

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
OCTOBER 23, 2017 AT THE VILLAGE HALL**

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

ABSENT: None

CONSENT

AGENDA: The Village Clerk submitted the minutes of the regular board meeting for the month of September 2017. The bills on Abstract Sheets #005 for General Fund in the amount of \$28,122.80, Sewer Fund in the amount of \$52,798.28, Capital Funds in the amount of \$32,958.48 and Trust & Agency in the amount of \$133.10 were audited. The bills totaled \$114,012.66. The Board received the Police Report for September 2017 from Police Chief Robert Wicks. The Board also received the Building Inspectors Report for the month of September 2017 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for September 2017. The financial statements as submitted by Village Treasurer Nino Provvidenti for September 2017 were 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.

RELEVY OF

UNPAIDS: Trustee Tallman made a motion to re-levy all unpaid village taxes, as of November 1, 2017, to the County of Onondaga for payment. The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the relevy. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

MRB PROPOSAL – HIGHLAND

DRIVE: Trustee Cox made a motion to approve a proposal from MRB for professional services, the study phase, related to Highland Drive drainage improvements, in the amount of \$12,300. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the proposal. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

RESOLUTION – WQIP ROUND 11

PROJECT: In response to the \$80,000 grant provided by the DEC for Round 11 WQIP funding toward phosphorus improvements, Trustee Tallman made a motion to pass the following resolution:

WHEREAS, The Village of Marcellus, herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law (ÆECL@) authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY the Village Board of Trustees,

1. That, Mayor John Curtin, or such person=s successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation.
4. That this Resolution take effect immediately.

The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the resolution. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

SOLICIT FOR BIDS – WWTP PHOSPHORUS REMOVAL &

UPGRADES: Trustee Cox announced that at the August Board meeting, the Board authorized the Mayor to close on EFC Financing for mandated phosphorus removal and Waste Water Treatment Plant upgrades. The closing date guarantees that the Village will be able to secure interest-free financing for a 30-year loan in the amount of \$4,220,100, as well as an EFC grant in the amount of \$1,379,900, for a total of \$5.6 million. The Board continues to look for more funding from other revenue streams in order not to overburden Village, Town and School District sewer users with high sewer rents. With the design package in place for the upgrades, Trustee Cox made a motion to solicit bids for the WWTP Phosphorus Removal and Upgrades. The Village Clerk will send in the legal notice advertising for bids. The tentative timeline is as follows:

November 8 – Legal Notice to be published in Eagle Observer

November 8 – Contract documents will be available in the Village Office

December 5 – opening of bids in the Village Office at 11:00am

December 2017 and January 2018 – bids to be reviewed by MRB Group

January 22, 2018 – Award or reject bids at Regular Village Board Meeting

Trustee Cox informed residents that construction is scheduled to begin in Spring 2018 and that the project should take about a year to complete. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the soliciting of bids. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

NYSMEC: Trustee Tallman made a motion to approve resolutions authorizing Village of Marcellus participation in the New York Municipal Energy Consortium (NYSMEC) for purchase of electricity and natural gas and a motion authorizing the Mayor to sign the billing schedule and agreement with NYSMEC for purchase of electricity and natural gas. The motions were seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the resolutions. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motions carried.

SPECTRUM CABLE FRANCHISE

AGREEMENT: Attorney Brown previously informed the Board that he had again spoken with representatives from Spectrum and is still in the process of trying to finalize the franchise agreement. Attorney Brown anticipates presenting a final draft to the Village Board in the near future. Trustee Cox made a motion to 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 Trustee Tallman. Mayor Curtin asked if there was any discussion on tabling the agreement. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

REQUEST FOR SEWER AND REFUSE

ADJUSTMENT: Trustee Tallman informed the public that the Board had received a request from the resident at 10 South Street, asking that the Board waive penalty fees totaling \$24.00, due to extenuating circumstances, for two accounts, which were added to the last sewer and refuse bill. Trustee Tallman made a motion to credit each account \$12.00 for the penalties that were added to the last bill. The motion was seconded by Trustee Cox. Mayor Curtin asked if there was any discussion on the request. 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. Hearing none, Mayor Curtin called for a vote. All board members voted aye and the motion carried.

REMINDER – CLOSE FIRST STREET-

HALLOWEEN: Trustee Tallman reminded residents that at the September board meeting, the Board had approved to again close First Street between the hours of 5:00 p.m. and 8:30 p.m. on Halloween for trick-or treating, subject to conditions on Tuesday, October 31st.

REMINDER –

NO PARKING: Trustee Cox reminded the public that as of November 1, 2017 there is no parking allowed on any street in the village of Marcellus from 2am until 7am in order for the DPW to plow snow. The no parking ban will remain in effect until April 1, 2018.

REMINDER – POLLING

PLACES: In 2012, the Board of Elections redrew the Town of Marcellus election district lines to create two districts entirely within the village. The two districts (Election District 3 and Election District 4) vote at the High School Auditorium. Residents who live outside the village will vote at the Fire House. All residents were notified by mail by the Board of Elections. Election Day is November 7, 2017. Polls will be open from 6am to 9pm. The Board urged all residents to vote.

**ANNOUNCE
VILLAGE**

MEETINGS: Trustee Cox announced that the Village Clerk had printed copies of future meeting dates of the Village for residents. He asked residents to please note that the Village Office will be closed on Friday, November 10th in honor of the observance of Veterans' Day. The Village Office will also be closed on November 23rd and 24th for the Thanksgiving Day holiday. Trustee Tallman also reminded everyone that the Marcellus Tree Lighting Ceremony will take place on Thursday, November 30th beginning at the town hall.

