

The Seneca Falls Town Board held a regular monthly Meeting on Tuesday, September 4, 2018 in the Town Hall Meeting Room, 130 Ovid Street.

Present were Supervisor Gregory Lazzaro; Councilmen Vittorio Porretta, Douglas Avery, David DeLelys and Louis Ferrara. Also present were David Foster, Town Attorney; Dean Zettlemyer, Zoning Officer; James Spina, Commissioner of Parks & Recreation; Stephanie Holtz, Assessor; James Peterson, Highway Superintendent; Stuart Peenstra, Police Chief; Joseph Tullo, Chief WWTP Operator; Marshal Foster, IT Administrator, Peter Baker, Town Engineer and a Member of the local media.

Supervisor Lazzaro called the regular monthly Meeting to order at 6:00 P.M. A roll call of Board Members was taken and all were present; the Pledge of Allegiance followed.

Petitioners:

Doug Zamelis – General DEC Issues: Doug Zamelis, Attorney for Concerned Citizens of Seneca County and Waterloo Containers, stated when the DEC renewed the Landfill's State Permit last year, it added seven new conditions for Landfill Owners to meet. He filed a FOIL request with the DEC to see if the Landfill was in compliance with those seven conditions, and he was not able to confirm that SMI was in compliance with all the conditions. Mr. Zamelis said before the Board votes to renew the Landfill permit, they are requesting that the Board do its own due diligence and confirm compliance as required by the Town Code.

Mr. Zamelis stated they understand Seneca Meadows is now recording odor complainants with body cameras. They think it's unnecessary and it may have a chilling affect on residents making odor complaints.

Mr. Zamelis referred to Local Law #3 of 2016 and said it was based on the Town of Carroll's local law which was upheld by the Appellate Division. He stated odor was only one of the several bases for that law – it also was based on threats to water pollution, impacts from traffic and dust. He requested, on behalf of Concerned Citizens of Seneca County and Waterloo Container, that the Town not renew the Landfill permit until the Board has assured itself that they are in compliance. He said please leave Local Law #3 of 2016 on the books unless the Court tells the Board to take it off, and they are very confident that's not going to happen.

Michael Ferrara – Budget & Taxes: Michael Ferrara stated he is here as a homeowner and General Manager of the Seneca Falls Country Club to talk about budget and taxes. Seneca Falls Country Club has been in business since 1925, and they provide employment opportunities for over 40 people. They cannot continue to maintain their business model if they continue to face a 65% tax increase. He hopes that in 2019, we will not be in that same place. Mr. Ferrara understands that the budget process is starting, and hopefully, there will be considerations as to what's going to happen as far as budgetary increases. He added a small business like Seneca Falls Country Club will not be able to survive in that type of economic community. He asked that the Board take that into consideration when they start the budget process.

Mr. Ferrara stated he knows that part of the consideration for the increase was landfill payments and the doubt of what was happening with that. It is his understanding that the landfill has met their financial obligation. In addition to continuing to receive over \$3 million in landfill money, the Town Board has increased taxes over 2018. He is not sure if that was allocated in the budget and where the additional \$3 million is being spent during 2018. Mr. Ferrara understands there is a lot of infrastructure that needs to be done. His question is where are the additional funds going to. He applauded Lou Ferrara for voting no last year on that Budget. Mr. Ferrara submitted petitions with over 100 signatures basically with the theme of what he just said.

Stanley Praszkwitz – Budgets: Stanley Praszkwitz stated the Town in 2018 has reduced the expense line by approximately \$2 million. The only step left for the Board to complete the objectives of the municipal merger is to reduce the current high property taxes which were the result of the anticipated non-payment of revenue from SMI. This non-payment never occurred, so the Town received two payments of some \$3 million, creating a substantial reserve. Mr. Praszkwitz pointed out three reasons why property taxes need to be lowered to their former \$6.00 per \$1,000 of assessed value: the Town has demonstrated cost cutting in its current Budget; the Town has ample reserves to effect a tax cut; and the Town has a duty to fulfill the last objective of the municipal merger to lower taxes.

