

MAY 24, 2016 - REGULAR MEETING OF THE TOWN BOARD OF THE TOWN OF CAMILLUS, COUNTY OF ONONDAGA, STATE OF NEW YORK, HELD AT THE CAMILLUS MUNICIPAL BUILDING.

PRESENT

Mary Ann Coogan, Supervisor
Dave Callahan
Eric Hammerle
Joy Flood
Dick Griffo
Steve James
Mike LaFlair

STAFF PRESENT

Paul Czerwinski, Town Engineer
Dirk Oudemool, Town Attorney

GUESTS AND MEMBERS OF THE PUBLIC

Approximately 7 others

Supervisor Coogan called the meeting to order at 7:00 p.m., followed by the Pledge of Allegiance.

PUBLIC HEARING #1

Consider adding playground equipment at the Camillus Municipal Building to the 2016 Community Development Block Grant Projects application.

Supervisor Coogan explained that this item was not part of the original application, which is now being amended to include this item.

Resolution #106

Councilor Callahan moved to close the public hearing. Councilor Hammerle seconded the motion and it was unanimously approved.

Resolution #107

Councilor Hammerle moved to amend the 2016 Community Development Block Grant application to include playground equipment. Councilor Flood seconded the motion and it was unanimously approved.

PUBLIC HEARING #2

Consider amending the Camillus Municipal Code, Chapter 26-Uniform Code Enforcement, for the purpose of adding a new Article IX entitled "Non-Resident Owner Registration".

Councilor James explained that this article addresses the negative impact being caused by Code violation issues at non-locally owned commercial properties as it requires a local agent be designated and authorized to accept service of process regarding property laws & regulations.

Resolution #108

Councilor James moved to close the public hearing. Councilor Callahan seconded the motion and it was unanimously approved.

Resolution #109

Councilor James moved to amend the Camillus Municipal Code, Chapter 26-Uniform Code Enforcement, for the purpose of adding a new Article IX entitled "Non-Resident Owner Registration". Councilor LaFlair seconded the motion and it was unanimously approved.

PUBLIC HEARING #3

Consider amending the Camillus Municipal Code, Chapter 26-Uniform Code Enforcement, §26.100-Remedies and Penalties to amend subdivision B to reference Article VIII rather than VII and also to add a new subdivision D regarding violations.

Councilor James explained that, relative to the prior public hearing and changes to the Code Enforcement law, this amendment assesses fines for the violation of the new Article IX-Non-Resident Owner Registration.

Resolution #110

Councilor James moved to close the public hearing. Councilor Callahan seconded the motion and it was unanimously approved.

Resolution #111

Councilor James moved to amend the Camillus Municipal Code, Chapter 26-Uniform Code Enforcement, §26.100-Remedies and Penalties to amend subdivision B to reference Article VIII rather than VII and also to add a new subdivision D regarding violations. Councilor LaFlair seconded the motion and it was unanimously approved.

PUBLIC HEARING #4

Consider amending the Camillus Municipal Code to add a new Chapter 25 entitled “Rental Housing Unit Law” to regulate residential housing units.

Councilor James explained that this chapter serves to regulate rental housing by requiring rental property owners to file a rental permit application providing property information, a local agent, and other Code Enforcement compliance details.

Resolution #112

Councilor James moved to close the public hearing. Councilor Callahan seconded the motion and it was unanimously approved.

Resolution #113

Councilor James moved to amend the Camillus Municipal Code to add a new Chapter 25 entitled “Rental Housing Unit Law” to regulate residential housing units. Councilor LaFlair seconded the motion and it was unanimously approved.

PUBLIC COMMENT

A resident commended the Board for passing the new laws regarding commercial and residential rental properties, but expressed concern over declining owner occupied residential properties and the impact on the surrounding properties.

A resident thanked Councilor James for his hard work on the new laws passed tonight to remedy issues regarding non-locally owned commercial rental properties.

