

MARCELLUS TOWN BOARD AGENDA

November 5, 2015

CALL TO ORDER

SALUTE TO FLAG

Public Hearing - Local Law – Overriding the Tax Levy

Public Hearing- Preliminary Budget

1. Accept Town Clerk's minutes of previous meeting(s) and Supervisor's Budget Minutes
2. Approve monthly activity, monthly statement of accounts, audit of bills and budget adjustments:
3. MOU – Memo of Understanding – Masters and Town/Village
4. Adopt Resolution to Override the Tax Levy
5. Approve the 2016 Budget
6. Door Quotes

Discussion Agenda

- A. Supervisor's Update
- B. Items from the Board
- C. Items from the Floor

Adjournment

NOTE: This is a tentative agenda and is subject to change.

Future Meeting Dates:

Workshop Meeting – Thursday, November 19, 2015 – 7:00 pm Town Hall

Town Board Meeting – Thursday, December 3, 2015 – 7:00 pm Town Hall

Office will be closed on Wednesday, November 11, 2015 – Veteran's Day

Office will be closed Thursday and Friday, November 26 and 27, 2015 for Thanksgiving.

TOWN OF MARCELLUS
TOWN BOARD BUDGET MEETING MINUTES

October 7, 2015

A Budget Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, October 7, 2015 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
Chris Hunt, Councilor

Also present: Chris Arnold, Reagan Insurance; Tim Shadle, Excellus; Marie Treat and Bert Van Der Werff, Colonial Insurance; Chuck Paul, Sandy Elsy, Susan Dennis, Don MacLachlan, Highway Superintendent; Stephen Knapp and Keith Gates, MAVES; Mike Ossit, Mary Beth Leeson, CPA from Cuddy & Ward, LLP, representing MAVES and Phil Coccia; Recreation Director.

Supervisor Paul opened the meeting at 5 P.M. with the Pledge of Allegiance to the Flag.

General Information: Supervisor Paul started the meeting with three pieces of good news.

1. Excellus rates did not increase as much as originally thought. The Platinum was quoted as a 15.3% increase and the actual is 11.4%. The Gold was quoted at 13.7% and came in at 9.9%.
2. The Town will be saving \$15,000 - \$20,000 in the state retirement since the rates were lowered from 2016.
3. The Town Tax Cap Credit is \$41,887 which includes a \$10,000 credit 2015.

The bad news that Supervisor Paul stated was the in 2016 the Town has only a .73% cap which comes to \$2,826,560. As of right now the budget is \$81,629.00 over the cap.

Insurance Information: Chris Arnold, Reagan Insurance, spoke about the insurance plans and what they have to offer. Tim Shadle then spoke about the Excellus insurance. Marie Treat and Bert Van Der Werff then spoke about what Colonial Insurance has to offer.

Highway Department: Don MacLachlan, Highway Superintendent, presented his budget to the board.

MAVES: Steve Knapp, MAVES, and Mary Beth Lesson, CPA, from Cuddy & Ward presented the MAVES budget to the board.

PARK & RECREATION: Phil Coccia, Recreation Director, presented his budget to the board.

Councilor Hunt made a motion seconded by Councilor Scanlon to adjourn the Marcellus Town Board meeting at 7:50 P.M.

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

Respectfully submitted,

Mary Jo Paul, Town Supervisor

**TOWN OF MARCELLUS
TOWN BOARD MEETING MINUTES**

October 8, 2015

A Regular Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Thursday, October 8, 2015 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
Chris Hunt, Councilor

Also present: Jim Gascon, Town Attorney; Phil Coccia, Recreation Director; John Houser, Codes Officer; Mike Ossit, Bill Southern, Chuck Paul, Fran Eibert and Sandy Taylor, Town Clerk.

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

Councilor Scanlon made a motion seconded by Supervisor Paul to amend the agenda by adding/omitting the following: Remove – Approve Bid for Entry Door, Move CNY SPCA ahead of Storm Water and Paper Mill. Supervisor Paul just received a new MOU (Memo of Understanding) from Attorney for the councilor's to look over. The Board and Attorney will meet when the meeting is adjourn to go over some legal issues.

