

TOWN BOARD MEETING MINUTES
August 9, 2018

**A Town Board Meeting of the Town of Owasco was held on August 9, 2018
At 4:00 PM in the Owasco Town Hall with the following members present**

PRESENT: Supervisor Edward Wagner
Councilperson Tony Gucciardi
Councilperson Richard Knaul
Councilperson, Tim Kerstetter

ABSENT: Councilperson Ashley Melendez

OTHERS PRESENT: Matthew Carnicelli, Jack Baraczek, John and Judy VanWagoner,
Paul Carbonaro, Sidney Beckwith, Tom Murphy, Marcia Finch, Kelly Wejko, Tom Vasile,
Victor Bayus, Riccardo Galbato, Kathy O’Neil,

CALL TO ORDER: 4:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

RESOLUTION 18-110 to approval of Town Board Agenda for August 09, 2018

Motion by: Councilperson Kerstetter . Second Councilperson Gucciardi

Roll call vote:	Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
	Councilperson Kerstetter	<u>Yes</u>	Councilperson Melendez	<u>Absent</u>
	Supervisor Wagner	<u>Yes</u>		

APPROVAL OF MINUTES:

RESOLUTION 18-111 to approval of Town Board Minutes for July 12, 2018

Motion by Councilperson Knaul; Second Councilperson Gucciardi,

Roll call vote:	Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
	Councilperson Kerstetter	<u>Yes</u>	Councilperson Melendez	<u>Absent</u>
	Supervisor Wagner	<u>Yes</u>		

COMMUNICATIONS:

PUBLIC PARTICIPATION:

Residents living in Burtis Point addressed the Town Board with concerns of sewer smells coming from the new odor control station. The smell is intermittent and started after Sewer District #3 was added on to the line, and permeates from the south end to the north end. They are requesting help ASAP, as it is effecting their enjoyment and quality of life while they are trying to enjoy the summer days while outside on their decks.

Supervisor Wagner explained to the residents that the town is aware of the smells and sympathize with the residents, the town has had engineers and technicians out to the odor control station working to regulate the amount of dioxide distributed into the system at the correct times. One issue is the amount of residents fluctuates during the year and increases during the summer months. The town is continuing to work with the engineers and will keep the residents updated thru email.

NEW BUSINESS:

Industrial Appraisal has come back and offered the following:

- We will perform the full appraisal, including the GASB property record report, for \$5,535.
- To keep this price open, the town would have to sign off on the contract by Friday August 31.
- The town would only be obligated to schedule the work for completion sometime during 2019.
- No money will be due or invoiced prior to that time.

The board members will discuss at budget time, for the 2019 year.

OLD BUSINESS:

RESOLUTION 18-112 to approve the SEQR determination that the Town of Owasco Water Quality Improvement Project for the Permanent Granular Activated Carbon Microcystin Treatment System Project is a Type II Action under SEQRA.

A Resolution to Issue a Determination of Environmental Significance for Town of Owasco Water Improvement Project for the Permanent Granular Activated Carbon Microcystin Treatment System Project is a Type II Action under SEQRA

WHEREAS, the Town of Owasco owns and operates its own drinking water treatment plant. The Town has operated the water treatment plant for many years and provides potable water supply to approximately 1573 service connections within the Town and 850 connections in the neighboring Town of Fleming.

WHEREAS, in 2016, harmful algal blooms contaminated the Town's supply of raw water and cyanotoxins were detected in the finished drinking water. These toxins are very harmful to human health and are expected to be present in the Town's water supply during future years. Moreover, it was observed that the existing water treatment plant technology is not effective at removing the toxins produced by the harmful algal blooms and that additional treatment will be required to protect public health;

WHEREAS, the Town of Owasco Engineer, GHD, has issued a draft Engineering Report titled Permanent Granular Activated Carbon Microcystin Treatment System Engineering Report for the Town of Owasco;

WHEREAS, the Project is described as follows:

Based on the review of the various alternatives including both technical and financial analysis the following conclusions and recommendations were developed by the Town Engineer, GHD:

- “1. The existing WTP does not have the ability to treat microcystin, specifically in the dissolved form, and consequently an alternative supply or treatment upgrades are required. The No Action Alternative and the Existing Process Upgrade Alternative would both result in an unprotected drinking water supply. As a result, these alternatives are not recommended.
2. Two regional supply alternatives were carefully considered which included wholesale purchase and lease management by the City of Auburn. Both alternatives resulted in considerably higher costs for Town residents than installing and maintaining new treatment systems at the Town’s WTP.
3. Both Ozone and GAC offered technical solutions to the Town’s water quality problems. However, the GAC option was considerable more economical and requires less maintenance. Furthermore, it has proven effective during the 2017 HAB season when a GAC system was operated in a temporary manner.
4. Based on the detailed review of the alternatives considered and the conceptual design requirements identified above, it is recommended that the Town of Owasco implement a permanent GAC system at their WTP for the treatment of microcystin and other potential cyanotoxins resulting from HABs.
5. It is further recommended that the Town move quickly to implement a permanent GAC system prior to the 2019 HAB season so to avoid expending more funds for temporary systems. The Town should engage a design team this summer such that design can be completed and the construction contracts bid and awarded in early 2019. Moreover, the Town should move quickly to obtain funding for the project.” GHD Engineering Report at page 23;

