

A Town Board Meeting of the Town of Owasco was held on August 13, 2009 at 7:00 PM in the Owasco Town Hall with the following members present:

**PRESENT:**

Councilperson, Gino Alberici  
Councilperson, Arthur Richardson  
Councilperson, Edward Wagner  
Supervisor, John J. Klink

**ABSENT:** Councilperson, Doug Buchanan

**OTHERS PRESENT:** Patrick Doyle Code Enforcement Officer, Laura Auchampaugh Town Historian, Nancy Taylor, Stan Czolowski, Rev. Marcia Gibbons, Marlene Caykendall, Maresse Walawender, Tom Klink and Rick Galbato Town Attorney

**CALL TO ORDER: 7:00 PM**

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OF AGENDA:**

**Resolution 09- 127** approval of Town Board Agenda for August 13, 2009.

Motion by Councilperson Alberici; Second Councilperson Richardson.

|                 |                                     |                                      |
|-----------------|-------------------------------------|--------------------------------------|
| Roll call vote: | Councilperson Alberici <u>Yes</u>   | Councilperson Buchanan <u>Absent</u> |
|                 | Councilperson Richardson <u>Yes</u> | Councilperson Wagner <u>Yes</u>      |
|                 | Supervisor Klink <u>Yes</u>         |                                      |

**APPROVAL OF MINUTES:**

**Resolution 09- 128** approval of Town Board Minutes for July 9, 2009.

Motion by Councilperson Richardson; Second Councilperson Alberici.

|                 |                                     |                                      |
|-----------------|-------------------------------------|--------------------------------------|
| Roll call vote: | Councilperson Alberici <u>Yes</u>   | Councilperson Buchanan <u>Absent</u> |
|                 | Councilperson Richardson <u>Yes</u> | Councilperson Wagner <u>Yes</u>      |
|                 | Supervisor Klink <u>Yes</u>         |                                      |

**PUBLIC PARTICIPATION:**

**OWASCO REFORMED CHURCH GRANT REQUEST:**

Opened at 7:26 PM

**PUBLIC HEARING FOR LOCAL LAW NUMBER 4 OF 2009 Recreation Board**

**Chapter 109 Article II**

**Resolution 09-129 to close the Public Hearing for Local Law No. 4 of 2009 Recreation Board Chapter 109 Article II at 7:28 PM**

Motion by Councilperson Alberici; Second Councilperson Richardson.

|                 |                                     |                                      |
|-----------------|-------------------------------------|--------------------------------------|
| Roll call vote: | Councilperson Alberici <u>Yes</u>   | Councilperson Buchanan <u>Absent</u> |
|                 | Councilperson Richardson <u>Yes</u> | Councilperson Wagner <u>Yes</u>      |
|                 | Supervisor Klink <u>Yes</u>         |                                      |

**COMMUNICATIONS:**

- Letter from the Summer Reading Program Friends for 2009 thanking the Town for running the Summer Library Program again this year.**
- Letter from the State of New York D. O. T. giving permission for the Town to install East Lake Road Street name signs at the intersections of five roads with Route 38A. These roads are: Oakridge Road; Bevier Road; Swartout Road; Honey Suckle Road; and Rockefeller Road.**
- Invoice to Pullens Truck Center from Auctions International on the sale of the 1977 Mack Pumper Fire Truck in the amount of \$2,000.00.**
- Letter from the City of Auburn July 17thm 2009 on the Owasco Lake Watershed Inspection Program rejecting the additional funding levels for the 2010 year.**
- Letter from the Cayuga County Soil and Water Conservation District thanking the board for approving an increase in funding for the Owasco Lake Watershed Inspection Program.**
- Letter from Owasco Reformed Church on assistance for securing and underwriting a grant writer.**
- Letter from Bruce Natale, PE, Chair CCWQMA to John Rossi Esq., Auburn City Hall in response to the July 17<sup>th</sup>, letter to Ron Podolak.**
- Letter from the State of New York State Board of Real Property Services on the Final State equalization Rate of 80.00 for the Town of Owasco.**
- E-mail from Geoffrey Cloak of ORPS is preparing to increase the RPS Version4 license fees by 25% during the 2010 calendar year.**
- E-mail from Bruce Natale to John Klink & Mike Wilson on Welcome to the Watershed Road Signs.**
- Letter from Cayuga County Real Property Services on the six parcels purchased by the Town of Owasco in April 2009 were in fact taxable for county tax purposes contrary to a letter sent to your office on 3/11/2009.**
- Letter from Peter A. Tortorici Chairman Cayuga County Legislature asking for our participation and input at an upcoming community workshop focused on Economic Development in Cayuga County scheduled for July 29, 2009 at 6:30 P.M. at the new Cayuga-Onondaga BOCES facility on West Genesee Street. It will be a community visioning session on economic development and will be facilitated by staff of the BOCES.**
- E-MAIL FROM David Tehan of Karpinski, Stapleton, Galbato, & Tehan, P.C. on Verizon agreement.**
- Letter from Peter A. Tortorici Chairman of the Legislature thanking Supervisor Klink for attending and participating in the Community Economic Development Forum on July 29<sup>th</sup>, 2009.**

