

Zoning Officer: A motion was made to approve Mr. Zettlemoyer's report by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Mr. Lazzaro thanked Mr. Zettlemoyer for all the hard work and effort he put in on the Interfaith Church when the steeple collapsed.

Commissioner of Parks & Recreation: A motion was made to approve Mr. Spina's report by Greg Lazzaro and seconded by Vic Porretta. No questions. Motion carried 5 ayes, 0 nays.

Highway Superintendent: A motion was made to approve Mr. Peterson's report by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Mr. DeLelys thanked the Highway for the good job they have been doing on cleaning the streets. Mr. Peterson thanked all his Employees for being here and for all the hard work they do for the Town – they do a good job. He mentioned that the Highway equipment rental agreement has to go out this month.

Town Justices: A motion was made to approve Judge Lafler and Judge Laquidari's reports by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Water & Sewer: A motion was made to approve Mr. Tullo's report by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Police Chief: A motion was made to approve Chief Peenstra's report by Greg Lazzaro and seconded by Vic Porretta.

Mr. Lazzaro referred to Chief Peenstra's 2018 Year-End Report and proceeded to question him regarding the School Resource Officer Activity Report. After discussion, Mr. DeLelys remarked that he liked the way the Chief compared 2017 to 2018; it was a good report.

Mr. Lazzaro said he noticed that the Chief continues to put mug shots of people in the Police report. These are Foilable, and there is a new law in NY State where you are not allowed to publish mug shots. Chief Peenstra replied no – they are discussing it but it's not a law. Mr. Lazzaro said personally, he would rather that he not publish those pictures – there is no need for us to see the pictures of those arrested and might be found innocent. Mr. DeLelys said there are pictures at the Recreation Center and some of those are listed in this report. He thinks it's good for the public to see them. Brief discussion followed.

The above motion made by Greg Lazzaro and seconded by Vic Porretta to approve Chief Peenstra's report was carried 5 ayes, 0 nays.

Town Attorney: Mr. Foster said he thinks it's better to deal with each issue as they come up under Old Business and New Business.

Barton & Loguidice: A motion was made to approve the report of Barton & Loguidice by Greg Lazzaro and seconded by Doug Avery.

Mr. Baker referred to the Sewer Rehab Project, and said the Town is in the final stages of getting the accepted grant and financing with the Environmental Facilities Corporation. The SEQR action was done a few years ago; since that time, they have gone through a pretty exhaustive design process and the project has changed. The EFC felt there was enough of a change to warrant opening up SEQR again and then revising the map and plan. Mr. Baker talked about the changes in the plan which focuses more on sewer replacement and sewer relining. He said Part I of SEQR was initially sent out to Involved Agencies with a cover letter; Part II is their review of the work and Part III are their official findings. Mr. Baker noted there isn't any change in the environmental impacts. He provided a quick overview of what the environmental impacts were.

The above motion made by Greg Lazzaro and seconded by Doug Avery to approve the report of Barton & Loguidice was carried 5 ayes, 0 nays.

IT Network Administrator: A motion was made to approve Mr. Foster's report by Greg Lazzaro and seconded by Doug Avery.

Mr. Avery stated the next portion of the Audit that will come out is about the IT. There are some concerns in the findings about things that have not been done procedurally. He and Mr. DeLelys (IT Committee) met with Marshal and went through those findings and determined that if there was anything that has not actually been done already, are at least in process except for a few things where we have to wait until we get the new hardware.

Mr. Lazzaro thanked Marshal for the draft report he worked up. He added that report was from a week in December 2017 when it was Marshall's first week here.

The above motion made by Greg Lazzaro and seconded by Doug Avery to approve Mr. Foster's report was carried 5 ayes, 0 nays.

Communications:

A motion was made to receive and file Communications numbered 1 to 5 by Greg Lazzaro and seconded by Dave DeLelys. Motion carried 5 ayes, 0 nays. Communications numbered 1 to 5 are as follows:

1. Checks and deposits totaling \$4,459,386.85 representing Community Center deposits; Vince's Park deposits; copies of Police reports; Retiree Insurances; dumpster fees; tower rent; unallocated Insurance; overpayment of room charge; refund of car seat grant; fuel reimbursement; Judge Laquidari's January report; 2019 taxes collected; Landfill revenue; Judge Lafler's January report; refund of prior expense; Town Clerk's December 2018 report; Disability reimbursement and Fayette water relevy.
2. Statement of Accounts, June 1, 2018 to January 31, 2019, from Wilmington Trust.
3. Report and Resolution from the Seneca County Planning Board relative to a Subdivision Review.
4. Minutes of the Heritage Preservation Commission Meeting of January 8, 2019.
5. Audit Report of Town Hall Capital Project from Office of the State Comptroller.