WHEREAS, the Owasco Town Board declares itself Lead Agency for the purpose of conducting the environmental review of said proposed action;

WHEREAS, the Owasco Town Board has determined that the proposed action for the Town of Owasco Water Quality Improvement Project 2018 for the 2018 Permanent Granular Activated Carbon Treatment for Microcystin Project is a Type II Action under the State Environmental Quality Review (SEQR) Regulations;

WHEREAS, the proposed project does not require review by the Cayuga County Planning Board pursuant to General Municipal Law 239-l, m & n;

WHEREAS, by letter dated 7.12.18 the Town Engineer, GHD, advised New York State Office of Parks, Recreation and Historic Preservation (SHPO) requested SHPO to initiate a review for potential impacts on historic properties and resources for the proposed construction of a permanent treatment system at the existing Town Water Treatment Plant;

WHEREAS, by letter dated 7.13.18 from Michael F. Lynch, P.E., AIA, Director, Division for Historic Preservation of SHPO stated that “Based upon this review, the New York SHPO has determined that no historic properties will be affected by this undertaking”; and

WHEREAS, the Owasco Town Board hereby determines that the action under SEQRA does not involve any other agencies apart from the Owasco Town Board itself.

BE IT RESOLVED, that the Owasco Town Board determines that the project falls under one or more of the following Type II actions listed in 6 NYCRR 617.5:

“(c) The following actions are not subject to review under this Part:

- (1) Maintenance or repair involving no substantial changes in an existing structure or facility;

(2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part;

(7) construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities;

(11) extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list;

(18) information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action;

(21) conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action;

(33) emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources, provided that such actions are directly related to the emergency and are performed to cause the least change or disturbance, practicable under the circumstances, to the environment. Any decision to fund, approve or directly undertake other activities after the emergency has expired is fully subject to the review procedures of this Part;”

BE IT FURTHER RESOLVED, that the Owasco Town Board has determined that the proposed action for the Town of Owasco Water Quality Improvement Project for the Permanent Granular Activated Carbon Microcystin Treatment System Project is a Type II action under SEQRA and as such is not subject to review pursuant to 6 NYCRR 617.5 and does/will not have a significant adverse impact on the environment and issues a Negative Declaration.

BE IT FURTHER RESOLVED, that the Town Supervisor be and is hereby directed to sign any SEQRA documentation in furtherance of this Resolution.

Motion by Councilperson Knaul; Second Councilperson Gucciardi,

Roll call vote:	Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
	Councilperson Kerstetter	<u>Yes</u>	Councilperson Melendez	<u>Absent</u>
	Supervisor Wagner	<u>Yes</u>		

RESOLUTION 18-113 to approve the scheduling of a public hearing regarding acquisition and construction of improvements for the Town of Owasco Water District for the Town of Owasco Water Quality Improvement Project for the Permanent Granular Activated Carbon Microcystin Treatment System Project.

WHEREAS, the Town Board of the Town of Owasco (the “Town”) proposes to undertake the acquisition and construction of improvements for the Town of Owasco Water District for **the Town of Owasco Water Quality Improvement Project for the Permanent Granular Activated Carbon Microcystin Treatment System Project**, including the construction of a permanent granular activated carbon microcystin treatment system for the treatment of microcystin

and other potential cyanotoxins, together with original furnishings, equipment, machinery or apparatus required in connection therewith (the “Project”), as described in the Draft Engineering Report prepared by the Town of Owasco Engineer, GHD, which is on file in the Town Clerk’s office;

WHEREAS, the total estimated maximum cost of the Project is \$2,260,000; and

WHEREAS, the Town Board now desires to call a public hearing regarding the Project, as required by Town Law Section 202-b.

NOW, THEREFORE, BE IT RESOLVED that the Town Board will hold a public hearing to hear all persons interested in the Project, which public hearing shall be held at Town of Owasco Town Hall, 2 Bristol Avenue, Auburn, New York on **Thursday 8.23.18 at 1 p.m.**; and be it further

RESOLVED, and ordered that the Town Clerk give notice of such hearing by publishing in the official Town newspaper the Notice of Public Hearing in substantially the form attached hereto and by posting the Notice of Public Hearing on the Town’s official sign-board not less than ten nor more than twenty days before such hearing.

