

TOWN OF CONSTANTIA
MINUTES – TOWN BOARD –December 15, 2009
7:30PM – Constantia Town Hall

Present: Andrew Kelsey – Supervisor
Daniel Buck, Richard Colesante, and Frank Tomaino – Council Members
Clare Haynes – Town Clerk
Warren Bader – Town Attorney

Others Present: Wayne Woolridge - Highway Superintendent
Nancy Butler – Supervisor’s Clerk
Chuck Gilkey – Planning Board Chair
Ken Macri – Board of Appeals Chair
Karen Ashley – Dog Control Officer
Paul Baxter – Tug Hill Commission

Absent: John Metzger – Council Member

MINUTES:

Mr. Buck made the motion to accept the minutes of the November 17, 2009 Town Board Meeting, seconded by Mr. Tomaino.

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

VOUCHERS:

Mr. Colesante made the motion to accept the following vouchers as listed on Abstract #12:

General Fund	343 - 382	\$ 29,027.04
Highway Fund	210 - 229	\$ 19,137.41
Northshore Water District	19 - 20	\$123,963.41

seconded by Mr. Buck.

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

SUPERVISOR:

A motion was made by Mr. Colesante to accept the Supervisor’s Report as given, seconded by Mr. Tomaino.

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

TOWN CLERK:

Mrs. Haynes notified the Board about some upcoming changes to the New York State Retirement system. Some information was given at the New York State Town Clerk Regional Meeting that she attended, but official paper work has not been received. Mr. Tomaino made the motion to accept the Town Clerk’s Report, seconded by Mr. Buck.

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

ASSESSOR:

As part of our agreement with the annual reassessment program, we will be required to send out disclosure notices this year, even if there are no changes to property values. Each municipality is required to send these types of notices out every three years to qualify for state aid reimbursement. All State agencies are under directives to reduce spending, what Mr. Wheeler has been told is that Towns can expect to receive approximately \$4.28 per parcel instead of the \$5.00 per parcel that was received when the program first started. No word has been given as to when the municipalities may expect to receive their aid payments. Mr. Buck made the motion to accept the Assessor’s Report as read, seconded by Mr. Tomaino.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

CODE ENFORCEMENT:

Complaints:

- Hall – Panther Lake - resolved
- Birmingham - resolved
- Nesbitt – resolved
- 60 Gale Road, still one camper and trailer that needs to be removed, second letter sent
- Farrell – Shacksbush Road - dumpster on site
- Baxter – commercial business being ran from a residential property-ongoing
- MEGS, new corporation stop work issued, needs site plan and many issues to be resolved – Mr. Lyboldt has been in contact with the Planning Board for needed plans
- Parker - 1479 State Route 49, re-wiring - resolved

Mr. Kelsey told the board that he spoke with Mr. Illingworth in regards to the property on Kibbie Lake Road, he is waiting on a written complaint, but he hopes to find some way to help dispose of the boats. Mr. Buck brought up the fact that about five months ago Mr. Illingworth asked the board to make some changes to the Outdoor Storage Law so he can address some of these issues, why now does he need to wait for a written complaint. Mr. Colesante does have a problem with Mr. Illingworth waiting for a written complaint, if it violates the law, he should act on it.

Mr. Tomaino made the motion to accept the Code Officer's Report, seconded by Mr. Buck.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

HIGHWAY:

- The salt storage shed is complete and is in use
- Tree cutting will be an ongoing this year, as weather permits, right now they are cutting along Winona Park Drive as they are planning to pave this road in the spring
- Please call the Highway Department if you see a bad pot hole so they can repair weather permitting

Mr. Buck made the motion to accept the Highway Superintendent's Report, seconded by Mr. Tomaino.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

DOG CONTROL:

Mrs. Ashley, Dog Control Officer gave the board a letter requesting re-appointment for 2010. Letter was read by Mr. Kelsey in full, copy is on file at the Town Clerk's Office. Mr. Colesante made the motion to accept the Dog Control Officer's Report as read, seconded by Mr. Buck.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

JUSTICE:

Mr. Tomaino made the motion to accept the Justice Report, seconded by Mr. Buck.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

PLANNING BOARD:

Items before the planning board:

- Ballagh – approved November 8, 2009
- Chilson – 1587 State Route 49 – Site Plan

Mr. Colesante made the motion to accept the Planning Board Report, seconded by Mr. Buck.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

BOARD OF APPEALS:

There are two items coming before the Board of Appeals:

- Burger, Hickory Point Road – Shed will be heard on December 22, 2009
- Kulba, State Route 49 – Divide property will be heard January 12, 2010

Mr. Colesante made the motion to accept the Board of Appeals report, seconded by Mr. Tomaino.

Carried: Buck – Yes Tomaino – Yes Colesante – Yes Kelsey – Yes

CORRESPONDENCE:

1. Barton & Loguidice, P.C. – Water update
2. Kenneth Mosley, interested in Board of Appeals position
3. Tomas Moran – Resignation from Board of Appeals
4. Oswego County Health Department – New Ground Water Rule
5. OCWA – North Shore Water District – Mr. Bader suggested that the Town should re-apply for the upcoming Legislation Session.

TUG HILL COMMISSION:

On Monday, December 14, 2009 Mr. Baxter helped order the new computer for the Supervisor's Office.

On Thursday, December 17, 2009 Mr. Baxter and Mr. Colesante will be attending the North Shore Conference.

WATER:

Mr. Tomaino asked if there has been any progress on the purchase of property for the tank site. Mr. Kelsey knows that Mr. Pond was speaking to the property owners and thought he was forwarding the information to Mr. Bader office. Mr. Bader has not received any information in regards to the tank site, an offer was sent to the property owners of the pump station on November 30, 2009 he has had no response.

PUBLIC COMMENT:

Lori Durshal – here on sisters behalf who lives at 195 Kibbie Lake Road, has been experiencing problems with dogs in the road, does not get a call back by Mrs. Ashley, also parents have had a problem with wild dogs.

Mrs. Ashley responded that there are no leash laws in the Town of Constantia, dogs can run. A complaint can be taken and sent to court, but most of the time people do not want to sign the complaint, in that case the Dog Control Officer's hands are tied. This also goes for complaints where barking dogs are called in, same action needs to be taken, the complaint has to be signed. Mr. Colesante asked if she followed up on complaints, she responded that she does, if more than one person calls on the same dog, she might not call everyone back, she just tries to get the dog. If people do not leave a number or name, then these people cannot be called back.

Mrs. Allen was in attendance and read a Petition for Change that 84 people signed in reference to the Dog Control Officer. To view entire petition, please visit the Town of Constantia's Town Clerk's Office.

Ann Pierce would like to complement the Town and Wayne for the new Christmas decorations that are hung around town, they are very nice.

Mr. Buck took this opportunity to wish Mr. Gilkey and Mr. Moran best of luck in their new positions, this was seconded by Mr. Kelsey.

ADJOURN:

At 8:31pm Mr. Buck made the motion to adjourn, seconded by Mr. Colesante.

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