



CITY OF ONEIDA
MEETING OF THE COMMON COUNCIL
109 N. MAIN ST., ONEIDA, NY 13421

AGENDA

Date:	January 7, 2025	Presiding:	Rick Rossi, Mayor
Time:	6:30 p.m.	Clerk:	Sandy LaPera, City Clerk
Location:	Common Council Chambers	Meeting Type:	Regular <input checked="" type="checkbox"/> Special <input type="checkbox"/>

Call to Order/Pledge of Allegiance/Roll Call

PUBLIC COMMENT: Limited to 3 minutes

OLD BUSINESS:

REPORTS:

- **MAYOR'S REPORT**
- **CITY MANAGER'S REPORT**

Approval of the Minutes: December 31, 2024 (Year-End Closeout Meeting)

Approval of Warrant: 1

Item	Title	Facilitator
1.	ORGANIZATIONAL RESOLUTION: designate Common Council Meeting times; designate official newspaper; name banks where City funds will be retained and approve Crime Protection Policy for Public Entities limits	CITY MANAGER
2.	VOUCHER COMMITTEE: appoint Voucher Committee members pursuant to Section 5.22B of the Oneida City Charter	CITY MANAGER
3.	SCRAP METAL: authorize the DPW, Water Department, WWTP, Fire, Police, and Recreation Departments to sell scrap metal at fair market value for the remainder of 2025	CITY MANAGER
4.	STANDARD WORKDAY RESOLUTION: establish the Standard Workday for elected and appointed officials for the purpose of determining days worked reportable to the NYS and Local Employees Retirement System	CITY MANAGER
5.	BUDGET TRANSFERS/AMENDMENTS: approve the budget transfers and amendments as outlined by the Comptroller, or a third party duly retained by the City of Oneida to perform such services	WELLS
6.	APPROVE REVISED SALARY SCHEDULE: approve the revision of the Approved	CITY MANAGER

Item	Title	Facilitator
	Salary Schedule in the adopted 2025 budget to increase the salary for the Police Officers in the PBA Union as per authorization of the approved Collective Bargaining Agreement and increase the salary for the Deputy Comptroller per the authorization of the City Manager	
7.	AMUSEMENT DEVICE LICENSE: approve the 2025 Amusement Device License application from Pepi's Pizza Inc. for machines located at 228 Genesee St.	LAPERA
8.	INTRODUCE LOCAL LAW: introduce a Local Law amending Chapter 180 of the City of Oneida Code to prohibit parking on certain sections of Boston Street and Phillips Street and schedule a Public Hearing for Tuesday, January 21, 2024, at 6:30 p.m. in Common Council Chambers, 109 N. Main St.	CITY MANAGER
9.	REINTRODUCE LOCAL LAW: introduce a revised Local Law creating a new Chapter 96, titled "Murals" in the Oneida City Code and schedule a Public Hearing for Tuesday, January 21, 2024, at 6:30 p.m. in Common Council Chambers, 109 N. Main St.	CITY MANAGER

NEW BUSINESS

**MINUTES OF THE COMMON COUNCIL
REGULAR MEETING
JANUARY 7, 2025**

A meeting of the Common Council of the City of Oneida, NY was held on the seventh day of January 2025 at 6:30 pm at the City of Oneida Common Council Chambers, 109 N. Main Street, Oneida NY 13421.

The meeting was called to order by Mayor Rick Rossi.

<u>Attendees</u>	<u>Present</u>	<u>Absent</u>	<u>Arrived Late</u>
Mayor Rossi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Kyle Lovell, CM	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Szczerba	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Laureti	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Hitchings	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Winchell	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Pagano	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Simchik	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

Also Present

City Attorney Nadine Bell	<input type="checkbox"/>	Public Safety Comm. Dave Jones	<input type="checkbox"/>
City Clerk Sandy LaPera	<input type="checkbox"/>	Other: _____	<input type="checkbox"/>
Fire Chief Scott Jones	<input type="checkbox"/>	Other: _____	<input type="checkbox"/>
Police Chief Steve Lowell	<input type="checkbox"/>	Other: _____	<input type="checkbox"/>

Call to Order/Pledge of Allegiance/Roll Call

PUBLIC COMMENT:

OLD BUSINESS:

REPORTS:

- Mayor's Report
- City Manager's Report

APPROVAL OF MINUTES

Moved by Councilor

Seconded by Councilor

RESOLVED, that the minutes of the special meeting of December 31, 2024, are hereby approved as presented.

