TOWN OF WATERTOWN
REGULAR MEETING
MUNICIPAL BUILDING
DECEMBER 11, 2008

TOWN BOARD MEMBERS
JOEL R. BARTLETT, SUPERVISOR – STEPHEN L. RICH, COUNCILMAN
PAUL V. DESORMO, COUNCILMAN – DAVID D. PROSSER, COUNCILMAN
EDWARD R. SMITH, COUNCILMAN

Councilman Desormo offered a prayer and Supervisor Bartlett led the Pledge of Allegiance.

Supervisor Bartlett called the meeting to order at 7:00 PM and called for a roll of members present. All members were present. Legal Counsel Joseph W. Russell was present at the meeting.

MOTION # 141
Supervisor Bartlett moved to accept the minutes of the November 6, 2008 Regular Meeting. Councilman Desormo seconded.

Ayes All

MOTION # 142
Supervisor Bartlett moved to accept the minutes of the November 26, 2008 Special Meeting. Councilman Prosser seconded.

Ayes All

MOTION # 143
Supervisor Bartlett moved to call for a special meeting for Tuesday, December 30, 2008 at 7:00 PM at the Town of Watertown Municipal Building, 22867 Co. Rt. 67, Watertown, NY 13601. The purpose of the meeting is to close out the books for fiscal year 2008, and to address any other business that may come before the board. Councilman Prosser seconded the motion.

Ayes All

Supervisor Bartlett opened the floor to the public for anyone wishing to address the town board.

Mr. Randy Vaas, Fralick Rd., expressed his thanks to the Highway Department for their work in resolving a problem with water over the road in front of his house.

MOTION # 144
Supervisor Bartlett moved to adjourn to executive session to discuss with Mr. Roger Tibbetts, Town Assessor, issues regarding ongoing tax issues with Wal-Mart. The executive session was called for at 7:04 PM. Councilman Rich seconded.

Ayes All

Supervisor Bartlett reconvened the regular portion of the meeting at 7:13 PM.

MOTION # 145
Supervisor Bartlett moved that the board accept the terms and conditions as detailed in the December 11, 2008 letter to the Town Council from Assessor Roger Tibbetts. Attached to that letter dated January 23, 2008, pages 1 & 2 to become the terms acceptable to the town council for settlement. Further that the town board authorize Mr. Russell, the town attorney to enter into a stipulation with their counsel to complete the agreement.

Councilman Rich seconded.

Ayes All

Town Clerk's Correspondence:
Two letters, one from Red Lobster and one from T.G.I. Friday informing the town of their intent to renew their liquor license for 2009.

Supervisor Bartlett acknowledged receipt of the town clerk's report for the month of November 2008.

Resolutions:

MOTION # 146
WHEREAS, Amanda McCracken has successfully completed the probationary period of employment as typist for the Town of Watertown Justice Court, and
WHEREAS, the town justices recommend that Amanda McCracken be re-classified under N.Y.S. Civil Service Regulations as a permanent full time employee.
THEREFORE BE IT RESOLVED, the town council hereby authorizes the re-classification of Amanda McCracken to full time permanent status and grants Amanda McCracken all benefits afforded permanent full-time town employees.

Supervisor Bartlett moved the foregoing resolution and Councilman Prosser seconded.

Ayes All

MOTION # 147
WHEREAS, Statewide Aquastore Inc., contractors for the Water District No.1 Capital Project have submitted payment request No. 3 for construction work completed for Project No. 2006-196, and
WHEREAS, the town engineers have certified the work performed to date and recommends payment to Statewide Aquastore inc. in the amount of $9,707.10.
THEREFORE BE IT RESOLVED, that payment to Statewide Aquastore Inc. relative to payment application No. 3 in the amount of $9,707.10 is hereby authorized.

Supervisor Bartlett moved the foregoing resolution and Councilman Desormo seconded.

Ayes All

MOTION # 148
WHEREAS, the electrical work on the new sanitary pumping station on Route 3 has been completed and included work performed in a separate contract which is part of the general contract for the re-construction of N.Y.S. Rt. 3, outer Arsenal Street, and
WHEREAS, it is necessary that the town council acting on behalf of the town and as administrators for Sewer District No. 2, to grant formal acceptance of the electrical work performed under the terms and conditions contained in the electrical contract portion of the general contract.
THEREFORE BE IT RESOLVED, the town council is in receipt of the certifications of compliance issued by the New York Board of Fire Underwriters, Bureau of Electricity for work performed on the electrical portion of the general contract and hereby grants the councils acceptance for said work.