Old Business:

Write-Off Uncollectable Receivables: No report.

Route 414 Sewer Line Transfer from IDA to Town: Mr. Lazzaro stated it is still in process. Mr. Foster stated Mr. Ettman is setting up a meeting with the Towns of Tyre and Seneca Falls with regard to some unsigned documents – we are getting there - it's a work in progress.

Sale of Surplus Property: Mr. Lazzaro stated he has been trying to contact Longley & Jones, but has had no response. Mr. Foster said the way to proceed is to serve them with a time of the essence notice. He has also tried to contact them after the first of the year with no response. He added to protect the Town from any litigation, his feeling would be to serve them with a time is of the essence notice, giving them one week within which to close - the closing documents are there and the deed is there; all the Town needs is a check. Mr. Foster said either they don't have the funds or have no interest to pursue it. He added at the end of the week's time, we will void the contract and keep the \$1,000 deposit.

Mr. Avery said so we haven't sent time is of the essence – it was discussed. Mr. Foster responded that it was discussed before, but when he did call them, they indicated that they would have the funding by the end of the year; nothing has happened and now we are into March. He would like to do a time is of the essence with the Board's approval, for a very short period of time (10 days). The Board agreed to have Mr. Foster do a time of the essence.

It's a Wonderful Life Request for Signage: Mr. Avery stated he sent an email to Anwei Law, but has not heard back.

Appoint Member of Planning Board: A motion was made to appoint Frank Ruzicka as a Member of the Planning Board, said term to expire December 31, 2023, by Greg Lazzaro and seconded by Lou Ferrara. No questions. Motion carried 5 ayes, 0 nays.

Appoint Alternate Members of the Planning Board and Zoning Board of Appeals: A motion was made to appoint Melissa Brown as an Alternate Member of the Planning Board, said term to expire December 31, 2019, by Greg Lazzaro and seconded by Lou Ferrara. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to appoint Tim Hopkins as an Alternate Member of the Zoning Board of Appeals, said term to expire December 31, 2019, by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to appoint Dan Babbitt as a Member of the Zoning Board of Appeals by Greg Lazzaro.

The Town Clerk noted that Mr. Babbitt did not submit an application. Mr. Lazzaro said he did – he has it. The Town Clerk said Mr. Lazzaro told her he did not have any applications.

A motion was made to appoint Dan Babbitt as a Member of the Zoning Board of Appeals by Greg Lazzaro and seconded by Lou Ferrara.

Mr. Avery said he would like to see the application, as a matter of process if nothing else. Mr. Lazzaro said he

gave it to Mrs. Greer who said he did not – she gave the Board all the applications she had. The Town Clerk asked Mr. Babbitt if he had submitted an application; Mr. Babbitt said he didn't know anything about it. The Town Clerk noted that there were other applications for Zoning Board – you are bypassing those who have taken the time to submit applications.

After brief discussion, a motion was made to table action on the appointment by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Resolution Adopting Internet and Acceptable Use Policy: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town of Seneca Falls has procured in-house Information Technology Services (hereinafter IT Services) and has established a Network Administrator for Town IT Services; and

WHEREAS, present IT protocol prudently requires the adoption and existence of uniform policies, practices, and guidelines of IT Services; and

WHEREAS, to effectuate common practices, procedures, and guidelines in the effective operation and delivery of IT Services it is necessary to set forth standards required of all Town IT service users; and

WHEREAS, to secure compliance with such IT service standards, such policy should be incorporated into the Employee Handbook and acknowledged as a condition of employment with the Town of Seneca Falls; and

WHEREAS, An internet and acceptable use policy has been prepared by the Network Administrator and proffered for adoption by the Town of Seneca Falls.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, having read, discussed and reviewed the Network Administrator's proffered policy:

1. Hereby ratifies and adopts the policy annexed hereto as the Town of Seneca Falls Internet and Acceptable Use Policy; and further,
2. Hereby directs that the same be incorporated into the Town of Seneca Falls Employee Handbook at Article 500 thereof, entitled "Operational Policies"; specifically, the within policy shall augment and be in addition to Section 511 thereof entitled "Use of Communications Systems and Equipment" and further,
3. Hereby further directs that all employees, present and future, shall abide by the same; new employees shall initial a copy of the same at the time of hire.

