

MINUTES  
PUBLIC HEARING  
REGULAR TOWN BOARD MEETING  
DECEMBER 18, 2017

**PRESENT:**

Supervisor Gary Westfall, Councilman Jamie King, Councilman Bob Rodger, Councilman Mike Pfeiffer and Councilman Herb Meyer.

**ALSO PRESENT:**

Highway Superintendent, Joe Mull, Jim Cleere, Lisa Hochadel, David Shaw, Leland Henry, Michael Smith, Julia M. Rodger, Rebecca Emerson, John Pigman, Richard Westfall, Donna Westfall, Howard Strader, Tyrone Thomas, Ted Young, and Don Trout.

**PLEDGE OF ALLEGIANCE:**

Supervisor Westfall led everyone in the Pledge of Allegiance.

**FIRE EXITS:**

Supervisor Westfall indicated where the fire exits were located.

Supervisor Westfall opened the Public Hearing at 5:00 PM, to discuss the updates to the Town Code for Chapter 57, Chapter 79 and Schedule II pursuant to NYS Town Law 272(a).

Mr. Pat Nicoletta, representative from the MRB Group said he wanted to discuss passing Local Laws tonight on Chapter 57, Chapter 79 and Schedule II. He provided updated copies to the Town Board.

Supervisor Westfall said he felt that there was too much information to digest at tonight's meeting, so he requested that the board consider passing a motion to postpone this Public Hearing until January 22<sup>nd</sup>, 2018.

**2017-095**

Councilman Rodger made the motion to schedule a Public Hearing on January 22, 2018, to consider updates to the Town Code for Chapter 57, Chapter 79 and Schedule II pursuant to NYS Town Law 272(a). Councilman Pfeiffer seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-096**

Councilman King made the motion to open the Regular Town Board Meeting at 7:05 PM.  
Councilman Rodger seconded the motion.

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|---------------------|-------------------|
| <u><b>AYE</b></u>   | <u><b>NAE</b></u> |
| Supervisor Westfall |                   |
| Councilman Rodger   |                   |
| Councilman Meyer    |                   |
| Councilman Pfeiffer |                   |
| Councilman King     |                   |

The motion was carried.

**2017-097**

Councilman Pfeiffer made the motion to approve the Consent Agenda as follows: Councilman King seconded the motion.

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| <u><b>AYE</b></u>   | <u><b>NAE</b></u> |
| Supervisor Westfall |                   |
| Councilman Rodger   |                   |
| Councilman Meyer    |                   |
| Councilman Pfeiffer |                   |
| Councilman King     |                   |

The motion was carried.

- Approval of Minutes – November 20, 2017
- Approval of the Town Clerk’s Monthly Report
- Approval of the Canine Report
- Approval of Bills:

GENERAL FUND – TOWNWIDE	\$59,596.26
GENERAL – PART TOWN	2,508.20
HIGHWAY TOWN WIDE	30,153.21
HIGHWAY – PART TOWN	20,152.66
WATER IMPROVEMENT PROJECT #1	85,057.63
BORDER CITY LIGHT DISTRICT	2,317.18
WATERLOO SEWER DISTRICT #1	956.73
5 AND 20 SEWER DISTRICT	17,312.51
BURGESS ROAD WATER DISTRICT	14,345.85
BORDER CITY WATER DISTRICT	9,603.10
POWDERLY ROAD WATER DISTRICT	283.45
BREWER ROAD SOUTH	1,381.75
TOTAL	243,668.53
COMMUNITY DEVELOPMENT FUND	1,705.00

TOTAL	245,373.53
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**2017-098**

Councilman Meyer made the motion to approve the following resolution. Councilman Rodger seconded the motion.

**SEQR RESOLUTION  
DESIGNATING LEAD AGENCY**

**WHEREAS**, the Town of Waterloo Town Board (hereinafter referred to as Town Board) has on Monday, November 20, 2017 declared its intent to be designated the Lead Agency for the Town of Waterloo Town Code Updates under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board previously determined that said Action is classified as a Type 1 Action under the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board previously determined that said Action does not require coordination as only one involved agency has been determined under SEQR Regulations; and

**WHEREAS**, the Town Board previously determined that said Action is not subject to review and approval by other involved agencies under SEQR Regulations; and

**WHEREAS**, the Town Board has provided written notices to this effect to the involved and interested agencies; and

**WHEREAS**, the Town Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance thereon under the SEQR Regulations.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board does hereby designate itself as the lead agency for the Action identified above herein;

**AYE**  
Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-099**

Councilman Rodger made the motion to approve the following resolution. Councilman King seconded the motion.

**SEQR RESOLUTION  
DETERMINATION OF ENVIRONMENTAL SIGNIFICANCE**

**WHEREAS**, the Town of Waterloo Town Board (hereinafter referred to as Town Board) has determined the above referenced Action to be a Type 1 Action pursuant to Part 617 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board has reviewed and accepted the completed Full Environmental

Assessment Form Parts 1, 2, and 3 on the Action prepared by the MRB Group; and

**WHEREAS**, the Town Board has completed the public comment period provided for under the SEQR Regulations; and

**WHEREAS**, the Town Board has designated itself as lead agency under the SEQR Regulations for making the determination of significance upon said action; and

**WHEREAS**, the Town Board has given consideration to the criteria for determining significance as set forth in Section 617.7(c) (1) of the SEQR Regulations and the information contained in Full Environmental Assessment Form Parts 1, 2, and 3.

