

MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

PRESENT WERE:

Supervisor McPherson	Town Clerk G. Straub
Councilman Nazemetz	Councilman Giardini
Councilman Maguire	Comptroller D. Piccioli
Hwy. Superintendent Moshier	

ABSENT: Councilman Cooper, Cemetery Superintendent Guthrie

ALSO PRESENT:

**6:00 – PUBLIC HEARING TO AMEND THE ZONING CODE PERTAINING TO
PLANNED UNIT DEVELOPMENTS (PUDs)**

There were no comments from the public.

#95 - MOTION TO CLOSE THE PUBLIC HEARING AT 6:05 PM

Motion by Supervisor McPherson to close the public hearing at 6:05 PM. 2nd by Councilman Nazemetz. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

**6:05 – PUBLIC HEARING ON A LOCAL LAW TO IMPLEMENT THE CHANGES TO
THE ALTERNATIVE VETERANS EXEMPTION MADE UNDER THE 2026 NYS
BUDGET**

There were no comments from the public.

#96 – MOTION TO CLOSE THE PUBLIC HEARING AT 6:10 PM

Motion by Councilman Maguire to close the public hearing at 6:10 PM. 2nd by Councilman Giardini. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

Salute to the Flag opened the meeting

AUDITED CLAIMS

Gen A	\$	47,110.66
Gen B	\$	1,161.62
Hwy DA	\$	19,957.92
Hwy DB	\$	97,724.06
Spec Dist.	\$	3,797.84

MONTHLY REPORTS

Town Clerk
Building & Zoning Depts.
Highway Dept.
Cemetery
Assessor

All Board members have received & reviewed the income & expense reports for June 2026.

Town Justice D. Porter – report for June 2026 – amount collected: \$13,455.00

**#97 - MOTION TO APPROVE MINUTES FROM THE JUNE 9, 2026, REGULAR
BOARD MEETING AND PUBLIC HEARING**

Motion by Supervisor McPherson to approve the minutes from the June 9, 2026, Regular Board Meeting and Public Hearing. 2nd by Councilman Maguire. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

NEW BUSINESS

- Vote on Local Law 5 of 2026

TOWN OF ALLEGANY

LOCAL LAW NO. 5 OF THE YEAR 2026

Amending the Zoning Code to amend Planned Development District Regulations

BE IT HEREBY ENACTED BY THE TOWN BOARD OF THE TOWN OF ALLEGANY,
CATTARAUGUS COUNTY, NEW YORK, AS FOLLOWS:

Section 1. Legislative Intent.

The Town Board finds that Planned Development Districts provide a valuable zoning tool to encourage innovative land use design, coordinated development, and the efficient use of land while promoting the public health, safety, and general welfare. It is the intent of the Town Board that Planned Development Districts continue to serve as a flexible planning mechanism while maintaining appropriate safeguards to ensure that any development approved pursuant to such regulations advances the goals of orderly growth, economic vitality, and the protection of the Town's community character.

Section 2. Authority.

This section is adopted pursuant to Article 16 of New York Town Law. This section is adopted pursuant to New York State Municipal Home Rule § 10(ii)(a)(12) which authorizes the Town to adopt and amend local laws that are not inconsistent with the State Constitution nor general law and that are related to the government, protection, order, conduct, safety, health, and well-being of persons or property of the Town, as well as pursuant to the Town's general power to enact local laws relating to the government, protection, order, conduct, safety, health, and well-being of persons or property within a municipality granted directly to local governments by the people of the State of New York through Article IX, §§ 1(a), 2(c), and 3(c) of the New York State Constitution.

Section 3. Amendments.

THE PHRASE in Section 4.11(A) “(A) Purpose. Pursuant to Section 261-c of New York State Town Law, the Planned Development District is intended to provide for residential, commercial, industrial or other land uses, or a mix thereof, in which economies of scale, creative architectural or planning concepts and/or open space preservation may be achieved in furtherance of the Town's Comprehensive Plan and Zoning Ordinance.” is hereby amended as follows: “(A) Purpose. Pursuant to Section 261-c of New York State Town Law, the Planned Development District is intended to provide for residential, commercial, or other land uses, or a mix thereof, in which economies of scale, creative architectural or planning concepts and/or open space preservation may be achieved in furtherance of the Town's Comprehensive Plan and Zoning Ordinance.”

