TOWN OF WATERTOWN

SPECIAL MEETING

MUNICIPAL BUILDING

APRIL 29, 2010

TOWN BOARD MEMBERS

JOEL R. BARTLETT, SUPERVISOR – STEPHEN L. RICH, COUNCILMAN – PAUL V. DESORMO, COUNCILMAN

DAVID D. PROSSER, COUNCILMAN – EDWARD R. SMITH, COUNCILMAN

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 arrived after the meeting started.

MOTION # 44

WHEREAS, the Town of Watertown has for some time recognized certain constraints in connection with the capacity of the City of Watertown to accept sewage through its infrastructure on Arsenal Street in the City of Watertown from Town of Watertown Sewer District No. 2 servicing the New York State Route 3 corridor from the City of Watertown to the Town of Watertown town line, and

WHEREAS, the constraints with the city's ability to accept such sewage for treatment through the infrastructure on Arsenal Street has and will severely impede the ability of the development of the New York State Route 3 corridor in the Town of Watertown beyond current levels, and

WHEREAS, the Town of Watertown Sewer District No. 3, which services the Jefferson County Industrial Park and certain portions of Coffeen Street is not hampered by the same capacity issues with respect to the City's infrastructure and the City has represented that it is able to accept additional sewage through Sewer District No. 3 on Coffeen Street for treatment at the City of Watertown Sewage Treatment Plant, and

WHEREAS, the Salmon Run Mall in the Town of Watertown is located entirely within Sewer District No. 2, but is uniquely situated and borders both on the infrastructure servicing Town of Watertown Sewer District No. 2 and Town of Watertown Sewer District No. 3, and

WHEREAS, representatives of the Town of Watertown have been in negotiations with the owners of the Salmon Run Mall, to wit: Salmon Run Shopping Center, LLC, for the acquisition of an easement to permit the installation of infrastructure within the property of Salmon Run Shopping Center, LLC for the purpose of transmitting sewage from Town of Watertown Sewer of Watertown Sewer District No. 2 on Arsenal Street to Town of Watertown Sewer District No. 3 on Coffeen Street and consequently to the City of Watertown Sewage Treatment Plant, and

WHEREAS, both the Town of Watertown and Salmon Run Shopping Center, LLC have engaged the services of real estate appraisers to arrive at a fair market value purchase price for the easement and as a result of said appraisals, the representatives of the Town of Watertown and Salmon Run Shopping Center, LLC have arrived at a mutually agreeable figure therefor, and

WHEREAS, a certain Sewer Easement and Easement Indenture have been prepared by Counsel for Salmon Run Shopping Center, LLC and approved by the attorney for the Town of Watertown and have been presented to this Board for consideration.

NOW THEREFORE, BE IT RESOLVED BY THE Town Board of the Town of Watertown as follows:

1. The foregoing recitals and incorporated herein are made a part hereof as if full set forth hereafter.
2. The acquisition of a certain sanitary sewer easement by the Town of Watertown on behalf of Town of Watertown Sewer District #2 from Salmon Run Shopping Center, LLC as shown on the set of contract drawings entitled "Town of Watertown –Salmon Run Mall – Sanitary Sewer Force Main Easement ; County of Jefferson, New York, Project No. 2009-112" prepared by the Bernier Carr Group and dated January 19, 2010, for the purchase price of $150,000.00 is hereby authorized by this Board.
3. The Sewer Easement Agreement and Easement Indenture attached hereto and made a part hereof is approved, and the Town Supervisor for the Town of Watertown is hereby authorized to execute on behalf of the Town of Watertown the Sewer Easement Agreement and Easement Indenture in substantially the form and substance as attached hereto.
4. This Board further authorizes the appropriation of funds from Town of Watertown Sewer District No. 2 in the amount of $150,000.00 to be paid to Salmon Run Shopping Center, LLC as payment in full for the Easement Indenture to be executed and recorded in the office of the Jefferson County Clerk.

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

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

Supervisor Bartlett introduced Mr. Pat Scordo, representing GYMO Engineering.

Mr. Scordo displayed a map and provided information to the board members on the progress of the proposed water district planned for the northeast corridor of the Town of Watertown.

Upon completion of Mr. Scordo's presentation, Supervisor Bartlett opened the floor for anyone in attendance who would like to ask questions or make comments on the proposal. Several people asked questions and offered suggestions and concerns.

MOTION # 45

Councilman Prosser offered a motion to adjourn the meeting at 8:21 PM. Supervisor Bartlett seconded.

Ayes All

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Catherine M. Rich, Town Clerk