

The Seneca Falls Town Board held three Public Hearings and a regular monthly Meeting on Tuesday, November 3, 2021 at the Seneca Falls Community Center, 35 Water Street, Seneca Falls.

Present were Supervisor Michael Ferrara; Councilpersons David DeLelys, Steven Churchill, Dawn Dyson and Douglas Avery. Also present were Patrick Morrell, Attorney for the Town; Richard Stabinsky, Zoning Officer; Mary Jones, Interim Recreation Director; Stuart Peenstra, Police Chief; James Peterson, Highway Superintendent; Joseph Tullo, Chief WWTP Operator and Town Engineer Peter Baker.

Public Hearing – Kingdom Road Pump Station Force Main Improvements: At 6:00 P.M., a motion was made to open the Public Hearing relative to the Kingdom Road Pump Station Force Main Improvements by Dawn Dyson and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Mr. Baker stated the purpose of the Public Hearing is in support of the pending bond resolution. This is a 40-year-old pump station located on the opposite side of Balsley Road. The pump station is in long need of repair; it discharges into a force main that is 40 years old. Mr. Baker said the project will provide a more safe and effective conveyance and increased capacity which will allow for additional development. It provides an essential service to replace a pump station that is long past its useful life. He noted the overall project cost is \$2.75 million.

Mr. Baker stated there is a grant program with the State that MRB is working with the Town, B&L and the Town's Bond Counsel to complete that application. He said the drive here is to apply for the grant, demonstrate to the State that the Town is ready to move on the project - they advanced the design so they anticipate this is going to be 2022 construction.

Mr. Ferrara asked if there were any comments from the public. Since there were no comments from the public, a motion was made to close the Public Hearing at 6:10 P.M. by Dawn Dyson and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Public Hearing – 2022 Preliminary Budget: At 6:10 P.M., a motion was made to open the Public Hearing relative to the 2022 Preliminary Budget by Doug Avery and seconded by Dawn Dyson.

Mr. Ferrara stated he presented the Tentative Budget to the Board in October. There were three Budget Workshops where a lot of hard work went into the Budget to get it to the Preliminary Budget. He said after the Public Hearing and probably one more Meeting, the 2022 Budget will be adopted – it has to be adopted by November 20th.

Mr. Ferrara put together a summary of the Budget which the Board reviewed. Total appropriations is \$13,519,530.00, which is an increase of \$857,313.00, a 6.3% increase. Revenue is projected to be up \$381,039, a 4.8% increase.

Mr. Ferrara reviewed the Reserve Funds. Under the A Fund, Tax Stabilization is \$1,804,061.24; Police Equipment is \$37,339.32 and Capital Reserve in General Fund is \$454,724.76. Under Highway Reserve, Equipment is \$331,236.17 and Bridge Reserve is \$86,396.65. Under Water Reserve, Capitol Projects is \$1,705,988.72. Under Sewer Reserve, Capital Projects is \$5,152,705.90. Mr. Ferrara stated a lot of landfill revenue has gone into Sewer Reserves over the last few years because that's where most of the work will have to be done. Sewer - Equipment Reserve is \$10,588.68, and Under Vince's Park, Capitol Project Reserve is \$16,974.88.

Mr. Ferrara stated the amount raised by taxes is \$4,815,789, a 10.2% increase. The tax rate per \$1,000 is: for those in the former Village - \$10.16, a 4% increase. For those in the Town - \$9.99, a 4% increase.

Mr. Ferrara said this Budget uses \$430,000 from Reserves; \$472.412 from Unexpended Fund Balance, and \$1,100,000 from 2022 Landfill Revenue. He added we are about \$16,000 over the tax cap limit. His suggestion would be to eliminate the \$16,000 so that we don't have to exceed the tax cap limit. He noted the Board will have one final Meeting to determine how to get below the tax cap limit. There is a couple of things in the Budget that he, personally, would like taken out that needs to be discussed - \$4,000 for the Ludovico Trail, and \$2,100 for hosting the video on Finger Lakes TV – with our new website, it will be on the website and YouTube.

Mr. Ferrara asked if there were any questions or comments from the Board or the public. Since there were no comments or questions, a motion was made to close the Public Hearing at 6:25 P.M. by Dave DeLelys and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Public Hearing - Proposed Local Law – Override Tax Cap Levy Limit: At 6:25 P.M., a motion was made to open

the Public Hearing relative to the proposed Local Law to override the tax cap levy limit by Dawn Dyson and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Mr. Ferrara explained that there has to be a local law and you have to register with the State if you go over the tax cap limit. This is just a safeguard in case we have to go over the limit. He asked if there were any comments from the public.

Since there were no comments from the public, a motion was made to close the Public Hearing at 6:30 P.M. by Steve Churchill and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Supervisor Ferrara opened the regular monthly Meeting at 6:30 P.M. A roll call of Board Members was taken and all were present; the Pledge of Allegiance followed.