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

Carried

Councilor Pollard made a motion seconded by Councilor Hunt to accept the Town Clerk's minutes from the Town Board Meeting on Sept. 14, the Town Board/Workshop Meeting on Sept. 24 and the Special Meeting on Sept. 30, 2015.

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

Carried

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk, Abstract #10 as of October 2, 2015 Claims # 142974 -142980, 142982-142983, 142998-143005, 143014-143035.

	<u>Expenses</u>
General Fund	\$ 6,864.49
General Fund – Part Town	17.48
Highway – Town Wide	3,771.67
Highway – Part Town	3,501.82
Ambulance Fund	<u>57,100.25</u>
 Total	 \$71,255.71

Bills paid between meetings:

Voucher Numbers	Company Name	Amount
142966-142973 & 142993	NYSEG	\$ 947.05
142994-142997	Constellation	\$ <u>116.94</u>
Total		\$1,063.99

Board Members were given copies of the Activity Report as of October 2, 2015 and monthly statement of bank balances as of August 2015.

	<u>Total Revenue</u>	<u>Total Expense</u>
General Fund	\$1,257,711.23	\$854,140.94
General Fund – Part Town	183,489.53	99,187.55
Highway – Town Wide	438,603.72	250,661.59
Highway – Part Town	317,332.14	349,104.04
Fire District	584,281.95	563,135.00
Hydrant Fund	3,365.03	55,024.49
Ambulance Fund	283,238.86	225,087.75
Sewer District	44,560.50	120,907.00
Water District	209,864.76	185,715.12

Budget Adjustments:

From: A.1910.4000	Unallocated Insurance	\$4,704.69
To: A.1315.4000	Accnt. Contractual	\$4,704.69
From: A.1670.4000	Central Printing	\$505.96
To: A.1480.4000	Undist. Hydrants	\$505.96
From: A.1650.4000	Central Communications	\$500.00
To: A.1660.4000	Central Store Room	\$500.00
From: A.4210.4000	Narc. Grid	\$124.25
To: A.3410.4000	Fire Prevent.	\$124.25

Councilor Scanlon made a motion seconded by Councilor Hunt to approve and pay the bills, approve the monthly activity report as of October 2, 2015, the monthly statement of bank balances as of August 2015 and the Budget Adjustments.

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

Procurement Policy Revision: Councilor Hunt made a motion seconded by Councilor Pollard to approve the new Procurement Policy Procedure Form that includes the amounts for quotes on Purchase Contracts or Public Work Contracts.

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

J-CAP 2015-2016 Grant Application Approval: Supervisor Paul made a motion seconded by Councilor O’Hara to authorize the Justice Court to pursue a grant from the Justice Court Assistance Program. The funding request will include resurfacing of the parking lot and replacement of the existing entrance ramp, in an effort to improve safety and accessibility. Estimates were obtained as follows: Parking lot \$7,750 and Ramp \$19,880 for a total of \$27,630.

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

CNYSPCA CONTRACT: Councilor Scanlon made a motion seconded by Supervisor Paul to approve the annual contract with the CNYSPCA. This is for the CNYSPCA to provide Cruelty Investigations for animals in the Town. The amount is \$559.00.

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

STORM WATER: John Houser, Codes Officer, discussed the water issues on Aquinnah Heights,

the Golf Course, and Lathrop Drive. There is a lot of water coming down the hill and John will continue to check these areas every year.

MARTISCO PAPER MILL: John Houser, Codes Officer, stated that the Martisco Paper Mill is a condemned building. At this point, the Town has to give the owner time to demolish the building before the Town can take any action.

DEHUMIDIFIER RECALL: John Houser, Codes Officer, stated that there is a dehumidifier recall and that the information will be on the website with some hard copies at the Town Hall. This all came about after a fire on Slate Hill Road.

