

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

1. PLEDGE OF ALLEGIANCE – COUNCILMAN WEBER
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 NOVEMBER 5, 2012.
5. APPROVAL OF VOUCHERS
6. BUSINESS FROM THE FLOOR
7. PRESENTATION OF COMMUNICATIONS FROM BOARD MEMBERS AND OTHER TOWN OFFICIALS

8. NEW BUSINESS

- A. Motion to Approve the Renewal of the Home Occupation Permit for Deneda Gasiiecki/12615 W. Main St./Dog Grooming per TC/RW
- B. Resolution authorizing the Town Clerk to advertise for bids for a new Parks Department Truck per CW/MR
- C. Resolution authorizing additional payment to United Demolition & Excavating LLC in the amount of \$4,000.00/demolition 11639 Genesee St. per S/HM
- D. Resolution authorizing the hiring of Metzger Civil Engineers for engineering services for dissolving Water Districts #2, #3 and #4 so that the infrastructure may be transferred to the Erie County Water Authority as specified per S/HM
- E. PROCLAMATION proclaiming November 24, 2012 as "I'M A BULLDOG DAY" per S/HM
- F. Resolution adopting the final General Budget For the Fiscal Year Beginning January 1, 2013 per S/HM
- G. Resolution adopting the final Special District and Special Improvement District Budget for the Fiscal Year beginning January 1, 2013 per S/HM
- H. Resolution re Lead Agency/SEQR for Local Law #1 of the Year 2013 entitled "Governmental Operations Law of the Town of Alden" per S/HM
- I. Motion to approve Lancaster Fire Museum's request to use the Town of Alden Band Shell on November 24, 2012 per CW/MR
- J. Resolution authorizing the Town Assessor to re-levy the additional amount of \$4,000.00 onto the 2013 County/Town taxes of 11639 Genesee St. per S/HM

9. UNFINISHED & TABLED BUSINESS

10. REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

11. ANNOUNCEMENTS FROM THE SUPERVISOR

12. NOTICE OF MEETINGS:

<u>SPECIAL WORK SESSION:</u>	NOVEMBER 20, 2012	@ 10:30 A.M.
<u>WORK SESSION:</u>	NOVEMBER 26, 2012	@ 7:00 PM
<u>REG. BOARD MEETING:</u>	DECEMBER 3, 2012	@ 7:00 PM

13. MEMORIAL ADJOURNMENT: Mary Bieniek and Barbara Lund.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, November 5, 2012 at 7:00 P.M. Supervisor Milligan called the Meeting to Order and led in the Pledge of Allegiance. The Roll Call was taken by the Town Clerk.

Approved Minutes & Synopsis of the proceedings of the previous regular meeting of October 15, 2012

Adopted Resolution approving Vouchers for payment.

PUBLIC HEARING re the Preliminary Budget of the Town of Alden for the Year 2013.

PUBLIC HEARING re the Special District Budget of the Town of Alden for the Year 2013.

Adopted Resolution re the Special District and Special Improvement District Budget for the Fiscal Year Beginning January 1, 2013.

Adopted Resolution re the General Budget for the Fiscal Year beginning January 1, 2013.

Adopted Resolution authorizing Supervisor Milligan to sign a Shelter Agreement with the Town Line Lutheran Church for a term to end December 31, 2012.

Approved Motion for the renewal of the Home Occupation Permit for Mary Jane Wojnar/11385 Broadway/Floral Shop.

Approved Motion to introduce Local Law #1 of 2013 entitled "Governmental Operations Law of the Town of Alden" and refer the same to the Planning Board for Review and Recommendation.

Supervisor Milligan adjourned the Meeting at 7:29 P.M. with a Moment of Silence in Memory of Ernest Wolter, Beatrice Jacobi, Arthur Lehman, Mary Berkemeyer and Sgt. Brett Gornewicz.