Petitioners:

Paul Kelsey – Taxes: Paul Kelsey asked how much of the Police Department budget is in the General Fund; Mr. Ferrara replied it's about 40% of the overall Budget – about \$1.8 million. Mr. Kelsey asked if Bridgeport Playground is still in the Budget; Mr. Ferrara replied it's out of the Budget. Mr. Kelsey asked if there was going to be a 15% increase in taxes; Mr. Ferrara replied no, right now, if nothing changes, it's 4%. Mr. Kelsey asked if we are keeping Vince's Park; Mr. Ferrara replied correct – it's in the Budget. Mr. Kelsey asked about Kids Territory; Mr. Ferrara replied yes – we are keeping the Community Center, Playgrounds, our Parks, etc. Mr. Kelsey asked if the Board is going to look at increasing the Landfill contribution to \$5 million - \$6 million to decrease taxes. Mr. Ferrara said we have had this discussion – the Board is in a position right now – in 2025, the Landfill is slated to close. Mr. Kelsey said it's up to the DEC.

Jessica Lambert – Miller Street Flooding: Jessica Lambert stated she understands the storm drain was partially cleared, but not completely cleared when they did the roto-routing. When we had the rain on October 27th, her yard was flooded again and her neighbors were flooded. She was told that the 4" pipe that runs perpendicular to the storm drain is supposed to be a backup plan to test the overflow – when you have 6" to 8" of water, she is not sure how a 4" pipe is supposed to help clear that water. Ms. Lambert asked if there are laws or codes against other people's drain water coming into her yard – that's what is happening.

Mr. Ferrara stated we spent \$5,200 in trying to clean out the pipes. He said tonight, there will be a motion under New Business to do an engineering plan for her neighborhood, Chapel Street, Oak Street, etc. to figure out the drainage situation which is the first step to take. After the plan is done and a design, there will be an RFP and actual construction. Mr. Ferrara said that is not going to help her in the short term, but the whole entire town and whole region is experiencing severe flooding. He added the infrastructure was built not to handle the type of water we are getting.

Mr. Ferrara said there are many residents and businesses where their storm water is going into our sewer lines. When that happens, the sewer line can't handle the influx of water, and things start backing up. After further discussion, Ms. Lambert said she is here to remind the Board that this has to be done. Mr. Ferrara said he agrees, and he doesn't think there is anyone on the Board who doesn't feel the same way she does – we have to start someplace, and that's with an engineering plan.

Approval of Minutes:

A motion was made to approve the minutes of the regular monthly Meeting of October 5, 2021 by Dawn Dyson and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to approve the minutes of the Budget Workshop of October 7, 2021 by Dawn Dyson and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Reports:

Dog Control Officer: A motion was made to accept the Dog Control Officer's report for the month of October 2021 by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Zoning Officer: A motion was made to accept Mr. Stabinsky's report by Michael Ferrara and seconded by Doug Avery.

Mr. Ferrara noted they are working on some zoning issues. There is a lawsuit against the Town that was filed

by Cayuga Nation which claims because 126 Bayard Street is in an R-1 zone, the Town is not doing enough to close the business down – it's in the process, as we are working on it. We also have a notice of violation for another property on Lake Road; it's a barn that is selling some different stuff out of it -it's owned by a Cayuga Nation Member. A letter was sent to them.

Mr. Churchill referred to Mr. Stabinsky's report and asked why some fees don't have any dollar amount. Mr. Stabinsky replied they could be for roofs – there is no charge for roofs as the County charges a fee.

Mr. Ferrara stated the Development Committee who is working on the Moratorium met with the combined Planning and Zoning Boards to share thoughts. A final recommendation will be coming back to the Board in the next couple of months. Mr. Avery said he attended that Meeting, and it was just about sola; if nothing else, it proved to him that a moratorium was needed.

Mr. Churchill said the Comprehensive Plan should have been reviewed and updated first. Then the Codes could conform to the Comprehensive Plan. He added we really need to visit that first. He doesn't know if there is any effort to do that. Mr. Ferrara said they looked at the Comprehensive Plan, and a lot of the things in the Comprehensive Plan they have been working on – it's economic development; use of renewable energy; a green energy corridor on Rt. 414. He added the SFDC Comprehensive Plan has also been a guide. He mentioned that the Comprehensive Plan certainly should be re-visited – it's probably ten years old. Mr. Avery said he agrees that the Comprehensive Plan should be updated, but the things that were discussed that night were pretty specific, and would not be in a Comprehensive Plan. Brief discussion followed.

The above motion made by Michael Ferrara and seconded by Doug Avery to accept Mr. Stabinsky's report was carried 5 ayes, 0 naves.

Parks & Recreation: A motion was made to accept Mrs. Jones' report by Dawn Dyson and seconded by Doug Avery.

Mrs. Dyson thanked Mrs. Jones for the great job she did for the Halloween Event. Mrs. Jones said they had a lot of volunteers; downtown businesses and organizations participated - there were about 300 kids.

The above motion made by Dawn Dyson and seconded by Doug Avery to accept Mrs. Jones report was carried 5 ayes, 0 naves.

Highway Superintendent: A motion was made to accept Mr. Peterson's report by Doug Avery and seconded by Dawn Dyson.

Mr. Peterson noted the Fall Leaf and Brush pickup is Monday, and Winter parking took effect November 1st. Mr. Avery mentioned that leaves and brush should be put out the day before – pickup is one day only.

