

TOWN OF CONSTANTIA
MINUTES - TOWN BOARD – July 21, 2020
7:30 pm Town of Constantia – Constantia Town Hall and via Zoom

Present: Kenneth Mosley - Supervisor
Richard Colesante, John Metzger, Frank Tomaino, Thomas Moran – Council Members
Clare Haynes – Town Clerk
Wayne Woolridge - Highway Superintendent
Warren Bader – Town Attorney
Paul Baxter – Tug Hill Commission

CALL TO ORDER:

At 7:30 pm Mr. Mosley called the town board meeting to order. As per recommended procedures during COVID-19 the town board and residents were seated 6ft apart.

PUBLIC COMMENT:

Mr. and Mrs. Rowe were in attendance to speak to the board about Kleis Equipment located across from their home on State Route 49. They have many issues with the business, 18 wheeler traffic coming and going at all hours, and the trucks idling in the parking lot. Mr. Rowe did sign the variance when Mr. Kleis first opened the business when it was just going to be one building, now there are multiple buildings and it looks like they are expanding again. Mr. Rowe wanted to know if he should have been contacted when the other buildings were built. Mr. Colesante is aware that Mr. Kleis had to go to the planning board twice, not sure if he has been back after that. Mr. Metzger believes Mr. Kleis has to go back to the planning board with the changes he has made. Another concern is now more of the property is in Mr. Kleis's name, some of the farm property is now being used for the business. Mr. Bader stated when he changed from a farm to a business he should have gone to the planning board for approval. Mr. Mosley will contact the planning board to get information on the original site plan, for example, and hours of operation and discuss the three additional buildings.

Mr. and Mrs. Osteni and Mr. Schwartz are in attendance to give the board a petition to lower the speed limit on Doris Park Dr., in total there were 74 signatures on the petition. The petition is to lower the speed limit from 35 mph to 25 mph, Mrs. Haynes accepted the petition pages. Mrs. Osteni would like to see speed bumps, statistics show they work to slow people down. Mr. Woolridge is not in favor of speed bumps, keeping the roads in shape is hard enough, but of course will do what the board members request. Mr. Colesante asked if they have spoken to law enforcement, they have, they were told in order to write a ticket vehicles must be going 9 miles an hour over the speed limit. This was from the State Police, Mrs. Osteni said she was going to the barracks to discuss this further. Mr. Colesante suggested they go to Oswego County Sherriff to see if they can help.

Another thought would be to post no outlet signs maybe that would help with people just taking a drive along the lake.

COUNCILMAN: Metzger

Introduced the following and moved its adoption:

The town board for the Town of Constantia accepted a petition with 74 signatures from the residents of Doris Park Drive. The town board will authorize Highway Superintendent Wayne Woolridge to process the proper paperwork for a Speed Reduction Request on Doris Park Drive.

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

WATER:

Mr. Colesante brought to the town board last week a petition for public water on Auringer Rd. The petition was accepted as submitted. Mr. Mosley reached out to Barton and Loguidice to see how much it would be for a preliminary engineering report for another water district. Mr. Clark from B&L was called via phone to answer questions, the proposal that was given to the board is \$9,500.00. Mr. Colesante is not ready to agree to the proposal as of yet, as there are other areas of the Town that should be looked at to be included in another district. Some board members are aware of residents on County Route 23 past Knapp Rd that have expressed an interest in water. Mr. Clark agreed, in the proposal a lot of the items are fixed costs, the more area covered will not increase some of the work that needs to be done. Mr. Metzger believes that maybe County Route 17 around the Marsden Spur area should be looked at. Mr. Woolridge added north of highway garage has expressed interest in the past. The thought is to do an interest study at in select areas of the town.

SEWER:

The following resolution was read into the minutes by Attorney Bader, this resolution was offered by Mr. Colesante and seconded by Mr. Tomaino.

