

TOWN BOARD

MONDAY

March 10, 2014

Supervisor Zupan opened the meeting at 7:30 P.M. with three Councilors present. Councilor Andersen was absent.

Pledge of Allegiance.

Correspondence: There was no unshared correspondence to report.

Motion by Councilor Driscoll, seconded by Councilor Race to accept the minutes from the February 10th (monthly) meeting, February 17th (special) meeting, and March 5th (special) meeting. The motion was unanimously approved.

Supervisor Zupan asked if anyone cared to speak to the Town Board regarding any subject on this meeting's agenda.

Public comment #1: There were no comments.

***Scott Ingmire** of the Madison County Planning Department was present to talk about the County harvester. He gave a little history on the County Harvesting Program which included the following details. The County has operated an aquatic vegetation harvester since 1988 which was purchased through a grant offered by New York State. In 2002 and 2003, the County harvested on Cazenovia Lake. The original harvester surpassed its life span and in 2004 the County was able to purchase a new machine. Currently, they have a relatively new harvester with an old trailer and old shore conveyor. There were a few years when the County did not harvest at all, but in the past few years, there has been a resurgence in the program. The County has a seasonal employee to operate and repair the harvester. Last year, the County harvested seven lakes at the rate of \$ 31.00/hour to interested lake associations. The County and lake associations had a "memo of understanding" with the stipulation that the association would provide a disposal site and provide a vehicle to get the cut weeds from the shore conveyor to the dump site. Harvesting can be started around the first of July and earlier if the weed growth warrants it. Last year, the County harvested all of July and August on the seven lakes. Depending on the size of the lake, the County will spend as little as three days and up to ten to twelve days, before moving to the next lake. He said, if the Town of Cazenovia is interested, the County is available to harvest. Cazenovia Lake is the largest in the County and he did not think*

they could do a full two to three weeks in Cazenovia, they may have to do some in the beginning and come back later. He stated they try to schedule so everyone has equal use, but he was unsure how many lakes would participate this year. He confirmed use for one week in July and two in August, approximately. He stated the weather is the biggest factor, 2012 was a mild winter which made the weed growth high in 2013. He said he "penciled" the Town of Cazenovia into the schedule and confirmed there would be no impact if the Town were to cancel. He said the County would be willing to provide training to the harvester operators.

Resolution No. 32 presented by Councilor Race, seconded by Councilor Driscoll

TOWN BOARD SEQR RESOLUTION (ADOPTING NOTICE OF COMPLETION OF DRAFT SUPPLEMENTAL EIS)

Treatment and Application of Triclopyr ("Renovate OTF[®]") on Cazenovia Lake Phase IV (2014 TREATMENT)

WHEREAS, the Town of Cazenovia has considered the possibility of treatment of Cazenovia Lake to address the identified presence of invasive aquatic macrophyte *Myriophyllum spicatum*, commonly known as Eurasian watermilfoil; and

WHEREAS, after impartial evaluation of all viable alternatives, a chemical treatment program using the chemical Triclopyr, with a brand name of "Renovate OTF[®]" (the "action"), offered the greatest potential for effective control of Eurasian watermilfoil in Cazenovia Lake; and

WHEREAS, the present action represents a fourth phase of treatment to 269± acres of the littoral (nearshore) zone of Cazenovia Lake infested by Eurasian watermilfoil (see map attached); and

WHEREAS, it has been previously determined by the Town Board on January 13, 2014 that the Town of Cazenovia would assume lead agency status for SEQR review purposes for this action and said Lead Agency status has been confirmed; and

WHEREAS, the Town Board, as Lead Agency, has caused the preparation of a Draft and Final Scoping Document to guide and identify the relevant areas of discussion for an Environmental Impact Statement and said Final Scoping Document was adopted on March 5, 2014; and

WHEREAS, on February 10, 2014, the Town Board, as Lead Agency, has adopted a Positive Declaration requiring the preparation of a Draft Supplemental Environmental Impact Statement to evaluate the potential negative environmental impacts of the action; and

WHEREAS, the Town Board, as Lead Agency, has directed the preparation of a Draft Supplemental Environmental Impact Statement ("Draft SEIS") for the purpose of the application (treatment) of the herbicide, Renovate OTF[®] to portions of Cazenovia Lake for control of the invasive aquatic plant species, Eurasian watermilfoil (*Myriophyllum spicatum*); and

WHEREAS, the Town Board for the Town of Cazenovia has received and accepted the Draft SEIS for the proposed treatment and application of Triclopyr (“Renovate OTF[®]”) on Cazenovia Lake; and

WHEREAS, the Town of Cazenovia Town Board is lead agency under SEQR for the treatment and application of Triclopyr (“Renovate OTF[®]”) on Cazenovia Lake; and

WHEREAS, the Lead Agency has caused the filing of a Draft SEIS in response to the Final Scoping Document issued by the Town of Cazenovia Town Board; and

WHEREAS, members of the Town of Cazenovia Town Board, as lead agency, have reviewed the Draft SEIS for completeness in response to the final scoping document.

NOW, THEREFORE BE IT RESOLVED upon motion of Councilor Race, seconded by Councilor Driscoll, that the Town of Cazenovia Town Board determines that the information submitted in the Draft SEIS for the proposed treatment and application of Triclopyr (“Renovate OTF[®]”) on Cazenovia Lake as a Phase IV treatment is complete with respect to the scope, content and adequacy for the purpose of commencing public review and comment pursuant to Article 8, State Environmental Quality Review Act (“SEQRA”) of the Environmental Conservation Law;

AND BE IT FURTHER RESOLVED that the public comment period on the Draft SEIS is to commence as of March 11, 2014 and is to expire on April 10, 2014, and during such time all comments are requested and will be accepted by the Town of Cazenovia Town Board;

AND BE IT FURTHER RESOLVED that the attached Notice of Completion of the Draft SEIS under the provisions of the State Environmental Quality Review (“SEQR”) shall be filed, circulated and published in accordance with the requirements of 6 N.Y.C.R.R. Part 617.12 of the State Environmental Quality Review Act.

