

October 20, 2009  
7:00 p.m.  
Town Hall Meeting Room  
2354 State Route 434  
Apalachin, NY

**Regular Meeting of the Owego Town Board**

Present: Supervisor Carol B. Sweeney  
Councilmen: Lynne L. Davis, Donald Castellucci, Jr.  
Dean A. Morgan and John P. Schumacher

Absent: None

**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**

**1. 2010 Preliminary Budget**

Supervisor Sweeney opened the Public Hearing on the 2010 Preliminary Budget.

Supervisor Sweeney presented an overview of the proposed 2010 Preliminary Budget.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, after all who wished to speak were heard, the Supervisor closed the Public Hearing on the 2010 Preliminary Budget.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, with no one in attendance wishing to speak, the Supervisor closed the Public Hearing on the 2010 Preliminary Budget.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried or on a roll call vote unanimously carried, the 2010 Preliminary Budget was accepted as the 2010 Final Budget.

#### **E. Reports of Department Heads**

The following Department Heads were present:

David Ferris, Highway Superintendent  
Andrea Klett, Town Assessor  
Judith Quigley, Town Attorney  
Debra Standinger, Planning and Zoning Administrator  
Michael Trivisonno, Director of Utilities  
Scott Vasisko, Parks Maintenance Supervisor

#### **F. Privilege of the Floor**

Supervisor Sweeney opened Privilege of the Floor.

After all who wished to speak were heard, the Supervisor closed Privilege of the Floor.

With no one in attendance wishing to speak, the Supervisor closed Privilege of the Floor.

**G. Presentation of Petitions, Communication and Notices**

**1. Letter - Tioga County Department of Personnel and Civil Service RE: 2010 Consolidated Health Insurance Rates**

Supervisor Sweeney reviewed the letter from the Tioga County Department of Personnel and Civil Service noting there will be a 20 per cent increase in the 2010 Consolidated Health Insurance Rates.

**2. Letter - Guardian RE: Guardian Group Benefits Renewal**

Supervisor Sweeney reviewed the letter from Guardian noting there will be an 11 per cent increase in dental insurance premium rates.

**3. Letter - NYSDOT RE: Culvert Repair Block**

Supervisor Sweeney reviewed the letter from NYSDOT regarding a culvert rehabilitation and replacement project requiring right-of-way acquisitions.

**4. Monthly Report of Supervisor**

The Supervisor's Monthly Report is on file in the Town Clerk's Office.

**5. Letter - Computel Consultants RE: Franchise Fees**

Supervisor Sweeney reviewed the letter from Computel Consultants regarding changes in franchise fees for Time Warner Cable.

**6. Letter - NYSDEC RE: Declaration for the Proposed Gas Well Drilling**

Supervisor Sweeney reviewed the letter from the New York State Department of Environmental Conservation regarding the Negative Declaration Form for proposed Easton 2 natural gas well drilling in the Town of Owego.

H. Abstracts

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

General Fund	\$ 55,491.20
General Fund - Town Outside	6,440.00
Highway - Town Outside	43,554.00
Water Districts	43,357.36
Route 38 Water	156.27
Sewer Districts	52,618.07
Route 38 Sewer	102.40
Lighting District 1	374.45
Lighting District 2	864.37
Lighting District 3	738.78
Lighting District 4B	131.16
Lighting District 5	452.35
Lighting District 6	1,147.44
Lighting District 7	144.99
Lighting District 8	93.33
Lighting District 9	43.27
Lighting District 4A	51.61
Lighting District 10	<u>60.24</u>
GRANT TOTALS	\$205,821.29

I. Unfinished Business

1. Marcellus Shale National Gas Town Committee

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried,

2. Exit 65 Lights

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and

**unanimously carried**

**3. Bolles Hill Road**

**Motion by \_\_\_\_\_, seconded by \_\_\_\_\_  
and unanimously carried,**

**4. Upstate Shredding Discharge Requirements**

Michael Trivisonno, Director of Utilities, reviewed a letter from Ron Horton, Wastewater Superintendent, Village of Owego, outlining the provisions required to accept the discharge from Upstate Shredding for treatment and disposal at the village wastewater treatment plant.

**Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and  
unanimously carried**

**5. NYS Assembly RE: People's Convention to Reform NY**

Supervisor Sweeney opened the discussion on the People's Convention to Reform New York.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and  
unanimously carried

**J. Reports of Standing Committees**

**K. Presentation of Resolutions, Motions and New Business**

**1. Owego Town Court Request To Attend County Criminal Justice  
Breakfast**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and  
unanimously carried, Cheryl Adams and Colleen Craig, Town of Owego

Court Clerks, were authorized to attend the County Criminal Justice Breakfast hosted by the Tioga County Probation Department on October 21, 2009, from 8:15 a.m. to 10:45 a.m., with all reasonable expenses paid.

**2. Stray Haven Humane Society & SPCA Dog Holding Service Agreement**

Supervisor Sweeney reviewed the 2010 Dog Holding Service Agreement Contract with Stray Haven Humane Society and SPCA noting there will be a 10 per cent increase in the yearly contract

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, the Supervisor was authorized to sign the 2010 Stray Haven Humane Society & SPCA Dog Holding Service Agreement.

**3. Appoint Tioga County Planning Board Member**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, \_\_\_\_\_ was nominated to represent the Town of Owego on the Tioga County Planning Board.

**4. Susquehanna River Basin Commission Request for Input to SRBC's 2010 Water Resources Program**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, the Susquehanna River Basin Commission Request for Input to SRBC's 2010 Water Resources Program was referred to the Water and Sewer Committee.

**5. NYSDOT Highway Working Permit**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, the Supervisor was authorized to sign the Undertaking Town of Owego in Connection With Highway Work Permits issued by the New York State Department of Transportation.

**6. Reschedule First Town Board Meeting in November**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, the due to Election Day on Tuesday, November 3, the first Town Board Meeting in November will be held on Wednesday, November 4, at 4:30 p.m.

**7. SRBC Proposed Regulatory Program Fee Schedule Revisions**

Supervisor Sweeney or Michael Trivisonno, Director of Utilities, reviewed the SRBC Proposed Regulatory Program Fee Schedule Revisions.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried the SRBC Proposed Regulatory Program Fee Schedule Revisions were adopted or accepted.

**8. Resolution - Water and Sewer Special District Charges**

Michael Trivisonno, Director of Utilities, or Andrea Klett, Town Assessor, gave an overview of the Water and Sewer Special District Charges.

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried or on a roll call vote unanimously carried, the following resolution was adopted:

WHEREAS, an estimate for the fiscal year commencing January 1, 2010, of the cost of construction of the water distribution system for consolidated Water District, Extension 15 in the Town of Owego has been prepared, and an assessment roll describing the lots and parcels of land in said district together with the names of the owners of the several lots and parcels, and such estimate amounts to Seven Thousand, Five Hundred Sixty-Eight Dollars (\$7,568) and such estimate and assessment roll have been filed with the Town Clerk of the Town of Owego,

WHEREAS, an estimate for the fiscal year commencing January 1, 2010, of the cost of the construction of the water distribution system for Consolidated Water District, Extension 17 in the Town of Owego has been prepared, and an assessment roll describing the lots and parcels of land in said district together with the names of the owners of the several lots and parcels, and such estimate amounts to Nineteen Thousand, Six Hundred Eleven Dollars (\$19,611) and such estimate and assessment roll have been filed with the Town Clerk of the Town of Owego,

WHEREAS, an estimate for the fiscal year commencing January 1, 2010, of the cost of the construction of the water distribution system for Consolidated Water District Extension 20 in the Town of Owego has been prepared, and an assessment roll describing the lots and parcels of land in said district together with the names of the owners of the several lots and parcels, and such estimate amounts to Seventeen Thousand, Nine Hundred Seventy-Five Dollars (\$17,975) and such estimate and assessment roll have been filed with the Town Clerk of the Town of Owego,

WHEREAS, an estimate for the fiscal year commencing January 1, 2010, of the sewer disposal system for Consolidated Sewer District, Extension 14 of the Town of Owego has been prepared, and an assessment roll describing the lots and parcels of land in said district together with the names of the owners of the several lots and parcels, and such estimate amounts to Twelve Thousand, Thirty-One Dollars (\$12,031) and such estimate and assessment roll have been filed with the Town Clerk of the Town of Owego,

WHEREAS, an estimate for the fiscal year commencing January 1, 2010, of the sewer disposal system for Consolidated Sewer District, Extension 15 of the Town of Owego has been prepared, and an assessment roll describing the lots and parcels of land in said district together with the names of the owners of the several lots and parcels, and such

estimate amounts to Eleven Thousand, Seven Hundred Eight Dollars (\$11,708) and such estimate and assessment roll have been filed with the Town Clerk of the Town of Owego,

RESOLVED, that a public hearing thereon be held on November \_\_\_\_\_, 2009 at \_\_\_\_\_ p.m. at which time the Town Board will meet at its meeting room at the Town of Owego Town Hall, Route 434, Owego, New York, and will hear and consider any objections which may be made to said assessment roll and that notice of such meeting be given by publication in the Press and Sun Bulletin.

Anyone requiring special accommodation should contact Debra Standing at 687-0123, Department #6.

**9. Appoint Part-time Deputy Town Clerk**

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and unanimously carried, Ann Lynett Nickels was appointed to the position of Deputy Town Clerk at a salary of \$10.00 per hour effective immediately or October 22, 2009.

**L. Second Privilege of the Floor**

Supervisor Sweeney opened the Second Privilege of the Floor.

After all who wished to speak were heard, the Supervisor closed the Second Privilege of the Floor.

With no one in attendance wishing to speak, the Supervisor closed the Second Privilege of the Floor.

**M. Executive Session**

1. Individual Personnel Matter
2. Lease of Town Property

3. OCG Ltd. Partnership v Town of Owego

Motion by \_\_\_\_\_, seconded by \_\_\_\_\_ and  
unanimously carried, the Board entered Executive Session regarding  
1. Individual Personnel Matter, 2. Lease of Town Property and  
3. OCG Ltd. Partnership v Town of Owego at \_\_\_\_\_  
p.m.

Supervisor Sweeney reconvened the meeting at \_\_\_\_\_ p.m.

N. Adjournment

Motion by \_\_\_\_\_ the meeting was adjourned at \_\_\_\_\_  
p.m.

Respectfully submitted,

Loretta P. Marchewka  
Deputy Town Clerk