

**TOWN BOARD
TOWN OF SULLIVAN
REGULAR MEETING
SEPTEMBER 6, 2017
7:00 P.M.**

A regular meeting of the Town Board of the Town of Sullivan was convened at the Town Office Building by Supervisor John M. Becker at 7:00 P.M.

Those in attendance for the meeting were: Supervisor John M. Becker; Councilors: Thomas Kopp, Jeff Martin; Kerry Ranger and John Brzuszkiewicz; Highway Superintendent, Andy Busa; Attorney for the Town, John Langey, Beth Ellis, Comptroller and Town Clerk Charlotte A. Ferstler.

Also in attendance were Members of the Public.

Pledge to the flag was led by Supervisor Becker.

APPROVAL OF MINUTES OF MEETING

A motion was duly made by Councilor Martin, seconded by Councilor Kopp and unanimously passed by the Board to approve the minutes of the Town Board meeting of August 16, 2017.

**ACCEPTANCE OF FINANCIAL AUDIT
FOR THE YEAR 2016**

Beth Ellis, Comptroller for the Town of Sullivan, informed the Board that the Financial Audit Statement for the Year 2016 has been completed and asked that the Town Board accept this Audit. She noted that the Town received a very high rating and is in good financial condition. Therefore, the Town Board adopted the following resolution:

**ACCEPTANCE OF INDEPENDENT AUDITOR'S REPORT
(2016)**

September 6, 2017

The following resolution was offered by Councilor Brzuszkiewicz, who moved its adoption, seconded by Councilor Martin, to wit:

WHEREAS, the Town of Sullivan Town Board has engaged independent auditor services from F. J. Pompo & Company, P.C. (CPAs), to undertake a full audit of the Town of Sullivan's financial statements, funds and aggregate remaining fund information for the year ending December 31, 2016; and

WHEREAS, the independent auditor was further requested to express its opinions on the status of the financial statements of the Town pursuant to such request; and

WHEREAS, F. J. Pompo & Company, P.C., has undertaken such requested audit and has prepared an Independent Auditor's Report, dated as of December 31, 2016; and

WHEREAS, said Independent Auditor's Report was presented to the Town Board for its review and consideration.

NOW THEREFORE, BE IT RESOLVED, that the Town of Sullivan Town Board does hereby receive and accept the Independent Auditor's Report of F. J. Pompo & Company, P.C., for the Town of Sullivan's fiscal year ending December 31, 2016.

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | Yes |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

CERTIFICATION

STATE OF NEW YORK)
COUNTY OF MADISON)

I, the undersigned Town Clerk of the Town of Sullivan, Madison County, New York,
DO HEREBY CERTIFY:

That I have compared the foregoing Resolution with the original thereof on file in the Office of the Town Clerk of the Town of Sullivan, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on September 6, 2017.

CHARLOTTE FERSTLER
Town Clerk

(SEAL)

**PUBLIC HEARING - LOCAL LAW D-FOR THE YEAR 2017
HAWTHORNE PROPERTY SERVICES - BROWN PROPERTY
PLANNED DEVELOPMENT DISTRICT
645 ROUTE 31 BRIDGEPORT NEW YORK**

(A Local Law Creating the Hawthorne Property Services and Carney
Residence Planned Development District)

A motion was duly made by Councilor Martin, seconded by Councilor Kopp and unanimously approved by the Board to open the Public Hearing for Hawthorne Property Services at 7:05 P.M.

Mr. Harry Hale, resident of Petrie Road in Bridgeport, spoke to the Board demonstrating strong opposition to the proposed Local Law for Hawthorne Properties for a Planned Development District on Route 31 in Bridgeport. Mr. Hale also submitted two petitions to the Board at this time, one with twelve (12) signatures and one with fourteen (14) signatures of residents who are also opposing approval of the proposed Planned Development District. Mr. Hale had previously submitted a petition with ten (10) signatures at the July 5, 2017 Town Board meeting and he wants to be assured that all three petitions are entered into the minutes of this meeting as having been submitted and received by the Town Board. These petitions will be attached at the end of these minutes of this meeting.

Mr. Hale spoke about the Route 31 Corridor Study that was done several years ago and pointed out how this new development will go against several items listed in this study. Mr. Hale stressed several problems that this proposed development may cause if approved. Environmental constraints, spot zoning of properties, drainage issues, contamination of soil and water, traffic hazards for both Route 31 and Petrie Road were all issues that Mr. Hale spoke on.

MaryAnn Messinger spoke in favor of the proposed PDD and asked for the new petitions to be read aloud by Supervisor Becker. Supervisor Becker read the Petition, which was the same on all three petitions, from the three petitions which listed the reasons why the people signing the petitions are asking the Board to deny the application submitted by Hawthorne Properties. The reasons are as follows:

1. The proposed use of the property will/would have a negative impact on most, if not all, adjoining, near adjoining and adjacent properties, including numerous single-family residences.
2. The proposed use of the property will/would in no way enhance and may detract from, the continued development of Bridgeport as a desirable community to live in or do business in.
3. The proposed use would result in heavy equipment entering and exiting a two-lane, limited passing section of Rt. 31, very near Rt. 31, very near Rt. 31's intersection with Petrie Road, increasing the potential for an accident.

These petitions will also be attached at the end of these minutes as requested by Harry Hale.

Other Property Owners, Susan Brown, Jim Messinger, Judy Barrett, all spoke in support of the proposed Local Law.

Councilor Brzuszkiewicz read a letter that he had forwarded to the Town Board Members which states concerns that he has heard from residents within the Bridgeport area. The concerns are as follows:

1. What will Hawthorne Management look like in 5-10 years? They are a Business, do they have a Business Plan? Have we reviewed their Business Plan?
2. Has an equipment inventory been submitted? Number, type and description of working equipment. Number, type of non-working equipment.
3. Parking lot and storage of working and non-working equipment.
4. Where will the non-working equipment be stored and for how long. Will an equipment junk yard be developed?
5. Parking lot drainage/
6. Impact on the environment. Have Oneida Lake Watershed concerns been addressed?
7. Equipment oils, fluids, storage and removal?
8. Gas storage tanks/
9. Salt, pesticides, and other chemical storage? Where and how much.
10. Traffic on to Route 31, has a driveway, egress/ingress to Petrie been considered?
11. Who, from the Town, will be responsible for physical inspections and how often will inspections take place?
12. What does the new zone and Hawthorne Property Management bring to the Bridgeport area?
13. What is the difference between forming this zone and spot zoning?

