

APPROVED

At the REGULAR MEETING of the Town Board, Town of Clay, Onondaga County, held at the Town Hall, Clay, New York on the June 27, 2022 at 7:30 P.M., there were:

PRESENT:

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

ABSENT:

OTHERS PRESENT:

Russ Mitchell, Planning Board Chairman; Hal Henty, Planning Board Member; and Rob Bick, Town Assessor.

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 June 6, 2022 Town Board meeting. Motion was seconded by Councilor Meaker.

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

**Cancellation and/or requested adjournments.**

Supervisor Ulatowski explained that **Chick-fil-A** requested an **adjournment** to the **August 15, 2022** meeting at **7:35 PM**. A motion was made by Councilor Hess and seconded by Councilor Pleskach.

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

**Correspondence:**

There was no correspondence.

**REGULAR MEETING:**

**Local Law No. 2 of the Year 2022 amending Chapter 230, entitled ZONING (PH):**

A public hearing to consider a proposed **Local Law No. 2 of the Year 2022**, amending Chapter 230, entitled ‘ZONING’, amending Section 230-17 C.(2)(e) to add new item [10] **“OUTDOOR RECREATION- PARTICIPANT”** and [11] **“OUTDOOR RECREATION- SPECTATOR”** with a Town Board Special Permit to said section of the Code of the Town of Clay.

Supervisor Ulatowski asked if anyone was present to speak on behalf of the applicant. Matt Vredenburgh and Andrew Cherock said that they were trying to establish a project that would be based on the approval of the local law passing. They explained that if the local law is passed they will submit an application for a recreation complex near NTTS on Buckley Road in the industrial zone. They continued that the advantage would be that there are no residential homes and the noise would not be an issue. They are considering outdoor baseball, kickball and basketball. If this local law is passed they will seek the **special permit** for this project. Councilor Young asked if this use will be allowed in all industrial zones. Commissioner Territo responded, only in I-1 and with a special permit. Councilor Hess said that he is in favor of this application. Councilor Bick added that this public hearing is only for the Local Law to change the zoning for I-1 to allow for recreational use and that it is a coincidence that the applicant is here. All questions and comments satisfied, Supervisor Ulatowski **closed** the public hearing.

**Project/Water (PH) - OAK ORCHARD WATER SUPPLY DISTRICT EXTENSION NO. 1:**

A public hearing to consider a Petition for the creation of a water supply district within the Town of Clay to be designated and known as **“OAK ORCHARD WATER SUPPLY DISTRICT EXTENSION NO.1”** was opened by the Supervisor.

Alex Wisnewski spoke on behalf of the applicant. He began by explaining that the property at 4776 Oak Orchard was recently subdivided into 2 parcels. The reason for this application is so that the applicant can get water service from OCWA for the property that he will build on. There were no further questions or comments and the Supervisor **closed** the public hearing.

**Project/Sewer (PH) - WILDCREEK SEWER DISTRICT EXTENSION,  
CONTRACT NO. 1:**

A public hearing to consider a Petition for the creation of a sewer district within the Town of Clay to be designated and known as "**WILDCREEK SEWER DISTRICT EXTENSION**" and for the construction and acquisition of a sewer system therein to be designated and known as "**WILDCREEK SEWER DISTRICT EXTENSION, CONTRACT NO. 1.**" was opened by the Supervisor.

Alex Wisnewski was present on behalf of the applicants. He explained that 4961 and 4971 Buckley Road are currently served by septic and one of the two septic systems is failing. The third parcel has secured grant money to connect his property to sewer. Mr. Wisnewski said that he had met with the owner of the third parcel to see if he wished to be a part of this application. He explained that he had applied for and received a grant. Mr. Wisnewski continued that the two parcels involved will pay for the sewer connection which will occur between 7614 and 7616 Wild Turkey Way. There will be no cost to the Town of Clay.

Ron DeTota said that he had met with Mr. Wisnewski and applauded his proactive approach to talking to the property owners.

There being no additional questions or comments, Supervisor Ulatowski **closed** the public hearing.

**Zone Change (PH/Adj.) – Town Board Case # 1171 - CHICK-FIL-A:  
NO ACTION**

**Zone Change (PH/Adj.) – Town Board Case # 1173 FIRE DETECTION  
SYSTEMS, INC.:**

A public hearing to consider the application of **FIRE DETECTION SYSTEMS, INC.**, for a Zone Change for **ALLEN ROAD, Tax Map No. 112.-07-11.5** from R-10 to O-1 to allow for a non-retail office on +/-1.53 acres of land (readvertised to this date and time on June 21, 2022, last heard at the May 2, 2022 meeting) was opened by the Supervisor; proof of publication and posting was furnished by the Town Clerk.

Supervisor Ulatowski asked if anyone was present for the applicant. No one responded and the Supervisor **closed** the public hearing.

**Contract (A) Three Rivers Point BOA Pre-Development Project:**

Councilor Bick moved the adoption of a resolution authorizing the Town Supervisor to execute a contract with **Plumley Engineering** for technical consulting services associated with all three components of the **Three Rivers Point BOA Pre-Development Project**. **Plumley Engineering** is expected to coordinate task completion and work with the Town on meeting their contractual requirements with

the New York State Department of State (DOS) and assist with final development of the Pre Development Phase. Motion was seconded by Councilor Hess.

