

The Regular Meeting of the Alden Town board was held in the Town Hall at 3311 Wende Road on Monday, November 2, 2015 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilman Witt led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor
Mary Riddoch, Councilwoman
Ralph P. Witt, Councilman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Colleen Rogers, Budget Officer, Supv. Assistant
Tom Malecki, Town Accountant
Gary Wagner, Highway Supt.
Chris Snyder, CEO
Michael Metzger, Town Engineer
Residents

Supervisor Milligan Moved and Councilman Witt seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of October 19, 2015. The Motion was put to a Roll Call Vote on November 2, 2015 and was

CARRIED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH AND SECONDED BY COUNCILMAN WITT TO WIT; Vouchers #1021-1060

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$18,917.93	\$13,260.30	\$32,178.23
HGHWY FUND "DA/DB"	74,488.74	1,848.58	80,337.32
PART-TOWN FUND "B"		3,471.20	3,471.20
CONSOLIDATED WATER "WR"			
EXCHANGE W.D. "HX"		11,505.00	11,505.00
SP FIRE PROT. "SF"			
SD#2 FUND "SA"	338.52	2,297.28	2,635.80
TRUST/AGCY FUND "T"	1,306.32	5,780.95	7,087.27
SP REFUSE FUND "SR"	36,987.17		36,987.17
STREET LIGHTING FUND "SL"	6,546.17	1,651.01	8,197.18
PERIWINKLE LTG. "SL1"	54.89		54.89
GRANTS			
ZOELLER WATER DIST. "HZ"		6,195.00	6,195.00
TOTALS	\$142,639.74	46,009.32	\$188,649.06

THE FOREGOING RESOLUTION WAS PUT TO A ROLL CALL VOTE ON NOVEMBER 2, 2015 AND WAS

ADOPTED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

BUSINESS FROM THE FLOOR

There was no business from the floor.

COMMUNICATIONS

Attorney Strong:

The signed Rural Metro extension contract was received this week.

This is for a period of one year.

Councilwoman Riddoch:

A phone call was received from a Boncliff Drive resident regarding a street light that was out again. Councilwoman Riddoch went out and took down the pole number and will report it again to NYSEG.

Supervisor Milligan:

The monthly report from the Building Inspector was received. Permit fees were \$1,966.00.
A thank you letter was received from Tim and Heather Kaufman for the opportunity to speak to the Board regarding zoning laws.
The postage meter for the month was received.
A letter was received from the Alden Chamber of Commerce informing the Board of Christmas in the Park, which will be held on Saturday, December 5, 2015.
A letter was received from David Kocher regarding the St. John's parish softball fields, thanking the Town for their support with this project.
A letter was received from Erie County Clerk Jacobs regarding mortgage tax. The estimated revenue for Alden is \$83,000.00.

PUBLIC HEARING

AT 7:05 PM SUPERVISOR MILLIGAN MOVED TO ADJOURN FROM THE REGULAR MEETING AND ENTER INTO THE PUBLIC HEARING REGARDING THE SPECIAL DISTRICT BUDGET FOR THE TOWN OF ALDEN FOR THE YEAR 2016. COUNCILMAN WITT SECONDED THE MOTION. THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE AND WAS CARRIED.

Ayes 3 Milligan, Riddoch & Witt
Nays 0

THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

SUPERVISOR MILLIGAN OPENED THE FLOOR FOR PUBLIC COMMENT.

TOM MALECKI, ACCOUNTANT FOR DRESCHER AND MALECKI GAVE AN OVERVIEW OF THE BUDGET PROCESS.

THERE WAS NO PUBLIC COMMENT.

AT 7:09 PM SUPERVISOR MILLIGAN MOVED TO ADJOURN FROM THE PUBLIC HEARING AND ENTER BACK INTO THE REGULAR MEETING. COUNCILMAN WITT SECONDED THE MOTION. THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE AND WAS CARRIED.

