

PUBLIC HEARING  
REGULAR TOWN BOARD MEETING  
OCTOBER 26, 2015

**PRESENT:**

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

**ABSENT:**

Councilman Lisa Hochadel

**ALSO PRESENT:**

Jim Cleere, Joyce French, Vic French, Dixie Lemmon, Steve Craig, Bill Guthrie, Kyle Black, Dave Shaw, Mike Smith, Mike Pfeiffer, and Bob McGill.

**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 opened the meeting explaining that there are two Public Hearings that will be heard tonight.

**2015-077**

Councilman Meyer made the motion to open the first Public Hearing on the Tax Cap Override for the 2016 Budget. Councilman Rodger seconded the motion.

No comments were made by the public.

Councilman Rodger made the motion to close the Public Hearing at 7:04. Councilman King seconded the motion.

**AYE**

Supervisor Westfall  
Councilman Meyer  
Councilman King  
Councilman Rodger

**NAE**

The motion was carried.

**2015-078**

Councilman King made the motion to open the second Public Hearing on the Preliminary Budget for 2016. Councilman Meyer seconded the motion.

**Mike Smith** asked what the actual percentage increase is going to be in 2016. Supervisor Westfall said it would be a 4.4 percent increase. Mr. Smith also asked if there were any "big ticket items" in this budget. Supervisor Westfall said the only big ticket item is repairing the bridge on Reed Road and Community Benefit Funds would also be used for that expense.

Supervisor Westfall also said that the budget included \$20,000 less of Community Benefit Funds.

**Bob McGill** asked if there was any funds put in the budget to fix the poor job that was done on Hecker Road? Supervisor Westfall said he has a meeting Wednesday morning, October 28<sup>th</sup>, concerning Hecker Road with the Suit Kote Company who did the work on Hecker Road. The purpose of the meeting is to determine what the Company is going to do to fix the inadequate job they did on Hecker Road. Supervisor Westfall also said there was money in the budget for the repairs if needed.

**Mr. McGill** also asked if a sidewalk on Stark Street was still being considered. Supervisor Westfall said the project is still being considered.

**2015-079**

Councilman Rodger made the motion to close the Public Hearing on the Preliminary Budget.  
Councilman King seconded the motion.

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

**NAE**

The motion was carried.

Supervisor Westfall opened the Regular Town Board Meeting at 7:10 PM.

**2015-080**

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

Approval of Minutes – September 28<sup>th</sup>, 2015 Regular Town Board Meeting  
October 7<sup>th</sup>, 2015 Budget Work Session

Town Clerk’s Monthly Report

Approval of the Canine Report

Approval of Bills:

GENERAL FUND – TOWNWIDE	\$26,862.01
GENERAL – PART TOWN	1,198.19
HIGHWAY TOWNWIDE	4,594.39
HIGHWAY – PART TOWN	5,214.22
BORDER CITY LIGHT DISTRICT	2,083.05
WATERLOO SEWER DISTRICT #1	1,516.41
5 AND 20 SEWER DISTRICT	31,910.73
BURGESS ROAD WATER DISTRICT	9,364.17
BORDER CITY WATER DISTRICT	58,630.75
POWDERLY ROAD WATER DISTRICT	17.00
BREWER ROAD SOUTH	400.47
<b>TOTAL</b>	<b>141,791.39</b>
<b>WATER IMPROVEMENT PROJECT #1</b>	<b>30,105.77</b>

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

**NAE**

The motion was carried.

**OLD BUSINESS:**

East Avenue Property – Supervisor Westfall asked Town Attorney, Dennis Benjamin to give an update On the East Avenue Property. Attorney Benjamin said that the town has received correspondence from Senator Michael F. Nozzolio indicating that the bill has passed the Senate for “Park Alienation” so the property can be sold, however, the deed restrictions will still go with the sale of the land. Supervisor Westfall said he will contact the Hep Company who was previously interested in acquiring the property and ask if they are still interested.

**NEW BUSINESS:**

**2015-081**

Councilman Rodger made the motion to approve Local Law Number 3 of 2015, A Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law 3ξc.

Councilman King seconded the motion.

AYE  
Supervisor Westfall  
Councilman Meyer  
Councilman King  
Councilman Rodger

NAE

The motion was carried.

