

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, August 15, 2016 at 7:00 P.M. Supervisor Savage called the Meeting to Order and led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Richard Savage, Supervisor
Colleen Pautler, Councilwoman
Ralph P. Witt, Councilman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney
Gary Wagner, Highway Supt.
Chris Snyder, CEO
Michael Metzger, Town Engineer
Michael Fleming, Planning Board
Len Weglarski, Dog Control Officer
Residents

Supervisor Savage Moved and Councilwoman Pautler seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of August 1, 2016. The foregoing Motion was put to a Roll Call Vote on August 15, 2016 and was

CARRIED.

Ayes 3 Savage, Pautler & Witt
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN PAUTLER AND SECONDED BY COUNCILMAN WITT TO WIT; VOUCHERS #798-859

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$18,128.94		\$18,128.94
HGHWY FUND "DA/DB"	7,456.00		7,456.00
PART-TOWN FUND "B"	2,280.00		2,280.00
CONSOLIDATED WATER "WR"			
WATER DISTRICT #1 FUND "WA"	9,340.63		9,340.63
SP FIRE PROT. "SF"			
SD#2 FUND "SA"	2,587.45		2,587.45
TRUST/AGCY FUND "T"	1,170.47		1,170.47
SP REFUSE FUND "SR"	34,350.62		34,350.62
STREET LIGHTING FUND "SL"	5,781.08		5,781.08
PERIWINKLE LTG. "SL1"	34.74		34.74
GRANTS			
TOTALS	\$81,129.93		\$81,129.93

UPON ROLL CALL VOTE ON AUGUST 15, 2016 THE FOREGOING RESOLUTION WAS

ADOPTED.

Ayes 3 Savage, Pautler & Witt
Nays 0

AT 7:05 P.M. COUNCILWOMAN PAUTLER MOVED AND COUNCILMAN WITT SECONDED THE MOTION TO ADJOURN FROM THE REGULAR MEETING AND ENTER INTO THE PUBLIC HEARING REGARDING LOCAL LAW NO. 2 OF THE YEAR 2016 ENTITLED "SOLAR SITING". THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE ON AUGUST 15, 2016 AND

CARRIED.

Ayes 3 Savage, Pautler & Witt
Nays 1

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

SUPERVISOR SAVAGE OPENED THE FLOOR FOR PUBLIC COMMENT.

Rob Coushea/Audoban Dr. Snyder from Solar Liberty – Solar Liberty had comments- the City University of New York is working on a unified code for municipalities across the State, he would suggest that the Town refer to this when working on the law. They also noted that a bond is required; they are not seeing that in other municipalities. It could put Alden at a disadvantage. Supervisor Savage did not think it would be a disadvantage if the homeowner had to cover the cost of removal if the company went under.

Ron Rebmann/Broadway feels the law should have further research regarding fencing requirements. How dangerous is it. Rob from Solar Liberty referred to the University of Buffalo’s large array that is wide open and is park space. Supervisor Savage is concerned with the safety issue.

Mark Casell/Baxter these things need to be installed and meet electrical code, so there should not be an electrical hazard by walking up and touching them. The law should be focused on meeting the electrical code, not having a four foot fence around it. The two main points are not in the front yard and 250’ set back. This is excluding the majority of the ½ acre properties for ground mounts.

Jim Guarino/North Rd. read a section of the Ag and Market Law with consideration to turbines and solar panels. He suggested that the Town review Ag Law 305-A and 301(11). Attorney Strong will research these.

Supervisor Savage said they will take another look at the fencing issue.

Marlin Gillette- solar panels need periodic cleaning. The good thing in this area is the snow, with the proper pitch it cleans them off.

AT 7:35 P.M. AFTER ALL THOSE WISHING TO BE HEARD WERE HEARD, COUNCILMAN WITT MOVED AND COUNCILWOMAN PAULTER SECONDED THE MOTION TO CLOSE THE PUBLIC HEARING ENTER BACK INTO THE REGULAR MEETING. THE FOREGOING MOTION WAS PUT TO A ROLL CALL VOTE ON AUGUST 15, 2016 AND CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

BUSINESS FROM THE FLOOR

James Guarino/North Rd. questioned the Board on the status of the Master Plan. Attorney Strong said the Town is in the process of redoing/updating the Town Code Book as part of the Master Plan implementation. This will be a more user friendly code book and will be available on line. Mr. Guarino also questioned what an International Residential Code was. Supervisor Savage explained that this is the Code that has been adopted by the State as Building and Fire Code and all the municipalities are required to do a local law stating that they will abide by this law.

Matthew Herdzyk, S. Woodside wanted to thank the Town and Hwy. Supt. Wagner for the Children at Play signed placed on his road.

COMMUNICATIONS

Supervisor Savage:

There will be a budget meeting on Wednesday, August 17th with all the department heads. The cap is .06% with no carry over. Things will be going down more than up.

Contracts have been signed with Hohl Ind., he is just waiting for their bond and insurance certificates. Colleen put together an immunization program with the VNA on October 12th for flu shots. It will be held 11:00 A.M. to 2:00 P.M. at the Community Center.

Bill Sivecz put together a list of vacant homes (23) in the Town of Alden.

