

TOWN BOARD MEETING MINUTES

January 27, 2016

Town Board Special Meeting of the Town of Owasco was held on January 4, 2016 at 5:00 PM in the Owasco Town Hall with the following members present:

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

OTHERS PRESENT:

CALL TO ORDER: 5:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Resolution 16-038 approval of Town Board Agenda for January 27, 2016.

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>Yes</u>
	Supervisor Wagner	<u>Yes</u>		

PUBLIC PARTICIPATION:

COMMUNICATIONS:

OLD BUSINESS. Supervisor Wagner gave an update on Registered Sex offender reporting status. Ed spoke with the Superintendent of Auburn Schools, he was referred to the Auburn school web site where residents can sign up for email updates on offender's locations.

NEW BUSINESS:

Resolution 16-039 reappoint James Sierzenga to the Board of Assessment Review term ending 9/30/2020.

Motion by Councilperson Kerstetter; Second Councilperson Knaul

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

Resolution 16-040 approve payment of County Tax Bill in the amount of \$153.33 for 6 Bristol Ave.

Motion by Councilperson Kerstetter; Second Councilperson Melendez

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

Resolution 16-041 to authorize the Town Supervisor to enter an Agreement with the City of Auburn in order to provide for sewer services to Town Sewer District No. 3.

WHEREAS, the Town currently receives these services from the City of pursuant to an Agreement dated January 8, 2013 and Amended by Agreement dated June 18, 2015; and

WHEREAS, at the request of the New York State Environmental Facilities Corporation the Town is in need of an amendment to the Agreement referencing the newly created Town of Owasco Sewer District No. 3; and

RESOLVED, that the Town Board authorizes the Town Supervisor to enter an Agreement with the City of Auburn in order to provide for sewer services to Town Sewer District No. 3.

Motion by Councilperson Knaul; Second Councilperson Kerstetter

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

Resolution 16-042 to authorize the Town Supervisor to sign contract for waste & recycling services at the town transfer station with We Care.

Whereas, the town has been operating the transfer station at a loss of over \$17,000.00 for the year 2015. Projected loss for 2016 is estimated at \$30,000.00

Whereas, a proposed contract is estimated to break even with no loss of services to town residents.

Whereas, the town would have had to increase fees to \$3.00 per tag and would need to start charging for recycling material.

Whereas, the proposed contract would only increase fees to \$2.75 per sticker and residents would not be charged for recycling materials.

RESOLVED, that the Town Board authorizes the Town Supervisor to enter an Agreement with the We Care to provide collection and transfer of solid waste, bulk material, tires, construction, and demolition items.

Motion by Councilperson Gucciardi; Second Councilperson Knaul

Roll call vote: Councilperson Knaul Yes Councilperson Gucciardi Yes
Councilperson Kerstetter No Councilperson Melendez Yes
Supervisor Wagner Yes

Resolution 16-043 to certify that the requirements of Agriculture and Markets Law Section 305(4) have been met for Town of Owasco Sewer District No. 3

WHEREAS, the Town of Owasco (the "Town") through a referendum created Sewer District No. 3 in the Town of Owasco, Cayuga County, New York (the "Project"); and

WHEREAS, on November 12, 2009 the Town Board passed **Resolution 09-189** declaring this project a Type I Action under the New York State Environmental Quality Review Act ("SEQRA") and within the meaning of 6 NYCRR 617.2 and establishing the Owasco Town Board as Lead Agency for the Project; and

WHEREAS, within the Description of Action in Part 1 of the Full EAF it includes improvements to existing Sewer Districts Nos. 1 and 2 as it states "Capacity Improvements to the

Burtis Point Pump Station, Oakridge Pump Station, and/or the Town's existing gravity sewers may be implemented as part of this project, if necessary."; and

WHEREAS, on April 8, 2010 the Town Board passed **Resolution 10-065** declaring that the Project constitutes a "Type 1 action"; and no significant adverse environmental impacts are noted in the EAF for the Project and none are known to the Town Board. Therefore, the Town Board hereby determines that the Project will not have a significant adverse environmental impact and will not require the preparation of a Draft Environmental Impact Statement with respect to the Project and issues a Negative Declaration; and

WHEREAS, the Town is in receipt of a letter from the New York State Agriculture and Markets dated June 22, 2015 which stated in part that **"I have determined that the Preliminary and Final Notice of Intent, filed with this Department by Barton & Loguidice, on behalf of the Town of Owasco, for the advance of public funds for the installation of sanitary sewer mains within the Town's Sewer District No. 3, Cayuga County Agricultural District No. 5 is complete."**; and

WHEREAS, the Town is in receipt of a letter from the New York State Agriculture and Markets dated August 6, 2015 stating in part:

"Pursuant to Agriculture and Markets Law (AML) §305(4), the Department of Agriculture and Markets has completed its review of the Preliminary and Final Notice of Intent submitted by Barton & Loguidice, on behalf of the Town of Owasco, in connection with the advance of public funds for the construction of 2,000 l.f. of sanitary sewer main within the Town of Owasco's Sewer District No. 3, Cayuga County Agricultural District No. 5. ...

