

Town Board Meeting of the Town of Owasco was held on July 10, 2014 at 4:00 pm in the Owasco Town Hall with the following members present:

PRESENT:

Councilperson, Tony Gucciardi
Councilperson, Richard Knaul
Councilperson, Michael Aldrich- left early
Councilperson, Tim Kerstetter
Supervisor, Edward Wagner

OTHERS PRESENT: Patrick Doyle, Bob Bruno, Laurel Auchampaugh, Nancy Taylor, Bob Oxford, Jim & Agnes Moochler, John Smith, Wanda Zach, Ken & Sue Sargent, Jim & Liz Festa.

CALL TO ORDER: 4:00 PM

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

Resolution 14-087 approval of Town Board Agenda for June 12, 2014.

Motion by Councilperson Aldrich; Second Councilperson Knaul.

Roll call vote: Councilperson Aldrich Yes Councilperson Gucciardi Yes
Councilperson Knaul Yes Councilperson Kerstetter Yes
Supervisor Wagner Yes

APPROVAL OF MINUTES:

Resolution 14-088 approval of Town Board Minutes for May 8, 2014

Motion by Councilperson Kerstetter; Second Councilperson Aldrich.

Roll call vote: Councilperson Aldrich Yes Councilperson Gucciardi Yes
Councilperson Knaul Yes Councilperson Kerstetter Yes
Supervisor Wagner Yes

PUBLIC PARTICIPATION: Bob Oxford wanted the town to be aware that the fire department would be closing the parking lot for repairs next week. He also would like the town to know that the Mud Run held on 9/22/14 North Road is expecting greater attendance this year. The fire department would also like to know the status of the painting and GPS of the fire hydrants, Ed Wagner told him John Smith was working on the GPS unit.

Mr. Moochler voiced his concerns on "migrant workers" employed by Dickman Farms moving into the neighborhood, Code Enforcement Officer Patrick Doyle informed the town board and residents that Dickmans purchased a house on Archie Street and will house 2 employees and their wives in the home. Mr. Doyle also informed the Town Board that he condemned a property located at 5978 East Lake Rd, corner of Honey Suckle Rd.

Seymour Library requesting increase in budget, Mr. Wagner commented that we need to go to the Assembly for approval of a referendum if the residents would like to no longer contribute in the Seymour Library.

Special Thanks to Woodsmen of the World, Rodney Barber for the donation of 150 American flags.

NEW BUSINESS: Laurel Auchampaugh, Town Historian gave presentation on the Veterans Memorial Dedication scheduled for November 11, 2014.

Resolution 14-089 Budget Modifications

Budget Modifications Recommendations After Closing June 2014

			(-)	(+)
Notes	Acct #	Account Description	Debit	Credit
	A1620.410	Buildings - Contractual	\$ 2,125.00	
	A1620.230	Buildings - Repair		\$ 2,125.00
	A1620.410	Buildings - Contractual	\$ 167.00	
	A3310.400	Traffic Control - Contractual		\$ 167.00
1	A1990.400	Contingent Account	\$ 12,100.00	
2	A599	Appropriated Fund Balance	\$ 14,138.00	
3	A5132.200	Garage - Equipment		\$ 6,700.00
	A5132.400	Garage - Contractual		\$ 284.00
	A7140.430	Playgrounds - Improvements		\$ 14,054.00
	A8030.410	Research/Sewer Dist #3 - Engineering		\$ 3,850.00
	A8560.400	Shade Trees - Contractual		\$ 1,350.00
	A8010.110	Zoning - Personal Services	\$ 435.00	
	A8010.100	Zoning - ZBA Secretary		\$ 10.00
	A8010.420	Zoning - Misc. Expense		\$ 425.00
	A8160.410	Refuse & Garbage - Landfill	\$ 70.00	
	A8160.430	Refuse & Garbage - Misc		\$ 70.00
	Totals:		\$ 29,035.00	\$ 29,035.00

Insurance Claim Pending

			(-)	(+)
Notes	Acct #	Account Description	Debit	Credit
4	DA5110.110	General Repairs - Personal	\$ 66,500.00	

