

TOWN BOARD

MONDAY

July 14, 2014

Supervisor Zupan opened the meeting at 7:30 P.M. with two Councilors present. Councilor Race and Councilor Driscoll were absent.

Pledge of Allegiance.

Correspondence: There was no unshared correspondence to report.

Motion by Councilor Moran, seconded by Councilor Andersen to amend the minutes from the June 9, 2014 meeting to read as follows. The motion was unanimously approved.

****Amendment to Resolution No. 93 ****

TOWN OF CAZENOVIA EMPLOYEE MANUAL

Under "Section VI: Compensation" in Employee Manual, change paragraph entitled "Credit for Paid Leave" in "Section 6.2 Overtime" to read:

Credit for Paid Leave – Paid Time Off (PTO) ^ **and holidays** will be included as time worked for the purpose of computing overtime. Bereavement leave, jury duty leave, and all military leave will not be included as time worked for the purpose of computing overtime.

****Approved Resolution No. 93 on 6/9/2014****

TOWN OF CAZENOVIA EMPLOYEE MANUAL

Under "Section VI: Compensation" in Employee Manual, change paragraph entitled "Credit for Paid Leave" in "Section 6.2 Overtime" to read:

Credit for Paid Leave – Paid Time Off (PTO) will be included as time worked for the purpose of computing overtime. Bereavement leave, jury duty leave, and all military leave will not be included as time worked for the purpose of computing overtime.

Motion by Councilor Andersen, seconded by Councilor Moran to accept the minutes from the July 9, 2014 meeting. The motion was unanimously approved.

"and
holidays"
was
omitted

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.

Supervisor Zupan stated the July public hearing for the Kristin Wallace's one-lot sewer district extension on Ten Eyck Avenue has been postponed due to improper notification by the Cazenovia Republican.

Resolution No. 98 presented by Councilor Moran, seconded by Councilor Andersen, to approve the services of Barton & Loguidice, on a time and expense basis for the attendance at the July 14, 2014 Town Board meeting. Resolution No. 22, adopted January 13, 2014, referenced a not to exceed estimate of \$ 1,500.00 which has been fully expended.

Roll call:

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

Supervisor Zupan declared Resolution No. 98 adopted.

The public hearing was continued from the June 9, 2014 meeting relative to Local Law No. 2 – 2014, entitled "A Local Law to Enact a Noise Ordinance in the Town of Cazenovia by Adding a New Chapter 112 to the Code of the Town of Cazenovia."

Kyle Williams, professional engineer from Barton & Loguidice, was present to answer any sound-related questions presented to the Board.

Public Comment:

Bryan Wendel of East Lake Road asked the noise expert his opinion. He said, at a previous meeting, it was discussed, the effect of one event versus mass events. He suggested the decibel limit should decrease with an increased number of events.

Kyle Williams stated it is atypical of a noise ordinance to do this. He said it could probably be done; but inquired how the frequency of events could be determined.

Bryan Wendel said last year there were 17 weddings that ran until 11:00 p.m. at Oweria Vineyards. He said, if last year is the normal, the bass and continuous noise has a repetitive effect and increases and gets more intolerable. He further mentioned this was also a comment from Duane Cramer, a concerned citizen, who does sound for facilities all around the world.

John Langey reported he talked with Agriculture & Markets (Ag. & Markets) attorneys. He said there was a request by Oweria Vineyards for Ag. and Markets attorneys to review the proposed noise ordinance. He further stated Ag. & Markets have not finalized their comments yet, but will do so in the near future. He said they will provide the comments in writing and review them with him (John Langey). He stated the Special Events Law was sent to Ag. & Markets and they got a letter back from them. He said he sent some potential revisions and has not received those comments back yet. He further stated Ag. & Markets is reviewing both laws.

John Langey reviewed the process of adopting a law to the audience. He stated if a substantive change is made to the law, it has to go back to the Board and they have to reintroduce it as the new proposed local law. He said there would be an additional period for public comment. Additionally, the public hearing process would still have to be completed and after that time, the Board could decide which action they would like to take for both of the laws.

Linda Osborne of Ridge Road stated she thought more information was needed regarding the levels.

Kyle Williams stated there is a specified daytime and nighttime limit and the admitter cannot exceed the limit at the property line. He said the daytime level is 65 dB(A). He said NYS DEC has a noise policy document that specifies 65 dB(A) as a not to exceed limit for non-industrial settings and the nighttime limit is less than the daytime limit.

Robert Cowan of East Lake Road inquired what the nighttime limit is and what is defined as nighttime.

Kyle Williams said the nighttime limit is 50 dB(A) and it is Sunday-Thursday 7:00 a.m. - 7:00 p.m. and Friday and Saturday 7:00 a.m. - 10:00 p.m.

John Langey explained the process of creating a law. He said the Town Board does their best, to pass the best law they can. He stated then the law goes into effect and overtime they learn more about the law and its "soft spots." The Town Board has the power to amend the law to react to the realities of situations that occur.

William Zupan stated the special events law makes reference to the noise ordinance law, but the noise ordinance law is independent of the special events law.

Juanita Critz of Critz Farms (State Route 13) stated, conceptually, a night-time ordinance is not a bad idea. She said she has issues with the way the law is written. She stated for 15 years Critz Farms has had live music on Saturday and Sunday with no complaints. She thought an area of the proposed law

was confusing because it made reference to the sound being measured at the property line of the complaining party and in another area the reference is the property line of the source. She further stated she thought the sound levels were too low for daytime. She thought the Town Board should be mindful of all the various possibilities including children playing instruments, garage bands, etc. She concluded that she thought this could create situations for frivolous complaints.

Motion by Councilor Moran, seconded by Councilor Andersen to continue the public hearing. The motion was unanimously approved.

It was determined that any revisions to the law would be red-lined, to make them easy to indentify.

The public hearing was continued from the June 9, 2014 meeting relative to Local Law No. 3 – 2014, entitled "A Local Law to Repeal Chapter 56 of the Code of the Town of Cazenovia and Replace it With a New Chapter 56 to Regulate Special Events in the Town of Cazenovia."

Public Comment:

John Hanmer of High Esteem Camp Goodwill stated he appeared before the Board 3 1/2 years ago. He said 4 years ago they were told they could not have fundraisers without paying fees. He stated every event he has held has been inspected and permitted through County and State organizations. He inquired what the change in the law will mean to him. He further stated Creepy Camp is the biggest fundraiser for the camp and pays all the bills.

