

**TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES**

August 7, 2019

A Regular Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, August 7, 2019, 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; Phil Coccia, Recreation Director; Bill Southern, Chuck Paul, Bernie Montgomery, Lori Tucker, Kailee Tucker, Jim Rossiter, John Rossiter, Lucinda Coffin, Brian Manthey, Architect; 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.

Public Hearing: Amend Local Law 6 – 2008 – A Local Law Relative to Partial Exemption from Real Property Taxes for Persons Sixty-Five Years of Age or Older.

Supervisor Pollard opened up the Public Hearing and asked if anyone was either for or against this new Local Law. There were no comments either way. At this point, Jim Gascon, Town Attorney, reviewed the environmental assessment pursuant to SEQRA. Councilor Stevens made a motion seconded by Councilor Sayre that this Local Law will have no significant adverse environmental impact.

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

The Public Hearing was closed at 7:05 PM.

Minutes: Councilor Hunt made a motion seconded by Councilor Cusick to accept the Town Clerks minutes from the July 3, 2019 Town Board Meeting and the July 17, 2019 Workshop Meeting.

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 #8 as of August 5, 2019. Claim #'s 149326-149385.

	<u>Expenses</u>
General Fund	\$36,469.83
Part Town General	475.03
Town Wide Highway	15,376.66
Part Town Highway	36,542.78
Trust & Agency	<u>24.00</u>
Total	\$88,888.30

Board Members were given copies of the Activities Report as of August 2, 2019, for the Fiscal Year 2019, Period 7

	<u>Revenue</u>	<u>Expenses</u>
General Fund	(1,344,245.97)	\$689,395.50
Part Town General	(207,898.87)	94,268.67
Town Wide Highway	(578,377.06)	208,302.36
Part Town Highway	(358,883.56)	253,295.62
Fire District	(408,877.70)	286,440.25
Hydrant Fund	(3,522.63)	1,690.77
Ambulance Fund	(312,123.54)	234,037.50
Sewer District	(157,501.16)	157,491.00
Water District	(161,002.92)	79,900.28

Bills paid between meetings: The following bills were paid on July 24, 2019.

<u>Voucher Number</u>	<u>Vendor</u>	<u>Amount</u>
149299	NYSEG	\$ 20.46
149300	NYSEG	20.46
149301	NYSEG	44.78
149302	NYSEG	3.95
149303	NYSEG	19.88
149304	NYSEG	141.12
149305	NYSEG	429.80
149306	NYSEG	143.02
149307	EXCELLUS BC/BS	\$18,285.41
149308	EXCELLUS BC/BS	<u>702.14</u>
	TOTAL	\$19,811.02

Bank Balances for June 2019:

Total Balance for June 2019	\$4,149,325.29
-----------------------------	----------------

Councilor Stevens made a motion seconded by Councilor Cusick to approve the Abstract of Audited Vouchers as of August 5, 2019, the Activities Report as of August 2, 2019, the bills paid on July 24, 2019 and the Bank Balances for June 2019.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

OLD BUSINESS:

Re-Appoint Hearing Date/Officer – 2790 Otisco Valley Road: Councilor Sayre made a motion seconded by Councilor Hunt to appoint Jerry Wickett as the Hearing Officer for the property at 2790 – 2792 Otisco Valley Road. This is for unsafe building structures. The hearing will take place on Wednesday, September 11, 2019 at 6:30 at the Town Hall, 24 East Main Street, Marcellus NY.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Re-Appoint Hearing Date/Officer – 3601 S. E. Town Line Road: Councilor Hunt made a motion seconded by Councilor Cusick to appoint Jerry Wickett as the Hearing Officer for the property at 3601 S. E. Town Line Road. This is for unsafe building structures and notice of violation for failure to maintain weed growth. The hearing will take place on Wednesday, September 11, 2019 at 6:45 at the Town Hall, 24 East Main Street, Marcellus, NY.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Public Hearing – 3601 S. E. Town Line Road (added item): Councilor Cusick made a motion seconded by Councilor Hunt to have a Public Hearing on September 4, 2019 at 7:00 pm. regarding the property at 3601 S. E. Town Line Road. This is for unlicensed motor vehicles, junk and debris in the yard.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Adopt Local Law 1-2019

TOWN BOARD RESOLUTION
ENACTING LOCAL LAW 1-2019
TOWN OF MARCELLUS

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, State of New York on August 7, 2019, at 7:00 P.M. there were:

PRESENT:	Karen Pollard	Town Supervisor
	Chris Hunt	Councilor
	John Cusick	Councilor
	Tammy Sayre	Councilor
	Laurie Stevens	Councilor

WHEREAS, Councilor Stevens introduced proposed Local Law No. 1-2019, “A Local Law Relative to Partial Exemption from Real Property Taxes for Persons Sixty-Five Years of Age or Older,” and made the following motion, which was seconded by Councilor Cusick.

