

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road On Monday, July 16, 2012 at 7:00 P.M. Supervisor Milligan called the Meeting to Order. Councilwoman Riddoch led in the Pled 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: Michael Metzger, Town Engineer
Chris Snyder, CEO
Gary Wagner, Planning Board
Len Weglarski, DCO

ABSENT: Carl Fix, Hwy. Supt.
Jennifer Strong, Town Attorney

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of July 2, 2012. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOKH AND SECONDED BY SUPERVISOR MILLIGAN TO WIT;

| <u>ACCOUNT</u> | <u>ABST. #1</u> | <u>ABST. #2</u> | <u>TOTAL</u> |
|---------------------------|-----------------|-----------------|--------------|
| GENERAL FUND "A" | \$10,134.54 | | \$10,134.54 |
| HGHWY FUND "DA/DB" | 1,692.99 | | 1,692.99 |
| PART-TOWN FUND "B" | 1,533.67 | | 1,533.67 |
| CAPITAL IMPROV. "HC" | | | |
| 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" | 6,039.27 | | 6,039.27 |
| SD#2 FUND "SA" | 2,463.02 | | 2,463.02 |
| TRUST/AGCY FUND "T" | 11,358.66 | | 11,358.66 |
| SP REFUSE FUND "SR" | 40,552.24 | | 40,552.24 |
| STREET LIGHTING FUND "SL" | 5,099.82 | | 5,099.82 |
| PERIWINKLE LTG. "SL1" | 30.88 | | 30.88 |
| GRANTS | | | |

TOTALS \$82,643.69 \$82,643.69
UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Supervisor Milligan welcomed Mitch Martin, a Representative from Senator Gallivan's Office.

Matt Herdzik, S. Woodside Drive commended the Town for the job well done in remembering the past Supervisors. He would like to know if there is any new progress made on Erie County Water Authority taking over the water districts? Engineer Metzger replied that we are working with the Erie County Water Authority providing them with documentation to create an inventory to make that turn over. Supervisor Milligan said we are not pushing that hard; it is not critical at this point. Mr. Herdzik had heard that if we take too long they might not want us. Supervisor Milligan is aware of this and it will be done in a timely manner.

THERE WAS NO COMMUNICATIONS

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 Eric D. Guidie for Membership; and

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

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Eric D. Guidie 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 16, 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 floors at the Alden Town Hall need to be re-finished, the estimated total cost of which is less than \$2,000.00 but greater than \$500.00;

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 proposals were made to three (3) vendors and bids received as follows:

the highest bidder is K&K Janitorial Services Inc. at \$1,145.00;
the second highest bidder is H. Clarke Services, Inc. at \$979.00; and
the lowest bidder is Janimart Janitorial Sales and Services at \$890.00;

WHEREAS, Janimart Janitorial Sales and Services 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 refinishing of the Town Hall floors.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the hiring of Janimart Janitorial Sales and Services to refinish the Town Hall Floors for a total cost of \$890.00, provided that Janimart provides proof of insurance to the Town before commencing any work;

2. The Town 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 July 16, 2012, and was unanimously adopted.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to introduce LL#1 of 2012 and refer Local Law to the Planning Board for review and recommendation. Unanimously Carried.

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

WHEREAS, the Town of Parks Supervisor has advised the Town Board that the Parks Department is in need of one (1) Utility Vehicle 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 Town Board after full and careful review and consideration of the request finds said request to purchase a new utility vehicle 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 approves the purchase of one (1) utility vehicle (more specifically a John Deere Gator TX), as described on the attached State Bid Pricing Summary for \$8,234.93 from Z&M Ag and Turf;
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 16, 2012, and was unanimously adopted.

Supervisor Milligan moved and Councilman Weber seconded the Motion to allow Don Stoffel, Mike Fleming, Ralph Witt and Colleen Rogers to attend Planning and Zoning training sponsored by the Association of Towns on July 27, 2012 at the Marriott, Buffalo, N.Y. at a cost of \$70.00 per person. Unanimously Carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to consent to the Out of District Customer Agreement between the County of Erie and Barbara Klier, Helen D. Uebelhoer and Henry Klier for a single-family home sewer connection at 11118 Walden Avenue, in the Town of Alden. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the request to use the large room at the Community Center for the Alden Home Bureau meetings on the 1st, 3rd and 5th Monday of every month from 7-9 P.M., September 2012 through June 2013 on requested dates. Unanimously Carried.

