

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

PRESENT:           Supervisor   Ed Fairbrother  
                      Council       Bob Adams  
  Lee Giammichele  
  Mike Saglibene  
  Andy Gillette  
                      Attorney       Tom Reilly  
                      Town Clerk   Linda Cross

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

Presentation by Mark Watts, from **Chemung County Soil and Water**

Mark Watts presented the Town Board with a plaque:

**New York State Conservation District Employee's Association, Inc.  
2014 PARTNER APPRECIATION AWARD  
Presented to the TOWN OF BIG FLATS  
As a Member of the Chemung County Highway Association**

Supervisor Fairbrother temporarily suspended the Town Board Meeting at 4:34 p.m.

WATER BOARD

Supervisor Fairbrother opened the Water Board Meeting at 4:36 p.m.

PUBLIC HEARING:   4:00 p.m.   2015 Special Assessment for Water Dist. #3

Supervisor Fairbrother called the public hearing to order at 4:37 p.m., and read the legal notice duly advertised in the Elmira Star Gazette on September 30, 2014, to allow the consideration of the public comments regarding the 2015 Special Assessment Roll for Water District #3 of the Town of Big Flats.

IN FAVOR:       None

OPPOSITION:   None

COMMENTS:   Jim Haley, 228 Leisure Lane, What is the reason for the Assessment, for the Bond? Supervisor Fairbrother replied, it is to pay for the Water District #3's water system.

Since there were no further comments, Supervisor Fairbrother closed the public hearing at 4:41 p.m.

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

PUBLIC HEARING: 4:32 p.m. 2015 Special Assessment for Water Dist. #4

Supervisor Fairbrother called the public hearing to order at 4:42 p.m., and read the legal notice duly advertised in the Elmira Star Gazette on September 30, 2014, to allow the consideration of the public comments regarding the 2015 Special Assessment Roll for Water District #4 of the Town of Big Flats.

IN FAVOR: None

OPPOSITION: None

COMMENTS: None

Since there were no further comments, Supervisor Fairbrother closed the public hearing at 4:43 p.m.

UNFINISHED BUSINESS

RESOLUTION NO. 234-14  
2015 SPECIAL ASSESSMENT FOR WATER DISTRICT #3 APPROVED

Resolution by: Gillette  
Seconded by: Adams

WHEREAS the Water Board of the Town of Big Flats, Chemung County has completed an assessment schedule in connection with the financing of existing debt service for capital improvements for Water District #3 and filed the same with the Town Clerk of the Town of Big Flats on September 19, 2014, and

WHEREAS the Water Board caused due notice of the completion of said assessment schedule and of the time and place wherein the Water Board would meet and hear and consider any objections to said assessment schedule, to be duly published according to law, and

WHEREAS Water District #3 consists of 484 units with a unit charge for 2014 Water District #3 Special Assessment of approximately \$85.28 for Town of Horseheads residents and approximately \$64.78 for Town of Big Flats residents, the difference being an overpayment last year by Town of Big Flats residents, and

WHEREAS the Water Board did meet at the Town Hall, 476 Maple Street, Big Flats, New York on October 8, 2014, the time and place specified in said notice and heard and considered all objections to said assessment schedule, now

BE IT THEREFORE RESOLVED the said assessment schedule be and the same is hereby affirmed and adopted as originally proposed and filed in the office of the Town Clerk of the Town of Big Flats, and

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

RESOLUTION NO. 234-14, 2015 SPECIAL ASSESSMENT FOR WATER DISTRICT #3 APPROVED continued

FURTHER RESOLVED the Town Clerk shall annex to said assessment schedule a warrant which shall be signed by the Supervisor of the Town of Big Flats and added to the Town tax schedule, and countersigned by the Town Clerk, commanding the Tax Collector of the Town of Big Flats to collect from the several persons named therein the sum or sums opposite their respective names and to pay the same to said Supervisor.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 235-14  
2015 SPECIAL ASSESSMENT FOR WATER DISTRICT #4 APPROVED

Resolution by: Adams  
Seconded by: Saglibene

WHEREAS the Water Board of the Town of Big Flats, Chemung County has completed an assessment schedule in connection with the financing of existing debt service for capital improvements for Water District #4 and filed the same with the Town Clerk of the Town of Big Flats on September 19, 2014, and

WHEREAS the Water Board caused due notice of the completion of said assessment schedule and of the time and place wherein the Water Board would meet and hear and consider any objections to said assessment schedule, to be duly published according to law, and