The above motion made by Doug Avery and seconded by Dawn Dyson to accept Mr. Peterson's report was carried 5 ayes, 0 naves.

Assessor: A motion was made to accept Mrs. Von Wald's report by Steve Churchill and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Attorney for the Town: Mr. Morrell stated Mr. Ferrara already addressed the most recent lawsuit that the Town is now a party to that happened this week. He has nothing to report that is not on the Agenda.

Water & Sewer: A motion was made to accept Mr. Tullo's report by Doug Avery and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Town Justices: No report.

Police Chief: A motion was made to accept Chief Peenstra's report by Dave DeLelys and seconded by Michael Ferrara. No questions. Motion carried 5 ayes, 0 naves.

Barton & Loguidice: A motion was made to accept Town Engineer Peter Baker's report by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

MRB Grant Writing Services: A motion was made to accept the report of MRB Grant Writing Services by Michael Ferrara and seconded by Dawn Dyson.

Mr. Ferrara mentioned there are two big grants that have applications due November 22nd. He will be meeting with MRB, Barton & Loguidice, the Bonding Attorney, Donegan Group to finalize everything.

The above motion made by Michael Ferrara and seconded by Dawn Dyson to accept the report of MRB Grant Writing Services was carried 5 ayes, 0 nays.

SF Development Corporation: Mr. Avery stated the SF Development Corporation did not meet in October. They will be meeting this month, and he will have something for the December Meeting.

Communications:

A motion was made to receive and file Communications numbered 1 to 8 by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays. Communications numbered 1 to 8 are as follows:

1. Monthly Report of all monies received and disbursed during the month of July 2021 from Town Supervisor.
2. Note from SF Canalfest Committee thanking Board for its support and donation for this year's Canalfest.
3. Minutes of the Seneca County Planning Board Meeting of September 9, 2021.
4. Network News from Cayuga Lake Watershed Network.
5. Minutes of the Heritage Preservation Commission Special Meeting of September 23, 2021.
6. Minutes of the Heritage Preservation Commission Meeting of September 28, 2021.
7. Dog Control Officer Inspection Report from NYS Dept. of Agriculture & Markets.
8. Municipal Shelter Inspection Report from NYS Dept. of Agriculture & Markets.

Old Business:

Sale of Surplus Property: Mr. Morrell referred to 115 Fall Street and said they are getting the closing together. He has orders out to get some updated information regarding the title work; once they get that, they should be able to put this to bed.

Town Demands related to SMI License to Operate Landfill: Mr. Morrell stated they are getting their side of things together and sending it over so they can sit down and discuss it with them.

New Business:

Approval of Special Events: Mrs. Jones stated Brad VanDusen Photography wants to set up a mini-shoot day at the Gazebo on November 20th; she has his insurance.

A motion was made approving Brad VanDusen's request to hold a Mini-Shoot Day at the Gazebo by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

2022 Preliminary Budget: The Board discussed dates to hold another Meeting for the Budget; also, to schedule a Public Hearing for the bond resolution. It was decided that the Public Hearing and Special Meeting will be held at 5:00 P.M. on Tuesday, November 16, 2021 in the Town Offices Meeting Room.

2021 Budgeted Contribution – SF Historical Society: A motion was made to approve the budgeted contribution of \$7,000 to the SF Historical Society by Steve Churchill and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Proposed Local Law #8 – Override Tax Levy Limit: Mr. Morrell stated this doesn't have to be done tonight if the Board is not going to adopt the Budget. He suggested carrying that forward with the Budget itself.

Resolution – Establish Lead Agency for Kingdom Road Pump Station & Force Main Project Improvements: A motion was made by Steve Churchill and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, the Town of Seneca Falls (Town) is proposing the Town of Seneca Falls Kingdom Road Pump Station and Force Main Improvements Project (Project), located in the Town of Seneca Falls, Seneca County, New York; and

WHEREAS, the Project has been classified as a "Type 1 Action" as defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 611.4; and

WHEREAS, the Town of Seneca Falls sent a letter and Part 1 of a Full Environmental Assessment Form (FEAF) to other potentially "Interested Agencies" and "Involved Agencies" (as these terms are defined in the SEQRA Regulations found at 6 NYCRR 617.2), indicating the Town's desire to serve as the "Lead Agency" (as this quoted term is defined in the SEQRA Regulations) and to complete a coordinated review of the Project (in accordance

with 6 NYCRR Part 617.6; and

WHEREAS, responses from Interested and Involved Agencies were requested, and each of the potentially Interested and Involved Agencies has agreed to, or raised no objections to, the Town of Seneca Falls Town Board serving as Lead Agency for the Project; and

WHEREAS, pursuant to the SEQRA Regulations, the Town of Seneca Falls has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the SEQRA Regulations, and (b) examining the FEAF of the Project, including the facts and conclusions in Parts 1, 2 and 3 of the FEAF, together with other available supporting information, to identify the relevant areas of environmental concern.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board hereby establishes itself as Lead Agency for the Project; and

BE IT FURTHER 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 upon the Town’s knowledge of the area surrounding the Project, the Town of Seneca Falls Town Board makes the determination that the Project will not have a significant adverse environmental impact and that the Project will not require the preparation of a Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, as a consequence of such findings and determination, and in compliance with the requirements of SEQRA/SERP, the Town of Seneca Falls Town Board, as Lead Agency, hereby directs the Town Supervisor to sign the FEAF Part 3 – Determination of Significance indicating that a Negative Declaration has been issued for the Project; this Resolution will take effect immediately and will be properly noticed.

