

**TOWN OF HECTOR  
REGULAR AUDIT MEETING  
March 13, 2018**

**Members Present:**

Alvin J. White, Supervisor  
Jessica Rodgers, Councilwoman  
Elizabeth Martin, Councilwoman  
William Preston, Councilman  
Justin Boyette, Councilman  
Robert Barton, Councilman

**Others:**

Jane M. V. Ike, Clerk  
Robert Stapleton, Water Superintendent  
David Patterson, Code Enforcement  
Charlie Stevenson      Colin McNaull  
Ralph Ward              Mike Bergen  
Barb Kelley              Sarah Schantz  
Rich Brown              Martin Conwell  
Janel Walker, Public Health  
Kelsey Fiori, NexAmp

Others: Jeanne Chapman      Ben Dickens  
         Dave LaMoreaux      Bo Lipari  
         Carl Langenfeld      Tim Dunlap

Called to order at 7:00pm by Supervisor White, followed by Pledge of Allegiance.

**RESOLUTION #56** – offered by Martin, seconded by Preston

Resolved to approve the minutes of February 13, 2018 and February 20, 2018 as written.

Ayes 6, Nays 0

**RESOLUTION #57** – offered by Preston, seconded by Boyette

Resolved to approve and authorize the Supervisor to make the following budget amendments:

Transfer \$1156.00 from A1990.4 contingency to A1910.4 unallocated insurance; and transfer \$158.00 from SW1990.4 contingency to SW1910.4 unallocated insurance. Ayes 6, Nays 0

**RESOLUTION #58** – offered by Boyette, seconded by Martin

Resolved to have audited and further authorize the Supervisor to pay the bills from the following funds: General Vouchers #64 thru #98 - \$37,841.38; Highway Vouchers #49 thru #73 -

\$25,623.65; Water District Vouchers #36 thru #50 - \$10,264.68; and Trust & Agency Vouchers #5 thru #6 - \$960.18. Ayes 6, Nays 0

**Public Comment:** 7:05pm

Colin McNaull thanked the board for passing the Cold War Veteran's exemption. Jeanne Chapman thanked the Clerk for providing the minutes. Carl Langenfeld thanked Jessica for Facebook page but gets info from Web site; and asked to purchase a copy of business directory.

Comment Period Closed at 7:08pm

**Public Health Presentation:**

Janel Walker updated the board on the emergency drill happening on April 10<sup>th</sup>; looking for volunteers to register to participate; need 80 people; looking to get 40 people through in one hour (10am to 12pm); Rabies is 100% fatal; suggest you contact them if you capture a bat in your house to have tested; Rabies clinic schedules are on County Web site; only 1 raccoon positive last year.

Also updated: SCUDD underage drinking and driving; smoking law age change; influenza wide spread; elderly and young children more susceptible; tdap vaccine important to protect newborns who can get very sick; free radon kits for testing are available; trails and recreation maps, lead testing.

**Community Solar Farm Presentation:** Kelsey Fiori, NY Outreach Coordinator for Nexamp presented information on the Community Solar Farm being constructed in Newfield, NY. They are a Veteran founded organization; top 3 developers in nation; new concept; build an offsite farm; (Millard Hill Road); will serve a 9 county area; metering credits on bill monthly without installing anything; 10% discount on supply and delivery monthly also; support 750-1000 residents; no credit check, no sign up charge, no cancellation fee; 3 month notice to terminate; solar farm has 20 year life span; credit on NYSEG; Nexamp bills for 90% of energy used; 8 town accounts are eligible; buildings with demand charge are not eligible; all of the town of hector is in service area.

Supervisor White will have a Committee will review before Town makes a decision.

**Department Reports:**

**Assessment:** no report

**Highway:** Superintendent Rappleye's written report reviewed by Supervisor White. Highway Superintendent asked to be excused due to incoming storm. Crusher run has been spread on roads with soft surfaces and ruts; seasonal roads issue and blacktop projects. Supervisor White reviewed funding available through CHIPS program and amounts available and addition of Pave NY monies and amount held over from last year; increase in revenues; use CHIPS monies for truck purchase; Finger Lakes National Forrest project with Trout Unlimited for replacement of culvert on Bishop Corner's road; move monies from fund balance in DB for road projects.

