

Town of Aurelius
December 8, 2016 Minutes
Approved 01-12-2017

Board members present: Supervisor Edward J Ide Jr., Deputy Supervisor Stephanie Church, Stanley Hoskins and Sharon Hayden. Councilor Patterson arrived at 7:45pm.

Staff present: Superintendent Kent Walter, Clerk Debbie Pinckney. Highway Superintendent Kent Walter, Deputy Highway Superintendent Harold Walter

1. Supervisor Ide opened the meeting at 7:00pm with the pledge to the flag.
2. Public Forum – Supervisor Ide invited Kevin Ellis of Cayuga Milk Ingredients to speak to the Board with regard to the Ellis Drive Pumping Station pumping issues.

Kevin Ellis states that he recognizes the Town has been cleaning out the sewer line and pump station at Ellis Drive and the thought is that the CMI discharge is the culprit. CMI has hired O'Brien & Gere to research, they will be taking samples over a certain time period, analyze the data and he hopes to have the final report by the 3rd week in January. They chose this firm as they manage a similar type at the HP Hoodin Plant in Oneida. He is not sure how or why this is happening he is not an engineer, just a finance man, and he is here to let the Board know they are aware and doing what they can to figure things out. He noticed that Tracy Verrier from CCIDA was in attendance and Kevin suggested the issue could be resolved if the IDA could write for a grant and install a force main so both CMI and Gruber could directly discharge to that pipe and avoid the grinder pump completely. Or maybe have the Pump Station maintained by CMI. Councilor Hoskins wondered if the other plant associated with O'Brien and Gere has a force main? Need to research. Supervisor Ide explained the Pump Station is owned by the Town and many other users discharge into it; it's not feasible to turn it over. Kevin wondered if there was a way to draw up a legal agreement that lets them pump it out since they are already being asked to pay for the current charges. Supervisor Ide stated these extra charges have placed Sewer District 2 in financial distress, this is your problem and you have to pay for it.

Discussion about what is the direct cause? Many ideas thrown out...is there a way to boost the pump station by installing an agitator. Matt Schooley of B & L said he had spoken to their engineers and felt the impeller would not fix the problems. Matt says everyone recognizes there is a problem and the goal is to resolve the issues. Don Davis is one of our best chemical engineers and his report identifies the imbalance originates at that first manhole by CMI. It would seem advantageous to have everyone at the table to brainstorm and find a solution.

Barton & Loguidice provided their report on the cause. A copy was given to Kevin Ellis.

Kevin Ellis reminded the Board his agreement states the Town is able to accommodate 500,000 gallons a day. How much capacity is available at the pump station? Matt Schooley explained there are limitations on that pump stations, that the second upgrade was completed a few years back to

accommodate CMI discharge and there is residual capacity that must remain for any future development at the Fingerlakes Crossings as they paid for the original upgrade.

Supervisor Ide asked what now? He explained the MOU with the Town of Aurelius and the Cayuga County Industrial Development Agency calls for a sewer bulk rate of .18 cents per 1000 gallons over what the city charges. Since the city bills in cubic feet the City bills \$2.01 per 100 CF and CMI paying \$2.14 per 100 CF. The rest of the residents and commercial users in that district pay \$5.00 per 100 CF.

The Town Sewer District 2 cannot sustain itself. He noted that when Steve Lynch started the negotiations for a bulk rate there was no mention of the type of effluent the milk plant would discharge and the need to pump out Ellis Drive every other day. The discussion was about capacity for water and we knew we had that. Tracy Verierer explained the first step is to identify the problem and find a solution. The IDA works to bring viable business to the area. It's up to the experts to identify potential issues that are where the engineers come in for SEQR, site plan and codes review. Kevin Ellis explained if the plant did not have a bulk rates they would never have settled on Cayuga County.

