

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 JUNE 3, 2013.

\*\*\*\*\* 7:05 P.M. PUBLIC HEARING FOR NEW HOME OCCUPATION PERMIT FOR SHARON A. JORDAN-PARKER/12722 W. MAIN ST./GROWING HERBS AND MAKING HERBAL OILS FOR SALE\*\*\*\*\*

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 accepting Harriet Aldinger's resignation and appointing Stephen Ley as Substitute Senior Van Driver for the remainder of 2013 per CW/MR
  - B. Motion to approve Alden Historical Society's request to use the Community Center for its monthly meetings on the second Thursday of the Month September 2013-June 2014 from 6:30 P.M till 9:30 P.M per CW/MR
  - C. Motion to approve Alden Girl Scout Troops request to use the Community Center for its weekly/monthly meetings on specified dates per Town Clerk's approval Sept. 2013-May 2014 per CWMR
  - D. Resolution approving the purchase of 30 cubic yards of New York State Certified Playground Mulch from Attica Package for a total cost of \$570.00 per CW/MR
  - E. Resolution designating Ralph Witt to receive notices of claims served upon the Secretary of State by mail at 3311 Wende Rd., Alden, N.Y. 14004 per S/HM
  - F. Resolution supplement establishing the Zoeller Road Water District and authorizing the filing of the Application for approval with the New York State Comptroller per S/HM
  - G. Resolution supplement establishing the Exchange St. Water District and authorizing the filing of the Application for approval with the New York State Comptroller per S/HM
  - H. Resolution granting the Home Occupation Permit to Sharon A. Jordan-Parker/12722 West Main St./growing herbs & making herbal oils for sale per S/HM
  - I. Motion to approve Debra Crist's request to attend a workshop in Batavia for Records Management on June 27, 2013, 9:00 A.M. – 4:00 P.M. per TC/RW
  - J. Resolution requiring property owners to cut, trim or remove brush, rubbish or weeds on their land per S/HM
9. UNFINISHED & TABLED BUSINESS
10. REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL
11. ANNOUNCEMENTS FROM THE SUPERVISOR
12. NOTICE OF MEETINGS:

WORK SESSION:  
REG. BOARD MEETING

JUNE 24, 2013 @ 7:00 PM  
JULY 1, 2013 @ 7:00 PM

13. MEMORIAL ADJOURNMENT: Cory Bea

TOWN CLERK'S OFFICE  
RALPH P. WITT, TOWN CLERK  
DEBRA A. CRIST, DEPUTY

ALDEN TOWN BOARD

FOR INFORMATION  
716-937-6969 EXT. 2

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, June 3, 2013 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 the Minutes and Synopsis of the Regular Meeting of May 20, 2013.

#### VOUCHERS

Adopted Resolution calling a Public Hearing on June 17, 2013 at 7:05 P.M. regarding the application for a home occupation permit for Sharon A. Jordan-Parker to conduct a business of growing herbs and making herbal oils for sale from her residence at 12722 West Main St.

Approved Motion to allow Alden Art Club to use the Community Center and bathrooms for their annual Fall Art Show on September 8<sup>th</sup>, 2013 from 7:30 A.M. – 4:00 P.M.

Approved Motion to allow Alden Art Club to use the Community Center for their monthly meetings September 2013 thru June 2014 on the first Tuesday of the month from 7-10 P.M. excluding July and August from 7:30 A.M. – 4:00 P.M.

Approved Motion to allow Alden Chamber of Commerce Farmer's Market to use the Alden band shell on dates scheduled pending certificate of insurance.

Adopted Resolution approving Cody D. Klink, Henry E. Klier Jr., Mary Langworthy and Jacob R. Smith for membership in the Millgrove Volunteer Fire Dept.

Supervisor Milligan adjourned the meeting at 7:17 P.M. with a Moment of Silence in Memory of Kevin Stoldt Jr.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Rd. on Monday, June 3, 2013 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.

