

# MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING THURSDAY, MARCH 25, 2010 7PM TOWN HALL

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PRESENT WERE: Supervisor Eaton Councilman Sendlakowski  
Councilman Hitchcock Councilman Hare  
Attorney W. Tuttle Comptroller C. Hemphill  
Town Clerk M. Peck

ALSO PRESENT: G.Ayers, R.Kyser, M.Lombardo, C. & D. Koebelin

ABSENT: Councilman Jonak, Hwy Superintendent Gleason

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

## #82-MOTION TO APPROVE MINUTES

Motion by Sendlakowski to approve the minutes from the March 11, 2010 Public Hearing on Driveway Permit Local Law #1 of 2010 and regular meeting as written. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye.

## CORRESPONDENCE

1. Village of Allegany DPW – response on SEQR status for Tanglewood Subdivision
2. National Grid letter dated 3/16/10 regarding Survey
3. STW – copy of letter to RCAP (Chris Nil)
4. Letter from Alan Henderson regarding Wind Energy Conversion Systems
5. Letter from David & Cathy Koebelin regarding Wind Energy Conversion Systems
6. Time Warner Cable – letter regarding programming and high-speed data services
7. Annual Report Synopsis comparison as provided by Town Comptroller

## NEW BUSINESS

1. Letter from J.Giglio regarding Bed Tax and “Home Rule” \*input requested & Resolution needed\*

## #83-MOTION TO REQUEST BED TAX LEGISLATION

Motion by Eaton that the Town of Allegany request that Assemblyman Giglio and Senator Young introduce legislation in their respective houses to allow the Town of Allegany to adopt a bed tax law at 2% with the money being designated to be used for building maintenance operations and potential expansions. 2<sup>nd</sup> by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

2. Memo from Recreation Director regarding parks maintenance workers wages.

## #84-MOTION TO ESTABLISH PARKS MAINTENANCE WORKERS WAGES

Motion by Hitchcock to establish parks maintenance workers wages at \$8.85/hr for 2010 as budgeted. This item was overlooked at the organizational meeting. 2<sup>nd</sup> by Eaton. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

3. Part 1 Planning/Zoning Referral – Catt. Co. Planning Board (Wind Farms)

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4. Section 504 Loan & Grant Program – USDA for low income households
5. Single Family Housing Direct Loan Programs - USDA
6. Grant applications for Highway Equipment

**\*\*\*#4, #5, & #6 will be advertised within offices in the Town Hall and Senior Center so as to let people know of the grants available for low-income households and homes. Also. Grant applications available for the purchase of future highway equipment.\*\*\***

7. Resolution to authorize Town Engineer to give an estimate of an estimate of the cost of sewer district construction for Exit 24

## #85-MOTION TO AUTHORIZE TOWN ENGINEER TO GIVE AN ESTIMATE OF AN ESTIMATE

Motion by Eaton that the Town Board authorize the Town Engineer to give an estimate of what it would cost for engineering services to design the Exit 24 sewer district. 2<sup>nd</sup> by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

8. MEMO from C. Horowitz regarding fee for application for re-zoning. **\*\*\*to look into this issue to see if a Public Hearing is needed or not. TABLE to the next meeting for determination \*\*\***

## UNFINISHED BUSINESS

1. Proposed Local Law #1 of 2010 regarding Driveway Permits

## #86-MOTION TO ADOPT LOCAL LAW #1 OF 2010 – DRIVEWAY PERMITS

Motion by Sendlakowski to adopt the Local Law #1 of 2010 entitled Driveway Permits as approved by the Town Attorney to be in effect contingent as approved by New York State Department of State. 2<sup>nd</sup> by Hare. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

2. Attorney Tuttle – issue of who is mowing River Park
3. Ruby Skroback – **Attorney Tuttle to draft letter of response to Mrs. Skroback.**
4. USDA – Senior Center Addition- acceptance of Preliminary Architectural Feasibility Report and Schematic Design Drawings. Response Required\*\*\* **( Town Engineer responding)**
5. Fourth & Maple Gym Use Agreement **\*\*\*TABLE – sending updated agreement to Mr. Benson for his approval or comments \*\*\***
6. Wal-Mart sidewalk construction **\*\*\* this to be started within the next two weeks.**

## OTHER BUSINESS

- Councilman Hitchcock (obo Hwy Superintendent) – transfer of property corner of Cranberry & Constitution. Perhaps to abandon Right-of-Ways and sell/transfer to Uni-Mart parcel so as to be more marketable for future use. Needs to be surveyed.

## #87-MOTION TO AUTHORIZE SURVEY OF PROPERTY

Motion by Eaton that the Town of Allegany expend \$500.00 from contingency fund to have property Map #9, parcel #11 and Map #11, parcel #15 surveyed by Mike Canada for purposes of

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abandonment/conveyances of Right-of-ways. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## COMMITTEE REPORTS

- **Councilman Sendlakowski** – Cemetery Issue \*\*\* need to amend the Rules & Regulations of the Cemetery to specify that all Christmas decorations must be removed by April 1<sup>st</sup> of each year. Town Clerk will amend the paperwork and give new copies to the Cemetery Superintendent.
- **Councilman Hare**- the Village is not too eager to proceed with upgrades to the web-site. Also, has not heard from Ms. Hanson of Time Warner Cable regarding broadband services. Just learned that Ms. Hanson is off work due to an injury.

From the floor:

**David Koebelin:** questioned about broadband in his area. He has been in contact with Verizon about possibly getting it in his area (Hawthorn Lane).

**Ron Kyser:** would like to see a 3% request for the bed tax instead of 2%. Believes that people will not care if they pay this extra. They ask for the total cost of the room, not how much tax they will pay.

## #88-MOTION TO AMEND MOTION #83

Motion by Hare to amend Motion #83 from the 2% bed tax request to 3% bed tax request. 2<sup>nd</sup> by Hitchcock. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

## #89-MOTION TO ADJOURN MEETING

Motion by Hare to adjourn meeting. 2<sup>nd</sup> by Sendlakowski. Sendlakowski-aye, Hitchcock-aye, Hare-aye, Eaton-aye. CARRIED.

Meeting adjourned at 8:35 pm

Respectfully submitted,

Mary M. Peck, Town Clerk  
3/26/10