Supervisor Becker also read the recommendations of the Town of Sullivan Planning Board as follows:

After a careful review and consideration of all of the factors under Section 275-12, as well as a review of the existing conditions of the area, and upon discussions with the applicant and his design professionals, the Planning Board recommends approval of the request for a Planned Development District for the 20(+/-) acre portion of the site, subject however to the strict requirements of the submitted plans as listed above and any comments and recommendation of the Madison County Planning Department, along with a written proposed Preliminary Development Plan sheet, which together would all encompass the overall Zoning Amendment as a Planned Development District. The Planning Board believes that the proposed project if constructed as depicted and described, would be beneficial to the area as it would provide a suitable transition between certain commercial uses located in the corridor and residential uses located along Petrie Road. The provision of appropriate screening will be important to preserve the character of the residential neighborhood in the area. The Planning Board further recommends that the final approval of any Planned Development District capture the proposed hours of operation, as well as any other conditions including the requirements for the issuance of Building Permits and that any changes and/or amendments to the Planned Development District itself undergo a separate review.

Frank Park. Chairman
Town of Sullivan Planning Board

Councilor Kopp questioned Mr. Carney regarding the number of pieces of equipment he will be bringing to the property and what he would do if the Board does not approve this location for his business. Mr. Carney stated that if he is not approved tonight he does not know what he will do, because it is getting so late in the year and soon it will be too late to build the proposed salt storage building.

A motion was duly made by Councilor Martin, seconded by Councilor Ranger and unanimously passed by the Board to close the Public Hearing at 7:37 P.M.

Attorney for the Town, John Langey reviewed the SEQR Application, line by line, with the Board and explained each question. The decision was that this Local Law D-2017, titled, "A Local Law Creating the Hawthorne Property Services and Carney Residence Planned Development District", would cause No Adverse to Small Adverse Impact.

Prior to voting on Local Law D for the Year 2017, each Board Member commented on why they were for or against this proposed Planned Development District.

**TOWN OF SULLIVAN
TOWN BOARD RESOLUTION**

September 6, 2017

TOWN OF SULLIVAN LOCAL LAW D OF 2017

("A Local Law Creating the Hawthorne Property Services and Carney Residence
Planned Development District")

The following resolution was offered by Councilor Martin, who moved its adoption, seconded by Councilor Ranger, to wit:

WHEREAS, proposed Local Law D-2017 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law and Town Law; and

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. D-2017, "A Local Law Creating the Hawthorne Property Services and Carney Residence Planned Development District," was presented and introduced at a regular meeting of the Town Board of the Town of Sullivan held on August 2, 2017; and

WHEREAS, a public hearing was held on such proposed local law on this 6th day of September, 2017, by the Town Board of the Town of Sullivan 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 Sullivan in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Sullivan, 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

WHEREAS, the adoption to said Local Law is an unlisted 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 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; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. D-2017.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that the enactment of proposed Local Law No. D-2017 is an unlisted action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQRA review; and it is further

RESOLVED AND DETERMINED that the Town Board has determined this action shall have no adverse impact on the environment; that accordingly, an environmental impact statement (EIS) shall not be required; and that the Town Board hereby adopts a Negative Declaration 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 following reasons:

1. The parcel is approximately 19.832 acres, with the front section being zoned Business/Commercial and the rear portion being zoned Agriculture and fronting along 7621 Lakeport Road;
2. The parcel has an existing commercial driveway cut sufficient to address ingress and egress;
3. The existing use of the premises has demonstrated sufficient parking availability for the use as a mixed use single-family home and a property maintenance service business;
4. There have been no identified protected and/or endangered animal species or associated habitats as listed by the State or Federal Government, as threatened or endangered;
5. The project is not located within the 100-year flood plain;
6. It is anticipated that drainage under the existing configuration will be sufficient to create no threat or impact to surrounding neighbors or roadways;
7. There are no critical environmental areas associated with the project;
8. The proposed project has sufficient existing water supply;

9. The existing facility has a sufficient wastewater treatment system in place;
10. The project has not been associated with the production or uncontrolled storing of any hazardous wastes and is not affiliated with any solid waste management facility;
11. The applicant has demonstrated an appropriate waste management plan;
12. The applicant has demonstrated that lighting will be appropriate for the site and consistent in scale with residential uses and that all approved lighting will be downcast in order to avoid spillage onto adjacent properties and highways;
13. While there may be some disturbance of the site, such disturbances will be temporary in nature and appropriate erosion control measures will be in place as construction commences and is completed;
14. The use of the premises are not expected to create undue traffic as the proposal is limited to 5-7 employees and, in most instances, vehicles are dispatched at the beginning of the day and would return at the end of the workday. Further, the proposed hours of operation (6:00 a.m. to 7:00 p.m., Monday through Friday) would be consistent with the neighborhood and the area;
15. The condition in the approval for the Planned Development for no outdoor storage and the screening of vehicles will tend to protect the aesthetic features of the neighborhood; and it is further

RESOLVED AND DETERMINED that the Town's legal counsel shall distribute and publish this Negative Declaration pursuant to the requirements of 6. N.Y.C.R.R., Part 617; and it is further

RESOLVED, that the Town Board of the Town of Sullivan, Madison County, New York, does hereby enact proposed Local Law No. D-2017 as Local Law No. 3-2017 as follows:

**TOWN OF SULLIVAN
LOCAL LAW NO. 3 OF 2017**

**A LOCAL LAW CREATING THE HAWTHORNE PROPERTY SERVICES AND CARNEY
RESIDENCE PLANNED DEVELOPMENT DISTRICT**

Be it enacted by the Town Board of the Town of Sullivan as follows:

