

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

**REGULAR TOWN BOARD MEETING
Monday, April 25, 2022**

AGENDA

- 1. Call to order and Pledge to our flag.**
- 2. Residents wishing to speak and Town Board comments.**
- 3. Public Hearing to consider the matter of furthering amending chapter 115 of the matter further amending chapter 115 of the code of the Town of Salina Entitled "Fences".**
- 4. Public Hearing to consider the matter of amending chapter v180 of the code of the Town of Salina : General property maintenance law".**
- 5. Consider the approval of the minutes of the April 11,2022**
- 6. Town Comptroller's Report.**
 - a. Authorize the transfer of \$ 100,000 from ARPA to Burnham Park Field Improvements**
- 7. Town Attorney's Report.**
- 8. Town Engineer's Report.**
 - a. Authorize Supervisor to enter into agreement with Riccelli Norten.**

**SUPPLEMENTAL AGENDA
SALINA TOWN BOARD MEETING
Monday April 25, 2022**

- 9. Appoint Lisa Froelick for Aquatics Coordinator for 2022.**
- 10. Appoint Miranda Richards for gatekeeper at Richfield Park.**
- 11. Salina Bombers Little League requesting a road closure from Hinsdale Fire Department to Burnham Park on May 21, 2022 from 10:15 am-11:00 am.**
- 12. Consider the hiring of Jeff Edwards as the Town of Salina Veterans Outreach Coordinator with an annual salary not to exceed \$ 8,320 annually.**
- 13. Appoint EDR as the engineer for the ZBA.**
- 14. Declare May Building Safety Month.**
- 15. Supervisor's Report.**

IN THE MATTER

Of

Local Law 2022-6

ENACTING LOCAL LAW

**A Local Law Further Amending Chapter 115
Entitled "Fences" of the Code of the Town of
Salina.**

The **TOWN BOARD OF THE TOWN OF SALINA**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Salina, located at 201 School Road in the Liverpool, County of Onondaga, State of New York, on the 25th day of April 2022, at 6:30 p.m.

The meeting was called to order by Nicholas Paro, Supervisor, and the following were present, namely:

Nicholas Paro	Supervisor
Jason Recor	1 st Ward Councilor
Matthew Cushing	2 nd Ward Councilor
Daniel Ciciarelli	3 rd Ward Councilor
David Carnie	4 th Ward Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law 2022 -6, entitled "A Local Law Further Amending 115 entitled Fences of the Code of the Town of Salina," the text of which is as follows:

**LOCAL LAW 2022-6 AMENDING CHAPTER 115 ENTITLED "FENCES" OF THE
CODE OF THE TOWN OF SALINA**

BE IT ORDAINED AND ENACTED by the Town Board of the Town of Salina, County of Onondaga, State of New York, as follows:

Section 1. That Chapter 115-6.D. of the Code of the Town of Salina, as amended, is further amended as follows:

D. Fences permitted within the front yards shall not exceed a maximum height of 48 inches and shall be of an open design with a uniform ratio of open space to fence material of at least one to one. Opaque fences, such as basket weave or stockade, are prohibited within the front yard. Notwithstanding the foregoing, on corner lots, a fence of up to six feet in height may enclose that portion of the property extending from the ~~rear building~~ front primary structure line to the rear property line, provided that the side of the fence facing the street shall be governed by the following rule: the fence shall be set back a minimum of 15 feet from the pavement edge of the public highway along the streetside property line.

Section 2. This local law shall take upon the filing with the Secretary of State.