**Updates by the
Mayor:**

Mayor Curtin provided updates on the following subjects:

- a. Leaf and Brush Pickup – brush pickup ended October 9th. Residents who missed the deadline may use of the Village composting site behind the Village Hall. Leaf pickup extends from October 16th to November 6th. Weather permitting, the Highway Department will continue leaf pickup beyond the November 6th deadline but leaves will need to be placed in brown paper leaf bags and placed at the curb after that date. Mayor Curtin reminded residents to keep leaves in the Village right of way, between the sidewalk and the road, out of the street, where they may clog catch basins.
- b. Compost Project – continues to be very successful. Mayor Curtin reminded residents that composting continues all year even though the demand lulls through the fall and winter. Residents may secure compost in the fall, since it can be stored outside, without cover, through the fall and winter for use in the spring.
- c. Planning Board – met last week to discuss and vote on a lot line adjustment by two property owners on North Street. They also discussed a request by another property owner to install a BBQ pit behind her building on East Main Street.
- d. Trees – some tree removals have been or will be done on South and Main Streets, and possibly Chrisler and Paul Streets, along with some trimming. Some tree plantings are expected to take place early fall but the locations have not yet been determined.
- e. School's Open – The Board continued to remind residents to watch for school children walking and keep in mind that there are pedestrian crossings on Main Street, as well as 20 mph speed limits in school zones and a 25 mph speed limit on First Street, a route that is heavily traveled by schoolchildren. Please slow down. Tickets will be issued for speeders.
- f. NYSDEC Grant - \$16,000 - also mentioned at an earlier Board meeting, the Village was notified by the Commissioner of the NYSDEC that it has been awarded a rebate of \$16,000 for and 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 enabled the Village to install an EV charging station in the lot, and also allowed for the addition of lighting, cameras and asphalt paving to the site. Since the rebate is a 20% match, the Village will accomplish approximately \$20,000 work of work for \$4,000. The Board again credited and congratulated Ryan Riefler for his continued efforts on behalf of the Village and village residents.
- g. Clean Energy Community – As was mentioned in previous month's updates, the Village of Marcellus has been designated a Clean Energy Community by the New York State Energy Research and Development Authority (NYSERDA). A \$100,000 grant has been reserved for the Village of Marcellus to implement clean energy products this fall and winter. The grant application includes retrofitting of existing Village lights, including the historic lights on Main, North and South Streets, as well as the coach lights on Kinderwood Drive, to direct wire LED type fixtures. Other LED lighting retrofits have occurred in the Village Hall, the Village garage and the Water Pollution Control Plant. The Village Board is delighted with the designation and is very appreciative of the tireless efforts of Ryan Riefler and others in securing additional funding.
- h. Police Report – The Board complimented the Police Department for the work they do. On behalf of Chief Wicks, Mayor Curtin encouraged residents to call the Police Department if they have concerns about solicitors or contractors they may employ. The Police Department will perform background checks to alleviate concerns.
- i. Call 911 – Chief Wicks again reminded residents, especially at a time of year when misbehavior is more active, that it is essential that incidents of crime or vandalism are reported in their neighborhoods by calling 911. At times, residents are not making the calls because they feel that an issue may not warrant it. A resident may call the Police Department and listen to an answering machine because the officer is out on patrol. Residents must call 911. Residents who are still not satisfied, please contact the Village Office during business hours, at 673-3112, to express concerns.

- j. Utility Bills – Following delivery of latest Village sewer and refuse bills, the Board received a number of comments regarding the increase in sewer rates. The Board wanted to explain the reasons for the significant increase in the rates charged each quarter. Rather than publish a rather lengthy explanation in the newsletter, the Board urged residents to check the Village website to read a letter explaining the increase:

http://www.villageofmarcellus.com/uploads/5/3/9/5/53954069/sewer_increase.pdf

For residents not having access to the internet, please call the Village Office (673-3112) and a copy of the letter will be mailed.

- k. Veterans' Day – commemoration will take place at 11 a.m. on November 11th, at the Village Point. The Board asked residents to take time and offer thanks to all veterans for the service they have and will continue to provide.
- l. TMDL and Phosphorus Removal – The Village is now committed to upgrade of its Waste Water Treatment Plant in order to address the DEC-mandated removal of phosphorus from its effluent. The total estimated project cost of the mandate is \$5,600,000. The grant will provide 25% of the cost and sewer rents will provide the remaining costs. The Board continues to look for additional funding to pay for the remaining cost of the mandated project so sewer users are not overwhelmed with the burden of massive sewer rents. The Board hopes that additional sewer rate increases will not be necessary but it will depend on their ability to secure more funding.
- m. Village Taxes – most have been paid, while the current amount of unpaid taxes, including penalties, totals approximately \$123,650.10 from 14 property owners. The figure is larger than last year, due to the relevy of \$93,500 in demolition costs associated with the Crown Mill. Unpaid taxes may continue to be paid to the Village until October 31, 2017, when they will be turned over to the County for reimbursement.
- n. No Parking – as winter approaches, the Board reminded residents that there is no overnight parking (from 2 a.m. to 7 a.m.) on any of the village streets from November 1st to April 1st. If ticketed by Village Police, the fee will be \$35.00. The Board urged residents to use the Village parking lots for any overnight parking.
- o. New Business – Finders Keepers Mining, located at 16 E. Main Street, opened on October 10. The retail store is a Gemstone and Fossil Shop, owned by John Lischak. Gemstone Panning and a party room are also available. The shop is opened Tuesday-Saturday from 10am until 7pm, Sunday 11am – 4pm, and closed on Monday. The Board extended a warm welcome.

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 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 7:14 p.m.

Dawn M. O'Hara, Village Clerk