A roll call vote was taken, resulting in the following:

Supervisor Ferrara – Yes	Councilman DeLelys – Yes
Councilman Churchill – Yes	Councilwoman Dyson – Yes
Councilman Avery – Yes	

Motion carried 5 ayes,0 naves.

Resolution of Support & Authorization – Clean Water Grant Application for Kingdom Road Pump Station Upgrades:

A motion was made by Steve Churchill and seconded by Doug Avery to adopt the following resolution: WHEREAS, the Town of Seneca Falls (Town) supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) application on behalf of the Town, for the replacement of the Town of Seneca Falls Wastewater Treatment Plant’s (WWTP) Kingdom Road Pump Station Upgrades, hereinafter referred to as the Project; and

WHEREAS, the NYS Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water quality infrastructure projects that protects public health and improves water quality; and

WHEREAS, and Engineering Report entitled “Wastewater Treatment Plant Improvements” dated June 2020 and updated February 2021, recommends implementing the Project to help improve water quality and protect public health; and

WHEREAS, the Seneca Falls Town Board passed a bond resolution (the “Bond Resolution”) on November 3, 2021 authorizing the borrowing for implementation of the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Seneca Falls Town Board identifies the Town Supervisor as the authorized representative of the Town to submit the WIIA application on behalf of the Town and execute all associated documents relative to and as required for the WIIA application, including the funding agreement and financial application, as applicable; and

BE IT FURTHER RESOLVED, that the Town Board authorizes the undertaking of this WWTP Project with a maximum total project cost as stated in the Bond Resolution passed on November 3, 2021, including expenditures necessary to meet any required local match, including any cash and/or in-kind services; and

BE IT FURTHER RESOLVED, that the Town shall provide local matching funds totaling at least 75% of the Project costs in the form of in-kind services or cash contributions appropriated and obligated through State Revolving Fund (SRF) or other approved financing of funds, in accordance with the Bond Resolution; and

BE IN FURTHER RESOLVED, that the Seneca Falls Town Board supports the Project and submission of the 2021 WIIA grant application on behalf of the Town to improve water quality and protect public health.

A roll call vote was taken resulting in the following:

Supervisor Ferrara – Yes	Councilman DeLelys – Yes
Councilman Churchill – Yes	Councilwoman Dyson – Yes
Councilman Avery – Yes	

Motion carried 5 ayes, 0 naves.

Resolution – Temporary Wage Adjustment: A motion was made by Dave DeLelys and seconded by Doug Avery to adopt the following resolution:

WHEREAS, due to the resignation of Kassandra Gramling effective July 31st and the scheduled surgery and disability recovery time of Beverly Warfel, Sarah Wright was left with the sole responsibility of the Finance Office from August 3, 2021, fulfilling the job roles of three full time employees, until the return of the Principal Account

Clerk on September 27, 2021; and

WHEREAS, she faithfully went above and beyond her immediate job responsibility ensuring payroll, retirement reports, prepay, and abstract checks were not missed, while keeping up with her own responsibilities of water billing, collecting payments and maintaining the water office, plus a myriad of other duties; and

WHEREAS, she also functioned as benefits coordinator during open enrollment, ensuring employees were able to receive information regarding the current Town offerings, and entered the majority of the Tentative Budget for 2022.

THEREFORE, BE IT RESOLVED, the Seneca Falls Town Board does gratefully acknowledge and appreciate Sarah's commitment to the Town; and

BE IT FURTHER RESOLVED, that for those eight weeks of service Sarah Wright's wage will be temporarily adjusted to the wage of the Principal Account Clerk for her regular hours worked. These wages will be paid in a special payroll retroactive to August 3, 2021 and ending with the return of the Principal Account Clerk on September 27, 2021. The total amount is \$1,651.20.

The funds to be transferred from A1010.120, Principal Account Clerk to A1010.123 Senior Account Clerk.

Mr. Avery stated basically, this is for the time after Mrs. Gramling left and Mrs. Warfel was out; she actually moved down on the marix when she took on all these responsibilities. Mr. Churchill said this is going to increase her wages for the year. He added it might be prudent to give her a one-time stipend or bonus that doesn't roll into her wages. Mr. Morrell mentioned that there are no bonuses for municipal employees. Discussion followed.

The above motion made by Dave DeLelys and seconded by Doug Avery relative to the temporary wage adjustment for Sarah Wright was carried 5 ayes, 0 naves.

