

**MINUTES – TOWN OF ALLEGANY PUBLIC HEARING ON ROUTE 417
RE-ZONE REQUEST AND REGULAR BOARD MEETING TUESDAY,
NOVEMBER 26, 2013 7:00 PM TOWN HALL**

PRESENT WERE: Supervisor Hare Councilman Koebelin
 Councilman O’Dell Councilman Hitchcock
 Councilman Allen Comptroller C. Hemphill
 Town Clerk M. Peck

ABSENT: Attorney Tuttle, Highway Superintendent Moshier

Also present: B.Stritof, J.Scanlon, D.Sue, S. Guthrie, H.Larson, B.Parker

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

PUBLIC HEARING ON THE PARCEL #94.061-1-39 RE-ZONE REQUEST (R-1 TO C-1) 7:00 PM ***Supervisor Hare gave a short summary of what the re-zone request was about. There were no comments from the public.

#216-MOTION TO CLOSE THE PUBLIC HEARING ON REZONE REQUEST – 94.061-1-39

Motion by Hare to close the public hearing on the rezone request for parcel #94.061-1-39. 2nd by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

This public hearing closed at 7:05 pm

PUBLIC HEARING ON THE PARCELS #94.061-1-34, 94.061-1-35, 94.061-1-36, 94.061-1-37 & 94.061-1-38 (7:10 PM) Re-zone Request from R-1 to C-1. ***Once again, Supervisor Hare gave a short summary of the request for this re-zone of parcels. No comments from the floor.

#217-MOTION TO CLOSE PUBLIC HEARING ON RE-ZONE OF PARCELS

Motion by Hare to close the public hearing on the request for re-zoning of parcels #94.061-1-34, 94.061-1-35, 94.061-1-36, 94.061-1-37 & 94.061-1-38. 2nd by O’Dell. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

This public hearing closed at 7:08 pm

AUDITED CLAIMS

Gen A	\$43,748.12	Hwy DA	\$11,552.82
Gen B	\$ 5,461.56	Hwy DB	\$29,966.86
Sp Dist	\$45,718.39		

#218-MOTION TO APPROVE MINUTES

Motion by Hare to approve the minutes from the Nov. 12, 2013 Public Hearings and Regular Board Meeting as written. 2nd by Allen. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

CORRESPONDENCE

1. Copy of letter from Attorney Tuttle to Carol & Dave Ozzella

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2. Copy of letter from Building & Zoning Office to Trevor Horsley regarding business w/out a permit.
3. NYS Office of Parks, Recreation & Historic Preservation – advising that Emergency Response Center/ Generator will have **No Impact** upon cultural resources.
4. AFSCME – notice of union dues increase for 2014
5. 2 Copies of Joint Application for Allegheny River Trail Restoration from Clark-Patterson-Lee to US Army Corps of Engineers.
6. Email from Time Warner Cable advising of programming changes.
7. E-mail regarding Boulder Ridge Road request.
8. Letter from Briarwood Drive residents regarding a request for a street light on pole #14 *** **per Supervisor Hare, Highway Superintendent is looking into this. He looked at the lower end of the private road and sent a copy of the Town's road specs to Mr. Domboski** ***

NEW BUSINESS

1. Appoint Gayle Swatt as Crossing Guard (5th & Maple) effective 11/18/13 at \$8.70/hr.
2. Accept resignation of Cheryl M. Collins as Deputy Town Clerk and Recreation Dept. Secretary effective 12/9/13.

#219-MOTION TO APPOINT CROSSING GUARD

Motion by Hare to appoint Gayle Swatt as Crossing Guard at 5th and Maple effective 11/18/13 at \$8.70 per hour. 2nd by O'Dell. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

#220-MOTION TO ACCEPT RESIGNATION

Motion by Hare to accept the resignation of Cheryl M. Collins as Deputy Town Clerk and Recreation Dept. Secretary effective 12/9/13. 2nd by Koebelin. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

OTHER BUSINESS

1. Executive Session on personnel issue

COMMITTEE REPORTS

1. Cemetery; getting quotes to trim trees.... *****Stephanie and the Cemetery Committee to meet and write up specs so that requests for bids can be advertised*****
 2. Court Date for Everpower appeal of Planning Board suit on 12/6/13 in Rochester, NY
 3. Revision to the Allegany Police Agreement (Attorney Tuttle) *****TABLE*****
- Councilman Allen – would like to see an account set up for perpetual care per the Order received from the Court that released the monies for the cemetery. Also, would like to have Attorney Tuttle research the issue of having people be able to donate money towards the planting of a new tree in a “loved one’s” name in the cemetery.

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- Discussion on the rest of the meetings for this year. No meeting on Dec. 24th, 2013 and the end of the year meeting will be held on 12/31/13 at 10:00 am in the Town Hall. The tentative date for the Organizational Meeting will be on Jan. 2nd at 7:00 pm.

From the floor: Nothing from the floor

#221-MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS A PERSONNEL MATTER

Motion by Hare to adjourn to executive session to discuss a personnel matter. 2nd by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Regular portion of meeting closed at 7:35 PM

#222-MOTION TO ADJOURN EXECUTIVE SESSION AND RE-ENTER REGULAR SESSION

Motion by Koebelin to adjourn executive session and re-enter regular session. 2nd by Allen. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

#223-MOTION TO ADJOURN ENTIRE MEETING

Motion by Hitchcock to adjourn entire meeting. 2nd by O'Dell. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Meeting adjourned at 7:57pm

Respectfully submitted,

Mary M. Peck, Town Clerk
11/27/13