

A Town Board Meeting of the Town of Owasco was held on June 13, 2013 at 4:00 PM in the Owasco Town Hall with the following members present:

**PRESENT:** Councilperson, Michael Aldrich  
Councilperson, Tony Gucciardi  
Councilperson, Richard Knaul  
Councilperson, Terrence Lattimore  
Supervisor, Edward Wagner

**ABSENT:**

**OTHERS PRESENT:** Patrick Doyle Code Enforcement Officer, Bob Bruno Highway Superintendent, Tammy Flaherty, Pam Heffernan and James Festa.

**CALL TO ORDER:** 4:00 P.M.

**APPROVAL OF AGENDA:**

Resolution 13-097 approval of the Town Board Agenda for June 13, 2013.

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 Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**APPROVAL OF MINUTES:**

Resolution 13-098 approval of Town Board Minutes for May 9, 2013.

Motion by Councilperson Knaul; Second Councilperson Gucciardi.

Roll call vote:	Councilperson Aldrich <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Knaul <u>Yes</u>	Councilperson Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**PUBLIC PARTICIPATION:**

Guest Speaker Jeff Rowe Barton & Loguidice:

**COMMUNICATIONS:**

- Assessor Reappointments request from State ORPTS
- email from Jeff Reynics
- Letter from Jenna Norris regarding Traffic concerns on School Street
- Grant alert Round 3 Consolidated Funding for Infrastructure
- Transportation Law
- FEMA Hazard Mitigation Grant
- Sewer & Water Inter-Municipal Task Force Dead in the Water
- Sewer Overflows
- Kenya Property
- Route 81 Proposals
- Moravia Truck Traffic

**OLD BUSINESS:**

**NOTES:**

News Letter

Electronic Water Meter Report

Sewer Camera Update

Stryker Ave Property Update

Councilperson spoke on Safety issue employees putting flags up while standing in the pay loader bucket.

**NEW BUSINESS:**

Resolution 13-099 authorizing the Supervisor to sign the Bill of Sale and transfer documents for Calloway Drive in the Woodlands Subdivision.

Motion by Councilperson Knaul; Second Councilperson Gucciardi.

Roll call vote:	Councilperson Aldrich <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Knaul <u>Yes</u>	Councilperson Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

Resolution 13-100 Resolution to hire Adam Messina as a Seasonal Laborer, Part Time @ \$10 per hour. Adam will be responsible for cutting grass and stocking the rest rooms at the playgrounds.

Motion by Councilperson Gucciardi; Second Councilperson Knaul.

Roll call vote:	Councilperson Aldrich <u>No</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Knaul <u>Yes</u>	Councilperson Lattimore <u>No</u>
	Supervisor Wagner <u>Yes</u>	

Resolution 13-101 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, on January 4, 2010 by Resolution 10-23 from 1/4/10 the Town allocated an additional \$15,000 for a total of up to \$55,000 for expenses for the proposed Sewer District No. 3; and

WHEREAS, Resolution 10-23, pursuant to Town Law Section 191-a, was adopted subject to permissive referendum; and

WHEREAS, Resolution 10-23 was duly published in The Citizen on March 21, 2009; and

WHEREAS, the Town has appropriated a total of \$55,000.00 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 \$4,900.00 for a total of up to \$59,900.00 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 \$4,900.00 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 Knaul; Second Councilperson Gucciardi.**

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

**Resolution 13-102** to accept a Proposal from Barton & Loguidice for Sewer District No. 3 Survey and Update up to \$4,900.00

**Motion by Councilperson Gucciardi; Second Councilperson Aldrich.**

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

**Resolution 13-103** to accept a Proposal from Barton & Loguidice for upgrade Martin Point & Stryker Ave Pump Stations for \$4,900.00

**Motion by Councilperson Gucciardi; Second Councilperson Knaul.**

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

**Resolution 13-104** to Table a Proposal from Barton & Loguidice for Water Treatment Plant Upgrade for \$14,400.00

**Motion by Councilperson Aldrich; Second Councilperson Gucciardi.**

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

**Resolution 13-105 Budget Modifications**

**Recommended Budget Modifications - June**

Acct #	Account Description	( - ) Debit	(+) Credit	
A7140.100	Playground Directors	\$ 378.00		
A7140.400	Misc. Summer Program	\$ 1,422.00		
A7140.120	Recreation Director		\$ 1,800.00	\$0.00 budget for this at beginning of year
A3120.100	Crossing Guards	\$ 200.00		
A3120.110	Crossing Guards - Substitutes		\$ 200.00	
A7140.130	Playground Maintenance	\$ 950.00		
A7140.200	Playgrounds - Equipment		\$ 450.00	Basically \$0.00 balance after modification
A7140.410	Playgrounds - Misc		\$ 500.00	Basically \$0.00 balance after modification
A8160.430	Refuse & Garbage - Misc	\$ 400.00		