Supervisor Zupan said he thought the Camp had an issue with the Madison County Health Department regarding Creepy Camp.

John Hanmer stated he never had a problem with the Madison County Health Department.

Supervisor Zupan stated he would do some research on the issue and get back to him.

Motion by Councilor Andersen, seconded by Councilor Moran to continue the public hearing. The motion was unanimously approved.

Motion by Councilor Andersen, seconded by Councilor Moran to open the public hearing relative to Local Law No. C – 2014, entitled "A Local Law to Amend Chapter 142 (Streets and Sidewalks) of the Town Code to Add Regulations for Construction in Highways in the Town of Cazenovia."

Public Comment: There were no comments.

Motion by Councilor Moran, seconded by Councilor Andersen to close the public hearing.

Resolution No. 99 presented by Councilor Moran, seconded by Councilor Andersen

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. C-2014, “A Local Law to Amend Chapter 142 (Streets and Sidewalks) of the Town Code to Add Regulations for Construction in Highways in the Town of Cazenovia,” was presented and introduced at a regular meeting of the Town Board of the Town of Cazenovia held on June 9, 2014; and

WHEREAS, a public hearing was held on such proposed local law on July 14, 2014, by the Town Board of the Town of Cazenovia and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Cazenovia in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the enactment of proposed Local Law No. C-2014 has previously been determined to be an Unlisted Action pursuant to the SEQRA review process; and

WHEREAS, after consideration and review, the proposed action to adopt the Local Law was deemed not to have any adverse environmental impact and the Town Board adopted a Negative Declaration in conjunction with the SEQRA process; and

WHEREAS, it is in the public interest to enact said proposed Local Law No. C-2014.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Cazenovia, Madison County, New York, does hereby enact proposed Local Law No. C-2014 as Local Law No. 2-2014 as follows:

PROPOSED LOCAL LAW No. 2 of 2014

“A Local Law to Amend Chapter 142 (Streets and Sidewalks) of the Town Code to Add Regulations for Construction in Highways in the Town of Cazenovia

Be it enacted by the Town of Cazenovia Town Board, as follows:

SECTION 1.

Chapter 142 of the Town Code of the Town of Cazenovia titled “Streets and Sidewalks” is hereby amended by adding a new Article III entitled “Construction in Streets” to read in its entirety as follows:

“Article III. Construction in Highways

§ 142-25. Definitions.

As used in this article, the following terms shall have the meanings indicated:

HIGHWAY SUPERINTENDENT

The Town Superintendent of Highways of the Town of Cazenovia or his duly authorized agent.

PERSON

Any person, firm, partnership, association, corporation, company or organization of any kind.

TOWN

The Town of Cazenovia.

TOWN BOARD

The Town Board of the Town.

TOWN HIGHWAY

Those roads and highways and related appurtenances of the Town which are owned or maintained by the Town or otherwise exist as Town highways by dedication or use, including without limitation roadways, shoulders, guide rails, bridges, tunnels, culverts, sluices, ditches, swales, sidewalks or any utilities or improvements therein, thereon or thereunder.

§ 142-26. Exceptions.

This article shall not apply to the following:

- A. Any construction or excavation which has been contracted for by the Town Board, or approved by the Town Board pursuant to another local law, ordinance, regulation or resolution.
- B. Highway repairs and maintenance performed at the direction of the Highway Superintendent.

§ 142-27. General Provisions.

- A. No person shall excavate in, under, over or through a Town highway or perform any construction within or otherwise interfere with a Town highway without first obtaining a permit for such work from the Highway Superintendent. Any such work performed shall fully comply with all conditions under which said permit is granted.
- B. No person shall erect, place, deposit or plant, or cause to be erected, placed, deposited or planted, any fence, structure, devise, tree, shrub or other object of a permanent nature within a Town highway.
- C. No person, including but not limited to the owner, lessee or occupant of any premises, shall sweep, throw or deposit or cause to be swept, thrown or deposited any snow or ice into any Town highway from lands or premises abutting or adjoining such highway.

§ 142-28. Driveway Permits.

- A. No person shall construct or install a driveway entrance or exit or driveway culvert along a Town highway, including, but not limited to, installation of new driveways and culverts and paving, repaving and regarding of driveways, without first obtaining a driveway permit from the Highway Superintendent, who may, as a condition to granting such driveway permit, impose such reasonable requirements as he deems necessary.
- B. No certificate of occupancy shall be issued with respect to any property for which a driveway entrance or exit or driveway culvert has been constructed or installed under the Highway Superintendent has certified, in writing, that said construction or installation is acceptable and in conformity with all requirements established by him.

§ 142-29. Permit applications.

Applications for permits required under § 142-27 and for driveway permits required under §142-28 shall be made to the Highway Superintendent on a form prescribed by the Town Board.

§ 142-30. Processing applications.

- A. Upon the filing of a permit application and after study of the same and a personal examination of the proposed construction, the Highway Superintendent may approve or disapprove the permit application. In approving or disapproving any permit application, the Highway Superintendent shall consider all proposals for drainage, stormwater, grades, culverts, fill, facing, site distance and any other pertinent matters which would in any manner affect the Town highway by the completion of the work or the construction of the driveway proposed in the permit application.
- B. Notwithstanding the foregoing, in all instances wherein the work to be performed within the Town highway has a cost in excess of \$5,000, the consent of the Town Board shall be required. The consent of the Town Board and/or the Town Planning Board shall also be obtained when required by any other local or general law.
- C. If approved, such permits shall be granted upon the following conditions and upon such other reasonable conditions as the Highway Superintendent or the Town Board may deem necessary:
 - (1) The construction, excavation or other work shall not interfere with the public travel upon the Town highway.
 - (2) All work shall be performed in a manner satisfactory to the Highway Superintendent or his representative.
 - (3) The applicant shall backfill and otherwise leave the highway in all respects in as good condition as before said work was commenced.

- (4) Any structure, equipment or apparatus of any nature, including, but not limited to, driveways and culvert pipes, which lie within the highway right-of-way upon completion of the permitted work shall remain the property of the applicant and the applicant and/or its successors and assigns shall be fully responsible for any and all maintenance and repairs with respect to the same.
- (5) The applicant shall, upon notice from the Highway Superintendent, make any repairs required for the protection and preservation of the highway, including any such repairs as may be required after completion of the work. In the event that the applicant shall fail or neglect to make such repairs, then such repairs may be made by the Highway Superintendent without further notice at the expense of the applicant. In the further event that such expenses are not paid by the applicant, they shall be a lien, prior to any other lien, upon the land benefited by the construction for which the permit was granted.
- (6) The permit may be revoked by the Highway Superintendent in the event that the applicant shall fail or neglect to comply with any of the conditions upon which said permit is granted or with the provisions of this article.