Mr. Avery stated the only thing that caught his eye was that the renewal of passwords would be at the Network Administrator's discretion – it should have said every six or eight months. Mr. Foster said the Comptrollers would like it to be as short as possible. He thinks it becomes very impracticable – he thinks six months is reasonable. The Board's consensus on this is renewal of passwords should be every six months.

Mr. Porretta stated currently, our email is hosted by someone else; would the passwords be changed by them or does Marshal have the ability to change the passwords; Marshal responded that the passwords would be controlled by them. Mr. Porretta mentioned that the Police Department has internal emails – hosted by the Town? Marshal replied that's hosted by Microsoft. Brief discussion followed.

The above motion made by Greg Lazzaro and seconded by Doug Avery to adopt the above resolution adopting the Internet and Acceptable Use Policy was carried 5 ayes, 0 nays.

Resolution Adopting Computer System Security Breach Notification: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town of Seneca Falls has procured in-house Information Technology Services (hereinafter IT Services) and has established a Network Administrator for Town IT Services; and

WHEREAS, present IT protocol prudently requires the adoption and existence of uniform policies, practices, direction and guidelines for a computer system security breach and notification thereof; and

WHEREAS, to that end, a comprehensive Computer System Security Breach Notification Policy as contemplated by Office of Cyber Security and Critical Infrastructure Coordination (CSCIC) is essential; and

WHEREAS, compliance with New York Technology Law Section 208 (8) requires compatible municipal policy; and

WHEREAS, a Computer System Security Breach Notification Policy has been prepared by the Network Administrator and proffered for adoption by the Town of Seneca Falls.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board, have read, discussed and reviewed the Network Administrator's proffered policy:

1. Hereby ratifies and adopts the policy annexed hereto as the Town of Seneca Falls Computer System Security Breach Notification Policy.

No questions. Motion carried 5 ayes, 0 nays.

New Business:

Approval of Special Events: Mr. Spina noted there were three Special Events that are on the Agenda.

Cub Scouts – Location of Fun Free Library: Jackie Bange (Pack 88 Cub Scouts) stated originally, they came here last year requesting to put their Fun Free Library at a location. They chose a location near the Trinity Church on lower Fall Street where the water fountain is. She added this will go towards the Scouts Community Service Award.

Mr. Avery asked if we knew where the property line is. Mr. Lazzaro stated we would have to find out if we own that land and then get back to Ms. Bange.

At this time, Mr. Lazzaro introduced Deborah Waite who is the Acting Assessor.

Resolution – Encumber Funds into 2019: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Seneca Falls Town Board believes it is in the best interest of the Town to encumber monies set aside in the 2018 Budget for the Safe Routes to School Project and the Center Street Water Project which were not completed into the 2019 Budget to allow for completion; and

WHEREAS, the Seneca Falls Town Board believes it is in the best interest of the Town to encumber monies set aside in the 2018 budget for the purchase of a backup generator at the Water Plant into the 2019 budget to allow for the purchase of the generator.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the Principal Account Clerk to encumber \$576,689.25 for the Safe Routes to School Project; \$118,890.57 for the completion of the Center Street Water Project; and \$150,000 to be applied toward the purchase of the backup generator for the Water Plant into the 2019 Budget.

No questions. Motion carried 5 ayes, 0 nays.

Resolution Authorizing Movement of Funds into Reserves and Committed Fund Balances: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Seneca Falls Town Board believes it is in the best interest of the Town to grow reserves and committed funds to be able to complete plans for equipment purchase/replacement and infrastructure growth and repair; and

WHEREAS, certain amounts were budgeted in the 2018 Budget to be set aside for certain reserves and committed fund balances and/or have been approved to use for these purposes, i.e. Sale of Equipment and Sale of Scrap; and

WHEREAS, in order to complete the closing of the 2018 books these monies must be approved to be moved.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the Principal Account Clerk to move to the Highway Equipment Reserve (DA230) the remainder of the funds budgeted for the equipment reserve (DA5130.201) \$14,780.00; the amount of funds from the sale of equipment (DA2665) \$3,095.00; and the amount of funds from the sale of scrap (DA2650) \$2,624.78; and be it

