Organization	**Town of Champion**
Board	**Town Board**
Date and Time	**Monday, December 3 2007 at 7:00 PM**
Place	**Town of Champion Offices Board Room (rear of building) 10 N Broad St, West Carthage NY**
Contact	**Chris Vargulick Town Clerk Phone (315) 493-3240 Fax(315) 493-2900**

Minutes

The Town of Champion Town Board met on Monday, December 3, 2007 at the Town Municipal Building, 10 North Broad Street, West Carthage. Present were Supervisor Buckley, Councilmen Stewart, Watkins, Buzzell(7:05pm), and Peck(7:22pm), Highway Superintendent Sech, and Attorney Farley.

Supervisor Buckley called the meeting to order at 7:00pm and opened the meeting for public comment. No one from the public spoke.

Monthly Reports

- Highway Superintendent – The monthly written report was read and discussed.
- Assessor – Mr. Vargulick was present to respond to questions.
- Town Attorney – Mr. Farley recommended supporting the resolution concerning low volume and minimum maintenance roads.
- Zoning Officer – Mr. Koster reported that he had received no applications in November.

Motion by Mr. Stewart, seconded by Mr. Buzzell to approve the minutes for November 5, 2007 and November 28, 2007 as presented. Ayes-4, Nays-0. Motion carried.

Motion by Mr. Stewart, seconded by Mr. Buzzell to pay the following bills as presented:

General #312-327.....$6,583.39
Highway #257-288.....$19,325.62
RACOG #38-44.....$1,254.00
Con WD#1 O&M #70-74.....$4,898.38
WD#4 O&M #15.....$1,038.19
SD#1 O&M #4.....$2,839.00
SD#2 Capital #9.....$10,755.77
SD#2 O&M #21-22.....$1,690.83

Ayes-4, Nays-0. Motion carried.

The Supervisor's report was read and discussed. Motion by Mr. Buzzell, seconded by Mr. Stewart to approve the report as presented. Ayes-4, Nays-0. Motion carried.

Public Hearing

Proof of notice having been furnished, the public hearing on the formation of Town of Champion Water District #5 was called to order at 7:20pm by Supervisor Buckley. Michael Hallenbeck and David Utter spoke in favor of the action. No one spoke in opposition. All persons desiring to be heard, having been heard, the hearing was closed at 7:23pm.

New Business

- The Board reviewed Part 1 and Part 2 of the full environmental assessment form and reviewed and responded to the impact statements. Motion by Mr. Buzzell, seconded by Mr. Peck to make a declaration of negative environmental impact. Roll call vote: T. Stewart-aye, H. Watkins-aye, S. Buzzell-aye, J. Peck-aye, and Supervisor Buckley-aye. Motion carried. A negative declaration will be prepared and published in the Environmental Notice Bulletin.
- Resolution offered by Mr. Stewart, seconded by Mr. Buzzell:
  WHEREAS, the Town of Champion Town Board has made an order for public hearing ordering a public hearing as of 7:20 p.m. on Monday, December 3, 2007, at the Town Municipal Building, and
  WHEREAS, at said public hearing, the Town Board of the Town of Champion has heard public comment concerning the formation of Water District #5, and
  WHEREAS, the New York State Environmental Quality Review Act (SEQR) requires that the Town consider the environmental impact of the proposed action of formed Water District #5 of the Town of Champion, and
  WHEREAS, the Town Board has reviewed a certain environmental assessment form prepared by Bernier, Carr & Associates, P.C., the Town Engineers for the Town of Champion, and
  WHEREAS, the Town of Champion has taken the required "hard look" at the factors set forth on the

Environmental Assessment Form (EAF),
NOW THEREFORE IT IS RESOLVED that the Town Board of the Town of Champion finds there shall be no adverse impact in the environment from the proposed action of forming the boundaries of Water District #5 as proposed, and it is further
RESOLVED that the Town Board shall enter a "negative declaration" setting forth said findings, and it is further
RESOLVED, that the Town Supervisor of the Town of Champion is authorized to execute any and all documents necessary to effectuate the purposes of this Resolution.
Present at said meeting were the following members of the Town of Champion Board:

Supervisor Buckley	voting YES
Councilman Watkins	voting YES
Councilman Peck	voting YES
Councilman Stewart	voting YES
Councilman Buzzell	voting YES

Said order remains in full force and effect.

