

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, NOV. 18, 2008 TOWN HALL 7:00 PM

PRESENT WERE: Supervisor Eaton Councilman Sendlakowski
Councilman Hitchcock Councilman Wolf
Atty. W. Tuttle Hwy Superintendent Gleason
Comptroller C. Hemphill Town Clerk M. Peck

ABSENT: Councilman Jonak

Also present: R. Pearl-Lamphier, M. Lombardo, J. Dzurhoff, H. Larsen, R. Kyser

Salute to the Flag at 7:00 pm opened the meeting.

AUDITED CLAIMS

Gen A	\$56,577.31	Hwy DA	\$57,585.15
Gen B	\$4,371.56	Hwy DB	\$20,236.62
Sp Dist	\$45,867.21		

MONTHLY REPORTS

Town Clerk	Highway Superintendent
Building & Zoning	Recreation & Parks

Town Justice D.Porter – report for 10-08 – amount of check \$7370.00

Town Justice A. Spears – report for 10-08 – amount of check \$6250.00

#1-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes of the 10/21/08 regular town board meeting as written. 2nd by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#2-MOTION TO APPROVE MINUTES

Motion by Hitchcock to approve the minutes from the 10/28/08 Public Hearing on the 2009 Town Budget as written. 2nd by Wolf. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. NYMIR – Explanation of changes to the Public Officials' Liability Policy Form.
2. NYS Office of Parks, Recreation & Historic Preservation – RE: 520 Hostageh Road
3. Allegany Police Dept. – RE: Town Court Security
4. NYS Dept. of State – grant applications for Brownfield Opportunity Areas
5. NYMIR – Our Policy news pamphlet
6. NYS Worker' Comp. Board – notice of changes effective Dec. 1, 2008
7. NYS Comp Alliance – request for information – renewal funding determinations
8. Letter from Hwy. Supt. Regarding OSHA 10 Hour Training: 11-20 & 11-21- Sr. Cntr
9. NYS DOT – notice of review for access highways: S. 5th, E. Union to Rte 417
10. Notice of Wastewater for Local & Elected Representatives 12-3-08.
11. Town of Allegany Planning Board minutes from the 9-8-08 meeting.
12. Town of Allegany Planning Board minutes from the 10-6-08 meeting.

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, NOV. 18, 2008 TOWN HALL 7:00 PM

13. Zoning Board of Appeals minutes from the 10-06-08 meeting.
14. Sales Tax Revenue spread sheet for 2003 through 2008
15. Fund Balances as of 11-13-08.
16. AFSCME – notice of union dues increase for 2009
17. STW – Congress and possible municipal funding for projects.

NEW BUSINESS

#3-MOTION TO AUTHORIZE SIGNING OF AGREEMENT TO SPEND TOWN HIGHWAY FUNDS 2009

Motion by Eaton to authorize the Highway Superintendent and Town Board to sign the agreement with Cattaraugus County to spend Town Highway Funds for 2009. 2nd by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#4-MOTION TO UPDATE TOWN HIGHWAY INVENTORY FOR THE CHIPS FUNDING

Motion by Eaton that the Town of Allegany accept responsibility and ownership of Mead St. - .06 miles, Cherry St., - .05 miles and Family Lane-.12 miles in order to update the inventory for CHIPS funding requests. 2nd by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#5-MOTION TO ENTER INTO SNOW & ICE CONTROL CONTRACT WITH CATT. COUNTY

Motion by Wolf that the Town of Allegany enter into the Snow & Ice Control Contract with Cattaraugus County for the years 2008 – 2011. 2nd by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#6-MOTION TO AUTHORIZE SUPERVISOR TO SIGN ESCROW AGREEMENT WITH EVERPOWER

Motion by Eaton that the Town Board authorize the Town Supervisor to sign the escrow agreement with Everpower upon the Town Attorney's approval. 2nd by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#7-MOTION TO RELOCATE STREET LIGHT POLE

Motion by Eaton to relocate a street light from Pole #71 to Pole #94 at the intersection of Zink Road and South Nine Mile Road. 2nd by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

1. Kinley Corp. – Hawthorn Lane dedication *** some issues need to be taken care of 1st ***
2. Conestoga-Rovers & Assoc. – Pro. Engineering Services Agreement – Wind Energy Project.

OTHER BUSINESS

Hwy. Superintendent: the old bucket truck that was used for water issues should be sold to village as we have no use for it anymore. (they do). Town Board in agreement.

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, NOV. 18, 2008 TOWN HALL 7:00 PM

COMMITTEE REPORTS

Councilman Hitchcock: Parks & Recreation - roof done on concession stand at ball park and scoreboard lines buried.

Attorney Tuttle would like executive session to discuss tax assessment litigation.

Supervisor Eaton would like executive session to discuss union contract negotiations.

From the floor:

Ron Kyser: questioned about the right-of-ways for gas lines on Hawthorn Lane.

#8-MOTION TO ADJOURN TO EXECUTIVE SESSION

Motion by Eaton to adjourn to executive session to discuss union negotiations and tax assessment litigation. 2nd by Wolf. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Regular meeting adjourned at 7:30 pm

#9-MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR MEETING

Motion by Wolf to adjourn executive session and regular meeting. 2nd by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 8:10 pm.

Respectfully submitted,

Mary M. Peck
Town Clerk
11-19-08