

**REGULAR MEETING OF THE VILLAGE BOARD
OF THE VILLAGE OF MARCELLUS HELD ON
FEBRUARY 24, 2025 AT THE VILLAGE HALL**

PRESENT: Chad A. Clark, Mayor See List
James P. Curtin, Trustee
Jeffrey D. Brown, Attorney
Charnley A. Abbott, Village Clerk

ABSENT: Timothy P. Manahan, Trustee

Pledge of Allegiance

Mayor Clark opened the meeting at 7:03pm following a public hearing held regarding Local Law #2 of 2025.

LOCAL LAW #2

OF 2025: Mayor Clark made a motion to adopt Local Law #2 of 2025 authorizing a property tax levy in excess of the limit established in General Municipal Law Section 3-c. The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

CONSENT

AGENDA: The Village Clerk submitted the minutes of the Public Hearing and the Regular Board Meeting for the month of January 2025. The bills on Abstract Sheet #009 for General Fund in the amount of \$48,418.47, Sewer Fund in the amount of \$25,290.15 and Trust & Agency funds in the amount of \$62,798.40 were audited. The bills totaled \$129,507.02. The Board received the Police Report for January 2025 from Chief Bernie Podsiedlik. The Board also received the Code Official Report for the month of January 2025 from Code Official Paul Stacey. The Board acknowledged receipt of the minutes of the Town Board meetings for January 2025. The financial statements for August, September, October, November, December 2024 and January 2025 were tabled. Trustee Curtin made a motion to approve the consent agenda. The motion was seconded by Mayor Clark. Mayor Clark asked if there was any discussion on the consent agenda. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

PROCLAMATION- ARBOR

DAY: Mayor Clark made a motion to approve the following Proclamation:

WHEREAS, In 1872, the Nebraska Board of Agriculture set aside a special day for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our community increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, BE IT RESOLVED, I, Chad Clark, Mayor of the Village of Marcellus , do hereby proclaim April 25, as Arbor Day in the Village of Marcellus , and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

BE IT FURTHER RESOLVED that I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

WEP STORMWATER

IMA: Trustee Curtin stated that County Executive McMahon authorized the Onondaga County Department of Water Environment Protection to renew the 5-year Intermunicipal Agreements with local municipalities in which the County agrees to perform certain stormwater related services, including establishment of a centralized “Hotline” for citizens to report suspected illicit discharges, to perform routine inspections of stormwater “outfalls”, assistance in tracking down sources of potential illicit discharges to stormwater systems, at a fee of \$60.00 per hour and shared laboratory services at prevailing laboratory rates/costs. Trustee Curtin made a motion to authorize the Mayor to renew the agreement, conditional upon review and approval by the Village Attorney of the final draft once it is provided by the County. The motion was seconded by Mayor Clark. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

SPRING TRASH

DAYS: Mayor Clark announced that the Town of Marcellus has scheduled the 2025 dates for the Trash Transfer Stations as follows: Fridays, April 25th and May 2nd from 8 a.m. to Noon and Saturdays, April 26th and May 3rd from 8 a.m. to Noon. Permits, prices for which will be determined, are required, and issued through the Town of Marcellus Clerk’s Office. The Town Board has also agreed to have an Electronic Waste Collection and to also have a Community Shred day during the Spring Trash Days. The cost to the Town is \$900.00. Mayor Clark made a motion to approve

that the Village share half of that cost, \$450.00. The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

2025 MS4

REPORTS: Trustee Curtin stated that the annual and semi-annual MS4 reporting has significantly changed this year and there will be no annual report for March 2024 to March 2025. Instead, the annual reports will be from January to January. A semi-annual report for the time period of July 1, 2024 to December 31, 2024 as well as the annual report, from January 1, 2024 through December 31, 2024 will be due April 1, 2025. W-M Engineering, the firm that has completed and submitted the Stormwater reporting on behalf of the Village for several years, submitted a proposal to the Village for completion of the semi-annual and annual report at a cost of \$650. Trustee Curtin made a motion to approve the cost of \$650 for W-M Engineering to complete and submit the semi-annual and annual reports on behalf of the Village. The motion was seconded by Mayor Clark. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

STEWARTS SHOPS ESCROW

RELEASE: Trustee Curtin made a motion to approve the following resolution:

WHEREAS, Stewart's Shops applied to the Village of Marcellus in February of 2024 for site plan approval and a special use permit from the Village of Marcellus Planning Board and Board of Trustees; and

WHEREAS, Stewart's Shops provided funds to the Village of Marcellus in the amount of \$8,500, that was deposited in escrow for expenses incurred by the Village for engineering and legal fees in relation to the applications; and

WHEREAS, the Planning Board of the Village of Marcellus granted Conditional Site Plan Approval on July 22, 2024 and

WHEREAS the Board of Trustees of the Village of Marcellus approved a Special Use Permit on July 22, 2024 and

WHEREAS it has been determined by the Village of Marcellus Engineer, DPW Superintendent, Village Attorney and Code Enforcement Officer that there are no outstanding engineering or legal fees and all reviews have been completed.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Marcellus that the remaining balance held in escrow, \$4,717.36, may be returned to Stewart's Shops.

