

NOVEMBER 4, 2019 – VILLAGE BOARD MEETING

MEMBERS PRESENT: Mayor Kurt Wheeler, Trustee Dave Porter, Trustee Maureen Fellows, Trustee Susan Light

ALSO PRESENT: Village Attorney Jim Stokes, Mike Hayes, Helen Byrnes, Dave Jahsman, Jerry Munger, Ed Nedell, Letty Butterworth, Bob Butterworth, Diane O'Donnell, Suzanne Hartt, Jenny Mitchell, Robert Tuohey, Paul Barton, Phil Byrnes, Edward Braathen, Don Raleigh, Michael Parrella, Chase Willard, Tom Clarke, Megan Hughes, Annie Baldwin, Molly Brown, Jack McDonald, Robbie Liddell, Cal Suarez, Ben Lockwood, Molly Dolan, Ava Hartley, Clara Wheeler, David Cox, Peyton Basic, Lisa Sasser, Kelly Sweet

Upon a motion by Trustee Fellows, seconded by Trustee Porter, the Board approved the minutes from the October 7, 2019 Continued Public Hearing to consider the application of Housing Visions Unlimited, Inc. for a zone change from R-10 District to PDD District for a 70 unit senior / family housing complex consisting of a three story senior building and five two-story townhouses to be located on 14.96 acres of land east of Burton St. and the minutes from the October 7, 2019 Village Board Meeting by a vote of 4-0.

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Mayor Wheeler stated the first item on the agenda was to review the recommendations for South Village and South Meadows traffic/pedestrian safety. Attorney for the Village, Jim Stokes presented two local laws regarding the weight of trucks to be permitted in South Village and South Meadow and the other was changing the speed limit to 25 mph.

Upon a motion by Mayor Wheeler and seconded by Trustee Porter a Public Hearing was scheduled for December 2, 2019 at 7:00 p.m. to receive public input on lowering the speed limit at South Village and South Meadow by a vote of 4-0.

Upon a motion by Mayor Wheeler and seconded by Trustee Porter a Public Hearing was scheduled for December 2, 2019 at 7:05 p.m. or as soon thereafter as may be heard to receive public input on the truck limits in South Village and South Meadow by a vote of 4-0.

Mayor Wheeler reported he had received input from the Village Engineer, John Dunkle and the Public Works Administrator, Bill Carr and agreed it was feasible to install sidewalks on one side of the street in South Village. (Sidewalks are already planned for South Meadows and included in their approved plan to be included as part of the infrastructure as it is built.). The Village Board agreed to task Mr. Dunkle and Mr. Carr to do a detailed analysis and complete drawings as needed for the project to be reviewed at a subsequent Village Board meeting. The intent is to confirm the details of the potential project and determine potential costs so they can be incorporated into the 2020 budget process as warranted.

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Mr. Stokes presented a resolution approving the zone change request of Housing Visions Unlimited, Inc. (see below)

Upon a motion made by Mayor Wheeler, seconded by Trustee Fellows the Village Board approved the following resolution:

**RESOLUTION NO. 20
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF CAZENOVIA**

A RESOLUTION APPROVING THE ZONE CHANGE REQUEST OF HOUSING VISIONS UNLIMITED, INC.

WHEREAS, Housing Visions Unlimited, Inc. ("Applicant") has petitioned the Board of Trustees of the Village of Cazenovia for a zone change from R-10 to Planned Development District to permit the construction and operation of a senior / family housing complex, including the construction of supporting infrastructure ("the Action"), to be located on 14.96 acres of land east of Burton Street (Tax Map #'s 0.95.30-01-018 and 0.95.01-01-003) ("the Premises"), and

WHEREAS, Section 180-169 of the Code of the Village of Cazenovia provides that the purpose of a Planned Development District

is to provide a procedure for possible rezoning of land in any district to permit and encourage alternative concepts for developing and adapting land areas within the Village for appropriate residential, business, manufacturing, or other use, or compatible combinations of such uses. Clustering and other land development techniques may be utilized where they will contribute to more effective and economical land use and growth; preservation of existing land, water, and other resources; reduction of the need for extension of public services and systems; and strengthening of the Village's economic base, in a manner consistent with the general welfare of the community and with the purposes of these regulations and the Comprehensive Plan.