**RESOLUTION #59** – offered by Martin, seconded by Rodgers

Resolved to approve and authorize the Supervisor to amend the 2018 budget as follows: Increase DB3501 CHIPS revenues by \$24,228.61 and appropriate \$24,228.61 to DB5112.2 CHIPS projects; Increase DB3501 CHIPS revenues by \$39,457.42 and appropriate \$39,457.42 to DA5130.2; Increase DB4589 Federal Funds revenues by \$149,570.00 and appropriate \$149,570.00 to DB5112.22 Capital Projects for the Bishops Corners Box Culvert Replacement; and Transfer \$167,714.93 from DB599 fund balance to DB5110.4 Road Maintenance.

Ayes 6, Nays 0

**Salt Storage Building:** Engineers will be working on drawings, etc.

**RESOLUTION #60** – offered by Martin, seconded by Preston

Resolved to authorize the Highway Superintendent to post all Seasonal Roads as closed until May 1, 2018 due to the extreme amount of clean up required for removal of downed trees and limbs from the last snow storm. Ayes 6, Nays 0

**RESOLUTION #61** – offered by Preston, seconded by Boyette

Resolved to have reviewed and accept the following blacktop paving bids through the Schuyler County bid process:

Project #3 Dolphsburg Road from Drew Road to CR9 Type 3 Binder - \$233,415.00

Project #4 Covert Road from CR4 to Satterly Hill Road Type 3 Binder - \$60,475.00

Project #5 Potomac Road from SR227 to Picnic Area Road Type 3 Binder & Fine Binder - 198,650.00

Project #6 Picnic Area Road from Potomac Road to Burnt Hill Road – Type 3 Binder & Fine Binder - \$109,040.00

Ayes 6, Nays 0

**Water District:** Superintendent Stapleton reported gallons treated; water testing; DOH reports sent; meters read; bills going out; 114 meter batteries are failing; 2<sup>nd</sup> largest failure; lap top for new meter reading program received; Pall, CHN and skid working properly; sensor for tank reordered; air compressors good; still waiting for DOH report from November inspection; hydrant at Route 414 and Fausold Road is inoperable; waiting for weather to break for new source well exploration. Met with Chatfield's at Smith Park – walked park, reviewed water project; suggested a shut off valve for every yard hydrant. Burdett storage tank; previous patch has fallen off the tank; Dutchland will be here this week to inspect. Supervisor White and Superintendent Stapleton will attend the Seneca Lake water quality summit March 24, 2018. Councilwoman Martin thanked Superintendent Stapleton for the informative tour of facilities

**RESOLUTION #62** – offered by Preston, seconded by Boyette  
Resolved to authorize Water Superintendent Stapleton to attend the annual NY Rural Water & Technical Training Workshop in Verona May 21-23, 2018. Ayes 6, Nays 0

**Club Seneca Water District Extension:** Working through requirements to submit application to Comptroller's office for approval. Supervisor White attended a conference where EFC and USDA were present; will reach out to Catherine Reese at RCAP to see what might be the best source for funding. Quote from Labella's for application \$1900 and SEQRA \$3500. Copies provided to board to review for decision next month.

**Code Enforcement:** Officer Patterson reviewed permits issued; permits at a low level right now due to constant freeze and thaw this winter; getting to sites is an issue; expect increase in activity when weather breaks; 4 pending fire inspections; 2 pending property maintenance issues.

**Smith Park:** Supervisor White gave a time line update for the water project. Waiting on DOH to approve plans for the project; could be as late as April 16<sup>th</sup>; bid as soon as approved; open bids in May; worst case open camping September 1<sup>st</sup>; hoping to move back to August 1<sup>st</sup>; swimming and pavilions will be open; boat launch will be closed for some of the summer also; long overdue project; letter will be sent to seasonal campers.

