

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD –January 15, 2013
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
Nancy Butler - Supervisor's Clerk
Wayne Woolridge - Highway Superintendent
Paul Baxter - Tug Hill Commission
Ron Sakonyi - County Legislator

CALL TO ORDER:

At 7:30pm Mr. Gilkey called the regular meeting of the Constantia Town Board to order with the pledge of allegiance.

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. 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) – Scriba Road, Simmons Drive and Johnson Road (north and south) have been completed with the exception of the NYS Route 49 crossing at Johnson Road. B&L did walkthrough with OCWA this morning. It is anticipated that OCWA will accept the water mains on Scriba Road, Simmons Drive and Johnson Road (north) this week. Syracuse is installing water main on Depot Road and should complete that tomorrow. Remaining work includes water services on Depot Road and County Route 11 and the two (2) NYS Route 49 crossings.

Proposed Bernhards Bay Water District

- The petition process continues. Currently, 56.1% of the total assessed value and 57.6% of resident assessed value have signed the petition.
- Petitions were sent to the thirteen (13) property owners that responded to the second mailer indicating that they wanted to sign, but needed another copy. To date no executed copies have been received.
- Chuck has been in contact with the Director of Community Outreach for Representative Richard Hanna in an attempt to secure additional funding for the project.
- USDA Rural Development will be providing a revised funding estimate based on the 2010 census.

CWSRF Engineering Planning Grant

- B&L will provide an engineering services proposal for the Town's February Board Meeting.

Mr. Gilkey asked the people in attendance if there are any questions for Mr. Parker. Mrs. Thompson asked what the status was for the Bernhards Bay district, it is still up for decision, there is enough public yes votes to form the district but the funding package is still not there. Mr. Thompson asked if everything comes together, what is the timeframe. If a funding package comes thru, it will be 2014 before any work will be started.

Mrs. Luckette 144 Johnson Rd, would like to know how to get water up Johnson Rd. The people on Johnson Rd would need to form an extension district. To start they would need a map plan report, Mr. Gilkey and Mr. Parker have been running some numbers because it seems there is more interest. Based on annual user cost, with conventional financing it was a little over \$1,000 per edu (this amount is an estimate). As to why Johnson Rd was removed from the original district, the interest numbers were just not there. Mr. Gilkey could find numbers that indicate it was a 50/50 split while other areas in the town were 70/30. The district only had so much money and areas had to be removed this was not the only road removed. The best place to start as residents would be to start a petition to get a true interest of the residents then return it to the board for review.

Mr. Colesante asked where are the petitions that are currently being sent, Mr. Gilkey has them in his office.

COUNTY LEGISLATOR:

Mr. Sakonyi reported:

- Leaders of Legislature: Chairman-Fred Beardsley, Vice Chairman-Kevin Gardner, Majority Leader-Jim Oldenburg, Minority Leader-Mike Kunzwiler, Majority Whip-Milford Potter, Minority Whip-Doug Malone, Clerk-Wendy Falls

- New restructured committees: Government, Courts and Consumer Affairs, Economic Development and Planning, Finance and Personnel, Health, Human Services, Infrastructure, Facilities and Technology, and Public Safety.

- Central NY Raceway Park proposed project in the town of Hastings was included on the CNY REDC's Priority project funding for \$30 million providing 150 jobs.

- McIntosh Box and Pallet - IDA public hearing held on the financial assistance for the construction of new building and a loan for the purchase of machinery and equipment. and final approving resolutions were approved.

PILOT

- United Wire Technologies has moved into its new building.

- DSS services will be located at 806 W. Broadway in Fulton.

MINUTES:

Mr. Metzger made the motion to accept the minutes of the December 18, 2012 town board meeting, seconded by Mr. Moran.

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 #1, Dated January 15, 2013:

Highway Fund	1-20	\$ 33,397.07
General Fund	1-26	\$ 13,129.94
Northshore Water District	1-2	\$110,627.82

Seconded by Mr. Metzger.

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

With respect to voucher #1 highway, the village of Cleveland will be paying for half of this bill we have received a voucher from the village which should be approved at their next meeting.

SUPERVISOR:

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

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

HIGHWAY:

They are busy doing maintenance on mowers, getting a jump on the spring stuff with no snow. They are cutting trees on the roads they intend to pave in the summer. They did have a false alarm this past month, the cause was water dripping from the roof into one of the electrical boxes. The alarm system did work perfectly, but this just reinforces the need to replace the roof on the garage this summer. Mr. Metzger made the motion to accept the highway superintendent's report, seconded by Mr. Colesante.

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

TOWN CLERK:

Mrs. Haynes gave her report along with the tax collector report. Mr. Moran made the motion to accept the Town Clerk's report, seconded by Mr. Tomaino.

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

ASSESSOR:

Nothing new to report.

