

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
SEPTEMBER 25, 2023 AT THE VILLAGE HALL**

PRESENT: Timothy P. Manahan, Trustee/Deputy Mayor See List
John J. Murphy, Trustee
Jeff Brown, Attorney
Charnley A. Abbott, Village Clerk

ABSENT: None

Pledge of Allegiance.

Deputy Mayor Manahan made a motion to open the regular meeting at 7:00pm. Trustee Murphy seconded the motion. Deputy Mayor Manahan called for a vote. All board members voted aye and the meeting was opened.

VILLAGE BOARD

APPOINTMENT: Deputy Mayor Manahan stated that the Village Clerk received and accepted a letter of resignation from Mayor John Curtin with regret, effective August 31, 2023 and made a motion to appoint, effective immediately, John J. Murphy, presently a Trustee on the Village Board, to fill the vacancy in the office of Mayor pursuant to Village Law §3-312. The motion was seconded by Trustee Murphy. Deputy Mayor Manahan asked if there was any discussion. Hearing none, Deputy Mayor Manahan called for a vote. All board members voted aye and the motion carried. Village Clerk Abbott administered the oath of office to Mayor Murphy.

CONSENT

AGENDA: The Village Clerk submitted the minutes of the regular board meeting for the month of August 2023. The bills on Abstract Sheets #004 for General Fund in the amount of \$42,489.29, Water Fund in the amount of \$2,553.24, Sewer Fund in the amount of \$10,751.44, Capital Funds in the amount of \$32.59, and Trust & Agency in the amounts of \$0.00 were audited. The bills totaled \$55,826.56. The Board received the Police Report for the month of August 2023 from Chief Bernie Podsiedlik. The Building Inspectors report for the month of August 2023 was submitted by Code Official Paul Stacey. The Board acknowledged receipt of the minutes of the Town Board meetings for August 2023 as well as the financial statements as submitted by Village Treasurer Nino Provvidenti for July 2023. Trustee Manahan made a motion to approve the consent agenda. The motion was seconded by Mayor Murphy. Mayor Murphy asked if there was any discussion on the consent agenda. Hearing none, Mayor Murphy called for a vote. All board members voted aye and the motion carried.

BALTIMORE RIDGE

RESOLUTION: The following resolution was offered by Mayor Murphy who moved its adoption, seconded by Trustee Manahan, to wit:

WHEREAS, the subdivision known as “Baltimore Ridge” has heretofore received final subdivision approval from the Village of Marcellus Planning Board; and

WHEREAS, the subdivision map for the Baltimore Ridge subdivision has been duly filed in the office of the Onondaga County Clerk and construction has been undertaken regarding the public improvements required to be installed within the said subdivision; and

WHEREAS, the owner and developer of the Baltimore Ridge subdivision now requests that the Village Board accept all public improvements required by the aforementioned subdivision map and maintain a letter of credit for said public improvements so accepted.

NOW, THEREFORE BE IT RESOLVED, that the Village Board of the Village of Marcellus hereby accepts the following public improvements:

1. the sixty (60) foot road right of way and street boundary, inclusive of the extension of Baker Road, the extension of Dunlap Avenue, and the entirety of Baltimore Ridge Road as shown on the subdivision map;

2. Lot No. 24 and Lot No. 25 as the same are identified and shown on the subdivision map;

3. easements over, across and through the Subdivision for the purpose of managing, mitigating, controlling and maintaining the flow of storm water within the Subdivision (the “Drainage Easements”), including: a twenty (20) foot wide drainage easement running along the eastern boundary of Lots 1, 2, 3 and 4; a twenty (20) foot wide drainage easement running along the southern boundary of Lots 14, 15, 16, 17, 18, 19, 20 and 21; and, a fifteen (15) foot wide drainage easement running along the easterly boundary of Lot 23 and along the westerly boundary of Lots 11, 12 and 13, each as shown on the subdivision map;

4. all of Developer’s right, title, and interest in and to certain building materials and tangible personal property (the “Personal Property”), and the Public Improvements, including, but not limited to all the sanitary sewerage system including all sanitary sewer lines and manholes, all drainage infrastructure, including retention areas, fore bay, swales, underground pipes, gutters, outflow and inflow structures, light poles, and street signs, all as shown on the subdivision map; and

BE IT FURTHER RESOLVED, that the acceptance of the above-described public improvements is specifically subject to the following:

1. The applicant shall be required, in accordance with the Code of the Village of Marcellus, to maintain a letter of credit regarding those public improvements herein accepted in an amount equal to \$62,622.61 or some other amount as determined by the Village Engineer for a period of one (1) year from the date of this Resolution as provided for in the Code of the Village of Marcellus.
2. The applicant shall also be required to provide an updated As-Built Record Drawing to the Village containing the recording information from the Onondaga County Clerk for the drainage easements described in paragraph #3 above.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, all board members voted aye and the motion carried.

