

The Seneca Falls Town Board held two Public Hearings and regular monthly Meeting on Tuesday, September 1, 2020 at the Seneca Falls Community Center, 35 Water Street.

Present were Supervisor Michael Ferrara, Councilpersons Dawn Dyson, Douglas Avery, Steven Churchill and David DeLelys. Also present was Patrick Morrell, Attorney for the Town; Dean Zettlemyer, Zoning Officer; James Spina, Commissioner of Parks & Recreation; James Peterson, Highway Superintendent; Joseph Tullo, Chief WWTP Operator; Stuart Peenstra, Police Chief; Peter Baker, Town Engineer and a Member of the local media.

Public Hearing – Proposed Local Law #4 – 2020: Supervisor Ferrara opened the Public Hearing at 6:00 P.M. relative to proposed Local Law #4 -2020, a local law amending Section 280-14 of the Town Code relating to parking restrictions. He commented that the goal is to make parking consistent, not to take any parking away. He asked if anyone from the public wished to speak.

Since there were no comments, a motion was made to close the Public Hearing by Dave DeLelys and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Public Hearing – Improvement of Sanitary Sewer System Facilities: Supervisor Ferrara stated the Public Hearing is relative to the proposed increase and improvement of the facilities of the Town's Sanitary Sewer System. The Public Hearing is for the bonding part of the Project. Mr. Morrell stated this is a Public Hearing for bonding of the project and the project itself. It involves improvements of the sanitary sewer system.

A motion was made to open the Public Hearing relative to the equalization tank Project and bonding of the Project by Doug Avery and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Mr. Baker stated the Project consists of the increase and improvement of the facilities of the Seneca Falls Sanitary Sewer System consisting of the Bridgeport Sewer System, Seneca Falls Sewer District, West Seneca Falls Sewer District and Extensions No.1 and No.2., consisting of replacing an existing 2.8 million gallon equalization tank with a new 3 million gallon equalization tank and associated connection piping incidental thereto, with an estimated maximum cost of \$5,458,000 pursuant to a map and plan filed in the Office of the Town Clerk and available for public review. Mr. Baker stated the tank is in poor condition. The DEC has noted several violations and recommended replacement of the tank. The cost of \$5,458,000 includes the removal of the old tank. Mr. Baker noted the Town serves as lead agency regarding SEQR, and a negative declaration was issued by the Board. He added there is no planned increase of sewer rates.

Since there were no further comments, a motion was made to close the Public Hearing by Doug Avery and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Supervisor Ferrara called the regular monthly Meeting to order at 6:15 P.M. A roll call of Board Members was taken and all were present; the Pledge of Allegiance followed.

Bids – Electrical Contract Services: Mr. Ferrara stated there is one bid for Electrical Contract Services which was received by Caratozzolo Electric, LLC. He proceeded to review the bid, mentioning several parts of the bid.

A motion was made to accept the bid of Caratozzolo Electric, LLC for Electrical Contract Services for a two-year period from the date of the award by Dave DeLelys and seconded by Doug Avery.

Mr. Churchill said shouldn't Mr. Morrell review the bid before voting; Mr. Ferrara said he can review it.

The above motion made by Dave DeLelys and seconded by Doug Avery to accept the bid of Caratozzolo Electric, LLC for Electrical Contract Services was carried 4 ayes, 1 nay; Councilman Churchill with the dissenting vote.

Petitioners:

Jim Wade – Sidewalks on Fall Street/Speeding & Noise on Ovid/Bayard Street: Jim Wade stated he has the misfortune of being legally blind, and said he would like to have some obstacles downtown modified, particularly benches. He said the feet extend beyond the benches which is a hazard. He doesn't know why they are out there - the only view is the traffic. Mr. Wade also mentioned the noise and speeding across the Bridge on Ovid Street and Bayard Street area, and asked that something be done about it. He doesn't know what Police have to enforce speed. Mr. Wade said he is not looking for any special treatment – he is looking to stay alive.

Mr. Ferrara said they will make sure benches are moved closer to the curb; they are being used by people. He said businesses have outdoor seating. With the DRI grant, a lot of those issues will be addressed. He will have

the Chief start patrolling Bayard Street and Ovid Street. Brief discussion followed.