Mr. Praszkwitz mentioned that the Town was run on a tax rate of \$6.00 per \$1,000 for the first five years after the Village dissolution with full services and even a higher expense line than exists now. He said Seneca Falls has proven itself to be highly innovative in reducing costs while maintaining full services, and we need to keep it that way. He asked the Board to bring the tax rate back down to \$6.00 per \$1,000 where it had been for five years and should be again in the next fiscal year and for many more years.

A motion was made to push the tax rate back to what it was last year by Lou Ferrara and seconded by Greg Lazzaro.

Mr. Lazzaro stated the Board used a portion of the money this year that would have been used to reduce taxes, it was used for infrastructure repair – this Town is in well-needed infrastructure repair. He believes we need infrastructure repair – where is the money going to come from if it doesn't come from the help of a big revenue source that we get from SMI. He pointed out that the DEC has sited the Town for violations, such as dumping into the Canal because of sewer breaks and issues with our holding tanks. If we don't fix these things, the DEC will come in and fine the Town heavily. Mr. Lazzaro stated we cannot continue to grow programs and we have to look at some cuts in programs, in all programs, in all departments in order to make this plan work.

Mr. Ferrara asked if there is a plan somewhere – right now, it seems to be shouted in secrecy. Mr. Lazzaro replied Mrs. Warfel has written up how we have used that money – it's in the Board's packet tonight. He added we are using that money from SMI, and there has been a plan this year that the Board voted on for various projects. Mr. Lazzaro stated he agrees with Mr. Ferrara's motion of getting the tax rate down, but during this month and next, the Board has to look at the important infrastructure improvements that need to be made and where the money is going to come from. He added the Board has to start looking at cuts. Further discussion followed.

Mr. DeLelys stated in the past, it has always been the five Board Members going over the Budget; last year, it was just two Board Members going over the Budget. He wants to see it as it was done in the past – with five Board Members meeting and going over the Budget. After lengthy discussion between Mr. Ferrara and Mr. DeLelys, Mr. DeLelys said this year, during the Budget Workshop, he would like all five Board Members present. Mr. Ferrara said absolutely.

Mr. Porretta stated he definitely agrees that the Board needs to lower the taxes. He would like to get a financial standing as to where we are from our Financial Advisor before we go and say we are going to do it.

Mr. Lazzaro stated he thought the Budget Workshops were perfectly well run last year. He doesn't believe all five Members of the Board need to be here because no decisions will be made. He doesn't want any actions taken at Budget Workshops. He believes Budget Workshops should be run by Committees, and no action taken until there is a full Board.

Mr. Avery stated at this point, he thinks this is premature. He understands the desire for tax relief but to do it now before the Budget process is started and then try to craft a Budget to fit it, it's going to be detrimental. He thinks it's great to keep this in mind. Mr. Avery said there is still the question – is Seneca Meadows going to pay the money in 2019, especially if Local Law #3 stays. He added the best thing to do is to budget without that money, and we can prove that somehow, we are able to live without Seneca Meadows money. If they pay it, we get to do extra; if they don't we have a Budget that works, even if it's higher than we all want it to be.

The above motion made by Lou Ferrara and seconded by Greg Lazzaro to push the tax rate back to what it was last year did not carry. The vote was 2 ayes, 3 nays: Greg Lazzaro and Lou Ferrara voted yes, and Councilmen DeLelys, Avery and Porretta voted no.

Valerie Sandlas – Environmental Concerns: Valerie Sandlas, Chairman of the SF Environmental Action Committee, stated the Committee requests that the Board deny the renewal of Seneca Meadows Operating Permit as they believe they are in violation of Town Code and the Host Community Agreement. She said offensive odors, despite the reduction in recent months, continue to be a problem. Despite its claim that complaints are down, Landfill odors continue to pervade our Community and violate Town Code. She mentioned that Odor Inspectors' reports are inaccurate; the vast majority of complaints are not confirmed and regularly deemed no odor detected, when we all know the Landfill occasionally stinks.

Mrs. Sandlas also requested that the Board defend Local Law #3 in Court. She added do not negotiate with the Landfill; please uphold Local Law #3.

Christopher Lytle – Town Planning & Finances: Christopher Lytle stated his concerns are where Seneca Meadows' fees are going; how are they being held; how decisions are being made. At the June Meeting, he was told there was going to be a full review of the Budget vs. Actuals at the next Meeting. He doesn't think that happened – he assumes there has been no Budget reconciliation.

