

**MINUTES of the REGULAR MEETING
SALINA TOWN BOARD
Monday, March 13, 2023**

The Town Board of the Town of Salina held a regular meeting on Monday, March 13, 2023 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	Councilor
David Carnie	Councilor
Matthew Cushing	Councilor
Daniel Ciciarelli	Councilor
Tim Frateschi	Town Attorney
Jason Hoy	Absent

RESIDENTS WISHING TO SPEAK – TOWN BOARD COMMENTS

A motion to start out of order to hear Town Board comments was made by David Carnie and seconded by Jason Recor and all were in favor.

Daniel Ciciarelli reminded residents that the first Neighborhood Watch Meeting of the season would be held on Thursday March 16, 2023 at 6:30pm at the Mattydale Fire Department.

PUBLIC HEARING LOCAL LAW 2023- AMENDING CHAPTER 215

A motion was made by David Carnie to open the Public Hearing to enact a Local Law to Codify recent changes passed by the State Legislature related to exemptions for members of volunteer fire companies and ambulance services. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Joe Frateschi explained that the new tax benefit is a 10% reduction of assessed value for volunteer fire fighters and volunteer ems workers that have serviced the Town of Salina for 2 years.

CLOSE PUBLIC HEARING

A motion was made by David Carnie to close the Public Hearing. The motion was seconded by Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

ADOPT LOCAL LAW 2023-1 AMENDING CHAPTER 215

A motion was made by David Carnie to adopt Local Law 2023-1 Amending Chapter 215 of the Town Code (“Taxation”) to codify recent changes passed by the State Legislature related to exemptions for members of Volunteer Fire Companies and Ambulance Services. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

IN THE MATTER

Of

**LOCAL LAW 2023 -1 AMENDING
CHAPTER 215 OF THE TOWN CODE
 (“TAXATION”) TO CODIFY RECENT
CHANGES PASSED BY THE STATE
LEGISLATURE RELATED TO
EXEMPTIONS FOR MEMBERS OF
VOLUNTEER FIRE COMPANIES AND
AMBULANCE SERVICES**

**RESOLUTION ENACTING
LOCAL LAW**

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 13th day of March 2023, 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

4th Ward Councilor

The following resolution was moved, seconded and adopted:

WHEREAS, the Town recognizes the role of volunteer firefighters and volunteer ambulance workers in assisting and securing the safety and well being of our communities and finds that it is in the best interest of the Town to encourage such volunteerism;

WHEREAS, the Town has enacted an exemption, under Article VIII of Chapter 215 of the Town Code, on real property taxes for certain volunteer firefighters and volunteer ambulance workers pursuant to Real Property Tax Law Section 466-a;

WHEREAS, Real Property Tax Law 466-a, as enacted by Chapter 670 of the Laws of 2022, provides that, in order to continue said exemption, the Town must conform the Article VIII to the provisions of Section 466-a, and it is the desire of the Town Board to continue this exemption and so conform;

WHEREAS, the Town Board is considering Local Law 2023 - ____, to bring its Article VIII into conformance, as set forth below:

**LOCAL LAW 2023 -1, A LOCAL LAW AMENDING THE
CODE OF THE TOWN OF SALINA:**

**Be it enacted by the Town Board of the Town of Salina, Onondaga County,
New York as follows:**

Section 1. That Article VIII of Chapter 215 of the Town Code is hereby amended as follows:

215-26. Title.

This Chapter 215, Article VIII, § 215-26, shall be known as the "Real Property Tax Exemption for Volunteer Firefighters and Volunteer Ambulance Workers in the Town of Salina."

~~215-27. Declaration of Policy.~~

~~By this article, the Town Board seeks to amend the Town of Salina Code to provide a tax exemption on real property owned by members of volunteer fire companies or voluntary ambulance services in the Town of Salina.~~

215-27. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ENROLLED MEMBER

An enrolled member of a fire/ambulance company in the Town of Salina.

FIRE/AMBULANCE COMPANY

Any incorporated volunteer fire company, incorporated volunteer fire department, or incorporated volunteer ambulance service serving the Town of Salina.

215-28. Extent of Exemption.

~~Real property which is the primary residence of and is owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated volunteer ambulance service or such enrolled member and spouse residing in the Town of Salina shall be exempt from taxation in accordance with § 466 c of the Real Property Tax Law (Chapter 440 of the Laws of 2002), such exemption to be limited to 10% of the assessed value of the property, exclusive of special assessments. Such exemption shall in no event exceed \$3,000 multiplied by the latest state equalization rate for the Town of Salina.~~

An exemption of 10% of assessed value of property owned by an enrolled member as set forth below, or such enrolled member and their spouse, is hereby granted from taxation with respect to the real property taxes of the Town of Salina as long as eligibility requirements are met.