FURTHER RESOLVED, that the Seneca Falls Town Board does hereby authorize the Principal Account Clerk to move to committed fund balance in the Sewer Fund (G201P) the amount remaining budgeted for Sanitary Sewer Projects (G8120.204) \$891,603.35; the amount remaining in the line for the Water Street Pump Station (G8120.210) \$70,000; the amount remaining for work on the 10" Force Main on Kingdom Road (G8120.207) \$3,757.95; the amount remaining in the Contingent Account (G1990.400) \$4,380.96; and finally the amount remaining in the Salary Contingent Account (G1990.401) \$2,400.00.

No questions. Motion carried 5 ayes, 0 nays.

Resolution - Modify Resolution of Approved Water Modification Entries for the 2019 Budget: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board has passed resolutions modifying the 2019 Budget to complete several projects using landfill revenue from 2018; and

WHEREAS, there must be a slight adjustment to the entries approved by Board resolution on February 13, 2019; and

WHEREAS, the Office of the State Comptroller feels the attached entries would best facilitate the Board's desire to accomplish these tasks.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby modify its resolutions as attached to allow the proper transfer of monies to the Water fund to allow the approved additions to the 2019 Budget.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Install New Hydrant on Lake Road Spur: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town Board realizes the urgent need to install a new hydrant on Lake Road Spur; and

WHEREAS, the Water Department received two bids for the materials; F.W. Webb Company was the low bidder at a cost of \$7,734.60.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby authorize the purchase of said materials from F.W. Webb Company for \$7,734.60.

No questions. Motion carried 5 ayes, 0 nays.

Set Public Hearing Date – Repavement of Balsley Road: Mr. Peterson stated that CHA Engineers are working with him and the County relative to the reconstruction and repavement of Balsley Road. CHA will give a presentation as to what will be done; it is a Federally granted project.

A motion was made to schedule a Public Hearing at 6:00 P.M. on March 27, 2019 relative to the reconstruction and repaving of Balsley Road by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Resolution – Sanitary Sewer System Improvement Project SEQRA: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town has, pursuant to the Town Law, created the Town of Seneca Falls Sanitary Sewer System (consisting of the Bridgeport Sewer District, Seneca Falls Sewer District, West Seneca Falls Sewer District and West Seneca Falls Sewer District Extension 1 & 2) (collectively, the “District”); and

WHEREAS, the Town Board has determined that it is necessary and desirable for the Town to undertake a project consisting of the increase and improvement, acquisition and construction of sewer improvements for the District, and the acquisition of land or rights in land necessary therefore, if any, and the acquisition of original furnishings, equipment, machinery or apparatus, including related site work, paving, restoration, and repairs (the “Project”); and

WHEREAS, the Town Board determined that the undertaking of the Project constituted an Action under the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”) thereby necessitating a review of the Project to identify and determine any potentially significant environmental impacts; and

WHEREAS, a Full Environmental Assessment Form (“FEAF”) was prepared by the Town with assistance from Barton & Loguidice, D.P.C. the Town’s Project Engineers (the “Project Engineers”) to facilitate a review of the potential environmental impacts of the Project; and

WHEREAS, the Town circulated Part 1 of the FEAF to all of the other identified, interested and involved agencies, conducted a coordinated review and established itself as lead agency for the Project’s SEQRA review; and

WHEREAS, the Town, as a local agency pursuant to the Regulations, having reviewed the impact of the acquisition, construction and reconstruction of the sewer system improvements comprising the Project upon the environment determined by resolution adopted February 2, 2016 that the Project is a “Type 1 Action” which will not result in any significant adverse impacts to the environment; and

WHEREAS, certain elements of the Project were subsequently revised necessitating minor modifications to the FEAF and thereby triggering the need for a new SEQRA review; and

WHEREAS, by letter dated February 6, 2019 the Town notified all interested and involved agencies of the changes to the Project description, attached an amended part 1 of the FEAF and requested that any questions or comments concerning the revised project elements be addressed to the Town by March 1, 2019 and no questions or comments have been submitted; and

WHEREAS, pursuant to the Regulations, the Town Board has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the Regulations, (b) examining the FEAF for the Project, including the facts and conclusions in Parts 1, 2 and 3 of the FEAF and Part 3 Evaluation Document, together with other available supporting information, to identify the relevant areas of environmental concern, and (c) thoroughly analyzing the identified areas of environmental concern.