Highway Superintendent Walter agrees that everyone should sit down with Don Davis. Deputy Highway Superintendent Harold Walter shared pictures of what is coming directly out of the plant into the manhole. A net was placed over the hole and he took pictures of the collected foam and solids which turned into particles similar to blown in insulation when it reached the pump station which requires the Town to pump out Ellis Drive Station every other day. Discussed aerobic growth and how conditions are ideal in warm weather with the water temperature at approximately 90 degrees.

Councilor Hoskins asked what is a ballpark figure for installing a forced main? Kent Walter wasn't sure thought it would be about \$100,000 for 600 feet of 12 inch pipeline. But, it should be noted there is solid rock behind Home Depot which could hinder installation. Mr. Ellis felt a forced main can be 2 or 3 feet under the ground, and that may be the right solution. Discussion – would that just make the problem go directly to the City WWTP? There are guidelines for discharge composition. Note - GC Crowley discharges the waste he collects at the pump station directly to the City WWTP.

Mr. Ellis stated he wants to solve the issue and right now it's unclear. He asked the Board to wait for the O'Brien Gere report. He is willing to pay his fair share, just doesn't want to be billed twice. Discussion. Deputy Supervisor Church has collected data to share with Mr. Ellis with regard to what is collected in sewer usage and operation and maintenance and that in reality, the 18 cents CMI pays over the city cost does not cover the costs, especially with the expense to pump out the Ellis Drive Pump station every other day.

Councilor Patterson arrived at 7:45pm.

Supervisor Ide asked if CMI could catch the globs before it goes down the manhole. Maybe?

Deputy Supervisor Church said we need to solve this and we need a time line to correct the problem. Clerk Pinckney explained that the current GC Crowley bill has been relieved unto CMI's Town and County Tax as a public works fee. Discussion as to how that can happen. Clerk explained that a Town or Village does not have foreclosure powers and the only recourse is to tack on an unpaid bill to county and town taxes, the County makes the municipality whole by paying them for the outstanding tax bills including relieved water and sewer rents and the county proceeds with collection and or foreclosure. She is not sure of the timeframe for this procedure. Mr. Ellis asked if he could pay the bill directly and have the clerk remove the charge from the tax bill. Clerk gave him a copy of the bill and said she would contact Real property to remove it. Deputy Supervisor Church asked Mr. Ellis if it was his intent to pay the bill. He said yes.

More discussion about treated waste. It is Kevin's understanding that Grober will be discharging hot stuff and paying the premium as it will be over the acceptable levels of the City WWTP discharge riles.

Mr. Ellis explained that the CMI discharge is typical of most dairy waste. Supervisor Ide said it is frustrating, as when the IDA approached the Town for this project the talk centered on capacity, not effluent. Bottom line who is going to pay for the pumping or for installation of a forced main? If the line is being used by just 2 entities the Town won't be able to pay for it.

Tracy Verrier IDA rep stated we need to get the right people in the room and ensure we are all doing what needs to be done for the good of the business, the County, the Town and the City.

Kevin Ellis is not sure but should the issue be bacteria a forced main would just flush it out and maybe cause some issues with city discharge requirements. Basically right now the issue is suspended solid and flock floating that collects in our pump station.

Before a solution can be found there is a need to identify the problem. Supervisor Ide has many concerns and chastised the CCIDA since we have no idea what will happen once Grober is online. Not to mention the need to have capacity in reserve for future development in the Crossings mall.

Highway Superintendent Walter did use the City of Auburn sewer camera and also used the Village of Union Springs sewer cleaner to jet the line about 2 weeks ago. The sewer camera ordered a month ago will be here soon. They did find some rocks and some of the substance effluent.

Mr. Ellis wondered if it would be possible to research liability issues should CMI take over the pumping the pump station. Possibly an agreement between the Town and CMI. It was noted Highway Superintendent Walter would still prefer Harold Walter be on site if and when CMI were to take over the pumping. There needs to be oversight and accountability.

