

# **TOWN BOARD MEETING MINUTES**

**June 22, 2015**

**Town Board Meeting of the Town of Owasco was held on June 17, 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

**Absent:** Councilperson, Michael Aldrich  
Councilperson, Tony Gucciardi

**CALL TO ORDER: 4:05 PM**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF AGENDA:**

**Resolution 15-131- approval of Town Board Agenda for June 22, 2015.**

Motion by Councilperson Kerstetter; Second Councilperson Knaul

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

**PUBLIC PARTICIPATION:**

**COMMUNICATIONS:**

**OLD BUSINESS.**

**NEW BUSINESS:**

**Resolution 15-132** to approve and authorize the Town Supervisor to sign Easement Agreements with property owners in 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**, after the December 17, 2014 Referendum Special Election, the Town Board on January 8, 2015 by Resolution No. 15-009 and May 14, 2015 by Resolution No. 15-101, approved the establishment of Town of Owasco Sewer District No. 3 and approved the construction of the improvements therein;

**WHEREAS**, the Town of Owasco Sewer District No. 3 infrastructure includes Low Pressure Sewer ("LPS") mains;

**WHEREAS**, properties to be served by the LPS mains require the use of LPS grinder pumps to discharge sanitary waste from the dwellings into the LPS mains;

**WHEREAS**, the LPS grinder pumps and the discharge sewer pipe from its connection point with the LPS main/main sewer pipe to and including the LPS grinder pump will be owned and maintained by the Town of Owasco;

**WHEREAS**, the installation and construction of the LPS grinder pumps and discharge sewer pipe will require Easements from property owners; and

**WHEREAS**, the Town Board has reviewed the Easement Agreement prepared by the Town Attorney with input from the Town Engineer.

**NOW, THEREFORE, BE IT RESOLVED**

**The Town Board hereby approves and authorizes the Town Supervisor to sign Easement Agreements with property owners’ in Owasco Sewer District No. 3 substantially similar to the attached form Easement Agreement along with TP-584 forms.**

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

<b>Roll call vote: Councilperson Aldrich</b>	<b><u>Absent</u></b>	<b>Councilperson Gucciardi</b>	<b><u>Absent</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 15-133** to schedule a Public Hearing to assess the equivalent dwelling units for the undevelopable lots in 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**, 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**, subject to a public hearing, the Town Board is considering assessing the said undevelopable lots a .01 equivalent dwelling unit assessment;

**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.

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

The Town Board hereby schedules a Public Hearing to consider assessing undevelopable lots in Sewer District No. 3 an equivalent dwelling unit of .01 per lot.

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

<b>Roll call vote: Councilperson Aldrich</b>	<b><u>Absent</u></b>	<b>Councilperson Gucciardi</b>	<b><u>Absent</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 15-134** to schedule a public hearing **pursuant** to Town Law Section 202-b.

**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;

**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**, it is the intent of the Town of Owasco Town Board to assume the role of “Lead Agency” for purposes of conducting a SEQRA/SERP review of the Project; and

**WHEREAS**, 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

**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).

**NOW, THEREFORE, BE IT**

**RESOLVED AND DETERMINED**, that the Town Board hereby schedules a Public Hearing pursuant to Town Law Section 202-b.

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

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

**Resolution 15-135 In the matter of the proposed Extension of Town of Owasco Sewer District No. 3 in the Town of Owasco, County of Cayuga, New York, Pursuant to the Town Law to include 4786 Rockefeller Road, Tax Map No. 145.06-1-60.**

**WHEREAS**, the owners’ of the property at 4786 Rockefeller Road, Bernard G. Oyer, Helen W. Oyer, Jennifer Norton and Susan Fairbanks, have requested to be included within Owasco Sewer District No. 3.

**WHEREAS**, based upon the approved Map, Plan and Report the Sewer Main is planned to be constructed across the street from 4786 Rockefeller Road

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

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

**Resolution 15-136 approval of summer playground staff, Director: Steven Simmons, Councilors Christine Rink, Ashley Simmons, Thomas Lupo, Georgina Ervolina. Substitute: Aaron Messina at a rate of \$10 per hour.**

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

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

**Resolution 15-137 to authorize supervisor Wagner to sign agreement with Xylem Water Solutions USA Inc. for a hydromantic replacement pump, in the amount of \$9278.88. The pump will be located at the Martin Point sewer pump station.**

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

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

**Resolution 15-138 to approve and authorize Supervisor Wagner to sign contract with EnerPath Services Inc. for Small business energy efficiency program. Work to be performed at the Town Hall, Water & Recycling buildings per assessment summary. Highway department not authorized at this time. Assessment summary attached.**

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

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

**Resolution 15-139 to adjourn to executive session at 4:45 PM to discuss land acquisition for Water tank.**

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

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

**Resolution 15-140 return from executive session at 5:00 PM.**

**Resolution 15- 141 to adjourn the meeting:**

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

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

**Meeting adjourned at 5:01 P.M.**