

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
AUGUST 25, 2014 AT THE VILLAGE HALL**

PRESENT: John P. Curtin, Mayor See List
Sara N. Tallman, Trustee
Jeff Brown, Attorney

ABSENT: Patrick W. Cox, Trustee

Pledge of Allegiance.

Mayor Curtin opened the meeting at 7pm and explained that Trustee Cox had been deployed to Germany, serving our Country. Trustee Cox is a Lt. Col in the New York Air National Guard and the 274th Air Support Operations Squadron Commander.

**CONSENT
AGENDA:**

The Village Clerk submitted the minutes of the special meetings and regular board meeting for the month of July 2014. The bills on Abstract Sheets #003 for General Fund in the amount of \$21,059.21, Sewer Fund in the amount of \$12,048.26, Capital Funds in the amount of \$10,852.89 and Trust & Agency in the amount of \$80.16 were audited. The bills totaled \$44,040.52. The Board received the Police Report for July 2014 from Police Chief Robert Wicks. The Board also received the Building Inspectors Report for the month of July 2014 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for July 2014. The financial statements as submitted by Village Treasurer Nino Provvidenti for July 2014 were given to the Board for their review. Trustee Tallman made a motion to approve the consent agenda. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the consent agenda. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

SCOTCH HILL CURBING

AWARD: Trustee Tallman made a motion to reject both of the bids that were submitted for the Scotch Hill Curbing Project. The bids were astonishingly high and the Board intends to re-bid the project in the near future. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on rejecting the bids. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

CREEKWALK DESIGN

APPROVAL-NYS:

Trustee Tallman informed the public that the Board had received concurrence from the United States Fish & Wildlife Service's with the determination on the Northern Long-eared Bats for the project. The Village may now grant Design Approval. Trustee Tallman made a motion to authorize the Mayor to sign the Design Approval Request, allowing the NYSDOT to begin the ROW Acquisition phase. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the approving the design. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

SRO CONTRACT

W/ SCHOOL: Trustee Tallman made a motion to approve the School Resource Officer Agreement between the Village of Marcellus and the Marcellus Central School District, whereby the School District and the Village have determined that it is in their mutual best interests to enter into the Agreement to continue to provide for the assignment of three officers of the Marcellus Police Department to serve as School Resource Officers in the Marcellus Central School District. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the contract. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

TRANSFER OLD

NORTH ST.

PROPERTY: Trustee Tallman made a motion to authorize the Mayor to finalize, together with the Village Attorney, the legal documents necessary for the transfer, at an appropriately appraised value, of Village-owned property on Old North Street, to the property owners of Daniel's Grill at 69 North Street. The property includes what is currently a significant strip of asphalt parking located in front of and to the north side of the building known as Daniel's Grill at 69 North Street. This should finalize the boundary lines for both Old North Street and the property at 69 North Street, a process that began back in 1966, when Nine Mile Creek was rerouted by the State of New York and a plan to abandon the street to the Village was contemplated. Trustee Tallman explained that, 47 years later, the plan will soon be complete. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the transfer. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

RESOLUTION – WAIVER

62 NORTH ST: Trustee Tallman made a motion to authorize the Mayor to sign a waiver and release agreement with the property owner at 62 North Street, whereby the Village agrees to deliver one dump truck load of topsoil to the premises so as to address a standing water issue, following the sewer reconstruction project. In exchange, the landowner agrees to release the Village from any judgments or liabilities arising out of the sewer reconstruction project, including but not limited to the standing water issue at the premises. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the resolution. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

BUDGET MODIFICATIONS:

Trustee Tallman made a motion to approve budget modifications requested by the Village Treasurer transferring revenues and appropriations in the General and Sewer Funds for July 2014. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the budget modifications. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

ANNOUNCE VILLAGE: MEETINGS:

Trustee Tallman announced that the Village Clerk had printed copies of future meeting dates of the Village for the benefit of residents. She asked residents to please note that the Village Office would be closed for Labor Day, September 1st, and that there will be a one-day delay in trash pickup the week of Labor Day. She also informed residents that that the Town Fall Trash Days are scheduled for the last weekend in September and the first weekend in October. The specific dates and times are listed on the printed form that was provided by the Clerk.

Updates by the Mayor:

Mayor Curtin provided updates on the following subjects:

