

Minutes of the Town Board meeting held on October 21, 2008 at 7:00 pm in the town hall.

Present: Andrew Kelsey – Supervisor  
John Metzger, Richard Colesante, Daniel Buck – Council Members  
Clare Haynes – Town Clerk  
Wayne Woolridge – Highway Superintendent  
Warren Bader – Attorney

Others Present: Paul Baxter – Tug Hill Commission, Malcoff Davis – Mayor, Village of Cleveland, Chuck Gilkey – Planning Board Chair, Ken Macari – Board of Appeals Chair, Mike Marr – Water Committee Chair, Eric Pond – Barton & Logudice

**MINUTES:**

Mr. Colesante made the motion to accept the minutes of the September 16, 2008 town board meeting, seconded by Mr. Metzger.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**VOUCHERS:**

A motion was made by Mr. Metzger to pay general fund vouchers numbered 266-310 and highway fund vouchers numbered 122-135 listed on abstract number 10 dated October 22, 2008, seconded by Mr. Buck.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**SUPERVISOR:**

A motion was made by Mr. Colesante to approve the Supervisor's Report as read, seconded by Mr. Metzger.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**TOWN CLERK:**

Mrs. Haynes reminded the board and the public that November 4, 2008 is Election Day and the offices in the town hall will be closed. Mr. Metzger made the motion to accept the Town Clerk's report, seconded by Mr. Buck.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**CORRESPONDENCE:**

Town of Sullivan – Request for SEQRA Lead Agency Status – Information only

Town of Sullivan – Handicap Accessible Fishing Pier on Oneida Lake – Information only, Mr. Illingworth might have to do inspections on this pier.

**ASSESSOR:**

Senior Citizen Exemptions and Enhanced Star Applications have been mailed out, property owners have until March 2, 2009 to complete and return the forms to continue to receive the benefits. Many property owners have begun to receive their Middle Class Star Rebate Checks. Most will receive their checks automatically. Homeowners, whose property information changed during the past year, will have to apply. For more information, property owners can visit the NYS Department of Taxation and Finance at [www.nystax.gov](http://www.nystax.gov).

Mr. Metzger made the motion to accept the Assessor's Report, seconded by Mr. Colesante.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**CODE ENFORCEMENT:**

Mr. Buck asked Mr. Bader if he had a response to a letter received from Attorney Lemendola re: Paul Mathis. Mr. Bader does not feel the letter needed or warranted a response. Mr. Metzger would like Mr. Bader to put something in writing to Attorney Lamendola, Mr. Bader will make contact. A motion was made by Mr. Buck to accept the Code Officers Report, seconded by Mr. Metzger.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**WATER:**

Mr. Davis, Mayor for the Village of Cleveland addressed the board regarding the Bernhards Bay Water Project. Mr. Davis used the Town of Mexico as an example of how the Village of Cleveland could help the Town of Constantia move forward with the Bernhards Bay Water District. In the Mexico case the town has contracted with the village to supply water, with the village to do all the maintenance and bill collection. This would require an inter-municipal agreement, if the town is interested the town would be required to do all the work to get funding, it cannot come from the village. He further spoke on USDA

low interest loans that might be of help. Mr. Pond will run the figures for next meeting to see what the amount would be per household.

Mr. Pond gave the board a new time line in relation to the North Shore Water District. The grant money has been received, survey is complete and the soil boring is ongoing. Mr. Pond is estimating that bid day for construction contracts will be one year out, in the spring we will need to start with easements and land acquisition. The OCWA operating agreement should be authorized, this needs to be approved by the legislature it should be on the docket for the spring session.

**PLANNING BOARD:**

Mr. Gilkey reported that there are still three applications,  
Ballagh – Townhouses  
Cervillo – A. C. Auto Sales  
Cell Tower – Hillside Drive

On October 28, 2008 there will be a public hearing in regards to the cell tower, 7 pm at the Constantia Town Hall. Mr. Colesante made a motion to accept the Planning Board Report, seconded by Mr. Metzger.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey - Yes

**BOARD OF APPEALS:**

Mr. Macari informed the board that two variances have been approved,  
Hill – Road frontage – granted  
Unger – Side yard – granted

There is nothing pending, will hold additional meetings if necessary. Mr. Metzger made the motion to accept the Board of Appeals report, seconded by Mr. Buck.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes

**TUG HILL COMMISSION:**

On October 23, 2008 there will be a seminar for anyone interested in Natural Gas Mining Issues. The seminar will be at the APW High School, 7pm – 10 pm. The North Shore Government meeting will be changed to a future date.

**QUESTIONS:**

Mr. Barnello was wondering what process has been made in regards to his complaint against Mr. Marr’s pole barn. It will be up to Mr. Illingworth to review the original application and if anything is improper, he can revoke it and then it can be reapplied for with the new information. Mr. Kelsey asked Mr. Bader to please put something in writing to Mr. Illingworth so that action can be taken.

**ADJOURN:**

At 8:29 pm a motion was by Mr. Colesante to adjourn, seconded by Mr. Buck.

Carried: Buck – Yes Colesante – Yes Metzger – Yes Kelsey – Yes