Supervisor Westfall said that before the resolution is introduced for the Preliminary Budget, he wanted to speak with the Board about a letter he received from the Seneca County House of Concern asking for a monetary donation. He said that in the past public entities could not give donations to non-profit organizations. He stated that in 1991 the State Comptroller’s Office wrote an opinion which prohibits counties, cities, towns, villages and school districts from making gifts or loan of “any money or property to or in aid of any individual or private corporation or association”.

Supervisor Westfall asked the board members if they have any thoughts on this issue and if they wanted him to check with the State Comptroller’s Office for clarification and guidance. Councilman King asked Supervisor Westfall to please check with the Comptroller’s Office before a decision can be made.

**2015-082**

Councilman King made the motion to approve the Preliminary Budget for 2016. Councilman Rodger seconded the motion.

AYE  
Supervisor Westfall  
Councilman Meyer  
Councilman King  
Councilman Rodger

NAE

The motion was carried.

**2015-083**

Councilman King made the motion to allow Supervisor Westfall to check with the State Comptroller’s Office for guidance on making monetary donations to non for profit agencies. Councilman Meyer seconded the motion.

AYE  
Supervisor Westfall  
Councilman Meyer  
Councilman King  
Councilman Rodger

NAE

The motion was carried.

**2015-084**

Councilman Meyer made the resolution to approve the following monetary transfers. Councilman Rodger seconded the motion. They are as follows:

<b>TO:</b>	<b>FROM:</b>	<b>AMOUNT</b>
A1420.400	A1990.400	10,000.
A1440.400	A1990.400	10,000.
A1910.400	A1990.400	9,500.
A1989.400	A1990.400	450.
B1440.400	B1989.400	10,000.
B1440.400	B9060.800	2,000.
DA5140.100	DA5130.100	18,000.
DA5140.400	DA5130.200	4,800.

DA9030.800	DA9060.800	3,000.
DB5112.200	DB5110.400	40,000.
SS2-8110.200	SS2-8110.411	11,300.
SW2-8310.200	SW2-8310.400	950.
SW4-8310.400	SW4-8320.409	150.

Also transfer from Community Benefits to Border City Water \$51,422.68 for meters.

**AYE**

Supervisor Westfall  
 Councilman Meyer  
 Councilman King  
 Councilman Rodger

**NAE**

The motion was carried.

**COMMITTEE REPORTS:**

Councilman King added to the discussion about the meeting tomorrow morning with Suit Kote. He said himself and Joe Mull met with a representative from the Company last month and told them they were not happy with the work they did on Hecker Road and asked them on how they plan on fixing it. Councilman King said he is hopeful the company will come to the meeting tomorrow with a proposal on how they plan on correcting Hecker Road.

**DEPARTMENT REPORTS:**

Assessor Jim Cleere said the comprehensive plan committee meeting scheduled for November 9<sup>th</sup> has been changed to November 12<sup>th</sup>. Jim said they had a recent meeting with the Chamber of Commerce and it was decided to give local business owners the opportunity to meet with the comprehensive plan steering committee and voice any questions or concerns they may have regarding the comprehensive plan. The Chamber of Commerce will be hosting the meeting at Ciccino's Restaurant from 8:00 to 9:30 AM.

Jim also said while assessment has been relatively quiet, the code enforcement office has been very busy.

Supervisor Westfall said the town had Drop Off Days at our Steele Road Site on October 15, 16 and the 17<sup>th</sup> and has a very good turn-out. He wanted to thank Seneca Meadows and Rauscher Trucking for their participation in the operation. He also thanked Vic French for overseeing the operation.

Supervisor Westfall also reminded and urged people to vote November 3<sup>rd</sup>.

Supervisor Westfall also said there is also much work still being pursued on extending water lines. He said hopefully, by our November Board Meeting, there will be a Public Meeting on the 96 Watermain Extension Project. Supervisor Westfall also said that our town forces will be installing waterlines on Hecker Road from Reed Road to Brewer Road in the next few weeks.

Supervisor Westfall thanked Joe Mull and the highway crew for taking on this task.

Respectfully Submitted,

Sandra L. Ridley  
Waterloo Town Clerk