Ayes 3 Milligan, Riddoch & Witt
Nays 0

At 7:10 PM SUPERVISOR MILLIGAN MOVED TO ADJOURN FROM THE REGULAR MEETING AND ENTER INTO THE PUBLIC HEARING REGARDING THE PRELIMINARY BUDGET OF THE TOWN OF ALDEN FOR THE YEAR 2016. COUNCILMAN WITT SECONDED THE MOTION. THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE AND WAS CARRIED.

Ayes 3 Milligan, Riddoch & Witt
Nays 0

THE TOWN CLERK READ THE NOTICE OF PUBLIC HEARING THAT WAS PRINTED IN THE ALDEN ADVERTISER.

SUPERVISOR MILLIGAN OPENED THE FLOOR FOR PUBLIC COMMENT.

THERE WAS NO PUBLIC COMMENT.

AT 7:15 PM SUPERVISOR MILLIGAN MOVED TO ADJOURN FROM THE PUBLIC HEARING AND ENTER BACK INTO THE REGULAR MEETING. COUNCILWOMAN RIDDODCH SECONDED THE MOTION. THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE AND WAS CARRIED.

Ayes 3 Milligan, Riddoch & Witt
Nays 0

NEW BUSINESS

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

WHEREAS, the Town Board of the Town of Alden is considering an application by Mark Casell for the subdivision of two (2) lots. The entire parcel currently consists of approximately 88 acres on Westwood Road in the Town of Alden, further identified as SBL #107.00-2-6. The first proposed lot ("Parcel A") would be a 200 foot by 435 foot vacant parcel; the second proposed lot ("Parcel B") would be the remaining approximate 86 acre parcel of with the existing house and the existing barn (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 July 1, 2015, for this Proposed Action, as required under Section 239-m of the General Municipal Law and "no approval needed" response was received;

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 6, 2015;

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 13, 2015, 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 parcel, more particularly described as:

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. 43, Township 11, Range 5 of the Holland Land Company's Survey, more particularly described as follows:

Beginning at a point in the center line of Westwood Road, which is also the south line of Lot 43, distant two thousand one hundred sixty-three and ninety-eight hundredths (2,163.98) feet westerly from the southeast corner of said Lot;

Thence northerly, parallel with the east line of Lot No. 43, a distance of four hundred thirty-five and sixty hundredths (435.60) feet;

Thence westerly, parallel with the center line of Westwood Road, a distance of two hundred (200.00) feet;

Thence southerly, parallel with the east line of Lot No. 43, a distance of four hundred thirty-five and sixty hundredths (435.60) feet to the center line of Westwood Road;

Thence easterly, along the center line of Westwood Road, also the south line of Lot 43, a distance of two hundred (200.00) feet to the point or place of beginning.

is given subdivision approval; and

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 2, 2015, and was

ADOPTED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

Supervisor Milligan Moved and Councilman Witt seconded the Motion to approve the renewal of the Home Occupation Permit for Daryl Beyer/13940 Henskee Rd./Restoring and Selling restored antiques and collectibles for a period of one year. The foregoing Motion was put to a Roll Call Vote on November 2, 2015 and was

CARRIED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

Councilwoman Riddoch Moved and Councilman Witt seconded the Motion to approve the renewal of the Home Occupation Permit for Ellen Hinsken/11342 Broadway/Make and Sell crafts and home décor for a period of one year. The foregoing Motion was put to a Roll Call Vote on November 2, 2015 and was

CARRIED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

SUPERVISOR MILLIGAN POLLED THE BOARD AND THE FOLLOWING WAS ADDED:

Councilwoman Riddoch questioned as to why the Budgets needed to be adopted the same night as the Public Hearing. Usually there is a two week period to be open to public comment before it is adopted. Supervisor Milligan wanted to get it passed before election. There was nobody present to comment on the budgets.

