

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, June 16, 2008 at 7:00 PM. Supervisor Smith called the Meeting to Order. Councilwoman Cooke led in the Pledge of Allegiance. Mr. Paul Loehr gave the Invocation. The roll call was taken by the Deputy Town Clerk.

PRESENT: Ronald Smith, Supervisor  
Mary Riddoch, Councilwoman  
William Weber, Councilman  
Ronald Snyder, Councilman  
Arlene A. Cooke, Councilwoman  
RECORDING SECRETARY: Debra Crist, Deputy Town Clerk  
OTHERS PRESENT: Jennifer Strong, Town Attorney  
Harry Milligan, Highway Supt.  
Michael Metzger, Town Engineer  
Marty Dugan, CEO  
Len Weglarski, DCO

Councilman Snyder moved and Councilman Weber seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of June 2, 2008. Unanimously carried.

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

ACCOUNT	ABST #1	ABST #2	TOTAL
GENERAL FUND "A"	19,039.93		19,039.93
HGHWY FUND "DA/DB"	19,181.99		19,181.99
PARTTOWN FUND "B"	8,072.76		8,072.76
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
SPECIAL FIRE PROT "SF"	8,273.44		8,273.44
SEWER DIST #2 FUND "SA"	1,713.04		1,713.04
TRUCT & AGCY FUND "T"	255.23		255.23
SPECIAL REFUSE FUND "SR"	29,264.84		29,264.84
STREET LIGHTING FUND "SL"	5,196.30		5,196.30
TOTAL	94,736.13		94,736.13

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

#### BUSINESS FROM THE FLOOR

Irene Symanski, Bonnie Lake asked about an update on her drainage ditch problem. Councilman Weber reported talking to the DEC about the beaver/the land owner is the only one that can obtain a permit to remove them. Eng. Metzger, Councilman Weber and Snyder will set up a meeting early next week with Hwy. Supt. Milligan to review the problem and set a date for the repair. Mrs. Symanski will be advised of the plans before starting.

Mike and Gayle Thorpe were questioning about their pending subdivision on Westwood, Supv. Smith advised that is going to be discussed at the next Work Session.

#### COMMUNICATIONS

Councilwoman Riddoch received the following requests: from St. John's /use of Town facilities, Alden Historical/use of Community Center, Marilla Fire Co./use of bleachers, she would like all to be put on the Work Session.

Councilwoman Cooke would like to commend the Historical Society for the increase in membership and visitors with regard to needing more room for meetings.

Supv. Smith received letter from Time Warner Cable about franchise that expires on 3/9/2011, received; copy of the Town of Alden Planning Board agenda for June 10, copy of approved Village Board minutes from May 8<sup>th</sup> and a copy of the notice of tentative state equalization rate for the 2008 Assessment Roll, which will remain at 53.00%.

#### NEW BUSINESS

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve Youth Baseball's request to use Town Facilities on requested days in July for Baseball Tournaments. Unanimously carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve Kerl Family request to donate a tree to be placed in the Robert O. Smith Park and a small Plaque in Memory of Danny Kerl. Unanimously carried.

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

WHEREAS, New York State Assemblyman Michael Cole has secured \$12,500 from the New York State Department of State toward the construction of an ice rink in the Alden Town Park.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and is hereby directed to complete the necessary application, forms, etc. to be submitted to the New York State Department of State for the purpose of securing this grant.
2. That Supervisor Ronald L. Smith be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.
3. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote at a regular meeting on June 16, 2008 and was unanimously adopted.

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

WHEREAS, the Town of Lancaster is currently constructing a multi-use trail that will terminate at Town Line Road at the site of the former Erie Lackawanna railroad bed;

WHEREAS, the Genesee Valley Authority, a metropolitan planning organization with jurisdiction in Genesee County and points eastward, intends to construct a multi-use trail beginning at the western boundary of Genesee County and the Town of Alden;

WHEREAS, the Town of Alden has long been interested in constructing a multi-use trail that would enable persons to safely navigate between the Town's two primary recreation facilities, schools and the central business district;

WHEREAS, the Town of Alden's proposed trail would connect the Lancaster Heritage Trail and points west with the proposed Genesee Valle Authority # 132 Trail; and

WHEREAS, grant monies are available through the Federal Highway Administration Transportation Enhancement Program, administered by the New York State Department

of Transportation, to enhance the surface transportation system including the construction of trail systems.

NOW THEREFORE BE IT RESOVED AS FOLLOWS:

1. That the Town of Alden agrees to serve as the Sponsor and Administering Agency for the purpose of securing a grant through the Transportation Enhancement program.
2. That the Town of Alden will commit matching funds in the form of cash necessary to provide a 20% match for grant, in the amount not to exceed \$624,000.00
3. That Grantmakers Advantage, Inc. the Town's grant consultant be authorized and directed to complete the necessary application, forms, etc, to be submitted to the New York State Department of Transportation for the purpose of securing this grant.
4. That the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote and a regular meeting of the Town Board of the Town of Alden on June 16, 2008 and was unanimously adopted.

