



## VILLAGE OF NORTH SYRACUSE

### *Regular Board Meeting*

Thursday, April 11th, 2019 @ 6:28 PM  
North Syracuse Community Center  
700 South Bay Road, North Syracuse, NY 13212

The Village of North Syracuse Regular Board Meeting began at 6:28 P.M. with Mayor Gary Butterfield asking everyone to join him in the Pledge of Allegiance.

**Roll Call:** Mayor Gary Butterfield, Deputy Mayor Browning, Trustee LouAnn St. Germain, and Trustee Art Steere.

**Personnel Present:** Village Clerk/Treasurer Dianne Kufel, CEO Brian Johnstone, DPW Superintendent Ed Ware, Fire Chief Robert Liberatore, Parks Director Teresa Roth, Police Chief Steve Rotunno and Village Attorney Scott Chatfield, and Village Engineer Amy Franco.

**Personnel Absent:** Trustee Pat Gustafson (Vacation).

**Public Hearing #1 @ 6:28 PM:** This Public Hearing is being held by the Board of Trustees of the Village of North Syracuse to consider the adoption of the FY 2019/2020 Budget, and will hear all persons in support of such matters or objections thereto. The Mayor explained we worked through the Budget and the Dept. Heads with our 1<sup>st</sup> Model at 9% increase; our 2<sup>nd</sup> Model at 3.4% of an increase, and our 3<sup>rd</sup> Model and subsequent Tentative Budget at a 1%. He asked if anyone wanted to speak in favor or object to and shared there are copies of the Budget at the "sign-in" table. Village Clerk/Treasurer Kufel did a presentation. The Mayor asked again, if anyone would like to make a comment for or against the Budget. There was no response other than Fire Chief Liberatore who expressed a concern in cuts to his line items, because of vehicle maintenance concerns. The Mayor stated if for some reason there is an over expenditure on your part that goes past your budget; he assured that we will cover it. He asked again if there was anyone who wanted to make a comment. He Mayor continued that we are representing the tax payers and are doing the best job that we fiscally can. He continued all the Dept. Heads put the budget together; this is what they would like and then there is give and take. He stated again is anyone in favor or against and he closed the Public Hearing #1.

**Public Hearing #2 @ 6:29 PM:** This Public Hearing is being held by the Board of Trustees of the Village of North Syracuse on the adoption of Local Law #3 of 2019 providing a modification to the Zoning Law regarding gasoline stations and motor vehicle repair facilities; and will hear all persons in support of such matters or objections thereto. This "change" will segregate and differentiate between a gas station and a repair facility; previously we had them lumped together. He continued it used to be gas stations had bays to do work and they sold gas; but now there is a repair facility; we are making modifications to differentiate the two. He asked if anyone would like to speak in favor of or against modifications; here is your chance. CEO Johnstone stated he felt the Mayor explained it well and



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offered to answer any questions that anyone may have. The Mayor asked if anyone would like to speak in favor or against and closed the Public Hearing #2.

**RESOLUTION # 064-19**

**APPROVAL OF BOARD MEETING MINUTES**

Deputy Mayor Browning made a motion to approve the minutes from the March 28th, 2019 Board Meeting. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 065-19**

**GENERAL FUND ABSTRACT APPROVAL**

Trustee Steere made a motion to approve the General Fund Abstract #23 in the amount of \$121,358.48 covering Voucher #1125 to Voucher #1189. The motion was seconded by Deputy Mayor Browning. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 066-19**

**SEWER FUND ABSTRACT APPROVAL**

Deputy Mayor Browning made a motion to approve the Sewer Fund Abstract #23 in the amount of \$170.24 covering Voucher #20 thru Voucher #23. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 067-19**

**BUDGET TRANSFER(S)**

The Mayor stated the transfer of monies is reclassing the monies from one account to the other to pay for the Tile Over Floor Project. Trustee Steere made a motion to approve the budget transfers from A3410.22 Fire Dept. Floor Tile to increase A3410.445 Fire Dept. Bldg. Mtc. in the amount of \$4,647. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 068-19**