617.21

Appendix G

State Environmental Quality Review

**NOTICE OF COMPLETION OF
DRAFT SUPPLEMENTAL
ENVIRONMENTAL IMPACT STATEMENT**

Lead Agency: Town of Cazenovia Town Board

Project Number:

Address: 7 Albany Street, Cazenovia, New York 13035

Date: March 10, 2014

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act - SEQRA) of the Environmental Conservation Law.

A Draft Supplemental Environmental Impact Statement (“Draft SEIS”) has been completed and accepted for the proposed action described below. Comments are requested and will be accepted by the contact person until April 10, 2014.

Name of Action: Application (treatment) of the herbicide, Renovate OTF[®] to 269± acres of the littoral (nearshore) zone of Cazenovia Lake infested by Eurasian watermilfoil and spot treatment areas (see map attached), for control of the invasive aquatic plant species, Eurasian watermilfoil (*Myriophyllum spicatum*).

Description of Action:

The action involves treatment of Cazenovia Lake through the application of the herbicide “Renovate OTF[®]” to 269± acres of the littoral (nearshore) zone of Cazenovia Lake infested by Eurasian watermilfoil and spot treatment areas. The treatment is designed to address the continued presence of the invasive aquatic plant species Eurasian watermilfoil (*Myriophyllum spicatum*) which has dominated the Lake surface area in recent years. This is the fourth phase of treatment (2014 treatment) and will complement previous treatments of the entire Lake.

There will be multiple treatment areas proposed for this fourth phase application as described in the Draft SEIS.

Location: Town of Cazenovia, New York (Cazenovia Lake -- 269± acres of the littoral (nearshore) zone of Cazenovia Lake
(See map on file with the Town Clerk at 7 Albany Street, Cazenovia, New York)

Potential Environmental Impacts:

1. Water Resources - It has been determined that the lead agency should evaluate the potential impacts of the proposed use of Renovate on the general water quality of Cazenovia Lake.
2. Impact on Potable Water Supply and Human Health - Property owners abutting Cazenovia Lake are reported to use - lake water as a source of drinking water, as well as for cooking and bathing. The supplemental environmental impact statement should address the potential negative impacts and mitigation measures associated with the introduction of Renovate to the drinking water supply and any potential impacts on human health. In addition, residences along the northern portion of the lake shoreline are served by a community groundwater supply (known as Oweria Point). The SEIS will consider the potential impacts of the application of Renovate to the groundwater and any necessary mitigation and mitigation. The SEIS “Use of the Aquatic Herbicide Triclopyr Renovate[®] in the State of New York” dated August 2007 will serve as an important reference document regarding the potential impacts on potable water supply and human health.
3. Impact on Terrestrial Flora - The SEIS should address potential adverse impacts if lake water treated with Renovate is applied to lawns and gardens.
4. Impact on Aquatic Flora - The SEIS should address potential negative impacts on non-targeted plant species, which may be incidentally affected by treatment of the Lake water with Renovate.

5. Impact on Aquatic Fauna - The SEIS should address potential negative impacts on aquatic fauna, in and around Cazenovia Lake. Cazenovia Lake maintains a diverse community of fish and reptile species, as well as water fowl. The SEIS should analyze the potential impact of the treatment of the Lake with Renovate on all aquatic fauna, especially the fish community.
6. Impact on Wetlands - The site contains both federally protected and state protected wetlands. The current proposal appears to place portions of the treatment on or within 100 feet of certain wetland areas. The SEIS will provide details in the form of a written discussion on the potential impact on the wetlands and proposed mitigative measures for same.
7. Impact on Recreational Pursuits and Economic Stability - It is recognized that Cazenovia Lake is a source of recreational opportunities for residents of the Town, as well as visitors. The SEIS should review the potential impacts of treatment of the Lake with Renovate on recreational pursuits, as well as economic aspects of the treatment, including impacts on rentals, property values, etc.
8. Impact on Aesthetics and Human Perceptions - The introduction of an herbicide into Cazenovia Lake has the potential to change the aesthetic condition of lake water by eliminating submerged and emergent plant material and thus will have some effect on its visual quality. Additionally, residents may hold opinions relating to the treatment of lake water with any chemical substance. The SEIS should address these potential impacts.
9. Consideration of Phases I and II - The Draft SEIS discusses the impacts and results of the Phase I treatment.

