

TOWN OF CONSTANTIA  
**MINUTES - TOWN BOARD-November 18, 2014**  
7:30 pm Constantia Town Hall

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

Others Present: Wayne Woolridge - Highway Superintendent  
Warren Bader - Town Attorney  
Paul Baxter - Tug Hill Commission  
Michael Parker - Barton & Loguidice  
Roy Reehil - County Legislator

**CALL TO ORDER:**

At 7:30 pm Mr. Gilkey called the town board meeting to order, following the public hearing.

**RESOLUTION:**

The following resolution was offered by Councilman Moran, who moved its adoption, seconded by Councilman Colesante, to wit:

**WHEREAS**, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Proposed Local Law No. A of 2014, “A Local Law To Amend The Land Development Law Regarding Recreational Camping Vehicles In The Town Of Constantia”, was presented and introduced at a regular meeting of the Town Board of the Town of Constantia held on October 21, 2014; and

**WHEREAS**, a public hearing was held on such proposed local law on the 18th day of November, 2013 by the Town Board of the Town of Constantia and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Constantia in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

**WHEREAS**, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Constantia, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and **WHEREAS**, the adoption of said Local Law is an unlisted action for purposes of environmental review under SEQRA; and

**WHEREAS**, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

**WHEREAS**, the said EAF has been prepared and has been reviewed by the Town Board; and

**WHEREAS**, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria; and

**WHEREAS**, it is in the public interest to enact said Proposed Local Law No. A of 2014.

**NOW, THEREFORE**, it is

**RESOLVED AND DETERMINED**, the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQRA; and it is further;

**RESOLVED AND DETERMINED**, that the Town Board of the Town of Constantia, Oswego County, New York, does hereby enact Proposed Local Law No. A of 2014 as Local Law No. 1 of 2014 as follows:

**LOCAL LAW NO. 1-2014**  
**TOWN OF CONSTANTIA**

**A LOCAL LAW TO AMEND THE LAND DEVELOPMENT LAW REGARDING RECREATIONAL CAMPING VEHICLES IN THE TOWN OF CONSTANTIA**

Be it enacted by the Town Board of the Town of Constantia as follows:

**SECTION 1.**

Article 10 (Recreational Camping Vehicle Parks) of the Town of Constantia Land Development Law is hereby amended such that paragraph 11 of Section 1010 (Park Location and Conditions) is hereby deleted in its entirety and the following paragraphs are hereby added in its place and stead:

- “11. No person in the Town of Constantia shall occupy a recreational camping vehicle except in a recreational camping vehicle park which has been approved by the planning board or allowed by section 1010.12.
12. No person shall place a recreational camping vehicle outside a recreational camping vehicle park for a period exceeding 120 days per calendar year. Recreational camping vehicles shall not be stored on a vacant lot after the 120 day limit. All recreational camping vehicles must have on site disposal of sewage by health department approved means.

13. Storage of a recreational camping vehicle on residential or commercial property outside a recreational camping vehicle park is exempt from the time limit imposed by Section 1010.12.”

**SECTION 2. EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the office of the Secretary of State

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

<b>Chad Whitney</b>	<b>Councilman</b>	<b>Voted</b>	<b>Yes</b>
<b>Tom Moran</b>	<b>Councilman</b>	<b>Voted</b>	<b>Yes</b>
<b>Richard Colesante</b>	<b>Councilman</b>	<b>Voted</b>	<b>Yes</b>
<b>John Metzger</b>	<b>Councilman</b>	<b>Voted</b>	<b>Yes</b>
<b>Hon. Charles Gilkey</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

The foregoing resolution was thereupon declared duly adopted.

Mr. Moran also made the motion to authorize Supervisor Gilkey to sign the NYS Short Environmental Assessment Form that accompanies this local law, seconded by Mr. Colesante.

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

**PUBLIC COMMENT:**

None

**WATER:**

Mr. Parker - all members of the board should have copies of the original letter dated November 11, 2014 that was sent to the village of Cleveland trustees. The letter referenced a meeting on October 29, 2014, members from both boards were in attendance along with Mr. Parker. At that meeting it appeared that the Village will be hiring their own engineer and possibly creating a separate project. After this meeting, Mr. Marshall from the health department was called to discuss the possible changes. Originally Mr. Marshall indicated the above mentioned letter should be sent to the village, after the letter was sent Mr. Marshall reversed his decision and will now require the town to submit the application in original form and wait for the EFC to review. The EFC will make the final determination about project funding. Mr. Parker did email the village trustees letting them know in part: that the town will still be submitting the hardship application for the joint project based on the offsetting revenue approach as originally envisioned unless he hears differently from the Village after their meeting tonight. The November 11, 2014 letter showed a Public Referendum in February 2015. Because we are no longer confident that we can get a hardship determination on the originally proposed offsetting revenue basis, the Public Referendum should be delayed until we receive indication from DOH/EFC to the contrary. With the change in the project, it appears the proposed Bernhards Bay Water District will not be able to start until spring of 2017.

**MINUTES:**

Mr. Moran made the motion to accept the minutes of the October 16th, October 23rd and October 30th budget meetings, the October 21st town board meeting and the November 6th public hearing, seconded by Mr. Whitney.

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

**VOUCHERS:**

Mr. Metzger made the motion to accept the following vouchers as listed on Abstract #11, Dated November 18th:

General Fund	358-388	\$ 54,956.72
Highway Fund	187-205	\$239,112.29
North Shore Water District	12	\$ 4,341.25

Seconded by Mr. Colesante.

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

**SUPERVISOR:**

Mr. Moran made the motion to accept the Supervisor’s report as presented dated October 31, 2014, seconded by Mr. Metzger.

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

**HIGHWAY:**

Mr. Wooridge reported:

- All trucks have been turned over
- Leaf pickup has been completed, over 1,000 yards of leaves were picked up this year
- Truck has been ordered, will not be in service until April 2015

Mr. Whitney made the motion to accept the Highway Superintendent's report, seconded by Mr. Metzger.

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

**TOWN CLERK:**

Total receipts for the month of October were \$3,761.90. Mr. Metzger made the motion to accept the Town Clerk's report as presented, seconded by Mr. Moran.

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

**ASSESSOR:**

No report given.

**CODE ENFORCEMENT:**

Mr. Metzger made the motion to accept the Code Officer's report as received with total receipts for the month of October in the amount of \$1,084.90, seconded by Mr. Moran.

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

**DOG CONTROL:**

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

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

**PLANNING BOARD:**

The September 23rd meeting minutes were received.

The planning board is still looking into having a public informational meeting on the results of the comprehensive survey. Hopefully in the first quarter of 2015.

**BOARD OF APPEALS:**

Nothing to report.

**JUSTICE:**

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

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

**CORRESPONDENCE:**

None

**PUBLIC COMMENT:**

None

**BUDGET:**

Mr. Colesante made the motion to adopt the 2015 Town of Constantia budget as it was prepared for the November 6, 2014 public hearing, seconded by Mr. Moran. This budget falls within the NYS tax cap.

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

**BOARD COMMENT:**

Mr. Colesante and Mr. Metzger have met with both Mr. Woolridge and Mr. Illingworth, who have agreed that it is in the best interest of the town to move forward on the garage construction project in a cooperative manner.

**COUNTY LEGISLATOR:**

Mr. Reehil:

- County is working on the budget, revenues are down, 83% of the county budget is mandates by either the State or Federal Government.
- The Legislature is looking into updating fees for highway equipment, currently town's can borrow equipment as needed. These proposed changes should help control the use of equipment and associated with equipment use.
- Radio issues are still being addressed. When radios are replaced in Sheriff's vehicles they are being offered to fire departments, need to contact fire control for information.

**TUG HILL COMMISSION:**

Mr. Baxter reported:

- The website is up to date
- NORCOG meeting will be November 25th at 7pm in Central Square
- December 1st there will be a SEQR class in the Parish Gym

**ADJOURN:**

At 8:32 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Metzger.

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