

**MINUTES
PUBLIC HEARING'S
REGULAR TOWN BOARD MEETING
OCTOBER 26, 2020**

PRESENT:

Supervisor Don Trout, Councilman Mike Pfeiffer, Tyrone Thomas, Howard Strader and Bob Lotz.

ALSO, PRESENT:

Town Attorney, Dennis Benjamin, Attorney Wendy Marsh, Highway Superintendent Joe Mull, MRB Representative, Mr. Patrick Nicoletta, Michael Soler, Valerie Soler, Michele Soler, Frank Bourne, Joe Goodman, Anna Hrynzak, Scott Knowlton, Josh Emerson, Alison Stokes, Michael Enslow, John Morabito, Ed Lerkins, Dixie Lemmon, Steve Craig, Don Eichenhofer, Shawn Crelley, Kyle Black, Scott Turner, and Mark Benjamin.

PLEDGE OF ALLEGIANCE:

Supervisor Trout led everyone in the Pledge of Allegiance.

FIRE EXITS:

Supervisor Trout indicated where the fire exits were located.

2020-062

Councilman Lotz made the motion to open the Public Hearing at 7:00 PM, on the proposed Zoning Changes. Councilman Strader seconded the motion.

AYE

Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

NAE

The motion was carried.

The following individuals addressed the Board.

Ms. Dixie Lemmon addressed the board and read a letter she wrote against the zoning changes and said she does not know what more can be said about this ongoing issue. She told the board and said it seems you have your minds make up, one way or another, and will allow industrial mining by Seneca Meadows. She said for the past 25 years, the Waterloo Town Board has taken the interest of Seneca Meadows and placed them above the safety and concerns of our community. She said he truly hopes the Town has a plan that will stop mining in the Town of Waterloo. (copy appended to the minutes).

Ms. Allison Stokes also read a prepared letter, against the proposed Zoning Law. She said she is a retired clergywoman and scholar and Founding Director of the Women's Interfaith Institute in Seneca Falls. She said after attending monthly Concerned Citizens of Seneca County and after meeting Mr. Lee Henry she learned about the Town's Comprehensive Plan and about How the landfill has harmful effects on the people of the Town of Waterloo.

Ms. Stokes said four years ago, she made a temporary move to an apartment in Rochester, to escape the noxious orders from the SMI landfill. She said when Seneca Meadows closes in the year 2025, she plans on returning to her permanent home in Seneca Falls.

Ms. Stokes said he was particularly interested in the MRB Group's consulting role in developing the Comprehensive Plan. She said she also has recently learned that the MRB Group has also worked with Seneca Meadows and wonders how that can be. (copy appended to the minutes).

Supervisor Don Trout also said a letter was received in the Town Office from Attorney Douglas Zamelis on the Proposed Zoning Map Amendments and he stated that the zoning map amendment as proposed would be inconsistent with the Town of Waterloo's Comprehensive Plan inasmuch as the clearly stated intent of the TWCP is to "Ensure commercial mining and would permit commercial excavation where it's currently prohibited.

Mr. Mark Benjamin addressed the board and read a letter he received from Marty Housneck, who lives and 2625 Edwards Road and she feels split zoning has been an issue for many property owners and she favors the new proposed zoning changes.

Mr. Kyle Black, also addressed the board and said the proposed zoning update will benefit several dozen properties and help secure many other property owners rights throughout the town including properties along Route 5 and 20. He said the new zoning map will unlock all these parcels and others and allow their owners to realize the full potential of their properties. This new zoning map is in the best interest of property owners of Waterloo and should be adopted.

The following individuals also spoke in favor of the new proposed Zoning Law.

Mr. Josh Emerson, Mr. Scott Knowlton, Mr. Joe Goodman, Mr. Michael Enslow, Mr. Frank Bourne, Ms. Valerie Soler, and Mr. Michael Soler,

Supervisor Don Trout said he has also received letters from the following individuals who are in favor the proposed Zoning Law.

Ms. Malissa Temple, Mr. Anthony Marro, Mr. Tate Sisson, Mr. Steven Arndt, and Ms. Eileen Temple.

2020-063

Councilman Lotz made the motion to close the Public Hearing at 7:20 PM. Councilman Thomas seconded the motion.

AYE
Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

NAE

The motion was carried.

2020-064

Councilman Thomas made the motion to open the second Public Hearing on the Preliminary Budget for 2021. Councilman Pfeiffer seconded the motion.

AYE
Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

NAE

The motion was carried.

No questions or comments were made by the attendees.

2020-065

Councilman Lotz made the motion to close the Public Hearing on the Preliminary Budget at 7:23 PM. Councilman Thomas seconded the motion.

AYE
Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

NAE

The motion was carried.

Supervisor Trout opened the Regular Town Board Meeting.

NEW BUSINESS:

2020-066

Councilman Strader made the motion to approve the Consent Agenda as follows: Councilman Thomas seconded the motion.

