

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, NOVEMBER 23, 2010 7PM TOWN HALL

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: D.Sue, H.Larson, F.Defiore, R.Phillips, K.Wilson, T.Barnes, C.Marlatt, R.Dockerty,
D.Koebelin, K.Martin, J.Crisafulli, R.Kavanagh, R.Pearl, K.Sager, Bona Student

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

Town Justice D. Porter – report for October 2010 – amount collected : \$5755.00.

Town Justice A. Spears – report for October 2010 – amount collected: \$6530.00.

#240-MOTION TO APPROVE MINUTES

Motion by Hare to approve the minutes of the Nov. 9, 2010 regular board meeting and public hearing on the 2011 town budget as written. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. Town of Allegany Planning Board minutes from 10/4/10 and 10/19/10 meetings
2. NYMIR – notice of enhanced coverage on General Liability and Property Policies
3. USDA – Rural Utilities Services Pre-application
4. Memo from C.Horowitz to D. Spitzer regarding changes to zoning ordinance

OTHER BUSINESS

Supervisor Eaton opened the floor to representatives from the Bonaventure Square Project: Kirk Wilson opened the presentation by introducing himself and then turned the floor over to Tom Barnes of STW who is acting as a grantsman for the project as the EDA will not grant funds to a developer, but only to a municipality to further an infrastructure project which will later be dedicated to the town by the developer. Approximate budget of this project is \$7.7 million and 50% of this amount is to be obtained through a grant. The Developer will provide funds so the Town does not need to come up with any moneys. The developer will also cover any overages so there is no cost to the town. There is a deadline of January 1st for the application to the Economic Development Administration. This will be submitted by e-mail. Attorney Tuttle and Attorney Dockerty will go over the reimbursement agreement before execution by the Town. There is a co-generation plant that is to be constructed also, and this presented many questions by the board members. This will provide electricity to the Sportplex, only; the electricity is not to be sold. It was advised that the co-generation plant will be the Town's, but it will be insured and the town will not be liable. Tom Barnes has advised that he has much of the information ready for submission to the EDA. There was much discussion on the co-generation plant. The board will have a resolution ready for the next meeting in December so that this project can go forward.

1. Email handouts regarding the Bonaventure Square project.

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2. Computel Consultants (John Hare) *** Councilman Hare explained that this company will review our franchise agreement and charges with Time Warner Cable. If found that we have been paying too much, then Computel only charges half of what they have saved us in a year.

#241-MOTION TO CONTRACT WITH COMPUTEL CONSULTANTS

Motion by Hare to have Computel review our contract agreement with Time Warner Cable. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

3. Shared Services Contract with Cattaraugus County (Attorney Tuttle)*****Per Attorney Tuttle, the contract has been revised, one paragraph only needed adjustment. TABLE to 12/9/10 meeting*****

#242-MOTION TO ENTER INTO CYCLICAL REASSESSMENT

Motion by Eaton that the Town of Allegany has agreed to submit a plan to the New York State Department of Taxation and Finance Office of Real Property Tax Services for the cyclical reassessment. The agreed upon plan is defined as reappraisal every year for the term of six(6) years commencing with the 2010 roll year and ending with the 2015 roll year. This plan has state aid of up to \$5.00 per parcel and can be amended as needed by the municipality. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

NEW BUSINESS

#243-MOTION TO RENEW B.A.N.

Motion by Hitchcock to renew the B.A.N. at Five Star Bank for 2.48 % for the bore under the Railroad. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#244-MOTION TO RENEW B.A.N.

Motion by Hare to renew the B.A.N. at Five Star Bank for 2.28% for the Highway garage renovations. 2nd b6 Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

COMMITTEE REPORTS

- Councilman Hare – we have four applications for engineering firms. We will go over them after the Thanksgiving Holiday.

#245-MOTION TO SET COMMITTEE OF THE WHOLE MEETING

Motion by Eaton to set a committee of the whole meeting on Tuesday, November 30, 2010 at 6:30 pm at the Town Hall to discuss the Recreation Department and to conduct interviews with the four (4) chosen applicants for the Recreation Director position. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

From the floor: nothing from the floor

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#246-MOTION TO ADJOURN MEETING

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

Meeting adjourned at 8:15 pm

Respectfully submitted,

Mary M. Peck, Town Clerk
11/24/10