

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
MAY 22, 2017 AT THE VILLAGE HALL**

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

ABSENT: Patrick W. Cox, Trustee

Mayor Curtin asked for a motion to open the regular board meeting at 7:00pm. Trustee Tallman made the motion, seconded by Mayor Curtin. Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

**CONSENT
AGENDA:**

The Village Clerk submitted the minutes of the regular board meeting for the month of April 2017. The bills on Abstract Sheets #012 for General Fund in the amount of \$34,312.79, Sewer Fund in the amount of \$5,036.63, and Capital Funds in the amount of \$5,803.56 were audited. The bills totaled \$45,152.98. The Board received the Police Report for the months of April 2017 from Police Chief Robert Wicks. The Board also received the Building Inspectors Report for the month of April 2017 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for April 2017. The financial statements as submitted by Village Treasurer Nino Provvidenti for April 2017 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.

RELEVY OF UNPAIDS:

Trustee Tallman made a motion to have the outstanding utility bills for refuse and sewage charges re-levied to the Village of Marcellus property tax bills. The amount being re-levied to the Village taxes for 2017 – 2018 is \$62,899.08. Trustee Tallman informed the public that in 2016 the amount re-levied was \$49,248.41, in 2015 - \$47,954.00, in 2014 - \$45,533.15, and in 2013 - \$49,517.33. Trustee Tallman also included in the motion the re-levy of special assessments for unpaid vacant dwelling registrations from four separate properties, totaling \$4,000.00 and rental dwelling inspection fees, totaling \$1,175.00, to the Village of Marcellus property tax bills. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on re-levying the unpaid charges to the taxes. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

REVIEW DRIVING

POLICY: Trustee Tallman explained that the safety and well-being of Village employees and village residents is very important to the Village and that the Board of Trustees desires to protect employees and community members while on the road. Trustee Tallman made a motion to require all employees of the Village who drive Village-owned vehicles to follow the Village of Marcellus Driving Policy, originally adopted in May of 2013. A copy of the Policy is on file in the Village Office. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on policy. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

REQUEST – WAIVE SEWER

PENALTY: Trustee Tallman informed the public that the Board had received a request from a resident inquiring about the possibility of waiving the penalty that was added to their account for late payment of a Village sewer and refuse bill, due to unforeseen circumstances. Trustee Tallman made a motion to waive the penalty and credit the residents account in the amount of \$15.30. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on waiving the penalty. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

EAF/NEGATIVE DEC. – PAUL ST.

PROJECT: Mayor Curtin explained that Part 1 of the Environmental Assessment Form for the Paul Street Project had already been reviewed and approved by the NYS Department of Transportation, with the Village Board designated as the SEQR-Lead Agency. Mayor Curtin completed Parts 2 and 3 of the EAF form, stating that the proposed action would not result in a significant adverse impact on the environment, resulting in a negative declaration of the proposed action. Mayor Curtin made a motion to approve the Negative Declaration for the Paul Street Sidewalk Project. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on approving the EAF/Negative Declaration. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

NINE MILE CREEKWALK PROJECT –

EBO LOGIN: Trustee Tallman made a motion to authorize the Mayor to request login approval and agree to comply with the terms and conditions of access to and use of the Internet Government Solutions (IGS) Equitable Business Opportunities (EBO) system as set forth in the System User Agreement provided by the NYSDOT system for contract management. Included with the request was a copy of the resolution dated March 24, 2003, which authorized the Mayor (Fred Eisenberg at the time) to exercise all necessary agreements related to the Nine Mile Creek Walk Project and appointing the designee as the Responsible Local Official (RLO). The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the EBO Login. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

ANNUAL STORMWATER

REPORT: Trustee Tallman mentioned that at the May 2017 board meeting, the Board approved a proposal from W-M Engineering to prepare the Annual Storm Water Report at a cost of \$500. Trustee Tallman made a motion to accept the Annual Storm Water Report as completed by the W-M Engineering. The Board thanked Bill Reagan and Kurt Field for supplying W-M Engineering with essential data needed to complete the report. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the report. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

