

**TOWN OF SALINA
201 SCHOOL ROAD
LIVERPOOL, NEW YORK 13088**

**REGULAR TOWN BOARD MEETING
Monday, May 22, 2017 6:30 PM**

AGENDA

- 1. Call to order and Pledge to our flag.**
- 2. Adopt a S.E.Q.R. resolution declaring all actions taken by the Town Board to be Type II actions under the New York State Environmental Quality Review Act, unless otherwise designated by the Town Attorney.**
- 3. Residents wishing to speak (sign in sheet at podium) and Town Board comments.**
- 4. Consider items submitted by the Town Comptroller.**
- 5. Consider the approval of the minutes of the May 8, 2017 Regular Town Board Meeting.**
- 6. Town Attorney's Report**
- 7. Town Engineer's Report**
- 8. Consider the hire of Melinda Petrarca as a part-time Court Clerk in Justice Carey's Office at a rate of \$10.59 per hour, 20 hours per week starting May 30, 2017.**
- 9. Consider the concerns of petitioners as to truck traffic in residential districts in Mattydale.**
- 10. Consider a revocable license for 111 Harding Ave. South.**

SUPPLEMENTAL AGENDA
SALINA TOWN BOARD MEETING
Monday, May 22, 2017

A motion to waive Town Board policy and to add the following items as supplements to this meeting's agenda:

- 11. Consider a presentation on the MS4 Annual Report.**
- 12. Consider an appointment as submitted by the Director of Parks and Recreation.**
- 13. Consider the approval of an agreement for CHA to update the plans and to go out for construction bids for Jewell Drive Roadway and Drainage Improvements.**
- 14. Consider authorizing CHA to prepare bid package and to advertise for bids for the 2017 Mill and Overlay Contract.**
- 15. Consider the hire of Jessica L. Dewey as a part-time clerk position in Justice Piraino's Office at a rate of \$10.59 per hour, 20 hours per week.**
- 16. Consider comment on a Liquor License for Thai Love NY 2822 Lemoyne Ave. Syracuse, N.Y. 13211.**
- 17. Executive session to discuss the employment history of a particular individual.**

**MINUTES of the REGULAR MEETING
SALINA TOWN BOARD
Monday, May 8, 2017**

The Town Board of the Town of Salina held a regular meeting on Monday, May 8, 2017 at 6:30 p.m. at the Town Hall, 201 School Road, Liverpool, New York with the following members present:

Mark A. Nicotra	Supervisor
Colleen Gunnip	Councilor
Michael J. Del Vecchio	Councilor

Doug Wickman	Town Engineer
Robert D. Ventre	Town Attorney
Gerald Ciciarelli	Absent
V. James Magnarelli	Absent

ADOPTED S.E.Q.R. RESOLUTION

A motion was made by Michael J. Del Vecchio Jr. to adopt an S.E.Q.R. resolution declaring all actions taken by the Town Board to be Type II actions under the New York State Environmental Quality Review Act, unless otherwise designated by the Town Attorney. The motion was seconded by Mark A. Nicotra and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent, Gerald Ciciarelli: Absent, Michael J. Del Vecchio: Yes, Mark A. Nicotra: Yes.

RESIDENTS WISHING TO SPEAK –TOWN BOARD COMMENTS

Ms. Gunnip stated a petition had been circulated and submitted in regards to resident's opposition to the Meyers Manor Apartment project in the Village of Liverpool.

COMPTROLLER'S REPORT

None

APPROVE MINUTES

A motion was made by Michael J. Del Vecchio Jr. to approve the minutes of the April 24, 2017 regular Town Board Meeting. The motion was seconded by Mark A. Nicotra and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent, Gerald Ciciarelli: Absent, Michael J. Del Vecchio: Yes, Mark A. Nicotra: Yes.

TOWN ATTORNEY'S REPORT

None

TOWN ENGINEER'S REPORT

None

HEARING- UNSAFE STRUCTURE 304 BREMAN AVE

Hearing on unsafe buildings and proposed securing or removal thereof

Hearing on 304 Breman Ave:

Hearing opened. Town Attorney gave a brief explanation of the hearing to take place and confirmed by inquiry to those in attendance that neither the owners thereof nor a representative were present.

