

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

ABSENT: Councilman Higgins

Also present: R. Pearl-Lamphier-Assessor, M. Lombardo, and townspeople

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

Bids for highway department used trucks: 3 bids received:

1. Scott Nunweiler - bid of \$7500.00 for the 1992 IH 6 man cab w/ snow plow & 10' dump box.
2. Joe Roosa - bid of \$6257.00 for the 1992 IH 6 man cab w/ snow plow & 10' dump box.
3. Robert D. Benson - bid of \$4250.00 for the 1992 IH 6 man cab w/ snow plow & 10' dump box.

MONTHLY REPORTS

Town Clerk	Building & Zoning
Recreation & Parks	Highway Department

Town Justice D. Porter - report for June 2006 - amount to Supervisor -\$6269.00

Town Justice A. Spears - report for June 2006 - amount to Supervisor - \$14,345.00

AUDITED CLAIMS

Gen A	\$49,411.55	Hwy DA	\$ 9,607.76
Gen B	\$ 5,208.16	Hwy DB	\$114,095.02
Sp Dist	\$ 2,355.82		

#1-MOTION TO APPROVE MINUTES

Motion by Wolf to approve the minutes from the June 15, 2006 regular town board meeting. 2nd by Potter. Per Supervisor Eaton, in motion #7 on page 2 of these minutes, the work "arks" needs to be changed to "parks". (this has been corrected on 7/14/06 by Town Clerk.) Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. Letter dated 7/5/06 from Harter, Secrest & Emery LLP to ZBA regarding issues for the proposed Wal-Mart expansion.
2. Letter from the Village of Allegany of the proposed water rate increase in July 2007 for all town water users not within a water district.
3. Cattaraugus County Real Property Services bill for assessment services 7/1/06 - 12/31/06.

4. Notice from St. Bonaventure University of the application for renewal of their liquor license for Rathskellar and Bona's Club House
5. Letter from Planning Board Chairman to Town Supervisor regarding a Moratorium on wind Energy Facilities.
6. Letter from Cattaraugus County Board of Elections regarding lease agreements/contracts with polling sites.
7. Notice of Stormwater Management training seminars for 2006-2007.
8. GAR Associates - letter dtd. 7/1/06 advising of the assistance they are willing to provide regarding assessment claims/ court proceedings.
9. Letter to Catt. Co. DPW regarding the Town of Allegany's support of County Road 51, County Road 19, and County Road 18 repairs.
10. NYMIR - Handbook - five ways to stay out of the Recreation Liability Quagmire.
11. NYS Dept. of State - Notice of an upcoming safety seminar in Orlando, Florida.
12. EAST Resources - continuation of oil/gas lease development in Chipmunk Valley.
13. Harter, Secrest & Emery LLP - check for Wendel Duchscherer's invoice.
14. Rural Housing Coalition - notice of scholarship opportunities - Small Cities Conference.
15. Town of Allegany Planning Board minutes from the 6/12/06 meeting.

NEW BUSINESS

1. Cattaraugus Co. DPW - Contract for Shared Services *** **This will be TABLED to the next meeting** ***

#2-MOTION TO ACCEPT USED HIGHWAY DEPT. TRUCK B ID

Motion by Wolf to accept the high bid of \$7500.00 from Scott Nunweiler for the 1992 IH 6 man cab w/ snow plow & 10' dump box. 2nd by Hitchcock. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

#3-MOTION TO ENTER INTO AGREEMENT FOR OLD HIGH SCHOOL GYM

Motion by Eaton to enter into an agreement with 4th and Maple, LLC for use of the old high school gym until the end of this year (12-31-06) at the present rate of rent. 2nd by Hitchcock. Potter-abstain, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

- Village/Town Traffic Enforcement Agreement *** **this item will be TABLED so that the language in the agreement can be adjusted.** ***

OTHER BUSINESS

#4-MOTION TO EXTEND MEDICAL INSURANCE DEDUCTIBLES

Motion by Eaton to extend the memorandum of agreement from the AFSCME Local 1304-A regarding the change of HMO 201 and 201 Plus Plans to HMO 202

and 202 Plus Plans until 12/31/06 whereby the Town will reimburse members the difference in their co-pays to the level provided under the HMO 201 and 201 Plus Plans, providing the members of the Local provide receipts to the Town for such reimbursement. 2nd by Potter. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#5-MOTION TO SET PUBLIC HEARING ON WINDMILL MORATORIUM

Motion by Eaton to set a public hearing on a moratorium on the construction of new windmills for 7:00 pm on August 10, 2006 at the Town Hall conference room. 2nd by Wolf. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#6-MOTION TO SET PUBLIC HEARING ON WATER RATE CHANGE

Motion by Eaton to set a public hearing on the town water rate change for August 10, 2006 at 7:05 pm at the Town Hall conference room. 2nd by Wolf. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

#7-MOTION TO CANCEL AUGUST 27, 2006 REGULAR MEETING

Motion by Potter to cancel the regularly scheduled August 27, 2006 town board meeting. 2nd by Hitchcock. Potter-aye, Hitchcock-aye, Wolf-aye, Eaton-aye. CARRIED.

COMMITTEE REPORTS

- Robin Pearl-Lamphier - advised the Town Board that John Brearley from GAR has left their employ and gone to work on his own.
- Councilman Wolf - the 911 signs are up.
- Hwy Superintendent - people do not like the signs. They have been calling complaining and some people have taken them down.
- Councilman Wolf- a notice will be sent to the newspaper advising people not to disrupt them and they are town property. Also, the HVAC in the Town Hall is slowly getting done.
- Councilman Hitchcock - new bleachers at Stayer Park. Also, some new programs suggested such as kayaking and a climbing wall are not very good programs according to our insurance carrier. Also, the bathrooms at River Park have been broken into and vandalized. Perhaps the Village Police can patrol there a bit more.
- Comptroller C. Hemphill - Paul Donovan of NYMIR will be at the 8/10/06 meeting and will speak directly after the public hearings. Also, the hot dog roast at the Fireman's Park is on 8/3/06 if anyone would like to come down and volunteer their time.

From the floor:

- Judge Paul B. Kelly - advised that he feels that the Town and Village should become one as Allegany is a very beautiful place. However, up on his road, gravel trucks travel very fast and very frequently. The speed limit is 50 mph and the road is not built to hold up to this traffic. He believes the speed limit should

be reduced to 35mph as this road is mostly residential now, it is no longer agricultural.

- Ron Kyser - feels that Olean should not get any breaks on their taxes for Allegany property. He pays high taxes and so should Olean. Police Patrol - why do we have to pay extra for it? We already pay county and state taxes, why cannot the sheriff's department and state troopers patrol our roads? As far as highway department goes, there should be some sort of protocol on town equipment and employees.
- Jason Crisafulli - their engineer and the Town engineer have gotten together to discuss the water district issue for Wiltsie Crossroad. The Attorney for the town and Kinley's attorney have also been in contact with one another regarding this issue. It is moving along.

#8-MOTION TO ADJOURN MEETING

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

Meeting adjourned at 7:40 pm.

Respectfully submitted,

Mary Peck
Town Clerk
7/14/06