Rhonda Destino – Visitors Center Update: Rhonda Destino, Director of Seneca Museum of Waterways & Industry and Visitors Center, thanked the Board for all their support. The HVAC was completed, as well as the flooring. The Visitors Center reopened July 1st with COVID compliance.

Ms. Destino stated there are two key pieces – reactivating the Heritage Area Commission and the budget process. When the Town and Village merged, it was not re-established; it is in the Town Code. She said if it is re-established, they would be great partners to them. She requested that it be reactivated. It will cost no money and, in turn, it will allow them to apply for more grants. Ms. Destino referred to the budget process and said in the past, they have been on multiple lines in the Budget. They hope to move to one line in the Budget. She said they are not asking for more money than they asked for last year. She asked what the Budget process was. Mr. Ferrara advised Ms. Destino to contact Mrs. Warfel. Ms. Destino stated on Friday, there will be a ribbon cutting and grand opening event. There will be music, wine and tours of their new space. She thanked the Board for their continued support.

Mr. Ferrara suggested that Ms. Destino and Ms. Giovannini meet with him to address the Commission part of this, and he will report back to the Board.

Valerie Sandlas – SF Environmental Action Committee Issues: Valerie Sandlas stated on behalf of the SF Environmental Action Committee, she expressed ongoing concerns which they have addressed for over four years. She thanked the Board for denying SMI's operating Permit, and said SMI is currently violating Town and State Codes by allowing odor to leave its property. Despite its attempt to mitigate odors, complaints are still being filed by Town residents. Mrs. Sandlas mentioned several complaints that were filed by her and neighbors. She said gases are harmful to our health whether you smell it or not. Mrs. Sandlas requested that the Board take action as SMI has been in violation for over four years. She said contact our Environmental Attorney and DEC to inform them that they are operating illegally. Enough is Enough – tell SMI they must comply or close.

Mr. Ferrara stated the Waste Management Committee has contacted the DEC and they were told there is no scientific data to substantiate her claims. He added the DEC and the EPA says they are not in violation; the Board has no legal stand without DEC and EPA. Mrs. Sandlas asked why not ask the Department of Health and DEC to test what they are smelling. Mr. Churchill said you do not have to have data to make and file a complaint. After brief discussion, Mr. Ferrara said after 2025, the Landfill will no longer be there.

Approval of Minutes:

A motion was made to approve the minutes of the regular monthly Meeting of August 4, 2020 by Dave DeLelys and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

A motion was made to approve the minutes of the Special Meeting of August 13, 2020 by Doug Avery and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Mr. Ferrara thanked the Zoning Committee who has been working the past few months looking at our zoning code in trying to make our Community a business-friendly Community. We have four changes tonight to review which has been approved by the Committee. He said the current Code on various issues is outdated.

Mr. Ferrara stated the Town Manager Feasibility Committee is up and running. The Committee will be touring our building and will be meeting regularly beginning September 18th.

Mr. Ferrara noted Budget Memos and Worksheets went out to Department Heads and are due back to Mrs. Warfel by September 18th. He has asked for a 10% decrease, and has asked departments for a list of supplies to that it can be put out on RFP on State bid. He mentioned that Benton Creek was cleaned out last Wednesday. Mr. Ferrara stated tomorrow, there will be a dedication of a temporary fountain in the Canal in front of the Women's Hall of Fame to commemorate the 100th Anniversary of the 19th Amendment. It will be here for 10 days and will be lit at night.

Mr. Avery stated that he met with Joe Tullo and Mr. Ferrara relative to updating our meter technology which will save on labor and time. He added there will be some upfront costs.

Mr. Ferrara apologized to Kyle Black and SMI for the attempt to adjourn the Meeting in August. He would hope that everyone who sits on this Board will treat people with dignity and respect and not belittle them.

Reports:

Dog Control Officer: A motion was made to accept the Dog Control Officer's report 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. Zettlemoyer's report by Michael Ferrara and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Commissioner of Parks & Recreation: A motion was made to accept Mr. Spina's report by Dawn Dyson and seconded by Doug Avery.

