

**A Town Board Meeting of the Town of Owasco was held on October 13, 2022
At 4:00 PM in the Owasco Town Hall with the following members present:**

**PRESENT: Supervisor Edward Wagner (Via Zoom)
Councilperson Gucciardi
Councilperson, Jeremy VeVone
Councilperson Fred Cornelius (Arrived at 4:23pm)**

ABSENT: Councilperson Mike Vitale

OTHERS PRESENT: Riccardo Galbato, Mike Moore, Bob Bruno

CALL TO ORDER: 4:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

RESOLUTION 22-106 to approval of Town Board Agenda for October 13, 2022

Motion by; Councilor VeVone. Second Councilor Gucciardi

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

APPROVAL OF MINUTES:

**RESOLUTION 22-107 approval of Town Board Minutes for Town Board Meeting on
September 8, 2022.**

Motion by; Councilor VeVone. Second Councilor Gucciardi

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

PUBLIC PARTICIPATION:

Resident Mike Moore addressed the board with 2 concerns

**One is the playground lighting, he feels it is a nuisance to him and residents living on
Adams Ave, he understands the need for the lights but a more directional lighting would be
appreciated.**

**Supervisor Wagner will look into a more directional lighting, he already called the Town of
Skaneateles and inquired on the cut off lights they use in various places around the town.**

**Number 2 concern by Mike Moore is the stone access road that runs behind his home, he would
like to see it blocked off the vehicle traffic and used as a pedestrian trail.**

**The road adjoins the Owasco Fire Department property and Owasco Chief & Town Councilmen
Jeremy VeVone questioned the purpose and or plan for the road.**

OLD BUSINESS: Councilmen Jeremy VeVone updated the board with the status of the new security cameras around the playground and town shelter. The town has had the conduit layed and he is waiting for one more price from a vendor for the cameras.

Councilmen Vevone also inquired about the status of finding a new vendor to mail the towns water bills out.

Supervisor Wagner stated they have found a vendor, ABS Business Solutions and he would have the Bookkeeper send the Town Council the details.

Councilmen Fred Cornelius updated the board on the land exchange between the town and the Owasco Fire Dept, located in the Towns Hamlet between 12 Corners Rd & Gahwiler Rd. The fire dept owns the land that but the town had prevouslyly maintained a playground on the property, with the transfer the town will be able to upgrade the playground located on the property.

NEW BUSINESS:

Councilmen Cornelius would like to see changes to the Town of Owasco Code, He stated he knows they committee started the review and was stopped due to COVID. He would like a status update on the discussion to continue the updates.

COMMUNICATIONS:

Sewer Extension- at Brinkerhoff Estate

- The new owners Joe & Nancy Kinsella of the home located at 6030 East Lake Rd would like to be included in the Sewer District. Supervisor Wagner states upon talking to the family addressed the board as the property owners will need to hire an engineer at their own cost as well as talking to other neighbors in hopes that they too will want to be included in the project. Supervisor Wagner will update the board as details are provided.

Proposed new auditors Dresher & Malecki

- The previously Auditors have chosen not to audit the town this year siting the lack of time. The town will appoint Dresher & Melecki for the 2023 year.

Update on Solar Moratorium update

- Under review at this time.

RESOLUTION 22-108 to Authorize the Town Supervisor to sign Amendment No. 1 to the Municipal Cooperation Agreement for Sewer Service to Wholesale Customers with the City of Auburn and the Towns of Sennett, Fleming and Aurelius which, among other things, adopts an updated wholesale sewer unit rate in the amount of \$3.04 per 100 Cubic feet as of January 1, 2023.

