

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD-PUBLIC HEARING, BUDGET –7 pm –November 10, 2011
Constantia Town Hall

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

CALL TO ORDER:

At 7:00 pm Mr. Gilkey called the Public Hearing for the 2012 Budget to order with the pledge of allegiance.

BUDGET:

The following changes will be made to the preliminary budget for 2012:

A3620.11 Code Enforcement PS 1	\$29,640.00	change to	\$30,232.80
A3620.13 Code Enforcement Clerk PS	\$10,712.00	change to	\$10,120.00
B1990.4 Contingent Account	\$10,000.00	change to	\$0.00
B391 Water District Formation	\$20,000.00	change to	\$30,000.00

Mr. Metzger brought up the fact that all proposed pay increases will be considered at our Organizational Meeting in January. Just because monies have been budgeted for does not mean that a raise will be granted.

Mr. Colesante agreed, he is not happy with the way raises are given he proposes that next year we make a decision at the August town board meeting if the board is going to entertain raises. This information will go out with the budget worksheets that are given to department heads. At the following budget meetings the department heads will need to be there to justify proposed individual raises for their departments, a change in position raise would be handled separately, for example counselor to lifeguard. Mr. Colesante will put something in writing for the board to approve.

Mr. Gilkey will ask Mr. Illingworth and Mr. Wheeler to supply to the board why they requested a pay increase for 2012.

At 7:24 pm Mr. Colesante made the motion to close the public hearing, seconded by Mr. Metzger.
Carried: Moran - Yes Tomaino - Yes Colesante - Yes Metzger - Yes Gilkey - Yes

Mr. Moran made the motion that the Tax Levy Cap - Calculation and Totals worksheet and the Constantia Fire District #1 Budget be included with the 2012 official budget, seconded by Mr. Colesante.
Carried: Moran - Yes Tomaino - Yes Colesante - Yes Metzger - Yes Gilkey - Yes

WATER:

Mr. Moran has reviewed the SEQR for the Bernhards Bay Water District he asked 4 questions that were answered by Mr. Parker from Baron and Loguidice, via e-mail they are as follows.

Page 4, Question 13:

Q: Is the project site presently used by the community or neighborhood as an open space or recreation area?

A: No

Mr. Moran - I think this should be "Yes" relative to North Shore Recreation Trail from Martin Road eastward.

Mr. Parker - This question is geared towards a development of landfill being built on park or other recreational area and losing that area for public use. In this case, no one will know the water main is there a year after construction, the ATV trail will still be open and may actually be improved with some grading.

Page 5, Question 17:

Q: Is the site served by existing public utilities?

A: No

Mr. Moran - Answer ignores current "Constantia 22" who are served by Cleveland water.

Mr. Parker - This is geared towards a large development with existing water or sewer and asking if the existing facilities can handle the increased flows and demands or if improvements would be required. When we willed out Park 1 of the EAF, we were under the impression that the 3" water main serving the Constantia 12 (or 20ish) was private. Supposedly the village of Cleveland has accepted ownership of the water main, but Mr. Bader questioned whether the village could legally expend village funds outside of the village to operate and maintain that line. When there is an issue in the future, the village may not be able to help legally and there is not water district in place to protect those people. Even if we changed the answer to yes for the first part of the question, the 3" line definitely doesn't have sufficient capacity to allow connection and there are approximately \$1M worth of improvements required in the village water system to allow connection, which was voted down approximately 3 to 1 in the last referendum.

Page 11, Question 1:

Q: Construction in a designated floodway?

A: No

Mr. Moran - "Construction in a designated Floodway" should be checked (column 2, column 3, yes)

Mr. Parker - a floodway is different than a flood zone. I double checked this morning and there were only three designated floodways in the town of Constantia and they were all in the Constantia Water District. The three designated floodways are Frederick, Scriba and Dakin Creeks. In terms of flood zones, we will not change the elevations/grade of any flood zones and we will not be building any above grade structures in flood zone.

Page 19, Question 19:

Q: Proposed action will conflict with officially adopted plans or goals?

A: No

Mr. Moran - I feel this should be a "Yes" recognizing the Constantia 22. "Proposed action will conflict with officially adopted plans or goals" of Cleveland to supply water to them. This is having a "small to moderate impact" already and it probably can be mitigated by project change.

Mr. Parker - I'm not aware of any officially adopted plans or goals from the village of Cleveland. As discussed previously, the Constantia 12 (or 20ish) will have the option of continuing to purchase water from the village of Cleveland vs. hooking up to the new water main. However, legally they will be required to pay the debt service because of being in a water district and they will have the option of hooking to the new 16" water main in the future if there is an issue with the 3" water main or anything else in the village water system. It is important to note that this project is in accordance with the town of Constantia's plan to supply water to the North Shore area that started in 2004.

Mr. Moran is mainly concerned with the Constantia 22 and feels that some of the questions could have been answered differently with explanations included. He does not feel it is enough of a problem to hold up the process but would have liked a few of the questions reviewed more closely.

At 8:12 Mr. Bader came to the meeting to answer some questions, he has reviewed the questions from Mr. Moran and answers from Mr. Parker and is satisfied. He has no problems with the answers, they were answered by our engineers who advised us to answer in this manner. If the board is not happy with the answers, then redo and wait the 30 days. A lot of the questions are not black and white, he feels as the boards' legal advisor the town would be okay against any ligation that may come against the town and suggest they move forward.

ADJOURN:

At 8:41 pm Mr. Tomaino made the motion to adjourn, seconded by Mr. Colesante.

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