

PRESENT WERE: Supervisor Eaton Councilman Higgins
Councilman Potter Councilman McMullen
Councilman Wolf Hwy Superintendent Moshier
Attorney W. Tuttle Comptroller, C. Hemphill
Town Clerk, M. Peck

Also present: J.Dzuroff, M.Lombardo, M.Painter, Townspeople and news media

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

#1—APPROVAL OF MINUTES

Motion by McMullen to approve the minutes from the November 23, 2004 regular Town Board meeting as written. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

MONTHLY REPORTS

Town Clerk Building & Zoning
Hwy Superintendent Recreation & Parks
Town Assessor

Town Justice E.Allen – report for Nov. 2004 – amount to Supervisor \$5435.00

Town Justice A.Spears- report for Nov. 2004 – amount to Supervisor \$4715.50

AUDITED CLAIMS

Gen A	\$51,496.14	Hwy DA	\$59,174.51
Gen B	\$9,178.11	Hwy DB	\$33,370.49
Sp District	\$3,755.49		

CORRESPONDENCE

1. Notices of decisions from Town of Allegany Planning Board on the IA Construction special use permit and on the Carside to-go at Applebee's.
2. Catt. Co. Risk Management – Statement of Workers' Compensation for Town of Allegany for 2005.
3. Dominion Transmission – request for info on any natural gas-pipeline evaluations in the area.
4. Notice from Attorney Tuttle to Town Supervisor & Board regarding the Colonial Village, Inc. tax assessment. *** per Attorney Tuttle, this issue is done ***
- Nb5. Adelpia -- Adelpia's Annual Rate Filings *** entire packet given to Attorney Tuttle and she will review it and advise at next meeting. ***
6. Burgett & Robbins, Attorneys at Law – RE: Advertising Advantage, Application for Billboard. *** per Attorney Tuttle, she will need to meet with CEO regarding this issue. ***
7. St. Bonaventure University – Letter and payment for sewer costs.

UNFINISHED BUSINESS

1. Freedom of Information Request from Attorney Brady. *** Attorney Tuttle to speak with Attorney Brady to see if they still need the information and if not, to please send the Town Clerk a letter advising their intentions ***
2. (Attorney Tuttle) – Con-Way Transp. Services # 68861 *** Attorney Tuttle is to take care of this matter. ***
3. Sick Leave Incentive Memo from the Town of Allegany Full-time employees

#2—MOTION TO ACCEPT CHANGE IN SICK LEAVE INCENTIVE

Motion by Higgins to accept the change in the sick leave incentive for the full-time employees to “ The Town of Allegany agrees to the buy-back of all unused sick days in excess of 90 days at one-half (1/2) the current hourly rate. Payment for buy-back shall be made in the 1st pay period of December in each year, not to exceed six (6) days full pay in any year. 2nd by Wolf. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

4. Hawthorn Lane dedication -- letter from Kinley Corp. dtd 12/8/04 (phase II) *** this issue will be TABLED to the next meeting in order for “conditions” to be presented to Kinley Corp. prior to the Town of Allegany accepting the dedication of Hawthorn Lane. ***
5. ChoiceOne- Loyalty Bonus Promo Renewal Contract ** because of the new phone system, this issue will be denied at this time. ***
6. Establishment of full-time keyboard specialist position in Building & Zoning Office.

#3—MOTION TO ABOLISH PART TIME KEYBOARD SPECIALIST POSITION

Motion by Eaton to abolish the part-time keyboard specialist position in the code-enforcement office effective midnight on 12/31/04. 2nd by Potter. DISCUSSION : Councilman McMullen feels that the cost is too much for a full-time position and would rather keep the part time position. Roll Call Vote: Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#4—MOTION TO ESTABLISH A FULL-TIME KEYBOARD SPECIALIST POSITION IN CODE ENFORCEMENT OFFICE

Motion by Potter to establish a full-time keyboard specialist position in the code enforcement office effective 1/1/05. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

7. Recreation & Parks Dept. 2005 winter program fees (schedule)
*** Discussions between Councilman McMullen and Mark Lombardo regarding fees for programs. Councilman Potter and Supervisor Eaton are in agreement to charge fees for programs. The people that attended the public hearing on the 2005 budget advised the Board that they would be willing to pay fees for programs. We can try it out and see how it goes. If changes are needed, then they will be addressed then. ***

#5—MOTION TO AUTHORIZE RECREATION FEE SCHEDULE

Motion by Potter to give the Recreation Director and the Recreation Committee the authority to institute a fee schedule with fees set at their discretion. Fees will be set immediately. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

NEW BUSINESS

- #5 above -- Adelpia correspondence *** TABLE *** Attorney Tuttle to review and give report at next meeting.
- Freezing departmental accounts *** This is for contractual & equipment accts. ***

