

Minutes of the Town Board Meeting held by the LaFayette Town Board on March 13, 2006 at 6:30 p.m. in the Meeting Room of the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette

Present: Gregory Scammell, Supervisor  
David Knapp, Councilman  
Thomas Bailey, Councilman  
William McConnell, Councilman  
Adrian Shute, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent  
Ralph Lamson, CEO  
John Langey, Town Attorney  
Pete Paul, Dep. Supervisor  
Marshall Taylor, Assessor/Clerk  
Tom Chartrand, Bookkeeper  
Arthur Fritz  
John Lytle  
Peter & Pat Zangari  
John Dunkle, Town Engineer  
Nick & Jackie Ruzekowicz  
Tom Collins  
Rick Stack  
Betty Karcher  
Ron & Nancy Jones  
Laurie & Bill Poirier  
Ken Bex  
Chris Bex  
Donald Bex  
Anton Bauer  
Ted Bay  
Jean Baker  
John Stack  
Juanita Titus  
Barbara Fuller  
Jessica & Sam Sickles  
Kyle LaTray  
Paul Blust  
Suzanne Burbidge  
Teresa Kelsey  
Tony Golden  
Julie Liebmann  
Kathy Bolsei

Doug Westfall  
 Matt Titus  
 Deedee & Chuck Thousand  
 Rich march  
 James Carncross  
 Jim Keech  
 Mike King

1. Supervisor Scammell called the meeting to order at 6:31 p.m.
2. The Town Clerk took the Roll. All present.
3. Councilman McConnell led in the Pledge to our U.S. Flag.
4. **Councilmen Bailey moved and Shute seconded the motion to accept the Special Meeting Minutes of February 24, 2006 as submitted by the Town Clerk. Voting was as follows:**

<b>Supervisor Scammell</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman Knapp</b>	<b>Voted</b>	<b>Abstain</b>
<b>Councilman Bailey</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman McConnell</b>	<b>Voted</b>	<b>Abstain</b>
<b>Councilman Shute</b>	<b>Voted</b>	<b>Yes</b>

**Motion carried.**

**Councilmen Knapp moved and McConnell seconded the motion to accept the February 27, 2006, Town Board Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**

5. **Public Hearings. Northeast LaFayette Water District – 7:00.**

6. **COMMUNICATIONS:**

**A. Residents.**

**B. NYS Office of Parks, Recreation & Historic Preservation: LaFayette Hotel.**

“...However, due to the substantial alterations the building has undergone, it is the opinion of the State Historic Preservation Office that the building is not eligible for listing in the National Register. There is nothing to prevent the Town of LaFayette from making the former hotel into a centerpiece of revitalization of the hamlet, but we regret that designation of the building will not play a role in this process...”

**C. NYS Office of Real Property Services (ORPS): Residential Assessment Ratio – 77.6%.**

“Residential Assessment Ratio 77.60...Time Frame of Sales 7/1/2004 through 6/30/2005. The Residential Assessment Ration was established as the median ratio in the list of ratios of assessment to sale price sorted in ascending order. The ratios in the list

were calculated by simply dividing the total assessed value by the total selling price of each sale...”

**D. Crystal Rock Bottled Water: Purchase of Aqua Valley Springs.**

**E. Time Warner Cable: New 2006 Rates.**

**F. Empire State Forest Products Association: Model Logging Ordinance.**

**G. OCWA: Hydrant Use Policies & Procedures.**

**H. Onondaga County Legislature: 3.7.06 agenda.**

**I. CNY Regional Planning & Development Board (CNYRPDB): Phase Stormwater EPF Grant Program.**

**J. NYS Office of Real Property Services: Project accomplishments.**

Supervisor Scammell said every 3 years we go through a reval of the properties in the town.

