

## **TOWN BOARD MEETING MINUTES**

**July 22, 2015**

**Town Board Meeting of the Town of Owasco was held on July 22, 2015, at 4:00 PM in the Owasco Town Hall with the following members present:**

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

**Absent:** Councilperson, Michael Aldrich  
**Others present:** Nancy Taylor, Gary Colella, Chris Lawton with B & L.

**CALL TO ORDER:** 4:00 PM

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF AGENDA:**

**Resolution 15-149 approval of Town Board Agenda for July 22, 2015.**

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

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

**APPROVAL OF MINUTES:**

**Resolution 15-150 approval of Town Board Minutes for July 9, 2015.**

**Motion by Councilperson Gucciardi; Second Councilperson Knaul**

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

**PUBLIC PARTICIPATION:**

**COMMUNICATIONS:**

**OLD BUSINESS.**

**NEW BUSINESS:**

**Resolution 15-151 to open public hearing for Owasco Water District Improvements Map and Plan dated June 2015**

**Motion by Councilperson Gucciardi; Second Councilperson Knaul**

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

**Resolution 15-152 to close public hearing for Owasco Water District Improvements Map and Plan dated June 2015**

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

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

**Resolution 15-153 to open public hearing to modify and amend 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.**

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

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

**Resolution 15-154 to close public hearing to modify and amend 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.**

**Motion by Councilperson Kerstetter; Second Councilperson Gucciardi.**

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

**Resolution 15-155 to approve the Engineering Services Proposal from Barton & Loguidice for the application of Crown Castle Communications submitted by Transcend Wireless for a new 150' cell tower at Tax Map No. 116.00-1-16.11.**

**WHEREAS, the Town of Owasco has received an application from Crown Castle Communications for a Special Permit to construct a 150' cell tower with a 20' access and utility line easement to Melrose Avenue at property owned by Paul Vitale, Tax Map No. 116.00-1-16.11; and**

**RESOLVED, that the Owasco Town Board authorizes the Town Supervisor to sign the 6.25.15 Engineering Services Proposal from Barton & Loguidice to provide assistance with the structural and site plan review of the Verizon Wireless proposed 150' tall cell tower, equipment shelter and associated site plan improvements on the property as set forth in said letter.**

**FURTHER RESOLVED, that the applicant provide \$2,000 to the Town to fund an escrow account for said engineering services.**

**Motion by Councilperson Gucciardi; Second Councilperson Kerstetter**

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

**Resolution 15-156.** To approve the advance of a down payment to Fingerlakes Exteriors in the amount of \$10,150.00 for reroofing project at the Water Treatment Plant. Total cost not to exceed \$25,180.00.

Motion by Councilperson Kerstetter; Second Councilperson Knaul

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

**Resolution 15-157** to assess the equivalent dwelling units for the undevelopable lots in Town of Owasco Sewer District No. 3.

WHEREAS, on August 27, 2014 the Town Board passed Resolution 14-112 which accepted the Owasco Sewer District No. 3 Town of Owasco, Cayuga County, New York Map, Plan and Report dated August 2014;

WHEREAS, Appendix K of the Map, Plan and Report for Sewer District No. 3 identifies several undevelopable parcels (approximately 13) that will not be charged any equivalent dwelling unit cost for Sewer District No. 3;

WHEREAS, based upon Town Law, the establishment of Sewer District No. 3 requires the Town Board to determine that all of the property or property owners sought to be included in Sewer District No. 3 will benefit thereby;

WHEREAS, once that determination is made, all properties must be obligated to make at least some payment towards the cost of Sewer District No. 3;

WHEREAS, on January 8, 2015 the Town Board passed Resolution 15-009 to establish Town of Owasco Sewer District No. 3 and adopted and approved the Order and Proposition voted on and approved at the December 17, 2014 Special Election;

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.”

WHEREAS, at the request of the New York State Comptroller, the Town Board will need to determine the equivalent dwelling units to be assessed against those parcels that are currently shown to have zero equivalent dwelling units;

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

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

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

**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.**

**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.**

**NOW, THEREFORE, BE IT RESOLVED,**

**The Town Board hereby modifies and amends 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.**

**Motion by Councilperson Kerstetter; Second Councilperson Gucciardi.**

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

**Resolution 15-158 to approve the SEQRA Determination for the "Owasco Water District Improvements"**

**WHEREAS, on June 11, 2015, the Town Board by Resolution 15-126 declared its' intent to act as Lead Agency and the Town Supervisor was authorized to sign Part 1 of the Full Environmental Assessment Form;**

**WHEREAS, on June 16, 2015 the Town sent letters indicating its' intent to act as Lead Agency to the interested and involved agencies identified, namely, New York State Environmental Facilities Corporation, New York State Department of Health, New York State Department of Environmental Conservation, New York State SHPO, New York State Natural Heritage Program, Cayuga County Soil and Water Conservation District, United States Army Corp of Engineers, Cayuga County Health Department, Cayuga County Highway Department, Cayuga County Planning Department, Town of Owasco Town Board, J. Patrick Doyle, CEO of the Town of Owasco, Owasco Planning Board, Town of Sennett and City of Auburn.**

**WHEREAS, the Town Board completed SEQRA Part 2 of the Full Environmental Assessment form and Riccardo T. Galbato and Chris Lawton explained the SEQRA process and began the questions for Part 2 with the Town Board Members.**

**RESOLVED, that the Town Board Members completed and reviewed Part 2 and Part 3 (including the Part 3 – Supporting Information prepared by the Town Engineers, Barton & Loguidice) of the Full Environmental Assessment Form and have issued a Negative Declaration under SEQRA that the project "Owasco Water District Improvements" will result in no significant adverse impacts on the environment.**

**FURTHER RESOLVED**, that the Town Supervisor is authorized to sign and all necessary forms consistent with this Resolution.

