

**TOWN BOARD**

**MONDAY**

**May 11, 2020**

**Zoom Meeting**

<https://madisoncounty-ny.zoom.us/j/98863959652>

**Meeting ID: 988 6395 9652**

**Dial by your location**

**1 646 558 8656 US (New York)**

**Supervisor Zupan opened the meeting at 7:31 p.m. with all Councilors present.**

*The Town of Cazenovia is committed to practicing the social distancing guidelines that are currently in place. In accordance with the Governor's Executive Order 202.1, the May meeting was held via videoconferencing. This meeting was posted on the Town's website and on the sign board at the outside entrance of the Town Hall and published in the newspaper.*

**This meeting was video-recorded.**

*The Town Supervisor asked the Town Clerk to take a roll call attendance of all Board members.*

**Roll call:**

<b>Councilor Andersen</b>	<b>Present</b>
<b>Councilor Race</b>	<b>Present</b>
<b>Councilor Golub</b>	<b>Present</b>
<b>Councilor Reger</b>	<b>Present</b>
<b>Supervisor Zupan</b>	<b>Present</b>

**Correspondence:** *There was no unshared correspondence.*

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**Motion by Councilor Race, seconded by Councilor Andersen to accept the minutes from the March 9, 2020 regular meeting. The motion was unanimously approved.**

★ Note for the record: *Due to the COVID-19 pandemic, the April 2020 Town Board meeting was cancelled. Therefore, no minutes exist for this month.*

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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.*

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**Supervisor Zupan stated April was Fair Housing Month in the Town of Cazenovia and annually a public hearing is held in April. However, since there was no meeting the public hearing was re-noticed for May.**

**Motion by Councilor Andersen, seconded by Councilor Reger to open the public hearing relative to the topic of Fair Housing in the Town of Cazenovia.**

**Public comment:** *There were no comments.*

**Motion by Councilor Race, seconded by Councilor Golub to close the public hearing. The motion was unanimously approved.**

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**Motion by Councilor Race, seconded by Councilor Golub to open the public hearing relative to Local Law A - 2020, entitled “A Local Law to Amend Chapter 165 (Zoning) of the Town Code Regarding Ground-Mounted Solar Energy Systems in the Town of Cazenovia.”**

**Public comment:** *There were no comments.*

*Councilor Andersen mentioned a letter was received from Laurie Dudley who was supportive of this change to the law.*

**Motion by Councilor Andersen, seconded by Councilor Golub to close the public hearing. The motion was unanimously approved.**

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*Councilor Golub said he would have preferred for this to go further, but he thinks it is a good bill and he is hoping everyone votes in favor.*

**Resolution No. 43 presented by Councilor Golub, seconded by Councilor Race**

**TOWN OF CAZENOVIA LOCAL LAW A OF 2020**

**(“A Local Law to Amend Chapter 165 (Zoning) of the Town Code Regarding Ground-Mounted Solar Energy Systems in the Town of Cazenovia”)**

**WHEREAS**, pursuant to the Municipal Home Rule Law, a proposed local law titled “A Local Law to Amend Chapter 165 (Zoning) of the Town Code Regarding Ground-Mounted Solar Energy Systems in the Town of Cazenovia,” was presented and introduced at a regular meeting of the Town Board of the Town of Cazenovia held on January 13, 2020; and

**WHEREAS**, a public hearing was held on such proposed local law on the 10<sup>th</sup> day of February, 2020, 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**, from comments received from the public and the Town Board, proposed Local Law A-2020 was amended; and

**WHEREAS**, an additional public hearing was scheduled for May 11, 2020 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. A-2020 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**, previously on January 13, 2020, after significant 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 SEQR process; and

**WHEREAS**, the proposed Local Law was duly referred to the Madison County Planning Department for review and comment pursuant to the New York State General Municipal Law; and

**WHEREAS**, the Madison County Planning Board has previously reviewed the application for county-wide or intermunicipal impacts and returned the application for local determination; and

**WHEREAS**, it is in the public interest to enact said Proposed Local Law No. A-2020.

**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. A-2020 as Local Law No. 2-2020 as follows:

**“TOWN OF CAZENOVIA  
LOCAL LAW NO. 2 OF 2020**

**A LOCAL LAW TO AMEND CHAPTER 165 (ZONING) OF  
THE TOWN CODE REGARDING GROUND-MOUNTED SOLAR  
ENERGY SYSTEMS IN THE TOWN OF CAZENOVIA**

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

**SECTION 1. AUTHORITY.**

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

**SECTION 2.**

Subsection “A” (“Districts where allowed”) of Section 165-104.5 (“Ground-mounted solar energy systems”) of Chapter 165 of the Town Code of the Town of Cazenovia is hereby amended at §165-104.5(A)(5) to read in its entirety as follows:

“(5) The height of the solar collector/panel and any mounts shall not exceed 10 feet in height when oriented at maximum tilt measured from the ground and

including any base.”

**SECTION 3.**

Subsection “B” (“Districts where prohibited”) of Section 165-104.5 (“Ground-mounted solar energy systems”) of Chapter 165 of the Town Code of the Town of Cazenovia is hereby amended to read in its entirety as follows:

“B. Districts where prohibited. Ground-mounted solar energy systems shall not be permitted in the New Woodstock Hamlet Overlay (NWHO) District and the New Woodstock Central Business Overlay (NWCBO) District.”

**SECTION 4.**

Section 165-104.5 (“Ground-mounted solar energy systems”) of Chapter 165 of the Town Code of the Town of Cazenovia is hereby amended to provide for a new Subsection “C” to read in its entirety as follows:

“C. Districts where allowed subject to the granting of a Special Use Permit. Ground-mounted solar energy systems shall be allowed, subject to the issuance of a Special Use Permit by the Zoning Board of Appeals, in the following Districts and further subject to the provision for appropriate screening for such uses, as determined in the sound discretion of the Zoning Board of Appeals, to wit: Lake Watershed and Riparian Corridor (LW&RC) District, Commercial Overlay (COMO) District, Wellhead Protection Overlay (WPO) District and Village Edge Overlay (VEO) District.

