

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, DECEMBER 10, 2009 7PM TOWN HALL

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

ALSO PRESENT: Legislator Boser, J.Dzuroff, R.Pearl, D.Sue, H.Larsen, L.Kardos, J & J Crisafulli, D.
Koebelin, P.Winger.

ABSENT: None

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

Opening of Diesel Fuel Bid -- Only one bid received: from Rinker Oil Co, of Cuba, NY

AUDITED CLAIMS

Gen A	\$56,215.35	Hwy DA	\$26,563.19
Gen B	\$ 5,275.92	Hwy DB	\$ 7,097.26
Sp Dist	\$ 805.02		

MONTHLY REPORTS

Town Clerk	Highway Superintendent
Building & Zoning	Recreation and Parks Department

Justice Porter report for Nov. 2009 – amount of check \$ 7,143.00

Justice Spears report for Nov. 2009 – amount of check \$ 5,605.00

#210-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes of the November 12, 2009 Regular Board Minutes as written. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye.
CARRIED.

#211-MOTION TO APPROVE MINUTES

Motion by Jonak to approve the minutes from the November 24, 2009 Special Board Meeting as written. 2nd by Wolf. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye.
CARRIED.

#212-MOTION TO APPROVE MINUTES FROM THE DECEMBER 7, 2009 PUBLIC HEARING AND REGULAR BOARD MEETING

Motion by Jonak to approve the minutes from the December 7, 2009 Public Hearing and Regular Board Meeting as written. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. Gregory Yaw- Proposed Exit 24 Sewer District/ Sewer Use Law
2. C.Co. Dept. of Aging – Volunteers

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, DECEMBER 10, 2009 7PM TOWN HALL

3. E-mail forward- George Marron- Windmills
4. ESAAL- Licensing for Senior Housing Projects
5. C.C. Dept. of ED, P & T.- SEQR Notice –Maintenance of Snowmobile Trails
6. AFSCME- Monthly Dues
7. Time Warner Cable- Franchise Fee
8. Russ Reid- Federal Funding for Municipal Projects
9. Town of Allegany Planning Board Minutes from 10/05/09 meeting
10. Letter from RCAP Solutions
11. Catt. Co. DOH- letter and report regarding outdoor wood boilers
12. BWB – financial report for Town of Allegany for year ended 12/31/08.
13. JAECKLE – Brownfield Eligibility Program Announced by NYS DEC

NEW BUSINESS

1. Sewer Use Law *****TABLE TO JANUARY/FEBRUARY MEETING *****

#213-MOTION TO SEND CASTLE PROPERTY APPLICATION TO PLANNING BOARD

Motion by Eaton to send the application from Ross Wilson & Assoc., Inc. to the Town Planning Board for review and recommendation. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

2. Moratorium for outdoor wood burners ***** Councilman Jonak to check with Catt. Co. Health Dept. for more information on this issue in reference to rural places. *****

#214-MOTION TO SET DATE FOR END OF YEAR MEETING

Motion by Eaton to set the end of the year meeting for Tuesday, December 29, 2009 at 7:00 PM at the Town Hall. 2nd by Wolf. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye, CARRIED.

#215-MOTION TO SET DATE FOR ORGANIZATIONAL MEETING

Motion by Eaton to set date for the organizational meeting on Monday, January 4, 2010 at 7:00 PM at the Town Hall. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

3. Dedication of Home Depot water lines and appurtenances ***** Atty. Greg Yaw has started the formal process for this matter. TABLE to JANUARY/FEBRUARY MEETING *****

4. Award bids for Exit 24 Water Project ***** Received five bids for this project:**
 - 1) Blue Heron Construction - \$366,783.00
 - 2) St. George Enterprises - \$218,290.00
 - 3) Upstate Utilities - \$397,265.85
 - 4) J. D. Northrup Construction - \$725,000.00
 - 5) Kandey Company - \$378,000.00

#216-MOTION TO AWARD EXIT 24 WATER LINE BID

Motion by Jonak to award the bid for the Exit 24 water line to Blue Heron Construction in the amount of \$366,783.00. 2nd by Eaton. DISCUSSION: St. George Enterprises has advised that they

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, DECEMBER 10, 2009 7PM TOWN HALL

had a severe miscalculation, and therefore are withdrawing their bid. Atty Tuttle to take care of matter to ensure bid bond is received as St. George Ent. Is forfeiting it. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

5. Surety Bond (St. George Ent) *** Attorney Tuttle to take care of this matter ***
6. Resolution to borrow money for roof repair – Town Hall ***TABLED TO JANUARY MEETING***

#217-MOTION TO AWARD DIESEL FUEL BID FOR 2010

Motion by Sendlakowski to award the only diesel fuel bid received to Rinker Oil, Co. of Cuba, NY in the amount of #2 Diesel (Ultra Low Sulfur) \$2.2240/gal., Winter Blend 60/40 \$2.2400/gal. with prices changing only to reflect any increase or decrease received from their suppliers. A non-collusive bidding certificate is included, also. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

1. Knox-Box Rapid Entry System- fire alarm box- Joe Wolf is working on this.
2. Presentation on 60Plus addition financing – proposed project to be around \$274,000.00. We have a good chance of being in receipt of a grant. Need a waiver for the sprinkler system, and hopefully this will be granted, otherwise the project may not be started yet.

From the floor:

Legislator Boser – Congratulated the Town regarding the Exit 24 water line progress.

Assessor Pearl – advised that the Fire Budget went up 56%.

Councilman Sendlakowski – looking into having a formal complaint policy for the Town. Has contacted other municipalities for comparisons.

Comptroller Hemphill – gave a summary of insurance rates and savings for the town. Even though rates have gone up for next year, the town still saved \$75,560.36 with this new health plan.

#218 –MOTION TO ADJOURN MEETING

Motion by Jonak to adjourn the meeting. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 7:40 PM

Respectfully submitted,

Mary M. Peck, Town Clerk
12/14/09