**NOW THEREFORE BE IT RESOLVED**, that said Action **WILL NOT** result in any significant adverse environmental impacts based on the review of the Full Environmental Assessment Form; and

**BE IT FINALLY RESOLVED** that the Town Board does hereby make a Determination of Non-Significance on said Action, and the Supervisor is hereby directed issue the Negative Declaration as evidence of the Town Board determination of environmental non-significance.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-100**

Councilman King made the motion for the Material Payment to the Town of Geneva for the Four Town Water Project, Water Improvement Area. Councilman Meyer seconded the motion. The resolution is as follows:

**MATERIAL PAYMENT TO THE TOWN OF GENEVA RESOLUTION**

**WHEREAS**, the Town of Waterloo (hereinafter referred to as Town Board) is intending to install water main within the Town of Waterloo Water Improvement Area on Serven Road, Packwood Road and on Town Line Road (Pre Emption Street-North of NYS Route 96).

**WHEREAS**, materials have been ordered from the supplier, Core-Main (formerly HD Supply) and were delivered. A portion of the project is associated with these invoices are for the Town of Waterloo including the transmission main, extending from Sessler Drive onto Serven Road for all four (4) Towns (Phelps, Geneva, Waterloo and Junius) per the Inter-Municipal Agreement.

**WHEREAS**, the Town of Geneva received invoices for such delivery dated October 26, 2017 and October 27, 2017. The Town of Geneva has authorized and made the payment to the

Vendor for the invoices provided. MRB Group reviewed the invoices and split the cost per said Agreement. The total cost of all invoices is \$325,400.04. The split breakdown is provided (see attached). The Waterloo portion of the invoices is \$5,030.03.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board authorize payment in the amount of \$5,030.03 to the Town of Geneva for materials invoiced thus far per the said Agreement. Such payment to the Town of Geneva will be charged to the Improvement Area.

**AYE**  
Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-101**

Councilman Rodger made the motion for the Long Side Services Award Resolution. Councilman King seconded the motion. It is as follows:

**LONG SIDE SERVICES AWARD RESOLUTION**

**WHEREAS**, the Town of Waterloo (hereinafter referred to as Town Board) is intending to install water main within the Town on Waterloo in the Water Improvement Area on Serven Road, Packwood Road, Town Line Road (Pre Emption Street-North of Route 96). The Town Board is intending to install water services for residents and businesses on Packwood Road, Serven Road and Town Line Road. These long side services will be drilled under the roadway.

**WHEREAS**, on December 1, 2017, four (4) bids were received for the Long Side Services. The base bids cost ranged between \$114,110 and \$229,485 for the three (3) Towns (Sections 1, 2 and 3 which are for the respective Towns of Waterloo, Geneva and Phelps). The alternate was not accepted. Highlander Construction, Inc. is the Low Bidder. The Low Bidder appears to be satisfied with the bid. Based on their acceptance of the bid we find no reason to deny them the Award.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board authorize the Town of Geneva to accept the base bid of \$114,110 with the Waterloo portion of the bid being \$12,380.00. The Town Board authorizes the Town of Geneva Supervisor to sign the Notice of Award and all other documents associated with the Contract on the behalf of the Town Board per the Inter-Municipal Agreement.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-102**

Councilman Rodger made the motion to approve an applicant for the 2016 CDBG Grant Program. Councilman King seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-103**

Councilman Meyer made the motion to accept the Resolution passed by the Waterloo Village Board on December 11<sup>th</sup>, 2017, to de-annex the properties of 103 and 105 Stark Street from the Village of Waterloo to the Town of Waterloo. Councilman King seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**NO COMMITTEE REPORT COMMENTS.**

**DEPARTMENT REPORTS:**

Assessor/Code Enforcement Officer, Jim Cleere said Mr. Carl Altermari, Chairman of the Zoning Board of Appeals said he is stepping down as chairperson of the ZBA, but he wishes to stay on the board to realize all of the zoning changes that he has been an integral part of , is completed.

Mr. Altermari has asked Mr. Alex Barberi to take over as Chairman of the ZBA.

**2017-104**

Councilman Pfeiffer made the motion to accept the resignation of Mr. Carl Altermari as Chairperson of the Zoning Board of Appeals, effective December 31, 2017. Councilman Rodger seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

**2017-105**

Councilman King made the motion to appoint Mr. Alex Barberi as the interim Chairperson of the Zoning Board of Appeals, for a one year term to commence on January 1<sup>st</sup>, 2018 and ends on December 31<sup>st</sup>, 2018. Councilman Rodger seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Rodger  
Councilman Meyer  
Councilman Pfeiffer  
Councilman King

**NAE**

The motion was carried.

Highway Superintendent, Joe Mull said his department has been dealing with the weather and snowplowing.

He said they are currently not working on the Four Town Water Project and hopes to resume when the weather is more favorable for this type of work.

Waterloo Mayor Theodore Young addressed the board and thanked them for their service and all the shared services between the town and village. Mayor Young especially cited the equipment that was procured and shared between the two municipalities.

Mayor Young also wanted to thank Supervisor Westfall for his years of service he gave to the Village of Waterloo as the Village Administrator and as Supervisor for the Town of Waterloo. Mayor Young said Supervisor Westfall is a true Public Servent and was appreciative of all he has accomplished.

**2017-106**

Councilman Pfeiffer made the motion to adjourn the meeting at 5:30 PM. Councilman King seconded the motion.

AYE

NAE

- Supervisor Westfall
- Councilman Rodger
- Councilman Meyer
- Councilman Pfeiffer
- Councilman King

The motion was carried.

Respectfully Submitted,

Sandra L. Ridley  
Town Clerk

NEXT SCHEDULED TOWN BOARD MEETING  
ORGANIZATIONAL MEETING  
JANUARY 8<sup>TH</sup>, 2017