

MEETING NO. 9  
REGUAR NO 7

REGULAR BOARD MEETING

APR. 2, 2007  
7:30 P.M.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, April 2, 2007 at 7:30 PM. Supervisor Smith called the Meeting to Order. Councilman Weber led in the Pledge of Allegiance. The roll call was taken by the Town Clerk.

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

Councilman Snyder moved and Councilwoman Cooke man Weber seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of March 19, 2007. 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"		19,440.02	88,545.50
HGHWY FUND "DA/DB"		6,781.80	23,195.80
PART TOWN FUND "B"		860.69	6,298.15
WD#1 FUND "WA"			3,618.00
WD#2 FUND "WB"		450.00	825.20
WD#3 FUND "WC"			147,125.20
WD#4 FUND "WD"			1,299.80
SP FIRE PROT FUND "SF"		159.18	25,159.18
SD#1 FUND "SI"			9,264.25
SD#2 FUND "SA"		2,033.21	2,733.01
TRUST & AGCY FUND "T"		599.22	784.22
SP REFUSE FUND "SR"			27,362.11
ST LIGHTING FUND "SL"			6,874.00
TOTAL	312,760.30	30,324.12	343,084.42

(APPROVED  
3-12-07)

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Jim Guarino/North Rd – on checking how much Farmland there is in Alden he was advised there is 54,000 acres – he believes this does not include pasture land or woodland. He also commented on the water at the bridge on North Road – it becomes very high at times - since this is a County Road they will be so advised.

Paul Loehr/Henskee Rd-he has no Street Light at his driveway and this is a dangerous situation for him - The Supervisor stated that the Lights are not installed by the driveways but at certain distance. Mr. Loehr was advised to contact NYSEG to discuss this.

Matt Herdzik/S Woodside questioned the Railroad Crossing at Sandridge – he asked the Supervisor to contact the Railroad again – The Supervisor did contact them last year and one track was fixed and he will again contact the Railroad re the second set.

COMMUNICATIONS: Councilwoman Riddoch spoke with Martin Brennan re idling trucks – she advised him that the Planning Board and Town Board received copies of the Noise Ordinance from several other municipalities; she received approval for the use of the Fireman’s Memorial Park for our Summer Concerts.

Councilman Weber reported he received a “Thank You” from ARRG for the rally at the Ames Plaza.

Councilwoman Cooke reported she attended a Meeting at the Senior Center – all seems well; she also received a Voucher from Sue Garry for making the Curtains at the Center.

Supervisor Smith reported the following: letter from Highway Supt Milligan advising he will be out of Town for the 62<sup>nd</sup> Annual Highway Supt School from June 4<sup>th</sup> – June 6<sup>th</sup>; a “Thank You” from Alternative Care Services for the \$999 Check; Memo from Martin Dugan advising he will be out of Town from April 5<sup>th</sup> – April 11<sup>th</sup>; the March Monthly report from the Building Inspector and the Town Clerk.

#### NEW BUSINESS

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

WHEREAS, IN 2005, New York State created the “New York State Commission on Health Care Facilities in the 21<sup>st</sup> Century” (hereinafter referred to as “Commission”) to reorganize the hospital system in New York State, and to make recommendations for the health care system, which as been plagued by financial difficulties, and

WHEREAS, on November 28, 2006, the Commission made its recommendations to Governor Pataki, and

WHEREAS, one of the recommendations of the Commission was to close St. Joseph Hospital in Cheektowaga, and

WHEREAS, residents in the Town of Alden rely heavily upon the accessibility of St. Joseph Hospital, and, without this hospital in their Town, the lives and health of our residents would be severely jeopardized by requiring them to travel long distances to access the emergency room and health care, and

WHEREAS, the closing of St. Joseph Hospital would have a devastating effect on the local economy by the loss of jobs and the loss of business in the area, and

WHEREAS, St. Joseph Hospital is vital to preserving quality health care and access to health care for Town of Cheektowaga residents, and

WHEREAS, the loss of St. Joseph Hospital would severely affect the poor and uninsured in this area, and

WHEREAS, since the State Legislature did not reject the recommendations of the Commission in their entirety by December 31, 2006, they will be carried out by 2008, and

WHEREAS, State Assemblyman Dennis H. Gabryszak is sponsoring a bill (A.5382) in the Assembly; and Senators Dale M. Volker and William T. Stachowski are sponsoring a bill in the State Senate (S.2942) to direct that the New York State Commissioner of Health not to implement the recommendation of the Commission with regard to St. Joseph Hospital

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board strongly supports Assembly Bill No. 5383/Senate Bill No. 2942 and memorializes the State Legislature to enact same, and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Governor Eliot Spitzer, Assemblyman Dennis H. Gabryszak, Senator Dale M. Volker, Senator William T. Stachowski, all other State legislative delegates from Western New York and

BE IT URTHUR RESOLVED, that the Town Clerk be and hereby is also directed for forward copies of this resolution to the Town of Lancaster, Town of Elma, Town of West Seneca, Village of Depew, Village of Sloan and Village of Lancaster with a request that they enact similar resolutions.

