

MEETING NO. 2
REGULAR NO. 2

REGULAR BOARD MEETING

JAN. 20, 2009
7:00 PM

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Tuesday, January 20, 2009 at 7:00 PM. Supervisor Smith called the Meeting to Order. Paul Loehr gave the Invocation. Councilman Weber led in the Pledge of Allegiance. The roll call was taken by the Town Clerk.

PRESENT: Ronald Smith, Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman
Ronald Snyder, Councilman
Arlene Cooke, Councilwoman
RECORDING SECRETARY: Dorothy L. Bycina, Town Clerk
OTHERS PRESENT: Jennifer Strong, Town Attorney
Harry Milligan, Highway Supt
Michael Metzger, Town Engineer
Michael Fleming, Planning Board

Councilman Snyder moved and Councilwoman Riddoch seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of January 5, 2009. Unanimously carried.

THE FOLLOWING RESOLUTION WAS OFFER BY COUNCILWOMAN COOKE AND SECONCED BY COUNCILMAN SNYDER TO WIT:

ACCOUNT	ABST #1	ABST #2	TOTAL
GENERAL FUND "A"	27,785.40		27,785.40
HGHWY FUND "DA/DB"	36,662.07		36,662.07
PARTTOWN FUND "B"	7,439.87		7,439.87
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"	29,481.78		29,481.78
SD#1 FUND "SI"	34,754.64		34,754.65
SD#2 FUND "SA"	2,402.03		2,402.03
TRUST & I AGCY FUND "T"	1,166.64		1,166.64
SP REFUSE FUND "SR"	32,049.68		32,049.68
ST LILGHTING FUND "SL"	8,046.45		8,046.45
GRANTS	8,669.05		8,669.05
TOTAL	\$192,196.22		\$192,196.22

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to enter into the 7:05 PM Public Hearing. Unanimously carried.

The Town Clerk read the Notice of Public Hearing that was published in the Alden Advertiser re FIRE CONTRACTS. Supervisor Smith explained the Contract. This is a three (3) year Contract – as of Jan. 2009 each of the Companies will receive \$128,828.90 – no increase in 2010 and in 2011 they will receive \$131,405.48 each. They will receive \$5,000 for a Joint Training Program. The Town will make a contribution to the Village of 40% for their Service Award Program.

The Supervisor opened the Floor for discussion.

James Guarino/North Road questioned how the figures are based on calls – Crittenden does not have as many calls. Supervisor Smith stated that Crittenden has a Mutual Aid Agreement with the Village of Alden that they respond to EMS Calls that the Village receives and New York State requires an Audit for this and we receive a copy each year.

After all those wishing to be heard, were heard, Councilwoman Riddoch moved and Councilman Weber seconded the Motion to call the Public Hearing to a close at 7:09 PM.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to enter into the 7:10 PM Public Hearing. Unanimously carried.

The Town Clerk read the Notice of Public Hearing that was published in the Alden Advertiser re WINDMIL LAW.

Supervisor Smith stated that this Public Hearing referred primarily to changes Section 6 of the Windmill Law. The Floor was opened for discussion. There was a lengthy discussion between the Supervisor, Engineer and the following; Robert Wohlgemuth, Ronald Gardner, Paul Loehr, James Guarino and Keith Stone. After all those wishing to be heard, were heard, Councilman Weber moved and Councilwoman Riddoch seconded the Motion to call the Public Hearing to a close at 8:25 PM. The Supervisor requested this be placed on the work Session of January 26th.

BUSINESS FROM THE FLOOR

James Guarino/North Rd reported on the Flooding on North Road near the Bridge – since the Guardrails have been installed it has prevented cars from going off the Road.

Robert Wohlgemuth/Genesee St “Thanked” Paul Loehr for his help with his Camera setup. He would also like to see when Drawings come in that the Building Dept and the Planning Board be required to have these not only in paper format but also in electronic format for the purpose of distribution and availability to the Public..

COMMUNICATIONS

Councilwoman Riddoch received a notice from NYSEG re replacement of existing Mercury Vapor Fixtures – placed this on the Work Session; received a call from Kathy Pudlewski/Westwood Rd re power outage over the last month – she has talked with Supervisor Jeff Sowinski of NYSEG and he agreed to send a report on the outages and she will share these with the Board. She has also spoken to Dan Moultrup re the Vacuum release System for the Pool – we need to meet the Federal requirement for the drain but not the vacuum system that we have.

Councilman Snyder received the Notice of the Ass’n of Towns Meeting this Thursday in Hamburg.

Councilwoman Cooke reported on her visit to the Community Center and she is pleased with the Van.

Supervisor Smith reported he received the Rural Metro Report for December 2008; received the Yearly Report for Alternative Care Services; received the Town of Alden Sr Van Report for the Year 2008 and the Village of Alden’s Firemen’s Report for September, October, November and December.