Mrs. Dyson stated the Committee met last week with the Recreation Commission and Mr. Spina – it was a good Meeting. Mr. Spina said the Commission is down two Members, and they are planning to advertise and meet in September. Mrs. Dyson indicated that she will be a part of that. Mr. Spina stated they are gearing up with maintenance of the building in hopes they can get back in business a little.

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

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

Mr. Avery stated that the Committee met last week and discussed what the Department has done over the past month. Mr. Peterson said he has been getting complaints about the garbage not being picked up, and they have not been picking up the garbage in the Cemetery. Mr. Avery said often, the garbage is not picked up on scheduled days – it is picked up the next day. Mr. Ferrara suggested that he and Mr. Avery sit down with Mr. Gibson to express our concerns.

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

Assessor: Mr. Churchill read the Assessor's report and said he has nothing to add.

A motion was made to accept Mrs. Von Wald's report by Steve Churchill and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Attorney for the Town: Mr. Morrell stated he has nothing to report other than matters that are on the Agenda.

Water & Sewer: A motion was made by Doug Avery and seconded by Michael Ferrara to accept Mr. Tullo's report.

Mr. Avery stated they met last week and prior to this Meeting; there are several projects going on. The Water Tower is being worked on, and they met with two vendors about technology.

Mr. DeLelys asked about the blue-green algae. Mr. Tullo replied they had two hits; algae is coming in, but it is being treated.

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

Town Justices: A motion was made to accept Judge Lafler and Judge Erways reports by Dave DeLelys and seconded by Michael Ferrara.

Mr. DeLelys stated he attends the Court proceedings and they are meeting the requirements. He also checks with the Court Clerks to see how things are going. Mr. Ferrara stated the Court System has provided three new desks for the Court Clerks which will be delivered in the door; the Town will be responsible for taking them from there and putting the desks together - they didn't cost the Town any money.

The above motion made by Dave DeLelys and seconded by Michael Ferrara to accept Judge Lafler and Judge Erways reports was carried 5 ayes, 0 nays.

Police Chief: A motion was made to accept Chief Peenstra's report by Steve Churchill and seconded by Michael Ferrara.

Chief Peenstra reminded everyone that School is opening on September 8th; please watch for buses and kids. He said a lot of kids are walking to School.

Chief Peenstra stated as per the Governor's Order 203, the Seneca County Criminal Justice Advisory Board which includes the Sheriff's Department, Waterloo PD, Interlaken PD and the SF PD will conduct a Forum on September 23rd. It will be limited to 50 people and there will be a quick power point presentation. The Chief said they take this very seriously. He mentioned that there will be a second Forum in a month or two with a brief outline of what they feel their agency should do for change.

The above motion made by Steve Churchill and seconded by Michael Ferrara to accept Chief Peenstra's report was carried 5 ayes, 0 nays.

MRB Grant Writing Services: A motion was made to accept the report of the MRB Group by Michael Ferrara and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

SF Development Corporation: A motion was made to accept the report of the SF Development Corporation by Doug Avery and seconded by Michael Ferrara.

Mr. Avery stated the Economic Development Committee meets once a month and they are public meetings. He mentioned that last week, Seneca Falls was featured on Your Town Series. Greg Zellers is maintaining the SF website. Farmers Market will be open through early October. Mr. Avery stated they plan to add "Birthplace of Women's Rights" to the welcome to Seneca Falls signs. They will move into 2021 some of the Celebrations they couldn't have this past summer. The Staycations Program goes through Labor Day (free kayaking). Mr. Avery stated they are waiting to hear from the State as to DRI funding - the final word could come at any time.

The above motion made by Doug Avery and seconded by Michael Ferrara to accept the report of the SF Development Corporation was carried 5 ayes, 0 nays.

