

A Special Board meeting held by the Town Board, of the Town of Allen, located at 4949 Klein Road in the Town of Allen, County of Allegany was held on January 3, 2023.

Present	Supervisor	Erica Torrey
	Councilman	Edgar Allen
		Dale Gelser
		Judith Allen
	Town Clerk	Jame J. VanDewalker
Absent:	Councilman	Todd Krzeminski
	Highway Superintendent	Jason Norton

Others Present 3 Townspeople

Supervisor Torrey called the meeting to order at 7:00pm.
Quorum has been established.

Resolution 1-2023

On a motion made by Supervisor Bielewicz, seconded by Councilman Gelser with the town board passes this resolution to transfer money from a highway fund balance for payment of employees’ wages for the payroll to be met January 5, 2023.
4 Ayes – Torrey Allen, Gelser, Allen

Supervisor Torrey has asked to the whereabouts of the laptop that was removed for an update.
It is unclear as to who possesses the computer, it needs to be held for the comptroller.
It will be requested that the previous Supervisor return keys and paperwork that belongs to the town.

Councilman J. Allen has brought to the floor Town Law 62. Councilman J. Allen would like to express that the meeting was not held legally. However, the Council members have attended to assure that the Highway employees would be paid.

Town Law 62 as published in the Town Law Manual

A town supervisor may, on his or her own, call a special meeting at any time by giving the other town board members at least two days’ written notice specifying the time and place of the meeting. Alternatively, if two town board members submit a written request for a special board meeting, the supervisor must schedule a special meeting within 10 days of the request (see Town Law 62[2]). Business conducted at a special meeting held without two days’ notice is valid as long as all the councilmembers had actual notice of the meeting, attended and participated (see 1980 Op. Atty. Gen. [Inf] 109; 18 Op. St. Comp. No. 442)).
The letter that was written to the board members was written before the first of the year on behalf of the supervisor elect requesting a meeting on the 3rd of January.

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Supervisor Torrey read a letter of resignation from Superintendent Norton. He has chosen to resign his duties effective January 04, 2023.

Councilman E. Allen motions to accept the resignation, Councilman J. Allen seconded the motion. No vote.

Supervisor Torrey has requested the information as to the agenda of the last executive session. The Councilmembers did not recollect what was discussed. No decisions were made.

Supervisor Torrey has stated that she will have a sign in sheet for the upcoming meetings. Attendees will need to sign in and they will be given two or three minutes to speak.

Before Deputy Superintendent Dennis takes the position of Highway Superintendent, he needs to have some questions addressed at the next board meeting.

Some roads have bad mud spots. To address the issue crushed stone is needed. Gravel will not work as the dirt in the gravel will just create more mud.

Councilman E. Allen would prefer that they use the gravel that has already been purchased.

Councilman E. Allen has expressed that he doesn't want to spend money on stone that will be plowed off.

Closing a road cannot be done without a plan to reopen and cannot stay closed for an extended period of time.

The stone needed would be about \$3,000.00

The January budget has begun. There is confusion as to how much money is in the account for the highway fund.

It is the suggestion of Councilman Gelser that the town purchase and keep in the yard crushed stone for incidents such as this.

Supervisor Torrey made a motion to allow the highway department to purchase the \$3,000.00 of crushed #3 stone. No second was offered. No vote.

The town board has agreed to move the next meeting to 6:30pm

With no further business, on a motion made by Councilman Gelser, seconded by Supervisor Torrey the meeting is adjourned at 7:48 pm unanimously

