

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

ABSENT: Councilman Higgins

ALSO PRESENT: M.Lombardo, J. Dzuroff, and townspeople

PUBLIC HEARING : re-zone of Ralph & Dolores Bly property on Route 417 in the Town of Allegany from R-1 to C-1. *** The Public Hearing on the re-zone request for the Ralph & Dolores Bly property at 3242 NYS Route 417, tax map parcel # 94.061-1-41 was opened at 7:00 PM by Supervisor Eaton. The floor was opened for comments. No one spoke regarding this issue.

#1-MOTION TO CLOSE PUBLIC HEARING

Motion by Wolf to close the public hearing. 2nd by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED. The Public Hearing was closed at 7:05pm.

Salute to the Flag at 7:05 pm opened the regular meeting.

#2-MOTION TO APPROVE MINUTES

Motion by Hitchcock to approve the minutes from the 2/23/06 regular meeting as written. 2nd by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED

AUDITED CLAIMS

Gen A	\$30,093.27	Hwy DA	\$31,299.21
Gen B	\$32,168.68	Hwy DB	\$17,250.93
Sp Dist	\$2,525.37		

MONTHLY REPORTS

Town Clerk	Recreation & Parks
Highway Superintendent	Building & Zoning

Town Justice D. Porter - report for February 2006 - amount to Supervisor \$9030.00

Town Justice A. Spears - report for February 2006 - amount to Supervisor \$8294.71

CORRESPONDENCE

1. NYS ORPS - notice of residential assessment ratio for the 2006 roll.
2. Adelphia - notice of rate increase information for Direct TV and Dish Network
3. Catt. Co. Legislature - notice of compliance with US Office of Homeland Security and the National Incident Management System (meeting dates)

4. NYS DOT - notice of due date for comments on draft plan for long range Transportation Master Plan. Date is 3/24/06.
5. NYS DOT - notice of speed limit posting on Nichols Run Road in Allegany.
6. email from STW of meetings on Powers & Duties Seminar for elected Town Officials.
7. USS - Charles Schumer - notice of funding availability for various issues
8. The Southwest Company - request for info on any changes to door-to-door sales in our area. (our allowing it or not) *** send letter with peddler's permit advising of our requirements. *** Town Clerk to do this.
9. NYSEG - listing of emergency numbers for NYSEG
10. Letter from City of Olean regarding construction that would affect Two Mile Creek.
11. copy of letter from E&M Surveyors to Foit-Albert of information transfer.

*** Councilman Hitchcock questioned some wording in a correspondence from Kavinsky/Cook. Tuscarora Road in Niagara County?? Per Attorney Tuttle, she will look into this and have it corrected. ***

NEW BUSINESS

#3-MOTION TO ESTABLISH A NEGATIVE DECLARATION OF SEQR

Motion by Eaton that the Town Board make a SEQR determination of no significant impact on the re-zone change of the Bly property # 94.061-1-41 from R-1, residential to C-1, commercial. 2nd by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#4-MOTION TO CHANGE ZONING OF BLY PROPERTY

Motion by Eaton that the Town Board change the zoning of the Ralph and Dolores Bly property located at 3242 NYS Route 417, tax map #94.061-1-41 from R-1, residential to C-1, commercial. 2nd by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#5-MOTION TO APPOINT BOARD OF ASSESSMENT REVIEW MEMBER

Motion by Potter to appoint Dennis Jones to fill the vacancy left by Dennis Peterson on the Board of Assessment Review, the term being 3/9/06 through 9/30/10. 2nd by Hitchcock. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

COMMITTEE REPORTS

- Councilman Potter - he and Councilman Higgins have met with Data Branch. Last year we spent \$3300.00 on service calls. The cost for service calls is going up. It was discussed about getting a service retainer at a cost of \$2500.00. This would get us pre-paid time. A contract is being copied for all board members and

the Town Attorney. This item will be put on the next meeting agenda for discussion and possible action.

- Councilman Wolf - the Birch Run facility heating system is just about finished. And they are to start the Town Hall 2nd floor next week (3/13/06).
- Supervisor Eaton - The front door of the Town Hall also needs to be looked at as it has been leaking when it rains and the basement gets very wet. We cannot store anything in the basement there as it would be ruined. The departments all need more storage space.
- Supervisor Eaton - advised about the HAVA meeting. "Help America Vote Act". There are new voting machines to be used based on the Federal Government Requirements. More information will be forthcoming.

From the floor: Jason Crisafulli: he received a call from Councilman Potter regarding a change in forest land and property in our area. The assessments are once again being changed. On Monday, 3/13/06 Mr. Crisafulli and a number of other people are going to Albany to see about stopping this change. Parcels of 50 + acres will be affected. Mr. Crisafulli asked the Town Board members what the Town could do to help residents so that they can keep their land. There is a figure of \$420/acre increase in timber property.

Councilman Potter - he advised the audience and Town Board that the Federal Government recognizes timber as "real property". There has been legislation before the Federal Government and nothing has been accomplished for the timber people, yet.

#6-MOTION TO ADJOURN MEETING

Motion by Potter to adjourn meeting. 2nd by Wolf. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 7:35 pm.

Respectfully submitted,

Mary M. Peck
Town Clerk
3/13/06