1. In addition to the criteria required under Section 165-114 (“Criteria for decisions”), the following additional criteria shall be applicable to the granting of a Special Use Permit for a ground-mounted solar energy system pursuant to this Subsection “C”:
  - a. For all lots, such location shall be in the side yard or rear yard of such lot.
  - b. To determine the appropriateness of the approval for any such use, the Zoning Board of Appeals shall have the discretion to require visual/photo simulations of the proposed ground-mounted solar energy system facility for projects visible from Cazenovia Lake. Such viewpoint(s) shall be determined in the reasonable discretion of the Zoning Board of Appeals.
  - c. The Zoning Board of Appeals shall determine appropriate screening of such specially permitted use.
2. Notwithstanding anything to the contrary in this Section 165-104.5, ground-mounted solar energy systems shall not be allowed within the Lake Watershed and Riparian Corridor (LW&RC) District for lots which front on Cazenovia Lake.”

- 3. Ground-Mounted Solar Energy Systems as an Additional Accessory Structure. For purposes of this Section 165-104.5 (and notwithstanding any other provision of this Chapter 165), ground-mounted solar systems authorized for placement on qualifying lots shall not be considered an “additional accessory structure” as otherwise limited within this Chapter.

**SECTION 5. 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 6. EFFECTIVE DATE**

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

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 43 adopted.**

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**Resolution No. 44 presented by Councilor Race, seconded by Councilor Reger**

**AUTHORIZING THE EXTENSION OF INDUSTRIAL WASTEWATER DISCHARGE PERMIT NO. T518D FOR CONNECTION BY MADISON COUNTY DISTILLERY, INC. TO THE TOWN OF CAZENOVIA WATER POLLUTION CONTROL FACILITY UNTIL DECEMBER 31, 2020**

**WHEREAS**, previously, Madison County Distillery, Inc. (hereinafter “Distillery”) had been issued Industrial Wastewater Discharge Permit No. T518D (with general conditions and special conditions) allowing for the discharge of certain industrial classified sewage to the Treatment Plant, subject to the requirements of Local, State and Federal Permits and Regulations; and

**WHEREAS**, Madison County Distillery, Inc. now desires to renew Industrial Wastewater Discharge Permit No. T518D; and

**WHEREAS**, the Town of Cazenovia Water Pollution Control Facility (hereinafter “Facility”) has reviewed the request for renewal of Industrial Wastewater Discharge Permit No. T518D and found that due to the Distillery not producing product in 2019, an extension of said Industrial Wastewater Discharge Permit No. T518D as a non-categorical Significant Industrial User, subject to the limitations and conditions of said permits and applicable regulations, until December 31, 2020 would be appropriate to allow the Distillery to run production and obtain sampling information for laboratory evaluation as part of the renewal

review process.

**NOW, THEREFORE BE IT RESOLVED** that the Town Board of the Town of Cazenovia, as operator of the “Town of Cazenovia Water Pollution Control Facility”, does hereby conditionally grant to Madison County Distillery, Inc. an extension of Industrial Wastewater Discharge Permit No. T518D until December 31, 2020 in order to run production and obtain sampling information for laboratory evaluation as part of the renewal review process.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 44 adopted.**

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**Resolution No. 45 presented by Councilor Race, seconded by Councilor Andersen**

**AUTHORIZING THE TOWN OF CAZENOVIA TOWN SUPERVISOR TO EXECUTE THE TOWN OF CAZENOVIA SEWER CONSTRUCTION, CONNECTION AND MAINTENANCE AGREEMENT RELATIVE TO THE JOHN P. MITTEN, JR. AND SUSAN W. MITTEN EXTENSION OF THE TOWN OF CAZENOVIA CONSOLIDATED SEWER DISTRICT - EXTENSION NO. 3 (4575 East Lake Road Sewer Connection: Mitten)**

**WHEREAS**, previously, the Town of Cazenovia has formed the proposed “Extension of the Town of Cazenovia Consolidated Sewer District - Extension No. 3” for purposes of allowing sewage connections to premises located at 4575 East Lake Road in the Town of Cazenovia; and

**WHEREAS**, the owners of said premises as part of the construction of the sewer improvements anticipated therein will contract with a qualified Contractor to complete said work; and

**WHEREAS**, the Town desires to enter into an agreement to allow for such connection, subject to the conditions contained in said agreement.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town Supervisor of the Town of Cazenovia is hereby authorized to execute the Town of Cazenovia Sewer Construction, Connection and Maintenance Agreement relative to the John P. Mitten, Jr. and Susan W. Mitten extension of the Town of Cazenovia Consolidated Sewer District - Extension No. 3 (4575 East Lake Road Sewer Connection: Mitten), as well as the Addendum to the Town of Cazenovia Sewer Construction, Connection and Maintenance Agreement associated therewith, upon final legal counsel review.

