

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Tuesday, February 18, 2014 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and Councilwoman Riddoch led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor  
Mary Riddoch, Councilwoman  
Ralph Witt, Councilman

RECORDING SECRETARY: Debra A. Crist, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Gary Wagner, Highway Supt.  
Chris Snyder, CEO  
Stefan Mychajliw, Erie County Comptroller  
Residents

Supervisor Milligan Moved and Councilman Witt seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of February 3, 2014.

**CARRIED.**

Ayes 3 Milligan, Riddoch & Witt  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH AND SECONDED BY COUNCILMAN WITT TO WIT: VOUCHERS 129-200

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$41,909.96		\$41,909.96
HGHWY FUND "DA/DB"	16,021.02		16,021.12
PART-TOWN FUND "B"	5,044.12		5,044.12
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"	3,859.20		3,859.20
CONSOLIDATED WATER "WR"	50,828.90		50,828.90
NEWSTEAD W.D. "WO"			
SP FIRE PROT. "SF"	546,860.00		546,860.00
SEWER DISTRICT #1 "SI"	11,760.50		11,760.50
SD#2 FUND "SA"	2,502.62		2,502.62
TRUST/AGCY FUND "T"	3,568.53		3,568.53
SP REFUSE FUND "SR"	34,497.51		34,497.51
STREET LIGHTING FUND "SL"	6,953.21		6,953.21
PERIWINKLE LTG. "SL1"	49.32		49.32
GRANTS			
TOTALS	\$723,854.89		\$723,854.89

UPON ROLL CALL VOTE ON FEBRUARY 18, 2014 THE FOREGOING RESOLUTION WAS

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt  
Nays 0

**BUSINESS FROM THE FLOOR**

Supervisor Milligan introduced Stefan Mychajliw, Erie County Comptroller, who wanted to get out into communities and address boards and build a relationship between the Comptroller's Office and the Towns. Stefan spoke on the Comptroller's Office and the steps taken to clean up the office. He is reaching out to municipalities to see how they could be helpful. He knows the Erie County Home is an issue. He said it is important that we are good stewards and be good partners with Alden as far as what the next phase is. If there is anything he can do, he is willing to help out. At the present time, they are auditing the library system regarding their special taxing district. He thanked the Board for giving him the opportunity to speak and told them to feel free to reach out to the Erie County Comptroller's Office.

## **COMMUNICATIONS**

### **Attorney Strong:**

An insurance binder was received from Ewell Free Library.

### **Councilwoman Riddoch:**

A call was received from Jack Frost of N.Y.S.E.G regarding the two poles that were replaced after an accident on Genesee Street; one had a light on it. When they checked the street light listing for the Town of Alden, it was not on the list. The street light needs to be added to the list. This will be discussed further at the Work Session.

A request was received from St. John's regarding the use of the band shell. She would like this on the Work Session also.

A request was received for the 2014 Heritage Reunion weekend from Alden Hook & Ladder. She would like this on the Work Session.

Councilwoman Riddoch called the Crittenden Rd. resident who was interested in county water. She left a message, but did not receive a call back. Supervisor Milligan said that he briefly spoke to the Mayor to see if the Village could provide water to that area. He was looking into it.

### **Supervisor Milligan:**

The monthly report was received from Rural Metro, they were at 93.75% compliance.

The monthly report was received from the Town Clerk's Office. At the end of January she collected \$1,249,598.00 in taxes for the month.

Correspondence from the Stormwater Coalition was received and turned over to CEO Snyder.

## **NEW BUSINESS**

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

WHEREAS, the Town of Alden and Alternative Care Services of WNY, Inc., a Not-For-Profit Corporation duly organized and existing under the laws of the State of New York, have been negotiating renewal of a Contract wherein Alternative Care Services of WNY, Inc. will provide Meals-On-Wheels to eligible residents of the Town of Alden;

WHEREAS, the Town of Alden is aware that a large number of residents of the Town of Alden are eligible for and participate in the Alternative Care Services of WNY Inc.'s Meals-On-Wheels Program and is desirous of obtaining such services for its residents;

