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

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

MONTHLY REPORTS

Town Clerk
Building & Zoning
Highway Dept.


#82-MOTION TO APPROVE MINUTES

Motion by Koebelin to approve the minutes from the March 26, 2013 regular board meeting as written. 2nd by O’Dell. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

#83-MOTION TO APPROVE MINUTES

Motion by Hare to approve the minutes from the April 8, 2013 special meeting with a change to designate the Chair of the Catt. Co. Legislature to apply for the funding. 2nd by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. CARRIED.

CORRESPONDENCE

1. Memorandum from Sen. Catharine Young on the Final State Budget CHIPS funding
2. Letter from Assemblyman Giglio advising of Town of Allegany CHIPS aid: $156,495.00.
3. Copy of letter from Supervisor Hare to Transitowne Resale Center regarding auto sales
4. Memo from Recreation Department regarding Town Parks Pavilion Roofs
5. Memo from Recreation Department regarding YMCA – vs local services for parks & recreation
6. Town of Allegany Planning Board minutes from the 3/4/13 meeting.
7. Town of Allegany Planning Board minutes from the 3/11/13 meeting.
8. Truck/Plow/Dump Box Bid Information: 1) Henderson Truck Equip – bid for plow equipment & dump box bid: $75,443.00. a non-collusive bid certificate was included. 2) Kenworth – bid for 2014 cab & chassis - $119,300.00, a non-collusive bid certificate was included. 3) Ken Tronetti of Henrietta, NY – 2014 cab & chassis - $118,713.68 and a non-collusive bid certificate was included.

NEW BUSINESS

1. Review plow/truck bids (John Moshier)

#84-MOTION TO AWARD 2014 CAB & CHASSIS TRUCK BID
Motion by Hare to award the bid for the new 2014 Cab & Chassis to Kenworth of Buffalo, NY, Inc. in the amount of $119,300.00. 2\(^{nd}\) by Hitchcock. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. **CARRIED.**

**#85-MOTION TO AWARD DUMP BOX & PLOW EQUIPMENT BID**

Motion by Hare to award the dump box & plow equipment bid to Henderson Truck Equipment in the amount of $75,443.00. 2\(^{nd}\) by Allen. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. **CARRIED.**

2. NYMIR – request for proxy vote

**#86-MOTION TO ACCEPT SLATE FOR NYMIR VOTE**

Motion by Hare to accept the slate for the NYMIR vote. 2\(^{nd}\) by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. **CARRIED.**

3. Dissolution of Allegany Economic Development Corp.

**#87-MOTION TO DISSOLVE THE ALLEGANY ECONOMIC DEVELOPMENT CORPORATION**

Motion by Hare **BE IT ENACTED** by the Town Board of the Town of Allegany, New York, as follows: **WHEREAS,** by resolution adopted by the board of directors of the Town of Allegany Economic Development Corporation (the “Corporation”) on April 3, 2013, the Corporation’s board of directors have approved the dissolution of the Corporation: and **WHEREAS,** the Town of Allegany, New York is a non-voting member of the Corporation; and **WHEREAS,** the Town of Allegany, New York, by exercise of the vote of its Town Board, would like to consent to the dissolution of the Corporation; by the Town Board of the Town of Allegany, New York as follows: **Section 1.** The Town Board of the Town of Allegany, New York hereby consents to the dissolution of the Corporation. **Section 2.** This resolution shall take effect immediately. 2\(^{nd}\) by Koebelin. Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye. **CARRIED.**

4. Transfers per memo from Comptroller

**#88-MOTION TO APPROVE BUDGET ADJUSTMENT PER COMPTROLLER MEMO**

Motion by Hare to approve the following budget adjustment:

<table>
<thead>
<tr>
<th>Estimated Revenues</th>
<th>Appropriations</th>
</tr>
</thead>
<tbody>
<tr>
<td>CHIPS $33,433.78</td>
<td>DB510 Debit $33,433.78</td>
</tr>
<tr>
<td>CHIPS $33,433.78</td>
<td>DB3501 Credit $33,433.78</td>
</tr>
</tbody>
</table>

Motion by Hare to approve the following transfer:

