

APPROVED

At the Organizational and Regular Meeting of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 5th, of January, 2015 at 7:00 P.M., there were:

PRESENT:

Damian Ulatowski	Supervisor
Robert L. Edick	Deputy Supervisor/Councilor
William C. Weaver	Councilor
Joseph A. Bick	Councilor
Jim Rowley	Councilor
Eugene Young	Councilor
Jill Hageman-Clark	Town Clerk
Mark V. Territo	Commissioner of Planning and Development
Robert Germain	Town Attorney
Ron DeTota	Town Engineer

ABSENT:

Naomi R. Bray	Councilor
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OTHERS PRESENT:

Russ Mitchell – Planning Board Member; David Hess - Chairman of the Planning Board

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 – JANUARY 5, 2015

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Official Rules of Procedure - Roberts Rules of Order:

R-15-1 Councilor Rowley moved the adoption of a resolution that Roberts Rules of Order be the official rules of procedures 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 – 6 and Noes – 0. Motion carried.

Town Board Meeting Schedule

R-15-2 Councilor Rowley moved the adoption of a resolution establishing the **first and third** Mondays of each month as the meeting nights for the **Town Board** and **7:30 P.M.**, local time, as the hour of commencement. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. Motion carried.

R-15-3 Councilor Rowley moved the adoption of a resolution rescheduling the Monday, January 19th 2015 (Martin Luther King, Jr. Day) Town Board Meeting to Wednesday, January 21st 2015; rescheduling the Monday, September 7th 2015 (Labor Day) Town Board Meeting to Wednesday, September 9th 2015 and rescheduling the Monday, November 2nd 2015 (Election Day - Tuesday, November 3rd) Town Board Meeting to Wednesday, November 4th 2015. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. Motion carried.

R-15-4 Councilor Edick moved the adoption of a resolution cancelling the **July 6th and August 3rd, 2015** Town Board Meetings. **NOTE: The Town Board will meet only July 20th and August 17th, 2015.** Motion was seconded by Councilor Bick.

Ayes – 6 and Noes – 0. Motion carried.

Councilor Edick said that the Town Hall will be closed on the following Holidays in **2015**; New Year's Day, Thursday, January 1st; Martin Luther King, Jr. Day - Monday, January 19th (observed); Presidents' Day - Monday, February 16th (observed) cancelling the Town Board Meeting; Good Friday - April 3rd (Town Hall to close at 12:15 P.M., Highway at 11:00 A.M.); Memorial Day Weekend - Friday, May 22nd and Monday, May 25th (observed); Independence Day Friday July 3rd (for the 4th); Labor Day - Monday, September 7th; Election Day - Tuesday, November 3rd; Veteran's Day - Wednesday, November 11th; Thanksgiving Day - Thursday, November 26th and Friday, November 27th; Christmas Eve - Thursday, December 24th; and Christmas Day - Friday, December 25th. Councilor Rowley seconded the motion.

Ayes – 6 and Noes – 0. Motion carried.

GENERAL COMMITTEE appointment by the Supervisor:

Special Districts	Supervisor Ulatowski
Finance	Supervisor Ulatowski, Councilors Edick & Rowley
Parks & Recreation	Councilor Bick

Public Safety	Councilor Bick
Highway & Public Works	Councilor Weaver
Planning & Development	Councilors Bray & Young
Zoning Board of Appeals	Councilors Bray & Young
Personnel	Supervisor Ulatowski
Industrial Development	Supervisor Ulatowski & Councilor Rowley
Building	Councilors Edick & Rowley
Recreation Facilities & Grants	Councilor Bick
Special Committee	
Liaison North Syracuse	Supervisor Ulatowski & Councilor Edick
School District	
Liaison Liverpool	Councilor Young
School District	

Salaries:

R-15-5 Supervisor Ulatowski moved the adoption of a resolution that the annual salaries for the **Town Personnel** for **2015** be established as follows:

Supervisor	\$52,203.00
Deputy Supervisor	\$13,447.00
Councilpersons	\$12,152.00
Judges	\$39,119.00
Commissioner of Parks & Recreation	\$61,526.00
Commissioner of Finance	\$29,982.00
Commissioner of Planning & Development	\$70,904.00
Town Clerk	\$53,505.00
Receiver of Taxes	\$53,505.00
Assessor	\$73,444.00
Highway Superintendent	\$83,341.00
Water Superintendent	\$64,556.00

Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried*

Appointments:

R-15-6 Supervisor Ulatowski moved the adoption of a resolution appointing **Councilor Robert Edick** as **Deputy Supervisor**. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

Appointment - Special Districts:

R-15-7 Councilor Young moved the adoption of a resolution appointing the Supervisor as **Administrator of Special Districts**. Motion was seconded by Councilor Weaver.

