

MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING
TUESDAY, JULY 28, 2020 7:00 PM TOWN HALL

PRESENT:

Supervisor Hitchcock	Councilwoman Martin
Town Clerk D. Pinney	Attorney Tuttle
Councilman Maguire	Councilman Cooper
Comptroller D. Piccioli	Hwy. Superintendent Moshier

ABSENT:

Councilman Nazemetz

ALSO PRESENT:

Salute to the Flag opened the meeting

#61-MOTION TO ACCEPT MINUTES FROM THE JUNE 23, 2020 REGULAR BOARD MEETING

Motion by Councilman Maguire to accept the minutes from the June 23, 2020 Regular Board meeting as written. 2nd by Councilwoman Martin. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

AUDITED CLAIMS

Gen A	\$	28,813.76
Gen B	\$	1,914.96
Hwy DA	\$	18,675.66
Hwy DB	\$	126,967.45
Spec Dist.	\$	3,742.56

MONTHLY REPORTS

Town Clerk
Building & Zoning Depts.
Highway Dept.
~~Rec. Dept.~~
Cemetery
~~Assessor~~

- All Board members have received & reviewed the income & expense reports for June 2020.

Town Justice D. Porter – report for June 2020 – amount collected: \$ 3,125.00.
Town Justice A. Spears – report for June 2020 – amount collected: \$ 2,939.00.

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CORRESPONDENCE

1. Bielinski complaint received 7/21/2020
 - The Board discussed permitting & possible restrictions on fireworks within the Town of Allegany

NEW BUSINESS

1. Sign Allegheny River Trail contract

#62-MOTION TO SIGN ALLEGHENY RIVER TRAIL MAINTENANCE AGREEMENT

Motion by Councilman Maguire to allow Supervisor Hitchcock to sign Allegheny River Trail Maintenance Agreement with the City of Olean. 2nd by Councilman Cooper. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

2. Truck bids have been received on 7/21/2020 & are being reviewed by John Moshier

#63-MOTION TO AWARD (3) TRUCK BIDS

Motion by Councilwoman Martin to award (3) truck bids to Jones Chevrolet-Buick-GMC, Warren, PA (sole bidder).(1) 2021 4WD 2500 Double Cab at \$33,559.00 & (2) 2021 4WD 2500 Crew Cabs at \$33,833.00 ea.. 2nd by Councilman Maguire. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

3. Appoint Rural Revitalization Corporation as the Fair Housing Officer for the Town of Allegany.

RESOLUTION NO.64 RESOLUTION WITH REFERENCE TO THE TOWN OF ALLEGANY, CATTARAUGUS COUNTY, NY APPOINTMENT OF FAIR HOUSING OFFICER

WHEREAS, the Town of Allegany was awarded \$287,000 in Community Development Block Grant (CDBG) funds to complete handicapped accessibility improvements at the Town Hall: and

WHEREAS, CDBG regulations require grant recipients to affirmatively further fair housing practices in their community in accordance with the Fair Housing Act; and to appoint a Fair Housing Officer to develop a Fair Housing Plan and to carry out or oversee activities of the plan; and

WHEREAS, the Board of Trustees wishes to appoint a Fair Housing Officer who has familiarity with housing regulations and activities that would further fair housing; and

NOW, THEREFORE, be it RESOLVED as follows:

1. The Board of Trustees of the Town of Allegany appoints Rural Revitalization Corporation (RRC) as Fair Housing Officer for the Town.

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2. The position of Fair Housing Officer shall be renewed annually.
3. This resolution shall take effect immediately.

Dated: July 28, 2020

Introduced by: Maguire Seconded by: Cooper Voting Aye: 4 Voting Nay: 0

- Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent.
CARRIED

CERTIFICATE OF RECORDING OFFICER

The attached Resolution is a true and correct copy of a resolution authorizing the appointment of a Fair Housing Officer for the Town of Allegany per Community Development Block Grant requirements, as adopted at a legally convened meeting of the Board of Trustees of the Town of Allegany on 7/28/2020; and further that such Resolution has been fully recorded in the Book of Minutes of the Town of Allegany Board of Trustees in my office.

In witness whereof, I have here unto set my hand at this

28th day of July, 2020.

