

**MINUTES
REGULAR TOWN BOARD MEETING
APRIL 27, 2015**

PRESENT:

Supervisor Gary Westfall, Councilman Lisa Hochadel, Bob Rodger, Jamie King and Herb Meyer.

ALSO PRESENT:

Pat Nicoletta, Kyle Black, Joyce French, Jim Cleere, Joe Mull, and the attached list of attendees.

PLEDGE OF ALLEGIANCE:

Supervisor Westfall led everyone in the Pledge of Allegiance.

FIRE EXITS:

Supervisor Westfall explained where the fire exits were located.

PETITIONERS:

Mr. Kyle Black of Seneca Meadows introduced himself to the Board and said he currently is the Progressive Waste Solutions Director for Seneca Meadows. He also said he is a lifelong resident of Seneca County and has a personal commitment to the community. He said the landfill will continue its environmentally sound operation and will remain steadfast in its support of the community.

Mr. Black invited board members to tour the landfill facilities anytime.

2015-036

Councilman King made the resolution to approve the Consent Agenda as follows. Councilman Rodger seconded the motion.

APPROVAL OF MINUTES – March 23rd, 2015 – Public Hearing on Local Law #2 of 2015 entitled “Best Value Procurement Law” and the Regular Town Board Meeting.

TOWN CLERK’S MONTHLY REPORT

APPROVAL OF THE COMMUNITY CENTER REPORT

APPROVAL OF THE CANINE REPORT

APPROVAL OF BILLS:

GENERAL FUND – TOWNWIDE	\$36,736.79
GENERAL – PART TOWN	4,927.78
HIGHWAY TOWNWIDE	5,293.38
HIGHWAY – PART TOWN	1,304.52
BORDER CITY LIGHT DISTRICT	2,154.55
WATERLOO SEWER DISTRICT #1	1,930.36
5 AND 20 SEWER DISTRICT	10,295.50
BURGESS ROAD WATER DISTRICT	5,048.46
BORDER CITY WATER DISTRICT	13,174.20
POWDERLY ROAD WATER DISTRICT	764.93
BREWER ROAD SOUTH	631.73
TOTAL	\$82,262.20
BUILDING RENOVATIONS	\$11,703.88
WATER IMPROVEMENT PROJECT #1	\$209,273.19

TOTAL \$303,239.27

AYE

Supervisor Westfall
Councilman Hochadel
Councilman Meyer
Councilman King
Councilman Rodger

NAE

The motion was carried.

NEW BUSINESS:

2015-037

Councilman Rodger made the motion to change the May 25th, Town Board Meeting to May 18th at 5:30 PM. Councilman King seconded the motion.

AYE

Supervisor Westfall
Councilman Hochadel
Councilman Meyer
Councilman King
Councilman Rodger

NAE

The motion was carried.

2015-038

Councilman Rodger made the motion for the following resolution. Councilman Meyer seconded the motion.

TOWN OF WATERLOO, SENECA COUNTY, NEW YORK

In the Matter of the Establishment
of
A Water Improvement Area
in the
Town of Waterloo, Seneca County, New York
Pursuant to Article 12-C of the Town Law

**ORDER FOR A HEARING
with regard to
ESTABLISHING A WATER
IMPROVEMENT AREA**

PRESENT: Supervisor Gary Westfall
Councilman Lisa Hochadel
Councilman Jamie King
Councilman Herb Meyer
Councilman Bob Rodger

ABSENT:

The following Order was presented, duly seconded and moved for adoption:

WHEREAS, the Town of Waterloo has caused a Map, Plan and Report dated March, 2015 (the "Map, Plan and Report") to be prepared by MRB Group, Engineering, Architecture and Surveying, P.C., a professional engineering firm duly licensed in the State of New York, a copy of which has been filed in the Office of the Town Clerk, which was prepared with respect to formation of a Water Improvement Area encompassing certain lands along portions of Serven Road, Packwood Road, PreEmption Street and Townline Road in the Town of Waterloo, Seneca County, New York and outside the boundaries of the Village of Waterloo and providing for the construction and installation of water improvements in said water improvement area; and

WHEREAS, said Map, Plan and Report describing the proposed improvements and Proposed Benefited Area was filed in the Town Clerk's Office for public inspection during regular business hours as required by law, and said Map, Plan and Report have not been modified since the filing thereof in the Town Clerk's Office; and

WHEREAS, the proposed water improvement consists of the construction and installation of water transmission facilities in accordance with such Map, Plan and Report (the "Proposed Water Improvements") and generally as follows:

PUMPING STATIONS: A single story structure will be constructed housing 3 or 4 pumps to serve the needs of the area.

