

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

Town Hall

Immediately following Public Hearing

Dan Underhill, Deputy Supervisor led the pledge to the flag.

Roll Call

Present: Supervisor Post
Deputy Supervisor Underhill
Councilwoman Michalak
Councilman Zambito

Absent: Councilman Lang

Others

Present: Town Clerk Morasco
Town Engineer Mountain
Joann Beck, Daily News Reporter
Many Town Residents

The Supervisor called the meeting to order at 7:45 P.M.

RESOLUTION NO. 113:

Deputy Supervisor Underhill offered the following:

SEQRA RESOLUTION TO ESTABLISH LEAD AGENCY STATUS
FOR BATAVIA NORTH WATER DISTRICT

WHEREAS, the improvements proposed consists of the construction and installation of eight (8) inch and twelve (12) inch water main along portions of Batavia-Oakfield Townline Road, Lewiston Road, Batavia-Elba Townline Road, Bank Street Road and Batavia-Stafford Townline Road; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto, to be named Batavia North Water District, and

WHEREAS, the Town Board intends to conduct an environmental review in accordance with Article 8 of the Environmental Conservation Law, known as the State Environmental Quality Review Act (SEQRA), pursuant to the Rules and Regulations set forth in 6 NYCRR Part 617, and

WHEREAS, the District formation is an administrative act by the Batavia Town Board with no other actions or involvement by any other State, Federal or local agencies or municipalities; and thereby, notice and a coordinated review is not required.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Batavia, New York, that the proposed formation of the Batavia North Water District is an "Unlisted Action", as defined under SEQRA, and

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

BE IT FURTHER RESOLVED that the Town Board does hereby establish itself as the lead agency to conduct an environmental review, and

BE IT FURTHER RESOLVED that the Town Board does hereby authorize and direct the Town Supervisor to file a Short Environmental Assessment Form regarding the formation of the Batavia North Water District.

Second by: Councilman Zambito

Ayes: Underhill, Zambito, Michalak, Post

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 114:

Supervisor Post offered the following:

SEQRA RESOLUTION TO ADOPT A NEGATIVE DECLARATION

FOR BATAVIA NORTH WATER DISTRICT

WHEREAS, the improvements proposed consists of the construction and installation of eight (8) inch and twelve (12) inch water main along portions of Batavia-Oakfield Townline Road, Lewiston Road, Batavia-Elba Townline Road, Bank Street Road and Batavia-Stafford Townline Road; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto, to be named Batavia North Water District, and

WHEREAS, the Town Board has determined that the proposed formation of the Batavia North Water District is an “Unlisted Action”, as defined under the State Environmental Quality Review Act (SEQRA), and has further established itself as the Lead Agency, and

WHEREAS, the Town Board, in its capacity as Lead Agency, has caused to be prepared a Short Environmental Assessment Form in order to determine the significance of any potential environmental impacts of the above listed action.

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Batavia, New York, hereby accepts the Short Environmental Assessment Form prepared by the Town Attorney and filed by the Town Supervisor, and

BE IT FURTHER RESOLVED that the Town Board does hereby declare that the proposed action of forming the Batavia North Water District will result in no adverse environmental impacts or that any identified adverse environmental impacts will not be significant, and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized and

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

directed to sign Page 4 of the Short Environmental Assessment Form on behalf of the Town as the Responsible Officer in Lead Agency, to verify the determination that the proposed action to form the Batavia North Water District will not result in any significant adverse environmental impacts.

Second by: Councilwoman Michalak

Ayes: Post, Michalak, Zambito, Underhill

APPROVED by unanimous vote (4-0)

RESOLUTION NO. 115:

Councilwoman Michalak offered the following:

**RESOLUTION AND ORDER FOR ESTABLISHMENT OF
BATAVIA NORTH WATER DISTRICT FOR A PORTION OF
THE TOWN OF BATAVIA**

WHEREAS, the Town Board of the Town of Batavia duly adopted a Resolution directing the Town Supervisor of the Town of Batavia to file a Map, Plan and Report as prepared by the Town's engineer for providing the facilities, improvements or services in a portion of the Town of Batavia, wherein a water district was proposed to be established, as hereinafter described, and

