

A Town Board Meeting of the Town of Owasco was held on February 14, 2013 at 5:00 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: Bob Bruno, Nancy Taylor and Laurel Auchampaugh.

CALL TO ORDER: 5:00 P.M.

APPROVAL OF AGENDA:

Resolution 13-030 approval of Town Board Agenda for February 14, 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 13-031 approval of Town Board Minutes for January 10, 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>	

RICH WARD of CUDDY & WARD: Will give a presentation on the 2012 Town Audit.

PUBLIC PARTICIPATION: Dennis Sedor spoke on the Road Cut at 7129 Owasco Road and purchasing property from town for a driveway.

COMMUNICATIONS: Letter from NYS DOT in regards to Town property at 7129 Owasco road

Letter from NYS DEC in regards to \$25000.00 for Recycling Truck

Tony Gucciardi stated that the Risk Management Survey will be placed in the Employees pay check.

COMMITTEE REPORTS: Will be posted on the Town Website.

OLD BUSINESS:

PUBLIC HEARING: Local Law No. 1 of 2013 (Tax Levy) Open at 5:37 PM

Resolution 13-32 to close the Public Hearing for LL No. 1 of 2013 at 5:41 PM.

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>	

PUBLIC HEARING: Local Law No. 2 of 2013 (Procurement Policy) Open at 5:42 PM.

Resolution 13-033 to close the Public Hearing for LL No. 2 of 2013 at 5:49 PM.

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 HEARING: Local Law No. 3 of 2013 (Street Openings) Open at 5:50 PM

Resolution 13-034 to close the Public Hearing for LL No. 3 of 2013 at 6:00 PM.

Motion by Councilperson Aldrich; Second Councilperson Lattimore

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>	

NEW BUSINESS:

Resolution 13-035 to approve SEQR determination for Local Law No. 1 of 2013

A Resolution to Issue a Determination of Environmental Significance for Local Law No. 1 of 2013.

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 2013 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 2013 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 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 13-036 a Resolution of the Town Board for the adoption and enactment of Local Law No. 1 of 2013 to Override the Tax Levy Limit Established in General Municipal Law §3-c.

WHEREAS, a Resolution was adopted by the Town Board on January 10, 2013 introducing proposed Local Law No. 1 of 2013 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 February 1, 2013, 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, February 14, 2013, 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 passed on this date issued a Negative Declaration under SEQRA for Local Law No. 1 of 2013.

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 2013 set forth below:

Local Law No. 1 of 2013 to Override the Tax Levy Limit Established in General Municipal Law §3-c.

WHEREAS, the State of New York has recently 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 and Sewer District No. 2 beyond the amount allowed in General Municipal Law §3-c due to the factors beyond the control of the Town Board; 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 (b) fire protection districts and (c) any other special or improvement district governed by the Town Board for the fiscal year 2013 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 2014 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 Councilperson Knaul; Second Councilperson Lattimore

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

Resolution 13-037 to approve SEQR determination for Local Law No. 2 of 2013

A Resolution to Issue a Determination of Environmental Significance for Local Law No. 2 of 2013.

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

WHERE AS, the Owasco Town Board has determined that the proposed action for adoption of Local Law No. 2 of 2013 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. 2 of 2013 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 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 13-038 a Resolution of the Town Board for the adoption and enactment of Local Law No. 2 of 2013 Procurement Policy.

WHEREAS, a Resolution was adopted by the Town Board on January 10, 2013 introducing proposed Local Law No. 2 of 2013 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 February 1, 2013, 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, February 14, 2013, 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 passed on this date issued a Negative Declaration under SEQRA for Local Law No. 2 of 2013.

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. 2 of 2013 set forth below:

Local Law No. 2 of 2013 Procurement Policy.

Chapter 22 Procurement Policy is hereby repealed in its entirety and is replaced and superseded by this local law.

Chapter 22. PROCUREMENT POLICY
CHAPTER 22. PROCUREMENT POLICY

- § 22-1. Adoption; applicability.
- § 22-2. Determination of type of purchase.
- § 22-3. Methods of purchase.
- § 22-4. Documentation of actions.
- § 22-5. Exceptions.
- § 22-6. When effective; annual review.

§ 22-1. Adoption; applicability.

The Town of Owasco does hereby adopt the following procurement policy, which is intended to apply to all goods and services which are not required by law to be publicly bid.

§ 22-2. Determination of type of purchase.