The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

LOCAL LAW #3

OF 2025: Trustee Curtin made a motion to introduce Local Law #3 of 2025- “Trees” and to schedule a public hearing on the matter to be held on March 24, 2025 at 7:00pm at Village Hall, prior to the regularly scheduled monthly meeting of the Board of Trustees. This local law is required to be passed by the Village and incorporated into Village Code in order to be certified as a Tree City municipality and to qualify for various grants. The motion was seconded by Mayor Clark. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

RESOLUTION- CNY STORMWATER

COALITION: Mayor Clark made a motion to approve the following resolution:

WHEREAS, the Village of Marcellus, herein called the “Municipality”, after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the “Project”, is desirable, is in the public interest, and is required to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the “Board”, has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve-month timeframe.

NOW, THEREFORE, BE IT RESOLVED BY the Board of Trustees of the Village of Marcellus

1. That Chad A. Clark, Mayor of the Village of Marcellus, or such person’s successor in office is the representative authorized to act on behalf of the Municipality’s governing body in all matters related the Project;
2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.
4. That this Resolution take effect immediately.

The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

COON'S POND

AGREEMENT: Mayor Clark made a motion to approve a settlement agreement with the owner of 9 Flower Lane transferring a portion of 9 Flower Lane to the Village and creating an Access Road Easement to allow the Village to access and maintain Coon's Pond. A copy of the agreement is on file with the Village Clerk. The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

EARTH DAY

2025: Trustee Curtin announced that the Village of Marcellus plans to participate in the Earth Day observance once again. This observance will tentatively take place on April 24, 2025, in conjunction with 3rd graders from the KCH Elementary School in the Marcellus Central School District. The students will gather at the Village Hall after collecting rubbish in areas of the Village north of Main Street, and the Board of Trustees would like to thank the students and MCS staff members, as well as our own staff, for their participation in this event. This event is subject to cancellation because of the weather, and tentatively, the rain date for this event will be April 25, 2025. Any other groups or organizations that would like to participate in Earth Day clean-up may reach out to the Village Clerk for more information.

BUDGET

MODS: Mayor Clark made a motion to table budget modifications requested by the Village Treasurer transferring revenues and appropriations in the General and Sewer Funds. The motion was seconded by Trustee Curtin. Mayor Clark asked if there was any discussion. Hearing none, Mayor Clark called for a vote. All board members voted aye and the motion carried.

ANNOUNCE VILLAGE

MEETINGS: Trustee Curtin stated that a list of meetings scheduled for March 2025 is provided for those interested. Budget meetings will be held in March, dates and times to be determined. Also, the Annual Meeting and Tentative Budget Hearing will take place on Monday, April 7, 2025, in the Board Room, beginning at 7 p.m.

UPDATES FROM THE

MAYOR: **No Parking – November 1st to April 1st** – the public should know as of November 1, 2024, there is no parking allowed on any street in the Village of Marcellus from 2 a.m. to 7 a.m. so that the Highway Department can plow snow. This no parking ban will remain in effect until April 1, 2025. If ticketed by Village Police, the fee will be \$35.00. We urge residents to use the Village parking lots for any overnight parking situations.

Snow Plowing – as in the past, we would like to alert independent snowplow operators that it is illegal to plow or shovel snow or ice during snow removal operations upon a village sidewalk or other public way. Snow CAN NOT be

plowed into the street. NOR can the snow be plowed out of a driveway, across the street and into the village right-of-way across from the plowed driveway. The Village is not responsible for snow that accumulates on a resident's property and the Village is not responsible for removing snow that has been plowed onto the Village right-of-way. Also, no snow should be plowed onto a village street or sidewalk, and any that has been, accidentally, must be removed before finishing the job.

Sidewalks – Another reminder to Village residents and business owners that the Village DPW plows the sidewalks during snow events but it is the responsibility of the property owner to salt and shovel entrances and walkways in front of their building.

Budget – the Village Board has begun to work on its 2024-2025 Budget and there are workshops scheduled to take place in March. The public hearing regarding the Tentative Budget will be held on Monday, April 7.

Olde Home Days, 2025 (June 6, 7, 8) – the OHD Committee has begun planning for the annual event and more information will be available in the coming weeks.

DPW:

- Operators from Marcellus, Tully, and Minoa met at Minoa Wastewater Treatment Plant for a tour in January. Minoa has updated parts of their plant recently. We discussed recent cybersecurity breaches and companies that offer tank cleaning services at a reasonable rate. Minoa offered to host the FBI to discuss ways we can keep our Wastewater Treatment Plants secure from threats.
- Met with Tyler Cooper and students Liz and Max about Green Gateway Pavilion and fishing access.
- DEC did their annual inspection of the Wastewater Treatment Plant. It went well.

After concluding with the updates, Mayor Clark asked if there were any comments from the Board. There were none.

ITEMS FROM THE

FLOOR: Mayor Clark asked if there were any items from the floor. A local resident inquired about removing ice from the sidewalks and a discussion was held about sidewalk maintenance. Dwight Widger, Flower Lane resident, inquired about drainage and reconstruction plans for Flower Lane. Trustee Curtin explained that the project is moving forward and the Village is completing the paperwork to obtain a grant that was awarded from the State. Ms. Kay Kershaw discussed her desire to be a destination for Harvest Hosts. Mayor Clark discussed some of the concerns that the Board has and stated that the Board will look into the organization further to get a better understanding of what she is proposing.

Mayor Clark asked if there were any other items from the floor. Hearing none, Mayor Clark made a motion to close the meeting. The motion was seconded by Trustee Curtin. Mayor Clark called for a vote. All board members voted aye and the motion carried.

The Regular Board Meeting was adjourned at 7:51 p.m.

Respectfully Submitted by,

Charnley A. Abbott, Village Clerk

DRAFT