A Copy of the Draft SEIS may be obtained from:

Contact Person: William Zupan, Supervisor
Address: Town of Cazenovia, 7 Albany Street, Cazenovia, New York 13035
Telephone Number: (315) 655-9213

The Draft SEIS may be viewed at: www.townofcazenovia.org

A Copy of this Notice Sent to:

Involved:

- ☐ New York State Department of Environmental Conservation, 50 Wolf Road, Albany, New York 12233-0001
- ☐ New York State Department of Environmental Conservation, Region 7, 615 Erie Blvd. West, Syracuse, New York 13204-2400
- ☐ U.S. Army Corps of Engineers, Jacob K. Javits Federal Building, 26 Federal Plaza, Room 2109, New York, New York 10278-0090
- ☐ Village of Cazenovia Board of Trustees, c/o Katherine A. Burns, Clerk, 90 Albany Street, Cazenovia, New York 13035
- ☐ Applicant/Sponsor - Town of Cazenovia c/o William Zupan, Supervisor, 7 Albany Street, Cazenovia, NY 13035

Interested:

- ☐ Commissioner of Health, Madison County Health Department, P.O. Box 605/ 138 North Court St., Wampsville, New York 13163
- ☐ NYS Office of Parks, Recreation and Historic Preservation, Empire State Plaza, Agency Building 1, Albany, New York 12238
- ☐ NYS Thruway Authority & Canal Corp., 200 Southern Blvd., P.O. Box 189, Albany, New York 12201-0189
- ☐ NYS Thruway Authority & Canal Corp., Suite 250, 2nd Floor, 290 Elwood Davis Road, Liverpool, New York 13088-0308
- ☐ Persons requesting Draft SEIS
- ☐ Environmental Notice Bulletin, Room 538, Albany, New York 12333-1750.

-
- ☐ Copies of the Draft SEIS must be distributed according to 6 N.Y.C.R.R. 617.12(b).

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 32 adopted.

Resolution No. 33 presented by Councilor Moran, seconded by Councilor Driscoll to appoint Gerald Rasmussen to the Cazenovia Advisory Conservation Commission (CACC) to complete the unexpired term of Leonard Riedl ending December 31, 2014.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 33 adopted.

Resolution No. 34 presented by Councilor Driscoll, seconded by Councilor Race to approve the transfer of Bryan Wendel's application fee of \$ 115.00; the transferred funds will be added to his \$ 200.00 deposit fee to cover legal expenses and the public hearing notice fee that was incurred when he made application to the Zoning Board of Appeals to appeal the December 17, 2013 determination by Code Enforcement Officer, Roger Cook relating to the proposed structure at Oweria Vineyards. Mr. Wendel withdrew his application prior to any meeting with the Zoning Board of Appeals allowing the non-refundable fee to be transferred.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 34 adopted.

Resolution No. 35 presented by Councilor Race, seconded by Councilor Moran

**AUTHORIZING THE PREPARATION AND SUBMISSION OF AN APPLICATION
FOR STATE ASSISTANCE PAYMENTS FOR AMENDMENTS TO
MUNICIPAL LAWS AFFECTING AGRICULTURAL LANDS,
FARM OPERATIONS OR FARMLAND PROTECTION**

WHEREAS, in the past, the Town of Cazenovia has participated in the Agricultural and Farmland Protection Implementation Grant Program pursuant to Agriculture and Markets Law Article 25-AAA; and

WHEREAS, a new grant program has been advertised seeking application for financial assistance for municipalities to assist in removing unreasonable restrictions from municipal land use and subdivision regulations, zoning and site plan requirements pertaining to agricultural lands and farm operations; and

WHEREAS, in 2013 the Town of Cazenovia adopted the “Town of Cazenovia Agricultural & Farmland Protection Plan” (the “Plan”); and

WHEREAS, the Plan identifies areas of the Town’s Zoning, Subdivision and other land use laws which could be amended to remove potential unreasonable restrictions from such laws and regulations; and

WHEREAS, it will be necessary for the Towns to commit monetary resources to accompany these goals; and

WHEREAS, the Town of Cazenovia desires to apply to the New York State Department of Agriculture and Markets for State assistance payments to accomplish this goal; and

WHEREAS, Volume 6 N.Y.C.R.R., Sections 617.3 and 617 of the Regulations relating to Article 8 of the New York Environmental Conservation Law of New York (SEQRA), requires that as early as possible, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, the Lead Agency has completed and submitted a Short Environmental Assessment Form and the same has been carefully reviewed and thoroughly considered by the Board; and

WHEREAS, the Board has considered and discussed fully the potential environmental impacts of the proposed action.

NOW, THEREFORE BE IT RESOLVED, that the action is an Unlisted Action, there are no other involved/interested agencies and this Board shall act as lead agency in this matter for purposes of SEQRA review; and it is further

RESOLVED, that the action will not have a significant adverse impact on the environment and this Resolution hereby adopts a Negative Declaration with respect to the proposed action for purposes of SEQRA; and it is further

RESOLVED, that the Town of Cazenovia be, and hereby is, authorized to make application to the New York State Department of Agriculture and Markets for State assistance payments for amendments to the Town's land use laws and regulations affecting agricultural land, farm operations or farmland protection; and it is further

RESOLVED, that the Town, upon receipt of such assistance, shall authorize any necessary matching funds (cash or in-kind services) as required under the Program.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 35 adopted.

Resolution No. 36 presented by Councilor Moran, seconded by Councilor Driscoll to approve the use of the New Woodstock Ball Field by the New Woodstock Women's Softball League for the 2014 season. This approval is contingent upon the submission of a one million dollar liability insurance certificate to the Town Clerk prior to any use of the field. The certificate must name the Town of Cazenovia as the certificate holder and note the activities and state the time period of coverage. The liability insurance must be continuously maintained throughout the 2014 season. Completed "player waiver" forms, signed by all players, coaches, and participants in any capacity, must be submitted to the Town Clerk's Office by April 15 or prior to any use of the field, which ever date comes first.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 36 adopted.