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>Absent</u>
Supervisor Wagner	<u>Yes</u>		

**RESOLUTION 22-109 to approve the following water & sewer rate increases effective
December 1, 2022**

Proposed Water/Sewer Rate Increase

Town of Owasco Customers

Water and Sewer Rates

Water (Gallons)

0 -7500 gallons

0 to 7500 Gallons \$33.75

Over 7500 Gallons \$4.50/1000 Gallons

Over 200,000 Gallons \$4.05 /1000 Gallons

Sewer (Gallons)

Sewer District 1

0- 7500 Gallons \$83.85

Over 7500 Gallons \$11.18 / 1000 Gallons
\$10.66 / 1000 Gallons

Sewer District 2

0 – 7500 Gallons \$59.70

Over 7500 Gallon \$7.96 / 1000

Sewer District 3

0—7500 Gallons \$79.95

over 7500 Gallons

Niles Water Rate

Town of Niles Customers

O & M (per Quarter) \$25.00

0 -- 7500 Gallons \$45.90

Over 7500 Gallons \$6.12/ 1000 Gallons

Niles Sewer District Rate

Town of Niles Customers

O & M (per Quarter) \$25.00

0 – 7500 Gallons \$91.95

Over 7500 Gallons \$12.26 / 1000 Gallons

Town of Fleming Water Rate

\$3.285 per 1000 Gallons

Bulk Water

Water Plant \$0.25 per 43 Gallons

Melrose Road Hydrant \$5.85 per 1000 Gallons

Proposed Owasco Effective 12/01/2022

Proposed Niles Effective 12//01/2022

Motion by Councilor Cornelius; Second Councilor VeVone

**Roll call vote: Councilor Cornelius Yes
Councilor VeVone Yes
Supervisor Wagner Yes**

**Councilor Gucciardi Yes
Councilor Vitale Absent**

RESOLUTION 22-110 TO INTRODUCE LOCAL LAW NO. 3 OF 2022 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c AND TO SCHEDULE A PUBLIC HEARING.

RESOLVED to schedule a public hearing for **November 10, 2022 at 4:00 pm** on proposed **Local Law No. 3 of 2022** to Override the Tax Levy Limit Established in General Municipal Law §3-c.

Below is the proposed text.

Proposed **Local Law No. 3 of 2022** to Override the Tax Levy Limit Established in General Municipal Law §3-c.

WHEREAS, the State of New York enacted General Municipal Law §3-c which limits the ability of the Town Board to raise necessary revenue in the form of property taxes; and

WHEREAS, the Town Board of the Town of Owasco has determined that it may be necessary to increase the tax levy for the Town of Owasco real property tax levy, Water District, Sewer District No. 1, Sewer District No. 2 and/or Sewer District No. 3 beyond the amount allowed in General Municipal Law §3-c; and

NOW, THEREFORE, BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF OWASCO as follows:

Section 1. LEGISLATIVE INTENT

It is the intent of this Local Law to override the limit on the amount of real property taxes that may be levied by the Town of Owasco, County of Cayuga pursuant to General Municipal Law §3-c, and to allow the Town of Owasco, County of Cayuga to adopt a town budget for (a) town purposes and (b) any other special or improvement district governed by the Town Board for the fiscal year **2023** that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.

Section 2. AUTHORITY

This Local Law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Owasco, County of Cayuga, is hereby authorized to adopt a budget for the fiscal year **2023** that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Section 4. SEVERABILITY

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. EFFECTIVE DATE

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

Motion by Councilor Cornelius; Second Councilor Gucciardi

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

**RESOLUTION 22-111 to Schedule public hearing for 2023 Budget at the November 10, 2022
Town board meeting at 4:00PM.**

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>Absent</u>
Supervisor Wagner	<u>Yes</u>		

RESOLUTION 22-112 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 #10 2022 Vouchers # 767-846 in the amount of \$143,987.76

Trust & Agency Voucher #6099-6111 in the amount of \$25,331.88

for a grand total of \$169,318.64

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>Absent</u>
Supervisor Wagner	<u>Yes</u>		

RESOLUTION 22-113 to approve the supervisor to sign agreement with Dresher & Malecki to perform that yearly town audit.

Motion by Councilor Cornelius; Second Councilor Gucciardi

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

ADJOURNMENT:

RESOLUTION 22-114 to adjourn the meeting:

Motion by Councilor VeVone; Second Councilor Cornelius

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

Meeting adjourned at 4:48 PM

Respectfully submitted,

Tammy M. Flaherty
Town Clerk