**COMMITTEE REPORTS:**

|   |  |   |
|---|--|---|
| Supervisor’s monthly financial report   | Zoning Board Chairman<br>David Kalabanka | Planning Board Chairman<br>Richard Knaul              |
| Highway Superintendent, Public Works Superintendent<br>Michael Wilson                         | Assessor Kim Gridley                     | Code Enforcement Officer<br>Patrick Doyle             |
| Town Historian<br>Laurel Auchampaugh  | Truck Traffic John Klink                 | Newsletter / Web Site<br>Lonna Vrooman                |
| Cayuga County Water Quality Management Agency and Owasco Lake Standing Committee<br>Ed Wagner | Recycling Center Ed Wagner               | Owasco Lake Watershed Inspection Committee John Klink |
| Councilperson Meeting Reports   | Playground Committee<br>Art Richardson   |   |

**OLD BUSINESS:**

**NEW BUSINESS:**

**Resolution 09-130 to retain J. Mark McCarthy from Coulter, Ventre & McCarthy, L.L.P. in the following actions:**

**In the Matter of the Applications for a Review Under Article 7 of the Real Property Tax Law of the Tax Assessments against The Assessor of the Town of Owasco, County of Cayuga, New York; the Board of Assessment Review for the Town of Owasco, County of Cayuga, New York; and the Town of Owasco, County of Cayuga, New York, by the following Residents William Dorr, John Bouck and Constance Bouck, C. Alan Bouley and Francine Bouley, Robert W. Pine and Mary K. Pine, Kathryn B. McLane; Robert E. Barry and Eileen M. Barry; Warren Lee Vanderpool; and Rebecca Gennett. At an hourly rate of \$180.00.**

**Motion by Councilperson Alberici; Second Councilperson Wagner.**

|                        |  |   |
|------------------------|--|---|
| <b>Roll call vote:</b> | <b>Councilperson Alberici <u>Yes</u></b>   | <b>Councilperson Buchanan <u>Absent</u></b> |
|                        | <b>Councilperson Richardson <u>Yes</u></b> | <b>Councilperson Wagner <u>Yes</u></b>      |
|                        | <b>Supervisor Klink <u>Yes</u></b>         |   |

**Resolution 09-131 to approve SEQR determination for Local Law No. 4 of 2009**

**A Resolution to Issue a Determination of Environmental Significance for Local Law No. 4 of 2009 Recreation Board**

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

**WHEREAS, the Owasco Town Board has determined that the proposed action for adoption of Local Law No. 4 of 2009 is an Unlisted Action under the State Environmental Quality Review (SEQR) Regulations; and**

**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; and**

**BE IT RESOLVED, that the Owasco Town Board has determined that the adoption of the proposed Local Law No. 4 of 2009 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 Councilperson Richardson; Second Councilperson Alberici.**

|                        |  |   |
|------------------------|--|---|
| <b>Roll call vote:</b> | <b>Councilperson Alberici <u>Yes</u></b>   | <b>Councilperson Buchanan <u>Absent</u></b> |
|                        | <b>Councilperson Richardson <u>Yes</u></b> | <b>Councilperson Wagner <u>Yes</u></b>      |
|                        | <b>Supervisor Klink <u>Yes</u></b>         |   |

**Resolution 09-132 A Resolution of the Town Board for the adoption and enactment of Local Law No. 4 of 2009 Recreation Board.**

**WHEREAS, a Resolution was adopted by the Town Board on July 9, 2009 introducing proposed Local Law No. 4 of 2009 and said Resolution established a public hearing relating thereto; and**

**WHEREAS, a Notice of Public Hearing with respect to said proposed Local Law was duly published in The Citizen, the official Town newspaper and a newspaper circulated in said Town on August 6, 2009, and proof of such publication has been filed with the Town Clerk, and**

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

**WHEREAS, by e-mail dated August 12, 2009 from Geoff Milz of the Cayuga County Planning and Economic Development Office indicated that this proposed Local Law will not need to come before the 239 I & M Review Committee, and.**

**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, August 13, 2009, 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; and**

**WHEREAS, the Owasco Town Board by Resolution 09-131 on this date issued a Negative Declaration under SEQRA for Local Law No. 4 of 2009.**

**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 2009 Recreation Board set forth below:**

#### **Local Law No. 4 of 2009 Recreation Board**

#### **Chapter 109 Article II**

**109-6 there is hereby established a Town Recreation Board to oversee the Town of Owasco Playgrounds and to provide recreation programs in the Town of Owasco.**

#### **109-7 Members**

- A. The members of the Board shall be appointed by the Town Board of the Town of Owasco and shall consist of five (5) members.**
- B. The Town Board shall designate from the appointed members one member to serve as Chairperson of said Board for a term of one (1) year.**

#### **109-8 Terms**

**Upon the initial appointment of the members of the Board, two (2) members shall be appointed for a term of two years and two (2) members for a term of three years and one (1) member for a term of four years. Thereafter, upon the expiration of their initial terms, all members of the Board shall be appointed for a term of two years.**

#### **109-9 Requirement for membership**

Each member appointed shall be a resident of the Town of Owasco.

