

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, March 19, 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.

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

RECORDING SECRETARY: Ralph Witt, Town Clerk

OTHERS PRESENT: Jennifer Strong, Attorney
Michael Metzger, Town Engineer
Chris Snyder, CEO
Len Weglarski, DCO

ABSENT: Todd Aldinger, Deputy Supervisor
Carl Fix, Hwy. Supt.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the Minutes and Synopsis of the Regular Meeting of March 5, 2012. Unanimously Carried.

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

<u>ACCOUNT</u>	<u>ABST. #1</u>	<u>ABST. #2</u>	<u>TOTAL</u>
GENERAL FUND "A"	\$14,464.34		\$14,464.34
HGHWY FUND "DA/DB"	12,639.24		12,639.24
PART-TOWN FUND "B"	1,197.72		1,197.72
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"	100,000.00		100,000.00
SD#2 FUND "SA"	2,728.28		2,728.28
TRUST/AGCY FUND "T"	214.00		214.00
SP REFUSE FUND "SR"	36,488.77		36,488.77
STREET LIGHTING FUND "SL"	6,643.76		6,643.76
PERIWINKLE LTG. "SL1"	39.19		39.19
GRANTS			

TOTALS \$178,153.90 \$178,153.90
UPON ROLL CALL VOTE THE FOREGOING WAS UNANIMOUSLY ADOPTED.

Supervisor Milligan introduced Rob Perry from The State Insurance Fund who presented the Town of Alden with a plaque for 75 consecutive years as a policyholder.

BUSINESS FROM THE FLOOR

Ronald Hinderliter from 12250 Genesee Street spoke to the Board about his concerns about the Wilson Farms Store that is located directly across the street from his home. Wilson Greatbatch employees have made this area their designated break stop since Wilson Greatbatch no longer allows smoking on their property. This is happening all times of the night and day. Their headlights shine into his home. Tractor Trailers are using the parking lot to spend the night with their refrigeration units running. He approached Wilson Farms about putting up a no overnight parking sign and got nowhere. Keeping garbage on the parcel is ridiculous since Wilson Farms sold out to 7-11, they are not doing anything about upkeep. The ditch on the north side of the property where the property drains to overflows and smells. He feels that the culvert located under the

parking lot has collapsed. He has been informed by a number of employees that there are plans to expand the building and that it will be a 24-hour service. The neighbors in the area have the same concerns as he does. Councilman Weber received Mr. Hinderliter's e-mail. Before anything can be done, as far as a new building, there has to be a thorough site plan review, go through the Town Planning Board, the Town Engineer and Town Board. CEO Chris Snyder will go over to the site to check out to see if any code violations need attention. Engineer Metzger said he has talked to a representative from 7-11 about the proposed plans, and as Councilman Weber stated they plan on taking down the existing building and putting up a new one, slightly larger. Engineer Metzger said this could be the time to clear up existing problems. Supervisor Milligan said that the ditch is maintained by the State, they will be contacted. Attorney Strong said the Town has no jurisdiction as far as trucks running on private property, the Sheriff or State Police would have to be notified.

COMMUNICATIONS

Councilman Weber reported that he received a copy of the e-mail from Mr. Hinderliter regarding the Wilson Farms Store.

Supervisor Milligan addressed the packet of information received from Paul Loehr at the last Town Board meeting, he went over the different areas of concern. The Town is in complete compliance.

NEW BUSINESS

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve the Renewal of the Haulers Permit for Allied Waste Services for the Year 2012. Unanimously Carried.

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

WHEREAS, the position of Deputy Coordinator for the Town of Alden Office of Emergency Management is currently vacant; and

WHEREAS, James Gerber and Ryan Sheedy have given many hours of their time in establishing and developing this Office.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS THAT:

1. The Town Board hereby appoints James Gerber and Ryan Sheedy as Co-Deputy Coordinators of the Office of Emergency Management their appointments to expire on December 31, 2012 and to be paid pursuant to the Town's schedule of salaries; and
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote at a regular meeting on March 19, 2012, and was unanimously adopted.

COUNCILWOMAN RIDDOCH MOVED AND COUNCILMAN WEBER SECONDED THE MOTION TO TABLE THE RESOLUTION REGARDING APPROVING THE SIGNING OF AN AGREEMENT AMENDMENT FOR ADDITIONAL ARCHITECTURAL/ENGINEERING SERVICES WITH BERMAN ASSOCIATES. UNANIMOUSLY CARRIED.

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

WHEREAS, the Alden Town Board has received a request from the Parks Supervisor to purchase 60 5-gallon pails of white marking paint for the various sports

fields at the Town Parks for the 2012 summer season the estimated cost of which is less than \$10,000.01 but greater than \$2,000.00;

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 three (3) vendors;

WHEREAS, requests for proposals (price per 5-gallon pail of white marking paint) were made to three (3) vendors and quotes were received as follows:

The highest bidder is Laux Sporting Goods at \$49.75 per 5-gallon pail (for a total cost of \$2,985);

The second highest bidder is Pioneer Athletics at \$41.50 per 5-gallon pail (for a total cost of \$2,490.00); and

The lowest bidder is Sherwin Williams at \$39.50 per 5-gallon pail (for a total cost of \$2,370);

