

TOWN BOARD MEETING MINUTES

January 14, 2016

Town Board Special Meeting of the Town of Owasco was held on January 14, 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: Peter & Shannon Kuc, Bob Bruno, Nancy Taylor, Eileen O'Connor, Aileen McNabb-Coleman.

CALL TO ORDER: 5:03 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Resolution 16-024 approval of Town Board Agenda for January 14, 2016.

Motion by: Councilperson Gucciardi; Second: Councilperson Melendez

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>		

APPROVAL OF MINUTES:

Resolution 16-025 approval of Town Board Minutes for January 4, 2016.

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>		

PUBLIC PARTICIPATION: Resident addressed the Town Board with concerns of a registered sex offender living next door to his residents, and that they were not notified,

Supervisor Wagner explained that we were not formally notified either until the Sheriff's office called the town with eviction information as the resident was not the initial leased tenant.

Supervisor Wagner will contact the appropriate agencies and the school district for a resolution as to notifications.

COMMUNICATIONS:

OLD BUSINESS.

NEW BUSINESS: Eileen O'Connor Director of Environmental Health for Cayuga County to discuss grants that are available to fluoridate the drinking water supply.

Resolved: The board ruled against further study.

Resolution 16-026 to schedule a Public Hearing for Local Law No. 2 of 2016 To Appoint a Town Board Member as a Liaison of the Town of Owasco Sewer Districts Nos. 1, 2 and 3 and the Town of Owasco Water District.

WHEREAS, the Town of Owasco is in the process of going out to bid for what is known as the "Owasco Sewer System Improvements" to construct Sewer District No. 3 with upgrades to existing Sewer Districts Nos. 1 and 2;

WHEREAS, the Town of Owasco is in the process of going out to bid for what is known as the "Owasco Water District Improvements";

WHEREAS, in an effort to reduce costs for the Owasco Sewer System Improvements project and the Owasco Water District Improvements project and at the discretion of the Town Board, continuing thereafter after the completion of the projects, the Town Board has determined that a Liaison be appointed for Owasco Sewer Districts Nos. 1, 2 and 3 and to act as a liaison to the Town Board;

WHEREAS, pursuant to Opinion of the New York State Comptroller 91-53 a Town Board can appoint a Town Board Member as a liaison and pay a higher salary due to the additional duties.

RESOLVED that the Owasco Town Board schedules a Public Hearing to consider adoption of Local Law No. 2 of 2016 To Appoint a Town Board Member as a Liaison of the Town of Owasco Sewer Districts Nos. 1, 2 and 3 and the Town of Owasco Water District for an annual salary of \$12,000.00 above the annual salary of a Town Board Member. This Local Law, if adopted, will be subject to permissive referendum.

Motion by: Councilperson Kerstetter; Second: Councilperson Knaul

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

Resolution 16-027- to agree to rename and renumber Local Law No. 3 of 2015 to Local Law No. 1 of 2016.

WHEREAS, on November 12, 2015 the Town Board passed Local Law No. 3 of 2015, a Local Law Amending the Town of Owasco Zoning Law and Map and Creating the Amendment to the 89 Letchworth Commercial Planning Development District submitted by All Media 1, LLC and amending Local Law No. 1 of 2015.

RESOLVED, as the Town of Owasco will be filing the Local Law at the Department of State in January 2016 and in order to observe the filing instructions of the New York State Department of State the Town Board hereby agrees to rename and renumber Local Law No. 3 of 2015 to Local Law No. 1 of 2016.

Motion by: Councilperson Kerstetter; **Second:** Councilperson Knaul

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

Resolution 16-028 To Authorize the Town Supervisor to sign the revised/agreement engagement letter dated January 14, 2016 with Town Attorney Riccardo T. Galbato of the Galbato Law Firm for Owasco Sewer District No. 3.

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 16-029 to adjourn to executive session at 5:53 to discuss pending litigation, possible litigation, contract negotiations and attorney/client discussions.

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- 030 to return from executive session at 6:49 PM.

