

SPECIAL TOWN BOARD MEETING MINUTES
June 15 2017

A Special Town Board Meeting of the Town of Owasco was held on June 15, 2017 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 Ashley Melendez

OTHERS PRESENT: Sharon Ross, Sue Butera, John R. Butera, Gary Collela

CALL TO ORDER: 4:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

RESOLUTION 17-114 approval of Town Board Agenda for June 15, 2017

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>		

PUBLIC PARTICIPATION:

COMMUNICATIONS:

NEW BUSINESS:

RESOLUTUION 17- 115 To open public hearing pertaining to Sewer District #2 Extention request, Sharon Ross.

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>		

RESOLUTUION 17-116 To close public hearing pertaining to Sewer District #2 Extention request, Sharon Ross.

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>		

RESOLUTION 17-117 In the matter of the Extension of Sewer District No. 2 in the Town of Owasco, County of Cayuga, New York, Pursuant to the Town Law to include

Tax Map No. 123.04-1-65 with an address of Glenbrook Drive, in the Town of Owasco, Cayuga County (said property being vacant land) currently owned by James W. Solon and Patricia L. Solon with a contract vendee of Sharon A. Ross

WHEREAS, a written petition dated 4.28.17 has been submitted in due form by **SHARON A. ROSS** as contract vendee of the owner of lands currently in the name of **James W. Solon and Patricia L. Solon**, containing the required signatures, which has been presented and filed with the Town Board of the Town of Owasco, Cayuga County, New York, for the establishment of an extension to the Owasco Sewer District No. 2, which is bounded and described on Exhibit A (from the Deed dated January 22, 1993 and recorded February 8, 1993 in the Cayuga County Clerk's Office in Book 865 at page 283) attached hereto and made a part hereof which is the legal description for **Tax Map No. 123.04-1-65 with an address of Glenbrook Drive, in the Town of Owasco, Cayuga County (said property being vacant land)**; and

WHEREAS, the improvements proposed consist of the construction and maintenance of sanitary sewer system to serve said extension in the district in accordance with certain plans to be submitted to the Town by Ms. Ross' Engineer, and

WHEREAS, on 5.11.17 the Town Board duly adopted a Resolution directing that the Town Clerk call a Public Hearing for the proposed Sewer District No. 2 Extension; and

WHEREAS, a Public Hearing Notice reciting a description of the boundaries of the proposed extension was duly published in The Citizen on June 12, 2017 for a Public Hearing on **Thursday, June 15, 2017 at 5:00 P.M. on the proposed Sewer District No. 2 Extension**; and

WHEREAS, the Public Hearing was conducted on **June 15, 2017** and closed the same date;

WHEREAS, the Town Board declared itself lead agency and that said action is an Unlisted Action under SEQRA and provided a Short Environmental Assessment Form to the Cayuga County Health Department, the New York State Department of Environmental Conservation and the City of Auburn for any comments;

WHEREAS, the Town Engineer will work with the DEC for any additional specifications that may be required for these extensions; and

WHEREAS, the Town is in receipt of the letter from Matthew Russo, Assistant Engineer for the New York State DEC.

NOW THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Owasco as lead agency hereby determines that the proposed action will not result in any significant environmental impacts and issues a Negative Declaration under SEQRA and the Town Supervisor is authorized to sign Part III of the Short Environmental Assessment Form dated June 15, 2017; and

FURTHER RESOLVED, by the Town Board of the Town of Owasco that it be and hereby is determined as follows:

1. The notice of hearing was published and posted as required by law and is otherwise sufficient.
2. That all of the property and property owners, within the proposed sewer district extension are benefited thereby.
3. That all of the property and property owners benefited are included within the proposed sewer district extension.
4. It is in the public interest to extend the sewer district, as described in the Petition, Public Hearing Notice and this Resolution; and be it

FURTHER RESOLVED, that the Town Board does hereby approve the extension of Sewer District No. 2, as described in Schedule "A" which is attached hereto and made a part hereof, and be it further

FURTHER RESOLVED, that the sewer improvements in said extension will be constructed in accordance with the Town Sewer Code with Town Sewer Department and Town Engineer approval. The user costs, rates, operation and maintenance charges, fees, sewer debt service payments, taxes will be consistent with the other Sewer District No. 2 residents/property owners.

FURTHER RESOLVED, that the lateral from the Owasco Sewer Main along East Lake Road (Rt. 38A) to the premises will be private and not owned by the Town of Owasco. In addition, the installation and construction costs of the lateral to the premises will be at the property owner's expense and not of the Towns. The Petitioner will be responsible to obtain any necessary Easements to be approved by the Town of Owasco

FURTHER RESOLVED that this Resolution is contingent upon the Town's receipt of DEC approval of this Sewer District No. 2 Extension.

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

RESOLUTION 17-118 To Authorize the Town Supervisor to sign the Agreement for the Sale of Water to the Town of Niles Water District No. 1 and Exhibit B Agreement with the Town of Niles to include Operation and Maintenance subject to Town Attorney approval.

Motion by; Councilperson Gucciardi. Second Councilperson Kerstetter

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

RESOLUTION 17-119 To Authorize the Town Supervisor to sign the Agreement for Sewer Conveyance Capacity to the Town of Niles Sewer District No. 1 and Exhibit B Agreement with the Town of Niles to include Operation and Maintenance (subject to City of Auburn's approval for said Sewer Extension into the Town of Niles) subject to Town Attorney approval.

Motion by; Councilperson Gucciardi. Second Councilperson Kerstetter

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

RESOLUTION 17-120 to adjourn to executive session at 5:15 to discuss contract issues.

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>		

RESOLUTION 17-120 A to return from executive session at 5:36 PM.

ADJOURNMENT:

RESOLUTION 17-120 B to adjourn the meeting: 5:36

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

Meeting adjourned at 5:26 PM