

**TOWN OF URBANA
REGULAR BOARD MEETING
February 11, 2014**

The Urbana Town Board held its Regular Meeting Tuesday, February 11, 2014 at 6:30 a.m. in the Town Hall, 8014 Pleasant Valley Road, Bath, New York.

PRESENT:	John Webster	Supervisor
	Jim Presley	Councilman
	Edward P. Stull	Councilman
	Tom Chadwick	Councilman
	Christine Kolo	Councilwoman
	Mary Farmer	Town Clerk

OTHERS PRESENT: Bub Robinson

Public Hearings

Supervisor Webster opened the meeting at 6:32 and immediately opened the Public Hearing for the purpose of a Fracking Moratorium. There were no comments.

On motion by Councilwoman Kolo, seconded by Councilman Chadwick and carried, all voting Aye to close the Public Hearing and open the Public Hearing for Local Law 2014 -1 for the 2015 Tax Cap Override. There were no comments.

On motion by Councilman Chadwick, seconded by Councilman Stull and carried, all voting Aye to close the Public Hearing on the Tax Cap Override.

Minutes

On motion by Councilwoman Kolo, seconded by Councilman Stull and carried, all voting Aye to approve the minutes of January 14, 2014, correcting Councilman Presley's absence.

Abstracts

Councilman Stull questioned the NYSEG invoice for Crow's Nest Rd. Supervisor Webster explained how there was a dump on the site and this operates a ground water collection system which helps clean the contaminates out the leachate. On motion by Councilwoman Chadwick, seconded by Councilwoman Kolo and carried, all voting Aye to approve the February 2014 Abstract's except # 739.

Abstract # 739 – Clark Specialty

On motion by Councilman Chadwick, seconded by Councilman Stull and carried, all voting Aye to approve abstract #739. Councilman Presley abstained.

Old Business

Park Use Guidelines

The Board discussed use fees, private vs non-profit use, and the idea of reviewing the Guidelines each year after the summer season.

On motion by Councilman Chadwick, seconded by Councilman Stull and carried, all voting Aye to accept the Guidelines as presented and will be effective March 1, 2014 subject to Attorney Ryan's final review.

Park Advisory Committee Report

URBANA PARKS ADVISORY COMMITTEE

Monthly Report

2-05-2014 Meeting Postponed to 02-10-2014

Old Business Discussed:

1. TEP Grant application Denied
2. Waterfront Revitalization Grant
3. Park Use & Event Policy *Latest version (1-15-14) reviewed and discussed. Recommend that the policy be reviewed each year in the fall after a season of use.*
4. School land exchange John Jensen & Dave Oliver meet with Kyle Bower on Friday (1-24-14) to discuss the situation. He and the Board are still in favor of the exchange but the School Board doesn't completely understand the components of the exchange. Dave will get together with the School Board and do a Power Point Presentation so that the member will have a full understanding of the situation. Tom Chadwick is having the surveyor stake the line between the school and the FD. Kyle thought that was a good idea.
5. Wambold ROW
6. Curtiss Park update *Concrete bases have been removed by town highway department*
7. Friends Hammondsport Area Parks & Trails Grant Application Received \$2,000.00 to develop website
8. Rezoning of "Park land" in Town
 - 118.00-01-060.000 [Champlin Beach/Little League/Firehouse]
 - 118.00-01-020.000 [hillside across from Champlin Beach]
 - 118.00-01-089.200 [Curtiss Park]
 - Future "Rails to Trails" parcel

Recommend that the Town Board ask Village Board to rezone parcels in Village such as Depot Park and Curtiss Park. Village zoning already has a zone which will accommodate parks.

New Business: Recommend: that the area next to the town hall parking lot, where the two old water wells are in the lawn, consider making that a "mini park". An area with a few trees and a few shrubs (to hide the pipe) along with a bench. Incorporate a kiosks with the Finger Lakes Trail, as a "Trailhead". We are on the FLT and this would tie in with the complete "Park & Trail System" idea. This could be something like an Eagle project, something to get community involvement.

Respectively submitted;

David C. Oliver

Chairman, URBANA PARKS ADVISORY COMMITTEE

Camper Law

The Board discussed campers and allowing up to three on a property. Applying for a variance for more offers an avenue of relief. Zoning Officer, Bob Magee recommends no more than two with the option of a variance. Zoning Officer Bob Magee will make all of the red lettered changes and send it to Attorney Ryan for review. There will be a public hearing at the March 18th meeting.

On motion by Councilman Presley, seconded by Councilwoman Kolo and carried, all voting Aye to hold the Public Hearing in March and pass the Local Law in April.

