

December 3, 2018

The Town Board of the Town of Onondaga met at a regular meeting at 5:00 p.m. on Monday, December 3, 2018 at Town Hall, 5020 Ball Road, Syracuse, New York.

Present:	Supervisor	Thomas P. Andino, Jr.
	Councilman	Charles Petrie
	Councilman	Donald Hamilton
	Councilwoman	Suzanne Belle
	Councilwoman	Mary K. Ryan
	Town Clerk	Lisa Goodwin
	Town Attorney	Kevin Gilligan
	Town Engineer	William Perrine

1. Highway Superintendent's Report

Highway Superintendent, Mr. John Wheatley was present. Mr. Wheatley reported that he has received the 2019 Agreement for Use of OCRRA Solid Waste Management System. This is the hauler permit that the Highway Department puts into effect every year. The only change to the 2019 contract is the tipping fees. They have increased \$6 per ton. This agreement allows the Highway Department to haul acceptable waste to the County facilities.

TOWN BOARD RESOLUTION

The following motion was offered by Councilwoman Belle, who moved its adoption, and was seconded by Councilman Hamilton, to wit:

BE IT RESOLVED, that the Town Board authorize the Supervisor to sign, on behalf of the Town of Onondaga, the 2019 Agreement for Use of OCRRA Solid Waste Management System.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Mr. Wheatley reported that he would like to purchase a 20" ride-on floor cleaner to clean the concrete floors at the highway garage. He has received three (3) quotes. Hillyard is on the state contract for \$7,100. Parish Maintenance Supply has quoted \$6,922 for the same size machine. The third quote was found on-line for \$7,600, also for the same size machine.

TOWN BOARD RESOLUTION

The following motion was offered by Supervisor Andino, who moved its adoption, and was seconded by Councilwoman Belle, to wit:

RESOLVED, that the Town Board authorize the Highway Superintendent to purchase a 20" ride-on floor cleaner to be used at the highway garage from Parish Maintenance Supply for a price of \$6,922.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Mr. Wheatley also reported that his crew is still picking up bags of leaves. He asks that the residents be patient, and they will get to them.

2. Parks & Recreation Report

The Director of the Parks and Recreation Department, Ms. Charry Lawson was present. Ms. Lawson reported that the Community Development projects at the Senior Center and Kelley Park are

complete except for the paving of the pathway at Kelley Park. Ms. Lawson also reported that she has received approval from Onondaga County for phase two of these projects to be done next year.

3. Codes Officer's Report

Codes Officer, Mr. Ben Vincent was present. Mr. Vincent asked the Board to consider authorizing the Supervisor to sign the 2019 contract with CNYSPCA for their services regarding animal cruelty. Mr. Vincent said that the fee for their services will be \$4,158.18 for 2019.

TOWN BOARD RESOLUTION

The following motion was offered by Councilwoman Belle, who moved its adoption, and was seconded by Councilwoman Ryan, to wit:

BE IT RESOLVED, that the Town Board authorize the Supervisor to sign on behalf of the Town of Onondaga, the 2019 agreement with the Central New York Society for the Prevention of Cruelty to Animals (CNYSPCA).

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

4. Schedule Public Hearing – Local Law G-2018 – Add Fire Stations as a Permitted Use

TOWN BOARD RESOLUTION

TOWN OF ONONDAGA PROPOSED LOCAL LAW G OF 2018

("A Local Law to Amend Chapter 285 of the Code of the Town of Onondaga to Add Fire Stations as a Permitted Use in Certain Zoning Districts Within the Town of Onondaga and to Amend Provisions Related to the Expansion of Nonconforming Fire Station Uses")

Supervisor Andino introduced proposed Local Law No. G-2018, "To Amend Chapter 285 of the Code of the Town of Onondaga to Add Fire Stations as a Permitted Use in Certain Zoning Districts Within the Town of Onondaga and to Amend Provisions Related to the Expansion of Nonconforming Fire Station Uses", and made the following motion, which was seconded by Councilman Petrie:

WHEREAS, proposed Local Law G-2018 has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law; and

WHEREAS, Volume 6 N.Y.C.R.R., Sections 617.3 and 617 of the Regulations relating to Article 8 of the New York Environmental Conservation Law of New York (SEQRA), requires that as early as possible after submission of a completed application, an involved agency shall make a determination whether a given action is subject to the aforementioned law.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED that the adoption of said Local Law is a Type I action for purposes of environmental review under SEQRA; and it is further

RESOLVED AND DETERMINED that no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law in the Town of Onondaga, such that there are no other involved agencies within the meaning of the SEQRA with respect to the proposed enactment of said proposed Local Law, with the result that the Town Board shall act as lead agency in this matter; and it is further

RESOLVED AND DETERMINED that the Town Board has determined that a Full Environmental Assessment Form (EAF) shall be required in connection with this matter; and it is further

RESOLVED AND DETERMINED that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law No. G-2018 at the Town Hall located at 5020 Ball Road, Syracuse, New York 13215 on January 7, 2019 at 5:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

**TOWN OF ONONDAGA
PROPOSED LOCAL LAW NO. G OF 2018**

**A LOCAL LAW TO AMEND CHAPTER 285 OF THE CODE OF THE TOWN OF ONONDAGA
TO ADD FIRE STATIONS AS A PERMITTED USE IN CERTAIN ZONING DISTRICTS
WITHIN THE TOWN OF ONONDAGA AND TO AMEND PROVISIONS RELATED TO THE
EXPANSION OF NONCONFORMING FIRE STATION USES**

Be it enacted by the Town Board of the Town of Onondaga as follows:

SECTION 1. AMENDMENT OF § 285-4.

