

**MINUTES  
REGULAR TOWN BOARD MEETING  
APRIL 26, 2021**

**PRESENT:**

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

**ALSO PRESENT:**

Attorney Dennis Benjamin, Highway Superintendent, Joe Mull, MRB Engineer, Patrick Nicoletta,

**PLEDGE OF ALLEGIANCE:**

Supervisor Trout led everyone in the Pledge of Allegiance.

**FIRE EXITS:**

Supervisor Trout indicated where the fire exits were located.

**PETITIONERS OF THE FLOOR:**

Mrs. Sue Excell of 449 Waterloo-Geneva Road addressed the Board and said last fall she has turned in a complaint to the Code Enforcement Officer and he has not responded to her or her complaint.

After discussion with the Board Members and Mrs. Excell, they assured her that her complaint will be investigated, and it would be done soon.

**2021-038**

Councilman Thomas made the motion to approve the Consent Agenda as follows: Councilman Lotz. Seconded the motion.

Approval of Minutes – March 22, 2021

Approval of Bills:

GENERAL FUND – TOWNWIDE	\$18,431.49
HIGHWAY TOWNWIDE	4,088.84
HIGHWAY – PART TOWN	378.72
BORDER CITY FIRE DISTRICT	207,496.00
5 AND 20 SEWER DISTRICTS	16,153.28
BURGESS ROAD WATER DISTRICT	9,980.48
BORDER CITY WATER DISTRICT	9,011.56
BREWER ROAD SOUTH	2,493.64
RTE 96, REED, HECKER, MILLS, KINGS WD-5	2,680.65
TOTAL	270,714.66

Approval of the Town Clerk's Monthly Report

Approval of the Canine Report

AYE

NAE

Supervisor Trout  
Councilman Strader  
Councilman Thomas  
Councilman Pfeiffer  
Councilman Lotz

The motion was carried.

**2021-039**

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

**PROCLAMATION  
MONTH OF APRIL  
FAIR HOUSING MONTH**

**“WHEREAS**, in accordance with the Title VIII Fair Housing Policy of the Civil Rights Act of 1968 and the Fair Housing Amendments Act of 1988 and,

**“WHEREAS** the month of April 2021 has been designated as Fair Housing Month by the United States, Department of Housing and Urban Development’s Office of Fair Housing.

**“NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Waterloo, Hereby declares and proclaims April as Fair Housing Month in the Town of Waterloo.

AYE

NAE

Supervisor Trout  
Councilman Strader  
Councilman Thomas  
Councilman Pfeiffer  
Councilman Lotz

The motion was carried.

**2021-040**

Councilman Strader made the motion to authorize a Request for Proposal for paving road in the Border City Area. Councilman Thomas seconded the motion. (copy of the specs for this project appended to the minutes).

AYE

NAE

Supervisor Trout  
Councilman Strader  
Councilman Thomas  
Councilman Pfeiffer  
Councilman Lotz

The motion was carried.

**2021-041**

Councilman Strader made the motion for the following resolution. Councilman Thomas seconded the motion. The resolution is as follows:

**WHEREAS** the Town of Waterloo Town Board (hereinafter referred to as “Town Board”) is evaluating the above-referenced project that includes the repair/rehabilitation of sanitary sewer manholes located within Sewer Districts 1 and 2 that have deteriorated due to hydrogen sulfide. The rehabilitation of the selected manholes includes manhole preparation, grouting of active leaks, plugging, and patching voids and application of a protective coating. Approximately 35 manholes will be addressed, no excavation is anticipated. MRB Group (hereinafter referred to as “Town Engineer”) in conjunction with the Town of Waterloo evaluated the sanitary sewer system to make the recommendations for the corrective actions.

**NOW, THEREFORE, BE IT RESOLVED THAT**, the Town Board does hereby classify the above-referenced Action to be a Type II Action under Section 617.5 (c) of the State Environmental Quality Review (SEQR) Regulations; and

**BE IT FURTHER RESOLVED THAT**, Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

**BE IT FINALLY RESOLVED THAT**, the Town Board in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

<u>AYE</u>	<u>NAE</u>
Supervisor Trout	
Councilman Strader	
Councilman Thomas	
Councilman Pfeiffer	
Councilman Lotz	

The motion was carried.

**2021-042**

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

**WHEREAS** the Town of Waterloo Board (hereinafter referred to as Town Board) is intending to undertake a project involving the rehabilitation of Sanitary Sewer Manholes in Sanitary Sewer

Districts 1 and 2. This bid will be all include all required materials and Labor.

**WHEREAS** the Town of Waterloo Water and Sewer Department investigated the manholes in the Sewer Districts noted. Data on the manholes was recorded including photographs and a general score of structure condition. The manholes have undergone deterioration due to the Hydrogen Sulfide in the system. Some of the manholes in District 2 have minor damage while other have significant damage including a structure in District 1. Approximately 35 structures will be repaired. Upon evaluation and products available it is reasonable that these manholes may be repaired/rehabilitated in place not requiring excavation and overall removal and replacement. With the system proposed for repair, by-pass pumping is not required.

**WHEREAS** the project will be bid in accordance with Town Procurement Policy and New York State Bidding requirements. This project will be a single Contract. Whereas MRB Group will prepare the bidding document, assist in bidding process and Construction phases of the project.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board authorizes the project to be bid and directs MRB Group to finalize the bid documents and assist the Town in advertisement of the project in the Town's Official Paper.

