

TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES

February 8, 2010

A regular meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on February 8, 2010 at 7:00 P.M. in the Town Hall, 24 East Main Street, Marcellus, New York. Those present were:

Daniel J. Ross, Supervisor
James A. Sheridan, Councilor
Thomas C. Lathrop, Councilor
Donald G. Sherman, Councilor
Kevin F. O'Hara, Councilor

Also present: Karen R. Pollard, Town Clerk; Laurie Stevens, Deputy Town Clerk; Margaret Gerbsch, Accountant; James Gascon, Counsel; Phil Coccia, Recreation Leader; William Reagan, Codes Enforcement Officer; Donald MacLachlan, Highway Superintendent; Mary Jo Paul, Marcellus Village Trustee; Gerard Wickett, Chairmen of Planning Board; Ami Olson, Marcellus Observer; Bernie Montgomery, Chuck Paul, James LaRose, Charlie Black and Dawn O'Hara

Supervisor Ross opened the meeting at 7:00 P.M. with the Pledge of Allegiance to the Flag.

Copies of the minutes of the Town Board Meeting held on January 11, 2010 and the Workshop Meeting held on January 28, 2010 was given to the Board Members. Councilor Sherman made a motion seconded by Councilor Lathrop to approve the minutes as presented. Councilor O'Hara requested that the January 28th Workshop minutes be amended to include the discussion on the Marcellus Park. All voted aye to approve the Town Board Minutes and the Workshop Minutes as amended. Carried.

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk, Abstract # 2, Claims #20100055 – 20100127 and Highway Claims #2010002 - 2010020.

	<u>Expenses</u>
General Fund	\$21,979.49
General Fund – Part Town	1,437.29
Highway – Town Wide	14,479.33
Fire	83,190.00
Ambulance Fund	61,611.50
Sewer	25,071.33
Water	44,416.28

Bills paid between meetings:

NYSERDA (clm 49)	\$ 100.00
Check no. 22811	
Marcellus Fire Dept. (clm 50)	\$27,730.00
Check no. 22813	
NYSE&G	
Town Street Lighting (clm 51)	\$ 1,529.00
24 East Main Street (clm 52)	\$ 1,032.92
24 East Main Street (clm 53)	\$ 674.68
Check no. 22816	
State Insurance Fund (clm 54)	\$ 55.07
Check no. 22819	

Board Members were given copies of the Activity Report for January 2010 and monthly statement of bank balances as of January 31, 2010.

	<u>Total Revenue</u>	<u>Total Expense</u>
General Fund	\$ 3,175.12	\$76,346.86
General Fund – Part Town	-0-	7,768.91
Highway – Town Wide	-0-	36,903.92
Highway – Part Town	-0-	4,482.00
Fire	6,800.00	50,562.00
Ambulance	-0-	10,292.00

Councilor Lathrop made a motion seconded by Councilor Sherman to approve and pay the bills, approve the monthly activity report for January 2010 and the monthly statement of bank balances as of January 31, 2010. All voted aye. Carried.

OLD BUSINESS:

Report from Department Liaisons: None

Appointment for the Assessment Board of Review: Hold until March 2010 Town Board Meeting.

CNYRP&DB: Central New York Stormwater Coalition: Supervisor Ross made a motion seconded by Councilor Lathrop to approve the creation of and participation in the Central New York Intermunicipal Stormwater Coalition. Term of the agreement would be until December 31, 2010 and there is no cost commitment. All voted aye. Carried.

Resolution #001-10 is as follows:

#001-10
RESOLUTION SUPPORTING THE
CREATION OF AND PARTICIPATION IN THE
CENTRAL NEW YORK
INTERMUNICIPAL STORMWATER COALITION

WHEREAS, the Town of Marcellus has been designated a Municipal Separate Storm Sewer System (MS4) community and has filed for coverage under NYS Department of Environmental Conservation SPDES General Permit for Stormwater Discharges from MS4s (GP 0-02-002), and

WHEREAS, as a condition of obtaining coverage under the General Permit, the Town of Marcellus must develop and implement a stormwater management program which addresses six minimum control measures designed to protect the quality of stormwater runoff and which must also include a reduction of any pollutants of concern as specified in the 303(d) list and/or TMDL, and

WHEREAS, the Town of Marcellus recognizes that, because watersheds and separate storm sewer systems cross municipal boundaries and because there are opportunities to reduce duplication of services, take advantage of economies of scale, better coordinate regulatory requirements and enforcement actions, secure state grants for regionally supported projects, improve water quality, and reduce flooding by working collaboratively, the Town of Marcellus should work with other Central New York (CNY) MS4 communities to identify and analyze options for meeting the requirements of the General Permit, and