NOW, THEREFORE, BE IT RESOLVED, that based upon an examination of the FEAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further on the Town’s knowledge of the area surrounding the Project, the Town of Seneca Falls Town Board makes the following findings and determinations:

1. The Project is accurately described in the FEAF; and
2. The Project constitutes a “Type 1 Action” as the quoted term is used in the Regulations; and
3. No significant adverse environmental impacts are noted in the FEAF for the Project and none are known to the Town Board.

Therefore, the Town of Seneca Falls Town Board hereby determines that the Project will not have a significant adverse environmental impact, and the Town Board will not require the preparation of a Draft Environmental Impact Statement with respect to the Project; and

BE IT FURTHER RESOLVED, that as a consequence of such findings and declaration, and in compliance with the requirements of SEQRA, the Town Board, as Lead Agency, hereby directs the Town Supervisor to sign the FEAF Part 3 indicating that a Negative Declaration has been issued for the Project; and

BE IT FURTHER RESOLVED, that the Town Board directs the Town Supervisor and the Project Engineer to publish notice of, and file a copy of, the Negative Declaration for the Project in accordance with the Regulations; and

BE IT FURTHER RESOLVED, that the Town Supervisor and Project Engineer, together with Counsel for the Town, are hereby authorized and directed to take all actions, serve all notices, and complete all documents in order to give full force and effect of this determination; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Roll Call Vote of Board Members was taken and resulted in 5 ayes, 0 nays. Motion carried

Resolution – Set Public Hearing Date for Sanitary Sewer System Improvement Project: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Seneca Falls Town Board of Seneca County, New York previously requested Barton & Loguidice Engineers, D.P.C., duly licensed Engineers of the State of New York (“Engineers”), to prepare a preliminary map, plan and report for the increase and improvement of the Town of Seneca Falls Sanitary Sewer System Improvement Project Sewer District (consisting of the Bridgeport Sewer District, Seneca Falls Sewer District, West Seneca Falls Sewer Districts Ext. 1 & 2), and pursuant to the Town’s direction, the Engineers have completed and filed with the Town Board such preliminary map, plan and report (the “Preliminary Report”) and have estimated the maximum cost thereof to be Three Million and Five Thousand Dollars (\$3,005,000.00); and

WHEREAS, the Engineers have revised and amended the Preliminary Report to include a more specific description of the work included in the increase and improvement of the Town of Seneca Falls Sanitary Sewer System Improvement Project Sewer District (consisting of the Bridgeport Sewer District, Seneca Falls Sewer District, West Seneca Falls Sewer Districts Ext. 1 & 2.

NOW, THEREFORE, BE IT ORDERED, that a Special Meeting of the Seneca Falls Town Board to be held at the Town Offices located at 130 Ovid Street, Seneca Falls, New York (Seneca County), on the 27<sup>th</sup> day of March, 2019 at 4:00 P.M. to consider said increase and improvement of facilities and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and it is

FURTHER ORDERED, that the Town Clerk publish at least once in the Town of Seneca Falls’ official newspaper, The Reveille, and posted on the signboard of the Town maintained pursuant to Town Law 30(6) a copy of this Order, certified by the Town Clerk, the first publication thereof and posting to be not less than ten (10) nor more than twenty (20) days before the date of such Public Hearing.

Roll Call Vote of Board Members was taken and resulted in 5 ayes, 0 nays. Motion carried.

Resolution – Post-Retirement Medical/Dental Insurance Benefits: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, it is the desire of the Town Board to affirm the revision regarding post-retirement medical/dental insurance benefits for employees (which update was adopted by resolution dated 07/07/2015) hired on or after 07/07/2015; and

WHEREAS, it seems proper and appropriate to make the following adjustments to that revision regarding post-retirement medical/dental insurance benefits for employees (which update was adopted by resolution dated 07/07/2015) for employees hired prior to 07/07/2015, whether hired by the Town or former Village.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Seneca Falls updates and adopts this resolution to revise Section 809 of the Town of Seneca Falls Employee Handbook (Update Adopted 10/04/2011 and revised 07/07/2015) to adjust point 2 of the resolution adopted 07/07/2015 to read:

- 2) WHEREAS, it has been determined to honor for the purpose of post-retirement medical/dental Insurance benefit for employees coming over from the Village at dissolution, all years (approved 06/27/2018) of continuous service with the Village as service credit with the Town, with the understanding that the employee must work a minimum of five years with the Town to apply this additional service credit toward this benefit.

