

MEETING NO. 6
REGULAR NO. 6

REGULAR BOARD MEETING

MARCH 16, 2009
7:00 PM

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, March 16, 2009 at 7:00 PM. Supervisor Smith called the Meeting to Order. Councilman Snyder led in the Pledge of Allegiance. The Invocation was given by Mr. Paul Loehr. 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
Martin Dugan, CEO
Gary Wagner, Planning Board
Lenny Weglarski, DCO

Councilman Snyder moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of March 2, 2009. Unanimously carried

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN COOKE AND SECONDED BY COUNCILMAN SNYDER TO WIT;

ACCOUNT	ABST #1	ABST #2	TOTAL
GENERAL FUND "A"	41,520.64		41,520.64
HIGHWAY FUND "DB"	22,121.78		22,121.78
PARTTOWN FUND "B"	18,864.20		18,864.20
WD#2 FUND "WB"	375.20		375.20
WD#3 FUND "WC"	2,063.60		2,063.60
WD#4 FUND "WD"	4,446.90		4,446.90
SP FIRE PROT "SF"	523,135.38		523,135.38
SD #2 FUND "SA"	2,509.36		2,509.36
TRUST/AGCY FUND "T"	194.00		194.00
SP REFUSE FUND "SR"	30,899.04		30,899.04
ST LIGHTING FUND "SL"	7,129.62		7,129.62
GRANTS	3,077.88		3,077.88
TOTAL	656,337.60		656,337.60

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

Supervisor Smith "Welcomed" the Students from Alden Central School

BUSINESS FROM THE FLOOR

Paul Loehr/Henskee Rd questioned the \$523,135.38 Amount to be paid on the Abstract. Supervisor Smith stated this was for the Annual Contract with the Fire Companies for Fire Protection and the Service Award Program. He also questioned how many homes would be built in the Frey Subdivision. Supervisor Smith said this is for a Minor Subdivision and is for one home.

Polly Justinger/Crittenden Rd had several questions re the Proposed Water District #5. She has been comparing with Marilla and Batavia re their Water Project. She referred to the Bond Amount. Supervisor Smith explained the Bond Amount was for the total cost of project which includes the cost of construction, lines, engineering. The Formula used for WD#5 is the same Formula used for WD#4- Assessed Value, Frontage and Unit Charge.

Robert Wohlgemuth/Genesee St referred to the Map-Plan Report – he stated that the Maximum rate of 8.1 % could be the charge if there is no Federal Funding.

James Guarino/North Rd referred to the letter he gave the Board at the last Meeting – wanted to know if the Town has done any research on this. Assessor Sivecz reported on his research.

COMMUNICATIONS

Councilwoman Riddoch reported: she received the Health Permit for the Concession Stand; a notice of Annual Sport Scheduling Meeting with Dan Moultrup; received the Personnel Policy from Attorney Strong and a Renewal Application from Tompkins Insurance.

Councilman Weber is working on Drainage – Henskee Rd, Wende Rd and Sandridge Rd; request that a Drainage Problem on Boncliff be placed on the Work Session

Attorney Strong reviewed the Townwide Proposed Garbage Bid and has sent her comments to Engineer Metzger; requested the Local Development Corp be placed on the Work Session and has clarified with the Board of Election that the Public is not allowed to supervise the counting of the Votes following the Referendum Vote. Also the Voter List is available in the Town Clerk's Office for review only under supervision.

Councilwoman Cooke met with the Fire Company re the Firemen's Convention.

Supervisor Smith reported the following: a letter signed by residents of Periwinkle re the Street Lighting ; the February 26th Village Board Minutes; the Agenda for March 10th Planning Board Meeting; Rural Metro's Monthly Report for February 2009; Village of Alden Fire Co Report for February 2009.

NEW BUSINESS

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to grant Alden Central School permission to use Shelters No. 1 and No. 2 the Walking Path and Bathroom structures on June 12th for the 5K race. Unanimously carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to grant St. John's Soccer Program permission to use the smaller soccer field/Robert O. Smith Park on requested dates; bathroom in the main build and the field be lined. Unanimously carried.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to grant Assessor William Sivecz permission to attend the New York State Assessors' Ass'n 2009 Cornell Seminar on July 13th – July 18th, 2009. Unanimously carried.

SUPERVISOR SMITH MOVED AND COUNCILWOMAN COOKE SECONDED THE MOTION TO TABLE THE RESOLUTION re LEAD AGENCY/SUBDIVISION – FREY-GENESEE ST. UNANIMOUSLY CARRIED.

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

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. are desirous of keeping the Alden Little League Baseball Program in operation for the 2009 season;

WHEREAS, the Alden Town Board is aware that a large number of child residents of the Town of Alden and the Alden Central School District participate in the Alden Little League Baseball Program and finds it in the best interests of the town and as consistent with its policies to continue this Program;

WHEREAS, Alden Youth Baseball, Inc. is the sole source provider of little league baseball services in the Town of Alden and therefore the Town's Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. have come to full agreement on the terms of an Agreement to run from January 1, 2009 until December 31, 2009.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the attached Contract with Alden Youth Baseball, Inc. at a cost of \$3,000.00 whereby Alden Youth Baseball, Inc. will purchase little league baseball uniforms for Alden Residents involved in the Alden Little League Baseball Program as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. The Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate the Agreement; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote at a regular meeting on March 16, 2009 and was unanimously adopted.

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

WHEREAS, the Town of Alden Highway Superintendent has advised the Town Board that the Highway Department is in need of road salt for the 2009-2010 snow plowing season which will be purchased from the New York State bid Contract;

WHEREAS, by purchasing from the State Bid Contract 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 in the public interest to authorize the purchase of road salt for the 2009-2010 snow plowing season before the price of road salt increased.