**Motion by Councilperson Kerstetter; Second Councilperson Gucciardi.**

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

**Resolution 15-159 to approve the Owasco Water District Improvements Map and Plan dated June 2015 pursuant to Town Law Section 202-b and acquire and construct Water Improvements as set forth therein at a maximum amount to be expended of \$3,668,000.00.**

**WHEREAS**, the Town of Owasco (Town) owns and operates a water system to meet the water demands within the Town and surrounding areas; and

**WHEREAS**, various water system infrastructure is showing deficiencies and/or the infrastructure is approaching the end of its useful life; and

**WHEREAS**, the Town of Owasco (Town) is progressing the Owasco Water District Improvements Project (Project) to address the deficiencies in the Town water system; and

**WHEREAS**, the Town Board is in receipt of the Owasco Water System Improvements Preliminary Engineering Report May 2015 prepared by Town Engineer Barton & Loguidice; and

**WHEREAS**, the Project has been classified as a “Type I Action” as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.4; and

**WHEREAS**, the Town of Owasco Town Board has assumed the role of “Lead Agency” for purposes of conducting a SEQRA/SERP review of the Project; and

**WHEREAS**, on June 11, 2015 by Resolution 15-125 the Supervisor of the Town of Owasco was authorized to sign Part 1 of the Full Environmental Assessment Form (page 13) and that the Town of Owasco Supervisor and the Town Board will circulate said Part 1 of the Full Environmental Assessment Form to the attached list of “Interested and Involved Agencies” under cover of the attached “Notice of Intent to Establish Lead Agency” letter for purposes of establishing the Town Board of the Town of Owasco as Lead Agency under the SEQRA/SERP; and

**WHEREAS**, at the direction of the Town, Barton & Loguidice, D.P.C. (B&L) has been authorized to proceed with engineering services associated with the Owasco Water District Improvements project, including assistance in compliance with the State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, on this date, June 22, 2015 by Resolution 15-125 the Town Board issued a Negative Declaration under SEQRA; and

**WHEREAS**, a Notice of Public Hearing was duly published in the The Citizen on July 11, 2015 which stated:

**“PLEASE TAKE NOTICE** that a public hearing will be held by the Town Board of the Town of Owasco on Wednesday July 22, 2015 at 4:00 p.m. at the Owasco Town Hall, 2 Bristol Avenue, Auburn, New York 13021 to consider adoption of the Owasco Water District Improvements, Map and Plan dated June 2015 in accordance with Town Law Section 202-b Increase or Improvements of Facilities.

**The proposed improvements include a new water storage tank to replace the Melrose Road water tank, new high lift pumps that deliver finished water to the northern portion of the system including the Melrose tank, upgrades to the existing sodium**

hypochlorite chemical feed system at the WTP, and upgrades to the low lift intake pump station. The locations of the proposed improvements are proposed to construct a new glass coated, bolted steel ground storage tank near the intersection of Town Hall Road and Melrose Road or on Melrose Road east of Byrne Road. The new storage tank would have a top of water level of 918 feet, a capacity of 500,000 gallons, and would be approximately 30 foot high (dependent on the actual ground elevation of the tank site). Approximately 10,200 feet of 10-inch water main would be installed along Melrose Road to connect the new storage tank to the existing 8-inch water main. After the new tank is constructed and fully operational, the existing Melrose tank would be decommissioned.

The maximum amount to be expended by Owasco Water District would be \$3,668,000.00. The estimated increases in annual user costs for the typical property in the Owasco Water District based on the proposed improvements is \$185.56 per year for 20 years or \$137.51 per year for 30 years.”

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

NOW, THEREFORE, BE IT

RESOLVED, the proposed and approved improvements include a new water storage tank to replace the Melrose Road water tank, new high lift pumps that deliver finished water to the northern portion of the system including the Melrose tank, upgrades to the existing sodium hypochlorite chemical feed system at the WTP, and upgrades to the low lift intake pump station. The locations of the proposed improvements are proposed to construct a new glass coated, bolted steel ground storage tank near the intersection of Town Hall Road and Melrose Road or on Melrose Road east of Byrne Road. The new storage tank would have a top of water level of 918 feet, a capacity of 500,000 gallons, and would be approximately 30 foot high (dependent on the actual ground elevation of the tank site). Approximately 10,200 feet of 10-inch water main would be installed along Melrose Road to connect the new storage tank to the existing 8-inch water main. After the new tank is constructed and fully operational, the existing Melrose tank would be decommissioned.

The maximum amount to be expended by Owasco Water District would be \$3,668,000.00. The estimated increases in annual user costs for the typical property in the Owasco Water District based on the proposed improvements is \$185.56 per year for 20 years or \$137.51 per year for 30 years.

FURTHER RESOLVED, that the Town Board approves the Owasco Water District Improvements Map and Plan dated June 2015 pursuant to Town Law Section 202-b to acquire and construct Water Improvements as set forth therein.

FURTHER RESOLVED, that the Town Board determines that it is in the public interest to acquire or construct the proposed Water District Improvements.

Motion by Councilperson Gucciardi; Second Councilperson Knaul

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

Resolution 15- 160 to adjourn the meeting:

Motion by Councilperson Gucciardi; Second Councilperson Knaul

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

Meeting adjourned at 5:10 P.M.