Marcellus Town Board
Regular Meeting
Wednesday, October 7, 2026
6:30 PM

A Regular Meeting of the Town of Marcellus, County of Onondaga, State of New York was held on Wednesday, October 7, 2026, in the Town Hall, 22 East Main Street, Marcellus, New York.

Present:	Jane Attley	Supervisor
	Jeff Berwald	Councilor
	Percy Clarke	Councilor
	Terry Hoey	Councilor
	Karen Pollard	Councilor

Also Present: Stacy Marris, Town Counsel; Mike Ossit, Highway Superintendent; Don MacLachlan, Park and Recreation Director; Linda Wilcox, Town Historian; Chris Christensen PBZB; Dave Card, Fire Department; Chris Burtis, Mary Haney, Vince Coon, Connor Haney, Patty Bishop, Jeff Brown, Bill Southern, Art and Nancy Hudson and Suzanne Tobin, Deputy Town Clerk.

Public Hearing: Local Law NO. B of 2026 Steep Slope Protections: Supervisor Atley opened the public hearing to questions and comments from the Town Board and audience. Councilor Clarke asked Chris Christensen (PZPB) if he might have an idea about what percentage of properties this law would affect. Chris replied roughly about 15% overall. There were no other comments from the audience. Supervisor Attley closed the hearing at 6:33 PM.

Public Hearing: Local Law NO. C of 2026 Battery Energy Storage Systems: Supervisor Atley stated that Local Law C was going to be tabled for this meeting due to it needing to be redrafted. Councilor Berwald wanted to discuss the reason for the table action and Stacy Marris explained that the language regarding the various tiers and the respective permit requirements needed to be revised according to the input from the Planning and Zoning Board and the Comprehensive Plan committee and that those revisions were being completed.

Public Hearing: Local Law NO. D of 2026 Tax Levy Override: Supervisor Atley opened the public hearing to questions and comments from the Town Board and audience. Councilor Hoey spent a moment to explain that the law was passed every year as a matter of form and did not necessarily mean that the annual budget will override the cap, the law is passed “just in case”. Supervisor Attley closed the hearing at 6:37 PM.

Waive the Reading and Accept the Minutes: : Councilor Clarke made a motion seconded by Councilor Berwald to waive the reading and accept the minutes as presented by the Town Clerk and the Budget Officer for the Budget Meeting on August 26, 2026, Town Board Budget Meeting, September 2, 2026, Town Board Budget Meeting, September 2, 2026, Town Board Meeting, September 9, 2026, Town Board Workshop Meeting, September 16, 2026, Town Board Budget Meeting, September 22, 2026, and the Town Board Special Meeting, September 30, 2026.
Ayes – Attley, Berwald, Clarke, Hoey and Pollard Carried

Monthly Activity: The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #9 for September 22, 2026, Claim‘s # 160070-160100.

Expenses

General Fund	$18,183.42
Part Town General	2,546.42
Part Town Highway	747.41
Hydrant Fund	1,827.61
Water District	12,384.97
Trust and Agency	1,888.27
Total	$37,578.10

The Abstract of Audited Vouchers was given to the Board Members as submitted by the Town Clerk. Abstract #10 for October 10, 2026, Claim's # 160121-160161, 160163-160179.

Expenses

General Fund	$29,999.69
Part Town General	1,602.58
Townwide Highway	11,786.75
Part Town Highway	4,450.28
Trust and Agency	148.58
Total	$47,987.88

Board Members were given the Activities Report as September 28, 2026. Fiscal year 2026 Period 9.

	Revenue	**Expense**
General Fund	(1,500,815.12)	1,085,252.61
Part Town General	(226,385.61)	130,122.20
Townwide Highway	(684,804.62)	351,867.91
Part Town Highway	(391,347.74)	199,682.63
Fire District	(447,808.61)	408,291.00
Hydrant Fund	(3,494.42)	3,440.80
Ambulance Fund	(311,773.03)	311,756.00
Sewer District	(216,281.03)	137,967.76
Water District	(88,757.52)	191,909.21

Bank Balances:
The total of all Bank Balances for August 2026 is $5,980,666.94

Councilor Hoey made a motion seconded by Councilor Berwald to approve the Abstract of Audited Voucher Reports for September 22, 2026, October 10, 2026, the Activities Report as of September 28, 2026, and the bank balance as of August 2026.
Ayes – Attley, Berwald, Clarke, Hoey and Pollard Carried

Old Business:

Town Hall Security: Councilor Berwald said that the committee that is researching the building modifications to address these concerns is making progress.