Mr. Lytle stated if there is money that is going to be allocated and taxes are not going to be reduced, he strongly suggests that the Board invest in some planning for the future. There is a point where we just can't keep cutting. He knows there is a Comprehensive Plan and an updated Economic Development Plan. He suggested getting a full written Comprehensive Plan of infrastructure needs from the Town's Engineers. Mr. Lytle also asked the Board to consider investing in future planning from outside professionals that can help lead the way out of this dependency on Seneca Meadows' fees.

Kyle Black – SMI Update: Kyle Black gave a monthly update which shows a decline in the number of complaints over the last five years. He said their \$13+ million capping project and all the hard work that their

odor control and landfill gas people have put in are paying off with much less odor complaints. He explained a chart which shows the number of odor complaints during operating hours and number of complaints after working hours. He noted there is a significant reduction in the number of complaints after hours.

Approval of Minutes:

A motion was made to approve the minutes of the Public Hearing and Meeting of August 7, 2018, the Public Hearing and Meeting of August 15, 2018 and the Special Meeting of August 27, 2018 by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Mr. Lazzaro stated the Board needs to set a date to meet with Mr. Roemer which would be an Attorney/Client Meeting. The date of September 13, 2018 at 2:00 P.M. was set to meet with Mr. Roemer. Mr. Lazzaro indicated that an October date to meet with Mr. Roemer will be set at the September Meeting.

At 7:00 P.M., a motion was made to hold a 5-minute recess 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 7:06 P.M. by Greg Lazzaro and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Reports:

Dog Control Officer: No report.

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

Commissioner of Parks & Recreation: A motion was made to approve Mr. Spina's report by Greg Lazzaro and seconded by Dave DeLelys. 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 Vic Porretta.

Mr. DeLelys commended Mr. Peterson and the Highway Department for the nice job they did in paving eighteen streets. He said it's part of our infrastructure, and a lot of money went into it. Mr. Ferrara mentioned the downtown business district, and asked about the striping. Mr. Peterson responded that he hasn't done the striping yet. He has the prints from the Study that was done, and wants to meet with his Committee. Brief discussion followed.

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

Assessor: A motion was made to approve Mrs. Holtz's report by Greg Lazzaro and seconded by Doug Avery.

Mr. Avery congratulated Kim Rose who passed the Real Property Tax Service Aide test with a score of 100. Mr. Lazzaro said Mrs. Holtz mentioned in her report that she researched the Cold War Veteran exemption. Her report states that currently, the Town of Seneca Falls and Seneca County do not offer this exemption. There needs to be a Public Hearing, pass a local law, and file the appropriate documentation with the Department of State. This all needs to be done by March 1, 2019 if the Board would like to consider offering the Cold War exemption. Mrs. Holtz stated currently, no Town in Seneca County offers the exemption; neighboring towns in other counties have it, but none in Seneca County. Mr. Lazzaro requested that Mrs. Holtz speak with the County Veterans Administration, and said he will speak with them also. Discussion followed.

Mr. DeLelys said this would have to be done by our Attorney. Mrs. Holtz stated yes, this would have to be done by passing a local law and filing it with the State. Mr. Foster mentioned that the Board would have to adopt a resolution of intent to do it. Mr. DeLelys requested that Mr. Foster put together a resolution of intent for the October Meeting.

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

Town Justices: A motion was made to approve the reports of Judge Lafler and Judge Laquidari by Greg Lazzaro and seconded by Dave DeLelys. 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 Doug Avery.

Mr. DeLelys inquired about Academy Square. Mr. Tullo stated the line is up to the building; they are waiting for the heat wave to break so they can have plumbers go up into the attic – the Owner said within two weeks as soon as the weather breaks.

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

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

Chief Peenstra thanked Mr. Spina and his Staff for assisting them with National Night Out on August 1<sup>st</sup>; they made their job so much easier so that they could just enjoy the Event. The Chief stated Generations Bank purchased all of their DARE supplies and also gave them a check for \$352.00 towards DARE related items. He thanked Menzo Case and Generations Bank for donating all those items.