**RESOLUTION #63** - offered by White, seconded by Preston  
Resolved to appoint Jason Bond as Assistant Park Manager effective March 1, 2018 thru October 31, 2018 at a salary of \$16,968.00. Ayes 6, Nays 0

**Playground:** Risk analysis from Traveler's Insurance; they are requesting it be removed.

**RESOLUTION #64** - offered by Boyette, seconded by Preston  
Resolved to declare the Smith Park playground surplus and allow James Jerzack to dismantle and haul away. Ayes 6, Nays 0

**Supervisor:**

**Zoning Commission:** Paul Bursic reported on mission statement approved by commission; posted on the website; trying to determine what town residents read for news; drafting a press release that can be distributed. Southern Tier training presentation attended by several members; zoning as a primer and hot button issues. Extended discussion on incinerator project in Romulus; starting to look at a moratorium or what other options are available to the Board; looking to give a recommendation to the board at April meeting.

Bo Lipari – incinerator is not in the Town of Hector so what can the board do? Concerns regarding environmental impact and possibility of something coming here. Paul Bursic indicated there is likely to be plural options; moratorium's over 3-6 months become ineffective; complex issue.

**Trash Incinerator Proposed Resolution:** Board asked to look at a resolution in opposition to incinerator; several communities surrounding Romulus have passed resolutions; draft read; Seneca watershed inter-municipal organization used very similar wording in their resolution.

**RESOLUTION #65** - offered by Martin, seconded by Boyette

Whereas a limited liability company called Circular EnerG LLC has proposed to build a trash incinerator in the Town of Romulus of Seneca County, in the Seneca Lake Watershed; and

Whereas this facility will import waste and trash from outside of this area, including likely from hundreds of miles away, to the extent of two to three thousand tons per day, delivered initially by over 200 trucks per day traveling along Routes 96, 414 and 5 & 20, 286 days per year, that will later be supplanted in part by rail cars traveling local rails Monday through Saturday throughout the year, but trucks will still deliver trash and refuse to the rail cars and will likely also deliver some trash to the incinerator; and

Whereas the incinerator proposes to draw for cooling 445,000 gallons of water per day from Seneca Lake, and it will discharge this water, warmed by the process, into Reeder Creek, which empties into Seneca Lake, and the incinerator will also generate 126,000 gallons of leachate daily, which is water contaminated by the process that has to be treated and disposed of possibly with some of it returned in some form to Seneca Lake; and

Whereas Seneca Lake is already situated between the largest and second largest landfills in New York State, Seneca Meadows and Ontario County, that together import almost 10,000 tons of trash each day and are responsible for hundreds of heavy trash trucks traveling local roads, offensive odors, and millions of gallons of leachate each year that must be disposed of, some into Seneca Lake; and

Whereas facilities and programs that support exporting waste undermine efforts to encourage responsible local stewardship of the land, water and air needed for life; and

Whereas the Finger Lakes area is now recognized as a world-class destination for visitors and is home to a vibrant wine industry and farm community, and being a waste import destination is inimical to this and must cease as soon as possible, and certainly not be increased; now therefore, be it

RESOLVED that the Town of Hector, NY opposes the trash incinerator proposed by Circular EnerG LLC and urges the Town of Romulus and all agencies of New York State with jurisdiction over any aspect of the project to reject this proposal and work with us to foster sustainable practices and industry that will protect Seneca Lake and preserve the Finger Lakes as a wonderful place to live and work, now and into the future.

*Copies will be sent to Romulus Supervisor David Kaiser, Governor Andrew M. Cuomo, and Public Service Commission Chair John B. Rhodes.*

Discussion – Preston – would like to see Zoning Commission submit their report before we move ahead to voting on this resolution; would like to know effect on traffic, roads, water treatment and return to the lake; don't believe we have the right to tell people what to do in

another town; here to support all the people in our town. Wineries, breweries, farms, salt companies have all had impact on Seneca Lake; affecting peoples' lives, jobs, etc. Anything that gets sprayed in the Township ends up in Seneca or Cayuga lakes.

Paul Bursic speaking on behalf of the zoning commission; did not accept the responsibility to do scientific study; looking at administrative options for the board. Not appropriate for zoning committee to study those effects on the local area.

Supervisor White – not in favor of this project; do not want to see increased truck traffic on 414; why do we need another trash incinerator; already have Seneca Meadows and Ontario. Those are dumps not incinerators.

Councilman Boyette reported that issues with lake are caused by all of us; preventing this incinerator would protect the lake.

Colin McNaull in favor of resolution; would like to see board move it tonight. Bo Lipari commented that we don't know what all the people think; represent all the people; never will know what all the people think.

