

Present: Supervisor Manchin, Councilors Michael Hickey, Gary Ross, Timothy McCarthy and Ned Green
Town Clerk Christine Shaw, Deputy Clerk Louise Herbert
Code Enforcement Officer Gail Swistak
Attorney Joseph Shields
11 people

The meeting was called to order by Supervisor Manchin at 8:00PM, and those present pledged allegiance to the flag

The minutes of the April board meeting were approved on a motion made by Mr. Ross, seconded by Mr. McCarthy and unanimous board approval.

The **Area Variance request from MIKO** (Michael & June Wood) was approved on a motion by Mr. Hickey, Mr. Ross seconded the motion and unanimously approved. A SEQR form was completed stating that this variance will have no negative effect on the area and was approved on a motion by Mr. Ross, seconded by Mr. Green and unanimously accepted.

Mr. Manchin reported that the Tug Hill is working with the Planning board regarding the town laws and revisions.

Art Gearsbeck, Dutch Rd., addressed the town board explaining that at a previous meeting the town board mentioned that with the insurance bid results the town will save about \$38,000 on insurance for 2004. On Thursday, Oswego County legislature will be voting on whether or not to allow the towns to purchase black top from the County's Hastings plant. Mr. Gearsbeck stated that it looks like it will be approved. He stated that the Town of West Monroe should save about \$50,000 in fuel by traveling only to Hastings for black top. Therefore, for 2005 the town board should be able to reduce taxes about this amount. Mr. Gearsbeck also stated that he would like to see the board pass the saving on to the residents, no like in the year that the County increased the sales tax the town did not pass the increased revenue from the sales tax to the residents by reducing town taxes. The board stated that they did reduce taxes that year and after some discussion and checking the budget for 1997 (first year which included the sales tax revenues), it was found that the Town of West Monroe's General fund tax rate did drop 33%. The town board stated that it is (and always would be) their intent again whenever possible to keep the town taxes as low as possible.

The board then addressed the legal requirements that are necessary for the **referendum vote on June 8th regarding the proposed Water District**. Mr. Manchin reported that he had received a petition with 133 signatures from the residents of Deer Run Mobile Home Park and from Partridge Acres Mobile Home Park stating they wanted the right to vote and did not want the water district. Mr. Shields stated the case law states that only the park owners have a right to vote.

Mr. Green moved and Mr. Ross seconded the following resolution to Establish date, time and location of Special election.

**RESOLUTION ESTABLISHING DATE, TIME AND LOCATION
OF SPECIAL ELECTION FOR PURPOSE OF VOTING
ON WATER DISTRICT PROPOSITION**

WHEREAS, the Town Board of the Town of West Monroe, Oswego County, New York (the "Town") has previously passed a Resolution to create the West Monroe Central Water District (the "Water District"), described more particularly as comprising the following:

Beginning at a point on the division line between the Town of Hastings on the west and the Town of West Monroe on the east at the northwest corner of Tax Map Parcel #260-04-32.02 said point also being the northwest corner of a water district formed in 1999/2000; thence running along the town line northerly a distance of about 12,000 feet to the northwest corner of Farm Lot #49; thence running easterly along the north line of Farm Lot #49 a distance of about 1,550 feet to the west line of Tax Map Parcel #243-01-03; thence northerly a distance of about 700 feet to the northwest corner of Tax Map Parcel #243-01-03; thence easterly a distance of about 850 feet to the northeast corner of Tax Map Parcel #243-01-03; thence southerly a distance of about 700 feet to the northwest corner