§ 142-31. Security.

- A. As a further condition to granting an a permit for work under § 142-27, the Highway Superintendent may require the applicant to deposit with the Town cash or a certified check in an amount to be determined by the Highway Superintendent, the Highway Superintendent shall consider the nature of the work, the responsibility of the applicant and any recommendations of the Town's consulting engineers. The Town Board may authorize the acceptance of a surety company bond in lieu of cash or a certified check.
- B. Such security shall secure the applicant's satisfactory compliance with the conditions upon which the permit is granted and with the provisions of this article. In the event that the applicant fails or neglects to make any repairs ordered by the Highway Superintendent or fails to restore the highway to its original condition or in any other manner fails or neglects to satisfactorily comply with the conditions upon which the permit is granted and the provisions of this article, the Highway Superintendent is authorized to expend all or as much of such security as may be necessary to correct and remedy the applicant's failure or neglect. In the event that the amount of security is insufficient to cover the entire costs of such correction of remedy, the applicant shall be liable for such excess cost.

§ 142-32. Penalties for offenses; other remedies.

Any person violating any of the provisions of this article shall be subject to a maximum fine of \$250 or to imprisonment for a period not exceeding 15 days, or both, and each seven-day period of continued violation shall constitute a separate offense hereunder. In addition, the Town, upon a violation of this article, may also institute an action or proceeding, including one seeking an injunction, to prevent or remedy such violation.”

SECTION 2. EFFECTIVE DATE

This Local Law shall be effective upon filing with the office of the Secretary of State.”

Roll call:

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

Supervisor Zupan declared Resolution No. 99 adopted.

Resolution No. 100 presented by Councilor Moran, seconded by Councilor Andersen

Proposed Local Law D of 2014

(A Local Law to Amend Chapter 165 (Zoning) of the Town Code to Amend Permitted and Specially Permitted Uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts in the Town of Cazenovia)

Introduced proposed Local Law No. D-2014, relating to the amendment of Chapter 165 (Zoning) to amend the permitted and specially permitted uses in the New Woodstock Hamlet Overlay District and the New Woodstock Central Business Overlay District in the Town Code of the Town of Cazenovia.

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 after submission of a completed application, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, the adoption of said Local Law is a Type I action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a Full Environmental Assessment Form (EAF) shall be required in connection with this matter; and

WHEREAS, the said full EAF has been prepared and has been reviewed by the Town Board; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria;

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the adoption of said Local Law is a Type I action for purposes of environmental review under SEQR; and it is further

RESOLVED AND DETERMINED, that no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Cazenovia, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and it is further

RESOLVED AND DETERMINED, that the Town of Cazenovia Town Board hereby determines the proposed action will not have a significant adverse effect on the environment and this resolution hereby adopts the Negative Declaration attached hereto for purposes of Article 8 of the Environmental Conservation Law, Volume 6 of the N.Y.C.R.R. Part 617 et seq. for the reasons contained herein and in the appended Attachment “A”; and

BE IT FURTHER RESOLVED, that the Town’s legal counsel, distribute and publish the attached Negative Declaration pursuant to the requirements of 6 N.Y.C.R.R., Part 617

RESOLVED AND DETERMINED, that the Town Board conduct a public hearing as to the enactment of proposed Local Law No. D-2014 at the Cazenovia Town Offices located at 7 Albany Street in the Town of Cazenovia on August 11, 2014 at 7:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

Attachment “A”

Reasons and Findings Supporting This Determination:

1. The proposed changes in the permitted and specially permitted uses would not result in any additionally uses being permitted in the NWHO or NWCBO Districts.
2. The proposed change would result in some permitted uses in the NWHO and NWCBO Districts to now require a special use permit from the Town of Cazenovia Zoning Board of Appeals, giving the Zoning Board of Appeals authority to review, among other things, environmental issues and concerns for additional uses which are currently permitted without a special use permit.
3. The permitted and specially permitted uses continue to be consistent with the Town’s Comprehensive Plan. No new uses have been created by the proposed changes. Rather, the level of review will change to allow for consideration by the Zoning Board of Appeals of certain specified uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts. Each applicant will be subject to site specific SEQR review at the time of consideration.

Project Number: Town of Cazenovia Date: July 14, 2014
Enactment of a Local Law to Amend Chapter 165 (Zoning) of the Town of Cazenovia Town Code to Amend Permitted and Specially Permitted Uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts in the Town of Cazenovia
(Proposed Local Law D of 2014)

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

The Town of Cazenovia Town Board, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Town of Cazenovia Proposed Local Law D of 2014 - A Local Law to Amend Chapter 165 (Zoning) of the Town Code to Amend Permitted and Specially Permitted Uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts in the Town of Cazenovia.

SEQR Status: Type I ☒
Unlisted ☐

Conditioned Negative Declaration: ☐ Yes
☒ No

Description of Action: Enactment of a local law to amend the Chapter 165 (Zoning) of the Town of Cazenovia Town Code to change the permitted and specially permitted uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts such that some of the currently permitted uses in such districts would be made specially permitted uses, giving the Town Zoning Board of Appeals the right to review such proposed uses.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)
New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts
Town of Cazenovia
Town Hall
7 Albany Street
Cazenovia, NY 13035

Reasons and Findings Supporting This Determination:

(See 617.6(g) for requirements of this determination; see 617.6(h) for Conditioned Negative Declaration)

1. The proposed changes in the permitted and specially permitted uses would not result in any additionally uses being permitted in the NWHO or NWCBO Districts.
2. The proposed change would result in some permitted uses in the NWHO and NWCBO Districts to now require a special use permit from the Town of Cazenovia Zoning Board of Appeals, giving the Zoning Board of Appeals authority to review, among other things, environmental issues and concerns for additional uses which are currently permitted without a special use permit.
3. The permitted and specially permitted uses continue to be consistent with the Town's Comprehensive Plan. No new uses have been created by the proposed changes. Rather, the level of review will change to allow for consideration by the Zoning Board of Appeals of certain specified uses in the New Woodstock Hamlet Overlay and New Woodstock Central Business Overlay Districts. Each applicant will be subject to site specific SEQR review at the time of consideration.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed.

