

MINUTES OF THE WATER / TOWN BOARD MEETING OF JULY 9, 2014

PRESENT: Supervisor Edward Fairbrother
 Council Bob Adams
 Lee Giammichele
 Andy Gillette
 Mike Saglibene
 Attorney Thomas Reilly
 Clerk Linda Cross

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

NEW BUSINESS

RESOLUTION NO. 173-14
PROFESSIONAL SERVICES FOR WATER DEPARTMENT PROJECTS

Resolution by: Giammichele
Seconded by: Adams

WHEREAS the Big Flats Water Department is considering numerous changes and improvements to our water system. Prior to actual projects being established the Water Department has requested the professional services of Hunt Engineers, Architects & Land Surveyors, PC (HUNT) be available to assist with any miscellaneous needs the Water Department may need, and

WHEREAS the Big Flats Water Department received a proposal from Hunt Engineering to establish a retainer for the remainder of 2014 to provide assistance on an as needed basis. The intent of this agreement is to provide routine professional services such as but not limited to; Water system operations and troubleshooting, development of a valve exercising program, DOH inquiries or inspections, Susquehanna River Basin Commission (SRBC) tasks, assist in water operator selection, etc. The preparation of specific project scope of services and fee quotations for capital projects or specific consulting services such as surveys or design will not be charged under this agreement, and

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

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Supervisor to enter into a contract with Hunt Engineering to provide professional engineering tasks associated with the Big Flats Water Department for the remainder of 2014, for a rate, billed on an hourly basis, not to exceed a fee of nine-thousand dollars (\$9000) plus disbursements.

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

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Supervisor Fairbrother made a motion, seconded by Councilperson Saglibene to approve Supervisor Fairbrother and Tim Steed from Hunt Engineering, to send the documents needed to Susquehanna River Basin Commission (SRBC). All in favor, motion carried

Since there was no further business to come before the Water Board, Supervisor Fairbrother closed the Water Board meeting at 4:36 p.m.

TOWN BOARD

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

PUBLIC HEARING: 4:30 P.M. AMEND CHAPTER 2.16 TOWN MUNICIPAL CODE

Supervisor Fairbrother called the public hearing to order and read the legal notice duly advertised in the Elmira Star Gazette on June 30, 2014, which allowed and considered public comments regarding the proposed changes in the Municipal Code for 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 4:39 p.m.

CONCERNS OF THE PEOPLE - None

REPORTS

Supervisor Fairbrother stated the following reports for June 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, Water Department Monthly Report, Assessor's Monthly Report, Code and Planning Monthly Report, Community Center's Monthly Report, Court Monthly Report, and Dog Control's Monthly Report.

NEW BUSINESS

RESOLUTION NO. 174-14

CREATION OF THE POSITION OF "PRINCIPAL ACCOUNT CLERK"

Resolution by: Gillette

Seconded by: Giammichele

WHEREAS the Town Supervisor and the Water Systems Supervisor submitted a Job Classification Questionnaire to the Chemung County Civil Service Commission

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RESOLUTION NO. 174-14, CREATION OF THE POSITION OF "PRINCIPAL ACCOUNT CLERK" continued

requesting that the position of Senior Account Clerk, currently held by Pam Kowulich, be reclassified as "Principal Account Clerk", in the competitive class of the Civil Service Law, and

WHEREAS the questionnaire was reviewed and the reclassification to "Principal Account Clerk" was recommended and approved by the Chemung County Civil Service Commission at their June 3, 2014 meeting, and

WHEREAS for environmental purposes the administration of Town personnel is a Type II action in accordance with SEQRA 6, NYCCR Part 617.5(c) (20) and as such no further action is required regarding the same, now

BE IT THEREFORE RESOLVED that the Town Board formally creates the position of "Principal Account Clerk" in the Big Flat's Water Department as titled and classified by the Chemung County Civil Service Commission, and

BE IT FURTHER RESOLVED that the Town Board appoints the current Water Department employee, Pam Kowulich, to Principal Account Clerk and the Town Board instructs the Bookkeeper to prepare the required Report of Personnel Change (RPC) and forward it to the Civil Service Commission.

CARRIED: AYES: Gillette, Giammichele, Adams, Saglibene, Fairbrother
NAYS:

RESOLUTION NO. 175-14

RECEIVING AND ACCEPTING OF THE JULY 9, 2014 COMMUNICATION LOG

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:

June 16, 2014

City Clerk City of Elmira – RE: Intermunicipal Agreement

June 20, 2014

Chemung County SWCD – RE: Adjustment of billing cycle & Contract Period Chemung County Stormwater Team; *Code Enforcement, Assessor, Water Supervisor, DPW Department, Town Board, and filed with the Town Clerk.*

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RESOLUTION NO. 175-14, RECEIVING AND ACCEPTING OF THE JULY 9, 2014
COMMUNICATION LOG continued

June 23, 2014

Corning Community College – RE: START UP NY Campus Plan *Referred to: Town Board, and Town Clerk for filing.*

June 23, 2014

96th Infantry Division Association, Harry Merker RE: “The Friendliest Small Town in America!” *Referred to: Town Board and Town Clerk for filing.*

June 23, 2014

Keller McIntyre & Associates RE: Federal Funding to Maximize Town of Big Flats’ Budget Relief. *Referred to: Town Board, and Town Clerk for filing*

June 23, 2014

State of New York Department of Public Service RE: Important Safety Information. *Code Enforcement, Assessor, DPW Department, Town Board, and filed with the Town Clerk.*

