

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD –July 19, 2011
7:30pm Constantia Town Hall

Present: Charles Gilkey – Supervisor
Richard Colesante, John Metzger, Thomas Moran – Council Members
Clare Haynes – Town Clerk

Others Present: Warren Bader – Town Attorney
Wayne Woolridge – Highway Superintendent
Michael Parker - Barton & Loguidice

Absent: Frank Tomaino - Council Member

CALL TO ORDER:

At 7:30pm Mr. Gilkey called the regular meeting of the Constantia Town Board to order with the pledge of allegiance. Mr. Gilkey announced that Mr. Tomaino would not be in attendance tonight.

PUBLIC COMMENT:

Mr. Losurdo from County Route 65 asked about the trailer that is being demolished by his property, this is a follow up question from last month's meeting. Mr. Illingworth, CEO has spoken to the owner problems with removal have been resolved, trailer should be removed shortly.

Mrs. Pierce would like to compliment Mrs. Ashley for her quick response to a problem she had this past weekend.

Mr. Woodsome, has concerns with speeding on Lower Road, especially in light of the recent fatality. He has in the past spoken to the Oswego County Sheriff's, they offered little help. He has e-mailed the State Police, they did have a presence for a while, but have not seen them in over a year. Is there anything that the board or the highway department can do to help. The speed limit in the area is now 35 mph, Mr. Gilkey will put a call into the Sheriff's office along with the State Police to see if he can get more enforcement.

WATER:

Constantia & Toad Harbor Water Districts Construction

- Contract No. 1 (Water Mains – NYS Route 49) is substantially complete. They are onsite working on punch list items (i.e., painting of hydrants and vent pipes).
- Contract No. 2 (Water Mains - County, Town & Private Roads) – Restoration is ongoing.
- Contract No. 3 (Tank) – Tank has been blasted and primed. It is anticipated that tank painting will be completed between August 5th and 19th depending on weather.
- Contract No. 4 (Pump Station) – It is anticipated that pump station start-up will be completed in early August.

Water Service Connections

- The Contract No. 1 water mains (NYS Route 49) and all roads south of NYS Route 49 have been approved for connection by DOH & OCWA.
- Walk-thru of remaining roads (north of NYS Route 49) was completed June 22nd. It is anticipated that these roads will be accepted by OCWA once sample results are received and approved by the County Health Department.
- To date, 123 people have connected to the water system (80 in the Constantia Water District and 43 in the Toad Harbor Water District).

Proposed Bernhards Bay Water District

- Town Board comments on the Map, Plan and Report have been addressed and the report has been finalized.
- After Town Board approval of MPR, petitions can be circulated. Town Board should appoint a water committee to circulate petitions. B&L will provide a fact sheet on the water district and attend a meeting at the Town Hall to train water committee members prior to circulation of petitions.
- Upon receipt of the petition bearing sufficient signatures as set forth in Town Law, the Town Board shall hold a public hearing in accordance with Article 12.
- Meeting w/ Village of Cleveland to discuss project, SEQR set-up for July 25th.

The Map, Plan and Report has been modified all problems have been addressed. The Map, Plan and Report dated July 2011 is ready for approval. After acceptance, petitions can be done. Mr. Colesante made the motion to accept the Map, Plan and Report for the Bernhards Bay Water District dated July 2011, seconded by Mr. Moran.

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

No members of the town board should circulate petitions, now is the time to get a water committee together. Advertisement will be in both papers, potential members must live in the town of Constantia but need not be in the Proposed District. There will be a short training for people on the committee. The petitions must get 1/2 of the people in the district and 1/2 of taxable assessed value. The goal would be to get all property owners. Once enough people have signed the petitions, then a public hearing will be held. Mr. Gilkey would like to have a few informational meetings so people in the district will have a couple of dates to choose from.

COUNTY LEGISLATOR:

Ron Sakonyi reported the following:

- Gregg Heffner was appointed as acting Commissioner of Social Services for Oswego County
- FAA Grant for \$990,000 was accepted by the Legislature for the County Airport to remove obstructions and improve lighting
- 2011 Oswego County Tax Auction will be held on Saturday, October 29, 2011 at the Oswego County BOCES Campus in Mexico
- Legislative Office Building hours will be 8:30 to 4pm for the period of July 5 to September 2nd.
- Redistricting has come up again, the last study was done in 2005. Districts range in the size of 1 sq mile to 172 sq miles in the rural areas. Residents in the cities seem to be more in favor of reductions, where the more rural areas would like to stay the same. The County Administrator is reviewing the procedures involved in changing the size of the legislator.

MINUTES:

Mr. Moran made the motion to accept the minutes of the June 21st town board meeting, June 30th special meeting, seconded by Mr. Metzger.