Ayes:

Nays:

MOTION CARRIED/FAILED

APPROVAL OF WARRANT

Moved by Councilor

Seconded by Councilor

RESOLVED, that Warrant No. 1, checks and ACH payments in the amount of \$ [REDACTED] as audited by the Voucher Committee are hereby approved for payment in the usual manner at the discretion of the Comptroller or a third party duly retained by the City of Oneida to perform such services.

Ayes:

Nays:

MOTION CARRIED/FAILED

1. ORGANIZATIONAL RESOLUTION

RESOLUTION 25-

Moved by Councilor

Seconded by Councilor

RESOLVED, that the Organizational Resolution for 2025 consisting of the following is hereby approved:

1. Regular meetings for the City of Oneida for the year 2025 shall be held in Common Council Chambers, Oneida Municipal Building, 109 N. Main Street, Oneida, New York at 6:30 p.m. on the first and third Tuesday of each month, and if any of said Tuesdays shall fall on a holiday, then in such event, the Common Council shall agree on a date to reschedule.
2. The Oneida Dispatch is hereby designated as the official newspaper in the City of Oneida.
3. The City of Oneida funds for year 2025 shall be kept and retained in the following banks:
 - NBT Bank, Oneida, NY-special capital accounts and other current accounts
 - Community Bank, Oneida, NY-special reserve accounts and other current accounts
4. There shall be a Crime Protection Policy for Public Entities, which includes a "Blanket Employee Dishonesty Per Loss", with a per occurrence limit of \$500,000 and a \$500 per occurrence deductible.

Ayes:

Nays:

MOTION CARRIED/FAILED

2. VOUCHER COMMITTEES

RESOLUTION 25-

Moved by Councilor
Seconded by Councilor

RESOLVED, that pursuant to Section 5.22B of the City Charter, Voucher Committees shall be as follows:

FIRST COUNCIL MEETING: Councilor Winchell and Councilor Hitchings
SECOND COUNCIL MEETING: Councilor Simchik and Councilor Pagano

Ayes:

Nays:

MOTION CARRIED/FAILED

3. SCRAP METAL SALE

RESOLUTION 25-

Moved by Councilor

Seconded by Councilor

RESOLVED, to authorize the Department of Public Works, Wastewater Treatment Plant, Water Department, Fire Department, Police Department and Recreation Department to sell scrap metal at a fair market price, as accumulated, for the remainder of 2025.

Ayes:

Nays:

MOTION CARRIED/FAILED

4. **STANDARD WORKDAY RESOLUTION FOR STATE COMPTROLLER**

RESOLUTION 25-

Moved by Councilor

Seconded by Councilor

WHEREAS, New York State Rules and Regulations require the reporting of time worked for members of the New York State Local Retirement System; and

WHEREAS, the Office of the New York State Comptroller has requested that the City of Oneida adopt a resolution establishing the Standard Workday for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Retirement System; **now therefore be it**

RESOLVED, that the Common Council hereby establishes the following as a Standard Workday for elected and appointed officials for the purpose of determining days worked reportable to the New York State and Local Employees Retirement System:

ELECTED OFFICIALS

Mayor

Five-day work week, 7-hour day maximum

Common Councilor

Five-day work week, 6-hour day maximum

City Chamberlain (Appointed-2025)

Five-day work week, 8-hour day maximum

City Manager-Appointed

Five-day work week, 8-hour day maximum

ALL OTHER APPOINTED OFFICIALS

Five-day work week, 8-hour day maximum

Ayes:

Nays:

MOTION CARRIED/FAILED

5. BUDGET TRANSFERS/AMENDMENTS

RESOLUTION 25-

Moved by Councilor
Seconded by Councilor

RESOLVED, to approve the budget transfers and amendments as outlined by the Comptroller, or a third party duly retained by the City of Oneida to perform such services.