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

THE PHRASE in Section 4.11(B)(3) “(3) After the establishment of a P-D District and the adoption of a Development Plan, the Town of Allegany Town Planning Board is hereby authorized to conduct Site Plan review, following the procedures in Article IX of this Zoning Ordinance, for each phase of the development within the P-D District. When approving a site plan, the Town Planning Board shall have the authority to impose such reasonable conditions and restrictions as are directly related to the proposed development.” is hereby amended as follows: “(3)After the establishment of a P-D District and the adoption of a Development Plan, the Town of Allegany Town Board is hereby authorized to conduct Site Plan review, following the procedures in Article IX of this Zoning Ordinance, for each phase of the development within the P-D District. When approving a site plan, the Town Board shall have the authority to impose such reasonable conditions and restrictions as are directly related to the proposed development.”

THE PHRASE in Section 4.11(B)(4) is hereby added as follows: “The Planning Board may offer its recommendations to the Town Board.”

THE PHRASE in Section 4.11(C)(3) “(3)A Planned Development District may include any type of land use or a mix of land uses.” is hereby amended as follows: “(3) A Planned Development District may include any type of land use or a mix of land uses except industrial uses.”

THE PHRASE in Section 4.11(D)(2) “(2) The Town Board shall refer the application to the Town Planning Board for its review and recommendation. The Planning Board shall provide its recommendation within 45 days of the date of the Town Board's referral, unless a longer time period is established by the Town Board.” is hereby amended as follows: “(2) The Town Board shall refer the application to the Town Planning Board for its advisory review and recommendation. The Planning Board shall provide its advisory recommendation within 45 days of the date of the Town Board's referral, unless a longer time period is established by the Town Board.”

THE PHRASE in Section 4.11(F)(1) “(1) After the Town Board creates a P-D District and approves the Development Plan for that district, the applicant shall submit a Site Plan application to the Planning Board. The site plan application may encompass the entire P-D District or a portion of that district. However, Planning Board approval of a site plan shall be required for each phase of development Building and zoning permits shall not be issued for structures or land uses within a P-D District until site plan approval has been granted by the Town Planning Board for the area encompassed by such structures and land uses.” is hereby amended as follows: “(1)After the Town Board creates a P-D District and approves the Development Plan for that district, the applicant shall submit a Site Plan application to the Planning Board for their advisory recommendation. The site plan application may encompass the entire P-D District or a portion of that district. Building and zoning permits shall not be issued for structures or land uses within a P-D District until site plan approval has been granted by the Town Board for the area encompassed by such structures and land uses.”

THE PHRASE in Section 4.11(F)(2) “(2) The application for Site Plan shall include all items listed in Section 9.04 of this Zoning Ordinance, unless the Planning Board waives the requirement for one or more application items.” is hereby amended as follows: “(2)The

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

application for Site Plan shall include all items listed in Section 9.04 of this Zoning Ordinance, unless the Town Board waives the requirement for one or more application items.”

THE PHRASE in Section 4.11(F)(4) “(4) **Decision:** In making its decision regarding whether to approve, approve with conditions, or deny the Site Plan, the Planning Board shall find that the site plan is substantially consistent with the Development Plan approved by the Town Board. In making its determination of whether the site plan is "substantially consistent," some flexibility in the layout and arrangement of site features may be allowed, provided that the Site Plan adheres to the intent and spirit of the Development Plan and does not violate standards established by the Town Board. The Planning Board shall also determine that the site plan complies with the criteria in Article IX of this Ordinance.” Is hereby amended as follows: “(4)**Decision:** In making its decision regarding whether to approve, approve with conditions, or deny the Site Plan, the Town Board shall find that the site plan is substantially consistent with the Development Plan. In making its determination of whether the site plan is "substantially consistent," some flexibility in the layout and arrangement of site features may be allowed, provided that the Site Plan adheres to the intent and spirit of the Development Plan and does not violate standards established by the Town Board. The Town Board shall also determine that the site plan complies with the criteria in Article IX of this Ordinance.”

THE PHRASE in Section 4.11(F)(5) “(5)If a project in a P-D District also requires Subdivision approval to create new lots, the applicant may apply for both Site Plan and Subdivision approval at the same time, and the Planning Board will consider the subdivision application concurrently with the Site Plan application, to the maximum extent feasible given the differing statutory review processes.” is hereby amended as follows: “(5) If a project in a P-D District also requires Subdivision approval to create new lots, the applicant may apply for both Site Plan and Subdivision approval at the same time, and the Town Board will consider the subdivision application concurrently with the Site Plan application, to the maximum extent feasible given the differing statutory review processes.”