§ 285-4 (“Definitions”) of the Code of the Town of Onondaga is hereby amended to add a new definition of Fire Station as follows:

“**FIRE STATION** - A building and/or facility where fire engines and other fire prevention and fire suppression equipment is housed and stored including ancillary emergency medical service equipment and which serves as the base of fire prevention and fire suppression operations of firefighters and ancillary emergency medical service providers. Fire Station does not include off-site, satellite or other premises used for residential housing of firefighters or firefighter trainees.”

SECTION 2. AMENDMENT OF § 285-8.

§ 285-8C of the Code of the Town of Onondaga, Residential and County District (R-C), is hereby amended to add Fire Station as a special permit use.

SECTION 3. AMENDMENT OF § 285-11.1.

§ 285-11.1D of the Code of the Town of Onondaga, Onondaga Hill Business District (OHBD), is hereby amended to add Fire Station as a special permit use.

SECTION 4. AMENDMENT OF § 285-12.

§ 285-12C of the Code of the Town of Onondaga, Neighborhood Shopping District (NS), is hereby amended to add Fire Station as a special permit use.

SECTION 5. AMENDMENT OF § 285-13.

§ 285-13C of the Code of the Town of Onondaga, Neighborhood Shopping - Nedrow District (NS-N), is hereby amended to add Fire Station as a special permit use.

SECTION 6. AMENDMENT OF § 285-13.1.

§ 285-13.1C of the Code of the Town of Onondaga, Institutional District (I), is hereby amended to add Fire Station as a special permit use.

SECTION 7. AMENDMENT OF § 285-14.

§ 285-14C of the Code of the Town of Onondaga, Commercial District (CD), is hereby amended to add Fire Station as a special permit use.

SECTION 8. AMENDMENT OF § 285-15.

§ 285-15C of the Code of the Town of Onondaga, Professional and Commercial Office District (PCO), is hereby amended to add Fire Station as a special permit use.

SECTION 9. AMENDMENT OF § 285-16.

§ 285-16C of the Code of the Town of Onondaga, Light Industrial District (LI), is hereby amended to add Fire Station as a special permit use.

SECTION 10. AMENDMENT OF § 285-27 (Nonconforming elements.).

§ 285-27B(2) of the Code of the Town of Onondaga is hereby amended to read as follows:

“(2) Extension. A nonconforming use may be expanded into any portion of a building that existed as of the time of enactment of this chapter; otherwise, a nonconforming use shall not be further expanded or extended. However, this section shall not limit the extension or expansion of a non-conforming Fire Station use located in the One-Family Residential District, R-1; One-Family Residential District, R-2; and One-Family Residential District, R-3 provided the extension or expansion of the use occurs within the property boundaries and site of the Fire Station use existing at the time of amendment of this subsection (2) and further provided that said extension or expansion of the non-conforming use is subject to the issuance of a special permit as provided in § 285-39.”

SECTION 11. SEVERABILITY.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

SECTION 12. EFFECTIVE DATE.

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

5. Attorney's Report

Town Attorney, Mr. Kevin Gilligan was present. Mr. Gilligan reported that he is currently working on some additional legislation which includes signage within the Onondaga Hill Business District and where self-storage facilities are permitted and their hours of operation. Mr. Gilligan has also distributed legislation regarding the definition of “family” for the Board’s review.

6. Engineer's Report

Town Engineer, Mr. Bill Perrine was present. Mr. Perrine reported that the manhole and public portion of the sewer lateral for the Planet Fitness in Green Hills Plaza are complete.

7. Committee Reports

Councilwoman Ryan reported that the South Onondaga Fire Department will be holding their annual craft show and breakfast with Santa this Sunday. All proceeds are donated to families in need within the Onondaga Central School District. Councilwoman Ryan also reported that the Onondaga Free Library’s Festival of Trees is going on now. The drawing will be on December 15th after the Merry Mischief Holiday Concert that starts at 2:00 p.m. on that day. Many other events are taking place at the library including gingerbread house making, jewelry making and a holiday book exchange.

Town Clerk, Lisa Goodwin reported that there will be a Blood Drive at Town Hall on Thursday, December 6th from 9:00 a.m. to 2:00 p.m.

Supervisor Andino reported that he has moved forward with the LED lighting program with National Grid. They will be getting back to us within a week with a timeframe of when the project will begin. They expect that all lights should be changed by the end of February or the beginning of March. The Town will receive an incentive rebate with less than a two-year payback period. Discussion took place regarding changing the lighting within Town Hall.