Communications:

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

1. Minutes of the Heritage Preservation Commission Meeting of July 28, 2020.
2. Check in the amount of \$691,856.11 from Seneca Meadows Landfill representing second quarter payment per HCA.
3. Checks totaling \$34,089.97 representing Judge Erway's July report; Retirees Insurance; Judge Lafler's July report; burial fee; tower rent; copies of Police reports; excavating bond; PILOT payment; culvert pipe reimbursement; dumpster fees; Town Clerk's June report; delinquent lawn mowing reimbursement; restitution; sale of Water Plant generator; BFD reimbursement for fuel (4 months) and SF Central School reimbursement for fuel (2 months).
4. Minutes of Planning Board Meeting of July 22, 2020.
5. Checks and deposits totaling \$697,390.03 representing copies of Police reports; Retirees Insurance; Insurance recovery; restitution; delinquent lawn mowings reimbursement; 2nd quarter Seneca Meadows payment and dumpster fees.
6. Letter from Home Leasing notifying Town of their intent to submit their application for Huntington Apartments to the NYS Division of Housing and Community Renewal for consideration under the low income Tax Credit Program.
7. Seneca Meadows Independent Accountant's Report for the year ended December 31, 2019 from Buffington & Hoatland CPAs.
8. 2019 Annual Report from New York Municipal Insurance Reciprocal.

Old Business:

Sale of Surplus Property: Mr. Ferrara stated RFP is out for 10 Fall Street; 60 State Street is caught up in the DRI cycle, and 115 Fall Street is on the market.

Town Demands related to SMI License to Operate Landfill: Mr. Avery stated the ad hoc Town Board Landfill operating permit Committee and the Waste Management Advisory Committee met on August 11th to develop the final recommendations pertaining to the 2020 annual operating permit for SMI Landfill. Among their recommendations are:

1. The Town Board should insist that the Landfill demonstrate consistent and recurring compliance with NYS standards for hydrogen sulfide as it pertains to emissions and leachate.

- The Town Board should work with the developers of ItStinks.org website to strengthen and refine it so as to better serve the Town needs. The Town should insist that SMI agrees to cover the development cost up to \$20,000.

Recommended improvements include, but not limited to:

- Develop an “app” that the public can use to report Landfill odor.
- Complaints would be reflected on a GIS map that is viewable by everyone.
- The app would generate data showing location, time, date, weather conditions and the results of any investigations that took place.
- The app would be completely open and transparent to the Town, to the Landfill and to the DEC, but should remain a property of the Town.

The Town Board should expect the Landfill to either demonstrate that they are already in compliance regarding hydrogen sulfide, or submit a mutually agreed upon plan to the Town as to how they will prove compliance; and should insist upon a signed agreement regarding the cost of strengthening ItStinks.org. At that point, the 2020 permit would be submitted to the Town Board for approval.

Mr. Ferrara stated the ItStinks app is okay but the Waste Management Committee also looked at some technology; it’s expensive - \$80,000 a year. He said if the Board is going to do something, he would like to do it. If the Board is going to ask SMI to contribute to this technology, he would think they would like some evidence to back it up. Mr. Avery expressed concern that it is tremendously expensive. Lengthy discussion followed.

A motion was made authorizing Mr. Morrell to draw up a document to present to Seneca Meadows with the two conditions mentioned above by Steve Churchill and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Bayard Street Culvert Legal Update: Mr. Churchill stated it appears no one knows who owns the property. He talked to Mr. Morrell and has an Attorney working on it pro bono. Mr. Ferrara said he will give it another month. If Mr. Churchill cannot report back anything, he will be looking at other options. Mr. Churchill said he was pushing for a better inspection. He is not in favor of spending \$2 million of taxpayer money.

Frank Knight Sidewalk Project: Mr. Ferrara said he met with School District Officials and discussed – can you live without the path or less sidewalks in the project. They were in favor of living without the path. He suggested going with Option 1, the original project – all sidewalks would remain and the path would be eliminated, and the cost would be the same. Brief discussion followed.

A motion was made to accept Option 1 – keep the original square footage of the sidewalks and eliminate the path, by Michael Ferrara and seconded by Doug Avery. No questions. Motion carried 4 ayes, 1 nay; Councilman Churchill with the dissenting vote.

Kingdom Road Sewer Main Update: Mr. Churchill said he would like B&L to present it to the full Board. Mr. Ferrara stated he has seen it and invited all Board Members to a December Meeting when B&L made the proposal. He said Mr. Churchill can talk to B&L to bring him up-to-date.