Ayes – 6 and Noes – 0. *Motion carried*

Association of Towns - Membership/Dues/Delegate & Alternate Delegate:

R-15-8 Councilor Young 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 Weaver.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-9 Councilor Young moved the adoption of a resolution appointing **Councilor Edick** as **delegate** to the **Association of Towns**. Motion was seconded by Councilor Weaver.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-10 Councilor Young moved the adoption of a resolution appointing **Councilor Rowley** as **alternate delegate** to the **Association of Towns**. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

Authorization - Check Signing:

R-15-11 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 Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

Town Engineers:

R-15-12 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 Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-13 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 Weaver.

Ayes – 6 and Noes – 0. *Motion carried*

Town Attorneys:

R-15-14 Councilor Young 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 **2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried*

Bank Designation:

R-15-15 Councilor Young moved the adoption of a resolution designating the following as the official **2015 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 Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

Newspaper Designation:

R-15-16 Councilor Young moved the adoption of a resolution designating the **Syracuse Post Standard** as the official Town Newspaper for **2015** and designating the **Eagle Star Review** as an additional newspaper for the publication of legal notices. Motion was seconded by Councilor Weaver.

Ayes – 6 and Noes – 0. *Motion carried*

Appointments - Town Officers:

R-15-17 Supervisor Ulatowski moved the adoption of a resolution appointing **David Hess** as **Chairman of the Planning Board** for the year **2015**. Motion was seconded by Councilor Bick.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-18 Supervisor Ulatowski moved the adoption of a resolution appointing **Michelle Borton** as a **member of the Planning Board**. Said term to expire December 31, 2021. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-19 Supervisor Ulatowski moved the adoption of a resolution appointing **Charles Mangan** as **Chairman of the Zoning Board of Appeals** for the year **2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-20 Supervisor Ulatowski moved the adoption of a resolution appointing **Brian Hall** as a **member of the Zoning Board of Appeals**. Said term to expire December 31, 2018. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-21 Supervisor Ulatowski moved the adoption of a resolution appointing **Mark Smith** as a **member of the Zoning Board of Appeals**. Said term to expire December 31, 2019. Motion was seconded by Councilor Bick.

Ayes – 6 and Noes – 0. *Motion carried*

R-15-22 Supervisor Ulatowski moved the adoption of a resolution appointing **Robert Dugan** as a **member of the Board of Ethics**. Said term to expire December 31, 2018. Motion was seconded by Councilor Bick.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-23 Councilor Bick moved the adoption of a resolution appointing **Mike Ploski** and **Jim Bowles** as **Dog/Animal Control Officers** for the year **2015**. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-24 Councilor Bick moved the adoption of a resolution appointing **Dorothy Heller** and **Harold Baker** as **Town Historians** for the year **2015**. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-25 Councilor Bick moved the adoption of a resolution appointing **Wayne Morris** as **Safety Committee Chairman** for the year **2015**. Motion was seconded by Councilor Rowley.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-26 Councilor Bick moved the adoption of a resolution appointing **Michael McCarthy** as **Constable** for the year **2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-27 Councilor Bick moved the adoption of a resolution appointing **Ragan Roach** as **Substitute Constable** for the year **2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried.*

R-15-28 Councilor Bick 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, 2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried.*

Approval of Minutes:

Councilor Edick moved to **Approve** the Minutes of the December 15th, 2014 Town Board Meeting. Motion was seconded by Councilor Bick.

Ayes-6 and Noes-0. *Motion carried.*

Cancellation and/or requested adjournments.

None

Correspondence:

None

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REGULAR AGENDA – JANUARY 5, 2015
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Zone Change (PH) – Town Board Case # 1069- LOK DEVELOPMENT, LLC:

A public hearing to consider the application of **LOK DEVELOPMENT, LLC FOR A ZONE CHANGE** from **RA-100 Residential Agricultural District** to **R-10 Residential District**; to allow for a single-family residential development on properties located at **8073 & 8097 Morgan Road, Tax Map Nos. 069.-01-05.1 &**

081.-29-01.0. (Adjourned from the December 15, 2014 Town Board Meeting), was opened by the Supervisor.

Hal Romans presented and began by distributing a new map and explained that he had cleaned up the sketch plan depicting the full build out. He continued that the construction will occur to the south of the parcel first. He explained that this is dictated by location of the sanitary sewer. He added that the roads will be constructed subject to the Planning Boards specifications. The applicant is proposing two roads to connect with Morgan Road. They are also proposing a possible connection to the Cross Creek development. Mr. Romans explained that there will be approximately 105 lots, some being larger to accommodate the stormwater management. He continued that they are allowing additional buffering along the railroad for a drainage easement.