DISTRIBUTION LAYOUT: Installation of approximately 10,000 Feet of 12" PVC SDR 18 pipe will be installed along Serven, Packwood (West of Serven Road) Road and Border City Roads. This connection will be made to the 16" main on Border City Road. The new 12" line proposed will be a transmission line from Border City Road onto Serven Road. Once this line is approximately 900 feet north of the railroad on Serven Road this line will become a distribution line where residents can connect for service. This line will also be used to service the other Towns in this joint project. The transmission portion of this 12" main will serve all Towns participating in the project.

To serve the Serven and Packwood Roads the Town of Waterloo only requires an 8" line; however, a 12" line is proposed to supply the other Towns and future expansion in the Town of Waterloo in this proposed Joint project.

In addition an 8" line will be installed on Town Line Road which is north of route 96 to the Waterloo/Phelps Municipal line. The material cost and installation of 3,100 lineal feet of line will be shared between Waterloo and Phelps.

The District is divided into two sections. These two sections are not contiguous in the Town of Waterloo but are connected as part of the Joint Project. The line from NYS Route 96 to Packwood Road along Pre Emption Street will connect these two water areas. In addition, the water main from NYS Route 96 to the Town of Junius/Phelps/Waterloo municipal line will be shared by Phelps and Waterloo (construction shared as residents are located on each side of the road, each Town will receive a benefit). This section of the road is shared by Town of Waterloo and Town of Phelps (West side owned by Phelps and East side owned by Waterloo). This area will be serviced by the Town of Phelps in regards to operation and maintenance. Water billings to these individuals will be by the Town of Phelps, debt service will be on the Town of Waterloo Taxes.

A Master meter will be placed on Packwood Road to monitor the water used in the system between the municipalities. Appropriate hydrants and valves will be provided as dictated by the Seneca County Department of Health.

Water services are included as part of this project. Service extension from the main to the curb stop is included in the project cost; however, the cost from the curb stop to the house is the responsibility of the homeowner. Vacant properties will not receive a service.

WHEREAS, the description of the boundaries of the Proposed Water Improvement Area is as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Waterloo, County of Seneca and State of New York, designated as Parcel 1, and as shown on a map entitled, "Map and Plan" prepared by MRB/Group dated 4/2014, and bounded and described as follows:

Beginning at the intersection of the existing centerline of Serven Road with the existing southerly boundary of Tax Map Parcel 23-1-08; thence

1. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 23-1-08; thence
2. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-26; thence
3. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 22-1-26; thence
4. Northerly, along the last mentioned existing westerly parcel boundary and also along the existing westerly boundary of Tax Map Parcel 22-1-05 to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-04; thence
5. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 22-1-04; thence
6. Southerly, along the last mentioned existing easterly parcel boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-04; thence
7. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 22-1-04; thence
8. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-01.111; thence
9. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 22-1-01.111; thence
10. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-01.111; thence
11. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing easterly highway boundary of Phelps-Waterloo Town Line Road; thence
12. Northerly, along the last mentioned existing easterly highway boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 22-1-01.111; thence
13. Easterly, along the last mentioned existing northerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 22-1-01.111; thence
14. Northerly, along the last mentioned existing easterly parcel boundary to a point at its intersection with the existing southerly boundary of Tax Map Parcel 22-1-01.111; thence
15. Westerly, along the last mentioned existing southerly boundary and also along the existing southerly boundary of Tax Map Parcel 22-1-01.12 to a point at its intersection with the existing easterly highway boundary of Phelps-Waterloo Town Line Road; thence
16. Northerly, along the last mentioned existing easterly highway boundary crossing Packwood Road to a point at its intersection with the existing northerly boundary of Tax Map Parcel 20-1-06.111; thence
17. Easterly, along the last mentioned existing northerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 20-1-06.111; thence
18. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 20-1-06.111; thence
19. Easterly, along the last mentioned existing northerly parcel boundary to a point at its intersection with the existing westerly boundary of Tax Map Parcel 20-1-06.111; thence
20. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 20-1-06.111; thence

