

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
SEPTEMBER 26, 2016 AT THE VILLAGE HALL**

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

ABSENT: Patrick W. Cox

Mayor Curtin asked for a motion to open the regular board meeting at 7:05pm, after a public hearing was held on Local Law #3 of 2016, which pertained to repealing and replacing the Flood Damage Prevention Law. Trustee Tallman made the motion, seconded by Mayor Curtin. Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

FLOOD DAMAGE PREVENTION SEQR

RESOLUTION: Trustee Tallman made a motion to approve a resolution determining that Local Law #3, which will repeal and replace Chapter 89, Flood Damage Prevention, of the Village Code, will not have a significant effect on the environment. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the SEQR Resolution. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

ADOPT LL#3 OF 2016:

Trustee Tallman made a motion to approve Local Law #3, which will repeal and replace the existing Flood Damage Prevention Law (Chapter 89) with a new law that reflects the most current and effective flood management measures. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on adopting Local Law #3 of 2016. Hearing none, 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 August 2016. The bills on Abstract Sheets #004 for General Fund in the amount of \$28,546.27, Water Fund in the amount of \$1,987.72, Sewer Fund in the amount of \$6,314.51, Capital Funds in the amount of \$101,129.43 and Trust & Agency in the amount of \$0.00 were audited. The bills totaled \$137,977.93. The Board received the Police Report for August 2016 from Police Chief Robert Wicks. The Board also received the Building Inspectors Report for the month of August 2016 from Building Inspector Bill Reagan. The Board acknowledged receipt of the minutes of the Town Board meetings for August 2016. The financial statements as submitted by Village Treasurer Nino Provvidenti for August 2016 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.

DEPUTY CODES OFFICER -

NEW HIRE: Mayor Curtin made a motion to appoint David Weber as replacement for Kurt Field for the position of Deputy Code Officer/Stormwater Designee at a salary of \$5,306.56 per year, effective September 27, 2016. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the new hire. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

POLICE OFFICER -

NEW HIRES: Mayor Curtin made a motion to appoint two new officers to the Marcellus Police Department. Officer Sean Clere, will serve as a Village Patrolman and as a School Resource Officer at Marcellus High School, following his retirement and a distinguished career at the Onondaga County Sheriff's Department, and following Officer Ray Herrick's departure to serve as a School Resource Officer at Tully High School. Officer Clere's appointment is effective on October 3, 2016, at a rate of \$18.04 per hour for patrol and \$25.50 per hour as a School Resource Officer. Officer Rich Curran will serve as a part-time Village Patrolman, following his retirement and distinguished career at the Syracuse Police Department. Officer Curran's appointment is effective on October 10, 2016, at a rate of \$18.04 per hour. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the new hires. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

CNYRPDB - STORMWATER

RESOLUTION: Trustee Tallman made a motion to approve a Resolution Supporting Participation in the CNY Storm Water Coalition Staff Services and Education Compliance Assistance Program, pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Storm Water Phase II General Permit for Municipal Separate Storm Sewer System (MS4). A copy of the agreement is on file in the Village office for public inspection. The one-year Agreement to participate will cost the Village of Marcellus \$3,600. The cost is strongly opposed by the Village Board and was addressed by the Mayor in his updates. 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.

AUTUMN LEAF/BRUSH

PICKUP: Trustee Tallman made a motion to approve the Autumn brush and leaf pickup dates – brush pickup will extend from Monday, September 26th to Monday, October 10th and leaf pickup will extend from Tuesday, October 17th to Monday, November 7th. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the brush/leaf pickup. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried. Trustee Tallman also informed the public of the Town Transfer Station Dates for Autumn 2016. The dates are Fridays, September 30th and October 7th, from 8:00 a.m. to 3:00 p.m., and Saturdays, October 1st and October 8th, from 8:00 a.m. to noon.