of Farm Lot #50; thence easterly along the north lines of Farm Lots #50 and #51 a distance of about 4,300 feet to the southeast corner of Tax Map Parcel #243-02-16; thence running northerly a distance of about 400 feet to the centerline of County Route #84; thence southerly along the centerline a distance of about 700 feet to the southwest corner of Tax Map Parcel #243-02-04; thence northerly a distance of about 175 feet to the northwest corner of Tax Parcel #243-02-04; thence easterly a distance of about 190 feet to the centerline of Dutch Hill Road; thence southerly along same a distance of about 190 feet to the northwest corner of Farm Lot #52; thence running easterly along the north line of Farm Lot #52 and north line of Farm Lot #53, a distance of about 5,000 feet to the northeast corner of Lot #53; thence running southerly along the east line of Farm Lot #53 a distance of about 2,600 feet to the northeast corner of Farm Lot #61; thence running easterly along the north line of Farm Lot #62 and the north line of Farm Lot #63, a distance of about 2,000 feet to the northeast corner of Tax Map Parcel #261-02-18; thence running southerly a distance of about 1,150 feet to the centerline of Grannis Road; thence easterly along same a distance of about 300 feet to the north-west corner of Tax Map Parcel #261-03-01; thence southerly a distance of about 500 feet to the southwest corner; thence easterly a distance of about 650 feet to the southeast corner of Tax Map Parcel #261-03-01; thence northerly a distance of about 500 feet to the centerline of Grannis Road; thence easterly along same, a distance of about 1,150 feet to the east line of Lot #63; thence southerly a distance of about 3,000 feet to the southwest corner of Tax Map Parcel #261-03-03; thence easterly a distance of about 1,850 feet to the southeast corner of Parcel #261-03-03; thence southerly a distance of about 1,350 feet to the north line of Farm Lot #80 at the southwest corner of Tax Map Parcel #261-03-05; thence easterly along the north line of Farm Lot #80, a distance of about 1800 feet to the northeast corner of Lot #80 also being the division line between the Town of West Monroe on the west and the Town of Constantia on the east; thence running southerly along said town line a distance of about 19,000 feet to the shore of Oneida Lake near Toad Harbor; thence running along said shoreline a distance of about 17,000 feet to the southwest corner of Lot #129; thence running northerly along the line of farm lots a distance of about 15,000 feet to the northeast corner of Tax Map Parcel #260-04-09 said point also being the northeast corner of a water district formed in 1999/2000; thence running along said line westerly a distance of about 5,170 feet to the point of beginning.

WHEREAS, said resolution is subject to a permissive referendum under the applicable provisions of the Town Law;

WHEREAS, the Town residents situate within the proposed Water District have requested said referendum on the issue of whether the Water District should be approved by the residents benefitted thereby;

NOW, THEREFORE, BE IT RESOLVED that a Special Election will be held on the 8th day of June, 2004, on which date the polls will be kept open between the hours of 12 p.m. and 9 p.m. for the purpose of voting by ballot upon the following proposition:

Proposition Number 1

Shall the action of the Town Board of the Town of West Monroe, in adopting a resolution approving the creation of the West Monroe Central Water District, be approved?

IT IS FURTHER RESOLVED that the polling place at such special election will be the Town Hall, 46 County Route 11, West Monroe, New York.

VOTE: 5 ayes, 0 nays, carried.

Mr. Ross moved the following resolution, seconded by Mr. Green:

**RESOLUTION REQUIRING PERSONAL REGISTRATION OF
QUALIFIED VOTERS FOR SPECIAL TOWN ELECTION
ON WATER DISTRICT PROPOSITION**

WHEREAS, the Town Board desires to require personal registration of voters who are entitled to vote at a special election dated June 8, 2004 on a proposition to create the West Monroe Central Water District;

WHEREAS, the purpose of requiring such registration is to permit absentee ballot voting at the special election on June 8, 2004;

NOW, THEREFORE, BE IT RESOLVED that personal registration, as more fully set forth in Town Law Section 84, shall be required for the special town election on June 8, 2004, at which a proposition to create the Monroe Central Water District will be voted upon;

BE IT FURTHER RESOLVED that the Town Board shall select from the list of election inspectors previously designated for general election purposes, not less than two nor more than four persons to constitute a board of registration for the special election on June 8, 2004;

BE IT FURTHER RESOLVED that on the 26th day of May, 2004, between the hours of 12 p.m. and 4 p.m., the Board of Registration shall meet at Town Hall, 46 County Route 11, West Monroe, New York, for the purpose of preparing a register of voters of the town qualified to vote in the special election on June 8, 2004, who shall present themselves personally for registration for such special election.