21. Easterly, along the last mentioned existing northerly parcel boundary and also along the existing northerly boundary of Tax Map Parcel 20-1-06.112 to a point at its intersection with the existing westerly boundary of Tax Map Parcel 20-1-06.112; thence
22. Northerly, along the last mentioned existing westerly parcel boundary to a point at its intersection with the existing northerly boundary of Tax Map Parcel 20-1-06.112; thence
23. Easterly, along the last mentioned existing northerly parcel boundary and also along the existing northerly boundary of Tax Map Parcel 20-1-07, 20-1-08 and 20-1-11 to a point at its intersection with the existing easterly boundary of Tax Map Parcel 20-1-11; thence
24. Southerly, along the last mentioned existing easterly parcel boundary crossing Packwood Road and along the existing centerline of Serven Road to a point at its intersection with the westerly extension of the existing southerly highway boundary of Packwood Road; thence
25. Southeasterly, along the last mentioned westerly extension and along the existing southerly highway boundary of Packwood Road to a point at its intersection with the existing easterly boundary of Tax Map Parcel 20-1-75; thence
26. Southerly, along the last mentioned existing easterly parcel boundary and also along the existing easterly bounds of Tax Map Parcels 22-1-24 and 22-1-23.1 to a point at its intersection with the existing northerly Tax Map Parcel 23-1-10.1; thence
27. Easterly, along the last mentioned existing northerly parcel boundary to a point at its intersection with the existing easterly parcel boundary of Tax Map Parcel 23-1-10.1; thence
28. Southerly, along the last mentioned existing easterly parcel boundary to a point at its intersection with the existing southerly parcel boundary of Tax Map Parcel 23-1-10.1; thence
29. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing centerline of Serven Road; thence
30. Southeasterly, along the last mentioned existing centerline to the point and place of beginning.

ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Waterloo, County of Seneca and State of New York, designated as Parcel 2, and as shown on a map entitled, "Map and Plan" prepared by MRB/Group dated 4/2014, and bounded and described as follows:

Beginning at the intersection of the existing centerline of Phelps-Waterloo Town Line Road with the existing centerline of New York State Route 96; thence

1. Northerly, along the last mentioned existing centerline to a point at its intersection with the existing northerly boundary of Tax Map Parcel 14-1-01.112; thence
2. Easterly, along the last mentioned existing northerly parcel boundary and also along the existing northerly boundary of Tax Map Parcel 14-1-02 to a point at its intersection with the existing easterly boundary of Tax Map Parcel 14-1-02; thence
3. Southerly, along the last mentioned existing easterly parcel boundary and also along the existing easterly Tax Map Parcel 14-1-43 and 14-1-05. to a point at its intersection with the existing northerly bounds of Tax Map Parcel 14-1-05; thence
4. Easterly, along the last mentioned existing northerly parcel boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 14-1-05; thence
5. Southerly, along the last mentioned existing easterly parcel boundary to a point at its intersection with the existing southerly Tax Map Parcel 14-1-05; thence
6. Westerly, along the last mentioned existing southerly parcel boundary to a point at its intersection with the existing easterly boundary of Tax Map Parcel 14-1-42; thence

7. Southerly, along the last mentioned existing easterly parcel boundary to a point at its intersection with the existing southerly Tax Map Parcel 14-1-42; thence
8. Westerly, along the last mentioned existing southerly parcel boundary and also along the existing southerly boundary of Tax Map Parcel 14-1-41 to a point at its intersection with the existing centerline of New York State Route 96; thence
9. Westerly, along the last mentioned existing centerline to the point and place of beginning.

WHEREAS, the estimated maximum amount proposed to be expended for the establishment of said Water Improvement Area and for the improvements, including costs of land or rights in land, construction and equipment costs, preliminary costs and costs incidental thereto, with all necessary appurtenances for the operation thereof is Three Hundred Seventy Two Thousand Three Hundred and Seven Dollars (\$372,307); and

WHEREAS, it is proposed that the costs of the establishment of the area and the improvements shall be borne by the lands in the Town of Waterloo benefited thereby; and

WHEREAS, the costs of the establishment of the area and the improvements benefiting the proposed area shall be financed during the period of construction by the issuance of bond anticipation notes of the Town of Waterloo in anticipation thereof (and renewals thereof, as appropriate) in an aggregate principal amount not to exceed Three Hundred Seventy Two Thousand Three Hundred and Seven Dollars (\$372,307) and shall be permanently financed by the issuance of general obligation bonds of the Town of Waterloo and bond anticipation notes in anticipation thereof (and renewals thereof, as appropriate); such indebtedness to be reduced dollar for dollar by the amount of any funds that may hereafter be lawfully designated by the Town for such purpose; and

