

MEETING NO. 23  
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REGULAR BOARD MEETING

DEC. 7, 2009  
7:00 P.M.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on December 7, 2009 at 7:00 P.M. Supervisor Smith called the Meeting to Order. Councilman Weber led in the Pledge of Allegiance. The roll call was taken by the Deputy Town Clerk.

PRESENT: Ronald Smith, Supervisor  
Mary Riddoch, Councilwoman  
William Weber, Councilman  
Ronald Snyder, Councilman  
Arlene Cooke, Councilwoman  
RECORDING SECRETARY: Debra A. Crist, Deputy Town Clerk  
OTHERS PRESENT: Jennifer Strong, Town Attorney  
Martin Dugan, CEO  
Michael Metzger, Town Eng.  
Michael Fleming, Planning Board  
Leonard Weglarski, DCO

Councilman Snyder moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of November 16, 2009. 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"		16,843.63	52,488.08
HGHWY FUND "DA/DB"		2,397.37	26,937.33
PART-TOWN FUND "B"		1,600.08	13,533.14
WD#2 FUND "WB"			375.20
WD#3 FUND "WC"			2,063.60
WD#4 FUND "WD"			1,299.80
SP FIRE PROT. "SF"			159.18
SD#2 FUND "SA"		1,643.52	4,370.13
TRUST/AGCY FUND "T"		2,532.92	2,726.92
SP REFUSE FUND "SR"			38,410.59
STREET LIGHTING FUND "SL"			7,663.10
PERIWINKLE LTG. "SL1"			42.61
GRANTS		13,774.51	13,782.50
TOTALS	125,060.15	38,792.03	163,852.18
	(PAID 11/16/09)		

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

Supervisor Smith welcomed the students from Alden Central School and the Boy Scouts.

THERE WAS NO BUSINESS FROM THE FLOOR

COMMUNICATIONS:

Councilwoman Riddoch received the insurance certificate of liability and workers comp. from the Village of Alden for Winterfest. Received the figures for activities for Christmas in the Park. Councilwoman Riddoch attended the event, as did many others who enjoyed the day. There was a good crowd and even the weather cooperated. She wanted to thank Dan Moultrup and the Town Recreation Dept. for doing a fine job. Councilwoman Riddoch received permission from the property owner on W. Main Street to do a Wetland Walkover. If the resolution adopted tonight, it could be completed

tomorrow if the snow holds out. The lights have been changed at the Reinhardt Rd. cul de sacs.

Councilman Weber received a call from a Cary Rd. resident concerned with all the littering, dumping on the side of road. The resident has been picking it up and even found names of individuals in the discarded mail that had been dumped. He is asking for the Town's help, maybe cameras on the side of the road to catch them. Atty. Strong asked if the Sheriffs had been called. He had not done that. She suggested that he get a plate number. Councilman Weber has made these suggestions.

Attorney Strong said she heard back from the Town of Java regarding Time Warner and they are not interested in the programming change. The Town of Sheldon called and they are still thinking about it. She has not heard back from anyone else.

Councilwoman Cooke received an invitation from the Senior Citizens to attend their annual Christmas party at Salvatore's next week. Spoke with the Seniors at the lunch program at the Center, they are very satisfied with the meals and are pleased with Donna Zinter as Nutritional Aide.

Supervisor Smith received the agenda for the Planning Board Meeting tomorrow night, received a letter from Edward Sisson Jr., Tri-County Glass Block thanking the Town Board and Building Inspector Marty Dugan for the handling of the H.O.P. request from Tri-County, received November 2009 monthly report from the Building Inspector's office and the Town Clerk's Office.

NEW BUSINESS:

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

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

That the Alden Town Board hereby authorizes the transfer of \$3,641.98 from the Fire Protection District Fund Balance into budget line SF.9010.0800 to allow for increase in Service Award Program.

This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 7, 2009 and was unanimously adopted.

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

WHEREAS, the Town of Alden Water District # 4 has received a request from Christopher M. and Dawn M. Snyder to allow them to become an out of district water customer with WD#4 for their property located at 12475 Cary Road, in the Town of Alden;

WHEREAS, Snyder's have caused an Engineer's Report to be prepared for the extension of the WD#4 water line to their property; and

WHEREAS, Snyder's will make all necessary applications for water service to the Erie County Water Authority.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Alden Town Board as Commissioners for Water District # 4 hereby determines that it is in the best interests of the Town to authorize the water line extension to the Snyder Property and to allow Snyder's to become out of district water customers.

2. That the Town Board does hereby authorize Supervisor Ronald L. Smith to sign the Out of District Customer Agreement.

The above Resolution was duly put to a roll call vote at a regular meeting on December 7, 2009 and was unanimously adopted.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion to grant Alden Winterfest Committee permission to use the Town Park, Community Center and various pavilions for the 6<sup>th</sup> Annual Alden Winterfest on Feb. 12<sup>th</sup> and 13<sup>th</sup>.

