

TOWN OF CONSTANTIA  
**MINUTES - TOWN BOARD - October 16, 2012**  
7:30pm Constantia Town Hall

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

Others Present: Warren Bader – Town Attorney  
Wayne Woolridge - Highway Superintendent  
Paul Baxter - Tug Hill Commission  
Ron Sakonyi - County Legislator

**CALL TO ORDER**

At 7:30 pm the regular meeting of the Constantia town board was called to order with the pledge of allegiance.

At this time the board would like to acknowledge members of Boy Scout Troop 724 who are in attendance at tonight's meeting. The boys are working on their Citizenship in the Community badge by observing a meeting of their local government.

**PUBLIC COMMENT:**

None

**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) – The guarantee inspection for Town/County Roads was conducted on August 15<sup>th</sup> and deficiencies have been corrected.
- Contract No. 3 (Tank) – The guarantee inspection was conducted on October 4<sup>th</sup> and only minor deficiencies were noted. A copy of the inspection report will be forwarded to the Town when we receive it.
- Contract No. 4 (Pump Station) – All work under this Contract has been completed. Status unchanged for Contract No. 4A bonding/payment issues.
- Contract No. 5 (Water Mains – Extensions) – A preconstruction meeting is being held on Wednesday, October 17<sup>th</sup>. Meeting notes will be provided to the Town after the meeting.

**Water Service Connections**

- 435 people had connected to the water system as of September Board Meeting (330 in the Constantia Water District and 105 in the Toad Harbor Water District). OCWA was unable to provide an update today.

**Amendment No. 5 – Shifting Subcontractor Allowance to Construction Phase Services**

- An amendment is attached for Town Board consideration. The amendment is for a reallocation of a portion of our current authorization (subcontractor allowance to construction phase services) and would not result in an increase in our current authorized fee.

**Proposed Bernhards Bay Water District**

- The petition process continues. Currently, 54.6% of the total assessed value and 55.9% of resident assessed value have signed the petition.
- A second petition mailer was sent to property owners that haven't responded on September 17<sup>th</sup>. Approximately 30% of those people have responded yes, no or requested additional information. The yes responses will have to be validated by the assessor prior to increasing the percentages above.
- The PER for the joint water project was submitted to the NYSDOH on September 4<sup>th</sup>. The 2013 DWSRF Final Intended Use Plan (IUP) has not been published yet.

Barton and Loguidice has requested the board approve Amendment No. 5, this would shift the subcontractor allowance to construction phase services. Mr. Bader has reviewed the letter and sees no problem with the board agreeing to the amendment. This will be to shift money from one account to another, there is enough money, it just is not in the account that needs to be charged.

Mr. Metzger made the motion to have Supervisor Gilkey sign Amendment No. 5 to Engineering Services Agreement Shifting Subcontractor Allowance to Construction Phase Services in the amount of \$31,000.00, seconded by Mr. Moran.

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

**COUNTY LEGISLATOR:**

Mr. Sakonyi reported that the draft budget has been received by the Legislator. This draft budget came in at \$197 million for 2013, 2012 budget was \$193 million. The potential rate of this draft budget is \$7.55 per \$1,000 compared to last year's rate of \$6.95 per \$1,000. As it stands this would be an increase of

7.3% which is unacceptable. The rise is attributed to state retirement cost increasing by \$1.3M, Medicaid by \$451,961, assigned counsel program cost increases of \$43,586, and safety net cost (assistance for the unemployed) increases of \$1.15M. Other increases in the budget include health insurance cost that have gone up to \$3.4M and 911 maintenance that has increased \$167,835. The Legislators have a lot of work ahead of them to decrease this budget, he will update the board on their progress at the November town board meeting.

**MINUTES:**

Mr. Moran made the motion to accept the minutes of the September 18th town board meeting and the September 27th and October 4th budget meetings, seconded by Mr. Tomaino.

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

**VOUCHERS:**

Mr. Moran made the motion to accept the following vouchers as listed on Abstract #10, Dated October 16, 2012:

General Fund	292-324	\$ 17,213.85
Highway Fund	149-163*	\$ 21,904.24*
Northshore Water District	39-43	\$ 8,056.36

Seconded by Mr. Colesante.