- Attorney Farley reviewed the resolution prepared by bond counsel authorizing the issuance of Serial Bonds in an amount not to exceed $1.7M to be used for the construction of Water District #5. A resolution was offered by Mr. Peck, seconded by Mr. Stewart authorizing the issuance of Serial Bonds in an amount not to exceed $1.7M to be used for the construction of Water District #5. Roll call vote: T. Stewart-aye, H. Watkins-aye, S. Buzzell-aye, J. Peck-aye, and Supervisor Buckley-aye.
- Motion by Mr. Buzzell, seconded by Mr. Stewart to adopt the following resolution on the recommendation of the Town Attorney:
  WHEREAS, the current framework of New York State Law does not provide for a design, construction and maintenance standard for local roads of less than 400 vehicles per day (average daily trips), and
  WHEREAS, in the absence of such a state standard, it is feared that the liability
  standard towns may be held to are the standards published by the American Association of State Highway Transportation Officials (AASHTO) which are designed to be applied to high-volume roads and administered by towns with civil engineering staffs, and
  WHEREAS, the AASHTO standards place an undue hardship on small rural towns with limited financial resources by which they may be called upon to maintain low-volume vehicular traffic roads at the comparable level as high-volume roads; and
  WHEREAS, the designation of a low-volume and minimum maintenance roads serves as a management tool to conserve forest, agriculture and recreation open spaces by providing access to these lands and deterring residential development that results in land fragmentation; be it
  RESOLVED, that we the members of the Town of Champion support legislative action to provide towns with the clear authority to designate town roads with less than 400 vehicles per day (average daily trips) low-volume and minimum maintenance roads, as set forth in Senate Bill S. 3309 and Assembly Bill A. 8158.

  Supervisor Buckley Aye
  Councilman Stewart Aye
  Councilman Watkins Aye
  Councilman Buzzell Aye
  Councilman Peck Aye

  Resolution adopted.

- Motion by Mr. Buzzell, seconded by Mr. Stewart to disburse the STAR Aid in the following manner: Assessor-25%; Town Clerk-25%, Equipment-50%. Ayes-5, Nays-0. Motion carried.
- The Board discussed notice received from Brandi Hall (dba/O'Larry's Irish Pub) of her intent to apply for a liquor license. Concern was expressed by the Board and Zoning Officer regarding earlier problems with the operation of the establishment as "Gary's Pub" specifically noise issues. The Board agreed by consensus to forward a letter to the Liquor Authority requesting that due diligence be done to investigate previous complaints filed in connection with the location.
- The Board agreed, by consensus, to schedule the year-end meeting for Friday, December 28, 2007 at 10:00AM.
- Motion by Mr. Stewart, seconded by Mr. Buzzell to go into executive session for the purpose of discussing negotiations for the acquisition of real property. Ayes-5, Nays-0. Motion carried. Executive session began at 7:50PM.
- Motion by Mr. Buzzell, seconded by Mr. Peck to return to open session. Ayes-5, Nays-0. Motion carried. Open session resumed at 8:50PM.
- Motion by Mr. Buzzell, seconded by Mr. Stewart to authorize the Supervisor to execute an Agreement for Sale and Purchase of Property between the Town of Champion and Black Ink Enterprises, LLC to purchase approximately 3.212 acres with a right-of-way; more particularly described as part of tax parcel no. 76.00-2-38.42 for the purchase price of $35,000 contingent upon a potable water quality test to meet NYS Department of Health standards and a minimum flow of sufficient quantity to supply a water district. Ayes-5, Nays-0. Motion carried.
- Motion by Mr. Stewart, seconded by Mr. Peck to adjourn. The meeting adjourned at 9:05PM.

Christina Vargulick
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Town Clerk