

**REGULAR MEETING OF THE VILLAGE BOARD  
OF THE VILLAGE OF MARCELLUS HELD ON  
JUNE 25, 2012 AT THE VILLAGE HALL**

**PRESENT:** John P. Curtin, Mayor See List  
Patrick W. Cox, Trustee  
Sally Tallman, Trustee  
Jeff Brown, Attorney  
William Reagan, Code Enforcement Officer

**ABSENT:** None

Pledge of Allegiance.

Mayor Curtin opened the regular board meeting at 7:00p.m.

Mayor Curtin began by introducing Minoa Mayor Richard Donovan who was in attendance at the meeting. Mayor Donovan is President of the Onondaga County Mayors Association as well as 1<sup>st</sup> Vice President of the New York State Conference of Mayors (NYCOM).

**CONSENT  
AGENDA:**

The Village Clerk submitted the minutes of the the last regular board meeting for the month of May 2012. The bills on Abstract Sheets #013 & 001 for General Fund in the amounts of \$33,873.92 & \$33,853.81, Sewer Fund in the amounts of \$6,775.05 & \$15,207.85, Capital Funds in the amount of \$265.28 for Abstract #013 only and Trust & Agency in the amounts of \$166.10 & \$40.00 were audited. The bills totaled \$41,080.35 & \$49,101.66. The Board received the Police Report from Chief Robert Wicks for May 2012. The Board also received the Building Inspectors report for the month of May 2012 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for May 2012. The financial statements as submitted by the Village Treasurer for May 2012 were also given to the Board for their review. Trustee Cox made a motion to approve the consent agenda. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the consent agenda. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

**VILLAGE  
INSURANCE  
PROPOSAL:**

Trustee Tallman said that although there was an increase in the annual premium, the Board had decided to renew the Village Insurance proposal with the Reagan Agency of Marcellus. The increase of \$1,817.00 was caused by the addition of a new structure (compost building) and a new vehicle (compost truck) to the list of insured items, as well as a need to include all 104 of the historic lamp posts in the Village, not just those on Main Street. Trustee Tallman made a motion to award the contract for Village Insurance in the amount of \$24,638.00 to the Reagan Agency, representing an increase of \$1,817.00. The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the insurance proposal. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

**WILLIAMSON  
LAWBOOK SUPPORT**

**AGREEMENTS:** Trustee Cox made a motion to approve annual software support contracts with Williamson Law Book Company for municipal accounting (\$907.50), sewer billing (\$847), and payroll (\$847), totaling \$2,601.50. Last years cost to the Village was \$2,365.00, signifying an increase of 10%. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the agreements. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

**INTERMUNICIPAL  
TOWN SEWER**

**AGREEMENT:** Trustee Tallman made a motion to authorize the Mayor to sign an Agreement with the Town of Marcellus for the transportation and treatment of normal domestic sewage delivered by the Town through the Village Sewer System to the Village Waste Water Treatment Plant. The new agreement will, upon successful implementation of a flow management plan and a follow-up I & I field investigation report, by both the Village and the Town in their respective sewer districts, lead to the consolidation of operation, maintenance, repair, and billing of both systems. Each municipality will be responsible for its proportional share of the cost to develop the Flow Management Plan, as well as pay for the full cost to conduct an I & I Investigation and Report, and to make any repairs necessary before an eventual takeover by the Village of the Consolidated System. The Village will monitor and oversee the operation, maintenance and repair of the Town Sewer System as well as oversee the implementation of the I & I Investigation Report as

it relates to the Town Sewer System and until the upgrades are complete, the Town Sewer system will be leased to the Village. The Town Sewer Users will pay the Village a Basic Service Fee for operating and maintaining the Village Sewer system, which will be based on the Village Sewer System Revenue divided by number of Village Sewer Units, plus a Transmission and Maintenance Fee, which will be 25% of the Basic Service Fee. The length of this agreement shall be ten years, from July 1, 2012 until December 31, 2022, unless superseded by an agreement to transfer ownership of the Town Sewer System to the Village sooner. The Agreement may be cancelled by the Village if the Town fails to make timely repairs to the Town Sewer System identified in the I & I Report, to the satisfaction of the Village. The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the intermunicipal agreement. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motions carried.

#### **NO PARKING**

**BRADLEY ST.:** Trustee Cox a motion to again table the proposal to limit parking on Bradley Street to the north side of the street. The Village Board will continue to monitor the situation for another month and make a determination if parking becomes less dangerous and residents continue to use their driveways rather than both sides of the street to park their vehicles. The motion to table was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the parking issue. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

#### **POLICE CHIEF RESIGNATION & REINSTATEMENT:**

Trustee Tallman informed the public that Village Police Chief Robert Wicks was retiring from the Sheriff's Department effective June 29, 2012 and New York State Retirement Bureau requires that he resign from the Marcellus Police Department at the same time. Trustee Tallman made a motion to accept the resignation of Robert Wicks as Police Chief, effective June 29, 2012, and to approve his reinstatement as Marcellus Police Chief, effective July 3, 2012. The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the resignation or reinstatement of Police Chief Robert Wicks. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

#### **BUDGET MODIFICATIONS:**

Trustee Cox made a motion to approve budget modifications requested by the Village Treasurer transferring revenues and appropriations in the General and Sewer Funds. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the budget modifications. Mayor Curtin called for a vote. All board members voted aye and the motion carried.