Director of Code Enforcement testified that Notice of Violation as to a detached residential garage which is damaged and collapsing containing his observations of the condition of such structure, Notice to make structure safe and secure and repair within stated statutory time limits of Salina Code or demolish said structure within said limits, and authorizing Town upon default in required action by Owners to secure or demolish said structure or in lieu thereof, for the Town to demolish and assess the costs and expenses against the land on which the structure is located were served upon the Owners in the manner required by Town of Salina Code and verified by Affidavits of Service which were submitted.

Director provided a copy of the report by a professional engineer as to his inspection of the structure and his recommendation that the building be made safe and secure or be demolished. The Board received all of the above documents submitted by the Director and made such a part of the record herein. It was noted by the Town Attorney that the Code Enforcement Officers, their agents, Contractors, employees and various others authorized by the Town will need to enter upon the property for purposes relating to the remedy and/or relief provided for herein.

SEQRA RESOLUTION

A motion was made by Mark A. Nicotra and seconded by Michael J. Del Vecchio Jr. to declare the proposed action to demolish the unsafe structure located at 304 Breman Ave. to be an unlisted action under Article 8 of the New York State Environmental Conservation Law which action will have no significant effect upon the environment. The motion was carried unanimously.

RESOLUTION ORDERING REMOVAL OF STRUCTURES

WHEREAS, the Code Enforcement Officer of the Town of Salina, N. Y. has filed his report in writing with the Town Board of the Town of Salina and the report of a professional licensed Engineer containing his findings and recommendations regarding a certain garage structure

situate on premises at 304 Breman Avenue designated by Tax Map No. 061.-08-10.0, in which report said Enforcement Officer states his opinion that said structure is unsafe and dangerous to the public and recommends its immediate securing or removal, and

WHEREAS, the Town Board of the Town of Salina at a hearing held at a regular meeting of the Town Board on May 15, 2017 upon due notice to the Owners of said structure, and after reviewing said reports and after hearing said Enforcement Officer in regard thereto and there being no appearance by the owners or their representative, and after having duly deliberated upon the same, having determined that said report warrants the securing of said structure or its removal, and

Whereas, the Town Board makes the following findings of fact:

(1) Notice was given to the reputed Owners of said structure to David M. Coyle and Donna L. Coyle, reputed owners of the pertinent garage structure situate on premises on 304 Breman designated by Tax Map No. 061.-08-10.0, in the form required by §85.5 of the Chapter 85 of the Code of the Town of Salina , (2) said notice was served upon Owners of the premises in a manner required by §85.5A of said code (3) said notice ordered the securing of said garage structure by repair thereof or in the alternative such structure, which is incapable of being safely repaired be removed from the premises, such repair or removal to be commenced within thirty (30) days of the service of said notice and to be completed within sixty (60) days thereafter, (4) a hearing has been scheduled on May 12, 2017 at 6: 30 P. M. at Salina Town Hall, 201 School Rd., Liverpool, N. Y. in relation to such dangerous or unsafe structure, and (5) the Code Enforcement Officer of the Town of Salina be and he hereby is directed to prepare said notice and arrange for the service thereof and such filing with the Onondaga County Clerk in accordance with the requirements of said Town Clerk and by filing in the office of the County Clerk

(6) The condition of the garage structure at 304 Breman Avenue is damaged and collapsing and as such, shall be made secure or in lieu thereof, demolished and removed.

UPON MOTION DULY MADE BY Mark A. Nicotra, AND SECONDED BY Colleen A. Gunnip, BE IT THEREFORE RESOLVED:

(1)That it is ordered that the garage structure at 304 Breman Avenue in the Town of Salina be made safe and secure or otherwise demolished, within the time limits set forth in the Notice of Violation prepared and served by the Town of Salina Code Enforcement Officer

(2)That in the event of neglect or refusal of the owners of said premises at 304 Breman Avenue to comply with the Order to secure or demolish, the Town Board is hereby authorized to provide for the demolition of the garage structure, to assess all expenses thereof including reasonable legal expenses against the land on which it is located and collect all such expenses.