METHODIST CHURCH NURSERY

SHELTER: Trustee Tallman made a motion to approve a request by the director of the Marcellus Church Nursery School to designate the Village Hall as its emergency off-site shelter, should the need arise. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the subject. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

CLOSE FIRST STREET-

HALLOWEEN: Trustee Tallman made a motion 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 October 31st, which falls on a Monday this year. The motion was seconded by Mayor Curtin. Mayor Curtin asked if there was any discussion on the street closing. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

TOWN AND VILLAGE HIGHWAY-

IMA: Mayor Curtin made a motion authorizing the Mayor to sign an Intermunicipal Agreement between the Village of Marcellus and the Town of Marcellus whereby employees of the Village and Town would complete some of the work involved in the construction of the Village creek walk, particularly the clearing and grubbing that is necessary. NYS DOT extended approval for the use of what is called force account work for building the trail by the Village. Parts of the trail need to be competitively bid, but Village and Town employees can complete some of the basic work involved. The details of the IMA are on file in the Village Office. The motion was seconded by Trustee Tallman. Mayor Curtin asked if there was any discussion on the agreement. Hearing none, Mayor Curtin called for a vote. Both board members voted aye and the motion carried.

CHARTER COMMUNICATIONS FRANCHISE

AGREEMENT: Trustee Tallman made a motion to again table the Charter Communications Cable Franchise Agreement, because of the change in ownership from Time Warner Cable, and until the Village Attorney has been able to negotiate successfully the terms of a new agreement with Charter Communications. 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 of the Village for the residents. She asked residents to please note that the Village Office will be closed for Columbus Day, October 10th, but that there will be NO delay in trash pickup that week. Trustee Tallman again reminded residents of the Autumn brush and leaf pickup dates and that First Street will be closed from 5:30 p.m. to 8:30 p.m. on Halloween, October 31st.

Updates by the Mayor:

Mayor Curtin provided updates on the following subjects:

