

A Town Board Meeting of the Town of Owasco was held on January 14, 2010 at 7:00 PM in the Owasco Town Hall with the following members present:

PRESENT:

Councilperson, Gino Alberici
Councilperson, Tony Gucciardi
Councilperson, Terrence Lattimore
Councilperson, Edward Wagner
Supervisor, John J. Klink

ABSENT:

OTHERS PRESENT: Tom Klink, Robert Westover, Laurel Auchampaugh, John Smith and Rick Galbato Town Attorney.

CALL TO ORDER: 7:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Resolution 10-001 approval of Town Board Agenda for January 14, 2010.

Motion by Councilperson Gucciardi Second Councilperson Alberici

Roll call vote: Councilperson Alberici Yes Councilperson Gucciardi Yes
Councilperson Lattimore Yes Councilperson Wagner Yes
Supervisor Klink Yes

APPROVAL OF MINUTES:

Resolution 10-002 approval of Town Board Minutes for December 31, 2009.

Motion by Councilperson Alberici Second Councilperson Wagner

Roll call vote: Councilperson Alberici Yes Councilperson Gucciardi Yes
Councilperson Lattimore Yes Councilperson Wagner Yes
Supervisor Klink Yes

PUBLIC PARTICIPATION:

COMMUNICATIONS: 1. Letter of appointment of Deputy Town Clerk and Deputy Tax Collector, 2. Letter of recommendation from Town Justices consenting to appointment of Clerk to Town Justices, 3. Letter of supervisor re appointment of Town Historian and Bookkeeper / Budget Officer. 4. Letter from Tax Collector requesting designation of depository for funds, Letter to Wayne T. Rupracht of Route 84 Enterprises, Inc. from Barton & Loguidice on a claim for repairing the damaged water service on Melrose Road, Agreement from Cayuga County Sheriff's Department for 2010 Community Policing.

COMMITTEE REPORTS:

Supervisor's monthly financial report	Zoning Board Chairman David Kalabanka	Planning Board Chairman Richard Knaul
Highway Superintendent, Public Works Superintendent Michael Wilson	Assessor Kim Gridley	Code Enforcement Officer Patrick Doyle
Town Historian Laurel Auchampaugh	Truck Traffic John Klink	
Cayuga County Water Quality Management Agency and Owasco Lake Standing Committee	Recycling Center Ed Wagner	Owasco Lake Watershed Inspection Committee John Klink

Ed Wagner		
Councilperson Meeting Reports	Playground Committee	

OLD BUSINESS:

NEW BUSINESS:

Resolution 10-003 to group and approve resolutions 10-003 through 10-022 excluding resolutions 10- 013

Motion by Councilperson Alberici Second Councilperson Gucciardi

Roll call vote: Councilperson Alberici Yes Councilperson Gucciardi Yes
Councilperson Lattimore Yes Councilperson Wagner Yes
Supervisor Klink Yes

Resolution 10-004 appointing the Auburn Citizen as the official newspaper for 2010.

Resolution 10-005 naming Tompkins Trust Company as the depository for Town funds for the Town Clerk, Tax Collector and the Supervisor for 2010.

Resolution 10-006 authorizing the Supervisor to invest general funds, special district funds and highway moneys not obligated or required for immediate expenditure, in United States Treasury bills, savings accounts, time deposit or time certificates of deposit through Tompkins Trust Company; said investments to be payable or redeemable at the option of the Supervisor within such times as the proceeds may be needed to meet expenditures for which the moneys were provided.

Resolution 10-007 establishing reimbursement of expenditures incurred in 2010 as follows:

\$0.50 cents per mile as mileage allowance for job-related travel per Internal Revenue Service 2010.

Resolution 10-008 designating the second Thursday of each month as Town Board meeting night to be held at 7:00 P.M. at the Town Hall:

Resolution 10-09 requiring all itemized vouchers to be submitted to the Town Clerk’s office before 4:00 P.M. of the Wednesday prior to the Board Meeting each month to qualify for audit and payment at the next regular Town Board Meeting.

Resolution 10-010 establishing hourly rates of pay for Highway personnel for 2010, in accordance with the Labor Agreement between the C.S.E.A and the Town of Owasco.

Resolution 10-011 establishing rates of pay for Board of Assessment Review, Zoning Board of Appeals, Planning Board, Deputy Clerks / Tax Collector and Election Commissioners for 2010.

