

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, MAY 14, 2009 TOWN HALL 7:00 PM

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

ALSO PRESENT: R.Kyser, H.Larsen, M&L. Lombardo

ABSENT: Councilman Wolf, Attorney W. Tuttle

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

Cemetery Bids for trees/stump removal.

1. Fries Tree Service - \$17,972.00 w/ non-collusive bid certificate included.
2. Terry Tree Service, LLC - \$36,900.00 w/ non-collusive bid certificate included.
3. Top- Notch Enterprise, Inc. - \$19,269.00 w/ non-collusive bid certificate included.
4. Covey Tree, Inc. - \$9977.00 – NO non-collusive bid certificate.

AUDITED CLAIMS

Gen A	\$71,557.57	Gen B	\$17,824.27
Hwy DA	\$16,966.52	Hwy DB	\$22,900.17
Sp Dist	\$44,418.82		

MONTHLY REPORTS

Town Clerk	Building & Zoning
Highway Department	Recreation & Parks

Town Justice D. Porter – report for April 2009 – amount of check - \$8,810.00.

Town Justice A. Spears – report for April 2009 – amount of check - \$5,180.00.

#83-MOTION TO APPROVE MINUTES

Motion by Hitchcock to approve the minutes from the April 19, 2009 regular board meeting as written. 2nd by Jonak. Jonak-aye, Sendlakowsk-aye, Hitchcock-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. NYS GOV Office: letter of confirmation of submissions for Stimulus Monies
2. Quote from Eagle Window Cleaners for windows at Town Hall & Hwy Bldg.
3. Letter from Attorney Shane regarding compliance for the old Castle Property
4. Memo from Town Clerk and Deputy regarding after school hours in Town Hall. *****Councilmen Jonak & Hitchcock to meet with Mark Lombardo to discuss this issue. *****
5. Town of Allegany Planning Board minutes from 3/16/09
6. Info from Nancy Barney regarding costs of assessment workers
7. Letter from AFSCME to change page 26. (this has been completed)
8. NYMIR – proposed rate adjustments for 2009
9. NYMIR – year-end results and subscriber accounting statement for 2008
10. Copy of letter from Village & Town water superintendents regarding 1st St.
11. Memo from Hwy. Supt. Regarding Court Security and alarms. (dtd 4/27/09)

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12. Copy of letter from Senator Young to Governor Patterson regarding stimulus money
13. Memo from Hwy. Spt regarding the Pumpkin Hollow Culvert Replacement
14. Letter from Dominion Transmission, Inc.- safety and reliability.
15. Time Warner Cable – changes in programming
16. Letter from Russ Reid regarding application for stimulus monies.
17. NYS Environmental Facilities Corp. – letter and info regarding water supply and sewer facilities development actions.
18. NYS DOT – letter regarding CHIPS funding for 2008/2009.
19. NYMIR – letter advising of NYS Motor Vehicle Law Enf. Fee Change to \$10/vehicle(eff 6/1/09)
20. Catt. Co. Real Property Serviced – notice of assessment services for 7/1/09 thru 7/1/10.
21. COPY – SEQR Coordination & Lead Agency Designation for proposed water line along NYS Route 417 – Map, Plan & Report as prepared by Town Engineer and send to DEC. (CLERK'S COPY)
22. Town of Allegany Planning Board minutes from the 4/13/09 meeting.

NEW BUSINESS

#84-MOTION TO APPOINT TOWN HALL CLEANER

Motion by Eaton to appoint Connie Sue as Town Hall cleaner effective immediately at \$10.05 per hour for 4 – 6 hours per week. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

1. Appoint Town Hall Maintenance person (Betsy Livingston) *** **upon agreement of the Town Board, an ad will be placed in the Times Herald** ***

#85-MOTION TO SET CEMETERY WORKER HOURLY RATE

Motion by Sendlakowski to set hourly rate for Jeremy Guthrie at \$15/hr above and beyond his grave-digging duties. 2nd by Eaton. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED

#86-MOTION TO ACCEPT LEAD AGENCY – ST. BONAS TRAIL PROJECT

Motion by Eaton that the Town Board for the Town of Allegany accept Lead Agency Status on the St. Bonaventure Trail Project #PIN5757.64. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

#87-MOTION TO AUTHORIZE SUPERVISOR TO SIGN WITH CITY OF OLEAN/SHARED SERVICES

Motion by Sendlakowski to authorize the Town Supervisor to sign the Shared Services contract/agreement with the City of Olean for maintenance of the Allegheny River Trail. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

#88-MOTION TO ALLOW HEALTH INSURANCE CONTINUATION AFTER COBRA

Motion by Eaton to allow Vanessa Hitchcock to maintain health insurance after Cobra expires, single member with Vanessa paying 100% of cost and accepting the same insurance as current full-time employee. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

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#89-MOTION TO AUTHORIZE HWY. SUPERINTENDENT TO HIRE SUMMER HELP

Motion by Eaton to authorize the Highway Superintendent to hire Nick & Shawn Drum as summer help effective 5/18/09 at \$9.50/hr each. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

Break at 7:30 until 7:35pm to allow the board members to review tree/stump removal bids.

#90-MOTION TO AWARD CEMETERY TREE/STUMP REMOVAL CONTRACT

Motion by Eaton to accept the bid from Fries Tree Service for the cemetery tree/stump removal at a total cost of \$17,972.00. 2nd by Sendlakowski. **DISCUSSION:** this is not low bid, however, the low bid company, Covey Tree submitted the bid at 6:58 pm on 5/14/09 and the advertised date of bid acceptance was 3:00 pm on 5/14/09, also there was not a non-collusive bid certificate included as per advertised. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

- Water/sewer lines to Exit 24
- Water line bore under RR Tracks *** **Attorney Tuttle waiting to hear from Carl Belke** ***
- Resolution to extend Temporary Certificate of Occupancy to Wal-Mart ending July 31, 2009. *** Building & Zoning Officer is to send Wal-Mart a letter advising of an extension of the Temporary Certificate of Occupancy

#91-MOTION TO EXTEND WAL-MART TEMPORARY CERTIFICATE OF OCCUPANCY

Motion by Jonak to authorize the Building & Zoning Office to send a letter to Wal-Mart extending the Temporary Certificate of Occupancy ending July 31, 2009. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Eaton-aye. CARRIED.

Supervisor Eaton had to leave the meeting at 7:45pm. Deputy Supervisor Hitchcock took over the meeting.

OTHER BUSINESS

- Per Assessor, Robin Pearl-Lamphier, the Town should notify the Real Property Office/ Cattaraugus County Legislature of the intent to continue assessment services.
- TABLE the Court Security Camera matter (to get bids)

COMMITTEE REPORTS

From the floor:

#92-MOTION TO ADJOURN MEETING

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

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Meeting adjourned at 8:00 pm.

Respectfully submitted,

Mary M. Peck
Town Clerk
5/18/09