

MEETING NO. 18  
REGULAR NO 16

REGULAR BOARD MEETING

AUG. 20, 2007  
7:30 PM

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, August 20, 2007 at 7:30 PM. Supervisor Smith called the Meeting to Order. Councilman Snyder 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  
Michael Fleming, Planning Board  
Leonard Weglarski, Dog Control Officer

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of August 6, 2007 with the following addition: Engineer Metzger reported he recently received a Revised Long Assessment Form on the 12270 Broadway Rezone. 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"	31,122.41		31,122.41
HGHWY FUND "DA/DB"	99,517.46		99,517.46
PARTTOWN FUND "B"	5,093.15		5,093.15
WD#2 FUND "WB"	375.20		375.20
WD#3 FUND "WC"	1,983.20		1,983.20
WD#4 FUND "WD"	23,567.30		23,567.30
SPECIAL FIRE PROT "SF"	7,973.65		7,973.65
SD #2 FUND "SA"	28.11		28.11
TRUST/AGCY FUND "T"	1,236.85		1,236.85
SP REFUSE FUND "SR"	30,244.65		30,244.65
ST LIGHTING DUND "SL"	8,068.30		8,068.30
TOTAL	209,210.28		209,210.28

UPON ROLL CALL VOTE THE FOREGOING RESOLUTION WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Jim Guarino/13899 North Rd – wanted to "Thank" the Board for the Guardrail that was installed on North Road; would like to have North Rd & Peters Corner Rd checked out; questioned if the Web Site has the Members of the different Board Members with the length of their Term.

COMMUNICATIONS:

Councilwoman Riddoch received a letter from Robert Johnson/Buckwheat Rd re a Speed Study; received a call from Lancaster Councilman Ruffino re Speed Study on TownLine Rd – he spoke to his Board and because this is a State Road they don't plan on doing anything – Councilwoman Riddoch will call Supervisor Giza to discuss this.

Councilman Weber has been in contact with Supervisor Foss of Marilla and questioned if he would be interested in attending a Meeting with his Engineer and Rural Development re Water District #5 – he said he would but since have been informed that this meeting will be rescheduled.

Attorney Strong has received the Signed Reserve Gas & Oil Agreement.

Councilman Snyder received the Bills for Alarm System and the Back Flow.

Councilwoman Cooke reported that she went Online and got three quotes for Cots – she will be getting these in writing.

Supervisor Smith reported that he received a letter from Bouvier re CBO Glass requesting rezone; copy of the July 2007 Monthly Response Compliance from Rural/Metro Medical Services; copy of Grant Allotment in the amount of \$20,000 for installing Highway Fencing at Walden & Wende Intersection.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to enter into the Public Hearing re DOGS/LOCAL LAW 1/07. Unanimously carried.

The Town Clerk read the Public Hearing Notice that was published in the Alden Advertiser. Councilwoman Riddoch explained the Law – 1) the increase in Fee - \$8.00 for a Spayed or Neutered Dog and \$16.00 for an Unsprayed or UnNeutered Dog. 2) She reviewed the Fees for the Pick-ups and 3) when an Unlicensed Dog is picked-up the Court will set the Fee. The Dog Law will again be placed on the Work Session. Councilwoman Cooke questioned if there was a Leash Law. There was no further comment.

Councilman Snyder moved and Councilman Weber seconded the Motion to close the Public Hearing at 7:45 PM

#### BUSINESS FROM THE FLOOR CONTINUED:

Karen Herter/Two Rod Rd wanted to know what control she has over the Parking of Vehicles in the Parking Lot at her Restaurant – Cars from the Restaurant across the Street use her Parking Lot. Attorney Strong stated this is not a Town problem and that she can post her lot re Parking. Karen Herter said she has been told that there is a Law that they have twenty-four hours to park in her lot. Attorney Strong stated that there is no Town Law to this effect. Supervisor Smith added that they have had this problem in the Pharmacy Lot – there is a sign for “Customer Parking Only” – there have been times when they had to call the Sheriffs and if the owners could not be located they were towed away at the owner’s expense.