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

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2015, duly filed the Tentative Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2016, with the Alden Town Clerk;

WHEREAS, Town Clerk, Debra A. Crist, Duly presented the Tentative Budget to the Alden Town Board on October 5, 2015;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Budget recommended the approval of the Tentative Budget, making the Tentative Budget the Preliminary Budget of the Town of Alden for Fiscal Year 2016;

WHEREAS, on October 19, 2015, the Alden Town Board duly called a public hearing on the Preliminary Budget, notice of said public hearing was duly published and posted;

WHEREAS, the Preliminary budget was duly filed in the Office of the Alden Town Clerk for inspection by the public; and

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary General Fund Budget for Fiscal Year 2016, on November 2, 2015. At which time all persons interested in the Preliminary General Fund Budget were given the opportunity to be heard.

WHEREAS, the Budget Officer has reported to the Office of the State Comptroller proof of her calculations confirming the tax levy limit.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the final General Fund Budget for the Fiscal Year beginning January 1, 2016;
2. The Town Clerk shall prepare and certify, in duplicate, copies of said General Fund Budget and deliver the same to Supervisor Milligan to be presented to the Legislature of Erie County; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to roll call vote at a regular meeting held on November 2, 2015 and was

ADOPTED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

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

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2015, duly filed the Tentative Special District and Special Improvement District Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2016 with the Alden Town Clerk;

WHEREAS, Town Clerk, Debra A. Crist, duly presented the Tentative Special District and Special Improvement District Budget to the Alden Town Board on October 5, 2015;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Special District and Special Improvement District Budget recommended the approval of the same, making the Tentative Special District and Special Improvement District Budget the Preliminary Special District and Special Improvement District Budget of the Town of Alden for the Fiscal Year 2016;

WHEREAS, on October 19, 2015, the Alden Town Board duly called a public hearing on the Preliminary Special District and Special Improvement District Budget, notice of said public hearing was duly published and posted;

WHEREAS, the Preliminary Special District and Special Improvement District Budget was duly filed in the Office of the Alden Town Clerk for inspection by the public; and

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary Special District and Special Improvement District Budget for Fiscal Year 2016, on November 2, 2015. At which time all persons interested in the same were given the opportunity to be heard.

WHEREAS, the Budget Officer has reported to the Office of the State Comptroller proof of her calculations confirming the tax levy limit.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the final Special District and Special Improvement District Budget for the Fiscal Year beginning January 1, 2016;
2. The Town Clerk shall prepare and certify, in duplicate, copies of said Special District and Special Improvement District Budget and deliver the same to Supervisor Milligan to be presented to the Legislature of Erie County; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting held on November 2, 2015 and was

ADOPTED.

Ayes 3 Milligan, Riddoch & Witt

Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Witt:

Councilman Witt wanted to mention that he came in early tonight and Town Clerk Crist was issuing a marriage license. He wanted the new Supervisor to know that she is the lowest paid Town Clerk in the County by 20% and she does an incredible job. Maybe next year's budget can reflect this.

Councilwoman Riddoch:

Councilwoman Riddoch would like the personnel policy on the Work Session to review.

Highway Supt. Wagner:

Highway Supt. Wagner is waiting for Winter.

Engineer Metzger:

Supervisor Milligan said he received a letter that the Metzger Family is being recognized for their work for Juvenile Diabetes. They have been active for 25 years.

Colleen Rogers:

The efficiency plans that were submitted were accepted and checks should be issued late Fall or early January.

Councilman Witt:

CEO Snyder was questioned by Councilman Witt on the status of the Moore Sled Shop. It is on the agenda of the Planning Board for the next meeting.

Len Weglarski:

Len has two dogs in his kennel. Lancaster has approached him about using his kennels for boarding. This would be a contract between Lancaster and Len Weglarski.

Supervisor Milligan:

There is a big voting day tomorrow. He wishes all luck. Whoever wins, he will work with to make the transition as smooth as possible.

NOTICE OF MEETINGS

SPECIAL MEETING:	(CBA-PARKS)	NOVEMBER 4, 2015	@3:00 PM
NEXT WORK SESSION:		NOVEMBER 9, 2015	@7:00 PM
NEXT TOWN BOARD MTG.:		NOVEMBER 16, 2015	@7:00 PM

MEMORIAL REMEMBRANCE

ADJOURNMENT

At 7:25 P.M. Supervisor Milligan adjourned the Meeting.

Debra A. Crist
Alden Town Clerk