

MEETING NO. 19
REGULAR NO 18

REGULAR MEETING

SEPTEMBER 19, 2005
7:30 P.M.

The Regular Meeting of the Alden Town Board was held in the Town Hall at 3311 Wende Road on Monday, September 19, 2005 at 7:30 P.M.

PRESENT: Richard A. Savage, Supervisor
Michael W. Cole, Councilman
James M. Lorenzi, Councilman
Ronald L. Snyder, Councilman
Arlene A. Cooke, Councilwoman
RECORDING SECRETARY: Dorothy L. Bycina, Town Clerk
OTHERS PRESENT: Harry F. Milligan, Highway Supt
Frank Trybuskiewicz, CEO
Michael Metzger, Town Engineer
Debra Crist, Deputy Town Clerk
Colleen Pautler, Planning Board Member

Supervisor called the Regular Meeting order. Councilman Cole led in the Pledge of Allegiance. The roll call was taken by the Town Clerk.

Councilman Cole moved and Councilman Lorenzi seconded the Motion to approve the Minutes & Synopsis of the Regular Meeting of September 6, 2005. Unanimously carried.

BUSINESS FROM THE FLOOR

Ted Lambert/1313 East LaRay Dr questioned the drainage problem at his property due to the neighbor's addition and pile of dirt that is causing the water to drain on his property. He wanted to know what the time limit is on a building permit. The time limit is one year with an extension of six months. Following a discussion between the Highway Supt, Town Engineer. Councilman Lorenzi and Supervisor it was determined that Frank Trybuskiewicz would issue a stop work order until some kind of drainage can be resolved.

Pat Kozak/1080 Boncliff wanted to know what was happening since his last request re the pipe under his driveway and across his lawn. The Highway Supt has the measurements in his office – Mr. Kozak is to call the Highway Office for the measurements – all Mr. Kozak wants is the measurement so he can order the pipe but he has no plans for installation at this time.

COMMUNICATIONS

Councilman Cole received an Invitation to the 5th Annual Business of the Year Luncheon on Oct. 18th.

Councilman Lorenzi received the same Invitation as Councilman Cole.

Attorney Strong received communication re Mr. Stalica's claim for Drainage; a letter from the Engineer re the Gas Line; re the property at 1418 Two Rod Road – the CEO has sent out all the notices; received a letter from Chris Trapp re the Firemen's negotiations; received a Memo from the Highway Supt re the Domin property.

Councilman Snyder reported that there will be a Recycling-Computer, etc on Oct. 15th at ECC/South from 9:00 AM – 2:00 PM and that old clothes will be recycled through the Am Vets.

Councilwoman Cooke reported the Benefit Drive for Mark Beyer.

Supervisor Savage reported the following: letter from Town Justice LaDuca requesting permission for Court Clerk/Jennifer Reztloff to attend NYS Magistrates training to be added to the Agenda; letter from Village Springville re Congressman Higgins request for

obtaining an additional eight million dollars for the City of Buffalo from the New York State Power Authority; letter from Lovel re a safety consultation visit with our Highway; letter from NYDDEC re Comprehensive Inspection/SD#2; letter from Attorney Strong re Daryl Beyer; letter from Metzger Engineer re Proposed Gas Easement/Town Park; letter from Metzger Engineer re SPDES Permit; MEMO from Assessor Sivecz advising he will be commencing a project to verify the accuracy of the Town's property inventory database; letter from Fire Districts of NY/Mutual Ins Co re FEMA's request for assistance from the US Volunteer Fire Service in response to Hurricane Katrina; copy of the Planning Board Minute's from Sept. 13 th; copy of letter sent to Town Clerk Bycina from Senator Volker re the Resolution the Town adopted to levy taxes on a county run library in our Town; copy of Rural/Metro Medical Services for the month of August(copies to be made for the Town Board).

