

July 7, 2009
4:30 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, Lynne L. Davis and Donald Castellucci, Jr. (arrived at
4:45 p.m.)

Absent: John P. Schumacher

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

Minutes of the previous meeting were placed on file as presented.

C. Consideration of Bids

(None)

D. Public Hearing

(None)

E. Reports of Department Heads

Debra Standinger, Planning & Zoning Administrator, requested a public hearing be scheduled regarding updating the Town Code.

Motion by Morgan, seconded by Davis and unanimously carried, a public hearing is scheduled for Tuesday, July 21 at 7:00 p.m. regarding a local law regarding updating the Town Code.

Standinger's report included a review of a 2010 Census meeting. She noted that she serves as a member of the Complete Count Committee.

Motion by Morgan, seconded by Davis and unanimously carried, the Supervisor was authorized to sign the application appointing Debra Standinger as a Partnership Specialist for the 2010 Census.

Councilman Castellucci arrived at 4:45 p.m.

Mick Trivisonno, Director of Utilities, requested an individual personnel matter be added to the

Executive Session at the end of this meeting.

Dave Ferris, Highway Superintendent, gave an update on the Dean Street/Allen Glen Road erosion.

Supervisor Sweeney's report consisted of the following:

1. The Governor's office announced that he had authorized \$1.5 million in ARRA funding to replace the Southside Drive bridge over Pumpelly Creek in the town. This is a Tioga County bridge.

Also, the ARRA Route 434 paving project here in the Town has been certified by the Governor and is scheduled for a July 23 bid release. It is currently scheduled for a September Award with Construction Complete in August 2010. The DOT expects that some minor work might be done this fall, but expects that the bulk of the work will be completed in 2010.

2. I would like to set up the dates of the Budget workshops in September. I am proposing Tuesday, September 8th from noon to 5 pm and Wednesday, September 9, from 9 am till we are done. This is when the board room is not being used on these days. We will put out budget worksheets by August 5th with a return by August 26th.

3. We just received word today that the Town has qualified for NYS EFC funding for the STP#2 Digester Cover project. Funding from EFC for sewer related projects comes with a 50% subsidy on the interest rate. I asked Judy to prepare a resolution so that I can sign any documents that come up since everything must be submitted by the end of next week in order to get the funding.

4. BMTS just launched the Broome-Tioga Greenride program which is an internet carpooling/ride share matching program. The website is www.BroomeTioga.Greenride.com.

Motion by Morgan, seconded by Castellucci and unanimously carried, the following Budget Workshop Schedule was scheduled:

Tuesday, September 8, from Noon to 5:00 p.m.
Wednesday, September 9, from 9:00 a.m. til done.

Motion by Morgan, seconded by Castellucci and unanimously carried, the following resolution was adopted:

WHEREAS the Town of Owego is seeking funding through the Environmental Facilities Corporation (EFC) for financing of the digester covers at the Town of Owego Sewer Treatment Plant No. 2;

NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Owego does hereby authorize the Supervisor to execute any and all documents necessary to complete the financing of this project through the Environmental Facilities Corporation.

F. Privilege of the floor

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

G. Presentation of Petitions, Communications & Notices

1. Coburn Free Library - Letter of Thanks

(Letter reviewed)

2. Tioga County Youth Bureau - 2009 Recreation Allocations

Supervisor Sweeney noted that the allocation was lower but still sufficient to run the current program.

3. Village of Owego Wastewater Treatment Facility - Route 38 Sewer District expansion

The letter indicated that the Village of Owego has no objections and would be willing to accept the wastewater from the expansion of the Route 38 Sewer District.

4. Public Sector HR Consultants RE: Workplace Violence Prevention Law

The notice from Public Sector HR Consultants was referred to the Loss Control Committee.

H. Abstracts

Motion by Morgan, seconded by Castellucci and unanimously carried, the following bills were approved for payment:

General Fund - Town Wide	134882.64
General Fund - Town Outside	9419.81
Highway - Town Outside	227138.17
Water Districts	20329.55
Route 38 Water	460.58
Sewer Districts	26574.47
Route 38 Sewer	<u>550.68</u>
Total All Funds	\$419355.90

I. Unfinished Business

1. Tire Clean Up Revenue

It was reported that \$406.00 was collected for tires brought to the Town Hall which was deposited into the Town Wide Fund and the Town received a check in the amount of \$100.70 from Weitsman for the scrap metal which was deposited into the Town Wide Revenue.

2. Alarm Service Contract

The Town will stay with the current company for the Alarm Service Contract for the Town Hall instead of switching to Cornerstone as was previously decided.