WHEREAS, under the Town of Salina Code (the "Code") Section 115-6.D., property owners must obtain area variances to build certain fences (i.e., 4'-6' fences) in certain areas on corner lots;

WHEREAS, as part of the area variance process (i) an applicant must submit an application to the Town of Salina Department of Planning and Development (the "Planning and Development Department"); (ii) an applicant must pay a fee; (iii) the Planning and Development Department must draft a report and circulate notices regarding the proposed variance; and (vi) the applicant is strongly encouraged to attend a public hearing before the Town Zoning Board of Appeals (the "ZBA");

WHEREAS, the ZBA grants area variances for certain fences in certain areas on corner lots in accordance with the proposed Local Law as a matter of course;

WHEREAS, the ZBA and the Town Board believe that property owners of corner lots desirous of building certain fences in certain areas are unnecessarily burdened by a Code provision from which ZBA relief is regularly (if not always) granted;

WHEREAS, the ZBA and the Town Board believe that Town resources are wasted by a Code provision from which ZBA relief is regularly (if not always) granted;

WHEREAS, on March 28, 2022, the Town of Salina Codes Task Force voted and recommended that the Town Board adopt the proposed Local Law;

WHEREAS, on April 25, 2022, the Town Board held a public hearing regarding the proposed Local Law; and

WHEREAS, the Town Board believes that Town resources should not be wasted and members of the community should not be unnecessarily burdened.

NOW, THEREFORE, BE IT

RESOLVED, that Local Law 2022-6 is hereby approved and enacted; and be it further

RESOLVED, that the Town Clerk is directed to file Local Law 2022-6 with the Secretary of State within 20 days of the date set forth herein.

I, RODNEY-DAVID LOWE, Town Clerk of the Town of Salina, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Salina at a regular meeting of the Board duly called and held on the 25th day of April 2022; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I HEREBY CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Salina, this 25th day of April, 2022.

DATED: April 25, 2022
Liverpool, New York

Rodney-David Lowe
Town Clerk of the Town of Salina
Onondaga County, New York

IN THE MATTER

Of

Local Law 2022-7

ENACTING LOCAL LAW

**A Local Law Amending Chapter 180 Entitled
“General Property Maintenance Law of the
Town of Salina” of the Code of the Town of
Salina.**

The **TOWN BOARD OF THE TOWN OF SALINA**, in the County of Onondaga, State of New York, met in regular session at the Town Hall in the Town of Salina, located at 201 School Road in the Liverpool, County of Onondaga, State of New York, on the 25th day of April 2022, at 6:30 p.m.

The meeting was called to order by Nicholas Paro, Supervisor, and the following were present, namely:

Nicholas Paro	Supervisor
Jason Recor	1 st Ward Councilor
Matthew Cushing	2 nd Ward Councilor
Daniel Ciciarelli	3 rd Ward Councilor
David Carnie	4 th Ward Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, a Local Law has been introduced before the Board, to wit: Local Law 2022-7, entitled “A Local Law Amending Chapter 180 entitled General Property Maintenance Law of the Town of Salina of the Code of the Town of Salina,” the text of which is as follows:

LOCAL LAW 2022-7 AMENDING CHAPTER 180 ENTITLED "GENERAL PROPERTY MAINTENANCE LAW OF THE TOWN OF SALINA" OF THE CODE OF THE TOWN OF SALINA

BE IT ORDAINED AND ENACTED by the Town Board of the Town of Salina, County of Onondaga, State of New York, as follows:

Section 1. That Chapter 180 of the Code of the Town of Salina is amended as follows:

G. Any person, being the owner of such real property in the Town of Salina, shall ensure that all structures and premises subject to this chapter shall be kept free of all the following conditions: dead and dying trees, limbs or other natural growths which, by reason of rotting or deteriorating conditions or storm damage and weathering, constitute a hazard to persons in the vicinity thereof, including adjacent properties; trees shall be kept pruned and trimmed to prevent such conditions; loose and overhanging objects and accumulations of ice and snow which, by reasons of location above ground level, constitute a danger of falling on persons in the vicinity thereof. Notwithstanding the foregoing, this Section 180-4.G. shall no longer be effective upon the earlier of (i) the Town's final resolution of any current pending code violation hereunder this Section 180-4.G., or (ii) December 31, 2022.

Section 2. This local law shall take upon the filing with the Secretary of State.