and

WHEREAS, the Village of Cazenovia Comprehensive Plan, in its recommendations for housing and residential neighborhoods, provides that the community is committed to housing that is sustainable and affordable and that

New housing development should focus on the current and anticipated need for seniors and all who work and live in Cazenovia. It is anticipated that the demand for housing that accommodates the needs of the

elder population, as well as those living and working in the area, will increase in the next five to ten years. ... It is important to all residents, that they are afforded the opportunity to live their golden years in the community they love. In response, it is recommended that the community embrace creative alternatives for retirement housing and continuing care campus living.

and

WHEREAS, the Village of Cazenovia Planning Board, duly acting as lead agency, has previously made a finding that the Action will not result in any significant adverse environmental impacts and has made a negative declaration under the New York State Environmental Quality Review Act with respect to the Action, and

WHEREAS, the Village of Cazenovia Planning Board, after extensive consideration, has made a recommendation to this Board of Trustees that the requested zone change be approved, and

WHEREAS, the Madison County Planning Agency, upon a referral duly made pursuant to the provisions of section 239-m of the General Municipal Law, has returned the Action to this Board of Trustees for Local Determination, commenting that the Action “is a good use of the PDD district...”, and

WHEREAS, the Cazenovia Preservation Foundation (CPF), in letter reports dated September 19, 2019 and October 28, 2019 respectively, has recommended that the Action be approved, and

WHEREAS, the Cazenovia Advisory Conservation Commission (CACC) in a letter report dated October 12, 2019 has recommended that the Action be approved, and

WHEREAS, this Board has duly held a public hearing on this Action, continued over several dates, which public hearing has been, or is hereby closed, and

WHEREAS, voluminous written and oral comments have been received from members of the public, and consideration has been given to all such testimony by this Board, and

WHEREAS, the Village Planning Board, after reviewing the Environmental Assessment Form and considering the extensive amount of public input regarding potential environmental impacts, particularly from the residential neighbors closest to the Project site, identified five principal primary areas of environmental concern, including: 1) impact to the project site; 2) potential aesthetic effects and impact on community character; 3) impact to stormwater drainage flows and discharges; 4) potential traffic impacts; 5) impact to sanitary sewer flows and the Town of Cazenovia wastewater treatment plant, and

WHEREAS, in making its determination of environmental significance, the Village Planning Board made the following findings in support of its negative declaration:

- a) *The Board has provided ample opportunity for public input and participation and has received significant citizen input in the course of its review of this Action. The Board has given thoughtful consideration to all the testimony and documents before it. The Board’s view of the objective evidence in the record leads it to the conclusion that while the Action certainly contemplates “change” to the project site, that change does not entail any significant adverse environmental impacts. The report letters from the Madison County Planning Agency, the Cazenovia Preservation Foundation and the Cazenovia Advisory Conservation Commission (CACC) support this conclusion.*
- b) *This is an unlisted action concerning the physical disturbance of approximately 5.3 acres of a 14.96 acre parcel. The remaining 64% of the acreage, including the identified federally regulated wetlands in the easterly portion of the premises, will remain undisturbed and provide additional permanent green space for the benefit of the community.*
- c) *The site is currently zoned R-10, which permits, among other uses, the conventional development of free-standing single family homes on lots of not less than 10,000 square feet. The CACC, in its analysis of the site, projected that 24 to 29 conventional single family lots could be developed on this site. While there will certainly be a physical change to the project site, the Board finds that the changes are not inconsistent with the construction of roads, street lights, driveways and buildings that could occur with the development of the Premises for residential uses under the current R-10 zoning. Relative to such a conventional subdivision, the Board finds that the proposed development of 16 connected townhouse family residential dwelling units and 33 apartment dwellings limited to occupancy by seniors does not present any substantially greater impacts or burdens on the community. With respect to lighting impacts, new street lights can required to be dark skies compliant, which is an improvement over most existing Village street lighting.*
- d) *The preliminary elevation drawings for the proposed townhouse units are of a design that is compatible with the varied architecture of the existing homes in the surrounding neighborhood. The applicant’s voluntary decision to reduce the height of the senior apartment building makes that building not only less visible, but compatible in height with the existing two-story homes in the neighborhood.*

