

# MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, SEPTEMBER 10, 2009 TOWN HALL 7:00 PM

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PRESENT WERE: Supervisor Eaton Councilman Jonak  
Councilman Hitchcock Councilman Wolf  
Hwy Superintendent Gleason Town Attorney Tuttle  
Comptroller Hemphill Town Clerk Peck

ALSO PRESENT: R. Pearl, M.Lombardo, H.Larsen, G.Ayers, B.Fox-Catt Co. DPW, and P.Winger-St. Bonaventure.

ABSENT: Councilman Jonak

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

## AUDITED CLAIMS

Gen A	\$59,681.37	Hwy DA	\$166,837.60
Gen B	\$8,680.74	Hwy DB	\$183,295.60
Sp Dist	\$4,212.18		

## MONTHLY REPORTS

Town Clerk	Building & Zoning
Highway Superintendent	Recreation & Parks

Town Justice D. Porter – report for August 2009 – amount of check \$8105.00.  
Town Justice A. Spears – report for August 2009 – amount of check \$13,476.00.

## #152-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes from the August 13, 2009 Public Hearing and Regular Board Meeting as written. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

## #153-MOTION TO APPROVE MINUTES

Motion by Sendlakowski to approve the minutes from the August 27, 2009 Special Board Meeting as written. 2<sup>nd</sup> by Wolf. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

## #154-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes from the September 1, 2009 Public Hearings and Board Meeting as written. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

## CORRESPONDENCE

1. NYS Dept. of Public Service – availability of “Lifeline” and Link-Up” programs
2. Catt. Co. Youth Bureau – claiming documents
3. Notice of Liquor License Renewal from Applebee’s Neighborhood Bar & Grill
4. National Grid – Customer Meeting/Energy Efficiency Expo – 10/7/09 \*\*\* **Supervisor Eaton to discuss this with Councilman Jonak** \*\*\*
5. Memorandum from LaBella Associates, P.C.

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6. Time Warner Cable – changes in services
7. Time Warner Cable – notice of Switched Digital Video services
8. Time Warner Cable – notice of franchise payment
9. Letter of thanks from Town of Olean Hwy Superintendent
10. Letter from Francis Clark regarding special use permit in R1 area \*\*\* Supervisor Eaton to contact the Code Enforcement Officer and Planning Board regarding this \*\*\*
11. NYS Comp Alliance – year end loss run for Town of Allegany as of June 30, 2009.
12. NYS Assoc. of Towns notice of dues for 2010.
13. NYS DOT – invitation to participate in five-year Capital Program.

## NEW BUSINESS

1. Approval of training for Planning Board Members (8/10/09)

### #155-MOTION TO APPROVE TRAINING

Motion by Eaton to approve the one-hour training on 8/10/09 for Planning Board Members on wind-energy. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye.

CARRIED.

2. Resolution for new driveway constructions to town roadways \*\*\*TABLE\*\*\*

### #156-MOTION TO AWARD SIDEWALK CONSTRUCTION BID AT WAL-MART PLAZA

Motion by Eaton to award Duggan & Duggan General Contractor, Inc. who was low bidder, at \$49,455.00, the sidewalk construction bid, only contingent on the complete money being available from Wal-Mart as per the Planning Board requirements. 2<sup>nd</sup> by Sendlakowski.

Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

### #157-MOTION TO ACCEPT LOW BID FOR WATERLINE BORE UNDER THE RAILROAD

Motion by Eaton to accept the low bid of \$74,152.00 from Kandey Co. for the water line bore under the railroad. 2<sup>nd</sup> by Wolf. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye.

CARRIED.

### #158-MOTION TO SET PUBLIC HEARING AND SPECIAL MEETING

Motion by Eaton to set a Public Hearing on Thursday, September 24, 2009 at 7:00 PM at the Town Hall regarding borrowing money for the water line bore and the new sewer rates; the special meeting will be to address sewer payment plans. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

### #159 – MOTION TO APPROVE SUPPLEMENTAL AGREEMENT WITH FISHER ASSOC. FOR BONAS TRAIL

Motion by Eaton that the Town of Allegany approve the Supplemental Agreement No. 1 for the St. Bonaventure Access Improvement Project with Fisher Associates in the amount of \$39,882.00. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

### #160-MOTION TO AUTHORIZE HWY. SUPERINTENDENT TO PUT BIDS SPECS OUT FOR TANDEM AXLE DUMP TRUCK

Motion by Eaton that the Town Board authorize the Highway Superintendent to put bid specs out for a 2010 tandem axle dump truck. 2<sup>nd</sup> by Wolf. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

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3. Knox-Box Rapid Entry System – Fire Alarm system purchase \*\*\***Councilman Wolf to look into this issue** \*\*\*

## #161-MOTION TO APPROVE TRANSFER REQUEST FROM RECREATION & PARKS DIRECTOR

Motion by Eaton to approve the transfer request of \$350.00 from Sp Rec Facilities-Trail Acct. Personnel to parks Personnel – Maintenance Account. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

## COMMITTEE REPORTS

- Open house at Creekside Chapel new gymnasium. Perhaps the Town can use this facility?
- Cemetery work by Fries Tree Service is completed. Ready for reports to be sent to the State.

From the floor: Nothing from the floor.

## #162-MOTION TO ADJOURN MEETING

Motion by Hitchcock to adjourn meeting. 2<sup>nd</sup> by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 7:42 pm

Respectfully submitted,

Mary M. Peck, Town Clerk  
9/17/09