

**MINUTES OF TOWN BOARD MEETING
OF MARCH 9, 2015
HELD AT THE TOWN HALL, 8529 MAIN ST., CAMPBELL, NEW YORK**

PRESENT: Town Board Members: David L. Tennent, John R. Tschantre; Jeffrey Horton, Terry E. Wheat and Sara B. Rosplock; **Town Clerk:** Sandra M. Austin; Code Enforcement Officer: Marvin Rethmel and **Highway Supt:** Thomas A. Austin.

ABSENT: None.

GUESTS: Glenn Vogel, Joseph Hauryski, Lisa Brooks, Sharon Strauss, Rod Stampp, Bob Hilbert of Appraisal Consultants, Town Assessor Holley Smalt, Forest Buckley and Andrew Buckley.

Call To Order/Pledge /Roll Call/ Prior Minutes.

Mr. Tennent called the regular monthly meeting to order at 6 p.m. at the meeting room of the Campbell Town Hall and led the pledge of allegiance. The Town Clerk then took roll call. The minutes of February 9th were noted.

RESOLUTION #1 was offered by Rosplock and seconded by Wheat to accept the minutes of February 9th as presented. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

Re-Val Update.

Bob Hilbert of Appraisal Consultants explained that we are now in Phase IV of the Re-Val Project and explained that the full disclosures would be mailed out this week and they would be scheduling appointments for the week of March 23rd.

Eagle Project.

Andrew Buckley noted that he had received approval on his project by the chairman of the scouts on March 2nd for clean-up of Riverside Cemetery and replacing the perimeter fence; he is still soliciting funds for the project but doesn't have final figures yet. The Board indicated they would support the project but needed actual figures.

Public Comment.

Joe Hauryski—spoke of County issues at hand.

Rod Stampp---asked if we have a plan for possible ice jams.

Glenn Vogel—gave a report on the Fire Dept.

Ice Jam.

Discussion was had concerning the possibility of flooding and ice jams coming up. Tom Austin noted that the drains in town are frozen and there is a 4-6 ft. of ice ledge build-up in the river at certain spots, so there is an immediate concern about flooding in the next few weeks.

In anticipation that Mr. Tennent would be out of town when the river would be thawing, RESOLUTION #2, was offered by Horton, and seconded by Wheat to authorize Tom Austin and John Tschantre to deal with any ice jam problems at their discretion. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

Highway Dept.---Salt Storage Building.

Discussion was had about the condition of the 20-year-old salt storage building. Tom Austin noted that he had gotten an estimate on the repair with materials estimated at \$6107; installation cost at \$4500 to 6000. He suggested that we get through the winter and use the highway crew for repairing it. The Board was ok with trying that.

Highway Spending Agreement.

Tom Austin brought up the annual 284 agreement [highway spending agreement] to spend ITEM #1 money and the proposed Chip's projects for 2015: 1/2 mile on Gulf Road and .55 miles on Mills Road in the Town. The Chip's part is proposed until the State passes the 2015 budget. This was ok'd by Board.

CEO Report.

Marvin Rethmel spoke of current issues per his report and gave a progress report on the zoning law revision to change the approval authority over special use permits from the ZBA to the Planning Board.

Local Law #1 of 2015 ---- "Special Use Permit Revision to Town of Campbell Zoning Law".

A draft of proposed Local Law No. 1 of 2015 entitled "Special Use Permit Revision to Town of Campbell Zoning Law" was presented by Marvin Rethmel; he had prepared the draft local law at the request of the Town Supervisor.

The Town of Campbell had adopted a new zoning law entitled "Town of Campbell Zoning Law-2014", which was filed as Local Law #3 of 2014 with the Department of State on October 27, 2014. Thereafter, it was noted that the procedure for special use permits pursuant to Article 20, the Zoning Board of Appeals has the approval power in accordance with the criteria outlined by Article 10 and 11.

It was discussed that this was an oversight since one of the goals worked toward in the new zoning law was to make the chain of approval for site plan, subdivision and other zoning applications, easier to process.

