

PRIORITY OF BUSINESS SET BY SUPERVISOR PURSUANT TO
SECTION 16 TOWN CODE APPENDIX PART IV

1. PLEDGE OF ALLEGIANCE – SUPERVISOR MILLIGAN
2. INVOCATION
3. CALLING THE ROLL OF BOARD MEMBERS BY THE CLERK
4. OFFER OF THE MINUTES & SYNOPSIS OF THE PROCEEDINGS OF THE PREVIOUS REGULAR MEETING OF JULY 16, 2012.

****7:05 P.M. PUBLIC HEARING REGARDING DETERMINING IF THE BUILDING AT 11639 GENESEE ST. IS DANGEROUS, UNSAFE AND A PUBLIC NUISANCE*****

****7:10 P.M. PUBLIC HEARING REGARDING THE APPLICATION FOR A HOME OCCUPATION PERMIT FOR NICOLE A. KOSCHUK/1289 SANDRIDGE ROAD/DOG GROOMING*****

5. APPROVAL OF VOUCHERS
6. BUSINESS FROM THE FLOOR
7. PRESENTATION OF COMMUNICATIONS FROM BOARD MEMBERS AND OTHER TOWN OFFICIALS
8. NEW BUSINESS
 - A. Resolution authorizing the advertising for bids for tipping per S/HM
 - B. Resolution for SEQR/Lead Agency Guida Subdivision/North Rd. per S/HM
 - C. Resolution for SEQR/TYPE II for 11639 Genesee St.(Old Millgrove School) per S/HM
 - D. Resolution approving the purchase of a water wheel from John Deere Landscapes/\$7265.00 including delivery per CW/MR
 - E. Resolution approving the hiring of N. Choops Painting, Inc./paint porch floor at the Historical Building for \$1,490.00 per CW/MR
 - F. Resolution approving the Home Occupation Permit for Nicole A. Koschuk/1289 Sandridge Rd./Dog Grooming per S/HM
 - G. Motion to approve the renewal of the Home Occupation Permit for Douglas Swingle/12049 Genesee St./Auto Upholstery Repairs per TC/RW
 - H. Resolution approving the purchase of a new computer/Office of Emergency Management from DC Computer for \$1,180.00 per CW/MR

9. UNFINISHED & TABLED BUSINESS
10. REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL
11. ANNOUNCEMENTS FROM THE SUPERVISOR
12. NOTICE OF MEETINGS:

WORK SESSION: AUGUST 13, 2012 @ 7:00 PM
REG. BOARD MEETING AUGUST 20, 2012 @ 7:00 PM

13. MEMORIAL ADJOURNMENT: John Krzyznowski, Chauncey Peters & Gordon Glauser

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, July 16, 2012 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.

Approved Minutes & Synopsis of Meeting from July 2, 2012.

Adopted Resolution approving Vouchers for payment.

Adopted Resolution approving Eric D. Guidie for Membership in the Millgrove Fire Dept.

Adopted Resolution approving the hiring of Janimart Janitorial to refinish the Town Hall floors.

Approved Motion to introduce LL#1 of 2012/Amendment to the Dog Law and refer to the Planning Board for review and recommendation.

Adopted Resolution re purchase of Park Utility Vehicle/Z & M Ag. Turf for \$8,234.93.

Approved Motion to allow Don Stoffel, Mike Fleming, Ralph Witt and Colleen Rogers to attend Planning and Zoning training sponsored by the Association of Towns on July 27, 2012 at the Marriott, Buffalo, New York at a cost of \$70.00 per person.

Approved Motion consenting to the Out of District Customer Agreement between the County of Erie and Barbara Klier, Helen D. Uebelhoer and Henry Klier for a single-family home sewer connection at 11118 Walden Ave., Town of Alden.

Approved Motion to allow the Alden Home Bureau to use the large room at the Community Center for meetings on the 1st, 3rd and 5th Monday of every month from 7-9 P.M., September 2012 through June 2013 on requested dates.

Approved Motion to allow the Girl Scouts to use the small room at the Community Center September 10th, 2012 through June 13th, 2013 on requested dates.

Adopted Resolution authorizing application for a Local Government Performance & Efficiency Program (LGPEP) grant application.

Adopted Resolution authorizing application for a Local Government Performance & Efficiency Program (LGPEP) grant application (Town Clerk/Tax Receiver Consolidation Project).

Adopted Resolution calling a Public Hearing on a new Home Occupation Permit for Nicole Koschuk/1289 Sandridge Rd./Dog Grooming.

