

**Town of Waterloo
Minutes
Public Hearing
Regular Town Board Meeting
October 24, 2022**

Present:

Supervisor Trout, Councilman Lotz, Councilman Strader, Councilman Thomas.

Absent: Councilman Pfeiffer

Also Present: Highway Superintendent Joe Mull, Attorney Dennis Benjamin, Assessor James Cleere, Account Clerk Kim Hendrickson, MRB Representative Pat Nicoletta, Ed Lerkins, Kyle Black and Nick Madia.

Pledge of Allegiance:

Supervisor Trout led everyone in the Pledge of Allegiance.

Fire Exits:

Supervisor Trout indicated where the fire exits were located.

2022-099

Councilman Thomas made the motion to open the Public Meeting at 7:00 PM pertaining to the passing of the Preliminary Budget 2023. Councilman Lotz seconded the motion.

AYE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

NAE

The motion was carried.

There were no comments from the public.

2022-100

Councilman Lotz made the motion to close the Public Hearing at 7:06 PM. Councilman Strader seconded the motion.

AYE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

NAE

The motion was carried.

Supervisor Trout immediately opened the Regular Town Board Meeting.

2022-101

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

Approval of Minutes – September 26, 2022
Approval of the Town Clerk’s Monthly Report
Approval of the Canine Report
Approval of Bills:

| | |
|--|---------------------|
| GENERAL FUND - TOWNWIDE | \$4,754.81 |
| HIGHWAY TOWNWIDE | \$6,591.84 |
| HIGHWAY – PART TOWN | \$75,196.85 |
| WATERLOO SEWER DISTRICT #1 | \$3,601.77 |
| 5&20 SEWER DISTRICT | \$219.80 |
| BURGESS ROAD WATER DISTRICT | \$20,286.14 |
| BORDER CITY WATER DISTRICT | \$13,194.44 |
| POWDERLY ROAD WATER DISTRICT | \$864.68 |
| BREWER ROAD SOUTH | \$3,286.00 |
| RTE96, REED, HECKER, MILLS, KINGS WD 5 | \$3,422.05 |
| PRE-EMPTION WATER DOSTRIC #6 | \$39.69 |
| <u>TOTAL:</u> | \$131,458.07 |

AYE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

NAE

The motion was carried.

2022-102

Councilman Lotz made the motion to approve the **Preliminary Budget for 2023**. Councilman Thomas seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

2022-103

Councilman Lotz made the motion to approve the **Final Budget for 2023**. Councilman Strader seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

2022-104

Councilman Lotz made the motion to discontinue the EASYCLOCKING Time Clock System in all Town Buildings as of 10/21/2022. Record keeping will be on paper form only. There will be a new employee policy for the handbook drafted for the November 28, 2022, Town Board Meeting. Councilman Thomas seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

2022-105

Councilman Strader made the motion to approve the transfer of \$110.00 (G0853) – NYS Police Department sewer payment – from the OSC Vendor Payment via ACH in the Public Fund (X1260) account to the Water/ Sewer (X1270) account – both Savannah Bank. Councilman Lotz seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

2022-106

Councilman Thomas made the motion to approve the OSC Vendor payment of \$54,248.70 that was deposited into the Public Fund (X1260) account for the Intervenor Funding form the Department of Public Service in the Article 10 Trelina Case 19-F-0366. **The Standard voucher and invoicing for reimbursement:** Invoice# May 17th, 2022, from E. Dennis Benjamin, Esq. in the amount of \$4,590.00 is going to be paid via check from Community Bank Disb. checking (X6106) from voucher 47 Ab. 10 from Fund A 1420.400. **The remaining amount of \$48,658.79** will stay in the public fund (X1260) account and be recorded as the reimbursement from the MRB services already paid out – Back into the Fund of A 1440.400 or B 1440.400. Councilman Lotz seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion carried.

2022-107

Councilman Lotz made a motion to approve, as discussed, full rate dental for active Town Board members as well as the Town Clerk. Councilman Strader seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

Highway Superintendent Joe Mull asked for clarification on when exactly the new time sheet will start. Councilman Lotz stated that it will start immediately, and the new paper sheets will be provided promptly.

MRB Representative Pat Nicoletta reviewed all of the SEQR **Part 1 Project & Setting of the EAF** regarding the Town of Waterloo Property Annexation 2022.

Attorney D. Benjamin commented to make sure that the Waterloo Village Police Department is added to (**Section C.4 “Existing Community Services” b.**) that lists the Public and Police protection forces serving this site. Mr. Nicoletta said that they would be amended in.

There was much discussion as to why this annexation needed to occur.

2022-108

Councilman Thomas made a motion for the approval of the Town Board TO DECLARE the Town of Waterloo as lead Agency for the (SEQR)Waterloo Project Annexation 2022.

Councilman Lotz seconded the motion. The resolution is as follows:

**SEQR RESOLUTION
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 Property Annexation 2022 (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 directs the Town Supervisor to sign and date the Full EAF Part 1.

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.

