

MINUTES OF THE TOWN BOARD MEETING OF JUNE 23, 2010

PRESENT: Supervisor Teresa Dean
 Council Edward Fairbrother
 Marcia Hudock
 David Manchester
 Mike Smith
 Attorney Thomas Bowes
 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

Carl Pesesky, 7 Cayuga Drive, requested the following: that the dog ordinance for the Town be published in the next issue of the New Big Flats Times to educate the residents that dogs are to be on a leash and clean up requirements; that the Board address the dangerous traffic situation caused by the Yield sign at Kahler Road and Sing Sing Road; and that records discussed at the meeting be available to the public at the meeting.

Judy Zimmerman, 29 Churchill Place, requested that residents be given advance notice before any road construction begins, specifically educating the public on what will be done to the road.

Councilperson Manchester stated that Chemung County recently published a notice in the Star-Gazette that listed roads to be repaired and detailed the process and materials to be used.

Councilperson Manchester apologized to Judy Zimmerman, Director of Community Center, for allowing parade participants to use the Community Center without notifying her as this caused overtime for the custodian.

Supervisor Dean stated she will speak with the editor of the New Big Flats Times about possible articles addressing dog control issues and street maintenance in future releases of the newsletter and also make sure it is on our website. Regarding the yield sign it is a Chemung County Road and Mr. Avery will be notified of the concerns for safety.

Supervisor Dean explained to Mr. Pesesky that the Town Board Agenda is available Friday afternoon prior to each meeting at the Town Clerks office and all records relating to the agenda are available for the public to review at that time.

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MINUTES

Councilperson Fairbrother made a motion, seconded by Councilperson Smith, to approve the minutes of May 26, 2010 as presented. All in favor, motion carried.

Councilperson Smith made a motion, seconded by Councilperson Fairbrother, to approve the minutes of June 9, 2010 with the correction that in all locations where Councilperson Fairbrother is listed be amended to read Deputy Supervisor Fairbrother. All in favor except Supervisor Dean abstained, motion carried.

OLD BUSINESS

RESOLUTION NO. 161-10
RESOLUTION NO. 148-10, SUMMER T.A.F.F.Y. EMPLOYEE
AMENDMENT APPROVED

Resolution by: Hudock
Seconded by: Manchester

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 June 6, 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 Megan Jarvis and appointing Abbie Surosky as Park leader with a new rate of \$8.00 per hour, and appointing Renee Edwards, 241 Oriole Drive, Horseheads, NY 14845 as recreational specialist a rate \$7.35 per hour, effective June 28, 2010 – August 6, 2010.

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

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RESOLUTION NO. 162-10
FINALIZE PURCHASE OF TAX PARCELS 66.04-2-23, 66.04-2-24 AND 66.04-2-25
APPROVED

Resolution by: Manchester
Seconded by: Fairbrother

WHEREAS the Town Board approved Resolution No.101-10, authorizing the Town Supervisor to sign a purchase offer for the Swarthout properties, Tax Parcels #66.04-2-23, 66.04-2-24 & 66.04-2-25, and

WHEREAS the purchase offer was accepted for all three parcels and the Phase II Environmental Site Assessment was satisfactory, and

WHEREAS the proposed action is a Type I action pursuant to SEQR 6 NYCRR Part 617, and

WHEREAS the Big Flats Town Board hereby declares themselves as lead agency for environmental review, now

BE IT THEREFORE RESOLVED the Town Board has considered the Full Environmental Assessment Form and hereby determines, pursuant to the provisions of SEQR 6 NYCRR Part 617, that the proposed Type I action will not have a significant effect on the environment, thereby issuing a Negative Declaration, and

FURTHER RESOLVED the Town Board authorizes the Town Supervisor and Attorney to execute all necessary documents to finalize and close the purchase of the Swarthout properties not to exceed \$101,000.00 contingent upon the review and approval of the Attorney for the Town, and

FURTHER RESOLVED the Town Board requests the Assessor merge said parcels including the former Railroad parcel with the Town of Big Flats municipal complex parcel.