SECTION 1. LEGISLATIVE FINDINGS, INTENT AND PURPOSE

The Town Board is permitted to establish zoning districts known as Planned Development Districts ("PDD") in order to protect the health, safety and general welfare of the community, while, at the same time, encouraging the development of unique residential, commercial, or industrial uses or combinations thereof that will benefit the Town as a whole. The Town Board hereby finds and determines that the application and Preliminary Development Plan ("PDP") submitted by Susan Brown of WGB Family Partnership for a PDD zoning classification for lands owned by WGB Family Partnership with a street address of 645 State Route 31, Bridgeport, New York, and designated and generally known as portions of Town of Sullivan Tax Map Parcels 8.-1-9 and 8.7-1-6.111, and containing approximately 19.832 acres as more particularly described in the legal description attached hereto as Appendix "A" (the "Premises"), has undergone the applicable review process and

meets the requirements for a PDD as set forth in Section 275-12 of the Code of the Town of Sullivan.

SECTION 2. AUTHORITY

The Town Board enacts this Local Law pursuant to Sections 10 and 22 of the Municipal Home Rule Law and Section 275-12 of the Code of the Town of Sullivan. To the extent that this Local Law is contrary to or inconsistent with any other State or Local Law or regulation, it is the intent of the Town Board that this Local Law supersede all such contrary or inconsistent laws.

SECTION 3. AMENDMENT OF ZONING MAP

The zoning classification of the Premises is hereby amended and reclassified as the "Hawthorne Property Services and Carney Residence PDD." This PDD shall be developed operated in accordance with the terms of the application and:

- A. Preliminary Development Plan of Susan Brown entitled "Preliminary Development Plan: Hawthorne Property Services and Carney Residence Planned Development District" (attached as Appendix "B");
- B. a site plan map prepared by Brian Manthey, Architect (see "Proposed Hawthorne Property Services & Carney Residence, NYS Rte 31 at Petrie Rd., Town of Sullivan, NY", Preliminary Site Plan (Sheet SK-2) prepared by Brian Manthey Architect, dated July 25, 2017, as last revised to show updated acreage for the PDD (attached as Appendix "C"); see also "Proposed Hawthorne Property Services & Carney Residence, NYS Rte 31 at Petrie Rd., Town of Sullivan, NY", Preliminary Site Plan (Sheet L1) prepared by Brian Manthey Architect and Keplinger Freeman Associates Architecture & Land Planning, dated July 31, 2017, as last revised to show updated acreage for the PDD) (attached as Appendix "D");
- C. technical drawings of a proposed residence and 50' x 40' coverall and storage building within the PDD prepared by Brian Manthey, Architect (see "Proposed Hawthorne Property Services & Carney Residence, NYS Rte 31 at Petrie Rd., Town of Sullivan, NY", House Plans & Coverall Bldg. (Sheet SK2) prepared by Brian Matheny Architect, dated May 12, 2017, as last revised) (attached as Appendix E);
- D. technical drawings of a 60' x 100' foot pole barn prepared by Brian Manthey, Architect (see "Proposed Hawthorne Property Services & Carney Residence, NYS Rte 31 at Petrie Rd., Town of Sullivan, NY", Large Bldg. Plan & Elevations (Sheet SK1), prepared by Brian Matheny Architect, dated May 12, 2017, as last revised) (attached as Appendix F);

all of which are on file with the Town Clerk, and are expressly incorporated herein by reference. The Zoning Map of the Town of Sullivan shall be and hereby is amended to reflect this change in classification.

SECTION 4. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause,

sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been ordered.

SECTION 5. EFFECTIVE DATE

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

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | No |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

PUBLIC HEARING - LOCAL LAW C OF 2017 ("A Local Law to Create a New Chapter 88 to the Code of the Town of Sullivan Titled 'Vehicles and Traffic'")

A motion was duly made by Councilor Martin, seconded by Councilor Ranger and unanimously passed by the Board to open the Public Hearing for the proposed lowering of the speed limit for Sleepy Hollow Road to 30 miles per hour. The Hearing was opened at 8:35 P.M.

No one spoke for or against the proposed Speed Limit change.

A motion was duly made by Councilor Ranger, seconded by Councilor Kopp and unanimously passed by the Board to close the public Hearing at 8:38 P.M. The Town Board then adopted the following resolution:

TOWN OF SULLIVAN LOCAL LAW C OF 2017 ("A Local Law to Create a New Chapter 88 to the Code of the Town of Sullivan Titled 'Vehicles and Traffic'")

The following resolution was offered by Councilor Kopp, who moved its adoption, seconded by Councilor Ranger, to wit:

WHEREAS, proposed Local Law C-2017 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law and Town Law; and

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. C-2017, "A Local Law to Create a New Chapter 88 of the Code of the Town of Sullivan, Titled 'Vehicles and Traffic'", was presented and introduced at a regular meeting of the Town Board of the Town of Sullivan held on July 5, 2017; and

WHEREAS, a public hearing was held on such proposed local law on this 6th day of August 2017, by the Town Board of the Town of Sullivan 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 Sullivan 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-2017 has previously been determined to be an Unlisted action and will have no significant effect on the environment thus concluding the SEQR review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. C-2017.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Sullivan, Madison County, New York, does hereby enact proposed Local Law No. C-2017 as Local Law No. 4-2017 as follows:

**TOWN OF SULLIVAN
PROPOSED LOCAL LAW 4-2017**

**A LOCAL LAW TO CREATE A NEW CHAPTER 88 OF THE CODE
OF THE TOWN OF SULLIVAN TITLED "VEHICLES AND TRAFFIC"**

Be it enacted by the Town Board of the Town of Sullivan as follows:

SECTION 1. LEGISLATIVE PURPOSE AND INTENT

The purpose of this Local Law is to create a new Chapter 88 of the Code of the Town of Sullivan, titled "Vehicles and Traffic," to establish vehicle and traffic regulations that protect and preserve the health, safety and welfare of residents, travelers and visitors of the Town of Sullivan.