#### NEW BUSINESS

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

#### RESOLVED,

That Ronald L. Smith, as Supervisor of the Town of Alden, is hereby authorized and directed to enter into and execute a project agreement with the New York State Department of Environmental Conservation for such financial assistance to the Town of Alden for a Western New York Municipal Urban Forest Restoration Assistance Grant in an amount not to exceed \$4,200.00

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DOROTHY L. BYCINA, TOWN CLERK

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RONALD L. SMITH, SUPERVISOR

The foregoing Resolution was put to a roll call vote and was unanimously adopted.

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

WHEREAS, the Society for the Prevention of Cruelty to Animals servicing Erie County is the lead agency applying for a grant from the Maddie's Fund to support communitywide collaborations for adoption guarantee organizations, traditional shelters, animal control agencies, and private practice veterinarians working together to end the killing of healthy and treatable shelter dogs and cats; and

WHEREAS, the Alden Town Board wished to express its support for this application and also appreciation for the excellent work performed by the Erie County SPCA in the community in support of our animal control program;

NOW, THEREFORE, BE IT RESOLVED, THAT THE Alden Town Board and the Animal Control Program administered by the Police Department will support the efforts of the Animal Alliance of Western New York and the Erie County SPCA through partnering with them to save the lives of cats and dogs through ongoing communication, record keeping, and best practices; and be it

RESOLVED, that the Supervisor is authorized to sign the Statement of Support prepared by the Erie County SPCA.

The foregoing resolution was put to a vote on roll call on August 20, 2007 and was unanimously adopted.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to re-appoint Alice Dombrowski to the board of Assessment Review Board – Sept.2007 – Sept.2012. Unanimously carried.

Councilwoman Cooke moved and Councilman Weber seconded the Motion to grant the Alden Garden Club permission to use the Community Center on the 2<sup>nd</sup> Wednesday of each month of the Year 2008 from 7:00 PM – 10:00 PM. Unanimously carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to renew the HOP for Daniel Pautler/12657 North Road(Guns and Accessories) Unanimously carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS FROM STANDING COMMITTEES AND PERSONNEL

Councilwoman Riddoch reported that she met with Supervisor Smith and Denise Walczak from P & A Group re Insurance – requested this be placed on the Work Session; the Swings in the Park are deteriorating and a representative from Miracle Equipment will be coming out to look at them – presently the Parks Supt. and Maintenance, Carl Fix feel they are safe. The last Concert will be held this Wednesday. A recreation Advisory Committee Meeting will be held at the Community Center on Thursday – August 23<sup>rd</sup> at 7:30 PM.

Councilman Weber reported he met with Mike Fleming/Planning Board Member and Mike Metzger/Town Engineer to view the Drainage problem at Mrs. Szymanski on Bonnie Lake – they will get together with the Highway Supt and put in a Plan for this problem.

Attorney Strong requested the Dog Law and the Windmill Law be placed on the Work Session. She also stated she read in the Work Session Minutes that there was a question as to whether the Rezone could go to a Vote – there is absolutely no way that this is legal.

Supervisor Smith reported that he met with Adam Stoltzman and Bill McGowen of Alden Central School who are working on a Program for Out-of-School Suspension – they have expressed an interest in using one of the rooms in the Town Hall- this may not come in

effect until Jan 2008 or Sept 2008. At the present time they travel to East Aurora and they are looking for a closer location. In July, Supervisor Smith, Councilman Snyder, Mayor Kubik and Joe Czechowski, Village CEO had a meeting re the sharing of Services with the Village. Today the Supervisor received a letter from Joe Czechowski on the feasibility of this action. The Supervisor asked the Board to review this letter and that this be placed on the Work Session.

Councilman Weber reported that he read in the paper the article about recycling in Marilla – this is for all of Erie County.

Supervisor Smith reminded the Board Members that next Wednesday there will be a Budget Meeting. This Wednesday there will be an open house at the Alden Medical Supply Store from 6:00PM – 8:00Pm.

Supervisor Smith adjourned the Meeting at 8:00 PM with a Minute's silence in Memory of Cathleen Fiegl.

DOROTHY L. BYCINA  
TOWN CLERK