For Further Information:

Contact Person: William Zupan, Town Supervisor

Address: Town of Cazenovia, Town Hall, 7 Albany Street, Cazenovia, NY 13035

Telephone Number: (315) 655-9213

For Type I Actions and Conditioned Negative Declarations, a Copy of this Notice Sent to:

Office of the Chief Executive Officer of the political subdivision in which the action will be principally located

Environmental Notice Bulletin

Other involved agencies: NONE

Roll call:

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

Supervisor Zupan declared Resolution No. 100 adopted.

Resolution No. 101 presented by Councilor Andersen, seconded by Councilor Moran

**PROPOSED JOINT CONSOLIDATION AGREEMENT
BETWEEN THE TOWN OF CAZENOVIA AND
THE EXISTING TOWN OF CAZENOVIA SEWER DISTRICTS**

WHEREAS, from time-to-time, the Town of Cazenovia has formed numerous individual sewer districts and extensions thereto throughout the Town in order to prevent contamination of water supplies and to provide for the health, welfare and safety of the residents of the Town of Cazenovia and certain adjacent communities by collecting and transporting wastewater from the community's neighborhoods and business districts to the Madison County Wastewater Treatment Facility; and

WHEREAS, Article 17-A of the General Municipal Law of the State of New York (specifically Section 750-793 thereof, effective March 21, 2010) authorizes the consolidation of special districts within a Town to facilitate such consolidations where deemed to be advantageous to the Town; and

WHEREAS, the Town Board of the Town of Cazenovia has previously discussed the consolidation of the various sewer districts referenced in the attached Schedule "A" into a single joint consolidated sewer district to allow for the effective management and financing of district assets and infrastructure; and

WHEREAS, the Town is desirous of entering into a proposed Joint Consolidation Agreement for the aforesaid existing sewer districts into one (1) joint consolidated sewer district pursuant to Article 17 of the General Municipal Law; and

WHEREAS, the new joint consolidated sewer district entity would assume jurisdiction over all areas in the Town of Cazenovia that were previously served by the various individual districts; and

WHEREAS, it is necessary for the Town of Cazenovia to comply with all provision of Article 17-A, Title 2 of the General Municipal Law in this regard; and

WHEREAS, a proposed Joint Consolidation Agreement has been presented to the Town Board, which Agreement contains the necessary elements pursuant to Article 17-A of the General Municipal Law relative to the consolidation of the various existing sewer districts in the Town of Cazenovia and as more specifically set forth in the attached Schedule "A"; and

WHEREAS, Volume 6 N.Y.C.R.R. Part 617 of the Regulations relating to Article 8 of the Environmental Conservation Law of New York (SEQRA), requires that as early as possible and within twenty (20) days of a complete project proposal, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, the Town has completed and submitted a Short Form Environmental Assessment Form and the same has been reviewed and considered by the Town Board along with the other submissions provided by the applicant.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cazenovia hereby notices all agencies involved, if any, that it shall be lead agency for this proposed action; and it is further

RESOLVED, that the Town Board of the Town of Cazenovia hereby determines that the proposed action is an Unlisted Action, that the action does not involve any federal agency and the proposed action does not involved more than one agency; and it is further

RESOLVED, that this Board hereby determines that the proposed action will not have a significant adverse effect on the environment, and this resolution shall constitute a Negative Declaration for purposes of Article 8 of the Environmental Conservation Law, Volume 6 of the N.Y.C.R.R. Part 617, for the following reasons:

1. The proposed action includes undertaking a program that will consolidate the existing sewer districts into one (1) joint consolidated district in the Town of Cazenovia and will not result in any disturbance to land or other environmental resources;

2. No other areas of concern have been identified by the public or the Town Board; and it is further

RESOLVED, that the Town of Cazenovia Town Board hereby adopts the proposed Joint Consolidation Agreement between the Town of Cazenovia Town Board and the existing sewer districts of the Town of Cazenovia (as more particularly set forth on Schedule "A") for purposes of public consideration pursuant to Article 17-A of the General Municipal Law; and it is further

RESOLVED, the Town of Cazenovia Town Board hereby determines that a public hearing shall be held at the Town of Cazenovia Town Hall located at 7 Albany Street in the Town of Cazenovia on September 8, 2014, at 7:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested will be heard for consideration of the adoption of a final Joint Consolidation Agreement and that a public notice shall be published in the Town's official newspaper and such notice shall be further placed upon the Town of Cazenovia's official signboard and website. Said Notice of Public Hearing shall contain a descriptive summary of the proposed Joint Consolidation Agreement.

SCHEDULE "A"

NAME OF SEWER DISTRICT	GENERAL AREA OF DISTRICT
SEWER DISTRICT #1 (Schutzendorf)	Location: East Lake Rd 2 original parcels: 94.27-2-1 & 94.27-2-2 5 current parcels: 94.27-2-1 (Ahern - vacant land) 94.27-2-1.1 (MacVeagh - house) 94.27-2-1.2 (Ridlon - house) 94.27-2-1.3 (Manheim - house) 94.27-2-2 (Ahern - house)
SEWER DISTRICT #1 EXTENSION #1 (Christakos)	Location: Ridge Rd 3 current parcels: 94.27-2-3.3 (Bruno - vacant land) 94.27-2-3.4 (Bruno - house) 85.83-1-30 (Bruno-vacant landhooked)
SEWER DISTRICT #1 EXTENSION #2 (Pizzica)	Location: Ridge Rd 2 current parcels: 94.27-2-3.1 (Ahern - vacant land) 94.27-2-3.2 (Ahern - vacant land)
SEWER DISTRICT #2 (Jephson I)	Location: East Lake, Wright & Ridge Rd 13 current parcels: 85.-2-8 (Gunerman - house) 85.-2-8.2 (Curtis - house) 85.-2-8.3 (Hill - house) 85.-2-8.4 (McDonald - house) 85.-2-8.6 (Grunert - house) 85.-2-8.8 (Dillingham - house) 85.-2-8.9 (Edison - house) 85.-2-8.12 (Osborne - house) 85.-2-8.13 (Osborne - house) 85.-2-8.71 (Dillingham - vacant land) 85.-2-8.72 (Glather - house) 85.-2-73 (Gavitt - house)
SEWER DISTRICT #2 EXTENSION #1 (Swalm)	Location: East Lake Rd 85.83-1-23 (Dowling - house)
SEWER DISTRICT #2 EXTENSION #2 (Philips)	Location: East Lake Rd 85.66-1-1.3 (Rutz - vacant land)
SEWER DISTRICT #2 EXTENSION #3 (Stevens)	Location: East Lake Rd 85.66-1-1.5 (Stevens - house)

