

# MINUTES – TOWN OF ALLEGANY REGULAR BOARD MEETING TUESDAY, MARCH 11, 2014 7:00 PM TOWN HALL

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PRESENT WERE: Supervisor Hare Councilman Koebelin  
Councilman O'Dell Councilman Hitchcock  
Councilman Parker Hwy Spt. Moshier  
Attorney Tuttle Comptroller C. Hemphill  
Town Clerk M. Peck

ALSO PRESENT: D.Sue, H. Larson, F.Defiore, L.Ball, E.McElfresh

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

## AUDITED CLAIMS

Gen A	\$26,190.59	Hwy DA	\$42,371.49
A.P.	\$ 1,564.21	Hwy DB	\$ 8,850.40
Gen B	\$35,473.84	Sp Dist	\$ 2,141.08
		A.P.	\$41,399.07

## MONTHLY REPORTS

Town Clerk	Building & Zoning
Hwy Dept.	Parks & Recreation Dept.

Town Justice D. Porter – report for February 2014, amount of check: \$7664.50.

Town Justice A. Spears – report for February 2014, amount of check: \$9387.00.

## #55-MOTION TO APPROVE MINUTES

Motion by Koebelin to approve the minutes from the February 25, 2014 regular board meeting as written. 2<sup>nd</sup> by O'Dell. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Parker-aye, Hare-aye. CARRIED.

## NEW BUSINESS

1. Resolution for the Walkable Streets Program
2. Appointment of Temporary Town Engineer

## #56-MOTION TO APPROVE AGREEMENT WITH CORNELL UNIVERSITY COOPERATIVE EXTENSION ALLEGANY-CATTARAUGUS COUNTIES COMPLETE STREET POLICY

Motion by Hare to approve the agreement with Cornell University Cooperative Extension of Allegany & Cattaraugus Counties: “**Purpose:** Local Community policies can establish a sustainable model for a Healthy “**Town of Allegany**”. The “**Town of Allegany**” is responsible for funding, operating and maintaining the majority of the streets within the “**Town of Allegany**”. This “**Complete Streets**” policy will ensure the highest quality along with consistent implementation of pedestrian and bicycle transportation systems. **Proposed Policy: Town of Allegany** hereby adopts the policy of “**Complete Streets**” as a guiding principle for our infrastructure. “**Complete Streets**” are defined as facilities that “**are designed and operated to enable safe access for all users. Pedestrians, bicyclists, motorists and bus riders of all ages and abilities are able to safely move along and across a complete street.**” The Town of Allegany will support the development of a complete system of bikeways and pedestrian facilities, and shared use paths, bicycle parking and safe crossings connecting residences, businesses and public places. The **TOWN OF ALLEGANY** will support the development of a complete system of

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bikeways and pedestrian facilities, and shared use paths, bicycle parking and safe crossings connecting residences, businesses and public places. The **TOWN OF ALLEGANY** will promote walking and bicycling for health, environmental sustainability, exercise, transportation and recreation. Bicycle and Pedestrian facilities shall be provided in all new construction, reconstruction and maintenance projects in **TOWN OF ALLEGANY** unless one of the following conditions is met: \* Bicyclists and Pedestrians are prohibited by law from using the roadway. In this instance, pedestrians and bicyclists will be accommodated elsewhere within the right of way or within the same transportation corridor. \* The cost of establishing bikeways or walkways would be excessively disproportionate to the need or probable use. Disproportionate is defined as exceeding twenty percent of the cost of the larger project. \* On sparsely populated rural roads, where the Town of Allegany deems the cost is disproportionate with the projected need/use. \* The Town of Allegany feels the installation of the bicycle/pedestrian facility is inappropriate for this project. \* In cases where the existing right-of-way does not allow for sidewalks, bike lanes, paths or other improvements, potential alternatives will include the appropriate use of paved shoulders, signage, traffic calming and/or enhanced education and enforcement. Pedestrian and bicycle facilities will be provided and maintained in accordance with guidelines adopted by the United States Department of Transportation (USDOT), New York State Department of Transportation (NYSDOT), and the American Association of State Highway & Transportation Officials (AASHTO). Site plan and subdivision reviews conducted will incorporate these facilities. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Parker-aye, Hare-aye. CARRIED.

## #57-MOTION TO APPOINT TEMPORARY TOWN ENGINEER

Motion by Hare to enter into an agreement with Steven J. Mountain, P.E., of 122 Oak Street, Batavia, NY 14020 as a temporary engineer for the Community Bank NA construction for \$85.00 per hour, in addition of cost for travel time and mileage for any required meetings or site visits which will be \$90.00 per trip. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Parker-aye, Hare-aye. CARRIED.

## OTHER BUSINESS

- Supervisor Hare – advised that the surplus property by the old Uni-Mart on Rt 417 is almost complete. The NYS DOT has made some changes since our previous agreement. Therefore, this matter will be tabled to the next meeting so that Attorney Tuttle can check into a few things related to the NYS DOT and the proposed agreement with SBU.
- Attorney Tuttle – received a proposed General Release for signature on behalf of the Town of Allegany from Foit-Albert & Assoc. Attorney.

## #58-MOTION TO ENTER INTO RELEASE WITH FOIT-ALBERT ASSOC.

Motion by Hare that the Town of Allegany enter into a release with Foit-Albert & Assoc. so that we may recoup our \$1500.00. 2<sup>nd</sup> by Hitchcock. Koebelin-aye, O'Dell-aye, Hitchcock-aye, Parker-aye, Hare-aye. CARRIED.

## COMMITTEE REPORTS

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- Supervisor Hare – we did receive an insurance certificate from the people that are going to cut the trees in the cemetery naming the Town of Allegany as additional insured.

From the floor: **Earl McElfresh**- Legislator for Town of Olean, City of Olean and Town of Allegany District 4. He wanted to introduce himself and advise the public that if there is anything he can do for them at the county level, to please contact him.

**Matt & Laurie Kolb**: moved here from Colorado. Live at end of Wing Hollow and would like the road to be repaired so that it is more easily passable. They claim the road conditions are very bad and they are worried about a safety issue for vehicles and the school bus.

**Frank DeFiore** – gave a short update on the Ozzella property and businesses progress with the Planning Board.

### #59-MOTION TO ADJOURN MEETING

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

Meeting adjourned at 7:45 PM

Respectfully submitted,

Mary M. Peck, Town Clerk  
3/12/14