

**Town of Sennett Board Meeting Minutes
April 16, 2019**

Minutes of the Town of Sennett Town Board Meeting held on Tuesday April 16, 2019 at the Town of Sennett Office Building at 7:00 PM.

Members Present: Jerrold Eades, Councilman/Deputy Supervisor
Edward Rizzo, Councilman
Richard Gagliardi, Councilman
Kristopher LaPointe, Highway Superintendent
Ronald Schalck, Water & Wastewater Superintendent
Richard Andino, Town Attorney
Penelope Dennis, Town Clerk

Due to the absence of Supervisor Adams, the meeting was opened by Deputy Supervisor with the pledge to the flag. A moment of silence was done in memory of Douglas Riley, a former Sennett Councilman and Assessor who recently passed away.

The Bookkeeper reports that the auditors have been here, and she has no concerns with them.

Old Business: The paperwork has been started for the USDA loan for the Water Improvement Project. Also, draft Fund Balance Policy was approved at the meeting held on April 8th.

New Business: The preliminary/temporary resolution regarding 5G Technology for wireless communications was also approved at the April 8th meeting. Deputy Supervisor Eades discusses the recent meeting with the representatives from the Health Care Consortium and the users. The users felt that it would have been better to have this meeting last fall before the change of insurance coverage. The following resolution is done (Costs have been corrected):

TOWN OF SENNETT TOWN BOARD RESOLUTION AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE A USDA RURAL DEVELOPMENT PROJECT MANAGEMENT AGREEMENT IN CONNECTION WITH THE TOWN OF SENNETT WATER DISTRICT NO. 3 IMPROVEMENT PROJECT

The following resolution was offered by Councilor Rizzo, who moved its adoption, and seconded by Councilor Gagliardi, to wit:

WHEREAS, the Town of Sennett Town Board has undertaken consideration of a water project in the Town benefiting Water Districts No. 3 and No. 1; and

WHEREAS, the Town Board previously adopted a Negative Declaration and completed its SEQRA review relative to the Water Project; and

WHEREAS, the Town Board previously adopted a Resolution and Order to approve the construction of the Water Project pursuant to Section 202-b of the Town Law; and

WHEREAS, it is anticipated that project management services for the USDA Rural Development financing of said Water Project will be necessary to accomplish the goals for the supply of a reliable source of water in the improvement area, as described in the Map, Plan and Report; and

WHEREAS, the Town of Sennett desires to engage services from professionals with experience in such matters; and

WHEREAS, the Town of Sennett has been presented with a USDA Rural Development Project Management Services Agreement by Labella Associates; and

WHEREAS, the Town of Sennett desires to engage the services of Labella Associates for such purposes pursuant to the terms of said Agreement; and

WHEREAS, the engagement of Labella Associates for such services constitutes a Type II action for purposes of State Environmental Quality Review and, as a result, no environmental impact is anticipated.

NOW, THEREFORE BE IT RESOLVED that the Town of Sennett Town Board hereby authorizes the Town Supervisor to execute the proposed USDA Rural Development Project Management Services Agreement between the Town of Sennett and Labella Associates at a cost not to exceed \$3,300 for Phase 1 and a lump sum of \$20,700 for Phase 2 relative to certain project management services relative to the formation and construction of the Town of Sennett West Central Water Improvement Project and to take such other and further actions as are necessary to engage such services.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

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|--------------------------|-------------------|--------------|---------------|
| Jerrold Eades | Councilor | Voted | Yes |
| Richard Gagliardi | Councilor | Voted | Yes |
| James Jeffers | Councilor | Voted | Absent |
| Edward Rizzo | Councilor | Voted | Yes |
| Peter Adams | Supervisor | Voted | Absent |

The foregoing resolution was thereupon declared duly adopted.

