

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, November 18, 2013 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilwoman Riddoch led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor
Mary Riddoch, Councilwoman

RECORDING SECRETARY: Ralph Witt, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Len Weglarski, DCO

Supervisor Milligan Moved and Councilwoman Riddoch seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of November 4, 2013.

CARRIED.

Ayes 2 Milligan & Riddoch
Nays 0

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

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$ 72,939.09		\$ 72,939.09
HGHWY FUND "DA/DB"	120,401.12		120,401.12
PART-TOWN FUND "B"	21,442.79		21,442.79
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"			
WD#2 FUND "WB"	260.57		260.57
WD#3 FUND "WC"	3,920.19		3,920.19
WD#4 FUND "WD"	1,126.26		1,126.26
SP FIRE PROT. "SF"	12,882.80		12,882.80
SD#2 FUND "SA"	1,777.27		1,777.27
TRUST/AGCY FUND "T"	245.00		245.00
SP REFUSE FUND "SR"	34,270.04		34,270.04
STREET LIGHTING FUND "SL"	6,229.04		6,229.04
PERIWINKLE LTG. "SL1"	41.84		41.84
GRANTS			
TOTALS	\$275,536.01		\$275,536.01

UPON ROLL CALL VOTE THE FOREGOING RESOLUTION WAS PUT TO A VOTE ON NOVEMBER 18, 2013 AND WAS

ADOPTED.

Ayes 2 Milligan & Riddoch
Nays 0

THERE WAS NO BUSINESS FROM THE FLOOR

COMMUNICATIONS

Town Clerk Witt:

There has been an ad placed in the Alden Advertiser soliciting for help in the Clerk's Office, Planning Board and Zoning Board. There has been a half dozen responses received.

Councilwoman Riddoch:

A request was received to use the Community Center from the Girl Scouts. She would like this on the Work Session. A letter was received from Attorney Strong seeking reappointment to the Town for 2014.

Supervisor Milligan:

The monthly report from Rural Metro was received with 90.4% compliance for the month.

Per our contract with Modern Disposal, the cost will be going up from \$34.65/ton to \$35.03/ton. This is an increase of .38, which can be offset by recycling.

NEW BUSINESS

Supervisor Milligan moved and Councilwoman Riddoch seconded the Motion to approve the renewal of the Home Occupation Permit for Dennis Davern/35 Exchange St./Welding Repair.

CARRIED.

Ayes 2 Milligan & Riddoch

Nays 0

Councilwoman Riddoch moved and Supervisor Milligan seconded the Motion to refer the draft of LL#1/2014 to the Planning Board for Review and Recommendation.

CARRIED.

Ayes 2 Milligan & Riddoch

Nays 0

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

WHEREAS, Small businesses are the heartbeat of our Community. They are the corner stores that create jobs; the hardware stores that help build our economy; and the shops whose very presence makes our neighborhood.

WHEREAS, When you shop local and support local small business, more of your money is reinvested in our schools, local jobs, taxes, wages and other Alden community needs.

WHEREAS, in 2010, American Express began a small business/shop local campaign named Small Business Saturday aimed at promoting local shopping for the Holiday Season.

WHEREAS, The Alden Chamber of Commerce is joining in this campaign and promoting this Small Business Saturday initiative. The date of Small Business Saturday this year is Saturday, November 30th.

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF ALDEN DOES HEREBY PROCLAIM

1. Saturday November 30, 2013 as Small Business Saturday and urges all Alden citizens to support their community by shopping at Alden based businesses; and
2. This Proclamation shall take effect immediately.

The foregoing Proclamation was duly put to a roll call vote at a regular meeting on November 18, 2013, and

ADOPTED.

Ayes 2 Milligan & Riddoch

Nays 0

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

Supervisor Milligan moved and Councilwoman Riddoch seconded the Motion to allow the Alden Veterans of Foreign Wars to use the small room in the Community Center for the Year 2014 on the 3rd Monday of the Month @ 7:30 P.M.

CARRIED.

Ayes 2 Milligan & Riddoch

Nays 0

COUNCILWOMAN RIDDOCH POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

Councilwoman Riddoch moved and Supervisor Milligan seconded the Motion to allow Debra Crist to attend 2014 training school in Rochester, New York on January 8-10, 2014 at reasonable Town expense.

CARRIED.

Ayes 2 Milligan & Riddoch

Nays 0

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

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

WHEREAS, the Alden Town Board having on the 19th day of December, 2011 duly held a public hearing for the purpose of considering a new Contract for Fire Protection District Services for the years 2012-2014 with the Alden Hook & Ladder Fire Company, Inc./ Village of Alden; and having heard all persons desiring to be heard in the matter and the matter having been fully discussed and considered;

WHEREAS, Said Contract was duly approved and duly executed by all parties;

WHEREAS, the New York State Department of Health is now requiring that said Contract be amended, by the adoption of an Intermunicipal Agreement, to clarify the services that are provided under the Contract; and

WHEREAS, the required change is merely a language clarification and the provision of services under the Contract will not change in any way.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS, THAT:

1. The Town Supervisor be and hereby is authorized to execute said Intermunicipal Agreement as required by the New York Department of Health; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on November 18, 2013 and was

ADOPTED.