WHEREAS, there has been proposed an intermunicipal organization entitled the Central New York Stormwater Coalition, (Coalition) and

WHEREAS, it is the intended purpose of the Coalition to foster the exchange of information, identify and promote discussion of issues of mutual concern facing MS4 communities in CNY, foster cooperation among participating MS4 communities in addressing issues that are of mutual concern, propose recommendations, and make reports which identify mutually-beneficial solutions to the concerns facing the participating MS4 communities, and to seek funding sources and/or sustainable funding mechanisms which may help to accomplish the goals of the Coalition and the participating MS4 communities, and

WHEREAS, an intermunicipal stormwater coalition will provide a mechanism for coordinating the implementation of regional solutions by the participating MS4 communities,

NOW THEREFORE BE IT RESOLVED that the Town of Marcellus supports the creation of an intermunicipal stormwater coalition comprised of designated MS4 communities in CNY and that by adopting of this resolution acknowledges its participation in said Coalition as described in Attachment A, and

FURTHER BE IT RESOLVED that the Town of Marcellus having expressed its desire to participate in the intermunicipal stormwater coalition will designate an official representative to the CNY Stormwater Coalition under separate cover.

ATTACHMENT A

1. The title of the intermunicipal organization shall be the Central New York Stormwater Coalition (Coalition).
2. As supported through this Resolution, the Coalition will be in effect through December 31, 2010. Any participating municipality can withdraw from the Coalition with thirty (30) days written notice to the other municipalities participating in the Coalition.
3. The Coalition will operate under the following temporary governing structure through December 31, 2010:
 - a. Each participating municipality will designate an official representative to serve on the Coalition. The designee shall be responsible to attend and participate in scheduled meetings of the Coalition and to transmit stormwater policy issue questions to his or her municipality. The designee shall also be responsible to obtain stormwater policy issues from their represented municipality and to share those issues for discussion with Coalition members. Each participating municipality may also designate additional representatives to participate in the work of the Coalition in cooperation and coordination with the official representative as appropriate.
 - b. Regular meetings of the Coalition will be scheduled at least two weeks in advance. No more than one regular meeting will be scheduled within a given month.
 - c. Special meetings may be called at the request of three or more Coalition members. Special meetings will require advance notification of five business days.
4. The Coalition will work toward developing an Intermunicipal Agreement outlining the long term roles and responsibilities of the participating members and a permanent organizational structure which will be ratified as organizational by-laws governing the election of officers, the conduct of its proceedings and other administrative matters as deemed appropriate by the membership.
5. The Central New York Regional Planning & Development Board (CNY RPDB) will serve as the coordinator/facilitator of the Coalition through December 31, 2010. CNY RPDB will serve in an advisory capacity by assisting the participating municipalities to: identify and frame issues for discussion; advance the development of a long-term organizational structure; advance the development and implementation of regionally based compliance strategies; develop sustainable funding mechanisms. CNY RPDB will provide staff support to the Coalition including preparing meetings notices, agendas and minutes.
6. Existing grant funds will be used to support the CNY RPDB's role through December 31, 2010.
7. Each participating municipality shall retain sole responsibility for implementing their individual stormwater management programs and will hold harmless all other municipalities

participating in the Coalition, for liability arising as a result of its own acts and omissions, or the acts and omissions of other participating municipalities regarding activities under this agreement.

NEW BUSINESS:

Agreement: Marcellus Historical Society: Councilor Lathrop made a motion seconded by Councilor O'Hara to authorize the Supervisor to enter into an agreement with the Marcellus Historical Society for the calendar year 2010, to cover costs related to insurance and utilities at the Steadman House not to exceed \$5000. All voted aye. Carried.

Tax Collector: Agreement for Software Support: Councilor Lathrop made a motion seconded by Councilor Sherman to authorize Supervisor Ross to enter into a contract with Williamson Law Book for annual software support for the Tax Collector in the amount of \$330.00. All voted aye. Carried.

Recreation Agreements: Concerts in Park: Syracuse Symphony, Mere Mortals and Letizia & the Z Band

Summer Swim Lessons @ Skaneateles Community Center:

Councilor Sheridan made a motion seconded by Councilor Lathrop to authorize the Supervisor to enter into the following agreements for the Marcellus Recreation:

Syracuse Symphony	July 25 th	\$700.00
Mere Mortals	July 12 th	\$700.00
Letizia & the Z Band	July 29 th	\$800.00

Summer Swim Lessons @ Skaneateles Community Center @\$55/student, July 6th – July 15th

All voted aye. Carried.