WHEREAS Water District #4 consists of 77 units with a unit charge for 2015 Water District #4 Special Assessment of approximately \$90.58, and

WHEREAS the Water Board did meet at the Town Hall, 476 Maple Street, Big Flats, New York on October 8, 2014, the time and place specified in said notice and heard and considered all objections to said assessment schedule, now

BE IT THEREFORE RESOLVED the said assessment schedule be and the same is hereby affirmed and adopted as originally proposed and filed in the office of the Town Clerk of the Town of Big Flats, and

FURTHER RESOLVED the Town Clerk shall annex to said assessment schedule a warrant which shall be signed by the Supervisor of the Town of Big Flats and added to the Town tax schedule, and countersigned by the Town Clerk, commanding the Tax Collector of the Town of Big Flats to collect from the several persons named therein the sum or sums opposite their respective names and to pay the same to said Supervisor.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

NEW BUSINESS

RESOLUTION NO. 236-14  
OUTSIDE USER ARRANGEMENT APPLICABLE TO TOWN OF BIG FLATS  
WATER DISTRICT FOR DALRYMPLE GRAVEL AND CONTRACTING CO., INC  
ON TAX MAP 58.03-1-54.11 APPROVED

Resolution by: Giammichele  
Seconded by: Gillette

WHEREAS Dalrymple Gravel and Contracting Co., Inc. is desirous of entering into an agreement with the Town of Big Flats Water District for property they own on tax map 58.03-1-54.11 to have water service to their premises be provided by the Big Flats Water District, and

WHEREAS an agreement has been negotiated between the Town of Big Flats and Dalrymple Gravel and Contracting Co., Inc., a copy of which is below, and

WHEREAS the costs of this work shall be the obligation of Dalrymple Gravel and Contracting Co, Inc., and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6 NYCRR, Part 617.5(c) (25) 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 “Town of Big Flats, Terms and Conditions of outside User Arrangement Applicable to a Town of Big Flats Water District regarding Dalrymple Gravel and Contracting Co, Inc. on tax map 58.03-1-54.11”.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

TOWN OF BIG FLATS  
TERMS AND CONDITIONS OF OUTSIDE USER ARRANGEMENT  
APPLICABLE TO A TOWN OF BIG FLATS WATER DISTRICT

FOR Dalrymple SX Gravel and Contracting Co., Inc. on 58.03-1-54.11 (TAX MAP ID NO.)

1. The Town of Big Flats will tap the Ductile Iron water transmission line along the public highway which adjoins the applicant’s premises and bring the water service to or near the edge of the highway right-of-way. The tap will be made by the owner under direct supervision of the Town’s Water District Superintendent and at the sole expense of the owner. The owner referred to herein is Dalrymple Gravel & Contracting Co, Inc. and the property is tax ID number 58.03-1-54.11 which is occupied by their Sand Gravel and Blacktop Plants and is hereby referred to as the owner.

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

2. When required by the Town of Big Flats Water District (hereinafter referred to as the "Water District") Superintendent, the owner will be responsible for paying for and installing a meter of sufficient size, as determined by the Town Engineer or Water District Superintendent, within the highway right-of-way. The water meter will be supplied by the Town according to their current rules and regulations. The owner shall pay for the water meter in advance and will be responsible for providing Town approved valves on both sides of the meter. Meter installation shall be as per the Town's current rules and regulations or as approved by the Water District Superintendent.

3. If any portion of the private water service is to cross private property, the owner shall be responsible for procuring any easement or right-of-way necessary to cross private property and for recording the same in the Chemung County Clerk's Office. Said easement or right-of-way shall include the right of the Town to enter upon such land as necessary in order to make any required repairs not timely made by the owner pursuant to paragraph 6 hereof.

4. The owner will be responsible for all expenses incurred in connection with the installation of the private water service from the point of connection to the water main to the owner's building. All materials utilized by the owner shall meet the Town's specifications (as set forth in the Rules and Regulations of the Water District), and meet state and local health department regulations. The installation shall be subject to final inspection by the Water District Operator or such other individual designated by the Town. The water service shall be installed as a single, one piece installation of copper tubing absent of any joints, if possible. If the water service is long and will require joints, HDPE water service tubing and associated tracer wire can be utilized upon approval from the Town Water Operator. Owner agrees to bore, not open cut, any municipal roadway necessary to be crossed.