OCWA – Information on the water service provided:

Jeff Brown OCWA Executive Director led the Town Board and the public through an informational Power Point presentation and answered the questions that the audience and the Board had at the finish of the presentation.

New Business:

Syracuse Technologies: Network Security/Firewall:

Councilor Pollard commented that it was very important to keep the security system protection current. Councilor Pollard made a motion to approve the contract submitted by Syracuse Technologies to upgrade the Town's security system protection as proposed. Councilor Hoey seconded the motion.
Ayes – Attley, Berwald, Clarke, Hoey and Pollard Carried

Local Law NO. B of 2026 Steep Slope Protections:

- **Onondaga County Plan Board Resolution:**

Stacy Marris summarized the Resolution and the position of the County being no action, clearing the Board to act on the Law.

TOWN OF MARCELLUS
LOCAL LAW NO. 2 OF 2026

A LOCAL LAW TO AMEND THE TOWN OF MARCELLUS ZONING LAW TO ADD A NEW SECTION REGARDING STEEP SLOPE PROTECTIONS

BE IT ENACTED by the Town Board of the Town of Marcellus as follows:

SECTION 1 AUTHORITY.

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law § 10.

SECTION 2 AMENDMENTS TO THE TOWN OF MARCELLUS ZONING LAW TO ADD A NEW SECTION 235-26.2 ("STEEP SLOPE PROTECTIONS").

The Town of Marcellus Zoning Law is hereby amended to add Section 235-26.2 as follows:

"**(1) Purpose**

The purpose of this Steep Slope Protection Law is to conserve the sensitive environment of steep slope areas, and to regulate land use within these areas in a manner which protects the public interest by minimizing detrimental effects of land disturbance and development on steep slopes by:

A. Providing for the reasonable use of steep slopes while ensuring development will not induce soil erosion, unreasonably alter the natural topography of the area, require excessive grading, increase slope instability, increase stormwater runoff, contaminate surface waters, or create onsite sewage treatment problems.

B. Guarding against property damage and personal injury.

C. Minimizing the potential for erosion, slope failure, stream siltation, increased stormwater runoff, flooding, contamination of surface waters; and protecting the water quality of Nine Mile Creek, Otisco Lake, and other downstream bodies of water.

D. Conserving existing steep slope woodlands for air and water quality benefits and the preservation of wildlife habitats.

(2) Definitions.

CLEARING: Removing or causing to be removed the vegetation growing in the soil which protects and stabilizes the soil. Such removing or causing to be removed shall include any intentional or negligent act to (1) cut down, (2) remove all or a substantial part of, or (3) damage a tree or other vegetation which will cause the tree or other vegetation to decline and/or die. Such acts shall include but not be limited to damage inflicted upon the root system of the vegetation by the application of toxic substances, by the operation of equipment and vehicles, by storage of materials, or by the damage of natural grade due to unapproved excavation or filling, or damage caused by the unapproved alteration of natural physical conditions. The area of land disturbance of a mature tree shall be measured as the crown of the tree.

LAND DISTURBANCE: Any man-made change to the land surface that may result in soil erosion from water or wind and the movement of sediments into a Watercourse, including, but not limited to, clearing, grading, excavating, transporting, and filling of land, paving of existing pervious areas or otherwise creating new impervious areas.

WATERCOURSE: Every spring, pond (other than artificial reservoirs and filter basins), stream, creek, lake, ditch, gutter, or other channel of every kind, the waters of which will run whether continuously or occasionally.

(3) Steep slope protection areas (SSPA)

A. The steep slope protection areas shall include all lands having slopes 15% or greater.

B. Steep slope protection areas are further categorized as:

(1) Moderately steep: 15% to less than 24.9% slope (3 to 6 in 12);

(2) Very steep: 25% to less than 49.9% slope (6 to 10 in 12); and

(3) Extremely steep: 50% or greater slope (> 10 in 12).

C. The Town of Marcellus Steep Slopes map created, and as may later be amended, by the Syracuse - Onondaga County Planning Agency, the current version of which is attached hereto and incorporated herein as Exhibit "A", shall be accepted as preliminary evidence of slope. Other scientific or reliable evidence may also be accepted as evidence of steep slope in the sole discretion of the Planning Board.

D. The regulations applicable to Steep Slope Protection Areas shall be in addition to and take precedence over the zoning regulations otherwise applicable in each zoning district.