Department Reports: The Highway Superintendent reports that the department has patching roads, maintenance on equipment, plowed and sanded, loaded dumpsters with mulch, the new truck came in, cut trees on Parcell, Baker, County Line, Beech, Taylor and Center Street Roads, picked up brush, went to the Hard Hat Expo, attended a NYS mandated excavator certification and a mandated class on safety in the workplace etc., took down snow fence, did some ditching, cleaned up the cemetery, did some yard repairs from plow damage, fixed back alleys in the Parkway and hauled some grindings for the new generator installation for the Water Department. A motion is made by Councilman Gagliardi to transfer \$53,397.22 from the Highway Reserve-Equipment Fund to the Highway Fund (DA), seconded by Councilman Rizzo. Roll Call vote: Supervisor Adams absent, Councilman/Deputy Supervisor Eades yes, Councilman Gagliardi yes, Councilman Rizzo yes and Councilman Jeffers absent, carried. A motion is made by Councilman Rizzo to transfer \$15,531.76 from the Highway Reserve-Equipment Fund to the Highway Fund (DA), seconded by Councilman Gagliardi. Roll Call vote: Supervisor Adams absent, Councilman/Deputy Supervisor Eades yes, Councilman Gagliardi yes, Councilman Rizzo yes and Councilman Jeffers absent, carried. The Water Department reports that monthly water operation reports were done, monthly water samples were done, water meters were read, and bills sent out, marking out dig request (many for Turnpike Road for the county road project), attended a full day of training, almost done doing our spring flushing of dead-end water mains, the generator was set by Sunny Crest at no charge and the electrical work is being done this week. We had the preconstruction meeting for the CH4 water line project on April 2nd They want to begin but are waiting for approval of their insurance by the town. Judge Timian reports \$3,539.00 for March. Judge Riley reports \$5,152.00 for March. The Town Clerk reports \$3,947.68 for March. The Court Clerk's report was reviewed by the board. The CEO's report was read and reviewed by the board. Councilman Rizzo moved the following motion, which was seconded by Councilman Gagliardi, to wit: A resolution to approve the proposed settlement of the BJ's Wholesale Club, Inc. v. Town of Sennett Assessor et. al. tax certiorari proceedings (Index Nos. 2016-0618, 2017-2596, 2018-0788) for 2016/17 at an assessed value of \$5,550,405, for 2017/18 at an assessed value of \$5,736,891, for 2018/19 at an assessed value of \$5,643,648, which proposed settlement shall be formalized in a written settlement agreement and shall be subject to final review by the Town Attorney. Roll Call vote: Supervisor Adams absent, Councilman/Deputy Supervisor Eades yes, Councilman Gagliardi yes, Councilman Rizzo yes and Councilman Jeffers absent, carried. A motion is made by Councilman Gagliardi to authorize Jeff Lowe, Assessor to schedule Grievance Day on June 4, 2019, seconded by Councilman Rizzo. Roll Call vote: Supervisor Adams absent, Councilman/Deputy Supervisor Eades yes, Councilman Gagliardi yes, Councilman Rizzo yes and Councilman Jeffers absent, carried.

The Public To Be Heard segment is opened on a motion made by Councilman Rizzo, seconded by Councilman Gagliardi, 3 ayes 0 nays 2 absent, carried. Kris LaPointe questions the Fund Balance Policy, there is discussion on this. The Public To Be Heard segment is closed on a motion made by Councilman Rizzo, seconded by Councilman Gagliardi, 3 ayes 0 nays 2 absent, carried.

The abstract in the amount of \$498,646.47 is approved for payment on a motion made by Councilman Rizzo, seconded by Councilman Gagliardi. Roll Call vote: Supervisor Adams absent, Councilman/Deputy Supervisor Eades yes, Councilman Gagliardi yes, Councilman Rizzo yes and Councilman Jeffers absent, carried.

The minutes of the previous meeting are approved on a motion made by Councilman Gagliardi, seconded by Councilman Rizzo, 3 ayes 0 nays 2 absent, carried.

The meeting is adjourned on a motion made by Councilman Gagliardi, seconded by Councilman Rizzo, 3 ayes 0 nays 2 absent, carried.

Respectfully submitted,
Penelope Dennis, Town Clerk
Town of Sennett