

TOWN OF CONSTANTIA  
**MINUTES - TOWN BOARD – AUGUST 20, 2019**  
7:30 pm Constantia Town Hall

Present: Kenneth Mosley - Supervisor  
Richard Colesante, John Metzger, Thomas Moran, Frank Tomaino– Council Members  
Clare Haynes – Town Clerk  
Wayne Woolridge - Highway Superintendent  
Warren Bader – Town Attorney  
Erin Zehr – Chair, Park and Recreation Commission

Others Present: Dustin Clark – Barton & Loguidice  
Paul Baxter – Tug Hill Commission

**CALL TO ORDER:**

At 7:30 pm Mr. Mosley, Supervisor called the town board meeting to order with the pledge of allegiance.

**PUBLIC COMMENT:**

None

**SEWER:**

Mr. Clark from B&L brought with him two resolutions for the Town Board to consider they are as follows:

Councilman Metzger offered the following resolution:

**RESOLUTION AUTHORIZING THE TOWN BOARD OF THE TOWN OF CONSTANTIA TO ENTER INTO AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF CLEVELAND FOR THE CONSTANTIA-BERNHARDS BAY SEWER DISTRICT (AKA SEWER DISTRICT NO. 1)**

**WHEREAS**, the Town Board has duly established the Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1) pursuant to Article 12-A of the Town Law of the State of New York to serve properties along the Northshore area of Oneida Lake; and

**WHEREAS**, the Village of Cleveland (the “Village”) owns and operates a municipal system for the collection, treatment and disposal of sewage and wastewater; and

**WHEREAS**, in order to service the newly formed Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1) the Town Board has determined it is necessary to enter into an Intermunicipal Agreement with the Village; and

**WHEREAS**, the Town Board has received and reviewed a proposed Intermunicipal Agreement between the Village and Town of Constantia and the Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1), a copy of which is annexed hereto as Exhibit A, which provides for: (1) project financing and construction of the Constantia Bernhards-Bay Sewer District (aka Sewer District No.1); (2) sewage and wastewater treatment for the Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1); (3) operation and maintenance of sewer system; (4) replacements, additions, improvements, allocation of use of the Constantia-Bernhards Bay Sewer District; (5) discharge permits issued by Cleveland in accordance with the Cleveland Sewer Use Law; (6) general provisions by the Village to the Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1);

**NOW, THEREFORE, BE IT RESOLVED**, that the proper officers of the Town of Constantia Town Board are hereby authorized and directed to complete and sign the Intermunicipal Agreement with the Village in connection with the Constantia-Bernhards Bay Sewer District (aka Sewer District No. 1) in the same form as annexed hereto as Exhibit A, and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately.

Seconded by Councilman Colesante.

**WHEREFORE**, the foregoing Resolution was put to a vote of the members of the Town Board of the Town this 20<sup>th</sup> day of August, 2019, the result of which vote was as follows:

Supervisor Ken Mosley	Yes
Town Councilman Richard Colesante	Yes
Town Councilman John Metzger	Yes
Town Councilman Tom Moran	Yes
Town Councilman Frank Tomaino	Yes

\*Full copy of agreement following these minutes

TOWN OF CONSTANTIA  
Oswego County

**Authorizing the Town to Apply for Funding through the USDA Rural Development, Authorizing Supervisor to execute documents for USDA Rural Development loan and grant, and Authorizing Barton & Loguidice, D.P.C. to act as Administrator for RD Apply Online System for the Town’s Sewer Collection System Project**

COUNCILMAN: Colesante

Introduced the following and moved its adoption:

**WHEREAS**, the Town of Constantia intends to apply for funding for its Northshore Sewer Project from USDA Rural Development, and

**WHEREAS**, a requirement of the funding package is that the Supervisor be authorized to execute documents for the Rural Development loan and grant, and