	To	From
2025 Budget Adjustments		
\$201,123.01	001.3120.0101.0000	001.0001.0912.0000
	Police Salaries	General Fund Balance
To allocate funds to cover approved contractual increase for 2025		

\$6,265.00	001.1315.0101.0000	001.0001.0912.0000
	Comptroller Salaries	General Fund Balance

To allocate funds to cover reinstatement of Deputy Comptroller

\$102.60	001.1910.0400.0000	001.0001.0912.0000
	Insurance Expense	General Fund Balance

To allocate funds to pay for property damage from city tree

Ayes:

Nays:

MOTION CARRIED/FAILED

6. APPROVE REVISED SALARY SCHEDULE

RESOLUTION 25-

Moved by Councilor
Seconded by Councilor

RESOLVED, to approve the revision of the Approved Salary Schedule in the adopted 2025 budget to increase the salary for the Police Officers in the PBA Union as per authorization of the approved Collective Bargaining Agreement and increase the salary for the Deputy Comptroller per the authorization of the City Manager.

Ayes:

Nays:

MOTION CARRIED/FAILED

7. AMUSEMENT DEVICE LICENSE-PEPI'S PIZZA

RESOLUTION 25-

Moved by Councilor

Seconded by Councilor

RESOLVED, that the 2025 Amusement Device License application from Pepi's Pizza Inc., 228 Genesee St., Oneida, NY 13421 is hereby approved.

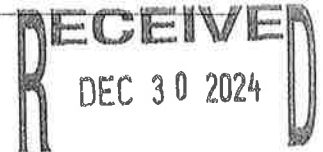
Ayes:

Nays:

MOTION CARRIED/FAILED

OFFICE OF THE CITY CLERK

LICENSE APPLICATION



TYPE: AMUSEMENT DEVICE LICENSE

BY: _____

YEAR: 2025

FEES: 1-5 MACHINES \$200 6 OR MORE \$300

DUE: January 1, 2025

Late fee assessed after January 31 \$50

Late fee assessed after February 28 \$100

BUSINESS NAME:

Pepi's PIZZA INC.

OWNER/APPLICANT:

Cyrus G. Noble IV

ADDRESS:

228 Genesee St Oneida, NY

PHONE NUMBER:

315 363 7580

The above referenced business does hereby apply for a license in the City of Oneida for the purpose of owning and operating amusement device machines.

LOCATION

228 Genesee St

TYPE OF MACHINE

Video

NUMBER OF MACHINES

10

APPLICANT SIGNATURE:

DATE:

12-30-2024

.....
FOR OFFICE USE ONLY

APPROVED BY THE COMMON COUNCIL

CITY MANAGER

POLICE CHIEF

LICENSE #:

EXPIRES:

December 31, 2025

ONEIDA CITY CLERK

City Clerk-City of Oneida

109 N. Main St. Oneida, NY 13421

315-363-7378

8. INTRODUCE A LOCAL LAW AMENDING CHAPTER 180, ARTICLE II OF THE CITY OF ONEIDA CODE TO PROHIBIT PARKING ON CERTAIN SECTIONS OF BOSTON STREET AND PHILLIPS STREET-SCHEDULE PUBLIC HEARING

RESOLUTION 25-

Moved by Councilor
Seconded by Councilor

WHEREAS, the proposed Local Law has been introduced and will be considered for enactment pursuant to the provisions of the Municipal Home Rule Law; and

WHEREAS, the proposed Local Law is intended to create two new subsections identified as (F) and (G) of Section 180-22 of Article II ("Stopping, Standing and Parking") prohibiting parking on certain streets in the City; and

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of local laws in the City of Oneida, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQRA) with respect to the proposed enactment of said Local Law; and

WHEREAS, the adoption of said Local Law is an unlisted action for purposes of environmental review under SEQRA; and

WHEREAS, the Common Council has determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and

WHEREAS, the EAF has been prepared and has been reviewed by the Common Council; and

WHEREAS, the Common Council has considered the adoption of said Local Law, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.7 and has compared the impacts which may be reasonably expected to result from the adoption of said Local Law against said criteria.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that there are no other involved agencies, that the Common Council shall act as lead agency and that the enactment of this proposed Local Law shall not result in any adverse environmental impacts, thus concluding the environmental review process; and be it further

RESOLVED AND DETERMINED, that the Common Council shall conduct a public hearing as to the enactment of the proposed Local Law at the Oneida City Hall located at 109 North Main Street, Oneida, New York on January 21, 2025, at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED, that notice of said public hearing shall be provided at least five (5) days prior to the

date of said public hearing in a newspaper of general circulation within the City of Oneida.

