

A Public Hearing was held pursuant to an Order of the Town Board of the Town of Spafford adopted March 9, 2006, ordering that a Public Hearing be conducted for the purpose of considering certain modifications to the Map, Plan and Report relative to the proposed establishment of a Water District in the Town of Spafford. Pursuant to the Order, the Public Hearing was held on March 27, 2006 at 7:00 pm at the Spafford Town Hall, 1984 Route 174, Skaneateles, NY 13152, for the foregoing purposes and in furtherance of the Town Board's consideration of establishing a water storage and distribution district to be known as the Southern Onondaga Area (Spafford) Water District at which time and place all those persons interested in the subject matter of the Public Hearing were to be given an opportunity to be heard.

The Public Hearing was called to order at 7:0 pm by Supervisor Webb A. Stevens.

A Roll Call was taken by the Town Supervisor, Webb A. Stevens, and the following Town Board members were present:

Webb A. Stevens, Town Supervisor
Bill Vinzant, Town Councilperson
Richard Fesko, Town Councilperson
Ken Lieberman, Town Councilperson
Joyce Barnett, Town Councilperson - Absent

The foregoing persons constituted the entire Town Board of the Town of Spafford.

Lisa Valletta, Town Clerk, was present. Bernard L. Reagan, Attorney for Spafford's proposed Water District and Jeffrey Rowe, representing the engineering firm of Barton & Loguidice, P.C. were also in attendance.

A request for a motion was made by Supervisor Stevens for the appointment of a Chairperson to conduct the Public Hearing, and a motion was made by Webb A. Stevens, Town Supervisor, to appoint Bernard L. Reagan as Chairperson. Such motion was seconded by Councilperson Bill Vinzant, and upon a unanimous vote of the Town Board, Bernard L. Reagan was appointed Chairperson of the Public Hearing.

The Town Clerk, Lisa Valletta, was requested to maintain the Minutes of the Public Hearing.

The Chairperson stated to all those in attendance that the purpose of the Public Hearing was to afford all those present who wished to be heard, the opportunity to voice their opinion and to ask questions as to the advisability of the adoption of certain modifications to the proposed Southern Onondaga Area (Spafford) Water District as described in the Map, Plan and Report prepared by Barton & Loguidice dated August, 2003 and revised March, 2005, and to hear all persons interested in the proposed Water District.

The Chairperson then read aloud the Town Board's Order, in its entirety, of March 9, 2006, establishing the Public Hearing.

The Chairperson stated that the Town Board's Order was published in the Town's official newspaper, the Skaneateles Press.

The Town Clerk was asked to verify the following:

- (a) That the Notice of Public Hearing, which included the text of the Town Board's Order of March 9, 2006 appeared in the Skaneateles Press that was distributed in the Town during the week of March 15, 2006;

Town Clerk' response: Yes

- (b) That a copy of the Town Board's Order of March 9, 2006 and the Notice of Public Hearing were posted on the signboard of the Town as provided by law;

Town Clerk's response: Yes

- (c) That the Map, Plan and Report for the Southern Onondaga Area (Spafford) Water District, which was prepared by Barton & Loguidice, P.C. dated August, 2003 and revised March, 2005, and the proposed modifications to the Map, Plan and Report which are the subject of this Public Hearing, were made available for public inspection at the Office of the Town Clerk during the Town Clerk's regular business hours and that copies were made available at the regular copying charge imposed by the Town;

Town Clerk's response: Yes

- (d) That the Town Board's Order of March 9th was entered in the minutes of the March 9th Town Board meeting;

Town Clerk's response: Yes

The Chairperson then described the rules of procedure and the protocol to be followed in conducting the Public Hearing. The Chairperson also stated at the conclusion of the public's questions and comments, the Town Board would consider the comments and information presented, and would address whether the Town Board deemed it to be in the public interest to adopt, in whole, or in part, the suggested modifications to the Map, Plan and Report. He further stated that the Town Board may also close the Public Hearing and consider the comments made by the public, as well as any additional information, including information received from the Town Boards of the Towns of Marcellus and Otisco, which are also considering these proposed modifications, and may, by resolution address all or some of these matters, or any matters that may be presented to the Town Board.

The Chairperson reviewed the September 21, 2005 and December 14, 2005 hearings held by the Town Board. The Chairperson also reviewed the proposed modifications to the Map, Plan and Report pertaining to the external charges by Metropolitan Water Board (MWB) to be included on Page 5 of the current Map, Plan and Report to wit:

The Town of Spafford is not in the Onondaga County Water District, which is administered by the Metropolitan Water Board (MWB). Therefore, the MWB will charge all customers in the proposed water district an external customer charge. The current annual external customer charge is approximately \$7.00 per \$100,000 assessed value. Based on an average full valuation of \$112,248.00, the external customer charge would be about \$8.00 per year. In addition, the MWB will also charge all customers an additional charge of \$5.00 per quarter, or \$20.00 per year.