WHEREAS, Alternative Care Services of WNY, Inc. is the sole source provider of a meals-on-wheels program in the Town of Alden and therefore the Town's Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, the Town of Alden and Alternative Care Services of WNY, Inc. have come to full agreement on the terms of such Agreement to run from January 1, 2014, until December 31, 2014.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board approves the attached Agreement whereby the Town contracts with Alternative Care Services of WNY Inc., at a cost of \$1,000.00 for the provision of meals-on-wheels to eligible Town of Alden residents as being consistent with its policies and in the best interests of the residents of the Town of Alden;
2. That the Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate the Agreement; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 18, 2014, and was

### **ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

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

WHEREAS, the Town of Alden, a municipal corporation organized and existing under the laws of the State of New York (the "Town"); the Village of Alden, a municipal corporation organized and existing under the laws of the State of New York (the "Village"); and the Alden Chamber of Commerce, Inc., a Not-For-Profit Corporation duly organized and existing under the laws of the State of New York (the "Chamber") have negotiated for the renewal of an Economic Development Agreement Contract wherein the Town, Village and Chamber maintain and fund the Alden Economic Development Committee ("Committee") for the benefit of the residents of Alden;

WHEREAS, the Town of Alden is aware that the Alden Area is in need of planned economic development and is desirous of obtaining such planned development services for the benefit of its residents;

WHEREAS, the Committee wishes Fred K. Heinle to remain as Director; and

WHEREAS, the Town, Village and Chamber have come to full agreement on the terms of such Agreement to run from March 1, 2014 until February 28, 2015.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

- 1.The Town approves the Economic Development Agreement, as being consistent with its policies and in the interest of the residents of the Town of Alden;
- 2.The Town consents to the continuation of Fred K. Heinle as Director of the Committee and the signing of an Agreement retaining Mr. Heinle;
- 3.That the Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate the Agreement and the Director Agreement; and
- 4.This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 18, 2014, and was

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

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

WHEREAS, the Town Board has noticed the need to appoint an alternate crossing guard for St. John's School; and

WHEREAS, one person has applied for this position.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board appoints Barbara Trybuskiewicz as an alternate crossing guard for the year 2014, salary per the schedule of salaries and benefits as per the Employee Handbook; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 18, 2014, and was

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

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

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. are desirous of keeping the Alden Little League Baseball Program in operation for the 2014 season;

WHEREAS, the Alden Town Board is aware that a large number of child residents of the Town of Alden and the Alden Central School District participate in the Alden Little League Baseball Program and finds it in the best interests of the Town and as consistent with its policies to continue this Program;

WHEREAS, Alden Youth Baseball, Inc. is the sole source provider of little league baseball services in the Town of Alden and therefore the Town's Procurement Policy & Procedure Guidelines and General Municipal Law have been followed; and

WHEREAS, the Town of Alden and Alden Youth Baseball, Inc. have come to full agreement on the terms of an Agreement to run from January 1, 2014 until December 31, 2014.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the attached Contract with Alden Youth Baseball, Inc., at a cost of \$2,400.00, whereby Alden Youth Baseball, Inc. will purchase little league baseball uniforms for Alden Residents involved in the Alden Little League Baseball Program as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. The Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate the Agreement; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 18, 2014, and was

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR MILLIGAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WITT TO WIT;

WHEREAS, many municipalities, including cities, counties, towns and villages within Erie County have lost monetary support from the County of Erie;

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 housed in a building not owned by the Town of Alden; and

WHEREAS, the Town Board of the Town of Alden would like to Contract with the Ewell Free Library to provide monies to the Library for its continued operation.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the Contract for the year 2014 with the Ewell Free Library as being consistent with its policies and in the interest of the residents of the Town of Alden;
2. That the Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this Contract; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on February 18, 2014, and was

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

Councilwoman Riddoch moved and Supervisor Milligan seconded the Motion to approve Alden Community Scholarship Foundation "Dollars for Scholars" 5K Race request to use park facilities on Friday, May 30, 2014. The Motion was put to a Roll Call Vote on February 18, 2014 and was **CARRIED.**

Ayes 3 Milligan, Riddoch & Witt

Nays 0

### **THERE WAS NO UNFINISHED & TABLED BUSINESS**

### **REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

#### **Councilman Witt:**

Councilman Witt would like to know the status of the Adamski Home Occupation Permit? He would like this on the Work Session.

#### **Attorney Strong:**

At the Board's request, she has drafted and circulated to the Board a Commercial Recycling Policy. This can be discussed at the next Work Session.

The Car Show draft agreement has been mailed out to them.