WHEREAS, under the Town of Salina Code (the "Code") Section 180-4.G., the Town may monitor private property for dead trees and limbs;

WHEREAS, by virtue of this Code section, the Town becomes a "police force" monitoring what often amounts to be private disputes between Town residents;

WHEREAS, Town residents have adequate remedies to address the issues addressed by this Code section by turning to the civil courts of New York State;

WHEREAS, the Town Board believes that Town resources should not be unnecessarily burdened where an adequate remedy already exists;

WHEREAS, on March 28, 2022, the Town of Salina Codes Task Force voted and recommended that the Town adopt the proposed Local Law; and

WHEREAS, on April 25, 2022, the Town Board held a public hearing regarding the proposed Local Law.

NOW, THEREFORE, BE IT

RESOLVED, that Local Law 2022-7 is hereby approved and enacted; and be it further

RESOLVED, that the Town Clerk is directed to file Local Law 2022-7 with the Secretary of State within 20 days of the date set forth herein.

I, RODNEY-DAVID LOWE, Town Clerk of the Town of Salina, **DO HEREBY CERTIFY** that the preceding Resolution was duly adopted by the Town Board of the Town of Salina at a regular meeting of the Board duly called and held on the 25th day of April 2022; that said Resolution was entered in the minutes of said meeting; that I have compared the foregoing copy with the original thereof now on file in my office; and that the same is a true and correct transcript of said Resolution and of the whole thereof.

I HEREBY CERTIFY that all members of said Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Salina, this 25th day of April, 2022.

DATED: April 25, 2022
Liverpool, New York

Rodney-David Lowe
Town Clerk of the Town of Salina
Onondaga County, New York

**MINUTES of the REGULAR MEETING
SALINA TOWN BOARD
April 11, 2022**

The Town Board of the Town of Salina held a regular meeting on Monday April 11, 2022 at 6:30 p.m. at the Town Hall, 201 School Road, Liverpool, New York with the following members present:

Nicholas Paro	Supervisor
Jason Recor	Absent
Matt Cushing	Councilor
Daniel Ciciarelli	Councilor
David Carnie	Councilor
Timothy Frateschi	Town Attorney
Jason Hoy	Engineer

Residents speaking and Town Board comments.

No one signed up to speak.

Daniel Ciciarelli reminded residents to sign up for the third annual Mattydale yard sale.

Matt Cushing reminded residents to complete the 9: 00 pm routine which involves locking their doors and windows at night.

Nicholas Paro congratulated the Board on its many accomplishments in its first 100 days. Accomplishments such as, the safety task force, revamping the Codes Task Force, Smoke Free Salina, entering into an agreement with Home Head Quarters for residential home improvements and redesigning the Town of Salina website.

Public Hearing was held at 6.33 pm to consider Local Law 2022-5 repealing Chapter 195 of the Laws of the Town of Salina and replacing it with the Salina Smoke Free Town Property Act.

A motion to open up the public hearing was made by Matt Cushing and was seconded by Daniel Ciciarelli. No residents signed up to speak at this time. A motion was made to close the Public Hearing by Matt Cushing and seconded by Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

The Town Board has determined that, in order to protect and promote the public health, safety and welfare of the employees and citizens of the Town of Salina, it is necessary to restrict the acts of smoking and tobacco use in and around Town-owned buildings, parks, recreation areas and play

grounds.

A motion was also made by Daniel Ciciarelli and seconded by Matt Cushing to approve the Local Law 2022-5 Smoke Free Town Property Act which was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Considered the approval of minutes for the March 28,2022 Regular Town Board Meeting.

A motion was made by Daniel Ciciarelli to approve the minutes. The motion was seconded by Matt Cushing and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: No, Nichols Paro: Yes.

Town Comptrollers Report

Nothing to report.

Town Attorney Report

Proposed Local Law 2022- which amends the Town Code related to fences on corner lots comes out the Code Task Force meetings. This law would eliminate the definition of that a corner lot has two front yards. The ZBA has requested this amendment also because it regularly grants variances to allow 6' fences on what is commonly seen as a side yard of a corner lot. A motion was made by Daniel Ciciarelli and was seconded by Matt Cushing to set a public hearing on Local Law 2022- at the next meeting on April 25,2022 at 6:35 pm and was put to a roll call vote which resulted as follows: Matt

Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie :Yes, Nicholas Paro: Yes.