Mr. Lazzaro mentioned the Cayuga Nation Police Force, and said he has been getting a lot of calls about them. He will be discussing this with the Indian Affairs at the County level. He said at this point, they have no jurisdiction in the Town of Seneca Falls – is that correct. Chief Peenstra stated they are using Citizen Arrest powers only. He has numerous communications in with the Bureau of Indian Affairs, Western Attorney's Office, Department of Justice, trying to figure out what authority they are acting under. He added there are a lot of questions that have yet to be answered.

Chief Peenstra mentioned that School is open – please be careful and drive safe. Watch out for the School buses and the kids.

The above motion made by Greg Lazzaro and seconded by Lou Ferrara to approve Chief Peenstra's report was carried 5 ayes, 0 naves.

Barton & Loguidice: A motion was made to approve the report from Barton & Loguidice by Greg Lazzaro and seconded by Lou Ferrara. No questions. Motion carried 5 ayes, 0 naves.

IT Network Administrator: A motion was made to approve Mr. Foster's report by Greg Lazzaro and seconded by Lou Ferrara. No questions. Motion carried 5 ayes, 0 naves.

#### Communications:

A motion was made to receive and file Communications numbered 1 to 10 by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 naves. Communications numbered 1 to 10 are as follows:

1. Monthly Report for the months of May 2018 and June 2018, as per Town Operating Permit and Host Community Agreement, from Seneca Meadows, Inc.
2. Statement of Accounts, April 1, 2011 to July 31, 2018, from Wilmington Trust.
3. Petition to amend a Certificate of Environmental Capability and Public Need regarding Minard Run Oil Company from Integrity Engineering PLLC.
4. Notification from NY Governor's Traffic Safety Committee that the Seneca Falls Police Department has been awarded \$4,214 to participate in the Statewide Police Traffic Services Program.
5. Checks and deposits totaling \$34,558.77 representing copies of Police reports; Center St. bid deposits; Retirees Insurance payments; Family Leave Payment from NYSIF; Judge Lafler and Judge Laquidari's July Repots; Dumpster fees; grave openings; Vince's Park deposits; reimbursement for property damage and restitution.
6. 2017 Annual Report from New York Municipal Insurance Reciprocal (NYMIR).
7. Report and Resolution relative to an application for Minor Subdivision from Seneca County Planning Board.
8. Town Historian's Report for the year 2017.
9. Notice of Petition for review of Tax Assessment, Seneca Boom, LLC vs. Town of Seneca Falls Board of Assessment Review, the Assessor of the Town of Seneca Falls and the Town of Seneca Falls.
10. Checks and deposits totaling \$15,863.17 representing dumpster fees; grave openings; BFD fuel reimbursement; Tilton August rent (60 State Street); Tilton deposit held for closing; tower rent and Community Center deposits.

#### Old Business:

Write-Off Uncollectable Receivables: No report.

Route 414 Sewer Line Transfer from IDA to Town: Mr. Foster stated that he and Mr. Baker will be working on various easements. He thanked Barton & Loguidice for their assistance in coordinating that effort with the actual ground means and legal means.

Installation of Fire Hydrant – Lake Road Spur: Mr. Tullo asked if the Board and Water/Sewer wants him to refer this to Barton & Loguidice. Mr. Lazzaro asked if the next Board Meeting was time enough for an answer as to if it is a feasible project; Mr. Tullo said he would have an answer then.

Policy for Use of Space at Condominium: Mr. Lazzaro said this is still in discussion.

Mr. Foster referred to the closings (60 State Street and 10 Fall Street), and said he will be asking the Board that if he is not able to report at the next Meeting that both of these are closed, he will be requesting that the Board authorize him to issue a time is of the essence notice for a set time in which either of the matters will be closed or the purchase offers will be rescinded. Brief discussion followed.

New Business:

Approval of Special Events: None this month.

Contribution Request – SF Rotary Music Fest: Mr. Lazzaro read a letter from Dave Swenson requesting a contribution for their upcoming SF Rotary Music Festival. Mr. Lazzaro said he thinks it’s very good to give to organizations and it shows good will on the part of this Board. He stated the Auditors who were here said no municipal gifting. He added they said it’s only advisory. Mr. Lazzaro said he will not be moving this – he will leave it up to another Board Member if they wish to do so. No motion was made.