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 16-031 To accept the Pre-Selection Bid of Xylem Water Solutions USA, Incorporated Base Bid in the Amount of \$437,142.00 and Alternate Add On in the amount of \$21,384.00, for a total award of \$458,526.00.

WHEREAS, on December 2, 2015 by Resolution 15-240 the Town Board authorized the Town to advertise for bids for Grinder Pump Station Pre-Selection for Sewer District No. 3 per the Contract Documents dated December 2015, prepared by Barton & Loguidice, D.P.C., as amended including Addendum No. 1; and

WHEREAS, the Contract Documents include the Advertisement for Bids, Information for Bidders, Bid Documents, Agreement, Specifications, and any Addenda; and

WHEREAS, the Specifications for the grinder pump pre-selection were developed in accordance with New York State Environmental Facilities Corporation requirements; and

WHEREAS, the purpose of the pre-selection was to solicit unit prices and proposals for the supply of all grinder pump stations to be installed as part of the Owasco Sewer System Improvements Project, which includes Sewer District No. 3; and

WHEREAS, the construction of the project will be publicly bid, and the Town of Owasco's General Contractor will be mandated to purchase and install the grinder pump stations selected; and

WHEREAS, the Advertisement For Bids states that "The Owner reserves the right to reject any Bids, at his own discretion, on the basis of the Bidder's qualifications and product qualifications

submitted with the Bid;” and

WHEREAS, the Advertisement For Bids also states “**THE RIGHT IS RESERVED BY THE TOWN BOARD OF THE TOWN OF OWASCO TO REJECT ANY OR ALL BIDS, IN WHOLE OR IN PART, AS MAY BE DEEMED IN THE BEST INTEREST OF THE TOWN OF OWASCO. THEIR DECISION SHALL BE FINAL AND BINDING;**” and

WHEREAS, the Information for Bidders at § 8.0 states that “The Owner reserves the right to reject any or all Bids when such rejection is in the interest of the Owner, and to reject the Bid of a Bidder, who in the judgment of the Owner, is not in position to perform the agreement resulting from the acceptance of the Bid. The Owner does not in any way obligate itself to accept any Bid;” and

WHEREAS, the Information for Bidders at § 12.0 states that “The Owner's selection of a grinder pump manufacturer will not be based solely upon the lowest unit prices submitted in the Bid,” and any award of the winning Bid would be subject to the terms and the provisions contained in the Information for Bidders, which as stated above allows the Owner to reject any Bid that is not in the best interest in the Town of Owasco; and

WHEREAS, the Advertisement For Bids for the Town of Owasco Sewer District No. 3 Grinder Pump Station Pre-Selection for Sewer District No. 3 was duly published in The Citizen on December 4, 2015; and

WHEREAS, on December 18, 2015, the Town received and opened bids for the Town of Owasco Sewer District No.3 Grinder Pump Station Pre-Selection; and

WHEREAS, the summary of bids received are as follows:

Environmental One Corporation (“E-One”)	Base Bid	\$413,072.00
	<u>Alternate Add On</u>	<u>\$26,730.00</u>
	Total	\$439,802.00
Xylem Water Solutions USA, Incorporated (“Xylem”)	Base Bid	\$437,142.00
	<u>Alternate Add On</u>	<u>\$21,384.00</u>
	Total	\$458,526.00;

WHEREAS, that the Town Board duly considered all information supplied by the Bidders, and compared the Xylem pump and the E-One pump, and considered the following:

- Xylem took no exceptions to the warranty requirements as stated in the specifications.

Xylem took no exceptions or included any cost in its bid to maintain the equipment in warrantable condition. E-One's bid contained a limited warranty, "... provided that the product is properly installed, serviced and operated under normal conditions and according to manufacturer's instructions." Normal conditions include items on the do not flush list, which can void the warranty.