“...All the preliminary 2006 assessments were maintained on the computer file and assessment disclosure notices were printed on February 27. The notices show the property owner their prior year (2005) assessed and taxable values from the 2005 assessment roll and the county, town and school taxes paid in 2005/2006. Then a comparison is made which approximates what the property owner would have paid if the preliminary 2006 assessment had been used to extend last year’s taxes. A cover letter is mailed with the assessment disclosure notice...We generated cross-references with the 2006 preliminary assessments printed for each parcel. They will be available for public inspection at the LaFayette Town Hall....Larry needs to conduct informal meetings for any taxpayer who wants to discuss their new assessment...Larry will make necessary changes as a result of data gathered at informal meetings. In some cases, additional fieldwork may be required before a decision can be made...Around May 1, when the tentative assessment roll is filed, the county will generate assessment change notices. Anyone who attended an informal meeting, or had their value changed for any other reason since the impact notices were mailed, will receive a notice. These taxpayers will then be able to decide whether they’d like to meet with the assessors or to file a formal grievance. Grievance Day will be on Tuesday, May 23, this year...”

Supervisor Scammell noted there are different classes for the properties. They are Farm, Residential, Condominium, Vacant, Commercial, Industrial, Private Forest, and Other. It looks like 57% of the properties were  $\pm$  10% from where they were before. He would encourage those who feel it is not right to call Mr. Fitts to set up an appointment.

Councilman Knapp said when someone comes in to talk to Mr. Fitts, they won’t know when they leave whether there will be any changes.

Marshall Taylor said that is correct.

Councilman Knapp said you will just get something in the mail letting you know.

Councilman McConnell said a couple of meetings ago it was brought up that there were no evening hours. There have been so many people interested in talking to him,

another day has been added. He would ask Marshall to talk to Mr. Fitts to see if he would add any evening hours.

Marshall Taylor said he spoke to Larry a few minutes ago and he has scheduled hours the first week already from 9:00 a.m. to 9:00 p.m.

Councilman McConnell said the lady he talked to today whose doing the scheduling said there were no evening hours.

Marshall Taylor said he talked to Larry Fitts about 5 minutes ago and he advised he would meet with people evenings or on Saturday. Anyone who wants an evening time can get it.

Councilman Knapp said around May 1<sup>st</sup> they will get the notices if they talked to Larry. They then have from May 1 to May 23 to talk to the assessors and then they can go to Grievance Night.

Marshall Taylor said that is correct.

**K. U.S. Senator Charles Schumer: Drug Free Communities Support Program.**

**L. LaFayette Central School: After Prom party.**

**Councilman Knapp moved and Shute seconded the motion to support the After Prom Party for \$250.00. Motion passed unanimously.**

**M. Office of the Corporate Council of the City of New York – Law Department: Collateral Source Bill.**

**N. Onondaga County Department of Finance: Clean Up, Demolition & other related charges.**

**O. NYS Office of Parks, Recreation & Historic Preservation: SCORP.**

**P. Other.**

Supervisor Scammell asked if there were any other communications.

Pat Zangari said the tax assessment is going up and some of the things she has experiences in the last year is her purpose for being here tonight. Her reason for being here tonight is to question the Town Board as to its function in providing ordinances and enforcement of these ordinances to properly address any taxpayer complaint. An ordinance is designed to ensure peace and dignity in the community and is promulgated with the safety and security of all persons in mind. The resident on Morezak Rd. continues to operate his construction company at his home. He received permission from the Planning Board to construct a single family dwelling. His commercial vehicles come and go on a daily basis from his home. He has a view of his trees and forest. They have a view of his dump truck. At a Town Board Meeting last summer the Town Supervisor instructed them to make their concerns known to the Code Enforcement Officer, Mr. Ralph Lamson. They submitted a complaint requesting that the proper codes be implemented regarding the operation of a business in a non-business district. They were astounded to receive a trite and dismissive declaration from Mr. Lamson. His opinion of the matter was that their concerns were a matter of opinion on their part. In response to their complaints the letters that they received from the Town Offices showed an