Resolution No. 37 presented by Councilor Race, seconded by Councilor Driscoll

**AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO SELL A 2012 BOBCAT S185 SKID-STEER LOADER**

WHEREAS, the Town of Cazenovia Highway Department owns a 2012 Bobcat S185 Skid-Steer Loader (VIN #A3L944408) (hereinafter referred to as the “Skid-Steer”); and

WHEREAS, the Skid-Steer is excess and surplus equipment and is not needed by the Town of Cazenovia; and

WHEREAS, the Town has determined that it is in their best judgment to sell the Skid-Steer by use of the online auction site Auctions International (www.auctionsinternational.com); and

WHEREAS, an analysis of the value of the Skid-Steer was undertaken by the Town of Cazenovia Highway Superintendent; and

WHEREAS, the Town Board having determined that this manner of sale (placement upon the online auction site Auctions International (www.auctionsinternational.com)) is likely to facilitate the best price and will bring the maximum financial benefit to the taxpayers for the Skid-Steer; and

WHEREAS, bids have been placed upon the Skid-Steer and an offer through Auctions International has been received in the amount of Twenty-Seven Thousand Nine Hundred and No/100 Dollars (\$27,900.00); and

WHEREAS, the proposed action has been deemed to be a Type II action pursuant to 6 N.Y.C.R.R. Part 617.

NOW, THEREFORE, IT IS

RESOLVED AND DETERMINED, that, pursuant to Section 142(5) of the New York State Highway Law, this Board authorizes the Town of Cazenovia Superintendent of Highways to sell the aforementioned Skid-Steer, as is and without express or implied warranty, for a purchase price of Twenty-Seven Thousand Nine Hundred and No/100 Dollars (\$27,900.00) through Auctions International (www.auctionsinternational.com); and it is further

RESOLVED AND DETERMINED, that the Town of Cazenovia Superintendent of Highways is hereby authorized to sign any papers and take all actions to give full force and effect to this resolution and it is further

RESOLVED AND DETERMINED, that the proceeds of said sale shall be deposited into the appropriate Town of Cazenovia Highway Fund, as required pursuant to Section 142(5) of the New York State Highway Law.

Roll call:	
Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 37 adopted.

Resolution No. 38 presented by Councilor Race, seconded by Councilor Driscoll

**AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO PLACE AN ORDER FOR THE PURCHASE OF A
2014 S570 T4 BOBCAT SKID-STEER LOADER
WITH SPECIFIED EQUIPMENT PACKAGE**

WHEREAS, the Town of Cazenovia Highway Department has previously advised the Town Board of the Town of Cazenovia of its continuing need to repair, replace and update its fleet of heavy equipment; and

WHEREAS, the periodic replacement of equipment is an appropriate municipal purpose for the expenditure of public funds; and

WHEREAS, the Town, after due deliberation, has determined that the acquisition of such equipment would be in the best interest of the Town; and

WHEREAS, the Town has ascertained that such equipment (being a Model Year 2014 S570 T4 Bobcat Skid-Steer Loader (Model No. M0259) with equipment package) is available for lease/purchase through the Office of General Services of the State of New York pursuant to Section 104 of the General Municipal Law of the State of New York at a contract price not to exceed Thirty-Two Thousand Eight Hundred Forty-Nine and 00/100 Dollars (\$32,849.00), without application of any applicable trade-in or other allowances (OGS Contract No. 40604 Award No. 21635 and

WHEREAS, the proposed action has been deemed to be a Type II action pursuant to 6 N.Y.C.R.R. Part 617.

NOW, THEREFORE BE IT RESOLVED, by the Town Board that the Town of Cazenovia Highway Superintendent be and hereby is authorized to negotiate and order from Warner Sales & Service, Rome, NY, through the New York State Office of General Services State Contract Price, a 2014 model year S570 T4 Bobcat Skid-Steer Loader) described generally as a fully assembled S570 T4 Bobcat Skid-Steer Loader, plus the following equipment: 61.0 HP Tier 4 Turbo Diesel Engine; Auxiliary Hydraulics; Bob-Tach; Bobcat Interlock Control System (BICS); Engine/Hydraulic Systems Shutdown; Roll Over Protective Structure (ROPS); Falling Object Protective Structure (FOPS); Factory Installed A91 Option Package (cab enclosure with heat and AC; high flow hydraulics; two-speed travel; sound reduction; hydraulic bucket positioning; power Bob-Tach; deluxe instrument panel; keyless start; suspension seat with 3-point belt; engine block heater; attachment control kit; cab accessories package); Selectable

Joystick Controls (SJC); 68" Low Profile Bucket (all equipment designated in the product quotation dated February 7, 2014), at a price not to exceed Thirty-Two Thousand Eight Hundred Forty-Nine and 00/100 Dollars (\$32,849.00), without application of any applicable trade-in, cash payment or other allowances.



Product Quotation

Quotation Number: 188F019154

Date: 2014-02-07 10:12:10

Description

S570 T4 Bobcat Skid-Steer Loader

61.0 HP Tier 4 Turbo Diesel Engine
 Auxiliary Hydraulics: Variable Flow
 Backup Alarm
 Bob-Tach
 Bobcat Interlock Control System (BICS)
 Controls: Bobcat Standard
 Engine/Hydraulic Systems Shutdown
 Glow Plugs (Automatically Activated)
 Horn
 Instrumentation: Engine Temperature & Fuel Gauges,
 Hourmeter, RPM and Warning Lights
 Lift Arm Support
 Lift Path: Vertical

Factory Installed A91 Option Package
 Cab enclosure with Heat and AC
 High Flow Hydraulics
 Two-Speed Travel
 Sound Reduction
 Hydraulic Bucket Positioning