Supervisor Ide also reminded CMI that the current MOU requires the installation of a proper sewer meter. CMI Engineer Paul Dendis explained they can meter internally. Discussion as to why the contractor never installed per specs? That's an issue for CMI to research. Paul Dendis asked the town to tell them what type of meter they prefer?

Mr. Ellis and the engineers from CMI and IDA Director Tracy Verrier left at 8:30pm. Legislator Paul Pinckney thanked the Board for their time and left also.

Supervisor Ide invited Code Officer Tom Passarello to respond to the question at last month's meeting with regard to the Pet-Ral Gas Station on 5 & 20 installing new tanks without getting a permit from the Town. When he was approached by the contractor he stated that the Town Zoning Law does not address run off issues and elevation, nor is there a fee established for the installation of tanks. He knew that the DEC was on site for the dig and made a judgement call not to issue a permit. Most of the Board was amazed that the DOT did not jump in with regard to how close they are to the road. Tom explained he takes responsibility for the judgement call he made in not having them go through Site Plan and Code review before commencing work. Our fee schedule has a clause where if there is no fee it has to be approved by the Town Board. He stated that although there was no fee collected, he has been on site and in contact with the contractor and that the DEC was doing all the oversight work. And the final drawings are on file here at the Town.

Tom Passarello also wanted to tell the Board that there is an opportunity for grant money if the Board approved the solar energy application presented last summer by County Planning. He will be working with Jerry Scouten and Fire Marshall Kevin Foster. Clerk will assist to ensure the paperwork is submitted properly.

Board reviewed the November Code report. No questions.

3. Minutes of November 10th and November 22, 2016

Resolution #147-2016 Motion by Deputy Supervisor Church to approve the minutes of November 10, 2016 with corrections. Second by Councilor Hayden. 5/0 approved.

Resolution #148-2016 Motion by Councilor Patterson to approve the minutes of November 22, 2016 as presented. Second by Councilor Hayden. 4/0 approved. (Deputy Supervisor Church abstained.)

4. Correspondence

- a. County Planning – Membership confirmation for Town Representative to the County Planning Board **Resolution #149-2016 to reappoint Jerry Scouten to the County Planning Board as the Aurelius representative. Second by Councilor Hoskins. 5/0 approved.**
- b. Copy of letter from DOT to Senator Nozzolio – denial of traffic light request by Mike May of Johnston Paper for the intersection of Eagle Drive and St Rt 5 & 20.
- c. 727 Entertainment notice to Town that they are applying for a beer & wine liquor license at FL Mall site.
- d. CC Soil & Water notice –Christmas tree recycling bring in your clean used tree receive a certificate for a Colorado Blue Spruce transplant on May 5, 2017.

5. Committee Reports

- a. Assessor – Linda Wright – no report

- b. Zoning & Code Enforcement – Tom Passarello – out of agenda order
- c. Aurelius/Cayuga Recreation – Debbie Pinckney -
 - Orchestra Program will have a concert Dec 16th at the Cayuga Methodist Church at 6pm.
 - Youth program and recreation basketball program well attended
 - Lowe's for Pros repaired the hall flooring by the front door
 - Village staff has ordered a new custom made front door.
- d. Highway Department – Kent Walter
 - The last snow storm was huge, the guys did a great job worked 116 hours straight
 - Pay loader ordered won't see until Feb
 - Skidster sales rep looking for a PO and will come in March
 - Thurs. Nov 17 - black topped the water tower driveway. Assisted by Springport and Throop.
 - Still waiting for the new sewer cleaner to be delivered. Part of the grant and will be shared with the Village.
 - Suggested Kent sends a thank you letter to Village of Union Springs.
 - Spoke to Highlander about the \$10,000 withheld for the Beech Tree Road water line installation. He checked and really has 2 properties (Steigerwald and Watkins) that will need to be addressed for renovations in the spring. Usually you withhold 2x the cost of the renovation, requested an additional \$5000.00 be paid to them.
 - Recyclable Collection is a mess, not monitored, we have people dropping off garbage at all hours, dumping items that are not recyclable and there are more and more instances where the people doing the drop off are not resident. Discussed that Recyclable Attendant should be doing better monitoring. Harold suggested maybe having just one roll off. Also talked about signage and camera monitoring. Discussion about cancelling the recyclable program all together. Stephanie and Kent both talked about how people would still leave garbage and with no program there could be more things left on the roadside. And in reality a roll off could lead to bigger problems with regard to acceptable recyclable items. Not to mention the building is in need of updating and could be utilized for storage of equipment. No action taken.
 - Councilor Hoskins stated he has space in one of his barns and would be willing to store items for the Town provided the insurance company would cover it. No action taken,
- e. Planning Board – Jerry Scouten
 - As an FYI the company that gave the Board a presentation of an electronic sign on Clark Street - Parks and Recreation which we denied has gotten approval from the City of Auburn. A reporter from the Citizen had contacted Jerry as to why the Town refused it.
 - Received the building plans for Half Acre Church- rebuild at 1768 W Genesee St Rd.

