

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road On Tuesday, July 6, 2010 at 7:00 P.M. Deputy Supervisor Ronald Snyder called the Meeting to Order. Councilwoman Riddoch led in the Pledge of Allegiance. The roll call was taken by the Second Deputy Town Clerk.

PRESENT: Ronald Snyder, Deputy Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman
Arlene Cooke, Councilwoman
ABSENT: Ronald Smith, Supervisor
RECORDING SECRETARY: Ralph Witt, Second Deputy
OTHERS PRESENT: Jennifer Strong, Attorney
Michael Metzger, Town Engineer
Chris Snyder, Deputy Building Inspector

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of June 21, 2010. Unanimously Carried.

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

ACCOUNT	ABST. #1	ABST. #2	TOTAL
GENERAL FUND "A"	\$70,020.93	\$16,096.77	\$86,117.70
HGHWY FUND "DA/DB"	6,914.79	14,042.69	20,957.48
PART-TOWN FUND "B"	4,264.87	1,592.69	5,857.56
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"	11,867.87	14,000.00	25,867.87
SD#2 FUND "SA"	1,973.75	1,209.00	3,182.75
TRUST/AGCY FUND "T"		13,083.10	13,083.10
SP REFUSE FUND "SR"	38,537.33		38,537.33
STREET LIGHTING FUND "SL"	5,784.33		5,784.33
PERIWINKLE LTG. "SL1"	38.68		38.68
GRANTS	2,859.20	20,601.85	23,461.05
TOTALS	\$146,000.35	\$80,626.10	\$226,626.45

(Approved 6/21/10)

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

THERE WAS NO BUSINESS FROM THE FLOOR

COMMUNICATIONS

Councilwoman Riddoch reported that the no smoking signs from the Erie-Niagara Tobacco-free Coalition arrived and will be placed in our parks and around the play areas. The enforcement of this policy is through voluntary compliance.

Attorney Strong has submitted letters of support for the park grant to Sue Barnes from the Chamber of Commerce and the Economic Development Committee. The light bulbs that were erroneously shipped to the Town and been returned to the company.

Deputy Supervisor Snyder reported that the monthly reports from the Tax Receiver, Town Clerk, Building Dept. and the Planning Board have been received.

NEW BUSINESS

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

WHEREAS, the Town of Alden Parks Supervisor has advised the Town Board that the Parks Department is in need of a new tractor with 72" mower to mow the Town Parks which will be purchased pursuant to State Bid;

WHEREAS, said Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, The Town Board after full and careful review and consideration of the Parks Supervisor's request finds his request for a new tractor and mower in the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the purchase of one (1) Scag Turf Tiger 72" cut, 29 hp Kawasaki fuel injected liquid cooled engine, as described on the attached Quotation from Ken's Service and Sales for \$11,158.25 as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. That the Town Supervisor, Ronald L. Smith, is authorized to sign any and all necessary documents to effectuate this purchase; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2010, and was unanimously adopted.

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

WHEREAS, in October, 2008, the Millgrove Volunteer Fire Department Inc. responded to an emergency call (a chemical spill accident) at the Federal Labs building located at 2771 Commerce Drive in the Town of Alden;

WHEREAS, the chemical spill required the emergency purchase of chemical spill clean-up supplies, the total cost of which was \$2,261.59;

WHEREAS, Federal Labs, despite repeated attempts by the Town of Alden, has refused to reimburse the Town for the emergency clean-up supplies;

WHEREAS, the Alden Town Code at Section 7A-6(E) allows the Town to relevy the cost of such clean-up onto the property taxes of the affected parcel.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That the Alden Town Board hereby authorizes the Town Assessor to re-levy the amount of \$2,261.59 onto the 2010 county/town taxes of 2771 Commerce Drive also known as SBL #96.00-4-19.2;
2. The 2010 Town Budget at line A.0000.1001. is hereby increased by \$2,261.59 to receive this relevy; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2010, and was unanimously adopted.