Supervisor Milligan adjourned the Meeting at 7:23 P.M. with a Moment of Silence in Memory of Joyce M. Wright and James Guarino.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road On Monday, July 16, 2012 at 7:00 P.M. Supervisor Milligan called the Meeting to Order. Councilwoman Riddoch led in the Pled of Allegiance. The Roll Call was taken by the Town Clerk.

PRESENT: Harry Milligan, Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman

RECORDING SECRETARY: Ralph Witt, Town Clerk

OTHERS PRESENT: Michael Metzger, Town Engineer
Chris Snyder, CEO
Gary Wagner, Planning Board
Len Weglarski, DCO

ABSENT: Carl Fix, Hwy. Supt.
Jennifer Strong, Town Attorney

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of July 2, 2012. Unanimously Carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH AND SECONDED BY SUPERVISOR MILLIGAN TO WIT;

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$10,134.54		\$10,134.54
HGHWY FUND "DA/DB"	1,692.99		1,692.99
PART-TOWN FUND "B"	1,533.67		1,533.67
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"			
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"	6,039.27		6,039.27
SD#2 FUND "SA"	2,463.02		2,463.02
TRUST/AGCY FUND "T"	11,358.66		11,358.66
SP REFUSE FUND "SR"	40,552.24		40,552.24
STREET LIGHTING FUND "SL"	5,099.82		5,099.82
PERIWINKLE LTG. "SL1"	30.88		30.88
GRANTS			

TOTALS \$82,643.69 \$82,643.69

UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

BUSINESS FROM THE FLOOR

Supervisor Milligan welcomed Mitch Martin, a Representative from Senator Gallivan's Office.

Matt Herdzik, S. Woodside Drive commended the Town for the job well done in remembering the past Supervisors. He would like to know if there is any new progress made on Erie County Water Authority taking over the water districts? Engineer Metzger replied that we are working with the Erie County Water Authority providing them with documentation to create an inventory to make that turn over. Supervisor Milligan said we are not pushing that hard; it is not critical at this point. Mr. Herdzik had heard that if we take too long they might not want us. Supervisor Milligan is aware of this and it will be done in a timely manner.

THERE WAS NO COMMUNICATIONS

NEW BUSINESS

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

WHEREAS, New York State General Municipal Law allows a municipality to approve the volunteer members of a volunteer fire department operating in said municipality;

WHEREAS, the Millgrove Volunteer Fire Department provides fire protection services within the Town of Alden pursuant to a contract with the Town of Alden;

WHEREAS, approval of members assists an injured volunteer firefighter in receiving worker's compensation benefits pursuant to New York State Volunteer Firefighter Benefit Law;

WHEREAS, Millgrove Volunteer Fire Department has approved Eric D. Guidie for Membership; and

WHEREAS, Millgrove Volunteer Fire Department has submitted to the Alden Town Clerk's Office notification of this new member.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Eric D. Guidie for membership in the Millgrove Volunteer Fire Department, and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 16, 2012, and was unanimously adopted.

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

WHEREAS, the floors at the Alden Town Hall need to be re-finished, the estimated total cost of which is less than \$2,000.00 but greater than \$500.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must obtain quotes from at least two (2) vendors;

WHEREAS, requests for proposals were made to three (3) vendors and bids received as follows:

the highest bidder is K&K Janitorial Services Inc. at \$1,145.00;
the second highest bidder is H. Clarke Services, Inc. at \$979.00; and
the lowest bidder is Janimart Janitorial Sales and Services at \$890.00;

WHEREAS, Janimart Janitorial Sales and Services is the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the refinishing of the Town Hall floors.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the hiring of Janimart Janitorial Sales and Services to refinish the Town Hall Floors for a total cost of \$890.00, provided that Janimart provides proof of insurance to the Town before commencing any work;

2. The Town Supervisor 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 16, 2012, and was unanimously adopted.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to introduce LL#1 of 2012 and refer Local Law to the Planning Board for review and recommendation. Unanimously Carried.

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

WHEREAS, the Town of Parks Supervisor has advised the Town Board that the Parks Department is in need of one (1) Utility Vehicle which will be purchased pursuant to State Bid;

WHEREAS, the Town of Alden's Procurement Policy & Procedure Guidelines and the General Municipal Law have been followed through purchase from the State Contract;

WHEREAS, The Town Board after full and careful review and consideration of the request finds said request to purchase a new utility vehicle as being consistent with its policies and in the interest of the residents of the Town of Alden.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of one (1) utility vehicle (more specifically a John Deere Gator TX), as described on the attached State Bid Pricing Summary for \$8,234.93 from Z&M Ag and Turf;
2. That the Parks Supervisor of the Town of Alden 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 16, 2012, and was unanimously adopted.