Ayes:

Nays:

MOTION CARRIED/FAILED

**CITY OF ONEIDA
PROPOSED LOCAL LAW OF 2025
A LOCAL LAW AMENDING CHAPTER 180, ARTICLE II OF THE CITY OF ONEIDA CODE TO PROHIBIT
PARKING ON CERTAIN SECTIONS OF BOSTON STREET AND PHILLIPS STREET**

Be it enacted by the Common Council of the City of Oneida, as follows:

SECTION 1. AUTHORITY.

This Local Law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law §10.

SECTION 2. AMENDING §180-22 ("TOTAL PROHIBITION FOR CERTAIN PLACES") OF CHAPTER 180 ("VEHICLES AND TRAFFIC")

Section 180-22 of Article II ("Stopping, Standing and Parking") is hereby amended to add subsections (F) and (G) which shall read in their entirety as follows:

"(F) It shall be unlawful for any operator to park any motor vehicle on the southerly side of Phillips Street between its intersection with Chappell Street on the east side and Boston Street on the west side.

(G) It shall be unlawful for an operator to park any motor vehicle on the easternly side of Boston Street between its intersection with Phillips Street on the north side and McGuire Street on the south side."

SECTION 3. VALIDITY AND SEVERABILITY.

If any section or part of this Local Law is declared invalid or unconstitutional, it shall not be held to invalidate or impair, the validity, force or effect of any other section of this Local Law.

SECTION 4. EFFECTIVE DATE.

This Local Law shall take effect upon the filing with the office of the Secretary of State of the State of New York, as provided in Section 27 of the Municipal Home Rule Law.

Short Environmental Assessment Form

Part 1 - Project Information

**A LOCAL LAW AMENDING CHAPTER 180, ARTICLE II OF THE CITY OF ONEIDA CODE
TO PROHIBIT PARKING ON CERTAIN SECTIONS OF BOSTON STREET AND PHILLIPS
STREET**

Part 1 - Question 1: Narrative Description

To enact a Local Law amending Chapter 180 titled, "Vehicle and Traffic" of the Oneida City Code. If enacted the Local Law will add two subsections to Section 180-22 prohibiting parking on the certain parts of Boston Street and Phillips Street in the City of Oneida.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 -- Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
City of Oneida			
Name of Action or Project:			
A Local Law Amending Chapter 180, Article II of the City of Oneida Code to Prohibit Parking on Certain Sections of Boston Street and Phillips Street			
Project Location (describe, and attach a location map):			
Boston Street and Phillips Street			
Brief Description of Proposed Action:			
The proposed Local Law will amend Chapter 180 of the City of Oneida code to add subsection (F) and (G) to Section 180-22 "Total Prohibition in Certain Areas" which will prohibit parking on certain parts of Boston Street and Phillips Street.			
Name of Applicant or Sponsor:		Telephone: (315) 363-4800	
City of Oneida Common Council		E-Mail: slapera@oneidacityny.gov	
Address:			
109 North Main Street			
City/PO:		State:	Zip Code:
Oneida		NY	13421
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?			NO
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			YES
2. Does the proposed action require a permit, approval or funding from any other government Agency?			NO
If Yes, list agency(s) name and permit or approval:			YES
3. a. Total acreage of the site of the proposed action?			<input type="checkbox"/>
b. Total acreage to be physically disturbed?			<input checked="" type="checkbox"/>
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?			<input type="checkbox"/>
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	<input type="checkbox"/>	<input type="checkbox"/>

18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>

19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>

20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE		
Applicant/sponsor/name: <u>City of Oneida Common Council</u> Date: _____		
Signature: _____ Kyle Lovell Title: <u>City Manager</u>		

Project: Local Law to Amend Chapter 180

Date: 1/7/25

Short Environmental Assessment Form

Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:	<input checked="" type="checkbox"/>	
a. public / private water supplies?	<input checked="" type="checkbox"/>	
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☒ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

