

At the Regular Meeting of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 19th of December, 2011 at 7:30 P.M., there were:

PRESENT:

Damian Ulatowski	Supervisor
Robert L. Edick	Deputy Supervisor/Councilor
Clarence A. Rycraft	Councilor
Naomi R. Bray	Councilor
William C. Weaver	Councilor
Joseph A. Bick	Councilor
Bruce N. Johnson	Councilor
Jill Hageman-Clark	Town Clerk
Mark V. Territo	Commissioner of Planning and Development
Robert Germain	Town Attorney
Ron DeTota	Town Engineer

The meeting was called to order by Supervisor Ulatowski at 7:30 P.M. All present joined in the Pledge of Allegiance.

Approval of Minutes:

Councilor Bray moved the adoption of a resolution to **Approve** the Minutes of December 5th, 2011 Town Board Meeting. Motion was seconded by Councilor Edick.

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

Cancellation and/or requested adjournments.

Correspondence:

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

No one responded.

REGULAR MEETING:

Local Law No. 4 of the Year 2011 (PH) - Chapter 230 entitled "ZONING", Sections 230-16B.(2)(e) and 230-16C.(2)(e):

A public hearing to consider proposed **LOCAL LAW NO. 4 OF THE YEAR 2011** to amend **Chapter 230** entitled "ZONING", Sections 230-16B.(2)(e) and 230-

16C.(2)(e) to allow Indoor Recreation- Participant, Indoor Recreation – Spectator, Outdoor Recreation – Participant and Outdoor Recreation – Spectator in said sections to the Code of the Town of Clay with a Special Permit was opened by the Supervisor. Proof of publication and posting were furnished by the Town Clerk. Adjourned to this date and time at the December 5th, 2011 Town Board Meeting.

Mark Territo gave an overview of the proposed local law, summarizing that this is intended to allow use for potential volleyball courts, fitness clubs and the like to obtain a special permit to allow use in a HC (Highway Commercial) or RC (Regional Commercial) zones. He added that he Planning Board had given a favorable recommendation with a 6-0 vote.

Supervisor Ulatowski asked if there were any questions first from the board and then from the public. Hearing none he closed the public hearing.

Local Law No. 4 of the Year 2011 (SEQR) - Chapter 230 entitled "ZONING", Sections 230-16B.(2)(e) and 230-16C.(2)(e):

Councilor Edick moved the adoption of a resolution that the application of proposed local law to be entitled "**LOCAL LAW NO. 4 OF THE YEAR 2011 to amend Chapter 230 entitled "ZONING", Sections 230-16B.(2)(e) and 230-16C.(2)(e) to allow Indoor Recreation- Participant, Indoor Recreation – Spectator, Outdoor Recreation – Participant and Outdoor Recreation – Spectator** in said sections to the Code of the Town of Clay with a Special Permit, is an unlisted action with a completed EAF and involves no other permit granting agency outside the Town. The proposed project will not have a significant effect on the environment and therefore does not require the preparation on an EIS. Motion was seconded by Councilor Bick.

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

Local Law No. 4 of the Year 2011 (A) - Chapter 230 entitled "ZONING", Sections 230-16B.(2)(e) and 230-16C.(2)(e):

Councilor Edick moved the adoption of a resolution approving proposed local law to be entitled "**LOCAL LAW NO. 4 OF THE YEAR 2011 to amend Chapter 230 entitled "ZONING", Sections 230-16B.(2)(e) and 230-16C.(2)(e) to allow Indoor Recreation- Participant, Indoor Recreation – Spectator, Outdoor Recreation – Participant and Outdoor Recreation – Spectator** in said sections to the Code of the Town of Clay with a Special Permit. Motion was seconded by Councilor Bick.

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

Zone Change (SEQR) Town Board Case # 1009 - JOLU DEVELOPMENT COMPANY:

Councilor Bick moved the adoption of a resolution that the application of **JOLU DEVELOPMENT COMPANY** for a change of zone from **R-15 One-Family Residential District to PDD Planned Development District** on property located on **NEW YORK STATE ROUTE 31** – Tax Map No. 051.01-02.1, near the municipal boundary between Town of Clay and Town of Cicero, is a type 1 action with a completed EAF long form. This action and project involves no other permit granting agency outside the Town. The applicant has submitted both a traffic study and a drainage study which are on file with the Town. The proposed project will not have a significant effect on the environment and therefore does not require the preparation of an EIS. Motion was seconded by Councilor Weaver.

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

Zone Change (A) Town Board Case # 1009 - JOLU DEVELOPMENT COMPANY:

Councilor Bick moved the adoption of a resolution approving the application of **JOLU DEVELOPMENT COMPANY** for a change of zone from **R-15 One-Family Residential District to PDD Planned Development District** on property located on **NEW YORK STATE ROUTE 31** – Tax Map No. 051.01-02.1, near the municipal boundary between Town of Clay and Town of Cicero. Motion was seconded by Councilor Edick.

Ayes-6 and Noes-1. *Motion carried.*
Councilor Johnson was opposed.

Bid Award - BUILDING Demolition AT THE CIBRO BULK STORAGE TERMINAL:

Supervisor Ulatowski stated that there would be no action. Ron DeTota added that they were canvassing the lowest two bidders as they were not familiar and the variation in bids was great.