BE IT FURTHER RESOLVED, that for those full time employees hired either by the Town of Seneca Falls or by the former Village of Seneca Falls prior to 07/05/2015 the additional benefit will apply:

Premium Payment – The Town will pay an amount equal to the medical and dental insurance premium rate as per the schedule below for eligible employees (full time employees hired prior to 07/07/2015), dependents and full time Elected Officials at retirement prior to age 65.

15 Years of Service 50% of the Town’s current health plan coverage cost each year

Premium Payment – The Town will pay an amount equal to the medical and dental insurance premium rate as per the schedule below for eligible employees (full time employees hired prior to 07/07/2015), dependents and full time Elected Officials at retirement age 65 or more.

15 Years of Service 70% of a Medicare Supplement Plan for each covered person each year

As further clarification, to be eligible the employee or Elected Official who retires from the Town must have attained age 55 and applied for and been granted a bona-fide retirement benefit from the New York State & Local Employees Retirement System. Police Department post-retirement insurance benefits are stipulated in the current union contract.

Mr. Ferrara stated he doesn’t see this as a bad thing. He sees it as something that the employees should be made whole. Mr. DeLelys mentioned that the Police Department has to have 20 years; why have some at 15 years. He thinks it should be straight across at 20 years – it should all be the same. Brian DeVay stated that the current policy says 20 years; when they came over from the Village, they were told it was 15 years, and then they changed it. Mr. Ferrara asked how many people would be affected; Mr. DeVay replied about 15 people qualify, but only three can use it.

Mr. Porretta stated in 2015 when the Handbook was changed, if there were concerns, why were they not raised at that time – why are we talking about it four years later. Mr. DeVay responded because it was never really explained either way. He added they had 15 years in the Village, and they were told they would have the same

thing. Mr. Porretta said he didn't recall that. Mr. DeVay said their Union had 15 years. Mr. Avery asked what Union that was; Mr. DeVay replied the Village Union – it was their Union contract. Mr. Porretta said he would be interested in seeing that Union contract. Mr. Lazzaro said there were contracts signed with employees that they would get 15 years; Police contract is 20 years and out at any age – it's a whole different ballgame. Brief discussion followed.

Mr. Foster said the exposure to the Town is only three people and the rest would not qualify. He added when it was narrowed down to three people, he opted to recommend approval of this for the reason that – if it comes down to dollars and cents, what is the dollars and cents of having to defend one of these. Further discussion followed.

The above motion made by Greg Lazzaro and seconded by Lou Ferrara to adopt the above resolution relative to post-retirement Medical/Dental Insurance benefits was carried 5 ayes, 0 nays.

Resolution – Authorize Highway to Purchase Bobcats: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Highway Department would like to purchase a bundle package, one bobcat mini-excavator, four bobcats, one bobcat utility vehicle. Two bids were received from DJM Equipment for \$59,907.14 and from Bobcat of Buffalo for \$93,299. These two bids are from the New York State Contract bid pricing; and WHEREAS, these machines will be used in the day-to-day operations of the Highway Department.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the purchase of this bundle package from DJM Equipment for the sum of \$59,907.14. The current four bobcats and mini excavator will be traded in on the new machines. This is a budgeted item for 2019.

No questions. Motion carried 4 ayes, 1 nay; Supervisor Lazzaro with the dissenting vote.

Resolution – Authorize Highway to Purchase Construction Trailer: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Highway Department would like to purchase a new 22-foot construction trailer. Two bids were received, one from Midlakes Trailer for \$7,000 and the other from Seneca Farm and Home for \$6,575; and WHEREAS, this trailer will be used to transport our equipment to the job sites, and will replace the old trailer that will be put out for surplus.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the purchase of the new trailer from Midlakes Trailer for the sum of \$7,000. This is because this trailer is power coated and has torsion springs that makes this trailer sit lower to the ground for easy loading of equipment, where the other trailer has leaf springs and sits higher, and is not power coated. This is a budgeted item for 2019.