Appropriation of Landfill Revenue: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board is desirous of keeping the residents of the Town of Seneca Falls aware of how the Revenue from the Landfill is being utilized; and

WHEREAS, the Town Board has already appropriated \$213,500 of this Revenue for use in the 2018 Budget year via Board decision.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby agree to the following appropriation of the Revenue from Seneca Meadows through the Second Quarter of 2018 to be utilized for projects already approved by the board, but not yet funded:

Center Street Water Project -	\$375,000
Water Plant Analyzer -	3,820
Contract for Services Water Plant -	5,000
Safe Routes to School TAP Grant -	719,049.50*
Windows Repair at Community Center	3,800
Canal Promenade Fence -	19,000
Landscaping of Town Hall -	13,480

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Town of Seneca Falls Town Board designates \$750,000 of the remaining Landfill revenue from the 4<sup>th</sup> quarter of 2017 through the second quarter of 2018 be set aside for the projects required in the Water System; \$150,000 for the backup generator required at the Water Plant, with the remaining \$600,000 to be placed in a reserve for projects already delineated by the Town Engineering Firm.

\*It is recognized that a large portion of the Safe Routes to School funds, approximately \$575,000 will be reimbursed to the Town by the TAP Grant which will free these funds after reimbursement to be utilized elsewhere.

No questions. Motion carried 5 ayes, 0 nays.

Permanent Appointment of Real Property Tax Service Aide: Mrs. Holtz stated Kim Rose was appointed provisionally pending taking the test. Test results came back last week, and she scored 100 which placed her first on the list.

A motion was made by Greg Lazzaro and seconded by Dave Delelys to adopt the following resolution:

WHEREAS, it is imperative that a qualified candidate be appointed as Real Property Tax Service Aide; and

WHEREAS, Kim Rose was appointed to the position provisionally when hired on April 2, 2018, pending successfully passing the Civil Service exam for real Property Tax Service Aide; and

WHEREAS, Kim Rose has passed the Civil Service exam with a score of 100, ranking first on the list; and

WHEREAS, her current wage of \$14.82 an hour is significantly lower than the starting wage for the Matrix level of the position.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby appoint Kim Rose permanently to the position of Real Property Tax Service Aide effective September 4, 2018 with a wage increase to the starting level of the Matrix of \$18.28 to be retroactive to the date of the re-evaluation of the position, with a probationary period of six months.

No questions. Motion carried 5 ayes, 0 nays.

Salary Adjustment for Deputy Highway Superintendent: Mr. Lazzaro stated he is not going to make a resolution for it. He doesn’t think we can push this motion along because at this point negotiations have started

with the Highway Department to unionize. Mr. Foster asked if the Individual is part of the purported union group; Mr. Lazzaro replied yes. He added it is an appointed position but not a management position. His understanding is he is still going to be part of the union. Mr. Peterson mentioned that it would be a salaried position.

Mr. DeLelys said this is separate from negotiations. The Board appoints deputies for Water, Sewer, etc., - it's a Board decision according to New York State. He added this position is not part of the bargaining unit. After brief discussion, Mr. Foster recommended that this be referred to Mr. Roemer who is specialized Counsel in this area.

Mr. Avery stated a deputy has got to be a deputy whether it's Water Department, Sewer Department or Highway Department; a laborer has to be a laborer whether it's Highway, Water or Sewer. He said the Board needs to make these designations consistent and pay them accordingly – we have to make sure things are consistent. Mr. Foster agreed with Mr. Avery, and said after this is referred to Mr. Roemer, a very quick meeting could be scheduled the middle of the month.

A motion was made to table action until the Board hears what Mr. Roemer says by Dave DeLelys and seconded by Greg Lazzaro. No questions. Motion carried 5 ayes, 0 nays.

Create W/WWTP Operator Trainee Position: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Town Board authorized the creation of two Water/Wastewater Treatment Plant Operator trainee positions, and there is a need to create a third position to backfill due to a retirement.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby authorize the creation of a Water/Wastewater Operator Trainee position.

No questions. Motion carried 5 ayes, 0 nays.