WHEREAS, after the said Town Supervisor duly filed said Map, Plan and Report in the office of the Town Clerk of the Town of Batavia on March 27, 2014, and the said Town Board did on May 14, 2014, duly adopt an Order reciting a description of the boundaries of the proposed district, the maximum amount proposed to be expended for the improvement, the proposed method of financing to be employed, the fact that a Map, Plan and Report describing the same are on file in the Town Clerk's Office for public inspection and specifying that said Town Board shall meet at the Town Hall on the 28th day of May, 2014, for the purpose of conducting a public hearing on such proposal to establish the water district with the specified improvements and to hear all persons interested in the subject thereof concerning the same, and

WHEREAS, a "Petition to Request Water District " was filed in the Batavia Town Clerk's Office on April 7, 2014, which was signed by a number of owners within said district, which was greater than the percentage required by law, and

WHEREAS, the improvements proposed are as follows: a project to provide a safe and reliable potable water supply and fire protection to certain residences in the proposed Batavia North Water District. The overall project will consist of the construction and installation of eight (8) inch and twelve (12) inch water main along portions of Batavia-Oakfield Townline Road, Lewiston Road, Batavia-Elba Townline Road, Bank Street Road and Batavia-Stafford Townline Road; together with all related right-of-way costs, site work and other ancillary work, including hydrants, valves, apparatus, and other improvements and costs incidental thereto (referred to herein as "water improvement"), and

WHEREAS, copies of the aforesaid said Order for a Public Hearing were duly published

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

and posted according to law, and said Town Board did, at the time and place specified in said Order, duly meet and consider such proposal and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same, and

WHEREAS, the evidence offered at such hearing requires that the Town Board make the determinations hereinafter made;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Batavia, in the County of Genesee, that it be and hereby is determined as follows:

(1) The aforesaid "Petition to Request Water District" was signed, and acknowledged or proved or authenticated, as required by law and is otherwise sufficient.

(2) The Notice of Hearing was published and posted as required by law and is otherwise sufficient.

(3) That all the property and property owners within the proposed water district are benefited thereby.

(4) That all of the property and property owners benefited are included within the proposed water district.

(5) It is in the public interest to establish the proposed water district as hereinafter described; and be it

FURTHER RESOLVED, that the Town Board does hereby approve the establishment of a Water District as hereinafter described to be known as the Batavia North Water District. Said Water District being described on **EXHIBIT A**, attached hereto and made a part hereof; and be it

FURTHER RESOLVED that the maximum amount proposed to be expended for such water improvement is \$3,081,191.00, which is planned to be financed by a conventional bank loan at a 3% interest rate for a 38 year term with no grant, in an amount not to exceed \$3,081,191.00, and be it

FURTHER RESOLVED that the proposed annual debt service (assuming 145 units) is estimated to be approximately \$723.00 per typical property user in the proposed district, which is a single family home, and be it

FURTHER RESOLVED that a typical household uses 61,000 gallons of water per year and the estimated cost of the water to be purchased by the water district's users is a total of \$4.47 per 1,000 gallons used, to be purchased from the County of Genesee; thereby the average household can expect to additionally pay approximately \$273.00 per year for water purchase above and beyond the debt service, and be it

FURTHER RESOLVED that based upon the foregoing estimates, the total annual cost of the typical property in the proposed district is estimated to be \$996.00 per year, and be it

FURTHER RESOLVED that payment of the debt service will be made by levy and collection of special assessments from the several lots and parcels of lands within the water

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

district, which the Town Board shall determine and specify to be specially benefited thereby, so much upon and from each as shall be in just proportion of the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds, as the same shall become due and payable, and be it

FURTHER RESOLVED that each property will also have to pay for service from their home to the road right-of-way, incurring estimated one time costs of approximately \$8.00-\$20.00 per linear feet of pipe, plus potential well abandonment or separation charges of approximately \$200.00-\$600.00; as well as any internal plumbing charges, and be it

FURTHER RESOLVED that this Resolution and Order is not subject to a permissive referendum; and be it

FURTHER RESOLVED that within ten (10) days after the adoption hereof, the Town Clerk shall post and publish as provided by law a Notice setting forth the date of the adoption of this Resolution and Order and containing an abstract of this Resolution and Order concisely stating the purpose and effect hereof; and be it

FURTHER RESOLVED, that the Town Supervisor, assisted by the Town Attorney and Town Bond Counsel will prepare an application to the Office of the State Comptroller, Department of Audit and Control for approval of the formation of this Water District, and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to record a certified copy of this Resolution and Order in the Office of the Genesee County Clerk, and to file a certified copy of this Resolution and Order in the Office of the State Department of Audit and Control, within ten (10) days hereof.

