

MINUTES OF THE TOWN BOARD MEETING OF JANUARY 26, 2011

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

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.

Supervisor Dean introduced our new Town Board member Andy Gillette.

CONCERNS OF THE PEOPLE - NONE

Supervisor Dean reported on the following:

- RAMS – presentation regarding Roadway Use and Maintenance Agreement (RUMA) proposal regarding gas companies and road repairs.
- Kahler Road – due to the value of this road to Big Flats residents, investigated to whether or not the Town would be able to pay for the cost of repairs. Was told bridge is beyond repair. Dismantling will begin in February.
- Informed The *New Big Flats Times* refund letter commented “unfortunately the January issue will be the final issue of the newspaper”. Absolutely not true – we have never had intentions of discontinuing The *New Big Flats Times*.
- Highway Department received a thank you note for their good job of keeping Leach Hill so cleared in the winter.
- Congratulations to Alyssa Gardner for being part of the Volunteer Fire Company’s Graduation Spring and Fall class.
- Assemblyman Friend will have his District Office in the Town Hall.
- Congressman Reed will hold a community meeting at the Town Hall on January 29, 2011 at 9 am.
- Property Value increase Trend for 2011 is 0%; however, some neighborhoods are schedule for reevaluation.

Councilperson Fairbrother:

- Discussed a maintenance plan fund for our buildings and grounds.

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MINUTES

Councilperson Fairbrother made a motion, seconded by Councilperson Smith to approve the minutes of December 29, 2010 as presented. All in favor, except Councilperson Hudock who was absent and Councilperson Gillette who abstained, motion carried.

Councilperson Fairbrother made a motion, seconded by Councilperson Smith to approve the minutes of January 3, 2011 as presented. All in favor, except Councilperson Hudock who was absent and Councilperson Gillette who abstained, motion carried.

Councilperson Smith made a motion, seconded by Councilperson Fairbrother to approve the minutes of January 12, 2011 as presented. All in favor, except Councilperson Hudock who was absent and Councilperson Gillette who abstained, motion carried.

Councilperson Smith made a motion, seconded by Councilperson Fairbrother to approve the minutes of January 15, 2011 as presented. All in favor, except Councilperson Hudock who was absent and Councilperson Gillette who abstained, motion carried.

OLD BUSINESS

RESOLUTION NO. 90-11
LOCAL LAW NO 1 OF 2011
APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS the Town of Big Flats Planning Board has recommended a Zoning Amendment through Resolution P-2010-33, and

WHEREAS the Town of Big Flats Department of Planning Staff had reviewed the comprehensive plan and found reasonable facts to support said zoning amendment, and

WHEREAS Town of Big Flats Municipal Code 17.68.010 provides the Town of Big Flats Town Board an avenue to proceed with a zoning amendment, and

WHEREAS Town of Big Flats Municipal Code 17.68 also permits the Town of Big Flats Planning Board to recommend amendment the requirements in the Big Flats Zoning Law, and

WHEREAS the Chemung County Planning Board has reviewed the amendment as per General Municipal Law 239-m and returned the amendment for local determination, and

WHEREAS the Town of Big Flats Town Board has determined the project to be an unlisted action, completed the Short Environmental Assessment Form, dated January 12, 2011 and has completed the SEQRA review as the Lead Agency, now

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RESOLUTION NO. 90-11, LOCAL LAW NO 1 OF 2011 APPROVED, continued

BE IT THEREFORE RESOLVED the Town Board hereby determines, pursuant to the provisions of SEQRA 6 NYCRR Part 617, the proposed Unlisted Action will not have a significant adverse environmental effect and preparation of an Environmental Impact Statement will not be required, thereby issuing a Negative Declaration thereon, and

BE IT FURTHER RESOLVED the Town Board approves the zoning amendment titled Local Law No. 1 of 2011; Zoning Amendment and the Town Clerk shall file the same with the Department of State.