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

RECORDING SECRETARY: Ralph Witt, Town Clerk

OTHERS PRESENT: Jennifer Strong, Town Attorney  
Mike Metzger, Town Eng.  
Gary Wagner, Planning Board  
Len Weglarski, DCO

ABSENT: Carl Fix, Hwy. Supt.  
Chris Snyder, CEO

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of May 20, 2013.

**CARRIED.**

Ayes 3 Milligan, Riddoch & Weber  
Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH AND SECONDED BY COUNCILMAN WEBER TO WIT;

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$84,066.73	\$14,421.88	\$98,488.61
HGHWY FUND "DA/DB"	5,226.78	3,093.18	8,319.96
PART-TOWN FUND "B"	8,026.43	1,036.18	9,062.61
CAPITAL IMPROV. "HC"			
WD#1 FUND "WA"			
WD#2 FUND "WB"	453.80		453.80
WD#3 FUND "WC"	2,128.80		2,128.80
WD#4 FUND "WD"	1,378.40		1,378.40
SP FIRE PROT. "SF"	25,486.63		25,486.63
SD#2 FUND "SA"	2,233.88	473.43	2,707.31
TRUST/AGCY FUND "T"	219.00	2,891.62	3,110.62
SP REFUSE FUND "SR"	35,821.19		35,821.19
STREET LIGHTING FUND "SL"	5,676.27		5,676.27
PERIWINKLE LTG. "SL1"	36.29		36.29
GRANTS		422.00	422.00
TOTALS	\$170,754.20	\$22,338.29	\$193,092.49

UPON ROLL CALL VOTE THE FOREGOING RESOLUTION WAS PUT TO A VOTE ON MAY 20, 2013 AND WAS

**ADOPTED.**

Ayes 3 Milligan, Riddoch & Weber  
Nay 0

**BUSINESS FROM THE FLOOR**

Conrad Borucki, Boncliff asked what was the status of the drainage project that was started last year on Boncliff? Hwy. Supt Fix was at school and not present at the meeting. Councilman

Weber has been following up on this project. Quotes have been received for the mini dump truck that they used last year. Two part-time workers have been hired at the Highway Dept. As soon as Hwy. Supt. Fix is back from school, he will start the project and work on it until it is finished.

**COMMUNICATIONS**

**Councilman Weber:**

Has talked to a representative from Senator Gallivan's office twice this week regarding a drainage problem off Wende Rd. by the State prison property. He assures us that Senator Gallivan is taking a close look at the problem....to be continued.

**Attorney Strong:**

Received the majority of the information we requested from the Marilla-Alden Car Show person and has given copies to Board members, she would like this on the Work Session. As things come in she will keep the Board updated. No proposed contract has been received from the firemen's attorney for the Firemen's Carnival. Additional requests have been received from the State Comptroller's office for more information regarding the Zoeller/Exchange water districts. She is working with various Town officials to get more information.

**Councilwoman Riddoch:**

She has touched base with Matt Weber from Alden Central School regarding the use of the field, she has put this on the Work Session for next week. A certificate of insurance has been received from the Chamber of Commerce.

**NEW BUSINESS**

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

WHEREAS, Sharon A. Jordan-Parker has filed an Application for a Home Occupation Permit to conduct a business of growing herbs and making herbal oils for sale from her residence at 12722 West Main Street, Alden;

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

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. A Public Hearing on the Home Occupation Permit Application of Sharon A. Jordan-Parker be held by the Alden Town Board at the Alden Town Hall, 3311 Wende Road, Alden, New York on June 17, 2013 at 7:05 P.M. Local Time;

2. 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

3. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a vote on June 4, 2013, and was

**ADOPTED**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve Alden Art Club's request to use the Community Center and bathrooms for their Annual Fall Art Show on September 8, 2013 from 7:30 am-4:00 pm.

Nays 0

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve Alden Art Club's request to use the Community Center for their monthly meetings September 2013 thru June 2014 on the first Tuesday of the month from 7-10 pm, excluding July and August.