Appointment of W/WWTP Operator: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Town Board authorized the creation of two Water/Wastewater Treatment Plant Operators at the August Meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby authorize the appointment of James Varricchio to one of those positions effective September 7, 2018 at a salary of \$21.72 an hour.

No questions. Motion carried 5 ayes, 0 nays.

Adjust Salary of WWTP Laborer: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board realizes the need to adjust the salary of Laborer Joseph McLane to be commensurate with other Laborers just hired with the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board authorizes adjusting Laborer Joseph McLane's salary to \$18.00 an hour.

Mr. Avery stated this is what he was talking about – the category of Laborer is paid one salary in one department and something else in another department. He added it needs to be consistent across the board. Mr. DeLelys said Mr. McLane has only been employed one month. Mr. DeLelys made a motion that this be tabled. Since there was no second, the motion failed.

The above motion made by Greg Lazzaro and seconded by Doug Avery to adopt the above resolution was carried 4 ayes, 1 nay; Councilman DeLelys with the dissenting vote.

Lease Agreement – House at Water Treatment Plant: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board recognizes the need to ensure for the sake of the tenant that the property located at 3458 Parker Road is habitable; and

WHEREAS, should said property be certified as habitable, the Town Board recognizes the need for a signed Lease Agreement for the leasing of said house.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does authorize a certified inspection be made of said property, and if the property passes inspection, the Board further authorizes Town Supervisor Gregory Lazzaro to sign the attached lease on behalf of the Town Board.

No questions. Motion carried 4 ayes, 1 nay; Councilman DeLelys with the dissenting vote.

Set Public Hearing Date – Seneca County Mitigation Plan: A motion was made to hold a Public Hearing at 5:45 P.M. on Tuesday, October 2, 2018 relative to the Seneca County Mitigation Plan by Greg Lazzaro and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Reclassification of Title of Chief WWTP Operator & Adjust Matrix and Salary: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Town Board acknowledges that the position held by Joseph Tullo as Chief Waste Water Treatment Plant Operator currently oversees both the Water and Sewer Departments; and

WHEREAS, this chain of command is appropriate and needs to be formalized by the Town Board; and

WHEREAS, this action requires a reclassification, change of title and a change to the job description of the Chief Waste Water Treatment Plant Operator; and

WHEREAS, these additional responsibilities also required a re-evaluation of the position in the Matrix and salary paid.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does approve the reclassification of the title Chief Waste Water Treatment Plant Operator to Superintendent of Water and Sewer Operations and Maintenance; appoints Joseph Tullo as Superintendent of Water and Sewer Operations and Maintenance; modifies the chain of command for the Water and Sewer Departments to include the reporting of the Chief Water Treatment Plant Operator to the Superintendent of Water and Sewer; adds the position of Superintendent of Water and Sewer to the Salary Matrix as a Grade Level 17, and adjusts the salary of Joseph Tullo to \$91,000 annually.

Discussion followed relative to revising the Matrix and adopting this document before the Board actually gets into salaries. Mr. DeLelys said he would like to add an amendment in that he would like to see his licenses; Mr. Tullo replied that they are hanging on the wall in the Plant and in his personnel file.

Mr. Lazzaro requested that the two people working on this explain what the rationale behind this was. Mr. Avery explained that we lost the Operator of the Water Plant and Mr. Tullo has taken on those added responsibilities. The Board has been assured that he possesses all the licenses he needs to do that. Mr. Avery said he will go back to paying rent if the house is deemed habitable. Mr. Tullo is being paid for his expertise and his licenses to operate Water and Sewer. Further discussion followed.

Mr. Ferrara mentioned the house and the rent, and said at some point down the road the Board should discuss taking that building down. He thinks the Town should not be in the rental business.

Mr. Lazzaro thanked Mr. Avery and Mr. DeLelys for working on this Committee.

The above motion made by Greg Lazzaro and seconded by Lou Ferrara to adopt the above resolution reclassifying the title of Chief WWTP Operator and adjusting the Matrix and salary was carried 5 ayes, 0 naves.

