

PRESENT WERE: Supervisor Eaton Councilman Potter  
Councilman Hitchcock Councilman Wolf  
Attorney W. Tuttle Comptroller C. Hemphill  
Assessor R. Pearl-Lamphier Town Clerk M. Peck

ABSENT: Councilman Higgins and Hwy. Superintendent Moshier

Also present: M. Lombardo, L. Lombardo and H. Larson.

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

### MONTHLY REPORTS

Town Clerk	Highway Superintendent
Building & Zoning	Recreation & Parks

Town Justice D.Porter report for Feb. 2007 - amount to Supervisor - \$6551.00.  
Town Justice A. Spears report for Feb. 2007 - amount to Supervisor - \$6730.00.

### AUDITED CLAIMS

Gen A	\$43,268.02	Hwy DA	\$44,147.63 (current)
Gen B	\$25,724.54		\$97.55 (A.P.)
Sp Dist	\$1,131.10	Hwy DB	\$8,050.93

### #1-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes from the 2/27/07 regular board meeting as written.  
2<sup>nd</sup> by Hitchcock. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

### CORRESPONDENCE

1. Planning board minutes from the 2/12/07 meeting.
2. Info from Village Clerk regarding the Dissolution/Merger Study Meeting.
3. National Grid - Change Request/Authorization Forms \*\*\* **need to be filled out & returned** \*\*\*
4. Foit-Albert Assoc. letter regarding the fire flow issue at Wal-Mart expansion site
5. Memo from Carol Horowitz to the Town of Allegany Planning Board and Town Board
6. BS&K Municipalities/Environmental Law Information Memo (March 2007)
7. EAST Resources - notice of continued drilling for Oil & Gas in Chipmunk Valley.
8. NYS ORPS - Enhanced Coordinated Assessment Certification for the Town of Allegany.
9. NYS ORPS - Adjusted tentative Residential Assessment Ratio calculation.
10. USDA Rural Development - Progress Report for 2006. (Clerk has report)
11. Southwestern Company request for permission to sell door-to-door in Allegany.
12. Catt. Co. Health Dept. - letter regarding the water system modifications at Wal-Mart site
13. Letter from resident, H. Sendlakowski regarding water district formation. **New Business**
14. Letter from Village that was sent to town residents that currently receive water from Village
15. Designation of Town Engineer for 2007 (Foit-Albert Associates)

- \*\*\* #11- Town Clerk to send letter advising that a peddler's permit will be needed. \*\*\*
- \*\*\* #13 - Attorney Tuttle drafted a letter to send to Mr. Sendlakowski \*\*\*

### NEW BUSINESS

- Letter from Hans Sendlakowski (#13 above)

### UNFINISHED BUSINESS

**Attorney Tuttle** - has spoken with village attorney and she believes they are to sign the shared services contract. Attorney Tuttle has not heard from the city or town of Olean, however. Attorney Tuttle and Hwy. Superintendent to meet again to go over the language in the shared services contract. The village contract will be put on the agenda for the next meeting.

- Retirement System Resolution \*\*\* **Comptroller Hemphill to call State about this issue. \*\*\* Attorney Tuttle would like to get all of the information together and go over it with the board. \*\*\***
- Town Justice letter regarding prosecutor
- Primary dog kennel agreement with Town of Portville \*\*\* **TABLE** \*\*\*
- Review of Dog Ordinance for Town of Allegany \*\*\* **TABLE** \*\*\*
- Town & Village dog control agreement \*\*\***TABLE** \*\*\*
- Review of worker's compensation issue \*\*\* **this is to be looked into further and needs to be completed prior to July 1<sup>st</sup> as this is the deadline for changes \*\*\* KEEP ON AGENDA UNTIL COMPLETED** \*\*\*
- Review of employee handbook \*\*\* **Supervisor Eaton and Councilman Hitchcock are to sit down and review the employee handbook** \*\*\*
- Addition onto highway garage for storage \*\*\* **Per Supervisor Eaton, he has spoken with Town Engineer and matter is still being worked on. It is possible that the highway dept. will do some of the work.** \*\*\*

### OTHER BUSINESS

**Supervisor Eaton** - Spoke with Dominic regarding the water leak by the overhead bridge. Village has offered to pay wages if the town pays for materials. Also, spoke with Kirk Wilson about this issue and it was believed that if the town continues the water line under the railroad and tie into the cranberry system, it will give more pressure. John Northrup has a boring machine. Town Engineer is to contact the railroad for any specifications or regulations.

**Supervisor Eaton** - advised that Kinley Cranberry Townhouses are going to include a park in the development. It will be small, but he is to advise Carol Horowitz, John Hare and the planning board to consult with Mark Lombardo regarding the park to be developed and Kinley is to dedicate it to the Town at a later date and it will then be included in Mark's department.

**Supervisor Eaton** - advised that Councilman Hitchcock and Mark Lombardo developed a schedule of fees for use of Town Facilities. This will be reviewed and put on next agenda for adoption. \*\*\***TABLE** \*\*\*

COMMITTEE REPORTS

- **Councilman Potter** - the IT committee has checked into the computers in the Town Hall offices and found that Carolyn's computer is "clogging up" because it is collecting information from all other computer backups. We may need to get a separate computer just for this only.
- **Councilman Wolf** - Called Triton Mechanical the other day about a problem with the heating system and they came right down that afternoon and fixed it. There has been some electrical work done in the basement, also. We are getting the system ready for the air-conditioning unit to be turned on.

#2-MOTION TO AUTHORIZE NEGOTIATIONS FOR ESCROW AGREEMENTS

Motion by Eaton to authorize the Town Attorney to negotiate an escrow agreement with Wal-Mart for two culverts associated with the Wal-Mart project as per the site plan review. 2<sup>nd</sup> by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

From the floor: Nothing from the floor.

#3-MOTION TO ADJOURN TO EXECUTIVE SESSION ON PERSONNEL ISSUES AND LITIGATION

Motion by Eaton to adjourn to executive session on personnel issues and litigation matters. 2<sup>nd</sup> by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#4-MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR SESSION

Motion by Eaton to adjourn executive session and regular session also. 2<sup>nd</sup> by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED

Meeting adjourned at 8:25 pm.

Respectfully submitted,

Mary M. Peck  
3/22/07