Attachments Selectable Joystick Controls (SJC)
 68" Low Profile Bucket

Part No	Qty	Price Ea.	Total
M0259	1	\$24,957.00	\$24,957.00

Lights, Front & Rear
 Operator Cab
 Includes: Adjustable Cushion Seat, Top & Rear Windows,
 Parking Brake, Seat Bar & Seat Belt
 Roll Over Protective Structure (ROPS) meets SAE-J1040
 & ISO 3471
 Falling Object Protective Structure (FOPS) meets SAE-
 J1043 & ISO 3449, Level I; (Level II is available through
 Bobcat Parts)
 Tires: 10-16.5, 8 PR, Bobcat Standard Duty
 Warranty: 12 Months, Unlimited Hours

M0259-P01-A91	1	\$5,871.00	\$5,871.00
---------------	---	------------	------------

Power Bob-Tach
 Deluxe Instrument Panel
 Keyless Start
 Suspension Seat with 3-Point Belt
 Engine Block Heater
 Attachment Control Kit
 Cab Accessories Package

M0259-R01-C04	1	\$1,405.00	\$1,405.00
6731418	1	\$616.00	\$616.00

Total of Items Quoted	\$32,849.00
Dealer P.D.I.	\$0.00
Freight Charges	\$0.00
Dealer Assembly Charges	\$0.00
Quote Total - US dollars	\$32,849.00

Notes:

All prices subject to change without prior notice or obligation. This price quote supersedes all preceding price quotes.
 Customer must exercise his purchase option within 30 days from quote date.

Roll call:	
Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 38 adopted.

Resolution No. 39 presented by Councilor Moran, seconded by Councilor Race

**AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO SOLICIT BIDS FOR THE SALE OF
A 2013 JOHN DEERE 624K WHEELED LOADER**

WHEREAS, the Town of Cazenovia Highway Department owns a 2013 John Deere 624K Wheeled Loader (more particularly identified as VIN #IDW624KHPDE65839) (hereinafter referred to as the “Wheeled Loader”); and

WHEREAS, the Wheeled Loader is excess, surplus equipment and unneeded by the Town of Cazenovia or the Town of Cazenovia Highway Department; and

WHEREAS, the Town has determined that it is the benefit and in the best judgment of the Town to place the Wheeled Loader for sale to the public; and

WHEREAS, the Town Board has determined that the manner of sale which is most likely to facilitate the best price and will bring the maximum financial benefit to the taxpayers for the Wheeled Loader is placement of an advertisement for such sale in the Syracuse Post-Standard and the Cazenovia Republican; and

WHEREAS, the proposed action has been deemed to be a Type II action pursuant to 6 N.Y.C.R.R. Part 617.

NOW, THEREFORE, IT IS

RESOLVED AND DETERMINED that the Town Board authorizes the Town of Cazenovia Superintendent of Highways to solicit bids for the aforementioned Wheeled Loader, sold as is and without express or implied warranty, by placement of an advertisement for such solicitation of bids in the Syracuse Post-Standard and the Cazenovia Republican, which advertisement shall run a minimum of one (1) time in each of the publications and shall advise that such Wheeled Loader is sold as is and without express or implied warranty; and it is further

RESOLVED AND DETERMINED that the Town of Cazenovia Superintendent of Highways is hereby authorized to sign any papers and take all actions to give full force and effect to this resolution.

Roll call:	
Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 39 adopted.

Resolution No. 40 presented by Councilor Race, seconded by Councilor Driscoll

**AUTHORIZING THE HIGHWAY SUPERINTENDENT
TO PLACE AN ORDER FOR THE PURCHASE OF A
2014 624K WHEELED LOADER WITH EQUIPMENT PACKAGE**

WHEREAS, the Town of Cazenovia Highway Department has previously advised the Town Board of the Town of Cazenovia of its continuing need to repair, replace and update its fleet of heavy equipment; and

WHEREAS, the periodic replacement of equipment is an appropriate municipal purpose for the expenditure of public funds; and

WHEREAS, the Town, after due deliberation, has determined that the acquisition of such equipment would be in the best interest of the Town; and

WHEREAS, the Town has ascertained that such equipment (being a Model Year 2014 624K Wheel Loader (Model No. 624K) with equipment package) is available for lease/purchase through the Office of General Services of the State of New York pursuant to Section 104 of the General Municipal Law of the State of New York at a contract price not to exceed One Hundred Forty-Nine Thousand Five Hundred Sixty and 57/100 Dollars (\$149,560.57), without application of any applicable trade-in or other allowances (OGS Contract No. 40603; Award No. 22063); and

WHEREAS, the proposed action has been deemed to be a Type II action pursuant to 6 N.Y.C.R.R. Part 617.

NOW, THEREFORE BE IT RESOLVED, by the Town Board that the Town of Cazenovia Highway Superintendent be and hereby is authorized to negotiate and order from Five Star Equipment, Inc., through the New York State Office of General Services State Contract Price, a 2014 model year 624K Wheel Loader (described generally as a fully assembled 624K Wheel Loader, plus the following equipment: EPA FT4; 100 Amp. Alternator; 2 Function Valve/Joystick; Axle, Standard Rear & Hydraulic Front; Full Coverage Front and Rear Fenders; Cab with Air; Beacon Bracket; License Plate Bracket; Hi-Lift Z-Bar, 3rd Valve/Joystick; Ride Control; Titan Radials; Rear Counterweight; Coupler; AM/FM/WB Radio; Bottom Guards; 24 Volt Convertor; 3.5 cubic yard Bucket; Axle Coolers; Detent Installed (all equipment designated in the proposal dated February 6, 2014), at a price not to exceed One Hundred Forty-Nine Thousand Five Hundred Sixty and 57/100 Dollars (\$149,560.57), without application of any applicable trade-in, cash payment or other allowances.

