

GEDDES TOWN BOARD MEETING

MARCH 12, 2019

Resolution # 47 – 59

Officers Present:

Supervisor Albrigo  
Councilor Donovan  
Councilor Kelley  
Councilor Krawczyk  
Councilor LaFex  
Councilor Valenti  
Councilor Weber

Others Present:

David Herkala, Town Attorney  
Don Doerr, Town Attorney  
Greg Sgromo, Town Engineer

Town Clerk: Joseph Ranieri  
Call to Order: 700PM  
Pledge of Allegiance & Prayer

Resolution # 47

Disposition of Minutes

Motion: Councilor Weber

Second: Councilor LaFex

Resolved that the Town Board approve the minutes of the February meetings as submitted by the Town Clerk.

All in favor: Ayes - 7 Nays - 0 Carried

**Public Hearing:** To consider amending chapter 65 of the Geddes Town Code, Animals, and Article I. Dog Control & Article II. Licensing and Identification of dogs, with regard to fines and redemption fees of impounded dogs. Supervisor Albrigo, on motion from Councilor Weber, seconded by Councilor Donovan, and adopted, opened the Public Hearing at 703PM. Don Doerr, Town Attorney, gave a brief description of the Local Law. Michael Kempisty, State Fair Blvd, spoke to the matter. Councilor Kelley spoke to the matter. With no one else wishing to be heard, the Supervisor, on motion from Councilor Valenti, seconded by Councilor Weber, and adopted, closed the Public Hearing at 712PM.



Resolution # 49

Authorization from Town Board to Approve Local Law – 3 -2019

Motion: Councilor Kelley

Second: Councilor Weber

Authorization from the Town Board to approve Local Law 3 of 2019 amending chapter 65 of the Geddes Town Code, Animals, Article I. Dog Control & Article II. Licensing and Identification of dogs, with regard to fines and redemption fees of impounded dogs.

**A LOCAL LAW AMENDING CHAPTER 65 OF THE GEDDES TOWN CODE, ANIMALS, ARTICLE I.  
DOG CONTROL & ARTICLE II. LICENSING AND IDENTIFICATION OF DOGS, WITH REGARD TO  
FINES AND REEMPTION FEES OF IMPOUNDED DOGS**

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF GEDDES AS FOLLOWS:

**Section 1.**

That **§ 65-6.**, titled “Penalties for offenses; redemption of dogs.” is deleted in its entirety and is replaced with the following:

**“§ 65-6. Penalties for offenses; redemption periods; impoundment fees.**

**A. The fact that a dog runs at large within the Town of Geddes shall be presumptive evidence that the owner permitted the dog to run at large in violation of this article. Except as otherwise provided in §119 of the Agriculture and Markets Law, any violation of this article shall be an offense punishable, upon conviction thereof, for the first offense by a fine of not more than \$50, for the second offense by a fine of not more than \$100 and for the third violation and all subsequent violations occurring within six months of the first violation by a fine of not more than \$250.**

**B. In addition to the payment of any penalty or fine prescribed by this article, the owner of any dog impounded shall be entitled to redeem such dog within five business days, excluding the day the dog is impounded, from the day the dog is impounded, provided that the owner produces proof that the dog is properly licensed and identified, and pays a redemption fee, the amount of which shall be established by resolution of the Town Board and is on file with the Town Clerk. Such fees may be amended by resolution of the Town Board.**

**C. All impoundment fees shall be the property of the Town of Geddes and shall be collected by the Town Clerk. The Town Clerk shall remit all impoundment fees to the Town Supervisor on or before the fifth day of each month."**

### **Section 2.**

That **§ 65-12.**, titled "Seizure of dogs; redemption periods; impoundment fees." is deleted in its entirety and is replaced with the following:

**"§65-12. Seizure of dogs; redemption periods; impoundment fees.**

**A. In addition to the payment of any penalty or fine prescribed by this article, the owner of any dog impounded shall be entitled to redeem such dog within five business days, excluding the day the dog is impounded, from the day the dog is impounded, provided that the owner produces proof that the dog is properly licensed and identified, and pays a redemption fee, the amount of which shall be established by resolution of the Town Board and is on file with the Town Clerk. Such fees may be amended by resolution of the Town Board.**

