

TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES

November 6, 2014

A Meeting of the Town Board of the Town of Marcellus, County of Onondaga, and State of New York was held on Thursday, November 6, 2014 in the Town Hall, 24 East Main Street, Marcellus, New York. Those present were:

Mary Jo Paul, Supervisor
Kevin F. O'Hara, Councilor
John Scanlon, Councilor
Karen Pollard, Councilor
Laurie Stevens, Councilor

Also present: Susan Dennis, Deputy Town Clerk; Jim Gascon, Town Attorney; Phil Coccia, Recreation Director; Don MacLachlan, Highway Superintendent; John Houser, Codes Officer; Thirteen Town Residents and Sandy Taylor, Town Clerk.

Supervisor Paul opened the meeting at 7 P.M. with the Pledge of Allegiance to the Flag.

Public Hearing: Time Warner Franchise. Supervisor Paul stated that the Town has a contract with Time Warner that allows them to do business in the Town of Marcellus. Supervisor Paul asked if anyone had anything to say for or against this agreement. No one spoke. The Public Hearing was closed at 7:05.

Public Hearing: Tax Levy Override. Supervisor Paul stated that we are under the cap, therefore we do not have to have the Public Hearing.

Public Hearing: 2015 Budget. Supervisor Paul asked if anyone had anything to say for or against the 2015 Budget. Don MacLachlan stated that he realizes how hard the board worked on the budget. No one else had anything to say. Public Hearing closed at 7:10. The Notice of the Public Hearing was read by the Town Clerk.

TOWN OF MARCELLUS
OFFICIAL NOTICE
OF PUBLIC HEARING
PRELIMINARY BUDGET

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Marcellus, including Fire Contract for the fiscal year starting January 1, 2015 has been completed and filed in the office of the Town Clerk, 24 East Main Street, Marcellus, New York, where it is available for inspection by any interested person during office hours.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of Marcellus will meet and review said preliminary budget and hold a public hearing thereon at the Marcellus Town Hall, 24 E. Main Street, Marcellus, New York at 7:00 P.M. on the 6th day of November, 2014, and at such hearing any person may be heard in favor of or against the preliminary budget as compiled of, for or against any item or items therein contained.

FURTHER NOTICE is given that pursuant to Real Property Tax Law Section 495, the Exemption report that shows total assessed value on the final assessment roll that was used in the budgetary process that is exempt from taxation is on file with the Preliminary 2015 Budget.

PURSUANT TO Section 108 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows: Supervisor \$10,000., Town Justices (2) each \$15,154., Councilors (4) each \$6,120., Town Clerk \$38,367., Superintendent of Highways \$55,127., Tax Collector \$9,705.

By Order of the Town Board
 Dated: October 24, 2014
 Sandra H. Taylor, Town Clerk
 Town of Marcellus

A motion was made by Councilor Stevens and seconded by Councilor Scanlon to amend the agenda by omitting the following: Time Warner Franchise, Dog Nuisance Law and the Tax Levy Override. Adding on an EFC Band to Bond to give us an extension until March 1, 2014. Councilor Scanlon asked to meet with council after the meeting regarding a legal matter.

Ayes – Scanlon, Stevens, Paul, O’Hara and Pollard Carried

A motion was made by Councilor O’Hara and seconded by Councilor Pollard to accept The Budget Workshop Minutes held on October 8, Town Board Meeting Minutes held on October 9, Budget Workshop Minutes held on October 15, Budget Workshop held on October 23, and the Town Board Workshop Meeting held on October 23, 2014.

Ayes – Scanlon, Stevens, Paul, O’Hara and Pollard Carried

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk, Abstract #11 as of November 4, 2014. Claims #141219-141232, 141250-141273.

	<u>Expenses</u>
General Fund	\$236,218.77
General Fund – Part Town	2,053.25
Highway – Town Wide	1,047.20
Sewer District	50.67
Water District	458.00
Trust & Agency	<u>210.25</u>
	\$240,038.14

Board Members were given Activities reports as of November 4, 2014.

	<u>Total Revenue</u>	<u>Total Expense</u>
General Fund	\$1,231,478.81	\$1,335,996.15
General Fund – Part Town	120,812.04	123,365.00
Highway – Town Wide	481,376.90	430,955.33
Highway – Part Town	344,245.78	353,238.21
Fire District	590,329.33	643,574.26

Hydrant Fund	1,900.84	1,881.49
Ambulance Fund	275,274.24	274,532.00
Sewer District	127,955.33	181,114.33
Water District	202,238.40	101,534.72

Supervisor Paul made a motion seconded by Councilor Stevens to approve and pay the bills and approve the monthly activity report as of November 4, 2014.

Ayes – Scanlon, Stevens, Paul, O’Hara and Pollard Carried

Speed Limit – Lawrence Road: Councilor O’Hara made a motion seconded by Councilor Stevens for the Town to send a letter of support to the County to reduce the speed limit on Lawrence Road to 35 miles per hour.

Ayes –Scanlon, Stevens, Paul, O’Hara and Pollard Carried

Illegal Occupancy: John Houser, Codes Officer, explained that there is an elderly gentleman living in a dwelling that doesn’t have proper road frontage. The structure is safe and there are no code violations. Jim Gascon, Town Attorney, recommends that we let MAVES (Marcellus Ambulance Volunteer Emergency Services) and the Marcellus Fire Department know of this situation in case there is an emergency. This matter has been going on for a number of years.

Employee Hospital/Med/Flex Plan: Councilor Stevens made a motion seconded by Councilor Scanlon to approve the Flex Plan card. The Town will put \$200 on each employee’s card with the option of the employee adding more from his/her paycheck. Two different insurance policies were offered to the employees. They are able to choose which is the best one for their individual needs. One is an Excellus SB Plus Standard Platinum and the other is Excellus SB Plus Gold 5.

