

Minutes of the Town Board Meeting held by the Lafayette Town Board on July 26, 2004 in the meeting room of the Lafayette Commons Office Building at 2577 Route 11 in the Town of LaFayette.

Present Gregory Scammell, Supervisor
William McConnell, Councilman
David Knapp, Councilman
Sandra Smith, Councilwoman
Thomas Bailey, Councilman

Absent: None

Others present: Kevin Gilligan, Town Attorney
Leon Cook, Highway Supervisor
Thomas Chartrand, Bookkeeper
Pete Paul
Paula Nasilli
Kathy Rezsnyak
Bonnie Seemans
Anne Smith
Margaret Mueller

1. Supervisor Scammell called the meeting to order at 6:30 PM.
2. The Deputy Town Clerk took the roll. All were present.
3. The Pledge to the Flag led by Councilman Bailey.
4. Councilwoman Smith moved and Councilman McConnell seconded the motion to accept the June 28, 2004 minutes as submitted by the Town Clerk.

5. COMMUNICATIONS:

A. Residents

James and Margaret Mueller for a zone change request on Route 20 on east side of Route 20 and the south side of the Tully Farms extension.

This is currently an AR district. Margaret Mueller stated that they would like have a landscaping business at this site.

Councilman McConnell asked if they presently have a landscaping business. They do have a business presently named Magnolia's Garden. The tax map has the parcel as 1.38 acres, but the Muellers were told by the owner that there was 1.6 acres. They plan to fix up the building with siding and will use for storage equipment. They will have bins outside for mulch, stones etc. There are several businesses in the area. The closest would be Deer Run Apple Orchards The funeral home and Kart Lounge are very close.

Attorney Gilligan advised items to be considered would be:

Spot Zoning

Size of the parcel

Businesses in the area.

Councilman Bailey asked if there was a minimum lot size in a business district and if it would be easier to zone adjoining properties also. Attorney Gilligan stated that it would be a good idea if possible.

The question was asked if the Apple Festival grounds were zoned business. Supervisor checked on this, it is zoned business.

Supervisor Scammell asked if there were any other questions. Councilwoman Smith asked Mrs. Mueller if they would be putting up any other buildings such as a greenhouse. They have no plans for this at this time. Councilman Bailey ask if the Muellers had plans for a retail business or would they be using this as a base. They plan at this time there were no plans for a retail store.

The purchase offer should be contingent upon the approval of the rezoning from AR to business. For a zone change a local law would have to be established and there would have to be a public hearing. Motion by Councilman Knapp to refer this to the Planning Board for their input, seconded by Councilwoman Smith, carried.

Kathy Rezsnyak spoke of her concern for the proposed changes to the tennis court at Stafford Park. One more court is needed so the school could play there. No they are playing their home matches at OCS. Her first concern was if anyone checked into the legality of using taxpayer money for this project. This legal aspect had been checked into and is OK. She was concerned as to the amount each entity would be paying. \$5,000 from the Town, \$5,000 from the School

\$5,000 from the Optimist Club. The Optimist would prefer to pay this over a 5-y period. She was also concerned about the basketball court. Would this be abolished? Councilman McConnell explained that the basketball court would remain there and would be resurfaced. Another concern was the traffic. Traffic was a problem when they had the fishing derby there. Cars were parked on both sides of Route 11. This is very dangerous. Councilman Knapp said that he didn't feel there would be that much of a traffic change. The matches are at 4:00 PM and wouldn't involve that many people or cars. Mrs. Rezsnyak was concerned about the school using Town Property. Councilman McConnell answered that is the most cost effective way, To make the courts at the school would be very costly. Mrs. Rezsnyak asked if the school had approved this project. Councilman Knapp answered that it has. Mrs. Rezsnyak feels very strongly that traffic would be a problem and that this should be addressed.

Councilman McConnell stated that he was under the impression that the total would not be \$15,000. Councilman McConnell made a motion that each entity pay 1/3 of the total cost, not to exceed \$5,000, seconded by Councilman Knapp. Carried.