In 2006, the estimated total amount per single-family residence, including a unit charge of \$468.00 for each residence which is located within the Water District, an estimated average annual water use charge for each household which is connected to the system of \$176.00 and MWB charges, for a total estimated charge of \$672.00. The estimated annual unit charge of \$468.00 is projected to remain constant in years 1 through 10 of the financing for the Water District. In years 11 through 20, the estimated annual unit charge is projected to increase to \$585.00 per unit and to \$702.00 per unit in years 21 through 30. Actual annual water usage charges for properties which are connected to the system will vary based upon water consumption.

The Chairperson then opened the floor to questions and comments from the public.

A number of questions and comments from various members of the public were presented, and Mr. Stevens, Mr. Reagan and Mr. Rowe responded or commented accordingly.

After inquiring as to whether there were any further questions or comments from the public, the Town Supervisor made a motion to the Town Board to close the comments from the public and to consider a vote on whether to adopt the proposed modifications to the Map, Plan and Report. The motion was duly seconded by Councilperson Bill Vinzant. A vote of the Town Board was thereupon taken to adopt the proposed EDU modifications:

Ayes 4 Noes 0

SO ORDERED.

Ken Lieberman made a further motion to the Town Board to find by affirmative vote as to the following:

- (a) That the Application herein contained was prepared at the direction of the Town Board.
- (b) That the Town Board believes the contents of the Application to be accurate.
- (c) That the Town Board has determined that the Water District for which permission is sought is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof.
- (d) That the cost of the proposed district is to be assessed in whole against the benefited area.
- (e) That all real property to be assessed will be benefited by the proposed water district and that no benefited property has been excluded.
- (f) That the Petitions requesting the creation of the Water District were signed and acknowledged or proved, or authenticated, as required by law and were otherwise sufficient.
- (g) That the Town Attorney for the Town Water District, the Engineering Firm of Barton & Loguidice and the Town Officials, as well as the Town Board, to proceed to prepare the appropriate applications and documentation to be submitted to the New York State Comptroller's Office for the approval of the establishment of the Water District.

The motion was duly seconded by Councilperson Bill Vinzant and a vote of the Town Board was thereupon taken **RESOLUTION 47-2006**:

Ayes 4 Noes 0

SO ORDERED.

The Town Clerk was directed by the Town Board to file a certified copy of the foregoing Minutes, Resolutions, and Orders, in duplicate, with the Office of the State Department of Audit and Control in Albany, and the Attorney for the Town Water District was directed to take any further legal action as was required by law to carry out the intent of the Town Board.

The Public Meeting was adjourned at 8:00 pm.

The special meeting of the Town Board of the Town of Spafford was called to order by Town Supervisor Webb A. Stevens. Present were Councilors Bill Vinzant, Richard Fesko, and Ken Lieberman. Highway Superintendent Carl Wiers and Town Clerk Lisa Valletta were also in attendance.

There was a discussion of the need and funding for aerial photography of the area involved in the Water District. Aerial photography would allow surveyors to spend less time in the field when creating the base map.

RESOLUTION 48-2006

Aerial Photography

On a motion made by Councilor Vinzant, seconded by Councilor Fesko the following resolution was PASSED AYES – 4 Stevens, Vinzant, Fesko, Lieberman
NAYS – 0

Resolved to pay \$2,700 as the Town of Spafford's share for aerial photography of the area involved in the Water District.

CAB AND CHASSIS PURCHASE #2

Regarding Town Board Resolution 21-2006, authorizing Highway Superintendent Wiers to purchase a cab and chassis on State Bid as discussed from Stadium International, under the five year lease at \$35,000 per year, Mr. Wiers informed the Town Board of a change in cost of the lease agreement. The original change was an increase to \$36,923 due to a change in the interest rate. Mr. Wiers and members of the Town Board met with a representative from Stadium International and a compromise of \$35,988 per year was reached. The additional cost can be appropriated from the Highway Fund.

RESOLUTION 49-2006

Appropriation of Funds

On a motion made by Councilor Fesko, seconded by Councilor Vinzant the following resolution was PASSED AYES – 4 Stevens, Vinzant, Fesko, Lieberman
NAYS – 0

Resolved to appropriate \$988 from the Highway Fund each year for five years to cover the increased lease fee for Cab and Chassis purchase #2.

Adjournment

On a motion by Councilor Vinzant, seconded by Councilor Fesko the meeting adjourned at 8:40 pm. The motion was carried unanimously.

Respectfully submitted by,

Next meeting to be held
April 13, 2006 @ 7 p.m.
@ Spafford Town Hall

Lisa M. Valletta
Town Clerk
Town of Spafford