Mark A. Nicotra	Yes
Colleen A. Gunnip	Yes
Michael J. Del Vecchio Jr.	Yes

HEARING – UNSAFE STRUCTURE 404 RAPHAEL AVE

Hearing on unsafe buildings and proposed securing or removal thereof

Hearing on 404 Raphael Ave:

Hearing opened. Town Attorney gave a brief explanation of the hearing to take place and confirmed by inquiry to those in attendance that neither the owners thereof nor a representative were present.

Director of Code Enforcement testified that Notice of Violation as to an abandoned house which is unsecured and structurally unstable, containing his observations of the condition of such structure, Notice to make structure safe and secure and repair within stated statutory time limits of Salina Code or demolish said structure within said limits, and authorizing Town upon default in required action by Owners to secure or demolish said structure or in lieu thereof, for the Town to demolish and assess the costs and expenses against the land on which the structure is located. Service of said Notice of Violation upon the Owners in the manner required by Town of Salina Code was verified by Affidavits of Service which were submitted.

Director advised of the report by a professional engineer as to his inspection of the structure and its recommendation that the building be made safe and secure or be demolished.

The Board received all of the above documents submitted by the Director and made such a part of the record herein. It was noted by the Town Attorney that the Code Enforcement Officers, their agents, Contractors, employees and various others authorized by the Town will be entering upon the property for purposes relating to the remedy and/or relief provided for herein.

SEQRA RESOLUTION

A motion was made by Mark A. Nicotra and seconded by Michael J. Del Vecchio Jr. to declare the proposed action to demolish the unsafe structure located at 404 Raphael Ave. to be an unlisted action under Article 8 of the New York State Environmental Conservation Law which action will have no significant effect upon the environment. The motion was carried unanimously.

RESOLUTION ORDERING REMOVAL OF STRUCTURES

WHEREAS, the Code Enforcement Officer of the Town of Salina, N. Y. has filed his report in writing with the Town Board of the Town of Salina and a report of a professional licensed Engineer containing his findings and recommendations both regarding a certain garage structure situate on premises at 404 Raphael Avenue designated by Tax Map No. 066.-05-05.0, in which report said Enforcement Officer states his opinion that said structure is unsecured and structurally unstable and recommends its immediate securing or removal, and said report of a Licensed Professional Engineer corroborating such opinion, and

WHEREAS, the Town Board of the Town of Salina at a hearing held at a regular meeting of the Town on May 15, 2017 upon due notice to the Owner of said structure, after reviewing said reports and after hearing said Enforcement Officer in regard thereto and there being no appearance by the owner or his representative, and after having duly deliberated upon the same and having determined that said report warrants the securing of said structure or its removal, and Whereas, the Town Board makes the following findings of fact:

(1) Notice was given to Haytham Abdelraham, reputed owner of the pertinent house situate on premises on 404 Raphael Avenue. designated by Tax Map No. 066.-05-05.0, in the form required by §85.5 of the Chapter 85 of the Code of the Town of Salina , (2) said notice was served upon Owners of the premises in a manner required by §85.5A (3) said notice ordered the securing of said house by repair thereof or in the alternative such structure which is incapable of being safely repaired be removed from the premises, such repair or removal to be commenced within thirty (30) days of the service of said notice and to be completed within sixty (60) days thereafter, (4) a hearing has been scheduled on May 12, 2017 at 6: 30 P. M. at Salina Town Hall, 201 School Rd., Liverpool, N. Y. in relation to such dangerous or unsafe structure, and (5) the Code Enforcement Officer of the Town of Salina be and he hereby is directed to prepare said notice and arrange for the service thereof and such filing with the Onondaga County Clerk in accordance with the requirements of said Town Clerk.