Supervisor Milligan moved and Councilman Weber seconded the Motion to allow the Girl Scouts the use of the small room in the Community Center for the Girl Scouts, September 10, 2012 through June 13th, 2013 on requested dates. Unanimously Carried.

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

WHEREAS, the New York State, Department of State (DOS) is soliciting grant applications for the Local Government Performance and Efficiency Program (LGPEP), to provide performance awards for existing cost savings actions that are substantial, measurable and transformative, and

WHEREAS, the Town of Alden implemented a program on January 1, 2011 to consolidate Town employee health care insurance carriers and embark upon an innovative health care insurance premium establishment program, thereby resulting in reoccurring savings to taxpayers with no change in benefits to employees, and

WHEREAS, the Town of Alden desires to submit a grant application titled, "The Town of Alden Innovative Employee Health Insurance Program" to the New York State Department of State Local Government Performance and Efficiency Program.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT;

1. The Alden Town Board hereby designates Harry F. Milligan, Alden Town Supervisor, (and his designee), to act in the capacity of Contact Person and to submit an application for the Town of Alden Innovative Employee Health Insurance Program to the Local Government Performance and Efficiency Program;
2. Harry F. Milligan is hereby authorized to execute all financial and/or administrative processes relating to the implementation of the program;
3. Grantmakers Advantage, Inc., the Town's grant consultant, be authorized to prepare and submit said application for funding; 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 16, 2012, and was unanimously adopted.

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

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

WHEREAS, the New York State, Department of State (DOS) is soliciting grant applications for the Local Government Performance and Efficiency Program (LGPEP), to provide performance awards for existing cost savings actions that are substantial, measurable and transformative;

WHEREAS, during 2010 and 2011, the Town of Alden reorganized and consolidated the Town Clerk and Tax Receiver, thereby resulting in reoccurring savings to taxpayers, and

WHEREAS, the Town of Alden desires to submit a grant application titled, "The Town of Alden Town Clerk/Tax Receiver Consolidation Project" to the New York State Department of State Local Government Performance and Efficiency Program.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby designates Harry F. Milligan, Alden Town Supervisor, (and his designee), to act in the capacity of Contact Person and to submit an application for the Town of Alden Town Clerk/Tax Receiver Consolidation Project to the Local Government Performance and Efficiency Program;
2. Harry F. Milligan is hereby authorized to execute all financial and/or administrative processes relating to the implementation of the program;

3. Grantmakers Advantage, Inc., the Town's grant consultant, be authorized to prepare and submit said application for funding; 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 16, 2012, and was unanimously adopted.

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

WHEREAS, Nicole A. Koschuk has filed an Application for a Home Occupation Permit to conduct a business of dog grooming from her residence at 1289 Sandridge 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 THAT:

1. That a Public Hearing on the Home Occupation Permit Application for Nicole A. Koschuk be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on August 6, 2012 at 7:10 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; 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

On the Question: Supervisor Milligan made a Motion to change the Time of the Hearing to 7:10 P.M. (Another Hearing at 7:05) Councilwoman Riddoch seconded the Motion. Unanimously Carried.

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 16, 2012 and was unanimously adopted.

THERE WAS NO UNFINISHED AND TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Town Clerk Ralph Witt reported that our Dog Control Officer is busy doing our Dog Enumeration; going door to door finding unregistered dogs. When the dogs are found unregistered, the owner will be paying an additional penalty. Town Clerk Witt advises people who have an unregistered dog to come in before the Dog Warden finds you.

CEO Snyder advised that the Town Hall floors would be refinished tomorrow after hours.

Engineer Metzger already reported on the water system turn over project. The Zoeller Rd. and Exchange St. water districts map plan and report have been completed and turned over to the Board, Town Assessor and Town Attorney. The Town Attorney has looked at it and approved it and has incorporated it in the petitions and presented them to the Board. Engineer Metzger will not be present at the next Work Session.

Supervisor Milligan read a letter on behalf of Ryan Sheedy, Emergency Mgt., from Governor Andrew Cuomo regarding being cautious with fires during these dry weather conditions. The state today will institute a statewide residential burn ban for 90 days

through October 10.

NEXT WORK SESSION:
NEXT BOARD MTG.:

JULY 23, 2012 @ 7:00 P.M.
AUGUST 6, 2012 @ 7:00 P.M.

Supervisor Milligan adjourned the Meeting at 7:23 P.M. with a Moment of Silence in memory of Joyce M. Wright and James Guarino.

Ralph P. Witt
Town Clerk