Resolution – Grant Sick Leave Reimbursement: A motion was made by Dave DeLelys and seconded by Doug Avery to adopt the following resolution:

WHEREAS, Joseph McLane was injured at work on January 11, 2021, which subsequently resulted in surgery and recovery time for the incident; and

WHEREAS, at the time the Town still had a small amount of sick leave in the sick leave bank; and

WHEREAS, the elimination of the sick leave bank benefit was not removed from the Employee Handbook until March 3, 2021 with the adoption by the Town Board of the updated Employee Handbook.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does authorize the payroll clerk to add 10.50 hours of sick leave from the balance in the sick leave bank to Joseph McLane to cover the amount of sick time overdrawn for his injury; and

BE IT FURTHER RESOLVED, that any amount remaining in the sick leave bank be dissolved at the conclusion of the transfer to Mr. McLane as no further work injuries occurred prior to the changing of the Employee Handbook which caused an employee to overdraw sick leave credits.

No questions. Motion carried 5 ayes, 0 naves.

Resolution – Creation of Senior Account Clerk Position – Finance Office: A motion was made by Dave DeLelys and seconded by Doug Avery to adopt the following resolution:

WHEREAS, Principal Account Clerk Beverly Warfel will be retiring in 2022, thereby leaving the Finance Office short staffed; and

WHEREAS, the resignation of Kassandra Gramling depleted the office of a third of its trained staff; and

WHEREAS, the Finance Office cannot afford to wait until Mrs. Warfel's retirement to meet the staffing needs of the office as training is required.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does create the position of Senior Account Clerk and does authorize the Town Supervisor to begin the process with Seneca County Personnel to create, post and accept applications for the position; and

BE IT FURTHER RESOLVED, that the acceptable candidate will be placed in the matrix as a Senior Account Clerk on a probationary status at the beginning wage for the grade level of \$21.72.

Mr. Churchill said this will add a third person to that Office; Mr. Avery corrected that – fourth person. Mr. Churchill stated Sarah Wright carried the load of all three positions for two months – why do we need four people in that Office. Mrs. Wright replied that is so Mrs. Warfel can train that person before she leaves. She is still learning from Mrs. Warfel; hopefully, when Mrs. Warfel retires, she can pass the test and the Board promotes her to Principal Account Clerk, which would leave the Senior Account Clerk open. She added after Mrs. Warfel is gone, one of the positions will dissolve. Further discussion followed.

The above motion made by Dave DeLelys and seconded by Doug Avery to create a Senior Account Clerk position was carried 5 ayes, 0 naves.

W/S Resolution – Authorize Purchase of Repair Parts – UV Disinfection System: A motion was made by Doug

Avery and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, the Water Treatment Plant uses a trojan UV disinfection system; and
 WHEREAS, said UV disinfection system is in need of annual preventative maintenance.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board hereby authorizes the purchase of repair parts from sole source vendor Trojan Technologies at the cost of \$6,920.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Budget Modification: A motion was made by Doug Avery and seconded by Dawn Dyson to adopt the following resolution:

RESOLVED that the Water Department suffered a failure of one of the 6” pumps utilized to offset flooding during heavy rainstorms. A claim was filed with Liberty Mutual Insurance Company for the pump. The Town received reimbursement on September 14, 2021 from the Insurance Company in the amount of \$12,063.33. We are asking the Board to approve a Budget modification to increase the line for Insurance proceeds (F2680) and increase line F8340.406 for the pump repair.

No questions. Motion carried 5 ayes, 0 nays.

SFPD Resolution – Declare Certain Items Surplus: A motion was made by Dave DeLelys and seconded by Dawn Dyson to adopt the following:

We hereby make a motion to declare the following items surplus for the Seneca Falls Police Department:

1. 2017 Ford Utility – 109,847 miles.
2. Panasonic FZ-G1 Toughpad and key keyboard.
3. Panasonic CF-31 Toughbook.

Monies received from the sale of the vehicle and computer equipment through Auctions International will go into the Police Department’s surplus “Vehicle and Equipment Reserve Fund”.

No questions. Motion carried 5 ayes, 0 nays.

Resolution – Release of 2021 Budgeted Funds for Farmers Market: A motion was made by Dawn Dyson and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the 2021 Farmers Market has successfully concluded; and
 WHEREAS, the Farmers Market is planned, managed and coordinated by the Seneca Falls Development Corporation; and

WHEREAS, \$3,400 is included in the 2021 Town Budget for the Farmers Market.

THEREFORE, BE IT RESOLVED, that \$3,400 allocated to the Farmers Market for fiscal year 2021 be released to the Seneca Falls Development Corporation at this time.

No questions. Motion carried 5 ayes, 0 nays.

2021 Budgeted Contribution – Ludovico Sculpture Trail: Mr. Ferrara stated the Ludovico Sculpture Trail is requesting the release of funds (\$3,000) allocated by the Town Board from the 2021 Budget for the Ludovico Sculpture Trail.

A motion was made to release the \$3,000 budgeted in the 2021 Budget for the Ludovico Sculpture Trail as it is a benefit to the Community by Doug Avery and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Amend 2021 Budget – Authorize B&L to Complete Engineering Plan for Drainage System: A motion was made by Dawn Dyson and seconded by Michael Ferrara to adopt the following resolution:

WHEREAS, an engineering plan needs to be completed to determine the current situation with Chestnut, Chapel, Oak and Miller Streets; and

WHEREAS, the engineering plan will assist the Town in making financial determinations in the form of funding and grants.