There has been no update on the shelter agreement with Townline Lutheran Church from the Office of Emergency Management. Councilwoman Riddoch said she will reach out to them again.

#### **Councilwoman Riddoch:**

Councilwoman Riddoch attended the Superintendent's Advisory Committee meeting at the school last Thursday. They went over the financials for the budget in May and there is a budget gap.

She is working on bidding out the insurance renewals for the Town that are due on May 1<sup>st</sup>.

Park Supv. Andy Sojka and Dan Carder will be attending a professional turf seminar tomorrow.

Andy, Dan Moultrup and Mary will be meeting with some of the sports people this Saturday to touch base on some of the problems they are having before we get right into the sports season.

#### **Highway Supt. Wagner:**

Due to the weather conditions, the Town has exceeded our commitment with the salt contract. There is approximately 500 ton left. He will be attending the Highway Supt. meeting Thursday and reaching out to other towns to purchase salt at the going rate under their contracts. Councilman Witt questioned the amount of salt used. He estimated we used 4X the amount of salt.

#### **Engineer Metzger:**

GPS companies were contacted regarding the W. Main Street truck traffic. They have open cases pending to see what they can do. Engineer Metzger will advise the Board of the outcome.

Surveyors have completed the topo for the Exchange/Zoeller water projects and he has the preliminary mapping for both areas. They will be accepted for design purposes. He has been trying to set up a meeting with ECWA. ECWA is collecting hydrant flow data for us for our hydraulic analysis.

National Fuel will be putting in new gas lines on Exchange Street to areas that have not been previously served. The lines will run from Henskee down to the Town line. He has been coordinating with the gas company to make sure we're not putting pipes in those locations. Councilman Witt asked why they are doing just that area and not Henskee or Sullivan Roads. Engineer Metzger thought it came from a direct result of the interest of the homeowners that approached the gas company. Engineer Metzger received a letter from the Clerk's office in his box tonight from National Fuel stating that they would like to have a list of future projects that the Town has scheduled, so they can correspond with their work activities.

#### **CEO Snyder:**

The electric hot water tanks are up and running. The old tanks have been disconnected. Supervisor Milligan wanted to know the feasibility of taking out those three tanks in the boiler room and putting in one home size hot water tank. CEO Snyder said it could be done. The tanks are for the two main bathrooms, slop room and the kitchen.

#### **Supervisor Milligan:**

Information on employee's benefits was received. This is the allowance for sick and personal time. This will be discussed at the Work Session.

A notice was received from Erie County Health Dept. regarding the wading pool. There is a 20 page application that needs to be filled out. Councilwoman Riddoch will handle this on Saturday.

Supervisor Milligan would like the IDA on the Work Session. Senator Gallivan produced a law in Albany that if home rule wants to join other industrial agencies they can. At Senator Gallivan's meeting they said that there are several prisons scheduled to be shut down and Wende is not on the list.

**NOTICE OF MEETINGS:**

**NEXT WORK SESSION:** February 24, 2014 @ 7:00 P.M.  
**NEXT REGULAR TOWN BOARD MTG:** March 3, 2014 @ 7:00 P.M.

**MEMORIAL ADJOURNMENT**

Supervisor Milligan adjourned the Meeting at 7:30 P.M. with a Moment of Silence in Memory of Florence Marks, Marie Ritchie and Maguerite Turner.

AT 7:31 P.M. SUPERVISOR MILLIGAN MOVED TO ENTER INTO EXECUTIVE SESSION WITH THE TOWN BOARD AND ATTORNEY STRONG TO DISCUSS CONTRACT NEGOTIATIONS, COUNCILMAN WITT SECONDED THE MOTION. THE MOTION WAS PUT TO A ROLL CALL VOTE ON FEBRUARY 18, 2014 AND WAS

**CARRIED.**

Ayes 3 Milligan, Riddoch & Witt  
Nays 0

AT 8:52 P.M. COUNCILWOMAN RIDDOCH MOVED TO ADJOURN FROM THE EXECUTIVE SESSION, WITH NO ACTION BEING TAKEN. COUNCILMAN WITT SECONDED THE MOTION. THE MOTION WAS PUT TO A ROLL CALL VOTE ON FEBRUARY 18, 2014 AND WAS

**CARRIED.**

Ayes 3 Milligan, Riddoch & Witt  
Nays 0

Debra A. Crist  
Alden Town Clerk