A8160.210	Refuse & Garbage - Equipment	\$	400.00	Basically \$0.00 balance after modification
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Totals:	\$	3,350.00	\$	3,350.00
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Acct #	Account Description	( - ) Debit	( + ) Credit	
SW8310.12 0	Personal Services	\$ 1,575.00		
SW8310.11 0	Superintendant Salary		\$ 1,575.00	\$0.00 budget for this at beginning of year

Totals:	\$	1,575.00	\$	1,575.00
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**Motion by Councilperson Gucciardi; Second Councilperson Aldrich.**

Roll call vote:	Councilperson Aldrich <u>Yes</u>	Councilperson Gucciardi <u>Yes</u>
	Councilperson Knaul <u>Yes</u>	Councilperson Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**Resolution 13-106 to authorize the Town Supervisor to advertise in the Citizen the Towns Official Newspaper for the position of Town Assessor. Councilpersons Gucciardi and Knaul will interview the candidates.**

**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 Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

**Resolution 13-107 TOWN OF OWASCO TOWN BOARD RESOLUTION June 13, 2013**

**WHEREAS** General Municipal Law, §53 requires towns to file a certificate with the Secretary of State designating the Secretary of State as an agent for service of a notice of claim; and

**WHEREAS**, General Municipal Law, §53 requires the certificate to include the applicable time limit for filing the notice of claim and the name, post office address and electronic mail address, if available, of an officer, person, for the transmittal of notices of claim served upon the Secretary as the town's agent; and

**WHEREAS**, the Town of Owasco must file such certificate with the Secretary of State no later than thirty (30) days after the date upon which General Municipal Law §53 took effect; and

**WHEREAS**, pursuant to General Municipal Law, §50-e(l)(a), the applicable time limit for the filing of a notice of claim upon a town is ninety (90) days after the claim arises, or in the case of a wrongful death action, ninety (90) days from the appointment of a representative of the decedent's estate.

NOW THEREFORE, BE IT

**RESOLVED**, that the Town Board of the Town of Owasco, County of Cayuga, designates the Town Clerk of the Town of Owasco to receive notices of claim served upon the Secretary of State by mail at the Town Hall of the Town of Owasco at 2 Bristol Avenue, Auburn, New York 13021; and

**BE IT FURTHER RESOLVED**, that the Town Board hereby authorizes the Supervisor and Town Clerk to execute the required certificate and directs the Town Clerk to file on or before July 14, 2013, the required certificate with the New York State Secretary of State designating the Secretary of State as the Town's agent for service of a notice of claim and designating the Town Clerk as the public officer of the Town responsible for receiving notices of claim served upon the Secretary of State and informing him of the applicable time limitation for filing a notice of claim with the Town.

The question of the foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

**Motion by Councilperson Gucciardi; Second Councilperson Knaul.**

Roll call vote:	<b>Councilperson Aldrich <u>Yes</u></b>	<b>Councilperson Gucciardi <u>Yes</u></b>
	<b>Councilperson Knaul <u>Yes</u></b>	<b>Councilperson Lattimore <u>Yes</u></b>
	<b>Supervisor Wagner <u>Yes</u></b>	

**Resolution 13-108 to accept a three year contract from Burgh Schoenenberger for Calibration/Service for the Owasco-Havens Ave Flow Meter plus Two Ultrasonic Meters Located within the Town in the amount of \$1,600 visit, on our schedule per year for 3 meters, this annual price will be held for 3 years. Half the cost will be shared with the City of Auburn.**

**Motion by Councilperson Aldrich; Second Councilperson Gucciardi.**

Roll call vote:	<b>Councilperson Aldrich <u>Yes</u></b>	<b>Councilperson Gucciardi <u>Yes</u></b>
	<b>Councilperson Knaul <u>Yes</u></b>	<b>Councilperson Lattimore <u>Yes</u></b>
	<b>Supervisor Wagner <u>Yes</u></b>	

**Resolution 13-109 to take the necessary steps in accordance with the Town Code to turn off water at the residents that have not responded to notices sent out by the Water Clerk on the installation of the new electronic meters.**

**Motion by Councilperson Aldrich; Second Councilperson Gucciardi.**

Roll call vote:	<b>Councilperson Aldrich <u>Yes</u></b>	<b>Councilperson Gucciardi <u>Yes</u></b>
	<b>Councilperson Knaul <u>Yes</u></b>	<b>Councilperson Lattimore <u>Yes</u></b>
	<b>Supervisor Wagner <u>Yes</u></b>	

**AUDIT AND PAYMENT OF CLAIMS:**

**Resolution 13-110 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 13-018 adopted January 10, 2013, all in accordance with the attached abstract of claims.

**ABSTRACT # 6. 2013 Vouchers 298 - 371 in the amount of \$315,832.92**

**Motion by Councilperson Gucciardi; Second Councilperson Knaul.**

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

**ADJOURNMENT:**

**Resolution 13-111 to adjourn the meeting:**

**Motion by Councilperson Gucciardi; Second Councilperson Knaul.**

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

**Meeting adjourned at 6:13 P.M.**

  
**Robert A. Shaw Town Clerk**