

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD –May 21, 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: Wayne Woolridge - Highway Superintendent
Paul Baxter - Tug Hill Commission
Ron Sakonyi - County Legislator
Warren Wheeler - Town Assessor

CALL TO ORDER:

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

ASSESSOR:

115 notices went out to residents, most were generated by building permits. There was no reevaluation work, the town is still at 100 percent. The town will know the final number in July from New York State. Grievance day is Wednesday, May 29, 2013 from 1 to 4 and 6 to 8, right now there are 8 people signed up. Mr. Wheeler also works for other towns, so he will not be here on May 28th, and June 4th as he will be holding grievance days for the other towns.

The town might need to make a decision as to where to revalue for the 2014 tax roll. The waterfront has had some movement, other areas of the town have been flat and the village stagnant. The waterfront has had houses sell for over their assessment and some have not, so it is not black and white will need to take a look. Mr. Colesante asked how many houses have sold, in a two to three year span - less than 100. 2007-2008 was the last time the town did a big town wide assessment, there is not payback from the state to keep 100% and no penalties. If the town did nothing the worse case is we might drop 5%.

Mr. Moran asked if the County gives you a GPS system. They now have Pictometry you can see buildings on there, but the small stuff like decks are hard to see and the information is from 2009. The county paid for this but they have already talked about the town's having to share the cost going forward. The good news is the pictures on Pictometry can be used for updated photographs for our system.

Mr. Bader asked how the town is impacted by West Monroe not being 100%. It could be significant, the smaller the rate the greater the disparity. They do have a new assessor and they have spoken about doing a reevaluation, but they have talked about it before.

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

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

PUBLIC COMMENT:

Mrs. Pierce - 10 Mill St. wanted to let the board know that the music has started to be a concern for her, May 11th from 8pm to midnight she could hear the music in her home. It is early in the season so wanted to bring the problem to light now. There are new owners and they will be held to the same rules as the last ones. Mr. Gilkey will contact them to get some dates that there will be bands at their location.

WATER/SEWER:

Constantia and Toad Harbor Water Districts Construction

- 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) – Remaining work includes restoration/punch list. Syracuse Constructors is monitoring settlement of NYS Route 49 at location of Crossing No. 2 (near golf course in West Monroe) and is providing results to B&L and NYSDOT. Once settlement stops Syracuse Constructors will propose fix and implement once approved.

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. A few additional signatures have been received, but haven't been validated by the assessor yet.
- USDA Rural Development has approved the Preliminary Engineering Report. It is anticipated that a revised funding estimate will be received in late June or early July.

Constantia Lakefront and Hamlet Sewers

B&L is wrapping up preliminary layouts and cost estimates for the sewer/force main locations, sizes and pumping systems to service the potential/future sewer service areas and convey flows to the Village of Cleveland WWTP or Town of Hastings WWTP (via facilities in the Town of West Monroe). We would like to meet with the Town the week of June 10th to review this information.

Mr. Gilkey asked members of the board to look at their schedules the week of June 10th and get back to him so a date can be set for the meeting.

COUNTY LEGISLATOR:

Mr. Sakonyi reported:

- May 6th, United Wire Technologies of Constantia was awarded the Small Business Excellence Award. Small businesses are selected for the awards based on their longevity, innovation, sales growth, increased employment, ability to overcome adversity or community contributions. Currently they have over 20 diverse product lines, from guitar strings to wire used on Boeing 787's.
- Oswego County is currently in the middle of a major overhaul of the 911 system. With new infrastructure being installed, including a new radio system. The improvements will also connect Oswego County with Onondaga, Cayuga, Madison and Cortland counties. This will improve the ability of emergency services to respond. Governor Cuomo announced a \$9 million grant for county emergency call centers, Oswego County will receive \$836,009 from this funding.
- 2013 Oswego County Tax Delinquent Property Auction will be held on July 13th at the auditorium at Oswego High School.
- Rabies clinic June 5, 2013 from 6pm to 8pm at the West Monroe Highway garage.
- Jacie Cook, Nicholsville Rd went to County Government Day, she is a 7th grader at CS Middle School. Jacie participated in a debate and toured the county safety center and the 911 call center.
- Kevin Gardner from District 13, town of Mexico was elected to Chairman of the Legislature. Terry Wilber, town of Hannibal was elected as Vice Chairman.
- The legislature recognized May as foster parent appreciation month.