5. Prior to placing the water service into service, the owner shall provide any backflow prevention device(s) required to meet local or state cross connection control requirements.

6. Any leak in a private water service between the curb box and the owner's facility is the sole responsibility of the owner. Weather conditions permitting, the owner agrees to repair any such leak within 48 hours after the leak is discovered. If the Town highway, other Town owned property, or any other private property sustains damage as a result of a leak in a private water service, the owner of the service shall be responsible to the Town or the other property owner for the full amount of any such damages. Should the owner fail to repair a leak on, or damage to, Town owned property or property owned by another, the owner hereby authorizes the Town to make the repair or repair the damage, as the case may be, and to charge all expenses incurred in connection therewith back to the owner.

7. No excavation within the right-of-way of a County highway, Town highway or other Town owned property in connection with the installation, maintenance or repair of a private water service shall be made without the prior consent of the Town of Big Flats or Chemung County, and any such excavation shall be subject to the supervision, inspection and approval of the Town Highway Supervisor or the Chemung County Director of Public Works. Owner shall be responsible for obtaining any permits or consents required to connect to the Water District including the consent of the Town Board of the Town in which the owner resides.

8. The owner is considered an out-of-district user of the Water District with the same benefit of access to public water as a user located within the boundaries of the Water District except as set forth in this Agreement. As such, the owner will pay to the Water District the same amounts which are billed to users within the Water District from time to time for operation and maintenance costs, bond repayment unit costs, and water consumption based upon the applicable water rates schedules adopted by the Big Flats Town Board from time to time and the size of the water service.

9. The rules and regulations of the Water District as adopted and amended from time to time by the Town Board, to the extent that they are not inconsistent with or superseded by the provisions of this agreement, will apply to all out-of-district users.

10. The Town may terminate and disconnect the private water service in the event the owner is in default of any of the terms and conditions herein contained. The Town shall give at least 10 days written notice of its intent to terminate and upon expiration of the 10 days, may terminate service.

11. The owner agrees to indemnify the Water District for all costs and fees, including reasonable attorney's fees incurred by the District in order to enforce the terms and conditions set forth herein against the owner. The owner agrees to reimburse the District for recording fees, permit fees and legal fees incurred by the District pertaining to the owner's request for public water as an out-of-district user.

12. The contractor hired by the owner shall submit to the District prior to commencement of construction proof of public liability and worker's compensation insurance in an amount acceptable to the District, naming the District as additional insured.

13. The consent of the Town of Big Flats to supply water to the owner as an "out-of-district" user shall apply only to "surplus water" and shall not be a guarantee to supply a specific quantity or supply of water. The Town of Big Flats may suspend or terminate the sale or supply of water to the owner if, at any time, the supply of water is not sufficient to meet the needs of the Town of Big Flats, its residents, or any existing or future water districts of the Town.

14. If a legal district is not formed within one (1) year following the date of execution of this agreement, the owner shall complete a district expansion at their own expense to include the owner's property within a legal district.

15. The Town of Big Flats has required property owners to extend municipally owned utilities along the municipal roadway right-of-way to the furthest property line located along said right-of-way. The property referred to as Tax Map Parcel No., 58.03-1-54.11 is located adjacent to a site that has potential environmental concerns (Pick-A-Part) and future development on that site is virtually nonexistent, if not impossible. In addition, the Pick-A-Part parcel is located at the outer limits of the Town's corporate limits, therefore, demands associated with that parcel should be known prior to extension of the water utility to avoid water quality issues. Therefore, the Town agrees to waive the requirement of extending the municipally owned water utility in lieu of the establishment of a twenty foot (20 ft.) utility easement along the roadway right-of-way to facilitate any future extension. At the termination of this agreement, the owner shall enter into an agreement with the Town to provide said easement if an easement has not previously been established. The cost and effort associated with establishing this easement shall be the responsibility of the owner.

16. This agreement shall be binding upon the owner of the premises, their successors and/or assigns until such time as a legal district is formed to include said premises.

Supervisor Fairbrother Closed the Water Board at 4:47 p.m.

### **SEWER BOARD**

Supervisor Fairbrother opened the Sewer Board at 4:48 p.m.

#### **CALL TO ORDER**

**PUBLIC HEARING:** 4:34 p.m. 2015 Special Assessment Roll for Sewer District #1

Supervisor Fairbrother called the public hearing to order at 4:48 p.m., and read the legal notice duly advertised in the Elmira Star Gazette on September 30, 2014, to allow consideration of the public comments regarding the 2015 Special Assessment Roll for Sewer District #1 of the Town of Big Flats.

