

UNAPPROVED

At the ORGANIZATIONAL MEETING and REGULAR MEETING of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 7th of January, 2019 at 7:00 P.M., there were:

PRESENT:

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|--------------------|------------------------------------------|
| Damian Ulatowski | Supervisor |
| Joseph A. Bick | Deputy Supervisor/Councilor |
| David Hess | Councilor |
| Eugene Young | Councilor |
| Brian Hall | Councilor |
| Ryan Pleskach | Councilor |
| Kevin Meaker | Councilor |
| Jill Hageman-Clark | Town Clerk |
| Mark V. Territo | Commissioner of Planning and Development |
| John Marzocchi | Town Attorney |
| Ron DeTota | Town Engineer |

ABSENT:

None

OTHERS PRESENT:

Russ Mitchell; Planning Board Chairman, Dorothy Heller; Town Historian.

The meeting was called to order by Supervisor Ulatowski at 7:00 P.M. All present joined in the Pledge of Allegiance.

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ORGANIZATIONAL MEETING: 7:00 P.M.

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Official Rules of Procedure – Roberts Rules of Order:

Supervisor Ulatowski moved the adoption of a resolution that Roberts Rules of Order be the official rules of procedure at Town Board Meetings, subject to the Rules provided by the Town Law and like Statutes which shall prevail (except that there shall be no second reading of resolutions at Town Board Meetings unless the same is requested, and that there shall be no votes taken when the question of a pending resolution is called, unless an objection is stated to voting upon such resolution forthwith). Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Town Board Meeting Schedule:

Supervisor Ulatowski moved the adoption of a resolution establishing the **first and third** Mondays of each month as the meeting nights for the **Town Board** and **7:00 P.M.**, local time, as the hour of commencement. Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Supervisor Ulatowski moved the adoption of a resolution rescheduling the Monday, January 21st 2019 (Martin Luther King, Jr. Day) Town Board Meeting to Wednesday, January 23rd 2019; rescheduling the Monday, September 2nd 2019 (Labor Day) Town Board Meeting to Wednesday, September 4th 2019 and rescheduling the Monday, November 4th 2019 (Election Day - Tuesday, November 5th) Town Board Meeting to Wednesday, November 6th 2019. Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Supervisor Ulatowski moved the adoption of a resolution cancelling the **July 1st and August 5th, 2019** Town Board Meetings. **NOTE: The Town Board will meet only July 15th and August 19th, 2019.** Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

The Town Hall will be closed on the following Holidays in **2019**; New Year’s Day, Tuesday, January 1st; Martin Luther King, Jr. Day - Monday, January 21st (observed); Presidents’ Day - Monday, February 18th (observed) cancelling the Town Board Meeting; Good Friday – April 19th (Town Hall to close at 12:15 P.M., Highway at 11:00 A.M.); Memorial Day Weekend - Friday, May 24th and Monday, May 27th (observed); Independence Day Thursday July 4th; Labor Day - Monday, September 2nd; Election Day - Tuesday, November 5th; Veteran’s Day - Monday, November 11th; Thanksgiving Day - Thursday, November 28th and Friday, November 29th; Christmas Eve - Tuesday, December 24th and Christmas Day, Wednesday, December 25th.

GENERAL COMMITTEE appointment by the Supervisor:

Special Districts	Supervisor Ulatowski
Finance	Supervisor Ulatowski /Councilor Pleskach
Parks & Recreation	Councilor Meaker
Public Safety	Councilor Young
Highway & Public Works	Councilor Hess
Planning & Development	Councilor Hall
Zoning Board of Appeals	Councilor Pleskach
Personnel	Supervisor Ulatowski/ Councilor Bick
Industrial Development	Supervisor Ulatowski /Councilor Hess
Building	Councilor Pleskach

Recreation Facilities & Grants

Special Committee	Councilor Bick
Liaison North Syracuse School District	Councilor Meaker
Liaison Liverpool School District	Councilor(s) Young and Hall

Councilor Hess moved the adoption of a resolution that the annual salaries for the **Town Personnel** for **2019** be established as follows:

Supervisor	\$ 57,904.00
Deputy Supervisor	\$ 14,915.00
Councilors	\$ 13,481.00
Judges	\$ 43,391.00
Commissioner of Parks & Recreation	\$ 69,950.00
Commissioner of Finance	\$ 32,465.00
Commissioner of Planning & Development	\$ 83,589.00
Town Clerk	\$ 59,348.00
Receiver of Taxes	\$ 59,348.00
Assessor	\$ 85,516.00
Highway Superintendent	\$ 92,906.00
Water Superintendent	\$ 75,000.00

Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Appointments:

Supervisor Ulatowski moved the adoption of a resolution appointing Councilor **Bick** as **Deputy Supervisor**. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing the Supervisor as **Administrator of Special Districts**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Hall moved the adoption of a resolution approving the annual membership of the Town of Clay in the **Association of Towns** and payment of the annual dues in the amount of \$1650.00. Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Young moved the adoption of a resolution appointing **Supervisor Ulatowski** as **delegate** to the **Association of Towns**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Young moved the adoption of a resolution appointing **Councilor Meaker** as **alternate delegate** to the **Association of Towns**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Authorization – Check Signing:

Councilor Young moved the adoption of a resolution authorizing the **Deputy Supervisor** to sign checks drawn on Town funds in the absence of the Supervisor. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Town Engineers:

Councilor Young moved the adoption of a resolution that **C & S Engineers, Inc.** be retained by the Town of Clay to perform such **Special District** services as the Town may require and authorizing the Supervisor to enter into an annual contract with said firm. Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Young moved the adoption of a resolution authorizing the **Town Engineers** to update the “**Town of Clay Zoning Map**” annually, with payment for same to be authorized from the General Fund of the Town of Clay. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Town Attorneys:

Councilor Pleskach moved the adoption of a resolution retaining **Germain & Germain** as attorney(s) for the **Zoning Board of Appeals**, and to receive **\$16,000.00** for the **Zoning Board of Appeals** work for the year **2019**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Bank Designation:

Councilor Pleskach moved the adoption of a resolution designating the following as the official **2019 depository banks** for the Town of Clay: **M & T Bank; JP Morgan Chase Bank; Key Bank National Association; Bank of America Bank; Alliance Bank, N.A.; Solvay Bank, RBS Citizens Bank, First Niagara Bank, NY CLASS and Pathfinder Bank** – pooled cash investment program (class), or successor. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Newspaper Designation:

Councilor Pleskach moved the adoption of a resolution designating the **Syracuse Post Standard** as the official Town Newspaper for **2019** and designating the **Eagle Star Review** as an additional newspaper for the publication of legal notices. Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Appointment – Town Officers:

Councilor Meaker moved the adoption of a resolution appointing **Russ Mitchell** as **Chairman of the Planning Board** for the year **2019**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Meaker moved the adoption of a resolution appointing **Hal Henty** as a **Member of the Planning Board**. Said term to expire December 31, 2025. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Meaker moved the adoption of a resolution appointing **Charles Mangan** as **Chairman of the Zoning Board of Appeals** for the year **2019**. Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Meaker moved the adoption of a resolution appointing **Luella Miller-Allgaier** as a **Member of the Zoning Board of Appeals**. Said term to expire December 31, 2023. Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Meaker moved the adoption of a resolution appointing **Edward Koolakian** for a term of **5** years as a member of the **Board of Ethics**, pursuant to Ethics Law, Chapter 22, Article IV, Board of Ethics. Said term to expire December 31, 2023. Motion was seconded by Councilor Young.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing **Mike Ploski** and **Jim Bowles** as **Dog Control Officers** for the year **2019**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing **Dorothy Heller** and **Harold Baker** as **Town Historians** for the year **2019**. Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing **Wayne Morris** as **Safety Committee Chairman** for the year **2019**. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing **Michael McCarthy** as **Constable** for the year **2019**. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Bick moved the adoption of a resolution appointing **Robert Capria** as **Substitute Constable** for the year **2019**. Motion was seconded by Councilor Meaker .

Ayes – 7 and Noes – 0. *Motion carried.*

Councilor Meaker moved the adoption of a resolution appointing **Jill Hageman-Clark**, as a **Marriage Officer** for the Town of Clay, pursuant to Section 11 of the New York State Domestic Relations Law, effective immediately. Said appointment expires **December 31, 2019**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

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REGULAR MEETING – JANUARY 7, 2019

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Approval of Minutes:

Councilor Hess made a motion to approve the minutes of the December 17, 2018 meeting. Motion was seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Cancellation and/or requested adjournments.

Supervisor Ulatowski said that he knew of no cancellations or requests for adjournments.

Correspondence:

Supervisor Ulatowski began by saying that he had received a number of inquiries regarding Caughdenoy Road and several accidents occurring in a short period of time. He explained that Caughdenoy Road is a County Road and he has already reached out to the County DOT to examine the resident concerns and to review the data. The three recent accidents were a result of human behavior; the first, a speeding incident, the second involved alcohol and the driver in the third accident was texting. The County has put up speed signs to alert drivers to the speed they are traveling. They said that they are also willing to review the road geometry and possibly change the design depending on the results, adding that might include signage and perhaps a guiderail.

The Supervisor explained that he has also reached out to National Grid regarding the loss of power when the accidents occurred. Several residents were present to express their concern and displeasure with the situation. They explained that the accidents have left them with no power for long periods of time. Michael DeStefano, a resident on Caughdenoy Road said that he had reached out to National Grid with no results. Supervisor Ulatowski explained that one of the Town Board members is an employee of National Grid and has been looking into this as well. Councilor Hess said that they are looking into the possibility of relocating the two poles affected. Mr. DeStefano asked Councilor Hess what his title is; Councilor Hess responded Consumer Representative. Mr. DeStefano continued that he had no luck with the line foreman. He stated that he had asked about rewiring to improve what is outdated adding that this could be done quickly and cheaply. The Supervisor again stated that he has reached out in several directions to try to improve this issue. He explained that the Town of Clay is giving this issue its full attention.

The Supervisor asked if anyone wished to address the Board on any items not on the agenda.