June 25, 2014

Town & Country Fire Dept. Inc. RE: Meeting with the Town of Big Flats regarding Fire and Emergency Services for 2015. *Referred to: Town Board and Town Clerk for filing.*

July 2, 2014

Time Warner Cable – RE: July 2, 2014 Programming Notice Changes (CNY/JT). *Referred to: Town Board and Town Clerk for filing.*

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

RESOLUTION NO. 176-14
SEWER DISTRICT NO. 1, PUBLIC HEARING NOTICE SET

Resolution by: Giammichele
Seconded by: Adams

NOTICE IS HEREBY GIVEN, the Big Flats Sewer District No. 1 will, pursuant to law and Resolution of the Big Flats Town Board, hold a public hearing in the Town Hall, 476 Maple Street, in the Town Hall, Big Flats, NY, on the 23rd day of July, 2014 at 7:00 PM, and

WHEREAS in the matter of the establishment of scale of charges for the collection, conveyance, treatment, and disposal of sewage to users of said District for 2014, and

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RESOLUTION NO. 176-14, SEWER DISTRICT NO. 1, PUBLIC HEARING NOTICE
SET continued

WHEREAS a copy of said scale of charges may be obtained from The Town of Big Flats Clerk's office at the Town Hall, 476 Maple Street, Big Flats, NY, and

WHEREAS all persons and parties of interest will be heard at the time and place aforesaid,
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 any person aggrieved by the rate fixing determination of the Town Board may take an appeal there from to said Board by filing a Notice with said Board on or before fifteen (15) days after the effective date of said scale of charges, i.e. January 1, 2015 pursuant to law, and said Board shall make a determination thereof after said hearing which shall be held at the next regular meeting of the Board after filing of Notice.

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

RESOLUTION NO. 177-14

SUPPORT CORNING COMMUNITY COLLEGE PLAN, TO SET UP A CERAMIC
INCUBATOR SITE THROUGH START-UP NY AND TO BE DESIGNATED A TAX
FREE AREA APPROVED

Resolution by: Saglibene
Seconded by: Giammichele

WHEREAS in 2014, the State of New York enacted legislation to establish Start-up New York Sites which will provide major incentives for businesses to relocate, start up or significantly expand in New York State through affiliations with public and private universities, colleges and community colleges. Businesses will have the opportunity to operate state and local tax-free on or near academic campuses, and their employees will pay no state or local personal income taxes. In addition, businesses may qualify for additional incentives, and

WHEREAS Corning Community College has designated a site off campus that will meet the requirements of Start-Up New York and that site is the former Schweizer facility located at 1250 Schweizer Road in the Town of Big Flats, and

WHEREAS Corning Community College has submitted to The State University of New York an application to have that site designated as part of the SUNY Start-Up New York and to be designated a Tax Free Area, and

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RESOLUTION NO. 177-14, SUPPORT CORNING COMMUNITY COLLEGE PLAN, TO SET UP A CERAMIC INCUBATOR SITE THROUGH START-UP NY AND TO BE DESIGNATED A TAX FREE AREA APPROVED continued

WHEREAS the intended use of that site is be an incubator for business development and be part of the presently existing Ceramics Corridor, and

WHEREAS a present incubator site located in Painted Post, NY has been very successful and is presently filled, and

WHEREAS for environmental review purposes, the adoption of regulations, policies, procedures and local legislative decisions is a Type II action in accordance with SEQRA 6 NYCRR, Part 617.5 (c) (27) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED that the Town of Big Flats passed this resolution in full support of Corning Community College's application to participate with and have its campus plan accepted by the Start-Up New York program.

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

Supervisor Fairbrother reported:

- Meeting regarding Parking of Tags Concerts
- Help for Parking
- Phone System/ 4 quotes in at this time
- Bonding completed August 15, 2014
- Sewer – turning over to the County
- Water Department – Water Supervisor leaving Friday July 11, not filling the position at this time.
- Road Construction – Golden Glow at this time
- Town working on updating Policy's
- Empire Access Company interested in Fiber the Town "Internet Access"
- Sing Sing Creek- Moving forward with a plan
- Insurance - both General and Health
- STEG Contribution

Councilperson Giammichele asked about the Tab Church Field, Andy Avery Commissioner of Public Works stated Supervisor Fairbrother would be talking with the pastor first, and then they would take out the ball fencing and store it.

Supervisor Fairbrother, mentioned the Friends of the River wanted to put in a Concrete Slip at Bill Smith's Launch at Miners Park, they did not get there grant. Supervisor Fairbrother is working with them and has some possibilities how to raise the rest of the money.

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Supervisor Fairbrother made a motion, seconded by Councilperson Gillette to enter into an executive session at 5:49 P.M., for legal advice from the Attorney of the Town, and asked Linda Cross the Town Clerk, Chris Austin Highway Foreman & Deputy DPW Commissioner, Andy Avery Commissioner of Public Works, to attend the 1st part of the executive session, the 2nd part regarding a particular personnel issue, with no action to be taken is just for the Town Board. All in favor, motion carried.

Town Clerk Linda Cross, Chris Austin Highway foremen & Deputy DPW Commissioner, and Andy Avery's Commissioner of Public Works, was excused from the executive session at 6:22 p.m.

Supervisor Fairbrother reconvened the meeting at 6:50 p.m.

Since there was no further business to come before the Town Board, Councilperson Giammichele made a motion, seconded by Councilperson Gillette to adjourn the Town Board meeting at 6:55 p.m. All in favor, motion carried.

Date approved: _____

Linda J. Cross
Town Clerk