

The regular meeting of the Town Board of the Town of Stamford was held on Aug. 8, 2012 at 7:00 P.M. at the Town of Stamford Municipal Building with the following present:

Supervisor-Michael Triolo
Councilperson-Rudy Stripp
Councilperson-Daniel Deysenroth
Councilperson- David Post
Hwy. Supt. John A. Rice, Jr.
Absent was- Councilperson- Roderick Hillis

Also present was: Liz Page, Kevin Young, Henry Lamont, Chris Yacobucci and Alan Rosa

A MOTION was made by Daniel Deysenroth and seconded by Rudy Stripp to approve the minutes of the previous meeting. ALL AYE votes cast, MOTION carried.

RESOLUTION NO. 21-2012 was introduced by Daniel Deysenroth and seconded by Rudy Stripp:

**In the Matter
of
The Establishment of the South Kortright Sewer District in the Town of Stamford,
County of Delaware, New York.**

A resolution having been adopted by the Town Board of the Town of Stamford, New York (the "Town"), on May 9, 2012, the Town Board of the Town of Stamford, New York (the "Town"), duly adopted a resolution accepting and adopting the materials needed for the formation of the Sewer District, including a description of the proposed district, reciting that the cost of the formation of the Sewer District will be fully subsidized by the City of New York and directing a copy of the Engineer's Report and Plan, Service Area Map and a detailed explanation of the costs to each residential and non-residential landowner to be placed in the Town Clerk's office and made available for public inspection, and specifying that said Town Board shall meet at the South Kortright Community Church, South Kortright, New York, on the June 12, 2012, for the purpose of conducting a public hearing on such proposal to establish the Sewer District with the specified improvements and to hear all persons interested in the subject thereof concerning the same, and a hearing having been duly held by said Board at such time and place, and it having been duly resolved and determined following such hearing that the notice of hearing was published and posted as required by law and otherwise sufficient, that all the property owners

within the proposed district were benefitted thereby, that all property owners benefitted were included within the limits of the proposed district, and that it was in public interest to grant in whole the relief sought, and it having been further duly resolved that the establishment of such district as proposed be approved, subject to permissive referendum in the manner provided in Town Law Article 7, and a certificate of the Town Clerk having been filed pursuant to Town Law § 209-e(4), certifying that no petition was filed requesting such a referendum, and the permission of the State Comptroller not being required pursuant to Town Law § 209-f, it is hereby

ORDERED, that a Sewer District be established in the Town be designated as South Kortright Sewer District of the Town and to be the following description and boundaries as set forth in Exhibit A, and it is further

ORDERED, that the Town Clerk of hereby authorized and directed to cause a certified copy of this order to be duly recorded in the office of the clerk of Delaware County in which the Town is located, within ten (10) days after the adoption of this order, and it is further

ORDERED, that the Town Clerk is hereby authorized and directed to file a certified copy of this order with the New York State Comptroller's Office, Albany, New York, within ten (10) days after the adoption of this order.

Dated: Hobart, N.Y.

Aug. 8, 2012.

WHEREUPON, the Resolution was put to a vote, recorded as follows:

Ayes 4 Nays 0 Abstentions 1

RESOLUTION NO. 22-2012 was introduced by Daniel Deysenroth and seconded by Rudy Stripp:

RESOLUTION ADOPTING THE SEWER USE LAW
FOR THE TOWN OF STAMFORD

WHEREAS, the Town Board for the Town of Stamford has reviewed and extensively considered the proposed Sewer Use Law;

WHEREAS, the Town Board of the Town of Stamford must adopt a sewer use law as least as stringent as the model sewer use law published by the New York State Department of Environmental Conservation in order to comply with existing contractual obligations for funding;

WHEREAS, the Town has investigated and evaluated the alternatives for sewer rent charges and has negotiated with the New York City Department of Environmental Protection the terms and conditions of an operation and maintenance agreement;

WHEREAS, the proposed sewer rent law incorporated into the Sewer Use Law allocates cost to users in proportion to flow in a manner consistent with the Town's contractual obligations;