**Roll call:**  
**Councilor Andersen**      **Yes**  
**Councilor Race**            **Yes**  
**Councilor Golub**           **Yes**  
**Councilor Reger**           **Yes**  
**Supervisor Zupan**         **Yes**

**Supervisor Zupan declared Resolution No. 45 adopted.**

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*Clerk Sunderman said these bills were estimated or misread.*

**Resolution No. 46 presented by Councilor Race, seconded by Councilor Reger**  
**TO AUTHORIZE CREDITS TO CERTAIN USER’S ACCOUNTS OF THE**  
**WATER POLLUTION CONTROL FACILITY**

To authorize the Sewer Billing Clerk to issue credits in the amounts shown to the following accounts of the Water Pollution Control Facility and re-issue new bills:

- **RedBarn 20**
  - Service ID: C076 (2527 Route 20 East)            **\$ 1,348.90**
- **Romagnoli House**
  - Service ID: C077 (2527 Route 20 East)            **\$ 794.30**

**Roll call:**  
**Councilor Andersen**      **Yes**  
**Councilor Race**            **Yes**  
**Councilor Golub**           **Yes**  
**Councilor Reger**           **Yes**  
**Supervisor Zupan**         **Yes**

**Supervisor Zupan declared Resolution No. 46 adopted.**

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*Councilor Andersen inquired to Counsel why these bills didn’t have to be paid?*

*John Langey, Esq. stated the Town was an unsecured creditor in the bankruptcy and identified as such. He said to try to pursue this in bankruptcy would be a lost cause because of the discharge.*

**Resolution No. 47 presented by Councilor Race, seconded by Councilor Golub**  
**AUTHORIZE CREDIT TO A USER ACCOUNT OF THE**  
**WATER POLLUTION CONTROL FACILITY**

To authorize the Sewer Billing Clerk to reverse the charges assessed to the following account of the Water Pollution Control Facility:

- **Empire Farmstead Brewery**
  - Service ID: 7235 (33 Rippleton Road)    **\$ 20,535.00**

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 47 adopted.**

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**Resolution No. 48 presented by Councilor Race, seconded by Councilor Andersen**

**WAIVER OF LATE FEES FOR WATER RENTS FOR THE TOWN OF CAZENOVIA WATER DISTRICTS AND WATER POLLUTION CONTROL FACILITY**

**WHEREAS**, the Town of Cazenovia Town Board recognizes the economic impact the COVID-19 pandemic has had on many families in the community; and

**WHEREAS**, the Town of Cazenovia maintains three water districts; Mt. Pleasant, New Woodstock and Wellington; and

**WHEREAS**, the Town of Cazenovia additionally maintains the Water Pollution Control Facility; and

**WHEREAS**, recently water rents were due for the operation of the water districts and water pollution control facility; and

**WHEREAS**, users of these facilities are charged a late fee if their bills go unpaid after the due date, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Cazenovia Town Board is hereby extending the penalty-free period for two months from the original due dates on the billing for the Mt. Pleasant, New Woodstock, Wellington water districts and the Water Pollution Control Facility.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 48 adopted.**

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**Resolution No. 49 presented by Councilor Race, seconded by Councilor Reger**  
**AGREEMENT FOR THE EXPENDITURE OF HIGHWAY FUNDS**  
**– 2020 –**

Town of Cazenovia                      Madison County, NY

Pursuant to the provisions of section 284 of the Highway law, we agree that money levied and collected in the Town of Cazenovia for the repair and improvement of highways, and received from the State for State Aid for the repair and improvements of Highways, shall be expended as follows:

1. **General repairs.** The Sum of \$ **25,000** shall be set aside to be expended for primary work and general repairs upon all road miles of Town highway, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.
2. **Improvements.** The following sums shall be set aside to be expended for the permanent improvement of Town highways:
  - a. On Ballina Road (Route 13 to # 9 Road), a distance of 2.08 miles
    - i. for the sum of \$ **167,269.53**
    - ii. Project type – Mill & Fill
    - iii. Width of Surface – 20.0’
    - iv. Thickness – 2.0”
  - b. On Ballina Road (Stone Quarry Road to Town of Nelson Line), a distance of 0.64 miles
    - i. for the sum of \$ **54,938.48**
    - ii. Project type – Mill & Fill
    - iii. Width of Surface – 20.0’
    - iv. Thickness – 2.0”
3. **Improvements.** The following sums shall be set aside to be expended for the permanent improvement of Town highways:
  - a. On the following roads:

<b>NAME</b>	<b>DISTANCE</b>
Barrett Road	0.38
Bass Road	0.35
Corkinsville Road	0.31
Coulter Road	0.68
Fairbanks Road	0.13
Holmes Road	1.39
Kiley Road	1.57
Kinney Road	.62
Reservoir Road	1.08
Parker Road	0.53
School Road	0.90
Smith Road	0.89
Stanton Road	1.13
Tucker Road	1.29
Webber Road	0.41

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**11.66 miles**

- b. a distance of 11.66 miles
- c. for the sum of \$ **134,068.59**
- d. Project type – chip seal

The total amount of improvements not to exceed the amount of \$ **381,276.60**

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 49 adopted.**

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**Resolution No. 50 presented by Councilor Race, seconded by Councilor Andersen**

**ANNUAL HIGHWAY EQUIPMENT RENTALS**

Pursuant to Highway Law, Article 7, § 143 to authorize the rental of equipment for Highway Department use for 2020:

All Roads

Rental of all equipment shall not exceed \$ 30,000.00.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 50 adopted.**

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**Resolution No. 51 presented by Councilor Race, seconded by Councilor Reger**

**AUTHORIZING THE SALE OF A 2013 WESTERN STAR TRUCK  
TO THE TOWN OF WINDSOR**

**WHEREAS**, the Town of Cazenovia Highway Department owns a 2013 Western Star Truck with a wing and front plow (Vin# 5KKHAEDVXD PFG1030) and other associated equipment; and

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

**WHEREAS**, the Town inquired as to the potential sale of the equipment through various avenues and means; and

**WHEREAS**, the Town of Windsor has offered to purchase said truck and associated equipment from the Town of Cazenovia Highway Department for One Hundred Thirty Thousand and 00/100 Dollars (\$ 130,000.00); and

**WHEREAS**, an analysis of the truck value was undertaken by the Town of Cazenovia Highway Superintendent; and

**WHEREAS**, the Town Board having determined that this manner of sale is likely to facilitate the best price for the truck and associated equipment.