(4) Activities within a steep slope protection area requiring site plan review

A. The following activities require site plan approval through the Town of Marcellus Planning Board, pursuant to Section 235-28, when located in a steep slope protection area.

(1) Area A1: 1000 square feet or greater of land disturbance on a Moderately Steep Slope within 100 feet horizontal distance from any watercourse.

(2) Area A2: 500 square feet or greater of land disturbance on a Very Steep or Extremely Steep Slope within 100 feet horizontal distance from any watercourse.

(3) Area B: 3000 square feet or greater of land disturbance occurring on a Moderately Steep Slope beyond 100 horizontal feet from any watercourse.

(4) Area C: 2000 square feet or greater of land disturbance occurring on a Very Steep or Extremely Steep Slope outside a Lake District and beyond 100 horizontal feet from any watercourse.

B. Farming Operations, other than Timber Harvesting, existing as of the effective date of this Article are exempt from the site plan approval required for steep slope protection areas.

C. All land disturbance that occurs on the steep slope protection area portion of the parcel (1) within two years or (2) that adjoins and adds to a previous area of disturbance (such as an extension of a driveway) shall be used to calculate the total area of land disturbance.

D. Absent approval from the Planning Board, land disturbance in a steep slope protection area that exceeds the square foot limitations set forth above is prohibited.

(5) General regulations

A. Any development proposed in a steep slope protection area shall be designed to work with the natural elements of the site, locating the proposed improvements in such a manner as to minimize land disturbance, cut and fill operations, tree removal, and alterations to natural drainage. The applicant must provide the Town Planning Board with documentation that the improvements were designed to fit the existing natural elements of the site, rather than making the site fit the development goals of the landowner as part of the site plan review process. In any project with cut and fill operations, the

applicant shall prove to the Planning Board that there was no other alternative to cut and fill to develop the site and that cut, and fill has been minimized.

B. All single-family residential land-disturbing activities in steep slope protection areas, including but not limited to clearing, grading, excavation, building construction, construction of driveways and roads, cutting, and filling, shall be limited to the minimum steep slope protection area necessary to accommodate the proposed use or activity, and shall in no case be greater than 10,000 square feet of steep slope protection area disturbance per parcel, plus land necessary for driveway access, on-site wastewater treatment system, and stormwater management facilities.

C. Changes to the natural elevation of a steep slope development site shall be minimized. Any changes to the natural elevation of the site shall meet the following criteria:

(1) The original, natural elevation of a steep slope protection area shall not be raised and/or lowered more than five feet on average across a contiguous area of 2,500 square feet of grading and shall not exceed 10 feet in any location in the steep slope protection area.

(2) The natural elevation shall not be raised or lowered more than three feet within the required setback for structures.

(3) The finished slope of all cuts or fills for any site work in areas where only vegetation is proposed to prevent erosion shall not exceed a slope of one vertical to two horizontal (50% grade or 26.5° of angle) without a retaining wall, stacked rock rip rap, or other similar structural stabilization.

D. Any new or existing retaining wall higher than three feet above finished elevation incorporated into the proposed project design requires the evaluation of a New York licensed professional engineer, landscape architect, or architect as to its structural integrity and written direction and certification as to its use.

E. If a permanent driveway cannot be legally built to serve the residence or other improvement, no temporary construction road/driveway may be permitted in steep slope protection areas.

F. Disturbed land areas in steep slope protection areas that are not worked for seven consecutive days or more shall not be left bare or exposed. Approved temporary or permanent seeding along with protective straw mulch and/or erosion control blankets must cover these disturbed areas. All seeding, straw mulching and erosion control blankets shall meet the installation methods and quantities as stated in the New York State Standards and Specifications for Erosion and Sediment Control.

G. Trees with a diameter of six inches or greater measured at four feet above the uphill grade (“mature trees”), when located in Areas A1 and A2 on a steep slope, generally shall not be removed unless they are deemed unhealthy or a safety hazard by a certified

arborist or equivalent. Enhancing lake views can be done through a combination of canopy reduction and selective thinning without substantial tree removal. Tree removal may be allowed in the gully zone for the purposes of traversing a gully via a bridge or culvert structure to access another portion of the property. When removal of trees exceeds the square foot land disturbance limitations set forth in section 4, the Planning Board shall consider the impact on the environment.

