

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, March 17, 2014 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
Ralph Witt, Councilman

ABSENT: Mary Riddoch, Councilwoman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Gary Wagner, Highway Supt.
Chris Snyder, CEO
Mike Metzger, Town Engineer
Michael DeWitt, Planning Board
Len Weglarski, DCO
Residents

Supervisor Milligan moved and Councilman Witt seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of March 3, 2014. The Motion was put to a Roll Call Vote and **CARRIED.**
Ayes 2 Milligan & Witt
Nays 0

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

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$16,058.84		\$16,058.84
HGHWY FUND "DA/DB"	13,783.94		13,783.94
PART-TOWN FUND "B"	3,379.88		3,379.88
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"			
WD#2 FUND "WB"	650.00		650.00
WD#3 FUND "WC"	650.00		650.00
WD#4 FUND "WD"	650.00		650.00
CONS. WATER "WR"	5,307.02		5,307.02
SP FIRE PROT. "SF"			
SD#2 FUND "SA"	2,379.28		2,379.28
TRUST/AGCY FUND "T"	229.20		229.20
SP REFUSE FUND "SR"	33,580.43		33,580.43
STREET LIGHTING FUND "SL"	9,384.12		9,384.12
PERIWINKLE LTG. "SL1"	74.32		74.32
GRANTS			
TOTALS	\$86,127.03		\$86,127.03

UPON ROLL CALL VOTE THE FOREGOING WAS PUT TO A ROLL CALL VOTE ON MARCH 17, 2014 AND WAS **ADOPTED.**
Ayes 2 Milligan & Witt
Nays 0

BUSINESS FROM THE FLOOR

Supervisor Milligan welcomed the students from Alden Central School. Mr. & Mrs. Melvin Gloss from Kieffer Rd. wanted to let the Board know that the Sunset Kennel that is up for renewal has habitually barking dogs. At one point, they had barked all night. They have no objection to the kennel as long as they don't have to listen to the barking. Mrs. Gloss notices that at 7:00 A.M. in the morning the barking begins.

COMMUNICATIONS

Councilman Witt:

Councilman Witt received a copy of a letter to the Town from a Kieffer Rd. resident recommending that the renewal of the Sunset Kennel's permit not be approved due to barking dogs.

Attorney Strong:

The signed contract was received from the library. We have their proof of insurance on file and are ready to move forward in sending them their money.

A letter was received from our Economic Developer Fred Heinle announcing his immediate resignation.

Supervisor Milligan:

A letter was received from Susan Schumacher, Wende Correctional Facility. She consulted with the Department Counsel Office in response to our request to make the unused portion of Wende Correctional Facility property for sale. If we would become aware of parties interested in purchasing this unused portion, they may submit their interest in writing.

A check was received from Time Warner for \$23,067.81, which is down \$2,000.00 from last year.

NEW BUSINESS

COUNCILMAN WITT MOVED AND SUPERVISOR MILLIGAN SECONDED THE MOTION TO TABLE THE MOTION TO RENEW THE KENNEL SPECIAL USE PERMIT FOR SUNSET RANCH KENNELS/DEBRA WEIKLEENGET/11268 KIEFFER RD.

ON THE QUESTION: COUNCILMAN WITT READ A LETTER FROM A KIEFFER RD. RESIDENT IN OBJECTION TO THE RENEWAL OF THE SPECIAL USE PERMIT.

THE MOTION TO TABLE WAS PUT TO A ROLL CALL VOTE ON MARCH 17, 2014 AND

CARRIED.

Ayes 2 Milligan & Witt

Nays 0

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

WHEREAS, The Town Supervisor would like to amend the order of the Town Board Meeting Agenda to give proper respect to Alden residents who have passed away and to clarify the setting of the Agenda; and

WHEREAS, Notice and a copy of the proposed changes was given by Supervisor Milligan on March 3, 2014 that he would on March 17, 2014, request the Town Board adopt a resolution to amend the Town Council Rules of Procedure effective April 7, 2014.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. That the Town Council Rules of Procedure be amended as follows effective for the April 7, 2014 Alden Town Board meeting, as follows:

§ 6. Order of business.

A. The order of Business of each meeting of the council shall be as follows:

1) Pledge of Allegiance.

~~2) Invocation.~~

3) Calling the roll of Board Members by the Clerk.

4) Offer of the minutes and synopsis of the proceedings of previous Meetings.

5) Approval of Vouchers.

6) Business from the Floor.

7) Presentation of communications from Board Members and other town officials.

- 8) New Business.
- 9) Unfinished and Tabled Business.
- 10) Reports of committees, officials, and personnel.
- 11) Announcements from the Supervisor.
- 12) Notice of Meeting
- 13) ~~Memorial Adjournment.~~ Memorial Remembrance.**
- 14) Adjournment.**

~~§ 7. Presentations to be in writing and signed.~~

~~All petition, resolutions, committee reports, motions (except incidental motion) and amendments thereof, communications and reports of Town officials shall be in writing and signed.~~

§ 8. Time for presentations to the Clerk. [Amended 12-3-2007]

All petitions, resolutions, and offers, reports, motions (except incidental ones) and other items of business or communications of whatever nature shall be submitted to the Town Clerk before 4:30 p.m. on Thursday for presentation at the regular meeting on the following Monday, unless said Thursday is a legal holiday, in which event all matters shall be presented to the Town Clerk before 4:30 p.m. on Wednesday. All matters presented to the Clerk in accordance with this rule shall be included on the agenda for the ensuing meeting. The agenda for the ensuing meeting shall be prepared and available at the Town Hall not later than 12:00 noon on the last business day preceding the ensuing meeting. The Town Board shall not consider nor act upon any matters which are not timely or scheduled on the agenda delivered to the Town Board members as aforesaid, except by unanimous consent by all members of the Board. This rule need not apply to special meetings, which are covered in § 2 and in § 62 of the Town Law of the State of New York.