Councilman Preston asked do you want to live next to large smelly landfill or do you want an incinerator that burns some of it and reduces dump size; where is ash being disposed of; if they are turned down in Romulus; where are they going; will they come here; why are we getting involved in something in another town.

Bo Lipari commented it is legitimate to oppose due to traffic concerns. Councilwoman Martin commented the purpose of this resolution is to show solidarity with neighboring town. Councilwoman Rodgers commented this would be the 2<sup>nd</sup> largest incinerator in the country; get it away from the lakes; very little support in the town of Romulus; would be next to elementary school; toxins emitted in Nano particles; not regulated; some studies show landfills are safer than incinerators; red flag with company trying to circumvent local officials. How far do prevailing winds travel that would carry Nano particles?

Roll call vote: Barton – Aye; Martin – Aye; Preston – Aye (support what Romulus is trying to do); Boyette – Aye; White – Aye; Rodgers – Aye                      Ayes 6, Nays 0

**RESOLUTION #66** - offered by Martin, seconded by Preston

Resolved to authorize Supervisor White, Councilwoman Rodgers and Councilman Barton to attend the 18<sup>th</sup> Annual Finance School in Ellicottville May 10-11, 2018 at a cost of \$200 each; \$110.00 hotel room each.    Ayes 6, Nays 0

**RESOLUTION #67** - offered by Martin, seconded by Boyette

Resolved to authorize Supervisor White to attend the State Comptroller's Governmental Accounting Class May 22-24, 2018 in Big Flats, NY at a cost of \$85.00.    Ayes 6, Nays 0

**Town Clerk/Tax Collector/Court Clerk:**

Monthly report submitted to the Board.

Tax Collection update: Late notices will be mailed by the end of the week; additional \$2.00 after March 19<sup>th</sup>; final day to pay at the Town will be April 5<sup>th</sup>.

**Dumpster Day:** Dates need to be checked with the Village of Burdett, Swarthout's, and fire companies; June 2<sup>nd</sup> preferred alternate June 9<sup>th</sup>

**Junk Yard License Renewals:** William J. Brown and Michael Cox

Councilman Barton and Councilwoman Martin asked that we encourage Mike Cox to move all junk or non-repairable cars to within the fenced area with a time limit of 60 days and finish repairing fence. Questions asked about site on Route 414; why no junk yard license. History covered; excess of \$100,000 each spent by 2 neighbors and the Town; Supreme Court ruling in our favor; site still not in compliance; Court order lacking teeth to enforce.

**RESOLUTION #68** - offered by Preston, seconded by Boyette

Resolved to approve the Junk Yard License renewals for William J. Brown, dba Schuyler Wrecker & Auto Parts and Michael Cox, dba Coxy's effective April 1, 2018 thru March 31, 2019. Ayes 6, Nays 0

**Summer Swim Program:** Letter of request from Watkins Glen School for continued support from the Town of Hector; we budgeted \$1000 for 2018

**RESOLUTION #69** - offered by White, seconded by Preston

Resolved to authorize continued support for the Watkins Glen Summer Swim Program at a cost of \$1000.00. Ayes 6, Nays 0

**Miscellaneous/Correspondence:**

Farm to Fork Fondo bicycle event August 11, 2018. Carl Langenfeld expressed concerns that some points of Route 414 are too narrow for the bicycles; someone could get hit.

**Canal Clean Sweep** April 20-22, 2018: Looking for support and help for the spring cleanup.

**Dutchess County "ThinkDIFFERENTLY"** – still need to find more information.

Southern Tier Regional training April 5<sup>th</sup>

**RESOLUTION #70** – offered by Preston, seconded by Martin

Resolved to authorize Judge Jaynes, Clerk Ike, Highway Superintendent Rapple, Councilwoman Rodgers and Councilman Preston to attend the Southern Tier Regional training in Corning on April 5, 2018. Further Resolved to authorize reimbursement for ST training April 5<sup>th</sup> for Zoning Commission members that wish to attend. Ayes 6, Nays 0

Adjourned at 9:20pm on a motion by Martin, seconded by Rodgers.

Respectfully submitted,

Jane M. V. Ike, Clerk