**IN FAVOR:** None

**OPPOSITION:** None

**COMMENTS:** None

Since there were no further comments, Supervisor Fairbrother closed the public hearing at 4:49 p.m.

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

PUBLIC HEARING: 4:35 p.m. Proposed Scale of Charges for Sewer District #1

Supervisor Fairbrother called the public hearing to order at 4:50 p.m., and read the legal notice duly advertised in the Elmira Star Gazette on September 30, 2014, to allow the consideration of the public comments regarding the Proposed Scale of Charges for Sewer District #1.

IN FAVOR: None

OPPOSITION: None

COMMENTS: None

Since there were no further comments, Supervisor Fairbrother closed the public hearing at 4:51 p.m.

UNFINISHED BUSINESS

RESOLUTION NO. 237 -14  
2015 SPECIAL ASSESSMENT FOR SEWER DISTRICT #1 APPROVED

Resolution by: Giammichele

Seconded by: Gillette

WHEREAS Sewer Board of the Town of Big Flats, Chemung County has completed an assessment schedule in connection with the financing of existing debt service for capital improvements for Sewer District # 1 and filed the same with the Town Clerk of the Town of Big Flats on September 18, 2014, and

WHEREAS the Sewer Board caused due notice of the completion of said assessment schedule and of the time and place wherein the Sewer Board would meet and hear and consider any objections to said assessment schedule, to be duly published according to law, and

WHEREAS Sewer District # 1 based on \$48,246,310 assess value a unit charge for 2015 Sewer District # 1 Special Assessment of approximately 39 cents per 1000, and

WHEREAS the Sewer board did meet at the Town Hall, 476 Maple Street, Big Flats, New York on October 8, 2014, the time and place specified in said notice and heard and considered all objections to said assessment schedule, now

BE IT THEREFORE RESOLVED the said assessment schedule be and the same is hereby affirmed and adopted as originally proposed and filed in the office of the Town Clerk of the Town of Big Flats, and

FURTHER RESOLVED the Town Clerk shall annex to said assessment schedule a warrant, which shall be signed by the Supervisor of the Town of Big Flats and added to

RESOLUTION NO. 237 -14, 2015 SPECIAL ASSESSMENT FOR SEWER DISTRICT #1 APPROVED, continued

the Town tax schedule, and countersigned by the Town clerk, commanding the Tax Collector of the Town of Big Flats to collect from the several persons named therein the sum or sums opposite their respective names and to pay the same to said Supervisor.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 238-14  
2015 PROPOSED SCALE OF CHARGES FOR SEWER DISTRICT NO. 1 SCALE OF CHARGES APPROVED

Resolution by: Gillette  
Seconded by: Saglibene

WHEREAS the Town of Big Flats Sewer District No. 1 has been created and completed, and

WHEREAS the Town Board has determined that Sewer District No. 1 Scale of Charges are necessary to maintain, use, operate and/or repair the sanitary sewer for the Town of Big Flats, and

WHEREAS a public hearing was duly held on October 8, 2014 whereat all interested parties were duly heard, and

WHEREAS the Scale of Charges needs to be revised to accommodate changes required for the operation of Sewer District No. 1, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and (27) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board adopts the Town of Big Flats Sewer District No. 1 Scale of Charges.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

Supervisor Fairbrother Closed the Sewer Board at 4:53

**TOWN BOARD**

Supervisor Fairbrother reopened the Town Board to order at 4:54

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

CONCERNS OF THE PEOPLE – Susan Swan – 500 County Route 64 inquired about purchasing a part of Somerset Park, parcel # 67.01-1-12.1. Supervisor Fairbrother stated, we have not made a final decision on it yet, because it is a park, we have some work to do. Not sure if it is going to be sold in segments, not sure at this point. It would be a board decision, as soon as we get the approval from the State Legislators Body, then we would publish it.

Karen Estep, 47 Owen Hollow, asked for a correction of the Minutes of September 24, 2014 of her comment during the Concerns of the People. She stated “Dirt Track Bikes without mufflers and also 4 Wheelers -ATV’s, were what was causing the problems in the neighborhood” Not Motorcycles, and asked for this to be corrected. Karen Estep shared photos with the Town Board as they requested at the last meeting. Supervisor Fairbrother stated he has had some other concerns, and he has spoken to other Towns on how they are handling it. Supervisor Fairbrother also stated that Law Enforcement are the ones to take care of these ATV’s, and plans on getting together with them and look into this further.

