

MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING AND PUBLIC HEARINGS – THURSDAY, JULY 8, 2010 7:00 PM TOWN HALL

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

Also present: A.Tiller, D.Sue, H.Larson, Shivelys, M.Lombardo, R.Kavanagh, J.Dzuroff,
D.Koebelin, C. Nill- RCAP Solutions

Salute to the Flag AT 7:00 opened the meeting.

Public Hearing on the Community Planning Grant Application. (7:00) Chris Nill of RCAP Solutions gave a brief summary of what this entails. A funding application for water and wastewater issues, and for other economical developments in smaller municipalities. This application will be for not more than \$40,000.00. The Town has to contribute up to \$20,000.00 but it does not have to be all cash, it may be in-kind funds such as clerical hours, highway department workers hours, etc...

David Koebelin: how does the money distribution work?

Chris Nill: the grant is for \$40,000.00 and the local funds to be provided are \$20,000.00.

David Koebelin: believes this is a positive action and the town should pursue.

Rick Kavanagh: believes this is a vital action in our area. We need to work towards future growth so that our children have something to stay in the area.

Councilman Hitchcock: the area this is targeted for is already zoned industrial, so this would add to the program.

Supervisor Eaton: the need for the comprehensive study and for the development of the Exit 24 sewer project. There may be a shift in patterns of populations for developments to this area.

#155-MOTION TO CLOSE PUBLIC HEARING ON THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION PROGRAM

Motion by Hitchcock to close the public hearing on the community development block grant application program. 2nd by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

Public Hearing closed at 7:18 pm.

Public Hearing on the Tanglewood Sewer District Formation (7:15) presentation by Aaron Tiller: there will be a development of about 11 acres on 7th street of single family homes. The sewer district plans will be adjusted. The Village has advised Mr. Tiller of the change in the tie-in point is ok. Mr. Tiller advised that he has spoken with Attorney G. Yaw and a new description will be provided. This matter will be TABLED until the new description is received.

Rick Kavanagh- what happens if people along 7th street want to join in at a later date? When will we cross the 51% threshold?

Supervisor Eaton: there is a different set of rules for this type of development.

#156-MOTION TO CLOSE PUBLIC HEARING ON TANGLEWOOD SEWER DISTRICT

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Motion by Jonak to close the public hearing on the Tanglewood Sewer District. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

Public Hearing closed at 7:26 PM

MONTHLY REPORTS

Town Clerk	Highway Department
Building & Zoning	Recreation & Parks

AUDITED CLAIMS

Gen A	\$30,086.57	Hwy DA	\$10,837.09
Gen B	\$ 2,433.06	Hwy DB	\$35,142.98
Sp Dist	\$ 7,048.95		

Town Justice D.Porter – report for June 2010 – amount of check \$8385.00

Town Justice A. Spears – report for June 1010 – amount of check \$9330.83

Councilman Sendlakowski: if we receive reports from all departments each month, should we also receive one from the “Dog Control Officer” also? Supervisor Eaton – yes, we should. Therefore, it was decided that we shall contact the SPCA for a written report each month of what they are actually doing and how many dogs they pick up, etc. (Clerk to send letter and also waiting for answer from Ag & Markets update on previous UNSATISFACTORY report)

#157-MOTION TO APPROVE MINUTES

Motion by Hare to approve the minutes from the June 24, 2010 regular board meeting as written. 2nd by Hitchcock. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. NYMIR – Handbook – Hot weather hazards for working & playing outdoors
2. Catt. Co. Planning Board Annual Planning Board Dinner Meeting – 7-28-10
3. Bond,Schoeneck & King, PLLC – Municipalities Information Memo
4. Time Warner Cable – notice of programming changes
5. FEMA – notice of Special Flood Hazard Area

NEW BUSINESS

#158-MOTION TO ACCEPT LETTER OF RESIGNATION

Motion by Eaton to accept the letter of resignation from Sheree Kellogg from the Planning Board as she has moved from this area. 2nd by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

(Letter to be sent thanking Sheree for her time on the planning board.)

