

APPROVED

At the REGULAR MEETING of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the 5<sup>th</sup> of October, 2020 at 7:30 P.M., there were:

PRESENT:

Damian Ulatowski	Supervisor
Joseph A. Bick	Deputy Supervisor/Councilor
David Hess	Councilor
Eugene Young	Councilor
Brian Hall	Councilor
Ryan Pleskach	Councilor
Kevin Meaker	Councilor
Jill Hageman-Clark	Town Clerk
Mark V. Territo	Commissioner of Planning and Development
Neil Germain	Town Attorney
Ron DeTota	Town Engineer

ABSENT:

OTHERS PRESENT:

Russ Mitchell; Planning Board Chairman and Hal Henty; Planning Board

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 Hess made a motion to approve the minutes of the September 21<sup>st</sup>, 2020 meeting. Motion was seconded by Councilor Bick.

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

**Cancellation and/or requested adjournments.**

There were no cancellations or adjournments

**Correspondence:**

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

Kathleen Mancini explained that she lives at 5453 Henry Clay Boulevard. She said that now that she is working from home, she is aware of the excessive speed vehicles use on her road and is concerned.

Councilor Hess asked where she lives on Henry Clay Boulevard. She said that she is south of Route 31.

Supervisor Ulatowski said the we have a liaison in the Sheriff's Department and that either he or the Clerk will reach out to them. He thanked her for bringing it to his attention.

**REGULAR MEETING:**

**Budget 2021 – TOWN OF CLAY TENTATIVE BUDGET:**

Town Clerk presents the **2021 TOWN OF CLAY TENTATIVE BUDGET** to the Town Board Members pursuant to Town Law.

**Special Permit (SEQR) – Town Board Case # 1151 - ROCKLYN COMMERCIAL, LLC AND WOODSIDE COMMERCIAL, LLC:**

Councilor Hall moved the adoption of a resolution that the application of **ROCKLYN COMMERCIAL, LLC AND WOODSIDE COMMERCIAL, LLC FOR A SPECIAL PERMIT** pursuant to **Section 230-18G.(2)(b)** to allow for the construction of a WellNOW Urgent Care (hospital/clinic) on vacant land located at **4938 West Taft Rd. and Wintersweet Dr., Tax Map No. 116.1-01-01.1**, 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 of an EIS. Motion was seconded by Councilor Bick.

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

**Special Permit (A) – Town Board Case # 1151 - ROCKLYN COMMERCIAL, LLC AND WOODSIDE COMMERCIAL, LLC:**

Councilor Hall moved the adoption of a resolution **approving** the application of **ROCKLYN COMMERCIAL, LLC AND WOODSIDE COMMERCIAL, LLC FOR A SPECIAL PERMIT** pursuant to **Section 230-18G.(2)(b)** to allow for the construction of a WellNOW Urgent Care (hospital/clinic) on vacant land located at **4938 West Taft Rd. and Wintersweet Dr., Tax Map No. 116.1-01-01.1**. Motion was seconded by Councilor Meaker.

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

**Resolution (A) Local Law No. 5 of the Year 2020 – Real Property Tax Law (RPTL) – Section 487:**

Councilor Hess moved the adoption of a resolution **approving Local Law No. 5 of 2020** pursuant to **Section 487 of the Real Property Tax Law (RPTL)** to “opt out”

of allowing real property tax exemptions pursuant to Section 487 of the PRTL and declare improvements related to solar and wind energy systems fully taxable in the Town of Clay. Motion was seconded by Councilor Hall.

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

**Agreement - CENTRAL NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS for the year 2021:**

Councilor Bick moved the adoption of a resolution authorizing the Supervisor to enter into an agreement with **CENTRAL NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS** for the year **2021** in the amount of **\$10,477.80**, for all services for the treatment of animals on behalf of the **TOWN OF CLAY**, and execute the necessary document therefore. Motion was seconded by Councilor Hess.

Councilor Young asked if this covers cruelty involving cats as well. The Supervisor said that it does.

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

**Authorization/Grant - JUSTICE COURT ASSISTANCE PROGRAM (JCAP):**

Councilor Meaker moved the adoption of a resolution authorizing **Judge Schiano** and **Judge Lauri** to make the necessary applications for a grant from New York State for the **JUSTICE COURT ASSISTANCE PROGRAM (JCAP)** on behalf of the Town of Clay in the 2020-2021 Grant Cycle up to \$30,000; and the execution therefore. Motion was seconded by Councilor Hess.

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

**LOCAL LAW NO. 6 OF THE YEAR 2020 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C (CPH):**

Councilor Meaker moved the adoption of a resolution calling a public hearing **October 19, 2020**, commencing at **7:35 p.m.**, local time to consider adding a proposed Local Law to be entitled “**LOCAL LAW NO. 6 OF THE YEAR 2020 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW SECTION 3-C**” to the code of the Town of Clay. Motion was seconded by Councilor Pleskach.

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

**ZONE CHANGE – Town Board Case # 1153 - NJJP HOLDINGS, LLC/LIVERPOOL VILLAGE ANIMAL HOSPITAL WELLNESS CENTER:**

Councilor Pleskach moved the adoption of a resolution calling a public hearing **October 19, 2020**, commencing at **7:38 p.m.**, local time to consider the application of **NJJP HOLDINGS, LLC AND JOSE VARGAS FOR A ZONE CHANGE** from **O-1 Neighborhood Office District** to **HC-1 Highway Commercial District** to allow for a Veterinary Clinic located at **7270 Buckley Rd., N. Syracuse, Tax Map No. 112.-07-14.0**, consisting of approximately 0.9± acres of land. Motion was seconded by Councilor Meaker.

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

**ZONE CHANGE – Town Board Case # 1154 (CPH) – SONBYRNE SALES, Inc./CHRISTIAN BRUNELLE:**

Councilor Pleskach moved the adoption of a resolution calling a public hearing **October 19, 2020**, commencing at **7:41 p.m.**, local time to consider the application of **SONBYRNE SALES, INC. AND EARL WHITE, JR. & PATRICIA WEBER AS TRUSTSEES OF EARL WHITE SR. TRUST AND CANDACE HOLTSBERY FOR A ZONE CHANGE** from **I-1 Industrial District** to **LUC-1 Limited Use for Gasoline Services District** to allow for the construction of a Byrne Dairy Retail Store, Car Wash and Fueling Facility on properties located at **7426, 7434 & 7440 Morgan Road, Clay, Tax Map Nos. 105.-01-08.0, 09.0, 10.0 & 11.1**, consisting of approximately 6.95± acres of land. Motion was seconded by Councilor Hess.

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

**Adjournment:**

The meeting was adjourned at 7:42 P.M. upon motion by Councilor Young and seconded by Councilor Meaker.

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

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Jill Hageman-Clark RMC / Town Clerk