(6) The condition of the house at 404 Raphael Avenue is unsecured, structurally unstable and collapsing and as such, shall be made secure or in lieu thereof, demolished and removed by the Town

UPON MOTION DULY MADE BY Mark A. Nicotra, AND SECONDED BY Colleen A. Gunnip, BE IT THEREFORE RESOLVED:

(1) That it is ordered that the house at 404 Raphael Avenue in the Town of Salina be made safe and secure or otherwise demolished, within the time limits set forth in the Notice of Violation prepared and served by the Town of Salina Code enforcement Officer

(2) That in the event of neglect or refusal of the owner of said premises at 304 Breman Avenue to comply with the Order to secure or demolish, the Town Board is hereby authorized to provide for the demolition of the house, to assess all expenses thereof including reasonable legal expenses against the land on which it is located and collect all such expenses.

Mark A. Nicotra	Yes
Colleen A. Gunnip	Yes
Michael J. Del Vecchio Jr.	Yes

HEARING UNSAFE STRUCTURE- 2803 BREWERTON RD

Hearing on unsafe buildings and proposed securing or removal thereof

Hearing on 2803 Brewerton Rd:

Hearing opened. Town Attorney gave a brief explanation of the hearing to take place and confirmed by inquiry to those in attendance that the owner thereof was not present but a Mr. William Evertz did appear on behalf of the owner.

Director of Code Enforcement testified that Notice of Violation as to an abandoned vacant movie theater building which is dilapidated and unsafe, containing his observations of the condition of such structure. Notice of Violations to make structure safe and secure and repair within stated statutory time limits of Salina Code or demolish said structure within said limits, and authorizing Town upon default by Owner to demolish and assess the costs and expenses against the land on

which the structure is located were served. Service upon the Owners in the manner required by Town of Salina Code and verified by Affidavits of Service which were submitted.

Director that the report by a professional engineer as to his inspection of the structure and his recommendation that the building be made safe and secure or be demolished.

The Board received all of the above documents submitted by the Director and made such a part of the record herein. It was noted by the Town Attorney that the Code Enforcement Officers, their agents, Contractors, employees and various others authorized by the Town will be entering upon the property for purposes relating to the remedy and/or relief provided for herein.

SEQRA RESOLUTION

A motion was made by Mark A. Nicotra and seconded by Michael J. Del Vecchio Jr. to declare the proposed action to demolish the unsafe structure located at 2803 Brewerton Road to be an unlisted action under Article 8 of the New York State Environmental Conservation Law which will have no significant effect upon the environment. The motion was carried unanimously.

RESOLUTION ORDERING REMOVAL OF STRUCTURES

WHEREAS, the Code Enforcement Officer of the Town of Salina, N. Y. has filed his report in writing with the Town Board of the Town of Salina and a report of a professional licensed Engineer containing his findings and recommendations regarding a vacant movie theater building situate on premises at 2803 Brewerton Rd. designated by Tax Map No. 056.-01-03.1, in which report said Enforcement Officer states his opinion that said structure is dilapidated and unsafe and recommends its immediate securing or removal, and

Whereas said Enforcement Officer also filed a report of a Licensed Professional Engineer corroborating the Code Officers report and opinion, and

WHEREAS, the Town Board of the Town of Salina at a hearing held at a regular meeting of the Town on May 15, 2017 upon due notice to the Owner of said structure, after reviewing said reports and after hearing said Enforcement Officer in regard thereto and the owner having appeared by one William Evertz, and after having duly deliberated upon the same and having determined that said reports warrants the securing of said structure or its removal, and

Whereas, the Town Board makes the following findings of fact:

(1) Notice was given to the reputed Owner of said structure to Mattydale Commons LLC, reputed owner of the pertinent unsafe building situate on premises on 2803 Brewerton Rd., designated by Tax Map No. 056.-01-03.1, in the form required by §85.5 of the Chapter 85 of the Code of the Town of Salina, (2) said notice was served upon Owners of the premises in a manner required by §85.5A (3) said notice ordered the securing of said house by repair thereof or in the alternative such structure which is incapable of being safely repaired be removed from the premises, such repair or removal to be commenced within thirty (30) days of the service of said notice and to be completed within sixty (60) days thereafter, (4) a hearing has been scheduled on May 12, 2017 at 6: 30 P. M. at Salina Town Hall, 201 School Rd., Liverpool, N. Y. in relation to such dangerous or unsafe structure, and (5) the Code Enforcement Officer of the Town of Salina be and he hereby is directed to prepare said notice and arrange for the service

thereof and such filing with the Onondaga County Clerk in accordance with the requirements of said Town Clerk.