CARRIED: AYES: Smith, Fairbrother, Dean ABSTAIN: Gillette
NAYS: None ABSENT: Hudock

NEW BUSINESS

RESOLUTION NO. 91-11
2010 ACCOUNT PAYABLES APPROVED

Resolution by: Smith
Seconded by: Dean

RESOLVE the Town Board approve the following 2010 Account Payables:
GENERAL FUND

Casella Waste Management	A8160-0400	\$ 25.00
Chemung Canal Trust Co.	A1490-0400	\$ 152.50
	A7140-0200	\$ 599.00
	A7310-0400	\$ 654.39
	A1355-0400	\$ 9.97
	A8020-0400	\$ 29.31
	A8021-0400	\$ 72.45
	A1220-0400	\$ 48.08
	A1410-0400	\$ 93.95
	A1670-0200	\$ 2,395.00
Chemung Soft Water Service	A7140-0400	\$ 30.00
	A1640-0400	\$ 22.50
Chemung Supply Corp.	A3310-0400	\$ 41.24
Cook Brothers Co.	A7110-0400	\$ 18.45
Corning Publishers, Inc	A1670-0401	\$ 107.60
	A7140-0400	\$ 9.30
Coyne Textile Services	A7140-0400	\$ 45.80
Cyber Dark Computing	A7310-0200	\$ 655.00
Eastern Metal	A3310-0400	\$ 160.00

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RESOLUTION NO. 91-11, 2010 ACCOUNT PAYABLES APPROVED, continued

Foster's Disposal Service	A8160-0400	\$ 194.00
Golos Printing Inc.	A1670-0401	\$ 1,699.00
Hasco Tag Company	A1410-0400	\$ 113.61
I.D. Booth, Inc.	A1620-0400	\$ 100.48
Jeff's Septic Service	A7110-0400	\$ 65.00
John's Truck Service	A7110-0400	\$ 200.49
	A8021-0400	\$ 21.00
Katherine Nickerson	A0000-0615	\$ 30.00
Miners Bros. Inc.	A1010-0400	\$ 15.82
Napa Auto Parts	A8021-0400	\$ 14.55
	A7310-0400	\$ 39.89
NYS Unemployment Ins.	A9050-0800	\$ 5,145.00
Porters Sand & Gravel	A7100-0400	\$ 1,699.74
Proforma	A1220-0400	\$ 86.18
R & B Wagner	A1620-0400	\$ 2,964.71
Sams's Club	A7140-0400	\$ 794.04
	A1620-0400	\$ 21.98
	A1670-0400	\$ 28.68
Seneca Data	A1490-0200	\$ 475.50
	A1420-0200	\$ 124.51
S & S Worldwide	A7310-0400	\$ 332.67
Staples	A7140-0400	\$ 10.72
	A7310-0400	\$ 72.37
Star Gazette	A8020-0400	\$ 14.40
Xerox Corporation	A1490-0400	\$ 100.68

HIGHWAY FUND

Beam Mack Sales	D5130-0400	\$ 148.10
Chemung Canal Trust	D5130-0400	\$ 251.09
Cook Brothers	D5130-0400	\$ 16.82
Cyber Dark Computing	D5130-0200	\$ 500.00
Dalrymple Gravel	D5142.0400	\$ 843.95
Elmira Auto Spring Works	D5130-0400	\$ 192.29
Griffith Energy	D5110.0400	\$ 4,143.11
John's Truck Service	D5130-0400	\$ 42.00
Liftech Equipment Co. Inc	D5130-0400	\$ 725.81
NAPA Auto Parts	D5130.0400	\$ 76.56
Wayne Nash Truck Service	D5130-0400	\$ 65.00
Parmenter, Inc.	D5130.0400	\$ 28.50
The Repair Shop	D5130-0400	\$ 52.25
Seneca Supply, Inc.	D5130-0400	\$ 109.00
Williams Lubricants Inc.	D5130.0400	\$ 25.04
Wilson Rental Center	D5130-0400	\$ 158.20

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RESOLUTION NO. 91-11, 2010 ACCOUNT PAYABLES APPROVED, continued

WATER FUND

Blair Supply Corporation	S18340.0400	\$ 102.01
	S28340-0400	\$ 102.01
	S38340-0400	\$ 38.86
Chemung Canal Trust Co.	S18340-0400	\$ 33.60
	S28340-0400	\$ 109.63
	S38340-0400	\$ 28.01
	S48340-0400	\$.15
Cook Brothers Co. Inc	S28340-0400	\$ 18.91
Dig Safely NY Inc.	S28310-0400	\$ 17.50
Benchmark Analytics, Inc	S18320-0400	\$ 76.88
	S28320-0400	\$ 76.88
	S38320-0400	\$ 30.75
	S48320-0400	\$ 15.38
John's Truck Service	S18340-0400	\$ 8.82
	S28340-0400	\$ 8.82
	S38340-0400	\$ 3.36
Pitney Bowes	S18310-0400	\$ 271.33
	S28310-0400	\$ 271.33
	S38310-0400	\$ 99.27
Pitney Bowes	S48310-0400	\$ 19.85
R.L. Callahan, Inc.	S28340-0400	\$ 155.83
Simmons & Rockwell	S18340-0400	\$ 29.72
	S28340-0400	\$ 29.72
	S38340-0400	\$ 10.87
	S48340-0400	\$ 2.17