**NOW, THEREFORE, IT IS**

**RESOLVED AND DETERMINED**, that, pursuant to Section 142(5) of the New York State Highway Law, this Board authorizes the Town of Cazenovia Superintendent of Highways to sell the aforementioned truck and associated equipment to the Town of Windsor, as is, without any warranties, express or implied, for a purchase price of One Hundred Thirty Thousand and 00/100 Dollars (\$ 130,000.00); and it is further

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

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

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 51 adopted.**

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**Resolution No. 52 presented by Councilor Race, seconded by Councilor Andersen**

**AUTHORIZING THE PROCUREMENT OF  
A 2020 JOHN DEERE 624L WHEEL LOADER WITH TRADE-IN**

**WHEREAS**, the Town of Cazenovia Highway Department previously advised of its desire to acquire a new 2020 John Deere 624L Wheel Loader with specified equipment, including John Deere Extended Warranty, powertrain and hydraulics for 1500 total hours or 36 total months; and

**WHEREAS**, the Town Board has obtained a quote for said equipment through the Office of General Services Vehicle Marketplace (NJPA Cooperative Contract 032515 - JDC NYS OGS Contract PC67075 ) and received an offer and proposal on same; and

**WHEREAS**, purchase through the NJPA and the Office of General Services Vehicle Marketplace was deemed to be compliant with the provisions of General Municipal Law §104; and

**WHEREAS**, the Town of Cazenovia Highway Department has utilized said services to obtain a quote, which quote upon review by the Town Board has been deemed to have achieved the best price for such equipment and at the Town Board’s meeting of March 9, 2020 said procurement was authorized in the amount of One Hundred Seventy-One Thousand Eight Hundred Thirty-Two and 80/100 Dollars (\$171,832.80) from retailer Five Star Equipment, Inc.; and

**WHEREAS**, as part of said acquisition, a trade-in shall be applied to said procurement and after application of said trade-in allowances of One Hundred Sixty Thousand and 00/100 Dollars (\$160,000.00) for a used 2018 John Deere 624K-II Loader (691389), it is anticipated that the balance necessary for purchase of said equipment will not exceed Twelve Thousand One Hundred Seventy-Two and 80/100 Dollars (\$12,172.80); and

**WHEREAS**, such procurement constitutes a Type II action for purposes of State Environmental Quality Review and, as a result, no environmental impact is anticipated.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Cazenovia Town Board hereby re-authorizes the Town Supervisor to execute any necessary documents to purchase a 2020 John Deere 624L Wheel Loader with specified equipment, including John Deere Extended Warranty, powertrain and hydraulics for 1500 total hours or 36 total months, in an amount not to exceed Twelve Thousand One Hundred Seventy-Two and 80/100 Dollars (\$12,172.80) through the Office of General Services Vehicle Marketplace from Five Star Equipment, Inc., 6500 East Taft Road, East Syracuse, New York 13057-9637 (NJPA Cooperative Contract 032515 - JDC NYS OGS Contract PC67075), upon the terms provided in the submitted proposal by way of cash

payment, utilizing funds from the appropriate Highway Department Fund, as adjusted by the above-noted trade-in allowance.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 52 adopted.**

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**Resolution No. 53 presented by Councilor Race, seconded by Councilor Reger**

**AUTHORIZING THE SUPERVISOR OF THE TOWN OF CAZENOVIA  
TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT FOR  
THE USE OF BOAT LAUNCH FACILITIES AT LAKESIDE PARK**

**WHEREAS**, the Village of Cazenovia previously adopted a policy to make the boat launch facilities at Lakeside Park available, free of charge, to residents of municipalities that have entered into an Inter-municipal Agreement with the Village; and

**WHEREAS**, in past years, the Town of Cazenovia and the Village of Cazenovia entered into such Inter-municipal Agreements; and

**WHEREAS**, Inter-municipal Agreements are authorized pursuant to General Municipal Law Section 119(o); and **WHEREAS**, the Town of Cazenovia and the Village of Cazenovia desire to extend such Inter-municipal Agreement subject to the terms therein; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Cazenovia Town Supervisor be, and hereby is, authorized to execute the Inter-municipal Agreement for use of the Boat Launch Facilities at Lakeside Park for the 2020 season in the form substantially consistent with that attached hereto which Agreement will be an annual agreement.

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**INTERMUNICIPAL AGREEMENT  
BETWEEN  
THE TOWN OF CAZENOVIA AND  
THE VILLAGE OF CAZENOVIA**

**THIS INTERMUNICIPAL AGREEMENT** is made as of the \_\_\_\_ day of May, 2020, by and between the **VILLAGE OF CAZENOVIA**, a municipal corporation duly incorporated under the laws of the State of New York with an office at 90 Albany Street, Cazenovia,

New York 13035 (hereinafter the “Village”) and the **TOWN OF CAZENOVIA**, a municipal corporation duly existing under the laws of the State of New York with an office at 7 Albany Street, Cazenovia, New York 13035 (hereinafter the “Town”).

**R E C I T A L S**

**WHEREAS**, the Village owns and maintains a boat launch facility known as Lakeside Park Boat Launch located on Forman Street in the Village (hereinafter the “Boat Launch”); and

**WHEREAS**, the use of the Boat Launch is currently restricted to permit holders only; and

**WHEREAS**, the Village desires to make the Boat Launch available to residents of the Town of Cazenovia (hereinafter “Town Residents”) for the 2020 season in exchange for financial assistance with the maintenance and upkeep of the Boat Launch and enforcement of applicable regulations pertaining to the Boat Launch; and

**WHEREAS**, the Town of Cazenovia agrees to pay the Village of Cazenovia an annual fee of Thirteen Thousand and 00/100 (\$13,000.00) Dollars for the 2020 season.

