

**MINUTES OF TOWN BOARD MEETING OF APRIL 13, 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; and **Highway Supt:** Thomas A. Austin.

**ABSENT:** None.

**GUESTS:** Linda Baird, Karen Miller, Dave Pierce, Wayne Cosier, Tim LeBarron, Jason Davis, Glenn Vogel and Chris Pierce.

**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 March 9<sup>th</sup> were noted.

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

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

A Public Hearing notice was printed in The Leader on April 2, 2015, regarding Local Law #1 of 2015 ---- "Special Use Permit Revision to Town of Campbell Zoning Law", and same was posted on the Town Clerk's sign board.

PUBLIC HEARING: At 6:01 p.m. Mr. Tennent declared the public hearing open with regard to the said matter.

Mr. Tennent noted that this would be an amendment to the zoning law and Marvin Rethmel explained that we were trying to simplify the process of zoning approvals. What the zoning law currently requires is that special use permits be approved by the zoning board of appeals and the site plan approvals are approved by the planning board. This revision changes the approval power to the planning board for the special use permits.

There was no one else who wished to speak for or against the application, and the public hearing was declared closed at 6:03 p.m.

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

Following discussion, RESOLUTION #2, was offered by Horton and seconded by Tschantre, as follows:

WHEREAS, Local Law #1 of 2015, known as "Special Use Permit Revision to Town of Campbell Zoning Law", was considered at the Town Board meeting of March 9<sup>th</sup>, 2015, a copy having been received by each Board member, a resolution was duly adopted to hold a public hearing on April 13, 2015 at 6 p.m. on said proposed local law; and

WHEREAS, a Planning Board recommendation was received and filed by the Town Board; and

WHEREAS, the said Local Law #1 of 2015 was referred to the Steuben County Planning Dept. since it involves a zoning law revision, and the reply having been received that the Town's decision be based on its study of the facts, and

WHEREAS, this is an action that only involves minute changes in procedure to the Town's Zoning Law. It merely changes giving approval power over Special Use Permits from the Zoning Board of Appeals to the Planning Board. With regard to SEQR, 6 NYCRR Part 617 Subsection C, item #19, it would be a Type II Action since it involves official acts of a ministerial nature involving no exercise of discretion. It involves nothing by way of changing anything in the environment, therefore, it should be classified as a Type II Action, which requires no EAF and no further SEQR review; and

WHEREAS, a Notice of Public Hearing was duly advertised in The Leader on April 2, 2015, and notice was duly posted on the sign board in the Town Hall; and

WHEREAS, said public hearing was duly held on April 13, 2015, at 6 p.m., with no public comment offered;

NOW THEREFORE, BE IT RESOLVED, that the Town Board hereby declares that this action is a Type II, requiring no further SEQR review;

BE IT FURTHER RESOLVED, that the Town Board hereby adopts said Local Law No. 1 of the Year 2015 entitled "Special Use Permit Revision to Town of Campbell Zoning Law", a copy of which is attached hereto and made a part of this resolution; and

BE IT FURTHER RESOLVED, that the Town Clerk be and she hereby is directed to file same as Local Law #1 of 2015, known as "Special Use Permit Revision to Town of Campbell Zoning Law", which is an amendment to the Town of Campbell Zoning Law - 2014, and to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town, and to give due notice of the adoption of said local law to the Secretary of State of New York.

Resolution adopted by roll call vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

**Public Comment.**

Karen Miller of Campbell Fire Dept., reported on fire calls; she noted that the Fire Dept. had just acquired a new ATV and it was already out on its first fire in Rathbone.

Chris Pierce of E. Campbell Fire Dept. explained he is the new fire chief and that the group is experiencing a change-over in leadership. He wanted to get any issues out in the open. The mutual aid agreement with Coopers is for coverage 6 am to 6 pm, Monday through Friday for EMS; this agreement has been in place for a very long time. In discussion with the Board, he noted that the Department's by-laws have not been updated for 20 years or more and needs to be revised to comply with OSHA and PESH. Sandy asked for an updated roster since we get inquiries from time to time regarding who to contact.

**Town Historian.**

The Town Historian, Lorraine Loomis-Konig, was not present; it is noted that she is very ill.

**Extended-Reach Excavator.**

Tom Austin noted that he had asked at the County about the 150 ft. extended-reach boom bucket which he could use for work on the salt storage building back wall. They advised that we can use it.

**Storm-Ready Class.**

Tom Austin advised that he and Joe Snyder had attended the Storm-Ready Class on March 24, 2015; attached is a copy of the report.

**Flatbed Water Truck.**

Tom Austin noted that he and the highway crew had built a flatbed for a water truck. It was a 1992 with 49,000 miles on it.

