

# MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, MARCH 12, 2013 7:00 PM TOWN HALL

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PRESENT WERE: Supervisor Hare Councilman Koebelin  
Councilman O’Dell Councilman Hitchcock  
Councilman Allen Hwy Superintendent Moshier  
Attorney W. Tuttle Comptroller C. Hemphill  
Town Clerk M. Peck

ALSO PRESENT: G.Ayers, D.Sue, H.Larsen, F.Defiore, G.Phearsdorf, K.Boser, R.Jordan, K.Lent-Paul

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

## MONTHLY REPORTS

Town Clerk Building & Zoning  
Highway Department

Town Justice D. Porter – report for February 2013 – amount of check: \$8,154.00

Town Justice A. Spears – report for February 2013 – amount of check: \$5,200.00.

## #66-MOTION TO APPROVE MINUTES

Motion by Allen to approve the minutes from the February 26, 2013 regular meeting as written. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

## CORRESPONDENCE

1. Letter from Senator Young ( dtd 2/26/13) regarding local “Waterfront Revitalization Program”
2. Letter from Catt. Co. Health Dept. regarding costs of mosquito spraying (dtd 2/28/13)
3. Letter from Labella Assoc. regarding Allegany Bicycle-Pedestrian Connector Trail
4. NYSEG –Emergency Telephone numbers.
5. Clark-Patterson-Lee – Water System Model Update – proposal
6. SUNY – VDC Program Survey – response by March 15<sup>th</sup>
7. Time Warner Cable – notice of restructuring
8. Letter from Atty. G. Abraham regarding request for legislative modification of local zoning law governing wind energy facilities. (dtd 3/8/13)

## NEW BUSINESS

1. Catt. Co. Board of Elections – request to use Town Highway Building as polling site.
2. Overture from Olean Y concerning Town Rec. Dept. ( Supervisor Hare) **\*\*\*this to be researched\*\*\***
3. Updating of the Employee Manual (Supervisor Hare & Councilman Koebelin)**\*\*\*this to be worked on\*\*\***
4. Decision handed down on the Everpower suit against Town Planning Board **\*\*\*Per Supervisor Hare, Attorney advised that they would most likely file an appeal, and that is what has been done.\*\*\***

## #67-MOTION TO ENTER INTO POLLING PLACE AGREEMENT WITH CATTARAUGUS COUNTY

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Motion by Hare that the Town enter into an agreement with Cattaraugus County Board of Elections to allow use of Town highway and municipal building as a polling site for elections in 2013. 2<sup>nd</sup> by O'Dell. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

## UNFINISHED BUSINESS

1. Status of proposals for new Town Plow (Hwy Spt. Moshier)\*\*\***per Hwy. Superintendent, the specs are ready to go out for bid\*\*\***
2. Status of water meter upgrades at St. Bonaventure Univ. (J.Moshier) \*\*\***TABLE\*\*\* approximately \$4300.00 for a new communication head.**

## COMMITTEE REPORTS

Supervisor Hare and Councilman Hitchcock met with Mike Niles regarding the baseball fields  
Councilman Allen & Supervisor Hare met with Don Sue regarding the water problems at the Sr. Center

### #68-MOTION TO SEND WELCOME LETTER TO SUBWAY

Motion by Allen to have Town Supervisor send welcome letter to Matt Keller, Subway owner, welcoming his business to Allegany. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

1. Executive session to discuss personnel and legal matters.

### **From the floor:**

Kelly Lent-Paul questioned about the Dog Control Officer's demeanor. Attorney Tuttle advised that she and Supervisor Hare had a meeting with the Dog Control Officer regarding procedures.

### #69-MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS PERSONNEL AND LEGAL MATTERS

Motion by Hare to adjourn to executive session to discuss personnel issues and legal matters. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Regular portion of meeting adjourned at 7:37 pm.

### #70-MOTION TO ADJOURN EXECUTIVE SESSION AND RE-ENTER REGULAR SESSION

Motion by Koebelin to adjourn executive session and re-enter regular session. 2<sup>nd</sup> by Allen. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Executive Session adjourned at 8:42 pm.

### #71-MOTION TO ADVERTISE IN OLEAN TIMES HERALD FOR RECREATION & PARKS DIRECTOR

Motion by Hare to place an ad in the Olean Times Herald for a recreation & parks director. 2<sup>nd</sup> by O'Dell. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

### #72-MOTION TO CONTRACT WITH MARK LOMBARDO

Motion by Hare to contract with Mark Lombardo, (previous Recreation & Parks Director) as an independent contractor at \$25.00/hour for no more than 25 hours per week until a new

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Recreation & Parks Director is appointed. 2<sup>nd</sup> by Allen. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

## #73-MOTION TO ADJOURN ENTIRE MEETING

Motion by Hare to adjourn entire meeting. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Meeting adjourned at 8:45 pm

Respectfully submitted,

Mary M. Peck, Town Clerk  
3/13/13