SECTION 2. AUTHORITY

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

**SECTION 3. CREATION OF A NEW CHAPTER 88 OF THE CODE OF THE TOWN
OF SULLIVAN**

The Code of the Town of Sullivan is hereby amended to add a new Chapter 88 titled "Vehicles and Traffic" to read as follows:

**"CHAPTER 88
VEHICLES AND TRAFFIC**

§ 88-1. Legislative purpose and intent.

This Chapter is intended to promote and protect the public health, safety and welfare of residents, visitors and travelers by establishing vehicle and traffic regulations in the Town of Sullivan.

§ 88-2. Speed Limits.

- A. The speed limit on Sleepy Hollow Road, shall be 30 miles per hour for its entire length.

§ 88-3. Signs and traffic control devices.

The Town Highway Superintendent shall install and maintain speed limit signs and other traffic control devices as required by the provisions of this Chapter, to make effective the provisions of this Chapter, and may install and maintain such additional traffic control devices as he may deem necessary to regulate, warn or guide traffic under the Vehicle and Traffic Law of the State of New York, subject to the provisions of §§ 1682 and 1684 of said law. The installation of speed limits signs and other traffic control devices by the Town Highway Superintendent is subject to the approval of the Town of Sullivan Town Board. Notwithstanding the foregoing, the Town Board, in its discretion, may direct the Town Highway Superintendent to install speed limit signs and other traffic control devices which the Board deems necessary to effectuate the provisions of this Chapter.

§ 88-4. Severability.

If the provisions of any article, section, subsection, paragraph, subdivision or clause herein shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Chapter."

SECTION 4. SEVERABILITY.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

SECTION 5. EFFECTIVE DATE.

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

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | No |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

**PROPANE FOR NEW HEATING SYSTEM
FOR TOWN OF SULLIVAN HIGHWAY GARAGE**

A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Martin and unanimously passed by the Board authorizing Highway Superintendent Busa to purchase Propane for a new Heating System for the Town Highway Garage from Center State.

**SPEED STUDY REQUEST FOR
PART OF ROUTE 5 AND PART OF LAKEPORT ROAD**

A motion was duly made by Councilor Martin, seconded by Councilor Ranger and unanimously passed by the Board requesting the Town Clerk submit a Speed Study Form to the Madison County Highway Department for part of Lakeport Road to extend the 30 mile per hour zone to the pumping station and part of Route 5 from the Village Line to the bottom of Sullivan Hill on the West side is to be reduced to 45 miles per hour.

This request for both Roads will be sent to the Madison County Highway Department who will send a request on to the New York State Highway Department.

**RESOLUTION FOR ACCEPTANCE
OF SALT SPRINGS WATER VOTE**

Supervisor Becker addressed the public and the Town Board regarding the recent referendum vote conducted on the proposed Establishment of the Salt Springs Road Water District in the Town of Sullivan, County of Madison, New York that occurred on August 19, 2017.

Thereafter, the following resolution was moved by Councilor Martin, seconded by Councilor Brzuszkiewicz, to wit:

IN THE MATTER OF THE

**ESTABLISHMENT OF THE SALT
SPRINGS ROAD WATER DISTRICT IN
THE TOWN OF SULLIVAN, COUNTY OF
MADISON, NEW YORK**

Pursuant to Town Law Article 12-A

**RESOLUTION FOLLOWING THE
PERMISSIVE REFERENDUM VOTE
(SPECIAL TOWN ELECTION)
HELD ON AUGUST 19, 2017**

WHEREAS, a Map, Plan and Report, dated March 2017, has been duly prepared in such manner and in such detail as heretofore has been determined by request of the Town Board of the Town of Sullivan, Madison County, New York (the "Town") relating to the formation and construction, pursuant to Town Law Article 12-A, of a proposed Water District to be known and identified as the "**Salt Springs Road Water District**" in the Town of Sullivan, Madison County, New York (the "Water District"); and

WHEREAS, the proposed improvements consist generally of the construction and installation of approximately 28,000 l.f. of 8-inch diameter ductile iron water main, approximately 35 mainline valves spaced at 800+ feet on average, approximately 26 hydrants, a 260 gpm duplex packaged booster pump station, 150,000 gallon ground-level water storage tank, 52 water services extended to the highway right-of-way, three (3) "mainline" pressure reducing valves, and two (2) connections to Onondaga County Water Authority's ("OCWA") water system, all to be installed in the existing road rights-of-way and to be constructed in areas generally described as being along Salt Springs Road and Sleepy Hollow Road in said Town and consisting of approximately fifty-six (56) properties, including lands or rights in land, tanks, pumps, pump systems, original equipment, machinery, valves, furnishings, fittings, connections, fill, services, hydrants, appurtenances and related site work, all as described in the Map, Plan and Report prepared by Barton & Loguidice, D.P.C., competent engineers; and

WHEREAS, the Town Board of the Town of Sullivan, in the County of Madison New York, duly adopted Resolution and Order which would create a water district to be known as the Salt Springs Road Water District pursuant to Town Law Article 12-A and said Resolution and Order was subject to a permissive referendum; and

WHEREAS, the Town Board found it appropriate to include in the proposition for the permissive referendum the specific limitation that the district improvements be contracted for and constructed if, and only if, the financing of said district improvements be accomplished by the combination of actual costs, grants and financing resulting in an annual unit charge of \$966 per unit (or less) (taking into account the capital/debt service (\$641), County fees (if any), operation and maintenance (which includes estimated cost of water use), and the anticipated sources of grant monies and/or low interest loans) but excluding meter installation fee and individual private water hook-up service and individual plumbing services based upon a financing plan not to exceed 30 years; and

WHEREAS, said Referendum (Special Town Election) of the Town of Sullivan was held on August 19, 2017, between the hours of 9:00 a.m. and 3:00 p.m. to enable the voters then present to cast their votes, at which Special Town Election the proposition was submitted to the owners of taxable real property situate in the proposed District and was to be approved by the affirmative vote of a majority of such owners of taxable real property voting on such proposition; and

WHEREAS, upon completion of the Special Town Election, the election clerks certifying the results of said vote have determined the following:

| | |
|---------------------------------|-----------|
| Those in favor of formation: | <u>34</u> |
| Those opposed to formation: | <u>38</u> |
| Total Voting in the Referendum: | <u>72</u> |

THEREFORE, BE IT RESOLVED, ORDERED AND DETERMINED that the Town Board of the Town of Sullivan acknowledges the disapproval of the district by a majority of owners of taxable real property voting on such proposition has occurred and therefore the formation of the Salt Springs Road Water District has failed and no such construction, operation or financing may occur as proposed.