Deryle L. Pinney

(signature)

Deryle L. Pinney, Clerk, Town of Allegany

4. Appoint Kathy Martin certifying officer for the Town of Allegany to sign all the NEPA submission documentation for the CDBG grant

#65-MOTION TO APPOINT COUNCILWOMAN MARTIN CERTIFYING OFFICER

Motion by Councilman Maguire to appoint Councilwoman Martin Certifying Officer for the Town of Allegany CDBG grant. 2nd by Councilman Cooper. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

5. DESIGNATION OF LEAD AGENCY STATUS FOR THE TOWN OF ALLEGANY TOWN HALL IMPROVEMENTS PROJECT for the SEQRA review

RESOLUTION NO.66 DESIGNATION OF LEAD AGENCY STATUS FOR THE TOWN OF ALLEGANY TOWN HALL IMPROVEMENTS PROJECT

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Whereas, the Town of Allegany District, in an effort to improve its facilities, has initiated a Town Hall Improvements Project; and

Whereas, July 28, 2020, the Town of Allegany Town Board took action to proceed with said project. Now, therefore, be it

Resolved, that the Town of Allegany will act as the lead agency in the SEQRA review of the action for the proposed Town of Allegany Town Hall Improvements Project.

Dated: July 28, 2020

Introduced by: Martin Seconded by: Maguire Voting Aye: 4 Voting Nay: 0

- Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent.
CARRIED

6. RESOLUTION CLASSIFYING THE PROPOSED TOWN OF ALLEGANY TOWN HALL IMPROVEMENTS PROJECT AS AN UNLISTED ACTION, DETERMINING THE SIGNIFICANCE OF SUCH ACTION, AND DIRECTING THAT THE NEGATIVE DECLARATION BE PUBLISHED IN ACCORDANCE WITH SEQRA.

RESOLUTION NO.67 CLASSIFYING THE PROPOSED TOWN OF ALLEGANY TOWNHALL IMPROVEMENTS PROJECT AS AN UNLISTED ACTION, DETERMINING THE SIGNIFICANCE OF SUCH ACTION, AND DIRECTING THAT THE NEGATIVE DECLARATION BE PUBLISHED IN ACCORDANCE WITH SEQRA.

Whereas, the Town of Allegany has designated itself as lead agency for purposes of the State Environmental Quality Review Act (SEQRA) for above referenced project, and

Whereas, the Town of Allegany has considered and reviewed the project, now therefore be it,

Resolved, the Town of Allegany, as the lead agency for purposes of this project, determines that the project is an Unlisted Action for the purposes of SEQRA and be it further

Resolved, based upon the Short Environmental Assessment Form completed by Clark Patterson Lee, the Town of Allegany determines that the action will not have a “significant effect” on the environment and, therefore, directs that a negative declaration be prepared, and be it further

Resolved, that as a consequence of such finding, the Town of Allegany hereby directs that the negative declaration be distributed and published in accordance with the requirements of SEQRA.

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- Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent.
CARRIED

7. Justice Court Assistance Program (JCAP) – application resolution

#68-MOTION TO AUTHORIZE THE APPLICATION FOR THE 2020-2021 JCAP GRANT

Motion by Councilman Cooper to authorize the Town of Allegany Court to apply for the JCAP grant in the 2020-2021 grant cycle for up to \$30,000.00. 2nd by Councilman Maguire. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent.
CARRIED

OLD BUSINESS

1. Kel-Kur Electric has donated its services to complete the electrical work at Stayer Park for up to \$1,000.00.
2. Supervisor Hitchcock discussed the 4th & Maple contract status with the Board. They continue to consider options with the uncertain length of closure of the recreation program.

OTHER BUSINESS

1. From the NYS Comptroller the property tax cap rate has been set at 1.56% for the 2020-21 budget

COMMITTEE REPORT

1. Craig & Andy (technology) – set up shared calendars for recurring events & reminders
2. Councilwoman Martin asked Attorney Tuttle when the Town Court will resume. Attorney Tuttle stated that the local courts are beginning to resume sessions.
3. Councilman Maguire stated a Zoom meeting will be held next Monday at 12:00pm to discuss GOBike trails

FROM THE FLOOR

#69- MOTION TO ADJOURN TO EXECUTIVE SESSION FOR LEGAL REASONS.

Motion by Councilwoman Martin to adjourn to executive session at 8:09 pm for legal reasons. 2nd by Councilman Cooper. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

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#70- MOTION TO RETURN TO REGULAR SESSION.

Motion by Councilman Cooper to return to regular session at 8:20 pm. 2nd by Councilman Maguire. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

#71- MOTION TO ADJOURN THE MEETING.

Motion by Councilman Maguire to adjourn the entire meeting at 8:21 pm. 2nd by Councilman Cooper. Hitchcock-aye, Martin- aye, Maguire-aye, Cooper-aye, Nazemetz-absent. CARRIED

Respectfully submitted,

Deryle Pinney, Town Clerk
7/28/2020