**NOW THEREFORE**, the Village and the Town mutually agree as follows:

1. Upon payment to the Village of the fee described above, the Village shall make Boat Launch use permits available to Town Residents with no annual fee upon the same terms and conditions applicable to Village residents who apply for such permits, with the same attendant rights and privileges available to Village residents. This Agreement is for the 2020 season and must be renewed on an annual basis by each Municipal Board.

2. Individual Town Residents must each apply for a permit at the Village Clerk’s office and will agree to the provisions contained in the document entitled “Regulations Governing Use of Lakeside Park Boat Launch and Boating Practices on Cazenovia Lake” as amended.

3. This Agreement may be terminated by either party at any time upon ninety (90) days prior written noticed served between July 1st and December 31st of any given calendar year. Upon early termination, the Village shall immediately return a pro-rated portion of such fee to the Town.

4. The payment from the Town to the Village contemplated herein shall be made no earlier than June 1st but no later than July 1st of each year this Agreement remains in effect as renewed. Funds for these annual payments shall be from appropriations only in the “part town” or “B” fund within the Town’s budget.

**IN WITNESS WHEREOF** this Agreement has been duly executed as of the date and year first written above.

VILLAGE OF CAZENOVIA

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Kurt Wheeler, Mayor  
TOWN OF CAZENOVIA

Dated: \_\_\_\_\_

By: \_\_\_\_\_

William N. Zupan, Town Supervisor

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<b>Roll call:</b>	
<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 53 adopted.**

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**Resolution No. 54 presented by Councilor Andersen, seconded by Councilor Reger**

**2020 RAKE TOSS PLANT SURVEY CAZENOVIA LAKE**

To authorize the Town Supervisor to execute an agreement with Racine-Johnson Aquatic Ecologists, to survey Cazenovia Lake in September and October 2020 for aquatic plant species presence and abundance by the rake-toss method at pre-determined sample locations selected by using a 2008 survey performed by Allied Biological, Inc. and to provide a written report with electronic backup that documents plant species presence, identification to at least genus but generally plant species, abundance at the pre-determined GPS sample locations and contrast the results to previous plant surveys conducted by Allied Biological, Inc. and Racine-Johnson Aquatic Ecologists. The report will be provided in a formal similar to annual written reports of survey results to the Town of Cazenovia by Racine-Johnson Aquatic Ecologists for 2009 thru 2019. The report will be provided no later than November 1, 2020. The cost for survey and reporting will be invoiced to the Town of Cazenovia in an amount not to exceed \$ 9,000.00.

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**AGREEMENT BETWEEN TOWN OF CAZENOVIA  
AND RACINE-JOHNSON AQUATIC ECOLOGISTS  
FOR MACROPHYTE SURVEY OF CAZENOVIA LAKE**

This Agreement is made between the TOWN OF CAZENOVIA, a municipal corporation, located in the County of Madison, State of New York at 7 Albany St. Cazenovia NY 13035

(**“Town”**) and RACINE-JOHNSON AQUATIC ECOLOGISTS, a New York Limited Liability Company, having an office at Ellis Hollow Rd. Ithaca NY 14850 (**“Consultant”**).

WITNESSETH

WHEREAS, The Town requires an annual survey of the aquatic vegetation present in Cazenovia Lake in order to determine appropriate management actions

WHEREAS, the Consultant is desirous of performing such services and the Town is desirous of contracting with the Consultant to provide such services,

NOW, in consideration of the covenants, conditions and provisions contained herein, it is hereby AGREED as follows:

1. The Consultant agrees to complete the 2020 rake-toss survey of the established network of monitoring stations in Cazenovia Lake, using the standard NYSDEC-approved methods. Consultant will use comparable methods as were employed in prior annual surveys of Cazenovia Lake he completed between 2009 and 2019.
2. The Consultant shall be paid for providing such services not to exceed the amount of nine thousand dollars (\$ 9,000.00).
3. The Town shall have access to, and ownership of, all data, results, documents, and other materials produced by conduct of the annual survey.
4. The Consultant will provide one paper and three CD copies of all written reports to the Town by November 1, 2020.
5. The relationship of the Consultant to the Town is that of an independent contractor. As such, the Consultant shall receive no fringe benefits from the Town including but not limited to medical insurance, retirement benefits, workers’ compensation, disability, unemployment insurance, or any other benefits or remuneration other than that set forth in paragraph 2 hereinabove.
6. Any additional services requested by the Town and agreed to by the Consultant must be set forth in a written change order setting forth the agreed upon amount of compensation for such additional work. Authorization of any additional services are subject to and contingent upon resolution of the Town Board.
7. Consultant shall invoice the Town for professional services at project completion.
8. Consultant has issued the Town a Certificate of Insurance demonstrating that Consultant carries Professional Liability Insurance in the minimum amount of one million dollars per occurrence and in the aggregate and General Public Liability Insurance in a minimum amount of one million dollars per occurrence and in the aggregate; Automotive Liability Insurance in a minimum amount of one million dollars per occurrence and in the aggregate; and all worker’s compensation and disability insurance required by law. The Certificates provide that the Town, as a Certificate Holder, shall be entitled to 10 days written notice in advance of any policy of insurance being cancelled or terminated.

9. Consultant hereby agrees to indemnify, defend and hold harmless the Town, its officers, employees, consultants, contractors and agents for, from and against any and all loses, damages, costs and expenses, including attorney’s fees, liabilities, fines and penalties resulting from any and all claims, proceedings or actions of whatsoever kind of nature whether or not finally adjudicated, including any settlement thereof, arising out of or in connection with or on account of any failure to negligence in the performance of this Agreement by Consultant or its employees, contractors, agents or assigns and such liability shall survive the termination of this Agreement.