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | Yes |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

CERTIFICATION

STATE OF NEW YORK)
COUNTY OF MADISON)

I, the undersigned Clerk of the Town of Sullivan, Madison County, New York, **DO HEREBY CERTIFY:**

That I have compared the foregoing Resolution with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting and that, pursuant to Section 103 of the Public Officers Law, said meeting was open to the general public.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on September 7, 2017.

CHARLOTTE FERSTLER
Town Clerk

(SEAL)

LEGAL DESCRIPTION

The Town of Sullivan Salt Springs Road Water District, situated in the Town of Sullivan, Madison County and State of New York, being more particularly described as follows:

Commencing at a Point of Beginning, said Point being on the western boundary of Parcel 48.-1-1.11, 475 feet North of the southwestern property corner of said Parcel; thence proceeding 1,150 feet southeasterly along the offset 475 feet North of the southern boundary of Parcel 48.-1-1.11 to a point where the offset is 300 feet North of the southern boundary of said Parcel; thence continuing southeasterly along the offset 300 feet North of the southern boundary of Parcel 48.-1-1.11 as it turns to the northwestern property corner of Parcel 48.-1-3; thence proceeding easterly along the northern boundary of Parcel 48.-1-3 to the northeastern property corner of said Parcel; thence continuing easterly along the offset 300 feet North of the southern boundary of Parcel 48.-1-1.11 to the intersection with the western boundary of Parcel 48.-1-28.1; thence continuing easterly along the offset 300 feet North of the southern boundary of Parcel 48.-1-28.1 to the intersection with the western boundary of Parcel 48.-1-8.3; thence proceeding northerly along the western boundary of Parcel 48.-1-8.3 to the northwestern property corner of said Parcel; thence proceeding easterly along the northern boundary of Parcel 48.-1-8.3 to the northwestern property

corner of Parcel 48.-1-8.2; thence continuing easterly along the northern boundary of Parcel 48.-1-8.2 to the northeastern property corner of said Parcel; thence proceeding southerly along the eastern boundary of Parcel 48.-1-8.2 to the northeastern property corner of Parcel 48.-1-8.1; thence continuing southerly along the eastern boundary of Parcel 48.-1-8.1 to a point 300 feet North of the southeastern property corner of said Parcel; thence proceeding easterly along the offset 300 feet North of the southern boundary of Parcel 48.-1-28.1 to the intersection with the western boundary of Parcel 49.-1-2.13; thence continuing easterly along the offset 300 feet North of the southern boundary of Parcel 49.-1-2.13 to the intersection with the western property boundary of Parcel 49.9-1-7.3; thence proceeding northerly along the western boundary of Parcel 49.9-1-7.3 to the southwestern property corner of Parcel 49.9-1-7.2; thence continuing northerly along the western boundary of Parcel 49.9-1-7.2 to the southwestern property corner of Parcel 49.9-1-6; thence continuing northerly along the western boundary of Parcel 49.9-1-6 to the southwestern property corner of Parcel 49.9-1-5; thence continuing northerly along the western boundary of Parcel 49.9-1-5 to the southwestern property corner of Parcel 49.9-1-4; thence continuing northerly along the western boundary of Parcel 49.9-1-4 to the southwestern property corner of Parcel 49.9-1-3; thence continuing northerly along the western boundary of Parcel 49.9-1-3 to the southwest property corner of Parcel 49.9-1-2; thence continuing northerly along the western boundary of Parcel 49.9-1-2 to the southwestern property corner of Parcel 49.9-1-1; thence continuing northerly along the western boundary of Parcel 49.9-1-1 to the northwestern property corner of said Parcel; thence proceeding easterly along the northern property boundary of Parcel 49.9-1-1 to the northeastern property corner of said Parcel; thence continuing easterly across Sleepy Hollow Road along the projection of the northern boundary of Parcel 49.9-1-8 to the northwestern property corner of said Parcel; thence continuing easterly along the northern boundary of Parcel 49.9-1-8 to the northeastern property corner of said Parcel; thence proceeding southerly along the eastern boundary of Parcel 49.9-1-8 to the northeastern property corner of Parcel 49.9-1-9; thence continuing southerly along the eastern boundary of Parcel 49.9-1-9 to the northeastern property corner of Parcel 49.9-1-10; thence continuing southerly along the eastern boundary of Parcel 49.9-1-10 to the northeastern property corner of Parcel 49.9-1-11; thence continuing southerly along the eastern boundary of Parcel 49.9-1-11 to the northeastern property corner of Parcel 49.9-1-12; thence continuing southerly along the eastern boundary of Parcel 49.9-1-12 to the northeastern property corner of Parcel 49.9-1-13; thence continuing southerly along the eastern boundary of Parcel 49.9-1-13 to the northeastern property corner of Parcel 49.9-1-14; thence continuing southerly along the eastern boundary of Parcel 49.9-1-14 to the southeastern property corner of said Parcel; thence continuing southerly across Salt Springs Road along the projection of the eastern boundary of Parcel 49.9-1-14 to the intersection with the northern boundary of Parcel 49.-1-2.11; thence proceeding easterly along the northern boundary of Parcel 49.-1-2.11 to the northeastern property corner of said Parcel; thence proceeding southerly along the eastern boundary of Parcel 49.-1-2.11 to a point 300 feet South of the northeastern property corner of said Parcel; thence proceeding westerly along the offset 300 feet South of the northern boundary of Parcel 49.-1-2.11 to the intersection with the eastern boundary of Parcel 49.-1-2.12; thence proceeding southerly along the eastern boundary of Parcel 49.-1-2.12 to the southeastern property corner of said Parcel; thence proceeding westerly along the southern boundary of Parcel 49.-1-2.12 to the southwestern property corner of said Parcel; thence proceeding northerly along the western boundary of Parcel 49.-1-2.12 to a point 300 feet South of the northwestern property corner of said Parcel; thence proceeding westerly along the offset 300 feet South of the northern boundary of Parcel 49.-1-2.11 to the intersection with the eastern boundary of Parcel 49.-1-