- A. Every purchase to be made must be initially reviewed to determine whether it is a purchase contract or a public works contract. Once that determination is made, a good faith effort will be made to determine whether it is known or can reasonably be expected that the aggregate amount to be spent on the item of supply or service is not subject to competitive bidding, taking into account past purchases and the aggregate amount to be spent in a year. The following items are not subject to competitive bidding pursuant to § 103 of the General Municipal Law: purchase contract under **\$20,000** and public works contracts under **\$35,000**; emergency purchases; certain municipal hospital purchases; goods purchased from agencies for the blind or severely handicapped; goods purchased from correctional institutions; purchases under state and county contracts; and surplus and secondhand purchases from another governmental entity.
- B. The decision that a purchase is not subject to competitive bidding will be documented in writing by the individual making the purchase. This documentation may include written or verbal quotes from vendors, a memo from the purchaser indicating how the decision was arrived at, a copy of the contract indicating the source which makes the item or service exempt, a memo from the purchaser detailing the circumstances which lead to an emergency purchase or any other written documentation that is appropriate.

§ 22-3. Methods of purchase.

- A. All goods and services will be secured by use of written request for proposal, written quotations, verbal quotations or any other method that assures that goods will be purchased at the lowest price and that favoritism will be avoided, except in the following circumstances: purchase contracts under **\$20,000** and public works contracts under **\$35,000**; goods purchased from agencies for the blind or severely handicapped pursuant to § 162 of the State Finance Law; goods purchased from correctional institutions pursuant to § 186 of the Correction Law; purchases under state contracts pursuant to § 104 of the General Municipal Law; purchases under county contracts pursuant to § 103, Subdivision 3, of the General Municipal Law; or purchases pursuant to § **22-5** of this chapter.
- B. The following method of purchase will be used when required by this chapter in order to achieve the highest savings:

Estimated
Amount of
Purchase
Contract

Method

- \$250 to \$2,999 2 verbal quotations and approval by the supervisor and/or his designee
- \$3,000 to **\$19,999** 3 written/fax quotations or written requests for proposals and approval by the Supervisor and/or his designee

Estimated
Amount of
Public Works
Contracts

Method

- \$250 to \$2,999 2 verbal quotations and approval by the supervisor and/or his designee
- \$3,000 to \$4,999 2 written/fax quotations and approval by the supervisor and/or his designee
- \$5,000 to **\$34,999** 3 written/fax quotations or written requests for proposals and approval by the supervisor and/or his designee

- C. A good faith effort shall be made to obtain the required number of proposals or quotations. If the purchaser is unable to obtain the required number of proposals or quotations, the purchaser will document the attempt made at obtaining the proposals. In no event shall the failure to obtain the proposals be a bar to the procurement.

§ 22-4. Documentation of actions.

- A. Documentation is required of each action taken in connection with each procurement.
- B. Documentation and an explanation is required whenever a contract is awarded to other than the lowest responsible offeror. This documentation will include an explanation of how the award will achieve savings or how the offeror was not responsible. A determination that the offeror is not responsible shall be made by the purchaser and may not be challenged under any circumstances.

§ 22-5. Exceptions.

Pursuant to General Municipal Law § 104-b, Subdivision 2g, the procurement policy may contain circumstances when, or types of procurements for which, in the sole discretion of the governing body, the solicitation of alternative proposals or quotations will not be in the best interest of the municipality. In the following circumstances, it may not be in the best interests of the Town of Owasco, New York, to solicit quotations or document the basis for not accepting the lowest bid:

- A. Professional services or services requiring special or technical skill training or expertise.
- (1) The individual or company must be chosen based on accountability, reliability, responsibility, skill, education and training, judgment, integrity and moral worth. These qualifications are not necessarily found in the individual or company that offers the lowest price, and the nature of these services are such that they do not readily lend themselves to competitive procurement procedures.
- (2) In determining whether a service fits into this category, the Town Board of Owasco, New York, shall take into consideration the following guidelines:
- (a) Whether the services are subject to state licensing or testing requirements.
- (b) Whether substantial formal education or training is a necessary prerequisite to the performance of the services.
- (c) Whether the services require a personal relationship between the individual and municipal officials.
- (3) Professional or technical services shall include but not be limited to the following:
- (a) Services of an attorney.
- (b) Services of a physician.
- (c) Technical services of an engineer engaged to prepare plans, maps and estimates.
- (d) Securing insurance coverage and/or services of an insurance broker.
- (e) Services of a certified public accountant.
- (f) Investment management services.
- (g) Printing services involving extensive writing, editing or artwork.
- (h) Management of municipally owned property.
- (i) Computer software or programming services for customized programs or services involved in substantial modification and customizing of prepackaged software.
- B. Emergency purchases pursuant to § 103, Subdivision 4, of the General Municipal Law. Due to the nature of this exception, these goods or services must be purchased immediately, and a delay in order to seek alternate proposals may threaten the life, health, safety and welfare of the residents. This subsection does not preclude alternate proposals if time permits.
- C. Purchases of surplus and secondhand goods. If alternate proposals are required, the Town of Owasco is precluded from purchasing surplus and secondhand goods at auctions or through specific advertised sources where the best prices are usually obtained. It is also difficult to try to compare prices of used goods, and a lower price may indicate an older product.

D. Goods or services under \$250. The time and documentation required to purchase through this policy may be more costly than the item itself and would, therefore, not be in the best interests of the taxpayer. In addition, it is not likely that such de minimis contracts would be awarded based on favoritism.

§ 22-6. When effective; annual review.

This local law shall take effect immediately upon 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 Lattimore <u>Yes</u>
	Supervisor Wagner <u>Yes</u>	

Resolution 13-039 to approve SEQR determination for Local Law No. 3 of 2013

A Resolution to Issue a Determination of Environmental Significance for Local Law No. 3 of 2013.

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. 3 of 2013 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. 3 of 2013 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 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 13-040 Local Law No. 3 of 2013 Street Openings

Chapter 122 of the Town Code of the Town of Owasco is hereby renamed from “Streets and Sidewalks” to “Streets”.

Article II Street Openings only of Chapter 122 of the Town Code of the Town of Owasco is hereby repealed in its entirety and replaced with the following:

Article II. Street Openings

§ 122-3. Title.

This article shall be known as the "Highway Opening and Crossing Code of the Town of Owasco."

§ 122-4. Permit required.

A. It shall be unlawful for any person to open an entrance upon or to excavate upon any Town highway or to cross any Town highway with a structure unless and until a permit shall have been granted by the Town Highway Superintendent.

B. It shall be unlawful for any person to excavate, alter or repave any existing entrance to any Town highway until a permit shall have been granted by the Town Highway Superintendent.

§ 122-5. Permit application; bond.

A. Application for such permits shall be made to the Town Highway Superintendent on forms provided therefore.

B. Before the permit required by § **122-4** herein shall be issued, the person so requesting the permit shall:

(1) Furnish to the Town Highway Superintendent a sketch showing the street and location of the entrance to be opened or to be excavated or crossed and the manner in which the opening, excavation or crossing shall be made, including the final slopes and drainage at the intersections of any entrance openings.

(2) Deposit a sum of at least \$1,000, but not more than \$5,000, in cash or certified check, at the discretion of the Town Highway Superintendent, as a good and sufficient bond for the repair of any street damaged as a result of an entrance opening, excavation or crossing to the specifications provided by the Town Highway Superintendent. The aforesaid deposit shall be returned to the permittee or his duly authorized agent upon inspection by the Town Highway Superintendent after the entrance opening, excavation or crossing has been completed, provided that such street has been restored to the specifications provided by the Town Highway Superintendent.

(3) Provide the Town of Owasco with a general certificate of insurance listing the Town of Owasco, 2 Bristol Avenue, Auburn, New York 13021 as additional insured with at least \$1 Million of general liability coverage and New York State statutory workers' compensation coverage.

§ 122-6. Forfeit of deposit upon failure to complete work; restoration.

In the event that the street is not restored to the specifications provided by the Town Highway Superintendent or the work has not been completed pursuant to the terms and conditions of the permit within 10 days after notice from the Town Superintendent of Highways, the deposit shall be forfeited to the Town, and the Town shall accept said deposit as damages for the damage done to said street and shall immediately restore the street to the specifications provided. Any moneys left over after the restoration of the street shall be returned to the permittee.

§ 122-7. Openings to be protected.

Any person making an opening in any street shall protect such opening by means of proper barricades and lights and maintain the same during the period of the construction work. Any opening found not to be properly protected shall immediately be closed by the Town and the cost thereof charged against the cash deposit hereinbefore provided for.

§ 122-8. Tampering with protective barriers.

