

MINUTES OF THE TOWN BOARD MEETING OF MARCH 23, 2011

PRESENT: Deputy Supervisor Edward Fairbrother
Council Andy Gillette
Mike Smith
Town Clerk Linda Cross

ABSENT: Supervisor Teresa Dean
Council Marcia Hudock
Attorney Frederick Ahrens Jr.

SEWER BOARD

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

OLD BUSINESS

RESOLUTION NO. 110-11
BUDGET AMENDMENT FOR SEWER DISTRICT NO. 1 APPROVED

Resolution by: Smith
Seconded by: Gillette

WHEREAS a memorandum was received from the Bookkeeper, dated March 16, 2011 requesting authorization for a budget amendment, and

WHEREAS for environmental review purposes, this 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 following 2011 Sewer District #1 budget amendment for increased revenues:

Increase Estimated Revenue	G10510	\$1,076.20
Increase Special Assessment	G11030	\$1,076.20
Increase Appropriations	G0960	\$1,076.20
Increase Sewer	G18120.0400	\$1,076.20

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

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RESOLUTION NO. 111-11
RECODING A BUDGET ACCOUNT APPROVED

Resolution by: Smith
Seconded by: Gillette

WHEREAS a memorandum was received from the Bookkeeper, dated March 16, 2011, requesting authorization to recode a budget account to accommodate for debt payments for Sewer District #1, 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 Sewer Board authorizes the Bookkeeper to recode the following:

FROM:	Sewer Fees	G12122	\$33,815.00
TO:	Special Assessment	G11030	\$33,815.00

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

RESOLUTION NO. 112-11
RECODING A BUDGET ACCOUNT APPROVED

Resolution by: Gillette
Seconded by: Fairbrother

WHEREAS a memorandum was received from the Bookkeeper, dated March 16, 2011, requesting authorization to recode a budget account for Sewer District #1, 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 Sewer Board authorizes the Bookkeeper to recode the following:

FROM:	Sewer Operating	G18120.0400	\$16,467.44
TO:	Statutory Serial Bonds Prncp	G19720.0600	\$8,580.00
	Statutory Serial Bond Int	G19720.0700	\$7,887.44

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

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Deputy Supervisor Fairbrother adjourned the Sewer Board meeting at 4:33p.m.

WATER BOARD

Deputy Supervisor Fairbrother called the Water Board meeting to order at 4:34 p.m.

NEW BUSINESS

RESOLUTION NO. 113-11
BIDS FOR WATER TANK PAINTING SERVICES APPROVED

Resolution by: Fairbrother

Seconded by: Smith

WHEREAS Water District 1 & 2 tanks were inspected by Liquid Engineering in May, 2010, and

WHEREAS Liquid Engineering's report recommended tank painting be performed, and

WHEREAS Hunt Engineering was authorized in November 2010 to engineer said tank painting, and

WHEREAS Hunt Engineering has prepared bid specifications to paint said tanks, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6 NYCRR, Part 617.5(c) (4) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Clerk to advertise the aforementioned bid specifications contingent on the review and approval of the bid specifications by the Attorney for the Town.

CARRIED: AYES: Smith, Gillette, Fairbrother

NAYS: None

ABSENT: Dean, Hudock

Deputy Supervisor Fairbrother adjourned the Water Board meeting at 4:36 p.m.

TOWN BOARD

Deputy Supervisor Fairbrother called the Town Board meeting to order at 4:37 p.m.

CONCERNS OF THE PEOPLE – Tom Gorman, President of the Big Flats Business Association, spoke on the Marcellus Shale Drilling and the affects on the residents and businesses in the town of Big Flats. Mr. Gorman asked the Town Board to be proactive regarding the protection of our water resources.

MINUTES OF THE TOWN BOARD MEETING OF MARCH 23, 2011

MINUTES

Councilperson Smith made a motion, seconded by Councilperson Gillette to approve the minutes of February 23, 2011 as presented. All in favor, except Supervisor Dean and Councilperson Hudock were absent, motion carried.

Councilperson Gillette made a motion, seconded by Deputy Supervisor Fairbrother to approve the minutes of March 9, 2011 as presented. All in favor, except Supervisor Dean and Councilperson Hudock were absent, motion carried.

NEW BUSINESS

RESOLUTION NO. 114-11
ABSTRACT APPROVED

Resolution by: Smith
Seconded by: Gillette

RESOLVE that the Town of Big Flats approve the Abstract of Audited Vouchers for March 2011, vouchers 10847– 10941 and order the bills paid, when in funds, for the following:

GENERAL FUND	\$ 37,653.27
HIGHWAY FUND	\$ 54,984.61
SEWER DISTRICT	\$ 3,436.72
WATER DISTRICT #1	\$ 3,913.97
WATER DISTRICT #2	\$ 4,354.57
WATER DISTRICT #3	\$ 1,385.43
WATER DISTRICT #4	\$ 250.92
LIGHTING DISTRICT	\$ 555.18
TRUST & AGENCY	\$ 445.01

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

RESOLUTION NO. 115-11
VOIDED CHECK APPROVED

Resolution by: Fairbrother
Seconded by: Smith

WHEREAS a memorandum was received from the Bookkeeper, dated March 16, 2011 requesting authorization to void a specific check, 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

MINUTES OF THE TOWN BOARD MEETING OF MARCH 23, 2011

RESOLUTION NO. 115-11, VOIDED CHECK APPROVED continued

BE IT THEREFORE RESOLVED the Town Board authorizes the Bookkeeper to void check number 9463, for \$274.00, dated February 25, 2011 and deleting voucher # 10806 made payable to NY Rural Water Association for overpayment of 2011 annual dues.