2.2; thence proceeding southerly along the eastern boundary of Parcel 49.-1-2.2 to the southeastern property corner of said Parcel; thence proceeding westerly along the southern boundary of Parcel 49.-1-2.2 to the southeastern property corner of Parcel 49.-1-2.3; thence continuing westerly along the southern boundary of Parcel 49.-1-2.3 to the southwestern property corner of said Parcel; thence proceeding northerly along the western boundary of Parcel 49.-1-2.3 to a point 300 feet South of the northeastern property corner of Parcel 49.-1-2.1; thence proceeding westerly along the offset 300 feet South of the northern boundary of Parcel 49.-1-2.1 to the intersection with the western boundary of said Parcel; thence continuing westerly along the offset 300 feet South of the northern boundary of Parcel 49.-1-2.11 to the intersection with the eastern boundary of Parcel 48.-1-8; thence continuing westerly along the offset 300 feet South of the northern boundary of Parcel 48.-1-8 to the intersection with the eastern boundary of Parcel 48.-1-28.1; thence continuing westerly along the offset 300 feet South of the northern boundary of Parcel 48.-1-28.1 to the intersection with the eastern boundary of Parcel 48.-1-22.11; thence continuing westerly along the offset 300 feet South of the northern boundary of Parcel 48.-1-22.11 to a point 400 feet East of the eastern boundary of Parcel 48.-1-16; thence proceeding southerly along the offset 400 feet from the eastern boundary of Parcel 48.-1-16 to the intersection with the southern boundary of Parcel 48.-1-22.11; thence proceeding westerly along the southern boundary of Parcel 48.-1-22.11 to the southeastern property corner of Parcel 48.-1-16; thence continuing westerly along the southern boundary of Parcel 48.-1-16 to the southeastern property corner of Parcel 48.-1-15; thence continuing westerly along the southern boundary of Parcel 48.-1-15 to the southeastern property corner of Parcel 48.-1-14; thence continuing westerly along the southern boundary of Parcel 48.-1-14 to the southeastern property corner of Parcel 48.-1-11; thence continuing westerly along the southern boundary of Parcel 48.-1-11 to the southwestern property corner of said Parcel; thence proceeding northerly along the western boundary of Parcel 48.-1-11 to the northwestern property corner of said Parcel; thence continuing northerly across Salt Springs Road along the projection of the western boundary of Parcel 48.-1-1.1 to the southwestern property corner of said Parcel; thence continuing northerly along the western boundary of Parcel 48.-1-1.1 to the southwestern property corner of Parcel 48.-1-1.11; thence continuing northerly along the western boundary of Parcel 48.-1-1.11 to a point 475 feet North of the southwestern property corner of said Parcel, said point also being the Point of Beginning, encompassing all parcels between said boundary.

**RESOLUTION SUPPORTING PARTICIPATION IN
THE CNY STORMWATER COALITION STAFF SERVICES
AND EDUCATION COMPLIANCE ASSISTANCE PROGRAM
(For the Year 2018)**

September 6, 2017

The following resolution was offered by Councilor Martin, who moved its adoption, seconded by Councilor Brzuszkiewicz, to wit:

Resolution authorizing the items listed below pursuant to requirements of the New York State Pollutant Discharge Elimination System Municipal Separate Storm Sewer System General Permit.

WHEREAS, the Town of Sullivan, herein called the "Municipality", after thorough consideration of the various aspects of the problem and consideration of available

information, has hereby determined that certain work, as described in Attachment A, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the "Board", has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002; and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve-month timeframe as outlined in Attachment B.

NOW, THEREFORE, BE IT RESOLVED BY the Town of Sullivan Town Board:

1. That John Becker, Supervisor, or such person's successor in office is the representative authorized to act in behalf of the Municipality's governing body in all matters related the Project;
2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice;
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption; and
4. That this Resolution take effect immediately.

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | Yes |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

CERTIFICATE OF RECORDING OFFICER

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the Town of Sullivan Town Board, duly held on the 6th day of September, 2017; and further that such Resolution has been fully recorded in the minute book in my office.

In witness thereof, I have hereunto set my hand this 7th. day of September, 2017.

CHARLOTTE A. FERSTLER
Town Clerk

ATTACHMENT A SCOPE OF SERVICES AND PROJECT APPROACH

Program tasks are proposed under three project components: CNY Stormwater Coalition Staff Support; Public Education and Outreach; and Direct Municipal Assistance.

I: CNY STORMWATER COALITION STAFF SUPPORT

Tasks proposed under this project component are designed to advance and sustain the CNY Stormwater Coalition (the Coalition), currently consisting of 29 regulated Municipal Separate Storm Sewer System (MS4) owner/operators identified in Attachment A of this proposal. The Coalition was formally established on January 1, 2011.

Task I.1. Staffing Support for the CNY Stormwater Coalition, Executive Committee and Working Committees Deemed Necessary to Advance the Coalition's Objectives – CNY RPDB will provide direct staff support needed to plan and conduct four (4) scheduled meetings of the full Coalition membership, four (4) scheduled meetings of the Executive Committee, and working committees of the Coalition as necessary to advance and sustain a fully functioning Coalition. Staff support for all scheduled meetings includes meeting preparation and agenda development, speaker recruitment, venue selection, preparation and distribution of meeting minutes and completion of all identified meeting follow up tasks. CNY RPDB will monitor grant opportunities, respond to appropriate Requests for Proposals, and oversee implementation of any grant funded projects and/or programs.