Supervisor Milligan moved and Councilman Weber seconded the Motion to allow Don Stoffel, Mike Fleming, Ralph Witt and Colleen Rogers to attend Planning and Zoning training sponsored by the Association of Towns on July 27, 2012 at the Marriott, Buffalo, N.Y. at a cost of \$70.00 per person. Unanimously Carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to consent to the Out of District Customer Agreement between the County of Erie and Barbara Klier, Helen D. Uebelhoer and Henry Klier for a single-family home sewer connection at 1118 Walden Avenue, in the Town of Alden. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the request to use the large room at the Community Center for the Alden Home Bureau meetings on the 1st, 3rd and 5th Monday of every month from 7-9 P.M., September 2012 through June 2013 on requested dates. Unanimously Carried.

Supervisor Milligan moved and Councilman Weber seconded the Motion to allow the Girl Scouts the use of the small room in the Community Center for the Girl Scouts, September 10, 2012 through June 13th, 2013 on requested dates. Unanimously Carried.

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

WHEREAS, the New York State, Department of State (DOS) is soliciting grant applications for the Local Government Performance and Efficiency Program (LGPEP), to provide performance awards for existing cost savings actions that are substantial, measurable and transformative, and

WHEREAS, the Town of Alden implemented a program on January 1, 2011 to consolidate Town employee health care insurance carriers and embark upon an innovative health care insurance premium establishment program, thereby resulting in reoccurring savings to taxpayers with no change in benefits to employees, and

WHEREAS, the Town of Alden desires to submit a grant application titled, "The Town of Alden Innovative Employee Health Insurance Program" to the New York State Department of State Local Government Performance and Efficiency Program.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT;

1. The Alden Town Board hereby designates Harry F. Milligan, Alden Town Supervisor, (and his designee), to act in the capacity of Contact Person and to submit an application for the Town of Alden Innovative Employee Health Insurance Program to the Local Government Performance and Efficiency Program;
2. Harry F. Milligan is hereby authorized to execute all financial and/or administrative processes relating to the implementation of the program;
3. Grantmakers Advantage, Inc., the Town's grant consultant, be authorized to prepare and submit said application for funding; and
4. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 16, 2012, and was unanimously adopted.

SUPERVISOR MILLIGAN POLLED THE BOARD AND WITH NO OBJECTION THE FOLLOWING WAS ADDED:

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

WHEREAS, the New York State, Department of State (DOS) is soliciting grant applications for the Local Government Performance and Efficiency Program (LGPEP), to provide performance awards for existing cost savings actions that are substantial, measurable and transformative;

WHEREAS, during 2010 and 2011, the Town of Alden reorganized and consolidated the Town Clerk and Tax Receiver, thereby resulting in reoccurring savings to taxpayers, and

WHEREAS, the Town of Alden desires to submit a grant application titled, "The Town of Alden Town Clerk/Tax Receiver Consolidation Project" to the New York State Department of State Local Government Performance and Efficiency Program.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby designates Harry F. Milligan, Alden Town Supervisor, (and his designee), to act in the capacity of Contact Person and to submit an application for the Town of Alden Town Clerk/Tax Receiver Consolidation Project to the Local Government Performance and Efficiency Program;
2. Harry F. Milligan is hereby authorized to execute all financial and/or administrative processes relating to the implementation of the program;

3. Grantmakers Advantage, Inc., the Town's grant consultant, be authorized to prepare and submit said application for funding; and
4. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on July 16, 2012, and was unanimously adopted.

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

WHEREAS, Nicole A. Koschuk has filed an Application for a Home Occupation Permit to conduct a business of dog grooming from her residence at 1289 Sandridge Road;

WHEREAS, the Town of Alden Planning Board has reviewed the Application and recommended the approval of the Application to the Alden Town Board;

WHEREAS, the Town Board, pursuant to Section 20-64(C) of the Alden Town Code is required to call a public hearing on the Application,

NOW, THEREFORE, BE IT RESOLVED THAT:

1. That a Public Hearing on the Home Occupation Permit Application for Nicole A. Koschuk be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on August 6, 2012 at 7:10 P.M. Local Time;
2. That the necessary Notice of Public Hearing, as required by Section 20-64(C) of the Alden Town Code be published in the Alden Advertiser; posted on the Town Bulletin Board; and mailed to the adjacent property owners, which Notice shall be in the form attached hereto and made a part hereof; and

On the Question: Supervisor Milligan made a Motion to change the Time of the Hearing to 7:10 P.M. (Another Hearing at 7:05) Councilwoman Riddoch seconded the Motion. Unanimously Carried.

3. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a roll call vote at a regular meeting on July 16, 2012 and was unanimously adopted.