New Business:

Approval of Special Events: None this month.

SFPD Budget Modification Request: A motion was made to approve a budget modification transferring \$5,000 from the Education line A3120.408 to Equipment line A3120.200 to purchase LEFTA software system by Michael Ferrara and seconded by Steve Churchill.

Chief Peenstra stated they have some equipment money and would like to purchase a software system which will track all of the Officers’ training from the beginning of Academy to finish. The second part is use of force – this tracks their use of force reports from everything. It also gives early warning signs. The Chief said it’s a system that many different agencies are going to in the State.

After brief discussion, Mr. Ferrara withdrew his motion to approve a budget modification and Steve Churchill withdrew his second to the motion.

SFPD Resolution to Purchase LEFTA Software System: A motion was made by Michael Ferrara and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, it has been determined that the Seneca Falls Police Department needs a software system designed to adequately track statistical data for such events as training and use of force incidents; and
WHEREAS, it has been determined that the company, Law Enforcement Field Training Application or “LEFTA” public safety software application will properly document all statistical data that is now or will be

required by the Federal and State Government; and

WHEREAS, a quote was obtained from International Business Information Technologies, Inc. on August 11, 2020 to obtain LEFTA Software System and

WHEREAS, International Business Information Technologies, Inc. has provided this agency with a "sole source" letter for their LEFTA Software System.

THEREFORE, BE IT RESOLVED, that the Police Department purchase LEFTA Software System at the cost of \$4,665. Monies for this purchase will come from the Police Department's "Equipment" line A3120.200.

Mr. Churchill asked if this is something other municipalities are going to use – it sounds like other PDs would benefit from a program like this. Chief Peenstra said he doesn't know if they are looking into this. Brief discussion followed.

The above motion made by Michael Ferrara and seconded by Dawn Dyson was carried 5 ayes, 0 nays.

Budget Modification Request: A motion was made to approve a Budget modification transferring \$5,000 from Education Line A3120.408 to Equipment line A3120.200 to purchase LEFTA software system by Michael Ferrara and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 nays.

Highway – Purchase Large Totes: A motion was made by Doug Avery and seconded by Michael Ferrara to adopt the following resolution:

WHEREAS, the Highway Department would like to purchase large totes from Rehrig Pacific Company for the Town not to exceed \$7,000; and

WHEREAS, these totes will be put into our inventory for the residents.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board does hereby authorize the purchase of large totes not to exceed \$7,000 from Rehrig Pacific Company.

Mr. Peterson stated these are large 95 gallon totes and they cost \$44.00 each. This Company already has the logo stamped on them so we don't have to pay extra for the logo. Mr. Churchill asked about totes for residents outside the former Village. Mr. Ferrara said he didn't know if SMI has the technology to pick up totes. Further discussion followed.

The above motion made by Doug Avery and seconded by Michael Ferrara authorizing the purchase of large totes not to exceed \$7,000 was carried 3 ayes, 2 nays; Supervisor Ferrara and Councilman Churchill with the dissenting votes.

Resolution – Garden Street Culvert Repairs: A motion was made by Steve Churchill and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town of Seneca Falls Town Board finds that Seneca County is a governmental entity; and

WHEREAS, Seneca County solicited bids for the supply of aggregate materials and accepted the bid submitted by Seneca Stone Corp. pursuant to the terms set out in Seneca County Board of Supervisors Resolution No. 104-2020, a copy of which is attached and made part of this resolution; and

WHEREAS, Seneca County solicited bids for the supply of hot mix asphalt concrete and accepted the bid submitted by Seneca Stone Corp. pursuant to the terms set out in Seneca County Board of Supervisors Resolution No. 105-2020, a copy of which is attached to and made a part of this resolution; and

WHEREAS, that the aforementioned bids were solicited and awarded in a manner consistent with New York State Law and have been made available to other municipalities.

NOW, THEREFORE, BE IT RESOLVED, that the Seneca Falls Town Board hereby authorizes the purchase of aggregate materials and hot mix asphalt concrete from Seneca Stone Corp. under the terms set out in Seneca County Board of Supervisors Resolutions Nos. 104-2020 and 105-2020, pursuant to General Municipal Law Section 103(16),

No questions. Motion carried 5 ayes, 0 nays.