Mary Flynn of Friends of Camillus Park thanked everyone for their support of their organization and its efforts to revitalize Camillus Park and noted that last weekend’s race and splash pad

MAY 24, 2016 REGULAR MEETING

opening went very well. She noted that they have many summer activities planned including park walks, and tailgating. She also stated that the school district has two groups working with them to use the park as a classroom and install "birdhouse" lending library boxes, and SUNY ESF will be working with them in the Fall to develop a new trail through the park.

A resident inquired whether the Town had any ability to address the lack of maintenance on vacant mortgaged properties within the Town. Mr. Oudemool explained that the Town is well aware of the issues but it's avenues to seek relief are limited. The banks deliberately avoid moving into foreclosure on these properties not only because the government insures the banks losses on these properties until they foreclose, but also because once that happens, the property becomes the bank's responsibility.

SUPERVISOR ANNOUNCEMENTS

Supervisor Coogan stated that there would only be one meeting on the fourth Tuesday of the month during June, July, and August, with special meetings scheduled if needed. She also noted that trash pickup will be delayed one day next week due to the Memorial Day holiday.

COUNCILOR COMMENTS

Councilor Callahan noted that there will be a Finance Committee meeting on May 31 at 12:00 p.m. and offered his congratulations to Mary Flynn, Friends of Camillus Park, and the Parks & Recreation Department on a successful race & splash pad opening last weekend. He stated that Senator DeFrancisco and Assemblyman Finch have obtained funding for new playground equipment for the park and that starting June 14, the Finger Lakes Railroad quiet zone will go into effect along Milton Avenue; he thanked Mr. Oudemool for his efforts to have the quiet zone implemented

ACCEPTANCE OF MINUTES

Councilor Callahan moved to accept the minutes of the May 10, 2016 meeting. Councilor James seconded the motion and it was unanimously approved.

OLD BUSINESS

None

NEW BUSINESS

Resolution #114

Councilor LaFlair moved to authorize Code Enforcement to proceed with property clean up at 500 Oakridge Drive, TM #: 061.-01-11.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #115

Councilor LaFlair moved to authorize Code Enforcement to proceed with property clean up at 103 Golden Meadows Way, TM #: 010.1-02-07.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #116

Councilor LaFlair moved to authorize Code Enforcement to proceed with property clean up at 217 Clark Lane, TM #: 059.-02-20.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #117

Councilor LaFlair moved to authorize Code Enforcement Office to proceed with property clean up at 400 Sidney Street, TM #: 045.-11-13.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #118

Councilor LaFlair moved to authorize Code Enforcement Office to proceed with property clean up at 102 Smoke Rise Drive, TM #: 028.1-02-02.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #119

Councilor LaFlair moved to authorize Code Enforcement Office to proceed with property clean up at 140 Melrose Avenue, TM #: 042.-07-26.0, in accordance with Camillus Municipal Code, Chapter 74-Brush, Grass, Rubbish, or Weeds. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #120

Councilor Hammerle moved to authorize David Bush to survey lands being donated by Paul Dudden at a cost not to exceed \$1,250.00, which will include field work dimensions for the approximate 7 +/- acres, a deed description, two lot subdivision maps, preliminary map and final map. Councilor James seconded the motion and it was unanimously approved.

Resolution #121

Moved by Councilor Callahan, seconded by Councilor Griffo and unanimously approved:

WHEREAS, the Town Board of the Town of Camillus, New York (the "Town") is considering undertaking a project (the "Project") consisting of the purchase machinery and apparatus to be used for constructing, reconstructing, repairing or maintaining Town improvements, the cost of which is \$30,000 or over, including a compactor to be used by the Landfill Department; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the

MAY 24, 2016 REGULAR MEETING

"Regulations"), the Town desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, therefore, be it resolved by the members of the Town Board of the Town of Camillus, NY:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(25), and no further action under the SEQR Act and the Regulations is required.
2. This resolution shall take effect immediately.

Resolution #122

Councilor Callahan moved to rescind resolution #95 dated April 26, 2016 and replace with the following. The motion was seconded by Councilor Griffo and unanimously approved.