215-29. Qualifications for annual exemption and application.

~~Such exemption shall not be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service unless:~~

- ~~A. The applicant resides in the Town of Salina;~~
- ~~B. The property is the primary residence of the applicant;~~

~~C. The property is used exclusively for residential purposes; provided, however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section; and~~

~~D. The applicant has been certified by the Town of Salina as an enrolled member of such incorporated volunteer fire department for at least five years but less than 20 years or the applicant has been certified by the Town of Salina as an enrolled member of such incorporated voluntary ambulance service for at least five years. It shall be the duty and responsibility of the Town of Salina to determine the procedure for certification by resolution duly adopted.~~

Such exemption shall be granted to an enrolled member of incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service provided that:

A. The property is owned by the volunteer firefighter or volunteer ambulance worker;

B. The property is the primary residence of the volunteer firefighter or volunteer ambulance worker;

C. The property is used exclusively for residential purposes, or except as set forth herein;

D. The volunteer firefighter or volunteer ambulance worker resides in the Town of Salina and the Town of Salina is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;

E. The volunteer firefighter or volunteer ambulance worker is certified by the authority having jurisdiction as an enrolled member of such an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service;

F. The volunteer firefighter or volunteer ambulance worker meets the minimum service requirement established by the Town of Salina, which is hereby established as two years

G. Application: A volunteer firefighter or volunteer ambulance worker must annually, on or before the applicable taxable status date, file an application for such property tax exemption with the assessor, on a form prescribed by the New York State Commissioner of Taxation and Finance. The Town of Salina shall maintain written guidelines, available upon request, as to the requirements of an enrolled volunteer member relating to this exemption.

H. No Diminution of benefits. An applicant who is receiving any benefits pursuant to Article 4 of the Real Property Tax Law as of the effective date of this article shall not have any of those benefits diminished because of this Article.

I. Un-remarried spouse of enrolled member killed in the line of duty. The un-remarried surviving spouse of a deceased enrolled member killed in the line of duty, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer has been an enrolled member for at least five years and had been receiving the exemption at the time of his or her death.

J. Un-remarried spouse of deceased enrolled member. The un-remarried surviving spouse of a deceased enrolled member, as certified by the authority having jurisdiction, is qualified to continue to receive an exemption, as long as the deceased volunteer had been an enrolled member for at least 20 years and the deceased volunteer and un-remarried spouse has been receiving the exemption at the time of his or her death.

~~215-30. Qualifications for lifetime exemption. Grant of lifetime exemption.~~

~~Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than 20 years of active service and is so certified by the Town of Salina shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within this state, provided that the Town Board of the Town of Salina, after a public hearing, adopts a local law, ordinance or resolution providing therefor.~~

Any eligible enrolled member who accrues more than 20 years of active volunteer service (certified by the authority having jurisdiction) shall be granted the 10% exemption as authorized by this article for the remainder of his or her life as long as his or her primary residence is located in the Town of Salina. The property must be used exclusively for residential purposes; provided, however, that in the event that any portion of such property is not used exclusively for the applicant's residence, but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by the Article.

~~215-31 Application process.~~

~~An applicant for the exemption provided for hereunder shall file an annual application with the Town of Salina on a form prescribed by the New York State Board of Equalization and Assessment. The application must be filed on or before the taxable status date.~~

215-31. Certification.

The Town shall adopt, by resolution, the procedure for the certifications required in this article.

~~215-32. Effect on current benefits.~~

~~Any applicant who is a volunteer firefighter or volunteer ambulance worker and who by reason of such status is receiving any benefit under the provisions of New York State Real Property Tax Law Article 4 on the effective date of this Chapter 215, Article VIII, shall not suffer any diminution of such benefit because of the provisions of this Chapter 215, Article VIII.~~

Section 2. This law shall take effect upon filing with the New York State Department of State pursuant to Municipal Home Rule Law Section 27.

~~Strikeout~~ – removed language

Underline – new language

WHEREAS, on March 13, 2023, the Town Board held a public hearing regarding the proposed Local Law.

NOW, THEREFORE, BE IT

RESOLVED, that Local Law 2023-___ is hereby approved and enacted; and be it further

RESOLVED, that the Town Clerk is directed to file Local Law 2023-___ with the Secretary of State within 20 days of the date set forth herein.

I, KAREN SHENANDOAH, Deputy 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 13th day of March 2023; 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 13th day of March, 2023.

DATED: March 13, 2023
 Liverpool, New York

Karen Shenandoah
Deputy Town Clerk of the Town of Salina
Onondaga County, New York

PUBLIC HEARING LOCAL LAW TO CLARIFY ALLOWED USES WITHIN AN O-2 DISTRICT

A motion was made by David Carnie to open the Public Hearing to clarify allowed uses within an O-2 District. The motion was seconded by Jason Recor and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Nicholas Paro explained that that these changes would not include storage units in warehousing and office districts. He stated that comments were needed from Onondaga County Planning before a vote could be made today.

