

**MINUTES  
PUBLIC HEARING  
REGULAR TOWN BOARD MEETING  
DECEMBER 19, 2016**

**PRESENT:**

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

**ABSENT:**

Councilman Bob Rodger

**ALSO PRESENT:**

Alison Messecar, Lisa Hochadel, Joe Mull, Dallyn Jenkins, Shaun Logue, Connie Sowards, Diana Smith, Pat Nicoletta, Mike Smith, Bob McGill, Don Eichenhofer, James Mitchel, Lee Henry , Carl Altemari, David Shaw, and Kyle Black.

**PLEDGE OF ALLEGIANCE:** Supervisor Westfall led everyone in the Pledge of Allegiance.

**FIRE EXITS:** Supervisor Westfall explained where the fire exits were located.

Supervisor Westfall asked for a Moment of Silence in honor of our former Town Constable, Mr. Richard Clark.

Supervisor Westfall opened the Public Hearing at 5:00 PM, on the Town of Waterloo's Comprehensive Plan.

Mr. Michael Smith addressed the Town Board and thanked Supervisor Westfall for asking him to serve on the Steering Committee and said he has "learned" a great deal and realizes how important the key focus areas are. He said the next step should be to review the current zoning laws. He also recommends steps be taken to develop and adopt a moratorium on mining until zoning laws can be updated.

Mr. Lee Henry suggested a more positive statement to the plan should be made in the environmental section of the plan, i.e., activities of Seneca Meadows in Landfilling, Mining and the possibility of incineration.

Mr. Henry also suggested another zoning commission to update our codes according to the plan and immediately bring to the board a proposed ordinance prohibiting any future mining, except what which is in support of an operating farm and then only with a special permit. He also said there are many inconsistencies in the current zoning law, as it has been amended many times since the Year 2000, sometimes intentionally for the specific interests and benefit of Seneca Meadows.

Mr. Henry also congratulated all the members of the Comprehensive Plan Committee Members and the MRG Group for their dedication and countless hours devoted to its completion.

Mr. Robert McGill also addressed the board and said he feels the Comprehensive Plan is "delusional" and said this community is not business friendly.

Supervisor Westfall opened the Regular Town Board Meeting at 5:30 PM.

Supervisor Westfall said after the comments made at the Public Hearing concerning the Proposed Comprehensive Plan, he feels further review is necessary before the plan can be adopted.

**2016-088**

Councilman Meyer made the motion for the following resolution: Councilman Pfeiffer seconded the motion. The resolution is as follows:

**SEQR RESOLUTION  
DESIGNATING LEAD AGENCY**

**WHEREAS**, the Town of Waterloo Town Board (hereinafter referred to as Town Board) has on Monday, November 21, 2016 declared its intent to be designated the Lead Agency for the Town of Waterloo Comprehensive Plan Adoption 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 King  
Councilman Meyer  
Councilman Pfeiffer

**NAE**

The motion was carried.

MRB Reprehensive, Shaun Logue addressed the Board and discussed the SEQR Process and had Supervisor Gary Westfall sign Part 2 and 3 of the Full EAF.

**2016-089**

Councilman Pfeiffer made the motion for the following resolution. Councilman King seconded the motion. The resolution is as follows:

**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 King  
 Councilman Meyer  
 Councilman Pfeiffer

**NAE**

The motion was carried.

**2016-090**

Councilman King made the motion to allow Town Supervisor, Mr. Gary Westfall, the authority to sign the amended Water Supply Agreement between the Town and Village of Waterloo. Councilman Pfeiffer seconded the motion.

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

**NAE**

The motion was carried.

**2016-091**

Councilman King made the motion to allow Town Supervisor, Mr. Gary Westfall , the authority to sign the amended Water Supply Agreement between the Town of Waterloo and the Town of Junius. Councilman Meyer seconded the motion.

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

**NAE**

The motion was carried.

**2016-092**

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

Approval of Minutes – Regular Town Board Meeting and Public Hearing - November 21, 2016

Approval of the Community Center Report

Approval of the Town Clerk’s Monthly Report

Approval of Bills:

GENERAL FUND – TOWNWIDE	\$23,432.54
GENERAL – PART TOWN	1,494.82
HIGHWAY TOWNWIDE	14,304.25
HIGHWAY – PART TOWN	1,330.10
WATER IMPROVEMENT PROJECT #1	104,569.19
BORDER CITY LIGHT DISTRICT	2,239.42
WATERLOO SEWER DISTRICT #1	1,695.72
5 AND 20 SEWER DISTRICT	18,195.14
BURGESS ROAD WATER DISTRICT	9,269.20
BORDER CITY WATER DISTRICT	7,163.09

POWDERLY ROAD WATER DISTRICT	288.35
BREWER ROAD SOUTH	1,041.08
RTE.96, REED, HECKER-MILLS, KINGS RD.	18.96
TOTAL	185,041.86

**2016-093**

Councilman King made the motion to rescind Resolution Number 2016-090, a Resolution to allow Town Supervisor, Gary Westfall the authority to sign the amended Water Supply Agreement between the Village and Town of Waterloo. Councilman Meyer seconded the motion.

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

The motion was carried.

**2016-094**

Councilman Meyer made the motion to rescind Resolution Number 2016-091, a Resolution to allow Town Supervisor, Gary Westfall the authority to sign the amended Water Supply Agreement between the Town of Waterloo and the Town of Junius. Councilman Pfeiffer seconded the motion.

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

The motion was carried.

**2016-095**

Councilman King made the motion to authorize Town Supervisor, Gary Westfall, to sign the amended Water Supply Agreement between the Village and Town of Waterloo. The agreement states that the Village will supply to the Town 1.06 million gallons of water per day for forty years. Councilman Meyer seconded the motion.

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

The motion was carried.

**2016-096**

Councilman King made the motion to authorize Town Supervisor, Gary Westfall, to sign the amended Water Supply Agreement between the Town of Waterloo and the Town of Junius. This agreement will allow the Town of Waterloo to provide 500,000 gallons of water per day to the Town of Junius. This termination date of this agreement is December 31<sup>st</sup>. 2054. Councilman Pfeiffer seconded the motion.

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

The motion was carried.

**DEPARTMENT REPORTS:**

Highway Superintendent, Joe Mull gave an update on the Route 96 Water Main Project and said progress is being made and hopefully if the weather holds they can continue working.

**SUPERVISOR COMMENTS:**

Supervisor Westfall asked MRB Engineer, Mr. Pat Nicoletta, to give an update on the four towns Water Project. Mr. Nicoletta said the project is moving forward, but there are several processes that must take place prior to the start of the project. He said he is hopeful by April or May 2017, he can begin soliciting bids for the material, directional drill and pump station. He said the project should break ground by early summer 2017.

Supervisor Westfall said the Town has been awarded a \$500,000 Community Development Block Grant for the rehabilitation of low to moderate income homes.

Supervisor Westfall gave an update on the Shared Sales Tax and said more information will be forthcoming after the Board of Supervisor's Meeting on January 9<sup>th</sup>, 2017.

Supervisor Westfall wished everyone a Merry Christmas and a Happy New Year.

Respectfully Submitted,

Sandra L. Ridley  
Town Clerk