The second local law regarded monitoring dead trees on public property. This would eliminate the Town's responsibility to remove dead trees from private property. The Codes office is supportive of this law. A motion was made by David Carnie and was seconded by Matt Cushing to set a public hearing for Local Law 2022- at the next meeting on April 25,2022 and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, Yes, David Carnie: Yes, Nicholas Pare: Yes.

Town Engineer's Report

Discussion ensued regarding hiring Barton & Loguidice as back-up engineer based on a contract presented to the Board. This is an engineering firm located in Salina that has been around a long time has done some fine work around the Syracuse area. A motion was made by David Carnie and was seconded by Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Discussion ensued regarding authorizing the Town Supervisor to enter into an agreement Enviro Aquatics. The contractor shall harvest weeds on the attached body of water (Sun Harbor Pond) in safe, skilled, and professional manner and dispose of them per client's direction. A motion was made by Daniel Ciciarelli and was seconded by Matt Cushing to enter into a contract with Enviro Aquatics to harvest weeds at the Sun Harbor Pond per the contract presented to the Board and was put to a vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: yes.

Discussion ensued regarding to enter into an agreement with Riccelli Northern to pave town roads. David Carnie made the motion and was seconded by Nicholas Paro to authorize the road work as outlined by the Engineer for the Town at a cost of \$ 568,872.77. Discussion ensued regarding the motion and Councilor Ciciarelli requested that additional projects be added to the work schedule, using ARPA funds for the additional projects. Councilor Cushing agreed. A motion was made by Councilor Ciciarelli to table the motion until the issue can be discussed in more depth. Councilor Cushing seconded the motion and was put to a roll call vote which results as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: No, Nicholas Paro: No. Motion to table failed.

The Board then turned to the original motion by Councilor Carnie, seconded by Supervisor Paro to approve the road work outlined by the Town Engineer and presented to the Board. The motion was put to a roll call vote which resulted as follows: Councilor Cushing: No; Councilor Ciciarelli, No; Councilor Carnie, Yes; Supervisor Paro, Yes. Motion fails.

Central New York Storm Water Coalition was also discussed, which provides the Town with storm water education programs and monitoring. There are many towns and villages that support this Coalition. A motion was made by David Carnie and was seconded by Daniel Ciciarelli to enter into the agreement presented to the Board with the Central New York Stormwater Coalition and was put to a roll call which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Discussion ensued regarding the appointment of Michelle Hoxie as a crossing guard at Lyn court School. A motion was made by David Carnie and was seconded by Matt Cushing to appoint Michelle Hoxie as a crossing guard at Lyncourt School at a rate of \$ 25 a day and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro:

Supplemental Agenda

A motion was made by David Carnie to add the items to the supplemental agenda as presented to the Town Board and was seconded by Daniel Ciciarelli and was put to a roll call which resulted as follows: Jason Recor: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, and Nicholas Paro: Yes.

Discussion ensued regarding the appointment of Michael Brigandi to the Zoning Board of Appeals for a two term ending in December 2023. A motion was made by David Carnie and seconded by Daniel Ciciarelli to appoint Michael Brigandi to the Zoning Board of Appeals for a two year term ending on December 31, 2023 and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Appointed Billy McGillivray to the Zoning Board of Appeals. This was for a one year term and expires December 2022 then he would be up for a seven year appointment. A motion was made by Daniel Ciciarelli and was seconded by Matt Cushing and was put to a roll call vote which resulted as follows: Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Discussion ensued regarding a letter the Board received for the renewal of a liquor license for Ichiban Steakhouse Inc. No action required by the Board.

Informational session was presented by LaBella Associates which is interested in providing services for the Zoning Board of Appeals. Steven Calocerinos is the senior civil engineer who presented. LaBella Associated is a nationally recognized Design Professional Corporation with four key service offerings: Buildings, Energy, Infrastructure, and Environmental. Information packets were provided to the Board for their review. Supervisor Paro indicated that a decision on the ZBA engineer may be ready for the next meeting.

Adjournment

A motion was made to adjourn the meeting by David Carnie and was seconded by Jason Recor All were in favor.

Respectfully submitted

Rodney-David Lowe, Town Clerk