REPORTS

Supervisor Fairbrother stated the following reports for September 2014 have been received and are on file in the office of the Town Clerk:

Town Clerk’s Monthly Report, Supervisor’s Fund Balance, Youth Department Monthly Report, Department of Public Works Monthly Report, Assessor’s Monthly Report, Code and Planning Monthly Report, Community Center’s Monthly Report, Court Monthly Report, Dog Control’s Monthly Report

NEW BUSINESS

RESOLUTION NO. 239-14  
AGREEMENT WITH GOV-PAY TO ACCEPT CREDIT CARDS IN SEVERAL DEPARTMENTS AT THE TOWN HALL COMPLEX APPROVED

Resolution by: Adams  
Seconded by: Saglibene

WHEREAS the Town Supervisor, Deputy Clerk and DPW Secretary discussed the need for credit card processing in several departments within the Town, and

WHEREAS the Town Supervisor assigned the Deputy Clerk to gather pricing and service information from five different Companies, and

WHEREAS the Town Supervisor, Deputy Clerk and DPW Secretary reviewed the findings and determined GOV-PAY to be the best value for the Town of Big Flats, and

WHEREAS the findings show there will be no cost to the Municipality, and

RESOLUTION NO. 239-14, AGREEMENT WITH GOV-PAY TO ACCEPT CREDIT CARDS IN SEVERAL DEPARTMENTS AT THE TOWN HALL COMPLEX 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 authorizes the Town Supervisor to enter into an agreement with GOV-PAY to accept credit cards.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 240-14  
PUBLIC HEARING FOR FRANCHISE AGREEMENT / COMMUNITY CABLE CORPORATION D/B/A NORTH PENN VIDEO SET

Resolution by: Giammichele  
Seconded by: Gillette

WHEREAS the Town Board has been presented with a proposed Franchise Agreement with Community Cable corporation d/b/a North Penn Video, and

WHEREAS prior to action on an Agreement with Community Cable Corporation d/b/a North Penn Video, a Public Hearing shall be duly held by the Town Board, and

WHEREAS A copy of the proposed Franchise Agreement is available for public viewing at the Town Clerk's office 476 Maple Street, Big Flats, NY during normal business hours.

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 that the Town Board sets a Public Hearing on October 22, 2014 at 7:00 p.m. to hear comments regarding the Application of a Franchise Agreement with Community Cable Corporation d/b/a North Penn Video to provide cable television services.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 241-14  
PUBLIC HEARING FOR FRANCHISE AGREEMENT / EMPIRE VIDEO SERVICES  
CORPORATION SET

Resolution by: Saglibene  
Seconded by: Adams

WHEREAS the Town Board has been presented with an Application of a Franchise Agreement with Empire Video Services Corporation to provide cable television services, and

WHEREAS prior to action on an Agreement with Empire Video Services Corporation, a Public Hearing shall be duly held by the Town Board, and

WHEREAS A copy of the proposed Franchise Agreement is available for public viewing at the Town Clerk's office, 476 Maple Street, Big Flats, NY during normal business hours, 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 that the Town Board sets a Public Hearing on October 22, 2014 at 7:02 p.m. to hear comments regarding the Application of a Franchise Agreement with Empire Video Services Corporation to provide cable television services.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 242-14  
RECOGNITION OF REGISTRO WAY AND COMMUNITY PARK DRIVE AS  
PUBLICLY TRAVELED ROADS AND REQUEST THAT THEY BE ADDED TO  
THE 2015 NEW YORK STATE LOCAL HIGHWAY INVENTORY (LHI)  
APPROVED

Resolution by: Giammichele  
Seconded by: Gillette

WHEREAS the Federal Highway Administration requires an Annual Certification of Local Highway Mileage, and

WHEREAS the New York State Department of Transportation has sent out the instructions for completing the Annual Certification, and

WHEREAS the addition of roads to the Town's inventory must be indicated on the Annual Certification and accompanied by the required resolutions, and

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

RESOLUTION NO. 242-14, RECOGNITION OF REGISTRO WAY AND COMMUNITY PARK DRIVE AS PUBLICLY TRAVELED ROADS AND REQUEST THAT THEY BE ADDED TO THE 2015 NEW YORK STATE LOCAL HIGHWAY INVENTORY (LHI) APPROVED