WHEREAS, the Town Board of the Town of Marcellus previously passed Local Law No 6-2008 entitled “A Local Law Relative to Partial Exemption from Real Property Taxes for Persons Sixty-Five Years of Age or Older,” which law permits a partial property tax exemption for persons sixty-five years of age or older and pursuant to maximum income eligibility levels as set forth under New York Property Tax Law Section 467; and

WHEREAS, the State and County permit property owners who turn sixty-five years of age during a calendar year to seek qualification for the partial exemption; and

WHEREAS, the Town Board desires the Marcellus Local Law to be consistent with State and County Law; and

WHEREAS, a public hearing was held on August 7, 2019 at the Town Hall, 24 East Main Street, and no person appeared in opposition to the local law; and

WHEREAS, an environmental assessment review pursuant to SEQRA was performed with a finding and resolution that said local law will have no significant adverse environmental impact.

NOW, THEREFORE, BE IT RESOLVED, Local Law 1-2019 is hereby enacted by this resolution and shall provide as follows:

**TOWN OF MARCELLUS
LOCAL LAW 1-2019**

**A LOCAL LAW RELATIVE TO PARTIAL EXEMPTION FROM
REAL PROPERTY TAXES FOR PERSONS
SIXTY-FIVE YEARS OF AGE OR OLDER**

BE IT ENACTED by the Town Board of the Town of Marcellus as follows:

Section 1. By Local Law No. 1 of the year 2019, this Board proposes a new local law relative to the partial exemption from real property taxes for persons who are sixty-five years of age or older or who turn sixty-five years of age in the calendar year in which the property taxes become due, in accordance with Real Property Tax Law Section 467.

Section 2. New York Real Property Tax Law Section 467, as amended, allows municipalities to establish the maximum income eligibility levels for the exemption for persons sixty-five years of age or older from its current level to \$37,400.00, in accordance with the following schedule of exemptions:

<u>EXEMPTION</u>	<u>INCOME LIMITS</u>
50%	\$29,000
45%	\$30,000
40%	\$31,000
35%	\$32,000
30%	\$32,900
25%	\$33,800
20%	\$34,700
15%	\$35,600
10%	\$36,500
5%	\$37,400

Section 3. Local Law No. 1 of the year 2019 is hereby enacted to grant a partial exemption from real property taxes for persons sixty-five years of age or older or who turn sixty-five years of age in the calendar year in which the property taxes become due, at the maximum amounts authorized by Real Property Tax Law Section 467 as described in Section 2 of this Local Law.

Section 4. This Local Law amends and replaces all previous Local Laws granting a partial exemption from real property taxes for persons sixty-five years of age or older or who turn sixty-five years of age in the calendar year in which the property taxes become due, at the maximum amounts authorized by Real Property Tax Law Section 467.

Section 5. This Local Law shall take effect in accordance with Sections 20 and 21 of the Municipal Home Rule Law.

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

VOTE:	Karen Pollard	Town Supervisor	Yes
	Chris Hunt	Councilor	Yes
	John Cusick	Councilor	Yes
	Tammy Sayre	Councilor	Yes
	Laurie Stevens	Councilor	Yes

Resolution duly adopted.

Dated: August 7, 2019

Marcellus Fire Department – Financials: The Town had the financials from the Fire Department up to May 2019. John Rossiter, from the Fire Department, handed us the June Financials for the Board. At this point, the Town Board was satisfied with the Financials.

NEW BUSINESS:

Board of Assessment Review Appointment – James Larose Jr.: Councilor Hunt made a motion seconded by Councilor Stevens to appoint James LaRose Jr. to the Board of Assessment Review Board for a term of 10/1/2019-9/30/2024.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Assessor’s Contract Review: Larry Fitts, Town Assessor, has a contract coming due September 30, 2019. The Board would like more time to review his contract, so this will be on the agenda for the August 21, 2019 Workshop Meeting.

Set Fall Trash Days: Councilor Hunt made a motion seconded by Councilor Stevens to set the fall trash days for September 27 & 28, 2019 also October 4 & 5, 2019. The time on Fridays will be 8:00 am – 3:00 pm. The time on Saturdays will be 8:00 am – 12:00 noon.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

DISCUSSION AGENDA:

Items from the Board

Supervisor Pollard asked Jim Gascon, Town Attorney, could draw up an open – ended IMA (Intramunicipal Agreement) between the School and The Town. We have some, but they are for specific projects.

Jim Gascon, Town Attorney, sent a letter to Verizon asking if the residents that are now receiving phone and internet service would be able to receive television services. After talking with a representative from Verizon, Mr. Gascon was informed that Verizon is currently not offering any new Franchise Agreements in the entire state of New York. The Verizon representative is hoping Verizon will begin offering the Franchises soon and she place Marcellus on the list of Municipalities that have requested this service.

Supervisor Pollard reported that the AUD (Supervisor's Report) was sent in and is back for 2018. There is a copy in the Town Clerk's Office for anyone that would like to look at it.

Supervisor Pollard indicated that Lori Petrocci, Bookkeeper, has begun the Budget Process.

Items from the Floor

Brian Manthey, Architect, came to the meeting to discuss what the needs are for a New Town Hall. A discussion ensued telling him what the needs of a new building would be and he stated some of the laws that have to be met. Supervisor Pollard told him that if he would like to come by sometime during the day, there are a lot of old plans that maybe he could look through.

Councilor Hunt made a motion seconded by Councilor Cusick to adjourn the Marcellus Town Board meeting at 8:15 pm.

Ayes – Pollard, Stevens, Hunt, Sayre and Cusick

Carried

Respectfully submitted,

Sandy Taylor, Town Clerk