THERE WAS NO UNFINISHED AND TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Town Clerk Ralph Witt reported that our Dog Control Officer is busy doing our Dog Enumeration; going door to door finding unregistered dogs. When the dogs are found unregistered, the owner will be paying an additional penalty. Town Clerk Witt advises people who have an unregistered dog to come in before the Dog Warden finds you.

CEO Snyder advised that the Town Hall floors would be refinished tomorrow after hours.

Engineer Metzger already reported on the water system turn over project. The Zoeller Rd. and Exchange St. water districts map plan and report have been completed and turned over to the Board, Town Assessor and Town Attorney. The Town Attorney has looked at it and approved it and has incorporated it in the petitions and presented them to the Board. Engineer Metzger will not be present at the next Work Session.

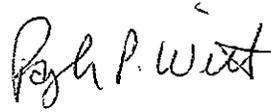
Supervisor Milligan read a letter on behalf of Ryan Sheedy, Emergency Mgt., from Governor Andrew Cuomo regarding being cautious with fires during these dry weather conditions. The state today will institute a statewide residential burn ban for 90 days

through October 10.

NEXT WORK SESSION:
NEXT BOARD MTG.:

JULY 23, 2012 @ 7:00 P.M.
AUGUST 6, 2012 @ 7:00 P.M.

Supervisor Milligan adjourned the Meeting at 7:23 P.M. with a Moment of Silence in memory of Joyce M. Wright and James Guarino.

A handwritten signature in black ink that reads "Ralph P. Witt". The signature is written in a cursive style with a small mark above the 't'.

Ralph P. Witt
Town Clerk

July-12

COUNCILMAN _____ MOVED AND COUNCILMAN _____
 SECONDED THAT THE FOLLOWING VOUCHERS BE ALLOWED AND PAID.

<u>ACCOUNT</u>	<u>AMOUNT</u>		
	ABSTRACT #1	ABSTRACT #2	TOTAL
GENERAL FUND "A"	\$10,134.54	\$29,098.79	\$39,233.33
HIGHWAY FUND "DA/DB"	\$1,692.99	\$58,884.41	\$60,577.40
PART-TOWN FUND "B"	\$1,533.67	\$7,190.58	\$8,724.25
COMMUNITY DEV. FUND "CD"			\$0.00
CAPITAL IMPROV. "HC"		\$32,874.02	\$32,874.02
WATER DIST. #1 FUND "WA"			\$0.00
WATER DIST. #2 FUND "WB"	\$375.20		\$375.20
WATER DIST. #3 FUND "WC"	\$2,063.60		\$2,063.60
WATER DIST. #4 FUND "WD"	\$1,299.80		\$1,299.80
SPECIAL FIRE PROTECTION "SF"	\$6,039.27		\$6,039.27
SEWER DIST. #1 FUND "SI"			\$0.00
SEWER DIST. #2 FUND "SA"	\$2,463.02	\$9,274.15	\$11,737.17
TRUST & AGENCY FUND "T"	\$11,358.66	\$2,892.79	\$14,251.45
SPECIAL REFUSE FUND "SR"	\$40,552.24		\$40,552.24
STREET LIGHTING FUND "SL"	\$5,099.82		\$5,099.82
CAPITAL IMPROV. "H"			\$0.00
PERIWINKLE LTG. DIST."SL1"	\$30.88		\$30.88
GRANTS		\$26,544.84	\$26,544.84
CAPITAL WD FUND "HG"			\$0.00
TOTAL	\$82,643.69	\$166,759.58	\$249,403.27

P.H. #1

LEGAL NOTICE
NOTICE OF HEARING
ON DANGEROUS AND UNSAFE BUILDING AT
11639 GENESEE STREET
TOWN OF ALDEN

PLEASE TAKE NOTICE, that the Alden Town Board will conduct a hearing pursuant to Section 7a-6(B) Alden Town Code on the report by the Building Inspector to determine if the building is dangerous, unsafe and a public nuisance;

THEREFORE, pursuant to the Alden Town Code the Alden Town Board shall hold a hearing to determine if the building located at 11639 Genesee Street is dangerous, unsafe and a public nuisance; at the Alden Town Hall, 3311 Wende Road, Alden, New York at 7:05 p.m. on the 6th day of August, 2012, at which time the owners and all parties interested in the property as well as members of the general public may be heard. The meeting room is wheel chair accessible. Those needing special arrangements should call the Town Hall at 937-6969.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF ALDEN

Dated: July 2, 2012

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
HOME OCCUPATION PERMIT
1289 SANDRIDGE ROAD
TOWN OF ALDEN

PLEASE TAKE NOTICE, that the Town Board of the Town of Alden will conduct a public hearing pursuant to Section 20-64(C) of the Zoning Code of the Town of Alden on the application of Nicole A. Koschuk for a Home Occupation Permit to conduct a business of dog grooming from her residence located at 1289 Sandridge Road, Town of Alden.

