

MEETING NO 17
REGULAR NO 16

REGULAR MEETING

AUG. 15, 2005
7:30 PM

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, August 15, 2005 at 7:30 P.M.

PRESENT: Richard A. Savage, Supervisor
James M. Lorenzi, Councilman
Ronald L. Snyder, Councilman
Arlene A. Cooke, Councilwoman
RECORDING SECRETARY: Dorothy L. Bycina, Town Clerk
OTHERS PRESENT: Harry F. Milligan, Highway Supt
Frank Trybuskiewicz, CEO
Jennifer Strong, Town Attorney
Michael Metzger, Town Engineer
John Zoratti, Planning Board Chairman
ABSENT: Michael W. Cole, Councilman

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

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of August 1, 2005. Unanimously carried.

BUSINESS FROM THE FLOOR

Robert Kozak/1080 Boncliff Dr questioned the type of pipe needed to correct the drainage problem at his address. He wants to use plastic and the Highway Supt. advised against it. After a discussion it was determined that he could use part concrete along with the plastic. The Highway Supt and Councilman Lorenzi will meet with Mr. Kozak this Thursday.

Chris Snyder/12475 Cary Rd asked what the Town policy was for replacing a Mailbox that was hit by the snowplow – Supervisor Savage said it would be replaced with a \$10.00 Box.

COMMUNICATIONS

Councilman Lorenzi reported he had the Minutes from the Chamber of Commerce Meeting and the Village Board Meeting.

Attorney Strong reported on the Fire negotiations with the Village and Millgrove; Town of Lancaster is passing a Resolution re Klingelsmith; received two Variances from the ZBA; Alden Central School is doing a Survey of the Park and she is working with Senator Volker's office re the Library.

Councilwoman Cooke received two calls re WD#5 – she advised them that we are looking at a minimum of two years; received a call re FOIL request and she received a check this evening for \$1,650 for Baseball Signs.

Supervisor Savage reported on a Resolution adopted by the Town of Colden re the elimination of Sheriff's Road Patrol; copy of letter sent by Attorney Strong to Senator Volker re the Town of Alden Branch of the Erie County Library; copy of letter sent to Rebecca Pordum re the Ewell Free Library; copy of letter sent to Joseph DeMare re the over "30" Soccer League and the use of the Robert O. Smith Park's Soccer Field; copy of Inspection Log from Joe Czechowski for Aug. 1st – Aug 5th; copy of Resolution adopted by the Town of Newstead re the Erie County Sheriff; copy of letter from Senator Volker re Verizon Communications; copy of letter from Senator Volker re New York State Retirement System; copy of letter from the Town of Brant re a Resolution /Erie County Sheriff's; Notice of the Ass'n of Erie County Governments Meeting – August 25th; copy of the Rural/Metro Medical Services for the month of July ; copy of the final

State equalization rate of 57.00; copy of the Sheriff's report for July ; letter from the Town of Lancaster re a Meeting re Emergencies or Disaster on August 22nd; copy of Resolution adopted by the Town of Colden re the Erie County Sheriff's; copy of Inspection Log from Joe Czechowski from July 25th -July 29th; Memo from Highway Supt re estimated cost for Trail in Town Park..

NEW BUSINESS

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to grant the Girl Scout Troops permission to use the Community Center on requested dates.
Unanimously carried.

Councilman Lorenzi moved and Councilman Snyder seconded the Motion to grant the Girl Scout Leaders permission to use the Arts & Crafts Room on requested dates.
Unanimously carried.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to reappoint Michael DeWitt to the Board of Assessment Review Board to be effective Sept. 1, 2005 – August 31, 2010. Unanimously carried.

Councilman moved and Councilman seconded the Motion to renew the HOP for Daniel Pautler/12657 North Rd. Unanimously carried.