astonishing inability of the Town Officials to make a competent and complete investigation into any and all concerns they receive and take the necessary action to resolve them in a fair and judicious manner. The fact that no such procedure was effected by the CEO to their expressed concerns speaks for itself. It is noteworthy that in the so called investigation by the CEO regarding the matter of a resident operating a construction business in a non-business district, not one complainant was interviewed by the CEO as to the validity of their concerns. She feels their concerns were dismissed by the observation as stated by the Town Assessor, Marshall Taylor, at a previous meeting that many other residents in the Town of LaFayette are doing the same thing. If this interpretation of town law is the parameter of town law enforcement, when and where do our Town Officials determine what actions are and are not permissible for the common welfare of the residents of the Town of LaFayette? The lack of proper and logical procedures in addressing any public concern is evident in the CEO does not maintain records of so called investigations, does not interview all parties involved in any expressed concern, and then draws conclusions based on the opinion that irritants leading to the complaint are dismissed as so many people in the community are doing the same thing, why complain? They have observed that not all home business activity causes noise, disruption and interfere with a taxpayers right to the quiet peace and enjoyment of their property. So it seems in the Town of LaFayette any resident can buy property and establish themselves in a business in a non-business district such as the Morezak Rd. resident. What about the rights of the established residents who purchased their homes in a non-business district to reside in the Town of LaFayette for its beauty and quiet country lifestyle? They have voiced their concerns to the Town Board and Town Supervisor about the dismal failure of the CEO to properly address their concerns. In their opinion, he is not addressing them on the basis of actions required to ascertain the validity. A review of the Town of LaFayette ordinances indicates that there is no clear mechanism of enforcing conduct that is in contravention of the applicable ordinances. Our town is growing and changing. The Town of LaFayette needs ordinances and the enforcement of them to protect us against violators such as the Morezak Rd. resident. Record keeping shows the consistency of application. No questions as to why are the concerns of some citizens more worthy than others. The lack of record keeping hinders the development of a paper trail. Records reveal what issues/complaints the taxpayers have and how they are resolved and assist the Town of LaFayette in developing and updating ordinances that are specific to the needs of our community. It seems necessary for all of us in the Town of LaFayette to consider supporting only those candidates who are genuinely concerned about all aspects of life quality in our community and those candidates who will appoint truly dedicated and capable individuals to offices that have impact on our way of life.

Supervisor Scammell asked Ralph Lamson if he had any comments.

Ralph said no.

Supervisor Scammell said the Zoning Board of Appeals reviewed this matter and concluded that the resident was not conducting a business at that time.

Pat Zangari said no. They advised the complaintents must take pictures and document their complaints.

Peter Zangari asked why they have to look at the dumptruck. Why have this stuff in plain view right on the property line so they have to look at it? This isn't going to end until something is done about it.

Pat Zangari said people are putting in wells and have springs and they have dumptrucks there where someone will be changing the oil right above their spring. Is this a residential area or not?

Supervisor Scammell said it's an Agricultural/Residential District.

Pat Zangari asked who's farming there.

Supervisor Scammell said he doesn't know.

Pat Zangari said this gentleman is not farming. There are other areas in the town that need to have the zoning addressed. They are concerned about the quality of life where they live. They are not going to go away until they are treated fairly and justly.

Supervisor Scammell said their concerns are vehicles parked too close to the property line.

Pat Zangari asked why they are there if he isn't operating a business.

Supervisor Scammell doesn't believe we have an ordinance that states someone can't park a vehicle near a property line.

Pat Zangari asked why dump trucks are there.

John Langey said he was in attendance at the Zoning Board of appeals Meeting that they came to. As he recalls, they looked at it as a two-step process. One was that on a go-forward basis it would help if commercial activity was taking place, for them to document it to the best of their ability and they would get the CEO to investigate it. The problem was once someone could get out there, the business was stopped. The other issue was that the property owner was using some of that equipment to landscape his own property.

Pat Zangari said all winter there hasn't been any landscaping but they have had to view the dumptruck. What you are saying is anyone can purchase property in LaFayette and can park commercial vehicles on the property line.

John Langey said they must be registered vehicles.

Pat Zangari said we need records that indicate why it's O.K. in some places and not in others. They didn't move out here from their property where they lived for 13 years to live like this. They moved here to live in the country. What kind of ordinances do we have? None of our ordinances seem to have any bite to them. When some peoples rights to a quiet place of enjoyment in their homes is disrupted, it doesn't seem fair.

Supervisor Scammell would sense the next step is to provide more documentation to verify he is operating a business there.

