

TOWN OF CONSTANTIA
MINUTES– TOWN BOARD– November 16, 2010
7:30PM – Constantia Town Hall

Present: Charles Gilkey – Supervisor
Richard Colesante, John Metzger, Thomas Moran and Frank Tomaino –
Council Members
Clare Haynes – Town Clerk
Warren Bader – Town Attorney

Others Present: Wayne Woolridge – Highway Superintendent
Karen Ashley – Dog Control Officer
Ronald Sakonyi – County Legislator
Paul Baxter – Tug Hill Commission
Michael Parker – Barton & Loguidice
Ken Macri – Board of Appeals
Robert McNammara – Planning Board Chair

REOPEN:

At 7:32pm Mr. Gilkey called the regular meeting of the Constantia Town Board to order, following the public hearing.

PUBLIC COMMENT:

Mr. Macri gave the Board a copy of an article that was written by a member of the Onondaga County Legislator that discusses the possibility of reducing the number of legislators for Onondaga County to save money. (full copy of this article is on file at the Town Clerk's Office) Mr. Sakonyi added that Oswego County has discussed reducing from 25 to 19. Mr. Macri indicated the article said that a number of counties run with only 3-7 legislatures, what are all these people doing? Times are getting tougher and the county needs to take a serious look at this. Mr. Metzger thanked Mr. Macri for pointing this out, the reality is that our community is poor and making the legislator smaller does make sense. How to address this as a Town Board is the question, Mr. Sakonyi will look into the matter and get back to the Board for the December 21st meeting.

WATER:

Constantia & Toad Harbor Water Districts Construction

- Contract No. 1 (Water Mains - NYS Route 49) has completed installation of water main and services along NYS Route 49.
- Contract No. 2 (Water Mains - County, Town & Private Roads) has installed approximately 81,000 linear feet of ductile iron water main and appurtenances (74%).
- Contract No. 3 (500,000 Gallon Elevated Tank) subcontractors have completed foundation construction. Caldwell has commenced steel purchase and shop fabrication. It is anticipated that steel will be delivered to the site in late February for tank erection.
- Contract No. 4A (Pump Station – General Construction) has completed block work for walls. They are setting trusses on each end today to do block work for gable ends, roof to follow.
- Contract No. 4B (Pump Station – Electrical Construction) is on hold until pump station building by Contract No. 4A is completed.

Waterline Easements

- There are currently 2 outstanding easements (one in each Town) and the Towns have commenced the eminent domain process.

Water Service Connections

- The first phase of testing (3 miles along NYS Route 49 up to boundary between the Towns) has been approved for connection. To date, 3 people have connected.
- B&L and OCWA are doing a walk-thru of Phase 2 (remainder of NYS Route 49) on Thursday November 18th. It is anticipated that OCWA will accept this portion of the system at that time and residents along NYS Route 49 in the Town of Constantia will be able to schedule appointments for meter installation next week.

Proposed Bernhards Bay Water District

- The Town conducted an interest survey for the Lower Road portion of the proposed Water District.
- Based on information received from the Town, the response rate was 70% and approximately 45% of those responding were in favor of public water. A map showing the survey results is attached.

With the recent canvass of Lower Road along with information gathered in 2006 the numbers just don't seem to be there to include them in the Proposed Bernhards Bay Water District. Mr. Colesante made the motion to remove Lower Road from the Proposed Bernhards Bay Water District, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey - Yes

COUNTY LEGISLATURE:

Mr. Sakoni gave the board an update on the County Legislature's activities:

- Public Hearing on tentative county budget, December 9th, at 7pm.
- Resolution passed to delete payment of 2.47% performance incentive for 2011 and 2012 for department heads, and managerial unrepresented personal.
- Resolution passed to reject proposal from National Grid to increase residential natural gas and electric rates by 20%.
- Equalization rates for the County were passed by the legislature, 18 of 24 towns and cities have equalization rates of 100%. Six were below, Richland 91%, Scriba 90%, Schroepfel 85%, Redfield 85%, Parish 72% and West Monroe 3.10%.

Mr. Sakonyi told Mr. Colesante that Mr. Turner, Director of Community Development, Tourism and Planning would be the person to contact with questions as they relate to the County Recreation Trail. Mr. Colesante is concerned with the types of vehicles that are on that trail and the damage that they are doing. He would like some kind of enforcement. Mr. Gilkey has received a letter in the past about what types of vehicles can use that road, he will look for the letter, with a possible follow up from the Board to Mr. Turner for explanation.

MINUTES:

Mr. Moran made the motion to accept the minutes of the October 14th, 21st, 28th work sessions, October 19th Town Board and November 4th public hearing., seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey - Yes

VOUCHERS:

Mr. Colesante made the motion to accept the following vouchers as listed on Abstract #11, Dated November 16, 2010:

General Fund	353- 378	\$ 31,340.54
Highway Fund	184-199	\$ 32,031.23
Northshore Water District	46-52	\$1,072,336.95

seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

SUPERVISOR:

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

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

HIGHWAY:

The highway employees are getting the trucks ready for winter, seam sealing, cold patching and putting out snow stakes. The new boiler has been installed and is working well. Mr. Woolridge has gotten a lot of complaints about the road cuts, they should start fixing them this week and be done by Thanksgiving. Mr. Metzger made the motion to accept the Highway Superintendent's Report, seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

TOWN CLERK:

Mrs. Haynes gave her report, for the month of October we had 70 new dog licenses and as today, 87 for November. The copy of the new dog law has been given to all board members, please review for approval at the December 7th public hearing ,7pm. A motion was made by Mr. Tomaino to approve the Town Clerk's Report, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

ASSESSOR:

All exemption renewals have been mailed out for the Senior and Enhanced Star Exemptions. Those applications are due back to our office by March 1, 2011.