H. The Planning Board may approve modifications to these standards in this law if the applicant can prove that such modifications would result in less total land disturbance and/or less change to the natural grade than would compliance with these standards and that such modifications meet the intent of this chapter to the greatest extent possible.

(6) Burden of proof

The applicant shall in all cases have the burden of proof of demonstrating that the proposed activity is fully consistent with the standards for approval set forth in this law.

(7) Steep slope protection area review process

A. Steep slope protection area application: The steep slope protection area review process will follow the Town of Marcellus Site Plan Regulations, in addition to the following criteria:

(1) The preliminary site plan and final site plan shall include the following:

a. Documentation that the improvements were designed to comply with this law and have been designed to fit the existing natural elements of the site instead of altering the site to fit the development goals.

b. Contours of existing and proposed conditions at vertical intervals of no more than two feet.

c. Temporary roads, driveways, parking areas and pathways, including the widths and slopes of these features.

d. Location of all mature trees within the proposed project limits that are located in a steep slope protection area and which, if any, of these trees will be cut as part of this project.

e. An overlay of each steep slope category as defined in this local law for existing site conditions.

f. Location and description of all existing and proposed, open and closed, drainage features, to include roof drains, footing drains and retaining wall drains, with discharge points identified. Stormwater calculations shall be provided for all existing and proposed culverts or changes to gullies. The applicant will need to document that each of these drainage features can convey the twenty-five-year one-hour storm event.

g. The Planning Board may request cross-sectional profiles of the existing and proposed slopes for projects that disturb greater than 2,500 square feet of a steep slope protection area. The applicant is encouraged to submit three cross-sectional profiles of the existing and proposed slopes if the applicant proposes greater than 2,500 square feet of disturbance in a steep slope protection area to expedite the review process.

B. The application shall be prepared in accordance with the New York State Standards and Specifications for Erosion and Sediment Control and the New York State Stormwater Management Design Manual.

(8) Violations

Violations of these provisions shall be subject to the enforcement, remedies, fines, and penalties as set forth in Section 235-30."

SECTION 3 SEVERABILITY.

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of this Section, as declared by the valid judgment of any court of competent jurisdiction to be unconstitutional or in any way null and/or void, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

SECTION 4 EFFECTIVE DATE.

This Local Law shall be effective upon filing with the office of the Secretary of State.

TOWN OF MARCELLUS LOCAL LAW B-2026

("A Local Law to Amend the Town of Marcellus Zoning Law to Add a New Article Regarding Steep Slope Protections")

WHEREAS, a public hearing was duly noticed and held on October 7, 2026 at 6:10 PM at the Town Hall regarding proposed Local Law No. B of2026, entitled: **A Local Law to Amend the Town of Marcellus Zoning Law to Add a New Article Regarding Steep Slope Protections**

WHEREAS, all parties in interest and citizens were given an opportunity to be heard at said public hearing; and

WHEREAS, the Town Board has completed its SEQR environmental review, received Planning Board input;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Marcellus hereby adopts Local Law No. B of 2026, amending Chapter [Number] of the Town Code of the Town of [Town Name] as set forth in the attached copy; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to file said Local Law with the New York State Department of State as required by law.

ROLL CALL VOTE:

- Supervisor Attley: **Yes**
- Councilmember Pollard: **Yes**
- Councilmember Berwald: **Yes**
- Councilmember Hoey: **Yes**
- Councilmember Clarke: **Yes**

Motion Carried by a vote of 5 Ayes to 0 Nays.

The foregoing resolution was thereupon declared duly adopted.
DATED: October 7, 2026

Local Law NO. D Tax Levy Override Enactment:

TOWN OF MARCELLUS

TOWN BOARD RESOLUTION

October 7, 2026

TOWN OF MARCELLUS LOCAL LAW NO. D OF 2026

("A Local Law Overriding the Tax Levy Limit Established

in General Municipal Law §3-c in the Town of Marcellus")

The following resolution was offered by Councilor Clarke, who moved its adoption, seconded by Councilor Berwald, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law titled Local Law No. D-2026, "A Local Law Overriding the Tax Levy Limit Established in General Municipal Law §3-c in the Town of Marcellus," was presented and introduced at a regular meeting of the Town Board of the Town of Marcellus held on September 2, 2026; and

WHEREAS, a public hearing was held on such proposed local law on October 7, 2026, by the Town Board of the Town of Marcellus and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local

law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of Marcellus in its final form in the manner required by Section 20 of the Municipal Home Rule Law of the State of New York; and

WHEREAS, Volume 6 N.Y.C.R.R., Section 617 of the Regulations relating to Article 8 of the New York State Environmental Conservation Law of New York (SEQRA), requires that as early as possible in the consideration of a proposed action, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, on September 2, 2026, the Town Board declared itself lead agency and determined that the enactment of proposed Local Law No. D-2026 is an unlisted action and will have no significant effect on the environment, issuing a negative declaration, thus concluding environmental review under State Environmental Quality Review Act; and

WHEREAS, it is in the public interest to enact said proposed Local Law No. B-2025.