The Engineer’s report was received for Sewer District #2/Alaura Drive. In the future, he will meet with the homeowners (59) and inform them of the alternatives to repair or replace. The plant is in need of repair and was patched up 20 years ago. It has reached its life expectancy 10 years ago.

NEW BUSINESS

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to introduce Local Law #3/International Residential Code and refer the same to the Planning Board for Review and Recommendation. The foregoing Motion was put to a Roll Call Vote on August 15, 2016 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

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

WHEREAS, the Alden Town Board has received a request from Parks Supervisor Andy Sojka to purchase a tools and replacement parts to repair the playground equipment in the Town Park the estimated cost of which less than \$10,000.00 but greater than \$500.00;

WHEREAS, the Procurement Policy & Procedure Guidelines (“Guidelines”) of the Town of Alden states that the Town must obtain written quotes from at least two (2) vendors; except where items are purchased on the State Bid Contract;

WHEREAS, a quote was received from Miracle Recreation Equipment Company (NYS Contract #PC66775) for a total of \$869.24 for “S” Hook pliers; slash proof seat; tot seat and chain;

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 purchase of the tools and replacement parts from Miracle Recreation Equipment Company for a cost of \$869.24;
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 August 15, 2016, and **ADOPTED.**

Ayes 3 Savage, Pautler & Witt
Nays 0

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

WHEREAS, the Building Inspector/Code Enforcement Officer has informed the Alden Town Board that several properties in the Town of Alden are not being properly maintained by the property owners;

WHEREAS, pursuant to Chapter 18 of the Alden Town Code the Alden Town Board Ordered by resolution dated August 1, 2016, the following property owners to cut, trim or remove brush, grass, rubbish or weeds on their lands by August 14, 2016, notice of which Order was properly given to each property owner and the following property owners have failed to comply:

Christopher Kalisz, owner of 12327 Westwood Road (SBL # 107.04-1-5);
James J. and Betty Ann Schmidt, owner of 3528 Townline Road (SBL # 84.04-1-3);
Susan Brennan/ Caliber Home Loans, owner of 1214 Mayfield Drive (SBL # 119.05-1-8); and
Janet Schalk, owner of 11638 Genesee Street (SBL # 119.05-1-8)

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. D&T Lawn Service is hired to maintain the following properties at the following costs, the cost per cut of such maintenance shall be paid from the general fund, and then relieved onto the 2017 county/town tax for the respective offending property:

12327 Westwood Road	\$165.00
3528 Townline Road	\$115.00
1214 Mayfield Drive	\$125.00
11638 Genesee Street	\$150.00
TOTAL COST	\$ 555.00

2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on August 15, 2016, and was

ADOPTED.
Ayes 3 Savage, Pautler & Witt

Nays 0

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to approve Alden Central School's request to use the regulation soccer field in the R.O. Smith Park on Specified Dates between August 25th and October 4th, 2016. The foregoing Motion was put to a Roll Call vote on August 15, 2016 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Supervisor Savage Moved and Councilman Witt seconded the Motion to approve Alden Central School's request to use the Alden Town Park paved loop and the Joe Panza Nature Trail for ACS Varsity and modified cross country seasons per request of 8/4/16. The foregoing Motion was put to a Roll Call Vote on August 15, 2016 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Councilwoman Pautler Moved and Councilman Witt seconded the Motion to approve the renewal of Douglas Swingle's Home Occupation Permit for Auto Upholstery at 12049 Genesee St. for a period of one year. The foregoing Motion was put to a Roll Call Vote on August 15, 2016 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

Councilman Witt Moved and Councilwoman Pautler seconded the Motion to approve Alden Substance Abuse Coalition's use of the Community Center from October 19th through October 23, 2016 for their 2016 Halloween Spooktacular. The Foregoing Motion was put to a Roll Call Vote on August 15, 2016 and

CARRIED.

Ayes 3 Savage, Pautler & Witt

Nays 0

UNFINISHED & TABLED BUSINESS

There was no unfinished & tabled business.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Attorney Strong:

Attorney Strong continues working on the LVAC ambulance contract.

Hwy. Supt. Wagner:

The Town was called out by the County on August 6, 2016 for a fire on Walden Ave. the Grandal was used and two tires were destroyed. Hwy. Supt. Wagner replaced the two tires and asked what to do about reimbursement. The bill will be sent to the County.

A representative from Hohl met with Hwy. Supt. Wagner on Friday.

Engineer Metzger:

The architect for the Community Center was advised of the color selection of the panels and asked them to let them know when they would be done. Supervisor Savage thought they were done. Mike will follow up. The grant needs to be closed out.

NOTICE OF MEETINGS

NEXT WORK SESSION:

August 22, 2016

@ 7:00 P.M.

NEXT TOWN BOARD MTG.: (Tuesday)

September 6, 2016

@ 7:00 P.M.

MEMORIAL REMEMBRANCE

Supervisor Savage asked all to stand for a Moment of Silence in Memory of Paul Aldrich, Tracy Hengerer, Stephen Ondrejka, Peter Skowran & Zetta Newcome.

ADJOURNMENT

At 8:01 PM Supervisor Savage adjourned the Meeting.

Debra A. Crist, Town Clerk