	DA5130.110	Machinery - Personal		\$ 66,500.00
	DA9010.800	State Retirement	\$ 5,825.00	
	DA9040.800	Worker's Comp		\$ 5,825.00
	Totals:		\$ 72,325.00	\$ 72,325.00

			(-)	(+)
Notes	Acct #	Account Description	Debit	Credit
5	SS2-8120.459	Sewage Collection - Grinder Pumps	\$ 2,585.00	
	SS2-8120.458	Sewage Collection - Repair/Cleaning		\$ 2,585.00
	Totals:		\$ 2,585.00	\$ 2,585.00

			(-)	(+)
Acct #	Account Description	Debit	Credit	
SW8310.451	Engineering	\$ 126.00		
SW8310.460	Water Admin - Water/Sewer Authority		\$ 126.00	
SW8340.410	Trans & Distribution - Contractual	\$ 10,166.00		
SW8340.458	Water Line Repairs		\$ 10,166.00	
SW9010.80	State Retirement	\$ 2,175.00		
SW9040.80	Worker's Comp		\$ 2,175.00	
	Totals:	\$ 12,467.00	\$ 12,467.00	

- 1 Balance in Contingent Account after this will only be \$6.5k -- Will not be able to pull additional money from this account
- 2 **PULLING MONEY FROM FUND BALANCE**
- 3 Cost for repairing Fuel Monitoring System = \$16,598.33 -- An insurance claim has been filed for this, if claim is approved and paid, \$6.7k will go back into the fund balance
- 4 Moving money from Personal General Repairs to Machinery where payroll is mostly being posted to; hopefully this will cover payroll expenses through the end of the year so a budget modification doesn't have to be made monthly.
- 5 It appears that some expenditures for Grinder Pumps have been posted to the Repair/Cleaning account -- If the wrong account is being used, this will need to be corrected.

Motion by Councilperson Gucciardi; Second Councilperson Knaul.

Roll call vote: Councilperson Aldrich yes Councilperson Gucciardi yes
 Councilperson Knaul yes Councilperson Kerstetter yes
 Supervisor Wagner yes

Resolution 14-090 to amend Resolution 14-027 to add Recreation Attendant, BE IT RESOLVED, that the Town of Owasco, location code 30555-010, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Days (Hrs. /Day)
Assessor	6
Bookkeeper	7
Code Enforcement Officer	6
Deputy Town Clerk	6
Water/Sewer Billing Clerk / Assessor Clerk	6
Laborer	8
Motor Equipment Operator (MEO)	8
Public Works Utility Worker I & II	8
Recreation Attendant	6

Motion by Councilperson Kerstetter; Second Councilperson Aldrich

Roll call vote: Councilperson Aldrich yes Councilperson Gucciardi yes
 Councilperson Knaul yes Councilperson Kerstetter yes
 Supervisor Wagner yes

Resolution 14-091 to call for a public hearing for Local Law 1 of 2014 Sewer Code amendment.

Motion by Councilperson Aldrich; Second Councilperson Kerstetter

Roll call vote: Councilperson Aldrich yes Councilperson Gucciardi yes
 Councilperson Knaul yes Councilperson Kerstetter yes
 Supervisor Wagner yes

Resolution 14-092 to approve SEQR determination for Local Law No. 1 of 2014

A Resolution to Issue a Determination of Environmental Significance for Local Law No. 1 of 2014.

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. 1 of 2014 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. 1 of 2014 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 Aldrich; Second Councilperson Kerstetter

Roll call vote:	Councilperson Aldrich <u>yes</u>	Councilperson Gucciardi <u>yes</u>
	Councilperson Knaul <u>yes</u>	Councilperson Kerstetter <u>yes</u>
	Supervisor Wagner <u>yes</u>	

Resolution 14-093 A Resolution of the Town Board for the adoption and enactment of Local Law No. 1 of 2014

WHEREAS, a Resolution was adopted by the Town Board on June 12, 2014 introducing proposed Local Law No. 1 of 2014 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 July 3rd, 2014, 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, 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, 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, by email dated 7/8/14 Gabriel Holbrow of the Cayuga County Planning and Economic Development Agency indicating that the proposed local law does not require review by the Cayuga County GML 239-l,m & n Review Committee as it is not a zoning law; and

WHEREAS, the Owasco Town Board by Resolution passed on this date issued a Negative Declaration under SEQRA for Local Law No. 1 of 2014.