**CARRIED**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

Councilman Weber moved and Council seconded the Motion to approve Alden Chamber of Commerce Farmer's Market's request to use the Alden Band Shell on dates scheduled, pending certificate of insurance.

**CARRIED**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR MILLIGAN, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN WEBER 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 Cody J. Klink; Henry E. Klier, Jr; Mary E. Langworthy; and Jacob R. Smith for Membership; and

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

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Alden Town Board hereby approves Cody D. Klink; Henry E. Klier, Jr; Mary E. Langworthy; and Jacob R. Smith 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 June 3, 2013 and was

**ADOPTED**

Ayes 3 Milligan, Riddoch & Weber

Nays 0

**THERE WAS NO UNFINISHED & TABLED BUSINESS**

**REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL**

**Councilman Weber:**

Received notification of the cancellation of the community advisory board meeting that was to take place later this week at the Wende Correctional Facility.

**Attorney Strong:**

Would like Home Occupation Permit for Sharon-Parker-Jordan put on the Work Session.

**Councilwoman Riddoch:**

She would like the voucher application regarding the background screening on the Work Session. Thank you to Mike Metzger for reaching out to Mike Asklar regarding truck traffic on West Main/Sandridge. She would like this on the Work Session also.

**Engineer Metzger:**

Met with the Planning Board Chairman recently to discuss and exchange information on activities within the Town. Talked to the Park's Supt. regarding the certified payroll for the Historical Society roof. Spoke with Mike Asklar regarding the truck traffic on Sandridge/Main and he was supportive of taking measures to make some improvement.

**DCO Weglarski:**

There are new signs up in the Park regarding the leash law. Talked to Park's Supt. Sojka about the basketball nets being the wrong height. The Highway Dept. could cut them off to correct the height.

**Supervisor Milligan:**

Had a meeting with Sue Barnes last week and discussed trails. He would like to do the trail between the Town Park and R.O. Smith Park. There was also a discussion about documents; to have all the documents put on a disc and eliminate the paper. There may a grant available for this. We are running out of room in the document room. Old ledgers were found from the early 1900's, the Historical Society was called to see if they were interested. He would like the Board members to take a look at these to get their approval to donate them to the Society. The drug drop-off box was delivered at the Town Hall today. The Sheriff's office will install.

NOTICE OF MEETINGS

Next Work Session:

Monday, June 10, 2013 @ 7:00 P.M.

Next Town Board Meeting:

Monday, June 17, 2013 @ 7:00 P.M.

MEMORIAL ADJOURNMENT

Supervisor Milligan adjourned the Meeting at 7:17 P.M. with a Moment of Silence in Memory of Kevin Stoldt Jr.



Ralph Witt  
Town Clerk

LEGAL NOTICE  
NOTICE OF PUBLIC HEARING  
HOME OCCUPATION PERMIT  
12722 WEST MAIN STREET  
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 Sharon A. Jordan-Parker for a Home Occupation Permit to conduct a business of growing herbs and making herbal oils for sale from her residence at 12722 West Main Street, Alden;

THEREFORE, pursuant to the Zoning Code of the Town of Alden the Town Board shall hold a public hearing on the application for a Home Occupancy Permit at the Alden Town Hall, 3311 Wende Road, Alden, New York at 7:05 p.m. on the 17<sup>th</sup> day of June, 2013, at which time the owners and occupants of property adjacent to 12722 West Main Street 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: June 3, 2013

(A.)

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

WHEREAS, Councilwomen Riddoch has advised the Town Board that the Substitute Senior Van Diver, Harriett Aldinger, has resigned her position;

WHEREAS, applications were solicited for the position of Substitute Senior Van Driver and one (1) application was received; and

WHEREAS, Councilwomen Riddoch has recommended that Stephen Ley be appointed as a Substitute Senior Van Driver for the remainder of 2013.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board accepts the resignation of Harriet Aldinger and approves the appointment of Stephen Ley, as a Substitute Senior Van Driver for the remainder of 2013, salary and benefits as per the schedule of salaries for 2013; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on June 17, 2013, as follows:

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

(B.)