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

NEW BUSINESS

Thorne Street Pool Agreement. Tabled at this time.

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RESOLUTION NO. 163-10
ABSTRACT OF AUDITED VOUCHERS APPROVED

Resolution by: Fairbrother
Seconded by: Smith

RESOLVE that the Town of Big Flats approve the Abstract of Audited Vouchers for June 2010, vouchers 9914-10009, and order the bills paid, when in funds, for the following:

GENERAL FUND	\$125,792.46
HIGHWAY FUND	\$ 83,708.58
SEWER DISTRICT #1	\$ 74.68
CAPITAL PROJECT #11	\$ 17.72
CAPITAL PROJECT #8	\$ 5,937.99
WATER DISTRICT #1	\$ 5,790.45
WATER DISTRICT #2	\$ 6,114.09
WATER DISTRICT #3	\$ 1,922.15
WATER DISTRICT #4	\$ 598.96
LIGHTING DISTRICT	\$ 513.68
TRUST & AGENCY	\$ 529.76

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

RESOLUTION NO. 164-10
PLANNING AND ZONING SUMMER SCHOOL ATTENDANCE APPROVED

Resolution by: Smith
Seconded by: Dean

WHEREAS the Association of Towns of the State of New York are sponsoring Planning and Zoning Summer School on July 21, 2010 at Binghamton University, and

WHEREAS the Town Code requires planning board and zoning board members to receive training and no travel reimbursements will be granted as Town vehicles will be utilized, 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 Director of Planning to register up to twelve (12) planning board members, zoning board members or staff to attend Planning and Zoning Summer School on July 21, 2010 at a cost not to exceed \$840.00, and

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RESOLUTION NO. 164-10, PLANNING & ZONING SCHOOL continued

FURTHER RESOLVED The Town Board authorizes the Bookkeeper to issue a prepayment in the amount of \$840.00 to The Association of Towns.

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

RESOLUTION NO. 165-10
BUDGET AMENDMENT APPROVED

Resolution by: Hudock
Seconded by: Manchester

WHEREAS a memorandum was received from the Bookkeeper, dated June 16, 2010 requesting authorization for a budget amendment in receipt of an insurance recovery payment due to a motor vehicle accident from Trident Insurance Company for the Highway Dept, 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 following 2010 Highway fund budget amendment:

Increase Estimated Revenue	D0510	\$31,500
Increase Insurance Recovery	D2680	\$31,500
Increase Appropriations	D0960	\$31,500
Increase Machinery	CE-D5130.0400	\$31,500

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

EXECUTIVE SESSION: Supervisor Dean made a motion, seconded by Councilperson Fairbrother, to enter into Executive Session to discuss pending litigation. All in favor, motion carried

CORRESPONDENCE

Programming changes/Time Warner Cable. A letter was received from Time Warner Cable, dated June 1, 2010, regarding their programming changes.

Liquor License Renewal/Crystal House Restaurant. A letter was received from Samuel R. Kemp II, owner of the Crystal House Restaurant, dated June 7, 2010, regarding the renewal of their Liquor License.

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Recommendation/Community Center Advisory Board. A letter was received from the Community Center Advisory Board Members, dated June 14, 2010, requesting clarification of a job title.

A brief discussion was held regarding the Director of Recreation and/or Community Center Director job title and where the job description is filed. Supervisor Dean will continue to attempt to obtain the information being requested.

Supervisor Dean read a list of the roads that Chemung County will be repairing.

The Town Board entered into Executive Session at 7:39 p.m.

Supervisor Dean reconvened the Town Board meeting at 8:12 p.m.

Councilperson Fairbrother made a motion, seconded by Supervisor Dean, to adjourn the Town Board meeting at 8:13 p.m. All in favor motion carried.

Date approved: _____

Linda J. Cross
Town Clerk