BE IT RESOLVED by the Town Board of the Town of Camillus, Onondaga County, New York as follows:

Section 1. The Town of Camillus, New York (the "Town") is hereby authorized to purchase machinery and apparatus to be used for constructing, reconstructing, repairing or maintaining Town improvements, the cost of which is \$30,000 or over, including a compactor to be used by the Landfill Department, at an estimated maximum cost not to exceed \$690,000.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid specific objects or purposes to be financed by the Town is \$690,000, and the plan for the financing the cost thereof shall consist of the following:

- a) the issuance of \$345,000 in serial bonds (the "Bonds") which are hereby authorized to be issued pursuant to this resolution and the provisions of the Local Finance Law; and
- b) the appropriation and expenditure of \$345,000 from the Town's Landfill-Honeywell Profit Sharing Fund which is hereby authorized

Section 3. It is hereby determined that the periods of probable usefulness of the aforesaid specific objects or purposes is 15 years as set forth in the subdivision 28 of paragraph (a) of Section 11.00 of the Local Finance Law. The proposed maturity of the Bonds authorized by this resolution shall not be in excess of five years measured from the date of the Bonds or the date of the first bond anticipation note in anticipation of the sale of the Bonds, whichever date is earlier.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby

MAY 24, 2016 REGULAR MEETING

authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town without legal or constitutional limitation as to rate or amount. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00 inclusive of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to sell and deliver the Bonds and any bond anticipation notes providing for substantially level or declining annual debt service, is hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 8. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the Town's General Fund. It is intended that the Town shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the Town's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Regulation Section 1.150-2.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the Town Supervisor, the chief fiscal officer of the Town, with the serial bonds and bond anticipation notes authorized by other bond resolutions adopted by the Town Board for purposes of sale in one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolution. All matters relating to the sale of the Bonds, including the date of the Bonds, the consolidation of the Bonds and bond anticipation notes with other issues of the Town, and the serial maturity of the Bonds, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 10. The validity of the Bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or
- (b) the provisions of law which should be complied with at the date of the publication of this resolution or a summary thereof are not substantially complied with, and an action,

MAY 24, 2016 REGULAR MEETING

(c) suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(d) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution, or a summary thereof, shall, after being effective, be published in the official newspapers of the Town for such purpose, together with a notice of the Clerk of the Town in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. The Town Supervisor, as chief fiscal officer of the Town, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the Town to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 13. The Town Board hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 14. This resolution is not subject to permissive referendum pursuant to Section 35.00 (b)(1) of the Town Law.

Section 15. This resolution shall take effect immediately upon its adoption.

Resolution #123

Supervisor Coogan moved to amend Resolution #33 of 1/5/2016 to remove Alex Walsh and add Jason Mallore. Councilor Callahan seconded the motion and it was unanimously approved.

Resolution #124

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 128 Jarrett Drive, TM #: 055.-05-16.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #125

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 416 Yorkshire Boulevard, TM #: 043.-02-51.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #126

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 103 Rowena Drive, TM #: 058.-05-11.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #127

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 219 Hillbrook Road, TM #: 056.-07-02.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #128

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 111 Wickson Road, TM #: 054.-03-01.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #129

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 113 Windcrest Drive, TM #: 029.-01-06.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #130

Councilor Griffo moved to authorize Code Enforcement to proceed with property clean up at 215 Mackay Avenue, TM #: 042.-01-13.0, in accordance with Camillus Municipal Code—Chapter 74-Brush, Grass, Rubbish or Weeds. Councilor James seconded the motion and it was unanimously approved.

Resolution #131

Councilor Flood moved to appoint Cynthia Cieloch to the position of regular part-time Community Service Officer for the Camillus Police Department, effective June 6, 2016 with a salary of \$18.00 per hour. Councilor Griffo seconded the motion and it was unanimously approved.

Resolution #132

Councilor Callahan moved to set the date, time, and place as June 27, 2016 at 11:00 a.m. at the Camillus Municipal Building to open sealed bids for property and liability insurance coverage. Councilor Flood seconded the motion and it was unanimously approved.

PUBLIC COMMENT

None

ADJOURNMENT

Councilor Callahan moved to adjourn the meeting at 7:25 p.m. Councilor Hammerle seconded the motion and it was unanimously approved.

Respectfully submitted,

Martha Dickson-McMahon, Town Clerk