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

\*When Ms. Butler was printing checks it was noticed that voucher #158 in the amount of \$266.57 was previously paid on abstract #9, voucher #145. \$21,637.67 is the new amount.

**SUPERVISOR:**

Mr. Moran made the motion to accept the supervisor's report for September, seconded by Mr. Metzger.

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

**MAY AND JUNE 2012 SUPERVISOR REPORTS:**

As per Councilman Moran's request the following was read and requested to be as stated in the minutes: The May and June 2012 Supervisor Reports are not correct because they include "New Transactions" dated thru July 2012. This would not be possible if the Reports were composed in May and June. But since a computer virus deleted months of data, and this data was reentered in August, the recreated May and June Reports contain the "New Transactions" because the computer program cannot do otherwise. In my opinion the financial data in the May and June 2012 Reports is accurate, therefore I move that we approve these two Reports, with the above stated discrepancy duly noted. Seconded by Mr. Metzger.

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

The board further requested that a copy of this statement be attached to both May 2012 and June 2012 Supervisor's Report.

**HIGHWAY:**

The leaf pick up program has started, call the highway department if you have any questions. They have been grinding stumps and changing trucks over for winter use. All sand that will be needed for the winter is at the garage. Mr. Moran made the motion to accept the Highway Superintendent's report, seconded by Mr. Metzger.

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

**TOWN CLERK:**

Mr. Tomaino made the motion to accept the Town Clerk's report, seconded by Mr. Colesante.

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

**ASSESSOR:**

We are still waiting for the County to print our Enhanced STAR renewal forms. Apparently, the State is no longer supplying patches for the version of V4 we are using, and therefore, our office was unable to print the renewals ourselves as we have in the past. Since we are on an 'older' version, the County will be updating one of their machines to assist local assessors with the reprinting of the renewals. We have been informed that the notices should be generated in the next few days so that we can begin mailing them sometime next week. Mr. Metzger made the motion to accept the Assessor's report as read, seconded by Mr. Moran.

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

**CODE ENFORCEMENT:**

Mr. Hall did come in to speak to Mr. Illingworth. Mr. Illingworth followed up with a letter to Mr. Hall. Mr. Colesante and Mr. Metzger thought they would have a time line by this meeting. Mr. Illingworth will go take pictures on the day of the November town board meeting to see if there is any progress. Mr. Metzger made the motion to accept the Code Enforcement Officer's report, seconded by Mr. Moran.

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

**DOG CONTROL:**

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

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

**PLANNING BOARD:**

Working on the comprehensive plan for the town.

**BOARD OF APPEALS:**

Sheldon-7 Lakeshore Dr, side yard variance - approved.

**JUSTICE:**

Mr. Moran made the motion to accept Justice Pelon's and Justice Simpson's report for September, seconded by Mr. Colesante.

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

**PUBLIC COMMENT:**

None

**TUG HILL COMMISSION:**

Mr. Baxter:

- Has helped the town with the budget process, updated the spreadsheet, corrected errors and cleaned up some of the accounts that are no longer being used.

- Mr. Gilkey and Mr. Colesante will be attending the October 24th meeting of the Tug Hill Council. State Senators and Assemblymen for the Tug Hill Region will be at the meeting to talk about issues that are important to the area.

- At the County Tourism meeting he learned that they have developed a snowmobile map app for smart and android cell phones. They are hoping to do one for fishing, visit the app store to purchase. He will put a link on our website.

**BOARD COMMENT:**

Cleveland Fire Department report received.

Mr. E. John Whitney has resigned from the Park and Recreation Commission effective October 31, 2012. Mr. Colesante would like to replace him with Erin Zehr, her term will expire December 31, 2016. Mr. Tomaino made the motion to appoint Mrs. Erin Zehr to the Park and Recreation Commission, seconded by Mr. Metzger.

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

The public hearing on the 2013 Preliminary Budget will be October 30, 2012 at 6:30 in the Constantia Town Hall.

**ADJOURN:**

At 8:22 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Moran.

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