NEW BUSINESS

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

WHEREAS, this resolution is intended to clarify the resolution duly adopted on January 5, 2009

RESOLVED, that Ralph Witt be and hereby is appointed to the Town of Alden Planning Board for a term to commence this date and expire on December 31, 2015, and that Ralph Witt shall serve as Chairman of the Planning Board for the year 2009; and

RESOLVED that this resolution shall take effect immediately

The question of the adoption of the foregoing resolution was duly put to a vote on roll call at a regular meeting on January 20, 2009 and was unanimously adopted.

Councilman Weber moved and Councilman Riddoch seconded the Motion to renew the HOP for Charles T. Smith/3231 Crittenden Rd. Unanimously carried.

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

WHEREAS, the Town of Alden (“Town”) has received an offer from Gary D. Wagner (“Wagner”) to donate his time and services for the construction and installation of public ice skating rink in the Alden Town Park;

WHEREAS, the Town of Alden is aware that a large number of residents of the Town of Alden would benefit from a public ice skating rink;

WHEREAS, the Town and Wagner have come to full agreement on the terms of such donation of time and services; and

WHEREAS, Wagner had obtained insurance for the benefit of the Town of Alden.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town approves the attached Agreement with Wagner, as being consistent with its policies and in the interests of the residents of the Town of Alden;
2. That the Supervisor of the Town is authorized to sign any and all necessary documents to effectuate this Agreement; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote on January 20, 2008 and was Unanimously Carried.

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

Whereas, the Alden Town Board having on the 20th day of January 2009 commencing at 7:05 PM duly held a public hearing for the purpose of considering new contracts for the year 2009-2011 with the Alden Hook & Ladder Fire Company, Inc. and Village of Alden; Townline Volunteer Fire Department, Inc; Crittenden Fire Department, Inc; and the Millgrove Fire Department, Inc; each of which said contracts shall be for fire protection to “Town of Alden Fire Protection District,; and having heard all persons desiring to be heard in the matter and the matter of said contracts for such fiscal years having been fully discussed and considered.

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized to execute said contracts, copies of which are on file in the office of the Town Clerk, on the terms and conditions contained therein, for the fiscal year begin January 1, 2009.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on January 20, 2009 and was Unanimously Adopted.

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

WHEREAS, the Town of Alden (“Town”) and Alden Youth Baseball, Inc.,(Youth Baseball”) a Not-For-Profit Corporation duly organized and existing under the laws of the State of New York, have negotiated an Agreement to allow Youth Baseball to use the Alden Town Hall gymnasium for its players to practice indoors during the months of January, 2009, through April, 2009;

WHEREAS, the Town of Alden is aware that a large number of residents of the Town of Alden and Alden School District participate in the programs offered by Youth Baseball and is interested in assisting Youth Baseball;

WHEREAS, the Town and Youth Baseball have come to full agreement on the terms of such Agreement to run from January 20, 2009 until April 30, 2009, a copy of which is attached hereto; and

WHEREAS, Youth Baseball has obtained insurance for the benefit of the Town of Alden

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town approves the Agreement with Youth Baseball, as being consistent with its policies and in the interest of the residents of the town of Alden;
2. That the Supervisor of the Town is authorized to sign any and all necessary documents to effectuate this Agreement; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote on January 20, 2009 and was Unanimously Adopted.

Supervisor polled the Board and with no objection the following was added to the Agenda.

Supervisor Smith moved and Councilman Snyder seconded the Motion to approve the Budget Transfers as presented. Unanimously carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIAL AND PERSONNEL

Councilwoman Riddoch reported she met with Highway Supt Milligan and the Firemen re their Convention – was very impressed with all the items they have discussed and met.

Councilman Weber reported on the Black Magic that the Highway Dept used this Winter.

Attorney Strong reported she has redrafted the Emergency Generator and will discuss this at the Work Session.

Councilman Snyder stated that he did notice the condition of the Town Roads that used the Black Magic – it really works; he has been in contact with Chuck Roberts re the use of the Gym; will be working on the leaks on the Town Hall Roof.

Engineer Metzger reported on the Reinhardt Road Crossing and requested the Bonnie Lake Subdivision be placed on the Work Session.

Supervisor Smith “Wished” Marilla Supervisor Gertz a Speedy recovery.

Supervisor Smith adjourned the Meeting at 8:45 PM with a Minute silence in Memory of Harvey Erny (past Chairman of the Alden Town Planning Board.

DOROTHY L. BYCINA
TOWN CLERK

Supervisor Smith adjourned the Meeting at 8:55 PM with a Minute's silence in Memory of Harvey Erny (Past Chairman of the Alden Town Planning Board)