Second by: Councilman Zambito
Ayes: Michalak, Zambito, Underhill, Post
APPROVED by unanimous vote (4-0)

EXHIBIT A

TOWN OF BATAVIA
PROPOSED BATAVIA NORTH WATER DISTRICT

The boundary of the proposed Town of Batavia, Batavia North Water District includes all that tract or parcel of land situated in the Town of Batavia, County of Genesee, State of New York, being described as follows:

Beginning at a point which is the intersection of the Batavia/Alabama Municipal Boundary and the Batavia/Oakfield Municipal Boundary; thence,

1. Easterly, along the Batavia/Oakfield Municipal Boundary and the Batavia/Elba Municipal Boundary, a distance of 47,552 feet, more or less, to the northeasterly corner of the Batavia Municipal Boundary; thence,

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

2. Southerly, along the Batavia/Stafford Municipal Boundary, a distance of 8,118 feet, more or less, to a point on the Batavia/Stafford Municipal Boundary at the easterly extension of the southerly line of Tax Parcel number 5.-53.1; thence,
3. Westerly, along the easterly extension of the southerly line of Tax Parcel number 5.-1-53.1, a distance of 3,000 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-53.1; thence,
4. Northerly, along the westerly line of Tax Parcel numbers 5.-1-53.1, 5.-1-52.2, and 5.-1-52.11, a distance of 3,098 feet, more or less, to the northwesterly corner of Tax Parcel number 5.-1-52.11; thence,
5. Easterly, along a northerly line of Tax Parcel number 5.-1-52.11, a distance of 217 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-44; thence,
6. Northerly, along the westerly line of Tax Parcel number 5.-1-44, through Tax Parcel number 5.-1-43.1, and continuing along a westerly line of Tax Parcel number 5.-1-42.11, a distance of 849 feet, more or less, to a northeasterly corner of Tax Parcel number 5.-1-43.1; thence,
7. Westerly, along a southerly line of Tax Parcel number 5.-1-42.11, a distance of 596 feet, more or less, to a northwesterly corner of Tax Parcel number 5.-1-42.11; thence,
8. Northerly, along a westerly line of Tax Parcel number 5.-1-42.11, a distance of 434 feet, more or less, to a northwesterly corner of Tax Parcel number 5.-1-42.11; thence,
9. Westerly, along the southerly line of Tax Parcel numbers 5.-1-37 and 5.-1-38.11, a distance of 1,210 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-38.11; thence,
10. Northerly, along the westerly line of Tax Parcel number 5.-1-38.11, a distance of 732 feet, more or less, to the southeasterly corner of Tax parcel number 5.-1-137; thence,
11. Westerly, along the southerly line of Tax Parcel number 5.-1-39.125, a distance of 856 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-39.125; thence,
12. Southerly, along the easterly line of Tax Parcel number 5.-1-39.122, a distance of 185 feet, more or less, to the southeasterly corner of Tax Parcel number 5.-1-39.122; thence,
13. Westerly, along the southerly line of Tax Parcel number 5.-1-39.122, a distance of 920 feet, more of less, to the centerline of Bank Street Road; thence,
14. Southerly, along centerline of Bank Street Road, a distance of 140 feet, more or less, to a point on the centerline Bank Street Road at the intersection of the easterly extension of the southerly line of Tax Parcel number 5.-1-134; thence,
15. Westerly, along the easterly extension of the southerly line of Tax Parcel number 5.-1-134 and the southerly line of Tax Parcel number 5.-1-134, a distance of 991 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-134; thence,
16. Northerly, along the westerly line of Tax Parcel number 5.-1-134, a distance of 112 feet, more or less, to the southeasterly corner of Tax Parcel number 5.-1-9.112; thence,
17. Westerly, along the southerly line of Tax Parcel number 5.-1-9.112, a distance of 1,349 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-9.112; thence,
18. Southerly, along the easterly line of Tax Parcel number 5.-1-8.2, a distance of 156 feet, more or less, to the southeasterly corner of Tax Parcel number 5.-1-8.2; thence,