B. Onondaga County Legislature 7.6.04

C. Onondaga County Health Department: Capacity Development Program.
Leon has filled out form. This pertains to Jamesville Reservoir

D. Fitts Appraisal Company: Proposal for Real Property Update Project

"As you know my company has completed two Townwide Revaluation for the Town of Lafayette We are willing to complete the Townwide Revaluation project for a fixed cost of \$30,000..."

Supervisor Scammell stated that this needs to be addressed before budget time. Bookkeeper stated that \$10,000 has been set up for this. Tully is having problems now because it wasn't done sooner. This makes for a large number of grievances. It was agreed to ask Mary Doster for the pros and cons of going with Fitts proposal.

E. Niagara Mohawk/National Grid: 10,000 trees.

"The harsh winter has passed...Now may be the opportune time to consider being part of 10,000 trees... " A copy of this letter will be forwarded to the Garden Club. The question was asked if this included State and County Roads. Yes this does. Tom Chartrand stated that Fabius has done this along Route 80. Councilman Knapp will check along Route 20 to see if there are power lines where trees are to see if this would be an advantage to us.

F. Shute's Water Systems: Lafayette Pool bid.

"I'm pleased to provide you with the following quote to furnish and install the following at the above location Total Installation \$5,250..."
Leon stated that this system would be less expensive than chlorination.

The present system is operational but needs to be upgraded by next year It was suggested that the money from the Weller Road Project be used pay for this project. Leon said that if he gets the instrument back from being fixed that the price of digging a new trench may be eliminated because this instrument would be able to find the existing pipe. Councilman McConnell asked if Mr. Shute would be able to finish this project this year.. It has to be done by next spring. Motion by Councilman McConnell that we proceed with project and to use the \$5,000 received from the Weller Road Project Grant to be completed by October, and this is a Type II action, seconded by Councilman Knapp. The vote as follows:

Supervisor Scammell Aye

Councilman Knapp Aye
Councilman Bailey Aye
Councilman McConnell Aye
Councilwoman Smith Aye

Supervisor Scammell asked if Leon would contact Mr. Shute to see if he could finish the project by the end of October and if he can not would his estimate remain the same in the spring.

G. Upstate Temperature Control, Inc.: Heat Pump Service Agreement.
Upstate Temperature Control is pleased to announce that Robert (Bob) Boucheron has joined us, effective July 12, 2004 "

H. NYS, Office of Real Property Services: 2004 Maintenance Aid.
"An application for 2004 Maintenance Aid Assistance was received on behalf of the Town of Lafayette "

I. Onondaga County Legislature; Agricultural Districts:
Notice of public hearing on INCLUSION OF VIABLE AGRICULTURAL LANDS WITHIN CERTIFIED AGRICULTURAL DISTRICTS UNDER SECTION 303-B OF THE AGRICULTURE MARKETS LAW .

J. Syracuse Post Standard: June Employment Stats.

K. Thank you from Jamesville De Witt Operation Graduation.

L. Thank you form Onativia Church.

M. Other

6. Special Report: None

7. Reports.

A. Departmental

1. Building & Zoning Code Enforcement: Ralph Lamson & Jack Sutton
Junk Vehicle Status

- a) Prioritized spreadsheet listing.
- b) Route 91

c) Lafayette Road, 1/2 mile North of Route 20. abandoned autos on east side.

Other Violations.

- a) Apulia Road: Other trailer. Need property owner's information.

Building permit report submitted by Ralph Lamson

2. Dog Control:

Impoundment fees Section 118. Seizure of dogs; redemption periods; impoundment fees; adoption. Discussion on imposition of fees. Dogs picked up and if owner is known they are returned with no fee. If dog is picked up and taken to Animal Clinic. Owner must pay clinic fees. Councilman Knapp asked how these fees could be collected. Supervisor Scammell will write a note to Sue Snavlin and John Rogers for recommendations. Attorney Gilligan was asked if legally we could charge fees and if fees were not paid if these fees could be added to their taxes. Attorney Gilligan will check on this.

Trash Day dogs. Supervisor Scammell wrote a letter to residents and hasn't had any complaints since.

3. Highway Superintendent: Leon Cook

SPDEDS/MSA STORMWATERPHASE II. (See J. Dunkle list). Time & Expense log.

