

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
DECEMBER 21, 2015 AT THE VILLAGE HALL**

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

ABSENT: Patrick W. Cox, Trustee
Jeff Brown, Attorney

Pledge of Allegiance.

**CONSENT
AGENDA:**

The Village Clerk submitted the minutes of special meetings and the regular board meeting for the month of November 2015. The bills on Abstract Sheets #007 for General Fund in the amount of \$19,418.47, Sewer Fund in the amount of \$7,669.67, Capital Funds in the amount of \$2,150.00, were audited. The bills totaled \$29,238.14. The Board received the Police Report for November 2015 from Police Chief Robert Wicks. The Board also received the Building Inspectors Report for the month of November 2015 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for November 2015. The financial statements as submitted by Village Treasurer Nino Provvidenti for November 2015 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.

2016 VILLAGE ELECTION

RESOLUTION: Mayor Curtin made a motion to adopt a resolution appointing Patricia White and Mary Finn as Inspectors of Election, designating Patricia White as the Chairperson, fixing the compensation for each of the Inspectors of Election and the Chairperson, at \$10.00 per hour, not to exceed \$100.00 per day, and appointing Joanne Perry as an alternate Inspector. In addition, there is not a registration day for the Village of Marcellus (the Village opted out of registration day by resolution on January 25, 1993), that applications for absentee ballots must be received by the Village Clerk at the village office, located at 6 Slocombe Avenue, Marcellus, NY, by March 14, 2016, that the Village Election for the Village of Marcellus shall be held on Tuesday, March 15, 2016, at the Village Hall, 6 Slocombe Avenue, Marcellus, NY, between the hours of 12 o'clock noon through 9 o'clock p.m., local time. The office to be filled is for Trustee. The motion was seconded by Trustee Tallman. 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.

LAKESHORE DRUG

TESTING: Trustee Tallman made a motion to approve a contract with Lakeshore Employee Testing Services, to perform drug and alcohol testing for commercial drivers who are employed in the Village Highway Department at a cost of \$55.00 per employee and authorize the Mayor to sign the contract. 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.

COMM. DEV. CONTRACT

AMENDMENT: Trustee Tallman made a motion to authorize the Mayor to sign Amendment #2 of Contract #56310 with Onondaga County Community Development whereby compensation for the Scotch Hill Road Sidewalk Improvements will be paid by Onondaga County Community Development in an amount not to exceed \$47,000. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the contract amendment. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

LAKE COUNTRY VETERINARY

CONTRACT: Trustee Tallman made a motion to authorize the Mayor to sign an agreement between the Village of Marcellus and Lake Country Veterinary Clinic whereby Lake Country veterinary will establish a shelter to house dogs picked up by the Village Dog Control Officer. The cost for boarding and vaccinations of dogs will be billed to the owner of the dog. For stray dogs eligible for adoption, boarding and medicine will be billed to the person adopting the animal. 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.

MARCELLUS VETERINARY

CONTRACT: Trustee Tallman made a motion to authorize the Mayor to sign an agreement between the Village of Marcellus and Marcellus Veterinary Hospital whereby Marcellus Veterinary Hospital will establish a shelter to house dogs picked up by the Village Dog Control Officer, the contract to include the hospital fees for housing, vaccinating, and caring for stray dogs. 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.

VILLAGE IMPROVEMENT

PROGRAM: Trustee Tallman made a motion to continue the Village Infrastructure Improvement Program, an agreement whereby the County provides financial assistance to the Village for the construction and maintenance of public improvements, and to complete the Application for Financial Assistance provided to the Village by the County of Onondaga and to submit the application by January 1, 2016. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the program. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

HEALTH INSURANCE

CONTRACTS: Trustee Tallman made a motion to authorize the Mayor to sign the Health Insurance Contracts with Excellus Blue Cross/Blue Shield. The contracts provide health and dental benefits for Village employees. The Village will cover 90% of the cost of an employee's benefits, while the employee will pay 10% of the cost. The new contracts, along with coverage, will be effective January 1, 2016 – December 31, 2016. Copies of the contracts are available for inspection at the Village Office. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the contracts. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

2016 OCRRA HAULER

AGREEMENT: Trustee Tallman made a motion authorizing the Mayor to sign the 2016 Hauler Agreement with the Onondaga County Resource Recovery Agency, the terms of the contract are similar to those signed in the past. The contract is a one-year contract due to the fact that OCRRA recently signed a new twenty (20) year contract extension with Covanta Onondaga, the operators of the waste-to-energy facility, and financing is still being planned. The tipping fee for the hauler remains the same as in 2015, \$80 per ton. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the Hauler Agreement. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

