

**A Town Board Meeting of the Town of Owasco was held on December 08, 2022  
At 4:00 PM in the Owasco Town Hall with the following members present:**

**PRESENT: Supervisor Edward Wagner  
Councilperson Fred Cornelius  
Councilperson Gucciardi  
Councilperson, Jeremy VeVone  
Councilperson Mike Vitale**

**ABSENT:**

**OTHERS PRESENT: Riccardo Galbato, Robert Bruno, Jason Kelly, Walt Aikman, Mike Moore.**

**CALL TO ORDER: 4:00 PM**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF AGENDA:**

**RESOLUTION 22-152 to approval of Town Board Agenda for December 8, 2022**

**Motion by Councilor Vitale; Second Councilor Cornelius**

Roll call vote: Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
Supervisor Wagner	<u>Yes</u>		

**APPROVAL OF MINUTES:**

**RESOLUTION 22- 153 approval of Town Board Minutes for Town Board Meeting on  
November 10, 2022 & December 22, 2022.**

**Motion by Councilor Vitale; Second Councilor Cornelius**

Roll call vote: Councilor Cornelius	<u>Yes</u>	Councilor Gucciardi	<u>Yes</u>
Councilor VeVone	<u>Yes</u>	Councilor Vitale	<u>Yes</u>
Supervisor Wagner	<u>Yes</u>		

**PUBLIC PARTICIPATION:**

**OLD BUSINESS: Walt Aikman- Walt updated the board with an updated tree assessment. There are 15 trees in Dire need of removal. Some belong to Cayuga County, and they have been sent notice of the trees that pose a risk.**

**NEW BUSINESS:**

Patrick Doyle Codes update/review

To hire & pay Richard Knaul to train the new Deputy Clerk with the asset manager program.

**COMMUNICATIONS:** Mike Moore concerns regarding access road.

**RESOLUTION 22-154** to open the public hearing Local Law #4 Ethics at 4:32pm.

Motion by **Councilor Cornelius;** **Second Councilor VeVone**

Roll call vote:	Councilor Cornelius <u>Yes</u>	Councilor Gucciardi <u>Yes</u>
	Councilor VeVone <u>Yes</u>	Councilor Vitale <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**RESOLUTION 22-155** to approve Agreement #284 for the Expenditure of Highway Moneys for 2023 as submitted by Bob Bruno Highway Superintendent.

Motion by **Councilor Cornelius;** **Second Councilor Vitale**

Roll call vote:	Councilor Cornelius <u>Yes</u>	Councilor Gucciardi <u>Yes</u>
	Councilor VeVone <u>Yes</u>	Councilor Vitale <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**RESOLUTION 22-156** to approve of the 2023 Amended Municipal Cooperative Agreement for the Greater Tompkins County Municipal Health Insurance Consortium

WHEREAS, the Town of Owasco is a Participant in the Greater Tompkins County Municipal Health Insurance Consortium (the "Consortium"), a municipal cooperative organized under Article 47 of the New York Insurance Law, and

WHEREAS, the municipal participants in the Consortium, have approved and executed a certain Municipal Cooperation Agreement (the "Agreement"; effective date of October 1, 2010) and the 2023 Amendment that provides for the operation and governance of the Consortium, and

WHEREAS, the Consortium's Board of Directors has recommended approval of the 2023 amended agreement, and

WHEREAS, the Municipal Cooperative Agreement requires that amendments to the agreement be presented to each participant for review and adopted by each municipal board,

RESOLVED, that the Town of Owasco approves and authorizes the Chief Executive Officer to sign the 2023 Amendment to the Municipal Cooperative Agreement of the Greater Tompkins County Municipal Health Insurance Consortium,

RESOLVED, further, that the Clerk of the Town of Owasco is hereby authorized to execute this Resolution to indicate its approval, transmit a copy thereof to the Board of Directors of the Greater Tompkins County Municipal Health Insurance Consortium, and take any other such actions as may be required by law.

2023 Municipal Cooperative Agreement Signature

IN WITNESS WHEREOF, the undersigned has caused this Agreement to be executed as of the date adopted by the Greater Tompkins County Municipal Health Insurance Consortium Board of Directors and subsequently adopted by the Municipal Corporation named below.