MOTION TO APPROVE ALDEN HISTORICAL SOCIETY'S REQUEST TO USE  
THE COMMUNITY CENTER FOR ITS MONTHLY MEETINGS ON THE SECOND  
THURSDAY OF THE MONTH SEPT. 2013- JUNE 2014 FROM 6:30 PM TILL 9:30  
PM per C/MR

Ads  
W...  
6-10-13

WS

ALDEN HISTORICAL SOCIETY  
13213 BROADWAY  
ALDEN, NEW YORK 14004

JUNE 7, 2013

ALDEN TOWN BOARD  
3311 WENDE RD.  
ALDEN, N.Y. 14004

DEAR BOARD MEMBERS:

THE ALDEN HISTORICAL SOCIETY REQUESTS THE USE OF THE ALDEN COMMUNITY/SENIOR CENTER FOR ITS MONTHLY MEETINGS FOR THE YEAR 2014. THESE MEETINGS WOULD BE ON THE SECOND THURSDAY OF EACH MONTH (EXCEPT JULY AND AUGUST). WE REQUEST THE USE OF THE MAIN ROOM BETWEEN 6:30 PM AND APPROXIMATELY 9:30 PM ON THURSDAYS.

THANK YOU FOR YOUR CONSIDERATION.

SINCERELY,



DEBRA A. CRIST  
TRUSTEE  
ALDEN HISTORICAL SOCIETY

CC: TOWN BOARD

(C.)

MOTION TO APPROVE ALDEN GIRL SCOUT TROOPS REQUEST TO USE THE  
COMMUNITY CENTER FOR ITS WEEKLY/MONTHLY MEETINGS PER  
ATTACHED SCHEDULE PER THE TOWN CLERKS APPROVAL SEPT. 2013-MAY  
2014 per C/MR

Meeting Request for ~~Central~~ ALDEN Girl Scouts

SEPT. - MAY.

Troop #7705- 2<sup>nd</sup> and 4<sup>th</sup> Wednesday's 6-7:30 (changed from 7:15) same room. *SAME*

Troop #78- 2<sup>nd</sup> and 4<sup>th</sup> Tuesday's 6:30-8pm- small room. *SMALL*

Troop #346- No longer needs the facility

Troop #788- 1<sup>st</sup>, 3<sup>rd</sup> and 5<sup>th</sup> Thursday's 5:30-7:30- Large room (adding 5<sup>th</sup> Thursday and changing time from 6pm to 5:30pm)

Troop #1907- 1<sup>st</sup>, 3<sup>rd</sup> and 4<sup>th</sup> Monday 6-7:30 small room. (adding 4<sup>th</sup> Monday vacated by troop #346)

Troop #575- 2<sup>nd</sup> and 4<sup>th</sup> Thursday's 7-9 small room. (no change)

Troop #876- no longer needs the facility

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

WHEREAS, the Alden Town Board has received a request from Parks Supervisor Andy Sojka to purchase 30 cubic yards of New York State Certified Playground Mulch for the various Town Parks for the 2013 summer season the estimated cost of which 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, except in the case of a sole source provider where multiple quotes are not required;

WHEREAS, Attica Package Company, Inc. is the only mulch provider who sells New York State Certified Playground Mulch; 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 above described mulch.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of 30 cubic yards of New York State Certified Playground Mulch from Attica Package the sole source provider, to be picked up by the Town of Alden at a total cost of \$570.00 (\$19.00 per cubic yard);
2. 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 June 17, 2013, as follows:

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

(E.)