MOU (Memo of Understanding): (added item) Jim Gascon, Town Attorney, comprised a new MOU regarding the Masters Farm on Maple Road. Supervisor Paul will drop off a copy at the village and Bill and Sandy Masters will receive a copy to review with their attorney.

Councilor Scanlon stated that he is glad everyone is covered safety wise.

Supervisor Updates:

Supervisor Paul reminded everyone that the Office will be closed on Monday, October 12, 2015.

The Fire alarm inspection people were here today and the outside alarm doesn't work. We are waiting to hear on pricing to replace the unit outside and pricing to connect to 911.

Items from the Board

Councilor O'Hara stated Mikayla Catherman, a Marcellus Student, that sponsored the walk, ride-a-thon for her senior project raised about \$700.00

Councilor Hunt made a motion seconded by Councilor Pollard to adjourn the Marcellus Town Board meeting at 8:00 P.M.

Ayes- Scanlon, Hunt, Paul, O'Hara and Pollard

Carried

Respectfully submitted,

Sandy Taylor, Town Clerk

TOWN OF MARCELLUS
TOWN BOARD BUDGET MEETING MINUTES

October 14, 2015

A Workshop Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, October 14, 2015 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
Chris Hunt, Councilor

Also present: David Card, Chief of Marcellus Fire Department; Brian Haney, President of Marcellus Fire Department; John Houser, Codes Officer and Ron Schneider.

Supervisor Paul opened the meeting at 5:00 P.M. with the Pledge of Allegiance to the Flag.

FIRE DEPARTMENT: David Card and Brian Haney from the Marcellus Fire Department presented their budget requests to the board.

CODES ENFORCEMENT: John Houses presented the budget to the board for the Codes Office.

Councilor Pollard made a motion seconded by Councilor Hunt to adjourn the Marcellus Town Board Budget Meeting at 6:34 P.M.

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

Carried

Respectfully submitted,

Mary Jo Paul, Town Supervisor

TOWN OF MARCELLUS
TOWN BOARD BUDGET MEETING MINUTES

October 21, 2015

A Budget Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, October 21, 2015 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
Chris Hunt, Councilor

Also present: Matt Moses, Town Justice; Mary Reagan Daily, Town Justice; Sandy Taylor, Town Clerk; and Chuck Paul.

Supervisor Paul opened the meeting at 5 P.M. with the Pledge of Allegiance to the Flag.

Supervisor Paul stated that the Board decided on the following:

Add \$2,500 back to Library making the total \$27,500
Add \$2,800 to increase Flex accounts for employees from \$200 to \$400
Change insurance split on Gold Plan from proposed 80/20 split to 85/15
Not reduce MAVES budget at all
Not give back their salaries to help offset the tax increase
Adjusted salaries of 3 employees and give all employees a 1.7% COLA increase

Set Elected Officials Salaries as follows:

Supervisor \$10,000 – no increase in pay
Councilors (4) each \$6,120- no increase in pay

The following Elected Officials Salaries are with a 1.7% COLA increase
Town Justices (2) each \$15,412
Town Clerk \$39,020
Superintendent of Highways \$56,064
Tax Collector \$9,870

Motion made by Councilor Hunt and seconded by Councilor Pollard to adjourn the Budget Meeting at 7:45 pm.

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

Carried

Respectfully Submitted,

Mary Jo Paul
Town Supervisor

TOWN OF MARCELLUS
TOWN BOARD WORKSHOP MEETING MINUTES

October 22, 2015

A Workshop Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Thursday, October 22, 2015, 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

Absent – Chris Hunt, Councilor

Also present: Jim Gascon, Town Attorney; Don MacLachlan, Highway Superintendent; Tony Leva, Advanced Information Management; Mike Ossit, Bill Southern, Mike M. Ossit, Fran Eibert, Chuck Paul and Sandy Taylor, Town Clerk.

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

A motion was made by Councilor Scanlon and seconded by Councilor Pollard to add the following to the agenda. Under # 4 – review MAVES quarterly report add on the Fire Department's quarterly report, #6 will be the Resolution for the Tax Levy Override and #7 will be review the Tentative Budget.