Town of Owasco

Municipal Corporation

Motion by Councilor Cornelius; Second Councilor Vitale

Roll call vote: Councilor Cornelius Yes Councilor Gucciardi Yes  
Councilor VeVone Yes Councilor Vitale Yes  
Supervisor Wagner Yes

**RESOLUTION 22-157 to approve the appointment of Oliva Genkos as the Second Deputy Clerk to replace retiring Patricia Holt.**

Motion by Councilor Vitale; Second Councilor Cornelius

Roll call vote: Councilor Cornelius Yes Councilor Gucciardi Yes  
Councilor VeVone Yes Councilor Vitale Yes  
Supervisor Wagner Yes

**RESOLUTION 22-158 AUDIT AND PAYMENT OF CLAIMS: authorizing the audit and payment of the following claims: General and Highway Funds, Special Districts, (Water and Sewer Districts), Capital Project and Reserve Fund claims, and ratifying the payment of the prepaid claims as authorized by resolution 16-006 adopted January 4, 2016, all in accordance with the attached abstract of claims.**

**ABSTRACT #12 2022 Vouchers # 938-1025 in the amount of \$374,247.83**

**Trust & Agency Voucher #6123-6133 in the amount of \$23,925.50**

**for a grand total of \$398,173.33**

Motion by Councilor Gucciardi; Second Councilor Vitale

Roll call vote: Councilor Cornelius Yes Councilor Gucciardi Yes  
Councilor VeVone Yes Councilor Vitale Yes  
Supervisor Wagner Yes

**RESOLUTION 22 159 to close the public hearing Local Law #4**

Motion by Councilor Cornelius; Second Councilor Vitale

Roll call vote: Councilor Cornelius Yes Councilor Gucciardi Yes  
Councilor VeVone Yes Councilor Vitale Yes  
Supervisor Wagner Yes

**RESOLUTION 22-160 to approve SEQR determination for Local Law No. 4 of 2022**

**A Resolution to Issue a Determination of Environmental Significance for Local Law No. 4 of 2022.**

**WHEREAS**, the Owasco Town Board declares itself Lead Agency for the purpose of conducting the environmental review of said proposed action;

**WHEREAS**, the Owasco Town Board has determined that the proposed action for adoption of **Local Law No. 4 of 2022** is an Unlisted Action under the State Environmental Quality Review (SEQR) Regulations;

**WHEREAS**, the proposed local law does not require review by the Cayuga County General Municipal Law 239-l, m & n Review Committee as it is not a zoning law;

**WHEREAS**, the Owasco Town Board hereby determines that the action does not involve any other agencies apart from the Owasco Town Board itself; and

**WHEREAS**, the Town Board caused a Short Environmental Assessment Form to be prepared for use to assess the potential environmental impacts associated with enactment of the proposed local law.

**BE IT RESOLVED**, that the Owasco Town Board has determined that the adoption of the proposed **Local Law No. 4 of 2022** will not have a significant adverse impact on the environment and hereby issues a Negative Declaration.

**BE IT FURTHER RESOLVED**, that the Town Supervisor be and is hereby directed to sign the Negative Declaration of Environmental Significance.

**Motion by Councilor VeVone; Second Councilor Vitale**

<b>Roll call vote:</b>	<b>Councilor Cornelius <u>Yes</u></b>	<b>Councilor Gucciardi <u>Yes</u></b>
	<b>Councilor VeVone <u>Yes</u></b>	<b>Councilor Vitale <u>Yes</u></b>
	<b>Supervisor Wagner <u>Yes</u></b>	

**RESOLUTION 22-161 A Resolution of the Town Board for the adoption and enactment of Local Law No. 4 of 2022 To Amend Chapter 11 Code of Ethics, Section 11-14 of the Town of Owasco**

**WHEREAS**, a Notice of Public Hearing with respect to said proposed Local Law (previously titled as **Local Law No. 5 of 2022**) was duly published in The Citizen, the official Town newspaper and a newspaper circulated in said Town, on **November 16, 2022**, and proof of such publication has been filed with the Town Clerk;

