

Varick Town Board
November 3, 2010

The regular meeting of the Varick Town Board was called to order by Supervisor Robert Hayssen at 7:00 p.m. Present at this meeting were Council Members John Saeli, Kathy Russo, and Richard Peterson, and Town Clerk, Donna Karlsen. Absent were Councilman Peter McDonald, Highway Superintendent Richard McCulloch, Bookkeeper, Carol Sipos, Town Attorney, John Sipos.

Supervisor Hayssen opened the public hearing on the 2011 budgets at 7:05. Fayette Fire Department fire budget was just received in the amount of \$68,264 which will need to be added to the 2011 Town of Varick budget. Mr. Hayssen also just received the town's cost for the Association of Town Dues in the amount of \$698. Therefore appropriation line A00-1920.400 needs to be raised \$100 and the fund balance raised \$100. The board also decided to encumber the Varick Sewer District No. 2, appropriation SSS-8130.400, contractual Seneca County in the amount of \$34,200 to the 2011 budget for possible future payments.

A budget was also developed for Water District No 3. As this will be the first year of operation for this district, the figures are estimates based on an average of 25 users being connect, using Jason McCormick's monthly water usage per household and estimated water cost of \$4.50 per thousand gallons from the County, and selling the water at a cost of \$5.00 per thousand gallons with a \$30/quarterly operation and maintenance fee. The Ban Interest and Rural Development Interest payment will be divided between the units in the district which are yet to be finalized. The assessor is working on this number.

The board reviewed the Varick Fire Department budget request of \$79,097 up from the 2010 figure of \$76,814. Mr. Saeli would like the department to use some of their fund balance to offset the increase, but was unsure as to what fund balance they had available. Mr. Peterson noted that he doesn't like to see any increases with the economy, but it was recognized that all three fire district's budgets reflect an increase. The board would like to see the fire districts submit their budgets earlier.

A motion by Richard Peterson, seconded by Kathy Russo and so carried unanimously to close the public hearing on the 2011 budgets at 8:00 p.m.

A motion by Kathy Russo, seconded by Richard Peterson and so carried unanimously to move the 2011 Preliminary Budgets to the 2011 final Budgets with the noted changes.

Highway: No Report

Varick Sewer District No. 1: Mr. Hayssen reported that he approved payment of some utility bills for this district.

Varick District No. 2: Mr. Hayssen hasn't reviewed any paperwork requested through FOIL to Seneca County as of this date and is hoping to resolve this issue through

negotiation with Seneca County. He also has discussed with Seneca County Water and Sewer moving the sewer pipe that is located in lake housing. He has not been informed of the new sewer and water rates from the county which will affect the rates in the Hamlet of Romulus and Varick Water District No. 3.

He has been requesting county sewer and water reports from Jason McCormick and hasn't received any since February.

The district received billings from Hancock & Estabrook, LLP for work done by Wendy Marsh in the amount of \$4,153.75.

Seneca Lake Water District: Mr. Hayssen reported that Seneca County paid their outstanding bill of \$12,000 which included \$5,000 in penalty fees. His intent was to get the initial amount due the district of \$7,000 and would like the board to approve the refund of \$5,000 in penalty fees in good faith.

A motion by Kathy Russo, seconded by Richard Peterson and so carried to refund the penalty amount of \$4,519.00 from Seneca Lake Water District bill to Seneca County Water & Sewer to show good faith.

The board discussed the water rate increase from the Village of Water which will become effective January 1, 2011. The cost of water will be raised from \$2.59 per thousand gallons to \$2.83, or an increase of \$.24. The board determined that since the district does not charge an additional operation and maintenance fee and the income from the sale of water is used to maintain the line, and considering the age of the line and projected repair cost, it would be wise to increase the cost of the water the same rate increase as what the Village of Waterloo is raising it. The new cost of water will then be \$3.33 per thousand gallons January 1, 2011.

A motion by Richard Peterson, seconded by Kathy Russo and so carried unanimously to increase Seneca Lake Water District water rate from \$3.09 per thousand gallons to \$3.33 effective January 1, 2011.

Varick Water District No. 1: Mr. Hayssen reported that the leak detection has not been completed for this district and requested permission to hire Cindy Stephen to complete the work at a total cost of \$1,500 for both Varick and Romulus districts.

A motion by Kathy Russo, seconded by Richard Peterson, and so carried unanimously to hire Cindy Stephen at an approximate cost of \$1,500 to complete leak detection in both Varick and Romulus water districts.

Mr. Hayssen spoke to Butch Carroll who said the meter installation for this district would be done by December 1 in order to allow the Village of Waterloo to complete the last quarter water reading and billing.

Varick Water District No. 3: A motion by Kathy Russo, seconded by Richard Peterson and so carried to approve the Varick Water District No. 3 application to connect form.

Mr. Hayssen reported that Jason McCormick just submitted the DEC water supply permit application, which is extremely late. He spoke to Lisa Porter at DEC who just received this paper work on October 21 and explained that once they review it in Avon, it will be forwarded to DEC in Albany for approval, then onto the New York State Department of Health and then back to DEC in Avon. They will try to move this process along, but no connections can be made until this application receives final approval.

Mr. Hayssen also contacted Jason McCormick to provide him with a meter pit and meter for his review so that the district can determine what to do about replacing the meters received and obtaining Orion meters for this district. Mr. McCormick is yet to get these to him.