Under the new Zoning Law, the Planning Board was authorized to review and approve site plan applications and during the review process, could review the special use permit application at the same time, thus eliminating the involvement of scheduling with another review board; this would eliminate extra copies, extra meeting notices, an extra meeting date, and preparing additional minutes in the approval process.

Care was then taken to revise the zoning law to accomplish the above. It was noted that there are several pages on which to make the revisions.

It was explained that this local law is necessary for the purpose of streamlining the approval process in accordance with the above.

RESOLUTION#3. Following discussion the following resolution was introduced by Councilwoman Rosplock, who moved its adoption, and seconded by Councilman Wheat, to wit:

BE IT RESOLVED AS FOLLOWS:

1. That the Town Board of the Town of Campbell accepts and proposes to adopt a local law to be designated as Introductory Local Law No. 1 of 2015 entitled "Special Use Permit Revision to Town of Campbell Zoning Law" and that a copy of the proposed local law is annexed hereto and incorporated into this resolution as though set out in full.
2. That a public hearing be held on April 13, 2015, at 6:00 p.m. at the Town Hall, 8529 Main Street, Campbell, New York.
3. That the Town Clerk, with the assistance of the Town Attorney, is directed to prepare the legal notice required to be published and to provide such notice for timely publication in the official newspaper.
4. That a copy of such legal notice be posted upon the Town Clerk's bulletin board as required by law.

Following discussion the foregoing resolution was called to a vote which resulted as follows: Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

The Supervisor then declared the resolution to be adopted and directed the Clerk to proceed to contact the Town Attorney and to complete the publishing and posting as required by law.

It is noted for the record that a copy of the said proposed local law was personally delivered to each Board member.

[The following is a copy of the text of the Local Law.]

Local Law No. 1 of the Year 2015
“Special Use Permit Revision to Town of Campbell Zoning Law”

Be it enacted by the Town Board of the Town of Campbell as follows:

SECTION 1: STATUTORY AUTHORITY.

This local law is adopted pursuant to the provisions of Section 10 of Article 2 of the Municipal Home Rule and Article 16 of Town Law of the State of New York.

SECTION 2: TITLE.

This law shall be known and cited as, “**Special Use Permit Revision to Town of Campbell Zoning Law**”.

SECTION 3: PURPOSE AND INTENT.

It is the intent of this law to amend the Town of Campbell Zoning Law—2014 which was adopted as Local Law #3 of the Year 2014 to change the approval power over special use permits from the Town of Campbell Zoning Board of Appeals to the Town of Campbell Planning Board.

SECTION 4: REVISION TO ARTICLE 20 - “SPECIAL USE PERMITS”.

- a) WORDING REMOVED: The following wording shall be removed from Article 20, “Special Use Permits” subsection 20.1 Special Use Permits on page 149: “The Zoning Board of Appeals of the Town of Campbell shall have the power, after public notice and hearing, to grant approval by special use permit for such uses as are specifically allowed by special use permit in the use districts herein. A special use permit shall be granted in accordance with the procedures and criteria enumerated in Article 10 and 11 of the Town of Campbell Zoning Law.”

- b) WORDING REPLACED: The above wording shall be replaced with the following: “The Planning Board of the Town of Campbell shall have the power, after public notice and hearing, to grant approval by special use permit for such uses as are specifically allowed by special use permit in the use districts herein. A special use permit shall be granted in accordance with the procedures and criteria enumerated in Article 10 and 11 of the Town of Campbell Zoning Law.”

- c) ALL NECESSARY CHANGES: All necessary changes are hereby authorized throughout Local Law # 3 of 2014 to reflect the change from Zoning Board of Appeals to Planning Board in the following sections:

AG District 4, APD District 4.1, R-1 District 4.2, R-2 District 4.3, B-1 District 4.4, B-2 District 4.5 and I District 4.6.

SECTION 5: CHANGES THROUGHOUT LOCAL LAW #3 OF 2014.

These changes as listed in the foregoing sections will not affect any other portions of the Town of Campbell Zoning Law—2014, only those listed to reflect the change from Zoning Board of Appeals approval to Planning Board approval.

