

TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES

September 5, 2018

A Regular Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, September 5, 2018, in the Town Hall, 24 East Main Street, Marcellus, New York. Those present were:

Karen R. Pollard, Supervisor
Tammy Sayre, Councilor
John Cusick, Councilor
Chris Hunt, Councilor
Laurie Stevens, Councilor

Also present: Jim Gascon, Town Attorney; Don MacLachlan, Highway Superintendent; John Houser, Codes Officer; Phil Coccia, Recreation Director; Bill Southern, Karen Cotter, Bernie Montgomery, Chuck Paul and Jim Rossiter both from the Fire Department, Jake Widrick, Diane DeBottis, John DeBottis, Robin Browning-Bolewski, Susan Dennis, Deputy Town Clerk and Sandy Taylor, Town Clerk.

Supervisor Pollard opened the meeting at 7:00 pm with the Pledge of Allegiance to the Flag.

Minutes: Councilor Hunt made a motion seconded by Councilor Stevens to accept the Town Clerk's Minutes from the Town Board Meeting on August 8, 2018 and the Workshop Meeting on August 22, 2018.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Monthly Activity: The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #9 as of September 4, 2018. Claim #'s 147625-147666.

Expenses

General Fund	\$ 23,612.68
Part Town General	22.67
Town Wide Highway	65,140.14
Part Town Highway	35,604.20
Fire District	94,666.75
Ambulance Fund	2,887.50
Water District	80,345.59
Trust And Agency	<u>24.00</u>
Totals	\$302,303.53

Board Members were given copies of the Activities Report as of September 4, 2018, for the Fiscal Year 2018, Periods 1 to 8.

	<u>Revenue</u>	<u>Expense</u>
General Fund	(1,288,013.08)	748,273.56
Part Town General	(215,724.35)	97,972.43
Town Highway	(510,626.98)	241,614.22
Part Town Highway	(447,130.65)	395,082.87
Fire District	(401,711.98)	284,000.25
Hydrant Fund	(2,178.83)	1,690.77
Ambulance Fund	(305,026.21)	228,744.75
Sewer District	(160,554.19)	160,548.00
Water District	(154,503.04)	79,370.56

Bank Balances for July 2018:

Total Balance for July 2018: \$3,269,241.23

Councilor Cusick made a motion seconded by Councilor Hunt to approve the Abstract of Audited Vouchers as of September 4, 2018, the Activities Report as of September 4, 2018 and the Bank Balance for July 2018.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick Carried

OLD BUSINESS:

Library Contract: Councilor Hunt made a motion seconded by Councilor Cusick to terminate the contract between the Town and Marcellus Library as of 2020. According to the contract it is too late to terminate it for 2019.

Ayes – Hunt, Cusick and Stevens Nay – Pollard, Sayre

After some discussion regarding the Library Contract, Supervisor Pollard made a motion seconded by Councilor Sayre, that starting in 2020, The Town decrease the amount given to the Library by ten (10) Percent over the next ten (10) years. This way it will be a gradual decline in monies instead of taking it all at one time.

Ayes – Pollard, Sayre and Stevens Nay – Hunt, Cusick Carried

IMA – Highway/Village: Councilor Stevens made a motion seconded by councilor Cusick to authorize Supervisor Pollard to sign the Intermunicipal Agreement (IMA) between the Town Highway Department and the Village Department of Public Works to work together on projects. These projects will be at the discretion of the Highway Superintendent.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick Carried

Councilor Stevens made a motion seconded by Councilor Sayre to authorize the Highway Superintendent to approve any projects regarding the IMA between the Town Highway and Village Department of Public Works under \$5,000. Anything over \$5,000 the Highway Superintendent must get approval from the Town Supervisor.

Ayes –Pollard, Stevens, Hunt, Sayre and Cusick Carried

NEW BUSINESS:

Set up Public Hearing for Tax Cap Override –

**TOWN OF MARCELLUS
TOWN BOARD RESOLUTION**

September 5, 2018

TOWN OF MARCELLUS LOCAL LAW NO 4 OF THE YEAR 2018

(“A Local Law Overriding the Tax Levy Limit Established
in General Municipal Law §3-C in the Town of Marcellus”)

Councilor Stevens introduced proposed Local Law No 4 of the year 2018, relating to the ability of the Town of Marcellus to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus pursuant to General Municipal Law §3-c, and to allow the Town of Marcellus to adopt a Town budget for the fiscal year in 2019 in excess of the “tax levy limit,” and made the following motion, which was seconded by Councilor Hunt:

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law, requires that as early as possible an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Marcellus, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter; and

WHEREAS, the Town Board has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, IT IS

RESOLVED AND DETERMINED the Town Board has determined this action shall have no significant adverse impact on the environment; that, accordingly, an environmental impact statement (EIS) shall not be required; and that this resolution shall constitute a negative declaration under SEQRA; and it is further:

RESOLVED AND DETERMINED that the Town Board conduct a public hearing as to the enactment of proposed Local Law No. 4 of the year 2018 at the Marcellus Town Offices located at 24 East Main Street in said Town on September 19, 2018, at 5:30 pm., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

The question of the adoption of the foregoing resolution was duly put to a vote and the vote was as follows:

Karen R. Pollard	Supervisor	Yes
Tammy Sayre	Councilor	Yes
John Cusick	Councilor	Yes
Laurie Stevens	Councilor	Yes
Chris Hunt	Councilor	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: September 5, 2018

Set Budget Meetings: Supervisor Pollard suggested that we set the Budget Meetings at the Workshop Meeting. This will be on the Agenda for the September 19th Meeting.

Sexual Harassment Policy (added item): Jim Gascon, Town Attorney, stated that effective October 9, 2018 all employers (public and private) must adopt a policy reflecting the new sexual harassment laws. The Town Clerk will contact HR ONE (Human Resource Company) to see if our policy covers all the new laws.

Mowing on Dublin Road (added item): John Houser, Codes Officer, stated that he met with Brian Duckett at 4421 Dublin Road. Mr. Duckett, (Duckett Landscaping, LLC) said that he would mow the grass again and take down a few smaller limbs growing into the garage and house for \$150.00. The grass is in excess of the code violation. Councilor Sayre made a motion seconded by Councilor Hunt to authorize John Houser, Codes Officer, to have Duckett Landscaping mow the grass and trim some limbs at 4421 Dublin Road.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

John Houser, Codes Officer, said he is working with a Mortgage Company regarding the property on Hall Ave. The Mortgage Company will be sending over a property maintenance contractor to quote on the grass cutting, remove the plastic on the roof and repair the two (2) holes under the foundation vermin are getting into.

Discussion Agenda:

Items from the Board: Nothing from the Board

Items from the Floor: Phil Coccia, Recreation Director, asked what is going on with the Charitable Contributions when you pay your taxes. At this time, the Town hasn't heard from the State any more about it.

Phil Coccia, Recreation Director, stated that at the next meeting he will be asking for money from the Park Capital Reserves for floor estimates for Pavilions at the Park.

Bill Southern, Sheehan Road, asked what is going on with the Guard Rails on North Street where the Paper Mill stood. John Houser, Codes Officer, or Karen Pollard, Supervisor, has not heard anything yet. Supervisor Pollard will email the State again soon.

Councilor Hunt made a motion seconded by Councilor Cusick to adjourn the Marcellus Town Board meeting at 7:50 pm.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Respectfully submitted,

Sandy Taylor, Town