

both the increased costs and the impact of the EFC grant, the estimated revised annual cost to the “typical property” would be \$889.00, which was less than the original estimated annual cost to the “typical property” set forth in the 2014 Report; and

WHEREAS, on May 8, 2017, following a duly noticed Public Hearing, the Town adopted a Resolution and Order determining that it was in the public’s interest to increase the maximum amount proposed to be expended for the District Project from \$5,000,000 to \$6,000,000; and

WHEREAS, on January 12, 2018 the bids for the Project were opened, and all of the bids were in excess of the maximum construction costs set forth in each Map, Plan and Report and, accordingly, an Amended Map, Plan and Report dated January 30, 2018 (“2018 Report”) was prepared to evaluate the impact of the higher cost and this Report concluded that the revised amount necessary to complete the District Project and retain sufficient contingency funds is \$6,200,000; and

WHEREAS, the 2018 Report also concluded that the estimated revised annual cost to the “typical property” is \$862.00, which is less than amount projected in the 2017 Report, less than the amount previously approved by the New York State Comptroller and less than the amount that was approved by a majority of the property owners in the District at a referendum in August of 2011; and

WHEREAS, the method of funding the Project is an EFC grant in the amount of \$3,000,000 and low-interest loans from the USDA Rural Development in the amount of \$3,200,000 being financed at 2.125% for 38 years which, when divided among the Equivalent Dwelling Units, results in an annual debt service cost of approximately \$308.00 per unit and an annual cost of approximately \$554.00 per unit for water, operation and maintenance and surcharges per unit totaling \$862.00.

WHEREAS, the property owners in the District desiring to obtain water services will also be responsible for a hook-up fee in the amount of \$100.00 and this fee is comprised of a \$25.00 account initiation fee and a \$75.00 water service and meter inspection fee; and

WHEREAS, property owners in the District desiring to obtain water services will also be responsible for the cost of extending the water service from the right of way to each structure and the cost of doing so is estimated to cost approximately \$600.00 (\$10/lineal foot x 60.00 feet) and will vary based on distance and topography and property owners will also be responsible for the cost of disconnecting current water sources (well or lake supply) and making internal plumbing modifications which are estimated to be approximately \$450.00 and may also vary based on the particular property; and

WHEREAS, the costs to the “typical user” will not exceed the State Comptroller’s Office’s 2018 threshold for low-cost town water districts of \$904.00 for the average estimated cost of a “typical user;” and

WHEREAS, all Map, Plans and Reports have been filed in the Town Clerk’s Office and are available for public inspection; and

WHEREAS, the Town Board continues to believe that this is an important Project and proposes to increase the maximum amount to be expended for the District in accordance with Town Law Article 12-A and hold a Public Hearing on February 21, 2018 at 7:00 p.m., pursuant to Town Law §§ 209-d and 209-h, to hear all interested in whether a proposed increase in the maximum amount to be expended for Canadice Water District No. 1 from \$6,000,000 to \$6,200,000 is in the public’s interest; and it is

NOW, THEREFORE IT IS RESOLVED, that pursuant to New York State Town Law §209-h, the Town Board adopts the following Order; and it is

FURTHER RESOLVED, that pursuant to Town Law §§209-d and 209-h, the Town Clerk is directed to enter the Order Setting Public Hearing Regarding Proposed Increase in the Maximum Amount to be Expended on Improvements in Canadice Water District No. 1 into the Town Board minutes, Publish a copy of the Order at

least once in the official paper not less than ten or more than twenty days before the public hearing and cause a copy to be posted on the sign board of the Town, not less than ten or more than twenty days before the public hearing and file a Certified Copy of the Order adopted pursuant to Town Law with the State Comptroller on or about the date of the publication pursuant to Town Law §209-d(2)(a).

ORDER SETTING PUBLIC HEARING REGARDING PROPOSED INCREASE IN THE MAXIMUM AMOUNT TO BE EXPENDED ON IMPROVEMENTS CANADICE WATER DISTRICT NO. 1

The Town Board of the Town of Canadice shall meet and hold a public hearing on February 21, 2018, at 7:00 p.m. at the Town Hall, 5949 County Road 37, Springwater, New York 14560 to consider whether it is in the public interest to authorize an increase in the proposed maximum amount to be expended on Canadice Water District No. 1 from \$6,000,000 to \$6,200,000 which will result in a decrease in the annual projected cost to a “typical property” from \$889.00 to \$862.00.

1. On July 13, 2015, pursuant to Article 12-A of New York’s Town Law, the Canadice Town Board established the Canadice Water District No. 1 (“District”) which generally includes properties along County Road 36 (a/k/a West Lake Road), Old West Lake Road and Honeoye Lake lakeshore neighborhoods in the Town of Canadice. The boundaries of the District are set forth in an Original Map Plan and Report prepared by the Town Engineer, LaBella Associates, D.P.C., in May of 2014 (“2014 Report”), have remained unchanged and are described in the legal description that follows:

Beginning at a point in the division line between the Towns of Richmond on the North and Canadice on the South at its intersection with the western shore of Honeoye Lake thence;

Southerly along the shore of Honeoye Lake a distance of 18,050 feet more or less intersecting with the southern property line of Tax Account No. 174.19.1-19 thence;

Westerly along the property line of Tax Account No. 174-19.1-19 and through Tax Account No. 174.00.2-33 a distance of 795 feet more or less thence;

