

May 4, 2021

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 Councilmen Tom Fox, Eric Riegel and Richard McCulloch, Town Clerk, Donna Karlsen, Bookkeeper, Angela Testa, Attorney for the Town, Joe Midiri, and Water and Sewer Operator, Ben Karlsen. Absent: Highway Superintendent, Ben Freier and Councilman Richard Peterson.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to open the public hearing at 7:02 p.m. on increasing the water rate effective with the second quarter water billing in Seneca Lake Water District.

No comments were offered, and Supervisor Hayssen called for a motion to close the public hearing at 7:05 p.m.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to close the public hearing at 7:05 p.m. on increasing the water rate with the second quarter water billing in Seneca Lake Water District.

Abstract: A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to approve Abstract No. 5, General Fund, Voucher No. A0021-061 to A0021-072 om the amount of \$15,014.06, Highway, Vouchers DAO21-032 to DA021-038 in the amount of \$2,275.53, South Seneca Ambulance, SAF21-004 in the amount of \$6,337.17, Varick Water District No. 1, VW121-011 to VW121-012 in the amount of \$5,878.39, Seneca Lake Water District, Vouchers SWS21-0368 to SWS21-040 in the amount of \$\$386.56, Varick Water District No. 3, Vouchers VW321-007 and VW321-009 in the amount of \$22,798.25, Varick Water District No. 4, Vouchers VW421-015 and VW421-015 in the amount of \$53.87, Varick Sewer District No. 1, VS121-010 to VS121-11 in the amount of \$2,767.27, Varick Sewer District No. 2, SSS21-013 in the amount of \$9,540.

A motion by Tom Fox, seconded by Richard McCulloch and so carried unanimously to pay for the Williamson Law water and sewer billing in the amount of \$3,645 from Seneca Lake Water District project funding.

A motion by Tom Fox, seconded by Richard McCulloch and so carried unanimously to pay for the Williamson Law 2021 support cost of \$1,095 based on the tax roll units assessed for water and sewer districts from the 2021 budget lines associated with the Village of Waterloo contract.

Mrs. Karlsen reported that she received two originals signed by the Village of Waterloo for the Town of Varick's proposed Agreement For Water Supply Services For And On Behalf Of The Town Of Varick. In this agreement, water billing for Seneca Lake Water District will be done on a quarterly basis by the Village of Waterloo. The village sent a bill for the month of May 2021 usage which will be held and paid at the end of the second quarter.

Highway: Ben Freier had left for the board's review a copy of Hunt Engineers proposal for scope of work and construction administration in the amount of \$36,000 regarding the culvert replacement at Kings Corner Road. In an email for the board, he indicated that he was not in favor

of hiring them to provide this service. The board tabled further discussion until Mr. Freier could attend the meeting to discuss his recommended plan of action regarding this replacement.

Judge: Mrs. Karlsen reported that she submitted the audit report completed by Eric Riegel, Judge Hogue and Clerk Andrew Herkovic to the Seventh Judicial as they requested.

Supervisor's Report: A motion by Eric Riegel, seconded by Tom Fox and so carried unanimously to approve the Supervisor's Report.

Code Enforcement Report: None

Assessor's Report: The board reviewed the Assessor's written report, which stated:

1. The address changes and bank codes were updated, deeds were processed up to March 2021.
2. Tentative Assessment Roll for 2021 filed and Grievance Day set for May 26, 2021 from 4:00 p.m. to 8:00 p.m.

Water/Sewer Operator's Report: Mr. Karlsen reviewed the work that needs to be completed for all four water districts and both sewer districts with most of the work being done in Seneca Lake Water. He requested permission to hire a seasonal, part time employee to assist him with a salary to be determined on the applicant's experience. Advertisement of this position will be posted on the town's web page and public bulletin board.

Mr. Karlsen expressed to the board the importance of contracting with an entity who would replace the services once provided by the Village of Waterloo who was available to assist him or address independently any water emergencies that may arise. Yaws Environmental is currently contracted by the town to address sewer emergencies and paid to be on-call seven days a week, twenty-four hours a day.

A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to approve to hire a seasonal, part-time employee to assist Ben Karlsen, Water and Sewer operator, with a salary to be determined on the applicant's experience.

Ben also reported that he has been discussing with Supervisor Hayssen and Code Enforcement Officer Tim Dorn issues arising from the lack of zoning and specific easements in place to protect the town's water and sewer lines. He reported proposed construction over and around the town's water and sewer lines is becoming a problem, especially along the lakes, where property owners are trying to build to close to these lines which could prohibit access for maintenance. He strongly suggests the town add wording in the zoning code to address these issue or easements that specifically dictate town access to the lines for maintenance.

