

MEETING NO. 10
REGULAR NO 10

REGULAR BOARD MEETING

MAY 15, 2006
7:30 P.M.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, May 15, 2006 at 7:30 PM. Deputy Supervisor Snyder called the Meeting to order. Councilman Weber led in the Pledge of Allegiance. The roll call was taken by the Town Clerk.

PRESENT: Ronald L. Snyder, Deputy Supervisor
Mary Riddoch, Councilwoman
William Weber, Councilman
Arlene A. Cooke, Councilwoman
RECORDING SECRETARY: Dorothy L. Bycina, Town Clerk
OTHERS PRESENT: Debra Crist, Deputy Town Clerk
Jennifer Strong, Town Attorney
Harry F. Milligan, Highway Supt.
Frank Trybuskiewicz, CEO
Ralph Witt, Chairman Planning Board
Randal Crist, Court Officer
Leonard Weglarski, Dog Control Officer
Ronald L. Smith, Planning Board Member

Councilwoman Cooke and Councilman Weber seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of May 1, 2006. Unanimously carried.

Deputy Supervisor Snyder “Welcomed” the Students from Alden Central and Tonawanda Central – Good Government Class.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN COOKE AND SECONDED BY COUNCILMAN SNYDER:

ACCOUNT	ABST #1	ABST #2	TOTAL
GENERAL FUND “A”	16,964.79		16,964.79
HGHWY FUND “DA/DB”	9,095.19		9,095.19
PARTTOWN FUND “B”	4,028.85		4,028.85
WD#2 FUND “WB”	375.20		375.20
WD#3 FUND “WC”	1,983.20		1,983.20
WD#4 FUND “WD”	1,299.80		1,299.80
SPFIRE FUND “SF”			
SD#1 FUND “SI”			
SD#2 FUND “SA”	3,184.06		3,184.06
TRUST/AGCY FUND “T”	774.79		774.79
SP REFUSE FUND “SR”	26,732.71		26,732.71
ST LIGHTING FUND “SL”	7,088.00		7,088.00
TOTAL	71,526.59		71,526.59

The foregoing Resolution was put to a vote on roll call and was unanimously adopted.

BUSINESS FROM THE FLOOR

Ted Kempisty/12191 Genesee St had pictures of Junk Cars, Tires, Etc that are dumped on this back property line from the Business on Walden Ave – he has spoken to the property owners several times and now is asking the Town for help The CEO will check this out.

COMMUNICATIONS

Councilwoman Riddoch received a call from a resident on Exchange St re Speed Limit – she will check into this to see when a speed study was done; also received a call re the Mini Park that needs the grass cut.

Councilman Weber has been checking on drainage with the Highway Supt. Received a call from Norm Taylor "Thanking" him for the suggestion box he made for the Seniors.

Town Clerk Bycina read the letter from Mike Cole advising his resignation as Supervisor.

Town Attorney Strong is working on the new Zoning Law, preparing a Public Hearing for the ZBA; served more Papers re the Wynnie Fisher property and received a complaint re an illegal driveway at the Wynnie Fisher property.

Councilwoman Cooke requested NIMS to be placed on the Work Session. She attended the Alden Hook & Ladder Installation; received a call re Generators; she also attended a Meeting at Alden Central re the position of the new Administrator.

Deputy Supervisor Snyder reported the following: letter of resignation from Ronald Smith/Town of Alden Planning Board effective May 15th; letter from Michael Fleming requesting appointment to the Alden Planning Board; letter of recommendation from Ralph Witt/ PB Chairman re Michael Fleming; letter from Town Line Fire Dept re their 50th Annual Community Memorial Day Service/May 29th; letter from Alden Hook & Ladder Fire Co with the list of their 2006-2007 New Officers; letter from Cadette Girl Scout re "Turn Beauty Inside Out Day" letter from Ladies Auxiliary requesting the Band Shell for a Chinese Auction they are having from Mark Beyers; letter from the Lion Club of Alden – they are planning a Chinese Auction and are in need of contributions; letter from NYS/DOT re CHIPS; letter from Erie County Farm Bureau re Right to Farm Law; copy of the Village Board Minutes; letter from the Chamber of Commerce re the Citizen of the Year Award – to be presented to our former Supervisor/Richard Savage; copy of Rural Metro's Monthly Response Compliance for April 2006.