THE PHRASE in Section 4.11(F)(6) “(6) **Expiration:** The Site Plan approval shall expire two (2) years from the date of that approval, if construction of the approved development has not commenced. Extensions of the site plan approval may be granted by the Planning Board, upon written application to the Planning Board prior to the expiration of the site plan approval, for up to one additional year. The applicant shall provide an explanation why the extension is necessary. For projects for which no construction activity is needed, the approval shall expire two years from the date of the approval, if the use of the site in accordance with the approved site plan has not commenced.” is hereby amended as follows: “(6) **Expiration:** The Site Plan approval shall expire two (2) years from the date of that approval, if construction of the approved development has not commenced. Extensions of the site plan approval may be granted by the Town Board, upon written application to the Town Board prior to the expiration of the site plan approval, for up to one additional year. The applicant shall provide an explanation why the extension is necessary. For projects for which no construction activity is needed, the approval shall expire two years from the date of the approval, if the use of the site in accordance with the approved site plan has not commenced.”

Section 4. Severability.

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance shall be adjudicated by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date.

This Local Law shall take effect upon filing with the New York State Secretary of State

#98 - MOTION TO ADOPT LOCAL LAW 5 OF 2026 AMENDING THE ZONING CODE TO AMEND PLANNED DEVELOPMENT DISTRICT REGULATIONS

Motion by Supervisor McPherson to adopt Local Law 5 of 2026 Amending the Zoning Code to amend Planned Development District Regulations. 2nd by Councilman Giardini. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

- Resolution on JCAP Grant

Resolution #99 of 2026

The Board of the Town of Allegany authorizes the Allegany Town Court to apply for a JCAP grant in the 2026-2027 grant cycle up to \$30,000.00

Motion: Supervisor McPherson

2nd: Councilman Nazemetz

McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

- Discussion of correspondence from James Comstock

The Town Board received and reviewed correspondence from James Comstock. Supervisor McPherson responded to the correspondence by letter.

- Discussion on revised dog control fees

The Town Board discussed updating the Ordinance on the Control of Dogs to adopt the fees currently collected by the Town of Olean and City of Olean, with whom the Town of Allegany shares Dog Control Officer and kennel services. The proposed update would establish consistent fees among the municipalities and simplify the payment process for the Dog Control Officer and use of standard forms.

#100 - MOTION TO SET A PUBLIC HEARING FOR AUGUST 11, 2026, AT 6:00 PM ON THE AMENDMENT OF THE TOWN OF ALLEGANY ORDINANCE ON THE CONTROL OF DOGS

Motion by Supervisor McPherson to set a public hearing for August 11, 2026, at 6:00 PM on the amendment of the Town of Allegany Ordinance on the Control of Dogs. 2nd by Councilman Maguire. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

- Brian of GoBike to discuss Southern Tier Trail progress

Brian Dold, Planning Director at GoBike, addressed the Town Board regarding updates on the Southern Tier Trail project. Mr. Dold presented a map of the preferred route and provided an update on the project's progress, including jurisdictional authority authorization, maintenance agreement discussions, and property owner authorization, all of which are in the initial stages.

- Board to review MDA Consulting invoice

#101 - MOTION TO APPROVE PAYMENT OF MDA CONSULTING INVOICE

Motion by Supervisor McPherson to approve the payment of invoice No. 9726 from MDA Consulting in the amount of \$4,842.00 regarding the Hayes Anderson Solar project. 2nd by Councilman Nazemetz. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#102 - MOTION TO HIRE COLTON SKINNER AS A TEMPORARY SUMMER HIGHWAY EMPLOYEE

Motion by Councilman Maguire to hire Colton Skinner as a temporary summer highway employee at \$20/hour effective 7/6/2026. 2nd by Councilman Giardini. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#103 - MOTION TO HIRE HAYDEN MCPHERSON AS A TEMPORARY SUMMER RECREATION EMPLOYEE

Motion by Supervisor McPherson to hire Hayden McPherson as a temporary summer recreation employee at a rate of \$17/hour effective 7/15/2026. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

- Discussion on WIIA authorization

#104 – MOTION TO TRANSFER \$1,800 FROM WATER RESERVE FUND TO SPECIAL DISTRICTS FOR WIIA

Motion by Supervisor McPherson to transfer \$1,800 from Water Reserve Fund to Special Districts for WIIA(Water Infrastructure Improvement) grant application. 2nd by Councilman Maguire. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#105 - MOTION TO APPROVE AMENDMENT TO CONTRACT

Motion by Supervisor McPherson to approve amendment No. 2 to contract dated April 5, 2024 Water District 1A Project. 2nd by: Councilman Giardini. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

**MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL**

Resolution #106 of 2026

**RESOLUTION WITH REFERENCE TO THE PROPOSED
TOWN OF ALLEGANY, CATTARAUGUS COUNTY, NY
CONSOLIDATED WATER DISTRICT #1A PROJECT**

WHEREAS, the Town of Allegany Town Board supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) grant application on behalf of the Town for a water system improvement project, hereinafter referred to as the “Project”; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water infrastructure projects that improve water quality and protect public health; and

WHEREAS, an Engineering Report entitled “Final Map, Plan, and Report for the Town of Allegany Consolidated Water District 1A,” recommends implementing the Project to help improve water quality and protect public health; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board authorizes Municipal Solutions, Inc. to prepare an application for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC).

BE IT FURTHER RESOLVED, that the Town Board authorizes Supervisor Chris McPherson to execute the application for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC) and any other materials required in connection with any grant that may be extended to the Town.

BE IT FURTHER RESOLVED that the Town of Allegany Board fully supports the Project and the submission of the WIIA grant application by Municipal Solutions Inc on behalf of the Town to improve water quality and protect public health.

Motion: Supervisor McPherson

2nd: Councilman Nazemetz

McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

- Discussion on Pumpkin Hollow speed limit

The Town Board discussed the possibility of reducing the speed limit on Pumpkin Hollow Road. No determination was made at this time regarding whether to pursue a speed limit reduction.

- Resolution to create a local development corporation

Resolution #107 of 2026

TOWN OF ALLEGANY

TOWN BOARD RESOLUTION AUTHORIZING THE FORMATION OF THE TOWN OF ALLEGANY LOCAL DEVELOPMENT CORPORATION

A RESOLUTION AUTHORIZING THE FORMATION OF THE TOWN OF ALLEGANY LOCAL DEVELOPMENT CORPORATION TO PROMOTE ECONOMIC DEVELOPMENT, COMMUNITY REVITALIZATION, AND THE PUBLIC WELFARE

WHEREAS, the Town Board of the Town of Allegany recognizes that a vibrant local economy, healthy neighborhoods, quality employment opportunities, sound infrastructure, and strategic public investment are essential to the long-term prosperity of the Town and the well-being of its residents; and

WHEREAS, the Town Board has identified economic development, community revitalization, business development, workforce development, housing, neighborhood improvement, redevelopment of underutilized properties, and implementation of the Town's Comprehensive Plan as long-term public priorities; and

WHEREAS, the Town Board recognizes that many federal, state, regional, philanthropic, and private funding opportunities are more effectively pursued through a nonprofit economic development organization dedicated exclusively to advancing these public purposes; and

WHEREAS, Article 14 of the New York Not-for-Profit Corporation Law authorizes the formation of Local Development Corporations to relieve and reduce unemployment, promote and provide additional and maximum employment, encourage the development and retention of business and industry, lessen the burdens of government, promote community and economic development, undertake activities for the public benefit, and carry out other charitable purposes; and

WHEREAS, the Town Board finds that the creation of a Local Development Corporation will establish a permanent nonprofit organization to serve as the Town's primary partner in advancing economic development, community revitalization, strategic investment, implementation of the Town's Comprehensive Plan, and other initiatives that strengthen the economic vitality and quality of life of the Town of Allegany; and

WHEREAS, the Town Board further finds that such a corporation will provide the flexibility to build partnerships, secure grants and private investment, acquire and redevelop strategic properties, coordinate

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

revitalization efforts, and undertake projects that may not be as effectively accomplished directly by the Town; and

WHEREAS, the Town Board finds that the activities of the proposed Local Development Corporation will lessen the burdens of local government by carrying out projects and programs that promote economic opportunity, strengthen the tax base, improve neighborhoods, eliminate blight, encourage private investment, and improve the quality of life for residents; and

WHEREAS, the Town Board desires to sponsor the incorporation of the **Town of Allegany Local Development Corporation**, to be organized as a Local Development Corporation pursuant to Article 14 of the New York Not-for-Profit Corporation Law and to seek recognition as a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that it is in the best interests of the Town of Allegany and its residents to sponsor the formation of the Town of Allegany Local Development Corporation.