VOTE: 5 ayes, 0 nays; carried.

The issue of absentee ballots was then discussed. After a brief discussion Mr. Hickey moved to allow absentee ballot during this special election regarding the water district. Mr. Green seconded the motion. The vote of the board was: Mr. Ross-no, Mr. Green-yes, Mr. Hickey-yes, Mr. McCarthy-no and Mr. Manchin-yes. Motion Carried.

Mr. Hickey move to go into executive session, at 8:49 PM, regarding the assessment challenge, and junk law updates regarding Hobbs, Morey and Bisbo. Mr. Ross seconded the motion and all the members of the board voted in favor.

The meeting was re-opened at 9:16 with the Supervisor reading the monthly reports submitted by:

Superintendent of Highways, who requested the town board give Supervisor Manchin permission to sign letter **to allow CDM to do the proper paperwork necessary to complete the report that the DEC wants for the town's SPDES permit for storm water**. The report will prepare a brochure and all necessary paper to keep the town in compliance, and will also keep next years report to a minimum. Mr. Ross moved to allow the Supervisor to sign an agreement with CDM to complete the report. Mr. McCarthy seconded the motion with unanimous board approval.

Mr. Fisher also requested the board **declare the 1996 Chevrolet pick up truck and 19 steel tanks surplus**. Mr. Fisher suggested that the bids be opened on June 7th at 12 noon and then could be awarded at the June 9th board meeting should the board so choose. Mr. Manchin also added that there are miscellaneous computer equipment/programs in the storage room and would like to include those as surplus. Mr. Ross moved to declare the 1996 Chevrolet pick up truck and 19 steel tanks, along with the misc. computer parts surplus and put those items out for bid to be opened on June 7th at 12 noon. Mr. McCarthy seconded the motion with unanimous board approval.

Mr. Manchin reported that the **workshop with the Fire Dept.** would be May 19th at 7 PM.

Mr. Michael Nolan **resigned from the Planning Board** and therefore the board would like the town clerk to advertise for the vacancy.

Code Enforcement Officer Gail Swistak addressed the board regarding outside fires per Local Law #2 of 2001 **A Local Law amending in its entirety Local Law #3 of the year 2000 regulating junk and the licensing of Junkyards in the Town of West Monroe and requiring owners of both residential and commercial property to keep all areas at their building, grounds, facilities and appurtenances in a clean, safe and sanitary condition**, Section 13. Mrs. Swistak explained that the way this section is written causes problems.

Mrs. Swistak also explained that she is working on the trailers being used as storage.

The **Report of the Audit Committee of the audit of the 2003** records of the town clerk, supervisor and justices which revealed no irregularities and the records of those officials appeared to be complete and in order.

The **Youth Program** will hold their sign up for the recreation program on June 24th and 25th from 6-8 PM.

Reports for April were received from:

Town Clerk with a check in the amount of \$1,305.23 and as tax collector submitted a check in the amount of \$7,079.25 from penalties and interest. The total amount of taxes collected by the town clerks office was \$2,162,021.57.

Supervisor's Financial report

Code Enforcement Officer

Dog Control Officer

Minutes from the February and March planning board Meeting

Mr. Hickey moved that the bills be paid as audited. Mr. McCarthy seconded the motion

GENERAL FUND, abstract #4, vouchers #145 to #167 with the exception of #160 which was voided, in the amount of \$12,999.23

HIGHWAY FUND, abstract #4, vouchers #169 to #202 in the amount of \$22,786.86

BIG BAY SEWER FUND, abstract #4, vouchers #40 to #53, in the amount of \$4,634.15

CORRESPONDENCE:

Insurance certificate for the Women's Tuesday Night Softball team who will be using the town park.

State of New York Senator James Wright response to the town's letter regarding HAVA (Help America Vote Act).

Misc. newsletters and publications.

Meeting was adjourned at 9:45PM.