NEW BUSINESS

Councilwoman Riddoch moved and Councilman Weber seconded the Motion granting the Nite Owls permission to use the Community Center every 2nd, 4th and 5th Monday of each month, September 2006 through June 2007. Unanimously carried.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to grant Girl Scout Leaders permission to use the Community Center on requested dates. Unanimously carried.

Deputy Supervisor Snyder moved and Councilwoman Cooke seconded the Motion to grant Girl Scout Troops permission to use the Arts & Crafts Room on requested dates. Unanimously carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY DEPUTY SUPERVISOR SNYDER WHO MOVED ITS ADOPTION, SECONDED BY COUCILWOMAN RIDDOCH TO WIT;

WHEREAS, the Town Board of the Town of Alden has declared the Structures (one house and two outbuildings) at 1418 Two Rod Road (further identified by SBL #118.00-1-3) Dangerous Buildings. The Town Board has determined that the best manner in which to demolish the Structures is by a controlled burn to be conducted by the Town Line Volunteer Fire Department (the "Proposed Action"); and

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review; and

WHEREAS, the Town 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 Building Inspector is hereby directed to send notice to the Erie County Division of Planning, Erie County Emergency Services Fire Safety Division, and to the New York State Department of Environmental Conservation – Air Division, as required under Section 239-m of the General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA but that a coordinated review should be conducted.
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action.
3. 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 May 15, 2006 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 Town Board on November 7, 2005 adopted its 2006 Budget;

WHEREAS, the Town of Alden Recreation Director requested to the Town Board that an increase in his budget be increased to allow for the construction of baseball dugouts at the Town's baseball fields;

WHEREAS, private companies and the Alden baseball organizations are assisting with the funding of the dugout project by donations to the Town of Alden; and

WHEREAS, increasing the Recreation Budget will not render the Town of Alden insolvent.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Alden Town Board hereby increased by \$12,900.00 Line 0548 2705.000-A Gifts and Donations of the 2006 Budget;
2. That the Alden Town Board hereby increases by \$12,900.00 Line 0549 7110.410-A Dugouts of the 2006 Budget; and

3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a vote on May 15, 2006 and was unanimously adopted.

Councilman Weber moved and Councilwoman Cooke seconded the Motion authorizing the Deputy Supervisor to approve the necessary Monthly Budget Transfers. Unanimously carried.

Deputy Supervisor Snyder moved and Councilwoman Riddoch seconded the Motion authorizing Alden Central School permission for their June 9th request to use the Bandshell for the Family Fun Night. Unanimously carried.

Councilwoman Cooke moved and Deputy Supervisor Snyder seconded the Motion authorizing the Youth Baseball permission to use Concession Stand at the R.O. Smith Park on the schedule set forth by the Town Board. Unanimously carried.

RESOLUTION re BUDGE INCREASES

Councilman Weber moved and Councilwoman Cooke seconded the Motion authorizing the Deputy Supervisor to approve the necessary Budget transfers. Unanimously carried.

Deputy Supervisor Snyder moved and Councilwoman Riddoch seconded the Motion authorizing Alden Central School permission for their June 9th request to use the Bandshell for the Family fun Night. Unanimously carried.

