

COMMUNICATIONS

Councilwoman Riddoch received a fax from the U.S. Census Bureau requesting the use of the Town Hall for training in March & April. Would like this put on the Work Session.

Attorney Strong reported that the original Meals on Wheels and Library Contracts have come in and been delivered to Colleen, as well as their insurance certificates.

Supervisor Smith received from County Legislator Dino Fudoli his district outreach schedule for March, received the Planning Board unofficial meeting minutes for the Tuesday, February 9th meeting, received the official minutes from the Planning Board's January 12th meeting, received approved Board minutes from the Village of Alden for January 28th and February 11, 2010, received monthly reports from the Building Dept. ,Town Clerk's office and the Tax Office, received the agenda for the Planning Board meeting of March 9, 2010.

NEW BUSINESS

Councilwoman Riddoch moved and Councilman Weber seconded the motion to approve Alden Central School's request to use the R.O. Smith Park ball diamond for the Boys Modified Baseball games on the requested dates, the District will mark the field and maintain the infield for the scheduled home contests. Unanimously Carried.

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

WHEREAS, the Town Board of the Town of Alden is considering an application, by Anna Marzec and Paul Marzec, for the subdivision of two (2) lots. The entire parcel currently consists of approximately 1.93 acres on Two Rod Road in the Town of Alden. The first proposed lot ("Parcel A") would be .75 +/- acres containing the house known as 55 Two Rod Road and the second proposed lot ("Parcel B") would be 1.18 +/- vacant acres (which is the remainder of the parcel); all further identified by SBL # 129.00-2-5.22 (The "Proposed Action");

WHEREAS, the Proposed Action is an unlisted action within the requirements of the New York State Environmental Quality Review Act;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on or January 22, 2010, for this Proposed Action, as required under Section 239-m of the General Municipal Law and a "no recommendation" was received by the Town Board on January 26, 2010;

WHEREAS, the New York State Environmental Quality Review Act requires the Town to determine the Lead Agency status and the Lead Agency making a SEQR determination;

WHEREAS, the Town of Alden did assume Lead Agency Status on February 16, 2010;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law and the Code of the Town of Alden, Chapter 9D, the Town Board has prepared the Short Form Environmental Assessment Form, which is now on file with the Town Board and the Town's SEQR Intake Officer;

WHEREAS, the Town of Alden Planning Board has reviewed the Proposed Action and on December 8, 2009, recommended to the Town Board the approval of the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board, as Lead Agency, has determined that the Proposed Action is an Unlisted Action under SEQRA.
2. The Town of Alden, as Lead Agency, hereby determines that the unlisted action described in the attached SEQR NEGATIVE DECLARATION, NOTICE OF DETERMINATION OF NON-SIGNIFICANCE, which attached notice is hereby made a part of this Resolution, will not have a significant effect on the environment and that an environmental impact statement is not required to be prepared with respect to the Proposed Action.
3. That the following parcel, more particularly described as:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and State of New York, being part of Lot 159, Township 10, and Range 5.

BEGINNING at a point on the center of Two Rod Road a distance of 871.84 feet north and northeast from the southwest corner of Lot 159.

THENCE southeast at a right angle to the center of Two Rod Road a distance of 511.88 feet to the east line of lands conveyed to Hansen & Kuhn by Liber of Deeds 11089 at page 2142.

THENCE north on the east line of Hansen & Kuhn at an interior angle of 47° 49' 38" a distance of 269.89 feet to a point.

THENCE southwest at an interior angle of 45° 24' 46" a distance of 100.16 feet to a point.

THENCE northwest at a right angle to the center of Two Rod Road a distance of 325 feet to the center of Two Rod Road.

THENCE southwest on the center of Two Rod Road a distance of 100 feet to the point of beginning containing 1.18 acres of land more or less.

is given subdivision approval.

4. 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 March 1, 2010, and was Unanimously Adopted.

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

WHEREAS, pursuant to the General Municipal Law Section 239-m, certain proposed municipal zoning actions must be submitted to a county planning agency for review and recommendation before the municipality makes a final determination of such zoning actions;

WHEREAS, General Municipal Law Section 239-m also allows municipal agencies and the County to enter into agreements whereby certain zoning actions do not have to be

submitted to a county planning agency for review and recommendations before the municipality makes a final determination on such zoning actions;

WHEREAS, the purpose of this Agreement to recognize that certain zoning actions do not have intermunicipal or countrywide significance and, therefore, are best handled at the local municipal level without referral to the county planning agency for review and recommendation; and

WHEREAS, eliminating such referral would assist to streamline the County's review process and at the same time to assist to reduce administrative costs for both the Municipality and the County.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Supervisor of the Town of Alden is hereby authorized to sign the attached Intermunicipal Agreement with the County of Erie regarding the submission of §239-m Notices to the County by the Town of Alden.
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 1, 2010, and was unanimously adopted.

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

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

WHEREAS, Volunteer Fire Law allows a Town Board to approve the membership of a volunteer Fire Department,

WHEREAS, approval of a membership list assists an injured volunteer fireperson in receiving worker's compensation benefits,

WHEREAS, Millgrove Fire Dept. and Crittenden Volunteer Fire Dept. submitted its membership list,

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town of Alden hereby approves the (attached) membership list for the Millgrove Volunteer Fire Dept. and the Crittenden Volunteer Fire Departments, Inc.
2. This Resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting of the Town Board of the Town of Alden on March 1, 2010, and was unanimously adopted.

Supervisor Smith has given copies of the Fire Department lists to the Clerk to keep on file and asked that if there any new members added the Board should be notified so approval can be made.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilwoman Riddoch reported speaking with Don Russo, NYSEG re a lighting problem. He needed approval to switch a street light on Boncliff, which a resident was having a small problem with. No charge to the Town. Councilwoman Riddoch spoke with Mike Hardie from Tompkins Ins. about our upcoming renewal, will continue to work on that.

Councilwoman Cooke said that she has gotten a response to her request for Hamm radio operators from two gentlemen.

CEO Dugan asked that Tonawanda Creek/Coalition be put on the Work Session.

Next Work Session 3/08/10 @ 7:00 PM

Next Town Board Meeting 3/15/10 @ 7:00 PM

AT 7: 20 PM SUPERVISOR SMITH ASKED FOR A MOTION TO ADJOURN FROM THE REGULAR MEETING TO GO INTO AN EXECUTIVE SESSION TO DISCUSS CONTRACT NEGOTIATIONS AND A MATTER OF PERSONNEL;

Councilman Weber moved and Councilwoman Riddoch seconded the motion to move into an executive session at 7:20 PM. Unanimously Carried.

AT 8:20 PM SUPERVISOR SMITH ASKED FOR A MOTION TO REENTER INTO THE REGULAR MEETING WITH NO ACTION BEING TAKEN;

Councilman Weber moved and Councilwoman Riddoch seconded the motion to reenter back into the regular meeting at 8:20 PM, with no action being taken. Unanimously carried.

Supervisor Smith adjourned the Meeting @ 8:25 PM.

Debra A. Crist
Deputy Town Clerk