmental fee of \$5.00 (for a total cost of \$1,195.00);

WHEREAS, Admar Supply Company Inc. is deemed the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds said rental request as consistent with its policies and in the interest of the residents of the Town of Alden.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the rental of two (2) power buggies from Admar Supply Company Inc. for four weeks at a total cost of \$1,195.00;
2. The Highway Superintendent is authorized to sign a rental agreement 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 July 2, 2012, and was unanimously adopted.

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

WHEREAS, the Town of Alden Highway Superintendent has advised the Town Board that the Highway Department is in need of 1,000 feet of 12 x 20 drain pipe for a Town drainage project, which will be purchased pursuant to State Bid;

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 Highway Superintendent’s request finds the request to purchase drainpipe in the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the purchase of 1,000 feet of 12 x 20 drainage pipe from Vellano Bros., Inc., who is on the State Bid List for a total cost of \$4,380.00 as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. The Highway Superintendent 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 2, 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 of Alden Highway Superintendent has advised the Town Board that the Highway Department is in need of no more than 150 tons of # 2 clean stone for a Town drainage project which will be purchased pursuant to State Bid;

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 Highway Superintendent's request finds the request to purchase drainpipe in the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the purchase of no more than 150 tons of #2 clean stone from County Line Stone, who is on the State Bid List for a total cost of \$1,717.50 (\$11.45/ton) as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. The Highway Superintendent 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 2, 2012, and was unanimously adopted.

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

WHEREAS, The Town of Alden Building Inspector on June 25, 2012 made a report to the Alden Town Board that the brick building located at 11639 Genesee Street is so dangerous and unsafe as defined by Chapter 7A of the Alden Town Code; the building are so dilapidated, decayed, unsafe and unsanitary, that it utterly fails to provide the amenities essential to decent living so that they are unfit for human habitation.

WHEREAS, The Building Inspector has determined that the building: can not be reasonable repaired; is dangerous to the health, morals, safety and general welfare; and is more than 50% damaged, decayed and deteriorated from its original structure; and that said building is a public nuisance.

WHEREAS, the Building Inspector has properly notified the owner, and all other persons having an interest in said building that the building has been found be to dangerous, unsafe, and a public nuisance and has given notice that the building must be repaired or demolished within thirty (30) days.

WHEREAS, the Building Inspector has posted notice of the Building being dangerous, unsafe, and a public nuisance on the property.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That a Hearing be held before the Alden Town Board on August 6, 2012 at 7:05 PM at the Alden Town Hall, 3311 Wende Road, Alden, New York on the report made by the Building Inspector and to determine if the building is dangerous, unsafe and a public nuisance;

2. That the necessary Notice of Hearing, as required by Section 7A-6(B) 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 property owner and other parties having an interest in the property, 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 July 2, 2012 and was unanimously adopted.

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Lancaster Moose's request to use the Town of Alden's Band Shell on August 10, 2012 for a fundraiser. Insurance Binder has been received. Unanimously Carried.

Councilman Weber moved and Supervisor Milligan seconded the Motion to approve the Alden Presbyterian Church's request to use the Town of Alden's Band Shell on Sunday, August 19<sup>th</sup>, 2012. Certificate of Insurance has been received. Unanimously Carried.

THERE WAS NO UNFINISHED AND TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Weber reported that the Highway Department is working hard preparing for the drainage job on Virginia/Boncliff. The purchases for this project were approved tonight. Hopefully this will be done next week.

Town Clerk Ralph Witt reported on the Town's licensing procedure for dogs. This is for dogs found unlicensed and also for licenses that were failed to be renewed.

Attorney Strong said she has been working on the dog law with Town Clerk Witt and Lenny and would like it on the Work Session. The contract with Ted Morgan as Operator of the Alaura Sewer plant expires at the end of this year. We should start working on this and gathering specs for renewing our tipping contract that also expires the end of the year.

CEO Chris Snyder received three (3) bids on stripping and waxing the floors in the Town Hall.

Supervisor Milligan is glad to see the procedure starting regarding the Old Millgrove School demolition. This should be a message to the people of this Town that we take this seriously. We cannot have these buildings in this condition around town. There are several cases in court and CEO Snyder's work is appreciated.

Supervisor Milligan reported that an e-mail was received from Joe Hickman regarding considering changing the current collection and recycling route on Wednesday to Monday. There will be an ad in the Alden Advertiser shortly about the meetings to be held regarding the new recycling carts. Modern will also be sending out mailings.

Councilman Weber said that a year ago he also got a price on having the floor in the Town Hall stripped and waxed, he would like to be involved in the decision. He will recheck with the individual to see if the price is the same. He would like this on the Work Session.

**NEXT WORK SESSION: Monday, July 9, 2012 @ 7:00 P.M.**  
**NEXT REG. BOARD MTG.: Monday, July 16, 2012 @ 7:00 P.M.**

Supervisor Milligan adjourned the meeting at 7:21 P.M. with a Moment of Silence in Memory of Ronald March and Dorothy Schmidbauer.

Ralph Witt, Town Clerk