Councilwoman Cooke moved and Deputy Supervisor Snyder seconded the Motion authorizing the Youth Baseball permission to use the Concession Stand at the R.O. Smith Park on the schedule set forth by the Town Board. Unanimously carried.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN RIDDOCH WHO MOVED ITS ADOPTION, SECONDED BY DEPUTY SUPERVISOR SNYDER TO WIT;

IT IS HEREBY RESOLVED BY THE COUNTY OF ERIE, TOWN OF ALDEN, STATE OF NEW YORK THAT;

WHEREAS, In Homeland Security Presidential Directive (HSPD)-5, the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for federal, state, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the collective input and guidance from all federal, state, local and tribal homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary that all federal, state, local, and tribal emergency management agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, local and tribal organizations utilize standardized terminology, standardized organizational structures, uniform personnel qualifications standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the state's ability to utilize federal

funding to enhance local and state agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the state, including all public safety and emergency response organizations training programs; and

WHEREAS, the National Commission of Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW THEREFORE, Pursuant to the authority vested in me by the Town of Alden and provisions of the (local law) I do hereby mandate the National Incident Management System be utilized for all incident management in the Town of Alden.

I further proclaim this to take effect immediately.

The foregoing Resolution was duly put to a roll call vote on May 15, 2006 and was unanimously adopted.

Deputy Supervisor Snyder moved and Councilwoman Cooke seconded the Motion to appoint Mary Nuwer as Clerk to the Highway Superintendent – Part Time, No Benefits at a rate of \$12.50 per hours. Unanimously carried.

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

WHEREAS the Alden Town Board is interested in pursuing efforts to submit a grant application to the Transportation Enhancement Program for the purpose of constructing a pedestrian/bicycle trail, and

WHEREAS construction of a bicycle/pedestrian trail would provide an alternate mode of transportation while increasing opportunities for recreation and physical fitness,

NOW, THEREFORE BE IT

RESOLVED; that The Alden Town Board hereby authorizes representatives of the Highway Department, Assessment Department, Building Inspector Department, and Town Attorney to work in conjunction with the Town's grant consultant, Grantmakers Advantage and engineering consultant, Metzger Engineering, to prepare a grant application or submission to the Transportation Enhancement Program, and

BE IT FURTHER RESOLVED that a separate resolution authorizing submission of the grant application to the Transportation Enhancement Program will be presented to the Town Board for consideration prior to submission of the grant proposal.

This Resolution shall take effect immediately. The foregoing Resolution was duly put to a vote on May 15, 2006 and was unanimously adopted.

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

WHEREAS, the Town Board of the Town of Alden is considering an application by William A. Rogers, for the subdivision of two (2) lots. The entire parcel as currently constituted consists of approximately 70 acres on Westwood Road in the Town of Alden. The first proposed lot ("Parcel A") will be approximately 2.035 acres at the northeast corner (currently containing a one family dwelling) of the existing 70 acre parcel. The second lot ("Parcel B") will be remainder of the original parcel of vacant land (approximately 68 +/- acres), further identified by SBL #107.00-7-4 (the "Proposed Action"); and

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA and has conducted an un-coordinated review; and

WHEREAS, the Town Board of the Town of Alden believes that the Town of Alden is; the agency primarily responsible for undertaking decisions as to subdivision; 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;

WHEREAS, the Town Building Inspector provided notice to the Erie County Division of Planning on February 10, 2006, for this Proposed Action, as required under Section 29-m of the General Municipal Law and a “no recommendation” was received from the Division of Planning on Mary 9, 2006;

WHEREAS, the Town of Alden Zoning Board of Appeals granted a variance regarding the subdivision on the March 27, 2006;

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

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; and

WHEREAS, the Town of Alden Planning Board has reviewed the Proposed Action and on April 11, 2006, and recommended to the Town Board the approval of the Proposed Action.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

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.
3. 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 said proposed action.
4. That the following parcels, identified above as “Parcel A” and “Parcel B”, as more particularly described on the attached legal descriptions are given subdivision approval.

PARCEL A

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 No. 36, Township 11, Range 5 of the Holland Land Company Survey, bounded and described as follows:

BEGINNING at a point in the north line of said Lot No. 36 (being also the center line of Westwood Road) distant 1441.48 feet easterly from the northwest corner of said lot; thence easterly along the north line of said lot 260.00 feet to the northeast corner of lands deeded to William A. Rogers and Colleen Rogers, his wife, by deed recorded in the Erie County Clerk’s Office in Liber 11029 of Deeds at page 5878; thence southerly along the easterly line of said lands deeded to Rogers and parallel with the west line of Lot. No. 36 a distance of 325.00 feet; thence westerly and parallel with the north line of Lot No. 36 a

distance 140.00 feet; thence southwesterly at an interior angle of 209°45'29" a distance of 139.00 feet; thence northerly and parallel with the west line of Lot No. 36 a distance of 394.00 feet to the point of beginning, containing 2.035 acres of land more or less.