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. 1 of 2014 set forth below:

Local Law No. 1 of 2014 to amend the Sewer Code of the Town of Owasco

Section 116-8 Connection to public sewer; when required.

The owner of all houses, buildings, structures or properties used for human occupancy, employment, recreation, or other purposes situated within the Town Sewer Districts 1 and 2 and any extensions thereof or future Town Sewer Districts and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town is hereby required, at the owner's expense, to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provisions of this article: (1) prior to issuance of a certificate of occupancy or certificate of compliance for a new or existing dwelling or structure or (2) within 180 days after a property or title transfer, provided that said public sewer is reasonably accessible to the property in the judgment of the Sewer Superintendent or Town Board.

Civil liability.

Any person violating any of the provisions of this provision, except as otherwise provided herein, shall be subject to a fine of not more than \$500 and be civilly liable to the Town for any expense, loss or damage occasioned to the Town by reason of such violation.

Injunctive relief.

The Town Board shall have the right to seek equitable relief in the name of the Town to restrain the violation of, or to compel compliance with provision, or any order or determination issued thereunder by the Sewer Superintendent or Town Board.

This local law shall take effect immediately upon the filing with the Secretary of State.

Motion by Councilperson Gucciardi; Second Councilperson Knaul.

Roll call vote:	Councilperson Aldrich <u>yes</u>	Councilperson Gucciardi <u>yes</u>
	Councilperson Knaul <u>yes</u>	Councilperson Kerstetter <u>yes</u>
	Supervisor Wagner <u>yes</u>	

Resolution 14-095 Acceptance of Credit/ Debit Card in the office of the Town Clerk along with online payments.

WHEREAS, the Town Clerk/ Tax Collector is requesting authorization to accept credit card/ debit cards and or online payments.

WHEREAS, requests have made by the town residents, for either convenience or necessity. As Cayuga County will no longer be accept credit card payments for town residents 2015 Property Tax bills.

WHEREAS, accepting credit/ debit cards online may ease the water/ sewer payment process for the clerk's office, as the town will begin invoicing all residents quarterly in the month of September.

WHEREAS, with this service, residents will be able to make payments at the Town Clerk's Office or online using their debit/credit card, at "No Cost" to the town. Cost to the consumer will be approximately 2.75% - 3%, (subject to change).

WHEREAS, approval of this service will provide residents with another payment method, thus making it a good service to offer residents.

BE IT FURTHER RESOLVED that the Town Board authorizes the Town Clerk, Tammy Flaherty to enter into an agreement with a card processing compan(ies) to be determined based on companies that integrate with current software.

Motion by Councilperson Gucciardi; Second Councilperson Knaul.

Roll call vote: Councilperson Aldrich absent Councilperson Gucciardi yes
Councilperson Knaul yes Councilperson Kerstetter yes
Supervisor Wagner yes

Resolution 14-096 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 14-011 adopted January 9, 2014, all in accordance with the attached abstract of claims.

ABSTRACT # 7. 2014 Vouchers 409-472 & Trust & Agency 5280-5291
in the amount of \$142,596.92

Motion by Councilperson Knaul; Second Councilperson Kerstetter .

Roll call vote: Councilperson Aldrich absent Councilperson Gucciardi yes
Councilperson Knaul yes Councilperson Kerstetter yes
Supervisor Wagner yes

ADJOURNMENT:

Resolution 14-097 to adjourn the meeting:

Motion by Councilperson Gucciardi; Second Councilperson Knaul.

Roll call vote: Councilperson Aldrich absent Councilperson Gucciardi yes
Councilperson Knaul yes Councilperson Kerstetter yes
Supervisor Wagner yes

Meeting adjourned at 5:20 P.M.

Tammy M. Flaherty