CODE ENFORCEMENT:

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

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

Memo received from Mr. Illingworth in regards to the unsafe property at 1314 County Route 17. As indicated in the memo, a certified letter was sent and never signed for, a regular letter was also sent and not returned. There has been no contact between the Code Enforcement Officer and Mr. Hall. Updated pictures of the property dated January 15th, are included there has been some work done to the building. Mr. Colesante asked if the action complies with original engineer's report. The report indicated that block walls should be taken down to 6ft above grade. Mr. Metzger would like Mr. Illingworth to verify that the walls are at the 6ft level or less, visually can't tell.

Mr. Gilkey asked the board if they were okay with the final list of recommended changes to the Land Development Law that were given to them at the December town board meeting. Mr. Illingworth would like their opinion on #2 as it pertains to commercial alterations, originally the planning board was against this he would like to see something, not just remove all together. They agreed to let the planning board review and then give the town board their opinion.

DOG CONTROL:

Mr. Colesante asked if Mrs. Ashley was the Dog Control Officer for the village of Cleveland. Mrs. Ashley is not sure, when she contacted the village they told her that as of right now she has not been

reappointed. The village has always paid her separate because their law contains items that the town's law does not (leash law) so they are required to hire their own officer to enforce. Mrs. Ashley gets paid on a per call basis for the village. Mr. Moran 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:

Nothing to report.

BOARD OF APPEALS:

Nothing to report.

JUSTICE:

Mr. Metzger made the motion to accept Justice Pelon reports for November and December and Justice Simpson's report for December, seconded by Mr. Colesante.

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

CORRESPONDENCE:

J. Lyboldt - Letter was read, pertaining to plowing snow across the road. Included with the letter is a copy of a newspaper article indicating that this practice is illegal. Mr. Woolridge is giving out letters to people who do this, the letter is informative letting the people know that it is illegal and they could be liable if there is an accident, or if this practice damages town equipment. Full copy of letter is available for review in the town clerk's office.

PUBLIC COMMENT:

None

TUG HILL COMMISSION:

Mr. Baxter:

- Local Government Conference is Thursday, March 28, 2013 registration information is available
- NORCOG Meeting will be set for early February
- Attended the public Regional Economic Council meeting - Pathway thru History

BOARD COMMENT:

Budget Transfers: General fund transfers from January 3rd meeting need to be amended. There is one additional account that was over and Mr. Illingworth found an error in A3620.4 which was reversed so this account is no longer over. Mr. Colesante made the motion to rescind the general fund budget transfers from the January 3, 2013 town board meeting and to approve the following:

<u>From:</u>			<u>To:</u>		
A1990.4	Contingency	\$ 530.78	A1220.4	Supervisor CE	\$ 530.78
A1990.4	Contingency	\$ 12.52	A1620.12	Bldgs & Grnds PS	\$ 12.52
A1990.4	Contingency	\$ 756.60	A3310.4	Traffic Control CE	\$ 756.60
A1990.4	Contingency	\$8,075.00	A9010.8	State Retirement CE	\$8,075.00
A1990.4	Contingency	<u>\$ 34.13</u>	B8030.4	Research CE	<u>\$ 34.13</u>
	Total:	\$9,409.03		Total:	\$9,409.03

Seconded by Mr. Moran.

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

Mr. Metzger and Mr. Moran have spoken to Ms. Butler and all their questions have been answered. Mr. Metzger made the motion to approve the highway fund transfers as follows:

<u>From:</u>			<u>To:</u>		
DB5110.4	General Repairs CE	\$15,000.00	DB5110.1	General Repairs PS	\$15,000.00
DB5112.2	Road Improve Cap	\$ 6,353.53	DB5110.1	General Repairs PS	\$ 6,353.53
DB5130.4	Machinery CE	\$ 1,625.47	DB5130.1	Machinery PS	\$ 1,625.47
DB5142.1	Snow Removal PS	\$ 9,191.89	DB5140.1	Misc. Br. Weed PS	\$ 9,191.89
DB5142.1	Snow Removal PS	<u>\$20,700.00</u>	DB9010.8	State Retirement	<u>\$20,700.00</u>
	Total:	\$52,870.89		Total:	\$52,870.89

Seconded by Mr. Moran.

Carried: Moran - Yes Tomaino - Yes Colesante - Yes Metzger - Yes Gilkey - No

Appointments:

Mr. Moran made the motion to have Mrs. Haynes advertise for the open positions for both the Planning Board and the Board of Assessment Review seconded by Mr. Colesante.

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

Taxpayer Identification Form:

This form must be filled out by all who do business with the town. There are currently three businesses that need to file the form with the town. Please remember to get this form signed before we do any new purchasing with a new businesses.

ADJOURN:

At 9:05pm Mr. Metzger made the motion to adjourn, seconded by Mr. Moran.

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