

February 19, 2009
6:00 p.m.
Town Hall, Route 434
Owego, New York

REGULAR MEETING OF THE OWEGO TOWN BOARD

Present: Supervisor Carol B. Sweeney
Council: Dean A. Morgan, Donald Castellucci, Jr. and John P. Schumacher

Absent: Councilman Lynne L. Davis

A. Call to order, roll call and the Pledge of Allegiance.

Supervisor Sweeney called the meeting to order and led the Pledge of Allegiance.

B. Minutes of the Previous Meeting

Motion by Morgan, seconded by Castellucci and unanimously carried, the Minutes of the February 3 Meeting were placed on file as corrected.

C. Consideration of Bids (none)

D. Public Hearing

1. New Vision Industries RE: Triple Cities Empire Zone

Margaret Scarinzi, Broome County and Triple Cities Empire Zone, explained the process that New Vision went through when it made the decision to leave Tioga County and to move into the former Syntex Building on Campville Road. Scarinzi stated that various properties in Tioga County were investigated (Berkshire Hardwoods and the Owego Middle School) but the properties fell short in meeting the needs for New Vision. The owner also investigated moving to Pennsylvania.

Motion by Schumacher, seconded by Morgan and unanimously carried, after all who wished to speak were heard, the public hearing was closed.

Motion by Morgan, seconded by Castellucci and unanimously carried, based upon the demonstrated extraordinary need for relocation of New Vision Industries, Inc., the following resolution was adopted:

WHEREAS New Vision Industries, Inc. manufactured specialty dies and tools in the Town of Owego at 4012 State Route 434, Apalachin, NY from 2002 to 2008; and

WHEREAS physical problems prevented New Vision Industries, Inc. from remaining in the Town of Owego at 4012 State Route 434, Apalachin, beyond 2008; and

WHEREAS New Vision Industries, Inc. attempted to expand and grow at its current location but found it was cost prohibitive; and

WHEREAS New Vision Industries considered relocating out of state after meeting with economic development officials in Pennsylvania; and

WHEREAS New Vision Industries, Inc. decided to remain in New York State and locate at 1239 Campville Road, Town of Union, in close proximity to the Town of Owego; and

WHEREAS the Town Board has heard public comment on the relocation of New Vision Industries, Inc. into the Triple Cities Empire Zone;

NOW, THEREFORE, BE IT

RESOLVED that based upon the foregoing evidence, the Town Board of the Town of Owego does hereby find that extraordinary circumstances exist to warrant the relocation of New Vision Industries, Inc. from the Town of Owego to its new location at 1239 Campville Road, in the Town of Union, Broome County and into the Triple Cities Empire Zone in Broome County; and it is further

RESOLVED that the Town Board of the Town of Owego does hereby approve of such relocation.

E. Reports of Department Heads

The following Department Heads were present:

Andrea Klett, Assessor, Debra Standinger, Planning & Zoning Administrator, Scott Vasisko, Parks Maintenance Supervisor, Mick Trivisonno, Director of Utilities, Carol Sweeney, Supervisor, and Mike Zimmer, Town Clerk.

Councilman Schumacher expressed his appreciation to the Assessor's office for making the courtesy calls to the Senior Citizens regarding the Enhanced Star Program.

Scott Vasisko, Parks Maintenance Supervisor, stated that painting the interior of the Town Hall is well underway. He reported that chair rails should be installed next week.

Along with Scott Vasisko, Councilman Schumacher, gave an overview of a meeting with the State Police regarding the possible new lease and needed renovations. Tri Cities Temperature Control will investigate and repair the cause of condensation on the heating and cooling units which has caused some damage to the ceiling tiles in the State Police Barracks.

Mick Trivisonno, Director of Utilities, stated that he contracted with a vendor for water main leak detection since the consumption records were showing unbilled water. Invoices from the vendor should be arriving shortly. He updated the Board on the possible replacement of sewer

line and laterals on Lancaster Drive and Newberry Drive.

Trivissono indicated that training is required before the Grade 3 Wastewater Exam can be taken.

Motion by Morgan, seconded by Castellucci and unanimously carried, Don Sherwood was authorized to attend classes regarding Grade 3 Supervision and Technical Operations at SUNY Morrisville, June 15 through June 19, with all reasonable expenses paid.

Debra Standinger, Planning & Zoning Administrator, stated that Fire Inspections have started being conducted by Ron Schmidt and Mike Katchmir. Standinger also reported on Broome Tioga Stormwater Coalition Activities.

Michael Zimmer, Town Clerk/Tax Receiver, reported on the following: corrected tax bills, duplicate account numbers, Senate and Assembly bills regarding dog licensing and credit/debit card payments.