Mr. Colesante asked Mr. Sakonyi if he could find out what vehicles by definition are authorized to use the railroad bed, and what regulations apply. Mr. Sakonyi will contact Mr. Turner to get the information.

Mr. Gilkey asked if the properties that were up for auction were spoken to about the payment plan. There has been some confusion about the plan and would like to make sure that it is explained properly.

MINUTES:

Mr. Moran made the motion to accept the minutes of the April 16, 2013 Public Hearing and the April 16, 2013 town board meeting, seconded by Mr. Colesante.

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 #5, Dated May 21, 2013:

General Fund	125-155	\$33,967.96
Highway Fund	72-99	\$41,650.07
Northshore Water District	13	\$16,782.71

Seconded by Mr. Colesante.

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

SUPERVISOR:

Mr. Moran made the motion to accept the Supervisor’s Report for April, seconded by Mr. Metzger.

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

Mr. Moran made the suggestion that on the profit and loss page if there was a way to make the font bigger or to add spacing, it would be easier to read.

HIGHWAY:

- The paving schedule has been made up, they have been cutting shoulders on Center St., Roosevelt Rd, Gale Rd, Martin Rd, Dutcherville Rd, and Grannis Rd. They have started cutting back the trees and will do culverts next.
- Safety training has been completed
- All plow trucks have been turned over
- Paver - did a lot of work to this, West Monroe will be paying half of all repairs
- Purchased lowboy trailer with West Monroe, Mr. Bader will be writing up a inter municipal agreement
- Ordered new flags, hope to have them in by Thursday
- Employee Handbook - need another meeting, looking at the second week in June, Mr. Bader needs to be able to attend

Mr. Gilkey thanked Mr. Woolridge for having Mr. Riggs come and meet with Ms. Butler for the proper paperwork. Mr. Tomaino asked if Mr. Riggs is a full or part time employee? He is seasonal part time for the town. Mr. Woolridge explained he needed someone for summer that had experience. He will take full responsibility for hiring Mr. Riggs.

Mr. Metzger made the motion to accept the highway superintendent's report, seconded by Mr. Tomaino.

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

Mr. Dan Lewis - Gale Rd - Asked how many people applied for the position. Mr. Woolridge responded that one other person and they did not have a CDL. Mr. Lewis asked if he made it a habit to hire out of the township and county. Mr. Woolridge responded that he stands by his decision.

TOWN CLERK:

Mrs. Haynes told the board members that businesses no longer need to give the town 30 days notice prior to reapplying for their liquor license, this change happened in 2011. Mrs. Haynes just learned of this recently. There is an e-mail on the subject which will be forwarded to all board members. Mr. Moran 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

CODE ENFORCEMENT:

Mr. Colesante asked if Mr. Illingworth is doing fire inspections, he is setting up a schedule. Mr. Metzger asked if once the final document is sent to the Assessor's office, does Mr. Illingworth have a reason to continue to inspect a site? Seems to be repetitive inspections on the voucher, Mr. Gilkey will follow up on this. Mr. Moran asked what was going on with the house next to JOA's, he believes the owner is trying to get proposals for removing the most cost effective way. Mr. Moran made the motion to accept the Code Officer's report, seconded by Mr. Colesante.

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

Mr. Gilkey asked if the board would consider giving Mr. Illingworth the title of Building Inspector. It would give Mr. Illingworth permission to go onto the property without the permission of the owner. Both Mr. Tomaino and Mr. Colesante do not support this. Mr. Moran has noticed that he has this title in Amboy, but senses the rest of the board is not agreeable, so leave his title as it is right now.

DOG CONTROL:

Mr. Colesante asked if there were any problems in the village, there were a few calls but they were sent to the new dog control officer for the village to handle. Mr. Baxter said he was at the village meeting and it appears the village will use Ms. Ashley for any town law as it pertains for dogs and their new person for laws the pertain to the village only. Mr. Tomaino 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:

Minutes were received for the March 26, 2013 meeting.

BOARD OF APPEALS:

Nothing to report.

JUSTICE:

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

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

CORRESPONDENCE:

Letter from Mrs. Hardy, Assessor's Clerk requested leave of absence for summer, board approved.

