

**MINUTES, RESOLUTIONS AND ORDERS OF THE TOWN BOARD
FROM THE PUBLIC HEARING FOR THE PROPOSED
SOUTHERN ONONDAGA AREA (SPAFFORD) WATER DISTRICT**

JULY 20, 2006

A Public Hearing was held pursuant to an Order of the Town Board of the Town of Spafford adopted on June 30, 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 July 20, 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 7:00 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

Lisa Valletta, Town Clerk, was present. Bernard L. Reagan, Attorney for Spafford's proposed Water District and Michael Parker, 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, 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 than read aloud the Town Board's Order of June 30, 2006, establishing the Public Hearing,

The Chairperson stated that the Town Board's Order was published in the Town's official newspapers, 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 June 30, 2006, appeared in the Skaneateles Press that was distributed in the Town during the week of July 5, 2006;

Town Clerk's response: Yes

- (b) That a copy of the Town Board's Order of June 30, 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 June 30th was entered in the minutes of the June 30th 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 that 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 other matters that may be presented to the Town Board.

The Chairperson reviewed the September 21, 2005, December 14, 2005, and March 9, 2006 hearings held by the Town Board. The Chairperson also reviewed the proposed modifications to the Map, Plan and Report pertaining to external charges by Metropolitan Water Board (MWB) to be included on Page 5 of the current Map, Plan and Report to wit:

The proposed modifications to the Map, Plan and Report pertain to external charges to be included on page 5 of the current Map, Plan and Report. The cost of extending the water service lateral between the service connection at the highway right of way (or easement) to the property owner's dwelling or structures would be the property owner's responsibility and cost. The current OCWA charge for a 5/8-inch meter is \$110 (basic residential service). For properties that require water service laterals that have a length from the curb box to the building greater than 150 feet, OCWA requires the installation of an individual meter pit at the highway boundary for each building served. The current OCWA charge for a meter pit (1-inch and under with pressure reducing valve) is \$700.

In addition to the total annual cost for debt service and consumption, each property that connects to the

Waterline will incur a one time connection cost, which consists of the cost of having a licensed plumber install the service pipe between the curb box provided by the district at the property line and the plumbing inside the structure. This cost is usually about \$15 to \$20 per lineal foot of service pipe required. Thus, for a building about 75 feet from the highway boundary, the installation cost would be about \$1,125 - \$1,500. The Town Board has theretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and further that the cost of the District to such typical property is above the average estimated cost to the typical properties for the establishment of similar types of districts, as computed by the State Comptroller.

A number of questions and comments from various members of the public were presented, and Mr. Reagan and Mr. Parker 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 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 modifications:

Ayes 4 Noes 0

SO ORDERED.

Ken Lieberman made a further motion to the Town Board to find by affirmative vote and again ratify as follows:

- (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 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:

Ayes 4 Noes 0

SO ORDERED.

The Town Clerk was directed by the Town Board to file a certified copy of the foregoing Order, in duplicate, with the Office of the State Comptroller 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 P.M.

Dated: Spafford, NY As of July 20, 2006

By Order of the Town Board of the Town of Spafford

Webb A. Stevens, Town Supervisor

Lisa M. Valletta, Town Clerk

SPECIAL MEETING

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. Town Clerk Lisa Valletta was also in attendance.

GREEN SPACES GRANT

There was a discussion of the need to consume the Green Spaces grant monies. A motion to authorize payment of receipts submitted against the Green Spaces grant as they are received was made by Councilor Lieberman, seconded by Councilor Vinzant. AYES – 4, NAYS – 0. The motion PASSED

DRAINAGE AT 1865 EAST LAKE ROAD

Supervisor Stevens discussed the drainage installation project with Linda DeFichy of Onondaga County Community Development; a private contractor can be hired for the project if three bids are obtained and all bids are under \$2,000. The Town of Spafford can then accept the low bid and there would be no prevailing wage requirements. There was a discussion of the plans for placement of the drain. A motion to authorize Supervisor Stevens to obtain three bids for drainage installation at 1865 East Lake Road was by Councilor Fesko, seconded by Councilor Vinzant. AYES – 4, NAYS – 0. The motion PASSED.

TOWN JUSTICE TRAINING

Town Justice Schinaman requested permission to attend training classes in Potsdam, NY and to be reimbursed for the cost of lodging. A motion to reimburse Justice Schinaman for lodging in Potsdam during

the training classes was made by Councilor Vinzant, seconded by Councilor Fesko. AYES -4, NAYS – 0.
The motion PASSED.

Adjournment

On a motion by Councilor Lieberman, seconded by Councilor Vinzant the meeting adjourned at 8:30 pm.
The motion was carried unanimously.

Respectfully submitted by,

Next meeting to be held
August 10, 2006 @ 7 p.m.
@ Spafford Town Hall

Lisa M. Valletta
Town Clerk
Town of Spafford