

MEETING NO. 12  
REGULAR NO. 12

REGULAR BOARD MEETING

JUNE 20, 2005  
7:30 PM

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, June 20, 2005 at 7:30 PM

PRESENT: Richard A. Savage, Supervisor  
Michael W. Cole, Councilman  
James M. Lorenzi, Councilman  
Ronald L. Snyder, Councilman  
Arlene A. Cooke, Councilwoman  
RECORDING SECRETARY: Debra Crist, Deputy Town Clerk  
OTHERS PRESENT: Harry F. Milligan, Highway Supt  
Frank Trybuskiewicz, CEO  
Michael Metzger, Town Engineer  
Jennifer Strong, Town Attorney  
Colleen Pautler, Planning Board

Supervisor Savage called the Regular Meeting to order. Councilman Snyder led in the Pledge of Allegiance. The roll call was taken by the Deputy Town Clerk.

Councilman Snyder moved and Councilman Cole seconded the Motion to approve the Minute's of the June 6, 2005 Meeting. Unanimously carried.

#### **BUSINESS FROM THE FLOOR**

Marie Young/12780 Main St requested that the Board take a look at the Creek behind her house – it has five Dams in it – would like someone to come when she is at home. Councilman Lorenzi will make arrangements to view this site.

Supervisor Savage “Welcomed” the Student from ACS Out of School Class.

#### **COMMUNICATIONS**

Councilman Lorenzi reported on the Minute's of the AECC Meeting;

The Deputy Town Clerk asked to have the Nite Owls request added to the Agenda. Attorney Strong reported she is working with the CEO on the Sign Violation on Broadway and also the Cary Road Sub Division issue.

Councilwoman Cooke reported: discussed the Concession Stand with Charles Orr; she has received a complaint re Bathrooms in the Community Center; reviewed the Alcohol Permit for the Park and sent a letter to the Disaster Program of Buffalo.

Supervisor Savage reported the following: letter from the Erie County Environmental Management Councilman with a Map re Natural Places of Erie County; report from Industrial Appraisals – given to Councilman Snyder to follow up; copy of Experience Modification from the State Insurance Fund; copy of WARRANT for the Distribution of Mortgage Tax; copy of letter from Metzger Engineering to the Building Inspector re Cape May; copy of letter from Norfolk Southern re Grade Crossing – Sandridge Road; letter from Lovell re Dividend for Safety Group; several letters from Students of ACS in support of a Bike Trail; Water District Serial Bond marked Paid in Full; copy of letter from the Village of Hamburg with a Resolution that their Town Board adopted on May 16, 2005; copy of letter that Councilwoman Cooke sent to Seating Services Inc. – one (1) unit of Angle Frame Design Bleachers was ordered; letter from Georjean Labuzzetta notifying the Board of her resigning as Court Clerk; letter from Bill Kissel requesting use of the Alden Town Park on August 20 for annual invitational; copy of Survey Results from Quia; a Draft for Program Year 2004/Erie County Dept of Environment and Planning; letter from Attorney Strong re Open Development Law – copies to be made for the Town Board; letter from American Ref-fuel re Performance Bond No. 104209111; list of Scheduled AJF's Games for 2005; copy of letter from Attorney

Strong re Court Clerk; notice of Road Closing from CSXT – Reinhardt Rd; letter from Justice Court/Town of Alden re report for the Month of May 2005; copy of Resolution re application for funds from the New York State Office of Parks, Recreation and Historic Preservation; letter from Attorney Strong re Klingelsmith Out Of District Sewer Agreement; copy of letter to Richard Curreri from Teamster Local Union No. 264 re Motor Equipment Operators; copy of Alden Economic Development Committee – Activity Report for period ending 6/7/05; copy of Rural/Metro Medical Services for the month of May 2005; copy of letter from Metzger Engineer to ECWA re Alaura Drive Sewage Treatment Plant/Backflow Preventer; copy of Erie County Sheriff’s report for May 2005; copy of letter from the State of New York Office of Technology re Findings Statement for the Generic Environmental Review of the Statewide Wireless Network; copy of Health Department Health Permit for the Concession Stand at 13116 Main St; copy of a Resolution adopted by the Village of Lancaster re NYS Retirement System; copy of letter from the ECWA re Fairview Dr-Backflow prevention devises; copy of Village Board Minute’s; FAX re Erie County Budget Gap – Comptroller calls for Erie County Control Board.

