

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

OTHERS PRESENT: Todd Aldinger, Deputy Supervisor  
Michael Metzger, Town Engineer  
Jennifer Strong, Town Attorney  
Chris Snyder, CEO  
Carl Fix, Highway Superintendent  
Len Weglarski, Dog Control Officer

RECORDING SECRETARY: Barbara Ertel, Deputy Town Clerk

**1. SANDY KARPIE BENCH REQUEST:**

Councilwoman Riddoch presented a request from Sandy Karpie for a memorial bench to be placed at post marker #10 on the Joe Panza Trail. Mary will advise Sandy that she must purchase the plaque first. Attorney Strong suggested making a motion accepting the donation (for the record) at next meeting.

**2. 12132 WALDEN AVE.:**

Chris Snyder reported that he is looking for options regarding getting rid of unlicensed vehicles. Discussion held regarding the necessity to update our Town Code in this area. A judgment was entered against Doug Benzee over a month ago. Attorney Strong will prepare a Transcript of Judgment, which, when filed with Erie County, will be a lien on his property for 10 years.

Chris also reported that the Millgrove Development building on Genesee Street is slated for demolition this week.

**3. OEM SHELTER AGREEMENT:**

Attorney Strong reported that our OEM has negotiated a contract with Town Line Lutheran Church to use that facility as a shelter in the case of a disaster. We need a resolution to allow them to sign it. Discussion held on specifics of contract, which is updated annually.

**4. AED DEVICE:**

Discussion held regarding the mandates of the NYS Dept. of Health, Bureau of Emergency Medical Services, requiring public facilities and organizations to have AEDs and trained providers on site. Mary Riddoch reported on the information received from Adam Stoltman regarding AEDs in the school and sports programs. A plan of action is needed regarding placement of these devices outside. It was agreed that we need to do more research into this matter. Attorney Strong will look into this to see exactly what is going to be required by law.

## **5. ECWA TAKEOVER:**

Mike Metzger brought the board up to date on the dissolution of Water Districts 2, 3 and 4 and turnover of water system to Erie County Water Authority. The Direct Service Agreement will be included in the Dissolution Plan. Discussion held regarding time line. Discussion held regarding the necessity of holding separate public hearings and the notification process (whether or not a direct mailing is needed). Todd Aldinger reported on a bill scheduled for early next year that would allow the county website to serve as publication record for every municipality in the county, saving towns a lot of money.

## **6. EXCHANGE/ZOELLER WATER DISTRICTS:**

Mike Metzger reported on the checklist he is working on which combines the legal and engineering aspects. Now that the board has authorized him to proceed, the preliminary layout, contacting of agencies involved, and preparation of EAF in anticipation of soliciting Lead Agency will be done hopefully in a few weeks. Supervisor Milligan asked if Mike could be more specific on his final cost – was not comfortable with the wording that “the final cost may be higher or lower”. Board discussed their discomfort with the uncertain cost of this preliminary work and Mike presented his reasoning and possible options. He agreed to adjust the contract wording to say that if it was going to be above the estimated amount, it can only be done with authorization of the board.

## **7. RECYCLING:**

Discussion held regarding the necessity of knowing which businesses are using dumpsters, who is picking them up and where this garbage is going. Bill Weber volunteered to check every commercial property in town. It was noted that there is currently no fine for businesses putting out trash and not paying for it, again underscoring the need to update our outdated town code.

## **8. PROCUREMENT POLICY:**

Attorney Strong reported that the state legislature has adopted a law that allows a town, by local law, to change procurement policy so that you do not have to take the lowest bid. She explained the “Best Value Policy”. As the Town Board expressed interest in drafting a local law of this kind, she will start the process. It will be known as Local Law 1/2013.

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### **\* Attorney Strong:**

- will have resolutions ready for meeting of Nov. 5<sup>th</sup> for adopting the budget and for adopting the special district budget.
- reported that two Zoning Board members have not yet completed their required training requirements for the year. She will get reminder letters out to them.

### **\* Councilwoman Riddoch:**

- reported on quote of mini – tracker for Dog Control Officer Lenny
- asked if board could declare the old Community Center refrigerator as “surplus” so it could be disposed of. Sitzman’s is willing to buy it for a nominal price.
- reported on her attempt to contact the person that wanted a memorial bench for Charlie Orr.
- Asked for clarification of the budget regarding the truck for Parks Dept. Discussion resulted regarding transfer of \$14,000 from Parks to Highway Dept. and how monies could be accrued to get a new truck for the Parks Dept., which is very much needed.

\* Todd Aldinger :

- spoke briefly about status of the county's recommendations regarding IDA.
- Supervisor Milligan mentioned the upcoming meeting on Tuesday morning at the Rath Building regarding the Erie County Home. Todd Aldinger reported the possibility of moneys available for development of that area if certain criteria are in place.

\* Supervisor Milligan:

- questioned why the 45 mph speed limit sign had not been posted on North Road. Councilwoman Riddoch will look into it.
- reported that a Job Fair had been held at the Town Hall last Tuesday

Meeting over: 8:05 P.M.

Board entered into Executive Session regarding a matter of personnel.

In attendance: Supervisor Milligan, Councilman Weber, Councilwoman Ridoch  
Town Attorney Strong, Highway Supt. Fix