- e) *Other than the federally regulated wetlands, there is no present legal impediment to the development of this site. The preservation of almost two-thirds of the site in its current natural state under this proposal would be a long term benefit to the community and to the natural beauty and serenity of Evergreen Cemetery.*
- f) *Both the CACC and the Village engineers, Dunn & Sgromo, PLLC, (see letter of October 30, 2019) have opined that the applicant has assessed the drainage and stormwater impacts of this development in an appropriate manner and that these impacts can be adequately mitigated such that off-site flows will be equal to or less than existing conditions. Planned improvements by the Village of Cazenovia to the existing stormwater system along Burton Street will improve existing conditions.*
- g) *The applicant's engineers have projected that the capacity utilization of the 6" sanitary sewer on Burton Street and the 8" sanitary sewer on Clark Street will be 25% and 34% respectively if the development as proposed is completed. Comments from the Village of Cazenovia Public Works Administrator and the Town of Cazenovia Wastewater Treatment Plant Operator, as noted in the October 30, 2019 letter from the Village engineers, support the conclusion that the existing sanitary sewer collection system and wastewater treatment plant have sufficient capacity to handle the additional flows from this development.*
- h) *The Village Public Works Administrator has indicated there is sufficient capacity in the Village water system to accommodate the water demands of this Project. There has been no evidence to the contrary presented to the Board.*
- i) *In its full environmental assessment form, the applicant indicates that the project will generate 14 new vehicular trips in the a.m. peak hour and 17 new vehicular trips in the p.m. peak hour. The applicant's engineers have also submitted a comprehensive traffic analysis and report dated October, 2019 which finds that all area intersections will continue to operate at an "A" level of service after development of this project and that the entrances to the development can be located to provide intersection sight distances that meet applicable standards. In their letter of October 30, 2019, the Village engineers find that the traffic study methodology utilized by the applicant's engineers was in accordance with generally accepted professional standards. While the Board is cognizant of the expressed concerns regarding traffic and on-street parking associated with evening events at Burton Street Elementary School, the Board finds that this development will not substantially alter the conditions surrounding such events and that there will not be substantial adverse traffic related impacts generally from this development.*
- j) *The project is in accordance with the Village's Comprehensive Plan and meets the objectives of a Planned Development District as set forth in section 180-69 of the Village Zoning Code.*

NOW THEREFORE IT IS HEREBY RESOLVED that this Board of Trustees confirms and adopts the hereinabove recited findings of the Village Planning Board, and it is hereby further

RESOLVED that with respect to the provisions of section 180-69 of the Village Code, this Board of Trustees finds that this requested zone change is in accordance with the provisions and goals of the Village's Comprehensive Plan in that, among other things, it

- (a) Provides for a diversity of housing types to accommodate a broader and more diverse demographic population, including seniors;
- (b) Encourages more dense, but yet compatible residential housing that maximizes the efficient utilization of existing infrastructure and resources;
- (c) Encourages vehicular and pedestrian interconnectedness;
- (d) Is infill development that does not infringe upon the greenway /greenbelt to the east and northeast of the Village boundary;
- (e) Incorporates appropriate neighborhood and architectural design standards, including a community streetscape, to provide compatibility with existing neighborhoods.