NAME OF SEWER DISTRICT	GENERAL AREA OF DISTRICT
SEWER DISTRICT #2 EXTENSION #4 (Reep)	Location: East Lake Rd 85.67-1-3.4 (Reep - house)
SEWER DISTRICT #2 EXTENSION #5 (Glos)	Location: East Lake Rd 85.66-1-1.2 (Glos - house)
SEWER DISTRICT #2 EXTENSION #6 (McDonough)	Location: East Lake Rd 85.75-1-4 (McDonough - house)
SEWER DISTRICT #2 EXTENSION #7 (Burrell)	Location: East Lake Rd 85.75-1-5 (Burrell - house)
SEWER DISTRICT #3 (Stearns & Wheler) (GHD) (Ten Albany Partnership)	Location: Rt 20 East 1 original parcel: 95.-1-9 1 current parcel: 95.-1-9.2 (Ten Albany)
SEWER DISTRICT #3 EXTENSION #1 (Cazenovia Equipment)	Location: Rt 20 East 95.-1-9.1 (Love/Frazee-JD dealership)
SEWER DISTRICT #3 EXTENSION #2 (Macheda)	Location: Rt 20 East 107.-1-4.3 (Macheda - house)
SEWER DISTRICT #4 (Giardina)	Location: Rt 20 East 95.3-2-18 (Cowherd-house & auto shop)
SEWER DISTRICT #4 EXTENSION #1 (Vogt)	Location: Rt 20 East 95.3-1-19 (New Venture Assets - motel) 95.3-1-19 (New Venture Assets - rest.)
SEWER DISTRICT #4 EXTENSION # 2 (McCarthy/Mullen)	Location: Rt 20 East 95.3-1-31 (Liberatone - house)
SEWER DISTRICT #4 EXTENSION #3 (North Side Rt 20 East)	Location: Rt 20 East 94.3-2-26 (Caz Restoration - vacant) 94.3-2-26.1 (New Venture - house) 95.3-2-27 (Amidon - house & store) 95.3-2-29 (Romagnoli - house) 95.3-2-29.1 (Romagnoli - vacant land) 95.3-2-30 (Moore - house) 95.3-2-31 (Riedl - see district 4 above) 95.3-2-32 (Romagnoli - vacant land) 95.3-2-33 (Caz Commons - vacant) 95.-1-9 (Caz Restoration - vacant) 95.-1-9.1 (see district 3 above) 95.-1-9.2 (see district 3 above)

NAME OF SEWER DISTRICT	GENERAL AREA OF DISTRICT
SEWER DISTRICT #5 (Wright Road)	Location: Wright Rd 85.83-1-1 (Dudley - house) 85.83-1-25 (Roszel - house) 85.83-1-26 (Henry - house) 85.83-1-27 (Zeferjahn house) 85.83-1-28 (Brondum - house) 85.83-1-29 (Dorus - house) 85.84-1-1 (Adler - house) 85.84-1-2 (Gabor - house) 85.84-1-3 (Sheridan - house) 85.84-1-4 (Lindsay - house) 85.84-1-5 (Cudney - house) 85.84-1-6 (Winnewisser - house) 85.84-1-6.1 (Pietrafesa - house) 85.84-1-9 (Redmond - house)
SEWER DISTRICT #5 EXTENSION #1 (Hood, Carncross, Wilson, & Eddy)	Location: East Lake Rd 85.83-1-17 (Hood - house) 85.83-1-18 (Bradstreet - house not hooked up) 85.83-1-19 (Carncross - house) 85.83-1-20 (Wilson - house)
SEWER DISTRICT #5 EXTENSION #2 (McCullough)	Location: Ten Eyck Ave 85.84-1-10 - (McCullough - house)
SEWER DISTRICT #6 (Seven Pines)	Location: Off East Lake Rd 85.83-1-2 (Verbeck - house) 85.83-1-3 (Reagan - house) 85.83-1-4 (7 Pines Assoc - vacant land) 85.83-1-5 (Burch - house) 85.83-1-6 (Menotti - house) 85.83-1-7 (Cook - house) 85.83-1-8 (Brownback - house) 85.83-1-9 (Gardner - house) 85.83-1-10 (Greiner - house) 85.83-1-11 (Ashenburg - house) 85.83-1-12 (Moloney - house) 85.83-1-13 (Rutz - house) 85.83-1-14 (Podkaminer - house) 85.83-1-15 (Holstein - house) 85.83-1-16 (Kanter - house)
VILLAGE SEWER DISTRICT EXTENSIONS	Location: Ten Eyck Ave - utilizing manhole #20 near the corner of Ten Eyck and South Ten Eyck
(Dydo) (2181 Ten Eyck)	86.3-1-8 (Cecchi - house)
(Engle) (2163 Ten Eyck)	96.3-1-5 (Clewis - house)
(Blom) (2158 Ten Eyck)	94.28-2-6 (Blom - house)
VILLAGE SEWER DISTRICT EXTENSIONS made by the Village	94.28-2-8 (Long - 2 South Ten Eyck)
	94.28-2-9 (Parker - 4 South Ten Eyck)
	94.28-2-10 (Weir - 8 South Ten Eyck)

NAME OF SEWER DISTRICT	GENERAL AREA OF DISTRICT
	95.21-2-1.11 (Spadola - 2200 Ten Eyck)
UNDOCUMENTED SEWER EXTENSION ROUTE 20 EAST	95.3-2-21 - (McCarthy - 2402 Rt 20 East) hook-up entered on assessment roll 2006

Roll call:

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

Supervisor Zupan declared Resolution No. 101 adopted.

Resolution No. 102 presented by Councilor Moran, seconded by Councilor Andersen

**IN THE MATTER OF THE APPLICATION OF
KRISTIN WALLACE
FOR THE EXTENSION OF A SEWER DISTRICT TO
ENCOMPASS LANDS IN THE TOWN OF CAZENOVIA,
COUNTY OF MADISON AND STATE OF NEW YORK
(TO BE KNOWN AS THE “WALLACE PROPERTY SEWER DISTRICT”)**

To reauthorize a hearing on the above-mentioned sewer district application for August 11, 2014, at 7:30 p.m., or as soon thereafter as the matter can be heard, to consider said Petition.