Weller Road (200" paving) grant. Already reported \$5,000 received.

Transitional Duty Program (PERMA Loss control)

Report presented. Under requirements the last item has not been reviewed yet. Motion by Councilman Knapp, seconded by Councilwoman Smith to accept the program upon review of the item listed above, carried.

Leon reported that they have been cleaning the shoulders of the roads and have begun cutting brush with the brush hog. Would like to do this every three years. The parks have to be mowed every week. The planters on the corners do not have enough soil and dry out very fast. They have been watered every day. The price of oil has gone up \$.09 since they did the last roads. The hydraulic motor on the broom had to be replaced. Six of the signs on entering the town are missing. Have gotten the signs and replaced them. At the landfill three no parking signs and the no littering signs were taken. Twenty no parking signs between Dodge and Apulia Road have been put up. Leon also reported that the Lacrosse Championship signs are also missing. Leon found the cause of the flooding of the pool. There was a piece of plywood blocking the overflow pipe. He and Mike removed it.

4. Justice: Malcolm Knapp & Maureen Perrin
 Report ending 6/30/04
 Written report was submitted.

5. Library Director: Scott Kushner

6. Recreation Director: Regina Rienschmidt

Regina reported that the swimming program second session is about to begin for about 25. Brine Lacrosse ended Saturday for K-2. Grades 1 instructional starts tomorrow. Track began, thirty have signed up. Track takes place at the high school track only.

Has beeper and is working well.

7. Town Clerk: Mary Jo Kelly Report ending 6/30/04
 Written report was submitted

8. Town Supervisor: Greg Scammell
 Written report submitted

Special Fire District Fund Transfer of Appropriations

Motion by Councilman Knapp, seconded by Councilman McConnell that there be a Transfer of Appropriations, carried.

COMMITTEES:

1. Communications & Technology

a. Town Website alternatives (Keep home grown, Digital Towpath, other) and location alternatives (Town server, PAETEC, other). Needs cost.

b. Email alternatives (Mike Forte -Kerio Mailserver 5.7.7 testing, AOL, PAETEC, other) needs costs and trial period/evaluations.

c. TOL web status (via email)

2. Emergency Response

Councilman Bailey stated that grant has been given for defibrillators

3. Employee Policies & Benefits

Transitional Duty Program was presented. Motion by Councilman Knapp seconded by Councilwoman Smith upon review of section IV under requirements, carried.

4. Environmental:

Forest Tent Caterpillar. Supervisor reported that damage is in the area from these Caterpillars.
 Gypsy Moth

5. Highway

6. Physical Plant

Councilman Knapp reported that he has contacted Fred Groth and he could look at the problem of the leaking at the library. Motion by Councilman Knapp seconded by Councilman McConnell to allot \$500 for Fred Groth to look into the problem to see how this can be fixed, carried.

Lafayette Commons Library. Heat tape to be installed in valley over entrance.

Lafayette Commons/Library: Resheet rock repaired area over Library circulation desk area. Spring 2004.

Lafayette Commons/Library: Floor settling (installation in process) Supervisor Scammell reported that a good job was done by Rick's Flooring and that the library was happy with the job.

7. Recreation & Youth:

a) Bailey Park

Picnic tables from Lafayette Booster Club. Leon will take picnic table from the Booster Club to Bailey Park. The Apple Festival will donate 2 tables. Councilman McConnell asked Leon if he would return the table to the Booster Club after Labor Day. Leon will do this.

Gas Grills:

Grills to be charcoal not gas. Don't know what the cost of the grills would be. It was suggested to call Ron Bush and Attorney Gilligan suggested contacting County Purchasing.

Pavilion: (deferred until budget time)

b) Lafayette Beach:

Plumbing Quote received from Shute

Survey/transfer Lafayette beach from LCC to Town.

Options for limiting vandalism (lighting, etc.)

Options for noise control from Lacrosse box

c) Stafford Park

Tennis Court renovation. Contract, budget source & year.

Attorney Gilligan passed out Agreement between Lafayette High School and the Town of LaFayette regarding tennis court renovation. Minor change in the language of Paragraph 7 of agreement by inserting the words "for matters within the scope of this agreement".