SPECTRUM CABLE FRANCHISE

AGREEMENT: Attorney Brown advised the Board that he had contacted Spectrum again with no response. Trustee Tallman made a motion to again table the Spectrum Franchise Agreement until the Village Attorney has been able to negotiate successfully the terms of a new agreement with Spectrum. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on tabling the agreement. 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 and asked residents to please note that the Marcellus Olde Home Days, sponsored by the Village and Town, were scheduled for June 2, 3 and 4, 2017. The Village Office will be closed for the Memorial Day Holiday and Parade on May 29th and for Independence Day on July 4th. A Village-wide garage sale is planned for Saturday, July 8th from 9 a.m. to 3 p.m. Garage Sale Permits will not be required that day.

Updates by the

Mayor:

Mayor Curtin provided updates on the following subjects:

- a. Clean Energy Community – The Board announced that the Village of Marcellus had been designated a Clean Energy Community by the New York State Energy Research and Develop Authority (NYSERDA), recognizing its leadership in reducing energy use, cutting costs and driving clean energy locally. After some outstanding efforts by Village employee Ryan Riefler, with the assistance of fellow employees and MRB Group, the Village recently completed four high impact action (Unified Solar Permit, Benchmarking, Clean Fleets, Clean Energy Upgrades) items and have joined the Village of Minoa and the Town of Dewitt as designated Clean Energy Communities in CNY. Two \$100,000 grants for small/medium-sized municipalities have been reserved for the Villages of Canastota and Marcellus to implement additional clean energy projects. The Village is delighted not only with the designation but also very appreciative of the tireless efforts of Ryan Riefler and others in securing additional funding. The monies granted will be earmarked for future clean energy projects and will be announced in the near future.
- b. NYSDEC Grant – \$16,000 – the Village was notified by the Commissioner of the NYSDEC that it has been awarded a rebate of \$16,000 for its infrastructure application relative to the 2016 Municipal Zero-emission Vehicle Rebate Program and the installation of an Electric Vehicle charging station in the Village parking lot. The grant money will enable the Village to add lighting, cameras and paving to the site. Since the grant is a 20% match, the Village will be able to accomplish about \$20,000 worth of work for a \$4,000 investment and the Board again credited and thanked Ryan Riefler for his continued efforts on behalf of the Village and village residents.
- c. Eagle Scout Project – The Board announced that the Eagle Scout Project of Kyle Denka has progressed very well. The new flower boxes were constructed and installed, filled with compost from the treatment plant, and ready for Kathy Welsh to plant flowers in. The Board thanked Kyle for his dedication in

accomplishing the task, as well as Ryan Riefler, who acted as a mentor on the project.

