

# MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, OCT. 13, 2011 7:00 PM TOWN HALL

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

ALSO PRESENT: G.Ayers, R.Kyser, H. Larson, R.Dockerty, Esq., T.Gilbert, C.Koebelin,  
D.O'Dell,J.Dzuroff-in at 7:30.

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

## AUDITED CLAIMS

Gen A	\$32,965.32	Hwy DA	\$24,769.45
Gen B	\$58,817.85	Hwy DB	\$120,238.90
Sp Dist	\$26,354.14		

## MONTHLY REPORTS

Town Clerk	Parks & Recreation Dept.
Building & Zoning	Hwy. Dept. – Aug & Sept. 2011

Town Justice D. Porter – report for Sept. 2011 – amount of check \$ 6,725.00.

Town Justice A. Spears – report for Sept. 2011 – amount of check \$ 6,685.00.

## #166-MOTION TO APPROVE MINUTES

Motion by Sendlakowski to approve the minutes from the Sept. 22, 2011 regular board meeting as written. 2<sup>nd</sup> by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## CORRESPONDENCE

1. Time Warner Cable – program changes **\*\*\*Councilman Jonak is not happy with some of the programs being deleted from viewing ability\*\*\***
2. Town of Allegany Zoning Board of Appeals minutes from 10/3/11 meeting.
3. Letter from Theodore Gordon of Chipmonk Road
4. N YMIR – Handbook of Cutting & Welding Safety
5. Association of Towns – conference notice of Natural Gas Drilling in Marcellus Shale Region
6. Catt. Co. RPS – Invoice for annual fee and tax bill printing.

## NEW BUSINESS

### #167-MOTION TO APPROVE COPY MACHINE PURCHASE

Motion by Jonak to purchase a TASKALFA 4500i digital copier from Acme Business Machines in the amount of \$7,785.60 with the money being transferred from the EverPower monies. 2<sup>nd</sup> by Eaton. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

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## #168-MOTION TO SET BUDGET WORK SESSION

Motion by Eaton to have a budget work session on Monday, Oct. 17, 2011 at 6:30 in the Town Hall Conference Room. 2<sup>nd</sup> by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #169-MOTION TO SET PUBLIC HEARING ON THE 2012 TOWN BUDGET

Motion by Eaton to set a public hearing on the 2012 Town Budget for Thursday, October 27, 2011 at 7:00 pm at the Town Hall. 2<sup>nd</sup> by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #170-MOTION TO AUTHORIZE SUPERVISOR TO SIGN FLOOD MITIGATION FUNDING AGREEMENT

Motion by Jonak to authorize the Town Supervisor to sign the Flood Mitigation Funding Agreement and to pay \$500.00(from contingency fund) fee to Patrick Morris of Salamanca, New York. 2<sup>nd</sup> by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #171-MOTION TO APPROVE BUDGET ADJUSTMENTS FROM COMPTROLLER

Motion by Eaton to approve the following budget adjustments:

Increase	DA510 Estimated Revenues	\$7600.00
	DA5031 Interfund Transfer	\$7600.00
Increase	DA960 Appropriations	\$7600.00
	DA5130.2 Hwy Equip.	\$7600.00

To transfer money from Equipment reserve and allow expenditure thereof. 2<sup>nd</sup> by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #172-MOTION TO APPROVE BUDGET ADJUSTMENTS FROM COMPTROLLER

Motion by Eaton to approve the following budget adjustments:

Increase	DB510 Estimated Revenues	\$60.61
	DB3501 CHIPS	\$60.61
Increase	DB960 Appropriations	\$60.61
	DB5112.2 CHIPS	\$60.61

To record additional CHIPS money received and allow expenditure thereof. 2<sup>nd</sup> by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #173-MOTION TO APPROVE TRANSFERS

Motion by Eaton to approve the following transfers:

\$ 500.00	From A1670.4 Printing & Mailing	to	A1410.11 Dpty Town Clerk PS
\$12500.00	from A1355.4 Assessor CE	to	A1355.10 Assessor PS
\$ 2000.00	from A5132.4 Hwy Garage CE	to	A1620.10 Town Hall Cleaner PS
\$ 6880.15	from A9010.8 NYS Ret.	to	A1910.40 Unallocated Ins.
\$ 36.57	from A1670.4 Printing & Mailing	to	A7550.40 Celebrations
\$ 6428.73	from A1990.4 Contingent	to	A9040.80 Workers' Comp
\$ 300.00	from B8020.1 Planning Bd PS	to	B8020.11 Planning Brd Sect PS
\$ 225.00	from B9010.8 NYS Ret	to	B9040.80 Workers' Comp
\$ 2000.00	from B9010.8 NYS Ret	to	B9060.80 Health Ins
\$ 8500.00	from DB9010.8 NYS Ret	to	DB5110.10 Gen Rep PS

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\$ 6000.00 from DB5110.4 Gen Rep CE to DB5110.10 Gen Repair PS  
\$ 300.00 from SS9010.8 NYS Ret to SS9040.80 Workers' Comp  
\$ 175.00 from SS8130.4 Treat/Disp to SS9040.80 Workers' Comp  
\$ 400.00 from SW9010.8 NYS Ret to SW9040.80 Workers' Comp. 2<sup>nd</sup>  
by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #174-MOTION TO SET DIESEL FUEL BID OPENING DATE

Motion by Eaton to set the date of Thursday, Oct. 27, 2011 at 7:15 pm to open diesel fuel bids. 2<sup>nd</sup> by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## OLD BUSINESS

1. Home Depot Water Line Dedication **\*\*\*TABLE\*\*\***
2. Digital Data Licensing Agreement (Foit-Albert & Assoc.) **\*\*\*TABLE\*\*\***

## #175-MOTION TO APPROVE SNOW & ICE CONTROL CONTRACT WITH CATTARAUGUS COUNTY

Motion by Eaton to approve the snow & ice control contract with Cattaraugus County for the period 2011 – 2014. 2<sup>nd</sup> by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

3. Credit card machine **\*\*\*TABLE\*\*\***

## OTHER BUSINESS

## #176-MOTION TO ABANDON CUL – DE - SAC OF CASTLE DRIVE

Motion by Eaton that the Town of Allegany abandon the cul-de-sac of Castle Drive per the legal description and survey map prepared by Michael Canada, LLS. 2<sup>nd</sup> by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #177-MOTION TO EXTEND ESCROW AGREEMENT FOR THE TRAFFIC STUDY FOR BONA SQUARE

Motion by Eaton that the Town of Allegany grant an extension to Ross Wilson & Associates, Inc. for a traffic study and upon the completion of the Project which is contemplated to be about thirty-six (36) months from now, the Town shall hire a traffic consultant to conduct an updated traffic study and prepare and deliver a final traffic report on the impact created by Bonaventure Square together with recommendations for necessary remediation and signage. Further, that upon the closing and conveyance of the properties, as show on the Sub-division Map, constituting Bonaventure Square's Final Plat, RWA or Bonaventure Square, LLC, its contemplated successor in interest will deposit escrow funds with the Town of Allegany in an amount sufficient to provide for the cost of such Traffic Study and necessary remediation and signage. 2<sup>nd</sup> by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock –aye, Hare-aye, Eaton-aye. CARRIED.

## #178-MOTION TO ADJOURN

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

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Meeting adjourned at 7:40 pm

Respectfully submitted,

Mary M. Peck, Town Clerk  
10/17/2011