

## Planning Board Minutes June 10, 2008

BOSTON PLANNING BOARD JUNE 10, 2008

PRESENT: Patricia Hacker, Chairman

David Stringfellow, Vice Chairman

David Bernas

Mark Coppola

Bill McGirr

ABSENT: Jonathan King

ALSO Cathy Maghran Councilwoman ? Town Board Liaison

PRESENT: Brian Downey Town Attorney

Richard Brox Planning Consultant

Thelma Faulring Secretary to the Boards and Committees

Richard Skinner Prospective member

Chairman Hacker called the meeting to order at 7:42 PM following an interview with prospective member Richard Skinner. It was explained to Mr. Skinner that an immediate recommendation would not be made as there are other candidates to be interviewed.

### MINUTES

Secretary Faulring reported that she had corrected two typing errors that she had found in the minutes of May 27, 2008.

Mrs. Hacker made a motion to accept the corrected minutes of May 27, 2008, seconded by Mr. McGirr and carried.

## GENERAL CORRESPONDENCE

Mrs. Hacker reported the following:

? Planning Board letter dated May 28, 2008 to the Town Board advising them of the Planning Board Summer schedule.

## DISTRIBUTION OF TOWN BOARD REFERRALS

Secretary Faulring distributed Site Plan Review for 8032 Boston State Road from Brian Leonard ? Professional Tree Cutting and Landscaping LLC.

## KIDS COUNTRY CHILD CARE ? 7346 BOSTON STATE ROAD

Mrs. Hacker read the following:

? Town Attorney Downey?s letter dated June 10, 2008 to Donna Marie Hartnett, attorney for Theresa Betz, owner of Kids Country Child Care.

Mrs. Hacker asked Mr. Downey to use Town letterhead for letters dealing with Planning Board business.

Mr. Downey: I just got some of the Town letterhead. It?s not required, but I will use it in the future. I talked with Bill Ferguson from Code Enforcement. He said ?we do a yearly review of the property, but to be honest I don?t remember what I looked at or what was there.? I think he (Mr. Ferguson) goes with a County Health official at the same time. He is fine to go through per this and he understands what we are looking for. He asked for a copy of this letter which I will send to him.

Mrs. Hacker: Could we send a copy of this letter to the Health Inspector with our concerns?

Mr. Downey: I would say not at this time. Let?s try to work though this from within here. If we have a problem with her, then we have that option; but I would rather go through it as we?ve been going through it. She knows what she?s going to have to do and that she?s going to have to fix it. I think we?d rather have it proper when we do our inspection, than not have it proper and then have to deal with it. I would hate to have the Health Department show up tomorrow, they have a problem, and now what are we going to do with it.

Mrs. Hacker: Our Code Enforcement Office, if he goes with the Health Inspector, then he will know that he is checking on that.

Mr. Downey: Even if he doesn't go with the Health Inspector, he will know what the general issues are and also he can cite for violations. It's quite clear what we are looking for. This is the way it's going to be, and in the future when we have someone come in and wants to be able to do that what we have here is after the fact.

Mr. Stringfellow: Has the Town Engineer seen what was sent to you?

Mr. Downey: I don't believe so. I will send it on to him so that he can get started with it. Whatever is on there he is the only one who can tell us if it meets what he was looking for.

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Mr. Stringfellow: He was looking for enough information to do the drainage calculations. It appears to me that was what was provided, but that's all that was provided. But we should get it to the engineer and let them get their work done so that we don't go somewhere else and then find out that it didn't meet the requirements.

Mr. Downey: That was what I was thinking as I went through it today. No one is going to have a copy here, but there wasn't much we were going to do with it anyway.

LIAISON ? COUNCILWOMAN MAGHRAN

Mrs. Maghran: I have nothing to report. I was out of Town all last week.

RECOMMENDATION FOR APPOINTMENT OF PLANNING BOARD MEMBERS

Mrs. Hacker: Would you recommend that we wait to send a recommendation to the Town Board or should we send out recommendation on the two applicants?

Mr. Downey: I don't know the status of the third applicant, if that's happening or not.

Mrs. Hacker: Does anyone have any vacation plans that might cause a problem in July and August?

Mr. Coppola: August. If I may, I think with the applicants that we have we should make the recommendations for them and then there is only one more alternate position to fill. There's nothing that states that we have to have all three applicants at the same time.

Mrs. Hacker: But as a rule this Board normally interviews the whole pool before making a decision on a recommendation.