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

WHEREAS General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

WHEREAS, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

WHEREAS, pursuant to General Municipal Law, §50-e(1)(a), the applicable time limit for the filing of a notice of claim upon a town is 90 days after the claim arises, or in the case of a wrongful death action, 90 days from the appointment of a representative of the decedent's estate;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board of the Town of Alden, County of Erie designates Ralph Witt, in his capacity as Town Clerk, to receive notices of claims served upon the Secretary of State by mail at 3311 Wende Road, Alden, New York 14004.
2. The Town Board hereby directs the Town Clerk to file the required certificate with the Secretary of State informing him or her of the town's designation and applicable time limitation for filing a notice of claim with the town on or before July 14, 2013.
3. This Resolution shall take effect immediately.

The Adoption of the foregoing resolution was duly put to a vote at a regular meeting on June 17, 2013 as follows:

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

(F.)

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Alden, in the

County of Erie, New York

June 17, 2013

\* \* \*

A meeting of the Town Board of the Town of Alden, in the County of Erie, New York, was held at the Town Hall, 3311 Wende Road, Alden, New York, on June 17, 2013.

There were present: Harry F. Milligan, Supervisor; and

Boardmembers: Mary Riddoch  
William Weber

There were absent:

Also present: Ralph P. Witt, Town Clerk

\* \* \*

\_\_\_\_\_ offered the following resolution and moved its adoption:

RESOLUTION OF THE TOWN OF ALDEN, NEW YORK,  
ADOPTED JUNE 17, 2013, RATIFYING THE APPLICATION TO  
NEW YORK STATE COMPTROLLER FOR THE  
ESTABLISHMENT OF THE ZOELLER ROAD WATER  
DISTRICT

Recitals

WHEREAS, the Town Board of the Town of Alden (herein called the “Town”), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the establishment of a water district in a portion of the Town, as described therein and herein; and

WHEREAS, the Town has received and reviewed a map, plan and report prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York, which report is dated July 2012 and was prepared for the proposed establishment of the Zoeller Road Water District, in the Town, and construction of a water system therein, consisting of the construction and installation of approximately 6,600 feet of 8-inch and 12-inch waterlines along Zoeller Road, installation of fire hydrants and line valves, and other work required in connection therewith, including original equipment, assemblies, machinery, furnishings, valves, fittings, connections, fill, appurtenances and related site work and other ancillary work, as needed (referred to herein as the “Water Improvement”); and

WHEREAS, pursuant to the Order duly adopted on February 4, 2013, the Town Board determined to proceed with the proposed establishment of the District and the construction of the Water Improvement, and adopted an Order reciting a description of the boundaries of the

District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying February 19, 2013, at 7:15 o'clock P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the proposed establishment of the District and construction of the Water Improvement, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said 19th day of February, 2013, commencing at 7:15 o'clock P.M. (Prevailing Time), at the Town Hall, 3311 Wende Road, Alden, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed establishment of the District and the construction of the Water Improvement; and

WHEREAS, the map, plan and report dated July 2012 has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law, and the Town Board has reviewed a Long

Environmental Assessment Form and has determined that the project will not result in any significant adverse environmental impacts and the Town Board has adopted a Negative Declaration;

WHEREAS, the New York State Comptroller's Office has requested this supplemental resolution be adopted;

NOW, THEREFORE, as a supplement to the Resolution of the Town Board of March 4, 2013, establishing the Zoeller Road Water District and authorizing the filing of the Application for the approval thereof with the New York State Comptroller, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF ALDEN, IN  
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

1. THAT the Application for the Establishment of the Zoeller Road Water District submitted March 12, 2013, was prepared and filed at the direction of this Town Board;
2. THAT, in addition to the Supervisor's verification of the truthfulness of the Application, the Town Board believes the contents of the Application to be accurate;
3. THAT the Town Board believes that establishing the Zoeller Road Water District will not create any undue burden on those in the proposed Zoeller Road Water District.
4. THAT all of the real property contained in the proposed Zoeller Road Water District will be benefitted by the proposed improvement and no benefitted property has been omitted.
5. This resolution shall take effect immediately.

(G)

EXTRACT OF MINUTES

Meeting of the Town Board of the

Town of Alden, in the

County of Erie, New York

June 17, 2013

\* \* \*

A meeting of the Town Board of the Town of Alden, in the County of Erie, New York, was held at the Town Hall, 3311 Wende Road, Alden, New York, on June 17, 2013.