Pat Zangari said this is a town that doesn't seem to determine what distinguishes peoples rights to their property.

Supervisor Scammell asked if they had some things they had found in other communities.

Pat Zangari said yes. She will send him an email on them.

Supervisor Scammell said that would be good so the Board can discuss them.

Pat Zangari said there are people who have businesses and you don't even see their equipment.

Supervisor Scammell said if she will email this information to him, he will distribute them to the Town Board and Ralph Lamson.

Councilman McConnell asked why she hasn't taken such documentation to the Board or to the CEO until tonight.

Pat Zangari said because the business has stopped during the winter. She emailed the Supervisor in January that the truck had already been parked there for 6 weeks. Would he like her to send pictures and call very week?

Councilman McConnell asked her please to not insult the Board. He felt comfortable after talking to her in the fall that there was a process if the business was going on. He asked if she had talked to her neighbor about moving the equipment.

Pat said apparently Ralph Lamson had been to the site and said there was no problem with the equipment being there. According to Ralph Lamson, the owner can do whatever he wants on his property.

Councilman McConnell would recommend she do what the Zoning Board of Appeals encouraged her to do and take the information to the Supervisor. There is no ordinance that he is aware of for this and this can be looked into but this also requires a process He said a process was defined by the Zoning Board of Appeals that she should follow. He asked her to let the Board take the opportunity to look into the information she provides. Please understand there are two separate issues here. One is defined and the other needs to be defined.

Pat Zangari said we need to develop some ordinances so our community can live in harmony.

John Langey said she may wish to check her abstract or deed to see if she has a restrictive covenant that can be enforced. He has no idea if they would benefit from this type of covenant or not. These would be private property rights between her and her neighbor.

Pat Zangari believes when someone gives their word and then they don't keep it, she has a problem with it. If you said you would not operate a business and then you do, where does it leave them?

Supervisor Scammell does agree with her.

Councilman Shute asked what would be an infraction. What's the code say about this?

Ralph Lamson said he would have to be running a business out of his home. If he were running a construction business, you would expect to see piles of stone, piping, etc.

Councilman Shute said the loading and off-loading of equipment would be an infraction if they were doing this every day.

Councilman McConnell said the Zoning Board of Appeals has already defined this. He recalled the timeliness was stated because they are there all the time.

Councilman Shute asked if a log of times of equipment coming through was needed.

John Langey said the Zoning Board of Appeals was trying to encourage the creating of totality of facts to provide to Ralph Lamson so he can issue some sort of citation they could go into court with rather than having it thrown out.

Pat Zangari asked if it's not enough for construction equipment to be there all winter.

John Langey said his feeling is with that information alone, he doesn't think it would be enough as the person could say they are keeping it there for their own personal landscaping.

Ralph Lamson said he also said he was using his equipment for snow removal.

Peter Zangari said they have no problem with that.

John Langey said if they could get receipts from his construction or pictures of work he did, it would be a start. It's frustrating. Once the information comes together, Ralph Lamson would be encouraged to participate in the process.

Pat Zangari believes someone should know when they build their home or move into the town that they could be faced with this and it's O.K. in the Town of LaFayette.

It was 7:00 p.m. and Supervisor Scammell opened the public hearing for the Northeast LaFayette Water District.

John Langey said many of the folks here know why the creation of the water district is occurring. It started with a notice from the Village of East Syracuse that the water could be terminated at any time. The town has authorized the Town Engineer to prepare the district map. The Town Board is the facilitator of special districts. You are required to hold a public hearing so everyone can be heard on the private district. John Dunkle is going to do a presentation about the district. A petition has been submitted to the Town Board showing a majority of folks wanting the district formed. Tonight is the part where we are holding the public hearing. The public hearing may be closed tonight, left over for further comments or it may be closed with a decision or the Board may wait to make their decision. They will take all the public comments into consideration and there will be 4 specific findings that must be made in order to approve the district formation. If this gets approved by the Town Board, we must seek approval from the State Comptroller's Office.