This resolution shall take effect immediately.

Upon roll call vote the foregoing resolution was unanimously adopted.

SUPERVISOR SMITH MOVED AND COUNCILMAN WEBER SECONDED THE MOTION TO TABLE THE RESOLUTION re AGREEMENT/LaFARGE .

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

WHEREAS, the Town of Alden Supervisor has advised the Town Board that the Alden Town Hall is in need of a maintenance person whose duties shall include, but are not limited to: general cleaning at the Town Hall; general maintenance at the Town Hall; and maintaining the lawn and landscaping at the Town Hall;

WHEREAS, the Councilmen Snyder has collected and reviewed applications and has conducted interviews of the Applicants; and now recommends that L. Douglas Bartlebaugh fill the position;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the hiring of L. Douglas Bartlebaugh as Town Hall Maintenance person; at a rate of \$10.55/hour, not to exceed more than 16 hours per week, with no benefits (except New York State Retirement).
2. Mr. Bartlebaugh shall be supervised by Councilman Snyder, who: must approve any work hours above 16 in any work week; will set the hours of work. Payment shall be made based upon timesheet submitted by Mr. Bartlebaugh and approved by Councilman Snyder.
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on April 2, 2007 and was unanimously adopted.

COUNCILMAN WEBER MOVED AND COUNCILWOMAN RIDDOCH SECONDED THE MOTION TO REMOVE FROM THE AGENDA THE RESOLUTION re STORMWATER (MS4) NOTICE OF INTENT. UNANIMOUSLY CARRIED.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to renew the HOP for Edward Mosman/2241 TownLine Rd. Unanimously carried.

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

WHEREAS, the Parks Supervisor Milligan has advised the Town Board that the Robert O. Smith Park is in need of a maintenance person whose duties shall include, but are not

limited to: the care and preparation of all ball diamonds and soccer fields; cutting and trimming of all grass, cleaning of restrooms, buildings, shelter and the general maintenance at the Robert O. Smith Park;

WHEREAS, the Councilwoman Riddoch and Parks Supervisor Milligan have collected and reviewed applications and have conducted interviews of the Applicants; and now recommends that James Helmicki fill the position as an independent contractor, given Mr. Helmicki's unique experience and qualifications in the care and preparation of ball diamonds and soccer fields;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS;

1. The Town Board approves the signing of a contract with James Helmicki, as the Robert O. Smith Park Maintenance person, at a rate of \$10.00/hour, with no benefits. Hours of work shall be from 8:00 am until 2:30 pm, 6 days per week, weather permitting or as needed.
2. Mr. Helmicki shall be supervised by Parks Supervisor Milligan, who: must approve any change or increase in work hours. Payment shall be made based upon voucher (stating the hours worked) submitted by Mr. Helmicki and approved by Parks Supervisor Milligan.
3. Prior to the commencement of each work week, Mr. Helmicki's schedule shall be submitted to the Town Supervisor's Office.
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on April 2, 2007 and was unanimously adopted.

UNFINISHED & TABLED BUSINESS

SUPERVISOR SMITH MOVED AND COUNCILMAN WEBER SECONDED THE MOTION TO REMOVE FROM THE AGENDA THE RESOLUTION re SURPLUS CAFÉ TABLE & TWO CHAIRS. UNANIMOUSLY CARRIED.

REPORTS FROM STANDING COMMITTEES AND PERSONNEL

**Councilwoman Riddoch** reported she has been working with Mike Hardie to get Bids for Insurance Renewal due May 1<sup>st</sup>; met with the Sports Program Leaders on March 24<sup>th</sup> along with Dan Moultrup; she discussed the Insurance needed the permit for the Concession Stand, the Sky Scanner for lightning and the use of the Ice Rink area to play Street Hockey.

**Councilman Weber** is waiting for word from Senator Volker re WD#5.

**Attorney Strong** requested the following items be put on the Work Session: Peace Officer, Service Award Program, Reserve Gas, Street and Side Walks Rules; Economic Development Committee. There was an issue of a Peddlers Permit – Supervisor Smith stated that the CEO should enforce this.

**Councilman Snyder** reported he has completed the Permit for DEC re SD#2 and completed the Annual Recycling Report to the DEC.

**Councilwoman Cooke** reported on the Meeting she had with the four Fire Districts and the Met with the Erie County Home re a Disaster Drill. She requested that Code Red System be placed on the Work Session

**Planning Board Member Savage** reported that they are working on the Windmill Law and the Rezone.

**Supervisor Smith** reported he will be meeting with Bud Milligan, Councilwoman Riddoch this Wednesday with the AJF.

**Supervisor Smith** adjourned the Meeting at 8:10 PM with a Minute's silence in Memory of Karen Comstock, Donald Jubert Sr and Lorraine Cramer.

DOROTHY L. BYCINA, TOWN CLERK

