

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

Also present: Nancy C. Barney, Director of Catt. Co Real Property Tax Office,
townspeople and news media.

Salute to the Flag at 7:00 opened the meeting

Nancy C. Barney, Director of Cattaraugus Co Real Property Office gave a summary of the 45-day permissive referendum needed for the Town of Allegany to enter into an agreement with Cattaraugus County for assessment services. She also summarized what the acting assessor and her office will do for the Town. A few basic questions were asked by the board to Ms. Barney. A letter needs to be sent to the Chairman of the Legislature, with a copy to Nancy Barney that the Town of Allegany desires to contract with the county for assessment services.

AUDITED CLAIMS

Gen A	\$23,132.72	Hwy DA	\$26,912.87
Gen B	\$1,350.85	Hwy DB	\$109,938.41
Sp Dist	\$2,028.38		

MONTHLY REPORTS

Town Clerk	Highway Superintendent
Building & Zoning	Recreation & Parks

Town Justice A. Spears - report for June 2005 - amount to Supervisor \$9255.00
Town Justice E. Allen - report for June 2005 - amount to Supervisor \$4605.89

#1--MOTION TO APPROVE MINUTES

Motion by Higgins to approve the minutes from the June 23, 2005 Public Hearing and Regular Town Board Meeting as written. 2nd by McMullen. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

CORRESPONDENCE

1. Southern Tier West - invoice for Setup & preparation for GIS site. ***TABLE THIS FOR NEXT MEETING. *** needs further information
2. Catt. Co. DPW - notice of preconstruction meeting for Eaton Cross Road bridge
3. NYS OFT - Statewide Wireless Network telephone number changes
4. Notice of decision on David Ozzella Home Occupation request (Planning Board)
5. Town of Allegany Planning Board minutes from June 13, 2005 meeting.
6. NYS Public Service Commission - notice of education forums on proposals for mergers of Verizon & MCI and SBC & AT & T.
7. EAST Resources - notice of continuation of Oil & Gas lease development in Chipmunk Valley.

8. Newsletter form Attorney General Eliot Spitzer
9. TVGA Consultants - informational letter. *** this will be researched at budget time ***
10. Catt. Empire Zone Corp. - 2004 Audited Financial Statements.

NEW BUSINESS

1. Congratulate Mark Lombardo for 25 years of service to the Town.
2. Memo from Village regarding the picnic on 8/4/05 at Fireman's Park - input???
3. Motion needed to send speed limit study and reduction of speed request to Catt. Co. for Nichols Run Road.
4. Niagara Mohawk notice of changes in municipal street lighting billing. (Councilman Wolf) *****TABLE** as Attorney Tuttle to review ***
5. Appoint an Acting Assessor (Councilman Potter)
6. Catt. Co. Real Property Services - agreement with county for assessment services.
7. Time Warner Cable - notice of Adelphia takeover. (Attorney Tuttle)
8. Resolution to cancel the July 28, 2005 regular town board meeting.

#2-MOTION TO CONGRATULATE MARK LOMBARDO

Motion by Eaton to congratulate Mark Lombardo for 25 years of service to the Town of Allegany. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#3-MOTION TO SUBMIT SPEED LIMIT REQUEST ON NICHOLS RUN

Motion by Eaton to submit a speed limit request for 45 mph on Nichols Run Road in the Town of Allegany to the Cattaraugus County DPW. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#4-MOTION TO APPOINT ACTING ASSESSOR

Motion by Potter to appoint Robin Pearl-Lamphier effective immediately as the Acting Assessor for the Town of Allegany at the rate of \$15.87 per hour plus mileage, not to exceed a three month period. 2nd by Eaton. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#5- MOTION TO ENTER INTO AGREEMENT WITH CATTARAUGUS COUNTY FOR ASSESSMENT SERVICES

Motion by Eaton to enter into an agreement with Cattaraugus County for assessment services. This is pending the Town Attorney's approval of the contract. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#6-MOTION TO CANCEL TOWN BOARD MEETING

Motion by Potter to cancel the July 28, 2005 regular Town Board Meeting. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#7-MOTION TO TRANSFER MONEY

Motion by Eaton to transfer from DA5140.1 \$5400.00 to Machine Equipment DA5130.2. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

UNFINISHED BUSINESS

1. Snow & Ice Control contract (J. Moshier) ** working on this to get a 3% increase to cover costs that increased for the Town.

OTHER BUSINESS

1. Memo from Town Clerk regarding a dog control issue. ** DCO suggested that a holding cage be put somewhere in the Village/Town for use at times when the police pick up a dog, but cannot take it to Kistmet Kennels. **DISCUSSION:** will need to check with Ag & Mkts to see if this is okay to do. Clerk will look into this.

#8-MOTION TO TRANSFER MONEY

Motion by Eaton to transfer from Engineer Contractual DA1440.4 \$640.00 to A7110.2. 2nd by Wolf. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

COMMITTEE REPORTS

J. Moshier - The County has advised that the Town of Allegany does not have house numbers on many of the properties within the town. This makes it difficult for emergency vehicles if needed. The County will provide these numbers to be displayed at the road, to the town at cost.

M. Higgins- advised that he and Mel Duggan have gone over the plans that Mel had one of his employees do for a layout for the present Town Hall. Mel gave a summary of changes, estimated costs and answered questions as presented by the board members. Councilman Higgins asked what the next step would be. It was advised that perhaps to contact someone about the real need to do the heating and cooling system and advise them that there may be renovations in the future.

Attorney Tuttle- She and Hwy Superintendent have met with EAST Resources regarding the final agreement for Chipmunk Road. Still need information regarding the bonding for the road. Attorney Tuttle will provide the final agreement.

#9-MOTION TO AUTHORIZE SUPERVISOR TO SIGN AGREEMENT

Motion by Potter to authorize the Town Supervisor to sign the agreement with EAST Resources to use up to 800' of Chipmunk Road as indicated in the described area on the maps and paperwork provided. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

Attorney Tuttle- advises that she and Highway Superintendent have looked over the Public works Mutual Aid Agreement and she will report back to the Board what is found.

From the floor:

There were questions from the floor from various people regarding the revaluation process. Many townspeople expressed their displeasure with the quality of work that GAR performed and they also questioned if the town was to hire them again next year. Supervisor Eaton advised that the issue was to be discussed. There was also a question on the status of the possible purchase of the old high school. The board advised that this issue is on hold.

#10-MOTION TO ADJOURN

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

Meeting adjourned at 9:00 PM

Respectfully submitted,

Mary M. Peck
Town Clerk