POLICE TYPIST RESIGN/

REINSTATE: Trustee Tallman informed the public that Village Police Typist Brenda Giacchi was retiring from the Liverpool and Marcellus Police Departments effective December 30, 2015 and that New York State Retirement Bureau required that she resign from the Police Departments at the same time. Trustee Tallman made a motion to accept the resignation of Brenda Giacchi as Village Police Typist, effective December 30, 2015, and to approve her reinstatement as a Marcellus Police Typist, effective January 6, 2016, at the rate of \$12.69 per hour. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the police typist resignation/reinstatement. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

15 MINUTE PARKING

REQUEST: Trustee Tallman informed the public that the Board had received a request to designate two existing parking spaces on North Street in front of Calley's Hardware to fifteen-minute parking spaces, in anticipation of the opening of the new North Street Diner. Trustee Tallman noted that the request had received prior approval of the owner of the new North Street Diner. Having a maximum timed parking space in front of Calley's Hardware similar to parking spaces designated in front of First Cup on W. Main Street would ensure that customers have an opportunity to park while shopping on North Street. Trustee Tallman made a motion to pass a resolution designating the creation of two fifteen-minute parking spaces on North Street in front of Calley's Hardware. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the request. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

GRANGE – WAIVE REFUSE

REQUEST: Trustee Tallman announced that the Marcellus Grange #474, had requested that Village refuse service and charges be removed from their property assessment at 15 W. Main Street since the Day Care Facility is no longer operating at the site. Trustee Tallman made a motion to grant the request of the Grange for the removal of refuse assessment, to be effective with the October-December billing. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the request. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

REED PARKWAY DRAINAGE

AGREEMENT: Trustee Tallman made a motion to withdraw an amendment to the Reed Parkway Drainage Agreement, approved at the November Board meeting. The property owner at 9 Reed Parkway is reconsidering the proposal to repair the pipeline in the rear of the property, and asks that the issue be revisited in a future construction season. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on withdrawing the contract amendment. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

EMPLOYEE HEALTH INS.

OPT-OUT: Trustee Tallman made a motion approving a health insurance opt-out for full time Village employees who are covered under another health care program. The details of the opt-out program are on file in the Village Office. The program would grant a buy-out incentive for the employee who chooses to opt-out, and also provides a financial benefit for the Village whose annual premium on behalf of the employee would be eliminated. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the Opt-Out. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

CHRISTMAS & NEW YEAR'S

HOLIDAY: Trustee Tallman made a motion allowing Village Employees to receive the day before Christmas and day before New Year's Day off. If the Highway Employees are called in to plow, they will be able to take off another day at the discretion of the Highway Chief. These will not be considered as holidays. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the additional time off for the employees. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

TIME WARNER FRANCHISE

AGREEMENT: Trustee Tallman made a motion to again table the Time Warner Cable Franchise Agreement until the Village Attorney has been able to negotiate successfully, the terms of the agreement, with Time Warner Cable. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on tabling the agreement again. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

PERMA PROGRAM

AGREEMENT: Trustee Tallman mentioned that the Village had signed a contract agreement with PERMA in 1997 when it originally joined PERMA. The Village has not been required to sign another agreement since then. However, a consequence of PERMA's audit by the Workers Compensation Board last year required that a revised program agreement be signed by all members and the Village was required to sign a new agreement last year. According to a PERMA representative, it appears as if the WCB will be making PERMA revise the agreement again this year, but the agreement is still with the lawyers. Until PERMA has something finalized, the agreement signed in 2014 is completely valid. Once finalized, PERMA will forward a revised contract to be signed. Trustee Tallman made a motion to table the agreement until the agreement has been finalized. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on tabling the agreement with PERMA. 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. 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 for the Village for the residents. She asked residents to make note that the Village Offices would be closed on Thursday, December 24th, and Friday, December 25th for the Christmas Holiday, and on Thursday, December 31st and on Friday, January 1st for the New Year's Holiday, and on January 18, 2016 to honor the memory of Dr. Martin Luther King Jr. There were also several handouts that were provided – on Water, Electronics (E-Waste) Disposal, Grease in the Waste Water, the 2016 rate increases from Time Warner Cable and Text-a-Tip.

