

Town of Aurelius  
December 10, 2015 Minutes  
Approved January 14, 2016

Board members present: Supervisor Edward J Ide Jr., Deputy Supervisor Stephanie Church, Councilors Stan Hoskins, Jim Bona, and Sharon Hayden.

Staff present: Gerald Scouten Planning Board Chairman, Kent Walter, Highway Superintendent, Debbie Pinckney, Town Clerk

1. Supervisor Ide opened the meeting at 7:00pm with the Pledge to the Flag

Open Public Hearing for Local Law #1-2015 – A Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c. (See summary)

Continue the Public Hearing for the Tentative 2016 Budget opened on November 12, 2015.

Supervisor Ide asked if anyone would like to comment on either public hearing. No comments. The hearing will remain open for 1 hour should anyone wish to comment.

Supervisor Ide invited Dave Nelson from Cayuga County Planning to speak about the CNY Solar Energy Program. The State has some incentives for residential homes to install solar panels. The State has a Unified Solar permit which allows the Municipality to use a standardized permit form. Presented a packet of information to the Board for review. Explained this is a process that would have the Code Officer listed on the standard form. The next portion asks how many sets of plans are required. The final step is to have the Board set a fee for the application. (The Town has already approved a fee for solar panel installation of \$75.00.) If you adopt the permit NYSERDA would give the Town \$2500.00 for using the standardized permit. The turnaround time for the award is about 1 month. This permit is for roof mounting for 12 kilowatt or smaller systems, residential. Councilor Hoskins asked if there was a form for commercial entities. Dave explained this grant is for residential homes and part of the regular residential permit process.

Supervisor Ide asked what you do with an old or damaged solar panel. Dave did not have an answer. It is stated the life use is about 20 years. Matt Schooley Town Engineer stated he thought it could be considered “hazardous waste”. Deputy Supervisor Church would like Code Officer, Tom Passarello to advise the Board if he agrees with this process at next month’s meeting. Consensus to have the data turned over to Tom.

2. Public Forum –

Richard Farr – 6871 River Rd, Gordon Rhodes – 6875 River Rd, Fred Richardson – 6869 River Rd and Harold Rex – 6879 River Rd asked for an update about the water and sewer line installation on River Road. Supervisor Ide shared a copy of the River Road map with the state survey of River Road lots superimposed on the topographical map. Discussion about how the lots that have travel trailers could be serviced for water and sewer? The Board is working with the Town Attorney on the best

way to identify the type of zoning that will work when we have pre-existing, non-conforming properties on River Road while at the same time being consistent with the rest of the Town zoning laws.

3. Minutes of November 12, 2015 – **Resolution #96-2015 – Motion by Deputy Supervisor Church to approve the minutes with corrections. Second by Councilor Hayden. 5/0 approved.**
4. Correspondence
  - APWA 2015 Environmental Project of the Year Award - Plaque
  - Results per ED 2015 General Election
  - 2016 Election dates per the Cayuga County Board of Elections
  - Department of Public Service – Winter Outreach Program info
  - FCC Notification for Spectrum manager Lease (radio read for water meters)
5. Committee Reports
  - a. Assessor – Linda Wright – no report Councilor Hoskins met with Linda and noted she sent out the Ag and Senior Citizen Exemptions. Jeff Lowe from the State Real Property has been doing some sampling of properties in the area which will assist with the Town equalization rate. He wanted the Board to know that while he was there Linda handled a phone call from a resident with professionalism.
  - b. Zoning & Code Enforcement – Tom Passarello –
    1. Unified solar permit and procedures option.
    2. Report attached. Councilor Hoskins thought it would be nice to have the Town send a letter of support to Grober. Jerry stated he has always asked the new businesses to come to a board meetings and it would be nice to show our support in writing.
  - c. Aurelius/Cayuga Recreation – Debbie Pinckney – Monday & Wednesday program is on and running smoothly.
  - d. Highway Department – Kent Walter
    1. Installed new tires on the 2013 international
    2. Drainage on River Rd, WD Malone will assist with the drainage pipes and catch basins. Code the expense to DB5104.4.
    3. Outfall pipe has been corrected and flows are now between 315-320 gpm as per specs. There was something blocking the pipe but once the Aurelius Fire Department brought the pumper down to flush the pipe it's now running properly.
    4. New hydrants – replaced the one by the East Fire house. Not a good experience. Thought the valve at the corner was going to shut it down, it did not, had to shut down the line from Garropy's to Basswood Road. Thinking next year we will install a couple of gate valves. Price about \$3900.00. Will have definite numbers and a time line in the spring.
    5. DPW staff redid the public bathroom in the old section of the Town Building.
    6. Genson will be here Monday to do the 2 overhead garage doors.
    7. Fill Station shut down on Saturday December 5<sup>th</sup>. The Clerk went down to see if it was the breakers, she could not find the problem. DPW Kevin Foster went down and identified the problem as the surge protector, it melted the heater. He got it repaired and up and running.