**WHEREAS**, the USDA Rural Development utilizes an online electronic system to apply for funding, and

**WHEREAS**, the Town will be utilizing Barton & Loguidice to assist with this application for funding and appoints Dustin Clark as the administrator of the USDA Rural Development “RD APPLY” system. Now, therefore be it resolved that the Town of Constantia at their meeting held August 20, 2019 does hereby authorize the Supervisor to execute documents for any funding applications to the USDA Rural Development, and if awarded, to execute Rural Development loan and grant documents for the Town of Constantia Northshore Sewer project, and

**Now, therefore be it resolved** that the Town of Constantia at their meeting held August 20, 2019 does hereby authorize Barton & Loguidice’s Dustin Clark to prepare the funding application on the Town’s behalf and to act as the administrator for the RD Apply online system.

Seconded by Councilman: Moran

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

Kenneth Mosley	Voted	Yes
Richard Colesante	Voted	Yes
John Metzger	Voted	Yes
Tom Moran	Voted	Yes
Frank Tomaino	Voted	Yes

Mr. Colesante made the motion to authorize Supervisor Mosley to sign the SRF Grant application and the NYS Water Infrastructure Improvement Act – Intermunicipal Water Infrastructure Clean Water Grant application, seconded by Mr. Metzger.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

Discussion on trailer/camp ground parks in the Town and how they will be handled with grinder pumps. Mr. Clark stated that they will all need to be individually reviewed and designed as needed. Every lot might not get their own pump, if at the present time all waste goes to a septic tank and if that tank is in good condition maybe use that as a mini pumping station. There is also the option of dual pumps, will have to wait and see what is needed.

**WATER:**

Final Highlander authorization should be paid today, warranty still in place until November.

**MINUTES:**

Mr. Moran made the motion to accept the minutes of the July 16<sup>th</sup> town board meeting and the July 23<sup>rd</sup> and August 6<sup>th</sup> sewer meetings, seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**VOUCHERS:**

Mr. Moran made the motion to accept the following vouchers as listed on Abstract #8 Dated August 20, 2019:

General Fund	253-299	\$35,198.46
Highway Fund	114-138	\$90,010.47
Bernhards Bay Water District	9-11	\$47,767.04

Seconded by Mr. Metzger.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**SUPERVISOR:**

COUNCILMAN: Moran

Introduced the following and moved its adoption:

**Below is a Budget Modification (#2) for the 2019 Highway Budget.**

**Due to an increase of revenue from New York State Department of Transportation Highway Improvement Program.**

**Additional revenues as follows:**

<b>2018-2019</b>	<b>CHIPS</b>	<b>\$ 1,799.44</b>
<b>2018-2019</b>	<b>Pave NY</b>	<b>\$32,365.35</b>
<b>2018-2019</b>	<b>Winter Recovery</b>	<b><u>\$26,807.47</u></b>
<b>Total:</b>		<b>\$60,972.26</b>

**Increase the following budget lines:**

<b>Revenue</b>	<b>DB3501</b>	<b>\$60,972.26</b>
<b>Expense</b>	<b>DB5112.2</b>	<b>\$60,972.26</b>

Seconded by Councilman: Colesante

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

Kenneth Mosley	Voted	Yes
Richard Colesante	Voted	Yes
John Metzger	Voted	Yes
Tom Moran	Voted	Yes
Frank Tomaino	Voted	Yes

Mr. Moran made the motion to approve the Supervisor’s report dated July 31, 2019, seconded by Mr. Colesante.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**HIGHWAY:**

Mr. Woolridge reported:

-Constantia is done with paving, helping West Monroe this week, hope to get to the Village of Cleveland next week that should take 2-3 days.

-Shoulders were done on Kibbie Lake Rd.

-Mowing when there is time along with tree work

Mr. Moran asked about the sidewalks, Mr. Woolridge is still hoping to get Frederick St. done this fall, but they are quickly running out of time.

Mr. Wood from Frederick St told Mr. Woolridge about holes in the sidewalk by his house, Mr. Woolridge is aware he will send a guy down to fill them in. The culvert needs to be replaced, hopefully next year.

