

**MINUTES
REGULAR TOWN BOARD MEETING
JULY 24, 2017**

PRESENT:

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

ALSO PRESENT:

Dallyn Jenkins, Jim Cleere, Pat Nicoletta, James Knapp, Julia Rodger, Kyle Black and Michael Smith.

ABSENT: Highway Superintendent Joe Mull.

PLEDGE OF ALLEGIANCE:

Supervisor Westfall led everyone in the Pledge of Allegiance.

2017-050

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

AYE

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

Approval of Minutes – Regular Town Board Meeting – June 26, 2017

Approval of Bills:

GENERAL FUND – TOWNWIDE	\$45,720.07
GENERAL – PART TOWN	797.82
HIGHWAY TOWNWIDE	3,891.57
HIGHWAY – PART TOWN	699.26
WATER IMPROVEMENT PROJECT #1	6,487.51
BORDER CITY LIGHT DISTRICT	1,898.79
WATERLOO SEWER DISTRICT #1	1,062.68
5 AND 20 SEWER DISTRICT	101,879.97
BURGESS ROAD WATER DISTRICT	14,138.50
BORDER CITY WATER DISTRICT	12,839.29
POWDERLY ROAD WATER DISTRICT	18.45

BREWER ROAD SOUTH	1,103.15
TOTAL	190,537.06
COMMUNTIY DEVELOPMENT FUND	60.00
TOTAL	190,597.06

2017-051

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

CERTIFIED RESOLUTION OF SUPPORT – A6505/S4630 – Prohibiting the collocation of certain children’s facilities with adult facilities in Erie County.

WHEREAS: The Western New York Children’s Psychiatric Center opened in West Seneca in 1970. The center takes seriously emotionally disturbed children between the ages of 4 to 18 years old from 19 Western New York counties. The 19 different counties in New York State include: Allegany, Cattaraugus, Cayuga, Chautauqua, Chemung, Erie, Genesee, Herkimer, Livingston, Monroe, Niagara, Ontario, Orange, Orleans, Oawego, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming and Yates; and

WHEREAS: Despite the significant volume from these 19 counties the Western New York Children's Psychiatric Center has the lowest 30 day and 90 day reinstatement or re-institutionalization rate of any facility in New York State. The costs of long term hospitalization and institutionalization are drastically reduced and eliminated when the readmission rates are low; and

WHEREAS: Governor Cuomo in his 2017 Budget proposed that the West Seneca Children’s Psychiatric Center be moved to the Buffalo Psychiatric Center, an adult facility and campus. Moving these children into an adult setting would not be therapeutically beneficial and may in fact be detrimental to the psyches of many of these children; and

WHEREAS: The medicinal and therapeutic benefits of treating and counseling children with mental illnesses in both rural and school settings have been documented in many medical journals and academic papers. The Governor’s proposal to place these children in a lock down facility with adults runs counter to science, logic and common sense; and

WHEREAS: The medicinal and therapeutic benefits of treating and counseling children with mental illnesses in both rural and school settings have been documented in many medical journals and academic papers. The Governor’s proposal to place these children in a lock down facility with adults runs counter to science, logic and common sense; and

WHEREAS: The New York State Assembly and Senate unanimously passed A6505 / S4630 which prohibit the collocation of certain children's facilities with adult facilities in Erie County; and

WHEREAS: Governor Cuomo needs to sign this bill and save WNY Children's Psychiatric Center in West Seneca.

NOW THEREFORE BE IT RESOLVED: The Town of Waterloo's legislative body supports the passage of the above bills in the New York State Legislature and also strongly encourages Governor Cuomo to immediately sign this necessary legislation into law.

AYE

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

2017-052

Councilman Pfeiffer made the motion to consider passing a Local Law and setting a Public Hearing on August 28th, 2017 at 7:00 PM, to adopt a Six Month Moratorium on the issuance of Mining and Excavation Permits per Chapter 80 of the Town of Waterloo Code Book. Councilman Rodger seconded the motion.

AYE

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

2017-053

Councilman King made the motion to authorize Supervisor Westfall to talk with County Supervisor, Mr. John Shepherd to discuss potential shared services with Seneca County concerning plowing county roads.

AYE
Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

2017-054

Councilman Pfeiffer made the motion to award the bid for the Joint Water Project as follows:
Councilman King seconded the motion.

Bid Award Resolution

WHEREAS, the Town of Waterloo Board (hereinafter referred to as Town Board) authorized the Town of Geneva to request bids for water main materials to complete the Joint Water project for the Towns of Waterloo, Phelps and Geneva. Material bids were received on June 7, 2017.

WHEREAS, the Town of Geneva received three (3) bids. Each bid was broken down by municipality. The Town of Waterloo material bid (low bid) is \$361,904.74. This cost does not include accessories fittings such as hydrant risers, foster adapters etc. and will only be used on an as needed basis and paid at the Unit cost noted in the bid. The low bidder is HD Supply.

WHEREAS, the noted cost includes the portion of the transmission main and excess capacity on Border City Road and Serven Road. The actual cost that will be paid by the Town Board will be less than the bid based on a percentage basis for the appropriate section. The bid price was under the proposed budget amount. MRB Group has spoken to the supplier and the supplier is comfortable with their bid. They will be unable to meet MBE/WBE goals but will pursue participation.