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

RESOLUTION NO. 116-11
STC REGIONAL LEADERSHIP CONFERENCE APPROVED

Resolution by: Gillette
Seconded by: Smith

WHEREAS the Town Board has determined that the STC Regional Leadership Conference sponsored by the Southern Tier Central Regional Planning & Development Board is a beneficial conference for Town 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 authorizes the following staff to attend the 15th Annual Southern Tier Central Regional Leadership Conference on April 14, 2011 at Corning Community College:

Chris Austin, Brenda Belmonte, Robert Byland, Thomas Clark, Linda Cross, Scott Esty, Timothy Gilbert, Andy Gillette, Robert Gush, Heather Hanson, John Hunter, Yvonna Kelly, Lance Muir, James Ormiston, David Seely, Merlyn Tiwari, William Torp, Larry Wagner, Don Williams, Charlie Wood, Tom Whispel.

FURTHER RESOLVED Town vehicles will be used for transportation to said conference; therefore, mileage will not be reimbursable, and

FURTHER RESOLVED the above-referenced training activity is acceptable to the Town Board and the members of the Zoning Board of Appeals and the Planning Board that attended or shall attend any of these training sessions shall receive credit for the purposes of complying with the Big Flats Town Code Sections 17.60.040 and 17.72.065.

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

MINUTES OF THE TOWN BOARD MEETING OF MARCH 23, 2011

RESOLUTION NO. 117-11
COOKING INSTRUCTOR CONTRACT APPROVED

Resolution by: Smith
Seconded by: Gillette

WHEREAS the Community Center Director has determined and recommended that a Cooking 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) (20) 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 Mary Ann Holleran for the purpose of teaching cooking classes at the cost of \$5.00 per person in accordance with the terms and conditions of the agreement.

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

RESOLUTION NO. 118-11
BIG FLATS AMERICAN LEGION BINGO LICENSE AMENDMENT APPROVED

Resolution by: Gillette
Seconded by: Fairbrother

WHEREAS the Big Flats American Legion submitted an amendment application for a Bingo License, and

WHEREAS the Town Clerk duly submitted the application to the Chemung County Sheriff's Department, Records Division, for their investigation of Findings and Determination for Bingo License, and

WHEREAS for environmental review, ministerial acts is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5 (c) (19) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED with the Findings and Determination for Bingo License, along with the guidance and interpretation of the New York State Racing and Wagering Board, it is found the designated members conducting bingo games are of good moral character, and

FURTHER RESOLVE the Town Board approves the Amendment Application for a Bingo License, dated March 9, 2011, from the Big Flats American Legion Post 1612 to perform bingo events as outlined in the application.

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

MINUTES OF THE TOWN BOARD MEETING OF MARCH 23, 2011

CORRESPONDENCE

Minutes/Big Flats Business Association. A copy of the meeting minutes, dated March 2, 2011 were received from the Big Flats Business Association Meeting.

Oil & Gas Lease/David L. Stevens. A letter was received from David L. Stevens, Landman, dated February 22, 2011, requesting two parcels he put out for bid for oil & gas leases.

Resignation/Marcia Hudock. A letter of resignation as Town Board Member was received from Councilperson Hudock, dated March 7, 2011, effective April 4, 2011.

Telecommunication Towers/Independent Towers Holdings, LLC. A letter was received, dated March 9, 2011, from Kory P. Fretto, Vice President of Independent Towers Holdings, LLC, regarding interest in providing various tower development options within the municipality.

Senior Citizen of the Year/Chemung County Department of Aging and Long Term Care. A letter was received from the office of Chemung County Department of Aging and Long Care, in regards to nominees for the Senior Citizen of the Year Award and the Mildred Parfitt Award.

Nominations/Chemung County Youth Bureau & Recreational Services. A letter dated February 3, 2011 was received from Robert L. Harris, Executive Director of Chemung County Youth Bureau & Recreational Services, regarding Nominations for the Donahoe & Program Excellence Awards.

Investigation of Wells /NYS DEC. A letter was received from NYS Department of Environmental Conservation dated March 4, 2011, regarding the investigation of Anschutz's Dow 1 & 2 Gas Wells Methane in Water Well Complaints.

Transportation/Chemung County Transit System. A letter was received, dated March 14, 2011, from Tina Hager, Chemung County Transit Mobility Manager, in regards to make public transit more available in the municipality.

Councilperson Smith made a motion, seconded by Councilperson Gillette to adjourn the Town Board meeting at 4:50 p.m. All in favor, except Supervisor Dean and Councilperson Hudock were absent, motion carried.

Date approved: _____

Linda J. Cross
Town Clerk