AND IT IS HEREBY FURTHER RESOLVED that with respect to the provisions of section 180-69 of the Village Code, this Board of Trustees further finds that this application sufficiently achieves the objectives of a Planned Development District in that it:

- (a) Provides for greater choice in the types of dwelling units available to existing and potential residents in the community;
- (b) Provides for a significant amount of dedicated usable open space, including the preservation of trees, wetlands, and existing topography and other natural features;
- (c) Provides for a location for senior housing which is integrated into the existing community;
- (d) Provides appropriate measures for the control of stormwater runoff and erosion;
- (e) Is a use of land which allows an orderly and compatible transition from existing built-up portions of the Village to surrounding less intensive use areas consistent with the Comprehensive Plan;
- (f) Is an efficient infill use of the existing network of public streets and utilities that provides a community benefit by providing needed housing options to seniors and families in the community.

AND IT IS HEREBY FURTHER RESOLVED that the requested re-zoning of the Premises from R-10 to PDD ("the District") shall be, and is hereby approved, subject to the following conditions:

- A. That the uses permitted in the District be limited to one-family attached townhouse dwellings and multifamily dwellings.
- B. That all uses permitted in the District be subject to prior site plan review and architectural approval by the Planning Board.
- C. That all setback and lot requirements shall be as approved by the Planning Board, but the following minimum dimensional requirements shall be applicable to all structures in the District: rear yard: 30 feet; maximum building height: two stories.
- D. That the permitted development within the District shall limited to and be in substantial accordance with the plan entitled "Site Plan – The Landing at Burke Meadows" prepared by Passero Associates, dated June 2019, Project No. 20192733.0002, showing 16 attached family dwelling units and a two story senior living apartment building with 33 apartments.
- E. That the undeveloped areas as shown on the approved Site Plan shall be protected from future development or alteration pursuant to appropriate recorded legal instruments acceptable to the Planning Board and approved by legal counsel for the Village of Cazenovia

AND IT IS HEREBY FURTHER RESOLVED that there is hereby approved, adopted and enacted, consistent with the herein stated findings, a local law entitled, "A local law to amend the Village of Cazenovia Zoning Map previously enacted and adopted pursuant to Section 180-11 of the Code of the Village of Cazenovia".

Dated: November 4, 2019

By vote of the Board –Trustee Dave Porter – aye, Trustee Maureen Fellows – aye, Trustee Susan Light – aye, Mayor Kurt Wheeler – aye.

Four in favor. Approved.

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Please see Local Law 5 of 2019 below:

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, NY 12231

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City of Cazenovia
Town
Village

Local Law No. 5 **of the year 2019.**

A local law to amend the Village of Cazenovia Zoning Map previously enacted and adopted pursuant to
(Insert Title)
Section 180-11 of the Code of the Village of Cazenovia

Be it enacted by the Board of Trustees **of the**
County
City of Cazenovia **as follows:**
Town
Village

Be it enacted by the Board of Trustees of the Village of Cazenovia as follows:

I. Legislative Purpose. The purpose of this local law is to amend the Village of Cazenovia Zoning Map previously enacted and adopted pursuant to Section 180-11 of the Code of the Village of Cazenovia. The effect of this amendment is to change the zoning district classification of those certain premises annexed to the Village in 2019 located on 14.96 acres of land east of Burton Street, tax map numbers 0.95.30-01-018 and 0.95.01-01-003, from R-10 to Planned Development District as contemplated and described in Article III of Chapter 180 of the Village Code.

II. Legislative Findings.

- A. This Board of Trustees finds that this requested zone change is in accordance with the provisions and goals of the Village's Comprehensive Plan and sufficiently achieves the objectives of a Planned Development District as set forth in section 180-69 of the Village Code in that, among other things, it:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

- (f) Provides for a diversity of housing types to accommodate a broader and more diverse demographic population, including seniors;
- (g) Encourages more dense, but yet compatible residential housing that maximizes the efficient utilization of existing infrastructure and resources;
- (h) Encourages vehicular and pedestrian interconnectedness;
- (i) Is infill development that does not infringe upon the greenway /greenbelt to the east and northeast of the Village boundary;
- (j) Incorporates appropriate neighborhood and architectural design standards, including a community streetscape, to provide compatibility with existing neighborhoods.
- (k) Provides for greater choice in the types of dwelling units available to existing and potential residents in the community;
- (l) Provides for a significant amount of dedicated usable open space, including the preservation of trees, wetlands, and existing topography and other natural features;
- (m) Provides for a location for senior housing which is integrated into the existing community;
- (n) Provides appropriate measures for the control of stormwater runoff and erosion;
- (o) Is a use of land which allows an orderly and compatible transition from existing built-up portions of the Village to surrounding less intensive use areas consistent with the Comprehensive Plan;
- (p) Is an efficient infill use of the existing network of public streets and utilities that provides a community benefit by providing needed housing options to seniors and families in the community.