Updates by the Mayor:

Mayor Curtin provided updates on the following subjects:

- a. F.O.G. (Fats, Oils, Grease) – in the wastewater is a topic that had been much discussed and will continue to be on the WPCP’s agenda in the months ahead. The Board continue to provide a flyer that emphasizes the need to keep Fats, Oils and Grease out of the sanitary sewer system.
- b. No Parking – The Board continues to alert residents that there is no parking on any of the Village streets, from 2 a.m. to 7 a.m., from November 1st to April 1st so that the highway crew can plow snow.
- c. Snow Plowing – despite the lack of snow thus far this year, the Board alerted independent snow plow operators that it is illegal to plow or shovel snow or ice during snow removal operations upon a village sidewalk or other public way. While most of the independent snow plow operators in the Village comply as much as possible with the law, there are some who need to be reminded that if a driveway is being plowed, that snow **CANNOT** be plowed into the street. **NOR** can the snow be plowed out of a driveway, across the street and into the village right-of-way across from the plowed driveway. Last winter, some drivers claimed that they had no place to put the snow but that was not an excuse to put the snow into the street, nor across the street when plowing. The Village is not responsible for snow that accumulates on a resident’s property and the Village is not responsible for removing snow that has been plowed onto the Village right-of-way. The Board asked that independent snowplow drivers take this into consideration when they are plowing residential properties in the village. No snow should be plowed onto a village street or sidewalk, and any that has been, accidentally, must be removed before finishing the job.
- d. Composting – continues to move along and the Board thanked the operators as they prepare more compost for pickup in the spring.
- e. Sewer Rate Increase – Increase in the sewer rates from \$51 to \$63 per quarter – will become more evident with January billing.
- f. Code Enforcement – the Village CEO made a recent inspection of the Lower Mill, and found that it had been broken into in recent months. In addition, the building continues to deteriorate rapidly, and it might be necessary to have the rest of the building demolished in the spring.
- g. Christmas Tree Lighting – on behalf of the Board, Mayor Curtin extended special thanks to all who were instrumental in conducting a very successful Tree Lighting on December 3, 2015, in particular the Village Clerk, Dawn O’Hara, and the Highway crew and Police Department.
- h. Text a tip – Chief Wicks announced that Onondaga County has a new way to reach local police with a crime tip – without revealing who you are. You could be witnessing a violent crime or a suspicious person or something else that police should know about. There are several ways to do this. You can text TIP411, or you can download the County’s TIP411 mobile app on iPhone or Android, or you can find the Onondaga County Crime Tips Facebook page (you do not need to log into Facebook to submit a tip). All police agencies countywide can now be reached at any time with a TIP411 text. It’s very important that you type the code for the appropriate police department in your text. For example, the code for Marcellus Police is TIPMAR. The TIP411 line offers a way for those who are afraid to get involved to provide information to police, and the local police agency will do its job by investigating tips. Chief Wicks urged residents to take advantage of this unique opportunity.
- i. Prescription / Drug Drop-Off Box – Chief Wicks announced that a prescription/drug drop-off box, similar to a mailbox, is now located in the lobby of the Village Hall and is available for use by any residents who would like to dispose of any prescription or other drugs anonymously. The County Health Department will stop by monthly to pick up and properly dispose of such items.
- j. Police Warning – residents should be aware that some thieves have been active in the Village and Town, following FedEx and other vehicles delivering and leaving packages unattended at various locations and then stealing the packages. Chief Wicks urged residents to be vigilant about this type of activity and to notify the police if they have suspicions.
- k. Entrance Sign – the entrance sign at the western end of the Village destroyed by an automobile accident a few months ago was replaced. The Board thanked Bob Wilson for all of his efforts in ensuring that the project was completed.
- l. Health Care Costs – continue to rise, and both the Village and its employees will be required to pay, on average, an increase of about 10% for coverage, beginning in January 2016. However, co-pays are identical to last year, and the Treasurer budgeted an amount to cover the increase.
- m. Pension Costs – for next year have been projected by the Village Treasurer appear to be within allotted budget amounts, a decrease of approximately 8% over last year, and attributed to fewer police officer contributions by the Village.
- n. Christmas Trees – will be picked up by the Village Highway Department after the first of the year, probably beginning on January 4, 2016. Residents should place trees in the Village right of way between the sidewalk and the street.
- o. Olde Home Days, 2016 – the first meeting of the 2016 OHD Committee will be held on Thursday, January 7, 2016 in the Village Hall, beginning at 7 p.m.

- p. Time Warner Cable Rate Increases – residents may have already received a letter explaining the reasons for the rate increases, as well as a chart on what the increases will be, beginning January 1, 2016.
- q. Merry Christmas – on behalf of the Village Board, Mayor Curtin extended a very Merry Christmas and wished all village residents the joy of family, the gift of friends and the best of everything for the New Year.

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. 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 7:18 p.m.

Dawn M. O'Hara, Village Clerk