PARCEL B

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Alden, County of Erie and the State of New York, being part of Lot 35, Township 11, Range 5, of the Holland Land Company Survey, and bounded and described as follows: Beginning at a point in the northerly line of said Lot 35, Fifteen chains and Sixty-five links (15.65) easterly from the northwest corner of said Lot. No. 35, being the northwest corner of premises secondly described in deed from Edward H. Denney and Lucy R., his wife to Henry Hake, dated August 25, 1903, recorded in Erie County Clerk's Office in Liber 4 of Deeds at page 435; thence easterly along the northerly line of said Lot 35 eighteen chains and seventy-one (18.71) links to the northwest corner of premises described in deed from Christina Hahn, etal, to Henry Hake, dated May 1st, 1898, recorded in Erie County Clerk's Office in Liber 795 of Deeds at page 342; thence southerly parallel with the westerly line of said Lot No. 35, to the northerly line of lands owned by the Erie Railroad Company; thence westerly along the northerly line of lands owned by said Erie Railroad Company to the southwest corner of premises conveyed to said Henry Hake by Edward H. Denny and wife by deed recorded in Liber 64 of Deeds at page 435 aforesaid; thence northly about nine chains and thirty 9.30) links to the northerly line of lot No. 35 at the point or place of beginning, and being all of the premises of which Henry Hake died seized and possessed, lying between the northerly line of said Erie Railroad Company's lands and the northerly line of said Lot No. 35, consisting of about twenty-acres, be the same more or less.

ALSO, 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 No. thirty-six (36), Township eleven (11), Range five (5) of the Holland Land Company's Survey, bounded and described as follows: On the north by lot number thirty-seven(37), eight (8) chains fifty-eight (58) links; east by land deeded to Ira A. Blossom fifty-eight (58) chains twenty-seven (27) links; south by lot number thirty-five (35) eight (8) chains fifty-eight (58) links and west by land deeded to Francis Phillips fifty-eight (58) chains twenty (20) links containing fifty (50) acres of land more or less.

EXCEPTING THEREFROM:

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 No. 36, Township 11, Range 5 of the Holland Land Company Survey, bounded and described as follows:

BEGINNING at a point in the north line of said Lot No. 36 (being also the center line of Westwood Road) distance 1441.48 feet easterly from the northwest corner of said lot; thence easterly along the north line of said lot 260.00 feet to the northeast corner of lands deeded to William A. Rogers and Colleen Rogers, his wife, be deed recorded in the Erie County Clerk's Office in Liber 11029 of Deeds at page 5878; thence southerly along the easterly line of said lands deeded to Rogers and parallel with the west line of Lot No. 36 a distance of 325.00 feet; thence westerly and parallel with the north line of Lot No. 36 a distance of 140.00 feet; thence southwesterly at an interior angle of 209°45'29" a distance of 139.00 feet, thence northerly and parallel with the west line of Lot No. 36 a distance of 394.00 feet to the point of beginning, containing 2.035 acres of land more or less.

5. 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 May 15, 2006 and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWEBER WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT:

WHEREAS, the Town of Alden Court has advised the Town Board that the court would like its bailiff Randal Crist, to be allowed to take the training courses to allow him to be a Peace Officer as defined in the New York State Criminal Procedure Law

WHEREAS, the Town of Alden Court has monies in its budget to pay for said training;

NOW THEREFORE BE RESOLVED AS FOLLOWS;

1. The Town Board approves sending Bailiff Randal Crist to the Peace Officer Training, the expenses of which will be paid from the Alden Town Court's 2006 Budget.
2. This Resolution shall take effect immediately. The foregoing Resolution was duly put to a vote on May 15, 2006 and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY DEPUTY SUPERVISOR SNYDER WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN COOKE TO WIT;