Mr. Coppola: There are three spots open. If you have a third applicant?why postpone the other two while you're waiting for the third one who isn't proactive in?

Mrs. Hacker: We don't know that. If their letter hasn't been received?I don't want to say that he wasn't proactive.

Mr. Coppola: I'll make a motion that we actually talk about this and present it to the Town Board. Why do we have to wait for the third applicant, when there are three positions open? Two of them are alternates. One of them is a permanent position.

Mr. Bernas: I'll second the motion to make it official.

Mr. Downey: Point of information. Cathy (Maghran) what do think as far acting on this?

Mrs. Maghran: I personally could say they really are three different positions, would wait until the next one comes in. If it's not in by the next meeting, you certainly have enough time by the July meeting regardless.

Mr. Brox: Another thing the Board might want to consider ? by knowing all three applicants and their schedule, which one would make a better permanent appointment, then the other two being the alternates.

Mrs. Maghran: I just think it's the respectable thing to do? if you start filling positions?you're looking towards the future too of other people being interested in coming into this too. We have another meeting this month and it certainly would be enough time to get all three, a decision made by the Board, hopefully if everybody was here and the information to the July meeting in time.

Mr. Stringfellow: I think we should discuss it before we vote on it and I think that's where we are. If we had more applicants than we had positions, then I definitely say that we should interview all applicants. Here we have three positions, we have two applicants and we think a third one is coming. As Mr. Brox pointed out we need to recommend that one be appointed as a permanent member and the other two be appointed as alternates. I would suggest that we wait until the next meeting and if we do not have another application by that time, we make recommendations on the two we have at that time.

Mr. Downey: The Town Board meets early in July, and before your meeting in July.

Mr. McGirr: Our next meeting is June twenty?so that gives whoever else who wants to?

Mrs. Maghran: Plus I just had another ad put in a week and a half ago, so with it just going into the paper I think we should give it a little bit more time.

Mr. McGirr: Even if we were to vote tonight it still wouldn't get to the Board for July anyways and we still have another meeting, so we have plenty time, we don't have to rush. When is the next Town Board meeting?

Secretary Faulring: A week from tomorrow night, June 18.

Mr. Coppola: And our meeting is on the 24th. Like David had said we have three positions and two applicants why are we sitting on this?

Mrs. Hacker: We're not sitting on it, I don't believe. I believe we're waiting to have a healthy crew to pick from. If your mind is already made up, that's fine. I don't think mine is; I haven't met the third person.

Mr. Coppola: My mind isn't made up, but you have people that have come here and are interested in being involved with this Board.

Mrs. Hacker: And we have been very honest and open with those people and neither of those people have had an issue with waiting. We've been very honest with them by saying we wanted to wait and interview.

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Mr. Coppola: I don't want to be combative with you Pat, I'm sorry.

Mrs. Hacker: I agree you're not. If you wanted to make a motion we can vote on it.

Mr. Coppola: The motion has been made.

Mrs. Maghran: Is there anything that needs to be voted on, that you need a full quorum for?

Mrs. Hacker: No, there is nothing on our agenda, or coming up either, that's why I asked about vacation issues. Because we knew that if three people were going to be gone, and we would have that situation, then I thought there would be more of a pressing issue. I'm not able, at this point, to decide on our two applicants as to who I would pick to be our permanent member versus our alternate. I have a resume from one and a letter from the other one and a short interview on both. Mr. Downey, we have made a motion already?

Mr. Downey: Someone has seconded call for a vote.

Secretary Faulring recorded the roll call vote to make the appointment recommendation to the Town Board:

Mr. Bernas      yes

Mr. Coppola    yes

Mr. McGirr     no

Mr. Stringfellow      abstain

Mrs. Hacker    no

The motion was not carried.

Mr. Stringfellow: On the same subject, I move that for our meeting on June 24th, if we do not have a third candidate and resume' in hand, we make a recommendation on the two that we have.

Mr. Coppola: I'll second that.

Secretary Faulring recorded the roll call vote to make recommendation at the June 24, 2008 meeting:

Mr. Bernas      yes

Mr. Coppola    yes

Mr. McGirr     yes

Mr. Stringfellow      yes

Mrs. Hacker    abstain

TOWN ATTORNEY DOWNEY

Mr. Downey: I think I've already covered anything that I had.

Mrs. Hacker: Is there anything else for this evening's meeting?

Being no further business Mrs. Hacker made a motion to adjourn at 8:00 PM, seconded by Mr. Stringfellow and carried.

Respectfully submitted,

Thelma Faulring

Secretary to the Boards and Committees