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

VOUCHERS:

Mr. Colesante made the motion to accept the following vouchers as listed on Abstract #7, Dated July 19, 2011:

General Fund	205-233	\$ 9,622.24
Highway Fund	109-126	\$ 35,140.35
Northshore Water District	53-60	\$287,544.59

seconded by Mr. Metzger.

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

SUPERVISOR:

Ms. Butler is looking into how to solve the problem with A690 Court Clearing Account which is listed on the front page of the supervisor's report. This account appears to be keeping a running total, it should be zeroed out yearly. Mr. Moran made the motion to accept the Supervisor's Report, seconded by Mr. Colesante.

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

HIGHWAY:

Emergency replacement of a culvert on Dutcherville Road has been completed, another culvert on Lower Road will be done next week, that is end culver replacement for the year. Paving will be starting in about two weeks. Long arm mower should be fixed by the end of the week. There are two resolutions Mr. Woolridge would like the board to approve. One for the County to install no parking signs across from the Constantia Vol. Fire Dept on County Route 23 and the other will be to give Mr. Woolridge permission to apply for a NYS Clean Air Grant which will be used to purchase a leaf vacuum. An Inter-municipal Agreement will also need to be signed by the town and the village for the purchase of the leaf vacuum. The village has already approved the agreement, Mr. Bader has reviewed and has no objections. If at any time the town would like to stop the agreement, it must be done in November, as it extends on a year to year basis. This will be a pilot program where the town and village will pick up leaves, the leaves will have to be by the roadside. The area covered will be the village of Cleveland, the hamlet of Bernhards Bay and Constantia. Mr. Woolridge has the roads mapped out. If residents outside of the pilot area would like to have leaves picked up, they will have to be considered on a case by case basis. The leaves will then be brought to the Roosevelt Road pit and mixed with wood chips. The DEC has been very helpful, and are happy to help with Mr. Woolridge with the proper procedure.

Mr. Colesante made the motion to have Supervisor Gilkey execute the Inter-municipal agreement on behalf of the town of Constantia, seconded by Mr. Metzger.

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

COUNCILMAN: Metzger

Introduced the following and moved its adoption:

RESOLVED, that:

Wayne Woolridge as Highway Superintendent for the town of Constantia or such person's successor, is hereby authorized and directed to file an application for a New York State Clean Air

Grant in an amount not to exceed \$5,000.00, and upon approval of said request to enter into and execute a project agreement with the New York State Department of Environmental Conservation for such financial assistance to the Highway Department for a leaf pickup program.

Seconded by Councilman: **Colesante**
 Aye: **Metzger, Colesante, Moran, Gilkey**
 Nay:
 Absent: **Tomaino**

COUNCILMAN: **Moran**

Introduced the following and moved its adoption:

RESOLVED, that:

The Town Board for the town of Constantia is authorizing the Oswego County Highway Department to install No Parking Signs to the property opposite of the Constantia Volunteer Fire Department located at 23 County Route 23, Constantia, New York.

Seconded by Councilman: **Metzger**
 Aye: **Metzger, Colesante, Moran, Gilkey**
 Nay:
 Absent: **Tomaino**

Mr. Moran asked about the infrastructure at the town garage, he remembers that the roof on the building was having some problems. We are waiting on the \$50,000 grant to come in, then repairs can be made to that along with other items. If for some reason we do not get the grant, then it will need to be part of next year's budget. Mr. Moran made the motion to accept the Highway Superintendent's report, seconded by Mr. Metzger.

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

TOWN CLERK:

Mr. Metzger made the motion to accept the Town Clerk's reports, seconded by Mr. Moran.

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

ASSESSOR:

The Town of Constantia 2011 Final Roll was filed with Oswego County Real Property on June 27, 2011.

Anyone interested in viewing the final roll may view the copy on file in my office or with the Town Clerk.

There is also a PDF (Portable Document Format) version located on the main page of the Town of Constantia's website: www.townconstantia.org.

Now that the roll is complete, and the budget process is quickly approaching, I am providing the Board with the current taxable values for the Village, Town Outside Village, Town as a whole, and our special districts. I have taken the time to highlight those figures that are needed for the upcoming budgetary process.