PUBLIC COMMENT:

None

TUG HILL COMMISSION:

Mr. Baxter:

- Thursday, May 23, 2013 there is an Regional Economic Council Meeting in Cortland.
- May 30, 2013, Beaches Restaurant will be having the annual dinner for Tug Hill
- The Annual Fiscal Report and the Tentative Tax Roll are both on the website
- May 31, 2013 DEC hosting a workshop on trees at the McCrobie Civic Center, Oswego
- Public Service Commission is looking at doing something with the 315 area code again, more information as it comes in.
- Gave board sample bid documents on refuse collection, he was at the Mayor's Association meeting, they had these available so he thought he would pass them along. This has been a topic for a while. The county has not officially spoken about closing any transfer stations, they are still working the budget, but they are encouraging the towns and villages to look into it.
- Summer Events in Oswego County brochure was given to the board

BOARD COMMENT:

- Standard Work Day and Reporting Resolution - this is a requirement from NYS Office of the State Comptroller. This needs to be passed yearly. Mr. Metzger made the motion to approve the Standard Work Day and Reporting Resolution for the Town of Constantia dated May 21, 2013, seconded by Mr. Moran.

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

*full copy of resolution will be at the end of this document.

-Letter received from Mrs. Judith Kelly - 892 State Route 49 for consideration for the open position on the Board of Assessment Review. Mr. Jeremy McCarthy has not returned any phone calls or responded to letters, he has moved out of the area.

Mr. Tomaino made the motion to remove Jeremy McCarthy from the Board of Assessment Review based on the information that he has moved out of town, has not responded to phone calls or letters from both Mr. Gilkey and Ms. Mullenax, from Oswego County Real Property. Mr. Gilkey further spoke to Mr. McCarthy's father and he also indicated that he will not be moving back into the area. Seconded by Mr. Colesante.

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

Mr. Colesante made the motion to appoint Mrs. Judith Kelly to the vacant seat on the Board of Assessment Review, term to expire September 30, 2015, seconded by Mr. Metzger.

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

-FEMA law has been sent to the Secretary of State waiting for letter that it has been filed.

-Oswego County Multi-Jurisdictional Hazard Mitigation Plan - While reading the original resolution it was in there that the town would review the plan every 5 years, this seems like it is too much to require, Mr. Bader suggested that that sentence be removed. Board agreed, the resolution is as follows:

COUNCILMAN: **Colesante**

Introduced the following and moved its adoption:

RESOLVED, that:

WHEREAS, the Town of Constantia, with the assistance from Barton & Loguidice, PC., has gathered information and prepared the Oswego County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, the Oswego County Multi-Jurisdictional Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000 and 44 CFR Part 201; and

WHEREAS, the Town of Constantia, is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and actions in the Plan; and

NOW THEREFORE, BE IT RESOLVED BY the town board that the Town of Constantia adopts the Oswego County Multi-Jurisdictional Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the plan.

Seconded by Councilman: **Moran**

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

-Time Warner Contract, Section 9 which deals with Franchise Fee that is paid to the town was left out of new contract. Last year the town received over \$7,000.00 for this fee. Mr. Gilkey would like to know if the board would like him to have Time Warner rewrite the contact. Mr. Colesante made the motion to have Section 9 reinstated into the contract as it was previously, seconded by Mr. Moran.

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

-Uniform Notice of Claims, Mr. Bader will have a resolution ready for the town board meeting in June to address this new policy from the Secretary of State. If the town gets sued, plaintiff can now serve the Secretary of State directly instead of the town, we need to pass a resolution so we can get a portion of the fees that are collected.

-Land Development Law - All changes are in red, Section 410 needs wording changed and then change this section to red. 410 - Density will now read:

1. The minimum lot area for all development in the Town of Constantia shall be 40,000 square feet.

The board will review the document for discussion at the June town board meeting.

-There will be a meeting on potential natural gas service to Constantia on Thursday, June 13, 2013 at the A.A. Cole Elementary School, 1683 State Route 49, Constantia. Representatives from National Grid will be on hand to talk about the prior survey that was sent to some customers in the town to determine their interest in natural gas. Please contact Chuck Gilkey, Town Supervisor with questions.

ADJOURN:

At 9:17 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Tomaino.

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