Ayes 2 Milligan & Riddoch

Nays 0

COUNCILWOMAN RIDDOCH POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

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

WHEREAS, the Town Board of the Town of Alden is considering an application by Christopher Cummings for the subdivision of three (3) lots. The entire parcel currently consists of approximately 36.1 acres on Lesswing Road in the Town of Alden, further identified as SBL #85.00-6-7.121. The first proposed lot ("Parcel A") would be a 27.553 acre parcel; the second proposed lot ("Parcel B") would be a 2.266 acre parcel; and third parcel ("Parcel C") would be the remaining 7.180 acre parcel containing the existing house (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 September 9, 2013, for this Proposed Action, as required under Section 239-m of the General Municipal Law;

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

WHEREAS, the Town of Alden did assume Lead Agency Status on October 21, 2013;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Town Board has prepared the Short Form Environmental Assessment Form, which is now on file with the Town Board and the Town's SEQR Intake Officer; and

WHEREAS, the Town of Alden Planning Board has reviewed the Proposed Action and on October 8, 2013, recommended to the Town Board the approval of the Proposed Action.

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. That the following parcels, more particularly described as:

PARCEL A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being parts of Lot Nos. 28 and 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 34, also being the north line of the Town of Alden, 472.68 feet westerly from the northeast corner of said Lot 34; thence southerly parallel with the east line of Lot 34 425.51 feet; thence easterly parallel with the north line of Lot 34 232.00 feet; thence southerly parallel with the east line of Lot 34 424.49 feet; thence easterly parallel with the north line of Lot 34 and the north line of Lot 28 368.00 feet; thence southerly parallel with the west line of Lot 28 1164.92 feet; thence westerly parallel with the north line of Lot 34 and the north line of Lot 28 800.00 feet; thence northerly parallel with the east line of Lot 34 2014.92 feet; thence easterly along the north line of Lot 34 200.00 feet to the point of beginning, containing 27.553 acres of land more or less.

PARCEL B

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being part of Lot No. 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 34, also being the north line of the Town of Alden, 240.68 feet westerly from the northeast corner of said Lot 34; thence southerly parallel with the east line of Lot No. 34 425.51 feet; thence westerly parallel with the north line of Lot 34 232.00 feet; thence northerly parallel with the east line of Lot 34 425.51 feet to the north line of Lot 34; thence easterly along the north line of Lot 34 232.00 feet to the point of beginning, containing 2.266 acres of land more or less.

PARCEL C

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being parts of Lot Nos. 28 and 34, Township 11, Range 5 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the north line of Lot No. 28, also being the north line of the Town of Alden, 127.32 feet easterly from the northwest corner of said Lot 28; thence southerly parallel with the west line of Lot 28 850.00 feet; thence westerly parallel with the north line of Lot 28 and parallel with the north line of Lot 34 368.00 feet; thence northerly parallel with the east line of Lot 34 850.00 feet to the north line of Lot 34; thence easterly along the north line of Lot 34 and the north line of Lot 28 368.00 feet to the point of beginning, containing 7.180 acres of land more or less.
are given subdivision approval.

4. 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 November 18, 2013, and was

ADOPTED.

Ayes 2 Milligan

Nays 0

THERE WAS NO UNFINISHED OR TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Town Clerk Witt:

Modern recycling checks in with the Clerk's office to notify the Town of problems and to see if there were any problems reported. He notified us that a resident on Westwood was using the recycling tote to dispose of roofing shingles. This was reported to CEO Snyder to see if there was a roofing project going on and to advise the homeowner not to use the bin for this use.

Attorney Strong:

The bid opening for Zoeller/Exchange St. construction bid is this Friday at 2:00 P.M. She will be present . She would like this put on the next Work Session.

Supervisor Milligan:

Mr. Witt and Supervisor Milligan will go to the Wende Correctional Facility to discuss how things with the Town and Prison are progressing. This is a monthly meeting. He will be attending a meeting later in West Seneca for a CDBG meeting.

He would like the 3 Rod and Cayuga on the Work Session for Monday.

NOTICE OF MEETINGS:

NEXT WORK SESSION:

Monday, November 25, 2013 @ 7:00 P.M.

NEXT REG. TOWN BOARD MTG.:

Monday, December 2, 2013 @ 7:00 P.M.

MEMORIAL ADJOURNMENT

Supervisor Milligan adjourned the Meeting at 7:12 P.M. with a Moment of Silence in Memory of Donald Frost.

Ralph Witt
Town Clerk