NOW, THEREFORE, BE IT RESOLVED, that the Principal Account Clerk is hereby authorized to amend the 2021 Budget as follows:

<u>AMOUNT</u>	<u>ACCOUNT NO.</u>	<u>DESCRIPTION</u>
-\$30,000	A404089	American Rescue Plan
+30,000	A8140.202	Storm Sewers

Mr. Churchill asked if there was any other engineering study in the past. Mr. Baker replied he believes the Village might have done something over twenty years ago. Since then, a lot of work has been completed. There are a lot of questions they have as far as milling, size of pipes, capacity of existing infrastructure. He noted there wasn’t a lot of pre-mapping done by the Village on the old storm sewer system. Mr. Baker said a great example is tonight with the 38 Miller Street issue – it’s a pipe that didn’t show up on any map. Mr. Churchill asked if the Village used MRB or B&L. Mr. Ferrara replied they used MRB. Mr. Churchill asked if MRB can research the

Village study; Mr. Horn said he would research it. After lengthy discussion, Mr. Horn said he would let Mr. Ferrara know tomorrow if there was a study done by the Village.

The above motion made by Dawn Dyson and seconded by Michael Ferrara to adopt the above resolution authorizing Barton & Loguidice to complete an engineering plan for the drainage system was carried 5 ayes, 0 naves.

Trinity Church Request: Mr. Ferrara stated Trinity Church reached out to him asking if the Town would be interested in maintaining their parking lot in exchange for the Town using their parking lot – it's used a lot during events. He asked if this is something the Board wants to do. Mr. DeLelys asked if there is any liability. Mr. Morrell replied there is always some chance of liability. He added there would have to be an agreement set out with what the agreement is – what the Town is giving and what the Town is getting. Mr. Avery said what they are asking for is mowing around the parking lot and plowing in the winter. That would be a big help to the east end of Fall Street because there is no room for parking. It would add parking for It's a Wonderful Life Museum and additional parking for Events. Discussion followed.

A motion was made authorizing Mr. Morrell to draw up an agreement needed to enter into a maintenance agreement for the Trinity Church parking lot by Doug Avery and seconded by Michael Ferrara. No questions. Motion carried 5 ayes, 0 naves.

Appoint Part-Time Court Clerk: A motion was made by Dave DeLelys and seconded by Michael Ferrara to adopt the following resolution:

WHEREAS, the resignation of Eileen Schmidt left an opening in the Court; and

WHEREAS, the Town Board feels it appropriate to fill this position.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby appoint Lisa A. Hochadel to the position of Clerk part-time in the Seneca Falls Town Court at 20-25 hours per week at a starting wage of \$17.49 per hour, with a start date of November 8, 2021.

Mr. Avery stated he and Mr. DeLelys have her resume and she is qualified. There was discussion the other night and they were interested in, moving forward, her hours would be such that the Court window would stay open additional hours. Mr. Ferrara said he had this discussion with Judge Lafler and he said the window would be open until 3:00 P.M. Judge Kelley said Judge Lafler told him that Mr. Ferrara was expressing to him that it be open until 2:30 P.M. He thinks this is what the agreement was.

After brief discussion, a motion was made to table action on the above resolution to appoint a part-time Court Clerk until the November 16, 2021 Meeting by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Advertise for Tree/Stump Removal Bids: A motion was made to advertise for tree/stump removal bids, bids to be opened at the December Meeting, by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Advertise for Equipmet Rental Agreement Bids: A motion was made to advertise for equipment rental bids, bids to be opened at the December Meeting, by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

Transfer Funds for Storm Drain Root Removal: A motion was made by Doug Avery and seconded by Michael Ferrara to adopt the following resolution:

WHEREAS, it was required to clean out the storm drain on Miller Street to prevent backup of storm drain water into resident basements; and

WHEREAS, this is an unbudgeted item.

THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does authorize the transfer from the Contingency account (A1990.400) to Storm Drains Miscellaneous Projects (A8140.401) the amount of \$5,250 to cover the cost of inspection and root cutting performed on October 22, 2021.

Mr. Ferrara stated this relates to one of the petitioners that has to do with our pipe and trying to get mor flow out of it. He added this is a situation where we are going to take a look at a cost analysis as to which is better to do and go from there. Brief discussion followed.

The above motion made by Doug Avery and seconded by Michael Ferrara to adopt the above resolution transferring funds for storm drain root removal was carried 5 ayes, 0 naves.