John Dunkle said we have people who have been working on this for 1 ½ years now. The Village of East Syracuse elected to abandon the wells and water lines in the Town of LaFayette as they received notice from the County Health Dept. that their water was not acceptable. There are about 90 customers in need. We had a meeting about 1 ½ years ago about how to solve the problem and keep the people supplied with water. It was decided the best approach would be to install new water lines and connect to the OCWA water service. We then started reviewing the various sizes of the district and the various costs. It was decided that the project would encompass about 18,000 feet of new water line. This would encompass about 25 hydrants and new water services for several properties the water line passes. The district size would extend to Palladino Road. It would take in about 133 properties and would be enough water pressure to supply fire protection to this district now. The cost of the project would be about 1.2 million dollars. The town will be able to get bonding once this is approved by the comptroller's office. This is a starting point. Once this is obtained, the cost would be about \$780/year/home. More than half the residents in the area agreed to go forward with this district for this cost. The \$780 is for a single family home. If you have a vacant lot it is half this amount. If you have a two-family home, it's double this amount. Units were assigned to the properties. A single family home was assigned one unit. Right now we are at the actual formation of the water district itself. In order for us to move forward from here and begin the detailed engineering, the water district has to be formed by the town. Funding cannot be obtained until the district is formed. This whole process has the health department watching over our shoulders. They are the ones who dictate to East Syracuse that they must terminate this service. So far they have been pleased with the progress we are making. They are watching to be sure we continue to go forward. It's important that we keep moving forward and demonstrate that we are making progress. If

this district is approved, once the district is formed, all the properties are in the district whether you choose to hook up to the water line or not. It won't matter whether you signed the petition or not. There would have to be a compelling reason for it not to be approved. Once the district is formed, everyone in it will pay for it whether you want it or not. Only properties who can attach to the water line will be in the district. The water services will be installed to the right-of-way and then it will be the residents obligation to hook it to their house. Once the district is formed, we still have a waiting period of up to 6 months. We may not be moving forward initially after this meeting but we can't move any further until the district is formed. The residents have agreed to pay for the district as defined. Once the district is formed and while we are waiting, we are seeking other sources of funding in efforts to reduce the costs. We can't wait to see if any of these other funding sources are available. The residents have agreed to go forward. Some potential funding sources are SNYS Drinking Water Revolving Fund, USDA Rural Development Grants, Onondaga County Community Development Grants, and EPA Grants through Congressman Walsh's Office. Congressman Walsh and Senator DeFrancisco are looking to see if there's anything they can do to help. He said at this point, it's up to the public to express themselves to the Town Board.

Supervisor Scammell said he would ask they provide their names when they are going to comment or ask a question.

Kyle LaTray asked what over the 50% the petition has.

Supervisor Scammell said the total value is \$13,742,500. \$7,039,200 were yes. This is 51.22% of assessed value.

Kyle LaTray believes this is awfully borderline. Doesn't it concern the Board that there are a very large amount of people who are saying no?

John Langey said we don't know who is saying no. We only know those that had signed the petition.

Councilman McConnell said he has a list from the Assessor's Office with the names on it. For those who did not sign the petition, it doesn't mean they are against it. We don't know what they were thinking.

Kyle LaTray said they asked if people could sign a no petition.

John Langey said if someone wants to take the time to put a no petition together on their own, they could have but this Board can only review a petition that is submitted with a majority of the district in a positive basis.

Kyle LaTray said you have a formal group of people who are against a district this large. The actual petition is very border line. You are going to approve something that may go on to be rejected anyway.

Supervisor Scammell said the Board is here to hear the public.

Kyle LaTray said he has heard a lot of negative about this.

Councilman McConnell said there are 4 issues the Board must consider.

John Langey said New York State Law requires the Town Board to make the following 4 findings: "After a hearing held upon notice as hereinbefore provided and upon the evidence given thereat, the Town Board shall determine by resolution: (a) whether the petition is signed, and acknowledged or proved, or authenticated, as required by law and is otherwise sufficient; (b) whether all the property and property owners within the proposed district or extension are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed

district or extension; (d) whether it is in the public interest to grant in whole or in part the relief sought.”

