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TOWN OF CLARENCE
ONE TOWN PLACE, CLARENCE, NEW YORK 14031
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Darcy A. Snyder
Deputy Town Clerk

nmetzger@clarenceny.us
Nancy C. Metzger
Town Clerk

Gayle M. Brace
2nd Deputy Town Clerk

February 22, 2011

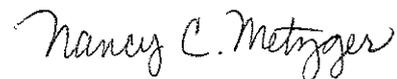
Erie County Legislature
Clerk Robert Graber
92 Franklin St.
Buffalo, NY 14202

Dear Mr. Graber:

You will find enclosed a resolution adopted by the Clarence Town Board, at their regular meeting held February 9, 2011, requesting the Erie County Legislature to conduct a study of the representative makeup of the Authorities and the remuneration of said bodies in New York State with an eye toward better representation of rate payers.

Your support in this matter would be greatly appreciated.

Sincerely,



Nancy C. Metzger
Town Clerk

Enclosure

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Town of Clarence

STATE OF NEW YORK
COUNTY OF ERIE SS.
TOWN OF CLARENCE

I, Nancy C. Metzger, Town Clerk of the Town of Clarence, Erie County, New York, do hereby certify that at an adjourned regular meeting of the Town Board of the aforesaid town, on the 9th day of February 2011 at the Clarence Town Hall, One Town Place, Clarence, New York, the following resolution was adopted, every member present voting therefore, to wit:

Motion by Supervisor Bylewski, seconded by Councilman Casilio to adopt the following resolution:

WHEREAS, the Town of Clarence entered into a Direct Service Agreement with the Erie County Water Authority effective October 1, 2000; and

WHEREAS, said Agreement included the transfer of title to all water mains, hydrants, and appurtenances to the Erie County Water Authority; and

WHEREAS, the Town of Clarence has been serviced by the Erie County Water Authority since that date; and

WHEREAS, all decisions related to the costs, charges, budgets, maintenance, etc. are made by the Commissioners of the Erie County Water Authority with voters of the Town of Clarence having no options for official input; and

WHEREAS, the appointments to the position of Commissioner of the Erie County Water Authority are made by the Erie County Legislature; and

WHEREAS, an upcoming appointment to fill an expiring term on the Erie County Water Authority is due in the near future; and

WHEREAS, in order to reflect the input and properly represent the billing and service areas and the affected rate payers within its jurisdiction, the Commissioners of the Authority should be required to reside in the areas serviced; and

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Clarence demands that the Erie County Legislature adopt the necessary legislation requiring that any and all Commissioners appointed to the Erie County Water Authority have residency status in the service area of said authority; and be it further

RESOLVED, that persons residing in the non-serviced areas of the Erie County Water Authority be hereby precluded from consideration of appointment as Commissioners of the Erie County Water Authority; and be it further

RESOLVED, that the Erie County Legislature be requested to conduct a study of like Authorities in New York State for both representative makeup of the Authorities and the remuneration of said bodies with an eye toward better representation of rate payers as well as cost saving from pay reduction or elimination of salaried positions; and

RESOLVED, that the Town Clerk is hereby directed to forward a copy of said resolution to the Clerk of the Erie County Legislature and to the following towns within the jurisdiction of the Erie County Water Authority requesting their support for said resolution.

- | | |
|---------------------|----------------------|
| City of Lackawanna | Town of Eden |
| City of Tonawanda | Town of Evans |
| Town of Amherst | Town of Hamburg |
| Town of Alden | Town of Marilla |
| Town of Aurora | Town of Newstead |
| Town of Boston | Town of Lancaster |
| Town of Brant | Town of Orchard Park |
| Town of Cheektowaga | Town of West Seneca |

Upon roll call – Ayes: All; Noes: None. Motion carried.

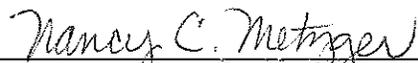
I do further certify that I have compared the foregoing with the original minutes of the adjourned regular meeting of the Town Board of said Town held on the 9th day of February 2011 and that the foregoing is a true and correct transcript from said original minutes and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I do further certify that the following members of the Town Board were present at such meeting, namely,

Scott A. Bylewski, Supervisor	(Aye)
Joseph N. Weiss, Councilman	(Aye)
Bernard A. Kolber, Councilman	(Aye)
Patrick Casilio, Councilman	(Aye)
Peter T. DiCostanzo, Councilman	(Aye)

being all the persons constituting said Town Board of the Town of Clarence, Erie County, New York.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the said Town of Clarence, Erie County, New York, on this 11th day of February 2011.


Town Clerk, Town of Clarence, New York