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

WHEREAS, many municipalities, including cities, counties, towns and villages within Erie County are faced with losing library services due to the Erie County Budget Crisis

WHEREAS, the County of Erie, in an attempt to alleviate its budget crisis is threatening to close the Alden Ewell Free Library.

WHEREAS, the Town of Alden believes that the Ewell Free Library is a great asset to the residents of the Town of Alden and would like to keep the Library open for the benefit and enjoyment of its citizens.

WHEREAS, the Alden Ewell Free Library is currently operated by the County of Erie and house in a building not owned by the Town of Alden.

WHEREAS, the current Laws of the State of New York do not allow a Town to levy taxes on a county run library located in a building not owned by the Town.

WHEREAS, the Town Board of the Town of Alden would like to request the amendment of the New York State Law to allow a Town to levy taxes for a County run library housed in a non-Town owned building.

NOW THEREFORE, BE IT;

RESOLVED, that the Alden Town Board hereby respectfully request that our Honorable State Representatives sponsor such legislation in the New York State Assembly to assist the Town of Alden in funding its beloved Ewell Free Library, by amending Section 64 of the Town Law to allow a Town to establish and fund, through a tax levy, subject to permissive referendum, by allowing a Town to create a library district.

RESOLVED, that the Town Clerk be directed to forward certified copies of this resolution to Governor George Pataki, Senate Majority Leader Joseph Bruno, Senator Dale M. Volker, Assembly Speaker Sheldon Silver, Assembly Member Sandra Lee Wirth, Jeffrey Haber, Executive Director of the Association of Towns of the State of New York and Supervisors of the Towns in Erie County.

This Resolution shall take effect immediately.

Upon Roll call vote the foregoing Resolution was unanimously adopted.

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

Supervisor Savage moved and Councilman Snyder seconded the Motion to expend up to \$30,000 for a Hike/Bike Path in the Town Park approximately 1/2 mile x 8' wide consisting of stone coverage by asphalt at a maximum cost of \$30,000. \$20,000 Town Funds (undesignated Fund Balance or leftover Capital Improvement Funds and \$10,000 from a Senator Volker Grant. All work to be performed by the Town Highway Crew under the guidance of Highway Supt. Milligan. Unanimously carried.

Supervisor Savage moved and Councilwoman Cooke seconded the Motion to grant Alden Central Schools use of the Robert O. Smith Park Soccer Field on the following dates: Sept 19th, Sept. 20th, Sept 22nd; Sept 26th, Sept.28th and Oct 4th; - all at 4:30 PM. Unanimously carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS FROM STANDING COMMITTEES AND PERSONNEL

Councilman Lorenzi requested that he be given the answer re the Scout that wanted to do a Project – Supervisor Savage stated that this could not be allowed.

Councilman Lorenzi stated he would be getting in touch with Mr. Lund re Sidewalk at the Henskee Road School House (Supervisor Savage suggested a Dedication of the School House with a plaque naming the volunteers) and he is also working with the Highway Supt. on drainage.

Town Clerk Bycina reported that Hunting Licenses for the new season went on sale today and her Office was very busy and the DECAL System worked very well.

Attorney Strong reported that Scott form ACS could come to the Work Session if necessary re NYSGE and that on Monday she went to Court re the Faso issue.

Councilman Snyder reported he received a call from Ruth Davis/Historical Society re the Rug Cleaning and is also looking into the Quote on the Industrial Appraisal.

CEO Trybuskiewicz attended a Public Hearing in Marilla on Flag Lots and that the Marilla Water District is still working on the Funding.

Planning Board Member Zoratti had questions re the Open Development Law. Supervisor Savage stated that the Attorney gave the Planning Board a packet for their review on this matter.

Supervisor Savage reported he met in Elma with the Supervisors to discuss the Erie County Sheriff's.

Supervisor Savage adjourned the Meeting at 8:45 PM with a Minute's silence in Memory of Carol Heineman

DOROTHY L. BYCINA
TOWN CLERK