- B. The amendment of the zoning map as described herein will promote and protect the health, safety and general welfare of the Village of Cazenovia.

III. Amendment of Zoning Map. Upon the effective date as stated herein, the Zoning Map of the Village of Cazenovia shall be, and hereby is amended to change the zoning classification of the premises located east of Burton Street, being tax map numbers 0.95.30-01-018 and 0.95.01-01-003, from its existing R-10 Residential District to PD Planned Development District.

IV. Conditions and Effective Date.

The amendment of the Zoning Map as described herein is subject to the following conditions:

- F. That the uses permitted in the District be limited to one-family attached townhouse dwellings and multifamily dwellings.
- G. That all uses permitted in the District be subject to prior site plan review and architectural approval by the Planning Board.
- H. That all setback and lot requirements shall be as approved by the Planning Board, but the following minimum dimensional requirements shall be applicable to all structures in the District: rear yard: 30 feet; maximum building height: two stories.
- I. That the permitted development within the District shall limited to and be in substantial accordance with the plan entitled "Site Plan – The Landing at Burke Meadows" prepared by Passero Associates, dated June 2019, Project No. 20192733.0002, showing 16 attached family dwelling units and a two story senior living apartment building with 33 apartments.

J. That the undeveloped areas as shown on the approved Site Plan shall be protected from future development or alteration pursuant to appropriate recorded legal instruments acceptable to the Planning Board and approved by legal counsel for the Village of Cazenovia.

V. Construction with Regard to Other Laws. Except as specifically stated herein, this local law shall not be construed as superseding, limiting, changing or suspending any other law, or regulation in land use or construction within the Village of Cazenovia.

VI. This local law shall be effective immediately upon its filing with the Secretary of State.

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Lauren Lines presented the CACDA report:

The Local Waterfront Revitalization plan RFP was due on the 4th. We received three proposals. I will distribute to the committee and we will meet on November 18.

No update yet regarding Burton Street Park.

The Certified Local Government program may be a good source for a grant to get construction documents completed for the accessibility project on Albany Street. A final concept would need to be selected and the village will need to get up to date on annual report submissions.

CazArts is interested in possibly proposing a shared art studio space at Carpenter's Barn. There is a funding opportunity that is being pursued. More details will be forthcoming.

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Dave Jahsman asked the Mayor who would be paying for the sidewalks added to South Village and Mayor Wheeler stated the Village would pay for them as it has other expansions to the Village's sidewalk network in the recent past.

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Trustee Porter presented his monthly report:

Sewer/Water:

- Water pumped last month was 7.8 Mgal >>> 251 kgal/day – historic ave is 8.8 Mgal for month of October. Water usage for Oct has been ave. 7.8 Mgal for previous five years.
- Erieville Nelson Water District: Pipeline construction in progress along Rte 20.
- 10/21/19: Mayor Wheeler, D. Porter, B. Carr, B. Zupan, P. Race and J. Cunningham met to discuss the progress with the sewer system GIS mapping of Town and Village sanitary manholes. Discussed EPA requirements for sewer system preventive and corrective maintenance as well as metering flows in the various branch sewer lines to detect infiltration of ground water and storm water into the sewer lines.
- We are trying to set up a meeting with Tim O'Hara, PE to request a proposal to prepare an engineering plan.
- Bill Carr has reported that a Village sewer trunk line on Clark street has been repaired. The damaged line does not appear to be related to a small sink hole in the same vicinity. No evidence of damage from guard rail posts was found as this was previously suspected as a cause of partial blockage to the sewer line.