## **NEW BUSINESS**

Councilman Lorenzi moved and Councilman Cole seconded the Motion to renew the HOP for James Jozwiak/11090 John Court. Unanimously carried.

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

RESOLVED: that Richard A. Savage, as Supervisor, of the Town of Alden, is hereby authorized and directed to file an application for funds from the New York State Office of Parks Recreation and Historic Preservation in accordance with the provisions of title 9 of the Environmental Protection Act of 1993 or the Federal Land and Water Conservation Fund Act of 1965, in an amount not to exceed \$100,000, upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town of Alden for Town Park Expansion and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

Upon roll call vote the foregoing resolution was unanimously adopted.

Councilman Snyder moved and Councilman Cole seconded the Motion to approve St. John’s Home School Ass’n requested use of the Robert O. Smith Park for their annual Softball Tournament on Saturday/Sept.3, 2005 from 8:00 AM to 9:00 PM. Access to lights Bathroom and shelter in main building is also approved (provided Town Snack Bar can be secured) all Teams playing in the Tournament are required to provide Recreation Director Moultrup with a Roster and signed Waivers. St. John’s must provide an Insurance Certificate with the Town named as an Additional Insured. Town Clerk to notify Mr. Kocher, Mr. Moultrup and Carl Fix of dates and requirements. Unanimously carried.

Councilman Cole moved and Councilman Lorenzi seconded the Motion to approve Alden Hook and Ladder Fire Company Inc’s request to use the older Town Band Shelter and Town Park Shelter on Thursday August 18, 2005 for their Annual Steak Outing. Village of Alden must provide an Insurance Certificate with the Town named as an additional Insured and the Fire Co. must secure an Alcoholic Beverage Permit from the Town Clerk. Unanimously carried.

Councilwoman Cooke moved and Councilman Snyder seconded the Motion to authorize the Supervisor to make the necessary monthly budget transfers. Unanimously carried.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to authorize the Supervisor to sign the renewal of Intermunicipal Agreement for Building Inspector. Unanimously carried.

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

Supervisor Savage moved and Councilman Cole seconded the Motion to grant the Nite Owls Home Bureau permission to use the Community Center every second, fourth and fifth Monday of each month from September 2005 through June 2006. Unanimously carried.

#### UNFINISHED & TABLED BUSINESS

Tabled the Resolution re dugout pipe, fencing and canvas cover for Robert O. Smith Chamber Field.

#### REPORTS FROM STANDING COMMITTEES AND PERSONNEL

Councilman Cole has been in contact with Ken Pointkowski re WD#5; attended the Planning Board Meeting; questioned if Federal Money is available for the Bike Path; discussed the Parking Lot for the American Eagle and the Cary Road SubDivision.

Councilman Lorenzi reviewed the drainage problems on Genesee St.

Attorney Strong discussed the update on Rural Development and no agreement has been made with the Highway Contract.

Councilman Snyder reported he attended the Recycling day this past Saturday at EDD-South.

CEO Trybuskiewicz discussed the next stage for the Three Rod Road Subdivision.

Supervisor Savage requested that the Town Clerk advised the State Auditor/Eugene Hart that the Town Hall closes at 4:30; he received a call from Mrs. Faso – she is unhappy with the ZBA's decision and listed items to be placed on the Work Session.

Supervisor Savage adjourned the Meeting at 8:40 PM with a Minute's Silence in Memory of LeRoy Lueke and Mary Cepura

DEBRA CRIST  
DEPUTY TOWN CLERK