Councilwoman Cooke moved and Councilwoman Riddoch seconded the Motion to approve Alden Men's Softball the use of the Town Park Diamonds for their Softball Tournaments on August 7 and August 28, 2010, upon receipt of the fee. Unanimously Carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve the Alden Home Bureau the use of the Community Center for their meetings on the 1st, 3rd & 5th Mondays from Sept. 2010 through June 2011. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the U.S. Census Bureau the use of the Town Hall Auditorium for training on July 15 & 16th, 2010 from 9-4:30 P.M. Unanimously Carried.

Councilwoman Cooke moved and Councilman Weber seconded the Motion to approve the renewal of the Home Occupation Permit for James A. Jozwiak/11090 John Court/Accounting & Income Tax Prep. Unanimously Carried.

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

WHEREAS, the Alden Town Board has noticed the need to appoint a Deputy Building Inspector because the Town of Alden Building Inspector remains unable to perform his duties due to injury;

WHEREAS, New York State Town Law allows the appointment of a Deputy Building Inspector; and

WHEREAS, Joseph Czechowski is trained and certified to serve as a Building Inspector and currently holds this position for the Village of Alden.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby appoints Joseph Czechowski as the Deputy Building Inspector to conduct building inspections and issue building permits for the Town of Alden for a period of July 7, 2010, through and until September 7, 2010, or earlier if Martin Dugan is medically cleared to return to his full building inspector duties; and
2. This resolution shall take effect immediately.

On the question, Councilwoman Cooke suggested having a Building Inspector present at a certain time so the public would know when they would be available. Will be put on the Work Session to discuss.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 6, 2010, and was unanimously adopted.

Deputy Supervisor Snyder polled the Board and with no objection the following was added:

Deputy Supervisor Snyder moved and Councilman Weber seconded the motion to introduce Local Law #2 of 2010 and refer the same to the Planning Board for review and recommendation. Unanimously Carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Riddoch reported that the new parts came in to repair the play set, should be done by this weekend. Some of the brackets didn't line up, so a lot of digging of the old posts was needed. The insurance is covering the cost.

Councilman Weber reported that the Drainage Committee met today, it consists of Engineer Michael Metzger, Highway Superintendent Fix, himself and the Highway Foreman Ken Justinger was also present. Discussed drainage problems and went out to Henske Rd. to check out the problem, will take action. Possibility of a survey crew coming out to survey and map so the best possible action can be taken.

Tax Receiver Ralph Witt reported that Tax collection is over. Late tax penalties last year was \$10,600.00, this year it is \$15,700.00 up 50% just in penalties.

Attorney Strong had three things for the Work Session; Local Law #2/2010, Tree Care of WNY, Invoice for Suit-Kote.

Engineer Metzger talked to the contractor today regarding the generator, should be done in a few weeks. Also, working on completing the Park grant.

Next Work Session: July 12, 2010 @ 7:00 P.M.

Next Board Meeting: July 19, 2010 @ 7:00 P.M.

AT 7:25 P.M. DEPUTY SUPERVISOR SNYDER ASKED FOR A MOTION TO ADJOURN FROM THE REGULAR BOARD MEETING TO ENTER INTO AN EXECUTIVE SESSION TO DISCUSS A MATTER OF PERSONNEL.

At 7:25 P.M. Councilwoman Riddoch moved and Councilman Weber seconded the motion to enter into an executive session to discuss a matter of personnel. Unanimously Carried.

AT 7:30 P.M. DEPUTY SUPERVISOR SNYDER ASKED FOR A MOTION TO RE-ENTER INTO THE REGULAR BOARD MEETING FROM THE EXECUTIVE SESSION, AFTER NO ACTION BEING TAKEN.

At 7:30 P.M. Councilwoman Riddoch moved and Councilman Weber seconded the motion to re-enter into the regular meeting, after no action being taken. Unanimously Carried.

Deputy Supervisor Snyder adjourned the Meeting at 7:31 P.M. with a Minute of Silence in Memory of Alexander Ostapshuk, Norman Wright, William Wright and Donna Gibbs.

Ralph P. Witt
Second Deputy Town Clerk