Community Center Painting Project: A motion was made by Doug Avery and seconded by Dawn Dyson to adopt the following resolution:

BE IT RESOLVED, that the Seneca Falls Community Center is in need of paint in the following areas:

Hallways; Meeting Room; Atrium and Game Room. In following the Town's Procurement Policy, quotes were requested from multiple contractors. However, only one was submitted as follows:

\$4,600 covering labor and materials from Booth Contracting of Waterloo, NY.

THEREFORE, the Seneca Falls Town Board approves awarding the contract to Booth Contracting at a cost not to exceed \$4,600.

Mr. Spina said he put \$10,000 in the Budget for this, but he got a better price. This is the perfect time to get it done.

The above motion made by Doug Avery and seconded by Dawn Dyson to approve awarding the contract to Booth Contracting at a cost not to exceed \$4,600 for the Community Center Painting Project was carried 5 ayes, 0 naves.

Resolution – Equalization Tank Bonding: A motion was made by Steve Churchill and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls, New York (the “Town”) previously requested Barton & Loguidice, P.C., engineers duly licensed by the State of New York, to prepare a map, plan and estimate of cost for the improvement of facilities of the Town of Seneca Falls Sanitary Sewer System (consisting of the Bridgeport Sewer District; Seneca Falls Sewer District and West Seneca Falls Sewer District and Extensions No. 1 and No. 2) 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 improvement is Five Million, Four Hundred Fifty-Eight Thousand Dollars (\$5,458,000.00); and

WHEREAS, said project had 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 July 14, 2020, after due deliberation determined that the project would not have a significant adverse environmental impact; and

WHEREAS, the Town Board adopted 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 the 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 1st day of September, 2020 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 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, 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 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 required 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 here 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.

This Order shall take effect immediately.

A roll call vote on the motion to adopt the above resolution was taken and is as follows:

Supervisor Michael Ferrara – Yes

Councilman David DeLelys – Yes

Councilman Steven Churchill – Yes

Councilwoman Dawn Dyson – Yes

Councilman Douglas Avery – Yes

Motion carried 5 ayes, 0 naves.

Local Law #4 – 2020 – Parking Changes: A motion was made by Doug Avery and seconded by Dave DeLelys to

adopt the following resolution:

WHEREAS, a public hearing was duly held on September 1, 2020 at the Seneca Falls Recreation Center and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8, State Environmental Quality Review Act (SEQRA) it has been determined that by the Town Board that adoption of said proposed Local Law would be a Type II action under Section 617.5 (16) of said SEQRA regulations and has been determined not to have a significant impact on the environment; and

WHEREAS, after deliberation, and consideration of the comments submitted by the Town's Chief of Police, Code Enforcement Officer and other interested parties, the Town Board of the Town of Seneca Falls finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Seneca Falls hereby adopts said Local Law No. 4 entitled A Local Law to Amend Section 280-14 of the Seneca Falls Town Code relating to the parking of motor vehicles, a copy of which is attached hereto and made a part of this resolution; and be it further RESOLVED, that the Town Clerk is directed to enter said Local Law in the minutes of this meeting and in the Local Laws of the Town of Seneca Falls, and to give due notice of the adoption of said Local Law to the Secretary of State of New York.

No questions. Motion carried 5 ayes, 0 nays.

W/S – Replace Broken Light Fixtures: A motion was made by Dave DeLelys and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, the Water Treatment Plant is in need of replacing broken light fixtures; and

WHEREAS, three quotes were sourced for the parts needed to replace said fixtures, following the Town Procurement Policy.

NOW, THEREFORE, BE IT RESOLVED, the Seneca Falls Town Board authorizes the purchase of 12 light fixtures from Cooper Electric for the price of \$2,999.40.

Mr. Tullo said Cooper Electric was the lowest of three bids submitted. Mr. Churchill asked if there was a need to replace the actual light fixtures and not the bulbs themselves; Mr. Tullo replied yes, they need to be replaced.