No questions. Motion carried 4 ayes, 1 nay; Supervisor Lazzaro with the dissenting vote.

Resolution – Authorize Repairs to 2009 Sweeper (Highway): A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Highway Department would like to have Northeast Sweeper perform repairs to the 2009 Sweeper the Town owns for the sum of \$10,424.81; and

WHEREAS, these repairs are needed to keep the machine running at full capacity.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the repair of the 2009 Sweeper from Northeast Sweeper for the sum of \$10,424.81. This is a budgeted item for 2019.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Antonio Varacalli Day: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

BE IT RESOLVED, that the Town Board approves, pending proper insurance submittal, the Special Event application submitted by It's a Wonderful Life Committee for the Antonio Varacalli Day Celebration scheduled for Bridge Street Bridge on Saturday, April 27, 2019 from 10: AM to 12:30 PM.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Seneca Museum of Waterways Music in the Park: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

BE IT RESOLVED, that the Town Board approves, pending proper insurance submittal, the Special Event application submitted by Seneca Museum of Waterways for the Music in the Park Series scheduled for Thursday evenings in People's Park starting May 30<sup>th</sup> and running through August 19<sup>th</sup> from 5:00 to 9:00 PM.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Generations Bank's Taste & Tunes: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

BE IT RESOLVED, that the Town Board approves, pending proper insurance submittal, the Special Event application submitted by Generations Bank for the Taste & Tunes celebration scheduled for People's Park on Friday, August 16<sup>th</sup> from 4:00 to 10:00 P.M.

No questions. Motion carried 5 ayes, 0 nays.

Request for Waiver of 30-day Notice for Alcoholic Beverage License: The Town Clerk explained that the NYS Liquor Authority requires anyone who intends to apply for an alcoholic beverage license or a renewal must give a 30-day notice to the municipality. Wendy Morley (Canal Street Tavern) just signed a lease for the property, and would like a waiver of the 30 days as she would like to get her license as soon as possible.

A motion was made to waive the 30-day Notice requirement for an Alcoholic Beverage License for Canal Street Tavern by Greg Lazzaro and seconded by Lou Ferrara. No questions. Motion carried 5 ayes, 0 nays.

Resolution Authorizing the Zoning Officer to Treat Property as an Emergency Unsafe Building: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Zoning Officer of the Town of Seneca Falls has reported that several bricks have fallen from the building located at 140 Fall Street in the Town and that this has necessitated that Clinton Street be closed to public traffic in order to ensure the safety of the public; and

WHEREAS, the Zoning Officer has reported that the condition of the building at 140 Fall Street presents a clear and imminent danger to the life, safety or health of people or property in that area and that the building must be immediately repaired and secured or demolished; and

WHEREAS, the Section 131-11 of the Seneca Falls Town Code provides that this Town Board may authorize the Zoning Officer to immediately cause the repair or demolition of any unsafe building that presents such a clear and imminent danger.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Seneca Falls

THAT the Town Board of the town of Seneca Falls hereby finds that the building at 140 Fall Street presents a clear and imminent danger to the life, safety or health of people or property in that area; and

THAT the Zoning Officer is hereby authorized to treat 140 Fall Street as an emergency unsafe building pursuant to Section 131-11 of the Seneca Falls Town Code and immediately cause the building at 140 Fall Street to be repaired and secured; and

THAT the Zoning Officer is hereby authorized to engage the services of a contractor to perform such work without further Town Board authorization and that any such expenses incurred shall initially be a Town charge but shall be a charge against the land at 140 Fall Street and shall be assessed, levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy.

Mr. Zettlemoyer stated the fence is coming down today or tomorrow. He said this was an emergency situation, and he has the right to go in and rectify the situation and make it safe. Mr. Foster stated it was an emergency that came at night, and the next day something had to be done. He said everyone was notified, but it was impractical to call a Board Meeting. He added there really was no time; the weather was calling for 60 MPH winds and the bricks were already flying off the building.

The above motion made by Greg Lazzaro and seconded by Lou Ferrara to adopt the above resolution authorizing the Zoning Officer to treat property as an emergency unsafe building was carried 5 ayes, 0 nays.

Recommendation of NYSDOT – Enhancement of Intersection Warning Signs for Route 89 and Garden Street Extension: After brief discussion regarding the letter from the DOT, Mr. Lazzaro requested that the Highway Committee meet with Mr. Peterson and report back to the Board.