**WHEREAS**, a Notice of Public Hearing with respect to such Local Law was duly posted on the sign board of the Owasco Town Hall;

**WHEREAS**, a Public Hearing upon said proposed Local Law was held at the Owasco Town Hall, 2 Bristol Avenue, Auburn, New York 13021, in the Town of Owasco, New York on this date, **December 8, 2022**, pursuant to such Notice and an opportunity to be heard was given at said hearing to those favoring or opposing passage of said proposed Local Law;

**WHEREAS**, the proposed local law does not require review by the Cayuga County General Municipal Law 239-1, m & n Review Committee as it is not a zoning law;

**WHEREAS**, the Owasco Town Board by Resolution on this date issued a Negative Declaration under SEQRA for **Local Law No. 4 of 2022**; and

**WHEREAS**, the Town Board has carefully considered the proposed Local Law, and after due deliberation, finds it is in the best interest of the Town of Owasco to adopt said Local Law.

**NOW, THEREFORE, AFTER DUE CONSIDERATION, IT IS HEREBY,**

**RESOLVED**, that the Town Board of the Town of Owasco hereby approves and enacts **Local Law No. 4 of 2022** set forth below:

**Local Law No. 4 of 2022 to Amend Chapter 11 Code of Ethics, Section 11-14 of the Town of Owasco**

Chapter 11. Ethics, Code of

Section 11-14 of the Owasco Town Code is amended, in its entirety, as follows:

Section 11-14. Nepotism.

Except as otherwise required by law:

**A.** **Unless otherwise approved by the Town Board**, no municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.

**B.** No municipal officer or employee may supervise a relative in the performance of the relative's official powers or duties.

EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

**Motion by Councilor Cornelius; Second Councilor Vitale**

<b>Roll call vote:</b>	<b>Councilor Cornelius</b>	<b><u>Yes</u></b>	<b>Councilor Gucciardi</b>	<b><u>Yes</u></b>
	<b>Councilor VeVone</b>	<b><u>Yes</u></b>	<b>Councilor Vitale</b>	<b><u>Yes</u></b>
	<b>Supervisor Wagner</b>	<b><u>Yes</u></b>		

**RESOLUTION 22-162 TO AMEND SECTION 14 OF THE TOWN OF OWASCO EMPLOYEE HANDBOOK**

**RESOLVED**, Section 14 of the Employee Handbook is hereby to read as follows: (changes highlighted)

“Section 14. Nepotism.

Except as otherwise required by law:

- (a) Unless otherwise approved by the Town Board**, no municipal officer or employee, either individually or as a member of a board, may participate in any decision specifically to appoint, hire, promote, discipline or discharge a relative for any position at, for or within the municipality or a municipal board.
  
- (b)** No municipal officer or employee may supervise a relative in the performance of the relative’s official powers or duties.”

**Motion by Councilor Cornelius; Second Councilor Vitale**

<b>Roll call vote:</b>	<b>Councilor Cornelius</b>	<b><u>Yes</u></b>	<b>Councilor Gucciardi</b>	<b><u>Yes</u></b>
	<b>Councilor VeVone</b>	<b><u>Yes</u></b>	<b>Councilor Vitale</b>	<b><u>Yes</u></b>
	<b>Supervisor Wagner</b>	<b><u>Yes</u></b>		

**ADJOURNMENT:**

**RESOLUTION 22-163** to adjourn the meeting:

**Motion by Councilor Cornelius; Second Councilor Vitale**

<b>Roll call vote:</b>	<b>Councilor Cornelius</b>	<b><u>Yes</u></b>	<b>Councilor Gucciardi</b>	<b><u>Yes</u></b>
	<b>Councilor VeVone</b>	<b><u>Yes</u></b>	<b>Councilor Vitale</b>	<b><u>Yes</u></b>
	<b>Supervisor Wagner</b>	<b><u>Yes</u></b>		

**Meeting adjourned at 4:42PM**

Respectfully submitted,  
Tammy M Flaherty  
Town Clerk