We have also just mailed out 51 exemption removal notices where residency was in question. Those property owner's will have an opportunity to prove that the Town of Constantia properties are in fact their primary residences; the deadline for filing is also March 1, 2011.

I have prepared an application for maintenance aid for the completion of the 2010 assessment roll (up to \$5 per parcel). I would also like to include a plan for cyclical reassessments, as I discussed in last month's memo. I feel that it would be better to guarantee our application is timely rather than miss the deadline. If after we file we decide that cyclical assessments are not for us, we can withdraw our application without penalty. The penalty only comes into play if we decide to withdraw after we receive payment (up to \$2 per parcel), again, the initial \$5 per parcel is not subject to payback. I was suggesting that we implement a four year plan, with our next full revaluation tentatively scheduled for assessment roll 2013. Mr. Metzger made the motion to accept the Assessor's Report, seconded by Mr. Moran.
Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

CODE ENFORCEMENT:

Mr. Illingworth reported that he has nine active complaints. It was decided that the best path to take on the five unsafe buildings was to take one at a time. The first one has had partial compliance. Mr. Colesante made the motion to accept the Code Officer's Report, seconded by Mr. Moran.
Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

DOG CONTROL:

Ms. Ashley continues on the dog enumeration, she has started the process of ticketing the owners, this is a long process but the numbers show it is working. She has a new cell phone 632-8225 or her home number 623-9382 for anyone that needs to contact her. Mr. Metzger made the motion to accept the Dog Control Officer's Report, seconded by Mr. Colesante.
Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

PLANNING BOARD:

Mr. McNamara told the Board that they continue to work on the Land Development Law. Currently working on list of know problems, would like to get as many changes done as possible and then submit the changes at the December 21st meeting of the Town Board. They have set December 14th and 28th as their next two meeting dates. The Board must pass the revised road standards and then the revisions to the Subdivision Law will be final and waiting for approval. Mr. Colesante made the motion to accept the road specs with minor change to original paragraph. No second/no vote. The Board would like to be able to look at changes and if agreeable, approve at the December 7th meeting.

As it pertains to the Subdivision Law the following resolution needs to be passed:

COUNCILMAN: **MORAN**

Introduced the following and moved its adoption:

RESOLVED, that:

The Town of Constantia will accept the State Environmental Quality Review Short Environmental Assessment Form as a requirement for the Subdivision Law Update. Supervisor Gilkey is charged to sign and process said form.

Seconded by Councilman: **COLESANTE**

Aye: **MORAN, TOMAINO, COLESANTE, METZGER, GILKEY**

Mr. Colesante made the motion to accept the Planning Board's Report, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

BOARD OF APPEALS:

No new business.

JUSTICE COURT:

Mr. Metzger made the motion to accept the Justice Report's, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

PUBLIC COMMENT:

-Mr. Kadlubowski asked questions about his outstanding easement in Doris Park. Mr. Kadlubowski has hired an attorney and all conservations need to be held between Mr. Bader and his attorney.

-Ms. Kline asked how the fund raiser for the skate park went, they did not raise enough, but are looking at other sites or avenues.

TUG HILL COMMISSION:

Mr. Baxter thanked Mr. Tomaino for presenting at the Northern Trust workshop. Mr. Baxter is currently working on putting together workshops for both Planning Boards and Board of Appeals, dates to follow.

BOARD COMMENT:

-December 7, 2010 at 7pm there will be a public hearing on the proposed new dog law as it relates to licensing dogs in the Town of Constantia. Full copy of proposed law is on file at the Constantia Town Clerk's Office.

-Justice Simpson has asked to have the Board approve the JCAP Grant that he would like to submit, resolutions as follows:

COUNCILMAN: **MORAN**

Introduced the following and moved its adoption:

RESOLVED, that:

The Town Board for the Town of Constantia has authorized Justice Mark Simpson to apply for the Justice Court Assistance Program Grant. This authorizes Justice Simpson to request the maximum amount available.

Seconded by Councilman: **METZGER**

Aye: **MORAN, TOMAINO, COLESANTE, METZGER, GILKEY**

COUNCILMAN: **METZGER**

Introduced the following and moved its adoption:

RESOLVED, that:

The Town Board for the Town of Constantia authorizes Supervisor Gilkey to certify the Justice Court Assistance Program Grant application as submitted by Justice Simpson.

Seconded by Councilman: **TOMAINO**

Aye: **MORAN, TOMAINO, COLESANTE, METZGER, GILKEY**

Justice Simpson's court has asked for an exchange box to help with giving clients back proper change, at the present time if change is needed they need to leave and come back with proper amount. The following resolution was passed:

COUNCILMAN: **MORAN**

Introduced the following and moved its adoption:

RESOLVED, that:

The Town Board for the Town of Constantia authorizes Justice Mark Simpson to voucher fifty dollars to use as an exchange cash box.

Seconded by Councilman: **METZGER**

Aye: **MORAN, TOMAINO, COLESANTE, METZGER, GILKEY**

-Mr. Colesante made the motion adopt the 2011 Town Budget for the Town of Constantia, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

The Park Commission has agreed to waive the fee for the pavilion for the Methodist Church for 2011. Last year they rented it during the rain storm that dropped 5 inches of rain in a short amount of time. This was only considered because they are a not for profit. Mr. Moran made the motion to waive the fee for the pavilion rental to the Methodist Church for 2011, seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey – Yes

ADJOURN:

At 9:14 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Moran.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Gilkey - Yes