- Byrne Dairy has moved out of MC Owasco at 1 eagle Drive and is advertising to sublet the building. Sheds are still displayed out front. Jerry's concern, depending on the renter, it could adversely affect traffic.
- f. Town Clerk – Debbie Pinckney
- Monthly Report
 - Water/Sewer Adjustments- November 11 through December 6, 2016 **Resolution #150-2016 Motion by Councilor Hayden to approve the adjustments as presented. Second by Councilor Hoskins. 5/0 approved.**
 - Meeting with Paul Bringewatt – sewer accountability and assistance with unit calculations for Sewer 2 is set for next week
 - Hoskins asked about Johnson's on Clark Street being charged sewer. Clerk did not remember they were hooked up and will have to back bill. Discussion about the tap fee for water \$750.00 and sewer is \$35.00. Process problem. Clerk needs to give all necessary forms to Kent, once he has inspected and signed off the documents will be returned to the Clerk and the proper fees assessed. Discussed the fee for sewer connection. Consensus to raise it to \$50.00. **Resolution #151-2016 Motion by Councilor Patterson to increase the sewer connection application from \$35.00 to \$50.00. Second by Councilor Hoskins. 5/0 approved.**
- g. Town Historian – none
- h. IO – Note Tee-Ann Hunter received word today that the grant for \$124,500.00 she had submitted for the Watershed has been awarded to the IO. These monies are to assist municipalities within the Watershed to apply for grants (matching 25%) for assistance in protecting our watershed. More info to follow.

6. Old Business

- a. Town of Aurelius - City of Auburn IMA – resolution required **Resolution #152.-2016 Motion by Councilor Hoskins to approve Supervisor Ide sign the agreement, Second by Councilor Patterson. 5/0 approved.**
- b. Beech Tree Road Water District 4 – see proposed bond payment schedule. Tuesday morning Ed signed the paperwork for the Water 4 water extension. Ed had asked the bank to change the amortization schedule so the first principal payment is in January of 2018 instead of January 2017..
- c. State Police Barracks update- no complaints
- d. River Road – Check has been sent and received by canals. Deed signed by Supervisor, Clerk hand delivered to Attorney. Sale complete and Attorney Thurston will file. An addendum has been mailed to all River road residents for their signature that states Canals is no longer their landlord, the Town is. Clerk is working with the Attorney to create bills, and working with the Bookkeeper to establish a billing program under Williamson law water and sewer program for collecting rents.
- f. CMI – Barton & Loguidice opinion for Ellis Drive Pumping Station foaming issues. Handled out of agenda order.