WHEREAS, the Town of Alden Planning Board has advised the Town Board that the Planning Board has a vacancy for one seat on the Board, as Planning Board Member Ronald Smith has resigned his seat;

WHEREAS, the Town of Alden has properly posted for the position of Planning Board Member and have thoroughly interviewed candidates;

WHEREAS, the Town Board recommends that Michael Fleming be appointed to the Planning Board for the remaining term of the vacant seat (through May 2007)

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board approves the appointment of Michael Fleming to the Alden Planning Board through May, 2007
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on May 15, 2006 and was unanimously adopted

Councilwoman Cooke moved and Councilwoman Riddoch seconded the Motion to authorize the Supervisor to enter into a Workforce Development Consortium Agreement for up to four (4) summer youths to work in the Parks. Unanimously carried.

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

WHEREAS: Deputy Supervisor Snyder has advised the Town Board of its need to renew its Contract for the maintenance of the temperature control devices and related equipment at the Alden Town Hall.

WHEREAS, the Town of Alden has in the past contracted with Raymar Temp-Control Service in the past and have been pleased with their services;

WHEREAS, the annual cost for the maintenance of the temperature control device and related equipment at the Alden Town Hall is less than \$500 and is therefore exempt from the Town's Procurement Policy and Procedure Guidelines.

WHEREAS, the Town Board of the Town of Alden believes it is in the best interests of the residents of the Town of Alden to renew its Contract with Raymar Temp-Control Service for the term of July 1, 2006, through June 30, 2007,

NOW THEREFORE, BE IT RESOLVED:

1. The Town Board approves the Contract with Raymar Temp-Control Service for the term of July 1, 2006 through June 30, 2007;
2. That the Deputy Supervisor of the Town of Alden is authorized to sign any and all necessary documents to effectuate this Contract; and
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to roll call vote on May 15, 2006 and was unanimously adopted.

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 Dennis and Janet Haungs, for the subdivision of two (2) lots. The entire parcel as currently constituted consists 1.53 acres containing a pole barn on Walden Avenue in the Town of Alden. The first proposed lot will be approximately 221 feet by 197.5 feet (currently containing the pole barn). The second lot will be approximately 126 feet by 197.5 feet of vacant land, further identified by SBL #95.02-1-28.12 (the "Proposed Action"); and

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review; and

WHEREAS, the Town Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to subdivision; 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 Building Inspector provided notice to the Erie County Division of Planning on April 28, 2006, for this Proposed Action, as required under Section 239-m of the General Municipal Law and on May 1, 2006 the division responded with a "no recommendation."

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA but that a coordinated review should be conducted.
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the Proposed Action.
3. This resolution shall take effect immediately.

The above resolution was duly put to roll call vote at a regular meeting of the town Board of the town of Alden on May 15, 2006 and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY DEPUTY SUPERVISOR SNYDER WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN COOKE TO WIT;

WHEREAS, the Town Board of the Town of Alden is considering an application, by Richard Petschke as agent for Irene Sivecz, Norbert Gassman, and the Estate of Paul Gassman, for the subdivision of two (2) lots. The entire parcel as currently constituted consists of approximately 15 acres of vacant land on Broadway in the Town of Alden. The first proposed lot will be approximately 6.184 acres. The second lot will be the

remainder of the parcel, approximately 8.81 acres, further identified by SBL 118.00-3-18.1 (the "Proposed Action") and

WHEREAS, the Town Board of the Town of Alden has determined that the Proposed Action is an Unlisted Action under SEQRA but has determined that it is in the public interest to conduct a coordinated review; and

WHEREAS, the Town Board of the Town of Alden believes that the Town of Alden is: the agency primarily responsible for undertaking decisions as to subdivision; 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 Building Inspector is hereby directed to provide notice to the Erie County Division of Planning, as required under Section 239-m of the General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Town Board has determined that the Proposed Action is an Unlisted Action under SEQRA but that a coordinated review should be conducted.
2. The Town Board has determined that it should be the Lead Agency for all environmental review of the proposed action.
3. 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 May 15, 2006 and was unanimously adopted

