

**Town of Oswego  
Town Board Meeting  
May 11, 2021**

The meeting of the Town Board was held May 11, 2021 at town hall. Supervisor Kaulfuss opened the Public Hearing at 6:00 PM with the Pledge of Allegiance.

**Present:**

Supervisor	Richard Kaulfuss
Councilor	Jonathan Fowler-
Councilor	Greg Herrmann
Councilor	Victoria Mullen
Councilor	Richard Tesoriero
Attorney	Kevin C. Caraccioli

**Others Present:**

Highway Superintendent	Robby Malone
Assessor	Richard Hogan
Historian	George DeMass
	Dan Gurney

Reports of the Town Supervisor, Highway Superintendent and Town Clerk can be accessed at [www.townofoswego.com](http://www.townofoswego.com)

1. Old Business:        Stimulus Funds  
                              Project update  
                              Valley Locksmith
2. New Business:      Update Cemetery Fees  
                              USDA European Cherry Fruit Fly Program  
                              Security System update – Volney Multiplex

**Resolution #2021-27** Be it resolved that the Oswego Town Board approves the minutes from the April 13, 2021 Board Meeting, the Town Clerk’s Report, the Supervisor’s Financial Report, the Code Enforcement Report, The Dog Control Officer’s Report and the Cemetery Report. Moved by Councilor Fowler, Second Councilor Herrmann. Motion carried, 5 Ayes.

**Resolution #2021-28** Be it resolved that the Oswego Town Board approves the invoices on Abstract #05 as follows:

General Fund	V 117 – 149	\$ 93,287.56
Highway Fund	V 72 – 83	\$ 76,485.70
Special Districts	V 25 - 29	\$ 5,217.94
HH - Special District 3	V 6 – 8	\$ 53,510.00
HB – Thompson Rd	V	\$
Trust & Agency	V 6	\$ 398.00
HA & HE West Lk Rd & Lakeshore Rd	V 3	\$ 1,400.00

--	--	--

Moved by Councilor Mullen, Second Councilor Fowler. Motion carried, 5 Ayes.

**Resolution #2021-29** Be it resolved that the Oswego Town Board does hereby authorize Town Supervisor to sign the Sleepy Hollow Wastewater Treatment Plant Disinfection and Comprehensive Study from BCA.

Moved by Councilor Fowler, Second Councilor Mullen. Motion Carried 5 Ayes

**Resolution #2021- 30** Be it resolved that the Oswego Town Board does hereby approve an increase for Grave Openings from \$800 to \$850.00 effective immediately.

Moved by Supervisor Kaulfuss, Second Councilor Mullen. Motion carried, 5 Ayes.

**Resolution #2021- 31** Be it resolved that the Oswego Town Board does hereby approve paying Cemetery staff time and one half for time worked for grave openings and or burials after 1pm during the week or on Saturday, Sunday or holidays.

Moved by Councilor Mullen, Second Councilor Fowler. Motion carried, 5 Ayes.

**Resolution #2021- 32** Be it resolved that the Oswego Town Board does hereby approve the Painting Estimate from Bullseye Painting Inc. for \$6,500 for Town Hall interior painting. Additional colors will be an extra charge.

Moved by Supervisor Kaulfuss, Second Councilor Mullen. Motion carried, 5 Ayes.

**Resolution #2021-33** Be it resolved that the Oswego Town Board does hereby approve the payment of \$92,137.50 to pay off the Highway Garage bond on June 1, 2021.

Moved by Councilor Mullen, Second Councilor Tesoriero. Motion carried, 5 Ayes.

**Resolution #2021-34** Be it resolved that the Oswego Town Board does hereby approve the attached resolution authorizing the Highway Superintendent to purchase a Gradall for \$429,549.60 from Alta Construction Equipment New York LLC and approves bonding for \$429,549.60 from Bank of Greene County for the purchase of the Gradall.

Moved by Councilor Tesoriero, Second Councilor Mullen. Motion carried, 5 Ayes.

**Resolution #2021-35** Be it resolved that the Oswego Town Board does hereby approve a Public Information meeting for the Lakeshore Commercial Sewer District on Wednesday, June 2, 2021 at 6pm at Oswego Town Hall.

Moved by Councilor Fowler, Second Councilor Mullen. Motion carried, 5 Ayes.

**Resolution #2021- 36** Be it resolved that the Oswego Town Board does hereby authorize Town Supervisor to sign the Property Access Request 2021 from USDA.

Moved by Councilor Tesoriero, Second Councilor Mullen. Motion carried, 5 Ayes.

**Resolution #2021- 37** Be it resolved that the Oswego Town Board does hereby authorize Town Supervisor to sign the REDI (CO 30) Supplemental Certificate Labor Capitalization for Lakeshore Road.

Moved by Councilor Tesoriero, Second Councilor Fowler. Motion carried, 5 Ayes.

**Resolution #2021- 38** Be it resolved that the Oswego Town Board does authorize a Public Hearing regarding Local Law 1 for Town op-out of Adult Use Cannabis Retail Dispensaries and On-Site Consumption Sites at the June 8, 2021 Town Board meeting.

Moved by Councilor Fowler, Second Councilor Herrmann. Motion carried, 5 Ayes.

Resolution #2021-39 Motion made by Supervisor Kaulfuss, Second Councilor Fowler to Table the next resolution regarding the the New York State Marijuana Regulation and Taxation Act (MRTA). Motion carried 5 Ayes.

**Resolution #2021- Tabled**

WHEREAS, the New York State Legislature has passed the New York State Marijuana Regulation and Taxation Act (MRTA) and the Governor has signed it into law, providing for the legalization of adult use marijuana effective immediately; and

WHEREAS, the MRTA has a provision that enables local municipalities to "Opt Out" of allowing adult use cannabis retail dispensaries and on-site consumption sites through the enactment of a local law, which is subject to permissive referendum; and

WHEREAS, the Town of Oswego has authorized an update of the Town's Comprehensive Plan; and

WHEREAS, the Town of Oswego has authorized an update of Zoning Law governing a myriad of uses throughout the town; and

WHEREAS, the Town of Oswego has undertaken the Local Waterfront Revitalization Program which is also designed to review best code practices and related land use planning option; and

WHEREAS, the Town Board for the Town of Oswego declares it to be in the best interest of the residents and businesses of the Town of Oswego to opt out of the applicable provisions of the MRTA at this time and unless or until the Town's land use plan addresses uses under the MRTA that can be regulated in a manner that best protects the Town of Oswego; now, therefore be it

RESOLVED, that the Town of Oswego opts out of the applicable provisions of the New York State Marijuana Regulation and Taxation Act related to allowing Adult Use Cannabis Retail Dispensaries and On-Site Consumption Sites anywhere within the jurisdictional boundaries of the Town of Oswego; and it is further

RESOLVED, that the Town of Oswego hereby adopts Local Law No. 1 of 2021, a local law providing for the Town of Oswego to opt out of Adult Use Cannabis Retail Dispensaries and On-site Consumption Sites, effective immediately but subject to permission referendum as provided for in NYS Cannabis Law § 131 and NYS Municipal Home Rule Law §24.

Moved by \_\_\_\_\_ Second \_\_\_\_\_

Motion made by Councilor Teseriero to adjourn the meeting at 7:18, Second by Supervisor Kaulfuss. Motion Carried, 5 Ayes.