AYE

Supervisor Trout  
Councilman Strader  
Councilman Thomas  
Councilman Pfeiffer  
Councilman Lotz

NAE

The motion was carried.

MRB Engineer, Mr. Pat Nicoletta presented a handout to the board he received from Todd A. Gaignat, Evoqua, Technical Sales Representative concerning Budgetary Pricing for Hydrogen Sulfide. He gave two different options, the first one was for a lease option. They would come out and set the system up and the other option would be if we bought it outright.

The plan is for their company to come on site for a 90-day demo at \$2,800.00 plus chemicals, after the 90 days a monthly charge of \$390.00 per month. Pat said they estimate 8-12 gallons per day and the bioxide is \$2.95 per gallon so that equates to \$35.00 per day. Mr. Nicoletta also said the tank is a 1700-gallon tank and it would need to be filled every 142 days.

Board Members asked Mr. Nicoletta how long the \$390.00 would be honored and Mr. Nicoletta said that price would be locked in for 3 years.

Councilman Strader also asked if the town is not satisfied with this system, would the town be locked in with Evoqua Water Technologies LLV for a certain amount of time. Mr. Nicoletta said he would check with the company and ask that question and get back in touch with the Board with that answer.

Councilman Strader asked Mr. Nicoletta if he has an update on the Pre-Emption Water District.

Mr. Nicoletta said he consulted with USDA State Engineer, Mr. John Helgrin and he said they are waiting to hear information from the National Office to see how much funding might be available next Quarter. He said they should know by next month.

Councilman Strader also asked Mr. Nicoletta if we would know in May about upcoming funding and if the project could be completed by the fall. Mr. Nicoletta said if we received grant money and came below the threshold of \$910,000.00 it would be a possibility but if we are over, we would have to go thru USDA which can take an additional 3 to 4 months.

Councilman Lotz asked Mr. Nicoletta if he has heard anything about the grant for the meters and Mr. Nicoletta said he has not heard anything yet.

### **COMMITTEE REPORTS:**

Councilman Lotz asked if the Board has entertained the thought of taking over water on Route 5 and 20 the same issue that he has brought up at previous town board meeting. Supervisor Trout said yes, the town will pursue this issue. Councilman Lotz said he is glad because the town is losing money and he would like to see this issue taken care of.

Councilman Lotz said Mr. Stivers has already put in 10 to 12 campsites and a bath house, and all the water going thru there is running thru the sanitary sewer which the town is incurring the cost.

There was discussion concerning Mr. Stivers tying into the Sewer System between the Board and it was agreed upon that the Town needs a Sewer Use Law. The Village of Waterloo already has a law in place and the towns would be similar.

Town Attorney, Dennis Benjamin was asked to write a Sewer Use Law for the Town and have it available at the next Town Board Meeting on May 24<sup>th</sup>.

Councilman Thomas said he and Councilman Pfeiffer met with Village Officials concerning moving the Village Court Clerk over to the Town. Councilman Thomas will put in writing what the terms the town is proposing, and Village Officials will do the same. That information will be given to Town Attorney, Dennis Benjamin who will then write up an agreement between the town and village.

Councilman Pfeiffer said himself, Kim and Sandy met with representatives from First Light Phone Company. There have been issues and concerns with First Light and these issues were discussed. They are going to put in new equipment which will alleviate these issues. The only equipment that will remain the same are the phones. Councilman Pfeiffer said that he did get another quote but a different phone supplier, but it was more costly.

Councilman Strader said there are many discrepancies in the number of trailers in trailer parks.

He said new trailers have been moved in and the edu's have not been updated. He said there are about 87 new trailers and that is a loss of approximately \$9100.00. He said in every trailer park they are undercounted.

**DEPARTMENT REPORTS:**

Highway Superintendent, Joe Mull gave an update on Tom Finnerty and Joe said he has started Physical Therapy and is anticipating he will be back to work by the end of July. Joe also gave an update on Jared Meyer and said he goes back to the Doctor the end of May and then he will have an update on when he can drive again.

Supervisor Trout said it is state mandated that anyone who has or have had previous seizures cannot have a CDL license. The only vehicle that Jared Meyer would be able to drive is a passenger vehicle.

**SUPERVISOR COMMENTS:**

Supervisor Trout said he would like to sell the property at 418 Waterloo Geneva Road at the corner of East Avenue and Route 5 and 20. Joe Mull asked if the town could hold off until all the paving is completed in Border City, so they have a place to stage materials for the project. Supervisor Trout asked Attorney Dennis Benjamin to check into how we can advertise this property for sale after the paving is done.

**2021-043**

Councilman Pfeiffer made the motion to enter Executive Session at 8:00 PM, to discuss the future employment of an employee. Councilman Strader seconded the motion.

<u>AYE</u>	<u>NAE</u>
Supervisor Trout	
Councilman Strader	
Councilman Thomas	
Councilman Pfeiffer	
Councilman Lotz	

The motion was carried.

The Town Board came out of Executive Session at 8:35 PM., and no action by the Town Board.

**2021-044**

Councilman Pfeiffer made the motion to adjourn the meeting immediately after Executive Session. Councilman Lotz seconded the motion.

<u>AYE</u>	<u>NAE</u>
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Supervisor Trout  
Councilman Strader  
Councilman Thomas  
Councilman Pfeiffer  
Councilman Lotz

The motion was carried.

Respectfully Submitted,

Sandra L. Ridley  
Town Clerk