TOWN OF DIX – REGULAR MEETING – MAY 23, 2016

The Regular Meeting of the Town of Dix Board was held on Monday May 23, 2016. The Meeting was called to order by Supervisor Harold Russell at 7:00 PM.

PRESENT: Supervisor Harold Russell
Councilman Jeff Meehan
Councilman Robert DeNardo
Councilman Frank Hammond
Councilman Dominic Smith
Town Clerk James A. McMahon
Deputy Town Clerk Helen Teed
Bookkeeper to Supervisor Kristi Pierce
Supt. of Highways Scott Yaw
Code Officer Richard Husted
Chairman Planning Board, Mike Pierce
Attorney Robert Halpin

ABSENT: Chairman Zoning Board of Appeals

ALSO PRESENT: Phil Barnes and Eugene Cafolla of Fagan Engineers

VISITORS:

ADDITIONS TO AGENDA
Executive Session
Special Meeting June 1, 2016 at 6:00PM – Water Bond

PUBLIC COMMENTS:

REPORTS:

The Highway Department reported they had finished Baker Hill Road, 239 loads of gravel, 242 labor hours combined, 6,750 feet ready for profiling, preparing Coykendall Road for profiling, 3,800 feet of gravel to be used, replaced 3 culvert driveway pipes and ditched Coykendall Road, replaced radiator on #6 Volvo (green), preparing all roads with cold patch that will be getting chip seal, gathered old recycle tanks from 15 years ago that have been laying around shop and scrapped tanks for $1,422.44, graded and raked all dirt roads, attended PERMA training at Community Center 9 4 Hours) and ordered all sign material that was needed for Town.

Code Officer Husted reported that he had issued 9 Building Permits, 3 Notices of Violation were issued, 23 Construction inspections completed, 1 Operating Permits issued, 0 Demolition permits issued, 0 Stop Work Order issued, 0 Fire Prevention & Property maintenance inspections completed, 1 Violations corrected, 0 Court appearance tickets issued, 11 Projects completed and permits issued, 0 Certificates of Occupancy issued, 0 Certificate of Compliance issued, and 0 violation complaints are still not corrected, and 0 Building permits remain uncompleted, 0 tent installation inspections were completed, 0 cases are pending in Court, 0 Building permit for new manufactured home, 0 annual mobile home park operating permits issued, and 0 Water & Sewer connection completed.

The Planning Board stated that there would be a meeting this month, however because of Holiday they would meet on May 31, 2016 at 7:00PM. The Planning Board is having a Public Hearing on May 31, 2016 at 7:00PM for a Special Use Permit for the Yaw property at 2338 State Route 414 and two applications would be considered at next meeting.

Zoning Board of Appeals had no report.

The Town of Dix Court reported that 30 fines were collected for a total of $2,795.00 in the month of April 2016.

The Landfill Commission had no report.

The Fire Department Committee had no report.

RESOLUTION # 62
APPROVE MINUTES
On motion by Councilman DeNardo, seconded by Supervisor Russell, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the minutes of the Regular Meeting on April 19, 2016 are hereby approved.

RESOLUTION # 63
APPROVE TOWN CLERKS REPORT
On motion by Councilman DeNardo, seconded by Supervisor Russell, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Town Clerk's Report for the month of April 2016 is hereby approved.

No Supervisors Report submitted.

RESOLUTION # 64
APPROVE AUDIT:
On motion by Councilman DeNardo, seconded by Supervisor Russell, the following Resolution was
APPROVED: AYES – 5 NAYES – 0
RESOLVED, that the Audit is approved as follows:

General Fund – Town wide	Claims A678 – 703	7,447.47
General Fund – Outside Village	Claims B697 – B702	415.68
Highway Fund – Town wide	Claims 451 – 463	4,102.02
Highway Fund – Outside Village	Claims 461 – 462	7,710.71
Trust & Agency	Claim 74 - 77	14,095.52
Special Water Fund	Claims SW132 – SW135	8,537.94
Special Sewer Fund	Claims SS128 – SS131	14,745.89

CORRESPONDENCE:

OLD BUSINESS:

The Board tabled discussion of the new Town offices, the Water Bond Resolution and the Eriksen Family Trust Annexation.

RESOLUTION # 65
PLANNING BOARD MEMBER
On motion by Supervisor Russell, seconded by Councilman Smith, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Dix Town Board approves appointment of Patricia Bartolomeo to the Town of Dix Planning Board.

NEW BUSINESS:

RESOLUTION # 66
RESOLUTION TO SWITCH TO SHELTER POINT DISABILITY POLICY
On motion by Councilman DeNardo, seconded by Councilman Meehan, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Dix Town Board approves changing to Shelter Point disability annual insurance policy for hired employees of the Town for annual premium of $259.20, not elected officials.