THEREFORE, pursuant to the Zoning Code of the Town of Alden the Alden Town Board shall hold a public hearing on the proposed application for a Home Occupancy Permit at the Alden Town Hall, 3311 Wende Road, Alden, New York at 7: ~~10~~ p.m. on the 6th day of August, 2012, at which time the owners and occupants of property adjacent to 1289 Sandridge Road as well as members of the general public may be heard. The meeting room is wheel chair accessible. Those needing special arrangements should call the Town Hall at 937-6969.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF ALDEN

Dated: July 16, 2012

(A)

REVISED
THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMEMBER _____, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMEMBER

WHEREAS, the Town of Alden's Contract for disposal of municipal solid wastes, bulky wastes, and white goods is expiring and a new contract for these services is therefore necessary;

WHEREAS, the Procurement Policy & Procedure Guidelines of the Town of Alden require that all estimated contracts over \$20,000.00 shall be formally bid pursuant to General Municipal Law section 103; and

WHEREAS, the Alden Town Board after full and careful review and consideration finds that garbage disposal is necessary for the residents of the Town and that the solicitation of bids for the same is within the public interest.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

5. The Town Board hereby authorizes the Alden Town Clerk to advertise for bids as outlined in the attached Instructions to Bidders;

6. The Town Board hereby authorizes the Town Clerk to publish Notice in the Alden Advertiser. Said Notice must be published more than five (5) days prior to August 30, 2012, and must state the time when and place where the sealed bids will be publically opened and read by the Town Clerk;

7. The Town Board hereby authorizes the Town Clerk to receive sealed bids until 2:00 PM Prevailing Time on August 30, 2012. All bids must contain the Non-Collusive Bidding Certification; and

8. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote on August 6, 2012, as follows:

Councilmember Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilmember Riddoch	Aye	Nay

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL _____, WHO MOVED ITS ADOPTION,
SECONDED BY _____

WHEREAS, the Town Board of the Town of Alden is considering an application by Samuel P. Guida, Jr. for the subdivision of two (2) lots. The entire parcel currently consists of approximately 88.1 acres on North Road in the Town of Alden, further identified as SBL # 108.00-2-27. The first proposed lot ("Parcel A") would be a 600' x 1380' (approximately 19 acres) vacant parcel on North Road and the second proposed lot ("Parcel B") would be the remaining approximately 69 acre vacant parcel (The "Proposed Action");

WHEREAS, the Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review;

WHEREAS, the Town Board believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to subdivision; the agency with the broadest governmental powers for investigating the impact of the Proposed Action; has the greatest capacity for providing the most thorough environmental assessment of the Proposed Action; and is the most local agent with permitting authority;

WHEREAS, the Town Building Inspector is directed to provide notice to the Erie County Division of Planning for this Proposed Action, as required under Section 239-m of the General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action, and as such will notify other involved agencies of its desire to become the Lead Agency .

3. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on August 6, 2012, the results of which were as follows:

Councilmen Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilwomen Riddoch	Aye	Nay

①

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL _____, WHO MOVED ITS ADOPTION,
SECONDED BY _____

WHEREAS, the Town Board of the Town of Alden ("Town Board") has fully and properly considered demolishing the unsafe and dangerous structures at 11639 Genesee Street in the Town of Alden (the "Proposed Action"); and

WHEREAS, the Town Board, after completing the Short Environmental Assessment Form has determined that the Proposed Action is a Type II Action under SEQRA; and

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board hereby adopts the attached Determination of Type II Action.
2. The Town of Alden, as Lead Agency, hereby determines that the Type II action described in the attached Determination, will not have a significant effect on the environment and that an environmental impact statement is not required to be prepared with respect to said Proposed Action.
3. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on August 6, 2012, the results of which were as follows:

Councilmen Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilwomen Riddoch	Aye	Nay

Determination of Type II Action
TOWN OF ALDEN

In the Matter of the Application of the Town of Alden
for an Environmental Assessment Pursuant to the
State Environmental Quality
Review Act (SEQR)

1. The Town of Alden, on or about August 1, 2012, filed an Environmental Assessment Form (EAF) with the Alden Town Board, a copy of which is attached hereto and made a part hereof relating to the demolition of Structures at 11639 Genesee Street, Alden, New York.