Order After Public Hearing Authorizing Increase and Improvement of Facilities: Mr. Morrell stated this resolution relates to the Kingdom Road Force Main Project, as well as the next three resolutions. A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls, New York (the "Town") previously requested Barton & Loguidice Engineers, P.C., engineers duly licensed by the State of New York, to prepare a map plan and estimate of cost for improvement of facilities of the Town of Seneca Falls Sanitary Sewer System (consisting of the Bridgeport Sewer District; the Seneca Falls Sewer District; and the West Seneca Falls Sewer District, and Extensions No.1 and No. 2) in and for the Town, consisting of construction of a new force main, 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 incidental thereto; and WHEREAS, said map, plan and estimate of cost are on file in the Office of the Town Clerk for public inspection and the estimated maximum cost of such improvements is Two Million, Seven Hundred and Fifty Thousand Dollars (\$2,750,000); and

WHEREAS, said Project has been determined to be a Type 1 action under the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, and the Town Board, acting as Lead Agency at a Special Meeting held on October 25, 2021, after due deliberation determined that the Project would not have a significant adverse environmental impact; and

WHEREAS, the Town Board adopting an order calling a Public Hearing thereon and caused a notice of such Hearing to be published and posted in the manner provided in Section 193 of Town Law, stating that the Town Board would meet to hear all persons interested in the subject matter at the Town of Seneca Falls Recreation Center, 35 Water Street, Seneca Falls, NY on the 3rd day of November, 2021 at 6:00 P.M.; and

WHEREAS, a public hearing was held at the time and place aforesaid in the manner described at which time all persons interested in the subject matter were given an opportunity to be heard; and

WHEREAS, the Town Board has become aware of grant and funding opportunities through the New York State Environmental Facilities Corporation, including the Clean Water State Revolving Fund Program (the "CWSRF Program"), New York State Water Infrastructure Improvement Act Program (the "WIIA Program") and other State and Federal financing programs (including clean water); and

WHEREAS, the Town desires to apply for and participate in funding opportunities to the maximum extent possible.

NOW, THEREFORE, upon the evidence given at the Public Hearing described herein, it is hereby determined as follows:

1. The notice of the Public Hearing described in the preambles hereof was posted and published as required by law and is in all respects satisfactory;
2. The construction of the improvements hereinabove described is in the public interest;
3. The cost of such improvements shall be apportioned among the districts noted above pursuant to Town Law Section 202-b (4);
4. Barton & Loguidice Engineers P.C. are hereby directed to prepare definite plans and specifications and to make careful estimate of the expense of the aforesaid improvements and to make necessary preparation for the solicitation of competitive bids and to prepare a proposed contract for the execution of such work.
5. The Town Supervisor is hereby authorized to submit an application on behalf of the Town for grant funding under the New York State Environmental Facilities Corporation's applicable grant programs relative to the Project, including but not limited to the CWSRF Program and WIIA Program, and to execute any agreements, instruments or other documents in connection with the Town's acceptance of any such grants and/or the funding thereof.
6. The Town Supervisor may authorize any required local match with respect to financing or grants awarded to the Town for the Project through the use of in-kind services, without further approval of this Town Board;
7. The Town Supervisor is hereby designated as the Authorized Representative of the Town for all aspects of the Project including all application and District financing purposes.
8. The Town Clerk is hereby directed to record a certified copy of this Order in the Office of the Clerk of the County of Seneca and the Office of the New York State Comptroller within ten days pursuant to Town Law Section 195;

BY ORDER OF THE TOWN BOARD OF THE TOWN OF SENECA FALLS, NEW YORK.

This Order shall take effect immediately.

No questions. Motion carried 5 ayes, 0 naves.

Bonding Resolution Authorizing Kingdom Road Pump Station & Force Main Improvements Construction: A motion was made by Steve Churchill and seconded by Doug Avery to adopt the attached Bond Resolution authorizing the construction of improvements to the Kingdom Road Pump Station and construction of a new force main for the Seneca Falls Sanitary Sewer System at an estimated maximum cost of \$2,750,000.

A roll call vote was taken resulting in the following:

Supervisor Ferrara – Yes
Councilwoman Dyson – Yes
Councilman DeLelys – Yes

Councilman Avery – Yes
Councilman Churchill – Yes

Motion carried 5 ayes, 0 nays.

Resolution of Support & Authorization for Clean Water Grant Application – Kingdom Road Pump Station Upgrades: A motion was made by Doug Avery and seconded by Dawn Dyson to adopt the following resolution: WHEREAS, the Town of Seneca Falls (Town) supports the submission of a New York State Water Infrastructure Improvement Act (WIIA) application on behalf of the Town for the replacement of the Town of Seneca Falls Wastewater Treatment Plant's (WWTP) Kingdom Road Pump Station Upgrades, hereinafter referred to as the "Project"; and

WHEREAS, the New York State Environmental Facilities Corporation (EFC) administers grants to assist municipalities in funding water quality infrastructure projects that protect public health and improve water quality; and

WHEREAS, an Engineering Report entitled "Wastewater Treatment Plant Improvements" dated June 2020 and updated February 2021, recommends implementing the Project to help improve water quality and protect public health; and

WHEREAS, the Seneca Falls Town Board passed a Bond resolution ("the Bond Resolution") on November 3, 2021 authorizing the borrowing for implementation of the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board identifies the Town Supervisor as the authorized representative of the Town to submit the WIIA application on behalf of the Town and execute all associated documents relative to and as required for the WIIA application, including the funding agreement and financial application, as applicable; and

BE IT FURTHER RESOLVED, the Town Board authorizes the undertaking of this WWTP Project with a maximum total project cost as stated in the Bond Resolution passed on November 3, 2021, including expenditures necessary to meet any required local match, including any cash and/or in-kind services; and

BE IT FURTHER RESOLVED, that the Town shall provide local matching funds totaling at least 75% of the Project costs in the form of in-kind services or cash contributions appropriated and obligated through State Revolving Fund (SRF) or other approved financing of funds, in accordance with the Bond Resolution; and

BE IT FURTHER RESOLVED, that the Seneca Falls Town Board supports the Project and submission of the 2021 WIIA grant application on behalf of the Town to improve water quality and protect public health.

