

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

**REGULAR TOWN BOARD MEETING
Tuesday, December 28, 2021 6:30 PM**

AGENDA

- 1. Call to order and Pledge to our flag.**
- 2. CONTINUE PUBLIC HEARING 6:33 pm to consider a Local Law 2021___ to opt -out of onsite consumption of Cannabis.**
- 3. PUBLIC HEARING- 6:36 pm to consider a Local Law 2021_____ forming a Cannabis Business District.**
- 4. PUBLIC HEARING- 6:39 pm to consider to consider entering into a contract with Liverpool Fire Department for providing fire protection within the Liverpool Fire Protection District for the year 2022.**
- 5. Residents wishing to speak and Town Board comments.**
- 6. Consider items submitted by the Town Comptroller.**
- 7. Consider the approval of the minutes of the December 13, 2021 Regular Town Board Meeting.**
- 8. Town Attorney's Report**
 - a.) Resolution to change the policy for the acceptance of partial tax payments.**
- 9. Town Engineer's Report**
- 10. Schedule the 2022 Organizational Meeting for January 1, 2022 at 11:00 am.**
- 11. Resolutions recognizing V. James Magnarelli, Jeannie Ventre and Colleen Gunnip.**

**MINUTES of the REGULAR MEETING
SALINA TOWN BOARD
Monday, December 13, 2021**

The Town Board of the Town of Salina held a regular meeting on Monday, December 13, 2021 at 6:30 p.m. at the Town Hall, 201 School Road, Liverpool, New York with the following members present:

Colleen Gunnip	Supervisor
Nicholas Paro	Councilor
V. James Magnarelli	Councilor
Daniel Ciciarelli	Councilor
Timothy Frateschi	Town Attorney
Doug Wickman	Town Engineer
David Carnie	Absent

PUBLIC HEARING- UNSAFE STRUCTURE 187 BEECHWOOD

Mr. Lafaver said there has been no response from the owner of the property.

CLOSE PUBLIC HEARING

A motion was made by Colleen Gunnip to close the Public Hearing regarding the unsafe structure at 187 Beechwood Ave. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

PUBLIC HEARING UNSAFE STRUCTURE 189-191 BEECHWOOD

Mr. Lafaver stated there is a buyer for the property.

CLOSE PUBLIC HEARING

A motion was made by Colleen Gunnip to close the Public Hearing regarding the unsafe structure at 189-191 Beechwood Ave. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

PUBLIC HEARING-LOCAL LAW 2021- OPT- OUT OF ONSITE CONSUMPTION OF CANNABIS

David Kashmere of Maple Lane said he wholeheartedly supports having cannabis dispensaries and onsite consumption lounges. He said it would be a great source of revenue for the Town. He stated there are many vacant storefronts in the Northern Lights Plaza. He added that with other towns opting out we could be a cannabis stop. He is in favor of opting in.

Dominick Ciciarelli mentioned that Mr. Paro had voted no on holding a Public Hearing on this subject at last meeting. He stated that he is for opting in as it would be a revenue generator for the town.

Barry Lippencott said there are numerous unknowns and the town will have no say in the implementations. Opting in now ties the hands of the future board members. He mentioned that the projected revenue is highly speculative. The cost to the community has yet to be estimated. The direct cost of administration and executing the program has not been set. The input from schools, law enforcement and drug rehabilitation and social services personnel are especially critical to this matter. Salina will be overrun with people coming to take advantage of the dispensaries. He asked what will the cost be to the town and the medical facilities in the area.

Jim Charone said consumption lounges would make for viable businesses that would benefit the community.

Ashley Cox said she is in favor of onsite consumption. She mentioned she has travelled abroad and in other states where it has been legalized.

Byron Cage spoke in favor of opting in to onsite consumption.

Mr. Paro said he would like to continue the Public Hearing at the next meeting.

CONTINUE PUBLIC HEARING - LOCAL LAW 2021- ____ OPT OUT OF ONSITE CONSUMPTION OF CANNABIS

A motion was made by Daniel Ciciarelli to continue the Public Hearing on December 28, 2021 at 6:33 pm to consider Local Law 2021- ____ to Opt- Out of Onsite Consumption of Cannabis. The motion was seconded by Nicholas Paro and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

RESIDENTS WISHING TO SPEAK – TOWN BOARD COMMENTS

Dominick Ciciarelli gave credit to his father Jerry for his role in the Code Task Force Committee. He also gave credit to County Legislator Deb Cody for her help in bringing in over 1.2 million dollars for projects in the Mattydale community. He said he hopes Daniel and Deb get the credit they truly deserve going forward with these projects.