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

19. Westerly, along the southerly line of Tax Parcel numbers 5.-1-8.2, 5.-1-5.22, 5.-1-4.12, 5.-1-107.1, and 5.-1-107.2, a distance of 4,657 feet, more or less, to the southwesterly corner of Tax Parcel number 5.-1-107.2; thence,
20. Southerly, along the easterly line of Tax Parcel numbers 4.-1-21.2, 4.-1-43.2, and 4.-1-43.121, a distance of 1,178 feet, more or less, to the intersection of the easterly line of Tax Parcel number 4.-1-43.11 and the existing Consolidated Water District; thence,
21. Westerly, through Tax Parcel number 4.-1-43.121, and along the existing boundary of the Consolidated Water District, a distance of 580 feet, more or less, to the intersection of the westerly line of Tax Parcel number 4.-1-43.121 and the existing Consolidated Water District; thence,
22. Northerly, along the westerly line of Tax Parcel number 4.-1-43.121 and along the existing Consolidated Water District, a distance of 183 feet, more or less, to the northwesterly corner of Tax Parcel number 4.-1-43.121; thence,
23. Westerly, following the existing Consolidated Water District along a southerly line of Tax Parcel number 4.-1-42.1 and continuing through Tax Parcel number 4.-1-42.1, a distance of 346 feet, more or less, to the intersection of the easterly line of Tax Parcel number 4.-1-45.2 and the existing Consolidated Water District; thence,
24. Southerly, along the easterly line of Tax Parcel numbers 4.-1-45.2 and 4.-1-45.1, a distance of 175 feet, more or less, to the intersection of the easterly line of Tax Parcel number 4.-1-45.1 and the existing Consolidated Water District; thence,
25. Westerly, following the existing Consolidated Water District through Tax Parcel numbers 4.-1-45.1, 4.-1-22.115, 4.-1-47, across the right-of-way of State Street Road (49.5 feet wide right-of-way), and continuing through Tax Parcel number 4.-1-21.2, a distance of 1,063 feet, more or less, to the intersection of a westerly line of Tax Parcel number 4.-1-21.2 and the existing Consolidated Water District; thence,
26. Northerly, along a westerly line of Tax Parcel number 4.-1-21.2, a distance of 560 feet, more or less, to the northeasterly corner of Tax Parcel number 4.-1-22.12; thence,
27. Westerly, along a southerly line of Tax Parcel numbers 4.-1-21.2 and 4.-1-21.1, a distance of 887 feet, more or less, to the northeasterly corner of Tax Parcel number 4.-1-22.113; thence,
28. Southerly, along the easterly line of Tax Parcel numbers 4.-1-22.113 and 4.-1-23.1, a distance of 582 feet, more or less, to the intersection of the easterly line of Tax Parcel number 4.-1-23.1 and the existing Consolidated Water District; thence,
29. Westerly, following the existing Consolidated Water District through Tax Parcel number 4.-1-23.1, across Oak Orchard Road (66 feet wide right-of-way), and continuing through Tax Parcel number 4.-1-31, a distance of 1,065 feet, more or less, to a northwesterly corner of the existing Consolidated Water District; thence,
30. Southerly, following the existing Consolidated Water District through Tax Parcel number 4.-1-31, a distance of 972 feet, more or less, to the intersection of the southerly line of Tax Parcel number 4.-1-31 and the existing Consolidated Water District; thence,
31. Westerly, along the southerly line of Tax Parcel number 4.-1-31, a distance of 3,613 feet, more or less, to the southwesterly corner of Tax Parcel number 4.-1-31; thence,
32. Northerly, along the westerly line of Tax Parcel number 4.-1-31, a distance of 1,926 feet, more or less, to the northwesterly corner of Tax Parcel number 4.-1-31; thence,

