

MINUTES OF THE FEBRUARY 29, 2012 TOWN BOARD MEETING

PRESENT: Supervisor Teresa Dean
 Council Edward Fairbrother
 Mike Smith
 Mike Saglibene
 Andy Gillette
 Attorney Frederick Ahrens Jr.
 Town Clerk Linda Cross

Supervisor Dean called the Town Board meeting to order at 7:00 p.m. and requested those present to participate in the Pledge of Allegiance.

CONCERNS OF THE PEOPLE - None

MINUTES

Councilperson Fairbrother made a motion, seconded by Councilperson Smith to approve the minutes of January 25, 2012 as presented. All in favor, motion carried.

Councilperson Smith made a motion, seconded by Councilperson Gillette to approve the minutes of February 8, 2012 as presented. All in favor, motion carried.

NEW BUSINESS

RESOLUTION NO. 89-12
ENCUMBRANCE FUNDS APPROVED

Resolution by: Gillette
Seconded by: Saglibene

RESOLVE the Town Board authorizes the following encumbrance:

2011 balance of unused JCAP Grants (Court)	\$595.24
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CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
 NAYS: None

RESOLUTION NO. 90-12
ABSTRACT OF AUDITED VOUCHERS APPROVED

Resolution by: Saglibene
Seconded by: Fairbrother

RESOLVE that the Town of Big Flats approve the Abstract of Audited Vouchers for February 2012, vouchers 4000569 – 4000694 and order the bills paid, when in funds, for the following:

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RESOLUTION NO. 90-12, ABSTRACT OF AUDITED VOUCHERS APPROVED continued

GENERAL FUND	\$ 74,726.51
HIGHWAY FUND	\$ 54,386.83
SEWER DISTRICT	\$ 119.74
WATER DISTRICT #1	\$ 8,155.16
WATER DISTRICT #2	\$ 11,627.48
WATER DISTRICT #3	\$ 5,662.37
WATER DISTRICT #4	\$ 9,584.88
LIGHTING DISTRICT	\$ 622.09
TRUST & AGENCY	\$ 499.23

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

RESOLUTION NO. 91-12
SPEED LIMIT STUDY APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS the unsigned section of CR-57 – Hickory Grove Road, from Colonial Drive to 492 Hickory Grove Road is presently a 55 mph speed limit area, and

WHEREAS said section is between two 30 mph speed zoned roads, and

WHEREAS said section is currently planned for development with additional curb cuts, and

WHEREAS the Chemung County Commissioner, Andrew Avery has requested Town support to reduce speed to 30mph on said section, and

WHEREAS the Town Board does not have the authority to designate a speed zone for this area, and

WHEREAS for environmental review purposes, this a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Clerk to complete the TE-9a form to request NYSDOT conduct a speed limit study in the unsigned area on CR 57 – Hickory Grove Road from Colonial Drive to 492 Hickory Grove Road to approve a reduction in maximum speed to 30 mph.

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

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RESOLUTION NO.92-12
PITNEY BOWES RENTAL MAIL MACHINE AND SCALE APPROVED

Resolution by: Smith
Seconded by: Gillette

WHEREAS the current term of the lease for the mail machine and scale is about to expire, and

WHEREAS proposals were discussed with Pitney Bowes and Postage Plus for the lease of a new mail machine and scale, and

WHEREAS the administration process Town is a Type 2 action for the purposes of SEQRA and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Supervisor to sign the Government Term Rental Agreement with Pitney Bowes for the rental of a Soft Guard for Connect+1000 Machine with 15lb. Scale Platform/Stand Postage Meter at a cost of \$216.00 per month for a period of 51 months.

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

RESOLUTION NO. 93-12
JACOBSON MODEL HR 9016 MOWER PURCHASE APPROVED

Resolution by: Fairbrother
Seconded by: Smith to

WHEREAS the Commissioner of Public Works recognizes the need to purchase a new mower, and

WHEREAS the current 1999 Jacobson Model HR 5111 mower is at the end of it's useful life and needs to be replaced, and

WHEREAS State Bid Price for a new Jacobson Model HR 9016 is \$75,554.09, and

WHEREAS the 1999 Jacobson Model HR 5111 mower will be given credit of \$8000.00 trade value toward the purchase of a new Jacobson Model HR 9016, and

WHEREAS the purchase of a new mower was planned for purchase for the year 2012, and

WHEREAS for environmental review purposes, purchasing is a Type II action in accordance with SEQRA 6NYCRR, and as such no further action is necessary regarding the same, now

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BE IT THEREFORE RESOLVED the Town Board authorizes the 1999 Jacobson Model HR 5111 to be surplus and utilized for trade-in credit toward the purchase of a new Jacobson Model HR 9016 mower, now

BE IT THEREFORE RESOLVED the Town Board authorizes a budget transfer to cover the cost of said purchase follows:

Budget Transfer from Contingency - A1990.0400	\$17,554.09
To Parks - A7110.0200	\$17,554.09

FURTHER RESOLVED the Town Board authorizes the Commissioner of Public Works to purchase a Jacobson Mower – Model HR 9016 as outlined on State Bid Contract #PC37000 for the sum not to exceed \$67,554.09.