**BUDGET TRANSFER(S)**

The Mayor stated the transfer of money from Sale of Equipment to pay for the cost of the Bucket Truck. Deputy Mayor Browning made a motion to approve the budget transfers from A2665 Sale of Equipment to increase A5110.22 Bucket Truck-2001 in the amount of \$10,000. The motion was



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seconded by Trustee Steere. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 069-19**

**BUDGET TRANSFER(S)**

The Mayor stated the transfer of monies that finally came thru from the State from the snowplow incident with the State DOT plow; first heavy snowfall 11/15/2018. Trustee St. Germain made a motion to approve the budget transfers from A2680 Insurance Recoveries to increase A5182.22 New Decorative Street Poles in the amount of \$11,300. The motion was seconded by Trustee Steere. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**OLD BUSINESS:**

**UPDATE ON CHURCH STREET EXTENSION PROJECT**

The Mayor stated the next item is an update on the Church Street Extension Project. He continued it is out for bids now and due on April 24<sup>th</sup> at 10:00 AM. He stated we have at least (5) looking at it, so we will see what happens.

**UPDATE-"5G" CELL AGREEMENT IN THE RIGHT OF WAY FOR VERIZON**

The Mayor stated next we are looking at the 5G Cell Agreement with Verizon. He continued an update; Verizon Real Estate Division came to us and all municipalities in the state. He spoke of challenging them by stating if we do our due diligence and tweak our local laws to allow you to use our local Right-of-way; he would like to be the first Village in the state to have 5G. He continued we are working back and forth with the agreement. He went on to say 5G is coming; there are advantages for it, and Verizon is the first one, but there will be other carriers that will want to do the same thing, so we are working on it. Atty. Chatfield stated the language of the agreement at least has been orally approved, but as it points out here, there are some financial issues that need to be decided by some people of a higher pay grade than his. The Mayor stated so the process is under way. He spoke of seeing people out there looking and he clarified there is no action on this tonight, but they will be approving making changes to our laws, so the Right-of-way will be able to be used. He stated that there is a revenue stream that comes from it.

**RESOLUTION # 070-19**

**DISCUSS/APPROVE TOWN OF CICERO FIRE PROTECTION AGREEMENT (TABLED 02/14 & 3/14, 3/28)**



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The Mayor stated the next item is to approve the Fire Protection Agreement with the Town of Cicero. He continued the Board has been copied on the latest agreements and the Fire Dept., it appears that these are agreed upon "as is" leaving the audit language intact. Trustee Steere made a motion to authorize the Mayor to sign the Town of Cicero Fire Protection Agreements: specifically, Jan. 1, 2019 thru Dec. 31, 2019 Fire Protection Coverage in the Town of Clay, outside of the Village of No. Syracuse, for \$214,352 and an additional \$33,566 for the LOSAP/Service Award Insurance and a separate check made payable to the No. Syr. Vol. Fireman's Association for \$40,856 leaving the language intact that it could be audited at the request of the Towns. Atty. Chatfield explained that they are waiting for a MAU (Memorandum of Understanding). He explained that is not anything that we have to do, nor would it affect contract, but it would affect how quickly they are going to sign the contract. Trustee Steere stated as long as the contract that they sign, is the contract that you sign, and is what we have all seen, and then you signing it now should not make a difference. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION # 071-19**

**DISCUSS/APPROVE TOWN OF CLAY FIRE PROTECTION  
AGREEMENT (TABLED 02/28 & 3/14, 3/28)**

The Mayor stated the next item is to approve the Fire Protection Agreement with the Town of Clay. He continued "as is" leaving the audit language intact he will need a motion. Trustee Steere made a motion to authorize the Mayor to sign the Town of Clay Fire Protection Agreements: specifically, Jan. 1, 2019 thru Dec. 31, 2019 Fire Protection Coverage in the Town of Clay, outside of the Village of No. Syracuse, for \$214,352 and an additional \$33,566 for the LOSAP/Service Award Insurance and a separate check made payable to the No. Syr. Vol. Fireman's Assoc. for \$40,856 leaving the language intact that it could be audited at the request of the Towns. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION 072-19**

**DISCUSS LOCAL LAW #3-AMEND ZONING FOR GASOLINE  
STATIONS AND MOTOR VEHICLE REPAIR FAC.**

The Mayor stated next is to amend Local Law #3 Amend Zoning for Gas Stations and Motor Vehicle Repair Facilities, the Board has received a copy of the local law; he asked if anyone wanted a discussion and entertained a motion to approve. Trustee Steere made a motion to adopt Local Law #3 as written for Gasoline Stations and Motor Vehicle Repair Facilities. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.