8. NYS Police barracks - NYS Police barracks had an incident last Friday, someone had left the urinal running and it flooded. Rugs had to be torn up. \$2400.00 was the cost of the cleanup by Woody's; Bookkeeper Martha Russell is working with the insurance company. Also had an issue with no heat – waiting for that bill from Mason & Grant. Supervisor Ide wanted to let the Board know that “Woody” stated that the lockers are bolted together and to the floor which meant he couldn't rip up the rug in that area.
- e. Planning Board – Jerry Scouten
  1. Meeting with CEDA on Monday afternoon on an upcoming project. May need to look into the service roads between BOCES and the IDA. Noted.
  2. Councilor Hoskins went to the Farmland Protection Plan presentation at BOCES. Asked the American Farmland Trust if there was any way a Municipality could protect farmland. He was told no. Also asked if eminent domain trumps a land trust. There is a map on Cayuga County Planning website of the hot spots they want to protect. Most of those present noted in the past the awards were more political. Conclusion it is interesting but not productive.
- f. Town Clerk – Debbie Pinckney
  - Monthly Report
  - Water/Sewer Adjustments November 13<sup>th</sup>, 2015 to date. (includes relevy)  
**Resolution #97-2015 - Motion by Councilor Hayden, Second by Deputy Supervisor Church to approve the adjustments.**
  - Change in office hours beginning January 1, 2015. Discussion about the amount of time spent on water and sewer as opposed to Town Clerk. Request the Clerk document time for the next few months to see where most of her time is spent.
- g. Town Historian – Barrie Lynn Foster – no report
- h. IO – Jim Bona – no report

**Resolution #98-2015 - Motion by Deputy Supervisor Church to close the Public Hearing for Local Law #1-2015 at 8:30pm. Second by Councilor Hayden. 5/0 approved.**

**Resolution #99-2015 - Motion by Deputy Supervisor Church  
TOWN OF AURELIUS  
LOCAL LAW NO. 1 OF 2015**

A Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c.

**SECTION 1  
STATUTORY AUTHORIZATION AND PURPOSE**

Section 1.1 *Title.* This Local Law shall be known as “A Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law § 3-c for the year 2015 for the Town of Aurelius.”

Section 1.2 *Purpose.* It is the purpose of this Local Law to permit the Town of Aurelius to adopt a budget for the fiscal year commencing January 1, 2016 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 1.3 *Statutory Authorization.* This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

## SECTION 2 TAX LEVY LIMIT OVERRIDE

Section 2.1 *Tax Levy Limit Override.* The Town Board of the Town of Aurelius, County of Cayuga, is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2016 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

## SECTION 3 MISCELLANEOUS

Section 3.1 *Separability.* If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part, provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances and the Town of Aurelius, by its Town Board, hereby declares that it would have enacted this Local Law or the remainder thereof had the invalidity of such provision or application thereof been apparent.

Section 3.2 *Headings.* Section headings are used only for convenience and have no meaning or effect.

Section 3.3 *Effective Date.* This Local Law shall become effective upon the filing of same with the Secretary of State.

**Second by Councilor Hayden. 5/0 approved.**

**Resolution #100-2015 - Motion by Deputy Supervisor Church to close the budget hearing at 8:35pm.  
Second by Councilor Hoskins. 5/0 approved.**

**Resolution #101-2015 - Motion by Deputy Supervisor Church to pass the 2016 budget as presented.  
Second by Councilor Bona. 5/0 approved.**

### 5. Old Business

- a. Town of Aurelius - City of Auburn IMA – Water District 3 – work in progress
- b. City of Auburn wholesale sewer rate – Discussion and consensus that once the agreement with the City is approved, Aurelius DPW will assist with the installation of the Bluefield Manor Meter Pit as they did for the Clark St Rd Flow meter.
- c. Broadband – Councilor Hoskins – no update.

6. New Business
  - a. Motion to allow bookkeeper to pay end of year bills. **Resolution #102-2015 Motion by Deputy Supervisor Church to have Martha Russell pay all 2015 bills in Abstract 13 and 14 as needed. Second by Councilor Hoskins. 5/0 approved.**
7. Executive Session - none
8. Supervisor Report – October 2015 Resolution **#103-2015 Motion by Councilor Hoskins to have Supervisor Ide sign the Supervisors report. Second by Councilor Hayden. 5/0 approved.**
9. Transfers - see attached for October 2015 Resolution **#104-2015 Motion by Councilor Hayden to approve the transfers as presented. Second by Councilor Bona. 5/0 approved.**
10. Pay Bills – Abstract #12-2015 plus Joint Meeting and Committee Vouchers **Resolution #105-2015 Motion by Deputy Supervisor Church to pay Abstract 12-2015 as presented. Second by Councilor Hayden. 5/0 approved.**

**Resolution #106-2015 – Motion by Deputy Supervisor Church to approve the Joint Project vouchers as presented. Second by Councilor Hayden. 5/0 approved.**

CODE	FUND	PREPAIDS	UNPAIDS	TOTALS
A	GENERAL FUND	\$30,651.57	\$7,684.11	\$38,335.68
B	GEN PART TOWN	\$1,517.90	\$197.34	\$1,715.24
DB	HIGHWAY PART TOWN	\$27,545.17	\$8,977.61	\$36,522.78
SW2	WATER DISTRICT 2	\$1,967.88	\$6,562.57	\$8,530.45
SW1	WATER DISTRICT 1	\$1,593.46	\$648.96	\$2,242.42
SW3	WATER DISTRICT 3	\$7,074.46	\$19,811.30	\$26,885.76
SS1	SEWER DISTRICT 1	\$830.95	\$328.12	\$1,159.07
SS2	SEWER DISTRICT 2	\$1,103.67	\$361.68	\$1,465.35
SS3	SEWER DISTRICT 3	\$560.80	\$40,333.12	\$40,893.92
SL1	ELMHURST LIGHTING	\$288.79		\$288.79
SL2	MULLEN DR LIGHTING	\$80.96		\$80.96
TA	TRUST & AGENCY	\$5,086.10		\$5,086.10
HK	CAPITAL WATER	\$22,962.67		\$22,962.67
		<b>\$101,264.38</b>	<b>\$84,904.81</b>	<b>\$186,169.19</b>

11. Adjourn - **Resolution #107-2015 Motion by Councilor Bona to adjourn at 9:00pm. Second by Deputy Supervisor Church. 5/0 approved.**

Next meeting is January 14, 2016 at 7:00pm. Organizational Meeting.