The following accounts were audited and approved for payment on this date, November 19, 2018:

- All General Fund Accounts on Abstract 23, numbers 1179 through 1213 inclusive, totaling \$20,390.30.
- All Highway Fund Accounts, Abstract No. 23, numbers 546 through 559 inclusive, totaling \$7,187.84.
- All Parks Accounts on Abstract No. 23, numbers 230 through 233 inclusive, totaling \$1,001.19.
- All Sewer Accounts on Abstract No. 22, numbers 133 through 137 inclusive, totaling \$331.62.
- All Consolidated Drainage Accounts, Abstract 22, numbers 101 through 103 inclusive, totaling \$755.29.
- All Consolidated Lighting Accounts on Abstract No. 12, number 12 inclusive, totaling \$22,710.93.
- All Capital Accounts on Abstract No. 7, number 13 inclusive, totaling \$8,613.00.

8. Meeting Minutes – November 19, 2018

TOWN BOARD RESOLUTION

The following resolution was made by Councilwoman Belle, who moved its adoption, and was seconded by Councilwoman Ryan,

RESOLVED, that the Town Board accept the meeting minutes of the Town Board Meeting held November 19, 2018 as prepared by the Town Clerk.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

9. Public Hearing – Local Law F-2018 – Cold War Veterans Exemption

Supervisor Andino introduced the proposed local law. He explained that when the exemption for Cold War Veterans was originally enacted, it was limited to ten years. This legislation will remove that limitation and there will be no time of expiration. The County of Onondaga has also approved this legislation. The Supervisor placed on file the affidavit of posting and the proof of publication regarding the public hearing. Supervisor Andino declared the public hearing to be open. There was no one present to speak in favor of or in opposition to the proposed legislation. The Supervisor declared the public hearing to be closed.

TOWN BOARD RESOLUTION

The following resolution was offered by Councilman Petrie, who moved its adoption, seconded by Councilwoman Belle, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local Law No. F-2018 entitled “A Local Law Amending Chapter 263, Article VI of the Code of the Town of Onondaga Relating to the Tax Exemption for Cold War Veterans in accordance with § 458-b of the New York Real Property Tax Law”, in the Town of Onondaga, was presented and introduced at a regular meeting of the Town Board of the Town of Onondaga held on November 19, 2018 and was determined to be a Type II action for purposes of SEQR; and

WHEREAS, a public hearing was held on such proposed local law on the 3rd day of December, 2018 by the Town Board of the Town of Onondaga 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 Onondaga in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. F-2018.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of Onondaga, Onondaga County, New York, does hereby enact Proposed Local Law No. F-2018 as Local Law No. 7 of 2018 as follows:

**TOWN OF ONONDAGA
PROPOSED LOCAL LAW NO. 7-2018**

**A LOCAL LAW AMENDING CHAPTER 263, ARTICLE VI
OF THE CODE OF THE TOWN OF ONONDAGA RELATING
TO THE TAX EXEMPTION FOR COLD WAR VETERANS IN ACCORDANCE
WITH § 458-b OF THE NEW YORK REAL PROPERTY TAX LAW**

Be it enacted by the Town Board of the Town of Onondaga, as follows:

SECTION 1. PURPOSE AND INTENT

The intent of this Local Law is to amend the Town of Onondaga Code provisions relating to the Cold War Veterans Tax Exemption, to remove the 10-year limitation on this exemption, as authorized by Chapter 290 of the 2017 Session Laws of the State of New York which amended § 458-b of the New York Real Property Tax Law.

SECTION 2. ARTICLE VI, SECTION 263-20C OF THE TOWN OF ONONDAGA CODE IS AMENDED, SO THAT IT READS IN ITS ENTIRETY, AS FOLLOWS:

“C. The exemption provided in this Article shall apply to qualifying owners of qualifying real property, for so long as they remain qualifying owners.”

SECTION 3. WHEN EFFECTIVE

This local law shall take effect upon its filing with the New York Secretary of State.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

TOWN BOARD RESOLUTION

The following motion was offered by Supervisor Andino, who moved its adoption, and was seconded by Councilwoman Belle, to wit:

RESOLVED, that the Town Board move into Executive Session to discuss a personnel matter.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

The Town Board of the Town of Onondaga adjourned to meet in Executive Session to discuss a personnel matter at 5:37 p.m. on Monday, December 3, 2018. The Town Board returned from Executive Session at 6:15 p.m. No actions were taken.

TOWN BOARD RESOLUTION

The following resolution was made by Supervisor Andino, who moved its adoption, and it was seconded by Councilman Hamilton,

RESOLVED, that there being no further business to come before the Town Board, the Executive Session and the Town Board Meeting be adjourned.

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

Councilman	Petrie	Voted	Yes
Councilman	Hamilton	Voted	Yes
Councilwoman	Belle	Voted	Yes
Councilwoman	Ryan	Voted	Yes
Supervisor	Andino	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

Executive Session and Town Board Meeting adjourned at 6:18 p.m.

Lisa M. Goodwin, Town Clerk