- There are two shaft seals on the Xylem pump which operate in an oil bath. This design protects the motor cavity and prevents the entrance of sewerage. The upper seal is carbon/ceramic and lower seal is ceramic/tungsten carbide. The e/One pump has only one mechanical seal. All sewage must pass through the spring of this seal, which increases the likelihood that the seal will fail, leading to catastrophic motor failure.
- The Xylem pump uses a hardened iron cutter wheel throughout and a stainless steel shredder ring. The E-One pump uses a surface hardened cast iron cutter wheel and a cast iron shredder ring.
- The Xylem pump uses a trickle impregnated motor insulation that will reduce hot spots in the motor.
- The over temperature sensor in the motor windings of the Xylem pump is wired directly to the control panel. This allows a troubleshooting advantage over the e/One pump. Both have over temperature sensors imbedded in the winding of the motor, however the e/One pump must be pulled and disassembled for testing.
- The lower motor bearing in the Xylem pump has a double row of ball bearings providing greater support of the motor shaft, especially when the pump is operating at higher pressures. The E-One pump has a single row bearing.
- The Xylem pump is supplied with a capacitor start and a capacitor run motor that is more efficient than the capacitor start motor in the E-One pump.
- The Xylem tank (basin) is a molded tank, while the E-One tank is fabricated from drain pipe.
- The Xylem tank does not have the dry/wet divider allowing for greater storage capacity in case of power outage
- The Xylem tank is designed so a concrete ballast is not required for direct burial.
- Xylem tank allows for the location of the inlet to align with the sewer lateral from the home eliminating additional fittings. The E-One pump basin inlet is 180 degrees from the outlet.

- The Xylem pump is rated as a submersible pump. The E-One pump assembly is not designed to be completely submerged.
- The level sensing controls with the modified E-One (motor starting controls located in the alarm panel) are still located in a two- piece plastic housing that is part of the pump assembly. This assembly depends on a gasket between the two parts of the housing to keep moisture out. E-One redesigned the motor housing because of problems with a gasket. The same problem potentially exists with the pressure switch housing, especially in case the assembly is submerged in a power loss situation; and

WHEREAS, The Board has concluded Xylem pump system is an upgrade of the E-One pump design and the Town has reasonably concluded that the Xylem pump will operate with fewer service calls and lower repair costs, rendering a great benefit to the Town, its officials, employees, and the Town residents; and

WHEREAS, that the Town Board expects that maintenance costs will decrease for Sewer District No. 3 due to Town's Sewer Department ability to perform routine repairs eliminating the need to outsource all service calls.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Owasco Town Board hereby accepts the Pre-Selection Bid of Xylem Water Solutions USA, Incorporated Base Bid in the amount of \$437,142.00 and the Alternate Add On in the amount of \$21,384.00 for a total award of \$458,526.00, which represents the best value for the Town; proposal responsiveness, price, performance, warranty, and future benefits for the Town included.

Motion by: Councilperson Melendez; 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>		

Resolution 16-032

A RESOLUTION FOR AUTHORIZATION FOR THE ADVERTISEMENT AND SOLICITATION OF BIDS FOR THE TOWN OF OWASCO, OWASCO SEWER SYSTEM IMPROVEMENTS CONTRACT NO. 1 FOR OWASCO SEWER DISTRICTS NOS. 1, 2 AND 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 Board has received Owasco Sewer District No. 3 Town of Owasco, Cayuga County, New York Map, Plan and Report dated August 2014 from the Town Engineer, Barton & Loguidice; and

WHEREAS, Sewer District No. 3 will extend public sewer service southerly from the existing Sewer District No. 2 boundary and will generally serve lakeshore areas and properties along Owasco Lake south of Burtis Point and Rockefeller Road up to and including Koenig Point Drive; and

WHEREAS, on August 27, 2014 the Town Board hereby accepted the Owasco Sewer District No. 3 Town of Owasco, Cayuga County, New York Map, Plan and Report dated August 2014; and

WHEREAS, public hearings were held by the Town Board of the Town of Owasco on Saturday October 4, 2014 at 1:00 p.m. and Thursday October 9, 2014 at 5 pm both at the Owasco Fire House, 7174 Owasco Road, Auburn, New York 13021 regarding the establishment of Town of Owasco Sewer District No. 3; and