Northerly along the boundaries or through Tax Account No’s. 174.00.2-33, 174.00-2.31-1, 174.00-2-30.1, 174.00-2-29.2, 174.00-2-29.11, 174.00-2-29.121, 174.00-2-24.212, 170.00-2-62.1, 174.00-2-62.21, 174.00-2-23.2, 174.00-2-20.1, 174.00-2-19, 174.00-2-18, 174.00-2-16, 174.00-2-14.1, 174.00-2-13.1, 174.00-2-8, 174.00-2-4, 174.00-2-1, 164.00-2-34, 164.00-2-33, 164.00-2-32.2, 164.00-2-32.1, 164.00-2-31, 164.00-2-30.1, 164.00-2-29, 164.00-2-28.2, 164.00-2-57.111, 164.002-27, 164.00-2-26, 164.00-2-25, 164.00-2-24.2, 164.00-2-24.1, 164.00-2-23, 164.00-2-59.2, 164.00-2-59.11, 164.00-2-21.1, 164.00-2-18, 164.00-2-19.11, 164.00-1-35, 164.11-1-47, 164.11-1-39, 164.11-1-42, 164.11-1-43, 164.11-1-44, 164.11-1-45, 164.07-1-77, 164.07-1-75, 164.07-1-74, 164.07-1-73, 164.07-1-72, 164.07-1.59.11, 164.07-1-65, 164.07-1-66 a distance of 18,050 more or less to the division line between the Towns of Richmond on the north and Canadice on the south thence;

Easterly along the boundary line between the Towns of Richmond on the North and Canadice on the South a distance of 607 feet more or less to the point of beginning.

The following Tax Account Numbers within the District Boundary have insufficient area for a buildable lot and are excluded from the District: 174.07-1-49.000, 174.00-2-28.100, 174.00-2-27.100, 164.07-1-49.112, 164.07-1-55.000, 174.07-1-34.110, 164.11-1-33.000, 174.15-1-1.220, 174.19-1-3.100, 164.19-1-45.000, 174.07-1-41.000.

2. The 2014 Report estimated that the total cost of the District improvements, including the construction and maintenance of the distribution mains and associated appurtenances, machinery, apparatus and

incidental improvements (“Project”) would be \$5,000,000 and estimated the annual cost to the “typical property” to be \$1,049.00.

3. Thereafter, project costs increased due to scheduling delays and design improvements and the Town was also awarded a New York State Environmental Facilities Corporation (“EFC”) grant in the amount of \$3,000,000. An Amended Map Plan and Report was prepared (“2017 Report”) to evaluate the impact of these changes and this Report concluded that the revised amount necessary to complete the District Project was \$6,000,000 and that, considering both the increased costs and the impact of the EFC grant, the estimated revised annual cost to the “typical property” was \$889.00, which was less than the original estimated annual cost to the “typical property” that was set forth in the 2014 Report.
4. On January 12, 2018 the Town opened the bids submitted and all bids were in excess of the maximum construction costs set forth in each Map, Plan and Report. An Amended Map, Plan and Report dated January 30, 2018 (“2018 Report”) was prepared to evaluate the impact of these changes and this Report concluded that the revised amount necessary to complete the District Project and retain sufficient contingency funds is \$6,200,000.
5. The 2018 Report also concluded that the estimated revised annual cost to the “typical property” would be \$862.00, which is less than the projected cost in the 2017 Report, less than the amount approved by the New York State Comptroller and less than the amount that was approved by a majority of the property owners in the District at a referendum in August of 2011.
6. The method of funding the \$6,200,000 in District improvements is an EFC grant in the amount of \$3,000,000 and low-interest loans from the USDA Rural Development in the amount of \$3,200,000 being financed at 2.125% for 38 years which, when divided among the Equivalent Dwelling Units, results in an annual debt service cost of approximately \$308.00 per unit and an annual cost of approximately \$554.00 per unit for water, operation and maintenance and surcharges per unit totaling \$862.00.
7. The property owners in the District desiring to obtain water services will also be responsible for a hook-up fee in the amount of \$100.00 and this fee is comprised of a \$25.00 account initiation fee and a \$75.00 water service and meter inspection fee.
8. The property owners in the District desiring to obtain water services will also be responsible for the cost of extending the water service from the right of way to each structure and the cost of doing so is estimated to cost approximately \$600.00 (\$10/lineal foot x 60.00 feet) and will vary based on distance and topography and property owners will also be responsible for the cost of disconnecting current water sources (well or lake supply) and making internal plumbing modifications which are estimated to be approximately \$450.00 and may also vary based on the particular property.
9. The Town proposes to increase the maximum amount proposed to be expended for the Project in Canadice Water District No. 1 from \$6,000,000 to \$6,200,000 as it is in the public’s interest and all improvements shall be installed and paid for as described in the 2018 Report and shall be constructed and installed in full accordance with all laws and regulations and in accordance with approved plans and specifications and under competent engineering supervision.
10. The cost to the “typical user” will not exceed the State Comptroller’s Office’s 2018 threshold of for the average estimated cost of a “typical user.”

3. Approval of the Bills –

Councilman O'Connor motioned, Councilman Gronwall seconded, and it was unanimously carried that the bills are to be paid in the following amounts:

ABSTRACT #14 for 2017-

General		Voucher	
APPROVED	Ayes 5	#601 to #609	\$ 55,521.02
	Nays 0	Singer, O'Connor, Statt, Malmendier, Gronwall	

D. PRIVILEGE OF THE FLOOR: There was no one to be heard.

E. ADJOURNMENT:

Councilman O'Connor motioned, Councilman Gronwall seconded, and it was unanimously carried to adjourn the meeting at 6:55 pm.

APPROVED	Ayes 5	Singer, O'Connor, Statt, Malmendier, Gronwall
	Nays 0	

Respectfully submitted, _____ Eileen Schaefer, Town Clerk