Adjust Job Description of Chief WTP Operator: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Town Board acknowledges that the position held by Joseph Tullo as Superintendent of Water and Sewer Operations and Maintenance oversees both the Water and Sewer Departments; and

WHEREAS, this chain of command is appropriate and has been formalized by the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby adjust the Job Description of the Chief Water Treatment Plant Operator to include the position reporting to the Superintendent of Water and Sewer Operations and Maintenance in the Water and Sewer Department chain of command.

No questions. Motion carried 5 ayes, 0 naves.

Declare Ricoh Copier Surplus and Send to Recycle: A motion was made by Greg Lazzaro and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Ricoh Aficio MP C2500 PCL5c copier located in Suite 150 no longer has parts available for repair due to its age; and

WHEREAS, said copier has been replaced.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby declare the Ricoh Aficio MP C2500 PCL5c copier surplus, and requests said copier be sent to recycle.

No questions. Motion carried 5 ayes, 0 naves.

Authorize W/S Account Clerks Attendance at Advanced Account School: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to adopt the following resolution:

WHEREAS, the Town of Seneca Falls Town Board recognizes the importance of continued growth in their position as employees; and

WHEREAS, the Comptroller's Office also places high value on educating employees in their roles and offers continuing education courses.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board does hereby authorize Kassandra Gramling and Sarah Wright to attend the Advanced Accounting School on November 14-16, 2018 in Watertown; and be it

FURTHER RESOLVED, that the Town will compensate on a per diem basis for meals, mileage at the adopted rate, with a per diem for lodging unless room costs exceed the per diem allowed, then the Town will pay for the actual cost of lodging.

No questions. Motion carried 5 ayes, 0 nays.

Appoint Attorney for Heritage Preservation Commission: Mr. Lazzaro read the following resolution:

WHEREAS, at a Special Meeting held on August 23, 2018, the Town of Seneca Falls Heritage Preservation Commission passed a motion requesting the Town Board appoint the firm of Hancock Estabrook LLP to represent it in connection with the applications submitted by Peter Koch and Circle K in relation to 201 Fall Street, Seneca Falls.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Supervisor is directed to enter into and execute the attached "Engagement Letter and Agreement" with Hancock Estabrook LLP, dated August 25, 2018, providing for representation of the Town Heritage Preservation Commission regarding applications pending before it, filed by Peter Koch and Circle K, in relation to 201 Fall Street, Seneca Falls, and all proceedings related thereto.

A motion was made to adopt the above resolution appointing Attorney for Heritage Preservation Commission by Doug Avery. Since there was no second, the motion failed.

Soundproofing of Two Interview Rooms: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, it has been determined by the Public Safety Committee and Town Engineers that the two Interview Rooms within the Seneca Falls Police Department require soundproofing material; and

WHEREAS, an RFP was sent out by the Town Engineers Barton & Loguidice to acquire estimates based on the Engineers' recommendations; and

WHEREAS, it seems appropriate and is recommended by the Police Chief and the Public Safety Committee to approve the low bid from the RFP that was received from Accurate Acoustical.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board approves soundproofing the two Interview Rooms by Accurate Acoustical, Inc. in the amount of \$14,625. Monies for this purchase will come from fund balance and transferred into the A1620.406 Building Miscellaneous line item.

No questions. Motion carried 5 ayes, 0 nays.

PD – Declare Surplus and Sell Certain Items: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to declare the following items surplus for the Seneca Falls Police Department:

1. 2015 Ford Police Utility
2. 2007 Ford Taurus
3. Four iPhone 6s
4. Two Panasonic Toughbook CF-31 Laptop Computers
5. Five 870 12-gauge shotguns

Items 1-4 will be sold at auction, and Item 5 will be sold to a Federal firearms dealer. Monies received from these items will go into the Police Department's Surplus Vehicle and Equipment Fund.

No questions. Motion carried 5 ayes, 0 nays.