**CHIPS Discussion.**

Tom Austin noted that the new figures are out now for CHIPS. Our base amount is \$130,008.49 with an increase for 'Extreme Winter Recovery' of \$18,647.32 for a total of \$148,655.81 [copy attached]. We need to supply paid bills/ cancelled checks in order to get the reimbursements; we will have to work on a plan with the projects outlined to accomplish the financing.

**Salt Storage Building.**

With regard to the salt storage building, Tom Austin said that the lower portions are bad and it will need new canvas. He would have an actual estimate by next month.

**Hwy. Truck @ Tenco.**

The new 10-wheel International truck is currently at Tenco. We will need to get a note for \$190,000.00 on a 4-year bond; we'll need to get updated interest rates and approve the financing arrangement at the May meeting.

**Road-Side Cleanup.**

Tom Austin noted that the County is allowing for 20-ton garbage and 10-ton for tires for Campbell. Tom says his clean-up efforts will amount to the tires and garbage they can safely get; and roads known for garbage are Stony Ridge, King Hill, Dug Road and Salt River, which are the lesser-travelled roads.

**CEO/ Dog Control.**

Marvin gave a report and filed a written report, a copy of which is on file in the Town Clerk's Office.

**WD#1.**

It was agreed to share the cost with Corning for Tom Schwartz for Rural Water Schooling \$60.00 for dinner tickets and use the free registration fee from last year.

**WD#2.**

Discussion was had about the water main extension to the Barringer Road properties. No action was taken.

**WD#3.**

Mr. Tennent noted that we needed an audit and would like the project wrapped up by August 20<sup>th</sup>. Also, he noted that our first bond payment is due August 15, 2015 in the amount of \$41,062.32.

**Budget.**

Status of the budget was reviewed.

**Sidewalk Project.**

RESOLUTION #3 was offered by Rosplock and seconded by Tschantre to authorize going out to bid on the hamlet sidewalk construction project. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

**Re-Val Update.**

Holley Smalt explained the status of the re-val project.

**Town Park on Meads Creek Road.**

It was discussed that, for safety reasons, the one basketball hoop that is bending over should be removed. Mr. Tennent asked Tom Austin if he could do that, and Tom said he would.

**Ice Jam Update.**

Mr. Tennent noted that thank-yous go to Tom Austin and John Tschantre for their work in alleviating flooding by aiding the ice jam flush-out around March 21<sup>st</sup>. Mr. Tschantre said that Tom deserved the credit for his untiring effort during that time. They were able to get the long-stick excavator and put pressure on the ice to break it up and break up the jammed areas.

With regard to future ice-jam prevention, it was noted that we had received easements and that Kraft was co-operating in the effort to allow the work to proceed.

**B.A.R. Appointment.**

RESOLUTION #4 was offered by Rosplock and seconded by Tschantre to authorize the appointment of Dale Seeley to the Board of Assessment Review to fill the un-expired term of Keith Austin, which would run to 09/30/2016. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

**Yard Sale Day.**

RESOLUTION #5 was offered by Horton and seconded by Wheat to authorize Boy Scout and Lions Club use of the Town Hall lawn and porta johns for \$150.00 through the Lions Club for yard sale day which is scheduled this year for May 16<sup>th</sup>. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

**Contract with Southern Tier Regional Planning & Development Board.**

RESOLUTION #6 was offered by Rosplock and seconded by Tschantre to authorize approval of the 2015 contract with Southern Tier Regional Planning for \$4,040.00. Adopted by vote: Horton-Aye; Rosplock-Aye; Wheat-Aye; Tschantre-Aye; and Tennent-Aye.

**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 7:28 p.m. 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: 8:20 p.m. 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:
A1420.400	A8745.40 [ice jam]	\$850.00
A1330.460	A1330.200 [tax coll]	\$834.34
DA5142.410	DA5142.420 [road salt]	\$4,300.00

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

**Voucher Audit – 8:22 p.m.**


Vouchers were submitted and approved as follows:

General Fund Vouchers #100-132 totaling	\$ 85,185.16;
And Highway Vouchers #61-87 totaling	\$ 96,871.51;
Water District Capital Project #5-6	\$ 370.00;
Street Lighting Voucher #4 totaling	\$ 1,094.19;
Water District 1 SW Vchrs #16-28	\$ 3,086.82;
Water District 2 SW2-Vchrs #6-9	\$ 7,709.34;
Water District 3 SW3-Vchrs #6-8	\$ 1,508.75;
For a grand total of	\$195,825.77.

**Adjournment.**

There being no further business before the Board, the meeting was, upon motion by Horton and seconded by Wheat, adjourned at 8:27 p.m.

Respectfully submitted,

  
SANDRA M. AUSTIN  
Campbell Town Clerk

**DATED:** April 24, 2015.

**ATTACHMENTS:**

Local Law #1 of 2015  
Storm-Ready Report  
CHIPS Apportionment Sheet