Board of Assessment Review:

Member \$100.00 per Day

Zoning Board of Appeals:

Chairman \$2,812.16 per Year

Member \$73.11 per Meeting

Secretary: \$14.04 per Hour

Planning Board:

Chairman \$3,374.59 per Year

Member \$73.11 per Meeting

Secretary: \$14.04 per Hour

Deputy Clerks /Tax Collectors:	<u>\$14.04 per Hour</u>
Town Constable / Peace Officer:	<u>\$17.50 per Hour</u>
Recycling Attendants	<u>\$10.81 per Hour</u>

Election Commissioners for primary, general and presidential elections and

Registration days for each district as per Cayuga County Board of Elections:

Inspectors Primary Election – 12 @ \$150.00 = \$1,800.00

Inspectors General Election – 12 @ \$150.00 = \$1,800.00

Poll Manager - \$50.00

Machine Custodian - \$.

Machine Delivery – 2 @ \$37.50 = \$75.00

Inspector training – 12 @ \$25.00 = \$300.00

Resolution 10-012 establishing salaries for all elected and appointed officials and employees as set forth in the 2010 budget.

Resolution 10-013 appointing the following persons to the designated positions for 2010:

- **Clerk to the Town Justices, upon advice and consent of the Town Justices: Elizabeth Wilson**
- **Deputy Town Clerks upon the advice and consent of the Town Clerk: Elizabeth Bowman, Pat Holt and Sharon Westover.**
- **Building and Code Inspector: J. Patrick Doyle**
- **Chairperson of the Planning Board: Richard Knaul**
- **Chairperson of the Zoning Board of Appeals: Dave Kalabanka**
- **Alternate Members of Planning Board to be compensated at \$73.11 per meeting**
- **Town Attorney Part Time to a term of office concurrent with Town Board: Riccardo Galbato**
- **Town Engineer Part Time to a term of office concurrent with Town Board: Barton & Loguidice**
- **Registrar of Vital Statistics to a term of office concurrent with Town Board: Robert Shaw**
- **Deputy Registrar of Vital Statistics: Elizabeth Bowman**
- **Town Historian upon the advice and consent of the Town Supervisor: Laurel Auchampaugh**
- **Typist part time News Letter administrator Lonna Vrooman not to exceed \$1,500. Dollars per year.**
- **Deputy Supervisor upon the advice and consent of the Town Supervisor: Gino Alberici \$3,119.00 per year.**
- **Bookkeeper / Budget Officer: Elizabeth Wilson.**
- **Delegate to the New York State Association of Towns: John Klink**
- **Alternate Delegate to the New York State Association of Towns: Gino Alberici**
- **Re-Appointment of Theodore Leader to BAR, term ending December 31, 2015**
- **Water Billing Clerk / Deputy Assessor: Linda Coretti at \$12.65 per Hour.**
- **Re-appointment of David Kalabanka to the Zoning Board of Appeals term ending December 31, 2016**
- **To reappoint Andrew Feocco to the Planning Board term ending December 31, 2016.**
- **To appoint Theodore Leader as Chairman of the BAR**
- **To appoint Bill Granato as Crossing Guard Supervisor at \$320.00 extra per year.**

Resolution 10-014 to accept the above appointments.

Motion by Councilperson Alberici Second Councilperson Lattimore

Roll call vote:	Councilperson Alberici <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Lattimore <u>Yes</u>	Councilperson Wagner <u>Yes</u>
	Supervisor Klink <u>Yes</u>	

Resolution 10-015 authorizing Supervisor to submit to the Town Clerk by February 28, 2010, a copy of his Annual Report to the State Comptroller and directing the Town Clerk to cause a notice to be published within ten (10) days after receipt of said report in the official newspaper of the Town that a copy of such report is on file and available for inspection in the Town Clerk's office.

Resolution 10-016 authorizing the payment of utility bills, town real property tax bills and postage prior to audit pursuant to Town Law section 118(2).

Resolution 10-017 reaffirming and re-adopting resolutions establishing the Procurement Policy adopted January 13, 1993 and the investment policy adopted February 10, 1993.

Resolution 10-018 authorizing the Highway Superintendent to purchase equipment and tools not to exceed \$2,000.00 without prior Town Board approval, providing such purchases are consistent with the Procurement Policy set forth in Chapter 22: Procurement Policy of the Owasco Town Code enacted January 13, 1993, and reviewed and reaffirmed herewith.