- a. Lower Mill Is No Longer – following a public hearing held in June, the Village Board authorized, as a public emergency, and at the recommendation of the Code Enforcement Officer, the immediate demolition of the remaining structures of the lower mill at 71 North Street. The Village also previously approved a resolution financing the demolition of the mill, retained a demolition contractor and assigned the expenses of such demolition as a charge against the property owner and land on which it is located. The contractor completed the work last week. The mill no longer exists and the site was cleared and graded. The mills, dating back to the very beginning of Marcellus, nurtured the community for over 200 years. The lower mill is the last of hundreds that used to line the banks of Nine Mile Creek. Many community members view the demolition with much nostalgia and a sense of loss.
- b. Trucks in the Village – it appears that the trucks that were coming through the Village for the past two years have stopped, and the Board is grateful.
- c. Creekwalk – the NYSDOT gave permission for the Village, together with the Town, to construct part of the trail, particularly the clearing and grubbing, excavation, drainage pipes, placement of sub-base and stone dust, signage, railings and plantings. The work has begun and the Board hopes that a good portion of the work will be completed in the fall of 2016, with the exception of an eight foot wide section, that requires a retaining wall be built, along with asphalt paving, concrete work and pavement striping. Those areas will be competitively bid in the spring of 2017.
- d. Code Enforcement and Officer – several properties were cited for lack of property maintenance, including some buildings on Main Street.
- e. Household and Hazardous Waste – Do not pour hazardous waste or grease down the drain. Household hazardous waste products (such as paints, cleaners, oils, and pesticides) dumped down the drain are most often not removed by the wastewater treatment process. Harmful chemicals from the wastes end up in rivers, creeks, and lakes where they could eventually enter the natural food chain. Additionally, pouring hazardous waste down the drain could endanger the health of municipal workers, disrupt the treatment process, and accumulate pollutants in aquatic ecosystems. Residential users can rid their homes of dangerous chemicals by dropping off the products to Environmental Products and Services of Vermont, 532 State Fair Blvd, Syracuse, NY, Monday through Friday, 6:30 am to 6:00 pm, WITH AN APPOINTMENT. Appointments must be made (453-2866) five days in advance of the drop-off date. The Board also reminded residents to cover garbage can. Uncovered garbage often attracts crows and other pests. Washing out garbage cans and recyclable bins every so often, also promotes a healthier environment.
- f. Roads, Sidewalks, Trees – road reconstruction on Orchard Street and Austindale Ave, and part of Beach Road were recently completed. The Board is certain that the residents of the areas are pleased with the reconstruction. Unfortunately, budget considerations limited the Board's ability to include additional repaving on other streets. Some sidewalk reconstruction on South Street and smaller areas on Bradley and First Streets have also been completed. Several tree stumps were removed and several new trees will be replanted as well. The Board is very grateful to Village employees for their efforts this past summer in having the reconstruction work completed.
- g. Parking - With the winter months approaching, the Board reminded residents that there is no overnight parking (from 2:00 a.m. to 7:00 a.m.) allowed on Village streets from November 1st to April 1st. If ticketed by Village Police, the fee is \$35.00. The Board urged residents to use the Village parking lots for any overnight parking.
- h. Repair Plans - owning a home has its challenges and dealing with emergency repairs is definitely one of them. Not knowing who to call or how much the repair will cost can be overwhelming and frustrating. Home-Serve USA is a company that offers Emergency Repair Service Plans that protect a property owner from expensive repairs that are not typically covered by basic homeowners insurance, a local utility or a municipality. As a home ages, so does the exterior water service line that brings fresh water to a house and to the drainage system that removes sewage from a house to the Village sewer main in the street. If the lines fail, repair or replacement can be expensive and most basic homeowners insurance doesn't cover repairs to the water and sewer lines on a property. Home-Serve offers an exterior Water Service Line coverage as well as an exterior sewer line repair plan. The Board urged residents interested in either of the plans to contact Home-Serve at 1-888-752-6740 or info@homeserveusa.com
- i. School has begun – The Board informed residents that there are students walking to school, particularly on First Street. The State DOT began operation of the flashing lights on North Street and the Village Police Department will be even more vigilant in enforcement of the traffic laws on North street.
- j. Striping of Crosswalks – on some Village streets (by the Village) took place, fortunately before school started. Road striping on Main Street (by the County) also took place, but striping on North Street (by the State) will not take place this year as it did not fit into their schedules.

- k. Village Taxes – most have been paid. The current amount of unpaid taxes, including penalties, totals \$32,229.05, from 19 property owners, a figure slightly higher than last year. Residents may continue to pay unpaid taxes to the Village until October 31, 2016, when they will be turned over to the County for reimbursement.
- l. Utility Bills – Following delivery of latest Village utility 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 who do not have access to the internet, please call the Village Office (673-3112) and a copy of the letter will be mailed.
- m. Thank You To Our Employees – the Village Board thanked those who participated in working on the flower boxes this year, particularly Village employee Kathy Welsh, and the highway department employees, whose attention to the care of the boxes during the summer was exceptional and enjoyed by the entire community. In addition, the Board called attention to the green space on the corner of Scotch Hill and North Street. The area is maintained by Village treatment plant employees, who continue to take care of the landscaping and provide another advertisement of the benefits of natural fertilizer. Compost is mixed in with the plantings in the flowerbeds and spread over the lawn area –showcasing the use of compost to the residents and visitors of Marcellus.
- n. Water Infrastructure Grant – in mid-September, the Village of Marcellus was fortunate to be awarded \$1,379,900 in grant funding and \$4,139,700 in loans to help the Village upgrade the Waste Water Treatment Plant and address the phosphorus removal mandate levied against the Village. The total estimated project cost of the mandate is \$5,600,000. The grant will provide 25% of the cost. The Board is grateful for the funding and continues to look for added funding to pay for the remaining cost of the mandated project.
- o. Planning Board – has not met recently due to few issues being considered.

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 7:22 p.m.

Dawn M. O'Hara, Village Clerk