10. Consultant also represents and warrants that it is in full compliance with all Federal and State Labor Laws pertaining to its operations and in particular as a contractual consultant to a municipality of the State of New York.

11. The Town shall provide Consultant access to and use of any historical maps, drawings, measurements, or lake monitoring data within their possession.

12. Permission for access to Town-owned property is granted by the Town of Cazenovia to the Consultant immediately upon execution of this Agreement.

13. This Agreement represents the entire Agreement of the parties and may not be modified or changed except with written agreement signed by both parties.

IN WITNESS WHEREOF, the parties have executed this Agreement this \_\_\_\_ day of May 2020.

**TOWN OF CAZENOVIA**

By: \_\_\_\_\_  
William N. Zupan, Supervisor

**RACINE-JOHNSON AQUATIC  
ECOLOGISTS LLC**

By: \_\_\_\_\_  
Robert L. Johnson, President

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**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 54 adopted.**

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**Resolution No. 55 presented by Councilor Reger, seconded by Councilor Andersen**

**JULY 4TH FOOT RACE 2020**

To approve the use of Ridge Road, Glenwood Road, and Preston Road, for the “48th Annual Cazenovia July 4th Foot Race 2020” scheduled for Saturday, July 4, 2020 commencing at 8:00 a.m. It is understood that the Madison County Sheriff’s Department and the Cazenovia Village Police Department will be utilized for traffic control and that CAVAC will be on-site.

A one million dollar liability insurance certificate, naming the Town of Cazenovia as “also insured” has been filed with the Town Clerk. The insurance certificate should describe the name of the activity, including date and time and must be maintained throughout the date of the event. Since the area of the Town-owned “Green,” located between Emory Avenue and Green Street will be utilized that must also be noted for coverage on the insurance certificate.

Due to social distancing restrictions that are in place to limit the spread of COVID-19, this approval is contingent upon permission from the Madison County Health Department. Additionally, any mandate that is in place on July 4, 2020 as a result of the Governor’s Executive Order must be followed.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 55 adopted.**

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**Resolution No. 56 presented by Councilor Race, seconded by Councilor Golub**

**20<sup>th</sup> ANNUAL CAZENOVIA TRIATHLON**

To approve the use of Hoffman Road, Ridge Road, and Chard Road (portion of road course that utilize Town roads) as part of the 2020 Cazenovia Triathlon on Sunday, August 30, 2020. 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. It is understood that the Madison County Sheriff’s Department and the Cazenovia Village Police Department will be utilized for traffic control and that CAVAC will be on-site.

A one million dollar Certificate of Liability Insurance, naming the Town of Cazenovia as “also insured” and reciting coverage for the name of the activity has been filed with the Town Clerk and must be maintained throughout the date of the event.

Due to social distancing restrictions that are in place to limit the spread of COVID-19, this approval is contingent upon permission from the Madison County Health Department. Additionally, any mandate that is in place on August 30, 2020 as a result of the Governor’s Executive Order must be followed.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 56 adopted.**

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**Resolution No. 57 presented by Councilor Race, seconded by Councilor Reger**

**NEW WOODSTOCK WOMEN’S SOFTBALL LEAGUE  
USE OF NEW WOODSTOCK BALL FIELD**

To approve the use of the New Woodstock Ball Field by the New Woodstock Women’s Softball League for the 2020 season.

This approval is contingent upon the submission of a one million dollar liability insurance certificate to the Town Clerk prior to any use of the field. The certificate must name the Town of Cazenovia as the certificate holder and note the activities and state the time period of coverage. The liability insurance must be continuously maintained throughout the 2020 season.

Completed “player waiver” forms with original signatures must be signed by all players, coaches, and participants in any capacity, must be submitted to the Town Clerk’s Office before the start of the season or prior to any use of the field, whichever date comes first.

Due to social distancing restrictions that are in place to limit the spread of COVID-19, this approval is contingent upon permission from the Madison County Health Department. Additionally, any mandate that is in place during the softball season as a result of the Governor’s Executive Order must be followed.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 57 adopted.**

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**Resolution No. 58 presented by Councilor Race, seconded by Councilor Andersen**

**CAZENOVIA ROWING CLUB USE OF A PORTION OF GYPSY BAY PARK**

To approve the following specific uses and no others from the Cazenovia Rowing Club for the use of a portion of Gypsy Bay Park for the 2020 rowing season with the following conditions:

1. Approval for 2020 must be obtained by CRC from NYS Office of Parks, Recreation and Historic Preservation and a copy of the approved permit submitted to the Town Clerk’s Office a minimum of 10 days prior to any use of Gypsy Bay Park in 2020.
2. A one-day Memorial Day Fund Raiser by CRC to be held at the Gypsy Bay parking area is permissible.
3. The half-day annual “Learn to Row” event is permissible.
4. Any special CRC event must have the approval of the Cazenovia Town Board.
5. Any special event that will necessitate parking along US Route 20 will require CRC to hire a special agency to direct traffic and to complete Form Perm 33C with submission to New York State Dept. of Transportation.
6. A one million dollar liability insurance certificate naming the Town as also insured must be received by the Town Office covering the 2020 season. The insurance certificate must be continuously maintained throughout the 2020 CRC season.
7. No more than the current approved 64 ft. floating dock is allowed. Highly visible markings must be placed and maintained at the corners of the dock.
8. Approval for usage of the park is for CRC members only, includes only residents of the Cazenovia School District, and on a seasonal basis. Permission for usage by others must be granted by the Cazenovia Town Board. Refrain from using the rowing club's website to promote access to Cazenovia Lake as a membership benefit.
9. This approval authorizes the use of one vehicle to take the shells to the racks in the spring and the use of one vehicle to remove them in the fall, and only one or two vehicles to

transport the shells as needed to allow CRC to participate in summer and fall races. A schedule of such races will be provided to the Town Board for the 2020 rowing season. The un-authorized use of motorized vehicles within the boundaries of Gypsy Bay Park may jeopardize the future use of the park by CRC. Parking at the racks is not permitted.