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

33. Westerly, along a southerly line of Tax Parcel numbers 4.-1-2.21, 4.-1-2.121, and 4.-1-1.211, a distance of 3,478 feet, more or less, to a southwesterly corner of Tax Parcel number, 4.-1-1.211; thence,
34. Northerly, along a westerly line of Tax Parcel number 4.-1-1.211, a distance of 1,002 feet, more or less, to a northeasterly corner of Tax Parcel number 4.-1-37.12; thence,
35. Westerly, along a southerly line of Tax Parcel numbers 4.-1-1.211 and 3.-1-29.1, a distance of 1,119 feet, more or less, to a northwesterly corner of Tax Parcel number 3.-1-31.1; thence,
36. Southerly, along an easterly line of Tax Parcel number 3.-1-29.1, a distance of 993 feet, more or less, to a southeasterly corner of Tax Parcel number 3.-1-29.1; thence,
37. Westerly, along a southerly line of Tax Parcel number 3.-1-29.1, a distance of 683 feet, more or less, to a southwesterly corner of Tax Parcel number 3.-1-29.1; thence,
38. Northerly, along a westerly line of Tax Parcel number 3.-1-29.1, a distance of 1,841 feet, more or less, to the northeasterly corner of Tax Parcel number 3.-1-30.11; thence,
39. Westerly, along a southerly line of Tax Parcel number 3.-1-29.1, a distance of 1,330 feet, more or less, to a southwesterly corner of Tax Parcel number 3.-1-29.1; thence,
40. Northerly, along a westerly line of Tax Parcel number 3.-1-29.1, a distance of 1,218 feet, more or less, to the southeasterly corner of Tax Parcel number 3.-1-27; thence,
41. Westerly, along a southerly line of Tax Parcel numbers 3.-1-27 and 3.-1-131, a distance of 676 feet, more or less, to a northwesterly corner of Tax Parcel number 3.-1-115.11; thence,
42. Southerly, along an easterly line of Tax Parcel number 3.-1-131, a distance of 1,028 feet, more or less, to a southeasterly corner of Tax Parcel number 3.-1-131; thence,
43. Westerly, along a southerly line of Tax Parcel number 3.-1-131, a distance of 651 feet, more or less, to a northwesterly corner of 3.-1-115.11; thence,
44. Southerly, along an easterly line of Tax Parcel numbers 3.-1-131, 3.-1-109.1, and 3.-1-110, a distance of 1,602 feet, more or less, to the southeasterly corner of Tax Parcel number 3.-1-110 at the existing Consolidated Water District; thence,
45. Westerly, following the existing Consolidated Water District along the southerly line of Tax Parcel number 3.-1-110 and the westerly extension of the southerly line of Tax Parcel number 3.-1-110 to the centerline of Lewiston Road (66 feet wide right-of-way), a distance of 45 feet, more or less, to the centerline of Lewiston Road; thence,
46. Southwesterly, across Lewiston Road (66 feet wide right-of-way), a distance of 36 feet, more or less, to a point on the centerline of Lewiston Road; thence,
47. Northwesterly, along the centerline of Lewiston Road, a distance of 123 feet, more or less, to the intersection of the centerline of Lewiston Road and the existing Consolidated Water District; thence,
48. Westerly, along the easterly extension of the southerly line of Tax Parcel number 3.-1-111.113, through Tax Parcel numbers 3.-1-111.113 and 3.-1-111.123, and continuing along the southerly line of Tax Parcel number 3.-1-111.123, a distance of 1,174 feet, more or less, to a southwesterly corner of Tax Parcel number 3.-1-111.123; thence,
49. Northerly, along the westerly line of Tax Parcel number 3.-1-111.124 and 3.-1-111.122, a distance of 1,320 feet, more or less, to the northerly corner of Tax Parcel number 3.-1-111.122; thence,