7. New Business

- a. Resolution to allow Bookkeeper Martha Russell to pay end of year bills – Abstract 13
Resolution #153-2016 Motion by Councilor Hayden to have bookkeeper Martha Russell pay the end of the year bills under Abstract 13 for review at the January organizational meeting. Second by Councilor Patterson. 5/0 approved.
- b. Martha Russell is working with Fingerlakes Technology on email accounts for the Board, Clerk & bookkeeper. Discussion and consensus that the format for emails be consistent, first initial. Last name. @aureliustown.org.
- c. Do Not Drink Preparedness Plan Model – need resolution Clerk has the Emergency Water plan and will add the suggested language to that for County Health Department. Must be submitted by December 31, 2016. **Resolution #154-2016, Motion by Councilor Hayden to approve the plan with the suggested language for Do Not Drink preparedness supplied by County health, Second by Councilor Hoskins. 5/0 approved.**

8. Joint Project New Business

- a. Resolution amending the maximum estimated cost of the Joint Water Project with the Village of Cayuga. **Resolution #155-2016 Motion by Deputy Supervisor Church to amend the maximum estimated cost of the Joint Water project as presented. Second by Councilor Hayden. 5/0 approved.**
- b. Resolution amendment #4 to Municipal Solutions for sewer improvements – increase of \$7000.00. **Resolution #156-2016 Motion by Councilor Patterson to approve Municipal Solutions increase of \$7000.00 for the Joint Sewer Project. Second by Councilor Hayden. 5/0 approved.**
- C. FYI – Clerk received the Lakeshore Sewer District final invoicing notice from B & L to correct contract fees for reimbursement by RD. Payment should be received within the next two weeks.

9. Executive Session – none

10. Supervisor Report – September – **Resolution #157-2016 Motion by Deputy Supervisor Church to have Supervisor Ide sign the September Supervisors report. Second by Councilor Hayden. 5/0 approved.**
11. Transfers - **Resolution #158-2016 Motion by Deputy Supervisor Church to approve the Transfers as presented. Second by Councilor Patterson. 5/0 approved.**
12. Pay Bills – Abstract #12-2016 and Joint Committee Vouchers **Resolution #159-2016 Motion by Deputy Supervisor Church to approve paying Abstract #12-2016. Second by Councilor Hayden. 5/0 approved. Resolution #159-2016 Motion by Deputy Supervisor Church to approve paying Abstract #160-2016. Second by Councilor Hayden. 5/0 approved.**

Code	Fund	Prepays	Unpays	Totals
A	GENERAL FUND	\$ 20,130.42	\$2,528.79	\$ 22,659.21
B	GENERAL FUND PART TOWN	\$ 1,502.82	\$171.40	\$ 1,674.22
DB	HIGHWAYFUND PART TOWN	\$ 20,587.88	\$1,715.29	\$ 22,303.17
SL1	LIGHTING DISTRICT 1	\$ 282.93		\$ 282.93
SL2	LIGHTING DISTRICT 2	\$ 76.72		\$ 76.72
SS1	ELMHURST SEWER DISTRICT	\$ 1,339.19	\$12,020.15	\$ 13,359.34
SS2	SEWER DISTRICT 2	\$ 34,688.59	\$7,582.60	\$ 42,271.19
SS3	SEWER DISTRICT 3	\$ 424.81	\$24,959.40	\$ 25,384.21
SW1	WATER DISTRICT 1	\$ 16,407.14	\$493.00	\$ 16,900.14
SW2	WATER DISTRICT 2	\$ 37,398.96	\$1,671.61	\$ 39,070.57
SW3	WATER DISTRICT 3	\$ 5,680.39	\$18,225.54	\$ 23,905.93
TA	TRUST & AGENCY	\$ 5,535.72		\$ 5,535.72
	TOTAL:	\$144,055.57	\$69,367.78	\$ 213,423.35
HI	CC SEWER			\$19,945.69
HK	CC WATER			\$7,464.33
	TOTAL:			\$27,410.02

13. Adjourn at 10:25pm. **Resolution #162-2016 Motion by Deputy Supervisor Church to adjourn at 10:25pm. Second by Councilor Hoskins. 5/0 approved.**

Next meeting is January 12, 2017 at 7:00pm the Organizational meeting.

Respectfully submitted by Clerk Pinckney.