Roll call:

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

Supervisor Zupan declared Resolution No. 102 adopted.

Resolution No. 103 presented by Councilor Andersen, seconded by Councilor Moran to authorize the procurement of an umbrella policy with increased limits that total \$ 4,000,000 per occurrence and \$ 8,000,000 aggregate per the June 23, 2014 quote from Bailey, Haskell & LaLonde.

Roll call:

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

Supervisor Zupan declared Resolution No. 103 adopted.

Resolution No. 104 presented by Councilor Moran, seconded by Councilor Andersen to authorize the Town Supervisor to execute the following agreement between the Town of Cazenovia and Time Warner Cable for internet service and business-class phone service:

SERVICE AGREEMENT AND SERVICE ORDER

This Time Warner Cable Business Service Agreement and Service Order ("Service Agreement" and "Service Order") in addition to the Time Warner Cable Business Class Terms and Conditions ("Terms and Conditions") and any additional Service Orders, constitute the Master Agreement by and between the customer identified below ("Customer") and Time Warner Cable LLC through its East Region and is effective as of the date last signed below.

Customer Information					
Business Name (Exact Legal Name): Town of Cazenovia			Federal Tax ID: 156000893		<input checked="" type="checkbox"/> Existing Customer
Business Street Address (Service Address)* 7 Albany Street					Account # 7488353-01
State:	City: Cazenovia	State: NY	Zip Code: 13035		<input type="checkbox"/> New Customer
Customer's Phone: (315) 655-9231		Ext: 6	Fax No.:		Customer Code
Customer Authorized Contact Name: Connie Sunderman					<input type="checkbox"/> Single Play <input type="checkbox"/> Double Play
Phone: (315) 655-9231		Ext:	E-mail: conniesunderman@live.com		<input type="checkbox"/> Triple Play
Billing Contact Name:					Time Warner Cable Business Class Information
Billing Phone: Ext:					Sales Contact: Aldo Farneti
Billing Address: 7 Albany Street					Rep ID:
State:	City: Cazenovia	State: NY	Zip Code: 13035		Telephone: (315) 883-5181
Primary Billing Phone Number said with current Phone Provider: (315) 655-9231		Current Phone Provider: 020298951		Current Phone Provider Account Number: 020298951	
E-mail: aldo.farneti@twcable.com					

* This address will be used for Emergency 9-1-1 service

Services						
Service/Equipment	Term (Months)	Qty	Install / Setup Fee	Monthly Fee	Total Monthly Recurring	
Internet Service 15x2	36	1		\$119.99	\$119.99	
Business Class Phone Unlimited Nationwide	36	6		\$29.99	\$179.94	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
Existing Opportunity Name/Number			Total Install Fees*	\$0.00	Total Monthly Fees*	\$299.93

N—New | A—Add | C—Change | M—Move

*Prices do not include taxes and may include additional fees.

AGREEMENT

THIS SERVICE AGREEMENT AND SERVICE ORDER HEREBY INCORPORATE BY REFERENCE THE TERMS AND CONDITIONS (AVAILABLE AT WWW.TWCBC.COM/LEGAL). A COPY OF WHICH WILL BE PROVIDED TO CUSTOMER UPON REQUEST. BY EXECUTING THIS DOCUMENT BELOW, CUSTOMER ACKNOWLEDGES THAT: (1) CUSTOMER ACCEPTS AND AGREES TO BE BOUND BY THE TERMS AND CONDITIONS, INCLUDING SECTION 21 THEREOF, WHICH PROVIDES THAT THE PARTIES DESIRE TO RESOLVE DISPUTES RELATING TO THE TIME WARNER CABLE BUSINESS CLASS MASTER AGREEMENT THROUGH ARBITRATION; AND (2) BY AGREEING TO ARBITRATION, CUSTOMER IS GIVING UP VARIOUS RIGHTS, INCLUDING THE RIGHT TO TRIAL BY JURY. LIST OF PORTED TELEPHONE NUMBERS ATTACHED.

By signing and accepting below you are acknowledging that you have read and agree to the terms and conditions outlined in this document.

Authorized Signature for Customer
Printed Name and Title
Date Signed

Authorized Signature for Time Warner Cable LLC through its East Region
Printed Name and Title
Date Signed

Business Class Phone Services



LETTER OF AGENCY

Customer Billing Information			
Company Name		Town of Cazenovia	
Street		7 Albany Street	
City	Cazenovia	State	NY
ZIP Code	13035		
By initiating the following items, I designate Time Warner Cable to be the service provider for the telephone numbers listed on the attached Service Order:			
Initials		I choose Time Warner Cable to provide local telephone service for the telephone number(s) listed on the attached Service Order	
		I choose Time Warner Cable to provide domestic and international long distance service for the telephone number(s) on the attached Service Order	

ACCEPTANCE

I am at least 18 years of age and I am authorized to designate the provider for these services and telephone number(s). I understand that I may choose only one provider for each telephone service and number identified herein. By signing my name below, I acknowledge that I have read and understand these statements and authorize Time Warner Cable to act as my agent for these preferred carrier designations.

AUTHORIZED SIGNATURE FOR CUSTOMER	
Authorized Signature for Customer	
Printed Name and Title	
Date Signed	

TOLL FREE LETTER OF AGENCY

Customer Billing Information		Authorized Service Contact Information	
Company Name		Contact Name	
Street		Phone	
City	State	ZIP Code	Billing Contact
Account Number		Phone	
Toll Free Account Number			
Current Carrier			
Toll Free Telephone Numbers			
<p>I am at least 18 years of age and I am authorized to designate the provider for the services and telephone number(s) identified above. I understand that I may choose only one provider for each telephone service and number identified herein. By signing my name below, I acknowledge that I have read and understand these statements and authorize Time Warner Cable to act as my agent for these provider designations.</p>			
AUTHORIZED SIGNATURE FOR CUSTOMER			
Authorized Signature for Customer			
Printed Name			
Date			