Mr. Hayssen was sent a draft proposal for the Village of Waterloo to complete the water billing for this district and Fayette's Water District No. 5 in the amount of \$1,500 for the first year and \$2,000 each year for years two and three of the three year agreement. It is unclear as to who will be doing the billing for Fayette, but the board is willing to enter into an agreement with the Village of Waterloo and renegotiate the cost as the agreement will now only pertain to Varick Water District No. 3. Mr. Hayssen will contact the Village for a new proposal. It was also noted that the 2011 budget for this district can stand alone if the board decides not to use any services offered by the Town of Fayette.

The Town of Fayette also sent the district a bill for administrative services provided by Stuart I. Brown Associates, Inc. according to the agreement between the Town of Fayette, Town of Varick and Stuart Brown. The invoice did not specify what work was completed from September 30, 2008 and August 31, 2010 and board questioned why we were getting billed for services when Municipal Solutions has been completing financial paperwork since July 2010 for Varick Water District No. 3. The payment of this was tabled until Municipal Solutions has a response from Stuart Brown as to what these amounts represent.

Dave Scharets, 1736 Route 336 complained about his driveway. Mr. Saeli is to contact Jason McCormick and have him add this to the punch list to make sure it gets fixed.

Town Clerk's Report: A motion by Richard Peterson, seconded by Kathy Russo and so carried unanimously to approve the Town Clerk's Report, Supervisor: \$31.57, County Treasurer: \$5,87, DEC: \$213.56, Total Disbursed: \$251.00

RESOLUTION ADOPTING FEES PERTAINING TO THE LICENSING OF DOGS

WHEREAS, the Town Board of the Town of Varick has adopted a Local Law Adopting Regulations Regarding the Licensing of Dogs; and

WHEREAS, this local law requires the Town Board to establish certain fees and surcharges pertaining to the licensing of dogs.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Varick hereby establishes the following fees and surcharges:

1. The license fee for a spayed or neutered dog shall be \$5.00
2. The license fee for an unsprayed or an unneutered dog shall be \$10.00.
3. The surcharge if the dog to be licensed is altered shall be \$1.00.;
4. The surcharge if the dog to be licensed is not altered shall be \$3.00.
5. The surcharge for the provision and replacement of any identification tag shall be \$3.00
6. The surcharge for Purebred License fees are \$25.00 for 1-10 dogs, \$50 for 11-25 dogs and \$100 for 26 or more dogs
7. The surcharge for replacement tags is \$5.00

AND BE IT FURTHER RESOLVED, that these fees shall be effective as of January 1, 2011.

I, Donna Karlsen, Town Clerk of the Town of Varick do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Varick on November 3, 2010 by the following vote:

	<u>Aye</u>
Robert Hayssen	x
Richard Peterson	x
John Saeli	x
Kathy Russo	x
Peter McDonald	Absent

A motion by Kathy Russo, seconded by Richard Peterson and so carried unanimously to hold a public hearing on Local Law No. 1 of 2010 Adopting Regulations Regarding the Licensing of Dogs on December 7, 2010 at 7:00 p.m.

A motion by John Saeli, seconded by Kathy Russo and so carried unanimously to rescind Local Law Number 1 of 1980 increasing dog license fees.

Personnel: Mrs. Russo contacted Paul Conroy and asked him to complete a code enforcement written report for the board. She also contacted Chad Haviland at Seneca Code Enforcement who provided a document to us as a guideline to assist code enforcement officials in their efforts to secure compliance with Section 302.8 Motor Vehicles, of the Property Maintenance Code of New York State. Mrs. Russo references a property on Ernsberger Road and reviewed the codes pertaining to demolitions derby cars and race cars.

Planning Board: Mrs. Karlsen spoke to Harriett Haynes in Seneca County Planning who stated that a local law had to accompany the proposed revisions to the Zoning Code and Subdivision Regulations. Mrs. Karlsen prepared the local laws and presented them to the County Planning Board for their review at their November meeting. Once these revisions have gotten County approval, a public hearing will need to be held on the local laws and Harriett suggested that we schedule the public hearing for the December meeting, which could be adjourned if necessary.

A motion by John Saeli, seconded by Richard Peterson and so carried to hold a public hearing on Local Law No. 2 of 2010 Zoning Code Revisions.

A motion by Richard Peterson, seconded by Kathy Russo and so carried unanimously to hold a public hearing on Local Law No. 3 of 2010 Subdivision Regulation Revisions.

It was decided that the changes are very minor and no post card will need to be sent notifying residents of the meeting. It will be advertised in the Town's designated newspaper.

A motion by John Saeli, seconded by Richard Peterson and so carried unanimously to approve the minutes of October 5, 2010 and October 13, 2010.

A motion by John Saeli, seconded by Kathy Russo and so carried unanimously to approve Abstract No. 11, General, Vouchers A0010254 to A0010263 in the amount of \$3,554.83, Seneca Lake Water District, Vouchers SWS10063 to SWS10067 in the amount of \$28,766.55, Highway, Vouchers DA010073 to DA01083 in the amount of \$49,484.60, Varick Sewer District No. 1, Voucher VS1100003 in the amount of \$1,929.38, Varick Sewer District No. 2, Vouchers SSS10027 in the amount of \$240, Varick Water District No. 1, Voucher VW110008 in the amount of \$4,259.40.

New Business, Old Business and Correspondence:

Mr. Hayssen spoke to DEC regarding the Scepter application and was told that Scepter put the scoping on hold until December 15, 2010.

Mr. Peterson reported that the Iron Man contest left plastic water bottles along the roadside of Ogden Road and this should be addressed if they request to use Varick Roads for next year's Iron Man.

A motion by John Saeli, seconded by Richard Peterson and so carried unanimously at 9:10 p.m.

Respectfully Submitted,

Donna Karlsen
Varick Town Clerk