

PRESENT WERE: Deputy Supervisor Potter Councilman McMullen
Councilman Wolf Comptroller C. Hemphill
Town Clerk M. Peck

Also present: M. Lombardo and Dawn Karl-news media.

ABSENT: Supervisor Eaton, Councilman Higgins, Hwy. Superintendent
Moshier and Attorney W. Tuttle.

BIDS: Salt Storage Building at Highway Garage
• Received one bid on the Salt Storage Building as follows:
New Eagle Silo Corp. of 7648 Hurdville Rd., Arcade, NY 14009, for
precast reinforced concrete walls for a 50 X 80 salt storage bldg.
\$28,600.00 and a Non-Collusive Bidding Certificate included.

Salute to the Flag at approximately 7:05 pm opened the meeting.

To be heard: Allegany Board of Fire Commissioners

#1-MOTION TO APPROVE MINUTES

Motion by McMullen to approve the minutes from the September 9, 2004 regular meeting. 2nd by Potter. Discussion: Corrections: 1) Councilman McMullen: page 3, change "for girls softball" to "playing field" in 3 places; 2) Councilman Potter: page 4, change the name of "Norm" to "Norm Leygh" of IDA; 3) Comptroller C. Hemphill: page 4, need to specify the transfers in the motion. Also, per Comptroller Hemphill, two motions that Supervisor Eaton's vote was not recorded. Town Clerk will check the tape and with the Supervisor to see what the vote was.(this will be changed by the Town Clerk). McMullen-aye, Wolf-aye, Deputy Supervisor Potter-aye. CARRIED.

CORRESPONDENCE

1. GAR Associates, Inc. – revised payment schedule for Annual Reassessment Project for 2005.
2. Catt. Co. Risk Management – Workers' Compensation Payments
3. Memo from Attorney Tuttle on Tax Assessment Review Cases
4. Association of Towns – letter and resolution on the local traffic fine revenues
5. Association of Towns – Info on worker's compensation coverage
6. Catt. Co. Legislature – info on Historic Preservation Workshop
7. NYS Office of Parks, Recreation & Historic Preservation – info on availability of application for the 2005 Recreational Trails Program grants ** Councilman Higgins should look into. ***
8. Letter from NYMIR to person on an incident on Constitution Ave.
9. Memo from Attorney Tuttle to Town Board on Adelpia Franchise Agrmnt
10. NYMIR – newsletter It's Our Policy
- Nb 11. Letter of Resignation from Zoning Board Member, Albert Wager

Cattaraugus County Legislature – Prefiled resolutions (2)

UNFINISHED BUSINESS

- Info from Attorney Tuttle on Kinley Corp. and the waiver of fees
- Info from Attorney Tuttle on the Concerned Citizens Coalition (she has had no response yet and is to contact their attorney)
- Info from Attorney Tuttle on the Farmersville Dump Opposition.

*** Attorney Tuttle not present at this meeting, therefore, this will all be put on the next agenda. ***

NEW BUSINESS

- Resignation from Zoning Board of Appeals Member, Albert Wager.
- Salt Storage Bldg Bid *** TABLE for Highway Superintendent's input.***
- BAN Renewal
- Appointment of Patricia Karl as temporary part-time assessor's aide

#2—MOTION TO ACCEPT RESIGNATION

Motion by Potter to regrettfully accept the resignation of Al Wager as Zoning Board Member. 2nd by McMullen. McMullen-aye, Wolf-aye, Potter-aye.
CARRIED.

Town Clerk will send a Thank you letter and also place an ad in the Times Herald as there is now a vacancy on the Zoning Board.

#3—MOTION TO TABLE SALT STORAGE BUILDING BID

Motion by Potter to table the salt storage building bid until the Highway Superintendent has a chance to review it. 2nd by McMullen. McMullen-aye, Wolf-aye, Potter-aye. CARRIED.

#4—MOTION TO AUTHORIZE SUPERVISOR TO SIGN BAN

Motion by McMullen to authorize the Supervisor to sign a BAN renewal on 10/01/04 at 2.55% in the amount of \$116,000.00. 2nd by Wolf. McMullen-aye, Wolf-aye, Potter-aye. CARRIED.

#5—MOTION TO APPOINT PART TIME TEMPORARY ASSESSOR'S AIDE

Motion by Potter to appoint Patricia Karl as part-time temporary assessor's aide at her current rate of pay. 2nd by McMullen. McMullen-aye, Wolf-aye, Potter-aye.
CARRIED.

OTHER BUSINESS

- Planning & Zoning Board merger will be discontinued as not feasible at this time

*** Robert Wenzel, representing the Board of Fire Commissioners arrived at this time and addressed the Town Board regarding the old Mobil gas station. He advised the

Board that the Fire Commissioners would like to have the Town's consent to purchase now, not lease the old gas station site. They would save \$51,000.00 if they purchased instead of leased. The Town Board stated that they would prefer to have a full board present and the Town Attorney before they considered a vote. Therefore, this will be TABLED to the October 14, 2004 Town Board Meeting.

COMMITTEE REPORTS

- Jack McMullen -- New playing field: The area has been cleared by the Town Highway Department. Now they need top soil trucked in. The objective is to have the new field in use by the beginning of next season. If the new field is not ready, then the Town Board, Little League & Girls Softball members will sit down and work out a temporary solution. Per Joe Wolf, the Little League and Softball people are to work together on this.
- Joe Wolf—roof at the Senior Center is not done yet. (soon) The doors need to be measured so he is to get with John Moshier about those and also the front door at the Town Hall need to be looked at for repairs.

From the Floor: nothing from the floor.

#6—MOTION TO ACCEPT SALT STORAGE BID UPON APPROVAL

Motion by Potter to accept the salt storage building bid upon John Moshier's approval. 2nd by Wolf. McMullen-aye, Wolf-aye, Potter-aye. CARRIED.

#7—MOTION TO ADJOURN MEETING

Motion by McMullen to adjourn meeting. 2nd by Potter. McMullen-aye, Wolf-aye, Potter-aye. CARRIED.

Meeting Adjourned.

Respectfully submitted,

Mary M. Peck
Town Clerk