Fire Dept:

- Fire Dept. Member Applications: None this month.
- New pumper fire truck: The FD will be making a final inspection of the apparatus before we take ownership.

Sustainability:

- Solarize NY Summary (solar PV project at Chenango St. Water Plant):
 - 10/29/19: Received update PPA from Abundant Solar. Abundant has finalized financing and interconnection agreement to support the array project at Chenango St, The PPA and lease has been updated to reflect the following:
 - The final capacity of 296 KW approved by the utility. This was increased from 275 kW.
 - added a few requested lender protections/clarifications for review.
 - redline alterations to the agreements that reflect the lenders request that provisions from the PPA be moved into the lease document so that , in the unlikely case that the Village might choose to exit the PPA agreement before the end of the 25 year term, the lease could survive on its own.
 - The lenders request that the lease must survive the first seven years in order to align with the tax equity investments that have been arranged.
 - The removal fund has been changed to a removal bond, the net of which gives the Village the same protection , it is merely a different financial mechanism.
 - Simplified termination schedule to reflect real dollars, no longer requiring calculation.
 - Wk of 9/23: Abundant Solar has had a survey crew at the Water Plant to locate structures, water lines and power lines.
 - 1/7/19: Received email from National Grid that the application for the PV project has been accepted.
- LED Street Lighting Project:

- Since the last meeting we have been in discussions with SmartWatt to try to retrofit some of the pole-top fixtures to be more dark sky compliant. The current recommendation is to stick with the 3000K color for all new LED lights but not to change any fixtures to dark-sky compliant due to increased cost. The Village may try to experiment with interior painting of upper portion of acorn type fixtures on Albany St. to reduce or modify uplighting.
- 10/4/19: Received correspondence from National Grid related to installation of electrical disconnect devices on street lights. A copy was sent to SmartWatt.
- 9/27/19: Jim Stokes completed his review and finalized the agreement between SmartWatt and the Village.
- 6/13/19: Public Service Commission approved the transfer of street lights from National Grid to the Village. National Grid will begin preparing for the closing and to schedule a day and time to formally transfer ownership.

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Trustee Light presented her monthly report:

Trees:

- Trimming and removal of previously identified trees continues and should be completed by end of the month.
- Meeting with Tree Commission members will soon be scheduled to review current state and 2020 projects.
- Tree Commission member submitted request to post list of recommended trees to village website.
- Inquiry about process for planting a memorial tree was received.

Streets:

- Dean Lane sidewalks and bridge have been replaced.
- New stairway is under construction at Riverside Park.
- Flower tubs have been removed for the winter.
- Leaf and brush pickup continues.
- Plows and sanders have been installed on village trucks.

Buildings:

- Lakeland and Lakeside Park bathrooms have been closed for the year.
- All the of the lighting at Lakeland bathhouse has been changed to LED.
- Trash containers in the business district have been repainted.

Cemetery:

- Mowing, trimming and leaf pickup continue.
- Stone repairs and foundation work continue.
- Five burials in the month of October 2019.

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Trustee Fellows presented her monthly report:

Cazenovia Youth Rec:

Met October 26 with Elizabeth Digiacomio and Bill Wester from the Town of Fenner to review this past season budget and plan for summer 2020. We are in the process of setting up a third meeting this month with all the municipalities.

Lakeland Park:

Working to set up a meeting with some volunteers and Trustee Light to consider ideas to enhance the kayak launch.

Memorial Park:

The Farmer’s Market will move to its Winter location at the American Legion on November 16. 10 – 1 pm. They will be there the 3rd Saturday each month through March 21.

Lakeside Park Boat Launch:

Closed for the season.

Burton Street Baseball Fields:

Bill Carr and I are working closely with the new leadership of Caz Baseball program to upgrade the park for baseball. The Village Dept. of Public Works delivered materials for the Baseball program parents to volunteer their time to build a new dugout on field 2. The Village also contributed topsoil and stone dust for the fields.