PUBLIC HEARINGS

At 7:05 P.M. Supervisor Milligan asked for a Motion to adjourn from the Regular Meeting to enter into the Public Hearing on the Preliminary Budget of the Town of Alden for the Year 2013.

At 7:05 P.M. Councilwoman Riddoch moved and Councilman Weber seconded the Motion to adjourn from the Regular Meeting and enter into the Public Hearing on the Preliminary Budget of the Town of Alden for the year 2013. Unanimously Carried.

Supervisor Milligan opened the floor for Public Comment and he and Tom Malecki/Auditor gave an overview of the Preliminary Budget for the Year 2013.

There was no Public Comment.

At 7:15 P.M. Supervisor Milligan asked for a Motion to adjourn from the Public Hearing and enter back into the Regular Meeting.

At 7:15 P.M. Councilwoman Riddoch moved and Councilman Weber seconded the Motion to adjourn from the Public Hearing and enter back into the Regular Meeting. Unanimously Carried.

At 7:16 P.M. Supervisor Milligan asked for a Motion to adjourn from the Regular Meeting and enter into the Public Hearing on the Special District Budget.

At 7:16 P.M. Councilwoman moved and Councilman Weber seconded the Motion to adjourn from the Regular Meeting and enter into the Public Hearing on the Special District Budget. Unanimously Carried.

Supervisor Milligan opened the floor for Public Comment and gave an overview of the Special District Budget for the Year 2013.

There was no Public Comment.

At 7:17 P.M. Supervisor Milligan asked for a Motion to adjourn from the Public Hearing and enter back into the Regular Meeting.

At 7:17 P.M. Councilwoman Riddoch moved and Councilman Weber seconded the Motion to adjourn from the Public Hearing and enter back into the Regular Meeting. Unanimously Carried.

BUSINESS FROM THE FLOOR (CONTINUED)

Ron Rebmann, Broadway, questioned the double lines on Westwood Rd. Supervisor Milligan had questioned the County about this when it was done a couple years ago and was told it was for reducing the speed/passing.

COMMUNICATIONS

Councilwoman Riddoch wanted to thank Attorney Jenn Strong for the additional information on the AED devices requirements.

A dog mini-scanner was received for the DCO at no cost to the Town.

NEW BUSINESS

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

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2012, duly filed the Tentative Special District and Special Improvement District Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2013, with the Alden Town Clerk;

WHEREAS, Alden Town Clerk, Ralph P. Witt, duly presented the Tentative Special District and Special Improvement District Budget to the Alden Town Board on October 1, 2012;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Special District and Special Improvement District Budget recommended the approval of the same, making the Tentative Special District and Special Improvement District Budget the Preliminary Special District and Special Improvement District Budget of the Town of Alden for Fiscal Year 2013;

WHEREAS, on October 15, 2012, the Alden Town Board duly called a public hearing on the Preliminary Special District and Special Improvement District Budget, notice of which public hearing was duly published and posted;

WHEREAS, the Preliminary Special District and Special Improvement District Budget was duly filed in the Office of the Alden Town Clerk for inspection by the public;

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary Special District and Special Improvement District Budget for Fiscal Year 2013, on November 5, 2012. At which time all persons interested in the same were heard.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the Special District and Special Improvement District Budget for the Fiscal Year beginning January 1, 2013;
2. That the Town Clerk shall prepare and certify, in duplicate, copies of said Special District and Special Improvement District Budget and deliver the same to Supervisor Milligan to be presented to the Board of Legislators of Erie County; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting held on November 5, 2012, and was unanimously adopted.