WHEREAS, subject to the use of Community Benefit Funds as set forth in the next paragraph, the proposed method of funding the costs will be on a benefit basis against properties within the proposed Water Improvement Area in accordance with the following formula: One (1) Equivalent Dwelling Unit (EDU) for each dwelling unit; All other uses on a parcel consuming or using 50,000 gallons/year or less will be assessed one (1) EDU; All other uses on a parcel consuming or using more than 50,000 gallons/year will be assessed one (1) EDU, plus one quarter EDU for each additional 12,500 gallons/year of water consumption/use or part thereof; Vacant parcels not containing a dwelling unit or any other water consumption/use will be assessed one-quarter ($\frac{1}{4}$) EDU; Parcels within an Agricultural District will be assessed only to the extent permitted by law; and, EDU's will be determined annually based upon the available consumption records for the prior year; and

WHEREAS, the Town is reserving the option to apply up to \$250,000 from funds received pursuant to the August 15, 2005 Community Benefits Agreement entered into with respect to the Seneca Meadows Landfill ("Community Benefit Funds") to pay for a portion of this Project; and

WHEREAS, the Map, Plan and Report is on file in the Town Clerk's Office for public inspection.

NOW, THEREFORE, BE IT ORDERED:

FIRST, that the Town Board of the Town of Waterloo will meet and hold a public hearing at the Town Hall, 66 Virginia Street, Waterloo, New York, on Monday, May 18, 2015, at 5:30 o'clock in the afternoon, prevailing time, to consider the Map, Plan and Report hereinabove described, and to hear all persons interested in the subject thereof concerning the same and to consider such other action on the proposal as may be required by the Town Law and by SEQRA; and,

SECOND, that the Town Clerk is directed to publish a copy of this Order in The Finger Lakes Times which is hereby designated as the official paper for the publication hereof, the first publication to be not less than ten (10) nor more than twenty (20) days before the day set herein for the public hearing, and to post such copy on the sign board of the Town maintained pursuant to 30(6) of the Town Law, not less than ten (10) nor more than twenty (20) days before the day set for the public hearing, all in accordance with 209-q of the Town Law.

AYE
Supervisor Westfall
Councilman Meyer
Councilman King

NAE

Councilman Hochadel
Councilman Rodger

The motion was carried.

2015-039

Councilman King made the motion for the SEQR Resolution Designating Waterloo as Lead Agency for the Water Main Improvements for the Town of Waterloo. Councilman Meyer seconded the motion.

**SEQR RESOLUTION
DESIGNATING LEAD AGENCY**

WHEREAS, the Town of Waterloo Town Board (hereinafter referred to as Town Board) has on Monday, March 23, 2015, declared its intent to be designated the Lead Agency for the Town of Waterloo, Serven, Packwood and Townline Roads Water Main Improvements Project under the provisions of the State Environmental Quality Review (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 not received any written objections from the involved agencies to the Board's being designated as the lead agency under the SEQR Regulations; 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 Hochadel
Councilman Meyer
Councilman King
Councilman Rodger

NAE

The motion was carried.

2015-040

Councilman Meyer made the motion for the Determination of Environmental Significance for the Town of Waterloo Water Main Improvements. Councilman Rodger 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 an 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 coordinated review and 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 Hochadel
Councilman Meyer
Councilman King
Councilman Rodger

NAE

The motion was carried.

Mr. Pat Nicoletta, Project Engineer of the MRB Group for the Water Improvement Project said homeowners in the water district should have municipal water service by the end of May. Mr. Nicoletta also said main water lines are in the ground along with valves are installed. The hydrants should be installed by the end next week.

COMMITTEE REPORTS:

Councilman Rodger said that the Comprehensive Plan Committee had a very good response to the surveys that were distributed to town and village residents.

DEPARTMENT REPORTS:

Code Enforcement Office, Jim Cleere

said that the next Comprehensive Plan Committee meeting is scheduled for May 12th, at 6:30 PM, at the Waterloo Fire House. The public is invited and encouraged to attend.

Jim also said that he has turned over the Tentative Roll to the County today and that the Town's assessed value increased by \$2,782,483 due to new construction and home improvements.

Highway Superintendent, Joe Mull said that the Ford F550 Dump Truck he ordered in January 2015 will not be here until August or September.

Joyce French, said she and Councilman King are working on a letter to send out to homeowners in the new Water District giving them guidelines and information as to how to hook up to the new water lines. Joyce said the letters will go out by the end of the week.

SUPERVISOR COMMENTS:

Supervisor Westfall said many projects are in the works for this year and will be very beneficial to Residents.

2015-041

Councilman Rodger made the motion to adjourn the meeting at 7:15 PM. Councilman Meyer seconded the motion.

AYE

Supervisor Westfall
Councilman Hochadel
Councilman Meyer
Councilman King
Councilman Rodger

NAE

The motion was carried.

The meeting adjourned at 7:15 PM.

Respectfully Submitted,

Sandra L. Ridley
Town Clerk