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

WHEREAS, the Village of Alden has notified the Town of Alden that the Inter-Municipal Building Inspector Agreement will expire on June 30, 2008, and that the Village would like to renew the Agreement;

WHEREAS, the Town of Alden believes it is in the best interests of the residents of Alden to renew the Agreement in order to provide adequate and convenient coverage for timely building inspections in both the Town and the Village of Alden;

NOW THEREFORE BE RESOLVED AS FOLLOWS:

1. The Town Board approves the Inter-Municipal Building Inspector Agreement with the Village of Alden for period of July 1, 2008 through June 30, 2009.
2. The Supervisor of the Town of Alden is hereby authorized to sign the attached Agreement on behalf of the Town of Alden.
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote on June 16, 2008 and was unanimously adopted.

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

WHEREAS, the Alden Town Board has noticed the need to update and revise the Town of Alden Comprehensive Plan and properly applied for and has been awarded and accepted Erie County Community Development Block Grant monies; and

WHEREAS, the Alden Town Board has properly hired Wendel Duchscherer, Architects and Engineers to assist in the creation of the Town of Alden Comprehensive Plan Update;

WHEREAS, the Alden Town Board pursuant to New York State Town Law § 272-a(4) desires to establish a special board to prepare, with the assistance of Wendel

Duchscherer, Architects and Engineers, the Town Engineer, and the Town Attorney, the Comprehensive Plan Update.

NOW THEREFORE BE IT RESOLVED A FOLLOWS:

1. The Town Board hereby established the Town of Alden Comprehensive Plan Steering Committee for the sole purpose of preparing a proposed Comprehensive Plan for recommendation to the Town Board.
2. The following persons are hereby appointed to the Town of Alden Comprehensive Plan Steering Committee: Supervisor Ronald L. Smith, Councilmen William Weber; Planning Board Chair Ralph Witt; ZBA Member Colleen Rogers; Village Trustee Bruce Sitzman, a representative (to be determined) for the Alden Central School District; a representative (to be determined) for the County of Erie Division of Planning; and the following citizens, who are members of local businesses or organizations and/or possess relevant skills, experience and education: Christopher Gust, Michele Hoffman; Richard Savage; Paul Loehr, Beth Downing and Gerald Aldinger.
3. This resolution shall take effect immediately.

The following Resolution was duly put to a vote at a regular meeting of June 16, 2008 and was unanimously adopted.

Supervisor Smith moved and Councilman Riddoch seconded the Motion to allow Brandon Cole-Boy Scout/Eagle Scout Project clean up the Sandridge Cemetery. Unanimously carried.

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

WHEREAS, the Town Board of the Town of Alden is applying for a New York State grant monies to allow the Town of Alden to construct (by a 10-12 foot wide paved path) a bicycle/walking path through the Town of Alden that would connect the Town of Lancaster path to the Genesee Valley Authority path (the "Proposed Action");

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA and wishes to conduct an un-coordinated review; and

WHEREAS, the Town Board of the Town of Alden believes that the Town of Alden is the agency primarily responsible for undertaking decisions as to the Proposed Action; is the agency with the broadest governmental powers for investigating the impact of the Proposed Action; has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority;

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

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA
2. The Town Board has determined that it should be the lead agency for all environmental review of the Proposed Action.
3. 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 said Proposed Action.

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 June 16, 2008 and was unanimously adopted.

#### UNFINISHED & TABLED BUSINESS

TABLED THE RESOLUTION re NEGATIVE DECLARATION re LOCAL LAW #4/08.

TABLED THE RESOLUTION re THE ADOPTION OF LOCAL LAW #4/08

#### REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Weber reported on attending the Planning Board Meeting and their recommendation for approval re Thorpes.

Councilman Snyder reported that there will be a recycling event at Erie Community College South this Saturday at 9:00 A.M.

Councilwoman Cooke reported that during the drill at Greatbatch, Don Putnam actually did get ill and need the ambulance, he is doing much better.

Engineer Metzger reported that all the information regarding the Bike Path was delivered to Sue Barnes last Friday. Engineer Metzger received a call from Mr. O'Connor re Reinhardt Rd. railroad crossing. Would like this on the Work Session.

Supervisor Smith adjourned the Meeting at 7:31 PM with a Minute's silence in Memory of Helen Molik, Adam Paprocki, Dorothy Gatza.

Debra A. Crist  
Deputy Town Clerk