Supervisor Scammell said the following letter was dictated to Mary Jo Kelly on March 8<sup>th</sup> from Ann & Steve Chase as they could not be at tonight's meeting but wanted their letter in the record. “For the record, we would like you to know we are opposed to the water district process the way it has been done and the project the way it is proposed. We feel the people have been misled from the beginning culminating with John Lytle's intimidating letter and actions. We want to be neighborly but we would like to do it in a democratic way”.

Julie Liebmann said one of the criteria is that everyone will benefit. She doesn't believe the people who have already put money into wells will be helped by this. She believes it will be an additional financial hardship. The original survey put together back in July came back stating District D was not favored. Districts A, B and C was what was highly desired. She noted the financial hardship that will be put on the trailer parks by including District D. If they close, who will bear the cost? She and some other people are combining their properties to make them one unit. Who will take on these costs? We don't know the amount of funding we will get. She understands they won't know right away but it's a big undertaking without knowing.

John Dunkle said the financial burden will change every year. Some lots will be subdivided. Some will be rejoined. It will change every year. This is a snapshot of how things are now. His experience has been that generally the number of units goes up. If the trailer parks were to cease existing, the number of units would go down and their assessments would go up. On the other side, it could also encourage more development. Every year this will change forever.

Julie Liebmann asked how many subdivisions can continue as they can't be done if they are over 300' from the road.

John Dunkle said he makes no promises.

Julie Liebmann said there's not that much room to make many more lots.

John Dunkle said anyone outside the 300' boundary, if the funding is still going on, the lots could be added to the district.

Nancy Jones asked what the difference for the trailer parks would be if they had to drill wells.

Supervisor Scammell said his understanding is that if they drill a well, they would be the public water supplier for the park.

Paul Blust said it's true that in the survey the overall district size that included the D area basically south of Jamesville Beach didn't have a majority of the overall vote. Just looking at the people south of the Beach, there are about 35 properties and about 23 of the 35 signed the petition which reflects what the petition stated last year that over 2/3 of the folks wanted to be in the district. Just about all of these folks are on East Syracuse Water now. The federal regulations are what caused this to happen. The intent is to supply safe water. If the end result was for people to drill wells that are unregulated, it would seem the intent went backward.

Ted Bay asked if a petition could still be submitted against the petition the way it's set up.

John Langey said that is really what the public is doing tonight. It's not going to be something the Board receives as a document that is pursuant under New York State

Law. The Board can only consider forming a district when they receive a petition with over 50% of the proposed district signing the petition.

Ted Bay asked if they can still circulate a no petition.

John Langey said they can circulate a “no” petition of people but it doesn’t get considered in the 4 findings. Remember, the first finding is “Does the petition have over 50% of the values?”

Ted Bay asked if the no petition comes back with over 50%, would it be valid?

John Langey said the petition submitted is the one the Board must consider. If you go around and get 100% that say no, the public hearing was held on a petition that included over 50% of the value. It won’t undo the snapshot of the petition the day you set the public hearing, however, if there were 100% who were against the idea, it might fall under the area of “Is it in the best interest of the area?”

Ted Bay said the last newsletter that came out seemed to lean their way by stating higher costs would occur if it weren’t approved.

John Langey said the Board received a petition that had the amount of signatures to hold a public hearing and that is what they are doing tonight.

Councilman Shute asked if Ted Bay is opposed to the district.

Ted Bay said yes. He believes the latest newsletter that came out led people to believe it might be a higher cost to the residents if this wasn’t approved. There was reference in that newsletter to potentially higher cost if this wasn’t approved.

Kyle LaTray said they were trying to imply that a smaller district might be a larger per unit cost.

Matt Titus said he was on the Steering Committee. They did everything possible to keep everything open and informative. There was a letter that circulated that was not from the Steering Committee. That might be what Mr. Bay is referring to. There were members on the Steering Committee that were opposed to the district. He lives in District D and they are very much in favor of the district. They are very nervous about what quality of water they will get if they drill a well or if a development goes in across the road from them.

A resident asked if they don’t count south of the Beach, what was the latest count. Some people removed their name from the petition.

Pete Paul said some removed their names and some put their names back on.

Supervisor Scammell said there were additions, withdrawals and withdrawals of withdrawals.