Task I.2. Communications – CNY RPDB will coordinate all internal and external communications and serve as the primary liaison between the Coalition and various regulatory agencies including the NYS DEC and the U.S. EPA. To help ensure Coalition members understand the implications of any modifications or additional requirements that may impact their ability to comply with the NYS Stormwater General Permits (MS4 and Construction), CNY RPDB will monitor and report proposed and enacted changes to the stormwater general permits, including associated compliance, reporting, and inspection requirements. CNY RPDB will compile feedback and inquiries from Coalition members, and coordinate and prepare unified responses to new and evolving regulatory requirements on behalf of the Coalition to appropriate regulatory agencies as warranted. CNY RPDB will prepare training and informational updates for Coalition members to support regulatory compliance with the next version of the MS4 General Stormwater Permit, anticipated release March 2018. CNY RPDB will engage other statewide stormwater coalitions, as well as non-regulatory partners involved in all aspects of stormwater management, to identify and initiate compliance opportunities that support the objectives of the Coalition.

Task I.3. Annual Reporting - CNY RPDB will document all education, training and outreach compliance activities conducted on behalf of the Coalition and complete the Minimum Control Measure 1. Public Education and Outreach section of the MS4 annual report in compliance with MS4 annual reporting requirements, and semi-annual reporting requirements for MS4s in the Onondaga Lake watershed, as specified in the most current NY SPDES General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s). CNY RPDB will deliver the MCM 1 section to participating MS4s for inclusion in their individual annual and semi-annual reports. CNY RPDB will respond to any public comments received relative to the documented education and outreach services. In the event that NYS DEC enacts a new MS4 Annual Report format during the 2018 program year, CNY RPDB will provide training and information as needed to transition into the new format.

Task I.4. Financial Administration and Reporting – CNY RPDB will coordinate and administer all contracted activities funded as part of this Scope of Services through December 31, 2018, including quarterly financial reporting, bookkeeping and accounting, documentation of local match (if necessary to support Coalition approved grant funded programs), subcontracting (if deemed necessary and approved by the Coalition), and solicitations (if deemed necessary and approved by the Coalition). Progress reports and financial reporting will be made available to the Executive Committee of the Coalition on a quarterly basis.

II: PUBLIC EDUCATION AND OUTREACH

Tasks proposed under this program component comply with the public education and outreach requirements defined in the current New York SPDES General Permit for Stormwater Discharges from MS4s and are targeted primarily toward the general public with a secondary focus on construction contractors and municipal officials.

Task II.1 Stormwater Public Survey Response Actions – CNY RPDB will develop and compile new and existing materials as needed to address public education needs identified through the 2015 Stormwater Public Survey. CNY RPDB will continue to identify appropriate outlets for distributing the materials to the targeted audiences, including social media (Facebook and Twitter) and traditional outlets that may include public libraries, schools, veterinary offices, commercial entities, and community centers. CNY RPDB will provide materials in hard copy and/or electronic formats, and track distribution and use.

Task II.2 Maintain Regional Stormwater Website – CNY RPDB will maintain and promote the CNY Stormwater website. CNY RPDB will compile new and existing information, guidance materials and permit updates for reference and use by regulated MS4s in the SUA. When available, online training opportunities will be made accessible and promoted to appropriate municipal staff. CNY RPDB will provide informational items developed as part of the year-10 education program directly to participating MS4s for inclusion on municipal websites at their discretion.

Task II.3 Syracuse Post Standard Stormwater Pullout – CNY RPDB will develop a 4-page, broadsheet, pullout to be distributed in the main section of the Syracuse Post Standard daily edition (1-edition). The pullout will focus on stormwater processes, impacts, issues of concerns, SUA primary pollutants of concern, and citizen generated solutions. The pullout will be published in the spring of 2018 and will reach approximately 144,000 individuals across the CNY region.

Task II.4 Electronic Stormwater Newsletter for the General Public - CNY RPDB will distribute a quarterly stormwater newsletter for the general public. The seasonally themed electronic newsletter maintains a focus on primary pollutants of concern in the SUA, stormwater processes, and offers advice for reducing negative water quality impacts through simple actions. The newsletter will encourage participation in locally sponsored events that support stormwater management and protection efforts. CNY RPDB will conduct direct outreach in support of building the distribution list with existing organizations, groups and users of social media.

Task II.5 Staff CNY Stormwater Coalition Booth at 2 Public Events – CNY RPDB will secure booth space, reproduce/develop/acquire appropriate stormwater informational materials, and provide staff coverage for a minimum of two public events during 2018 program year. Efforts will be made to identify public events with reliably high attendance and

complimentary objectives. CNY RPDB will ensure that informational materials are updated and appropriate to the target audiences. CNY RPDB will maintain, and upon request, make the stormwater display, interactive watershed model, and appropriate materials available to participating MS4s and other community groups for use at their events.

Task II.6 Electronic Outreach to CNY Contractors and Developers – CNY RPDB will provide direct information on topics of interest to construction developers with a focus on current construction permit requirements and additional considerations for doing business in MS4 communities. Information will be presented in newsletter format and posted as a PDF on the stormwater website. The “newsletter” will be announced by postcard mailing and through a cooperative agreement with the CNY Home Builders & Remodelers of Central New York. CNY RPDB will provide Coalition members with a PDF of the newsletter for posting on municipal websites or hard copy distribution.

III. DIRECT MUNICIPAL ASSISTANCE

This program component addresses the education and training requirements and planning needs for municipal officials and staff.

Task III.1. Municipal Workshops - CNY RPDB will conduct a minimum of two training workshops for municipal representatives of the CNY Stormwater Coalition. Workshop topics will be selected to address current training and informational needs as determined through discussions with NYS Department of Environmental Conservation and the CNY Stormwater Coalition. Workshops will be designed to improve compliance with the MS4 Stormwater General Permit.