NOW, THEREFORE, it is

RESOLVED that the Town Board of the Town of Marcellus, Onondaga County, New York, does hereby enact Proposed Local Law No. D-2026 as Local Law No. 3-2026 as follows:

"**TOWN OF MARCELLUS**

LOCAL LAW NO. 3 OF 2026

A LOCAL LAW OVERRIDING THE TAX LEVY LIMIT ESTABLISHED

IN GENERAL MUNICIPAL LAW §3-C IN THE TOWN OF MARCELLUS

The full text of the above-mentioned Law is available on file in the Town Clerk's office and can be viewed upon request.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call, the vote was as follows:

ROLL CALL VOTE:

- Supervisor Attley: **Yes**
- Councilor Pollard: **Yes**
- Councilmember Berwald: **Yes**
- Councilmember Hoey: **Yes**
- Councilmember Clarke: **Yes**

Motion Carried by a vote of 5 Ayes to 0 Nays.

The foregoing resolution was thereupon declared duly adopted.
DATED: October 7, 2026

Councilor Clarke made a motion seconded by Councilor Berwald.
Ayes – Clarke, Berwald, Attley, Hoey, and Pollard Carried

Fire Department requests authorization to negotiate with truck manufacturers and dealers regarding the purchase of a new truck:

Dave Card began the discussion by explaining that the truck that they want to purchase will take 2 to 4 years to manufacture. He is requesting that the Board grant him permission to enter into serious pricing negotiations with the manufacturer so that the truck can begin to be built to their specs and so that he can have a firm price to work with in preparing various payment strategies which might include fund raising, use of the Truck reserve fund, selling parts of the pumper that failed inspection and can no longer be used or sold and ultimately, third party lending.
Councilor Pollard asked if this would be a binding contract or negotiation/talks.
Dave Card said that in order to enter into negotiations he would have to have a binding contract.
Councilor Pollard asked if he was confident that he would have the funds to pay for the truck when it eventually becomes available.
Dave Card stated that he was confident that the funds would be there to a point. We have savings, we have a truck reserve fund and over the next 2 - 4 years they will be looking into low interest rate loans from the State and raising monies with campaigns for donations from the community.
Councilor Pollard stated that she just did not want to get into a situation where you spend money and things go wrong, creating a liability for the Town.
Dave Card explained that as specified in the contract that the Town and the Fire Department renew each year, formal permission from the Board is mandated in any case where the Fire Department plans to enter into debt. During the discussion Dave also mentioned looking into obtaining grants to cover things other than the apparatus, such as a new roof, in order to keep other potential expenditures to a minimum.
Councilor Hoey inquired about the plans to keep the Board informed during the two to four years during which the chosen truck is being manufactured.
Councilor Pollard asked about having more than one company bid on the specs. Dave said that they could do that.
Councilor Berwald asked what the cost of the truck was.
Dave Card replied that the truck would cost 1.8 million.
Bill Southern, Sheehan Road, pointed out that most of the Fire Departments in the surrounding communities acquire their equipment independently and they are exempt from public bidding.

Councilor Berwald said that he just had an issue with the arrangements for paying for the truck, I just want to see a plan of where the money is coming from, I just want to see a written plan that we can evaluate and vote on.
Dave Card said that right now I have no negotiation power with these manufacturers, I cannot ask them to give me a cost for what we want, because I do not have a guarantee from you guys to do that.
Councilor Berwald said the Fire Department could go to a public referendum and let the voters say yeah or nay.
Councilor Hoey asked regarding our authority within the terms of current contract, if we vote on this request tonight to authorize the Fire Department to enter negotiations does that come back to us again? Or is that our final authorization?
Stacy Marris requested a copy of the year-to-year contract that the Town and Fire Department sign annually. She also said that the Town Board could approve that the Fire Department could enter negotiations subject to competitive bidding if it is necessary. She suggested that the issue be tabled until she can review the contract and advise on the Town's ultimate position of liability before the Board actually votes on backing the negotiation process until then.
Councilor Pollard suggested that Stacy Marris write up a resolution to that effect so that the Board could vote on it.
Dave Card suggested that it was also possible that a motion could be made by the Board right now, subject to that provision, so that the Board could vote on it tonight.
Councilor Pollard made a motion using the language suggested by Stacy Marris (that the Fire Department could enter into negotiations for the manufacture of a new truck to purchase subject to competitive bidding if it was required) and it was seconded by **Councilor Clarke**.
Ayes – Pollard, Hoey, Attley and Clarke Nay - Berwald Carried