#### **ANNOUNCE VILLAGE MEETINGS:**

Trustee Tallman let everyone know that the Village Clerk had printed copies of future meeting dates for the Village for the benefit of residents. I would make special note of the July 4<sup>th</sup> holiday. The Village Office will be closed on the 4<sup>th</sup>. Trustee Tallman let the public know that there would be a one-day delay in trash pickup that week. In addition, the Teal There's A Cure Run/Walk will take place on the 4<sup>th</sup> of July, beginning at 9 a.m. in Marcellus Park. The Village-wide Garage Sale takes place on Saturday, July 14<sup>th</sup>. A permit will not be required on that day for Village residents. Trustee Tallman also noted that a public hearing will be held at the Village Hall on July 16<sup>th</sup>, at which time the Treatment Operators will explain what will take place this summer during the Sump Pump Removal Program. Trustee Tallman also noted that the Marcellus Community Band Concert will take place at Marcellus High School on Wednesday, July 25<sup>th</sup> beginning at 7 p.m.

#### **Updates by the Mayor:**

Mayor Curtin provided updates on the following subjects:

- a. Lower Mill – as mentioned last month, the Village has been made whole by the County of Onondaga for demolition of the lower mill – our bond indebtedness was paid off on June 8, 2012
- b. Compost Project – is now complete and fully operational. An Open House was held in May, complete with a tour of the facilities and distribution of compost to all sewer users. Continued distribution of compost takes place at the Treatment Plant, Monday thru Friday, 8 a.m. to 3 p.m.
- c. Olde Home Days – was successful, despite several hours of rain – last month we thanked a number of people for their efforts in helping to beautify the Village flower boxes in time for Memorial Day and Olde Home Days. We also thank our Highway Department for the work they did in helping to beautify the Village in time for these special events, as well as the Village Police Department, to whom we give much credit for no vandalism or other serious problems during the weekend.

- d. Sidewalks – selective repairs on First Street, South Street and Chrysler Street are be completed during the summer months.
- e. Street repairs – to First Street, the Maple Street Extension, as well as the Village parking lot are being planned for this summer.
- f. Trees – some tree removals have been or will be done on West Main Street, South Street, Bradley Street as well as trimming another on Chrysler. There is not much in the budget for new trees.
- g. New Phosphorus Law – effective January 1, 2012, a new state law restricts the use of phosphorus lawn fertilizer. According to the NYSDEC, this law will help to improve water quality, improve recreation and other uses of our freshwater resources, in particular Onondaga Lake. Also the law will, supposedly, reduce costs to local governments and private entities that are required to remove excess phosphorus from storm water and waste water. In the Village, however, this will become an additional hardship since our Treatment Plant, which will be required to remove phosphorus to a certain level, will need major upgrades. These upgrades, estimated by our engineers to approach about \$3,000,000, will in effect bankrupt the Village. We might also note that OCWA introduces phosphorus into the water it takes from Otisco Lake so as to protect its pipes and infrastructure. A few miles downstream, our Treatment Plant will be required to remove the phosphorus. This is another example of an unfunded mandate from New York State that again causes much difficulty for those who live at the local level. For our sewer users, an excellent substitute for the no-longer usable phosphorus fertilizer is compost from the Treatment Plant.
- h. Public Hearing on July 16<sup>th</sup> – will be held for the purpose of discussing and seeking public input regarding the need to redirect sump pumps, roof downspouts, exterior foundation drains or areaway drains that in any way are directly or indirectly connected to the Village sanitary system. High flows at the Village Treatment Plant and continuing demands from the DEC to prevent high flows, have prompted the Village to conduct inspections to homes and businesses within the entire sanitary system – Village, Town, School – to verify compliance and correction of any illegal connections. A brochure providing a brief summary of the need for a Sump Pump Redirection Program will accompany the Village newsletter when it is sent to residents at the end of this week.

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

**Special Guest:** Mayor Curtin introduced Minoa Mayor Richard Donovan. Mayor Donovan is also President of the Onondaga County Mayors Association and Vice President of the New York State Conference of Mayors (NYCOM). Mayor Donovan gave a brief presentation about the benefits of the organizations. He emphasized the importance of having a representative attend regular meetings of the Mayors Association to keep open communication with other villages in Onondaga County and to remain unified. Mayor Donovan also explained the value of attending NYCOM conferences for keeping up on current legislation and current information effecting local governments. Mayor Curtin thanked Mayor Donovan for the presentation.

**Items from the floor:**

Mayor Curtin opened up the floor to the public and asked if there were any comments or questions from the audience. Mary Ann Czerniak of Bradley Street let everyone know that she attended the 2012 Marcellus High School Graduation and that Earl Smith did an outstanding job as Commencement Speaker for this years graduation. Code Officer Bill Reagan gave a brief summary about code issues going on in the village. Mayor Curtin asked for a motion to adjourn the meeting. Trustee Tallman made the motion to adjourn, seconded by Trustee Cox. Mayor Curtin called for a vote. All board members voted aye and the motion carried. Mayor Curtin thanked everyone for coming to the meeting.

The Regular Board Meeting was adjourned at 7:28 p.m.

---

Dawn M. O'Hara, Village Clerk