Motion by Councilperson Kerstetter; Second Councilperson Knaul

**Roll call vote: Councilperson Knaul Yes Councilperson Gucciardi Yes
 Councilperson Kerstetter Yes Councilperson Melendez Absent
 Supervisor Wagner Yes**

RESOLUTION 18-114 to approve budget modifications for August 2018.

Budget Modifications Recommendations				
After Closing: July 2018				
Notes	Acct #	Account Description	(-)	(+)
			Debit	Credit
	A1620.240	Buildings - Computer	\$ 130.00	
	A5132.400	Garage - Contractual	\$ 45.00	
	A7140.110	Playgrounds - Summer Labor	\$ 800.00	
	A7140.130	Playground Maint	\$ 3,000.00	
	A7140.200	Playgrounds - Equipment	\$ 1,350.00	
	A8010.110	Zoning - Personal Services	\$ 425.00	
	A8010.422	Zoning - Training	\$ 870.00	
	A8020.100	Planning - PB Secretary	\$ 400.00	
	A8160.406	Refuse & Garbage - Utilities	\$ 30.00	
	A8810.110	Cemeteries - Personal Services	\$ 1,702.00	
	<i>A599</i>	<i>Appropriated Fund Balance</i>	<i>\$ -</i>	

A1620.241	Buildings - Computer/Server		\$ 130.00
A5010.130	Supt of Highways - Clerk		\$ 45.00
A7140.410	Playgrounds - Misc		\$ 845.00
A7140.430	Playgrounds - Improvements		\$ 345.00
A7140.431	Playgrounds - ADA Improvement Project		\$ 3,960.00
A8010.100	Zoning - ZBA Secretary		\$ 1,250.00
A8020.421	Planning - Legal Fees		\$ 445.00
A8160.413	Refuse & Garbage - Diesel Fuel		\$ 30.00
A8560.400	Shade Trees - Contractual		\$ 650.00
A9050.800	Unemployment Insurance		\$ 1,052.00
Totals:		\$ 8,752.00	\$ 8,752.00

		(-)	(+)
Acct #	Account Description	Debit	Credit
DA5110.110	General Repairs - Personal Services	\$ 1,000.00	
DA5110.200	General Repairs - Ditch Equipment	\$ 2,500.00	
DA5110.411	General Repairs - Misc	\$ 1,250.00	
DA5110.415	General Repairs - Ditch Work	\$ 1,250.00	
DA5112.411	Improvements - Misc	\$ 1,250.00	
DA5112.414	Improvements - Cold Mix	\$ 4,278.00	
DA5112.415	Improvements - Hot Mix	\$ 4,278.00	
<i>DA-599</i>	<i>Appropriated Fund Balance</i>	<i>\$ -</i>	
DA1420.421	Attorney - Legal Fees Special Projects		\$ 126.00
DA5130.417	Equipment Rental		\$ 15,545.00
DA9050.800	Unemployment Insurance		\$ 135.00
Totals:		\$ 15,806.00	\$ 15,806.00

		(-)	(+)
Acct #	Account Description	Debit	Credit
SS1-8120.458	Repair	\$ 14.00	
<i>SS1-599</i>	<i>Appropriated Fund Balance</i>	<i>\$ -</i>	
SS1-9050.800	Unemployment Insurance		\$ 14.00

REOLUTION 18- 115 AUDIT AND PAYMENT OF CLAIMS: authorizing the audit and payment of the following claims: General and Highway Funds, Special Districts, (Water and Sewer Districts), Capital Project and Reserve Fund claims, and ratifying the payment of the prepaid claims as authorized by resolution 16-006 adopted January 4, 2018, all in accordance with the attached abstract of claims.

ABSTRACT #08 2018 Vouchers # 595-678 in the amount of \$ \$633.343.73

Trust & Agency Voucher # 5446-5454 in the amount of \$17,124.89

for a grand total of \$650,468.62

Motion by; Councilperson Gucciardi. Second Councilperson Kerstetter

Roll call vote:	Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
	Councilperson Kerstetter	<u>Yes</u>	Councilperson Melendez	<u>Absent</u>
	Supervisor Wagner	<u>Yes</u>		

ADJOURNMENT:

RESOLUTION 18-116 to adjourn the meeting:

Motion by; Councilperson Kerstetter . Second Councilperson Gucciardi

Roll call vote:	Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
	Councilperson Kerstetter	<u>Yes</u>	Councilperson Melendez	<u>Absent</u>
	Supervisor Wagner	<u>Yes</u>		

Meeting adjourned at 4:36 PM

Note Special Meeting:

August 23, 2018, 1:00 PM- Town Hall, 2 Bristol Ave

Respectfully Submitted,

Tammy Flaherty

Town Clerk