Teresa Kelsey said the bottom line is it’s the majority whether it’s 1% or one vote over. We can debate whether 51% is a majority all night long but it is. She isn’t in favor of her options either but her feelings are when she goes to sell her home, it will be a big negative when people see they have to pay \$780 a year plus the cost of the water. She also knows that she owns less than one acre and doesn’t think someone will want to deal with a well. She does think most of the people who have an acre or 1 ½ acres of land in the area agree with her that they want the best water they can have and the district will provide this.

John Dunkle said he would like to clarify that the \$780/year includes the water.

Supervisor Scammell said they are continuing to look for funding to help with this too.

Chuck Thousand said he sat on the Steering Committee and he wanted to thank John Lytle for his effort on this. They have met a lot. They are at 51% of the general population in the area. They tried to get the biggest area covered that they could. It's going to be very hard to make more people happy with the area they have. They realized if they couldn't get this petition to the Board, the town can't apply for grants. Every day they wait, the cost goes up. He asked the Board to act on this as soon as possible.

Jim Keech wishes he was secure and definite like others. He has changed his mind about 14 times on this thing. The people who will have this really have to have the water. The people on the committee have done their jobs. He would like to see the fight going on now take place back in the beginning rather than now. It's part of the community development to do that. The fighting should have been at the beginning rather than at the end. He thinks to speculate about the trailer parks is strictly speculation. He ended up voting for this district.

Councilman Shute asked if he is still for it.

Jim Keech doesn't think anything better can be done. The only thing he would have changed was to have the fighting at the beginning.

Jackie Ruzekowicz said she is in Section E that was voted down. She found out who her friends and enemies were a long time ago. If she digs a well, she has to worry about what kind of water she will get. She is across the street from where the water comes out now. If that doesn't pass inspection now, where is she going? She has a concrete company that drains down hill towards her house.

Jim Keech said he was concerned about the closeness of the petition too.

Jackie Ruzekowicz said they all need water.

Doug Westfall said he moved into the Town of LaFayette 3 ½ years ago. He saw there was public water. He is the last person that wants to see an additional tax passed on to his neighbors. He doesn't want it either but he has young children and needs to have a water source he can rely on. Maybe once the district is formed, we can get the funding available. He is just hoping we can move forward.

Supervisor Scammell advised Judy Ruzekowicz that the town is seeking help for those who need to drill wells too.

James Carncross said about 2 years ago he drilled a well and disconnected from E. Syracuse to lower his cost for water. He is opposed to this because it will not benefit him in any way. He doesn't believe people were given enough accurate information about wells in the area. He has a 146' well. The total cost to drill and connect the well to his house was \$3,200. He doesn't see this proposal as a good economic value.

Anton Bauer said behind him is about 65 acres of land for sale. If that acreage gets developed, he is looking at about 65 homes that will be putting septic systems in. When the systems start leaching down through there, he has a well and eventually it will start contaminating it. He is on a fixed income and doesn't want to spend this money either as he is retired. He may have to go back to work but will be pay for his own water.

Councilman Bailey noted the County Park was assigned 7 units. Is this pretty well ascertained that 7 is going to be the number.

John Dunkle said yes.

Councilman Shute said if the cost were to rise over 1.2 million, we would have to start over again.

John Dunkle said that is correct. He has made an estimate of what the cost will be. When we actually put the project out to bid, if they come in over that threshold, it would mean we would have to restart the project. If the amount was over, we would have to go back to the people and get their approval. In the petition that was submitted, that is the agreement we make that we will not exceed the amount.

Councilman Shute asked where the money comes from that has already been spent.

John Dunkle said there's a 20% contingency of \$200,000. Hopefully that will cover anything. There's no 100% guarantee but we do the best we can.

Councilman Shute asked what would happen if money has already been spent and we are going to go over the threshold.

John Langey said there is a procedure mechanism that can be considered. You must go back to the comptroller and you must justify why it went over. He spoke to the comptroller about the build-in amount John Dunkle has and they felt it was good.