10. No duplication of CRC's single key to the Gypsy Bay Park gate is authorized. There is no authorization for use of the key by other than responsible CRC members.

11. CRC must limit user membership of Gypsy Bay to not more than a total of 150 members.

12. The CRC must protect the Town of Cazenovia, by naming the Town of Cazenovia on the US Rowing Waiver as an entity that is exempt from liability for the Cazenovia Rowing Club members.

13. Due to social distancing restrictions that are in place to limit the spread of COVID-19, this approval is contingent upon permission from the Madison County Health Department. Additionally, any mandate that is in place during the rowing club’s season as a result of the Governor’s Executive Order must be followed.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 58 adopted.**

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*Supervisor Zupan said Farmers’ Markets are deemed essential by the Governor and this site will allow for social distancing.*

*Councilor Reger said at the first market held at this site there was a nice steady flow and probably a couple hundred people. He said masks were being handed out to anyone that wasn’t wearing them-which was about six people.*

**Resolution No. 59 presented by Councilor Reger, seconded by Councilor Andersen**

**AUTHORIZING THE USE OF THE “THE GREEN” PARK**

**WHEREAS**, the Greater Cazenovia Area Chamber of Commerce has requested that the Town of Cazenovia allow limited usage of the Town Park located on Green and Emory Streets (a/k/a “The Green”) for purposes of continuing the “Farmers’ Market” which has traditionally been held in Cannon Park in the Village of Cazenovia; and

**WHEREAS**, the request is for approval to use the Park for the period commencing on May 9, 2020 and ending on October 31, 2020 from the hours of 9:00 a.m. to 1:00 p.m.; and

**WHEREAS**, the Town has reviewed the potential use of said Park with appropriate social distancing and other measures to be observed by all participants and visitors to the relocated Farmers’ Market.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Town of Cazenovia Town Board hereby authorizes the limited use of the Park for the local Farmers’ Market at said location commencing on May 9, 2020 and ending on October 31, 2020 from the hours of 9:00 a.m. to 1:00 p.m., subject to the following conditions:

1. Use of the Park for the Farmers’ Market by the vendors and public shall be from 9:00 a.m. to 1:00 p.m., with a prior one (1) hour setup (8:00 a.m.) and post one (1) hour teardown (2:00 p.m.) for vendors;
2. Appropriate garbage clean-up and pick-up shall be undertaken and paid for by all vendors and participants;
3. All vendors and park visitors shall observe appropriate CDC social distancing measures at all times. All vendors and participants shall wear appropriate PPE/masks as a preventative measure to avoid exposure and/or transmission of COVID-19;
4. Appropriate signage relative to social distancing shall be prominently placed throughout the Park area;
5. This approval is contingent upon the submission of a One Million Dollar (\$1,000,000) liability insurance certificate presented to the Town Clerk prior to use of the Park. The insurance certificate must name the Town of Cazenovia as a certificate holder and additional insured, note the activities to be undertaken (“Farmers’ Market”) and state the time period of coverage. This liability insurance must be continuously maintained throughout the 2020 Farmers’ Market season;
6. The Farmers’ Market organizer shall notify the Village of Cazenovia Police Department relative to the use of the “The Green” Park in advance of such use.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 59 adopted.**

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*Councilor Andersen explained his oath of office was not completed within the appropriate amount of time so he needs to be re-appointed.*



**Resolution No. 62 presented by Councilor Andersen, seconded by Councilor Reger**

**APPROVAL OF APRIL BILLS LIST**

To approve the Bills List that was distributed to the Town Board via email on April 15, 2020. Said list consisted of invoices from all funds in a total amount of \$ 89,958.24 and is on file in the office of the Town Clerk.

**Roll call:**

<b>Councilor Andersen</b>	<b>Yes</b>
<b>Councilor Race</b>	<b>Yes</b>
<b>Councilor Golub</b>	<b>Yes</b>
<b>Councilor Reger</b>	<b>Yes</b>
<b>Supervisor Zupan</b>	<b>Yes</b>

**Supervisor Zupan declared Resolution No. 62 adopted.**

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**Attorney's Report:** *John Langey, Esq. said his office has been negotiating the Abundant Solar lease in which he has prepared a letter back to them and Chris Carrick (CNY Regional Planning and Development Board). He thinks they are close on the cable franchise agreement, at least an agreement he can recommend to the Town Board. He is hopeful it will be ready by next month and a public hearing has to be set in which he will work with Clerk Sunderman on the coordination for that hearing. He has been busy answering questions on the big changes in our current world [referring to the COVID-19 pandemic] in regards to meetings. The Planning and Zoning Board are now back in business via Zoom. Lastly, he worked with Councilor Reger and the Clerk on the Farmers' Market and getting that up and running.*

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**Supervisor's Report:** *Reported he has been trying to keep up with the daily changes with the Executive Orders and what can and can't be done. He has been doing quite a few Zoom meetings with the County. He worked on the Farmers' Market with Councilor Reger in regards to masks and sanitizer. He is getting hand sanitizer and masks for the New Woodstock Library so it can be a pickup location. Additionally, he provided hand sanitizer to Woody's General Store in New Woodstock, Brae Loch and other local restaurants. He said he asked restaurants to put it with the take-out food and let patrons know it is from Madison County.*