CARRIED: AYES: Fairbrother, Smith, Gillette
NAYS: Saglibene, Dean

RESOLUTION NO. 94-12
FEBRUARY 29, 2012 COMMUNICATIONS LOG APPROVED

Resolution by: Gillette
Seconded by: Fairbrother

BE IT RESOLVED that the following communications were received, accepted and filed by the Town Clerk of the Town of Big Flats and referred to the appropriate Department Head for information and/or action:

February 3, 2012

North Shore Solutions – RE: Web Design Firm. *Referred to: Town Board, Town Supervisor and Town Clerk for filing.*

February 6, 2012

Chemung County Office of the Treasurer – RE: 2012 Town and County Tax Collections and Abstract of Settlement. *Referred to: Town Clerk for filing.*

Big Flats Business Association Meeting – RE: Minutes of February 1, 2012 minutes. *Referred to: Town Board, Town Supervisor and Town Clerk for filing.*

REDEC/RRC – RE: 2011 Annual Report. *Referred to: Town Clerk for filing.*

February 7, 2012

Chemung County Department of Aging and Long Term Care – RE: Senior Citizen of the Year and Mildred Parfitt Awards. *Referred to: Community Center, Youth Department and Town Clerk for filing.*

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RESOLUTION NO. 94-12, FEBRUARY 29, 2012 COMMUNICATIONS LOG APPROVED
continued

February 9, 2012

NYSEG – RE: Natural Gas Transmission Pipeline and Associated Facilities. *Referred to: Town Clerk for filing.*

February 14, 2012

NYSEG – RE: Natural Gas Transmission Pipeline and Associated Facilities. *Referred to: Town Clerk for filing.*

February 15, 2012

New York State Department of Health – RE: Training Announcement. *Referred to: Commissioner of Public Works and Town Clerk for filing.*

New York State Environmental Facilities Corporation – RE: 2012 USEPA Clean Watershed Needs Survey (CWNS). *Referred to: Department of Public Works, Town Supervisor, and Town Clerk for filing.*

February 16, 2012

New York State Division of Homeland Security and Emergency Services – RE: FEMA / SEMA Funding for April / May 2011 Storms. *Referred to: Town Supervisor, Bookkeeper, Commissioner of Public Works and Town Clerk for filing.*

February 17, 2012

NYSEG – RE: Credit Monitoring Assistance. *Referred to: Town Clerk for filing.*

NYSEG – RE: Emergency Economic Development Program. *Referred to: Town Clerk for filing.*

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

RESOLUTION NO. 95-12
MUNICIPAL COMPLEX GARDENING CUSTODIAN APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS the Town Board had determined the necessity of additional part-time custodian help for the purpose of maintaining the Municipal Complex gardening areas and recommend the appointment of Patricia Schichtel, 4627 College Avenue, Corning, and

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RESOLUTION NO. 95-12, MUNICIPAL COMPLEX GARDENING CUSTODIAN
APPROVED continued

WHEREAS for environmental purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5 (c) (20) and as such, no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board appoints Patricia Schichtel, 4627 College Avenue, Corning, to the position of part-time Custodian for the purpose of maintaining the Municipal Complex gardening needs effective March 1, 2012 at the rate of \$9 50 per hour, and

FURTHER RESOLVED the Town Supervisor is hereby authorized to complete and sign the appropriate Report of Personnel Change and Extended Payroll Certificate (RPC) for this hiring.

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

RESOLUTIN NO. 96-12
CHEMUNG COUNTY HUMANE SOCIETY & SPCA AGREEMENT APPROVED

Resolution by: Smith
Seconded by: Gillette

WHEREAS the Town Board requested a proposal from the Chemung County Humane Society & SPCA for the purpose of conducting dog control, and

WHEREAS for environmental review purpose the Town Board finds this to be Type 2 administrative action pursuant to 6NYCRR 617.5 (c)(19) and as such, no environmental review is required for a Type 2 action, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Supervisor to enter into an agreement with the Chemung County Humane Society & SPCA for the purpose of conducting dog control as a cost not-to-exceed \$19,732.00 for March 1, 2012 to December 31, 2012.

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

Supervisor Dean made a motion to enter into executive session to discuss an update potential litigation and Attorney recommendation for collective bargaining, seconded by Councilperson Fairbrother with the possibility of a resolution when reconvening the Town Board Meeting. All in favor, motion carried.

The Town Board entered into executive session at 7:16 p.m.

Supervisor Dean reconvened the Town Board meeting at 7:56 p.m.

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RESOLUTION NO. 97-12
QUOTES FROM A CONSULTANT FOR THE PREPARATION OF A REQUEST
FOR PROPOSAL TO EVALUATE APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS the Town is in need of a comprehensive review of its policy relative to sick and disability leave, and

WHEREAS said evaluation requires professional requires professional expertise beyond the Town's current resources, and

WHEREAS in order to assure the most value in terms of knowledge and money spent the solicitation of such a comprehensive analysis should be done by a request for proposal, and

WHEREAS preparation of the request for proposal is necessary to be accomplished by a consultant, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Supervisor is authorized to obtain quotes from consultants to draft the request for proposal for the comprehensive review of the Town's sick and disability leave.

CARRIED: AYES: Fairbrother, Smith, Saglibene, Gillette, Dean
NAYS: None

Councilperson Fairbrother made a motion, seconded by Councilperson Smith to adjourn the Town Board meeting at 7:57 p.m. All in favor, motion carried.

Date approved: _____

Linda J. Cross
Town Clerk