WHEREAS, on November 13, 2014 the Town Board continued and then closed the Public Hearing; and

WHEREAS, on November 13, 2014 by Resolution 14-164 the Town Board adopted a Resolution and Order authorizing the establishment of Sewer District No. 3, including the cost of improvements and expenses necessary in connection therewith at a maximum estimated cost of **\$3,964,400.00**, in the Town of Owasco, subject to a referendum; and

WHEREAS, said Resolution 14-164 from November 13, 2014 does not take effect until a proposition for the approval thereof has been approved at a Special Election by the qualified owners of taxable real property situated in said proposed Sewer District No. 3, as shown upon the latest completed assessment roll of the Town; and

WHEREAS, on November 13, 2014 this Town Board desired to call such a special election of said Town for the submission of such proposition; and

WHEREAS, a Special Town Election of the qualified voters in the Town of Owasco being owners of taxable real property situated in the proposed Sewer District No. 3 pursuant to Rules adopted by the Town Board for the purpose of submitting a proposition of the question of approving or disapproving an Order was held on December 17, 2014; and

WHEREAS, pursuant to the Certificate of Inspectors of Election the Proposition and Order passed on December 17, 2014 with vote totals as follows: 117 votes were in favor with 45 opposed to the proposed Proposition or Order to establish Sewer District No. 3 set forth below:

“PROPOSITION

Shall the Order dated and duly adopted November 13, 2014 by the Town Board authorizing the establishment of Sewer District No. 3, in the Town of Owasco, Cayuga County, New York, with improvements, consisting of approximately 15,408 L.F. of pressure mains and approximately 162 grinder pump stations, improvements to the Burtis Point Pump Station and improvements to the Oak Ridge Pump Station and Force Main and improvements to the Owasco Interceptor Sewer to provide public sewers to all the Lakeshore properties from Brook Hollow Drive to and including Koenig Point and other properties in the same area, as well as land or rights in land, original furnishings, equipment, machinery and apparatus incidental thereto, at a maximum estimated cost of \$3,964,400.00, said cost to be financed by the issuance of general obligations serial bonds over a period not exceeding 30 years, to be payable in the first instance from user charges upon the real property in said Sewer District No. 3, which shall be bounded and described as set forth in proceedings for the establishment thereof on file in the Town Clerk’s Office, be approved?”; and

WHEREAS, on January 8, 2015 the Town Board passed Resolution 15-009 which stated in part:

“The Town Board hereby adopts and approves the aforesaid Order and Proposition voted on and approved at the December 17, 2014 authorizing the establishment of Sewer District No. 3, including the cost of improvements and expenses necessary in connection therewith at a maximum estimated cost of **\$3,964,400.00**, in the Town of Owasco set forth below:

ORDER: The Town Board authorizes the establishment of Sewer District No. 3, in the Town of Owasco, Cayuga County, New York, with improvements, consisting of approximately 15,408 L.F. of pressure mains and approximately 162 grinder pump stations, improvements to the Burtis Point Pump Station and improvements to the Oak Ridge Pump Station and Force Main and improvements to the Owasco Interceptor Sewer to provide public sewers to all the Lakeshore properties from Brook Hollow Drive to and including Koenig Point and other properties in the same area, as well as land or rights in land, original furnishings, equipment, machinery and apparatus incidental thereto, at a maximum estimated cost of \$3,964,400.00, said cost to be financed by the issuance of general obligations serial bonds over a period not exceeding 30 years, to be payable in the first instance from user charges

upon the real property in said Sewer District No. 3, which shall be bounded and described as set forth in proceedings for the establishment thereof on file in the Town Clerk's Office.”; and