AYE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

NAE

The motion was carried.

2022-109

Councilman Strader made the motion to approve the Public Hearing for a Local Law on November 28, 2022, at the Town Board Meeting regarding the Town of Waterloo Property Annexation 2022. Councilman Lotz seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

Supervisor's Comments:

There was discussion on what the Town will do to contribute to the Waterloo Volunteer Fire Department for Fire Prevention Month. It was decided more time was needed to plan specifics on what the donation will be.

There was discussion to add an extra door at the Town office. It was decided that one will be added.

There was discussion on adding a few new office policies, and it was decided that Attorney D. Benjamin will configure the proper language to be passed as a resolution at the next Town Board meeting.

2022-110

Councilman Lotz made a motion to accept moving forward with the Proposal: South Pre-Emption Street Water Improvement Project– Topography – Field Survey Authorization. Councilman Strader seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

2022-111

Councilman Lotz made a motion to accept moving forward with the Proposal: South Pre-Emption Street -Water Improvement Project – SHPO Phase 1A Requirements. Councilman Strader seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

Department Reports:

Councilman Lotz reported on the bioxide situation. He suggested getting a price from Evoqua and if it's too high then get with MRB and have them speck us out some good pumps. There was much discussion that ensued.

2022-112

Councilman Lotz made a motion to approve obtaining various quotes from suppliers of bioxide. Councilman Thomas seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

Councilman Thomas stated that he and Councilman Pfeiffer met with the Village of Waterloo regarding the court clerk situation, and nothing is really moving yet. There was a brief discussion about the Village waiting until after the elections in the spring. Councilman Thomas wants to make sure that we are getting our court clerk taken care of.

Councilman Strader reported that he has been working with the SCS Group for the NYSEG Clean up Site. Not sure of a start date. We will be metering everything that goes into Geneva. It will be a monthly billing. Councilman Strader also talked with Assessor James Cleere about a few upcoming Zoning changes in January and February.

Assessor James Cleere stated that he is waiting for Pat and Sean to correlate dates for zoning meeting. He will be merging the assessment file for Town and County on November 14, 2022.

He has been picking up any last permits for the year. Looking into short term rentals and cannabis laws to put into zoning. No commercial but possible incentive zone. This is not a change in zoning. More discussion is needed on this.

Highway Superintendent Joe Mull announced that all the new roads have been striped. Powderly road is now two lanes.

2022-113

Councilman Lotz made a motion to approve the **Wastewater Intermunicipal Agreement** between the Village of Waterloo and the Town of Waterloo. Councilman Thomas seconded the motion. It is as follows:

INTERMUNICIPAL AGREEMENT

THIS AGREEMENT made October 24th, 2022, by and between the VILLAGE OF WATERLOO ("Village"), a municipal corporation, 41 West Main Street, Waterloo, Seneca County, New York, and the TOWN OF WATERLOO ("Town"), a municipality, 66 Virginia Street, Waterloo, Seneca County, New York, acting for and on behalf of the Routes 5 & 20 Sewer District ("District"), Town of Waterloo, Seneca County, New York (collectively "Parties").

WITNESSETH:

WHEREAS, the Town has established the District which is adjacent to the Village; and

WHEREAS, the Village maintains and operates waste water treatment facilities meeting current standards of the New York State Department of Environmental Conservation and the United States Environmental Protection Agency; and

WHEREAS, it is in the best interests of the District that the waste water from the District be discharged into the Village intercepting sewers rather than for the District to construct, maintain and operate waste water treatment facilities of its own; and

WHEREAS, the Village has agreed to accept and treat the wastewater from the District; and

WHEREAS, the Parties entered into an intermunicipal agreement dated April 2003 which the Parties seek to update; and

WHEREAS, it is the intent of the Parties to enter a joint agreement to address inflow and infiltration in order to reduce wastewater flows into the system; and

WHEREAS, the Board of Trustees of the Village, on October 10, 2022, adopted a resolution authorizing the mayor of the Village to enter into this agreement; and

WHEREAS, the Town Board of the Town, on October 24, 2022, adopted a resolution authorizing the supervisor of the Town to enter into this agreement by and on behalf of the District.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto and pursuant to the general municipal law, the town law and the village law, the parties hereto hereby agree as follows:

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

MRB Representative Pat Nicoletta stated that the Master meters should be coming in a few weeks and has tried to reach out to Binghamton Precast who gave the lowest quote. They are not responding to emails, will reach out one more time and if no answer will contact the next quote.

Councilman Lotz asked if Pat had received the elevations on the manholes from Jared and Joe. Pat will reach out to Jared tomorrow. Councilman Lotz said that we would like to get them installed by next year.

Councilman Lotz made a motion to adjourn the meeting at 7:39 PM. Councilman Thomas seconded the motion.

AYE

NAE

Supervisor Trout
Councilman Thomas
Councilman Strader
Councilman Lotz

The motion was carried.

The meeting adjourned.

Respectfully Submitted,
Rosemarie A. Marsh
Waterloo Town Clerk