Supervisor Bartlett moved the foregoing resolution and Councilman Rich seconded.

Ayes All

The town board reviewed the completed NYS Environmental Quality Review Form (full environmental assessment form) Part I, dealing with the proposed extension of the sewer district on outer Arsenal St. Mr. Russell offered a correction to the form, which states on Page 8, that an approval from the town planning board is required. It is not required that the planning board approve the project.

MOTION # 149

WHEREAS, this board has engaged the services of Bernier, Carr & Associates, P.C. to prepare a certain map, plan and report for the extension of Sewer District No. 2 to serve residential parcels along NYS Route 3 in order to provide a reliable form of sewage disposal, and

WHEREAS, the construction of the proposed sewer line is subject to compliance with the provisions of the State Environmental Quality Review Act and the regulations promulgated there under at 6 NYCRR, Part 617 (SEQR), and

WHEREAS, the Town Engineer, Bernier, Carr & Associates, P.C. has prepared and submitted to this board the proposed Part 1 of the Long Form Environmental Assessment Form ("EAF"), in connection with the construction of the sewer line.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the town of Watertown as follows:

1. Part 1 of the EAF as prepared by the Town Engineer is hereby accepted for filing by this Board and this Board authorizes the Supervisor to sign Part 1 of the Long Form EAF on behalf of the Town of Watertown.
2. Part 1 of the Long Form EAF identifies New York State Department of Environmental Conservation as the other involved agency in connection with the proposed sewer line and this Board hereby declares itself to be lead agency for the purpose of conducting the SEQR review for the proposed extension of Sewer District No. 2
3. The Town Attorney is hereby directed to circulate Part 1 of the Long Form EAF to the involved agencies identified on Part 1 of the EAF together with a notification that the Town of Watertown desires to serve as lead agency for the SEQR review and to request comments in connection therewith.
4. This resolution shall take effect immediately.

Supervisor Bartlett moved the foregoing resolution and Councilman Prosser seconded. Upon a roll call vote of the town board as follows, the resolution was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

MOTION # 150

WHEREAS, the contractor for improvements to the Water District No. 1 improvement project has submitted a change order request to include additional piping work for the new water storage tank inlet and connection to the water district main on Rte. 3, and

WHEREAS, the scope of work and pricing for said work are attached as exhibit A, with the scope of work classified as a revision to the contract in the amount of $86,325.50, and

WHEREAS, funds to supplement the construction phase of the pipeline are contained and available in the Water District No. 1 Capital Fund.

THEREFORE BE IT RESOLVED, change order No. 1, relative to contract No. 1, Water District No. 1, Capital Improvements project No. 2006-057, is hereby authorized in the amount of $86,325.50

Supervisor Bartlett moved the forgoing resolution and Councilman Prosser seconded.

Councilman Smith asked if this amount was included in the original contract. Supervisor Bartlett stated that the board decided to award the contract based only on the construction of the tank.

Upon a roll call vote of the town board as follows the motion was duly adopted.

Supervisor Bartlett	Aye
Councilman Rich	Aye
Councilman Desormo	Aye
Councilman Prosser	Aye
Councilman Smith	Aye

Supervisor Bartlett provided the board with an update on the construction of the water tower. Due to the recent weather, the tank would probably not be completed until spring.

MOTION # 151

Supervisor Bartlett moved to pay the following abstracts as audited.

General Vouchers	#	306	to	307	Total	$ 5,490.23
Highway Voucher	#	237	to	237	Total	$ 9,091.58
Spec. Dist Vouchers.	#	121	to	122	Total	$ 678.60
General Vouchers	#	308	to	338	Total	$42,726.31
Highway Vouchers	#	238	to	256	Total	$14,909.39
Spec. Dist Vouchers.	#	123	to	137	Total	$46,131.30

The resolution was seconded by Councilman Rich.

Ayes All

Old Business:

Councilman Smith reminded the board that they had not responded to Mr. Duvall's proposal for separating the water department from the highway department. He said that he felt there was a responsibility to the board to respond to Mr. Duvall's proposal. Supervisor Bartlett stated that he would draft a letter to Mr. Duvall and inform him that the board felt that it was not in their best interest at this time to segregate the two functions.

MOTION # 152

Councilman Prosser moved to adjourn the meeting at 7:35 PM. Councilman Desormo seconded.

Ayes All

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Catherine M. Rich, Town Clerk