2. Pursuant to 6 NYCRR section 617.5 of the SEQR regulations it is hereby determined that the action proposed in said application constitutes a Type II action as defined under said regulation and does not require an environmental impact statement or any other determination or procedure. More Specifically:

a. 6 NYCRR Section 617.5(c)(15) minor temporary uses of land having negligible or no permanent impact on the environment:

The demolition of the structures is a temporary use of the land and will have no permanent impact on the environment.

b. 6 NYCRR Section 617.5(c)(19) official acts of a ministerial nature involving no exercise of discretion, including building permits and historic preservation permits where issuance is predicated solely on the applicant's compliance or noncompliance with the relevant local building or preservation code(s):

The issuance of the Demolition Permit is a ministerial act which does not involved any exercise of discretion.

c. 6 NYCRR Section 617.5(c)(29) civil or criminal enforcement proceedings, whether administrative or judicial, including a particular course of action specifically required to be undertaken pursuant to a judgment or order, or the exercise of prosecutorial discretion:

The demolition is an enforcement of the Order of the Alden Town Board declaring the structures to be dangerous buildings.

Date: August 6, 2012

Harry F. Milligan, Supervisor Town of Alden

(D)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMEMBER _____, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMEMBER

WHEREAS, the Alden Town Board has received a request from the Parks Supervisor to purchase a water wheel to water the sports fields in the Town Park the estimated cost of which less than \$10,000.00 but greater than \$2,000.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden states that the Town must obtain written quotes from at least three (3) vendors;

WHEREAS, a written request for proposals was made by Parks Supervisor Sojka to three (3) vendors, as follows:

- the highest bidder is Pioneer at \$8,350;
- the second highest bidder is OA Newton at \$7,944.00; and
- the lowest bidder is John Deere Landscapes at \$7,265.00.00;

WHEREAS, John Deere Landscapes is deemed the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the purchase of the water wheel.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

2. The Town Board approves the purchase of a water wheel from John Deere Landscapes at a total cost of \$7,265.00, including delivery;
2. The Parks Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this hiring; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on August 6, 2012, as follows:

Councilmember Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilmember Riddoch	Aye	Nay



JOHN DEERE LANDSCAPES

Quote

Suppliers to the Green Industry
John Deere Landscapes

DATE
Quotation #
Customer ID

Cell Phone 716-818-9901

Quotation For:

Alden Rec Dept

Attn:

Andy

Phone

572- 3375

Fax

Quotation valid until:

Prepared by:

Comments or Special Instructions:

SALESPERSON	P.O. NUMBER	PKUP DATE				SHIP VIA	D.B. PO
Tim							

QTY.	DESCRIPTION	SIZE	SQ. FT.	ITEM #	UNIT PRICE	T
1	Kifco Water Wheel B140 with Komet Twinmax Nozzle				\$ 5,190.00	
1	Booster Pump with 5.5 Honda Engine and Mounting Kit				\$ 1,775.00	
1	Freight				\$ 300.00	

B140 Komet Twinmax Decal & Nozzle Kit \$69.95

tx

If you have any questions concerning this quotation contact Tim Donahue 716- 683-0297 OR (cell) 818-9901
Please note price subject to change without written notice

THANK YOU FOR YOUR BUSINESS!

tation

7/10/2012

1003

Tim Donahue

TERMS

AMOUNT
5,190.00
1,775.00
300.00
\$ 7,265.00

J FOR YOUR BUSINESS!

(E)

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMEMBER _____, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMEMBER

WHEREAS, the Alden Town Board has received a request from the Parks Supervisor to have the porch floor at the Alden Historical Society Building, a Town owned building, painted, the estimated cost of which less than \$2,000.00 but greater than \$500.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden states that the Town must obtain written quotes from at least two (2) vendors;

WHEREAS, a written request for proposals was made by Parks Supervisor Sojka to two (2) vendors, as follows:

the highest bidder is Kraus Brothers Inc. at \$1,575.00; and
the lowest bidder is N. Choops Painting, Inc. at \$1,490.00;

WHEREAS, N. Choops Painting, Inc. is deemed the lowest responsible bidder; and

WHEREAS, The Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the painting of the porch floor.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the hiring of N. Choops Painting, Inc. to paint the porch floor at the Alden Historical Society Building at a total cost of \$1,490.00;
2. N. Choops Painting, Inc. must pay its employees prevailing wage rate and comply with all State and Federal Department of Labor requirements and provide proof of insurance to the Town prior to commencing any work;
3. The Parks Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this hiring; and
4. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on August 6, 2012, as follows:

Councilmember Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilmember Riddoch	Aye	Nay

N. Choops Painting, Inc.

Proposal

"Covering WNY Since 1968"