WHEREAS, the Town Board has also evaluated the alternatives and procedures for making future sewer capacity allocation decisions and has selected the procedures set forth in Article 13 of the proposed Sewer Use Law;

WHEREAS, this project (including the construction of the sewer collection system, stormwater retrofit program and the associated administrative and regulatory functions) was the subject of SEQRA review with the Town Board as lead agency;

WHEREAS, the Town Board issued a negative declaration with respect to SEQRA and determined that the project will not have a significant adverse impact on the environment;

WHEREAS, the adoption of the Sewer Use Law is consistent with the Negative Declaration;

WHEREAS, the Town Board noticed a Public Hearing held on the 11th day of July, 2012 at 7:00 p.m. to provide the public with an opportunity to comment on the proposed Sewer Use Law and allowed a written comments to be submitted up until Aug. 8, 2012;

WHEREAS, the Town Board has also solicited the comments of involved agencies and the public; and

WHEREAS, the comments received has been given due consideration by the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that

1. That Sewer Use Law (which incorporates the Sewer Rent Law and Sewer Allocation Law), being Local Law No. 2 of 2012, is hereby adopted and the Town Clerk is hereby directed to file said Local Law with the Office of the Secretary of State in accordance with State Law.

WHEREUPON, the Resolution was put to a vote and recorded as follows:

Triolo	Yea
Post	Yea
Deysenroth	Yea
Hillis	Absent
Stripp	Yea

Councilperson David Post expressed concerns on Tower Mountain Road where the ditch to ditch grinding was done on July 17 – 19. The middle of the road is not crowned and will be further discussed with Hwy. Supt. John Rice next week.

A MOTION was made by David Post and seconded by Daniel Deysenroth to approve the Supervisor's monthly report. ALL AYE votes cast, MOTION carried.

A MOTION was made by Daniel Deysenroth and seconded by Rudy Stripp to approve Highway bills abstract no. 8, dated Aug. 8, 2012, claim nos. 110 – 120 in the amount of \$14,519.72. ALL AYE votes cast, MOTION carried.

A MOTION was made by Rudy Stripp and seconded by David Post to approve General bills abstract no. 8, dated Aug. 8, 2012, claim nos. 163 – 191 in the amount of \$3,323.86. ALL AYE votes cast, MOTION carried.

Discussed was the Notice of Petition received from Verizon, New York requesting lower assessments on two properties.

RESOLUTION NO. 23-2012 was introduced by Rudy Stripp and seconded by Daniel Deysenroth:

BE IT HEREBY RESOLVED that due to the fact that it is not cost effective to try to defend the assessments on Verizon, New York tax map no. 54.6-2-17 current assessment \$49,700. to reduction assessment sought of \$31,624. and tax map no. 88.5-3-7 current assessment \$28,400. to reduction assessment sought of \$15,008, we agree to settle with Verizon, New York.

The foregoing RESOLUTION WAS DULY PUT TO A VOTE WHICH resulted as follows:

AYES: Michael Triolo-Rudy Stripp-Daniel Deysenroth-David Post

NOES: None

Said RESOLUTION was thereupon declared duly adopted.

A MOTION was made by Michael Triolo and seconded by David Post to accept a letter of resignation from Code Enforcement Officer Norwood Tompkins effective July 27, 2012 due to retirement and reappoint him effective July 30, 2012 to December 31, 2012. ALL AYE votes cast, MOTION carried.

A MOTION was made by David Post and seconded by Rudy Stripp to reappoint Mary Betz and Charles McKenzie to the Planning Board for a five year term, Sept. 1, 2012 to Aug. 31, 2017. ALL AYE votes cast, MOTION carried.

A MOTION was made by Michael Triolo and seconded by Daniel Deysenroth to adjourn this meeting at 7:45 P.M. The next regular meeting will be held on Sept. 12, 2012 at 7:00 P.M. at the Town Municipal Building, 101 Maple Ave., Hobart, New York.

WE, the undersigned members of the Town Board of the Town of Stamford, Delaware County, New York, do hereby certify that we have examined the minutes of the previous meeting and found them to be correct and accurate as recorded.

Supervisor_____

Councilperson_____

Councilperson_____

Councilperson_____

Attest_____

Town Clerk