- a. Scotch Hill Curbing Project – The Board was deeply disappointed with the bids that were submitted for the project. By re-bidding the project, The Board hopes that lower costs will be provided in time for the fall construction season.
- b. Sewer Consolidation Grant Project – is complete, for the most part, and there will be a final walk-through in the coming weeks by the engineering firm, MRB. The Board also expects that there will then be a final meeting of the Consolidation committee to coordinate plans to close out all paperwork for the project and submit to the New York Department of State for reimbursement of the \$600,000, awarded in October 2012.
- c. Creek Walk Project – an agreement with NYSDOT to secure the rights-of-way needed for the southern portion of the trail has been signed. The State will now begin to secure the easements.
- d. Road Reconstruction – on Highland Circle and Orchard Circle will soon begin with the milling of these streets. The streets will need a one-week settling period after which asphalt will be applied. If monies are available, the Board hopes to also resurface part of Baker Street.
- e. School Starts – next week, and the Board urged residents to be aware that there will be students walking to school, particularly on First Street. The State DOT will resume operation of the flashing lights, indicating the 20 MPH speed limit on North Street. The Village Police Department will be even more vigilant in their enforcement of the traffic laws on North Street.
- f. Striping of Crosswalks – on Village streets (by the Village), on North Street (by the State) and on Main Street (by the County) will probably take place next year, as will striping of the Village parking lot.
- g. Tree Removal – several trees on First Street were removed and another on Bradley Street. Another on Meadow Street and a fourth on Main Street will be removed later in the fall. The Board will most likely plant several trees in the fall.
- h. Sidewalks – on First Street and on Slocombe Avenue will soon be completed, now that the trees have been removed. Additional sidewalk on South Street may also occur in the next few weeks.
- i. Village Taxes – most have been paid, while the amount of unpaid taxes is currently \$40,298.80, including penalties, from 35 property owners, the figure is similar to that in 2013. Residents may continue to pay unpaid taxes to the Village until October 31, 2014, when they will be turned over to the County for reimbursement.
- j. V.I.P. Monies – infrastructure grant payments received by the Village of Marcellus from Onondaga County, as part of the Village Infrastructure Improvement Project totaled \$180,450 this year, an increase of approximately \$20,000 over last year. This comes about as a result of larger-than-anticipated

sales tax revenue (taken from the Villages back in 2010) that the County has collected. This continues to be a year-by-year increase, and nothing is certain until the County Legislature and the County Executive finalize the County budget each Fall.

- k. Code Enforcement Issues – have recently involved driveways and cell towers. According to the CEO, if a new driveway is to be installed or an existing one is to be enlarged, a building permit is required. As to cell towers, several residents at the Maple Street Condos have expressed some concern about the proposed installation of a cell tower at that site. The Code Enforcement Officer has spoken with the residents and also provided some information to them regarding their concerns, particularly about the possibility of electromagnetic field safety. A copy of a discussion on the topic was available for residents.
- l. Paul Street Development Project – McClurg and Associates are working on final drawings for the project and should be ready to submit plans soon. Things are definitely moving along, according to one of the McClurg associates.
- m. NYSEG and Streetlights – The Board has had several complaints lately that some Village streetlights are not operating. Both the Village and the residents have conveyed their concern to NYSEG and while some problems have been corrected, others remain to be addressed.
- n. Flooding – has occurred in recent weeks at a number of locations in the Village, including Flower Lane, Reed Parkway, Highland Drive and Second Street. While the Village tries to contain these waters as much as possible, the rains in recent weeks have been nothing short of torrential and have taxed the abilities of the Village to control them. A storm in early August was particularly severe, measuring 4 inches in about 90 minutes. Since the village is in a valley, often there is not much that can be done, other than try to alleviate some flooding.
- o. New Sewer Agreement – the Village and the Town are presently in negotiation over the terms of a new agreement whereby the Village will take over control and responsibility of the Town sewer mains. Results of the discussions should soon be available.
- p. Scotch Hill Pedestrian Crosswalk – at the request of a Scotch Hill resident, the Board looked into the possibility of installing a pedestrian crosswalk from the north side of the road to the south, in the area of Candlewick Lane. Generally, the County discourages a crosswalk at mid-block, although a permit may be obtained and the idea pursued. The County suggested that a crosswalk at the intersection of North Street and Scotch Hill Road might be more appropriate and the Board agrees. However, since this would involve the Town of Marcellus the State of New York and adjacent Town property owners, the project will take some time to develop and planning over the winter might be more appropriate at the present time.
- q. Triple EEE – the Onondaga County Health Department issued another news release, noting that additional evidence of Eastern Equine Encephalitis Virus has been found in Onondaga County in three mosquito pools in the Town of Cicero and in the Town of Salina. The Health Department reminds residents that personal protection measures are important in preventing the mosquito-borne illness. Further information was provided on a flyer that is available at the Village Office.
- r. The Office of the State Comptroller is pleased to provide residents with its Office of Unclaimed Funds Annual Report for 2013-14 which details the unprecedented \$422 million worth of unclaimed funds that office has returned to their rightful owners last year. The last two pages of the report provide a snapshot of claims paid by county and region. That office conducts frequent unclaimed fund outreach events around the State, and has an easy to use search tool on its website. If any residents are interested, the Board encourages them to see if that office may be holding any funds for them.

After concluding with his updates, Mayor Curtin asked if there were any comments from the Board. There were none.

**Items from the
Floor:**

Mayor Curtin asked if there were any items from the floor. A resident asked if the specs for the rebid of the Scotch Hill curbing project would change. Mayor Curtin said the specs would not change. There were only two bids the first time and cost estimates were too high. The Village will rebid the project and hopefully get a higher number of bidders as well as lower bid cost estimates. Mayor Curtin asked if there were any further items from the floor. Hearing none, Mayor Curtin asked for a motion to adjourn the meeting. Trustee Tallman made the motion to adjourn, seconded by Mayor Curtin. Mayor Curtin called for a vote. Both board members voted aye and the motion carried. Mayor Curtin thanked everyone for coming to the meeting.

The Regular Board Meeting was adjourned at 7:20 p.m.