Village Court:

October 2019 Receipts:
 Judge Moore: \$10,713
 Judge Fischer: \$70

Comptroller’s Report for Village Court for the month of September 2019 shows the village distribution as \$5,212.00.

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Trustee Koennecke is traveling internationally so was not in attendance.

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Chief Hayes submitted his monthly report:

The following report reflects statistics from 10/01/2019 through 10/31/2019

1. MAJOR INCIDENTS: Any case that is a felony or is information that is needed to ensure to public safety.
NOTHING AT THIS TIME

2. ONGOING INVESTIGATIONS: Currently we have three open cases that are actively being investigated along with two active warrants.

3. CALL REPORT: For the above dates we had a total of 146 calls for service, of which 138 for within the village and 8 that were in the town at the request of an outside agency and 72 vehicle and traffic stops. This generated 62 written reports consisting of 2 arrests, 38 vehicle and traffic tickets written, and 10 MVA's investigated, 2 vehicle immobilizations and 105 parking tickets.

4. TRAFFIC VIOLATIONS: 5 speeding, 5 uninspected, 1 license violations, 3 registration violations, 1 AUO (operated with license suspended or revoked), 1 DWI and 22 other violations.

5. BUDGET REPORT: None

6. MISC: None

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Motion made by Mayor Wheeler and seconded by Trustee Porter to pass the following resolution by a vote of 4-0:

**RESOLUTION NO. 21
OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF CAZENOVIA**

A RESOLUTION AUTHORIZING THE EXECUTION AND CONVEYANCE OF AN EASEMENT TO THE
TOWN OF NELSON FOR THE ROUTE 20 WATER DISTRICT

WHEREAS, the Village of Cazenovia has previously entered into an intermunicipal agreement with the Town of Cazenovia and the Town of Nelson relative to the construction and operation of the Town of Cazenovia / Town of Nelson Route 20 Water District ("the Water District"); and

WHEREAS, pursuant to said intermunicipal agreement, the Village of Cazenovia has agreed to sell water to the Water District and to also operate and maintain the water mains, pumps, storage tank and other facilities of the Water District; and

WHEREAS, pursuant to said intermunicipal agreement, the Village of Cazenovia has agreed to grant an easement for the construction, operation and maintenance of a pump station and water main upon Village owned property adjacent to the Village water storage tank on the south side of Route 20 east of the Village ("the Village Property").

NOW THEREFORE BE IT RESOLVED that the Board of Trustees of the Village of Cazenovia hereby declares that the Village Property over which the easement is to be granted is surplus Village property not otherwise needed for any municipal purpose of the Village of Cazenovia which would be prohibited by the granting of this easement, and it is hereby further

RESOLVED that this Board of Trustees hereby approves and authorizes the granting and conveyance to the Town of Nelson of a permanent right of way and easement over the Village Property to build, rebuild, operate, repair, maintain, remove and/or replace, a public water main and pump station, an access road and related improvements, and appurtenances thereto, including electric services lines to serve the water system and related facilities of the Town of Cazenovia / Town of Nelson Route 20 Water District, and it is hereby further

RESOLVED that Kurt Wheeler, as Mayor of the Village of Cazenovia, is hereby authorized to execute and deliver said right of way and easement to the Town of Nelson, along with a form TP 584 and such other and further documents as may be necessary or appropriate to carry out the intent of this resolution.

Dated: November 4, 2019

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Motion made by Mayor Wheeler and seconded by Trustee Fellows to approve the sign request from the American Legion for their Pancake Breakfast scheduled for December 7th. The sign can be put up on December 2nd. This was approved by a vote of 4-0.

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Upon a motion by Mayor Wheeler and seconded by Trustee Fellows, the Board approved the payment of the Village bills for the month by a vote of 4-0 (see attached list).

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Motion made by Mayor Wheeler and seconded by Trustee Fellows to adjourn the meeting at 8:12 p.m. All aye. Approved. Meeting adjourned at 8:12 p.m.

Respectfully submitted,

Katherine A. Burns
Village Clerk