#159-MOTION TO AUTHORIZE SUPERVISOR TO SIGN CHANGE ORDERS

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Motion by Sendlakowski to authorize the Supervisor to sign the two change orders for the Exit 24 water line. 2nd by Jonak. Jonak-aye, Sendlakowsk-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#160-MOTION TO SET PUBLIC HEARING ON BONAVENTURE SQUARE

Motion by Eaton to set a Public Hearing on the Bonaventure Square Development on July 29, 2010 at 7:00 PM at the Senior Center. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

#161-MOTION TO AUTHORIZE THE TOWN SUPERVISOR TO SIGN SHARED SERVICES AGREEMENT WITH CITY OF OLEAN FOR RECREATIONAL TRAIL

Motion by Jonak to authorize the Town Supervisor to sign the updated shared services agreement with the City of Olean for the Recreational Trail. 2nd by Hare. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED. (a letter will accompany to advise this is amended)

#162-MOTION TO HOLD PUBLIC HEARING ON RETIREMENT INCENTIVE

Motion to hold a public hearing on the Early Retirement Incentive for August 12, 2010 at 7:00 pm at the Town Hall. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

1. Bona Trail Project (Attorney Tuttle) *** **Supervisor Eaton to call Bill Fox at the County** ***
2. Shared Services Agreement with ALCS (Attorney Tuttle) *** **Attorney Tuttle spoke with Mike Watson at the school. She and Mark Lombardo are to work on this matter** ***

#163-MOTION TO ACCEPT TRACTOR BID

Motion by Sendlakowski to accept the ONLY tractor bid received from Zahm & Matson of Falconer, NY for \$69,600.00 less \$9200.00 trade-in for a new/unused John Deere 5093E Utility Tractor, 72" mid mount rotary cutter and 8' front mount broom. Total cost \$60,400.00. 2nd by Eaton. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

3. Handbook Revisions *****TABLE** ***
4. Water Agreement with Village of Allegany (Attorney Tuttle) *** **per Attorney Tuttle, the village attorney is on vacation and she has sent a letter to her. This will be tabled.** ***

OTHER BUSINESS

- Resolution & Order for Tanglewood Sewer District Formation (subject to permissive referendum) *****TABLE for new description** ***
- Request to use Senior Center on Tuesday evenings by Girl-Scouts okay by Town Board

#164-MOTION TO PROVIDE FUNDS FOR SENIOR CENTER EXPANSION

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Motion by Jonak that up to \$22,000.00 in either in-kind services or a monetary value to come out of contingency fund be provided towards the Senior Center Expansion. 2nd by Sendlakowski. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

- Attorney Tuttle explained the situation and court process to Mr. & Mrs. Shively regarding their written complaints to the Town that have been occurring in their neighborhood. The fine imposed was at the judge's discretion. The matter is again to be in court in August.

#165-MOTION TO SET RETIREE INSURANCE

Motion by Eaton that the Town Board offer to John Moshier, retiree, his current health care plan and waive the 20% payment as long as he doesn't change to family coverage; this is based on his recent marriage to a current, full-time town employee and will become effective August 1, 2010. 2nd by Jonak. Jonak-aye, Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

COMMITTEE REPORTS

- Councilman Hare – has been trying to get in touch with Sharon Hanson of Time Warner Cable regarding broadband in our area-- has had no luck. Will keep trying
- Councilman Jonak – has been receiving favorable comments on the Cemetery. Also, highway department did a good job on 7th street and Fortune Drive.
- The request from Daryl Johnson to use the Senior Center as a religious meeting place was discussed and unanimously agreed that this is not going to be allowed. (letter to be sent)

From the floor: nothing

#166-MOTION TO ADJOURN MEETING

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

Meeting adjourned at 8:25 pm

Respectfully submitted,

Mary M. Peck, Town Clerk
7/9/10