He gave his opinion on phone use by the Councilors at the meetings as well as the budgeted Supervisor's raise. He spoke about the consolidation of the Planning and Zoning Board as one board.

Nicholas Paro said his termination letter to the County Legislature was filed last week. He mentioned the new state law of mandating masks and said a possible fine could be given for non-compliance. He wished everyone a Merry Christmas and Happy Holidays.

V. James Magnarelli said that wearing masks is not only to protect yourself but also to protect those around you. He wished everyone a Merry Christmas and a Happy New Year.

Daniel Ciciarelli said the Mattydale Community's 3rd Annual Holiday Decorating Contest will be December 14th make sure you get your submission in, there are many prizes.

He said Cocoa with Santa on Saturday December 18, 2021 from 1 pm to 3 pm at the Hinsdale Fire Department.

Ms. Gunnip announced the Town of Salina is to be designated as a Clean Energy Community. Ms. Gunnip said this was one of her goals when she took over as Supervisor three years ago. A grant from NYSERDA for \$5000,00 will be awarded to the town for the work done with the LED streetlighting, permits for solar technology and training by the Codes Department. A small solar farm or electric fuel stations or LED lighting upgrades to other town facilities are possible projects to expend the money.

The next Town Board Meeting will be held Tuesday, December 28, 2021 due to the Christmas Holiday, and will be held in the remodeled meeting room.

She wished everyone a Merry Christmas.

COMPTROLLER'S REPORT

A motion was made by Colleen Gunnip to approve the transfers as submitted by the Comptroller. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

Authorization is hereby given to the Comptroller to make the following budget adjustments:			
BUDGET ADJUSTMENTS			
	001.1410.0410	TOWN CLERK OFFICE EXPENSE	\$ (298.00)
	001.1410.0220	TOWN CLERK EQUIPMENT	\$ 298.00
		<i>CARD READER FOR CLERK'S OFFICE</i>	
	001.3020.0220	PUBLIC SAFETY COMMUNICATIONS EQUIPMENT	\$ (1,200.00)
	001.5132.0470	HIGHWAY GARAGE MAINTENANCE	\$ 1,200.00
		<i>FIRE EXTINGUISHER REPLACEMENTS</i>	

APPROVE APPOINTMENT- COMPTROLLER'S OFFICE

A motion was made by Nicholas Paro to appoint Paula De Marco as a full time Account Clerk I in the Comptroller's Office with a one-year probationary start rate of \$22.01 per hour effective January 10, 2022. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

APPROVE MINUTES

A motion was made by V. James Magnarelli to approve the minutes of the November 22, 2021 regular Town Board. The motion was seconded by Colleen Gunnip and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

TOWN ATTORNEY'S REPORT

Mr. Frateschi spoke about the 5 acre parcel located on Duerr Rd (Tax Map # 019.-01-22.2) that has been offered to the town as a donation. Mr. Frateschi said a Phase One environmental assessment has been done on the property and no issues were found.

ACCEPT DONATION OF PARCEL LOCATED ON DUERR RD

A motion was made by Colleen Gunnip to adopt a resolution accepting a donation of a 5 acre parcel on Duerr Rd. (Tax Map # 019.-01-22.2) subject to legal and engineering. The motion was seconded by Nicholas Paro and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

ENTER INTO CONTRACT FOR ACCEPTANCE OF PARCEL ON DUERR RD

A motion was made by Nicholas Paro to adopt a resolution authorizing the Supervisor to enter into a contract with the owner of the 5 acre parcel located on Duerr Rd. subject to permissive referendum. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

CONTRACT WITH HYBRID BUILDING SOLUTIONS – HIGHWAY SALT SHED

A motion was made by Colleen Gunnip to adopt a resolution to enter into a contract with Hybrid Building Solutions LLC for the construction of a 50'x 70' salt shed at the Highway Department at a cost of \$310,526.00 subject to legal review. The motion was seconded by Nicholas Paro and was

put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

Mr. Frateschi spoke about a proposed order of settlement in relation to a tax grievance. The settlement was reached to reduce the assessment from \$278,000.00 to \$240,000.00 with no refund for Bianchi Living Trust Index # 006618-2021.

CERTIORARI SETTLEMENT- BIANCHI TRUST

A motion was made By V. James Magnarelli to adopt a resolution to reduce the assessment from \$278,000.00 to \$240,000.00 with no refund for Index #006618-2021. The motion was seconded by Nicholas Paro and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

TOWN ENGINEER'S REPORT

Mr. Wickman explained that there are two pipes that run under the New York State Thruway that are over seventy years old one is 455' and the other is 355' that if they fail it could be over a half a million dollars to repair. He said he recommends the town enter into a contract with Precision Group to line the sewer pipes at a cost of \$127,000.00 and to use fund balance to do the project. Ms. Gunnip said this is under County Contract.