**IN THE MATTER
OF**

**THE AUTHORIZATION OF AN AGREEMENT
BETWEEN
THE ONONDAGA COUNTY WATER AUTHORITY
AND THE TOWN OF CONSTANTIA, NEW YORK**

**RESOLUTION AUTHORIZING
LEASE AGREEMENT**

At a meeting of the Town Board of the TOWN of CONSTANTIA, County of Oswego, State of New York, held at the Town Hall, Constantia, New York ("TOWN"), on the 21 day of July, 2020, at 7:30 p.m.

Kenneth Mosley,	Supervisor
Richard Colesante,	Councilman
John Metzger,	Councilman
Thomas Moran,	Councilman
Frank Tomaino,	Councilman

WHEREAS, the TOWN and the Onondaga County Water Authority (AUTHORITY) desire to enter into an Agreement for the lease of a water distribution system and for the supply of water and water service to the Bernhards Bay Water District, and

WHEREAS, the TOWN represents to the AUTHORITY that the Bernhards Bay Water District was duly established as provided by law, and

WHEREAS, the TOWN represents to the AUTHORITY that the TOWN has the power and the authority to bind itself to the provisions of the proposed agreement,

NOW, THEREFORE,

BE IT RESOLVED, that the Agreement between the AUTHORITY and the TOWN, in the form as is annexed hereto, be and hereby is approved by the TOWN, and the Bernhards Bay Water District, on behalf of the Bernhards Bay Water District subject to permissive referendum, and

BE IT FURTHER RESOLVED that the Town Board of the TOWN hereby executes said Agreement on behalf of the TOWN and the Bernhards Bay Water District and the Town Clerk is hereby authorized to deliver a copy of the executed Agreement to the AUTHORITY, and any other party.

I, the undersigned, Town Clerk of the TOWN of CONSTANTIA, hereby certify that the foregoing is a true and correct copy of a resolution unanimously adopted at a regular meeting of the Board of TOWN of CONSTANTIA, at which a quorum was present, held at the Town Hall, Constantia, New York on the 21 day of July, 2020 at 7:30 p.m.

I further certify that public notice of this meeting was duly given as required by law.

Dated: July 21, 2020

*At 8:24pm Mr. Mosley not feeling well, turned the meeting over to Mr. Moran, Deputy Town Supervisor and left the meeting.

PARK AND RECREATION:

Mr. Wood has asked the status of the tractor show at the park, Mr. Colesante is unsure but feels the park and recreation commission should have a say in the matter. Mr. Metzger believes the Town would share in the responsibility of holding the event safely within the COVID-19 guidelines. After discussion it was decided to hold off until the August 3rd supervisor meeting for a final decision.

MINUTES:

Mr. Moran made the motion to accept the minutes of the June 19th special meeting, June 16th town board meeting June 30th special meeting and July 6th supervisor's meeting, seconded by Mr. Metzger.

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

VOUCHERS:

Mr. Metzger made the motion to accept the following vouchers as listed on Abstract #7 Dated July21, 2020:

General Fund	187-217	\$25,347.84
Highway Fund	123-143	\$88,129.79
Bernhards Bay	6	\$ 646.75
Sewer	8	\$ 1,318.00

Seconded by Mr. Tomaino.

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

SUPERVISOR:

Mr. Moran made the motion to approve the Supervisor's report dated June 30, 2020, seconded by Mr. Colesante.

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

HIGHWAY:

Mr. Woolridge reported:

- Water has been turned on in the ladies room and the office at the park for the food distribution
- Power washed the monument and sidewalk
- Working on paver once done, they will pave Lower Rd to foot of hill on Doris Park Dr.
- Grannis Rd bridge is out until mid-August, the County is doing the work. Once that bridge is completed they will move to Cemetery Rd. to fix the bridge that was recently red flagged by the State
- Helped Cleveland with a sewer break
- Working on ditching and storm drains
- Mr. Woolridge made the decision to purchase sand from the County
- Mr. Mosley signed the mowing agreement with the County

-15-16 ATV signs have been placed in Scriba Park. Mr. Woolridge has a quote on used guardrail 180ft for approx. \$3,000, the expense is something for the board to think about. The County has given their blessing to install the guardrail on the portion of the trail that has access to the park. Mr. Tomaino stated this seems like a lot of effort for a few people causing problems. Mr. Colesante told Mr. Tomaino the damage is in the \$100,000+ range. More discussion on this topic at the August 3rd supervisor meeting.
-Lester Schaad has told Mr. Woolridge he will retire as of August 23, 2020.

