

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

Also present: J.Dzuroff, M.Painter, M.Lombardo, S.Gollaher, P.Hellier, D. Porter,
Carol Horowitz, and townspeople.

ABSENT: Councilman McMullen

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

#1—MOTION TO APPROVE MINUTES

Motion by Higgins to approve the minutes from the February 26, 2004 regular meeting. 2nd by Wolf. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

#2—MOTION TO APPROVE RE-VAL WORK SESSION MINUTES

Motion by Eaton to approve the minutes from the 2/12/04 re-val work session. 2nd by Higgins. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

AUDITED CLAIMS

Gen A	\$18,337.17	Hwy DA	\$34,312.50
Gen A AP	75.00	Hwy DA AP	1,400.00
Gen B	1,917.50	Hwy DB	5,797.48
Sp Dist	1,197.15		

MONTHLY REPORTS

Town Clerks Hwy Superintendents
Parks & Recreation Building & Zoning

Town Justice A.Spears – report for February 2004 – amount to Supervisor - \$5,796.00

CORRESPONDENCE

1. Town of Allegany Planning Board minutes from 2/9/04 meeting.
2. Adelphia – info on their Chpt. 11 process.
3. Adelphia -- notice of their franchise fees for 10/03 – 12/03.
4. Work Session minutes from 2/12/04 on Revaluation
5. USS – Charles Schumer – 3 letters regarding grants & funding
6. Cattaraugus Co. Dept of Economic Dev., Planning & Tourism – New Publications form the NYS Department of State.
7. NYS Office of Real Property Services -- Residential Assessment Ratio
8. NYS Association of Towns -- NYMIR info and publication
9. NYS Dept. of State -- Penna. Dept of Community & Economic Dev. Appalachian Regional Commission Program
10. State of NY Unified Court System – Justice Court Assistance Program 2004
- Nb 11. Catt. Co. Real Property Services – Re: availability of V4 assessment system

- Ub 12. Rhema Christian Fellowship - Part 2 of Catt. Co. Planning Board Action
Ub 13. Rhema Christian Fellowship – memo from C.Horowitz on progress of the rezoning request.
Nb 14. Allegany Public Library Contract with the Village of Allegany.
15. Catt. Co. Dept of Econ Dev, Planning & Tourism – Historic Preservation Grants Availability.

Cattaraugus County Legislative Prefiled Resolutions.

UNFINISHED BUSINESS

#3—MOTION TO DETERMINE SEQR IMPACT

Motion by Eaton that the request by Rhema Christian Fellowship will have no significant impact on the environment. 2nd by Potter. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

#4—MOTION TO AMEND ZONING ORDINANCE II IN THE I-1 DISTRICTS

Motion by Eaton to allow the addition of churches and other religious institutions into the I-1 districts with a special use permit. 2nd by Wolf. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

- ID for Zoning & Planning Board Members ** per call from Mike Watson, Mr. Hagen advised that he could work something out for ID badges for the planning and zoning board members. (Pat to contact Mike about this)

#5—MOTION TO APPOINT BOARD OF ASSESSMENT REVIEW MEMBER

Motion by Potter to appoint Sam Fahy to the Board of Assessment Review to fill the vacancy left by Helen Monroe for the remainder of the term which ends 9/30/07. (3/11/04 – 9/30/07) 2nd by Higgins. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

- Bonding for the 2004 wheeled excavator
- Prices for truck from Highway Superintendent -- *** \$122,843.10
- Bonding for truck

NEW BUSINESS

#6—MOTION TO AUTHORIZE SUPERVISOR TO SIGN LIBRARY CONTRACT

Motion by Higgins to authorize the Supervisor to sign the Allegany Public Library Contract as provided by the Village of Allegany. 2nd by Potter. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

- Catt. Co. Real Property – V4 assessment system *** Per Marsha, she would rather the County wait for this information to be placed on the system until after the reval is completed.

OTHER BUSINESS

#7—MOTION TO CANCEL TOWN BOARD MEETING DATE

Motion by Wolf to cancel the March 25, 2004 regular Town Board meeting as there will not be a quorum present. 2nd by Eaton. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED. *** This will be published in the Times Herald.

COMMITTEE REPORTS

- Computer updates ** Per David Potter, Cindy's computer is backed-up okay. Dave Barton's computer is too old to back-up. This will be addressed.
- Web-site updates, volunteers, etc. ** Mike Higgins has spoken with Mike Blumenthal about the Town's web-site. He is to look into it further for more information to put on the site.
- Pete Hellier- Planning Board Chairman advised that the planning board is looking into adjusting the mobile home terminology in the Zoning Ordinance II. There have been some problems with them in the C-1 & R-1 areas.
- John Moshier-- price of dump truck is \$122,843.10. John also went to Albany to see about the CHIPS money. We are to receive some but no great increase from what we've received in the past. He also would like to advertise for used-pick-up bids to be opened at the 4/8/04 meeting.
- Attorney Tuttle advises that the Adelpia contract is just about complete. Perhaps sometime in April 2004 it will be in writing.
- Legislator J. Boser- advises that the Cattaraugus Co. Board of Elections may be taking over all of the voting machines in the near future as new machines are being mandated by the Federal Government. He will keep us advised.

From the Floor

Larry Kardos – 3rd St., Allegany.: he has lived in Allegany for over 20 years and he is not happy about the rise in assessment and taxes. He would like the board to do something about this.

#8—MOTION TO ADJOURN TO EXECUTIVE SESSION ON UNION CONTRACT

Motion by Eaton to adjourn to executive session to discuss the union contract. 2nd by Potter. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

#9—MOTION TO ADJOURN EXECUTIVE SESSION AND RE-ENTER REGULAR SESSION

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

#10—MOTION TO BOND FOR HIGHWAY EQUIPMENT

Motion by Potter to bond \$174,777.00 to cover the full amount of the 2004 wheeled excavator and the rest to apply on part of the new dump truck. 2nd by Eaton. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

#11—MOTION TO TRANSFER MONEY TO FUND NEW DUMP TRUCK

Motion by Potter to transfer \$20,000.00 from the highway equipment account and \$73,000.00 from the equipment reserve to pay the balance of the new dump truck. 2nd by Higgins. Higgins-aye, Potter-aye, Wolf-aye, Eaton-aye. CARRIED.

#12—MOTION TO ADJOURN REGULAR MEETING

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

Meeting adjourned.

Respectfully submitted,

Mary M. Peck
Town Clerk