APPROVE A CONTRACT WITH PRECISION GROUP – SEWER PIPE LINING- YOUNG AVE AND MEDFORD AVE

A motion was made by Daniel Ciciarelli to approve a contract with Precision Group LLC to line two sewer pipes under the New York State Thruway near Young Ave and Medford Ave. at a cost of \$127,000.00 to be paid for from the Fund Balance. The motion was seconded by Colleen Gunnip and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

The engineer said because of supply chain issues the remodel of the Town Hall has taken longer than expected. In order to complete all the remaining items an extra work authorization for construction observation will need to be approved. The overall budget of the project will not be exceeded.

APPROVE EXTRA WORK AUTHORIZATION– C&S CONSTRUCTION OBSERVATION

A motion was made by Colleen Gunnip to approve an Extra Work Authorization for Construction Observation in the amount of \$27,000.00 for the completion of the renovation of Town Hall. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as

follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

Mr. Wickman spoke about concrete valley gutter projects on Thomas Dr., Todd Way and the second half of Rocky Rd as well as Skiff Dr. and Brookfield Rd. at a projected cost of \$700,000.00. He said the Highway Superintendent has suggested that Homeview Dr. should be included in the project for an additional \$275,000.00. The design phase of the project would cost \$9,800.00.

APPROVE CONCRETE VALLEY GUTTERS PROJECT DESIGN COSTS

A motion was made by V. James Magnarelli to approve the expenditure of \$9,800.00 for the design by C&S Engineers for the concrete valley gutter projects for Thomas Dr., Todd Way and the second half of Rocky Rd as well as Skiff Dr. and Brookfield Rd. and Homeview Dr. The motion was seconded by Colleen Gunnip and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

SCHEDULE PUBLIC HEARING- CANNABIS OVERLAY DISTRICT

A motion was made by Colleen Gunnip to schedule a Public Hearing on December 28, 2021 at 6:36 pm to consider a Local Law 2021-___ amending the Zoning Code of the Town of Salina to add section 235-22 Cannabis Business District (CBD) establishing an Overlay District which will consist of properties within the C-1 District, C-2 District, C-3 District and I-1 District. The motion was seconded by V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

APPROVE APPOINTMENT- CODES DEPARTMENT

A motion was made by Colleen Gunnip to appoint Chuck Callura as a Code Enforcement Officer temporary full time for 3 months effective December 13, 2021 – March 11, 2022. Thw motion was seconded by Daniel Ciciarelli and was put a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

AMENDED AGENDA

A motion was made by Colleen Gunnip and seconded by V. James Magnarelli to waive Town Board policy to add the following items as supplements to this meeting's agenda. The motion was carried unanimously.

12. Schedule a Public Hearing to consider entering into a contract with Liverpool Fire Department

for providing fire protection within the Liverpool Fire Protection District.

13. Consider property clean-up charges at:

Tax Map #063.-18-01.0	101 Young Ave.
Tax Map #069.-12-13.0	120 Noble Ave.
Tax Map #053.-01-20.0	236 Richfield Blvd.
Tax Map #072.-01-13.0	325 Roxford Rd. N.

SCHEDULE PUBLIC HEARING- CONTRACT LIVERPOOL FIRE DEPARTMENT

A motion was made by Colleen Gunnip to schedule a Public Hearing on December 28, 2021 at 6:39 pm to consider a contract with Liverpool Fire Department for providing fire protection within the Liverpool Fire Protection District in the amount of \$1,661,075.00. The motion was seconded by Nicholas Paro and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

AUTHORIZED ISSUANCE OF CLEAN-UP ORDERS

A motion was made by Colleen Gunnip to adopt a resolution declaring that as to clean-up orders issued to a parcel at 101 Young Ave. (Tax Map #063.-18-01.0); 120 Noble Ave. (Tax Map #069.-12-13.0); 236 Richfield Blvd. (Tax Map #053.-01-20.0); 325 Roxford Rd N. (Tax Map #072.-01-13.0); 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 V. James Magnarelli and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

ADJOURNMENT

A motion was made by Colleen Gunnip to adjourn the meeting at 7:25 p.m. and was seconded by Nicholas Paro and was put to a roll call vote which resulted as follows: Nicholas Paro: Yes, V. James Magnarelli: Yes, Daniel Ciciarelli: Yes, David Carnie: Absent, Colleen Gunnip: Yes.

Respectfully submitted

Jeannie P. Ventre, Town Clerk

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