

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, OCTOBER 28, 2010 7:00 PM TOWN HALL

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

ABSENT: Attorney Tuttle

ALSO PRESENT: J.Rouleau, H.Larson, D. Sue, M. Lombardo, R.Kyser

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

#223-MOTION TO APPROVE MINUTES

Motion by Jonak to approve the minutes from the October 14, 2010 regular board meeting as written. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. Town of Allegany Planning Board minutes from the 9/13/10 meeting.
2. Town of Allegany Planning Board minutes from joint village meeting 9/20/10.
3. Catt. Co. Dept of Economic Dev., Planning & Tourism – snowmobile trails SEQR request
4. Town of Allegany Planning Board Staff Report from 10/14/10 (Tanglewood Subdivision)
5. NYS DOT – questionnaire (to be returned to them by 12/15/10)

NEW BUSINESS

#224-MOTION TO ACCEPT RESIGNATION LETTER

Motion by Eaton that the Town of Allegany accepts with deep regret the resignation letter from Mark Lombardo as Recreation & Parks Director effective 12/28/10. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

1. Complaint form from Nancy & Jim Havens
2. Information provided by Carol Horowitz regarding #2 *****discussion on #1 and #2. This matter will be looked into further *****
3. Cattaraugus Co. Attorney – Contract for Shared Services *****TABLED*****

#225-MOTION TO SET PUBLIC HEARING ON 2011 TOWN BUDGET

Motion by Eaton to set a Public Hearing on the 2011 Town Budget for Tuesday, November 9, 2010 at 7:00 pm at the Town Hall. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#226-MOTION TO SET PUBLIC HEARING ON DOG LOCAL LAW

Motion by Eaton to set a Public Hearing on the Local Law for Dogs on Thursday, December 9, 2010 at 7:00pm at the Town Hall. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

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#227-MOTION TO AUTHORIZE RECREATION/PARKS DIRECTOR TO APPLY FOR A GRANT

Motion by Eaton WHEREAS, the Town of Allegany is applying to the New York State Office of Parks, Recreation and Historic Preservation for a grant under the Recreational Trails Program for a trail project to be located at the Allegany portion of the Allegheny River Valley Trail, a site located within the territorial jurisdiction of the Board; and WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”; NOW, THEREFORE, be it resolved by this august body that the Board of the Town of Allegany hereby does approve and endorse the application of Town of Allegany for a grant under the Recreational Trails Program for a trail project known as Recreation Trail Maintenance Program which is located within this community. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#228-MOTION TO SET NOVEMBER 2010 REGULAR MEETING

Motion by Eaton to change the regularly scheduled November 11, 2010 meeting to Tuesday, November 9, 2010 to begin immediately following the Public Hearing on the 2011 Town Budget. 2nd by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#229-MOTION TO BORROW FUNDS FOR HIGHWAY DEPARTMENT TRACTOR

Motion by Sendlakowski to borrow money as a B.A.N. for a tractor at Community Bank at 2.49%. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#230-MOTION TO ADVERTISE FOR RECREATION/PARKS DEPARTMENT DIRECTOR POSITION

Motion by Eaton that the Town Board authorizes the advertisement of the Recreation/Parks Department Director position. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

#231-MOTION TO ESTABLISH TANGLEWOOD SEWER DISTRICT

Motion by Jonak and 2nd by Eaton ORDERED, pursuant to Town Law Section 209-f 2 that the Tanglewood Sewer District be and hereby is erected and established and the boundaries of said district are as follows: **All That Tract or Parcel of Land**, situate in the Town of Allegany, County of Cattaraugus and State of New York, being part of Lot 7, Section 1, Township 2, Range 5 bounded and described as follows: **Beginning** at a point in the centerline of North 7th Street at the intersection with the east line of John and the southwest corner of Tanglewood Subdivision; thence North 00 degrees 43 minutes 40 seconds East along the west line of Lot 7, 1,235.03 feet along the east line of the Village of Allegany corporation limits, to a point on the north line of Tanglewood Subdivision; thence South 89 degrees 14 minutes 20 seconds East along the north line of the Tanglewood Subdivision, 537.83 feet to a point on the east line of Tanglewood Subdivision; thence south 00 degrees 07 minutes 25 seconds West along the east line of Tanglewood Subdivision and the west line of Yehl, 250.0 feet; thence North 89 degrees 14 minutes 20 seconds West along the south line of Tanglewood Subdivision and the north line of Brol, 100.0 feet; thence south 00 degrees 43 minutes 40 seconds West along the east line of Tanglewood Subdivision and the west line of Brol, 718.28 feet; thence south 88 degrees 56 minutes 08 seconds West along the south line of Tanglewood Subdivision and the north line of Waxel and Stayer, 145.00 feet; thence south 00 degrees 43 minutes 40 seconds West along the east line of Tanglewood subdivision and

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the west line of Stayer to a point in the centerline of North 7th Street, 240.67 feet; thence south 89 degrees 26 minutes 31 seconds West along the centerline of North 7th Street and the south line of Tanglewood Subdivision, 50.00 feet; thence south 88 degrees 56 minutes 08 seconds West along the centerline of North 7th Street and the south line of Tanglewood Subdivision, 129.42 feet; thence North 00 degrees 43 minutes 40 seconds East along the east line of Simpson and the west line of Tanglewood Subdivision, 239.33 feet; thence South 86 degrees 50 minutes 26 seconds West along the north line of Simpson and the south line of Tanglewood Subdivision, 103.79 feet; thence South 00 degrees 43 minutes 40 seconds West along the west line of Simpson and the east line of Tanglewood Subdivision, 247.00 feet; thence south 77 degrees 42 minutes 28 seconds West along the centerline of North 7th Street and the south line of Tanglewood Subdivision, 10.26 feet to the point of beginning. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

1. Handbook - **TABLE*****

COMMITTEE REPORTS

- Councilman Sendlakowski- has a quote from DataBranch for wireless in the conference room of \$479.00.

From the floor: Nothing from the floor

#232-MOTION TO ADJOURN MEETING

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

Meeting adjourned at 7:30 pm.

Respectfully submitted,

Mary M. Peck, Town Clerk
10/29/10