Street Lights - Oswego Road near Willowbrook Drive:

Councilor Weaver moved the adoption of a resolution authorizing the installation of one (1) 250 watt high-pressure overhead sodium fixture at the **CENTRO BUS STOP** on **Oswego Road** near **Willowbrook Drive**. The estimated annual cost of **\$248.31** is to be charged to the **CLAY CONSOLIDATED LIGHTING DISTRICT**. Motion was seconded by Councilor Bray.

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

Street Lights - ONEIDA RIVER PARK DRIVE:

Councilor Weaver moved the adoption of a resolution authorizing the installation of three (3) 100 watt high pressure sodium overhead street lights on **ONEIDA RIVER PARK DRIVE**, all as shown on a National Grid sketch under date of December 5th, 2011. The estimated annual cost of **\$383.34** is to be charged to the **CLAY CONSOLIDATED OVERHEAD LIGHTING DISTRICT**. Motion was seconded by Councilor Bray.

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

Transfer of Appropriations and Amending the 2012 Town of Clay Budget:

Councilor Johnson moved the adoption of a resolution authorizing the transfer of appropriations and amending the **2011 Town of Clay Budget** in various funds to provide monies for **2011** expenditures. Motion was seconded by Councilor Bick.

John Shehadi, Town Comptroller explained that his was a routine resolution to transfer funds for contractual salary adjustments.

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

Capital Reserve - 2012 Town of Clay Budget:

Councilor Bray moved the adoption of a resolution establishing a Capital Reserve and amending the **2012 Town of Clay Budget** therefore to appropriate sales tax monies. Motion was seconded by Councilor Rycraft.

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

Local Law No. 1 of the Year 2012 (CPH) - Chapter 230 entitled "ZONING", Section 230-11 / amend Sections 230-16B. (2)(e); 230-16C.(2)(e); 230-16D.(2)(e); 230-17C.(2)(e):

Councilor Bick moved the adoption of a resolution calling a public hearing **January 18th, 2012**, commencing at **7:35 P.M.**, local time, to consider proposed **LOCAL LAW NO. 1 OF THE YEAR 2012** to Amend **Chapter 230** entitled "ZONING", **Section 230-11 Terms defined, paragraph C** to add the term, **Motor Vehicles Sales Limited**, and to amend **Sections 230-16B. (2)(e); 230-16C.(2)(e); 230-16D.(2)(e); 230-17C.(2)(e)** in order to allow **indoor sales of Motor Vehicles Sales (Limited)**, with a Special Permit to the Code of the Town of Clay. Motion was seconded by Councilor Bick.

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

Proclamation for Clarence A. Rycraft:

Supervisor Ulatowski moved the adoption of a resolution, approving and reciting a Proclamation for Clarence A. Rycraft's retirement as on file in the Town Clerk's Office, as follows:

PROCLAMATION

AT A REGULAR MEETING of the Town Board of the Town of Clay, held on the **19th** day of **December 2011**, the following resolution was duly adopted:

WHEREAS, CLARENCE A. RYCRAFT, ("Rye") has served the Town of Clay since January 1st, 1987, in a number of important capacities as a public official, and

WHEREAS, he has announced his retirement effective December 31st, 2011, and

WHEREAS, Rye began his service as a member of the Town of Clay Planning Board in 1987, and

WHEREAS, Rye was first elected to the Town of Clay Town Board in 1992, where he has notably served as liaison to the Finance Department, as Town Board Coordinator the Town's Special Districts with emphasis on the Clay Water Department, and as a member of the Clay Industrial Development, Three Rivers Point Renewal and Sign Ordinance Revision committees; and

WHEREAS, he has served as a member of the Onondaga County Infrastructure Committee and the Central New York Regional Planning and Development Board; and

WHEREAS, he has had a positive influence on the Central New York community through his work with the Service Corps of Retired Executives (SCOPE), the Telephone Pioneers of America, the Liverpool Elks, the Liverpool Optimists Club. The American Legion and was cited by the Bayberry Community Association with its Citizen of the Year Award, and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Clay is a better place to live thanks to the efforts of **CLARENCE A. RYCRAFT** and the Town Board, on behalf of themselves and the community, want to publicly acknowledge their thanks and appreciation to our esteemed colleague for his many years of faithful service to the Town of Clay and offer their best wishes to him and his wife, Catherine, in his well deserved retirement.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the Town of Clay to be affixed at the Town Hall this **19th** day of **DECEMBER**, in the year of our Lord, **TWO THOUSAND ELEVEN**.

Supervisor Ulatowski complimented Councilor Rycraft's distinguished career.

Councilor Weaver stated that Councilor Rycraft had worked with the Highway department and "knew zoning inside and out".

Councilor Bray thanked Councilor Rycraft for the thorough job that he did from desk to research to behind the scenes.

Councilor Edick noted that Councilor Rycraft always looked out for the Town of Clay, adding that his work with the water department was greatly appreciated.

Councilor Bick stated that Councilor Rycraft was a model public servant and thanked him for all of his work on the Town Board.

Councilor Johnson thanked Councilor Rycraft adding that he has known him for many years and worked with him in many capacities and that he will be missed here in the Town of Clay.

Councilor Rycraft thanked the Board and the public stating that it is sad to go and that it has been wonderful serving the public.

Adjournment:

The meeting was adjourned at 7:55 P.M. upon motion by Councilor Bray and seconded by Councilor Bick.

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