BE IT FURTHER RESOLVED, that the Corporation shall serve as the Town's principal nonprofit economic and community development organization and shall pursue charitable activities that include, but are not limited to:

1. Promoting economic development, community revitalization, and sustainable community growth.
2. Implementing and advancing the goals and recommendations of the Town of Allegany Comprehensive Plan and other adopted strategic planning initiatives.
3. Recruiting new businesses and industries while supporting the retention, expansion, succession, and competitiveness of existing businesses.
4. Encouraging entrepreneurship, innovation, and small business development.
5. Redeveloping vacant, abandoned, blighted, obsolete, environmentally challenged, and underutilized properties.
6. Supporting housing initiatives, neighborhood stabilization, mixed-use development, downtown revitalization, gateway improvements, and commercial corridor redevelopment.
7. Promoting workforce development, workforce attraction and retention, job training, career pathways, and partnerships with educational institutions and employers.
8. Supporting tourism, recreation, agriculture, arts, culture, heritage, and placemaking initiatives that contribute to economic vitality.
9. Planning, financing, acquiring, owning, leasing, improving, managing, redeveloping, and disposing of real and personal property consistent with Article 14 of the New York Not-for-Profit Corporation Law.
10. Seeking, receiving, administering, and managing grants, loans, investments, charitable contributions, and other public and private financial resources.
11. Entering into cooperative agreements and public-private partnerships with municipalities, counties, state and federal agencies, educational institutions, nonprofit organizations, businesses, developers, and philanthropic organizations.
12. Encouraging infrastructure investment and other public improvements that support private investment and community development.
13. Supporting environmental sustainability, brownfield redevelopment, adaptive reuse, and resilient economic development practices.

**MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL**

14. Undertaking other lawful charitable activities that further economic opportunity and lessen the burdens of local government.

BE IT FURTHER RESOLVED, that the Town Board intends that the Corporation function as a town-affiliated but not town-controlled organization. The Corporation shall be an independent charitable corporation governed by its own Board of Directors exercising independent judgment and fiduciary responsibility in accordance with its Certificate of Incorporation, Bylaws, applicable provisions of the New York Not-for-Profit Corporation Law, the Internal Revenue Code, and all other applicable federal and state laws.

BE IT FURTHER RESOLVED, that while the Town and the Corporation are expected to work collaboratively in advancing shared public purposes, the Corporation shall remain a separate legal entity and shall not be an operating department of the Town or subject to the day-to-day direction or control of the Town Board.

BE IT FURTHER RESOLVED, that the Town Board encourages the appointment of Directors representing a broad cross-section of community leadership, including individuals with experience in business, finance, law, planning, real estate, education, workforce development, nonprofit management, community development, and local government, so that the Corporation benefits from diverse expertise and perspectives.

BE IT FURTHER RESOLVED, that following incorporation, the Corporation shall be encouraged to:

- Develop and periodically update a strategic economic development plan;
- Identify and implement catalytic redevelopment projects;
- Pursue public, private, and philanthropic funding opportunities;
- Coordinate business recruitment, retention, and expansion initiatives;
- Address vacant and blighted properties;
- Foster entrepreneurship and innovation;
- Support housing and neighborhood revitalization efforts;
- Promote workforce development and talent attraction;
- Coordinate regional partnerships that benefit the Town; and
- Report periodically to the Town Board regarding its activities and accomplishments.

BE IT FURTHER RESOLVED, that the Town Supervisor, Town Attorney, Town Clerk, and such other officers or consultants as may be necessary are authorized to prepare and execute all documents required to incorporate the Town of Allegany Local Development Corporation, including the preparation and submission of a Certificate of Incorporation and obtaining all approvals required by law.

BE IT FURTHER RESOLVED, that upon incorporation, the Town Board may appoint the initial Directors of the Corporation as provided in its Certificate of Incorporation and Bylaws, with the understanding that thereafter the Corporation shall govern itself in accordance with those governing documents and applicable law.

**MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL**

BE IT FURTHER RESOLVED, that the Town Board declares the creation of the Town of Allegany Local Development Corporation to be in furtherance of the public purposes of promoting economic opportunity, encouraging private investment, strengthening neighborhoods, implementing community revitalization strategies, expanding employment opportunities, and lessening the burdens of local government for the benefit of the residents and businesses of the Town of Allegany.