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**RESOLUTION 073-19**

**REVISE RESOLUTION FOR PITNEY BOWES-  
REDUCED AMOUNT**

The Mayor stated the Board received the new agreement, which reflects a saving of \$30 per quarter, so we will rescind the motion at the last meeting for Resolution #062-19. Deputy Mayor Browning made a motion to rescind the motion made at the last meeting for Resolution # 062-19 and replace it with Resolution 073-19 to make a motion to authorize the Mayor to resign the Pitney Bowes Postage Meter Lease for 5 years for 4/01/19-3/31/2024 at \$126.06 per quarter. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**UPDATE-TIP GRANT-DISCUSSION**

The Mayor stated update on the TIP Grant. Engineer Franco stated this one is when we did the sidewalk through SMTC for Church Street here. She continued we submitted the grant based upon the amount, but the process is very similar to TAP Process for that Church/Chestnut Project through D.O.T. basically a 1-2 yr. project again. She stated they are questioning that amount of work for a sidewalk replacement for that size of a project, so they are kind of going back and forth with them. She continued they want to put the estimate at \$400,000 to \$500,000 and for a sidewalk; that is a little much and you still have to provide a match to that. She explained that they are going back and forth in their 5 yr. projected project, so we might end up putting that project through Community Development or something like that, so she will keep you posted on that, because she thinks it is not a project that we should pursue at that cost.

**NEW BUSINESS:**

**RESOLUTION 074-19**

**SET ARBOR DAY OBSERVANCE: DATE, TIME AND WHERE**

The Mayor stated the Arbor Day Observance is scheduled for Friday, April 26<sup>th</sup> at 11:30 AM at Memorial Park at Centerville Place and Church Street and Parkway Drive. He continued this will be 30 yrs. that the Village has been an Arbor Day Community that deserves recognition to those who make this possible, Pat Ferguson, our DPW and Parks Director Roth. He stated a proclamation has been prepared and will be read and a tree will be planted in memory of Judge Bob Bertrand whom served this Village for 33 yrs. Trustee St. Germain made a motion to set the Arbor Day Observance for Friday, April 26<sup>th</sup> at 11:30 AM at Memorial Park. The motion was seconded by Trustee Steere. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION 075-19**

**ACCEPT ELECTED/APPOINTED OFFICERS FOR**



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**THE FIRE DEPARTMENT**

The Mayor stated we received a memo from the Fire Chief to accept the Elected/Appointed Officers follows and Congratulated them effective April 6<sup>th</sup>, 2019:

**Elected Officers:**

Robert Liberatore:	Chief of Fire
Casey Daugard:	Deputy Chief of Fire
Scott Gratiem:	Assistant Chief of Fire
Patrick Brennan:	Fire Warden (1 yr. term remaining)
Peter Dromms:	Fire Warden (2 yr. term starting)

**Fire Council:**

Richard Allen	Captain
Father John Canorro	Lieutenant
Dennis McAllister	Fire Police Captain
Father John Canorro	Fire Dept. Chaplain

Deputy Mayor Browning made a motion to accept the elected/appointed officers as list. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION 076-19**

**INTERMUNICIPAL AGREEMENT WITH ONON. CTY TO ASSIST WITH COMPLIANCE OF MS4 PERMIT**

The Mayor stated the Board was copied on the agreement; the County will assist with the requirements for the MS4 permitting process. Deputy Mayor Browning made a motion to authorize the Mayor to sign the Intermunicipal Agreement with Onon. County to Assist with Compliance of the MS4 Permit effective 4/12/2019 thru 12/31/2023. The motion was seconded by Trustee Steere. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**RESOLUTION 077-19**