Fire Department Contract: Councilor Lathrop made a motion seconded by Councilor Sherman to approve the Marcellus Fire Department Agreement. All voted aye. Carried.
Councilor Lathrop requested a review of all the payments made to date to the Marcellus Fire Department. This review would be at the February Workshop meeting.

Schedule Trash Days: Councilor Lathrop made a motion seconded by Councilor Sherman to hold the 2010 Spring Trash Days on Fridays, April 23, April 30 and May 7 from noon to 3:00pm and Saturdays, April 24, May 1 and May 8 from 8:00am to noon. All voted aye. Carried.

Purchase of Marcellus Fire Barn: Due to complications in the time frame to obtain financing for the purchase of the Marcellus Fire Barn, this item will be put on hold.

Authorize for Roof Replacement on Town Hall: Supervisor Ross made a motion seconded by Councilor O'Hara to authorize the advertisement of bids for the replacement of the roof on the Marcellus Town Hall. All voted aye. Carried.

Limeledge Water District: Approval of Bills: Councilor Sherman made a motion seconded by Councilor Lathrop to authorize the payment of Limeledge Water District Abstract No. 2 - 2010. All voted aye. Carried.

Authorize the Opening of Saving Account for Limeledge Water: Councilor Sherman made a motion seconded by Councilor Lathrop to authorize Margaret Gerbsch, Accountant, to open a saving account at Key Bank for the deposit of monies raised by the Limeledge Water District. All voted aye. Carried.

Request for Town Clerk and Deputy Clerk to attend Conference in Saratoga April 25-28:

Councilor Lathrop made a motion seconded by Councilor O'Hara to allow the Town Clerk and Deputy Town Clerk to attend the Town Clerk's Conference to be held in Saratoga Springs on April 25 – 28, 2010 with all reasonable expenses paid. All voted aye. Carried.

Authorize Contracts for the Front Doors of the Town Hall: Supervisor Ross made a motion seconded by Councilor Lathrop to authorize the removal of the asbestos material and the replacement of the front doors on the Town Hall. All voted aye. Carried.

Agreement to Spend Highway Funds: Highway Superintendent MacLachlan submitted to the Board, for their approval and signature, an agreement to spend highway funds for the year 2010. Councilor Lathrop made a motion seconded by Councilor Sherman to approve and sign the agreement to spend highway funds as presented by Highway Superintendent MacLachlan. A signed copy will be sent to Onondaga County Superintendent of Highways for his signature and any moneys shall be paid out by the Supervisor on vouchers approved by the Town Highway Superintendent. All voted aye. Carried.

Environmental Commission Agreement: There was a general discussion concerning the Village of Marcellus intent to stop their participation in the Environmental Commission. As background, the Commission is a joint commission between the Village and the Town formed in September 1980 by a Town Board Resolution and an agreement signed by both the Village Mayor and Town Supervisor. The question becomes how to handle the Village's intention to cease their involvement.

Discussion Agenda

Items from the Board

Councilor O'Hara has been contacted by a resident who lives near the park with their concerns about the noise and traffic in the park created by snowmobiles. Councilor O'Hara brought up the possibility of installing gates at the entrances of the Marcellus Park to help cut down on the snowmobiles that ride in the park at night. The gates could be closed at 10:00pm. Phil Coccia, Recreation Leader, noted that the only restriction on snowmobiles is that they stay on the trails. The Board will continue discussion on this issue at the next workshop.

Items from the Floor

Mary Jo Paul, Marcellus Village Trustee, reminded the Board that the Committee on the Future of the Village will hold a meeting on Thursday, February 11th at 7:00 pm at the Marcellus Library.

Gerard Wickett, Chairmen of Planning Board, asked if the Town Board had taken any action on the proposed changes in the sign ordinance put forth by the Planning Board. Supervisor Ross invited Mr. Wickett to the next workshop meeting to discuss the changes.

Mary Jo Paul, Marcellus Village Trustee, discussed with the Board the County's plan to review the splitting of sales tax moneys to the villages.

Councilor Sherman made a motion seconded by Councilor Lathrop to adjourn the Marcellus Town Board meeting at 8:12 P.M. All voted aye. Carried.

Respectfully submitted,

Karen R. Pollard, Town Clerk