Mike LaPoint of Perrugia Lane asked about the sales tax. He continued that Legislator Rowley was at the last meeting and wondered if the Town had any new information. Supervisor Ulatowski said that he would paraphrase, explaining that there are five steps to implement a new plan. He said that the New County Exec. and the City Mayor have worked together to find the most workable solution for all. Mr. LaPoint asked for clarification; the Villages, the School districts, the City and the County all receive revenue, what do the Towns get? The Supervisor explained that the portion “given” to the County is used to offset the County taxes paid by residents; he added that the Towns may borrow for special projects. He suggested that Mr. LaPoint reach out to his Legislator for more information. Mr. LaPoint said that he would.

Mr. LaPoint then asked if there was anything going on at the Great Northern Mall. He continued that he had heard of someone going into the former Macy’s site and opening some high end restaurants and gaming. There was a short discussion about portions of the mall that are individually owned and not a part of the mall as a whole. There is no agreement in place at this time. Another resident asked about a County project at the intersection of Route 31 and Caughdenoy Road. The Supervisor explained that there is nothing yet however there are things on the horizon (no details at this time).

Services Agreement - CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD:

Councilor Hess moved the adoption of a resolution authorizing the Supervisor to enter into a Services Agreement between the **CENTRAL NEW YORK REGIONAL PLANNING AND DEVELOPMENT BOARD** and the **TOWN OF CLAY** for land use planning and conceptual site design for approximately 58 acres of Town owned lands located at Erie Canal Lock 23, and to execute the necessary document therefore. Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Contract- TOWN OF CLAY LANDFILL POST CLOSURE ENVIRONMENTAL MONITORING PROGRAM:

Councilor Pleskach moved the adoption of a resolution authorizing the Supervisor to execute a contract with **C & S ENGINEERS, INC.**, for professional services to be rendered for the year **2019** in compliance with the DEC Regulations for the **TOWN OF CLAY LANDFILL POST CLOSURE ENVIRONMENTAL MONITORING**

PROGRAM. Said services not to exceed the sum of **\$6,000**. Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

MOBILE HOME LICENSE 2019 (CPH)

Councilor Meaker moved the adoption of a resolution calling a public hearing **January 23, 2019**, commencing at **7:35 P.M.**, local time, to consider the application of **CASUAL ESTATES, LLC D/B/A MADISON VILLAGE MOBILE HOME COURT**, for the renewal of its license for the year **2019**. Motion was seconded by Councilor Hall.

Ayes – 7 and Noes – 0. *Motion carried.*

Special Permit (CPH) – Town Board Case # 1137 - STEPHEN C. NICOLAOS:

Councilor Hall moved the adoption of a resolution calling a public hearing **January 23, 2019**, commencing at **7:38 P.M.**, local time, to consider the application of **STEPHEN C. NICOLAOS FOR A SPECIAL PERMIT** pursuant to **Section 230-13 A. (2) (e) [7]** to allow for a two-family dwelling on land located at **7681 Oswego Rd., Tax Map No. 085.-13-08.0**. Motion was seconded by Councilor Meaker.

Ayes – 7 and Noes – 0. *Motion carried.*

Special Permit (CPH) – Town Board Case # 1138 - STEPHEN C. NICOLAOS:

Councilor Hall moved the adoption of a resolution calling a public hearing **January 23, 2019**, commencing at **7:41 P.M.**, local time, to consider the application of **STEPHEN C. NICOLAOS FOR A SPECIAL PERMIT** pursuant to **Section 230-13 A. (2) (e) [7]** to allow for a two-family dwelling on land located at **7683 Oswego Rd., Tax Map No. 085.-13-09.0**. Motion was seconded by Councilor Meaker.

Ayes – 7 and Noes – 0. *Motion carried.*

Project/ sewer (CPH) – GABOR SEWER DISTRICT:

Councilor Bick moved the adoption of a resolution calling a public hearing **January 23, 2019**, commencing at **7:44 P.M.**, local time to consider a Petition for the creation of a sewer district within the Town of Clay to be known as **“GABOR SEWER DISTRICT”** and for the construction and acquisition of a sewer system therein to be designated and known as **“GABOR SEWER DISTRICT, CONTRACT NO. 1.”** Motion was seconded by Councilor Hess.

Ayes – 7 and Noes – 0. *Motion carried.*

Project/ sewer (CPH) – BYRNE DAIRY SEWER DISTRICT:

Councilor Meaker moved the adoption of a resolution calling a public hearing **January 23, 2019**, commencing at **7:47 P.M.**, local time to consider a Petition for the creation of a sewer district within the Town of Clay to be known as **“BYRNE DAIRY SEWER DISTRICT”** and for the construction and acquisition of a sewer system therein to be designated and known as **“BYRNE DAIRY SEWER DISTRICT, CONTRACT NO. 1.”** Motion was seconded by Councilor Pleskach.

Ayes – 7 and Noes – 0. *Motion carried.*

Adjournment:

The meeting was adjourned at 7:47 P.M. upon motion by Councilor Young and seconded by Councilor Bick.

Ayes – 7 and Noes – 0. *Motion carried.*

Jill Hageman-Clark RMC / Town Clerk