E911 Notice and Agreement Regarding End Users

<p>Customer understands and acknowledges that the Time Warner Cable Business Class Phone & Business Class Trunk (SIP or PRI) voice-enabled customer premise equipment is electrically powered and, in the event of a power outage or Time Warner Cable network failure, Enhanced 9-1-1 ("E911") services may not be available.</p> <p>The Time Warner Cable Business Class Service Agreement prohibits moving your Time Warner Cable voice-enabled customer premise equipment to a new service address. Customer understands and acknowledges that if this equipment is moved to another location, E911 services may not operate properly and emergency operators may be unable to accurately identify the caller's address in an emergency. The E911 location specified on the Time Warner Cable Business Class Service Order will be provided to emergency operators for emergency calls made from the telephone numbers associated with this Service Order. To move your service to another location, you must call Time Warner Cable.</p> <p>Customer agrees to specifically advise every end user of the Time Warner Cable Business Class Phone or Trunk service, prominently and using the language provided above, of the circumstances under which E911 service may not be available through Time Warner Cable Business Class Phone or Trunk service and to distribute Safety Stickers, to be applied by Time Warner Cable, to all end users of the Time Warner Cable Business Class Phone or Trunk service and instruct each end user to place a Safety Sticker on or near any telephone or other equipment used in conjunction with the service. Customer must assure that all alarm, security, medical and/or other monitoring systems and services are tested to validate proper operation after Business Class Phone or Trunk service is installed.</p> <p>By signing my name below, I acknowledge that I have received and understand this Notice and Acknowledgement and agree to the obligations described above.</p>	
Authorized Signature for Customer	Printed Name

V2.2

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

Supervisor Zupan declared Resolution No. 104 adopted.

Resolution No. 105 presented by Councilor Moran, seconded by Councilor Andersen to authorize the Town Supervisor to execute the following agreement between the Town of Cazenovia and Internal Telecommunication Systems, Inc. (ITS) for telephone equipment:



INTERNAL TELECOMMUNICATION SYSTEMS, INC.
P.O. BOX 11388, 2700 LODI STREET
SYRACUSE, NEW YORK USA 13218
PHONE: (315) 472-6611 FAX: (315) 472-6535
www.itstelephone.com

TELEPHONE EQUIPMENT SALES AGREEMENT

3
Agreement No.

July 14, 2014

Date

CUSTOMER

Cazenovia, Town of

7 Albany St.
Cazenovia, NY 13035

EQUIPMENT

See Attached Equipment Schedule "A"

In consideration of the purchase price of **\$ 6,201.00** and of the mutual terms and conditions of this Agreement, including those on page 3 hereof, I.T.S., INC., hereby agrees to sell and CUSTOMER hereby agrees to purchase the equipment indicated on page 2, schedule "A".

I hereby acknowledge the described work and equipment for purchase on schedule A, and agree to be *responsible for the charges incurred*. In consideration for the extension of credit by Seller, Purchaser hereby agrees to the following terms: Balance NET 45 days from installation. If Purchaser's amount is placed for collection, Purchaser agrees to pay, in addition to the amount owed, the reasonable cost of attorney's fees incurred during collection and/or suit.

Deposit Requested: _____
Amount Date Representative

CUSTOMER

THIS SALES AGREEMENT shall not be Binding upon or enforceable against I.T.S., INC until countersigned by an Officer Of the Company.

ACCEPTED:
Internal Telecommunication Systems, Inc.
("I.T.S., INC.")

BY: _____

DATE: _____, 20__

Cazenovia, Town of
Corporate, Partnership Trade or Individual Name
7 Albany St.

Address of Place of Business
Cazenovia, NY 13035 Madison
City, State, ZIP County

System Location (If Other) _____

X _____
Signature of Authorized Official

X _____
Print or Type Name, Title & Date

Schedule "A"

Control Unit:

- 1 - ICON ECS IP Media Centre Including:
- 1 - 19" Rack or Wall Mount IP-PBX
- 1 - Version 10.0 Software License
- 1 - 48 Port System License
- 8 - Windstream or Time Warner BCP Phone Line Positions
- 16 - Ports for Digital ICON Telephones
- 8 - Ports for Cordless Telephones
- 1 - Edco Lightning Protection Kit for phone lines
- 1 - AC Surge Protector

Voice Processing System:

- 1 - Iwatsu SEVMC Voice Mail Blade
 - 4- Voice Mail Ports
 - Automated Attendant
 - 100 Mailboxes
 - 25 Hrs of Message Storage

Station Equipment:



- 7 - 5810 ICON Executive Display Speakerphones
- 2 - Cordless Telephone Units

Customer's Initials: _____

Date: _____

This Agreement constitutes the entire agreement between I.T.S., INC and the CUSTOMER.

1. INSTALLATION

I.T.S., INC shall install the System at the premises of the CUSTOMER as indicated on page 2, schedule A, performing such installation in a good and workmanlike manner.

2. ADDITIONAL EQUIPMENT AND MOVING EQUIPMENT

I.T.S., INC. agrees that at the request of the CUSTOMER it will relocate, alter or make additions to the System. Such relocations, alterations or additions will be charged to the CUSTOMER in accordance with I.T.S., INC's rate schedule & Unit equipment pricing in effect at the time.

3. WARRANTEE

For a period of one year from date of installation, I.T.S., INC will repair or replace any defect in the material and workmanship of the System. I.T.S., INC. will bear all expenses, including labor, related to such repair or replacement. This warrantee will not extend to damage resulting from the accidental destruction or negligent use of the System by CUSTOMER, its employees and invitees. I.T.S., INC SHALL NOT BE LIABLE FOR ANY DAMAGE, WHETHER DIRECT, INCIDENTAL OR CONSEQUENTIAL, RESULTING FROM THE USE OF PERFORMANCE OF THE PURCHASED EQUIPMENT.

4. INSTRUCTION

I.T.S., INC. will provide the CUSTOMER with instruction on the proper operation of the SYSTEM.

5. PURCHASE PRICE AND TERMS

The purchase price of the System is set forth on front of this Agreement. Such purchase price is exclusive of all taxes. CUSTOMER agrees to pay the purchase price in full to I.T.S., INC. within 30 days of the time of installation of the System, and to promptly pay all taxes and assessments which may be levied with regard to CUSTOMER's purchase or ownership of the System.

6. TITLE

Title to the System shall pass from I.T.S., INC. to the CUSTOMER upon payment, in full, by CUSTOMER to I.T.S., INC. of the purchase price. The System shall remain personal property notwithstanding that any part thereof may be affixed to realty.

Customer's Initials: _____

Date: _____

Roll call:

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

Supervisor Zupan declared Resolution No. 105 adopted.

