

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD –March 20, 2012
7:30pm Constantia Town Hall

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

Others Present: Warren Bader – Town Attorney
Wayne Woolridge - Highway Superintendent
Ron Sakonyi - County Legislator
Norman Youmans - Mayor - village of Cleveland

Absent: John Metzger - Council Member

REGULAR MEETING:

At 7:32 pm the regular meeting of the Constantia town board opened.

PUBLIC COMMENT:

Mrs. Kline said there are properties on Shacksbush Road that are a mess, Mr. Gilkey told her that she is more than welcome to fill out a complaint form so they can be looked into.

WATER:

Constantia & Toad Harbor Water Districts Construction

- Contract No. 1 (Water Mains – NYS Route 49) – Change Order No. 5 (Over/under quantity adjustments) has been sent to North Country Contractors for signature. Upon receipt of the signed Change Order No. 5, recommendation for final payment will be forwarded to the Town Board.
- Contract No. 2 (Water Mains - County, Town & Private Roads) – Guarantee inspections will be conducted in the summer of 2012.
- Contract No. 3 (Tank) – Notice of Substantial Completion will be issued this week. A guarantee inspection will be conducted in August.
- Contract No. 4 (Pump Station) – LaFleur is in the process of scheduling a training session for OCWA personnel on the operation and maintenance of pump station equipment, which is the last remaining punch list item.

Water Service Connections

- To date, 359 people have connected to the water system (272 in the Constantia Water District and 87 in the Toad Harbor Water District).

“In-District” Extensions

- Marques & Associates, P.C. from Rochester New York has completed all survey field work. It is expected that Marques will submit the final survey files to B&L this week.

Proposed Bernhards Bay Water District

- To date, the water committee has collected 118 signatures, which amounts to 42.4% of property owners and 45.6% of assessed value. CCF is working on a mailer, which will be sent to property owners the water committee couldn't reach.
- The Town received a preliminary funding estimate from the Rural Development on December 16, 2011 and an application meeting was held on January 4, 2012.
- The Town is in discussion with the Village of Cleveland regarding a potential joint water project that would benefit both municipalities. B&L has prepared a proposal to assist the Town and Village with the preparation of a Preliminary Engineering Report (PER) for the potential joint water project.

Mr. Bader has the letter done, it will be sent to each residence that could not be reached during the time the petitions were being walked to each household. It will contain at least 3 pages, property owners must sign in front of a witness, and then the witness signature must be notarized. Both husband and wife

should sign, but they do not both have to. Mr. Colesante is concerned that it is going to be too much and they just won't do it.

Mr. Parker also brought with him a Proposed Bernhards Bay Water District/Village of Cleveland Water System Engineering Service Proposal for Preliminary Engineering Report for Joint Water Project. This will need to be signed by both the Supervisor for the town and the Mayor of the village. Both parties need to sign for the agreement to be valid. The total cost is \$9,600 the town of Constantia and the village of Cleveland would share this amount equally, resulting in a share of \$4,800. In order to list the joint project on the 2013 IUP a preliminary engineering report (PER) and IUP listing form would have to be sent to the EFC/DOH by August 2012. Mr. Youmans, Mayor for the village says that 3 of the 5 trustees are in favor of the project, he feels it will stay that way. Mr. Parker will be at the next village meeting with the proposal for the village to vote on and if agreed upon sign. The village will need to vote on the project, but will wait until the cost per EDU comes back. Don't want to rush, need to get information out to the people of the village.

Mr. Moran asked if we need to form a district before August, Mr. Parker responded, no just need to get the information together for DWSRF project listing.

Mr. Colesante made the motion to empower Supervisor Gilkey to sign the Engineering Service Proposal for Preliminary Engineering Report for Joint Water Project with the understanding that if the village of Cleveland does not sign, it will be considered invalid, seconded by Mr. Tomaino.

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

A second resolution in regards to the Bernhards Bay Water district was discussed, but it was decided that this will not be signed at this time.

Mr. Sakonyi did meet with Ms. Richie, he discussed the water project. She would like some more information to be given to her assistant for review. Mr. Gilkey and Mr. Sakonyi will follow up with the Senator.

COUNTY LEGISLATOR:

Mr. Sakonyi reported:

- State currently owes the county over \$231,000 in Medicaid overburden claims. The NYS 2012 Executive Budget calls for the removal of overburden aid and permanently prevents counties through statute from claiming overburden aid in the future. Oswego County Legislature calls on the governor and state legislature to remove the provisions in the budget (61-b) that removes counties authority to claim overburden aid in the future.

- The governor's proposed budget included four mandate relief proposals that will benefit county property taxpayers - Early Intervention Reform, Pre-School Special Education Reform, Pension Reform and freeze on local share of Medicaid over a period of three years.

- Legislature accepted Trade Act funding of \$148,329.27 to provide employment and training services to dislocated workers impacted by the US Free Trade Agreements.

- Legislature approved funding for \$143,544 for ARC of Oswego, NYS reduced its support to ARC by \$90,495. This would impact services to developmentally disabled individuals who have not been determined eligible for OPWDD Medicaid Waiver Services.

- Amended the Social Services budget to accept an allocation of \$6,144 for transportation services to support TANF eligible individuals to obtain or retain a job.