The above motion made by Dave DeLelys and seconded by Dawn Dyson to adopt the above resolution authorizing the purchase of 12 light fixtures at the Water Treatment Plant was carried 5 ayes, 0 nays.

Resignation of Part-Time Police Officer: A motion was made by Dave DeLelys and seconded by Dawn Dyson to accept the resignation of Eric Calabrese from the position of part-time Police Officer with the Seneca Falls Police Department effective August 31, 2020.

Officer Calabrese worked part-time with the SF Police Department after retiring from this agency on April 5, 2019 as a Sgt/Investigator with over 22 years of service and dedication to the Department, citizens and those that visited Seneca Falls.

Chief Peenstra and the Members of the Seneca Falls Police Department wish nothing but the best for Eric Calabrese in his future endeavors and a continued happy and healthy retirement.

No questions. Motion carried 5 ayes, 0 nays.

SF Elks Lodge – Waive 30-day Notice for Liquor License: A motion was made to waive the 30-day advance notice requirement as set forth in the Alcoholic Beverage Control Law by Michael Ferrara and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 nays.

Resolution – Adopt Standard Work Day for Retirement Purposes: A motion was made to adopt the Standard Work Day for Elected and Appointed Officials for Retirement purposes by Dave DeLelys and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 nays.

Set October Meeting Date: Mr. Ferrara stated the Budget has to be presented to the Board by October 5th, so the October Meeting date has to be changed. After brief discussion, a motion was made by Doug Avery and seconded by Dawn Dyson to hold the October Board Meeting on Thursday, October 1, 2020 at 6:00 P.M. at the Seneca Falls Community Center. No questions. Motion carried 5 ayes, 0 nays.

Resolution – Public Hearing - Proposed Local Law #5 -2020: A motion was made by Doug Avery and seconded by Dawn Dyson to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls believes that it would be advantageous to the Town to amend the open burning restrictions in the Town Code.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law #5 of the year 2020 entitled "Local Law Amending Section 146-3 of the Seneca Falls Town Code" be and the same is hereby introduced before the Town Board of

the Town of Seneca Falls, New York; and

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the Town Board; and

BE IT FURTHER RESOLVED, that the aforesaid proposed local law be referred to the Town's Chief of Police, Code Enforcement Officer and the Chief of the Seneca Falls Volunteer Fire Department for review and recommendation; and

BE IT FURTHER RESOLVED, that the Town Board will hold a public hearing on said proposed Local Law at 6:00 P.M. on October 1, 2020; and

BE IT FURTHER RESOLVED, that the Town Clerk publish or cause to be published a notice of said public hearing in the official newspaper of the Town at least ten (10) days prior thereto.

Mr. Ferrara stated according to the Code, fire pits are in violation now; this local law will change that. He said this covers a lot of issues we have been having in certain neighborhoods.

The above motion made by Doug Avery and seconded by Dawn Dyson to adopt the above resolution relative to proposed Local Law #5 -2020 was carried 5 ayes, 0 naves.

Resolution – Public Hearing – Proposed Local Law #6 -2020: A motion was made by Dave DeLelys and seconded by Doug Avery to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls believes that it would be advantageous to the Town to amend the Zoning Code in the Town Code.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law No. 6 of the year 2020 entitled "Local Law Amending Various Sections of Chapter 300 of the Seneca Falls Town Code" be and the same is hereby introduced before the Town Board of the Town of Seneca Falls, New York; and

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the Town Board; and

BE IT FURTHER RESOLVED, that the aforesaid proposed local law be referred to the Town's Planning Board and Code Enforcement Officer for review and recommendation; and

BE IT FURTHER RESOLVED, that the Town Board will hold a public hearing on said proposed Local Law at 6:00 P.M. on October 1, 2020; and

BE IT FURTHER RESOLVED, that the Town Clerk publish or cause to be published a notice of said public hearing in the official newspaper of the Town at least ten (10) days prior thereto.

Mr. Ferrara stated Mr. Morrell has done an eloquent job of adding some of the changes. He noted his is the work of the Committee under the direction of MRB. They are changes made to make downtown more appealing to developers. Brief discussion followed.