SECTION 6: EFFECTIVE DATE.

This local law shall take effect upon filing with the Secretary of the State of the State of New York.

[end of local law text]

WD#2 - Bond Renewal.

It was noted that the Bond anticipation note for Water District #2 for \$195,000.00 is due on March 19th. It was discussed to renew the bond for 1 year and pay down \$5,000 on the principal. The rate would be 1.65% through Five Star Bank.

RESOLUTION #4 was offered by Rosplock and seconded by Horton to authorize the above note renewal and give authority to John Tschantre to sign the paperwork in the absence of David Tennent. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Abstain; and Tennent-Aye.

WD#3 - Transmitters for BOCES.

Following discussion, RESOLUTION#5 was offered by Horton and seconded by Tschantre to authorize purchase of 2 transponders for BOCES at a cost of \$85.00 each from the Water District #3 Construction Project fund. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

Town Clerk.

Sandy Austin noted that Town Clerk Schooling at Rochester was coming up in April and discussed that she wanted to attend. No action was taken but the vouchers for the registration and hotel were among this month's vouchers.

Sewer Engineering Study.

Mr. Tennent said that Savona had committed \$3,000 toward the joint engineering study which would be available after June; we would be the lead agency.

Sidewalk Project.

Mr. Tennent noted that the sidewalk project was moving forward; in April he hoped to get the bids out.

Board of Assessment Review Appointments.

Discussion was had concerning the vacancies on the Board of Assessment Review. RESOLUTION #6, was offered by Tschantre and seconded by Wheat to authorize the appointment of Michelle Seeley and Barry Lewis to fill un-expired terms on the Board of Assessment Review. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

It was noted that there is still one more vacancy.

Cub Scout Project.

Mr. Tennent explained that Karen Stark, a Tiger Cub Den Mother, has proposed a project by the Tiger Cub Scouts, to build a planter bench at no cost to the Town and proposed to put it along the sidewalk in front of the Town Hall. The Board thought it was a great idea. No action was taken.

Executive Session.

On motion of Horton seconded by Rosplock, the following resolution was adopted: RESOLUTION #7: RESOLVED that this Board move into executive session to discuss items concerning union negotiations. Time 8:02 PM. Adopted by roll call Vote: Ayes- 5; Nays-0.

Close Executive Session.

On motion of Horton, seconded by Rosplock, the following resolution was adopted: RESOLUTION #8: Resolved that the executive session be closed and that this Board return to regular meeting. Time 8:26 PM. Adopted by vote: Ayes-5; Nays-0.

Budget Transfers.

RESOLUTION #9, was offered by Horton, and seconded by Wheat, to authorize the following budget transfers:

FROM:	TO:	AMOUNT:
DA5142.431 haul sand	DA5142.430 road sand	\$2200.00
Also a correction to the 2015 budget in WD#3: SW8340	SW8320.420	\$783.73

Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

Monthly Reports Filed.

It was noted that a monthly report was received from Marvin Rethmel as per Codes and Dogs. A copy was filed with the Town Clerk.

Voucher Audit – 8:27 p.m.

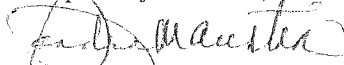
Vouchers were submitted and approved as follows:

General Fund Vouchers #64-99 totaling	\$ 32,679.84;
And Highway Vouchers #36-60 totaling	\$ 59,294.34;
Water District Capital Project #4	\$ 85.00;
Fire District #1	\$121,762.50;
Fire District #2	\$ 72,689.28;
Street Lighting Voucher #3 totaling	\$ 1,162.75;
Water District 1 SW Vchrs #11-15	\$ 2,169.52;
Water District 2 SW2-Vchr #5	\$ 12.00;
Water District 3 SW3-Vchr #5	\$ 12.00;
For a grand total of	\$ 289,867.23.

Adjournment.

There being no further business before the Board, the meeting was, upon motion by Horton and seconded by Tschantre adjourned at 8:30 p.m.

Respectfully submitted,



SANDRA M. AUSTIN
Campbell Town Clerk

DATED: March 23, 2015.

ATTACHMENTS: