

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD – MARCH 20, 2018
 7:30 pm Constantia Town Hall

Present: Kenneth Mosley - Supervisor
 Richard Colesante, Thomas Moran, John Metzger, Frank Tomaino– Council Members
 Clare Haynes – Town Clerk
 Wayne Woolridge - Highway Superintendent

Others Present: Roy Reehil – County Legislator
 George Kalkowsky – Barton & Loguidice
 Eric Pond – Barton & Loguidice
 Nathan E. Vander Wal – Nixon Peabody LLP
 Thomas Erwin – Verizon Wireless
 Karen Ashley – Dog Control Officer

Absent: Warren Bader - Town Attorney

CALL TO ORDER:

At 7:30 pm Mr. Mosley called the town board meeting to order with the pledge of allegiance.

PUBLIC COMMENT:

Ms. Sageer – 235 Holst Rd was in to complain about the snow plow driver that plows her road. Ms. Sageer feels the driver goes too fast and is damaging her property. Mr. Mosley has spoken to Ms. Sageer in the past and has passed the information on to Mr. Woolridge. Mr. Woolridge has spoken to the driver, when the snow is wet and heavy, there will be damage.

VERIZON ANTENNA:

Mr. Vander Wal from Nixon Peabody, gave a brief summary to the board on the new antenna that will be located at 1416 State Route 49. Verizon is a FCC licensed carrier that is required to have a certain level of service for its voice and data customers. Currently the existing site located on Hillside Drive is considered a MACRO site, from monitoring it has been determined that the area to the south has reached its capacity, the answer to this would be to install a MIRO facility (antenna). The Scribe Lodge, No. 414 at 1416 State Route 49 has agreed to the installation of the antenna. Total height will be 38 ½ feet tall on a pole with rear equipment on the ground. The Town Board must approve the following two resolutions for Verizon to move forward. Mr. Bader, Town Attorney has reviewed both resolutions and has given his approval. Both resolutions indicate that a public hearing was held, this is incorrect, Mr. Vander Wal has agreed that both resolutions can be changed to read informational meeting where the public hearing was indicated.

Mr. Colesante made the motion to approve the resolution titled: State Environmental Quality Review Act (“SEQRA”) Determination of Environmental Significance Negative Declaration, seconded by Mr. Metzger with the above mentioned change.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes
 *Full copy of resolution can be reviewed at the Town Clerk’s Office

Mr. Colesante made the motion to approve the resolution titled: Resolution Issuing Final Site Plan Approval For The Construction And Operation Of A Micro Cell Wireless Telecommunications Facility By Verizon Wireless, seconded by Mr. Moran with the above mentioned change.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes
 *Full copy of resolution can be reviewed at the Town Clerk’s Office

WATER:

Bernhards Bay Water District Project

- ✓ 3/15/18 NYS Dept of Health issued Approval of Plans – this was last permit needed
 - Five (5) additional 16” gate valves in response to NYSDOH
- ✓ 3/19/18 issued Notice to Proceed to Highlander Construction
 - Clearing and Grubbing Beginning this week
 - Water line installation likely will start in April
 - Price increase on 18” pipe due to manufacturers affected by Hurricane Harvey
- ✓ Pre-Construction meeting scheduled 3/21/18
- ✓ 8 Outstanding easements, questions can be directed to B&L.

Parcel ID	Owner(s)	Ma			
312.05-03-09	Jeffrey Zakrzeski	216 Potter Rd, West N			
312.06-02-05	Pamela Featherstone	4 Marsden Rd, Bernh			
312.10-01-03	Karen A Eldred	526 St Rt 49, Cevalar			
	Joseph P Eldred	526 St Rt 49, Cevalar			
312.10-02-16	Michael Martin	10 Flag Ct, Enfield, CT			
	Bety Jo Peck				
311.12-01-06	Nicholas L Condolora	55 Winona Park Dr, E			
312.06-02-03	Mary Ann Waldron	554 St Rt 49, Cevalar			

Mr. Moran asked about the pipe size that will be used at creek crossings, there had been communication as to the possibility of using a smaller 16" pipe, unavailability of the 18" pipe might cause delays. The Health Department did not approve of the smaller size pipe, Highlander will need to work around the issue.

SEWER:

Constantia Sewer Project

- ✓ Agreement for Engineering Services
 - Preliminary Engineering Report / Map, Plan & Report (PER/MPR) – One report to serve both purposes
 - Public Meetings
 - SEQR/SERP Environmental Review
 - CWSRF, WIIA and USDA RD funding application assistance
 - Technical assistance for District Formation and Bond Resolution

The agreement given to the board last week was reviewed by the Town Attorney, they have no concerns with the agreement. Discussion on the sewer and the direction as to what steps to take next, hard to make decisions when only 47% have returned surveys. If the board makes the decision to move forward, then B&L will help to refine the district. Mr. Moran has detail questions that need to be answered, Mr. Mosley indicated they should wait until the district is formed, a meeting can be called where those questions will be answered.

COUNTY LEGISLATOR:

Mr. Reehil reported:

- Mr. Reehil left copies of the new 2018 County Directory
- Gradual Tax Exemption for Home/Building Improvement Oswego County Law Expended, 2018

Mr. Colesante asked about the news item he saw where Oswego County is almost last in improvement on the State's list of problems for health concerns. Mr. Reehil is on the committee in charge of social services and mental health, the health department is under a separate committee. Mr. Reehil is also concerned and believes that prevention and education is needed, this is a hard battle.

MINUTES:

Mr. Metzger made the motion to accept the minutes of the February 20th town board and March 5th supervisor's meeting Seconded by Mr. Moran.

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

VOUCHERS:

Mr. Moran made the motion to accept the following vouchers as listed on Abstract #3, Dated March 20, 2018:

General Fund	68-97	\$445,819.61
Highway Fund	38-51	\$ 33,497.29
Bernhards Bay Water District	7-8	\$ 10,725.92
North Shore Water District	3	\$ 6,604.99

Seconded by Mr. Tomaino.

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

SUPERVISOR:

Mr. Moran made the motion to approve the Supervisor's report dated February 28, 2018, seconded by Mr. Colesante.

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

HIGHWAY:

Mr. Woolridge reported:

- Center St. should be done this week with tree and stump removal, Lewis Rd is next
- Clean up trees around the Town from the storm
- Cleaning and washing trucks
- Cold patching
- Hope to start at the park next couple of weeks depending on the weather
- David Bardoun will be surveying Mill St S.
- Advocacy Day cancelled because of weather, Mr. Woolridge did meet with Senator Richie and Assemblyman Barclay, neither are sure if the Town will be getting the extra snow relief money, time will tell. Mr. Metzger asked if the CHIPs funding will be in jeopardy, Mr. Woolridge is not sure.
- May 7th and 8th the Town will be picking up roadside items and on May 19th and 20th from 7am to 5pm the Town will once again have dumpsters at the Town Hall and the Highway Department.

The 289 Agreement to Spend Highway Funds has been signed by all board members and Mr. Woolridge.

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 Mosley - Yes

TOWN CLERK:

Mrs. Haynes reported that the total receipts and disbursements for the Town Clerk's Office for the month of February were \$895.00. Total tax collection to date is \$4,134,117.04 and on March 15th \$1.5M was sent to the

County as their first payment. All tax payments must be in the Tax Collector's office by April 2, 2018. Mr. Tomaino made the motion to accept the Town Clerk and Tax Collector reports as presented, seconded by Mr. Moran.

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

ASSESSOR:

No Report

CODE ENFORCEMENT:

Mr. Confer spoke out about a property that he has been complaining about for 15 years and nothing has been done. Mr. Metzger answered that the Code Enforcement officer and the Town has done the steps necessary, and has turned the case over to the court. The county does not allow clean up charges to be assessed to tax bills, this makes it difficult to enforce fines and fees. Discussion turned to other properties in the town that are in disrepair, the problem is if the owner is unwilling to do the cleanup, it is difficult to force the issue.

Mr. Hall submitted to the town his monthly report with the following letter:

February has started to pick up I am getting more phone calls and customers stopping in to discuss new building projects for the upcoming building season so that is an encouraging sign. I have had one new permit and one each for a variance and a site plan review. I have been out doing inspections on existing projects as they come in. I have also been out driving the roads looking for unlicensed and or unregistered motor vehicles and other violations.

I sent out a second notice of violation to the home owner on Pepper Dr. about the drainage issue. I received a phone call from him on 3/1/18 and after some discussion he stated he would contact me when he comes back from Florida in May to see what he has to do to fix the issue.

I sent out a second follow up letter on 03/05/18 to 52 Shacksbush Rd. to have him contact me to update me on his progress and to provide me with a time line as to when approximately each of the violations would be cleared up. I put in the letter that he has until 3/29/18 to contact me or I would be issuing him appearance tickets for his violations. As of this report I haven't heard anything back from the letter.

I spoke with occupant of 35 Kibbie Lake Rd about only having 120 days to live in his camper per the Town of Constantia Land Development Law. He said that he is going to stop down in the beginning of April to obtain a building permit to build a place to live in on the property.

Mr. Moran made the motion to accept the Code Enforcement Officer's report for February, seconded by Mr. Metzger.

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

JUSTICE:

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

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

COUNCILMAN: COLESANTE

Introduced the following and moved its adoption:

The town board for the town of Constantia approves the 2017 Justice audits. Justice Pelon's audit has been completed by Councilman Metzger, Councilman Moran and Supervisor Mosley. Justice Simpson's audit was completed by Councilman Metzger and Supervisor Mosley. It is further instructed that Ms. Butler – Bookkeeper, send copies of both to the New York State Office of Court Administration.

Seconded by Councilman: TOMAINO

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

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

DOG CONTROL:

Ms. Ashley was in attendance to speak about a possible leash law. Ms. Ashley will do what the board requests, but the problem still remains that if Ms. Ashley does not see the dog running then the complainant will still need to sign the complaint and go to court. Mr. Moran made the motion to approve the Dog Control Officer's report, seconded by Mr. Metzger.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley – Yes

REVITALIZATION COMMITTEE:

Mr. Moran reported that at the March 12th meeting they discussed the gateway sign, banners, sidewalks, a planter and they continue to work on the summer calendar. Next meeting is April 16, 2018.

TUG HILL COMMISSION:

Paul Baxter reported:

1. I attended the Central New York Regional Economic Development Council meeting two weeks ago. They are planning for the next round of CFA (Consolidated Funding Application) applications, which have been announced in the spring in the last several years, with a deadline date of mid-summer. This is not a bad time to start thinking about potential grant applications before the next round is formally announced.
2. I have been learning WordPress, as the North Shore Council of Governments (NorCOG) moves toward changing its web site to the newer, more easily maintained content management system. We are in the process

of scheduling another joint NorCOG and Salmon Rivers Council of Governments meeting, possibly either Monday, April 30 or Wednesday, May 2. We will be continuing discussion on possible implementation of a contractor to help with municipal board meeting coverage, and a possible change of web hosting.

I have been working on the town of Constantia's web site and have completed a new prototype of what we would be considering as a new model for North Shore town and village web sites. That prototype is up at www.townofconstantia-ny.us. (The current regular web site is www.townconstantia.org.)

One of the benefits of moving to WordPress would be to allow municipal clerks the ability to directly post minutes and notices, a capacity which is impractical under the current web design and hosting. This would also give people like Peg Peck, the town historian, the ability to contribute to the web site. This is a capacity that some town and village clerks have expressed interest in.

- 3 The Oswego County Shared Services Panel met on Wednesday, March 7, at CiTi in Mexico. The next meeting will be in about a month, possibly on Thursday, April 5.
4. Central New York Regional Planning and Development Board has been working on getting funding for additional funding of the Oneida Lake watershed and analysis of Oneida Lake water quality trends. I have a copy of that report for you.
5. I attended the Harmful Algal Blooms workshop at SUNY ESF two weeks ago. The state is supporting study of several lakes in New York State to try to get a better idea of why these occur and what can be done about them. Development of plans is expected later this year.

CORRESPONDENCE:

- Drive to Survive
- OCWA – Hydrant Use Policies and Procedures
- NYSDEC Forestry Grant
- Read Around – AA Cole

PUBLIC COMMENT:

None

BOARD INITIATIVES AND COMMENTS:

-Employee Handbook has been reviewed by J. Langey, Attorney – it has been returned with suggested changes. The board requested Mrs. Haynes make changes that can be made for the April 2nd Supervisor's meeting.

The board desires to survey a random 50 houses in the possible sewer district area that have not responded to the original survey. Mr. Wheeler should be able to randomly pick the parcels from the working list from B&L with the use of Excel.

-Mr. Moran made the motion to authorize Supervisor Mosley to sign the agreement with G&G Municipal Consulting and Grant Writing to conduct a 50 house survey to gauge the interest in a possible sewer district for \$775.00, seconded by Mr. Colesante.

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

ADJOURN:

At 9:38 pm Mr. Moran made the motion to adjourn, seconded by Mr. Metzger.

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