DATE June 21, 2012

4404 Walden Avenue
Lancaster, NY 14086
Phone (716) 685-6226 Fax (716) 685-6228
www.nchoopspainting.com

Proposal Submitted To:

Town of Alden - Andrew Sojka
13116 Main Street
Alden NY 14004

Phone: 572-3375
Fax: 937-9817
Email:

Quotation valid for: 90 days
Job Name: exterior painting
Historical Society Porch Floor
Job Location: 13213 Broadway

We hereby propose to do the following exterior painting of the porch floor at the Alden Historical Society @ 13213 Broadway to include:

Front Porch

- 1) sand all surfaces to remove loose and peeling varnish
- 2) bleach raw wood areas
- 3) blend in stain as best we can
- 4) seal stained areas
- 5) revarnish complete floor with Helmsman Spar Varnish
- 6) paint white skirting on front of porch; no other work to white trim or railing

TOTAL COST LABOR & MATERIAL.....\$1,490.00 PLUS SALES TAX IF APPLICABLE

THANK YOU
N CHOOPS PAINTING INC

Page 1

Payment terms: I understand that the credit terms are net 30 days. An interest charge on the past due amount, which is an annual percentage rate of 15%. In the event of nonpayment and the institution of legal proceedings, I agree to bear the expense of all legal proceedings plus attorney's fees. All material is guaranteed to be as specified. All work to be done in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance and Liability Insurance.

Authorized Signature: _____ Paul Kostusiak, V President

ACCEPTANCE OF PROPOSAL: The above prices, specifications and conditions are satisfactory and are hereby accepted. Payment will be made as outlined above.

SIGNATURE: _____ **DATE OF ACCEPTANCE:** _____

EPA Law require us to preform lead testing, if built prior to 1978. If lead is found, any additional

THE FOLLOWING RESOLUTION WAS OFFERED BY _____, WHO MOVED ITS ADOPTION, SECONDED BY _____, TO WIT;

WHEREAS, pursuant to Section 20-64(A) of the Alden Town Code Nicole A. Koschuk has filed an Application for a Home Occupation Permit to conduct a business of dog grooming from her residence at 1289 Sandridge Road (the "Application");

WHEREAS, pursuant to Section 20-64(B) the Town of Alden Planning Board has: reviewed the Application; determined that the proposed home occupation meets the requirements and standards set forth at Section 20-63 of the Alden Town Code; and has recommended the approval of the Application to the Alden Town Board provided that Applicant limit her business to grooming one (1) dog at a time and no more than 3-4 grooming appointments per week; no boarding of animals is allowed and the home business must be kept residential in appearance;

WHEREAS, the Town Board, pursuant to Section 20-64(C) of the Alden Town Code has duly called a public hearing on the Application;

WHEREAS, notice of the Public Hearing was: properly published in the Alden Advertiser; was properly posted on the Town Bulletin Board; and was properly mailed to the adjacent property owners pursuant to Section 20-64(C) of the Alden Town Code;

WHEREAS, the Alden Town Board held a Public Hearing on August 6, 2012, at 7:05 p.m. at which time all persons in favor of and all persons opposed to the Application were heard;

WHEREAS, the Alden Town Board agrees with the recommendation of the Town of Alden Planning Board and finds it in the interests of the residents of the Town of Alden to approve the Application;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. That a Home Occupation Permit to allow Nicole A. Koschuk to conduct a business of dog grooming from her residence at 1289 Sandridge Road, Alden, New York be granted for a period of one (1) year with the following conditions: Applicant limit her business to grooming one (1) dog at a time and no more than 3-4 grooming appointments per week; no boarding of animals is allowed; and the home business must be kept residential in appearance;; and

2. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a vote on August 6, 2012 as follows:

Councilperson Weber	AYE	NAY
Supervisor Milligan	AYE	NAY
Councilperson Riddoch	AYE	NAY

G

8-6-2012

COUNCIL _____ MOVED AND COUNCIL _____ SECONDED THE
MOTION TO APPROVE THE RENEWAL OF THE HOME OCCUPATION PERMIT
FOR DOUGLAS SWINGLE/12049 GENESEE ST./AUTO UPHOLSTERY REPAIRS
PER TC/RW



TOWN OF ALDEN

(716) 937-6969
Relay/Dial #711
Fax 937-9817

ALDEN TOWN CLERK
ALDEN TOWN HALL
3311 Wende Rd.
Alden, New York 14004

DATE: 7-17-12

NAME: Douglas Swingle

ADDRESS: 12049 Genesee

ALDEN, N.Y.