#6—MOTION TO FREEZE PURCHASING ACCOUNTS

Motion by McMullen to freeze all purchasing accounts with emergency purchases okayed by the Town Supervisor. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#7—MOTION TO CHANGE TOWN BOARD MEETING DATE

Motion by Eaton to cancel the originally scheduled Town Board Meeting for the Organizational Meeting on January 1, 2005 at 1:00 pm to Tuesday, January 4, 2005 at 7:00 pm at the Town Hall. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#8—MOTION TO ACCEPT TRANSFERS

Motion by Eaton to accept the transfers and budget adjustments as presented by the Town Comptroller as follows:

- \$ 2405.69 to A1315.1 Comptroller PS from A9060.8 Medical Ins. (longevity; Medical Incentive-sick day buy back)
- \$ 2500.00 to A1355.1 Assessor PS from A9060.8 Medical Ins. (medical incentive)
- \$ 718.92 to A1355.11 Assess. Aide PS from A1355.2 Assess EQ
- \$ 366.00 to A1450.1 Election PS from A1450.4 Election CE
- \$ 6.85 to A3310.4 Traffic Control CE from A3310.2 Traffic Control EQ
- \$ 1600.00 to A5010.1 Hwy Supt. PS from A9060.8 Medical Ins (medical incentive; longevity)
- \$ 2000.00 to A5132.4 Hwy Garage CE from A5132.2 Hwy Garage EQ
- \$ 1476.15 to A7310.1 Rec Dir PS from A9060.8 Medical Ins. (longevity; sick-day buy-back)
- \$ 2700.00 to B8010.1 CEO PS from B9060.8 Medical Ins. (medical incentive; longevity)
- \$ 494.35 to B8010.11 Zoning Clerk PS from B9060.8 Medical Ins.
- \$ 7000.00 to DA5130.1 Machinery PS from DA5142.1 Snow PS
- \$ 10000.00 to DA5142.4 Snow CE from DA9950.91 Trsfr to Capital (salt storage shed)
- \$ 4767.17 to DB5110.1 Gen Repair PS from DB9060.8 Medical Ins.

Cont'd. ---

And the following budget adjustment:

Increase: Estimated Revenues SS510	\$22,479.38
Sewer charges SS2122	
Appropriations SS960	\$22,479.38
Sewage Treatment & Disposal SS8130.4	

2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.
CARRIED.

#9—MOTION TO ESTABLISH CAPS ON MEDICAL INSURANCE

Motion by McMullen that the Town Board establish caps on the 2005 medical insurance for non-union employees as follows: Traditional Family - \$15,300.00/yr, HMO Family - \$11,400.00/yr and HMO Single - \$4075.00/yr. The employees contribution will remain the same. 2nd by Eaton.
DISCUSSION the insurance committee will check with the union employees/union to see if they would agree to a change in their medical insurance payment. Vote: Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.
CARRIED.

COMMITTEE REPORTS

- Councilman Potter- he has spoken with Databranch and had them in the Town Hall to look over the computer systems there. They will give a quote on replacing and updating the computers in the offices as needed.
- Councilman Wolf – he has spoken with a contractor about the heating system in the Town Hall. Perhaps forced air with a centralized air conditioning unit would be the best way to go. He feels that looking at various systems would be better and more cost efficient than fixing what is already here.
- Councilman McMullen – he has begun the process of seeking bids for the fences for the new ball field.
- Attorney Tuttle – she has received some information from Carol Horowitz regarding the noise ordinance issue and she has some questions for Carol. She will give a report once she has information.
- Jerry Dzuoff -- he has some questions for Highway Superintendent regarding the Hawthorn Lane driveways and Four Mile Road driveways because residents have been calling him about water in their yards and washing away their driveways since the Hawthorn Lane has been worked on in Phase II.
- Supervisor Eaton -- would like to compliment Dawn Karl on her reporting to the Times Herald on the Town of Allegany issues. Supervisor Eaton would like the Town Clerk to write to Mrs. Karl's supervisor to advise of her excellence in reporting. The Town Clerk would also like to add that there is never a guess if something will be printed or printed differently when it is sent. Everything is printed as written with no questions or problems. Mrs. Karl is an excellent reporter.

#10—MOTION TO AUTHORIZE PICKUP TRUCK PURCHASE

Motion by Potter to authorize the Highway Superintendent to purchase a 1989 Ford F-350 truck in the amount of \$4545.00 2nd by Eaton. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

From the floor: nothing

#11—MOTION TO ADJOURN TO EXECUTIVE SESSION ON PERSONNEL

Motion by McMullen to adjourn to executive session to discuss personnel issues. 2nd by Eaton. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#12—MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR SESSION

Motion by Higgins to adjourn executive session and regular session. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting Adjourned.

Respectfully submitted,

Mary M. Peck,
Town Clerk