

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY OCTOBER 14, 2010 7:00 PM TOWN HALL

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

ALSO PRESENT: H.Larson, J.Dzuroff, M.Lombardo, L.Lombardo, K. Sager

ABSENT: Comptroller C. Hemphill

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

AUDITED CLAIMS

Gen A	\$42,796.80	Hwy DA	\$21,071.92
Gen B	\$14,313.66	Hwy DB	\$65,184.63
Sp Dist	\$ 4,004.85		

MONTHLY REPORTS

Town Clerk	Highway Superintendent
Recreation & Parks	Building & Zoning

Town Justice D. Porter – report for September 2010 – amount of check \$13,857.00.

Town Justice A. Spears – report for September 2010 – amount of check \$4785.00.

#213-MOTION TO APPROVE MINUTES

Motion by Sendlakowski to approve the minutes from the September 23, 2010 regular board meeting as written. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye.CARRIED.

#214-MOTION TO APPROVE MINUTES

Motion by Hare to approve the minutes from the October 4, 2010 Special Board Meeting as written. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye.CARRIED.

CORRESPONDENCE

1. NYMIR – Handbook – Automobile issues
2. Time Warner Cable – notice of programming changes
3. Two notice from Kirk Wilson (dated 9/29/10 and 9/30/10) regarding Tanglewood Sewer Dist.
4. Letter from K.Wilson to M.Duggan regarding sidewalk at Wal-mart
5. Bond, Schoeneck & King, PLLC – Land Use Case Law Update
6. Conestoga-Rovers & Assoc. – Ambient Sound Level Assessment
7. NYMIR – notice of deductible for property loss (letter dated 9/28/10)
8. NYMIR – loss control survey recommendations
9. Letter from Two Mile Rd. resident regarding speed limit

***** motion was made by Supervisor Eaton to send letter to County regarding speed limit request in #9 and this motion was withdrawn as Councilman Jonak questioned the lack of signature on the letter . A letter will be sent to the resident advising that a signature is required for any action to be taken. *****

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NEW BUSINESS

1. Set Public Hearing on Dog Local Law/ Ordinance changes *** **Attorney Tuttle and Town Clerk to meet on Friday 10/22/10 at 11AM to discuss this issue** ***

#215- MOTION TO SET BUDGET WORKSHOP

Motion by Eaton to set a budget workshop at the Town Hall on Tuesday, October 26th at 7:00 pm and, if needed, a second budget workshop on Wednesday, October 27th at 7:00 PM. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#216-MOTION TO APPROVE TRANSFERS

Motion by Eaton to approve the following transfers:

\$300.00	from A7150.10 Trail PS	to	A7110.12 Lawn Mower PS
\$300.00	from A7150.40 Trail CE	to	A7110.12 Lawn Mower PS
\$150.00	from A7310.11 Rec Clerk PS	to	A7110.12 Lawn Mower PS
\$ 46.00	from A1315.40 Compt CE	to	A1315.20 Compt EQ
\$185.42	from A1330.11 Dpty Tax Coll	to	A1330.40 Tax Coll CE
\$600.00	from A1620.20 Town Hall EQ	to	A1620.10 Town Hall Cleaner PS
\$ 69.48	from A7620.10 Adult Rec PS	to	A7620.40 Adult Rec CE
\$1926.20	from A1990.40 Contingent	to	A9040.80 Workers' Comp
\$ 770.48	from B8010.48 Zoning CE	to	B9040.80 Workers' Comp
\$9711.96	from B1990.40 Contingent	to	B9060.80 Medical Ins
\$5500.00	from DA5142.10 Snow PS	to	DA5140.40 Brush CE
\$1540.96	from DA5142.10 Snow PS	to	DA9040.80 Workers' Comp
\$1540.96	from DA5142.40 Snow CE	to	DA9040.80 Workers' Comp
\$ 385.24	from SS8110.40 Sewer CE	to	SS9040.80 Workers' Comp
\$ 385.24	from SW8310.20 Water EQ	to	SW9040.80 Workers' Comp. 2 nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. <u>CARRIED.</u>

#217-MOTION TO APPROVE BUDGET ADJUSTMENTS

Motion by Eaton to approve the following budget adjustments:

Increase	Appropriations	DB960	\$393.31
	CHIPS	DB5112.2	
Increase	Revenues	DB980	\$393.31
	CHIPS	DB3501.	2 nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. <u>CARRIED.</u>

UNFINISHED BUSINESS

#218-MOTION TO APPROVE EARLY RETIREMENT AND INSURANCE

Motion by Eaton WHEREAS the Town Board of the Town of Allegany is participating in the New York State Early Retirement Incentive 2010 and WHEREAS Mark Lombardo, Recreation Director, is eligible to retire under the conditions set forth by this incentive and, would in fact, lose monetary benefits if he did not retire at this time but is not eligible for the Town of Allegany's medical insurance upon retirement requirement, as stated in the employee handbook. BE IT RESOLVED that even though Mr. Lombardo will be fifty-four (54) years old at the time of

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retirement, which lacks seven months of the required age to obtain medical insurance, but has thirty (30) years of continuous service with the town, the Town Board will hereby grant Mr. Lombardo medical insurance as is currently provided in the employee handbook for employees who retire with twenty (20) years of service and who are fifty-five (55) years of age at the time of retirement. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#219-MOTION TO RESCIND MOTION

Motion by Eaton to rescind previous motion #218. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#220-MOTION TO APPROVE EARLY RETIREMENT AND MEDICAL INSURANCE

Motion by Eaton WHEREAS the Town board of the Town of Allegany is participating in the New York State Early Retirement Incentive 2010 and WHEREAS mark Lombardo, Recreation Director, is eligible to retire under the conditions set forth by this incentive and, would in fact, lose monetary benefits if he did not retire at this time but is not eligible for the Town of Allegany's medical insurance upon retirement requirement as stated in the current employee handbook, and in view of anticipated changes in the Employee Handbook to take effect on January 1, 2011, BE IT RESOLVED that even though Mr. Lombardo will be fifty-four (54) years old at the time of retirement, which lacks seven months of the required age to obtain medical insurance, but has thirty (30) years of continuous service with the Town. The Town Board will hereby grant Mr. Lombardo medical insurance with the Town's portion of the premium being 100%. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

1. Tanglewood Sewer District ***** Executive Session *****
2. Temporary Weight Restrictions on Various Town Roads ***** Attorney Tuttle and Hwy Superintendent to research this issue further ****

From the floor: Mark Lombardo extended a Thank You to the Town Board for working with him during his decisions on retirement and all they have done to help him.

#221-MOTION TO ADJOURN TO EXECUTIVE SESSION ON TOWN CLERK MATTER AND CONTRACT ISSUES PERTAINING TO THE VILLAGE OF ALLEGANY

Motion by Eaton to adjourn to executive session on a Town Clerk matter and the Tanglewood Sewer District. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

Regular portion of meeting adjourned at 8:28 pm

#222-MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR MEETING

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

Meeting adjourned at 9:00 pm

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Respectfully submitted,

Mary M. Peck, Town Clerk
10/15/10