Ayes – Scanlon, Stevens, Paul, O’Hara and Pollard Carried

Time Warner Franchise: This will be tabled until November 20, 2014

Pump Station: A motion was made by Councilor Pollard and seconded by Councilor O’Hara to have the Marcellus Park Pump Station repaired by Pioneer Pump Systems, Inc. at a cost of \$3848.

Ayes - Scanlon, Stevens, Paul, O’Hara and Pollard Carried

Resolution for Platt Road Pump Station:

**#003-14
TOWN BOARD RESOLUTION
TOWN OF MARCELLUS**

SUBJECT TO PERMISSIVE REFERENDUM

At a regular meeting of the Town Board of the Town of Marcellus, held at the Town Hall, 24 East Main Street, in said Town, County of Onondaga and State of New York on Thursday, November 6, 2014 at 7:00 P.M., there were:

PRESENT: Mary Jo Paul Supervisor
Karen Pollard Councilor
Kevin O’Hara Councilor

John Scanlon Councilor
Laurie Stevens Councilor

WHEREAS, the Town Board of the Town of Marcellus is aware of the continued need to maintain and repair the infrastructure and assets of Sewer District No. 2 in the Town of Marcellus; and

WHEREAS, the electrical controls and panel boxes of the Platt Road Pump Station for Sewer District No. 2 are in need upgrading and improvement ; and

WHEREAS, pursuant to Section 6-C of the General Municipal Law, the Town Board of the Town of Marcellus has created, by means of a resolution, a capital reserve fund referred to herein as the “Sewer District No. 2 Capital Reserve Fund” for the purpose of funding the maintenance, improvement and repair of Sewer District No. 2 assets; and

WHEREAS, such fund has been maintained in accordance with Section 10 of the General Municipal Law; and

WHEREAS, the Town Board of the Town of Marcellus is desirous of expending monies from the Sewer District No. 2 Capital Reserve Fund of the Town of Marcellus and for the upgrading and improvement of the electrical controls and panel boxes of the Platt Road Pump Station and in furtherance of the physical betterment and improvement of Sewer District No. 2; and

WHEREAS, the upgrading and improvement of the Platt Road Pump Station shall require the expenditure of an amount not to exceed Five Thousand Two Hundred and Eighteen Dollars and 00/100 from the Sewer District No. 2 Capital Reserve Fund.

NOW THEREFORE, BE IT RESOLVED, the Town of Marcellus Town Supervisor is hereby authorized to expend an amount not to exceed Five Thousand Two Hundred and Eighteen Dollars and 00/100 from the Sewer District No. 2 Capital Reserve for the upgrading and improvement of the electrical controls and panel boxes of the Platt Road Pump Station; and

BE IT FURTHERE RESOLVED that the sum of Five Thousand Two Hundred and Eighteen Dollars and 00/100 (\$5,218.00) from the Sewer District No. 2 Capital Reserve Fund be designated for expenditure in furtherance of the upgrading and improvement of the electrical controls and panel boxes of the Platt Road Pump Station; and

BE IT FURTHERE RESOLVED, that this resolution is subject to permissive referendum as provided in Article 7 of the Town Law; and

BE IT FURTHERE RESOLVED, that pursuant to Section 90 of the Town Law, that within ten (10) days from the date of this resolution the Town Clerk shall post and publish a notice which shall set forth the date of the adoption of the resolution, shall contain an abstract of said resolution concisely setting forth the purpose and effect thereof, shall specify that this resolution was adopted subject to a permissive referendum, and shall publish such notice in the “Eagle Observer”, newspaper published in Onondaga County having general circulation in the Town of Marcellus, and in addition thereto that

the Town Clerk shall post or cause to be posted on both the sign board and Website of the Town of Marcellus, a copy of such notice within ten (10) days after the date of adoption of this resolution.

Said resolution was offered by Councilor Stevens and seconded by Councilor Scanlon.

VOTE:	Mary Jo Paul	Supervisor	Aye
	Karen Pollard	Councilor	Aye
	Kevin O'Hara	Councilor	Aye
	John Scanlon	Councilor	Aye
	Laurie Stevens	Councilor	Aye

Date: November 6, 2014

Revised Dog Nuisance Law: This will be tabled until November 20, 2014.

Adopt 2015 Budget: Supervisor Paul made a motion to table the adoption of the 2015 Budget until November 20, 2014.

BAN to Bond: (Bond Anticipation Note) Councilor Stevens made a motion seconded by Councilor Pollard to have the Supervisor sign the paperwork (with the Town Attorneys approval) for the BAN to Band paperwork. Jim Gascon, Town Attorney, stated that he may contact the former Town Attorney if need be.

Ayes – Scanlon, Stevens, Paul, O'Hara and Pollard

Carried

Public Hearing: Tax Levy Override: Supervisor Paul opened up the Public Hearing for the Tax Levy Override at 8:34. She asked if anyone was in favor or against it. Hearing no comments from the Floor or the board the public hearing was closed at 8:35.

Discussion Agenda

Supervisor Paul received a letter from the Village Mayor, John Curtin, regarding the wall by the cemetery and complimenting Don MacLachlan and the highway crew on a job well done.

Councilor Scanlon made a motion seconded Supervisor Paul to have a meeting with the Town Attorney regarding a legal matter.

Ayes – Scanlon, Stevens, Paul, O'Hara and Pollard.

Carried

Councilor Scanlon made a motion seconded by Councilor Stevens to adjourn the Marcellus Town Board meeting at 8:45 P.M.

Ayes – Scanlon, Stevens, Paul, O'Hara and Pollard.

Carried

Respectfully submitted,

Sandy Taylor, Town Clerk