109-10 Purpose

The purpose of the Board is to oversee the playgrounds and to provide recreation programs in the Town of Owasco.

109-11 Duties

The Board shall:

- A. Meet at least bi-monthly.
- B. Have minutes taken of such meeting of the Board and make them available to the public.
- C. Interview and recommend to the Town Board the hiring of recreation employees.
- D. Make and monitor an approximate eight (8) week schedule for the summer program.
- E. Make recommendations to the Town Board for repairing or replacing of equipment at the playgrounds and the purchase and location of any new equipment for the playgrounds.
- F. Make recommendations to the Town Board regarding the Town Shelter.
- G. Make recommendations to the Town Board and monitor recreation programs for the Town of Owasco.
- H. Meet with the recreation employees and monitor activities at the playgrounds.
- I. Consult from time to time with the Town Supervisor and Town Board.
- J. Annually prepare a proposed budget to the Town Board for the playgrounds.
- K. Annually, by December 31 of each year, submit to the Town Board a written report concerning the work and activities of the Board during the year.

RESOLVED, that the Town Clerk shall immediately file certified copies of said Local Law with the Secretary of State, as required by law; and it is further

RESOLVED, that said Local Law shall become effective immediately upon the filing with the Secretary of State.

Motion by Councilperson Richardson; Second Councilperson Alberici.

Roll call vote: Councilperson Alberici Yes Councilperson Buchanan Absent  
Councilperson Richardson Yes Councilperson Wagner No  
Supervisor Klink Yes

Resolution 09-133 Resolution Amending the 2009 Budget for the Town of Owasco

Pursuant to the provisions of § 112 of the Town Law, the 2009 Budget for the Town of Owasco is hereby amended as follows:

| Name                       | Account   | Original Budget | Increase | Decrease | Modified Budget |
|----------------------------|-----------|-----------------|----------|----------|-----------------|
| Research/Sewer District #3 | A8030.400 | \$31,600.00     | \$531.00 |          | \$32,131.00     |
| Attorneys - Grants         | A1420.430 | \$30,000.00     |          | \$531.00 | \$29,469.00     |
|                            |           |                 |          |          |                 |

Motion by Councilperson Richardson; Second Councilperson Alberici.

Roll call vote: Councilperson Alberici Yes Councilperson Buchanan Absent  
Councilperson Richardson Yes Councilperson Wagner No  
Supervisor Klink Yes

**AUDIT AND PAYMENT OF CLAIMS:**

**Resolution 09-134** 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 09-017 adopted January 8, 2009, all in accordance with the attached abstract of claims.**

**ABSTRACT # 8. 2009 Vouchers 432 – 510 for a total of \$153,424.74**

**Motion by Councilperson Alberici; Second Councilperson Richardson.**

|                 |  |   |
|-----------------|--|---|
| Roll call vote: | <b>Councilperson Alberici <u>Yes</u></b>   | <b>Councilperson Buchanan <u>Absent</u></b> |
|                 | <b>Councilperson Richardson <u>Yes</u></b> | <b>Councilperson Wagner <u>Yes</u></b>      |
|                 | <b>Supervisor Klink <u>Yes</u></b>         |   |

**Resolution 09-135** authorizing the purchase of a Bulk Water Metering System not to exceed \$3000.00

**Motion by Councilperson Alberici; Second Councilperson Buchanan.**

|                 |  |   |
|-----------------|--|---|
| Roll call vote: | <b>Councilperson Alberici <u>Yes</u></b>   | <b>Councilperson Buchanan <u>Absent</u></b> |
|                 | <b>Councilperson Richardson <u>Yes</u></b> | <b>Councilperson Wagner <u>Yes</u></b>      |
|                 | <b>Supervisor Klink <u>Yes</u></b>         |   |

**ADJOURNMENT:**

**Resolution 09- 136** to adjourn the meeting:

**Motion by Councilperson Alberici; Second Councilperson Richardson.**

|                 |  |   |
|-----------------|--|---|
| Roll call vote: | <b>Councilperson Alberici <u>Yes</u></b>   | <b>Councilperson Buchanan <u>Absent</u></b> |
|                 | <b>Councilperson Richardson <u>Yes</u></b> | <b>Councilperson Wagner <u>Yes</u></b>      |
|                 | <b>Supervisor Klink <u>Yes</u></b>         |   |

**Meeting adjourned at 9:05 P.M.**

**John J. Klink for Robert A. Shaw Town Clerk**