SALE OF SURPLUS EQUIPMENT

RESOLUTION: The following resolution was offered by Trustee Manahan, who moved its adoption, seconded by Mayor Murphy, to wit:

WHEREAS, Villages are authorized to sell real property belonging to the municipality pursuant to Village Law § 1-102(2); and

WHEREAS, the Village Board may determine the method of sale, and in its discretion sell real property at public auction; and

WHEREAS, the DPW Superintendent has determined that the property is no longer needed for municipal purposes; and

WHEREAS, at the regular meeting of the Board of Trustees on October 24, 2022 the Village Board declared a 2001 Jet-N-Vac owned by the Village of Marcellus as surplus equipment and authorized Auctions International to sell the property; and

WHEREAS Auctions International listed the 2001 Jet-N-Vac for sale at public auction beginning on September 8, 2023 and ending on September 22, 2023; and

WHEREAS the highest bid received by Auctions International for the 2001 Jet-N-Vac was \$10,900.00.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Marcellus accepts the highest bid of \$10,900.00; and

BE IT FURTHER RESOLVED, that the Board of Trustees authorizes Auctions International to sell the 2001 Jet-A-Vac to the highest bidder.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, all board members voted aye and the motion carried.

POLICE

APPOINTMENT: Mayor Murphy made a motion to appoint Jeffrey Kissock, who currently serves as a School Resource Officer in the Lyncourt Union Free School District, as a part time Police Officer/Patrolman with the Marcellus Police Department, at a rate of \$21.97 per hour. The motion was seconded by Trustee Manahan. Mayor Murphy asked if there was any discussion. Hearing none, Mayor Murphy called for a vote. All board members voted aye and the motion carried.

PROCLAMATION- FRIENDS OF THE

LIBRARY: A motion was offered by Mayor Murphy, who moved its adoption, seconded by Trustee Manahan, to wit:

WHEREAS, Friends of the Marcellus Free Library raise money that enables our Library to move from good to great – providing the resources for additional programming, much needed equipment, support for children’s summer reading, and special events throughout the year and,

WHEREAS, the work of the Friends highlights on an on-going basis the fact that our Library is the cornerstone of the community providing opportunities for all to engage in the joy of life-long learning and connect with the thoughts and ideas of other from ages past to the present, and,

WHEREAS, the Friends understand the critical importance of well-funded libraries and advocate to ensure that our Library gets the resources it needs to provide a wide variety of services to all ages including access to print and electronic materials along with expert assistance in research, readers’ advisory, and children’s services, and

WHEREAS, the Friends’ gift of their time and commitment to the library sets an example for all in how volunteerism leads to positive civic engagement and the betterment of our community, and,

NOW, THEREFORE, BE IT RESOLVED, that John J. Murphy, Mayor of the Village of Marcellus proclaims October 15-21, 2023 as Friends of Libraries week in Marcellus,

NY and urges everyone to join the Friends of the Library and thank them for all they do to make our Library and community so much better.

Mayor Murphy asked if there was any discussion. Hearing none, Mayor Murphy called for a vote. All board members voted aye and the motion carried.

CLOSING OF FIRST STREET FOR

HALLOWEEN: Trustee Manahan made a motion to authorize the Marcellus Police Department to close off First Street to vehicular traffic between the hours of 5:30 p.m. and 8:30 p.m. on Halloween, Tuesday October 31st, for the safety of trick-or-treaters, and to assign additional officers to patrol the neighborhood during this time. The motion was seconded by Mayor Murphy. Mayor Murphy asked if there was any discussion on the matter. Hearing none, Mayor Murphy called for a vote. All board members voted aye and the motion carried.

BUDGET

MODS:

Mayor Murphy made a motion to approve budget modifications requested by the Village Treasurer transferring revenues and appropriations in the General Fund for July 2023 and to table the budget modifications for August 2023 until the October Board meeting. The motion was seconded by Trustee Manahan. Mayor Murphy asked if there was any discussion. Hearing none, Mayor Murphy called for a vote. All board members voted aye and the motion carried.

ANNOUNCE VILLAGE

MEETINGS: Trustee Manahan announced that the Village Clerk has printed copies of future meeting dates for the Village for the benefit of residents. There are also handouts including the Brush and Leaf Pickup dates and the Fall Trash Day schedule. Please note that the Village Office will be closed for Columbus Day, October 9th, BUT there will be NO delay in trash pickup that week.

ITEMS FROM

THE FLOOR:

Mayor Murphy asked if there were any items from the floor. Mr. Chad Clark, owner of the Village Tavern at 6 East Main, presented his tentative plans to hold a Brewfest at his business at 6 East Main in the month of October. Mr. Clark stated that he had great success with this event in 2022 and asked the Board for permission to move forward with the planning. Mayor Murphy stated that all permitting requirements and insurance documents must be submitted to the Code Official for his review. The Village Board approved the event, subject to the Code Official's review and approval.

Mayor Murphy asked if there were any other items from the floor, hearing none, Mayor Murphy asked for a motion to adjourn the meeting. The motion was made by Trustee Manahan and seconded by Mayor Murphy. Mayor Murphy called for a vote and all members voted aye.

The Regular Board Meeting was adjourned at 7:20 p.m.

Charnley A. Abbott, Village Clerk

(SEAL)