(6) The condition of the house at 404 Raphael Avenue is unsecured, structurally unstable and collapsing and as such, shall be made secure or in lieu thereof, demolished and removed.

UPON MOTION DULY MADE BY Mark A. Nicotra, AND SECONDED BY Michael J. Del Vecchio Jr., BE IT THEREFORE RESOLVED:

(1) That it is ordered that the vacant Movie Theater at 2803 Brewerton Rd. Avenue in the Town of Salina be made safe and secure or otherwise demolished, within the time limits set forth in the Notice of Violation prepared and served by the Town of Salina Code enforcement Officer

(2) That in the event of neglect or refusal of the owner of said premises at 2803 Brewerton Rd. to comply with the Order to secure or demolish, the Town Board is hereby authorized to provide for the demolition of the vacant building, to assess all expenses thereof including reasonable legal expenses against the land on which it is located and collect all such expenses.

Mark A. Nicotra	Yes
Colleen A. Gunnip	Yes
Michael J. Del Vecchio Jr.	Yes

AWARD OF CLEAN-UP CONTRACTS

Mr. Ventre explained that there were four bids received for the Clean-up contracts. One was for board ups only. He said as in the past the Town awards to all bidders and the work is assigned to the low bidder first, if the low bidder cannot perform the work it will be assigned to the next highest bidder and then the next.

A motion was made by Mark A. Nicotra to accept the bids for the clean-up contracts and award as indicated by the Attorney. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent, Gerald Ciciarelli: Absent, Michael J. Del Vecchio Jr.: Yes, Mark A. Nicotra: Yes.

AMEND RESOLUTION- HIRE OF TOWN ENGINEER

A motion was made by Mark A. Nicotra to amend a resolution dated March 13, 2017 to read as follows: to approve the hire of Doug Wickman as Town Engineer at an annual salary of \$41, 600.00 the motion was seconded by Colleen A. Gunnip and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent, Gerald Ciciarelli: Absent, Michael J. Del Vecchio Jr.: Yes, Mark A. Nicotra: Yes.

AMENDED AGENDA

A motion was made by Mark A. Nicotra seconded by Michael J. Del Vecchio Jr. to waive Town Board policy to add the following items as supplements to this meeting's agenda:

13. Consider the approval of charges for property clean-ups at:
Tax Map # 066.-01-03.0 100 Edgemere Terr.
Tax Map # 054.-01-04.0 361 Mc Alpine St.
Tax Map # 085.-01-17.0 414 Buckley Rd.
14. Consider a Proclamation declaring May 2017 Building Safety Week.
15. Executive Session to discuss matters regarding proposed litigation.

AUTHORIZED ISSUANCE OF CLEAN-UP ORDERS

A motion was made by Mark A. Nicotra to adopt a resolution declaring that as to clean-up orders issued to a parcel at 100 Edgemere Terr. (Tax Map # 066.-01-03.0); 361 Mc Alpine (Tax Map # 054.-01-04.0); 414 Buckley Rd. (Tax Map # 085.-01-17.0) pursuant to provisions of Chapter 180 of the Salina Town Code, the requirements of § 180-5, 180-6 and as such may apply, §180-5B have been complied with and satisfied, and authorizing the costs incurred by the Town in performance of the work, including any quantifiable internal administrative costs to be paid for out of the general Town funds appropriated by the Town Board for such purpose with reimbursement made to the Town for the cost of the work performed or services rendered by direction of the Town Board, and for penalties assessed under §180-6B hereof by assessment and levy upon the lots or parcels of land wherein such work was performed or such services rendered with the expenses so assessed to constitute a lien and charge on the real property on which they are levied until paid or otherwise satisfied or discharged which costs and expenses to be collected in the same manner and at the same time as other Town charges. The motion was seconded by Michael J. Del Vecchio Jr. and was put to a roll call vote which resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent, Gerald Ciciarelli: Absent, Michael J. Del Vecchio Jr.: Yes, Mark A. Nicotra: Yes.

