PRESENT WERE: Supervisor Hare Councilman Koebelin
Councilman O’Dell Councilman Hitchcock
Councilman Allen Attorney Tuttle
Hwy Superintendent Moshier Comptroller C. Hemphill
Town Clerk M.Peck
Also present: G.Ayers, D. Sue, S. Guthrie, H. Larson, F.Defiore, K.Mosman, R. Mosman,
R.Parker, E. Peck, C. Horowitz

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

BID: Diesel Fuel Bid for 2014---Received one (1) bid from Rinker Oil Corp, Inc.

MONTHLY REPORTS
Building & Zoning Dept. Town Clerk
Highway Department


#224-MOTION TO APPROVE MINUTES
Motion by Koebelin to approve the minutes from the November 26, 2013 Public Hearings and
Regular Meeting as written. 2nd by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-
aye, Hare-aye. CARRIED.

CORRESPONDENCE

1. NYS Dept. of State – Copy of letter to Jack Searles, County Administrator regarding the 2012-
2013 Local Government Efficiency Grants.
2. Time Warner Cable – notice of franchise fee payment
3. Freedom of Information Request from The Knoer Group, PLLC
4. NYS Homes & Community Renewal – Certificate of Completion, Project #18CP-33-10

UNFINISHED BUSINESS

1. Emergency Services Contract with the Village of Allegany (Attorney Tuttle) ***Attorney Tuttle,
the Village Attorney, the Mayor and another board member will be meeting this Friday at 11 am
to discuss this issue.***

NEW BUSINESS

1. Approve amendment to the Union Contract – medical insurance adjustment
2. Approve agreement with 4th & Maple for gymnasium use
3. Set December meeting schedule
4. Decide amount of money to set aside for perpetual care for cemetery
5. Approve agreement with Town Assessor.
6. Complete SEQRA on the two Route 417 re-zoning actions to approve from R-1 to C-1.
7. Memo from Comptroller with budget adjustment
8. Memo from Comptroller with transfers
9. Diesel Fuel Bid award

#225-MOTION TO APPROVE AMENDMENT TO UNION CONTRACT – MEDICAL INSURANCE
Motion by Hare to approve the amendment to the Union Contract “With the discontinuation of the present health insurance plan, referred to as Slate POS 7100 Plan 6 by Blue Cross/Blue Shield, effective January 1, 2014, the membership of AFSCME Local 1304-A agrees to be covered by Slate POS 7100 Silver offered by Blue Cross/Blue Shield.” 2nd by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#226-MOTION TO APPROVE AGREEMENT WITH FOURTH & MAPLE, LLC
Motion by Hare to approve the agreement with 4th & Maple, LLC for gymnasium use at a cost of $2450.00 per month; this is a two-year lease extension. 2nd by O’Dell. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#227-MOTION TO SET DECEMBER 2013 TOWN BOARD MEETING SCHEDULE
Motion by Hare to cancel the regularly scheduled meeting for 12/24/13 and to set the end-of-year meeting for 10:00 am on Tuesday, 12/31/13 at the Town Hall. 2nd by O’Dell. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#228-MOTION TO SET 2014 ORGANIZATIONAL MEETING DATE AND TIME
Motion by Hare to set the 2014 organizational meeting for Thursday, January 2, 2014 at 7:00 pm at the Town Hall. 2nd by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#229-MOTION TO USE A CEMETERY CD FOR PERPETUAL CARE
Motion by Hare to use CD #TD 24-35M-0011 in the amount of $75,613.26 for perpetual care at the cemeteries and to use the smaller CD in the amount of $25,000.00 for tree cutting, maintenance, etc. at the cemeteries as needed. 2nd by Allen. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#230-MOTION TO APPROVE AGREEMENT WITH THE TOWN ASSESSOR
Motion by Hare to approve the agreement with the Town Assessor. 2nd by Allen. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

***Carol Horowitz gave a brief summary of what is needed to re-zone the properties along Route 417 between the old Castle property and Constitution Ave.***

#231-MOTION TO APPROVE SEQRA ON THE 6 PROPERTIES ALONG ROUTE 417
Motion by Hare to determine that the re-zoning changes for parcels #94.061-1-34; 94.061-1-35; 94.061-1-36; 94.061-1-37; 94.061-1-38 and 94.061-1-39 will have no significant impact on the environment. 2nd by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#232-MOTION TO FORMALLY APPROVE THE RE-ZONING OF PARCELS ALONG ROUTE 417
Motion by Hare that the Town of Allegany formally approve the re-zoning of parcels # 94.061-1-34, 94.061-1-35, 94.061-1-36, 94.061-1-37, 94.061-1-38 and 94.061-1-39 from R-1 to C-1.  2nd by Koebelin.  Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#233-MOTION TO APPOINT DEPUTY TOWN CLERK
Motion by Hare to approve Michele Trietley as the Deputy Town Clerk effective 12/16/13 at a rate of pay of $9.50/hr.  2nd by Allen.  Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#234-MOTION TO APPROVE TRANSFERS AND BUDGET ADJUSTMENTS PER COMPTROLLER MEMO
Motion by Hare to approve the following:

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<thead>
<tr>
<th>DR Estimated Revenues</th>
<th>A510</th>
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<tbody>
<tr>
<td>Unclassified Revenues</td>
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<tr>
<td>CR Appropriations</td>
<td>A960</td>
<td>$3000.00</td>
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<tr>
<td>Justice CE</td>
<td>A1110.49</td>
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Money received:

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<tr>
<th>DR Estimated Revenues</th>
<th>DA510</th>
<th>$10,000.00</th>
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</thead>
<tbody>
<tr>
<td>Sale of Equipment</td>
<td>DA2665</td>
<td></td>
</tr>
<tr>
<td>CR Appropriations</td>
<td>DA960</td>
<td>$10,000.00</td>
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<tr>
<td>Machinery CE</td>
<td>DA5130.40</td>
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</tr>
</tbody>
</table>

Money received:

<table>
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<tr>
<th>TRANSFERS:</th>
<th>from</th>
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<tbody>
<tr>
<td>$1807.68</td>
<td>A1315.10 Comptroller PS</td>
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<td>$2000.00</td>
<td>A1420.40 Attorney CE</td>
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<td>$1000.00</td>
<td>A1620.10 Town Hall PS</td>
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<td>$ 250.00</td>
<td>A3310.40 Traffic Control CE</td>
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<tr>
<td>$ 600.00</td>
<td>A5010.40 Hwy Supt. CE</td>
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<tr>
<td>$ 126.34</td>
<td>A7110.14 Parks PS</td>
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<td>$1000.00</td>
<td>A7150.11 Gym PS</td>
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<tr>
<td>$ 400.00</td>
<td>B8010.10 CEO PS</td>
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<td>$6000.00</td>
<td>B8020.40 Planning CE</td>
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<tr>
<td>$3000.00</td>
<td>DA5130.10 Machinery PS</td>
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<td>$4655.09</td>
<td>DB5110.10 Gen Repair PS</td>
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<tr>
<td>$4000.00</td>
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</table>

2nd by O’Dell.  Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#235-MOTION TO AWARD DIESEL FUEL BID FOR 2014
Motion by Hare to award the diesel fuel bid to Rinker Oil, Corp. of Cuba, NY at the rate of $3.32296 per gal. for #2 Diesel and $3.2596 per gal. for winter blend 60/40.  A non-collusive bid certificate was included.  2nd by Koebelin.  Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#236-MOTION TO SET UP AN ACCOUNT FOR DONATIONS TO THE CEMETERIES
Motion by Allen to have the Comptroller set up an account for donations to the cemeteries and to also write up rules and procedures for this account. 2\textsuperscript{nd} by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

**#237-MOTION TO RESCIND MOTION #213 OF 2013**

Motion by Hare to rescind motion #213 from the 11/12/13 meeting until further information can be obtained. 2\textsuperscript{nd} by O’Dell. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

**#238-MOTION TO RESCIND MOTION #214 OF 2013**

Motion by Hare to rescind motion #214 of 2013 until further information can be obtained. 2\textsuperscript{nd} by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

- The purchasers of the four(4) signs are to deal directly with the sign maker, so the Town will not be involved in the purchase.***

**OTHER BUSINESS**

- Carol Horowitz – gave a brief report on the initial meeting of an Inter-Community committee to improve river access. This committee is to try and obtain grant money for all municipalities along the river to help improve access to the river for boating, parks, boat launches, etc. There is a meeting to be scheduled for January 2014.

**COMMITTEE REPORTS**

- Executive session to seek legal advice and pending litigation
- Supervisor Hare – putting together information for the emergency generator grant application which must be submitted by the close of business on 12/11/13.
- Councilman Allen – Stephanie provided a price listing for area cemeteries so that we can see where we stand price wise with other cemeteries. Also, a desk is needed for the cemetery office.
- Councilman O’Dell – all of the Town of Allegany signs have been ordered.

From the Floor: Ellen Peck – questioned who backs up Code Enforcement Officer when he has a problem? Attorney Tuttle – advised that he can issue appearance tickets to appear in Court.

**#239-MOTION TO ADJOURN TO EXECUTIVE SESSION ON LEGAL ISSUES**

Motion by Hare to adjourn to executive session on legal issues. 2\textsuperscript{nd} by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Regular portion of meeting adjourned at 8:16 PM

**#240-MOTION TO ADJOURN EXECUTIVE SESSION AND RE-ENTER REGULAR SESSION**

Motion by O’Dell to adjourn executive session and re-enter regular session. 2\textsuperscript{nd} by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.
#241-MOTION TO ADJOURN ENTIRE MEETING

Motion by Hare to adjourn entire meeting. 2nd by Allen. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

Meeting adjourned at 8:41 pm

Respectfully submitted,

Mary M. Peck, Town Clerk
12/11/13