Resolution No. 106 presented by Councilor Moran, seconded by Councilor Andersen

Pursuant to NYS Office of the State Comptroller, Regulation 315.4,
STANDARD WORK DAY REPORTING AND RESOLUTION

BE IT RESOLVED, that the Town of Cazenovia hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Standard Work Day	Term Begins/Ends	Participates in Employer Time Keeping System	Days/Month (Based on Record of Activities)
ELECTED					
Supervisor	Zupan	6 hours	1/2014-12/2015	No	4.45
Town Justice	Moore	6 hours	1/2011-12/2014	No	2.00
Town Justice	Palmer	6 hours	1/2014-12/2017	No	3.05
Councilor	Moran	6 hours	1/2012-12/2015	No	2.00
Town Clerk	Sunderman	8 hours	1/2014-12/2015	No	23.12
APPOINTED					
Highway Superintendent	Hunt	8 hours	1/2014-12/2014	No	20.25
Codes Enforcement Officer	Cook	6 hours	1/2014-12/2014	No	13.88
Assessor	Fitts	6 hours	10/2013-9/2019	No	9.63
Housekeeping	James	6 hours	1/2014-12/2014	No	1.57
First Deputy Clerk	Wightman	8 hours	1/2014-12/2014	Yes	23.49
Bookkeeper	Merrill	7 hours	1/2014-12/2014	Yes	18.09

Roll call:

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

Supervisor Zupan declared Resolution No. 106 adopted.

Resolution No. 107 presented by Councilor Moran, seconded by Councilor Andersen to approve the use of Hoffman Road, Ridge Road, and Chard Road as part of the 2014 Cazenovia Triathlon (14th Annual Cazenovia Triathlon) including

village streets on **Sunday, August 10, 2014** by the CNY Triathlon Club. The Town of Cazenovia has a non-discriminatory policy. The 4 races that will occur are the Triathlon Sprint Race, Triathlon Intermediate Race, Aquabike Sprint Race and the Aquabike Intermediate Course. The starting and finish lines for all four races are at Lakeside Park.

This approval given conditional that the Town of Cazenovia will receive the following information: Confirmation letters from The Madison County Sheriff's Office that they will be available as needed and CAVAC that they will be on-site throughout the event, a traffic control plan and a one million dollar certificate of liability insurance stating the event name and date, and which states "the Town of Cazenovia is additionally insured," should be submitted to the Town of Cazenovia Office no later than Friday, August 1, 2014.

Roll call:

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

Supervisor Zupan declared Resolution No. 107 adopted.

Resolution No. 108 presented by Councilor Andersen, seconded by Councilor Moran to approve St. James Church to utilize the Town owned "Green" between Green St and Emory Ave for a portion of their Annual Parish Picnic activities on Saturday, August 23, 2014 (kickball, badminton, water balloon toss, etc.) A one million dollar liability insurance certificate has been filed with the Town Office naming the Town of Cazenovia as also insured. The insurance certificate must be maintained uninterrupted through the date of the event.

Permission is granted conditional that the "Green" is clean and free of litter following the event.

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

Supervisor Zupan declared Resolution No. 108 adopted.

Resolution No. 109 presented by Councilor Moran, seconded by Councilor Andersen to approve the scheduling of a work session on **Thursday, July 31, 2014 at 7:00 p.m.** for the purpose of meeting with Holmes, King, Kallquist and Associates to discuss the various architectural designs for the Gothic Cottage and estimated costs associated with the various options. At said work session, the Town Board may further discuss any business which may come before it in the form of a special meeting.

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

Supervisor Zupan declared Resolution No. 109 adopted.

Resolution No. 110 presented by Councilor Moran, seconded by Councilor Andersen to approve the following 2014 budget transfers and modifications:

General Fund B

Increase budget in Watershed Protection PS for seasonal laborer hours & employer portion of Social Security and Medicare for weed harvesting on Cazenovia Lake unanticipated in original budget (employee start date 6/23/14).

To: B8740.1 Watershed Protection PS	\$9,000.00
To: B9030.8 Social Security (Town Portion)	700.00
From: B8740.4 Watershed Protection CE	(9,700.00)

Budget modification as per “Ground Phosphorus Investigation Grant” received from Foundation for Cazenovia Lake (received as revenue on June 24, 2014 into B4991 Water Capital Projects).
Increase budget to: B8740.4 Watershed Protection CE \$9,525.00

Budget modification as per Cazenovia Lake Association donation for Aquatic Vegetation Management Program (received as revenue on July 10, 2014 into B2705 Gifts and Donations).
Increase budget to: B8740.4 Watershed Protection CE \$173,269.09

Roll call:

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

Supervisor Zupan declared Resolution No. 110 adopted.

Attorney's Report: *Reported he will continue to work with the Town Board on the various laws. He further stated he is involved in the Owerla Vineyards appeal that is before the Zoning Board of Appeals.*

Supervisor's Report: *Reported the Renovate level is down in Chittenango Creek so the signs can be removed from Carpenter's Pond all the way down to Oneida Lake. He further stated the two farmers do not have to irrigate their crops. He said Allied Biological will test the lake to see what the Renovate level currently is and if the levels are down the signs can be removed there, also.*

Councilor Andersen (Planning & Zoning, CACDA, Shared Services, CACC): *Reported the State Agriculture and Markets currently has another round for the Farmland Protection Implementation Grant where farmers can sell their development rights and have an easement placed on their property so it remains agricultural. She said currently Critz Farms, Reed Farm and Greyrock Farms have this and they would like to add the Pushlar Farm on Fenner Road. She further stated land trusts can now be the applicants so the Town is supporting the Cazenovia Preservation Foundation who is putting this application forward which has an August 4th deadline.*

Councilor Moran (Future of the Gothic Cottage & Cazenovia Lake Watershed Council): *Reported there will be another work session on July 31, 2014 with Holmes, King, Kallquist and Associates regarding the Gothic Cottage. She said comments and suggestions continue to come in from the public. She stated the Cazenovia Lake Watershed Council will meet tomorrow night at 7:00 p.m. at the Village Hall. She stated the Village, Town and Lake Association give briefings to one another regarding the lake. She thought the various projects that have been implemented would be discussed in relation to the lake.*

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

Public comment #2: There were no comments.

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 Moran, seconded by Councilor Andersen to approve payment of the bills. Supervisor Zupan recused himself from approval of the piezometer materials invoice that he had to put on his credit card. The motion was otherwise unanimously approved.

Motion by Councilor Andersen, seconded by Councilor Moran to adjourn this meeting. The motion was unanimously approved.

Supervisor Zupan declared this meeting adjourned.

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