\$ 149,560.57 as follows:

Standard Machine

624K Base Codes ~ OGS ~ Price List 10-29-13 Contract #22063 - 40603 Wheel Loader Statewide

Code	Description	List Price	Options	John Deere Options	List Price
7650T	Base Machine	\$210,309.00	2020	Hi-Lift Z-Bar	\$4,022.00
0810	Standard Gathering	\$0.00	2432	3rd Valve/Joystick	\$2,900.00
0924	EPA FT4 - requires code 1700	\$15,876.00	2510	Ride Control	\$4,015.00
1010	Standard 624K	\$0.00	4423	Titan Radials	\$14,741.00
1110	Transmission W/O Axle Disc.	\$0.00	8220	Rear CounterWgt	\$1,189.00
1210	100 Amp. alternator	\$460.00	8560	Coupler	\$5,015.00
1310	Muffler w/ Black Exhaust	\$0.00	9105	AM/FM/WB Radio	\$314.00
1410	Air Int. W/O Precleaner	\$0.00	9430	Bottom Guards	\$1,362.00
1510	Standard Fan	\$0.00	9225	24 Volt Convertor	\$250.00
1610	Std. Fuel Filter & Water Sep.	\$0.00	8850	3.5cu/yd Bucket	\$9,308.00
1700	JD Link Ultimate 3 yr. Svc.	\$0.00	9065	Axle Coolers	\$1,525.00
1915	Never Grease Steering Cy. Jts.	\$0.00	AT337443	Detent Installed	\$750.00
2010	Standard ZBAR Boom	\$0.00			
2120	Conventional Steering	\$0.00			
2220	Cloth Seat w/ Air Suspension	\$0.00			
	2 Function Valve / Joystick	\$0.00			
	Less Ride Control	\$0.00			
2605	English Labels	\$0.00			
3046	Axle, Std. Rear & Hydraulic Front	\$0.00			
3120	Axle Manual Diff. Lock	\$0.00			
	20.5-25 L2 16PR TT 3 pc rim bias				
5550	Full Coverage Ft & Rear Fenders	\$3,420.00			
7110	Std. Marker / Turn lights	\$0.00	Total	Options	\$45,391.00
	Std. Rear Hitch w/ Lock Pin		16.00%	Discount / Cust. Cost	\$38,128.44
8310	Std. Outside Mirrors	\$0.00			
8422	Cab with Air	\$12,100.00			
8450	Cab w/ A/C Charge	\$0.00			
	3.5 Cu. Yd. ZBAR Pin On Bucket				
	Engine Block Heater				
9125	Beacon Bracket	\$187.00			
	Secondary Steering				
9520	License Plate Bracket	\$175.00			

Total:	\$242,527.00
0.4955 Discount Factor / Customer Cost	\$120,172.13
Options John Deere Option Cost	\$38,128.44
JRB Option Cost	\$0.00
Additional Discount	-\$8,740.00
Total Charge:	\$149,560.57

JRB	Description	List

Total	Options	\$0.00
15.00%	Discount / Customer Cost	\$0.00

	Description	List
	Additional Discount	-\$9,200.00
Total		-\$9,200.00
5.00%	Discount/ Customer	-\$8,740.00

Roll call:	
Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 40 adopted.

Councilor Race stated he went to Wayne County to look at a ten year old aquatic harvesting machine. He said the machine appears to be in great shape and Wayne County did not mention any problems with the machine. He stated, in the past few years, the machine has had substantial work done (hydraulically and structurally.) He said Wayne County also had another boat that had engine failure which had totally been rebuilt except for the frame. He stated before the boat was rebuilt, the parts were stripped off the machine and those parts will go with the purchase of the 2003 aquatic harvester. He further stated, three pallets of parts will go with the purchase, as well as, a trailer for an additional \$ 5,000.00. He concluded by stating he thought it was an affordable, reliable and effective way "to get into the game."

Supervisor Zupan mentioned Wayne County was willing to offer one of their employees to assist in the training process.

Councilor Race stated the Board would bond for the harvester and conveyor.

Resolution No. 41 presented by Councilor Race, seconded by Councilor Moran

**AUTHORIZING THE SUPERVISOR OF THE TOWN OF CAZENOVIA
TO EXECUTE A PURCHASE OFFER/BID
FOR A USED 2003 AQUATIC WEED HARVESTER
FOR USE ON CAZENOVIA LAKE**

WHEREAS, protection and restoration of the water quality, aesthetic condition, recreational usage and aquatic habitat of Cazenovia Lake is in the best interest of our entire community with respect to environmental stewardship, culture heritage and economic interests; and

WHEREAS, the invasive aquatic macrophyte *Myriophyllum spicatum*, commonly known as Eurasian watermilfoil, has become increasingly abundant in Cazenovia Lake and degrades the lake's water quality, aesthetic value and recreational potential; and

WHEREAS, the Town Board has considered multi-faceted measures to address the proliferation of Eurasian watermilfoil in Cazenovia Lake and has addressed same over the years through a successful program of chemical treatment, stormwater management and local legislation practices; and

WHEREAS, it has been determined that certain other areas of Cazenovia Lake weed growth may be safely addressed through a consideration of limited and controlled program of

weed management by way of harvesting; and

WHEREAS, the Town of Cazenovia has determined to explore the use of a weed harvester as part of its multifaceted program to address this important issue; and

WHEREAS, the Wayne County Soil & Water Conservation District has available for purchase a used 2003 Aquatic Weed Harvester, which would meet the needs of the Town of Cazenovia for use on Cazenovia Lake; and

WHEREAS, the Town of Cazenovia desires to acquire said used 2003 Aquatic Weed Harvester by way of Purchase Offer and bid.