Mr. Tomaino made the motion to accept the Highway Superintendent's report, seconded by Mr. Metzger.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**TOWN CLERK – TAX COLLECTOR:**

Mrs. Haynes reported that the total receipts and disbursements for the Town Clerk's Office for the month of August were \$3,738.75. Mr. Metzger made the motion to accept the Town Clerk's report as presented, seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**ASSESSOR:**

No Report

**CODE ENFORCEMENT:**

Total Receipts for July

\$2,308.75 – Balance with Town Clerk

Active Violations:

297-300 County Route 23 – Unsafe Structure – Made contact he is obtaining an asbestos survey

27 26<sup>th</sup> Street – Unsafe Structure – Made contact, she has told me she is trying to sell property

Issued 14 Building Permit, 2 Board of Appeals

On Thursday, August 15<sup>th</sup> I will be attending training half day training.

Lakeview Trailer Park is the only park that has not renewed his permit, I have been in contact.

As always, please feel free to contact me with any questions.

Mr. Mosley told the board about concerns on Tamblin Ridge that the CEO brought to his attention. When Christmas and Associates discussed the site plan there were restrictive covenants that should have been followed, and they have not been. The questions is, what does the Town do about this. The biggest issue is if there is an emergency the fire department or ambulance will not be able to get their vehicles up the road, these residents have no protection. Mr. Bader believes the best course of action will be to get the restrictive covenants to all board members and a list of parcels with structures for the board review, at the September 3<sup>rd</sup> supervisor's meeting.

Mr. Metzger made the motion to accept the Code Enforcement Officer's report as received, seconded by Mr. Tomaino.

Carried: Moran - Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**JUSTICE:**

Mr. Moran made the motion to accept Justice Pelon's and Justice Simpson's report for August, seconded by Mr. Coleanste.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**DOG CONTROL:**

Mr. Moran made the motion to accept the Dog Control's report as submitted, seconded by Mr. Metzger.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes

**BOARD OF APPEALS:**

Meeting minutes received July 10<sup>th</sup>, July 24<sup>th</sup> and August 7<sup>th</sup>.

**PARK AND RECREATION COMMISSION:**

Ms. Zehr reported:

-Swimming at the park is closed due to blue green algae

-Park program is ending this week, had 176 children highest numbers to date, even more for swimming lessons.

-Movie night was a big hit, the park and rec program received a grant to bring The Wild Animal Park for a hands on experience.

-Cameras are in and working well.

The board members thanked Erin they are happy with the progress at the park.

**TUG HILL COMMISSION:**

Paul Baxter reported:

- Tug Hill Commission is scheduled to meet in Cleveland on Monday, September 16<sup>th</sup> 10am
- Town Budget Workshop is scheduled for Wednesday, August 28<sup>th</sup> in Altmar 7pm-9pm
- Town website has been updated with the planned aerial spraying for mosquitoes
- State Comptroller has set the tax limit for 2020 at 2%

**BOARD INITIATIVES AND COMMENTS:**

- Supervisor meeting normally scheduled for the first Monday of the month will be held on Tuesday, September 3<sup>rd</sup> at 9am.
- Mr. Woolridge gave the board the new Ice and Snow Agreement from the County, please review for the September 3<sup>rd</sup> meeting.
- Trinity Church lease to be reviewed at the September 3<sup>rd</sup> meeting.
- August 27<sup>th</sup> water board meeting needs to be cancelled and rescheduled.
- Roof bid for park, 2 contractors have called with higher square than bid for, will re-bid with opening at September 3<sup>rd</sup> meeting.
- Highway employees need their Sexual Harassment training as mandated by NYS by October 1<sup>st</sup>, Mr. Woolridge and Mr. Mosley will get a date set with NYMIR.

**ADJOURN:**

At 8:28 pm Mr. Moran made the motion to adjourn, seconded by Mr. Tomaino.

Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley - Yes