City of Oneida Common Council

Name of Lead Agency

Date

Kyle Lovell

City Manager

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

9. INTRODUCE A REVISED LOCAL LAW CREATING A NEW CHAPTER 96, TITLED "MURALS," IN THE CITY OF ONEIDA CODE-SCHEDULE PUBLIC HEARING

RESOLUTION 25-

Moved by Councilor
Seconded by Councilor

WHEREAS, by Resolution 24-294, the City of Oneida Common Council introduced a proposed Local Law creating a new Chapter 96 of the Oneida City Code, titled "Murals," within the City of Oneida; and

WHEREAS, on December 3, 2024, the Common Council classified the action to be an Unlisted Action and declared itself to be Lead Agency in accordance with New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, a public hearing on the proposed Local Law was held on December 17, 2024; and

WHEREAS, in response to public comment and concerns expressed, the Local Law has been revised and the Common Council does desire to introduce a revised Local Law that to create a new Chapter 96 to regulate the murals within the City of Oneida.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the Common Council shall conduct a public hearing as to the enactment of the proposed Local Law, as revised, at the Oneida City Hall located at 109 North Main Street, Oneida, New York on January 21, 2025, at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard; and it is further

RESOLVED, that notice of said public hearing shall be provided at least five (5) days prior to the date of said public hearing in a newspaper of general circulation within the City of Oneida.

Ayes:

Nays:

MOTION CARRIED/FAILED

City of Oneida
Proposed Local Law
A LOCAL LAW CREATING A NEW CHAPTER 96, TITLED "MURALS,"
IN THE CITY OF ONEIDA CODE

Be it enacted by the Common Council of the City of Oneida, as follows:

SECTION 1.

So that a new Chapter 96, titled "Murals," shall be added to the Oneida City Code, which shall

read, in its entirety, as follows:

§96-1 Purpose.

The City of Oneida recognizes the aesthetic value of murals in the community. Artists, property owners and community residents are encouraged to work together in the creation of public art murals to beautify the environment and promote community pride. Any group or individual that wishes to paint or create a mural must obtain permission from the property owner, whether it is a private individual or public agency. Painting murals on public or private property without permission of the property owner is illegal and punishable by law. The City does not condone any type of illegal graffiti or art, irrespective of artistic content.

§96-2 Definitions.

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

MURAL - A painting, mosaic, fresco, or other permanent artwork attached or applied directly to the outside of a structure. It is usually a graphic display that covers all or a portion of a wall and depicts a scene or event of natural, social, cultural or historic significance.

§96-3 General guidelines.

- A. These guidelines provide anyone who wants to install a mural with a reasonable process that safeguards both the interests of the community and those of the individual building/property owner. The guidelines are designed to assure that murals within the City of Oneida enhance the community's appearance without confusing drivers and/or pedestrians or causing any other negative impact on public safety or welfare.
- B. In reviewing a proposal for a mural, the following criteria shall be considered:
 1. Location, with consideration of safety issues, maintenance, and building geometry.
 2. Number of murals within close proximity.
 3. Size, with consideration of the local streetscape.

§96-4 Detailed guidelines and criteria.

In addition to the general guidelines above, the Planning Commission/ Zoning Board of Appeals shall evaluate mural proposals based on the following:

A. Design.

1. Relevance of the piece to the building or City, its values, culture, and people. Murals within the City of Oneida should be based on one or more of the following themes: natural beauty; history of the City; school pride; or other relevant themes.
2. Prohibitions.
 - a. Murals shall not be allowed in any residential zoning district.
 - b. Murals with moving parts.