NOW, THEREFORE, upon motion of Councilor Race, seconded by Councilor Moran, it is

RESOLVED, that the Supervisor of the Town of Cazenovia is authorized to execute a proposal for the purchase of the used 2003 Aquatic Weed Harvester in an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00).



10 Leach Road
Lyons, NY 14489
315-946-4136

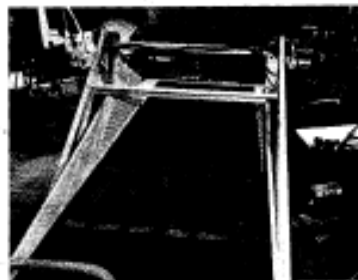
For Sale:
Alpha Boats Unlimited "Hydro-Star" Harvester
Model: FX-10W
(harvesting head refabricated to FX-7 model)

This **FX Series** harvester is designed for rapid deployment and frequent and effortless site to site "leap-frogging". The paddle wheels are tilted up with hydraulic power. The diesel engine, fuel, and hydraulic systems are mounted to the lower deck, and are protected against water splash. The elevated operator's bridge with its controls can easily be tilted down for passages under extra low clearance bridges over land or water. The harvester also features a stainless steel hull, stainless steel conveyor belt (on harvesting head only), sunrain roof, and hydraulically powered spud anchors. The harvester was built in 2003, has 3446.6 engine hours, and will be sold as-is. Some spare parts are available to be sold with the harvester.

Asking price: \$42,500.00 OBO

Offer forms are available by calling the District Office at (315)946-4136 or may be picked up in person at 10 Leach Road, Lyons, NY 14489. Contact Lindsey Gerstenslager, District Manager with questions at wayneswod1@rochester.rr.com

DIMENSIONS	
Shipping (L x W x H)	38'-6" x 10'-4" x 8'-0"
Operating (L x W x H)	38'-9" x 10'-4" x 6'-7"
Shipping Weight	10,000 Lbs.
Hull Dimensions (Length x Beam)	27'-0" x 10'-4" (Max)
Hull Type	Twin Hull with Center Through Flow
DRAFT	
Empty (Unladen/Laden)	14"/23"
No. of Compartments	Six (6) Total (3 per pontoon)
Operators Platform	Open, "High" Version with Tilt Down Mechanism for Low Bridges and Road Transport
CUTTING CAPACITY	
Width	7'-2"
Depth	6'-0"
STORAGE CAPACITY	
Weight	7,000 Lbs.
Volume	400 Cu. Ft.
POWER PLANT	
Type	Diesel Engine, Air Cooled
Power Output (Max)	65 HP
Fuel Capacity	18 U.S. Gallons
Electric System	12 Volt DC Circuit, Includes Electric Engine Start and Monitoring Gauge Package
HYDRAULIC SYSTEM	
Pump	(1) Variable Displacement Pressure and Flow Compensated Axial Piston Unit
Controls	Remotely Controlled, Variable Volume Valve (Sink Load Sensed)
Hydraulic Tank Capacity	40 U.S. Gallons
Filtration	10 Micron Return Filter
PROPULSION	
Type	(2) Bi-directional Paddle Wheels
Drive Unit	(2) Variable Speed, Independently Controlled Hydraulic Wheel Drives
Paddle Wheel Size	36" Wide x 64" Dia.
Deployment	Hydraulic Power Tilt System for "Up" Transport Position and "Down" Operating Position



Roll call:	
Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 41 adopted.

Resolution No. 42 presented by Councilor Driscoll, seconded by Councilor Race

**AUTHORIZING THE SOLICITATION OF BIDS FOR THE PROCUREMENT
OF A SHORE CONVEYOR SYSTEM FOR THE
TOWN OF CAZENOVIA FOR USE ON CAZENOVIA LAKE**

WHEREAS, protection and restoration of the water quality, aesthetic condition, recreational usage and aquatic habitat of Cazenovia Lake is in the best interest of our entire community with respect to environmental stewardship, culture heritage and economic interests; and

WHEREAS, the invasive aquatic macrophyte *Myriophyllum spicatum*, commonly known as Eurasian watermilfoil, has become increasingly abundant in Cazenovia Lake and degrades the lake's water quality, aesthetic value and recreational potential; and

WHEREAS, the Town Board has considered multi-faceted measures to address the proliferation of Eurasian watermilfoil in Cazenovia Lake and has addressed same over the years through a successful program of chemical treatment, stormwater management and local legislation practices; and

WHEREAS, it has been determined that certain other areas of Cazenovia Lake weed growth may be safely addressed through a consideration of limited and controlled program of weed management by way of harvesting; and

WHEREAS, the Town of Cazenovia has determined to explore the use of a weed harvester with shore conveyor as part of its multifaceted program to address this important issue (as more particularly specified in the Notice to Bidders).

NOW, THEREFORE, upon motion of Councilor Driscoll, seconded by Councilor Race, it is

RESOLVED, that the Town Board of the Town of Cazenovia hereby authorize the Highway Superintendent of the Town of Cazenovia to solicit and obtain bids through the public bidding process pursuant to GML §103, including the usage of best value practices (as adopted by Local Law 1 of 2014) for the purchase and/or lease purchase of a new Aquatic Plant Harvester Shore Conveyor pursuant to the minimum bid specifications as contained in the proposed Notice to Bidders.

