

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

Also Present: M.Lombardo, and townspeople

Absent: Attorney W. Tuttle

The meeting was opened at 7:00 pm with a Salute to the Flag

PUBLIC HEARING ON THE 2006 TOWN BUDGET WAS OPENED AT 7:00 PM.

Supervisor Eaton opened the public hearing on the preliminary 2006 town budget and asked if anyone would like to speak or ask any questions. The 1st question was if the budget went up, and it was stated that it went down. The appropriations went down. No other questions by anyone. Therefore, the public hearing was closed at 7:05 pm.

#1-MOTION TO CLOSE PUBLIC HEARING

Motion by Wolf to close the public hearing on the 2006 town budget. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.
CARRIED.

#2 - MOTION TO APPROVE MINUTES

Motion by Higgins to approve the minutes of the 10/11/2005 regular town board meeting. 2nd by Potter. Discussion: #1 under new business on p. 2 sidewalks are to be placed along Plaza Drive, not Dan Eaton Drive. This has been corrected by the Town Clerk. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.
CARRIED.

CORRESPONDENCE

1. Town of Allegany Planning Board Minutes from 9/13/05.
2. Lt. Gov. letter on Quality Communities Interagency Working Group. (2)
3. NYS DOT - Ltr on I-86 Deck replacements - A. L. Blades & Sons.
4. Letter from Dominion to J. Moshier regarding road usage
5. Niagara Mohawk - forms to request changes to outdoor lighting, plus fully executed copies of Form "M" and Schedule "SL"(s)
6. copy of letter from Supervisor Eaton to Catt. Co. Risk Manager
7. MEMORANDUM - from Catt. Co. Administrator - on Catt Co. 2006 budget Schedule, Legislative Committees and Legislature contact information.
8. NYS - ORPS - Distribution of 2005 STAR Administrative Aid.

UNFINISHED BUSINESS

#3-MOTION TO ENTER INTO THE CATTARAUGUS COUNTY HAZARD MITIGATION PLAN

Motion by Eaton to pass the resolution to enter into the participation with Cattaraugus County for Hazard Mitigation Plan as follows:

WHEREAS, the Town of Allegany has limited capability to undertake extensive participation in the preparation of a hazard mitigation plan; and

WHEREAS, Cattaraugus County is able to act on behalf of the Town of Allegany in the analysis and development of a hazard mitigation plan; and

WHEREAS, Cattaraugus County shall prepare a hazard mitigation plan in accordance with the Disaster Act of 2000;

NOW THEREFORE, the Allegany Town board authorizes Cattaraugus County to prepare the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan on behalf of the Town of Allegany, which shall be reviewed and considered for adoption by the Town Board upon completion. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#4-MOTION TO HONOR OVERWEIGHT PERMITS

Motion by Eaton to have the Town of Allegany honor NYS overweight permits on town roads (1-A) and will have them stamped and signed by the Town Highway Superintendent. 2nd by Higgins. Higgins-aye, Potter-abstain, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

1. Plaza Drive sidewalk ROW ** TABLE AS ATTORNEY TUTTLE ABSENT *
2. Cranberry Road abandonment ** TABLE AS ATTORNEY TUTTLE ABSENT
3. Asbestos Removal - town hall bldg. ** This will be done ASAP
4. Dog control issue --- TABLE

NEW BUSINESS

#5-MOTION TO INSTALL A STOP SIGN ON BIRCH RUN ROADS

Motion by Eaton to have the Town of Allegany install a stop sign at the intersection of Upper and Lower Birch Run Roads per request of a Town resident.

2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#6- MOTION TO ACCEPT HIGHWAY DEPARTMENT RESIGNATION

Motion by Wolf to accept the resignation of David Ozzella from the highway department effective November 4, 2005. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#7-MOTION TO CANCEL 11/24/05 REGULAR TOWN BOARD MEETING

Motion by Higgins to cancel the 11/24/05 regular town board meeting. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.

CARRIED...

#8-MOTION BY WITHDRAW FROM CATTARAUGUS COUNTY WORKER'S COMPENSATION PLAN

Motion by Eaton to have the Town of Allegany withdraw from the Cattaraugus County self-insurance plan for worker's compensation effective 1/1/06 and thereby agreeing to pay the town's proportionate share of established liabilities of the said plan. This is primarily due to the fact of the Town's assessment is causing our financial state to escalate unfairly. 2nd by Potter. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

1. Alarm system for court clerk's office. ** this is tabled until more information is provided.

#9-MOTION TO APPROVE THE 2006 TOWN BUDGET

Motion by Eaton that the Town of Allegany Town Board accept the preliminary budget for 2006. 2nd by Potter. DISCUSSION: Councilman Higgins presented a worksheet to request that the planning board, zoning board, custodians and board secretaries all receive an increase in pay. Supervisor Eaton advised that no one even asked for a raise. There will be more meetings, therefore, the members will already be paid more. Councilman Wolf added that he did not feel the members did the jobs for the money. After discussion, it was decided that this issue could be addressed at the organizational meeting. Roll Call Vote: Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

OTHER BUSINESS

- none -

COMMITTEE REPORT

Supervisor Eaton - the water/sewer rates need to be looked at. There is a meeting of the water/sewer committee (Potter, Moshier, Eaton, Hemphill) on Thursday, Nov. 3, 2005 at 7pm at the Town Hall.

Hwy. Superintendent - would like to do interviews for the vacancy at the highway department. Councilmen Potter and Wolf will be at the interviews. Need to hire someone by November 10, 2005.

From the floor: - none -

#10-MOTION TO ADJOURN TO EXECUTIVE SESSION ON PERSONNEL

Motion by Eaton to adjourn to executive session to discuss a personnel issue. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#11- MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR SESSION

Motion by Wolf to adjourn executive session and regular session. 2nd by Eaton. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

Meeting adjourned at 9:20pm.

Respectfully submitted,

Mary M. Peck,
Town Clerk