WHEREAS, on May 14, 2015 the Town board passed Resolution 15-101 modifying the January 8, 2015 Resolution 15-009 and adopted and approved the Order and Proposition voted on and approved at the December 17, 2014 Special Election authorizing the establishment of Sewer District No. 3, including the cost of improvements and expenses necessary in connection therewith at a maximum estimated cost of \$3,964,400.00 in the Town of Owasco; said Resolution also made specific determinations and findings pursuant to Town Law Section 209-e, namely:

“(a) The notice of hearing was published and posted as required by law, and is otherwise sufficient;

(b) All the property and property owners within the proposed Sewer District No. 3 are benefited thereby;

(c) All the property and property owners benefited are included within the limits of the proposed Sewer District No. 3;

(d) The establishment or extension of such Sewer District No. 3 is in the public interest.

The Town Board hereby adopts this resolution approving the establishment of Sewer District No. 3 as the boundaries shall be finally determined and the construction of the improvement or providing of the service therein as set forth in the approved Map, Plan and Report of August 2014.”; and

WHEREAS, at the request of the New York State Comptroller, the Town Board needed to determine the equivalent dwelling units to be assessed against those parcels in Appendix K of the Map, Plan and Report for Sewer District No. 3 that were currently shown to have zero equivalent dwelling units; and

WHEREAS, on June 22, 2015 by Resolution 15-133 the Town Board scheduled a public hearing to consider assessing the said undevelopable lots a .01 equivalent dwelling unit assessment; and

WHEREAS, a Notice of Public Hearing was duly published in the The Citizen on July 11, 2015; and

WHEREAS, a Public Hearing was held on this date, July 22, 2015; and

WHEREAS, pursuant to the approved Map, Plan and Report for Sewer District No. 3 the average annual equivalent dwelling unit assessment is approximately \$768 and as such a .01

equivalent dwelling unit assessment for the 13 identified undevelopable lots would be approximately \$7.68 per year per lot; and

WHEREAS, the New York State Comptroller by Order dated July 9, 2015 and filed at the Town Clerk's Office on July 14, 2015, approved the Town's application for permission to establish Sewer District No. 3 and permitted the establishment of said District; and

WHEREAS, on July 22, 2015 by Resolution 15-157 the Town Board modified and amended the approved Map, Plan and Report for Sewer District No. 3 dated August 2014 and assesses undevelopable lots in Sewer District No. 3 an equivalent dwelling unit of .01 per lot; and

WHEREAS, on December 2, 2015 by Resolution 15-240 the Town Board authorized the Town to advertise for bids for Grinder Pump Station Pre-Selection for Sewer District No. 3 per the Contract Documents and Specifications dated December 2015 prepared by Barton & Loquidice D.P.C; and

WHEREAS, the Advertisement For Bids for the Town of Owasco Sewer District No. 3 Grinder Pump Station Pre-Selection for Sewer District No. 3 was duly published in The Citizen on December 4, 2015; and

WHEREAS, on December 18, 2015 the Town received and opened bids for the Town of Owasco Sewer District No.3 Grinder Pump Station Pre-Selection

WHEREAS, on this date by Resolution 16-031 the Town Board accept the Pre-Selection Bid of Xylem Water Solutions USA, Incorporated Base Bid in the amount of \$437,142.00 and Additive Bid in the amount of \$21,384.00 for a total award of \$458,526.00.

WHEREAS, on January 21, 2015 by Resolution 15-037 the Town Board approved and accepted the Map and Plan for Sewer District No. 1 Improvements dated January 2015;

WHEREAS, on January 21, 2015 by Resolution 15-038 the Town Board approved and accepted the Map and Plan for Sewer District No. 2 Improvements dated January 2015;

WHEREAS, on January 21, 2015 by Resolution 15-039 the Town Board scheduled a Public Hearing for the Sewer District No. 1 Improvements;

WHEREAS, on January 21, 2015 by Resolution 15-040 the Town Board scheduled a Public Hearing for the Sewer District No. 2 Improvements;

WHEREAS, Notices of Public Hearings was duly published in the The Citizen on _____, 2015;

WHEREAS, Public Hearings were held on this date, February 12, 2015;