**DISCUSS/RESOLUTION TO ADOPT THE FY 19/20 BUDGET**

The Mayor stated the next item is to discuss and adopt the FY 19/20 Budget. Deputy Mayor Browning made a motion to adopt the Tentative FY 2019/2020 Budget. The motion was seconded by Trustee St. Germain. Trustee Steere stated he thought it was too bad that our amount, our tax levy went down, because we got rid of the court. He continued that we got rid of the court thinking that would



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be a savings, but it reduced what we could charge. The Mayor stated just so that you know, once we lost the court and saved that \$80,000, the state was supposed to match any savings. He continued it was now a shared service, but they wrote back and stated no, it did not. Atty. Chatfield stated but in fact we did save \$80,000. Village Clerk-Treasurer Kufel stated actually we saved more, because on the other side of that there are some Health Insurance Benefits and other items; the court was probably \$125,000 to operate. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

**CITIZENS' VOICE:** The Mayor invited anyone that wished to share concerns or thoughts to address the Board.

Doug Hummel of 128 Herbert St. made mention of a sidewalk, that is a safety concern and was not sure if it was his responsibility or the Village's. DPW Sup't. will make a visit to look into this.

David Robinson of 163 Slindes Woods Cir. stated he attended training through the County and they covered the 5G. He continued he is in favor of 5G, but is concerned about access being limited to one provider and having a right to choose who he would like to go with. He spoke of the configurations Verizon presented at the meeting; it is a box that looks about the size of a carryon that mounted to the pole bottom of the pole and then the antenna on top. He did not want to see two of this suitcase looking units on one pole because of aesthetics. Atty. Chatfield stated the agreement and the federal regulations very specifically require that it not be exclusive; it is applicant driven; Verizon is saying yes we would like to put it here, now Sprint does not choose to compete with Verizon then there is nothing we can do to make them. Mr. Robinson stated what he saw at the training was Verizon had the suitcase size box mounted at the base of the pole and then they showed other configurations mounted into the base of the lamp that looked good, but he did not know that two different providers can sit on the same pole. Atty. Chatfield stated that they can; all things being equal; it depends on what is on the pole, sometimes it may have to be a new pole erected, we do not know that until we actually analyze the system. The Mayor stated the choice that they showed us was mounted at the top and it was a cylinder. Trustee Steere stated he has a point; there is a box on the bottom of this pole. The Mayor stated he assumed that they would not be low enough to be vandalized; it is coming.

Sue Hammond asked where are you in this 5G thing and where are they going to be put and inquired why a new law was required. The Mayor stated on poles. Atty. Chatfield stated the answer to your question is yes, because we have to establish the regulations and the ability to charge a fee for the use of the municipalities Right-of-way. He continued another words what this agreement covers is in the Village of North Syracuse there are state highways; county highways and Village highways. He clarified that we have control over the Village highways and the Village Right-of-ways; we do not have control



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over the county and the states. He explained 5G at maximum build out will be everywhere in the Village, so that will include the Village controlled streets; this agreement authorizes the Village to charge a fee for the use of its Right-of-ways, gives the Village very limited authority to look at the aesthetic considerations of the proposed applications. He stated this is mandated by the Federal Amendment to the Telecommunications Act of 1996 which expressly prohibits us from prohibiting 5G; we cannot say no, it is a federal law, we are required to allow 5G. Ms. Hammond if these could be put anywhere and how they limit them. Atty. Chatfield continued we have limited authority to regulate location and aesthetics, but it is a very limited authority. Atty. Chatfield explained the 5G is, it will be everywhere; essentially every telephone pole in the Village of North Syracuse. The Mayor stated the coverage is about 1,000 ft. for each provider. He continued we are prohibited by the way of looking into any deleterious effects on the Health, Safety and Welfare with non-ionizing radiation. Ms. Hammond stated she had concerns about the effects on health. Atty. Chatfield replied that was also part of the Federal Telecommunications Act of 1996, we are precluded; we cannot look at it and have no say in it what so ever. He stated the bottom line is no matter how much someone hates it this municipality, the Town, Cty. and State are prohibited by Federal Law from saying anything about non-ionizing radiation from cellular communications, because the Federal Government said so; that is the Federal Telecommunications Law of 1996.