No questions. Motion carried 5 ayes, 0 nays.

Resolution Calling For Public Hearing – Replacement of Existing Equalization Tank: A motion was made by Michael Ferrara and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls, New York (the "Town") previously requested Barton & Loguidice Engineers P.C., engineers duly licensed by the State of New York, to prepare a map, plan and estimate of cost for improvement of facilities of the Town of Seneca Falls Sanitary Sewer System (consisting of the Bridgeport Sewer District; the Seneca Falls Sewer District; and the West Seneca Falls Sewer District and Extensions No. 1 and No. 2) in and for the Town, consisting of replacing an existing 2.8 million gallon equalization tank that has fallen into disrepair with a new 3 million gallon equalization tank and associated connection piping incidental thereto; and

WHEREAS, said map, plan and estimate of cost are on file in the Office of the Town Clerk for public inspection and the estimated maximum cost of such improvements is Six Million Eight Hundred and Forty Thousand Dollars (\$6,840,000.00); and

WHEREAS, it is now desired to call a public hearing on said proposed improvement pursuant to Town Law Section 202-b.

NOW, THEREFORE, BE IT RESOLVED by the Town Board as follows:

THAT a meeting of the Town Board shall be held at the Town of Seneca Falls Offices, 130 Ovid Street, Seneca Falls, NY on the 16th day of November, 2021 at 5:00 P.M. for the purpose of conducting a Public Hearing on the proposed increase and improvement of the facilities of the districts in the Town, as described in the preambles hereof; at which time and place the Town Board will hear all persons interested in the subject thereof concerning the same; and further

THAT the Town Clerk is hereby authorized and directed to cause a notice of said Public Hearing to be published in the official newspaper of the Town and posted in the manner prescribed by law, which notice shall be in substantially the following form, to wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Seneca Falls will meet at the Town of Seneca Falls Offices, 130 Ovid Street, Seneca Falls, NY on the 16th day of November, 2021 at 5:00 P.M. for the purpose of conducting a public hearing on the proposed increase and improvement of the facilities of the Seneca Falls Sanitary Sewer System (consisting of the Bridgeport Sewer District; the Seneca Falls Sewer District; and the West Seneca Falls Sewer District and Extensions No. 1 and No. 2), consisting of replacing the existing 2.8 million gallon

equalization tank with a new 3 million gallon equalization tank and associated connection piping incidental thereto, at an estimated maximum cost of Six Million Eight Hundred and Forty Thousand Dollars (\$6,840,000.00) pursuant to a map and plan on file in the Office of the Town Clerk and available for public review, at which time and place said Town Board will hear all persons interested in the subject thereof concerning the same.

Dated: November 3, 2021

Seneca Falls, NY

BY ORDER OF THE TOWN BOARD OF THE TOWN OF SENECA FALLS, NEW YORK.

This resolution shall take effect immediately.

No questions. Motion carried 5 ayes, 0 nays.

Water/Sewer Credits:

A motion was made to approve the Water/Sewer Credits in the amount of \$250.56 as per Memo dated November 3, 2021 by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Any Other New Business:

Mr. Churchill said he would like to discuss the orange barrels on Bayard Street that don't do anything. He thinks in the winter, they will be more of a hazard and nuisance. He talked with Mr. Peterson who said he inspects the area frequently. Mr. Churchill said he thinks they should be removed. Mr. Ferrara referred to Peter Baker to see if they can be removed. Mr. Baker said Matt Schooley would be the one to provide an explanation. Mr. Churchill asked if Matt Schooley can give the Board an explanation as to why they are there. After discussion regarding the barrels and liability issues, Mr. Baker said he would talk to Matt Schooley.

Mr. Churchill mentioned Route 54 which goes right through downtown Penn Yan and said their parking space lines – their laterals come out an additional 18 inches into the road. He said it's amazing how much that aids in parking - you can see where the spots are. Mr. Ferrara asked if he was talking about Fall Street; Mr. Churchill replied yes. Mr. Ferrara said you have to contact the State DOT – they take care of the parking on Fall Street. Mr. Peterson said he will make a call to DOT.

Payment of Bills:

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

General Fund - \$328,436.43 (Abstract #11)

Recreation Fund - \$22,512.42 (Abstract #11)

Miscellaneous Fund - \$36,261.63 (Abstract #11)

Vince's Park Fund - \$27,066.82 (Abstract #11)

Highway Fund - \$93,092.96 (Abstract #11)

Serwer Fund - \$527,321.36 (Abstract #11)

Water Fund - \$39,204.92 (Abstract #11)

No questions. Motion carried 5 ayes, 0 nays.

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

Meeting adjourned at 8:05 P.M.

Respectfully submitted,

NICALETTA J. GREER
Town Clerk