Task III.2. Online System Map – CNY RPDB will secure the annual license agreement in support of continued operation of the online storm sewer system map. CNY RPDB will compile new and existing data and information needed to expand the first-year storm sewer system mapping effort following an established and agreed upon schedule. This may include additional field data collection and data post-processing, digitizing existing paper maps, and/or other tasks as needed to advance efforts to build a full, regional system map. CNY RPDB will perform ongoing maintenance of the online map platform as needed.

PROGRAM FEE

The services described in this proposal will be conducted for a total fee not to exceed \$104,400 (\$3,600 per Coalition member). This fee will remain constant for each participating Coalition member regardless of the number of municipal members participating in the Coalition.

To participate in the proposed program, MS4s are required to adopt and return a municipal resolution (sample provided). County members must return a letter of intent signed by the Chief Elected Officer no later than October 1, 2017 to CNY RPDB. CNY RPDB will issue a single invoice for the full program year on December 1, 2017. Full payment will be due to CNY RPDB no later than January 31, 2018.

TIMELINE

All proposed tasks will be completed between January 1, 2018 and December 31, 2018 as outlined below.

| | 2018 | | | | | | | | | | | |
|--|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec |
| I. CNY Stormwater Staffing and Support Services | | | | | | | | | | | | |
| I.1 Staff Support Services | X | X | X | X | X | X | X | X | X | X | X | X |
| I.2 Communications | X | X | X | X | X | X | X | X | X | X | X | X |
| I.3 Annual reporting | | X | X | X | X | | | | X | X | | |
| I.4 Financial Administration and Reporting | X | X | X | X | X | X | X | X | X | X | X | X |
| II. Public Education and Outreach | | | | | | | | | | | | |
| II.1 Stormwater Public Survey Response Actions | X | X | X | X | X | X | X | X | X | X | X | X |
| II.2 Maintain Regional Stormwater Website & Library | X | X | X | X | X | X | X | X | X | X | X | X |
| II.3 Syracuse Post Standard Pullout | | | X | X | | | | | | | | |
| II.4 Electronic Stormwater Newsletter - Public | | | | X | X | X | X | X | X | X | X | X |
| II.5 Stormwater Public Events (2) | | | | TBD | TBD | TBD | TBD | TBD | TBD | TBD | | |
| II.6 Electronic Outreach to Contractors/Developers | | | X | X | X | X | | | | | | |
| III. Direct Municipal Training | | | | | | | | | | | | |
| III.1. Municipal Training Workshops (2) | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD |
| III.2. Online System Map | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD | TBD |

TOWN OF SULLIVAN LOCAL LAW E OF 2017
 (“A Local Law Overriding the Tax Levy Limit Established
 in General Municipal Law §3-c in the Town of Sullivan”)

Councilor Ranger introduced proposed Local Law No. E-2017, relating to the ability of the Town of Sullivan to override the limit on the amount of real property taxes that may be levied by the Town of Sullivan pursuant to General Municipal Law §3-c, and to allow the Town of Sullivan to adopt a Town budget for the fiscal year 2018 in excess of the “tax levy limit,” and made the following motion, which was seconded by Councilor Brzuszkiewicz:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Sullivan, 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

WHEREAS, the adoption to said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said 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 enactment of proposed Local Law No. E-2017 is an unlisted action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQR review; and it is further

RESOLVED AND DETERMINED, the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQR; and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. E-2017 at the Town Hall located at 7507 Lakeport Road, Chittenango, New York on September 20, 2017 at 9:00 a.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | Yes |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

The foregoing resolution was thereupon declared duly adopted.

DATED: September 6, 2017

BUDGET MODIFICATION

A motion was duly made by Councilor Martin, seconded by Councilor Brzuszkiewicz to authorize the following Budget Modification.

Transferring 35,374.00 from DA2655 Sales of Equipment to Highway DA5130.2 Machinery Equipment. These funds are being moved as per the request of the Highway Superintendent to spend in 2017.

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

| | | | |
|------------------------------|-------------------|--------------|------------|
| John E. Brzuszkiewicz | Councilor | Voted | Yes |
| Thomas J. Kopp Jr. | Councilor | Voted | Yes |
| Kerry Ranger | Councilor | Voted | Yes |
| Jeffrey Martin | Councilor | Voted | Yes |
| John M. Becker | Supervisor | Voted | Yes |

OTHER MATTERS BROUGHT BEFORE THE BOARD

1. Supervisor Becker informed the Town Board Members that there is an issue with the sewer line on Miner Road. Mrs. Stacy Atkins has approached him for information on how she can hook up to the sewer line on this road. She had purchased a lot several years ago and has just been informed that the sewer is not available to her.

Attorney Langey explained to the Board what happened in the past with the sewer easement on Miner Road. Supervisor Becker and Attorney Langey are working on a solution for this problem and will keep the Board informed.

2. Supervisor Becker informed the Board Members that he had received a letter from Tom Oot – Poolsbrooke Sewer District – Supervisor Becker read the letter to the Board aloud. Supervisor Becker stated that what Mr. Oot is stating is that the Oneida Nation is requesting a connection to the sewer line that was designed and constructed by Oot Bros. Mr. Oot is asking for the assistance of the Town Board in his negotiations with the Oneida Nation as they are asking for the sewer line to be extended and Oot Bros. would like to be compensated for this connection. Supervisor Becker will keep the Board informed on this matter.

EXECUTIVE SESSION

A motion was duly made by Councilor Kopp, seconded by Councilor Martin and unanimously passed by the Board to go into executive session for legal advice (advice of counsel) at 8:48 P.M.

A motion was duly made by Councilor Martin, seconded by Councilor Kopp and unanimously passed by the Board to close the executive session at 9:35 P.M.

ADJOURNMENT

A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Martin and unanimously passed by the Board to adjourn the meeting at 9:40 P.M.

Respectfully Submitted,
Charlotte A. Ferstler, Town Clerk