WHEREAS, once the material is purchased and delivered the project is set to start. The installation will start at the intersection of Border City Road and Sessler Drive.

NOW, THEREFORE BE IT RESOLVED that the Town Board accepts the bid submitted by HD Supply and authorizes the Town of Geneva Board to Award the project accordingly in accordance with the Inter-Municipal Agreement.

BE IT FURTHER RESOLVED that the Town Board authorizes the Supervisor to sign all documents regarding the project Award for material bid and is authorized to make appropriate Transfer of funds to the Town of Geneva to cover the cost of materials.

Motion made by Member Councilman Pfeiffer Seconded by Member Councilman King

Dated: July 25, 2017, Resolution No. 2017-054 was duly adopted on July 24, 2017 by the Town of Waterloo Town Board.

Sandra Ridley, Town Clerk
Town of Waterloo

AYE

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

2017-055

Councilman King made the motion to insert new additional policy into the Town's Procurement Policy as follows: Councilman Rodger seconded the motion.

- 3.A. Minority- and Women-Owned Business Enterprise (M/WBE) Business Participation in Procurement and Contracting: In an effort to affirmatively increase procurement and contracting opportunities for minority- and women-owned business enterprises, the Town will solicit up to three MBEs and/or WBEs as part of its procurement process, when appropriate. Solicitation may be undertaken via advertisements in minority publications or direct outreach by letter or email to identified State-certified M/WBEs, or by working with a clearinghouse such as the Syracuse Minority Business Development Center. The above purchase/contracting thresholds will apply.

For purposes of the above, the M/WBE must be certified by Empire State Development (ESD) through the Division of Minority and Women Business Development (DMWBD). The Town will keep documentation of M/WBE solicitation in its records and any response(s) thereto.

3. B. Section 3 Business Participation in Procurement and Contracting: For federally funded projects or activities subject to Section 3 of 24 CFR Part 135 of the Housing and Urban Development Act of 1968, as amended, the Town will, to the greatest extent feasible, facilitate participation of Section 3 residents and Section 3 businesses in the procurement of goods and services pursuant to its Section 3 Participation Plan.

Solicitation may be undertaken via advertisements in local publications encouraging Section 3 participation, or direct outreach by letter or email to identified Section 3 businesses or individuals included on the Department of Housing and Urban Development’s Section 3 Businesses Registry. The above purchase/contracting thresholds will apply.

The Town will keep documentation of Section 3 solicitation in its records and any response(s) thereto.

AYE
Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

NAE

The motion was carried.

2017-056

Councilman King made the motion to submit a Purchase Offer to the Pioneer Group in the amount of \$12,000 to purchase a piece of property that is a vacant parcel at Sessler Drive and Border City Road, the property is approximately 0.41 acres. This property is needed for a pump station to be constructed for the Four Town Water Project. Councilman Pfeiffer seconded the motion.

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

The motion was carried.

2017-057

Councilman Rodger made the motion to hire Mr. Simon Baston for Clerk of the Works for the Four Town Water Project at \$28.00 per hour. Councilman King seconded the motion.

Supervisor Westfall

Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

The motion was carried.

COMMITTEE REPORTS:

Councilman Pfeiffer stated that union negotiations are moving along slowly.

Councilman King said that our town highway personnel have done their part of the prep work for the Cayuga-Seneca Trail Project and they are still working on flushing the line for the Route 96 Water Main Project.

Supervisor Westfall said that the contractor, LG Evans, expected to begin work on the Seneca-Cayuga Hiking Trail by July 10th, however, due to a delay it has put the contractor behind by two to three weeks. The delay was caused because the Department of Transportation had concerns over guardrails. This issue has now been resolved.

MRB Project Engineer, Mr. Pat Nicoletta, said he has been in contact with LG Evans, and has reviewed all their submittals and everything is fine. He said they are eager to start in approximately two to three weeks.

Mr. Nicoletta also said because of the delay, the completion date has been extended from October 15th to November 23rd.

DEPARTMENT REPORTS:

Assessor/Code Enforcement Jim Cleere said he spoke with Mr. Shawn Logue, Planning Associate from the MRB Group who is coordinating with him on the Zoning Project. He said Mr. Logue is working on a couple of issues that came up at the previous meeting and will contact him by this Friday to set up a date and time for the next meeting.

Jim also said the town's equalization rate is 100 percent and the town's total assessed value for this year went up by \$48,643,904.00.

SUPERVISOR COMMENTS:

Supervisor Westfall discussed with the Town Board about the possibility of imposing a restriction on the construction of large, commercial solar farms. He gave the board members information to read and be ready to discuss at the next Town Board Meeting in August.

2017-056

Councilman King made the motion to adjourn the meeting. Councilman Pfeiffer seconded the motion.

AYE

NAE

Supervisor Westfall
Councilman Pfeiffer
Councilman Rodger
Councilman King
Councilman Meyer

The motion was carried.

The meeting adjourned at 7:30 PM.

Respectfully Submitted,

Sandra L. Ridley
Town Clerk