Now therefore be it resolved as follows:

1. The Town Board approves the purchase of 779+/- tons of road salt from the State Bid Contract at a cost of \$38.50 per ton for a total cost of \$30,000.00 as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. Payment shall be made from the Highway Fund Balance for the Town of Alden;
3. That the Highway Superintendent of the Town of Alden is authorized so sign any and all necessary documents to effectuate this purchase; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote at a regular meeting on March 16, 2009 and was unanimously adopted.

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

WHEREAS, Ralph (“Doc”) Davis, a citizen of the Town of Alden, has graciously and selflessly served the Alden Hook & Ladder Fire Company for the past sixty-two years; and

WHEREAS, the Town of Alden is aware of the great and longstanding service that Doc Davis has given to the Alden Hook & Ladder Fire Company, to the Town of Alden, and to local citizens.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Town Board hereby recognizes, congratulates, and honors Doc Davis on his sixty plus years of outstanding and dedicated commitment to the Alden Hook & Ladder Fire Company and his outstanding dedication and commitment to the Alden Community;
2. That the Town Clerk is hereby directed to send a certified copy of this Resolution to Doc Davis and to the Alden Hook & Ladder Fire Company; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 16, 2009 and was unanimously adopted.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to renew the HOP for Edward Mosman/2241 TownLine Road. Unanimously carried.

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

WHEREAS, Ronald C. Blakeslee has filed an Application for a Home Occupation Permit to render tax preparation services from his residence at 456 Creekside Drive

WHEREAS, the Town of Alden Planning Board has reviewed the Application and on March 10, 2009, recommended the approval of the application to the Alden Town Board; and

WHEREAS, the Town Board, pursuant to Section 20-649 (C) of the Alden Town Code is required to call a public hearing on the Application.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That a Public Hearing on the home Occupation Permit Application for Ronald C. Blakeslee be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on April 6, 2009 at 7:05 P.M. Local Time;
2. That the necessary notice of Public Hearing, as required by Section 20-64 (C) of the Town of Alden, and be posted on the Town Bulletin Board, and mailed to the adjacent property owners, which notice shall be in the form attached hereto and made a part hereof; and
3. This Resolution shall take effect immediately.

The adoption of the foregoing resolution was duly put to a roll call vote at a regular meeting on March 16, 2009 and was unanimously adopted.

UNFINISHED & TABLED BUSINESS

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

RESOLUTION OF THE TOWN OF ALDEN, IN THE COUNTY OF ERIE, NEW YORK, ADOPTED March 16, 2009, designating the officials to act at the special election to be held on April 7, 2009

Resolved by the Town Board of the Town of Alden, in the County of Erie, New York;

Section 1. The following persons whose names are included on the list of election inspectors and ballot clerks previously designated for general election purposes, pursuant to the Election law, are hereby appointed to act as Election Inspectors and Ballot Clerks at the Special Election of the qualified voters of the proposed Water District No. 5, in the Town of Alden, in the County of Erie, New York, to be held at the Town Hall, 3311 Wende Road, Alden, New York, on April 7, 2009, and to perform all duties and undertakings in relation thereto, as prescribed by the Town Law and the Election:

Leon Prucnal, Chairperson;

Eileen Wirth; Dorothy Szrama; Ann Gilbert; Dorothy Schmitt, Alvina Cometto, Inspectors of Election and Ballot Clerks and

Ladine Nice and Angela Bartram Roeser, as Alternate Inspectors of Election and Ballot Clerks.

Section 2. The Election Inspectors shall file with the Town Clerk of the Town a certificate setting forth the holding of the Special Election, the total number of votes cast upon the Proposition submitted at such Special Election, and the number of votes for and against said Proposition, together with the name and address of every person voting at such Special Election upon such Proposition.

Section 3. This resolution shall take effect immediately.

Upon roll call vote the foregoing resolution was unanimously adopted.

REPORTS FROM COMMITTEES, OFFICIALS & PERSONNEL

Councilwoman Riddoch requested the Personnel Policy be placed on the Work Session; the Alden Recreation Advisory Committee Meeting will be this Thursday-March 19th at 7:30 PM in the Community Center and she has called Crystal Clear Pool re the drainage covers for the Kiddie Pool.

Councilman Weber requested the Drainage Problem on Boncliff be placed on the Work Session

Attorney Strong reviewed the Townwide Proposed Garbage Bid and has sent her comments to Engineer Metzger, requested the Local Development Corp be placed on the Work Session; she has clarified with the Board of Election that the Public is not allowed to supervise the counting of the Votes following the Water District Referendum Vote; Watchers Certificates will be issued and also the Voter List is available in the Town Clerk's Office for review new only under supervision – may not leave the Town Clerks Office or have copies or pictures taken.

Councilman Snyder reported on the NEST Meeting and the Ass'n of Erie County Meeting. He requested that the Garage be placed on the Work Session.

Councilwoman Cooke reported on the Friday Disaster Meeting.

Engineer Metzger reported on the Drainage problem on Sandridge Road near St. John's – the trouble is with the Erie County Storm Sewer. He requested the Refuse Collection and Generator Bid be placed on the Work Session.

CEO Dugan reported on his Schooling – they have added a Radon Course.

Supervisor Smith referred to Eric Chaffe letter to the Editor and the one presented at the last Board Meeting. The Supervisor checked this out and had a letter from USDA and an e-mail from Grantmaker's – he read the information that related to Mr. Chaffee's questions.

Supervisor Smith adjourned the Meeting at 7:47 PM with a Minutes silence in Memory of James Krygier, Elizabeth Robinson, Judith Ward, David Reed.

DOROTHY L. BYCINA
TOWN CLERK