Purchase (Replace) Two 2019 Ford Police Utility Vehicles: A motion was made by Greg Lazzaro and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, it has been determined that the deadline to order a 2019 Ford Police Utility vehicle ends September 21, 2018; and

WHEREAS, Ford has indicated that the 2020 Police utility body style will change slightly, this creating increased aftermarket costs due to certain equipment no longer fitting in the new design. Cost for the 2020 Ford Police Utility are anticipated to increase 7% or \$3,300 per vehicle; and

WHEREAS, the Police Department has the ability to save thousands of dollars by entering into an agreement with Enterprise before September 21, 2018 to purchase replacement 2019 Patrol vehicles now, and are not required to pay on these vehicles until receiving them in May or June of 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Police Department is authorized to sign an agreement with Enterprise before September 21, 2018 to purchase two 2019 Ford Police Utility vehicles to replace aging patrol vehicles in 2019.

No questions. Motion carried 5 ayes, 0 nays.

PD – Accept Resignation of Officer Ryan Camacho: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to regrettably accept the resignation of Ryan Camacho from the position of Police Officer with the Seneca Falls Police Department.

Chief Peenstra thanked Officer Camacho for his dedication, compassion and professionalism to the Department, Citizens and those that visited Seneca Falls. Chief Peenstra and Members of the SF Police Department wish nothing but the best for Officer Camacho in his future endeavors with the Geneva Police Department, and a safe law enforcement career.

No questions. Motion carried 5 ayes, 0 nays.

Backfill Vacant Full Time Police Officer Position: Mr. Lazzaro requested that another Board Member read the resolution. Mr. Ferrara read the following resolution:

WHEREAS, during the September 4, 2018 Town Board Meeting the Town Board accepted Officer Ryan Camacho’s resignation effective August 25, 2018; and

WHEREAS, the Seneca Falls Police Department now has a full time Police Officer vacancy; and

WHEREAS, it is the recommendation of the Police Chief and the Public Safety Committee to backfill this position with Josef Shaffer.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the backfilling of the full time vacant position with Josef Shaffer.

A motion was made by Lou Ferrara and seconded by Dave DeLelys to adopt the above resolution backfilling the full time vacant Police Officer position with Josef Shaffer.

Mr. Lazzaro stated his comments on lowering the tax rate and what the Board needs to do stands. He will be voting no on this resolution.

The above motion made by Lou Ferrara and seconded by Dave DeLelys to adopt the above resolution backfilling the full time vacant Police Officer position with Josef Shaffer was carried 4 ayes, 1 nay; Supervisor Lazzaro with the dissenting vote.

Chief Peenstra introduced Mr. Shaffer and said he is a graduate of Waterloo High School and enlisted in the USAF where he was with the Department of Security, then a part-time Police Officer for Waterloo Police Department. The Chief said they are honored and privileged to have Mr. Shaffer on the Police Department.

Mr. Ferrara noted this is not an added position. He said this is part of what he wanted – to make sure public safety stays the same. He will do his part to maintain the status quo.

Draft Agreement –NYS Route 318/Route 414 Intermunicipal Sewer System: A motion was made by Greg Lazzaro and seconded by Lou Ferrara to approve the draft Intermunicipal Agreement between the Town of Seneca Falls, Seneca County, Town of Tyre and Town of Junius to address existing and future out-of-district users along the Route 414/318 corridors.

Mr. Avery stated we have been waiting for this agreement for quite a while. Mr. Baker stated the County is taking ownership, and the Town will be paid by the County for maintaining the system’s pump stations and sewers and by the users for treatment of wastewater (at current rates). The treatment rates are consistent with any out-of-district user that conveys flow to Seneca Falls.

Water/Sewer Credits: None.

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 - \$83,427.66 (Abstract #9)       | Recreation Fund – 15,692.76 (Abstract #9)    |
| Miscellaneous Fund - \$25,898.58 (Abstract #9) | Vince’s Park Fund - \$7,590.08 (Abstract #9) |
| Highway Fund - \$469,402.70 (Abstract #9)      | Sewer Fund - \$25,519.73 (Abstract #9)       |
| Water Fund - \$129,051.92 (Abstract #9)        |                                              |

No questions. Motion carried 5 ayes, 0 nays.

At 8:05 P.M., a motion was made to go into Executive Session relative to Police negotiations by Lou Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to reconvene the regular monthly Meeting at 8:20 P.M. by Dave DeLelys and seconded by Lou Ferrara. No questions. Motion carried 5 ayes. 0 nays.

Being there as 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 8:21 P.M.

Respectfully submitted,

NICALETTA J. GREER  
Town Clerk