Supervisor Sweeney's report included the following:

Supervisor's Report - February 19, 2009

1. The Town Clerk's and Planning and Zoning January monthly report is on file in my office.
2. Cheri, Mick and I have been busy updating information for some of our projects on the NYS Drinking Water and Clean Water Intended Use Plan (IUP). We also added two new projects to the Drinking Water IUP - one for the Pennsylvania Avenue water line and the other for the Newberry and Lancaster water lines.
3. At the BMTS Policy Committee meeting last Wednesday, the Committee had to vote on prioritizing projects for Stimulus funding. The one Tioga County project that was advanced for funding was the replacement of the Southside Drive bridge for \$1.6 million. The total amount that was available to the Policy committee was approximately \$6.2 million so many requests did not get funded. DOT region 9 though asked and was approved for addition to the TIP for repaving of Route 17 from Marshland Road to the Broome/Tioga line and this project includes using the millings from Rt. 17 to pave Route 434 from Marshland Road to the Court St. bridge. Projects like Pennsylvania Ave. repaving and Main Street repaving are still on a list sorted by traffic count to be advanced only if any more money becomes available.
4. The Monthly Statement of the Supervisor is on file with the Town Clerk.

F. Privilege of the floor

With many Veterinarians in the audience Item K. 5. was moved to this time.

Terry Hills, DVM, along with several other Tioga County Veterinarians, shared concerns over a request from Dr. Shokoff to hold rabies clinics along and other routine vaccinations and tests at the Town Hall. A discussion followed regarding an individual profiting from the use of a local

government facility.

Motion by Schumacher, seconded by Morgan and unanimously carried, the request from Dr. Shokoff for the use of a Town owned facility was denied.

William Wilhelm, DVM, presented information regarding rabies clinics.

Thomas Trotman, Nuel Court, stated that he was told that Councilmen Davis and Castellucci have not yet spoken with the highway department truck driver regarding his disrespectful actions.

G. Presentation of Petitions, Communications and Notices

1. Letter - Sandra Dunham RE: Mailbox Reimbursement.

Dunham was requesting installation costs as well as the cost of the mailbox. A discussion was held.

Motion by Schumacher, seconded by Castellucci and unanimously carried, the letter from Sandra Dunham regarding the replacement of a mailbox was referred to the Highway Committee.

H. Abstracts

Motion by Morgan, seconded by Castellucci and on a roll call vote unanimously carried, the following bills were approved for payment:

General Fund checks #209722-209794

Lighting Districts checks #356 - 357

General Fund	\$20644.78
General Fund Town Outside	25801.16
Highway - Town Outside	76921.93
Water Districts	10640.93
Route 38 Water	679.24
Sewer Districts	20103.59
Route 38 Sewer	144.16
Lighting District 1	466.10
" " 2	984.58
" " 3	892.63
" " 4b	164.88
" " 5	540.41
" " 6	1298.64
" " 7	168.71
" " 8	112.98
" " 9	50.26

“	”	4a	55.07
“	”	10	<u>70.01</u>
TOTAL ALL FUNDS			159740.04

I. Unfinished Business

1. Youth Bureau Funding

Supervisor Sweeney led a discussion regarding Youth Bureau budget cuts, block grants and the feasibility of operating the Summer Recreation Program at less than the budgeted amount. She was authorized to contact the Summer Recreation providers regarding what they could provide for a reduced amount.

J. Reports of Standing Committees

Councilman Schumacher and Councilman Castellucci gave verbal reports.

K. Presentation of Motions, Resolutions and New Business

2. AYAA - Permission to use Muth Park

Motion by Morgan, seconded by Castellucci and unanimously carried, a public hearing was scheduled for Tuesday, March 17, at 7:00 p.m. to consider granting a franchise to the AYAA for the erection of outfield signs at Muth Park.

Motion by Morgan, seconded by Schumacher and unanimously carried, the AYAA was authorized to use the Muth Park and the Park in back of the Route 434 Fire Station for the 2009 baseball, softball and T-ball season.

3. Schedule Public Hearing - Amending Town Code RE: Building Permit Time Limits

4. Schedule Public Hearing - Amending Town Code RE: Inlets and Catch Basins

Motion by Morgan, seconded by Schumacher and unanimously carried, public hearings were scheduled for Tuesday, March 17, at 7:00 p.m. to consider a local law amending Chapter 40 Building Construction of the Owego Town Code regarding building permit time limits and for amending Chapter 103 Subdivision of Land Section 103-94 Inlets and catch basins paragraphs B. and C.

6. Engineering Agreement for Nutrient Removal Reports

Motion by Morgan, seconded by Castellucci and unanimously carried, Supervisor Sweeney was authorized to sign any and all documents with Hunt Engineers regarding an agreement to provide Nutrient Removal Reports for the NYSDEC.

L. Second Privilege of the floor

With no one wishing to be heard, the second privilege of the floor was closed.

M. Executive Session

1. Union Negotiations

2. An Individual Personnel Matter

Motion by Morgan, seconded by Schumacher and unanimously carried, the Board entered into Executive Session at 7:26 p.m. regarding Union Negotiations and an Individual Personnel Matter.

Supervisor Sweeney reconvened the meeting at 7:38 p.m.

Motion by Schumacher the meeting was adjourned at 7:38 p.m.

Respectfully submitted,

Michael E. Zimmer
Town Clerk