WHEREAS, on February 12, 2015 by Resolution 15-050 the Town Board passed a Bond Resolution authorizing the issuance of \$2,503,000.00 Serial Bonds to finance the cost of Improvement For Sewer District No. 1;

WHEREAS, on February 12, 2015 by Resolution 15-053 the Town Board passed a Bond Resolution authorizing the issuance of \$2,901,000.00 Serial Bonds to finance the cost of Improvement For Sewer District No. 2;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Owasco Town Board hereby directs the Advertisement For Bids for the Town of Owasco “Owasco Sewer System Improvements” Contract No. 1 and the issuance of bid documents for response to said bids, with a bidder return date of **February 16, 2016 at 11:00 am** and bid opening on **February 16, 2016 at 11:00 am** at which time any responsive bids shall be publically opened and read aloud; and it is further

RESOLVED that said bid documentation shall reserve the right to the Town of Owasco to reject all bids and to rebid the project at the Town Board’s sole discretion.

RESOLVED that the Advertisement for Bids will be substantially similar to the text below

ADVERTISEMEN FOR BIDS

TOWN OF OWASCO

AUBURN, NEW YORK

TOWN OF OWASCO, OWASCO SEWER SYSTEM IMPROVEMENTS CONTRACT NO. 1

Sealed bids for the furnishing of all labor and material necessary for the Owasco Sewer System Improvements, Contract No.1 – General Construction will be received by the Town of Owasco Town Clerk at the Town Hall, 2 Bristol Ave, Auburn, NY 13021 until **11:00 AM** local time **February 16, 2016** at which time and place they will be publicly opened and read aloud.

Bids will be received for the following:

Base Bid: The project generally includes the installation of 34,600 feet of low pressure sewer piping and appurtenances, 146 Simplex grinder pump stations, 8 duplex grinder pump stations, rehabilitation and upgrade of the Burtis Point Pump Station, rehabilitation and upgrade of the Oakridge Pump Station, 3400 feet of 8” force main and appurtenances, 2061 feet of gravity sewer rehabilitation lining and appurtenances, and 1611 feet of gravity sewer open cut replacement and appurtenances.

Additive Bid No.1: Additive Bid No. 1 generally includes the installation of 1267 feet of gravity sewer open cut replacement and appurtenances.

Additive Bid No.2: Alternate Bid No. 2 generally includes the installation of 1267 feet of gravity sewer pipe bursting replacement and appurtenances.

Additive Bid No.3: Additive Bid No. 3 generally includes the repaving of various asphalt roads indicated on the contract drawings that may be damaged by construction or construction activities.

Each Bidder is required to provide a Bid for Additive Bid Nos.1, 2 and3. If Additive Bid Nos.1, 2 and 3 are not received with the Base Bid, the entire Bid will be considered incomplete and rejected.

Contract Documents, including Advertisement For Bids, Information For Bidders, Labor and Employment, Additional Instructions, Bid Documents, Agreement, General Conditions, General Requirements, Specifications, Contract Drawings and any Addenda, may be examined at no expense at the office of Barton & Loguidice, D.P.C., 443 Electronics Parkway, Liverpool, New York 13088, or at the Town of Owasco Town Hall, 2 Bristol Ave, Auburn, NY 13021. Copies of the Contract Documents may be obtained ON A CD OR HARD COPY from Barton & Loguidice, D.P.C., upon deposit of Twenty Dollars (\$20.00) for each set. Any Bidder (entity that submitted completed Bid Forms to the Town of Owasco) upon returning such set in good condition within thirty (30) days following the award of the Contract or the rejection of the bids will be refunded his full payment. Any non-bidder (including material suppliers, subcontractors, or those that provide quotes to Bidders) upon so returning such set in good condition within thirty (30) days following the award of the Contract or the rejection of the bids will be refunded Ten Dollars (\$10.00). Checks only shall be made payable to the Town of Owasco.

CASH DEPOSITS WILL NOT BE ACCEPTED. ALL HANDLING COSTS (MAIL, DELIVERY SERVICES, ETC.) SHALL BE THE RESPONSIBILITY OF THE BIDDER.