WHEREAS, past experience by the Town in using both the Pioneer and Sherwin Williams brands of marking paint shows that the Sherwin Williams brand of marking paint is less durable than the Pioneer brand of marking paint. Because the Sherwin Williams brand of marking paint is less durable the sports fields need to be repainted more often than when using the Pioneer brand of marking paint; necessitating the purchase of more gallons of the Sherwin Williams Brand of marking paint than would be necessary if using the Pioneer brand of marking paint – thereby costing the Town more money over the course of the 2012 season;

WHEREAS, the greater durability of the Pioneer brand of marking paint allows the Town to purchase a lesser amount of marking paint, making Pioneer the least costly brand of marking paint over the course of the 2012 season;

WHEREAS, in this particular case taxpayer money will be saved by rejecting the lowest quote and it would be irresponsible of the Town to act otherwise; 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 marking paint;

NOW THEREFORE BE IT RESOLVED AS FOLLOWS, THAT:

1. The Town Board approves the purchase of 60 5-gallon pails of Brite stripe white marking paint at a total cost of \$2,490.00 from Pioneer;
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 March 19, 2012, and was unanimously adopted.

Supervisor Milligan moved and Councilman Weber seconded the Motion to approve St. John’s request to have the Town Park’s Dept. line the field at St. John’s softball field for home games as per their schedule. Certificate of insurance to be provided. Unanimously Carried.

Councilwoman Riddoch moved and Councilman Weber seconded the Motion to approve Alden Central School’s request to use R.O. Smith Baseball Diamond for Modified and JV/Varsity Boys Baseball beginning March 19th 2012 through May 19th 2012 per their schedule. The Town of Alden will cut the grass and the District, as in previous years, will mark the field and maintain the infields. Certificate of insurance to be provided. Unanimously Carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to approve St. John's Athletic Director Kocher's request to use town facilities and small soccer field at R.O. Smith Park beginning April 2012 per their schedule. Certificate of Insurance to be provided. Unanimously Carried.

THERE WAS NO UNFINISHED OR TABLED BUSINESS

REPORTS OF COMMITTEES, OFFICIALS AND PERSONNEL

Councilman Weber met with the Town of Alden Highway Supt. and viewed some off road drainage problems that they discussed. They walked a ditch on Westwood Rd., acting on a complaint that the ditch was backing up on a resident's property. They found a culvert on his property that was a 1 foot culvert slowing it down and the far end was plugged totally by rocks, the resident was advised. The Highway Supt. will try to get to this and clean it out this year. They also went to view the Kieffer Rd. drainage problem that residents have complained about. They walked it and have concern the railroad ditch has not been cleaned out in years and it has silted in severely. The Highway Supt. was going to try to get a hold of the Railroad and see if he could have them clean out the ditch. The Sardella property was also looked at and there is a culvert on the east end of the property, but they could not locate one at the west end. This will be looked into.

Attorney Strong met with Carl Fix last week to help him draft language for the street signs to be placed on Billo Rd., they will be ordered from the County.

Engineer Metzger said if it was a help to the Town regarding Kieffer Rd., he could provide an aerial photograph showing property lines/right a ways to Councilman Weber. In the matter of the hydrants on Townline Rd. that are shared with Lancaster, that has come to a conclusion and two of the hydrants are not adjacent to Alden, they are adjacent to Marilla and Town Clerk Johanna Coleman will sent out a new invoice removing those two hydrants. Engineer Metzger is working with Keith Sitzman from the Village of Alden on the proposed Village water easement in the Town Park. He asked that the easement is around trees and if they absolutely need to be removed, it would be with Town Board approval. Attorney Strong has not seen a draft of the easement from the Village Attorney yet. They are asking for a 30' easement from the school and 30' easement from the Town. Councilman Weber would like them to stay off the roots of the trees, this could also damage the trees. Councilwoman Riddoch asked if there was a new boundary survey done for the Town that could be helpful? Keith Sitzman will be asked to attend next weeks Work Session. Refuse Contract and potential water district will be on the Work Session. Supervisor Milligan said that the Budget/Malecki would be on the Work Session. Eng. Metzger met with the Highway Supt. regarding the electric at the Highway Garage, it is extensive and he is not an electrical engineer. The Highway Supt. is getting a lot of input from various contractors, different answers from each one. He suggests that an electrical Engineer meet with Carl and find out the needs. Supervisor Milligan would like to hold off, he would like to budget for this next year. He would like to have a quote and bid opening toward the end of the year, but budget for the next year.

DCO Len Weglarski reported picking up three dogs and found their owners. Supervisor Milligan thanked the Dog Control Officer for his work.

Supervisor Milligan attended a Housing Opportunity meeting. A letter was sent to Erie County regarding the Erie County Home and the possibility of the Federal Government putting a cemetery there for Veterans. Tom Malecki from Drescher and Malecki will be at the Work Session to discuss the Budget. He would like the refuse contract and water hydrant also on the Work Session.

NEXT WORK SESSION: Monday, March 26, 2012
NEXT TOWN BOARD MEETING: Monday, April 2, 2012

Supervisor Milligan adjourned the meeting at 7: 49 P.M. with a Moment of Silence in Memory of Agnes Weisbeck, Barbara Frey & Eileen Roll.

Ralph Witt – Town Clerk