There were present: Harry F. Milligan, Supervisor; and

Boardmembers: Mary Riddoch  
William Weber

There were absent:

Also present: Ralph P. Witt, Town Clerk

\* \* \*

\_\_\_\_\_ offered the following resolution and moved its adoption:

RESOLUTION OF THE TOWN OF ALDEN, NEW YORK,  
ADOPTED JUNE 17, 2013, RATIFYING THE APPLICATION TO  
NEW YORK STATE COMPTROLLER FOR THE  
ESTABLISHMENT OF THE EXCHANGE STREET WATER  
DISTRICT

Recitals

WHEREAS, the Town Board of the Town of Alden (herein called the “Town”), in the County of Erie, New York has received a petition, signed and acknowledged or proved as required by law and in full compliance with the requirements of Section 191 of the Town Law, for the establishment of a water district in a portion of the Town, as described therein and herein; and

WHEREAS, the Town has received and reviewed a map, plan and report prepared by Metzger Civil Engineering, PLLC, competent engineers duly licensed by the State of New York, which report is dated July 2012 and was prepared for the proposed establishment of the Exchange Street Water District, in the Town, and construction of a water system therein, consisting of the construction and installation of approximately 6,600 feet of 8-inch and 12-inch waterlines along Exchange Street, installation of fire hydrants and line valves, and other work required in connection therewith, including original equipment, assemblies, machinery, furnishings, valves, fittings, connections, fill, appurtenances and related site work and other ancillary work, as needed (referred to herein as the “Water Improvement”); and

WHEREAS, pursuant to the Order duly adopted on February 4, 2013, the Town Board determined to proceed with the proposed establishment of the District and the construction of the Water Improvement, and adopted an Order reciting a description of the boundaries of the

District in a manner sufficient to identify the lands included therein as in a deed of conveyance, the improvements proposed, the maximum amount proposed to be expended for such improvements, the proposed method of financing to be employed, the fact that a map, plan and report describing the same are on file in the Town Clerk's office for public inspection and specifying February 19, 2013, at 7:15 o'clock P.M. (Prevailing Time) as the time when, and the Town Hall, in the Town, as the place where, the Town Board would meet to consider the proposed establishment of the District and construction of the Water Improvement, and to hear all persons interested in the subject thereof concerning the same, and for such other action on the part of the Town Board in relation thereto, as may be required by Law; and

WHEREAS, certified copies of such Order were duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, a Public Hearing in the matter was duly held by the Town Board on said 19th day of February, 2013, commencing at 7:15 o'clock P.M. (Prevailing Time), at the Town Hall, 3311 Wende Road, Alden, New York, at which all interested persons desiring to be heard were heard, including those in favor of, and those opposed to, the proposed establishment of the District and the construction of the Water Improvement; and

WHEREAS, the map, plan and report dated July 2012 has been duly filed in the office of the Town Clerk of the Town for public inspection; and

WHEREAS, the Town, as lead agent, has complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law, and the Town Board has reviewed a Long

Environmental Assessment Form and has determined that the project will not result in any significant adverse environmental impacts and the Town Board has adopted a Negative Declaration;

WHEREAS, the New York State Comptroller's Office has requested this supplemental resolution be adopted;

NOW, THEREFORE, as a supplement to the Resolution of the Town Board of March 4, 2013, establishing the Exchange Street Water District and authorizing the filing of the Application for the approval thereof with the New York State Comptroller, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF ALDEN, IN  
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

1. THAT the Application for the Establishment of the Exchange Street Water District submitted March 12, 2013, was prepared and filed at the direction of this Town Board;
2. THAT, in addition to the Supervisor's verification of the truthfulness of the Application, the Town Board believes the contents of the Application to be accurate;
3. THAT the Town Board believes that establishing the Exchange Street Water District will not create any undue burden on those in the proposed Exchange Street Water District.
4. THAT all of the real property contained in the proposed Exchange Street Water District will be benefitted by the proposed improvement and no benefitted property has been omitted.
5. This resolution shall take effect immediately.

