



VILLAGE OF BARKER BOARD OF TRUSTEES

REGULAR MEETING AGENDA

March 12, 2018 7:00PM

Mayor Aaron Nellist
Deputy Mayor Gregory P. Kerth
Trustee James Baker
Trustee Kimberly Ruffini
Trustee Seanna Corwin-Bradley

Attendance

At 7:00pm meeting is called to order by Mayor Nellist by administering the Pledge of Allegiance

- **Sales tax** received for February 2018 was \$10,532.74 a decrease of \$106.94 from February 2017
- **Approval of Minutes** for the monthly board meeting held February 12, 2018

Niagara County Planning Board's determination regarding parcel #18.14-1-27.1

The NC Planning Board recommended approval based on upon the service it would provide to the community

Resolution #5-2018 RE-ZONING REQUEST TAX MAP #18.14-1-27.1 SEQRA RESOLUTION

WHEREAS, Primax Properties LLC has applied to the Village for re-zoning of the parcel located on Quaker Road within the Village identified by tax map #18.14-1-27.1 from R-2 to B-1 use district and has completed a Short Environmental Assessment Form for the proposed action, and

WHEREAS, the Village has reviewed the Short Form Environmental Assessment, and has otherwise assessed the possible environmental impacts of the proposed action with regard to each of the considerations listed on Part 2 of the EAF, now therefore be it

RESOLVED, that it is determined that the action is an unlisted action pursuant to SEQRA, and that each question on Part 2 of the EAF should be answered "No, or small impact may occur," and that the proposed action will not result in any significant adverse impacts on the environment, and it is directed that this Determination pursuant to SEQRA be prepared and filed.

Resolution #6-2018 RE-ZONING REQUEST TAX MAP #18.14-1-27.1 FINDINGS OF FACT

WHEREAS, Primax Properties LLC has applied to the Village for re-zoning of the parcel located on Quaker Road within the Village identified by tax map #18.14-1-27.1 from R-2 to B-1 use district, and

WHEREAS, the matter was referred to the Village of Barker Planning Board which after due consideration recommended that the Village Board grant the requested re-zoning, and

WHEREAS, a public hearing was duly noticed and held on February 12, 2018 at which hearing all members of the public who wished to be heard were heard, and

WHEREAS, the Niagara County Planning Board has reviewed the requested action and has recommended approval, and

WHEREAS, this Board by resolution passed this day has determined, pursuant to the State Environmental Quality Review Act, that the proposed action will not result in any significant adverse impacts on the environment, and

WHEREAS, the Village Board has taken into consideration all of the information before it, including that provided by the applicant, provided to the Planning Board, provided at the public hearing, and known to it and its officials, now therefore be it

RESOLVED, that the Village Board hereby determines and finds that:

- 1) The Village of Barker has experienced a loss of businesses over a period of many years resulting in limited access to retail and other businesses for Village residents.
- 2) That a large portion of the Village which is currently zoned for business lies within what has now been determined to be a 100 year flood plain resulting in a hesitance for new businesses to locate there.
- 3) That the applicant has considered all available parcels within the Village that are currently zoned for business and has been unable to locate any that would be suitable for the construction of a retail business.
- 4) That the parcel in question, tax map #18.14-1-27.1, is undeveloped land which is a suitable location for a retail or other business allowed in the B-1 district as it is located on the Village's main thoroughfare, Quaker Road, on which several other businesses are located, and the property immediately north of the proposed location contains a multiple residence which already receives increased traffic.
- 5) That given the considerations above, and taking into consideration the totality of the circumstances, including the current state of the Village and desired future goals of this Board, the re-zoning of the requested parcel to B-1 is consistent with overall planning objectives of the Village and will be a benefit to the Village as a whole and its residents.

Local Law #2-2018 “Amending the Zoning Provisions of the Code of the Village of Barker” Vote

Be it enacted by the Board of Trustees of the Village of Barker as follows:

The Zoning Map of the Village of Barker, as adopted at §210-4(B) of the Code of the Village of Barker, and amended from time to time, is hereby amended to incorporate the following changes, and the amended Zoning Map, as certified by the Village Clerk, is incorporated herein:

The parcel located on the east side of Quaker Road at the southern boundary of the Village of Barker and identified on the Niagara County tax map by # 18.14-1-27.1 is changed from the “R-2: More Than Two Family Residence” district to the “B-1: Business District.”

Section 210-8(A) (3) is abolished and replaced with the following:

(3) Retail stores and personal service shops, including hand laundries .

Authorize Mayor Nellist to execute the Notification of Withdrawal for FEMA pertaining to the Federal declaration of the Lake Ontario shoreline erosion due to the high levels #FEMA-4348-DR-NY in response to the Village receiving 100% funding from the NYS Office of Community Renewal, now that officially the release of funds letter has been received from the NYS OCR

Appointment of **Aaron Davis to the Planning Board**, 5 year term expiring 3/2023

Resolution #6-2018 Standard Work Day Resolution BE IT RESOLVED, that the Village of Barker hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials							
MAYOR	Aaron S. Nellist			6.00	4/17-3/19	N	11.92
TRUSTEE	Ronald James Baker			6.00	4/17-3/19	N	1.08
Appointed Officials							
Clerk-Treasurer	Amanda M. Detschner			6.00	4/17-3/19	Y	
Code Enforcement	Mark D. Remington			6.00	4/17 – 3/19	N	2.17
Police Chief	Timothy Braughler Sr.			6.00	4/17-3/19	Y	

Clerks Report

- ✓ Certified Municipal Clerk Designation (CMC) was awarded to the Clerk-Treasurer as of March 9, 2018
- ✓ Spring Newsletter ideas-mailing early April
- ✓ Unpaid water accounts that remain on March 31, 2018 will be re-levied onto the Village tax roll for collection in June
- ✓ Water bills will be mailed April 10th and will be due May 10th without penalty

Public Works Report

Code Enforcement Report

Police Report

Correspondence: Town of Yates-Resolution opposing APEX clean energy Lighthouse Wind LLC project
Spectrum Enterprise-Digital picture transition
NC Sales Tax Distribution Formula 2018
NYCOM-NY Municipal Energy Program
NYCOM-Dues Notice for budget purposes-remaining the same for eighth consecutive year
NC Dept. of Health-Environmental Division-Water System requirements
NC Planning Board-Parcel #18.14-1-27.1 determination
Charter Communications-Upcoming changes-March 2, 2018
NC Gallonage Report-February 2018
NC Energy Aggregation Programs annual report
NC Center for Economic Development Update
IIMC CMC designation to Amanda M. Detschner
NJPA & Power Distributors discount program flyer

Approval of Claims and Bill Payment: Abstract 010 Voucher #'s 325-357 H2 Voucher #1
General Fund-\$10,351.46 Water Fund-\$736.61 T&A Fund-\$ H2-Fund \$27.00 TOTAL \$12,515.07

Budget Transfer: A1420.4 Law Contractual \$220.00 to A1620.44 Village Hall Contractual
A3120.43 Police Uniforms \$170.00 to A3120.47 Police Building Maintenance
A3120.12 Police Officer PS \$500.00 to A3120.47 Police Building Maintenance

Public Comment
Board Comment
Adjournment

No Work Session due to the Annual Organizational meeting being held on April 2, 2017, the first Monday of the Month.
Next regularly scheduled meeting will be the Annual Organizational Meeting on Monday, April 2, 2018 at 7:00pm.