Varick Water District No. 1: Nothing to report.

Seneca Lake Water District: Mr. Karlsen reported that he was contacted on Saturday, May 1st by the Mormon camp stating they were going to flush their water lines using the hydrant up by the cabins. He informed them they were not to use that hydrant unless he was notified and installed a

meter to monitor water used for billing purposes. He also informed them that the board was requesting a meter be installed at the curb stop at the road and they would be contacted regarding this matter.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to raise Seneca Lake Water Districts water rate effective with the 2021 second quarter water billing to \$4.19 per thousand gallons of water and a minimum fee of \$13.57 based on 3,239 gallons.

A letter will be sent out notifying the consumers of this water rate increase.

Mrs. Karlsen state that she received two originals signed by the Village of Waterloo for the Town of Varick's proposed Agreement For Water Supply Services For And On Behalf Of The Town Of Varick and had only provided the Village with two originals with Supervisor Hayssen's signature on them, which now both have been returned for the town's file, one original dropped off by Jim Bromka and the other original received in the mail about a month later.

Water District No. 3: Nothing to report.

Water District No. 4: He reported that water usage has gone down since locating and repairing the water leak.

Varick Sewer District No. 1: Nothing to report.

Varick Sewer District No. 2: Ben Karlsen reported that Bill Kolbeck has rebuilt a couple pumps and he is following up with Siewert on pumps that have gone down but are still under warranty. Mr. Karlsen reported he reviewed with Supervisor Hayssen a proposed building going in at Willow Cove Lane within ten feet of the sewer line. It was agreed that Mr. Karlsen would stake out the sewer line and the building had to be at a minimum of 2 feet from the line to be able to access it for repairs.

South Seneca Ambulance: The board will continue to process monthly payments based on the 2020 agreement until further notice is given.

Summer Recreation: Mrs. Testa reported that Summer Rec. Director Samantha Pundt has been submitting job applications she has received for counselors to the Seneca County Personnel office for approval. She will contact Samantha to make sure she has contacted the Romulus Central School and filled out a building use permit and the Seneca County Youth Bureau for guidance of this year's program.

A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to approve holding the 2021 Summer Recreation Program.

Town Clerk's Report: A motion by Richard McCulloch, seconded by Eric Riegel and so carried unanimously to approve the Town Clerk's Report: Supervisor: \$140, NYS Ag & Markets: \$8, Total Disbursements: \$148.

Minutes: A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to approve the minutes of April 6, 2021.

Zoning Board: Supervisor Hayssen reported the Varick Planning Board denied the special use permit applied by Earl Martin for Deer Haven Park to house migrant workers on the property once used by Hillside. This property is zoned industrial. Currently there are migrant workers living on this premise. The board reviewed their options and has agreed to have Code Enforcement Officer, Tim Dorn, confer with Attorney Louis DiLorenzo Bond, Schoeneck and King, PLLC who has agreed to represent the town in this matter.

A motion by Tom Fox, seconded by Eric Riegel and so carried unanimously to direct Code Enforcement Officer to contact Attorney Louis DiLorenzo to review procedure, code and make recommendations regarding the housing by Deer Haven Park, Earl Martin on property once used by Hillside.

Planning Board: Joe Midiri provided Local Law No. 1 of 2021 Noise Regulation of the Town of Varick prepared by Frank Fisher of Midey, Mirras & Ricci. Mr. Midiri reported that Mr. Fisher at the request of the board added “Any subsequent violation of the provisions of this chapter shall be a violation and subject to a fine of not less than \$100 nor more than \$500”.

A motion by Richard McCulloch, seconded by Ton Fox and so carried unanimously to hold a public hearing on proposed Local Law No. 1, of 2021, Noise Regulation of the Town of Varick on June 1, 2021 at 7:00 p.m. at the Varick Town Hall.

The board agreed to table further action on the “Responsible Pet Ownership Ordinance” until this ordinance can be compared to the existing ordinance in place.

New Business, Old Business, Correspondence:

The board needs to confer with Assessor Anne Morgan regarding the Sr. Citizen exemptions as proposed by Seneca County.

A motion by Eric Riegel, seconded by Richard McCulloch and so carried unanimously to adjourn at 8:20 p.m.

Respectfully submitted,

Donna Karlsen Varick Town Clerk