

MINUTES OF THE TOWN BOARD MEETING OF JUNE 9, 2010

PRESENT:	Council	Edward Fairbrother David Manchester Mike Smith
	Town Clerk	Linda Cross
ABSENT	Supervisor	Teresa Dean
	Council	Marcia Hudock
	Attorney	Thomas Bowes

Councilperson Fairbrother called the Town Board meeting to order at 4:30 p.m. and requested those present to participate in the Pledge of Allegiance.

Councilperson Fairbrother reported Supervisor Dean would not be attending the meeting as a close friend of the family has passed. Councilperson Fairbrother also mentioned Councilperson Hudock had a family obligation and would not be able to attend.

Councilperson Fairbrother reported New York State is offering an early retirement program and he is looking into it. The Board agreed he should proceed.

PUBLIC HEARING 4:32 p.m. Special Use Permit Camping World

Councilperson Fairbrother called the public hearing to order at 4:32 p.m. and read the legal notice duly advertised in the Elmira-Star-Gazette on May 31, 2010, which allowed and considered public comments on the special use permit for Camping World to permit RV sales at Tax Parcel # 57.04-1-7.17.

IN FAVOR: None

OPPOSITION: None

COMMENTS: None

Since there were no further comments, Councilperson Fairbrother closed the Public Hearing at 4:33 p.m.

CONCERNS OF THE PEOPLE None

REPORTS

Councilperson Fairbrother stated the following reports for May 2010 have been received and are on file in the office of the Town Clerk:

Town Clerk's Monthly Report, Agriculture & Market Monthly Report, SPCA Monthly Report, Supervisor's Fund Balance Report, Justice Court Monthly Report, Parks Commission Meeting Minutes, Department of Public Works Monthly Report, Department of Planning Monthly Report, Assessor's Monthly Report, Community Center Monthly Report.

MINUTES OF THE TOWN BOARD MEETING OF JUNE 9, 2010

Councilperson Fairbrother reported the following:

- Dennis Ellsworth a Part Time Code Enforcement Officer, will be starting June 17th,
- Landscaping on Maple Street in front of the Town Hall will be done with the help of a Part Time custodian who is already employed with the Town.

Councilperson Manchester asked Larry Wagner, Commissioner of Public Works, about the status of the Grant Application for Whitney Park Extension. Mr. Wagner indicated that nothing would be done this year and indicated that they would be reapplying for a bigger grant for next year.

OLD BUSINESS

RESOLUTION NO.157-10
REPORTING STANDARD WORK DAY APPROVED

Resolution by: Smith
Seconded by: Manchester

WHEREAS in accordance with Regulation 315.4, New York State Comptroller requires a standard work day for elected or appointed officials be established for the purpose of reporting work days to the New York State and Local Employees' Retirement System, 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 of Big Flats Town Board hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day (Hrs/day)	Term Begins / Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Board Member	Edward Fairbrother	6.0	01/01/2008-12/31/2011	Y	7.42
Board Member	Marcia Hudock	6.0	01/01/2008-12/31/2011	Y	15
Board Member	David Manchester	6.0	01/01/2010-12/31/2013	Y	4.76
Board Member	Michael Smith	6.0	01/01/2010-12/31/2013	Y	.88

MINUTES OF THE TOWN BOARD MEETING OF JUNE 9, 2010

RESOLUTION NO.157-10 REPORTING STANDARD WORK DAY, continued

FURTHER RESOLVED the Town Board authorizes the Town Clerk to certify the original resolution passed by the Town Board and file the necessary documentation.

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

RESOLUTION NO. 158-10

RESOLUTION NO. 148-10 SUMMER T.A.F.F.Y. EMPLOYEE'S AMENDED

Resolution by: Manchester
Seconded by: Fairbrother

WHEREAS the Big Flats Youth Services Department will be hosting the Summer TAFFY Program and the Town Board adopted Resolution No. 148-10 appointing the employees, and

WHEREAS the Youth Services Coordinator, in a memo dated May 25, 2010, requests the Town Board amend the employees, 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 amends the Summer TAFFY employees by removing Julianne Caruso and appointing Kiersten Savino, 325 Meadowbrook Pkwy E., Horseheads at the rate of \$7.35 per hour, effective June 28, 2010 – August 6, 2010:

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

RESOLUTION NO. 159-10

CAMPING WORLD SPECIAL USE PERMIT APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS the Planning Board has received an application from Camping World for site plan approval to permit an RV sales event located off CR 64, Tax Parcel 57.04-1-7.17, and

MINUTES OF THE TOWN BOARD MEETING OF JUNE 9, 2010

RESOLUTION NO. 159-10CAMPING WORLD SPECIAL USE PERMIT, continued

WHEREAS the property is located in the Business Regional (BR) district near the intersection of I-86 and CR 64, in the Consumer Square Plaza in the parking lot of the former Wal-Mart, and

WHEREAS vehicle sales is a use permitted under site plan approval and upon grant of a special permit by the Town Board, and

WHEREAS a public hearing was duly held on June 9, 2010 whereat all interested parties were duly heard, and

WHEREAS the Planning Board of the Town of Big Flats granted site plan approval, Resolution P-2008-29, on August 5, 2008, and

WHEREAS the Planning Board of the Town of Big Flats has determined pursuant to the provisions of SEQR 6 NYCRR Part 617, that the proposed Unlisted action will not have a significant effect on the environment and that preparation of an Environmental Impact Statement will not be required, thereby issuing a Negative Declaration in Resolution P2008-28, now

BE IT THEREFORE RESOLVED the Town Board approves the special use permit for Camping World with the following conditions:

- Hours of Operation shall be limited to hours within the times of 6:00 am EST and 11:00 pm EST
- The dates of the sales event shall be June 23, 2010-June 28, 2010
- The applicant may begin moving vehicles onto the site three days prior to the sale, June 20, 2010
- All vehicles shall be removed and the site shall be returned to original condition no later than July 1, 2010
- Operational lighting shall follow the schedule of the plaza
- All signage shall comply with Town of Big Flats Municipal Code Chapter 17.52
- Applicant shall adhere to the site layout as depicted on the approved Site Plan

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

NEW BUSINESS

RESOLUTION NO. 160-10
PREPAYMENT FOR CARGILL SALT APPROVED

Resolution by: Smith
Seconded by: Manchester

MINUTES OF THE TOWN BOARD MEETING OF JUNE 9, 2010

RESOLUTION NO. 160-10PREPAYMENT FOR CARGILL SALT, continue

WHEREAS the Commissioner of Public Works requests the Town Board approve a prepayment to Cargill Salt for an invoice dated March 9, 2010 that was inadvertently not included with the April Abstract, and

WHEREAS for environmental review, 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 prepay Cargill Salt for invoice # 2780066, dated March 9, 2010, for the amount of \$1,407.39.

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

CORRESPONDENCE

Franchise Fee/Time Warner Cable. A letter was received from Brenda Zawalski of Time Warner Cable, dated May 28, 2010, regarding the current franchise fee.

Environmental Protection Fund/NYS Office of Parks, Recreation and Historic Preservation. A letter was received from Laurie Moore, Regional Grants Officer, dated May 17, 2010, regarding Grant Applications now available for the 2010 funds under the Environmental Protection Fund.

Tentative State Equalization Rate/State of NYS Board of Real Property Services. A letter was received from the State of NY Offices of Real Property Services regarding the State equalization rate.

Councilperson Manchester made a motion, seconded by Councilperson Smith, to adjourn the Town Board meeting at 4:46 p.m. All in favor motion carried.

Date approved: _____

Linda J. Cross
Town Clerk