Each bid must be accompanied by security in an amount not less than five percentum (5%) of the amount of the bid in the form and subject to the conditions provided in the Information for Bidders. No Bidder may withdraw his bid within forty-five (45) days after the actual date of opening thereof.

The Town Board reserves the right to delay award for up to 45 days after the actual date of opening thereof.

The successful bidder must furnish a 100 percent Performance Bond and a 100 percent Labor and Materials Bond with a surety company licensed in the State of New York.

This is an exempt capital improvement project, and Bidders shall not include in their bid sales and compensating use taxes on the cost of materials which are to be incorporated into the work and which are to be separately sold by the Contractor to the Town of Owasco prior to incorporation into the work of the Contract.

The attention of Bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract(s).

The Town reserves the right to waive any and all irregularities and to reject any and all bids or to rebid the project solely at the Town Board's discretion

The Town requires contractors to utilize their best efforts to achieve goals for Minority Business Enterprises (MBEs) and Women's Business Enterprises (WBEs) participation on this project. For this project, the goals are a participation of 10% by MBE firms and 10% by WBE firms. The successful bidder will be required to take various affirmative steps to achieve the participation goals set forth herein.

Motion by: Councilperson Gucciardi; Second Supervisor Wagner.

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 16-033 to discuss and to authorize the proposal from We Care to subcontract Recycling Operations starting February 10, 2016. All agreed to further study the subject.

Motion by: Councilperson Kerstetter; Second: Councilperson Melendez

Roll call vote: Councilperson Knaul	<u>Yes</u>	Councilperson Gucciardi	<u>Yes</u>
Councilperson Kerstetter	<u>No</u>	Councilperson Melendez	<u>Yes</u>
Supervisor Wagner	<u>Yes</u>		

Resolution 16-034

Budget Modifications Recommendations

After Closing: December 2015

Notes			(-)	(+)
	Acct #	Account Description	Debit	Credit

A1010.110	Town Board - Personal Services	\$ 0.80	
A1110.110	Justices - Justice Salary	\$ 6.00	
A1220.400	Supervisor - Contractual	\$ 40.00	
A1410.120	Town Clerk - Deputy Salary	\$ 193.07	
A1620.210	Buildings - Conference Room	\$ 1.00	
A1620.230	Buildings - Repair	\$ 360.60	
A1620.452	Buildings - Electric & Gass	\$ 457.34	
A5010.100	Highway Superintendant - Pers Service	\$ 0.84	
A5132.200	Garage - Equipment	\$ 0.12	
A5132.452	Garage - Electric & Gas	\$ 216.76	
A7140.100	Playground - Directors	\$ 0.40	
A7140.110	Playgrounds - Summer Labor	\$ 17.54	
A7140.130	Playground Maint	\$ 0.32	
A7140.400	Playgrounds - Supplies	\$ 0.26	
A7140.411	Playgrounds - Misc Summer Program	\$ 0.08	
A7140.430	Playgrounds - Improvements	\$ 0.02	
A7140.431	Playgrounds - ADA Improvement Project	\$ 0.25	
A7310.420	Youth Program - Contractual Events	\$ 0.15	
A7510.400	Town Historian - Contractual	\$ 9.44	
A8010.110	Zoning - Personal Services	\$ 298.43	
A8020.420	Planning - Misc Expenses	\$ 265.76	
A8160.110	Refuse & Garbage - Manager	\$ 815.63	
A8160.120	Refuse & Garbage - Personal Services	\$ 0.93	
A8160.131	Refuse & Garbage - Recycling Clerk	\$ 0.12	
A8160.132	Refuse & Garbage - Recycling Driver	\$ 159.32	
A8160.413	Refuse & Garbage - Diesel Fuel	\$ 397.74	