Local Law NO. E of 2026 Twelve (12) Month Moratorium on Commercial Cryptocurrency Mining Operations, Data Mining, Data Processing Centers, and Data Storage Facilities Within the Town of Marcellus:

- **Onondaga County Planning Board Resolution**

Stacy Marris explained that this is just a line item to let you know that the Onondaga Planning Board met on October 2, 2026, and responded with an action of no position. The next step will be the public Hearing on October 21, 2026, and the enactment. No action is needed.

Reports from Department Heads
Codes: John Houser, Codes Officer; was absent.

Highway: Mike Ossit, Highway Superintendent; Trash days went well. I showed Jane the plans for the parking lot and they are still available for review in the Town Clerk's file room. Reagan now has the same information. The next step will be for Reagan to get back to us to propose any actions.

Parks/Recreation: Don MacLachlan, Park and Recreation Director; Rec just finished their overnight trip and that went well. The Amphitheatre is done and all the pavilions are painted now. All the ceilings in the bathrooms have been painted, and we will be winterizing on the 24th of this month.

Town Clerk- monthly report: Rosemary Tozzi, Town Clerk; presented the monthly report for September 2026.

CNYSPCA $195.00

Dog Licensing $409.00
Certified Copies of Marriage $10.00
Passports $105.00
Freon Removal $270.00
Marriage Licensing Fees $87.50
Conservation $177.48
Passenger One Trip $345
Mattress $375.00
Trailer $500.00
Tire $56.00
Large Vehicle $60.00
Passenger Six Trips $630.00
Trash Permit-truck $1,305.00
Building $1,544.00
Zoning Fees $300.00

Discussion Agenda:

Fire Department Financials: The Marcellus Fire Department turned in their financial statement through August 31, 2026. A copy is available at the Town Clerk's Office upon request during business hours 8:30AM-4:00PM Monday through Friday.

Fire Department: Dave Card answered the Board's questions regarding the Expenses by Payee section of the Fire Department financial report. Dave then informed the Board that Cooney did the fall service on the HVAC rooftop units and found that 3 of the units have bad heat exchangers. They came back with an estimate of about $16,000.00 to replace the heat exchangers. He was told that two of the units had 10-year heat exchanger warranties and the third unit had a 15-year warranty. Cooney wrote up estimates on all three units (they red-tagged the units), and Dave asked them if they would be bidding the work as a tax-free prevailing wage job and they told him that they would not be. Dave suggested that, at some point it would be better if the building maintenance was taken over by the Town instead of having it handled by the Fire Department.

Olde Home Days Committee Donation: The Marcellus Olde Home Days Committee made a contribution to the Town of $1,000 and asked if the money could be used for a 50-amp electrical service for their food truck and also a switch that could shut off one of the streetlights. Don mentioned that the $1,000 would not touch the cost of the 50-amp service that was suggested and he was not even sure that the light could be switched off as they requested. Mike has spoken to an electrician who might be able to give us a price on a workaround making use of an extra conduit that had been run during previous work that might make the 50-amp service possible. Councilor Hoey stated that the Board is appreciative of the donation regardless.

Additional discussion: Councilor Berwald asked if the Supervisor should be the one signing the contract for legal services that was presented by Mr. Gascon regarding his work for the Planning and Zoning Board, currently it is signed by Jerry Wickett, head of the Planning and Zoning Board and Mr. Stearns. Stacy Marris said that technically, yes and suggested that Jerry Wicket's name could be crossed off and Supervisor Attley could sign the contract.

Adjournment: Councilor Clarke made a motion seconded Councilor Hoey to adjourn the Meeting at 8:42 PM.
Ayes – Attley, Berwald, Clarke, Hoey and Pollard Carried

Respectfully submitted,

Suzanne Tobin
Deputy Town Clerk