

TOWN OF OAKFIELD
SPECIAL MEETING WATER DISTRICT 11
AUGUST 21, 2017

ROLL

CALL: Supervisor Glor
Deputy Supervisor Veazey
Councilman Kabel
Councilman Martin
Councilman Wolcott

OTHERS

PRESENT: Town Clerk Haacke
Superintendent of Highways Dennis
Assessor Flansburg
Jeremy DeLyser, Clark Patterson Lee

Supervisor Glor opened the special meeting at 7:14 pm

RESOLUTION NO. 26—RESOLUTION AND ORDER FOR ESTABLISHMENT OF WATER DISTRICT NO. 11 FOR A PORTION OF THE TOWN OF OAKFIELD

Deputy Supervisor Veazey offered the following:

RESOLUTION AND ORDER FOR ESTABLISHMENT OF
WATER DISTRICT NO. 11
FOR A PORTION OF THE TOWN OF OAKFIELD

WHEREAS, the Town Board of the Town of Oakfield duly adopted a Resolution directing the Town Supervisor of the Town of Oakfield 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 Oakfield, 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 Oakfield on August 21, 2017, and the said Town Board did on August 8, 2017, 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 21st day of August, 2017, 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, the improvements proposed consist of the construction and installation of approximately 900 linear feet of eight (8) inch water main along portions of Macomber Road between Lewiston Road (Oakfield Lewiston WBA) to Judge Road (water services only; WM by STAMP); 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 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 Oakfield, in the County of Genesee, that it be and hereby is determined as follows:

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

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

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

(4) 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 Town of Oakfield Water District No. 11. 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 \$205,500.00, which is planned to be financed through a BAN at an interest rate of 4.00% for a 30 year term in an amount not to exceed \$205,500.00.

FURTHER RESOLVED that the proposed annual debt service (assuming 24 units) is estimated to be approximately \$496.00 per typical property user in the proposed district, which is a single family home, and be it

FURTHER RESOLVED that a typical household uses 60,000 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 \$5.15 per 1,000 gallons used, plus an annual flat fee of \$160.00 (to be paid \$40.00 per quarter); thereby the average household can expect to additionally pay approximately \$469.00 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 \$965.00 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 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 \$10.00 per linear feet of pipe for a service line; plus potential well abandonment or separation charges of approximately \$200.00.

FURTHER RESOLVED that this Resolution and Order is subject to a permissive referendum, limited to the area encompassed by said Water District No. 11, in the manner provided by Article 7 of the Town Law, and Subdivision 11 of Section 209-q of the Town Law, 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 a notification 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.

DATE: August 21, 2017

Second: Councilman Wolcott

Ayes: Glor, Kabel, Martin, Wolcott

Abstain: Deputy Supervisor Veazey

APPROVED UNANIMOUS VOTE (4-0-1)

**TOWN OF OAKFIELD
WATER DISTRICT No. 11**

All that tract or parcel of land situate in the Town of Oakfield, Genesee County, State of New York, being described as follows:

Beginning at a point, at the intersection of centerline of Judge Road (NYS Route 63) (66 feet wide right-of-way) and the centerline of Lewiston Road (County Road 22) (66 feet wide right-of-way); thence,

1. Westerly, along the centerline of Judge Road, a distance of 287 feet, more or less, to a northerly extension of the easterly line of tax account number 10.-1-41 and a northerly line of the existing Town of Oakfield Water Benefit Area; thence,
2. Southerly, along a northerly extension of the easterly line of tax account number 10.-1-41 and the easterly line of tax account number 10.-1-41 and a westerly line of the existing Town of Oakfield Water Benefit Area, a distance of 500 feet, more or less, to a point 500 feet southerly of and parallel to the centerline of Judge Road; thence,
3. Westerly, along a line 500 feet southerly of a parallel to the centerline of Judge Road, through the lands of tax account number 10.-1-41, 10.-1-42, 10.-1-63, 10.-1-43.22, 10.-1-43.21, across Hutton Road (49.5 feet wide right-of-way), and through the lands of tax account numbers 10.-1-45.11, and 10.-1-48, a distance of 7,843 feet, more or less, to the centerline of Macomber Road (County Road 30) (66 feet wide right-of-way) and the westerly municipal boundary of the Town of Oakfield; thence,
4. Northerly, along the centerline of Macomber Road and the westerly municipal boundary of the Town of Oakfield, a distance of 1,393 feet, more or less, to a westerly extension of the northerly line of tax account number 10.-1-50; thence,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town this 22nd day of August, 2017.

Town Clerk

RESOLUTION NO. 27—WATER DISTRICT 7 PROJECT COMPLETION

Deputy Supervisor Veazey offered the following:

TOWN OF OAKFIELD

**WATER DISTRICT #7
PROJECT COMPLETION**

WHEREAS, the Town of Oakfield has substantially completed construction of the Water District #7; and

WHEREAS, the Town Board of the Town of Oakfield has received notice of final completion for the Water District #7; NOW, therefore be it

RESOLVED, that the Town Board of the Town of Oakfield accepts the Water District #7 as complete and authorizes final payment to the contractors; and be it further

RESOLVED, that the Town Board of the Town of Oakfield hereby states an operator appropriately licensed by New York State will be retained to oversee operation of the Water District #7.

I, Melissa Haacke, Town Clerk of the Town of Oakfield, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Oakfield on August 21, 2017, by the following vote:

Second: Councilman Wolcott

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

APPROVED UNANIMOUS VOTE (5-0)

Melissa Haacke
Town Clerk – Town of Oakfield

Dated: _____

ADJOURNMENT: MOTION Deputy Supervisor Veazey, second Councilman Kabel to adjourn the meeting at 7:17 pm.

Ayes: Glor, Veazey, Kabel, Martin, Wolcott

Respectfully submitted,

Melissa M. Haacke,
Town Clerk