It shall be unlawful for any person to break down, remove or interfere with any such barrier so erected, or any part thereof, or to remove the lights without the consent of the Town Highway Superintendent.

§ 122-9. Permit fee.

Any person filing an application for a permit hereunder shall pay simultaneously with the filing of said application a fee of \$25 to the Town. Said fee may be adjusted by Resolution of the Town Board. In the event that such application for a permit should be denied, the aforesaid fee shall be returned to the applicant.

§ 122-10. Effect on building permits and certificates of occupancy.

When a highway opening and crossing permit is required under the provisions of this article of this chapter of the Code of the Town of Owasco, no building permit for any construction may be issued by the Zoning Inspector unless the applicant has obtained a highway entrance opening permit pursuant to this article, and no certificate of occupancy may be issued by the Zoning Inspector until the Highway Superintendent approves, in writing, the construction of the driveway in relation to location, slope and drainage.

§ 122-11. Enforcement officer.

The Town Superintendent of Highways is hereby authorized, directed and delegated to enforce the provisions of this article.

122-12 Appeal

The Town Board shall have the power, on appeal from a decision or determination of the Town Highway Superintendent to reverse or affirm, wholly or partly, or may modify any decision or determination appealed from regarding this Article.

The decision, interpretation or determination of the Town Highway Superintendent shall be filed in the office of the Town Clerk within five business days from the day it is rendered. An appeal shall be taken within 30 days after the filing of the decision, interpretation or determination of the Town Highway Superintendent and shall be filed at least 10 days prior to the scheduled meeting of the Town Board? All appeals shall be in writing, on forms established by the Town Board, which shall be available from the Zoning Enforcement Officer and shall specify the grounds for the appeal and the relief sought.

§ 122-13. Penalties for offenses.

Any person who shall violate this article is guilty of a violation and subject to punishment under the Penal Law of the State of New York. Each week's continued violation of this article shall constitute a separate additional violation.

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 13-041 to appoint Larry Libertore as deputy Chair for the Planning Board with a stipend of \$50.00 per meeting when serving as chairman of Planning Board.

Motion by Councilperson Aldrich; 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 13-042 to appoint Gerald Guiney as deputy Chair for the Zoning Board with a stipend of \$50.00 per meeting when serving as Chairman of Zoning Board.

Motion by Councilperson Aldrich; Second Councilperson Lattimore

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 13-043 to direct the Town Clerk to advertise in the Citizen a change of time for the March Town Board Meeting from March 14, 2013 to March 7, 2013 at 5:00 PM.

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 13-044 to direct one or more of the following Councilperson Lattimore and Councilperson Aldrich to audit the March Abstract for payment of bills at its normal payment time.

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 13-045 to Authorize Councilperson Lattimore to be a signature for check signing purposes.

Motion by Councilperson Aldrich; 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 13-046 To direct Town Supervisor to seek bids for a sewer camera in accordance with the Town Procurement policy.

Motion by Councilperson Aldrich; 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 13-047 to call for a Public Hearing for Local Law No. 4 of 2013 Rate Schedule Fees for the Town of Owasco on March 7, 2013 at the Town of Owasco Town Hall at 5:00 PM.

Motion by Councilperson Aldrich; 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 13-048 Upon the directive from the State of New York DOT to direct Public Works Supervisor at his discretion to remove the stone driveway located on Town of Owasco property at 7129 Owasco road. Property should be returned to previous condition (Grass Lawn Type).

Motion by Councilperson Gucciardi; Second Councilperson Aldrich

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

Resolution 13-049 to accept check in the amount of \$593.06 from State of New York Comptroller as a donation from Treasure Eleanor Beck of the Sewer District 2 formation committee. \$296.53 will be deposited into sewer district 2 and \$296.53 will be deposited into general account for expenses that the proposed sewer district 3 has assumed. See attachment at end of minutes.

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>	

OTHER:

AUDIT AND PAYMENT OF CLAIMS:

Resolution 13-050 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 # 2. 2013 Vouchers 68-140 in the amount of \$834,398.64

Motion by Councilperson Gucciardi; Second Councilperson Aldrich

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

Resolution 13-051 to adjourn to executive session at 6:50 PM. to discuss personnel issues and Legal Issues involving the Sale or Lease of Real Property.

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 13-052 to return from executive session at 7:32 PM.

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 13-053 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 7:36 P.M.

Robert A. Shaw Town Clerk