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk, Abstract #10 as of October 14, 2015 Claims #143038-143060, 143062, 143070, 143072-143099.

	<u>Expenses</u>
General Fund	\$19,854.98
General Fund – Part Town	2,893.32
Highway – Town Wide	6,052.79
Highway – Part Town	1,256.74
Trust & Agency	<u>3,000.64</u>
 Total	 \$33,058.47

Councilor Pollard made a motion seconded by Councilor O'Hara to approve and pay the bills.

Ayes – Scanlon, Paul, O'Hara and Pollard

Carried

Demonstration of new Highway Software: Tony Leva, Advanced Information Management, and Don MacLachlan, Highway Superintendent, spoke about the new software that the Highway Department is using to report on road issues, fallen trees anything having to do with the Town Roads. Also, this will be able to keep track of the

inventory of equipment and trucks that the Highway Department has. The Department has been using this software for about 2 months now and is very pleased with it. The cost is \$600 per year per user.

Review Draft for Local Law relative to Soliciting: There was discussion on the draft of the Local Law that Jim Gascon drew up. At this time, the board members are to think about how much they would like the Town to charge for solicitors (per company, per person or per day). Councilor Scanlon was explaining the system that is used at the school for background checks on people who come in. He will get more information and this will be put on the agenda for the November 19, 2015 meeting.

Review MAVES & Fire Department Quarterly Report: The Board reviewed the quarterly reports from MAVES and the Fire Department.

At this time Jim Gascon, Town Attorney, announced that it is Bill Southern's birthday.

Syracuse Time and Alarm: Representatives from Syracuse Time and Alarm were here to check the alarms in the building. The alarm outside the side entrance doesn't work and we are not tied into 911. Supervisor Paul asked for some quotes to fix these two items. The quote to have the outside alarm fixed would be \$336.00. To have the alarm tied into the call center (in case of a fire at night) the cost would be \$1,525.31 Supervisor Paul is going to check and see if there is an annual fee and also if the insurance would be reduced. This will be put on the agenda for Nov. 5, 2015.

Tax Cap Override (added item): Supervisor Paul made a motion seconded by Councilor Scanlon to approve the SEQR for the resolution to introduce the proposed law, To override the Tax Cap. Jim Gascon, Town Attorney, reviewed the SEQR in detail.
Ayes – Scanlon, Paul, O'Hara and Pollard Carried.

Tax Cap Override (Resolution):

**TOWN OF MARCELLUS
TOWN BOARD RESOLUTION**

October 22, 2015

TOWN OF MARCELLUS LOCAL LAW D OF 2015

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

Supervisor Paul introduced proposed Local Law No. D-2015, 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 2016 in excess of the "tax levy limit," and made the following motion, which was seconded by Councilor Scanlon: **HEREAS**, 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

(SEQR) 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 adoption to said Local Law is an unlisted action for purposes of environmental review under SEQR; and

WHEREAS, the Town Board has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board; 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, that the enactment of proposed Local Law No. D-2015 is an unlisted action, there are no other involved agencies and this Board shall act as lead agency in this matter for purposes of SEQR review; and it is further

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 SEQR; and it is further

RESOLVED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. D-2015 at the Town Hall located at 24 East Main Street, Marcellus, New York on November 5, 2015 at 7:00 p.m., 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 upon roll call, the vote was as follows:

John Scanlon	Councilor	Voted	Yes
Mary Jo Paul	Supervisor	Voted	Yes
Kevin O'Hara	Councilor	Voted	Yes
Karen Pollard	Councilor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: October 22, 2015

Tentative Budget: Supervisor Paul stated that the following are uncontrollable increases to the 2016 Budget:

Excellus Health Insurance:

Gold - 9.9%

Platinum - 11.4%

Dental - 4.2%

PERMA (Worker's Comp) - 10 - 15%

Retirees Medicare Supplemental - 4.5%

Retirees Simply Scripts - 14%

Debt - Fire Station from \$146,000 in 2015 to \$152,000 in 2016 and increase of \$6,000. The Final Payment on the Fire Station will be in 2016.