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

50. Northwesterly, along the southwesterly right-of-way of Lewiston Road, a distance of 73 feet, more or less, to the intersection of the westerly right-of-way of Lewiston Road and the existing Consolidated Water District; thence,
51. Southwesterly, following the Consolidated Water District through Tax Parcel number 3.-1-107.1 and continuing along a southeasterly line of Tax Parcel number 3.-1-107.1, a distance of 111 feet, more or less, to a southerly corner of Tax Parcel number 3.-1-107.1; thence,
52. Northwesterly, along a southwesterly line of Tax Parcel number 3.-1-107.1, a distance of 125 feet, more or less, to the westerly corner of Tax Parcel number 3.-1-107.1; thence,
53. Southwesterly, along a southeasterly line of Tax Parcel number 3.-1-123.112, a distance of 19 feet, more or less, to a westerly corner of Tax Parcel number 3.-1-123.114; thence,
54. Southeasterly, along a northeasterly line of Tax Parcel number 3.-1-123.112, a distance of 24 feet, more or less, to an easterly corner of Tax Parcel number 3.-1-123.112; thence,
55. Southwesterly, along a southeasterly line of Tax Parcel number 3.-1-123.112, a distance of 190 feet, more or less, to a southerly corner of Tax Parcel number 3.-1-123.112; thence,
56. Northwesterly, along a southwesterly line of Tax Parcel number 3.-1-123.112, a distance of 250 feet, more or less, to the westerly corner of Tax Parcel number 3.-1-123.112; thence,
57. Northeasterly, along the northwesterly line of Tax Parcel number 3.-1-123.112, a distance of 319 feet, more or less, to the northerly corner of Tax Parcel number 3.-1-123.112; thence,
58. Northwesterly, along the southwesterly right-of-way of Lewiston Road, a distance of 78 feet, more or less, to the easterly corner of Tax Parcel number 3.-1-106; thence,
59. Southwesterly, along the southeasterly line of Tax Parcel number 3.-1-106, a distance of 192 feet, more or less, to the southerly corner of Tax Parcel number 3.-1-106; thence,
60. Northwesterly, along the southwesterly line of Tax Parcel numbers 3.-1-105, 3.-1-104, 3.-1-103, 3.-1-102, and 3.-1-101, a distance of 688 feet, more or less, to the westerly corner of Tax Parcel number 3.-1-101; thence,
61. Westerly, along the southerly line of Tax Parcel numbers 3.-1-100 and 3.-1-99, a distance of 401 feet, more or less, to the southwesterly corner of Tax Parcel number 3.-1-99; thence,
62. Southerly, along an easterly line of Tax Parcel number 3.-1-5.1, a distance of 1,118 feet, more or less, to the southeasterly corner of Tax Parcel number 3.-1-5.1; thence,
63. Westerly, along the southerly line of Tax Parcel number 3.-1-5.1, a distance of 1,314 feet, more or less, to the southwesterly corner of Tax parcel number 3.-1-5.1; thence,
64. Southerly, along the easterly line of Tax Parcel number 3.-1-87.1, a distance of 1,021 feet, more or less, to the intersection of the easterly line of Tax Parcel number 3.-1-87.1 and the existing Consolidated Water District; thence,
65. Westerly, following the existing Consolidated Water District through Tax Parcel numbers 3.-1-87.1 and 3.-1-87.2, a distance of 1,991 feet, more or less, to the intersection of the easterly line of Tax Parcel number 3.-1-1 and the existing Consolidated Water District; thence,
66. Southerly, along the easterly line of Tax Parcel number 3.-1-1, a distance of 60 feet, more or less, to the southeasterly corner of Tax Parcel number 3.-1-1; thence,
67. Westerly, along the southerly line of Tax Parcel number 3.-1-1, a distance of 1,158 feet, more or less, to the southwesterly corner of Tax Parcel number 3.-1-1; thence,