RESOLUTION # 67
RESOLUTION FOR TYPE II SEQRA FOR WATER PROJECT
On motion by Supervisor Russell, seconded by Councilman Meehan, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Dix Town Board accepts the following:

STATE ENVIRONMENTAL QUALITY REVIEW ACT
TYPE II RESOLUTION REGARDING
TOWN OF DIX WATER SYSTEM IMPROVEMENTS

WHEREAS, the Town of Dix is seeking to undertake a water system improvement project aimed at removing contaminants, trihalomethanes, from the water distribution system; and,

WHEREAS, in accordance the State Environmental Quality Review Act ("SEQRA"), the Town of Dix is required to assess impacts to the environment in compliance with SEQRA regulations included in 6 NYCRR Part 617; and

WHEREAS, Section 617.5 of the SEQRA regulations provides that certain activities are Type II actions which are not subject to review under SEQRA and that such activities include "maintenance or repair involving no substantial changes in an existing structure or facility" (§ 617.5(c)(1)), "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site" (§ 617.5(c)(2)),

"construction or expansion of a primary or accessory appurtenant non- residential structure or facility involving less than 4,000 square feet of gross floor area" (§ 617.5(c)(7)); and,

WHEREAS, the proposed improvements consist solely of adding a treatment device within an existing water storage tank, replacing existing pumps and replacing existing controls within existing water system facilities; and

NOW, THEREFORE, BASED ON SUCH REVIEW AND CONSIDERATION, BE IT RESOLVED by the Town of Dix Town Board that:

1. The Town of Dix Town Board is the lead agency for the SEQRA review of the proposed project.

2. The proposed water system improvement project is a Type II action which is not subject to review under SEQRA, and it will not result in a significant adverse impact on the environment.

3. The Supervisor is hereby authorized to sign and file or have filed on behalf of the Town all documents necessary to comply with SEQRA.

4. This resolution is effective immediately.

PASSED AND ADOPTED this 23rd day of May 2016 by the Town of Dix Town Board.

The Town Board will discuss the Water Bond Resolution at a meeting on June 1, 2016 at 6:00PM.

RESOLUTION # 68
NEW SEWER PHASE APPROVAL OF BID FROM WENZEL
On motion by Supervisor Russell, seconded by Councilman DeNardo, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Dix Town Board accepts bid from Wenzel Contracting for $93,333.00 to make repairs and upgrades to Wedgewood Road and County Road 17 sanitary sewer system.

RESOLUTION # 69
RESOLUTION FOR TYPE II SEQR FOR SEWER PROJECT
On motion by Councilman Smith, seconded by Councilman Meehan, the following Resolution was
APPROVED: AYES - 5 NAYES - 0
RESOLVED, that the Dix Town Board accepts the following:

TOWN OF DIX
SEQR Type II Determination
Town of Dix Sanitary Sewer Repairs

WHEREAS, the Town Board engaged Fagan Engineers & Land Surveyors, PC, to review odor issues associated with the Wedgewood Road and County Road 17 sanitary sewer located between Meads Hill Road and the Village of Watkins Glen; and

WHEREAS, Fagan Engineers & Land Surveyors, PC, prepared an engineering report dated December 2016; and

WHEREAS, the Town Board proposes repairs to a section of the sanitary sewer as indicated in the report; and

WHEREAS, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law;

NOW, THEREFORE, BE IT RESOLVED that the Town of Dix hereby determines that the proposed "Repairs and Upgrades to the Wedgewood Rd. & County Rd. 17 Sanitary Sewer" project is a Type II action in accordance with 6 NYCRR Section 17.5(c)(1) which constitutes maintenance or repair involving no substantial changes in an existing structure or facility, and is therefore not subject to review under 6 NYCRR Part 617.

RESOLUTION # 70
ADJOURN TO EXECUTIVE SESSION,

On motion by Councilman Meehan, seconded by Councilman Hammond, the following Resolution was

APPROVED: AYES - 5 NAYES - 0

RESOLVED, that the Dix Town Board will go into Executive Session for litigation matters.

RESOLUTION # 71
RETURN FROM EXECUTIVE SESSION

On motion by Councilman Meehan, seconded by Councilman Hammond, the following Resolution was

APPROVED: AYES - 5 NAYES - 0

RESOLVED, that the Dix Town Board will return to regular meeting.

On motion by Supervisor Russell, seconded by Councilman Hammond, the meeting adjourned at 8:34 PM.

Respectfully submitted_____James A. McMahon
Town Clerk, Town of Dix