After reviewing salaries, three employees received an increase and all employees received a 1.7% Cost of Living Adjustment.

Councilor Scanlon made a motion seconded by Councilor Pollard to adopt the Tentative Budget which now becomes the Preliminary Budget. At this time, no more changes can be made until the Public Hearing on November 5, 2015.

Ayes - Scanlon, Paul, O'Hara and Pollard

Carried.

Supervisor Paul reminded everyone that the Town Offices will be closed on Wednesday, November 11, 2015 for Veteran's Day.

Also, remember that November 3, 2015 is Election Day.

Councilor Scanlon asked both Supervisor Paul and Councilor Pollard what their visions are as Supervisor. Both Supervisor Paul and Councilor Pollard declined to answer - stating that they did not feel comfortable at a Board Meeting discussing this issue.

Councilor Pollard made a motion seconded by Councilor Scanlon to adjourn the Marcellus Town Board meeting at 9:00 P.M.

Ayes - Scanlon, Paul, O'Hara and Pollard

Carried.

Respectfully submitted,

Sandy Taylor, Town Clerk

Account#	Account Description	Fee Description	Qty	Local Share
A2544	Dog Licensing	Female, Spayed	30	150.00
		Male, Neutered	23	115.00
		Male, Unneutered	3	33.00
	Impoundment Fee	Impoundment Fee	3	30.00
	Sub-Total:			
A2590	Conservation	Conservation	17	88.79
	Freon Removal	Freon Rremoval	5	100.00
	Misc. Fees	Photo Copies	666	166.50
	Passport	Passport	5	125.00
	Permit Fee	Trash Permit-Trailer	1	45.00
	Permit Fees	Tire	3	9.00
		Trash Permit-Passenger	6	120.00
		Trash Permit-truck	5	175.00
Sub-Total:				\$829.29
B2110	Building	Building	13	1,548.00
	Plan & Zone	Zoning Fees	2	100.00
	Sub-Total:			

Total Local Shares Remitted: \$2,805.29

Amount paid to: NYS Ag. & Markets for spay/neuter program 62.00
 Amount paid to: NYS Environmental Conservation 1,521.21

Total State, County & Local Revenues: \$4,388.50

Total Non-Local Revenues: \$1,583.21

To the Supervisor:

Pursuant to Section 27, Sub 1, of the Town Law, I hereby certify that the foregoing is a full and true statement of all fees and monies received by me, Sandra Taylor, Town Clerk, Town of Marcellus during the period stated above, in connection with my office, excepting only such fees and monies, the application of which are otherwise provided for by law.

[Signature] 11/2/15 *[Signature]* 11/2/15
 Supervisor Date Town Clerk Date

MEMORANDUM OF UNDERSTANDING

This Memorandum serves to memorialize the understanding reached between William and Sandra Masters, Masters Pleasant View Farm, LLC (collectively "Masters") and the Town of Marcellus (hereinafter "Town") and the Village of Marcellus (hereinafter "Village").

WHEREAS, the Town and Village through their Highway Departments regularly accumulate wood, trees, brush, stone, gravel, road surface material and related materials and require a nearby location to deposit the same; and

WHEREAS, the Masters have afforded said location to the Town and Village for the Town's and Village's benefit on its farm property and said location has been utilized for approximately twenty (20) years; and

WHEREAS, the Masters wish to continue to offer this benefit to the Town and Village provided the Masters are afforded protection from liability as a result of Town and Village operations.

NOW, THEREFORE, in accordance with the parties' wishes, it is hereby agreed as follows:

1. The Masters will permit the Town and Village continued access to the current dump site located on the Masters property for a period of one (1) year and that this agreement will automatically renew each year upon the anniversary date of this Agreement unless the Agreement is terminated in writing.
2. The Masters may terminate this Agreement at any time by notifying the Town and Village of same in writing.
3. It is the Town's and Village's responsibility to run and maintain the dump site facility as well as the access drive/road from Maple Road to the dump site.
4. The Masters agree not to allow any other person or entity to dump or dispose of any material at the dump site.
5. The Town and Village agree the purpose of the dump site is to dispose of trees, brush and related vegetative material and clean fill and therefore the Town and Village agree, during the term of this agreement or any extension thereof, not to dispose of or dump any pollutants or contaminated material and agree to be responsible for cleanup of same should this provision be violated by the Town or Village. Should the Town or Village discover that others have been improperly discarding non-hazardous

materials at the site during the term of this agreement or any extension thereof, then the Town and Village agree to remove the same at their expense.