DATE OF INSPECTION: 7-24-12

I hereby certify that there is "NO CHANGE" that has occurred since the original H.O.P. Application.

Douglas Swingle
H.O.P. RENEWAL APPLICANT

Christopher Snyder
CODE ENFORCEMENT OFFICER, CHRISTOPHER SNYDER

exp. 8-21-12

PD
7-17-12
CE 1820

APPLICATION FOR HOME OCCUPATION PERMIT

(ANY ZONING DISTRICT EXCEPT R-12)

Date 7/12/12

1. Applicant:

Name Douglas Swinale
Address 12049 Genesee St
Telephone 937-0013

2. Location of property for which permit is 12049 Genesee St.
Allen NY 14004

3. Present Zoning R3

4. Use requested - What type of product will be produced, serviced, or repaired in the conduct of your Home Occupation? (For example: repair of clocks or watches making jewelry, etc.)

Explain Auto Upholstery Repairs

5. Describe what rooms will be used in the conduct of the Home Occupation and how these rooms will be used (Not to exceed 25% of floor area of one story).

Explain: Detached Garage 24' x 30'

6. Describe the mechanical and/or electrical equipment that will be necessary to the conduct of your activity. Air Compressor & Sewing Machine

7. Describe how, where, and in what amounts the material, supplies, and/or equipment related to your proposed Home Occupation will be displayed or stored:

Cabinets & Shed

8. Will the Home Occupation involve the use of commercial vehicles for delivery of materials to or from the premises: Yes No

If yes, please explain _____

9. How many persons will be involved or employed (limit one) in the conduct of the proposed occupation: Member of immediate family _____ Others _____

Total number 0

10. Names of abutting property owners and owners across street:

Gary Meoule 12065 Genesee St

Carolyn Wozak 12037

James Wozak 12048

11. Easements or other restrictions on property: None

12. Explain the reasons which prevent this proposed use from being more suitably located in a property zoned district elsewhere within the Town

Additional Expenses

13. I Douglas Sample (applicant) hereby request a certification of compliance with the Zoning regulations with respect to the property known as 12049 Genesee St for the following purposes:

14. Pursuant to the Zoning Law of the Town of Alden, it is hereby requested that a public hearing be held to consider granting a home occupation permit.

15. It is hereby agreed and understood that this home occupation permit shall be for a one year period and shall not be assignable or transferable to any other person than the undersigned.

16. It is hereby agreed and understood that the activities, operations, or use of the premises described, shall be completely within the building and only the residents of the premises and no more than one other person be employed in the activities operations, and use of the premises. It is hereby expressly agreed and understood that the parking spaces associated with the activities, operation and use of the premises shall be met off the street, and in other than a required front yard.

17. It is hereby expressly agreed and understood that a sign may be affixed to the premises, not to exceed an area of four (4) square feet and not to be illuminated. The four square feet shall consist of assign two feet by two feet.

18. It is hereby agreed and understood that this permit shall be for a period of one year and may be renewed at the discretion of the Town Board of the Town of Alden at the end of the one year period.

19. The holder of this permit is required to familiarize himself with the local law under which said permit is granted. Any violation of the provisions of said local law shall render the offender liable for the penalties provided therefore and in addition thereto may result in the immediate revocation of the permit.

20. The hold of this permit shall comply with any restrictions or conditions under which this permit is granted.

Signature of Applicant Douglas Sample

Sworn to this _____ day of _____ 19____

When submitting initial application, attach copy of survey an deed. Application Fee is \$50.00

H.

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCILMEMBER _____, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCILMEMBER

WHEREAS, the Alden Town Board has received a request from the Office of Emergency Management to purchase a new computer the estimated cost of which is less than \$2,000.01 but greater than \$500.00;

WHEREAS, the Procurement Policy & Procedure Guidelines ("Guidelines") of the Town of Alden state that the Town must prepare a request for proposal and then obtain written quotes from at least two (2) vendors;

WHEREAS, an oral request for proposals was made by the Town to two (2) vendors and received as follows: the highest vender is Dell, Inc. at \$1,581.00 and the lowest bidder is DC Computers Sales & Service at \$1,180.00; and

WHEREAS, DC Computers Sales & Service is the lowest responsible bidder;

WHEREAS, The Town Board after full and careful review and consideration of the request finds that it is in the public interest to authorize the purchase of a new computer.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of a computer from DC Computers Sales & Service the lowest responsible vendor, at a total cost of \$1,180.00;
2. The Supervisor of the Town of Alden 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 August 6, 2012, as follows:

Councilmember Weber	Aye	Nay
Supervisor Milligan	Aye	Nay
Councilmember Riddoch	Aye	Nay