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

WHEREAS, the Alden Town Board has been advised of the possible future availability for purchase by the Town of land adjacent to the Town's existing Robert O. Smith Park;

WHEREAS, the Town of Alden may have future need for this possibly available property to expand the Robert O. Smith Park and to build additional sports fields;

WHEREAS, the possibly available land need to be studied to determine if building sports fields is feasible on said property, due to the possible existence of wetlands;

WHEREAS, hiring a professional scientist to conduct a wetland walk over falls under the professional service exemption of the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law. However, the Town has obtained two quotes for a wetland walk over of the subject property;

WHEREAS, the Town of Alden will obtain the permission of the property owner before conducting the wetland walk over;

WHEREAS, The Town Board after full and careful review and consideration of the request finds investigation of the possibly available property in the public interest;

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Town Board approves the hiring of Wilson Environmental Technologies, Inc. to conduct a wetland walkover of the subject property (known as SBL 108.00-4-39.111), as per the attached proposal, for \$800.00.
2. That the Supervisor of the Town of Alden is authorized to sign the proposal with Wilson Environmental Technologies, Inc.; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 7, 2009 and was unanimously adopted.

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

WHEREAS, the Alden Town Board has been advised by the Town of Alden Recreation Advisory Committee of the future need for additional sports fields at the Alden Town Park;

WHEREAS, a concept plan is necessary to determine if additional sports fields will fit into the Town Park;

WHEREAS, hiring a professional engineer to design a concept plan falls under the professional service exemption of the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds the need for a concept plan in the public interest;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the hiring of Metzger Civil Engineering to design a concept plan for new sports fields at the Alden Town Park at a cost not to exceed \$2,000.00; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 7, 2009, and was unanimously adopted.

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

WHEREAS, the Town Board of the Town of Alden has decided that the Alden Town Hall is in need of an emergency generator, which would allow the Town Hall to be used for shelter in the event of an emergency;

WHEREAS, the estimated cost of an emergency generator is more than \$10,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden require that all estimated equipment purchases over \$10,000.00 shall be formally bid pursuant to General Municipal Law Section 103; and

WHEREAS, the Town Board after full and careful review of the need for an emergency generator at the Town Hall finds the need for said generator as being within the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board hereby authorizes the Town Clerk's Office to advertise for bids as outlined in the attached Instructions to Bidders;
2. The Town Board hereby authorizes the Town Clerk's Office to publish Notice in the Alden Advertiser. Said Notice must be published more than five (5) days prior to Wednesday, January 20, 2010, and must state the time when and place where the sealed bids will be publicly opened and read by the Town Clerk or Deputy Town Clerk;
3. The Town Board hereby authorizes the Town Clerk's Office to receive sealed bids until 2:00 PM Prevailing time on Wednesday January 20, 2010. All bids must contain the Non -Collusive Bidding Certification; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on December 7, 2009 and was unanimously adopted.

THERE WAS NO UNFINISHED & TABLE BUSINESS.

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Weber received a call from a concerned resident about off-road drainage

work that he was told would be done this past year and was not done. He would like to know why? Would it be done next year? Councilman Weber had gone to his house and had the forms signed and had been told it would be done and it has not.

Atty. Strong would like the annual review of the procurement policy put on the Work Session Agenda. She is still working with Ted Morgan in getting his OSHA training certification certificate.

Councilman Snyder reported spending a couple of hours at the Town Hall on Saturday after getting a report that the furnace was having problems. He got it working.

Councilwoman Cooke reported on the H1N1 proposed clinic. She met Wednesday last week with School Supt. on how the clinics would be set up. They will be held at the Intermediate School. This will be for grades 3-12 on one day from 8:00 A.M.-2:20 P.M. The elementary children will be done in the evening; the parents will bring them to the Intermediate School, along with all of the children from St. John's School and daycare children. After 8:30 P.M. Firemen will receive their shots. Supv. Smith asked about adults receiving the shots, Councilwoman Cooke said they will be given under the Erie County Health Department's priority recommendations, no adults. Adult clinics will be scheduled later.

Supv. Smith said that he, Attorney Strong and Drescher and Malecki met with representatives from the Village last Wednesday to discuss our local government efficiency grant that we are going to start working on. Would like that on the Work Session for next week. Also, on the Work Session is Wendy Salvati from Wendel to present the draft of the completed Master Plan to the Board. Board members have received copies and should look them over and present questions at that time.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to enter into an Executive Session to discuss a matter of personnel at 7:20 P.M. Unanimously carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to re-enter the regular meeting with no action taken at 7:59 P.M. Unanimously carried.

Supervisor Smith adjourned the regular Meeting at 8:00 P.M. with a Minute's silence in Memory of Sharon Rozler (Former Deputy Town Clerk), Dorothy Starzynski, Edward Niemczyski, Robert Smith, Mary "Grace" Geyer, Helen Nuwer, Randolph Wheeler and Robert Green, Robert Uebelhoer and John Marsden.

DEBRA A. CRIST  
DEPUTY TOWN CLERK