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

**Local Law No. 2 of the Year 2022 amending Chapter 230, entitled ZONING (A):**

Councilor Meaker moved the adoption of a resolution **approving** proposed **Local Law No. 2 of the Year 2022**, amending Chapter 230, entitled ‘ZONING’, amending Section 230-17 C.(2)(e) to add new item [10] **“OUTDOOR RECREATION-PARTICIPANT”** and [11] **“OUTDOOR RECREATION- SPECTATOR”** with a Town Board Special Permit to said section of the Code of the Town of Clay. Motion was seconded by Councilor Magaro-Dolan.

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

**Agreement - JANITORIAL/CLEANING SERVICES FOR THE TOWN OF CLAY TOWN HALL BUILDING, TOWN OF CLAY HIGHWAY FACILITY OFFICES, AND SENIOR CENTER:**

Councilor Meaker moved the adoption of a resolution authorizing the Supervisor to execute an agreement with Oswego Industries, Inc. for **JANITORIAL/CLEANING SERVICES FOR THE TOWN OF CLAY TOWN HALL BUILDING, TOWN OF CLAY HIGHWAY FACILITY OFFICES, AND SENIOR CENTER** for **Sixty-one Thousand and Sixteen and 16/100 Dollars (\$61,016.16)** to be billed on a **monthly basis of Five Thousand and Eighty Four and 68/100 (\$5,084.68)** for one (1) year, commencing July 1, 2022 and terminating June 30, 2023. This agreement may be renewed under the same terms and conditions for two (2) additional one (1) year periods upon written consent of both parties. The agreement shall be approved as to form and content by the Town Attorney. Motion was seconded by Councilor Young.

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

**Agreement ONONDGA COUNTY COMMUNITY DEVELOPEMT FUNDS for the YEAR 2023:**

Councilor Hess moved the adoption of a resolution approving an agreement between the Town of Clay and Onondaga County Community Development for the following development project for **YEAR 2023**: Clay Park Central Restroom Phase II – 4821 Wetzels Road, Liverpool, NY \$109,556.00. This project is in replacement of a new ADA Restroom at Meltzer Park –and new Building Vinyl Siding for Clay Panthers Field House. This resolution also authorizes the Supervisor to **EXECUTE** any and

all necessary documents on behalf of the Town. Motion was seconded by Councilor Bick.

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

**Easement (release)(A) - 8298 Carnation Drive:**

Councilor Meaker moved the adoption of a resolution approving a **Release of Easement** for a portion of an unneeded drainage easement from the Town on property located at **8298 Carnation Drive**. This release was approved by the Town Engineer and approved as to form and content by the Town Attorney. Motion was seconded by Councilor Magaro-Dolan.

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

**Project/ Sewer (A)(creation) WILDCREEK SEWER DISTRICT EXTENSION, NO.1:**

Councilor Magaro-Dolan moved the adoption of a resolution **approving** the creation of a sewer district within the Town of Clay to be designated and known as **"WILDCREEK SEWER DISTRICT EXTENSION, NO.1."** Motion was seconded by Councilor Meaker.

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

**Project/ Sewer (acquire public facilities) WILDCREEK SEWER DISTRICT EXTENSION, NO.1:**

Councilor Magaro-Dolan moved the adoption of a resolution that it is in the public interest that the Town of Clay approve the construction and acquire the public facilities located within the **"WILDCREEK SEWER DISTRICT EXTENSION, CONTRACT NO.1"** (Wildcreek Sewer District Extension, Contract No. 1) in accordance with the terms and conditions of a certain Agreement entered into between the Town of Clay and the developer. Motion was seconded by Councilor Meaker.

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

**Project/ Sewer/Final Plans (A) WILDCREEK SEWER EXTENSION:**

Councilor Magaro-Dolan moved the adoption of a resolution approving the **Final Plans** for the **"WILDCREEK SEWER EXTENSION"** (Wildcreek Sewer District Extension, Contract No. 1) and authorizing the Supervisor to execute the documents necessary therefore. Motion was seconded by Councilor Meaker.

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

**Project/ Water (A)(creation) OAK ORCHARD WATER SUPPLY DISTRICT EXTENSION NO.1:**

Councilor Hess moved the adoption of a resolution **approving** the creation of a water supply district within the Town of Clay to be designated and known as "**OAK ORCHARD WATER SUPPLY DISTRICT EXTENSION NO.1.**" Motion was seconded by Councilor Magaro-Dolan.

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

**Appointment (A) CLAY VOLUNTEER FIRE DEPARTMENT, INC.:**

Councilor Young moved the adoption of a resolution approving the appointment of **BEN ABAR** as a member of the **CLAY VOLUNTEER FIRE DEPARTMENT, INC.** Motion was seconded by Councilor Pleskach.

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

**Appointment (A) MOYERS CORNERS FIRE DEPARTMENT, INC.:**

Councilor Young moved the adoption of a resolution approving the appointment of **KEVIN LIM** and **ANTHONY FINOCHIO** as members and **GEORGE MUELLER** and **MIKAEL FROST** as junior members of the **MOYERS CORNERS FIRE DEPARTMENT, INC.** Motion was seconded by Councilor Pleskach.

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

**Adjournment:**

The meeting was adjourned at 8:00 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