J. Reports of Standing Committees

K. Presentation of Resolutions, Motions & New Business

1. Victor and Janice Brace RE: Tree Removal

Dave Ferris said he will investigate this request and get back with Victor and Janice Brace.

2. AECOM - Norfolk Southern Railway Co. Pipeline Occupancy Permit

Motion by Morgan, seconded by Davis and unanimously carried, pending approval by the Town Attorney, the Supervisor was authorized to sign the Norfolk Southern Railway Co. Pipeline Occupancy Permit.

3. Order Calling Public Hearing - Route 38 Water District

Motion by Castellucci, seconded by Morgan and unanimously carried, the following resolution was adopted as amended:

At a regular meeting of the Town Board of the Town of Owego, in the County of Tioga, New York held at the Owego Town Hall on the 7th day of July, 2009.

PRESENT: Supervisor Carol Sweeney
Councilman Donald Castellucci
Councilman Lynne Davis
Councilman Dean Morgan

ABSENT: Councilman John Schumacher

In the Matter of the

Establishment of Extension No. 1 of the
CALLING PUBLIC
Route 38 Water District of the Town of Owego,
County of Tioga, and State of New York.

ORDER
HEARING

WHEREAS, a petition dated June 23, 2009 has been submitted in due form by Frank Vultaggio, containing the required signature, and a map, plan, and report having been presented and placed on file with the Owego Town Clerk, County of Tioga, State of New York requesting the establishment of an extension to the Route 38 Water District of the Town of Owego, to be known as Extension No. 1, which is bounded and described in Schedule A attached hereto and made a part hereof, and

WHEREAS the improvements proposed consist of the construction and maintenance of a water line to serve said extension in the district in accordance with certain plans made a part of such petition, now on file in the office of the Town Clerk of said Town; and

WHEREAS it is the intention of the petitioner to construct said water line at his own expense and to connect with the water line of said Route 38 Consolidated Water District of the Town of Owego at a charge determined by the Town Board;

NOW, THEREFORE, BE IT

ORDERED that a public hearing be held by the Owego Town Board on the 21st day of July, 2009 at 7:00 p.m. at the Owego Town Hall, Route 434, Owego, New York to consider said petition including the environmental significance thereof and to hear all persons interested in the subject thereof and for such and further action on the part of said Town Board with relation to the premises; and it is further

ORDERED that the Owego Town Clerk shall cause a certified copy of said order to be published at least once in the Press and Sun Bulletin not less than ten nor more than twenty days before the date set for the public hearing, and shall cause a copy thereof to be posted on the sign board of the Town not less than ten nor more than twenty days before the date designated for the hearing.

Dated: July 7, 2009

	<u>Vote</u>
Carol Sweeney	Yes
Donald Castellucci	Yes
Lynne Davis	Yes
Dean Morgan	Yes

sewer line of said Route 38 Sewer District of the Town of Owego at a charge determined by the Town Board;

NOW, THEREFORE, BE IT

ORDERED that a public hearing be held by the Owego Town Board on the 21st day of July, 2009 at 7:00 p.m. at the Owego Town Hall, Route 434, Owego, New York to consider said petition including the environmental significance thereof and to hear all persons interested in the subject thereof and for such and further action on the part of said Town Board with relation to the premises; and it is further

ORDERED that the Owego Town Clerk shall cause a certified copy of said order to be published at least once in the Press and Sun Bulletin not less than ten nor more than twenty days before the date set for the public hearing, and shall cause a copy thereof to be posted on the sign board of the Town not less than ten nor more than twenty days before the date designated for the hearing.

Dated: July 7, 2009

VOTE

Carol Sweeney	Yes
Donald Castellucci	Yes
Lynne Davis	Yes
Dean Morgan	Yes

5. AED for Hickories Park

A discussion was held. Scott Vasisko, Parks Maintenance Supervisor, will investigate this matter.

6. Tioga County Tax Receipts

Motion by Castellucci, seconded by Morgan and unanimously carried, the Supervisor was authorized to send a letter to James McFadden, Tioga County Treasurer and Dale Weston, Tioga County Legislative Chair, regarding the \$5.00 charge for duplicate tax receipts.

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. Cammarata vs Town of Owego

2. Holman vs. Town of Owego

Motion by Morgan, seconded by Castellucci and unanimously carried, the Board entered Executive Session regarding Cammarata vs Town of Owego and Holman vs. Town of Owego, an individual personnell matter and lease of Town property at 5:24 p.m.

Supervisor Sweeney reconvened the meeting at 5:37 p.m.

N. Adjournment

Motion by Morgan the meeting was adjourned at 5:37 p.m.

Respectfully submitted,

Michael E. Zimmer
Town Clerk