Based on all relevant information before me, I have determined that the proposed action would not have an unreasonably adverse effect on the continuing viability of farm enterprises within the district or on State environmental plans, policies and objectives. This determination is due, in part, to the adoption of the Department's construction standards and the minimal amount of farmland affected by the proposed action.

Please be advised that in order to complete its filing obligations under §305(4), the Town of Owasco must certify to me at least ten days prior to advancing the funds to construct, or constructing, the sewer main, that it has made an explicit finding that the requirements of §305(4) have been met, and that to the maximum extent practicable adverse agricultural impacts revealed in the Notice of Intent process will be minimized or avoided."

RESOLVED, pursuant to Agriculture and Markets Law §305(4) that the Town Board hereby Certifies to the Commissioner that it has made an explicit finding that the requirements of Agriculture and Markets Law §305 and §305(4) have been met for Town of Owasco Sewer District No. 3, and that consistent with social, economic and other essential considerations, to the maximum extent practicable, adverse agricultural impacts revealed in the notice of intent process will be minimized or avoided.

FURTHER RESOLVED, that the Town Board hereby sets forth the reasons in support of the findings to include the representations and findings made during the SEQRA review and approved Full EAF adopted on April 8, 2010 and the Preliminary and Final Notice of Intent. The Board further finds and agrees with the letter from New York State Agriculture and Markets dated August 6, 2015 wherein the Commissioner stated **"... it was determined that due to the small amount of agricultural land located within both the sewer District and the Agricultural District, lateral restrictions were not warranted."** and **"...the proposed action would not have an unreasonably adverse effect on the continuing viability of farm enterprises within the district or on State environmental plans, policies and objectives. This determination is due, in part, to the adoption of the Department's construction standards and the minimal amount of farmland affected by the proposed action."**

Motion by; Councilperson Kerstetter . Second Councilperson Gucciardi

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

Resolution 16-044 AUTHORIZATION TO STANDARDIZE AQUALOGICS SYSTEMS INC.

WHEREAS, the Town of Owasco will be operating a new service area (Owasco Sewer District No. 3); and

WHEREAS, the Town of Owasco currently utilizes the control systems of Aqualogics Systems Inc. in the existing Owasco Water District and Owasco Sewer Districts Nos. 1 and 2; and

WHEREAS, the control systems of Aqualogics Systems Inc. have been installed and are operating successfully within the Owasco Water District and Owasco Sewer District Nos. 1 and 2; and

WHEREAS, the Town Board desires to continue the satisfactory performance of the control systems of Aqualogics Systems Inc.; and

WHEREAS, the personnel of the Town of Owasco Water and Sewer Department are and will be trained to safely operate, maintain, and repair the control systems of Aqualogics Systems Inc.; and

WHEREAS, the Town of Owasco's Engineer, Barton and Loguidice, D.P.C, based on their experience and research have recommended that the Town of Owasco establish the control systems of Aqualogics Systems Inc as its standard for the Water and Sewer Districts.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Owasco determines for the foregoing reasons that, in the interest of efficiency, safety, and economy, it is in the best interest of the Town of Owasco and the Town's Water District and Sewer Districts Nos. 1, 2 and 3 to select the control systems of Aqualogics Systems Inc; and it is further

RESOLVED, the Town Board of the Town of Owasco has determined that the control systems of Aqualogics Systems Inc. shall be utilized in the Town Water District and Town Sewer Districts.

RESOLVED, that the Town of Owasco, as it is in the best interest, establishes the control systems of Aqualogics Systems Inc. as its standard and authorizes the standardization for the Town Water District and Town Sewer Districts Nos. 1, 2 and 3, as well as replacement parts.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows.

Motion by Councilperson Kerstetter; Second Councilperson Melendez

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

Resolution 16-045 to adjourn the meeting:

Motion by Councilperson Kerstetter; Second Councilperson Melendez

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

Meeting adjourned at 5:50 PM.

The next Town Board Meeting will be held February 11, 2016 @ 5PM