

March 7, 2007
PUBLIC HEARING

Governor's Office for Small Cities Grant Program

6:00 P.M.

Present: Supervisor Post
Councilman Zambito
Councilman Underhill
Councilman Gerace

Absent: Councilwoman Michalak

Others Present: Town Clerk Morasco
Stuart Brown, Stuart Brown Associates
Barbara Johnson, Stuart Brown Associates/Labela
Steve Mountain, Town Engineer

Supervisor called the Public Hearing to order at 6:10 P.M. and the Supervisor presented the notice as published in the Daily News.

Stuart Brown distributed the criteria for the Small Cities Grant Program and addressed the Town Board with an explanation of it. Two public hearings are required. This one is to announce and inform the public about the Small Cities Grant Program and to offer assistance to the Town in defining community development priorities. It is a Federal Funded Program, with a \$400,000 cap. In order to qualify for the funds through this program, 51% must meet income requirements to benefit with at least 70% of the qualifying residents responding. The Town is currently pursuing funding to upgrade Sanitary Sewer District #1. Income surveys have gone out to the residents in this district and the Town Engineer is working with the Mobile Home Park Managers for the return of these surveys.

Supervisor Post declared the Public Hearing closed at 6:28 P.M. as no one attended to offer assistance to the Town in defining community development priorities and possible projects for inclusion in an application for funding under the Small Cities Program.

Respectfully submitted,

Teressa M. Morasco
Town Clerk

**MARCH 7, 2007
PUBLIC HEARING**

COMPREHENSIVE MASTER PLAN

6:30 P.M.

Present: Supervisor Post
Councilman Zambito
Councilman Underhill
Councilman Gerace

Absent: Councilwoman Michalak

Others Present: Town Clerk Morasco
Stuart Brown, Stuart Brown Associates
Barbara Johnson, Stuart Brown Associates/Labela
Steve Mountain, Town Engineer
Kathy Jasinski, Planning Board Chairwoman
Gordon Offhaus, Planning Board Member
Michael Pullinzi, Zoning Board of Appeals Member

Supervisor called the Public Hearing to order at 6:30 P.M. and the Town Clerk read the notice that was published in the Daily News.

John Hoffarth, Town resident, addressed the Town Board. Mr. Hoffarth lives north of the airport and likes to see improvements to help keep the school taxes down. He recently wrote a letter to the Town with concerns with the zoning changes and development North of the Airport. Mr. Hoffarth suggests leaving the airport and the east-west corridor as a buffer with the commercial-industrial development to the south. Since there has been on going construction north of the Thruway, he has been having problems with his private well.

Deputy Supervisor Underhill explained that no zoning change is proposed north of the Thruway. It is currently zoned commercial and industrial.

Barry Flynn, Town resident, addressed the Town Board with concerns of Veterans Memorial Drive being extended to Route 5. Mr. Flynn asks that if that happens that it be put as close to the property lines as possible, to avoid going through the middle of an owner's property. The Supervisor explained that these roads on the CMP are there in general and it is his intension to include property owners who would be impact by the development.

Mary Pat Hancock, Genesee County Legislature Chairwoman commended the Town of Batavia on the great job that they did with this update.

The Supervisor stated that without the support of concerned citizens, Genesee County Planning, Town Planning and Zoning, and all personnel it would not have been possible. The meetings were very well attended. Mr. Post expressed his sincere thanks to all.

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Supervisor Post declared the Public Hearing closed at 7:03 P.M. as no one else spoke for or against the Comprehensive Master Plan Update.

Respectfully submitted,

Teressa M. Morasco
Town Clerk

**DRAFT MINUTES
MARCH 7, 2007
PUBLIC HEARING**

FACT FINDERS REPORT

7:30 P.M.

Present: Supervisor Post
Councilman Zambito
Councilman Underhill
Councilman Gerace

Absent: Councilwoman Michalak

Others Present: Town Clerk Morasco
Peter Godfrey, Labor Matters Attorney

Supervisor called the Public Hearing to order at 7:30 P.M. and the Town Clerk read the notice that was published in the Daily News.

At this time, the Supervisor asked the Town Board to accept his recommendations that he submitted to them on February 1, 2007.

Supervisor Post declared the Public Hearing closed at 7:33 P.M. as no one spoke for or against Fact Finders Report.

The following Resolution was offered by Supervisor Post:

RESOLUTION NO. 49

**RESOLUTION ADOPTING SUPERVISOR'S RECOMMENDATIONS
REGARDING IBT LOCAL 264 FACT-FINDING**

WHEREAS, the Town of Batavia is a party to a collective bargaining agreement with IBT Local No. 264 ("Union") which expired by its terms on December 31, 2004 and as further extended through and including December 31, 2005 ("the CBA");

WHEREAS, in accordance with applicable law, the Town and the Union entered into a fact-finding process resulting in the report and recommendation of fact-finder Samuel Cugalj dated January 20, 2007; and

WHEREAS, Gregory Post, Supervisor of the Town of Batavia, has rejected the recommendations contained in said fact-finder report for the reasons stated in his report dated February 1, 2007 ("Supervisor's Report");

WHEREAS, it is anticipated that a further continuance of the terms and conditions contained in the CBA will be in the public interest including the interest of the public employees involved;

**DRAFT MINUTES
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NOW THEREFORE, BE IT HEREBY RESOLVED, the Town of Batavia hereby adopts the position set forth in the Supervisor's Report rejecting the recommendations of the factfinder and further extends the terms and conditions contained in CBA to expire on December 31, 2006.

Offered by: Supervisor Post

Second by: Councilman Zambito

APPROVED by unanimous vote (4-0)

Respectfully submitted,

Teresa M. Morasco
Town Clerk