Discussion on how to deal with the cost before budget.

8. Safety

9. Senior Transportation & Housing Grant form Assemblyman Brown

10. Service Awards: An increase from \$450 to \$700 has passed the legislature but the Governor has not yet signed the bill. If it is signed in time it can go to vote in November.

11. SOTS & OCRRA Liaison

Bottle Bill resolution suggested by OCRRA. Motion by Councilman

Bailey to support the bottle bill as suggested, seconded by Councilman Knapp, carried.

Councilman Knapp reported that bidding for trash removal will be done separately and together. Will have three or four bidders.

12. Water

US Army Corps of Engineers/Jamesville reservoir -Preliminary Restoration Plan, complete, seeking nonfederal sponsor for \$6 million.

Village of East Syracuse Water District.

13. Zoning Review

a) Simple small subdivision Guidelines -under review
PB /ZBA/CEO/CCF input

TB review

Fee Schedule

NYS Comptroller's opinion (What constitutes a subdivision?)

b) AD hoc committee for Review of Planning and Development processes (form letter complete).

c) Corridor Plan.

d) Digitized zoning map.

Councilman McConnell asked Supervisor Scammell why he wasn't put on the agenda concerning the discussion for a Planning Document for the Town of Lafayette. Supervisor Scammell answered Councilman McConnell that he was free to discuss what ever he wanted.

8. Litigation and other legal matters.

A. People v. Clair Watson 7.27.04
Postponed

B. Lafayette Hotel/Mr. Muraco's project at the four comers & DEC septic approval awaiting DEC response
Response to tax.: relief query (negative)

C. PILOT agreement w. Festival gardens (multi)

Discussion concerning the rate reverting to 15% if payment is late. Councilman McConnell has talked with Mr. Smith and questioned the increase. Mr. Smith stated that because of his bookkeeping that the payment was late. Attorney Gilligan stated that Mr. Smith is always late with payment.

D. Open burning/noxious odors ordinance

CCE materials

9. Unfinished business & Active projects

A. Time Warner Cable TV franchise renewal

Councilman Bailey will check to see if Time Warner would be able to fill in the gaps in service.

B. Speed Limit reduction requests.

Route 91 appeal (awaiting NYSP study requested by Sen. John DeFrancisco)

C. CRAM Communications Towers: at the Planning Board.

Engineering study performed by Cram to be reviewed by independent consul pertaining to impact on Groth Road Communications Tower.

5.6.04 letter: AM Tower Project

Detuning costs responsibility

D. Active duty service personnel roster -dedication 8.23.04

Councilman Knapp working on getting pictures and short biographies. Will contact Neighbor East to write article. About 12 on board possibly 20 -30 people will attend. Will contact Mary Jo to arrange for refreshments for reception.

E. Lacrosse field at Stafford Park.

Councilman McConnell feels that it would be too expensive to renovate the Lacrosse field. He will get an estimate for this.

10. A. Electronic Voting Machines. There were questions on how a revaluation of the I election could be taken with the electronic voting machines. Supervisor Scammell will write to Legislatures stating our concerns about going to the Electronic Voting Machines.

B. Other.

Councilman Knapp asked if there would be a problem if chairs were borrowed from the Community Center for the McElhannon Benefit. He will supervise the taking and return of the chairs.

11. Suggestions for improvement & positive contributions

12. Motion by Councilwoman McConnell to audit and pay the following bills, seconded by Councilwoman Smith, carried.

GENERAL FUND	#1524 – 1595
HIGHWAY FUND	# 1542 – 1555
TRUST & AGENCY	# 1596 – 1603

13. Executive Session (if needed)

Councilman McConnell asked to be placed on the agenda for next month meeting.

14. Motion for adjournment by Councilman Knapp, seconded by Councilwoman Smith Vote Supervisor
Scammell aye

- Councilwoman Smith aye
- Councilman Knapp aye
- Councilman Bailey left the meeting
- Councilman McConnell nay

Meeting adjourned at 11: 15 PM.

Respectfully submitted

Deputy Town Clerk
Peggy Sutton