New Business

SEQR for Local Law 2014 – # 1 Tax Levy Limit Override

After answering the short form SEQR questions, a motion was made by Councilman Presley, seconded by Councilman Chadwick and carried, all voting Aye to direct Supervisor Webster to check the box that indicates the proposed action will not result in any adverse environmental impacts based on the answers on the SEQR form and to sign the SEQR.

Local Law #1 Tax Levy Limit Override

On motion by Councilwoman Kolo, seconded by Councilman Chadwick and carried, to pass Local Law 2014 -1 to Override the 2015 Tax Levy Limit established in General Municipal Law 3-c all voting as follows:

Supervisor Webster	Aye
Councilman Presley	Aye
Councilwoman Kolo	Aye
Councilman Stull	Aye
Councilman Chadwick	Aye

Curtiss Museum Park Use Application

On motion by Councilman Stull, seconded by Councilman Chadwick and carried, all voting Aye to approve the Park Use Permit on Saturday, September 13, 2014 from 8:00am-5:00pm. The permit will allow seaplanes to park in the boat launch on Friday and Saturday nights the 12th and 13th.

Parks & Rec Appointment

On motion by Councilman Presley, seconded by Councilwoman Kolo and carried, all voting Aye to appoint Don Howard to the Parks & Rec Committee.

J. O’Connell & Associates Grant Writing Contract

On motion by Councilman Presley, seconded by Councilwoman Kolo and carried, all voting Aye to approve a two year contract with J. O’Connell & Associates for \$26,000 each year.

One Ton Truck Purchase

On motion by Councilman Chadwick, seconded by Councilman Presley and carried, all voting Aye to approve the purchase of a one ton truck under state bid for \$42,000.

Hiring LaBella for Asbestos Testing (old town barn)

On motion by Councilwoman Kolo, seconded by Councilman Chadwick and carried, all voting Aye to hire LaBella Associates for asbestos pre-demolition inspection and testing at the old town barn on the corner of Mill Street and Liberty Street with a maximum cost of \$2,900. Approval is contingent upon Attorney Ryan’s review and endorsement of the contract.

Approve Conference and Meeting Attendance

On motion by Councilwoman Kolo, seconded by Councilman Chadwick and carried, all voting Aye to approve attendance for Mary Farmer, Town Clerk at the Town Clerk’s Conference in April and District Directors Meetings/Trainings in March, June, September and December.

Lance Locey - Proposal

Mr. Locey was out of town. There was no discussion but Supervisor Webster asked the Board members to send questions to him and they will be answered at the March meeting.

Tim Tompkins/Snug Harbor Resolution

Attorney Ryan explained the process of the assessment challenge and the court order of the change. Mr. Tompkins will receive a refund of ~ \$3,500 for 2011 and 2012 which the County will pay and settle with the Town at a later date. The assessment cannot be changed for three years which is fixed at \$575,000.

2014 – 1 RESOLUTION

Tim Tompkins/Snug Harbor Assessment Settlement

RESOLVED that the communication from John J. Ryan, Jr., Esq., attorney for the Town of Urbana dated February 11, 2014 regarding the proposed settlement of the two proceedings in Steuben County Supreme Court brought by Tim Tompkins seeking a reduction of the assessment on real property owned by Tompkins located at 9068A Snug Harbor Drive, Hammondsport, NY be received; and be it further

RESOLVED that the Town Board of the Town of Urbana does hereby approve the settlement of the two pending Court proceedings in accordance with the terms and conditions set forth in the “Settlement Agreement and Stipulation”, copy of which is attached hereto and made a part hereof; and be it further

RESOLVED that the Urbana Town Board hereby authorizes John J. Ryan, Jr., Esq., attorney for the Town, to sign the Settlement Agreement and Stipulation.

On motion by Councilman Presley, seconded by Councilman Chadwick and carried, all voting Aye to adopt Resolution 2014 -1 voting as follows;

Supervisor Webster	Aye
Councilman Stull	Aye
Councilman Presley	Aye
Councilwoman Kolo	Aye
Councilman Chadwick	Aye

Request from Barb Bailey

Ms. Bailey sent a letter asking for permission to plant a tree at the lake in honor of friend (John Goodrich) who passed away. On motion by Councilman Chadwick, seconded by Councilwoman Kolo and carried, all voting Aye to approve planting a tree on the Town Hall grounds. The Board felt that because there is no specific plan for the park properties that it would not be a good idea to plant a tree at this time. The request will also be given to the Parks Advisory Committee for a decision on the type of tree to be planted and location.

Other

With no further business, on a motion by Councilman Presley, seconded by Councilman Chadwick, the meeting was adjourned at 7:45 p.m. Carried unanimously by all present.

Respectfully submitted,

Mary M. Farmer
Town Clerk