

**TOWN OF MARCELLUS**  
**TOWN BOARD MEETING MINUTES**  
 October 13, 2016

A Meeting of the Town Board of the Town of Marcellus, County of Onondaga, State of New York was held on Thursday, October 13, 2016, in the Town Hall, 24 East Main Street, Marcellus, New York. Those present were:

Karen R. Pollard, Supervisor  
 Kevin F. O’Hara, Councilor  
 John Cusick, Councilor  
 Chris Hunt, Councilor

Absent - Laurie Stevens, Councilor

Also present: Don MacLachlan, Highway Superintendent; Phil Coccia, Recreation Director; John Houser, Codes Officer; Jim Gascon, Town Attorney; Ellen Leahy, West Onondaga County Journal; Mike Ossit, Linda Wilcox, 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.

**Accept Minutes:** Councilor O’Hara made a motion seconded by Councilor Hunt to accept the Town Clerk’s minutes from the Sept. 12, 2016 Board Meeting and the Sept. 29, 2016 Workshop Meeting.

Ayes – Pollard, Hunt, O’Hara and Cusick Carried

**Audit of Bills:** The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk, Abstract #10 as of October 12, 2016, Claim #'s 144678-144713 and 144722.

	<u>Expense</u>
General Fund	\$13,354.05
Part Town General	178.26
Highway – Townwide	1,087.65
Highway – Part Town	1,885.46
Ambulance Fund	61,137.75
Trust & Agency	24.00
Total	\$77,667.17

**Bills Paid between Meetings:**

<u>Voucher #</u>	<u>Company</u>	<u>Amount</u>
144585	NYSEG	\$167.41
144586	NYSEG	217.61
144587	CONSTELLATION	201.35

144588	CONSTELLATION	95.15
144589	CONSTELLATION	163.60
144647	MANUFACTURERERS & TRADERS (Limeledge Ban Pay)	<u>79,647.00</u>
	Total	\$80,492.12

Board members were given the activity report as of September 30, 2016.

	<u>Total Revenue</u>	<u>Total Expense</u>
General Fund	1,217,140.29	\$ 842,358.53
Part Town General	210,097.52	101,803.87
Townwide Highway	509,395.12	450,409.69
Part Town Highway	408,603.42	495,158.05
Fire District	518,041.70	547,120.50
Hydrant Fund	2,270.54	3,017.84
Ambulance Fund	283,984.23	222,813.25
Sewer District	122,418.05	121,807.00
Water District	136,421.75	172,873.95

**Approve Financials:** Councilor Hunt made a motion seconded by Councilor Cusick to approve the audit of the bills as of Oct. 12, 2016 and the Activity Report as of Sept. 30, 2016.

Ayes - Pollard, Hunt, O'Hara and Cusick Carried

**Tax Cap Override SEQRA (NYS Environmental Quality Review Act):** Jim Gascon, Town Attorney, reviewed the SEQRA Form. Councilor O'Hara made a motion seconded by Councilor Hunt that this proposed action will not result in any significant adverse impact on the environment.

Ayes – Pollard, Hunt, O'Hara and Cusick Carried

**Tax Cap Override:**

**TOWN OF MARCELLUS  
TOWN BOARD RESOLUTION**

**October 13, 2016**

**TOWN OF MARCELLUS LOCAL LAW NO. 3 OF THE YEAR 2016**

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

Councilor Hunt introduced proposed Local Law No. 3 of the year 2016, 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 2017 in excess of the “tax levy limit,” and made the following motion, which was seconded by Councilor Cusick:

**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 adoption of said Local Law is an Unlisted action for purposes of environmental review under SEQRA; 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** 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. 3 of the year 2016 at the

Marcellus Town Offices located at 24 East Main Street in said Town on November 10, 2016 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, the vote was as follows:

<b>Chris Hunt</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kevin O’Hara</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John Cusick</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Laurie Stevens</b>	<b>Councilor</b>	<b>Voted</b>	<b>Absent</b>
<b>Karen Pollard</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

The foregoing resolution was thereupon declared duly adopted.

**DATED: October 13, 2016**

**Wash Bay at Highway Garage:** We have not received a second quote for the Wash Bay at the Highway Garage. Don MacLachlan, Highway Superintendent will check into getting at least one more quote. This will be on the November 10, 2016 agenda.

**Additional Budget Meeting:** Supervisor Pollard made a motion seconded by Councilor Hunt to hold an additional Budget Meeting on Monday, October 24, 2016 at 5:00 pm. The meeting will be held at the Town Hall. The meeting is to review everything from the previous meetings and make sure the budget is finished.

Ayes – Pollard, Hunt, O’Hara and Cusick Carried

### **Discussion Agenda**

**Items from the Board:** Supervisor Pollard stated that a resident called and stated that they live on a road that is considered “Firelane A”. The resident asked if a sign could be ordered noting “Firelane A”. After checking with the Fire Dept. and 911, a sign was ordered and someone from the Highway Department will put it up. Don stated that the sign just arrived today.

**Items from the Floor:** Don MacLachlan, Highway Superintendent, stated that the Town’s portion of working with the Village on the Creekwalk should be done tomorrow, Friday, Oct. 14, 2016.

John Houser, Codes Officer, stated that the issue on Seneca Turnpike with the Farmer and the water is taking some time. The hope is that the farmer and property owners will be able to work this out.

Phil Coccia, Recreation Director, stated that over 500 books were borrowed from the “Little Library” at the Park.

Phil also stated that the Town should be receiving a check from the State for the SAM Grant for about \$45,000 within the next couple of days.

Phil also said that he is going to ask Mend –all Masonry to look at the stones in the cemetery to fix them up.

Councilor Hunt made a motion seconded by Councilor Cusick to adjourn the Marcellus Town Board meeting at 7:25 P.M.

Ayes – Pollard, Hunt, O’Hara and Cusick

Carried

Respectfully submitted,

Sandy Taylor, Town Clerk