(H.)

**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 Sharon A. Jordan-Parker has filed an Application for a Home Occupation Permit to conduct a business of growing herbs and making herbal oils for sale from her residence at 12722 West Main Street, Alden (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;

WHEREAS, the Alden 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 June 17, 2013 at 7:05 p.m. at which time all persons in favor of and all persons opposed to the Application were heard; and

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 AS FOLLOWS THAT:

1. That a Home Occupation Permit to allow Sharon A. Jordan-Parker to conduct a business of growing herbs and making herbal oils for sale from her residence at 12722 West Main Street, Alden, New York be granted for a period of one (1) year;
2. This Resolution shall take immediately.

The Adoption of the foregoing resolution was duly put to a vote at a regular meeting on June 17, 2013 as follows:

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

I.

6/17/2013

MOTION TO APPROVE DEPUTY TOWN CLERK DEBRA CRIST'S REQUEST TO ATTEND RECORDS  
MANAGEMENT WORKSHOP IN BATAVIA ON JUNE 27, 2013 9:00 A.M. – 4:00 P.M PER TC/RW

I

May 31, 2013

TO: ALDEN TOWN BOARD  
RE: WORKSHOP TRAINING ON RECORDS MANAGEMENT

ATTACHED PLEASE FIND INFORMATION ON WORKSHOPS THAT WILL BE OFFERED IN BATAVIA ON JUNE 27, 2013. I WOULD LIKE TO ATTEND TO FURTHER MY KNOWLEDGE OF RECORDS MANAGEMENT. THEY RUN FROM 9:00 A.M. TO 4:00 P.M.

THANK YOU FOR YOUR CONSIDERATION.

DEBRA A. CRIST  
DEPUTY TOWN CLERK  
TOWN OF ALDEN



**View Your List of Workshops and Register**

Title: **Preservation of Historical Records**

Date: 06/27/2013

Time: 9:00 AM - 1:00 PM

Catalog #: ARC 250

Description: This workshop will explore the fundamentals of preserving records. Where and how archival records are stored, and how they are handled, are key elements in prolonging their lives. Participants may bring examples of records needing preservation for an open discussion period.

Goals: Participants will learn about:

- Appropriate environmental and housing conditions
- Proper handling techniques
- When it is appropriate to seek conservation treatments
- The options available in preserving records
- The difference between preservation and conservation
- Establishing preservation priorities
- Assessing a collection and its preservation needs
- Where to go for more help

Intended Audience: Local Governments and the public

Location: Genesee County Office Building #2  
3837 W. Main Street Road  
Batavia, NY 14020

Directions: We are holding these workshops in anticipation of receiving approval for the 2013-2014 LGRMIF request for applications, entitled Grant Application Guide.

If you are an RMO from a local government, update your RMO listing if any information has changed:  
[http://www.archives.nysed.gov/a/records/mr\\_local.shtml#RMO](http://www.archives.nysed.gov/a/records/mr_local.shtml#RMO)

Need help? Email [ARCHTRAIN@mail.nysed.gov](mailto:ARCHTRAIN@mail.nysed.gov).

**DIRECTIONS TO THIS LOCATION:**

To get to this location, use online mapping services or consult the county website at <http://www.co.genesee.ny.us/>

Note that Main Street Road is Route 5.

County: Genesee

Offered by Local Government Office [Region 8](#)

[Add to Your List of Workshops](#)

**View Your List of Workshops and Register**



**View Your List of Workshops and Register**

Title: **Organizing Your Historical Records**

Date: 06/27/2013

Time: 1:00 PM - 4:00 PM

Catalog #: ARC 102

Description: Making government historical records available to the public involves more than just dragging them out of storage. Researchers need to know something about the records-how they were created, who created them, how they are organized, and what kind of information they contain.