DECLARE MAY 2017 BUILDING SAFETY MONTH



INTERNATIONAL CODE COUNCIL

Proclamation

Building Safety Month — May, 2017

Whereas, the Town of Salina is committed to recognizing our growth and strength depends on the safety and economic value of the homes, buildings and infrastructure that serve our citizens, both in everyday life and in times of natural disaster, and;

Whereas, our confidence in the structural integrity of these buildings that make up our community is achieved through the devotion of vigilant guardians—building safety and fire prevention officials, architects, engineers, builders, tradespeople, design professionals, laborers and others in the construction industry—who work year-round to ensure the safe construction of buildings, and;

Whereas, these guardians are dedicated members of the International Code Council, a U.S. based organization, that brings together local, state and federal officials that are experts in the built environment to create and implement the highest-quality codes to protect us in the buildings where we live, learn, work, worship, play, and;

Whereas, our nation benefits economically and technologically from using the International Codes® that are developed by a national, voluntary consensus codes and standards developing organization, our government is able to avoid the high cost and complexity of developing and maintaining these codes, which are the most widely adopted building safety and fire prevention codes in the nation; these modern building codes include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires, floods and earthquake; and;

Whereas, Building Safety Month is sponsored by the International Code Council to remind the public about the critical role of our communities' largely unknown guardians of public safety—our local code officials—who assure us of safe, efficient and livable buildings that are essential to keep America great, and;

Whereas, "Code Officials—Partners in Community Safety and Economic Growth" the theme for Building Safety Month 2017, encourages all Americans to raise awareness of the importance of building safe and resilient construction; fire prevention; disaster mitigation, and new technologies in the construction industry. Building Safety Month 2017 encourages appropriate steps everyone can take to ensure that the places where we live, learn, work, worship and play are safe, and recognizes that countless lives have been saved due to the implementation of safety codes by local and state agencies, and,

Whereas, each year, in observance of Building Safety Month, Americans are asked to consider the commitment to improve building safety and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

NOW, THEREFORE, The Town of Salina Town Board does hereby proclaim the month of May 2017 as Building Safety Month. Accordingly, I encourage our citizens to join with their communities in participation in Building Safety Month activities.

Signature

APPROVE HIRE

A motion was made by Mark A. Nicotra adopting a resolution approving the hire of Frank Wolfe as Custodian at the Civic Center at a rate of \$13.49 per hour, 20 hours a week starting May 11, 2017. The motion was seconded by Colleen A. Gunnip and was put to a roll call vote which

resulted as follows: Colleen A. Gunnip: Yes, V. James Magnarelli: Absent , Gerald Ciciarelli: Absent, Michael J. Del Vecchio Jr.: Yes, Mark A. Nicotra: Yes.

EXECUTIVE SESSION

A motion was made by Mark A. Nicotra to enter into Executive Session to discuss the employment history of a particular person and to discuss matters regarding proposed litigation. The motion was seconded by Michael J. Del Vecchio Jr. and was carried unanimously.

The board returned to regular session.

DECISION/OPINION

A motion was made by Colleen A. Gunnip to accept the decision/opinion submitted by the Town Attorney in regards to the claim by Paul Blundell as to LOSAP. The motion was seconded by Mark A. Nicotra and was carried unanimously.

ADJOURNMENT

A motion was made by Mark A. Nicotra to adjourn. The motion was seconded by Michael J. Del Vecchio Jr. and was carried unanimously. The meeting adjourned at 7:38 p.m.

Respectfully submitted

Jeannie P. Ventre, Town Clerk