Councilor Rowley said that he would like to ensure that a connection to the Cross Creek development will be made. Mr. Romans said that ultimately the placement of the road will be made by the Planning Board. There will be no driveways added to Morgan Road; all of the new driveways will be on the newly constructed roads.

Councilor Rowley explained that the *Onondaga County Planning Boards* comments regarding this proposal were unfounded; adding that this application is fiscally sustainable and that the *Town of Clay Planning and Town Boards* are responsible and conscientious in the development approved in the Town of Clay. Board members agreed that outside of the comments regarding traffic and wastewater the comments provided by the *Onondaga County Planning Board* were out of line. He added that they will wrap the conservation green space around the wetlands. Mr. Romans said that the County is stepping too far in and that other municipalities' have also stated that that the County is getting too involved and that people want to see residential development.

Supervisor Ulatowski asked if there were any more questions or comments. Hearing none he said that he would **close** the public hearing.

Agreement (A) Highway Monies:

R-15-29 Councilor Weaver moved the adoption of a resolution approving an agreement between the **Superintendent of Highways** and the **Members of the Town Board** for the expenditure of highway monies in the Town of Clay for the fiscal year ending **December 31, 2015**. Motion was seconded by Councilor Edick.

Ayes – 6 and Noes – 0. *Motion carried.*

**Intermunicipal Agreement and Conflict Waiver/ Dog Control Services
Town of Cicero and Village of North Syracuse:**

R-15-30 Councilor Rowley moved the adoption of a resolution approving the Supervisor to enter into a shared service **Intermunicipal Agreement and Conflict Waiver** on behalf of the Town of Clay to provide for **Dog Control Services** to the **Town of Cicero and Village of North Syracuse**; and further authorizing the Supervisor to execute the necessary documents therefore.

Supervisor Ulatowski explained that the Town of Cicero and the Village of North Syracuse wish to consolidate services with the Town of Clay for Dog Control. The Town of Clay will be reimbursed for administrative expenses. Motion was seconded by Councilor Bick.

Ayes – 6 and Noes – 0. *Motion carried.*

**Purchase/ Highway – 2014 JOHN DEERE 624K PAYLOADER FOR USE BY
THE HIGHWAY DEPARTMENT:**

R-15-31 Councilor Weaver moved the adoption of a resolution approving the purchase of **TWO (2) 2015 INTERNATIONAL TERRASTAR SFA 4X2 MEDIUM DUTY TRUCKS WITH RUGBY DUMP BOXES FOR USE BY THE HIGHWAY**

DEPARTMENT for a sum not to exceed One Hundred Twenty Thousand and 00/100 (\$120,000.00) Dollars, under **Onondaga County Truck Bid No. 7974**. (Contractor – Navistar Inc.). Motion was seconded by Councilor Rowley.

Ayes-6 and Noes-0. *Motion carried.*

**Bond Resolution/ Purchase/ Highway – 2014 JOHN DEERE 624K
PAYLOADER FOR USE BY THE HIGHWAY DEPARTMENT:**

R-15-32 Councilor Weaver moved the adoption of a **Bond Resolution** in the amount of **\$120,000.00** for the purchase of **TWO (2) 2015 INTERNATIONAL TERRASTAR SFA 4X2 MEDIUM DUTY TRUCKS WITH RUGBY DUMP BOXES FOR USE BY THE HIGHWAY DEPARTMENT**. Motion was seconded by Councilor Bick.

Ayes-6 and Noes-0. *Motion carried.*

Release of Securities - RED BARN ACRES:

Councilor Edick moved the adoption of a resolution, pursuant to the written recommendation of the Town Engineers in their letter dated **January 5, 2015**,

recommending the **release of the overland drainage securities** withheld for **RED BARN ACRES** as follows:

\$30,000 to \$0 security posted for overland drainage; Red Barn Acres
Drainage District Contract No. 1

To the Developer, **SOUTHWEST BUCKLEY PROPERTIES, LLC**

Motion was seconded by Councilor Bick.

Ayes-6 and Noes-0. *Motion carried.*

Licenses and Permits (CPH) - CASUAL ESTATES (MOBILE HOME COURT) LLC, d/b/a MADISON VILLAGE:

Councilor moved the adoption of a resolution calling a public hearing **January 21, 2015**, commencing at **7:38 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 **2015**. Motion was seconded by Councilor Weaver.

Ayes-6 and Noes-0. *Motion carried.*

Adjournment:

The meeting was adjourned at 7:48 P.M. upon motion by Councilor Bick and seconded by Councilor Edick.

Ayes-6 and Noes-0. *Unanimously carried.*

Jill Hageman-Clark RMC, Town Clerk