A8560.400	Shade Trees - Contractual	\$ 152.00	
A9040.800	Workers Comp	\$ 331.41	
A9060.800	Hospital & Medical Ins	\$ 1,349.36	
<i>A599</i>	<i>Appropriated Fund Balance</i>		
A1010.400	Town Board - Contractual		\$ 6.86
A1110.120	Justices - Clerk Salary		\$ 31.48
A1110.400	Justices - Contractual		\$ 540.18
A1220.130	Supervisor - Clerk		\$ 40.00
A1410.110	Town Clerk - Clerk Salary		\$ 0.02
A1410.410	Town Clerk - Contractual		\$ 193.05
A1420.421	Legal Fees Special Projects		\$ 419.61
A1620.410	Buildings - Contractual		\$ 818.94
A5010.400	Highway Super - Contractual		\$ 150.00
A5132.400	Garage - Contractual		\$ 67.72
A7140.410	Playgrounds - Misc		\$ 41.21
A7510.110	Town Historian		\$ 9.44
A8010.100	Zoning - ZBA Secretary		\$ 10.07
A8010.420	Zoning - Misc		\$ 288.36
A8020.420	Planning - Misc Expense		\$ 265.76
A8160.130	Refuse & Garbage - Recycling Attendant		\$ 48.97
A8160.210	Refuse & Garbage - Equipment		\$ 208.22
A8160.405	Refuse & Garbage - Telephone		\$ 14.43
A8160.410	Refuse & Garbage - Landfill		\$ 1,154.27
A8160.430	Refuse & Garbage - Misc		\$ 283.69
A8510.400	Community Beautification		\$ 152.00

A9030.800	Social Security		\$ 331.41	
Totals:		\$ 5,075.69	\$ 5,075.69	\$ -

Acct #	Account Description	(-)	(+)	
		Debit	Credit	
DA5110.110	General Repairs - Personal Services	\$ 4,594.14		
DA5130.211	Machinery - 1 Ton Truck	\$ 11,881.66		
DA5130.110	Machinery - Personal Services		\$ 3,656.54	
DA5130.200	Machinery - Equipment		\$ 1,394.10	
DA5130.414	Equipment Parts		\$ 5,847.95	
DA5130.415	Equipment Repairs		\$ 4,234.87	
DA5140.110	Brush Pickup - Personal Services		\$ 937.60	
DA5142.400	Snow Removal - Sand & Salt		\$ 404.74	
Totals:		\$ 16,475.80	\$ 16,475.80	\$ -

Acct #	Account Description	(-)	(+)	
		Debit	Credit	
SS1-9040.800	Workers Comp	\$ 3.54		
SS1-9710.600	Serial Bonds - Principal	\$ 0.08		
SS1-9030.800	Social Security		\$ 3.54	
SS1-9710.700	Serial Bonds - Interest		\$ 0.08	
Totals:		\$ 3.62	\$ 3.62	\$ -

(-)	(+)
-------	-------

Acct #	Account Description	Debit	Credit	
SW8310.150	Water Admin - Clerk	\$ 15.28		
SW8310.400	Admin - Office Contractual		\$ 15.28	
Totals:		\$ 15.28	\$ 15.28	\$ -

NOTES:

No budget modifications have been made for any expenses related to the new Sewer District 3 Project (including costs in SS1 & SS2) or the New Water Tower Project.

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 16-035 To open Public Hearing to consider the purchase and development of an approximate 1 acre vacant parcel on Town Hall Road, portion of Tax Map No. 117.00-1-6.1, from John M. Ceresnak in the amount of **\$35,000.00** for the construction of a new Water Tank for the Town of Owasco Water District.

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 16-036 To Close Public Hearing

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 16-037 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 14-011 adopted January 9, 2014, all in accordance with the attached abstract of claims.

**ABSTRACT #01 2016 Vouchers #873-958 in the amount of \$260,113.09
& Trust & Agency Voucher # 5148-5157 in the amount of \$ 21,880.17
for a total of \$281,993.26**

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>		

ADJOURNMENT:

Resolution 16-038 to adjourn the meeting:

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>		

Meeting adjourned at 7:15 PM.