- d. Planning Board – the Marcellus Free Library has met with the Planning Board to discuss and try to finalize and concerns regarding the proposed library additional parking lot.
- e. WPCP Compost – is available for residents to pick up during normal working hours, 7 a.m. to 3:30 p.m. Residents who are unable to pick up compost during normal business hours may call the Treatment Plant at 315-673-4491 to make an appointment with one of the operators.
- f. SRO Contract – with the Marcellus Central School District has been completed and is or will be in the hands of the Marcellus School Board. Details of the contract, which will provide three (3) Village police officers (SRO) on the Marcellus Central School Campus, are provided in the agreement, and may be subject to slight change before final approval by both parties.
- g. Paul Street Sidewalks Project – is funded largely through the NYSDOT Multi-Modal Program and the endorsement of Senator John DeFrancisco. The project calls for the construction of approximately 450 linear feet of new concrete sidewalk along the north side of Paul Street, between North Street (NYS 174) and Austindale Avenue, as well as the cleaning of approximately 200 feet of existing drainage structures and pipes. The new sidewalk will eliminate a gap in the existing Village sidewalk system, by connecting to existing sidewalks at North Street and Austindale Ave. There are currently no sidewalks along Paul Street. Pedestrians, including senior citizens from Nino Mile Landing Apartments and school children are presently forced to walk along the edge of the road. The proposed sidewalk will provide an accessible route between Austindale Ave. and North Street, eliminating the need to walk in the street. Final plans for the project will be completed by May 31. Bids will be advertised for three weeks in June, with a bid opening on June 22nd. The Board anticipates that the project will be completed this summer in July or August.
- h. Phosphorus Removal – is an issue that continues to complicate sewer matters and currently the Board is still working on how to adequately address the issue. The Board anticipates scheduling a public hearing or informational meeting, notifying the public of the necessity of the Village to draw up to \$6,000,000 from a line of credit authorized by the Environmental Facilities Corporation in order to upgrade the Village's Waste Water Treatment Plant. The Board has spent over \$300,000 on engineering fees to design the upgrades to the plant, which was paid for following two significant increases to the sewer rents. The actual upgrade mandates by the NYSDEC to remove phosphorus from the plant's effluent will cause sewer rates to continue to rise dramatically. The Board sent out a letter to residents explaining actions that they may be able to take in order to help the Village address the issue and invite them to the June 26th meeting.
- i. Benches, banners and flags – have been installed. The Board thanked the Department of Public Works and the Banner and Flag Committee, headed by Bob Wilson, for their efforts in helping to beautify the Village.
- j. Earth Day Cleanup – in the Village took place on April 27th and the 2nd graders at Heffernan Elementary School will spread out across the Village to help in the cleanup. The Village provided gloves and bags for the cleanup and the Board again thanked, Nojaims Grocery for providing refreshments for the students. The Board also thanked, in advance, the students and staff at KCH for helping make the annual event a success.
- k. Memorial Day – parade and ceremonies are planned for Monday, May 25th. The Board urged residents to attend the annual event.
- l. Olde Home Days – is planned for June 2nd, 3rd and 4th in the Village and Town. The Board urged participation. The Clerks of the Town and Village are being honored this year and are scheduled to be Grand Marshals for the Parade. The Board offered their congratulations.
- m. Sidewalks –new sidewalks are being planned for the north side of Paul Street, from North Street to Austindale Avenue. Funding for the sidewalks is part of a grant secured through Senator John DeFrancisco's Office. The Board again expressed appreciation to Senator DeFrancisco for the grant funding. In addition, per the DPW Superintendent's schedule, some new sidewalk will be installed on South Street, pending budgetary considerations.
- n. Street repairs – per the DPW Superintendent's schedule, repairs have been made to parts of South Street, and will be made on Dunlap Avenue and Wilson Drive, as well as the corner of First and Slocombe, pending budgetary considerations.
- o. Tree Removals – per the DPW's Superintendent's schedule, some trees on South Street need to be removed, pending budgetary considerations – unfortunately, there is little funding available in the current budget for tree removal, but the Board may be able plant several trees on side streets.

- p. Flower Boxes – The new flower boxes were constructed by Kyle Denka as part of his Eagle Scout project, and will soon be installed. The boxes were again filled using compost from WPCP, revealing yet again the value of the compost. As in past years, Kathy Welsh will be instrumental in the planting of the boxes using flowers that she grew from seed, as well as some that the Village purchased.
- q. Village Web Site – Village Clerk Dawn O’Hara regularly updates the website. If there are any items that residents might feel should be included on the site, please contact the Village Office.
- r. Creek Walk Project – following the opening of bids on April 12, 2017, the Board awarded the bid at the April board meeting for completion of the remaining work on the Creekwalk to JL Excavation of Chaumont, NY with a base bid of \$113,328 and an Alternate Bid #2 in the amount of \$9,502, for a total of \$122,830. A pre-construction meeting was held on May 4, 2017 with all parties involved. The contractor expects that construction will begin soon after Olde Home Days, or mid-June. The project will most likely be completed within two weeks. For residents not familiar with the project, the Board urged them to click on the home page of the Village website <http://villageofmarcellus.com/> and then on Village News.

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. All board members voted aye and the motion carried.

The Regular Board Meeting was adjourned at 7:19 p.m.

Dawn M. O’Hara, Village Clerk