Motion: Supervisor McPherson

2nd: Councilman Nazemetz

McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

- Resolution supporting I&S Inc. of New York's 2026 CFA Application

Resolution #108 of 2026

**Resolution Supporting I&S Inc. of New York's
2026 CFA Application for Empire State Development- Regional Council Capital Funds**

WHEREAS, The Town of Alleghany Town Board Supports *I&S Inc. of New York's* application submission through the 2026 NYS CFA Empire State Development *Regional Council Capital Funds* program for eligible project costs towards a \$9,000,000 capital investment to expand and renovate their existing facilities headquarters in the Town of Alleghany; and

WHEREAS, I&S Inc. of New York is a privately held company headquartered at 4174 NYS Route 417, Allegany, New York operating in Western New York for more than forty years with specialized oil and gas field services, solution mining support, abandoned well plugging, as well as other related environmental rehabilitation services; and

WHEREAS, I&S Inc. of New York has proposed to purchase the existing business property for renovation as well as expansion to its headquartered operations facility to include construction and renovation of the shop, expanded office facilities, energy-efficient building improvements, equipment purchases with extended storage area, as well as site infrastructure improvements designed to increase operational capacity to support future business growth; and

WHEREAS, the project is expected to create many new full-time jobs over each of the next four to five years while retaining an important regional employer, strengthening the local tax base and long-term competitiveness of a New York-based employer that heavily contributes to economic vitality of the Town of Allegany, Cattaraugus County, and Western New York; and

WHEREAS, the Town Board finds that the proposed project is consistent with the prioritized goals within the Town's Comprehensive Plan as well as the Western New York Regional Economic Development Council by encouraging private capital investment, creating quality jobs, strengthening advanced industrial services, and promoting energy-efficient redevelopment of an existing industrial property; and

MINUTES – TOWN OF ALLEGANY

REGULAR BOARD MEETING & PUBLIC HEARING

TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Town Board supports and encourages Empire State Development and the Western New York Regional Economic Development Council to provide favorable consideration to I&S Inc. of New York's application for capital funding backing this time-sensitive business investment and high-impact economic development project; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to execute any documents necessary as evidence of Town support of this project submission on for I&S Inc of New York.

Motion: Supervisor McPherson

2nd: Councilman Maguire

McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

- Discussion on CD renewals
CDs renewed on July 17th, 90 days at 3.14%.

- Discussion on Ralph Wilson funding for Summer Rec
The Town will be receiving reimbursement to be used for Summer Recreation wages.

#109 - MOTION TO WAIVE 30-DAY NOTICE PERIOD FOR LIQUOR LICENSE

Motion by Supervisor McPherson to waive the 30-day notification period with regard to the pending NYSLA Class Change Application for a Tavern Liquor License to include beer/wine/spirits for AMC Theaters Allegany. 2nd by Councilman Nazemetz.
McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#110 – MOTION TO SET A PUBLIC HEARING FOR A LOCAL LAW ON PROPERTY MAINTENANCE

Motion by Supervisor McPherson to set a Public Hearing on 8/11/26 at 6:05 PM regarding a Local Law on Property Maintenance. 2nd by Councilman Nazemetz.
McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

OLD BUSINESS

None

COMMITTEE REPORT

Building/Grounds & Safety – Greg & Chris

-

Highway – Chris & Craig

- Good progress is being made on roadwork

Parks & Cemetery – Greg & Alex

- Stayer park is open to the public; Cemetery is busy with summer work

Personnel – Andy & Chris

-

Recreation – Greg & Andy

MINUTES – TOWN OF ALLEGANY
REGULAR BOARD MEETING & PUBLIC HEARING
TUESDAY, JULY 14, 2026, 6:00 PM TOWN HALL

- Technology – Craig & Andy
- Union Negotiation – Chris & Alex
- Water/Sewer – Chris & Craig

From the Floor

Susan Ashby of the Climate Smart Committee provided the Town Board with an update on the Committee's activities and progress. The Committee's next meeting is scheduled for July 22 at the Allegany Public Library. The Committee also plans to meet with St. Bonaventure University to discuss tree planting for shade and flood control.

#111 - MOTION TO ADJOURN TO EXECUTIVE SESSION AT 6:54 PM

Motion by Supervisor McPherson to adjourn to executive session at PM for legal reasons. 2nd by Councilman Nazemetz. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#112 - MOTION TO RETURN TO REGULAR SESSION AT 7:17 PM

Motion by Supervisor McPherson to return to regular session at 7:17 PM. 2nd by Councilman Giardini. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

#113 - MOTION TO ADJOURN THE ENTIRE MEETING AT 7:17 PM

Motion by Councilman Nazemetz to adjourn the entire meeting at 7:17 PM. 2nd by Councilman Maguire. McPherson-aye, Nazemetz-aye, Maguire-aye, Cooper-absent, Giardini-aye. CARRIED.

Respectfully Submitted,

Grace C. Straub, Town Clerk

7/14/2026