CLOSE PUBLIC HEARING

A motion was made by David Carnie to close the Public Hearing. The motion was seconded by Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

APPROVE MINUTES

A motion was made by David Carnie to approve the minutes of the February 27, 2023 regular Town Board Meeting. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

TOWN ATTORNEY'S REPORT

None

COMPTROLLER'S REPORT

A motion was made by David Carnie to close the Sehr Park/Alvord House Capital Project. The motion was seconded by Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

David Carnie thanked the town for being a part of this project.

Nicholas Paro said the Alvord House is open to being rented again and hopes the community will enjoy it.

AUTHORIZE THE OLD LIVERPOOL ROAD TOWN CENTER CAPITAL PROJECT

A motion was made by David Carnie to authorize the Old Liverpool Road Town Center Capital Project. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Nicholas Paro explained that having seen how Mattydale has benefitted from the counties Main Street Grant program, they have devised a plan for Old Liverpool Rd and that improvements would be seen this year.

A motion was made by David Carnie to approve the transfer of \$1,000,000.00 from ARPA Grant Fund to Old Liverpool Road Town Center Capitol Project. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Nicholas Paro stated that applications are available for already existing buildings, by calling Town Hall and will be due by April 17, 2023.

APPROVE APPOINTMENTS PARKS DEPARTMENT

A motion was made by David Carnie to approve the appointments as submitted by the Parks Department. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

Maintenance Appointments 2023

Edwin Bradshaw 209 Northwood Drive Mattydale, NY 13211	Parks Laborer \$17.26 hourly Mar. 20 – Dec. 29
George Lowe 228 Lawrence Avenue North Syracuse, NY 13212	Parks Laborer \$16.16 hourly Apr. 3 – Dec. 29
Jim Renshaw 201 Cogswell Avenue, Apt. 1 Solvay, NY 13209	Parks Laborer \$16.16 hourly Apr. 3 – Dec. 29
Anthony Palmer 924 Dewitt Street Syracuse, NY 13203	Parks Laborer \$15.78 hourly Apr. 3 – Dec. 29
Liam O’Neil 6 Deerfield Road Liverpool, NY 13090	Parks Laborer \$15.78 hourly May 1 – Sept. 1
Robert Van Buren 166 Chicopee Mews Syracuse, NY 13203	Parks Laborer \$15.42 hourly Apr. 3 – Dec. 29
Patrick Rush 307 Rathburn Road, Lot# 25 Fulton, NY 13069	Parks Laborer \$15.42 hourly June 5 – Sept. 1
Zachary Waldon 6610 River Road Elbridge, NY 13080	Parks Laborer \$15.42 hourly June 5 – Sept. 1

AUTHORIZE ISSUANCE OF CLEAN-UP ORDERS

A motion was made by David Carnie to adopt a resolution declaring that as to clean-up orders issued to a parcel at 514 Boston Rd. (Tax Map #060.-08-19.0); 313 Breman Ave. (Tax Map#061.-07-01.0); 143 Edgeware Rd. (Tax Map #072.-09-05.2); 218 Edgeware Rd. (Tax Map #072.-08-01.0); 205 Galster Ave. (Tax Map #069.-03-10.0); 509 Galster Ave. (Tax Map #069.-06-10.0); 500-502 Old Liverpool Rd. (Tax Map #0080.-01-35.0); 420 Seventh North St. (Tax Map #074.02-02.2); 412 Swansea Ave. (Tax Map #068.-05-07.0); 4116 Tannis Terr. (Tax Map #019.-05-11.0) 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 Daniel Ciciarelli and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

LIQUOR LICENSE SALONI HOSPITALITY, LLC

A motion was made by Matthew Cushing and was seconded by Jason Recor to waive the 30-day waiting period which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

AUTHORIZE EXTENSION OF TIMBER TREE SERVICE CONTRACT

A motion was made by Daniel Ciciarelli to authorize a one-year extension of the contract with Timber Tree Service. The motion was seconded by Matthew Cushing and was put to a roll call vote which resulted as follows: Jason Recor: Yes, Matt Cushing: Yes, Daniel Ciciarelli: Yes, David Carnie: Yes, Nicholas Paro: Yes.

EXECUTIVE SESSION

A motion was made by David Carnie and seconded by Jason Recor to come out of executive session at 7:13 p.m. All voted in favor.

ADJOURNMENT

A motion was made by David Carnie and seconded by Jason Recor to adjourn the meeting at 7:14 p.m. All Voted in favor.

Respectfully submitted

Karen Shenandoah, Deputy Town Clerk