NEW BUSINESS

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILWOMAN COOKE
SECONDED BY COUNCILMAN SNYDER TO WIT;

WHEREAS, the Town of Alden entered into an Intermunicipal Agreement Sewer Service Agreement ("Agreement") with the Town of Lancaster dated November 11, 2002, to provide Out of District Sewer Service to L. Bruce Klingelsmith for his property located at 1284 and 1286 Townline Road in the Town of Lancaster; and

WHEREAS, the Town of Alden and the Town of Lancaster desire to amend the Agreement so that collection of payment for the Out-of-District Sewer Services to Mr. Klingelsmith are more convenient to all of the involved parties;

WHEREAS, the Town of Lancaster adopted a resolution allowing the Town of Lancaster to sign the Amended Intermunicipal Sewer Service Agreement ("Amended Agreement") on August 15, 2005; and the Town of Lancaster accordingly signed the Amended Agreement.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Alden Town Board hereby determines that it is in the best interests of the Town to amend the Agreement to make the collection of the payment more convenient to all of the involved parties.
2. That the Town Board does hereby authorize Supervisor Richard A. Savage to sign the amended Agreement.
3. The Town Clerk is directed to forward a certified copy of this resolution along with two (2) counterparts of the fully executed Amended Agreement to the Lancaster Town Board.

The above Resolution was duly put to a roll call vote on September 19, 2005 and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COIUNCILMAN COLE
SECONDED BY COUNCILWOMAN COOKE TO WIT;

WHEREAS , the Town of Alden is the owner of a certain pieces of office equipment, more particularly described as twelve (12) gold and orange metal chairs; three (3) square hardboard covered tables; three (3) metal typewriter tables, one (1) wooden table; one (1) folding table; twenty-five (25) orange plastic chairs; three (3) electric typewriters; one (1) padded desk chair; and two (2) wooden storage shelves (hereinafter collectively referred to as "Office Equipment"); and

WHEREAS, the Office Equipment is very old and needs extensive repairs; and

WHEREAS, the Town of Alden no longer has use for the Office Equipment.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. That the Town Board hereby determines that the Office Equipment is no longer needed for Town purposes and is surplus property.
2. That the Town Board does hereby authorize the donation of the Office Equipment to the Town of Lancaster Disaster Office.
3. This resolution shall take effect immediately.

The above Resolution was duly put to a roll call vote on September 19, 2005, and was unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY SUPERVISOR SAVAGE
SECONDED BY COUNCILMAN COLE

WHEREAS, the Town Board of the Town of Alden is eligible for a Federal Community Development grant under Title 1 of the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the Town Board of the Town of Alden desires to set a date for a Public Hearing to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Alden by use of Community Development Block Grant Funds:

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Alden hereby schedules a Public Hearing to be held on October 3, 2005 at 7:45 PM on the use of Federal Community Development Block Grant Funds at which time all interested persons can make known their view and/or written proposals on the Town of Alden's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program, and further

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Alden duly publish the Legal Notice call Public Hearing in the designated official Town newspaper.

This resolution shall take effect immediately.

The adoption of the foregoing resolution was duly put to a vote On September 19, 2005 and was unanimously adopted.

Councilman Snyder moved and Councilwoman Cooke seconded the Motion authorizing the Supervisor to make the necessary budget transfers. Unanimously carried.

Supervisor Savage polled the Board and with no objection the following was added to the Agenda.

Supervisor Savage moved and Councilman Cole seconded the Motion to approve Jennifer Retzlaff's attendance at the Court Clerk Training on Sept 26th and Sept 27th 8:30 AM-3:00 PM at reasonable Town expense for mileage and lunch Sept 27th - hours of attendance included in the week's 19 hours week – this permission is for this local training only and sets no precedence for future attendance at this conference. Unanimously carried.

THERE WAS NO UNFINISHED & TABLED BUSINESS

REPORTS FROM STANDING COMMITTEES AND PERSONNEL

Councilman Cole has been in contact with NYS Regional Traffic Engineer re a double line in front of WGT.

Councilman Lorenzi reported that the Sidewalk was poured in front of the Henskee Road School House; checking on drainage at 1313 LaRay Dr; called NYSEG re the Lights at Walden and Wende and the County is mowing the roadsides.

Councilman Snyder is looking for Volunteers to help at the Oct. 15 Recycling Day and had work done on the Furnace at the Historical Building;

Town Engineer Metzger requested that the Flood Plain Map be placed on the work Session and reported on the Frey Self Storage.

CEO Frank Trybuskiewicz reported on the Conference he attended last week.

Supervisor Savage reported he met with County Executive Giambra and the Supervisors from other Towns re the Sheriff's Road Patrol; checking with CXS re the Lights at the Wende Bridge near the Prison and he has FAXED the Budget changes to Fox & Co.

Supervisor Savage adjourned the Meeting at 9:00 PM with a Minute's silence in Memory of Fred Oestreich.

DOROTHY L. BYCINA
TOWN CLERK