6. It is further agreed and understood by and between the Town and Village that as between them each municipal entity is responsible for the cleanup of its own contamination should said contamination occur at the site.

7. The Town and Village will install and maintain a security gate at the entrance to the dump site to assist in preventing unauthorized persons or entities from access to the site.

8. The Town and Village agree to indemnify, defend and hold harmless the Masters from any liability as a result of personal injury incurred by Town or Village employees or others as a result of the Town or Village operations at the site.

9. The Town and Village each agree to name the Masters as Additional Insured's on the Town and Village liability insurance policies to afford the Masters additional protection for the Town's and Village's operations.

**TOWN OF MARCELLUS
TOWN BOARD RESOLUTION**

November 5, 2015

The following resolution was offered by Councilor _____, who moved its adoption, seconded by Councilor _____, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. D-2015, "A Local Law Overriding the Tax Levy Limit Established in General Municipal Law §3-c in the Town of Marcellus," was presented and introduced at a regular meeting of the Town Board of the Town of Marcellus held on October 22, 2015; and

WHEREAS, a public hearing was held on such proposed local law on this 9th day of November, 2015, by the Town Board of the Town of Marcellus and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Marcellus in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the enactment of Proposed Local Law No. D-2015 has previously been determined to be an unlisted action and will have no significant effect on the environment thus concluding the SEQR review process; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. D-2015.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Marcellus, Onondaga County, New York, does hereby enact proposed Local Law No. D-2014 as Local Law No. ___-2015 as follows:

**“TOWN OF MARCELLUS
LOCAL LAW NO. ___ of 2015**

**A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF MARCELLUS**

Be it enacted by the Town Board of the Town of Marcellus as follows:

Section 1. LEGISLATIVE INTENT

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Marcellus, County of Onondaga pursuant to General Municipal Law § 3-c, and to allow the Town of Marcellus to adopt a Town budget for (a) Town purposes; (b) fire protection districts; and (c) any other special or improvement district governed by the Town Board for the fiscal year 2016, that requires a real property tax levy in excess of the “tax levy limit” as defined by the General Municipal Law § 3-c.

Section 2. AUTHORITY

This local law is adopted pursuant to Subdivision 5 of the General municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the Town Board.

Section 3. TAX LEVY LIMIT OVERRIDE

The Town Board of the Town of Marcellus, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year 2016 that requires a real property tax levy in excess of the limit specified in General Municipal Law § 3-c.

Section 4. SEVERABILITY

If any clause, sentence, paragraph, section, article or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operations to the clause, sentence, paragraph, section, article, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 5. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.”

The question of the adoption of the foregoing resolution was duly put to a vote and upon

roll call, the vote was as follows:

John Scanlon	Councilor	Voted	Yes
Chris Hunt	Councilor	Voted	Yes
Kevin O’Hara	Councilor	Voted	Yes
Karen Pollard	Councilor	Voted	Yes
Mary Jo Paul	Supervisor	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

DATED: November 5, 2015

OPTIONS TO GET UNDER TAX CAP

<u>Option 1</u>	Reduce MAVES Contract to \$250,000	Saves \$34,000
<u>Option 2</u>	Board can offer not to take a salary for 1 year	Saves \$34,480
<u>Option 3</u>	Use \$35,000 of \$108,000 remaining EXCESS DB FB To reduced DB tax levy which in turn reduces overall TAX LEVY	

Either of these would not only cover \$24,473 GAP, but would also allow adding back in the swimming program (\$1,440) plus give 2% increase instead of 1.7% (\$2,800) to employees.