Funds	Parcels	Assessed Value	Taxable Value
Taxable	2,449	238,957,500	226,459,095
Special Franchise	3	3,613,386	3,613,386
Utility	10	3,146,711	3,146,711
Wholly Exempt	51	14,857,500	0

TOV Totals	2,513	260,575,097	233,219,192
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Funds	Parcels	Assessed Value	Taxable Value
Taxable	354	28,792,440	27,187,921
Special Franchise	3	371,700	371,700
Utility	5	377,630	377,630
Wholly Exempt	21	4,888,700	0

Village Totals	383	34,430,470	27,937,251
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Funds	Parcels	Assessed Value	Taxable Value
Taxable	2,803	267,749,940	253,647,016
Special Franchise	6	3,985,086	3,985,086
Utility	15	3,524,341	3,524,341
Wholly Exempt	72	19,746,200	0

Town Totals	2,896	295,005,567	261,156,443
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Name	Code	Count	Taxable Value
Constantia Fire	FD261	871	88,976,952.00
Constantia Protect	FD262	1649	156,737,145.00
Light 1	LD261	230	23,562,087.00
Light 2	LD262	480	51,522,820.00
Water District 1	WD262	858	913.00

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

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

CODE ENFORCEMENT:

Mr. Moran made the motion to accept the Code Enforcement Officer's report, seconded by Mr. Metzger.

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

DOG CONTROL:

Mrs. Ashley has been responding to a lot of complaints, dog running, etc. Citizens must remember that Mrs. Ashley must have a signed complaint to bring both parties to court. Without a signed complaint, the only thing Mrs. Ashley can do is speak to the other party and request that they comply. Mr. Moran made the motion to accept the Dog Control Officer's report, seconded by Mr. Colesante.

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

PLANNING BOARD:

The Planning Board has completed its proposed revisions to the Land Development Law and by resolution we voted to pass the proposal on to the Town Board and recommend adoption. John Illingworth will distribute copies of the proposed revision to the Town Board members. The Planning Board is available to answer any questions or offer explanations for the proposed changes.

A Public Hearing was held on the Christmas Associates Subdivision of the Loan property on Center Street. There was no opposition to the project. The applicant will finish the survey and the Planning Board expects to vote on the application at the July meeting.

There was a Sketch Plan Conference for a proposal by Mike's Plumbing to relocate the warehouse for his business to a garage across from the Dollar General. The applicant, Mike McGregor plans to submit his application for Site Plan Review at the July Planning Board meeting.

Mr. Metzger made the motion to accept the Planning Board's report, seconded by Mr. Moran.

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

BOARD OF APPEALS:

Nothing to report.

JUSTICE:

Mr. Moran made the motion to accept the Justice report, seconded by Mr. Metzger.

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

AUDIT:

Mr. Moran has met with Mrs. Simpson and has made progress with the audit, should have completed audit by August meeting.

PUBLIC COMMENT:

Nothing at this time.

BOARD COMMENT:

- Working draft of Land Development Law given to the board, it is dated July 2011. Please review so any changes can be discussed
- During budget process it would be a good idea to add a line item for unemployment insurance
- Budget meeting set for August 2, 2011 at 9am
- Mowing agreement, Mr. Bader to call County Attorney
- Lease agreement OCWA, some changes from last month, need to be approved and signed again.

Mr. Metzger made the following Resolution:

At a meeting of the Town Board of the TOWN of CONSTANTIA, County of Oswego, State of New York, held at the Town Hall, Constantia, New York, on the 19 day of July, 2011, at 7 p.m.

Charles R. Gilkey,	Supervisor
Richard Colesante,	Board Member
John Metzger,	Board Member
Thomas Moran,	Board Member
Frank Tomaino, Absent	Board Member

WHEREAS, the TOWN of CONSTANTIA and the AUTHORITY desire to enter into an Agreement for the lease of a water distribution system and for the supply of water and water service to the Constantia Water District, and

WHEREAS, the TOWN of CONSTANTIA represents to the AUTHORITY that the Constantia Water District was duly established as provided by law, and

WHEREAS, the TOWN of CONSTANTIA represents to the AUTHORITY that the TOWN has the power and the AUTHORITY to bind itself to the provisions of the proposed agreement,

NOW, THEREFORE,

BE IT RESOLVED, that the agreement between the AUTHORITY and the TOWN of CONSTANTIA, in the form as is annexed hereto, be and hereby is approved by the TOWN of CONSTANTIA, and the Constantia Water District, and

BE IT FURTHER RESOLVED that the Town Board of the TOWN of CONSTANTIA hereby executes said agreement on behalf of the TOWN of CONSTANTIA and the Constantia Water District and the Town Clerk is hereby authorized to deliver a copy of the executed agreement to the AUTHORITY, and any other party.

Seconded by Mr. Moran.

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

-Reynolds property, drain is being installed in right of way, tree work needs to be completed before drain can be installed, the water district will pay for the removal of trees. The drain will take care of the rain water issue, the Reynolds will take care of the septic issue.

ADJOURN:

At 9:43 pm Mr. Metzger made the motion to adjourn, seconded by Mr. Moran.

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