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

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2012, duly filed the Tentative Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2013, with the Alden Town Clerk;

WHEREAS, Town Clerk, Ralph P. Witt, duly presented the Tentative Budget to the Alden Town Board on October 1, 2012;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Budget recommended the approval of the Tentative Budget, making the Tentative Budget the Preliminary Budget of the Town of Alden for Fiscal Year 2013;

WHEREAS, on October 15, 2012, the Alden Town Board duly called a public hearing on the Preliminary Budget, notice of said public hearing was duly published and posted;

WHEREAS, the Preliminary Budget was duly filed in the Office of the Alden Town Clerk for inspection by the public; and

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary General Fund Budget for Fiscal Year 2013, on November 5, 2012. At which time all persons interested in the Preliminary General Fund Budget were given the opportunity to be heard.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the General Fund Budget for the Fiscal Year beginning January 1, 2013;

2. The Town Clerk shall prepare and certify, in duplicate, copies of said General Fund Budget and deliver the same to Supervisor Milligan to be presented to the Legislature of Erie County.

3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a special meeting held on November 5, 2012, and was unanimously adopted.

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

WHEREAS, The Alden Office of Emergency Management has negotiated with Town Line Lutheran Church an Emergency Shelter Agreement, which allows Town Residents to use the Church for Shelter in the case of a disaster.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board hereby authorizes Supervisor Milligan to sign a Shelter Agreement with Town Line Lutheran Church for a term to end December 31, 2012; and
2. This resolution shall take effect immediately.

On the Question by Councilwoman Riddoch: Will this be renewed annually?
Attorney Strong: It will be part of the reorg package.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on November 5, 2012, and was unanimously adopted.

Councilman Weber moved and Councilwoman Riddoch seconded the motion to approve the renewal of the Home Occupation Permit for Mary Jane Wojnar/11385 Broadway/Floral Shop. Unanimously Carried.

Supervisor Milligan moved and Councilman Weber seconded the motion to introduce Local Law #1 of 2013 entitled "Governmental Operations Law of the Town of Alden" and refer the same to the Planning Board for Review and Recommendation. Unanimously Carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Attorney Strong said the Erie County Water Authority is currently reviewing the direct service agreement for the proposed dissolution of the water districts. It has moved forward to level two today. The lawsuit against Carl Fix has been dismissed by the Courts. The lawsuit brought by the Town against the owner of the former Alden Scientific building has settled. A copy of the settlement was given to the Town Clerk's Office. She would like to review the following at the next Work Session:

- a. Procurement Policy
- b. Town Fee Schedule
- c. Highway Fund Agreement
- d. Annual Kennel Contract
- e. Grantwriter Contract
- f. Eng./Planning Agreement

Councilwoman Riddoch was working with the Community Organizations to get locks for the new cabinets. The clutter on the floor will be cleaned up and stored.

A phone call was made to Mike Asklar regarding the speed study on North Rd. between Crittenden and Countyline.

She would like the following put on the Work Session:

- a. Memorial Bench/Joe Panza Trail
- b. Memorial Bench/R.O. Smith
- c. Senior Van Policy

Councilwoman Riddoch also felt it would be a good idea to print an article in the Alden Advertiser regarding our recycling program. She feels people need to be updated. The changeover has been a little confusing for some. Supervisor's Assistant Colleen Rogers will take of this.

Town Engineer Metzger has been working on the dissolution plan and other factors related to that and the Exchange/Zoeller water districts. He would like this on the Work Session.

DCO Weglarski wanted to thank the Board for his new Dog scanner.

Supervisor Milligan wanted to thank Mr. Gerber and Mr. Sheedy, our disaster coordinator people, on the work with the fire companies when Sandy was coming in. There was a plan made and we were prepared.

Supervisor Milligan wrote a letter to Tom Dina, who took over as Superintendent of Erie County Jails congratulating him.

Terry McCracken, County Legislator, is going to have a HEAP clinic February 6th at the Community Center from 8:00 A.M. to 4:00 P.M. in the small room.

Received a report from Town Clerk Witt on the 12 Million Dollars collected.

Councilwoman Riddoch and Supervisor Milligan have to go downtown Wednesday morning to give deposition on a case that has been lingering for years.

Supervisor Milligan is thankful that the Alaura/Broadway situation is possibly coming to an end.