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**Councilor Race** (Highway Department, South Cemetery, Water Pollution Control Facility & Water Districts): *Reported the highway department is back to work as of May 4, 2020 and everything seems to be going fairly well and they are attempting to get caught back up. He said the 284 Agreement (CHIPS) PAVE NY and Extreme Winter Recovery, as well as a few other things are in the budget and they are waiting on the letters that means the "CHIPS runs" have been done which makes it official. He said in the meantime, there is a substantial rollover, to work from, so they are moving ahead with the first phase of the program which is Ballina Road from Route 13 to Number Nine Road. There are enough funds to take care of the lion's share of*

*it. On the 15<sup>th</sup> of May, the State will hopefully do the CHIPS letters. Once that kicks in, hopefully, they will do the second portion of Ballina Road from Stone Quarry Road to the Town of Nelson line, as well as the annual maintenance. Additionally, he mentioned there is a beaver problem in New Woodstock.*

*Dean Slocum followed up regarding the beaver issue and stated in the past the landowner would not give permission to do anything there. The Executor of the Estate now wants something done so they have requested a permit to allow for trapping from DEC. Dean contacted a trapper and he will come to the site and set some traps. Once the beavers are gone, they will take the dam apart.*

*Councilor Race said there is a new truck and loader which is part of the equipment replacement program. The new truck is in and the equipment will be installed once it reaches Syracuse.*

**Councilor Andersen** {Planning & Zoning, CACDA, Shared Services, CACC, Future of the Town Office (Gothic Cottage)}: *Reported CACDA is now meeting via Zoom. They have three new members: Ben New, Curriculum Director at Cazenovia Central Schools, Michael Roets, Site Manager for Lorenzo, and Anne Saltman from the Regional Planning and Development Board. Bonnie Slocum is a fairly new member with Madison County Health expertise. On another area of oversight, they started with Cazenovia College to do the 3<sup>rd</sup> year of the Frog-Bit eradication program. There is enough money left to do about 7 or 8 weeks of work. She hopes it will be allowed but it will probably have to be one person per canoe. The Waterfront Revitalization Committee has been quiet, the State people are busy and hopefully in the next month or so they can start working with them to get plans to start fixing the wall at Lakeland Park.*

**Councilor Golub** {Future of the Town Office (Gothic Cottage), Cazenovia Lake Association & Cazenovia Lake Watershed Council}: *Reported the Cazenovia Lake Association (CLA) skipped a meeting but is now doing it via Zoom. They had a meeting a few weeks ago and will have another in a couple of weeks. They are proceeding with their 5-year plan which is very ambitious with a lot of initiatives-a lot of it is tied in with Greg Boyer from ESF. The Village did give permission for a buoy on the south end of the lake which will have a light and will measure temperature gradients.*

*Supervisor Zupan mentioned the benthic mat program is going to be suspended for 2020 due to social distancing.*

**Councilor Reger** (Senior Recreation & Joint Youth Recreation, New York State Police, Parks, New Woodstock Fire Department & Planning and Zoning): *Reported he has been heavily involved in the Caz COVID response team which has representatives from the Town, Village, CRIS, Caz Cares, St. James, St. Peter's and a number of other organizations who have helped. There has been a centralized hub for information as needs come up. The call volume has dropped in the past month. He encouraged looking at the website that has been created because there are a variety of ways to help. CRIS will need more volunteers for drivers. On the Youth Recreation front, they are hoping and planning to operate this summer, but things will have to change with the State for that to happen. He reminded the Town Board they are still in need of a medical director. Additionally, he mentioned the Farmers' Market was held and the COVID Response Team had a table handing out hand sanitizer and masks, if needed. Lastly, he mentioned Cazenovia College students will be coming back to campus May 16<sup>th</sup> -May 22<sup>nd</sup> to pick up their goods. The College has done a tremendous job preparing for this and there is detailed*

information on their website.

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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:** Todd Townsend was present to discuss a drainage issue on Lincklaen Road passed Ten Eyck. He mentioned there were a few other people on this call regarding the same issue, Megan Burns and his neighbor, Rob. He noticed Dean Slocum was part of the meeting who has looked at this issue and is aware of it. He said where Lincklaen passes Ten Eyck, there are probably 10 houses affected and over the years it has gotten worse and worse. If there are heavy rain storms, it literally turns into a swamp and ponds in their yards. It backs up and floods basements and backs up septic systems. He said over a decade based on photos, the road in front of their homes has been raised about three feet or so. The water does not flow down off the hill and the culvert at the corner of Ten Eyck and Lincklaen has a trickle effect but looks like it could use a lot of work. He said there was a large project done up on Syossett a few years ago where the drainage was addressed. He said the Highway Superintendent at that time said there was a potential second phase in front of their houses. He wanted to approach everyone and see if there is something they can do about the drainage that is effecting a bunch of houses in their neighborhood.

Supervisor Zupan said the Town Engineer looked at it and said a fix would cost somewhere between \$ 50,000-\$ 60,000. They have asked Lauren Lines with CACDA to look for a grant for it. The Town is a Climate Smart Community so the grant opens up in the Fall, he thought, and they will put a grant application in. He said \$ 60,000 is not something they can pull out of the budget. They are banking on getting the grant so they can do something next year.

Todd Townsend appreciated the traction on this and said it is more than a visual annoyance but has a material effect.

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**The Town Clerk presented 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 Golub, seconded by Councilor Andersen to approve payment of the bills. Councilor Race recused himself from payment of the Suit-Kote invoice. Otherwise, the bills were unanimously approved.**

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**Motion by Councilor Race, seconded by Councilor Golub to adjourn this meeting. The motion was unanimously approved.**

**At 8:25 p.m., Supervisor Zupan declared this meeting adjourned.**

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**Signed:** Connie J. Sunderman

Connie J. Sunderman, Town Clerk