- Open Burning Law - New York State's open burning regulation which was passed in 2009, bans open burning from March 16th to May 14th. It also prohibits the burning of garbage at all times and places. Violators can be fined \$500 for the first offense. Call 1-800-847-7332 to report a violation.

- Spring fun day at Camp Hollis is April 4th 10am to 2pm.

MINUTES:

Mr. Colesante made the motion to accept the minutes of the February 16th special meeting and February 21st town board, seconded by Mr. Moran.

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

VOUCHERS:

Mr. Colesante made the motion to accept the following vouchers as listed on Abstract #3, Dated March 20, 2012:

General Fund	67-90 92-100	\$ 438,418.35*
Highway Fund	33 - 49	\$ 20,113.00
Northshore Water District	14 - 19	\$ 17,546.02

Seconded by Mr. Moran.

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

*voucher #91 general fund moved to #49 highway fund, no dollar value change for voucher, charged to the wrong fund in error.

SUPERVISOR:

Mr. Moran made the motion to accept the Supervisor's Report, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

HIGHWAY:

The highway department has been:
- Sweeping roads
- Changing out street and traffic signs
- Spare plow is now ready for summer
- Tree work
- Dirt roads have been graded

Mr. Woolridge went to advocacy day, the town can still expect to receive CHIPS money, same money as last year. This is encouraging, but with the price of fuel not sure how much the town will be able to do. Will be doing more oil and stone to stretch the life of the roads, they will do what they can. Mr. Woolridge will be watching the budget, rental revenue from the county is down because of lack of snow. He is also concerned about sales tax, little fishing and snowmobiling hopefully gas sales will help. Mr. Colesante made the motion to accept the highway superintendent's report, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

TOWN CLERK:

Mrs. Haynes gave her report along with the tax collector report. 497 second notices went out to taxpayers, by law anyone who has not made a payment by March 15th must be sent a second notice. Mr. Tomaino made the motion to accept the Town Clerk's report, seconded by Mr. Moran.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

ASSESSOR:

Between now and May 1, 2012, I will be working in the field collecting building permit information. We will also be editing and valuing those properties that have been created and/or deleted as a result of split/merges. Mr. Moran made the motion to accept the Assessor's report, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

CODE ENFORCEMENT:

Mr. Moran made the motion to accept the Code Officer's report, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

DOG CONTROL:

Mr. Tomaino made the motion to accept the Dog Control Officer's report, seconded by Mr. Colesante.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

PLANNING BOARD:

Mr. Moran made the motion to accept the planning board's minutes from the January 24, 2012 meeting, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

BOARD OF APPEALS:

Nothing to report.

JUSTICE:

Mr. Moran made the motion to accept Justice Simpson's report, seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino - Yes Colesante - Yes Gilkey – Yes

AUDIT:

The 2011 annual report was completed on March 15, 2012 full copy is available for review at the town clerk's office.

COUNCILMAN: Colesante

Introduced the following and moved its adoption:

RESOLVED, that:

The town board for the town of Constantia approves the 2011 Justice Audits. Justice Simpson's audit and Justice Pelon's audit completed by Ms. Butler. It is further instructed that Ms. Butler send copies of both to the New York State Office of Court Administration.

Seconded by Councilman: **Moran**

Aye: **Moran, Tomaino, Colesante, Gilkey**

Nay:

Absent: **Metzger**

I hereby certify that I have compared the foregoing copy of the resolution with the original thereof now in my possession and that the same is a true and complete transcript thereof and of the whole thereof; and I

further certify that said resolution was duly adopted at the monthly meeting of the Town Board of the Town of Constantia held on the 20th day of March, 2012.

PUBLIC COMMENT:

Mr. Confer would like to know why the minutes are not in the paper. The paper will print the minutes when there is room, last time the minutes they printed were 3 months old.

TUG HILL COMMISSION:

Mr. Baxter was not able to attend tonight, but sent the following:

- Completed work on Local Government Efficiency Grant, joint application between the town of Constantia and the village of Cleveland. If granted, this would fund 90% of a study on how to improve fire department effectiveness and efficiency.
- Copies of flyers for upcoming junky yards and messing conditions workshop being held at Jefferson Community College in Watertown on Thursday, April 19t at 6:30 pm.
- Copies of flyer for a public forum being conducted by the Central New York Regional Economic Development Council this Thursday, March 22nd at 5:30 pm at Cazenovia College.
- There was a mandate relief forum in Watertown, if there are any mandates on town government that you would like to see changed or eliminated, NYS Senator Richie is still seeking these for possible state action.
- Local Government Conference is Thursday, March 29th at Jefferson Community College.
- Copies of NYS Department of Labor Workplace Violence Prevention Program Guidelines handed out.

BOARD COMMENT:

- Cleveland Volunteer Fire Department Report
- A690 budget line being worked on for correction
- West Monroe Zoning Changes received, full copy on file at Town Clerk's office
- Board signed the Road Maintenance Agreement with Oswego County

Mr. Colesante made the motion to appoint Daniel Pone of 14 Sunset Bay Road to the Alternate Position on the Planning Board, term expires December 31, 2016, seconded by Mr. Moran.

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

ADJOURN:

At 9:20 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Tomaino.

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