NEXT WORK SESSION: **Tuesday, November 13, 2012 @ 7:00 P.M.**
NEXT TOWN BOARD MTG.: **Monday, November 19, 2012 @ 7:00 P.M.**

Supervisor Milligan adjourned the Meeting at 7:29 P.M. with a Moment of Silence in Memory of Ernest Wolter, Beatrice Jacobi, Arthur Lehman, Mary Berkemeyer and Sgt. Brett Gornewicz.

Ralph P. Witt

Ralph Witt
Town Clerk

(A.)

NOVEMBER 19, 2012

COUNCIL _____ MOVED AND COUNCIL _____ SECONDED THE
MOTION TO RENEW THE HOME OCCUPATION PERMIT FOR DENEDA
GASIECKI/12615 W. MAIN ST./DOG GROOMING per TC/RW

Renewal

APPLICATION FOR HOME OCCUPATION PERMIT

(ANY ZONING DISTRICT EXCEPT R-12)

Date October, 29, 2012

1. Applicant:

Name Deneda Gasiecti
Address 12615 W. Main ST. Aiden N.Y. 14004
Telephone 716-937-4970

2. Location of property for which permit is 12615 W. Main ST
Aiden N.Y. 14004

3. Present Zoning R-1

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 Dog Grooming

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: Basement, for Grooming
& Bathing

6. Describe the mechanical and/or electrical equipment that will be necessary to the conduct of your activity. Dog clippers, Blow Dryers
& Scissors

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:

A set of shelves in basement
is sufficient

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 1 Others 0
Total number 1

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

Mary Fox 12603 Main ST
Thomas Biddach 12631 main ST.
Linda Mahn 12614 main ST.

11. Easements or other restrictions on property: NO

12. Explain the reasons which prevent this proposed use from being more suitably located in a property zoned district elsewhere within the Town It is an
ideal work from home operation, so
I can be home for my children

13. I Deneda Gasiiecki (applicant) hereby request a certification of compliance with the Zoning regulations with respect to the property known as 12615 W. Main 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

Deneda Gasiiecki

Sworn to this 29th day of October 2012.

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



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: 10/29/12
NAME: Deneda Gasiecki
ADDRESS: 12615 W. MAIN ST
ALDEN, N.Y. 14004 937-4970
DATE OF INSPECTION: 11-8-12

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

Deneda Gasiecki
H.O.P. RENEWAL APPLICANT

Christopher Snyder
CODE ENFORCEMENT OFFICER, CHRISTOPHER SNYDER

Exp. 11/4/12

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

WHEREAS, the Town of Alden Parks Supervisor has advised the Town Board that the Parks Department is in need of new pick-up truck for use at the Alden Town Parks;

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

WHEREAS, the Town Board after full and careful review and consideration of the request finds said request to receive bids for a new Parks Department truck in the public interest;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

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

2. 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 Friday December 7 2012, and must state the time when and place where the sealed bids will be publically opened And read by the Town Clerk;

3. The Town Board hereby authorizes the Town Clerk to receive sealed bids, until 2:00 PM Prevailing time on Friday, December 7, 2012. 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 November 19, 2012, as follows:

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

INSTRUCTIONS TO BIDDERS

Truck Specs:

2013 F-150 XL 4x4

8' Pickup box

Axle limited slip

Vermillion Red

Cloth 40/20/24 Bench Seat

Trailer tow package

Daytime running lights

6 Speed Automatic transmission

Reverse alarm

5.0L v-8FFV Engine

Spray-on bed liner

Delivery Charge

Truck Delivery Date: January, 2013

①

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

WHEREAS, The Town of Alden Building Inspector on October 9, 2012, made a report to the Alden Town Board that the brick building located at 11639 Genesee Street is dangerous and unsafe as defined by Chapter 7A of the Alden Town Code; the building is dilapidated, decayed, unsafe by reason that parts of the brick building are falling onto the neighboring property and that the roof of the building has collapsed;