NOTICE TO BIDDERS

The Town Board of the Town of Cazenovia will receive sealed bids on the following until 3:30 p.m. on April 7, 2014 at 7 Albany Street, Cazenovia, New York:

1. **A new Shore Conveyor designed to be used with a 2003 Aquatic Plant Harvester which Shore Conveyor shall consist of a storage compartment; rear conveyor system made of heavy-duty, stainless steel belting with stainless steel belt cleats and a minimum length of 36-feet (long); to include brake lights and a power pack; warranty. Provide additional pricing for spare parts package. Pricing shall include delivery of Shore Conveyor.**

All bids received pursuant to this notice will be publicly opened on April 7, 2014 at 3:45 P.M. at the Town Hall and may be considered at a regular meeting of the Town Board on April 14, 2014 at 7:30 P.M.

Additional specification forms for this equipment may be obtained at the Town of Cazenovia Town Hall, 7 Albany Street, Cazenovia, New York 13035.

All bids must be accompanied by a certificate executed pursuant to section 103-d of the General Municipal Law of the State of New York. These certificates are available from the Town Clerk. Be further advised that the Town Board may consider any bid which provides the Town with the "best value" as determined under Local Law 1 of 2014 and shall consider the following factors:

1. Lowest cost and convenience of maintenance or service of the Conveyor;
2. Durability and quality of the equipment;
3. Product life.

Such factors shall be evaluated by any submitted materials offered by the responsive bidder, as well as independent research by the Town of Cazenovia.

The Town Board of the Town of Cazenovia reserves the right to reject any or all bids offered.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 42 adopted.

The Town Board conducted an audit of the Town Clerk and Zoning Department financial records for 2013.

Please note: *Prior to Linda Mather's retirement on December 31, 2013, the Town Board, audited her 2013 Tax Collection records. The audit of the 2013 Tax Collection records were approved at the May 13, 2013 meeting under Res. #60 of 2013.*

Resolution No. 42 presented by Councilor Driscoll, seconded by Councilor Race whereas the Town Board performed an audit of the Town Clerk and Zoning Department financial records at the meeting on 3/10/14, now therefore be it resolved that the 2013 financial records of the Town Clerk and Zoning Department appear to be complete and in good order.

Roll call:

Councilor Andersen	Absent
Councilor Race	Yes
Councilor Moran	Yes
Councilor Driscoll	Yes
Supervisor Zupan	Yes

Supervisor Zupan declared Resolution No. 42 adopted.

Supervisor's Report: **Supervisor Zupan** *stated quite a bit of time has been spent on lake treatment. He stated he is working with the two farmers to come up with an agreement for the buying of water for chemical treatment. He said he should have something in place by next week and then the numbers can start to be put together.*

Councilor Race (Highway Department, South Cemetery & Water Districts): *Reported the new brine system is in the process of being installed on the new truck and this year the highway department has applied almost 70,000 gallons of brine.*

Councilor Andersen (Planning & Zoning, CACDA, Shared Services, CACC):
Supervisor Zupan *reported on behalf of Councilor Andersen that the village is going to start a committee to do an overlay district for the western entrance to Cazenovia and she has agreed to be on the committee as a town representative.*

Councilor Moran (Future of the Gothic Cottage & Cazenovia Lake Watershed Council):
Reported the Town Board met with the Citizens Advisory Committee and Holmes, King, Kallquist & Associates regarding the "Future of the Town Office." She said there is a good advisory committee and they are working back and forth with their stakeholder groups to keep communication flowing as the process moves along. She further reported there will be a Watershed Council meeting in April and at that time, the Renovate OTF[®] permit should be in place, as well as, the harvesting strategy, etc.

Councilor Driscoll (Cazenovia Lake Association, Cazenovia Lake Watershed Council, Senior Recreation & Joint Youth Recreation, State Police, Parks, New Woodstock Fire Department, and High Impact Industrial Use Zoning): *Reported he plans on attending a New Woodstock Fire Department meeting (the Fire Department convenes the 2nd Tuesday of the month.) He further stated he plans on having a meeting with Village Trustee Koennecke to discuss budgeting for Parks & Recreation.*

Supervisor Zupan will ask if any member of the public cares to use the second comment period to speak to the board regarding any area of Town Board oversight.

Public comment #2:

Bob Greiner, *President of the Cazenovia Lake Association, said since a cheaper harvester may be purchased this may allow more room in the budget for Renovate OTF®. He stated the lake association could use as much help as possible because they are putting in for a lot of acreage, but ultimately it depends on the funds they have to treat the lake.*

Samuel Woods of East Lake Road agreed there is a learning process on how best to approach the treatment of the lake. He further inquired about the status of the noise ordinance?

Supervisor Zupan said the noise ordinance process has started, the proposed ordinance should be introduced at the April meeting, public hearing in May and then the adoption. He stated the mass gathering law references the noise ordinance so they will both be passed at the same time.

The Town Clerk will present the monthly bills list.

The Town Board's method-of-choice for review of the monthly bills:

The Town Board's first review takes place when detailed lists of the monthly bills are emailed to them on the weekend preceding the meeting. As a second review, the Town Clerk reads aloud the monthly bills list as the Town Board followed along with hard copies. The invoices are present at the meeting and the Town Board visually inspects them and discusses them at their discretion.

Motion by Councilor Race, seconded by Councilor Driscoll to approve payment of the bills. The motion was unanimously approved.

Motion by Councilor Race, seconded by Councilor Moran to adjourn this meeting.

Supervisor Zupan declare this meeting adjourned.

Signed: Connie, J. Sunderman
Connie J. Sunderman, Town Clerk