Discussion – Local Law Change for Blocking Sidewalk and Parking Between Sidewalk and Curb: Mr. Foster stated the proposal updates and clarifies and removes some language that was not intended, and clarifies other language on two separate sections. Chief Peenstra stated there has been a lot of discussion on this with the Public Safety Committee, and they requested that he try to come up with some recommendations to try to update the laws so they are more practical for 2019. He discussed some of his recommendations.

After brief discussion, Mr. Lazzaro said there will be a forum in the summer about snow removal, and he thinks this should be added to it.

A motion was made to table this and have further discussion in the summer by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Resolution – Approve Lieutenant and Chief’s Vacation Carryover (2018 to 2019): Mr. Lazzaro stated the Chief came to him and requested that he carry over vacation time and he denied that. The Chief asked Deputy Supervisor Ferrara the day before to carry over vacation time and he said yes. Mr. Lazzaro said irregardless of his discussion with the Chief the year before about carrying over vacation time, the Handbook says “an employees may not accumulate vacation leave credits. Any vacation leave credits remaining unused at the end of the last business day of the calendar year shall be cancelled unless authorized by the Town Supervisor, and shall be limited to five working days”. He added the Chief asked for 79 hours; even if he authorized the vacation carry over, he could only authorize one week of vacation time.

Mr. Lazzaro said at this time, because of his conversation with Chief Peenstra the year before, he denied his request. He added this motion, because of what the Handbook says, at this point in time, is an inappropriate motion and he is ruling it out of order because he can rule it out of order because of what the Handbook says.

Resolution – Approve Labor Relations Attorney to Draft Memorandum of Understanding: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Police Chief and Lieutenant are the only two members of the Police Department that do not receive equal benefits negotiated by the Local 3614 bargaining unit; and

WHEREAS, the purpose of creating a Memorandum of Agreement (MOA) between the SFPD Local 3614 bargaining unit would promote harmonious relations between the parties and establish many of the same conditions set forth in the agreement; and

WHEREAS, it seems appropriate and is recommended by the Public Safety Committee to authorize the Town's labor relations Counsel to draft a Memorandum of Agreement; and

WHEREAS, once this Memorandum of Agreement is drafted, it will then be reviewed by the entire Board and a second resolution will be presented to the Board for decision.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board authorize Roemer, Wallens, Gold and Mineaux LLP to draft a sample Memorandum of Agreement for further Board consideration.

No questions. Motion carried 5 ayes, 0 nays.

Advertise for Part-Time Zoning Officer: A motion was made to advertise for a part-time Zoning Officer by Greg Lazzaro and seconded by Doug Avery.

Mr. Zettlemoyer stated he advertised before and got a few applications. The ones that were qualified denied it. Mr. Lazzaro said Mr. Zettlemoyer really needs that help. He sees the volumes of work that he puts out every month – hopefully, we will get some applicants this time.

After brief discussion, the above motion made by Greg Lazzaro and seconded by Doug Avery to advertise for a part-time Zoning Officer was carried 5 ayes, 0 nays.

Water/Sewer Credits:

A motion was made to approve Water/Sewer credits in the amount of \$2,067.12 as per Memo dated March 5, 2019 by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Payment of Bills:

A motion was made by Greg Lazzaro and seconded by Dave DeLelys to approve and order paid the following bills:

General Fund - \$589,843.58 (Abstract #3)

Recreation Fund - \$6,689.70 (Abstract #3)

Miscellaneous Fund - \$25,808.40 (Abstract #3)

Vince's Park Fund - \$1,062.40 (Abstract #3)

Highway Fund - \$44,595.07 (Abstract #3)

Sewer Fund - \$26,332.58 (Abstract #3)

Water Fund - \$39,340.68 (Abstract #3)

No questions. Motion carried 5 ayes, 0 nays.

At 7:55 P.M., a motion was made to go into Executive Session relative to a personnel issue by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to reconvene the regular monthly Meeting at 8:10 P.M. by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to approve Deborah Waite as full time Acting Assessor, 40 hours a week with benefits at a salary of \$48,000 for the allowable six months, to be increased to \$50,000 when and if she receives credentials from the State, by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Being there was no further business, a motion was made to adjourn the Meeting by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Meeting adjourned at 8:12 P.M.

Respectfully submitted,

NICALETTA J. GREER  
Town Clerk