Mr. Metzger made the motion to accept the Highway Superintendent's report seconded by Mr. Tomaino.
Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley – Absent

APPROVAL OF DEPARTMENT REPORTS:

Mr. Colesante made the motion to accept the following reports as received for June, seconded by Mr. Tomaino.

- a. Code Enforcement received \$3,392.55
- b. Justice Pelon and Justice Simpson
- c. Town Clerk received \$4,152.55

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

-Minutes received from Planning Board dated 6/30/2020
-Minutes received from Board of Appeals dated 6/25/2020

TUG HILL COMMISSION:

Mr. Baxter reported:

The Tug Hill Commission offices are still operating at a 50% occupancy level, with a schedule with Watertown-based staff were at any given time, half of the staff is in the Watertown office is in the office, and the rest are still working from home, Tug Hill staff are available for meetings with your municipality.

The Governor's executive order allowing remote meetings and public hearing (via means such as Zoom) has been extended until August 6. If you have any upcoming meeting where that may be a help to you. I can facilitate a Zoom meeting if you are interested, with a little advance notice.

Did you know the Tug Hill Commission has a YouTube channel where past webinars and other training material is available for you to view at your convenience? <https://tinyurl.com/TugHillYouTube>

The 2019-2020 Tug Hill Commission annual report, Headwaters, went out during the period while I was unable to travel and attend meetings. Everyone should have received a copy, but if anyone did not, I have extra copies, and we can check to see what address we have on file for you to make sure it is correct.

As requested, I added a notice and map to the town web site about the North Shore Sewer project and availability of environmental assessment.

CORRESPONDENCE:

Mr. Mosley received an email from Mr. Ferry, County Route 23: The email addressed concerns about a dog that was in their yard and the fact that there is no leash law in the Town. This is an issue that has been addressed before, Mr. Colesante remembers asking Ms. Ashley about the leash law in the Village of Cleveland, does having the leash law help with the problem, Ms. Ashley responded it did not. The owner of the dog can receive a citation if the person wants to file a complaint and go to court. Mr. Mosley will speak to Ms. Ashley to find out what action was taken.

BOARD INITIATIVES AND COMMENT:

Copy of the letter sent to Mr. and Mrs. Liedka from Costello, Cooney & Fearon was given to the board.

Mr. Metzger and Mr. Colesante gave to the board a copy of Section 1010.1 of the Land Development Law with changes as suggested at the recent meetings, along with two form letters to address complaints for the Code Enforcement Office to use. Please review for next meeting of the RV law on August 11th at 6pm. (time was changes at the request of Mr. Tomaino)

Discussion on the old library building, the steps are in disrepair and need to be replaced. Discussion as to the building and what should be done. Mr. Moran made the motion to raze the building, seconded by Mr. Colesante.
Carried: Moran – Yes Tomaino – Yes Colesante – Yes Metzger – Yes Mosley – Absent

Dumpster Days – The community likes this event, the Town did budget \$15,000 with an additional \$3,000 in labor. Mr. Tomaino thinks this should be a bi-annual event it is a lot of money for Town esp. with COVID and the effect it has on income for the Town. After discussion it was decided to hold off making the decision until the August 3rd supervisor meeting.

Mrs. Haynes brought up the subject of a new copier, Ed & Ed Business Technology gave a quote of \$5,5115.80 for the purchase of a new copier with the new per copy rate of \$.0072 for black and white and \$.0035 for color. This would be a nice upgrade for the Town. Mrs. Haynes will get more information for the August 3rd supervisor meeting.

ADJOURN:

At 9:20 pm Mr. Colesante made the motion to adjourn, seconded by Mr. Tomaino.

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