Pat Ferguson spoke of Arbor Day being April 26<sup>th</sup>, 2019 at 11:30 AM. He asked again if anyone wished to speak and closed Citizen's Voice.

**ATTORNEY REPORT:** He spoke of the Budget and the Governor looking to eliminate local government.

**ENGINEER REPORT:** She spoke of the AARP Grant Submitted and the Sleeth Park Trail and improvements to this area.

**DEPARTMENT HEAD REPORTS:**

**Police Department:** He stated the following:

- Framing starts tomorrow for basement project
- Our traffic citations are up
  - 2020 GTSC Traffic Grant have been submitted, he noted 1340 motor vehicle citations in 2018; compared to 718 in 2017, an increase of 87.88%
- He has several officers pouring coffee at the Bunny Breakfast this Sunday, always a good time
- So far in April: 414 Total Calls for service, 222 Property Checks, 10 Domestic, 06 Motor Vehicle Accidents, 79 Traffic Stops, 61 Traffic tickets, 05 arrests





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**Fire Department:** Fire Chief Liberatore stated the following:

- 3 new applicants with experience
- Junior Program set to start

**Public Works Department:** He stated the following:

- 60,000 lbs. of brush, a lot still to get. \$20/Load but a lot of manpower
- Have been doing storm drain repairs
- Have been working on remodeling project at Village Hall

**Parks and Recreation Department:** She stated the following:

- Saturday, 4/13/19: Easter Egg Hunt at 10 AM
- Sunday, 4/14/19: Bunny Breakfast 8 AM-12 Noon at VFW
- Finished Summer Program Flyer; early May it will be online
- School-no hard copy of flyer only Electronic
- Driver Safety Course coming up
- 4/27/19: Earth Day Cleanup 9 AM to Noon; Hotdogs and pizza donated from Twin Trees

**Codes Department:** He stated the following:

- DPW Sup't Ware and he are now Stormwater Certified Inspectors thru the National Stormwater-certification is good for 5 yrs.
- Rec'd Resolution from the Cty and we are on Board for the ZBA Mtg. on 5/2 and Planning Mtg. on 5/16 – for Morales Collision – 802 N. Main St.

**Clerk-Treasurer:** No Report.

**DEPUTY MAYOR-TRUSTEES REPORT:**

**Trustee St. Germain:** She stated a wonderful Police and Fire Dept., Brush pickup and Weeds - DPW does a fantastic job, our Village Codes Dept. is out there, and a good job on the budget.

**Trustee Gustafson:** No Report.

**Trustee Steere:** He spoke of the interview on Channel 9 Report will have 5G Service next month; and the inaccurate information.

**Deputy Mayor Browning:** She spoke of the good job on the Budget.



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**MAYOR'S REPORT:**

He stated AIM Funding is back in the Budget. He continued he and CEO Johnstone met with Meghan from Onon. County to discuss boundary lines for the Onon. Comm. Dev. Monies for upcoming 2020 Census. He continued spoke of the renovations going on in the Police Lobby and the Handi-cap Bathroom on the Village Hall side. He stated National Grid also in the area on Chestnut St. He spoke of the TAP Grant and made mention of the DOT and paperwork required before we go out to bid.

The Mayor stated he would like to entertain a motion to go into Executive Session for a short time. He continued we will not be making any decisions when we come back out.

Deputy Mayor Browning made a motion to enter into **Executive Session** 7:30 P.M. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

Deputy Mayor Browning made a motion to return to **Regular Session** at 8:27 P.M. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

Trustee Steere made a motion to adjourn at 8:28 PM. The motion was seconded by Trustee St. Germain. The motion was approved with Trustee St. Germain, Trustee Steere, and Deputy Mayor Browning, all voting in favor of the same.

Respectfully submitted,

Dianne M. Kufel  
Village Clerk

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REGULAR BOARD MEETING

DATE April 11, 2019

PLEASE SIGN IN

NAME	ADDRESS
David Krasinski	SCLIMDES Woods
Lisa Welo	356 chestnut st
Chas Strong	202 Lyndale Ave
Pat Ferguson	215 S. Main N. SYR. 13212
Ashley Casey	Star-Review
Sue Hammer	102 Flame Ave
Douglas Hummel	128 HERBERT ST