Resolution 10-019 to designate councilpersons Alberici and Councilperson Gucciardi as audit committee for 2010.

Resolution 10-020 authorizing Supervisor to advance a maximum of \$300.00 for attendance at conferences and training events. Whereas no formal restrictions on expenses incurred by registered attendees at municipal training trips exist, in an effort to be fiscally responsible and still provide required and needed training for our Town of Owasco employees be it RESOLVED that attendees are to make every effort to limit their expenses to the \$300 previously advanced. FURTHER RESOLVED that the attendees shall provide to the Town an Expense Voucher with Receipts. FURTHER RESOLVED upon reviewing requests for reimbursement the town board will evaluate the necessity of the expense prior to approval of the reimbursement. There is no reimbursement for Alcoholic Beverages or any Sales Tax.

Resolution 10-21 authorizing the Supervisor to sign an agreement with Cuddy & Ward, LLP to complete an Audit for the 2009 year at a cost not to exceed \$4,200. Dollars.

Resolution 10-22 to approve the twelve month contract for 2010 between Finger Lakes Dog Protection Agency, INC. and the Town of Owasco for \$4620. payable in twelve monthly installments of three hundred eighty five dollars (\$385.00), \$25.00 fee per call for non-emergency after hour responses, \$8.00 per day for dog boarding fee for dogs seized and impounded, in accordance with the provisions of Article 7 of the Agriculture and Markets Law and/or any local law of ordinance. Transfer or euthanasia and disposal at the rate of \$40.00 per dog. The town shall be responsible for veterinary service cost for unidentified seized and /or impounded dogs during the statutory redemption period.

Resolution 10-23 for the preparation of maps and plans for sewer services and related expenses in a portion of the Town to be known as Town of Owasco Sewer District No. 3 pursuant to Town Law 191-a.

WHEREAS, the Town Board of the Town of Owasco is considering providing sanitary sewer services to a portion of the Town to be known as Owasco Sewer District No. 3; and

WHEREAS, the Town Board of the Town of Owasco has sent out surveys to property owner in this portion of the Town to be known as Sewer District No. 3; and

WHEREAS, on March 12, 2009 by Resolution 09-061 the Town Board appropriated up to \$40,000 to pay the cost of preparing a general map and plan and related expenses for providing sewer services to a portion of the town to be known as Town of Owasco Sewer District No. 3, which is not currently included within the boundaries of the existing Town Sewer District No. 1 and Sewer District No. 2; and

WHEREAS, Resolution 09-061, pursuant to Town Law Section 191-a, was adopted subject to permissive referendum; and

WHEREAS, Resolution 09-061 was duly published in The Citizen on March 21, 2009; and

WHEREAS, the Town has appropriated \$40,000.00 for a general map, plan and report, an Environmental Review, (SEQR/SERP), and General Funding Assistance for the proposed Sewer District No. 3; and

WHEREAS, the Town by this Resolution would like to allocate up to an additional \$15,000 for a total of up to \$55,000 for expenses for the proposed Sewer District No. 3; and

BE IT RESOLVED, that the Town Board hereby adopts this resolution pursuant to Town Law Section 191-a appropriating up to an additional \$15,000.00 to pay the cost of preparing and completing a general map and plan and related expenses for providing sewer services to a portion of the town known as Town of Owasco Sewer District No. 3, which is not currently included within the boundaries of the existing Town Sewer District No. 1 and Sewer District No. 2;

FURTHER RESOLVED, that the expenses incurred for the preparation and completion of such maps and plans and related expenses shall be a town charge, and shall be assessed, levied and collected in the same manner as other town charges; and

FURTHER RESOLVED, that if the Town Board shall thereafter establish or extend a sewer district and construct a sewer system pursuant to the Town Law, the expenses incurred by the Town for the preparation of the maps and plan and related expenses shall be deemed to be part of the cost of such improvement, and the Town shall be reimbursed the amount paid therefore, or such portion of that amount which the Town Board, at the public hearing held pursuant to Town Law Section 194, shall allocate against such district; and

FURTHER RESOLVED, that pursuant to Town Law Section 191-a, this Resolution is adopted subject to a permissive referendum.