STATE
TAX FREEZE
REFUND

Increase between 2015 and 2016 TAX LEVY or rate of inflation (.73) - whichever is greater

\$2,826,569 2016

\$2,782,521 2015

\$ Back from State for Town Taxpayers	\$44,048	Town Only
	\$??	School
	\$??	Village

$\$44,000 \div 2,800 \text{ tax Parcels} = \$15.73 \text{ per parcel average}$

$\$44,000 \div 399,029 \text{ per } 1,000 \text{ tax base} = 11\text{¢} / 1,000$

$100,000 = 100 \times 11\text{¢} = \11

$200,000 = 200 \times 11\text{¢} = \22

$300,000 = 300 \times 11\text{¢} = \33

$500,000 = 500 \times 11\text{¢} = \55

2016 SUMMARY OF M.A.V.E.S 2016

TOTAL EXPENSES \$602,000
TOTAL REVENUE -- \$312,000 INSURANCE FEES
100% GAP/DEFICIT **\$290,000**
M.A.V.E.S ' BILL/Marc. \$284,000 TAX LEVY

60% GAP(Marc. share) \$174,000

40% GAP(others' share) \$116,000

\$284,000 is almost **100%** of the **GAP/DEFICIT** yet Marcellus is only **60%** of the total calls so should be only **60%** of **EXPENSES** & **60%** of **REVENUE**

M.A.V.E.S.' data indicates we are providing **75%** of **REVENUE** & almost **100%** of **GAP/DEFICIT**

600 CALLS YEARLY:

\$600,000 budget divided by 600 calls=\$1,000 cost per call

- 440 av. collected per call

\$ 560 GAP/DEFICIT per call

60% calls = 360 X \$560 = **\$201,600** GAP/DEFICIT/TAX LEVY = FAIR SHARE FOR MARCELLUS

Average collected \$440 X 360 calls = \$158,400 (Projected \$161,000 on target)

2016 estimate: **\$161,000** insur. fees collected + **\$201,600** gap/deficit = **\$362,000** from Town of Marcellus taxpayers.

Total Revenue \$600,000 X 60% = **\$362,000** from Town of Marcellus taxpayers

Swimming Lessons 2015

Session 1

Tuesday July 5- Friday July 8

Monday July 11- Thursday July 14

Session 2

Monday July 18- Thursday July 21

Monday July 25- Thursday July 28

\$65/student (depending if the Y raises the fee this year)

Proposal to cut session 1 for 2016

Savings would include:

2 recreation aides (1 male, 1 female) from 8:15am- 10:15 am

2 hours x \$9-\$18 x 2 = approx. \$36 x 10 days \$360

Plus bus transportation- Approx. \$1077.76

Total savings approx.: \$1440

Total enrolled students for 2015

Session 1- 33 students

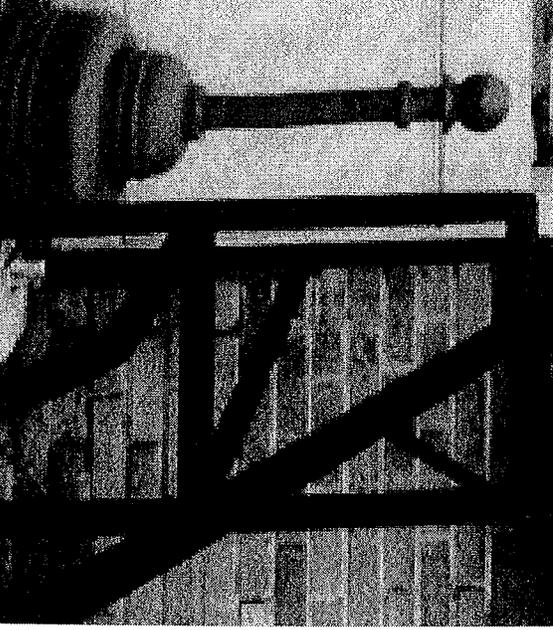
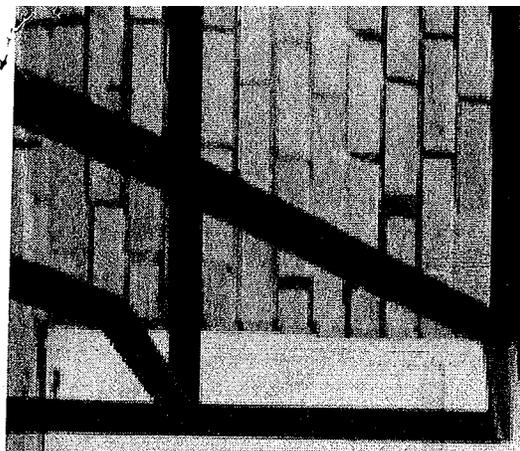
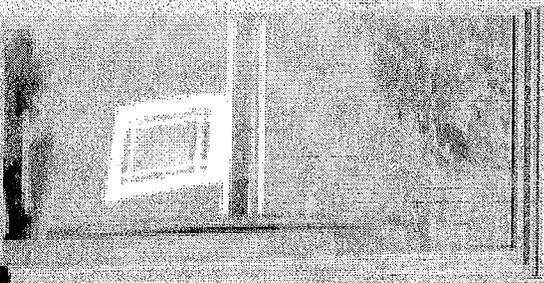
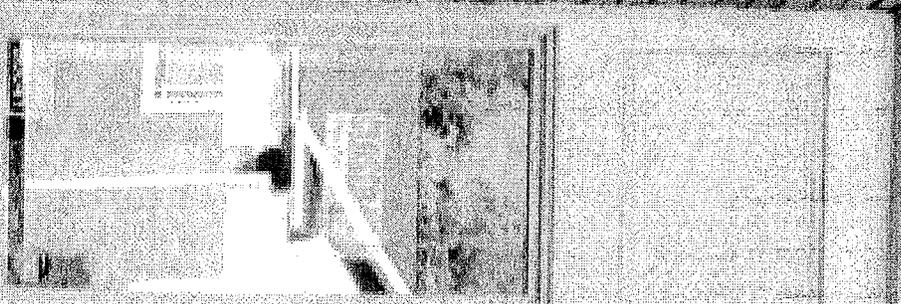
Session 2-28 students

Of the students enrolled we gave 2 swim scholarships = \$130

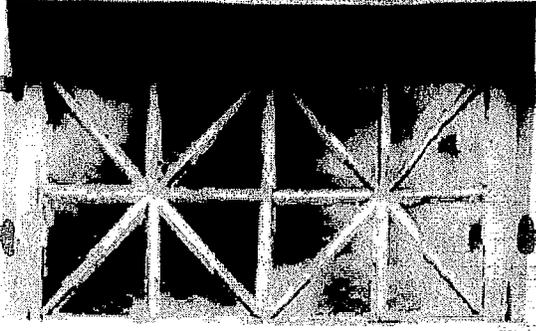
November 5, 2015
BUDGET ADJUSTMENTS

FROM: A.1110.1200	CLERK 1	\$2,300.00
TO: A.5182.4000	STREET LIGHTING	\$2,300.00
FROM: A.1440.4000	ENGINEERING CONTRACTUAL	\$75.00
TO: A.7510.4000	HISTORIAN CONTRACTUAL	\$75.00
FROM: B.8010.4000	ZONING CONTRACTUAL	\$382.00
TO: B.9060.8004	DENTAL INSURANCE	\$382.00
FROM: B.8010.4000	ZONING CONTRACTUAL	\$225.00
TO: B.8020.4000	PLANNING CONTRACTUAL	\$225.00
FROM: DA.5130.4000	MACHINERY CONTRACTUAL	\$407.00
TO: DA.9060.8004	DENTAL INSURANCE	\$407.00

MARCELLUS
TOWN HALL



TAPCON'S
HOLD
UNIT.



34 1/2"

DO NOT
BLOCK
DOORWAY

Need
32"
door.

7'