- c. Murals affixed, applied, or mounted above, upon or suspended from any part of the roof of a structure.
 - d. Murals that project away from a wall surface.
- B. Suitability of the work for outdoor display, including its maintenance and conservation requirements.
- C. Relationship of the work to the site and the community, especially how it serves to activate or enhance public space.
- D. Appropriateness of the scale of the artwork.
- E. Site selection considerations.
 - 1. Is the site visible and accessible to the public?
 - 2. Does the mural enhance the site where it is located?
 - 3. Does the mural enhance the overall public environment?
 - 4. The mural should not obscure windows or entranceways nor disrupt normal pedestrian circulation.
 - 5. The mural should not disrupt the site's landscaping and maintenance requirements.
 - 6. The mural should not be so large as to overwhelm adjacent architecture or become a visual distraction.
 - 7. The mural should not detract from its surroundings nor create blind spots where illegal activity can take place.
- F. Construction and maintenance.
 - 1. Murals shall be well designed and incorporate high-quality materials that enhance the overall appearance of the site and do not adversely affect the safe and efficient movement of vehicles and pedestrians. Materials may include paint or other media appropriate for exterior use, such as tile or mosaic. Materials shall be long-lasting and graffiti-resistant to the greatest extent possible.
 - 2. Colors, though vibrant, should be complementary and harmonious with the exterior colors of the building structure, as well as consistent with the chosen theme. Neon, fluorescent, or reflective-type colors or materials are discouraged.
 - 3. The mural shall be designed and supervised by a qualified artist/muralist, one with sufficient knowledge and experience with the application of mural materials.
 - 4. Mural size shall be determined by the wall surface to be covered. Smaller walls may be completely covered. On large walls, murals should be large enough to dominate the wall surface but not so large as to overwhelm the local streetscape. Generally, one mural shall be permitted per structure.
 - 5. Where the number of signs or a maximum square footage for signage applies to a particular location, a mural shall not count as a sign nor figure into the allowable square footage for signage.

6. The proposed mural, by its design, construction, and location, shall not obscure or detract from the significant architectural features of the building structure, nor should the building's architecture be altered to accommodate the mural.
7. The proposed mural, by its design, construction, and location, shall not have an adverse impact on adjacent properties or permitted uses. If the mural requires special lighting or other related construction, all applicable permits shall be required as part of installation. No flashing or moving lighting is permitted. No internal illumination is allowed.
8. Routine maintenance of an artwork becomes the responsibility of the building owner and/or sponsoring group where the artwork is located. As part of the contractual requirements, the artist should develop a maintenance program in cooperation with the building owner or manager for the proper long-term care of the artwork.
9. If, for whatever reason, the mural falls into disrepair, the building owner shall be notified, in writing, and required to make necessary repairs within 120 days. If the repairs are not made within the specified time, the City reserves the right to repair the mural at the owner's expense, remove the mural at the owner's expense, or cover the mural with opaque paint at the owner's expense.
10. If property ownership is transferred, all obligations for mural construction, maintenance and repair shall be assumed by the property owner.

G. Application review and approval process.

1. An applicant desiring to install a mural on is required to submit a formal application, a scaled color rendering of the proposed project, and a photograph showing the building location of the proposed mural to the City offices for review by the Department of Code Enforcement and the Planning Commission/ Zoning Board of Appeals.
2. Mural proposals that do not meet the design criteria/guidelines may be denied by the Planning Commission/ Zoning Board of Appeals or accepted with required modifications.
3. Mural proposals must comply with any applicable New York State Department of Transportation rules and regulations regarding visual appearance and possible effect on traffic in the area of the mural. Written approval from New York State Department of Transportation may be required, depending upon location of the mural.
4. Submission of a formal application, subject to review and approval by the Department of Code Enforcement and the Planning Commission/ Zoning Board of Appeals, shall not be required for those murals that are in existence prior to the effective date of this Chapter; such murals may be continued, restored, repaired, and maintained, without application, review and approval.

H. Schedule.

1. Mural installation must begin within 180 days of approval and must be completed within six (6) months of the start date. If these dates are not met, the Planning Commission/ Zoning Board of Appeals may, at its discretion, revoke the mural permit. A one-time extension for an additional 60 days may be granted if the request is submitted in writing prior to the end of the initial 60-day period.

I. Decommissioning.

1. When a mural is at the end of its life span, or if the mural is to be removed without a replacement mural, the surface of the building or structure shall be restored and repainted."

SECTION 2. Validity and severability.

If any section or part of this local law is declared invalid or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section of this local law.

SECTION 3. Effective date.

This local law shall be effective upon filing with the office of the Secretary of State.

NEW BUSINESS

Motion to adjourn by Councilor
Seconded by Councilor

Ayes:

Nays:

MOTION CARRIED/FAILED

The regular meeting is hereby adjourned at _____ p.m.

CITY OF ONEIDA

Sandra LaPera, City Clerk