The above motion made by Dave DeLelys and seconded by Doug Avery to adopt the above resolution relative to proposed Local Law #6 – 2020 was carried 5 ayes, 0 naves.

Resolution – Public Hearing – Proposed Local Law #7 – 2020: A motion was made by Doug Avery and seconded by Dave DeLelys to adopt the following resolution:

WHEREAS, the Town Board of the Town of Seneca Falls believes that it would be advantageous to the Town to amend the Zoning Code as it relates to the Parking of Motor Vehicles in the Town Code.

NOW, THEREFORE, BE IT RESOLVED, that proposed Local Law No. 7 of the year 2020 entitled "Local Law Amending Section 300-56 of the Seneca Falls Town Code" be and the same is hereby introduced before the Town Board of the Town of Seneca Falls, New York; and

BE IT FURTHER RESOLVED, that copies of the aforesaid proposed local law be laid upon the desks of each member of the Town Board; and

BE IT FURTHER RESOLVED, that the aforesaid proposed local law be referred to the Town's Planning Board and Code Enforcement Officer for review and recommendation; and

BE IT FURTHER RESOLVED, that the Town Board will hold a public hearing on said proposed Local Law at 6:00 P.M. on October 1, 2020; and

BE IT FURTHER RESOLVED, that the Town Clerk publish or cause to be published a notice of said public hearing in the official newspaper of the Town at least ten (10) days prior thereto.

Mr. Morrell advised the Board that it was important to review the local laws prior to the next Meeting – the information shows what the zoning is and what the changes are. He will have a clean version of what the new requirements would be when it comes time for adoption. He explained each local law. Brief discussion followed.

The above motion made by Dave DeLelys and seconded by Doug Avery to adopt the above resolution relative to proposed Local Law #7 – 2020 was carried 5 ayes, 0 naves.

Cemetery Budget Modification: A motion was made to modify the Cemetery Budget by increasing Line A8810.407 by \$1,950 with a transfer from Contingency Account A1990.400 by Dave DeLelys and seconded by Dawn Dyson.

Mr. Ferrara stated he met with Kay Irland who indicated that the Cemetery Budget is over by \$1,950 due to removal of trees that had to come down. He said she spends a lot of volunteer time taking care of our Cemeteries.

The above motion made by Dave DeLelys and seconded by Dawn Dyson to modify the Cemetery Budget was carried 5 ayes, 0 naves.

Advertise for Bids – Auburn Road Water Tower Backup Generator: A motion was made to advertise for sealed bids relative to the construction of the Town of Seneca Falls Auburn Road Water Tower Backup Generator by Doug Avery and seconded by Dave DeLelys. No questions. Motion carried 5 ayes, 0 naves.

Water/Sewer Credits: A motion was made to approve the Water/Sewer credits in the amount of \$1,774.80 as per Memo dated September 1, 2020 by Michael Ferrara and seconded by Dawn Dyson. Motion carried 4 ayes, 0 naves; Councilman Churchill recused himself from voting as a relative is involved.

Payment of Bills:

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

- | | |
|--|--|
| General Fund - \$98,106.54 (Abstract #9) | Recreation Fund - \$25,673.04 (Abstract #9) |
| Miscellaneous Fund - \$29,226.97 (Abstract #9) | Vince’s Park Fund - \$2,469.86 (Abstract #9) |
| Highway Fund - #31,858.19 (Abstract #9) | Sewer Fund - \$22,933.09 (Abstract #9) |
| Water Fund - \$42,175.49 (Abstract #9) | |

No questions. Motion carried 5 ayes, 0 naves.

At 8:10 P.M., a motion was made to go into Executive Session to discuss a matter that could impact on the value of real property by Dave DeLelys and seconded by Dawn Dyson. No questions. Motion carried 5 ayes, 0 naves.

A motion was made to reconvene the regular Meeting at 8:38 P.M. by Dave DeLelys and seconded by Doug Avery. No questions. Motion carried 5 ayes, 0 naves.

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

Meeting adjourned at 8:39 P.M.

Respectfully submitted,

NICALETTA J. GREER
Town Clerk