- 2. This resolution shall take effect immediately.

This resolution was duly put to a roll call vote at a regular meeting on March 17, 2014 and

ADOPTED.

Ayes 2 Milligan & Witt

Nays 0

COUNCILMAN WITT MOVED TO TABLE THE RESOLUTION AUTHORIZING SUPERVISOR MILLIGAN TO SIGN A SHELTER AGREEMENT WITH TOWN LINE LUTHERN CHURCH FOR A TERM TO END DECEMBER 31, 2014.

(They are checking into insurance)

SUPERVISOR MILLIGAN SECONDED THE MOTION TO TABLE. THE FOREGOING MOTION TO TABLE WAS PUT TO A ROLL CALL VOTE AND

CARRIED.

Ayes 2 Milligan & Witt

Nays 0

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

WHEREAS, the Highway Superintendent would like to exchange the plow for his Highway Truck, so that the plow is interchangeable with the plows on other Town trucks 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 quotes were made to two (2) vendors and bids were received as follows:

DeLacy Ford (where the truck was purchased from) and Emerling Chevrolet have both bid \$700.00 for the removal of the current plow, and installation of the new plow.

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.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the removal of the current plow, and installation of the new plow purchase of a balance beam from DeLacy Ford at a total cost of \$700.00;
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.

ON THE QUESTION:

Supervisor Milligan advised Hwy. Supt. Wagner that this would put up a red flag to the accountants, it might make the truck over the cost. He does not think that it is a good idea.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 17, 2014, and failed to receive the majority vote and was not adopted.

Ayes 1 Witt

Nays 1 Milligan

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

WHEREAS, the Town Board has decided that Town of Alden should conduct a town-wide reassessment, the estimated cost of which is over \$20,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden require that all estimated purchases over \$20,000.00 shall be formally bid pursuant to General Municipal Law section 103; however reassessment is a professional service and a company approved by the State of New York Office of Real Property Services must be hired for this type of professional service; and

WHEREAS, the Town did receive three bids and did interview all bidders.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes the Town Assessor to enter into a Contract, once the Contract is approved as to form by the Town Attorney with GAR Associates Inc. for a cost of \$117,000 (\$110,000 for the base reassessment plus \$7,000.00 for Option 1 in the proposal), for reassessment services for the Town of Alden as outlined in the Proposal dated February 28, 2014; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 17, 2014, and was

ADOPTED.

Ayes 2 Milligan & Witt

Nays 0

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

WHEREAS, the Senior / Community Center is in need of structural repairs, which require specifications and construction documents to be drawn up by a professional engineer/architect; which falls under the professional service exemption of the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law;

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

WHEREAS, The Town Board after full and careful review and consideration of the request finds said request to hire an architect/engineer to draw up the specifications and construction documents for the structural repairs at the Senior / Community Center 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 hiring of Tredo engineers at a cost of \$3,500.00 to draw up the specifications and construction documents, as outlined in the attached proposal, for the structural repairs to the Senior / Community Center;

2. The Town Supervisor is authorized to sign any and all necessary documents to effectuate this Agreement; and

3. This resolution shall take effect immediately.

ON THE QUESTION: SUPERVISOR MILLIGAN RECEIVED A CALL FROM SENATOR GALLIVAN'S OFFICE THURSDAY SAYING THAT THERE MAY BE FUNDING FOR THIS PROJECT IN THE AMOUNT OF \$50,000.00.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 17, 2014, and was

ADOPTED.

Ayes 2 Milligan & Witt

Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Witt:

Councilman Witt is watching Cayuga Creek. On Sunday when he was there the ice jam was backed past Four Rod Rd. Today he checked and the water was flowing through.

Hwy. Supt. Wagner:

Hwy. Supt. Wagner is monitoring the ice jam and taking consecutive pictures. He is meeting with the DEC and the Army Corps. Of Engineers on Friday. They will review his presentation and he will escort them down to the site. They will make their recommendations.

Supervisor Milligan:

A letter was received from CCB concerning suburban municipalities trying to deal with the current ECIDA policy on the adaptive re-use of vacant buildings in the suburbs.

Supervisor Milligan went to a high-speed rail seminar. This is the railroad of the future. They would like to run high-speed trains, up to 125 mph, from New York City to Niagara Falls. He was concerned it would run through Alden, but was advised they were not sure where it would run through.

NOTICE OF MEETINGS:

NEXT WORK SESSION: March 24, 2014 @ 7:00 P.M.

NEXT TOWN BOARD MTG.: April 7, 2014 @ 7:00 P.M.

MEMORIAL ADJOURNMENT

Supervisor Milligan adjourned the Meeting at 7 :15 P.M. with a Moment of Silence in Memory of Robert Wells and Gerald Winkler.

Debra A. Crist
Alden Town Clerk