**B. All impoundment fees shall be the property of the Town of Geddes and shall be collected by the Town Clerk. The Town Clerk shall remit all impoundment fees to the Town Supervisor on or before the fifth day of each month."**

### **Section 3.**

That Subsection "B" of **§ 65-13.**, titled "Violations." is deleted in its entirety and is replaced with the following:

**"B. The Town of Geddes may elect to either prosecute such action as a violation under the Penal Law or commence an action to recover a civil penalty. A violation of this article shall be punishable, subject to such an election, either:**

**(1) Where prosecuted pursuant to the Penal Law, by a fine of not more than \$50 except that:**

**(a) Where the person was found to have violated this article within the preceding five years, the fine may not be more than \$100, and**

**(b) Where the person was found to have committed two or more violations within the preceding five years, it shall be punishable by**

**a fine of not more than \$250 or imprisonment for not more than 15 days, or both; or**

**(2) Where prosecuted as an action to recover a civil penalty, by a civil penalty of not more than \$50, except that**

**(a) Where the person was found to have violated this article within the preceding five years, the civil penalty may not be more than \$100, and**

**(b) Where the person was found to have committed two or more such violations within the preceding five years, the civil penalty may not be more than \$250.’’**

**Section 4.**

This local law shall take effect immediately upon filing with the New York Secretary of State.

A Roll Call Vote was taken. Councilor Krawczyk, Donovan, Valenti, Weber, Kelley, LaFex and Supervisor Albrigo voted yes. Ayes - 7 Nays - 0 Carried

**Resolution # 50**

**Authorization from Town Board to Approve PWP 5K Run/Walk**

**Motion: Councilor Donovan Second: Councilor LaFex**

Authorization from the Town Board to approve the PWP (Paint Westvale Purple) 5K Run/Walk on Sunday, April 28, 2019. The event kicks off at 9am with a Kids Fun Run and the 5K Run/Walk through Westvale starts at 10am. The Town Clerk and Police Department have been made aware of the event.

All in Favor: Ayes - 7 Nays - 0 Carried

**Resolution # 51**

**Authorization from Town Board to Approve Supervisor Sign Agreement with County**

**Motion: Councilor Valenti Second: Councilor LaFex**

Authorization from the Town Board to approve the Town Supervisor to sign the inter-municipal agreement with Onondaga County to provide maintenance services of public sanitary sewers, pump stations and treatment facilities on behalf of the Town of Geddes.

All in Favor: Ayes - 7 Nays - 0 Carried

Resolution # 52

Authorization from Town Board to Approve Supervisor Sign Agreement with Van Buren

Motion: Councilor Weber Second: Councilor Kelley

Authorization from the Town Board to approve the Town Supervisor signing the Shared Services Agreement between the Town of Van Buren and the Town of Geddes to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of roads and highways and provide a cost savings by maximizing the effective utilization of both towns' resources.

All in Favor: Ayes - 7 Nays - 0 Carried

Resolution # 53

Authorization from Town Board to Make SEQR Determination for Drainage Project

Motion: Councilor Weber Second: Councilor Donovan

Authorization from the Town Board to make SEQR determination for the Ardmore Heights-Westvale Acres Drainage Project being funded by Community Development. This project will be replacing drainage pipe between Corey Road and Horace Drive. A flow splitter will be installed along with a perforated pipe to divert flows from the Westcott Reservoir retention pond to the existing City of Syracuse drainage pipe on Fay Road. An overflow swale from the low point of Corey Road to Horace Drive will be installed and also from the low point on Yale Ave to Leslee Terrace to provide a route for drainage flow that exceed the pipe capacity.

All in Favor: Ayes - 7 Nays - 0 Carried

Resolution # 54

Authorization from Town Board for Engineer to Request Proposals for Atrium

Motion: Councilor Weber Second: Councilor LaFex

Authorization from the Town Board for the engineer to request proposals for the repairs of the interior of atrium at the Town hall.

All in Favor: Ayes - 7 Nays - 0 Carried