WHEREAS the Commissioner and Deputy Commissioner of Public Works have recommended the recognition of Registro Way and Community Park Drive as publicly traveled roads, and

WHEREAS the Commissioner and Deputy Commissioner recommend that Registro Way and Community Park Drive be added to the New York State Department of Transportation Local Highway Inventory (LHI), and

WHEREAS Registro Way is 1,428 feet in length by 21 feet wide, and

WHEREAS Community Park Drive is 801 feet in length by 10 feet wide, and

WHEREAS the recognition and addition of these roads is an administrative Type II action under SEQRA 6 NYCRR 617.5 (c) (20) and thus no environmental review action is required, now

BE IT THEREFORE RESOLVED the Town Board, as recommended by the Commissioner and Deputy Commissioner of Public Works, hereby recognize Registro Way and Community Park Drive as publicly traveled roads, and

BE IT FURTHER RESOLVED the Town Board authorizes the addition of Registro Way totaling 1,428 feet in length by 21 feet wide, and Community Park Drive totaling 801 feet in length by 10 feet wide to the New York State Department of Transportation Local Highway Inventory (LHI).

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

RESOLUTION NO. 243-14  
OCTOBER 8, 2014 COMMUNICATION LOG APPROVED

Resolution by: Adams  
Seconded by: Saglibene

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:

October 1, 2014

Time Warner Cable – RE: Programming Notice Changes (CNY/JT). *Referred to: Town Board, and Town Clerk for filing.*

WATER / SEWER / TOWN BOARD MEETING OF OCTOBER 8, 2014

RESOLUTION NO. 243-14, OCTOBER 8, 2014 COMMUNICATION LOG  
APPROVED continued

October 3, 2014

Big Flats Business Association Meeting – RE: Meeting Minutes. *Town Board, and Town Clerk for filing.*

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

Supervisor Fairbrother made a motion for a Proclamation honoring Judith Zimmerman for her years of service, seconded by Councilperson Gillette. All in favor, motion carried.

Supervisor Fairbrother made a motion to set a Public Hearing on November 12, 2014 at 4:30 p.m., and adopt the Preliminary Budget, seconded by Councilperson Adams. All in favor, motion carried.

RESOLUTION NO. 244-14

TERRI O'ROURKE, PART-TIME COMMUNITY CENTER CLERK APPROVED

Resolution by: Adams  
Seconded by: Giammichele

WHEREAS there exists a vacancy in the position of Clerk at the Town of Big Flats Community Center, and

WHEREAS the Town Board had determined that the position should remain a part-time position, and

WHEREAS the Director of Recreation reviewed the applications submitted for the Clerk, Part-time for the Community Center position, and

WHEREAS the Director conducted interviews of potential candidates, and

WHEREAS the Director recommends the appointment of Terri O'Rourke to the position of Clerk for the Community Center, and

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 Terri O'Rourke as the Clerk, part-time for the Community Center, effective October 14, 2014 with a probationary period for not less than 8 weeks nor to exceed 26 weeks at the rate of \$11.00 per hour, not to exceed 20 hours a week, and

RESOLUTION NO. 244-14, TERRI O'ROURKE, PART-TIME COMMUNITY CENTER CLERK APPROVED continued

FURTHER RESOLVED the Town Supervisor is authorized to complete the required Report of Personnel Change (RPC).

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother  
NAYS: None

Attorney Thomas Riley, and Mike Saglibene were excused from the Town Board meeting at 5:20 p.m.

Supervisor Fairbrother also reported:

- Town Newspaper, asked the board if they have articles, and spoke about the cost for printing with either Black and White or Color Printing.
- Credit Cards – should be up in 3 weeks
- Comprehensive Plan Retention – Public Hearing November 19<sup>th</sup>. Vote in December
- Grand Opening – Supervisor Fairbrother attended the Field and Stream ribbon cutting at 9:45 am on October 10, 2014.
- Meeting for the Sewer Capital Charges, October 27<sup>th</sup> at 8:30 a.m.
- Review the Main Lift in the Budget – Rent it out 8 times
- Minutes are all up to date on line
- Website – Councilperson Gillette has been working on it.

Councilperson Gillette made a motion, seconded by Councilperson Giammichele to adjourn the Town Board meeting at 5:36 p.m. All in favor except Councilperson Saglibene who was excused, motion carried.

Date approved: \_\_\_\_\_ Linda Cross  
Town Clerk