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

WHEREAS, THE Alden Chamber of Commerce is celebrating its 50th Anniversary;

WHEREAS, the Alden Chamber of Commerce was created May 11, 1956 when local businessmen John Bontrager Jr. Frederick Frantz, Dennis Leo, Ralph Matter, George Meyer, Daniel Peebles and Ward Sievenpiper signed the Certificate of Incorporation; pledging to actively support business, industry, institutions, organizations and individuals in an effort to enhance the quality of life for the residents of Alden;

WHEREAS, the Alden Chamber of Commerce has done just that by sponsoring various community events, attracting new businesses, promoting member businesses and offering health insurance to member businesses at group rates; and

WHEREAS, the Town of Alden is aware that a large number of residents and businesses of the Town of Alden participate in the programs offered by the Alden Chamber of Commerce and benefit from the efforts of the Chamber of Commerce.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Town Board hereby recognizes and congratulates the Alden Chamber of Commerce for 50 years of outstanding service to the Alden Community.
2. That the Town Clerk is hereby directed to send a certified copy of the Resolution to Christopher E. Gust, President of the Alden Chamber of Commerce
3. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on May 15, 2006 and was unanimously adopted.

THE FOREGOING RESOLUTION WAS OFFERED BY DEPUTY SUPERVISOR SNYDER WHO MOVED ITS ADOPTION, SECONDED BY COUNCILWOMAN RIDDOCH TO WIT

WHEREAS, Michael W. Cole, Supervisor of the Town of Alden has resigned as Supervisor of the Town of Alden effective May 7, 2006

WHEREAS, pursuant to Town Law § 64 the Town of Alden may by majority vote, fill the vacancy with a qualified candidate;

WHEREAS, the Town board believes that Ronald Smith is a qualified candidate to fill the vacant Supervisor position

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Town Board nominates Ronald Smith to fill the vacant Supervisor position through December 31, 2006
2. This resolution shall take effect immediately.

The foregoing Resolution was duly put to a roll call vote on May 15, 2006 and was unanimously adopted.

Deputy Supervisor Snyder polled the Board and with no objection the following Motion was added to the Agenda.

Councilman Weber moved and Councilwoman Riddoch seconded the Motion to declare May 17th as Beauty Inside Out Date on behalf of Girl Scouts of America – requested by our local Group. Unanimously carried.

UNFINISHED AND TABLED BUSINESS

Deputy Supervisor Snyder moved and Councilman Weber seconded the Motion to allow the town Attorney to inform Modern Disposal of the Town's desire to exercise the Three (3) Year option from July 1, 2006 through July 30, 2009. Unanimously carried.

REPORTS FROM STANDING COMMITTEES & PERSONNEL

Councilwoman Riddoch reported she has met with the Bud Milligan and Sue Barns re a Grant for the Park.

Councilman Weber introduced Ian McPherson – Head of the Economic Development Committee.

Town Attorney Strong reported she attended the Storm Water Coalition Meeting for Attorneys – requested this be added the Work Session; advised that the Town does have an ATV Law – copies in Board Members mailboxes; the Right to Farm Local Law has been drafted and it also is in the Boards mailboxes.

Councilwoman Cooke reported she was called to the Senior Citizens – she would like to set up some Job descriptions – requested this be added to the Work Session.

Highway Supt Milligan reported on the Brush Pickup; Drainage/Pipes and Stop Sign and Stop A Head Signs installed on County Line Rd.

Planning Board Chairman Witt reported the discussion of a Driveway distance from the side lot line – requested this be placed on the Work Session.

Deputy Supervisor Snyder reported on the NEST Meeting – there will be a Pick-up Meeting at Erie Community – South Towns on June 17th from 9:00 AM to 2:00 PM

Deputy Supervisor Snyder adjourned the Meeting at 8:30 PM with a Minute's silence in Memory of Henry Klier.

DOROTHY L. BYCINA
TOWN CLERK