WHEREAS, by Order of The Town Board, the building has been declared dangerous and demolished by United Demolition & Excavating, LLC; and

WHEREAS, United Demolition & Excavating, LLC incurred an additional \$4,000.00 in demolition costs due to unforeseen costs in asbestos abatement and removal.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town authorizes an additional payment to United Demolition & Excavating, LLC in the amount of \$4,000.00; and
2. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a vote at a regular meeting on November 19, 2012 as follows:

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

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

WHEREAS, the Town Board of the Town of Alden is considering dissolving Water Districts # 2 #3 and #4 so that the infrastructure may be transferred to the Erie County Water Authority.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board does hereby authorize the appropriation of a sum monies not to exceed \$5,000.00, plus actual disbursements to Metzger Civil Engineers, the Town Engineers, for engineering services, as outlined in the May 21, 2012 proposal, for this project; and
2. This Resolution shall take effect immediately.

The above Resolution was duly put to a roll call vote at a regular meeting on November 19, 2012, the results of which are as follows:

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

E.

THE FOLLOWING PROCLAMATION WAS OFFERED BY COUNCILMAN
_____ WHO MOVED ITS ADOPTION SECONDED
BY COUNCILMAN _____ TO WIT:

WHEREAS, the people of the Town of Alden are proud of Alden Central Schools,
students and staff;

WHEREAS, the Extra Curricular Activities offered by the Alden Schools are essential
to producing well-rounded citizens;

WHEREAS, Arts, Music, Civic Clubs and Sports are available to all Students at the
Alden Central Schools;

WHEREAS, the people of the Town of Alden have encouraged and supported these
activities over the years.

NOW, THEREFORE BE IT PROCLAIMED THAT:

Saturday, November 24, 2012 be proclaimed, "I'M A BULLDOG DAY" in the Town of
Alden, in honor of all the Students and Staff of the Alden Schools.

The above proclamation was duly put to a roll call vote at a regular meeting held on
November 19, 2012 and was unanimously adopted.

(1)

THE FOLLOWING RESOLUTION WAS OFFERED BY

_____, WHO MOVED ITS ADOPTION,

SECONDED BY _____

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2012, duly filed the Tentative Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2013, with the Alden Town Clerk;

WHEREAS, Town Clerk, Ralph P. Witt, duly presented the Tentative Budget to the Alden Town Board on October 1, 2012;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Budget recommended the approval of the Tentative Budget, making the Tentative Budget the Preliminary Budget of the Town of Alden for Fiscal Year 2013;

WHEREAS, on October 15, 2012, the Alden Town Board duly called a public hearing on the Preliminary Budget, notice of said public hearing was duly published and posted;

WHEREAS, the Preliminary Budget was duly filed in the Office of the Alden Town Clerk for inspection by the public; and

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary General Fund Budget for Fiscal Year 2013, on November 5, 2012. At which time all persons interested in the Preliminary General Fund Budget were given the opportunity to be heard.

WHEREAS, the Budget Officer has reported to the Office of the State Comptroller proof of her calculations confirming that the tax levy limit.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the final General Fund Budget for the Fiscal Year beginning January 1, 2013;
2. The Town Clerk shall prepare and certify, in duplicate, copies of said General Fund Budget and deliver the same to Supervisor Milligan to be presented to the Legislature of Erie County.
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a special meeting held on November 19, 2012, as follows:

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

(6)

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

WHEREAS, Colleen Rogers, Budget Officer of the Town of Alden on September 28, 2012, duly filed the Tentative Special District and Special Improvement District Budget of the Town of Alden for the Town's Fiscal Year beginning January 1, 2013, with the Alden Town Clerk;

WHEREAS, Alden Town Clerk, Ralph P. Witt, duly presented the Tentative Special District and Special Improvement District Budget to the Alden Town Board on October 1, 2012;

WHEREAS, The Alden Town Board after full and careful review and consideration of the Tentative Special District and Special Improvement District Budget recommended the approval of the same, making the Tentative Special District and Special Improvement District Budget the Preliminary Special District and Special Improvement District Budget of the Town of Alden for Fiscal Year 2013;