CARRIED: AYES: Smith, Fairbrother, Gillette, Dean ABSENT: Hudock
 NAYS: None

MINUTES OF THE TOWN BOARD MEETING OF JANUARY 26, 2011

RESOLUTION NO. 92-11
2010 BUDGET TRANSFER APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS a memorandum was received from the Bookkeeper, dated January 18, 2011, requesting authorization to complete a 2010 budget transfer for General Fund, 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 Board authorizes the Bookkeeper to fulfill the following budget transfers:

FROM:	Contingency	A1110.0100	\$2,700
TO:	Justice	A1990.0400	\$2,700

CARRIED:

AYES: Smith, Fairbrother, Gillette Dean ABSENT: Hudock
NAYS: None

RESOLUTION NO. 93-11
ABSTRACT OF AUDITED VOUCHERS APPROVED

Resolution by: Smith
Seconded by: Gillette

RESOLVE that the Town of Big Flats approve the Abstract of Audited Vouchers for January 2011, vouchers 10677 - 10751 and order the bills paid, when in funds, for the following:

GENERAL FUND	\$154,413.46
HIGHWAY FUND	\$ 52,676.52
SEWER DISTRICT	\$ 18,046.54
WATER DISTRICT #1	\$ 11,365.44
WATER DISTRICT #2	\$ 12,148.68
WATER DISTRICT #3	\$ 4,959.69
WATER DISTRICT #4	\$ 855.64
LIGHTING DISTRICT	\$ 636.72
TRUST & AGENCY	\$ 593.35

CARRIED: AYES: Smith, Fairbrother, Gillette, Dean ABSENT: Hudock
NAYS: None

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CORRESPONDENCE

Contract/Southern Tier Economic Growth. A letter was received from Tara J. Cofone, Business Manager of Southern Tier Economic Growth, dated January 5, 2011 regarding a 2011 contract with the Town of Big Flats.

Liquor License/Olive Garden Italian Restaurant #1452. A letter was received from Barbara Torino, Legal Specialist, of the Olive Garden Italian Restaurant #1452, dated January 7, 2011, regarding the renewal of their Liquor License.

Minutes/Big Flats Business Association. A copy of the meeting minutes, dated January 5, 2011, was received from the Big Flats Business Association Meeting.

RESOLUTION NO. 94-11
MASTER GUOHUA CHEN AS THE TAI CHI INSTRUCTOR APPROVED

Resolution by: Gillette
Seconded by: Fairbrother

WHEREAS the Community Center Director has determined and recommended that a Tai Chi Instructor is needed to provide general recreational activities as part of the Big Flats Community Center services and programs, and

WHEREAS for environmental purposes the contracting of such services is a Type II administration 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 hereby authorizes the Town Supervisor to execute a service contract with Master Guohua Chen for the purpose of teaching Tai Chi classes at the cost of 80% of the fee collected in accordance with the terms and conditions of the agreement.

CARRIED: AYES: Smith, Fairbrother, Gillette, Dean ABSENT: Hudock
NAYS: None

EXECUTIVE SESSION: Councilperson Fairbrother made a motion, seconded by Councilperson Smith, to enter into Executive Session to discuss a particular personnel matter. All in favor except Councilperson Hudock was absent, motion carried.

The Town Board entered into Executive Session at 7:15 p.m.

Supervisor Dean reconvened the Town Board meeting at 7:31 p.m.

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RESOLUTION NO. 95-11
WATER SYSTEMS SUPERVISOR WAGE SET APPROVED

Resolution by: Dean
Seconded by: Smith

WHEREAS John Dufresne, Water Systems Supervisor, has duly completed his Civil Services requirements, and

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

BE IT THEREFORE RESOLVED the Town Board set wages for John Dufresne, Water Systems Supervisor to be \$51,500 annually effective January 1, 2011, and

FURTHER RESOVLE Mr. Dufresne is on probationary appointment for 24 weeks effective January 1, 2011 to said position consistent with Civil Service Law, 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 appointment.

CARRIED: AYES: Smith, Fairbrother, Gillette, Dean ABSENT: Hudock
NAYS: None

Councilperson Fairbrother made a motion, seconded by Councilperson Smith, to adjourn the Town Board meeting at 7:32 p.m. All in favor, except Councilperson Hudock who was absent motion carried.

Date approved: _____

Linda J. Cross
Town Clerk