

7:00 PM

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

ALSO PRESENT: Nancy Barney, Catt. Co. Real Property Tax Director,
M.Lombardo, M.Painter, Jim Boser & Charles Krause, Catt Co. Legislators,
Townspeople and news media.

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

To be heard: 1) Nancy Barney, Director of Cattaraugus Co. Real Property Tax Dept.:
Nancy Barney provided a handout to all Board Members regarding assessment services to
municipalities on a contractual basis. She also provided a sample contract for assessment
services along with a section of the Real Property Tax Law that explains the ability of the
County and Town to enter into such agreement, if so desired. Ms. Barney also answered
questions as presented by the Town Board Members.

2) Doug Taylor – Town Resident, Four Mile Road : spoke about a 12’
fence being constructed 35’ from his back door. He is not happy with it and would like
the Town Board to enforce the R1 regulations.

3) Cindy Perkins – neighbor of Taylor- spoke in defense of the fence. It is
her property and she spoke with the Code Enforcement Officer previously about the
fence being put up. If she needed a permit, she would obtain one. She will agree to the
fence being in an R1 district. **Attorney Tuttle, Carol Horowitz and J.Dzuroff will
check the zoning of this area and send letters to Perkins and Taylor regarding this matter.

#1—MOTION TO APPROVE MINUTES

Motion by Potter to approve the minutes of the 5/13/04 meeting. 2nd by
McMullen. One correction on page 3, #6 – change “Motion by Jack” to “Motion
by McMullen”. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye.
CARRIED.

CORRESPONDENCE

1. NYMIR—2003 Annual Report.
2. Notice of Annual Dinner Meeting of Catt. Co. Planning Board. (6/9/04)
3. Notice from GAR of Board of Review Support and cost.(5/18/04) ***
Supervisor Eaton would like to speak with GAR about this as he was under
the impression that this cost was included in the original contract per their
previous discussions. ***
4. NYS Office of Public Security – Memorandum dated 5/17/04.
5. AON Commercial Surety Services – Adelpia Bond

Nb

- Nb 6. Hanover Ins. Co.,-Notice of Cancellation of CATV Performance Bond. ***
For #6 and #7, W. Tuttle will look into this issue and see if there are previous
bonds***
7. Notice of 5th Annual State Purchasing Forum in Albany(6/16 &17/04) ***
Councilman McMullen suggests that Comptroller C. Hemphill attend this
Seminar ***
8. NYS Board of Real Property Services – Tentative Equalization Rate Hearing
Date of 6/15/04 in Albany, NY
9. FAX Transmittal from NYS Office of Real Property Services (5/13/04)
10. NYS Comptroller’s Office – Draft report of Local Government Use of State
Contracts for Vehicle Fuel. (5/21/04)
11. Letter from Benderson regarding trash complaints at Carmike Cinema and
BJ’s park.
- Nb 12. Memo from CEO regarding billing for Duggan & Duggan (5/7/04)
13. Interoffice Memo from Marsha Painter, Assessor dated 5/26/04.
14. Letter from Harry McGavisk rec’d at Town Hall on 5/26/04. *** per
Superintendent J. Moshier, waiting for Niagara Mohawk to cut some trees by
the wires first. ***
- Ub 15. Memo from Mark Lombardo, Director regarding proposed summer fee
schedule. Memo dated 4/26/04.
- Nb 16. Memo from Town Comptroller regarding transfers dated 5/26/04

Cattaraugus County Legislature prefiled resolutions rec’d 5/17/04 & 5/24/04.

NEW BUSINESS

- #5 & #6 above—on the surety bond for Adelpia ** Attorney Tuttle to look into***
- #12 above- Memo from CEO on Duggan & Duggan billing *** Discussion: it was
decided that Duggan & Duggan will be billed as CEO did work as a Town Official

#2—MOTION TO APPROVE TRANSFERS

Motion by McMullen to approve the transfers as provided by the Town Comptroller:
\$328.00 from B8010.4 Zoning Cont. to B8010.11 Zoning Clerk PS to cover hours
worked by Sherry to train Patty. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-
aye, Wolf-aye, Eaton-aye. CARRIED.

- Set summer Town Board Meeting schedule. *** TABLE THIS ITEM ***

#3—MOTION TO SET ASSESSOR’S AIDE PAY

Motion by Potter to set the pay for the Assessor’s Aide at \$10.25/hr. 2nd by
Higgins. Higgins-aye, Potter-aye, McMullen-nay, Wolf-nay, Eaton-aye.
CARRIED.

UNFINISHED BUSINESS

- Summer fee schedule for Recreation & Parks Department (M. Lombardo) *** Mr. Lombardo provided a handout and gave a short summary of some fees for the recreation department. After some discussion between the Board members, it was decided that this issue will be addressed at budget time. ***
- DCO appointment and “Oath of Office” (needs to be signed) *** Mr. Bronold will stop into the Town Clerk’s office on Friday to sign this form. ***

#4—MOTION TO CREATE A DOG CONTROL OFFICER POSITION

Motion by Potter to create a Dog Control Officer Position for the Town of Allegany. 2nd by Eaton. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

#5—MOTION TO APPOINT DOG CONTROL OFFICER

Motion by Eaton to appoint Richard (Bud) Bronold as the Dog Control Officer for the Town of Allegany for the remainder of the year at the budgeted amount. 2nd by Higgins. Higgins-aye, Potter-aye, McMullen-aye, Wolf-aye, Eaton-aye. CARRIED.

- Meeting with the Village Board on Weds., June 16th at 7PM at Town Hall *** This was agreed upon by the Town Board Members ***
- Roofing bids for Senior Center Roof . Councilman McMullen has been looking at the Town’s Procurement Policy regarding the bidding out of this work. Councilman Wolf has spoken with various individuals and has been advised to do a good maintenance/repair check on the roof first; it was also suggested to check the air conditioner to make sure it is not leaking. This matter will be TABLED to the June 10th meeting.

OTHER BUSINESS

John Moshier – he will be gone June 7th, 8th, 9th 2004 to highway superintendent’s school.

COMMITTEE REPORTS -- none

From the Floor: Mark Dodds of Blair Road: He is dissatisfied with the outcome of his request to the Town to prove who owns what part of Blair Road. Mr. Dodds would like the issue to be revisited. Attorney Tuttle advised Mr. Dodds to contact her in writing in care of the Town and she will go over the matter with the Town Board again. Mr. Dodds would like the Town to maintain the entire length of “Blair Road”.

#6—MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS
PERSONNEL MATTER

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

#7—MOTION TO ADJOURN EXECUTIVE SESSION AND REGULAR SESSION

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

Meeting Adjourned.

Respectfully submitted,

Mary M. Peck
Town Clerk