

**Town of Oswego
Town Board Meeting
June 11, 2019**

The meeting of the Town Board was held on June 11, 2019 at town hall. Supervisor Kaulfuss opened the meeting at 6:00 PM with the Pledge of Allegiance.

Present:

Supervisor	Richard Kaulfuss
Councilor	Greg Herrmann
Councilor	Margaret Mahaney
Councilor	Victoria Mullen
Councilor	Richard Tesoriero
Attorney	Kevin C. Caraccioli

Others Present:

Highway Superintendent	David Sterio
Assessor	Rick Hogan

Public Comment: None

Reports of the Town Supervisor, Highway Superintendent and Town Clerk can be accessed at www.townofoswego.com

Old Business:

Community Center update: Have received budget estimates for the electrical and plumbing work for the bathrooms.

Thompson Rd Bridge update: Public information meeting was held June 10. BCA Engineers explained the initial findings that explain how there is severe scouring under the culvert structure. They presented 3 scenarios that are being considered and the pros and cons of each. They also covered the expected timeline of determining the most feasible and affordable plan and funding that may be available.

New Business:

Resolution 2019-57 Approval of Minutes

On motion by Councilor Tesoriero, second Councilor Mahaney the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Resolved the Oswego Town Board approves the minutes from the May 14, 2019 Board meeting, the Town Clerk's Report, the Supervisors Financial Report, the Code Enforcement Report, the Dog Control Officer's Report and the Cemetery Report.

Resolution 2019-58 Approval of Abstract

On motion by Councilor Herrmann, second Councilor Mahaney the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Resolved the Oswego Town Board approves the invoices on Abstract #7 as follows:

General Fund	Vouchers	177-216	\$84,518.20
Highway	Vouchers	82-96	\$22,168.81
Special Districts	Vouchers	27-34	\$ 6,946.86
Trust & Agency	Vouchers	6	\$ 442.00

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Resolution 2019-59 Budget Modifications

On motion by Councilor Mahaney, second Councilor Herrmann the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Resolved the Oswego Town Board approves the following budget modifications:

Budget Modification: \$2550.00 to cover repairs to Town Hall sprinkler

From: A 1990.4 Contingent Account

To: A 1620.4 Buildings Contractual

Budget Modification: \$10200.00 to cover repairs to Community Center: Reassignment of assets from sale of gravel bed

From: A 909 Fund Balance - Unreserved

To: A 7140.4 Playgrounds and Rec Center Contractual

Resolution 2019-60 Resubmittal of Local Waterfront Revitalization Program

On motion by Councilor Tesoriero, second Councilor Herrmann the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Tesoriero, 0 Nays. Be it resolved that the Oswego Town Board approves the re-submission of the grant application funding for 2019 to prepare a plan for the Town of Oswego to participant in the Local Waterfront Revitalization Program (LWRP). The high levels of Lake Ontario in 2017 and 2019 emphasizes the importance of the Town of Oswego participating in this important NYS/Federal program. Carrie Iorizzo will be assigned the revising and re-submitting of the application.

Resolution 2019-61 Kathleen Delaney Planning and ZBA Secretary

On motion by Supervisor Kaulfuss, second Councilor Mahaney the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Resolved the Oswego Town Board approves the hiring of Kathleen Delaney as the selected candidate as Panning and ZBA Secretary, effective 05/29/2019.

Resolution 2019-62 Sprinkler System Repair

On motion by Supervisor Kaulfuss, second Councilor Mahaney the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Resolved the Oswego Town Board approves the repair of the sprinkler system in the Town Hall not to exceed \$2,600.00

Resolution 2019-63 BCA Agreement Amendment for Thompson Rd Bridge

On motion by Councilor Mullen, second Supervisor Kaulfuss the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Be it resolved that the Oswego Town Board accepts the changes to the Owner-Engineer Agreement Amendment No. 3 between the Town of Oswego and BCA Architects & Engineers of Watertown NY to authorize BCA to prepare a 2019 – NYS Consolidated Funding Application on behalf of the Town for the Thompson Road Bridge Project, not to exceed \$1,000.00 and authorizes the supervisor to sign the amendment.

Resolution 2019-64 Judge Sterio Travel Expenditure

On motion by Supervisor Kaulfuss, second Councilor Mahaney, the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Be it resolved that the Oswego Town Board approves the travel and expenditure request of Judge Mike Sterio in the amount of \$707.25 and will be paid in accordance with the current Town Travel Policy that the expenditures be reimbursed after proof of payment has been received.

June 11, 2019

Resolution 2019-65 2019 Mileage Rate

On motion by Councilor Tesoriero, second Councilor Herrmann the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Tesoriero, 0 Nays. Be it resolved that the Oswego Town Board accepts the new mileage rate as set by the United States Internal Revenue Service for 2019 of \$0.585 /mile; and that the Town of Oswego's Travel Policy be changed to reflect that the town will reimburse at the rate as established yearly by the IRS.