Approval of Minutes – September 28, 2020

Approval of Bills:

GENERAL FUND – TOWNWIDE	\$31,264.37
GENERAL – PART TOWN	5,679.80
HIGHWAY TOWNWIDE	8,052.55
HIGHWAY – PART TOWN	850.23
BORDER CITY LIGHT DISTRICT	1,815.77
WATERLOO SEWER DISTRICT #1	1,486.68
5 AND 20 SEWER DISTRICTS	33,798.42
BURGESS ROAD WATER DISTRICT	19,816.41
BORDER CITY WATER DISTRICT	12,490.08
POWDERLY ROAD WATER DISTRICT	1.21
BREWER ROAD SOUTH	1,518.81
PRE-EMPTION WATER DISTRICT 6	340.75
TOTAL	\$117,115.08

Approval of the Town Clerk’s Monthly Report

Approval of the Canine Report

AYE

NAE

- Supervisor Trout
- Councilman Pfeiffer
- Councilman Lotz
- Councilman Thomas
- Councilman Strader

The motion was carried.

2020-067

Councilman Lotz made the motion to approve the Mobile Home Parks for a period of one year. Councilman Thomas seconded the motion. They are as follows:

- Cavali’s Trailer Park
- Domenic D’Eredita’s Trailer Park
- Canal View Estates
- Redemption Estates
- sle of Pines
- Mallards Crossing
- Red’s Trailer Park

River's Edge Trailer Park
School House Estates
Kendig Creek Estates
West Seneca Trailer Park
Quiet Country Estates
Countryside Estates
Hecker Road Park

AYE

NAE

Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

The motion was carried.

2020-068

Councilman Pfeiffer made the motion to approve the Preliminary Budget for 2021. Councilman Strader seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

The motion was carried.

2020-069

Councilman Lotz made the motion to accept the **Full Environmental Assessment Form** for the Town of Waterloo South Pre-Emption Street Water District. Councilman Pfeiffer seconded the motion. The proposed action is approximately, 7,000 linear feet of 8" SDR-18 PVC water main which will be installed along the east side of Pre-Emption Street. The new water main will connect to an existing 12" line located at the intersection of Pre-Emption Street and Packwood Road, and to an existing 6" line approximately 1,500 feet north of the Norfolk Southern railroad crossing of Pre-Emption Street. Approximate hydrants and valves will be provided in accordance with New York State Department of Health requirements. Water services are also included in the proposed action.

AYE

NAE

Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

The motion was carried.

2020-070

Councilman Thomas made the motion to Declare the Town of Waterloo a Lead Agency for the South Pre-Emption Street Water District. Councilman Lotz seconded the motion.

The resolution is as follows:

**SEQR
Declaring the Intent to be Lead Agency**

WHEREAS, the Town of Waterloo Town Board (hereinafter referred to as Town Board) has reviewed and completed the SEQR Full Environmental Assessment Form (EAF) Part 1, prepared by the MRB Group (hereinafter referred to as Town Engineer) on the above referenced Town of Waterloo South Pre-Emption Street Water District (hereinafter referred to as Action); and

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

WHEREAS, the Town Board determines that said Action is also subject to review and approval by other involved agencies under SEQR Regulations; and

WHEREAS, the Town Board determines that it is the most appropriate agency to insure the coordination of this Action and will provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Town Board does hereby declare its intent to be designated as the lead agency for the Action and identifies that it is a Type 1 Action pursuant to SEQRA.

BE IT FURTHER RESOLVED that the Town Engineer is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before **12:00 PM on Monday, November 30, 2020.**

AYE
Supervisor Trout
Councilman Pfeiffer

NAE

Councilman Lotz
Councilman Thomas
Councilman Strader

The motion was carried.

COMMITTEE REPORTS:

Councilman Lotz asked Mr. Pat Nicoletta if he had any current information as to the cost of the Master Meter at the Seneca Lake Park.

Mr. Nicoletta gave the Board Members a handout of the Water Meter and RPZ Vault and the cost of materials and labor by Town Forces. (copy appended to the minutes).

The cost of construction is \$46,299.00, the cost of Engineering/Administration is \$5,245.00. Total cost of project is \$51,544.00.

Mr. Nicoletta also gave the Board Members the Preliminary Engineer Report for the South Pre-Emption Street Water District. Pat said this is the first step of the Map Plan Report Process for this Water District. He said the proposed district includes a portion of Pre-Emption Street, beginning at the intersection south of Packwood Road, extending to within 1,500 feet of the Norfolk Southern Railroad crossing. This will provide full water supply and full fire protection to these residents.

Mr. Nicoletta said the cost of the preliminary cost of this project for materials and utilizing town forces is \$358,000.00 for 7,000 feet of water main.

Mr. Nicoletta said the Preliminary Engineering Report, which describes proposed water system improvements in the area, is intended to support the Town's funding application to the United States Department of Agriculture Rural Development Agency.

Mr. Nicoletta said eight wells were tested at properties with the proposed District boundaries. Three tested positive for the presence of Coliform contaminate. There are 19 residential properties in the District, and it is reasonable to assume that others may also have the same condition with unsuitable potable water. This will help the Town in obtaining funding for this project.

Mr. Nicoletta also gave an anticipated Project Schedule.

Supervisor Trout thanked Mr. Nicoletta for the presentation.

Councilman Strader asked about the servicing of hydrants and Joe Mull said they will start them in the next couple of weeks.

DEPARTMENT REPORTS:

Assessor, Jim Cleere said the issuance of Zoning Permits has slowed down and now his office will be sending out all the renewable exemptions to homeowners.

2020-071

Councilman Lotz made the motion to adjourn the meeting at 7:45 PM. Councilman Pfeiffer Seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Pfeiffer
Councilman Lotz
Councilman Thomas
Councilman Strader

The motion was carried.

Respectfully Submitted,

Sandra L. Ridley
Waterloo Town Clerk