Goals: This workshop will present the basic steps for organizing your historical government records and making them useful to the wide variety of potential researchers who might benefit from their contents. Topics will include identifying how records are arranged, simple processing activities, and how to provide sufficient information to users through clear and concise series descriptions.

Intended Audience: Local Governments and the public

Location: Genesee County Office Building #2  
3837 W. Main Street Road  
Batavia, NY 14020

Directions: We are holding these workshops in anticipation of receiving approval for the 2013-2014 LGRMIF request for applications, entitled Grant Application Guide.

If you are an RMO from a local government, update your RMO listing if any information has changed:  
[http://www.archives.nysed.gov/a/records/mr\\_local.shtml#RMO](http://www.archives.nysed.gov/a/records/mr_local.shtml#RMO)

Need help? Email [ARCHTRAIN@mail.nysed.gov](mailto:ARCHTRAIN@mail.nysed.gov).

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Note that Main Street Road is Route 5.

County: Genesee

Offered by Local Government Office [Region 8](#)

**[Add to Your List of Workshops](#)**

**[View Your List of Workshops and Register](#)**



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

WHEREAS, the Building Inspector/Code Enforcement Officer has informed the Alden Town Board that several properties in the Town of Alden are not being properly maintained by the property owners;

WHEREAS, Chapter 18 of the Alden Town Code allows the Alden Town Board to adopt a resolution requiring a property owner to cut, trim or remove brush, grass, rubbish or weeds on their lands; and

WHEREAS, the following persons are the owners of parcels of land (said parcels identified below) situated in the Town of Alden that are in need of lawn maintenance:

- James J. and Betty Ann Schmidt owners of 3528 Townline Road;
- Alan J. Keech and Leanne I. Hull owners of 11693 Boncliff Dr. (lis pendis filed by Bank of America);
- Timothy R. and Lorrie A. Stewart owners of 124 Three Rod Rd. (Lis pendis filed by OneWest Bank);
- Roger H. and Agnes C. Elliott owners of 12635 Broadway;
- Carl and Jennifer Badaszewski owners of 925 West Alaura Dr. (lis pendis filed by Wells Fargo Bank);
- Steven A. Weber owner of 11133 Broadway; and
- Carl F. and Carol J. Schoenbeck owners of 3600 Crittenden Road (lis pendis filed by Citimortgage).

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. James J. and Betty Ann Schmidt owners of 3528 Townline Road (SBL 84.04-1-3)  
 Alan J. Keech and Leanne I. Hull owners of 11693 Boncliff Drive (SBL 118.14-6-2)  
 Timothy R. and Lorrie A. Stewart owners of 124 Three Rod Road (SBL 130.01-1-5)  
 Roger H. and Agnes C. Elliott owners of 12635 Broadway (SBL 119.00-2-11)  
 Carl and Jennifer Badaszewski owners of 925 West Alaura Drive (SBL 117.16-2-17)  
 Steven A. Weber owner of 11133 Broadway (SBL 117.12-4-2.11)  
 Carl F. and Carol J. Schoenbeck owners of 3600 Crittenden Road (SBL 86.04-2-8)

are hereby ordered by the Alden Town Board to cut, trim and remove the brush, grass, rubbish and weeds on their above listed properties no later than June 30, 2013;

2. Should these property owners fail to cut, trim and remove the brush, grass, rubbish and weeds on their respective abovelisted properties no later than June 30, 2013, the Town of Alden, the Town of Alden will authorize the lawn maintenance to be performed by a third party and paid for from the general fund of the Town of Alden;

3. The Town Board shall then cause the general fund to be reimbursed by the respective property owners by levying the costs incurred by the Town onto the respective landowners County/Town Tax Bill for Tax Year 2014;

4. The Town Attorney shall cause a Notice of the Resolution to be mailed to each of the landowners listed above by regular mail at their last known address, as required by Section 18-4 of the Alden Town Code; and

5. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on June 17, 2013, as follows:

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