<table>
<thead>
<tr>
<th>Appropriations</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Rec Director</td>
<td>A960 Debit $4,000.00</td>
</tr>
<tr>
<td>Parks Director</td>
<td>A7310.10</td>
</tr>
<tr>
<td>Rec Contractual</td>
<td>A7110.10</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>A960 Credit $4,000.00</td>
</tr>
<tr>
<td></td>
<td>A7310.43</td>
</tr>
</tbody>
</table>

Motion by Hare to approve the following transfer:

<table>
<thead>
<tr>
<th>Appropriations</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Rec Contractual</td>
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<tr>
<td></td>
<td>A7310.43</td>
</tr>
</tbody>
</table>

**#89-MOTION TO APPROVE TRANSFER PER COMPTROLLER MEMO**

Motion by Hare to approve the following transfer:

<table>
<thead>
<tr>
<th>Appropriations</th>
<th></th>
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</thead>
<tbody>
<tr>
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<td></td>
<td>A7310.43</td>
</tr>
</tbody>
</table>

**OTHER BUSINESS**
1. Carol Horowitz – update on a Public Hearing for amendment to the Zoning Ordinance  
*** Ms. Horowitz gave a short summary regarding the reasons for the Public Hearing for amendments to 
the Zoning Ordinance II.  

#90-MOTION TO SET PUBLIC HEARING  
Motion by Hare to schedule a Public Hearing on Tuesday, April 23, 2013 at 7:00 pm at the Town 
Hall regarding the proposed amendments to the Zoning Ordinance II in Section 5.02, Temporary 
Structures or Uses, and in Article IX, Site Plan Approvals, to re-organize the chapter to make the 
review process more clear.  2nd by Koebelin.  Koebelin-aye, O’Dell-aye, Hitchcock-aye, Allen-aye, 
Hare-aye.  CARRIED.  

2. Executive Session to discuss personnel issues and pending litigation  

COMMITTEE REPORTS  

• Councilman Hitchcock – regarding the roof repairs on the pavilions at River Park, he would like 
to postpone the repair until he can speak with some people regarding shingles —vs- tin roofing.  
• Supervisor Hare, Councilman Allen and Hwy Superintendent Moshier- met with a person 
regarding the repair of the brick on the Town Hall.  They are to meet tomorrow again with this 
gentleman.  
• Councilman Hitchcock & Councilman Koebelin – discussions between all board members 
regarding using the YMCA —vs- keeping recreation department locally run.  Board agreed to 
abandon requesting a quote from the YMCA and to evaluate applications and 
schedule interviews for Parks and Recreation Director.  Also, Mike Niles is going to take 
care of getting the fields ready for the baseball season.  
• Councilman Allen – would like to schedule an appointment with Chris Baker, Cattaraugus 
County Emergency Director, to do a walk-through of the Senior Center to see what needs to 
be done to qualify for the grant application moneys for Emergency Shelter.  

From the Floor:  
Kelly Lent-Paul - questioned “why no mediation involved in the “dog barking” case?”  
Ellen Peck – why is there no reports in the Olean Times Herald regarding the break-ins, etc. that have 
been occurring around Allegany lately? And has the town been stockpiling sand for next year?  
Councilman Allen- answer to Ellen’s question – the Times Herald has to request the information to print, 
from the Police Agencies logs.  
Hwy Superintendent Moshier – reply to Ellen’s question about sand: “yes, we have been stockpiling sand 
at the reduced rate of $1.00_ per ton.”  
Curt Fischer – the matter in Carey Hollow is getting out of hand.  If one person can shoot a gun, so can 
everyone else.  If the town would enact an ordinance against guns, then no one can fire a gun.  Plus, 
summer is coming and the manure stinks.  

#91-MOTION TO ADJOURN TO EXECUTIVE SESSION TO DISCUSS PERSONNEL AND LITIGATION  
Motion by hare to adjourn to executive session to discuss personnel issues and pending 
CARRIED.
Regular portion of meeting adjourned at 8:05pm.

#92-MOTION TO ADJOURN EXECUTIVE SESSION
  Motion by Allen to adjourn executive session.  2nd by Koebelin.  Koebelin-aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

#93-MOTION TO ADJOURN ENTIRE MEETING
  Motion by O'Dell to adjourn entire meeting.  2nd by Hitchcock.  Koebelin—aye, O'Dell-aye, Hitchcock-aye, Allen-aye, Hare-aye.  CARRIED.

Entire meeting adjourned at 8:50 pm

Respectfully submitted,

Mary M. Peck, Town Clerk
4/10/13