Resolution 2019-66 Snow Plow payment

On motion by Councilor Herrmann, second Councilor Mahaney the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Mullen, Tesoriero, 0 Nays. Be it resolved that the Oswego Town Board authorizes the Town Supervisor to issue a check in the amount \$22,152.00 to pay the balance owing on the new snow plow; said funds to come from the established Capital Reserve Fund.

Resolution 2019-67 Sleepy Hollow Repair Bond

On motion by Councilor Tesoriero, second Councilor Herrmann the following resolution was adopted 5 Ayes, Herrmann, Kaulfuss, Mahaney, Tesoriero, 0 Nays.

WHEREAS, December 11, 2018 the Town Board of the Town of Oswego (the "Town") duly adopted a bond resolution (the "Original Bond Resolution") authorizing (a) construction of sewer system improvements for the Sleepy Hollow Sewer District including, but not limited to, the replacement of sewer pumps and repairs to a control panel, including issuance costs (the "Purpose"), and (b) issuance of serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$20,000; and

WHEREAS, the Original Bond Resolution provided that the estimated maximum cost of the Purpose was \$20,000; and

WHEREAS, the Town Board of the Town has determined that the cost of the Purpose has increased by \$30,000 to a maximum cost of \$50,000; and

WHEREAS, the Town Board of the Town desires to approve the increase in the maximum cost of the Purpose and authorize the issuance of an additional not to exceed \$30,000 of bonds and notes to finance the costs of the Purpose;

NOW THEREFORE BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF OSWEGO AS FOLLOWS:

Section 1. Pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "SEQRA"), the Town Board of the Town of Oswego (the Town") hereby determines that the Purpose (as herein defined) is a Type II Action, and that no further action is required to satisfy the requirements of SEQRA.

Section 2. The Town is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the additional aggregate principal amount of not to exceed \$30,000 pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes described herein.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution is the construction of sewer system improvements for the Sleepy Hollow Sewer District including, but not

limited to, the replacement of sewer pumps and repairs to a control panel, including issuance costs of the Bonds and bonds anticipation notes hereinafter referred to (collectively, the “Purpose”).

Section 4. It is hereby determined and declared that (a) the aggregate maximum cost of the Purpose, as estimated by the Board, is \$50,000, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the Town plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 5. It is hereby determined that the Purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is thirty (30) years. The proposed maturity of the Bonds will not exceed five (5) years.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the Supervisor of the Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor of the Town, consistent with the provisions of the Local Finance Law.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the Supervisor of the Town. The Supervisor of the Town is hereby authorized to sign and the Town Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and to affix to such Bonds and bond anticipation notes the corporate seal of the Town.

Section 8. The faith and credit of the Town of Oswego, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year, to the extent the necessary funds are not provided from other sources. There shall be levied annually on all taxable real property in the Town, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable, to the extent the necessary funds are not provided from other sources.

Section 9. This Resolution shall constitute the Town’s “official intent”, within the meaning of Section 1.150-2 of the Treasury Regulations, to finance the cost of the Purpose with the Bonds and notes herein authorized. The Town shall not reimburse itself from the proceeds of the Bonds or notes for any expenditures paid more than sixty days prior to the date hereof, unless specifically authorized by Section 1.150-2 of the Treasury Regulations.

Section 10. This Resolution or a summary thereof, shall be published by the Town Clerk together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in each official newspaper of the Town. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 11. The firm Barclay Damon LLP is hereby appointed to serve as Bond Counsel to the Town in connection with the Bonds and notes herein authorized.

Section 12. Subject to the provisions of Subdivision 1(1) of Paragraph b of Section 35.00 of the Local Finance Law, this Resolution is not subject to permissive referendum and shall take effect immediately upon its adoption.

WHEREFORE, the foregoing Resolution was put to a vote of the members of the Town Board of the Town of Oswego this 11th day of June, 2019,

Resolution 2019-68 Speed Limit Reduction for Rathburn Rd

On Motion by Councilor Tesoriero, Second by Councilor Mullen the following resolution was adopted 5 Ayes, Herrmann, Mahaney, Kaulfuss, Mullen, Tesoriero, 0 Nays. Be it resolved that the Town Board accepts the petition from neighbors requesting a speed limit reduction and authorizes the Town Supervisor to prepare and submit a request for a speed limit reduction for Rathburn Rd from Co. Rt. 25(5th Street Rd) to Engles Rd to 45 MPH.

Motion by Councilor Tesoriero, second Councilor Mahaney to close the meeting at 6:55 PM. Motion passed unanimously.

Respectfully submitted.

Nikki Fowler
Oswego Town Clerk