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

68. Northerly, along the westerly line of Tax Parcel number 3.-1-1, a distance of 63 feet, more or less, to the intersection of the westerly line of Tax Parcel number 3.-1-1 and the existing Consolidated Water District; thence,
69. Westerly, following the existing Consolidated Water District through Tax Parcel number 1.-1-10.111 and continuing across Downey Road (49.5 feet wide right-of-way), a distance of 1,693 feet, more or less, to a point along the easterly line of Tax Parcel number 1.-1-11; thence,
70. Southerly, along the easterly line of Tax Parcel number 1.-1-11, a distance of 140 feet, more or less, to the southeasterly corner of Tax Parcel number 1.-1-11; thence,
71. Westerly, along the southerly line of Tax Parcel number 1.-1-11, a distance of 212 feet, more or less, to the southwesterly corner of Tax Parcel number 1.-1-11; thence,
72. Northerly, along the westerly line of Tax Parcel number 1.-1-11 and continuing through Tax Parcel number 1.-1-12, a distance of 1,177 feet, more or less, to a point along the southerly line of Tax Parcel number 1.-1-9.11; thence,
73. Westerly, along the southerly line of Tax Parcel numbers 1.-1-9.11 and 1.-1-8, through Tax Parcel number 1.-1-13.11, and continuing along the southerly line of Tax Parcel numbers 1.-1-7, 1.-1-5.1, 1.-1-4.1, 1.-1-3, and 1.-1-2, a distance of 9,335 feet, more or less, to a southwesterly corner of Tax Parcel number 1.-1-2; thence,
74. Northerly, along a westerly line of Tax Parcel number 1.-1-2, a distance of 1,314 feet, more or less, to a northeasterly corner of 1.-1-17.1; thence,
75. Westerly, along a southerly line of Tax Parcel number 1.-1-2, a distance of 159 feet, more or less, to a southwesterly corner of Tax Parcel number 1.-1-2; thence,
76. Northerly, along a westerly line of Tax Parcel number 1.-1-2, a distance of 803 feet, more or less, to the intersection of a line 500 feet south of the centerline of Townline Road (66 feet wide right-of-way) and the westerly line of Tax Parcel number 1.-1-2; thence,
77. Westerly, through Tax Parcel number 1.-1-17.1 and across Macomber Road (49.5 feet wide right-of-way), a distance of 1,476 feet, more or less, to the intersection of a line 500 feet south of the centerline of Townline Road and the Batavia/Alabama Municipal Boundary; thence,
78. Northerly, along the Batavia/Alabama Municipal Boundary, a distance of 500 feet, more or less, to the point of beginning.

All as shown on the maps prepared by the Town of Batavia entitled, "Proposed Batavia North Water District – 2014 Water System Improvements," dated 3/2014. The Town of Batavia, Batavia North Water District, as described above, contains approximately 4,137.5 acres of land.

RESOLUTION NO. 116:

Councilman Zambito offered the following:

**ESTABLISHING STANDARD WORKDAY AND REPORTING
ELECTED AND APPOINTED OFFICIALS
EXEMPT FROM THE TIME AND ATTENDANCE SYSTEM**

RESOLVED, the Batavia Town Board hereby establishes the following as a standard workday for elected and appointed officials exempt from the time and attendance system and will

MAY 28, 2014
SPECIAL TOWN BOARD MEETING

report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to Town Clerk and Secretary to the Supervisor:

Title	Name	Elected & Appointed Officials					Participates in Employer's Time Keeping System	Days/Month (based on record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not submitted (Check box if no record of activities completed or timekeeping system)
		Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (hrs/day)	Term Begins/Ends					
Town Supervisor	Gregory Post	█	█	6	01/01-2014- 12/31/2017	N	20			
Town Board Member	Patti Michalak	█	█	6	01/01/2014- 12/31/2017	N	20			
Town Board Member	Daniel Underhill	█	█	6	01/01/2014- 12/31/2017	N	20			
Town Clerk	Teresa Morasco	█	█	8	01/01/2014- 12/31/2017	N	20			
Deputy Town Clerk	Sandra Baubie	█	█	8	01/01/2014- 12/31/2017	Y				
Highway Superintendent	Tom Lichtenthal	█	█	8	01/01/2014- 12/31/2017	Y				
Assessor	Rhonda Sausbury	█	█	8	10/01/2013-9/30/2019	Y				
Confidential Secretary to the Supervisor	Hiedi Librock	█	█	8	01/01/2014- 12/31/2017	Y				

and be it further

RESOLVED, the Town Clerk is hereby directed, as required by Section 315.4 (c), to post said resolution on the Town's website and the sign board located in the Town Hall; and be it further

RESOLVED, the Town Clerk is hereby directed to file a certified copy of the resolution and an affidavit of posting with the Office of the State Comptroller's.

Second by: Councilwoman Michalak
Ayes: Zambito, Michalak, Underhill, Post
APPROVED by unanimous vote (4-0)

ADJOURNMENT:

Motion Deputy Supervisor Underhill, second Councilman Zambito to adjourn the Special Town Board Meeting at 7:58 P.M.

Ayes: Underhill, Zambito, Michalak, Post
MOTION CARRIED by unanimous vote (4-0)

Respectfully submitted,

Teresa M. Morasco
Town Clerk