Motion by Councilperson Gucciardi Second Councilperson Alberici

Roll call vote:	Councilperson Alberici <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Lattimore <u>Yes</u>	Councilperson Wagner <u>Yes</u>
	Supervisor Klink <u>Yes</u>	

Resolution 10-024 to enter into an Agreement with the Cayuga County Sheriff's Office for Community Policing for 2010 at a cost of \$52.00 per hour for events.

Motion by Councilperson Gucciardi Second Councilperson Alberici

Roll call vote:	Councilperson Alberici <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Lattimore <u>Yes</u>	Councilperson Wagner <u>Yes</u>
	Supervisor Klink <u>Yes</u>	

Resolution 10-025 Sewer District No. 1 Extension to include 6012 Oakridge Road, Tax Map No. 123.04-1-71 - Town Board directing a Public Hearing and declaring itself lead agency under SEQRA and that the action is an Unlisted Action

WHEREAS, Resolution 09-122 adopted by the Town Board on 7/9/09 states as follows:

**“Resolution 09-122 Resolution Calling for a Public Hearing on Establishment of Sewer District No. 1
Extension (Article 12 of the Town Law)**

WHEREAS, a written petition dated 7/6/2009 has been submitted in due form by Mark R. Anderson and Susan Anderson, containing the required signatures, which has been presented and filed with the Town Board of the Town of Owasco, Cayuga County, New York, for the establishment of an extension to the Town of Owasco Sewer District No. 1, which is bounded and described on Exhibit A attached hereto and made a part hereof which is the legal description for 6012 Oakridge Road in the Town of Owasco, Tax Map No. 123.04-1-71, and

WHEREAS, the improvements proposed consist of the construction and maintenance of sanitary sewer system to serve said extension in the district in accordance with certain plans to be submitted to the Town, and

WHEREAS, it is the intention of the petitioner to construct or the petitioner has constructed said sanitary sewer and has connected with the Town sewer main or line at their own expense and said sanitary sewer to remain the property of the petitioners and not transferred to the Town, at an annual charge to be determined by the Town Board as well as quarterly sewer bills

NOW, THEREFORE, be it ORDERED, that the Town Clerk call a Public Hearing at a meeting of the Town Board of the Town of Owasco when the Petitioners submit a map, plan and report approved by the Town Engineers to consider said petition including the environmental significance thereof and to hear all persons interested in the subject thereof, and for such other and further action on the part of said Town board, with relation to the premises.”

WHEREAS, after consultation with the DEC, the Town desires to move forward with the extension without the need for a map, plan and report as the sanitary sewer line installed was at the expense of the petitioners/property owner and is to remain the property of the petitioners/property owner and not transferred to the Town.

NOW, THEREFORE, be it RESOLVED, that the Town Clerk call a Public Hearing for Thursday, February 11, 2010 at 7 pm on the proposed Sewer District No. 1 Extension for 6012 Oakridge Road in the Town of Owasco, Tax Map No. 123.04-1-71 owned Mark R. Anderson and Susan Anderson;

FURTHER RESOLVED, that the Town Board declares itself lead agency and that said action is an Unlisted Action under SEQRA and directs the Town Clerk to provide a copy of the Short Environmental Assessment Form to the Cayuga County Health Department and the New York State Department of Environmental Conservation for any comments.

Motion by Councilperson Wagner Second Councilperson Alberici

**Roll call vote: Councilperson Alberici Yes Councilperson Gucciardi Yes
 Councilperson Lattimore Yes Councilperson Wagner Yes
 Supervisor Klink Yes**

OTHER:

AUDIT AND PAYMENT OF CLAIMS:

Resolution 10-026 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 10-016 adopted January 14, 2010, all in accordance with the attached abstract of claims.

ABSTRACT # 1. 2010 Vouchers 1 – 67 for a total of \$273,325.40

Motion by Councilperson Wagner Second Councilperson Alberici

**Roll call vote: Councilperson Alberici Yes Councilperson Gucciardi Yes
 Councilperson Lattimore Yes Councilperson Wagner Yes
 Supervisor Klink Yes**

ADJOURNMENT:

Resolution 10-027 to adjourn the meeting:

Motion by Councilperson Lattimore Second Councilperson Alberici

Roll call vote:	Councilperson Alberici <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Lattimore <u>Yes</u>	Councilperson Wagner <u>Yes</u>
	Supervisor Klink <u>Yes</u>	

Meeting adjourned at 8:52 P.M.

Robert A. Shaw Town Clerk