WHEREAS, on October 15, 2012, the Alden Town Board duly called a public hearing on the Preliminary Special District and Special Improvement District Budget, notice of which public hearing was duly published and posted;

WHEREAS, the Preliminary Special District and Special Improvement District Budget was duly filed in the Office of the Alden Town Clerk for inspection by the public;

WHEREAS, the Alden Town Board conducted a public hearing on the Preliminary Special District and Special Improvement District Budget for Fiscal Year 2013, on November 5, 2012. At which time all persons interested in the same were heard; and

WHEREAS, the Budget Officer has reported to the Office of the State Comptroller proof of her calculations confirming that the tax levy limit.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Alden Town Board hereby adopts the final Special District and Special Improvement District Budget for the Fiscal Year beginning January 1, 2013;
2. That the Town Clerk shall prepare and certify, in duplicate, copies of said Special District and Special Improvement District Budget and deliver the same to Supervisor Milligan to be presented to the Board of Legislators of Erie County; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting held on November 19, 2012, as follows:

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

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

WHEREAS, the Town Board of the Town of Alden is considering the adoption of "Local Law No. 1 of the Year 2013", entitled "Governmental Operations" (the "Proposed Action");

WHEREAS, the Town Board of the Town of Alden feels that the Proposed Action is an Unlisted Action under SEQRA;

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

WHEREAS, the Town Clerk is hereby directed to send notice to the Erie County Division of Planning as required under Section 239-m of the General Municipal Law and to the neighboring municipalities.

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
- 3. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting on November 19, 2012, the results of which were as follows:

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

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR Town of Alden	2. PROJECT NAME LL # 1 of 2013
3. PROJECT LOCATION: Municipality <u>Town of Alden</u> County <u>Erie</u>	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) Town wide local law	
5. PROPOSED ACTION IS: <input checked="" type="checkbox"/> New <input type="checkbox"/> Expansion <input type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: Local Law regarding purchases made by the Town	
7. AMOUNT OF LAND AFFECTED: Initially <u>n/a</u> acres Ultimately <u>n/a</u> acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, describe briefly	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input type="checkbox"/> Other Describe: N/A	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, list agency(s) name and permit/approvals:	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant/sponsor name: _____	Date: <u>11/19/2012</u>
Signature: <u>Supervisor Harry F. Milligan</u>	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

I.

Board Meeting

mary riddoch [rmriddoch@yahoo.com]

Sent: Wednesday, November 14, 2012 2:34 PM

To: Crist, Debra

Motion to approve Lancaster Fire Museum request to use the Town of Alden Band Shell on November 24 2012. The Village of Lancaster will pickup and return to Alden. Approval pending certificate of insurance. per C/MR

(3)

THE FOLLOWING RESOLUTION WAS OFFERED BY

_____, WHO MOVED ITS ADOPTION,

SECONDED BY _____

WHEREAS, in October, 2012, the Town of Alden by emergency declaration caused the unsafe and dangerous building at 11639 Genesee Street in the Town of Alden to be demolished;

WHEREAS, the emergency demolition cost the Town of Alden an additional \$4,000.00 for unanticipated asbestos abatement and removal;

WHEREAS, the property owner, Millgrove Development Co, has refused to reimburse the Town for the additional demolition costs; and

WHEREAS, the Alden Town Code at Section 7A-6(E) allows the Town to relevy such costs onto the property taxes of the affected parcel.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. That the Alden Town Board hereby authorizes the Town Assessor to re-levy the additional amount of \$4,000.00 onto the 201~~2~~ county/town taxes of 11639 Genesee Street also known as SBL #85.03-1-10.2;
2. The 2013 Town Budget at line A.0000.1001. is hereby increased by \$4,000.00 to receive this relevy; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on November 19, 2012, as follows:

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