John Dunkle said the biggest factor he can see is the soil conditions. It could either be rock or something the equivalent of quicksand. They did test holes every 1,000 feet to see what the soil was like. They are doing the best they can to provide a conservative budget that will not be exceeded.

Kyle LaTray said he needs water and is in favor of a water district but is just against this one. The contingency for hitting rock could be off base by miles. If you are \$600,000 into a project you could end up doubling your cost per household. In the beginning of this process you had a straw vote of 95% approval of a smaller district. When the Steering Committee got together the residents asked it be proposed as 3 districts so people could make a choice. The reason there are so many no votes now is because they wanted the smaller district. If this district were shrunk down for those who must have it, it would be better. You are taking a smaller number of people of a larger area who can drill wells and are increasing your risk of hitting rock or cost increases.

A resident said she is having a hard time seeing why people on West Shore Manor are opposed to this. We are all in a crap shoot together. Why can't we get the biggest district we can and try to provide water to as many people as possible. If we go into a water district, it's a guarantee. If we drill wells, it's iffy for all of us. Why is it the people of West Shore Manor want to exclude people from being able to have water?

A resident said because they don't want to pay for their neighbor. For 60 years the water has been going the other way and the resident's on West Shore Manor took advantage of it.

Kyle LaTray said the majority of people of West Shore Manor must get public water as they can't drill wells.

A resident said he has no possibility of drilling a well on his property.

Jim Keech said there is serious bedrock on West Shore Manor.

Ted Bay said it will cost a lot of money for the bedrock in that area.

John Dunkle said they have estimated about 1,000 foot of rock excavation in this area. This was taken into account.

Ted Bay believes rock will be one of your most extensive costs.

Julie Liebermann said they have a well 125' deep. It's good water. They have a system that takes care of everything. The property above the railroad tracks is 65 acres but a lot of it is undevelopable. One thing they would like to ask is the option of possibly

putting a pressure reducer on the line between District C & D and not having to incur the extra cost.

John Dunkle said we can't use the existing water line. It is not an acceptable water source. It only takes 10# of pressure. There could be leaks. The existing line could freeze too. This is not an acceptable line in the future.

Marshall Taylor said Onondaga County is getting 7 units for the Beach. That equates to about \$5,000 a year. That expense will be given to Onondaga County who ultimately gets a budget that goes back to the Town of LaFayette as everyone pays county taxes so this would be appropriated back to the Town of LaFayette. 10% of that water line will be paid for by the residents of the Town of LaFayette.

Supervisor Scammell said everyone in Onondaga County.

Nancy Jones said she believes the 65 acres is developable.

Councilman Knapp asked how they get over the railroad tracks.

Nancy Jones said at the end of Cook Farm Road.

A residential said there are two right-of-ways over the railroad tracks.

Councilman Shute said he is still struggling with this so if there's anyone who has an opinion, this is their last chance to state it to the Board.

John Lytle said he thinks we are trying to look at a prospective and the Steering Committee tried to look at a prospective all the way through. About 80% of the people in the area need water. Cost was another consideration. It's important to try to keep a relative attitude of how can we take care of the most amount of people at the least cost. The NYS Comptroller has stated a limit of \$575/year as a cost. That includes water costs. With the financing we are trying to go forward with, there are 3 elected officials they have met with who have agreed to try to help them. They have met with Congressman Walsh, Senator DeFrancisco and Assemblyman Brown. The actual cost they are talking about without water included is about \$660/year. They are looking to get that reduced with every resource available.

Katie Bolsei said she was on the Steering Committee. She has struggled with this herself. She has a small lot on West Shore Manor and they have a well. They have never had a problem with water. Part of her thinks the majority of the Town of LaFayette is on a well which works for the majority of the Town of LaFayette. Part of her thinks why can't people drill a well which would stop the people on West Shore Manor from incurring the cost. Her taxes just went up. There was an article in the paper recently that said the average cost per house for water is up to about \$200. When it comes to dividing up grants, we have Smokey Hollow to deal with sharing the money with. The application for grants must take them into consideration as well.

Supervisor Scammell said we are working on every grant source we can find.

Matt Titus said the residents in the Northeast District will not be incurring costs for the Smokey Hollow District. It could cost him up to \$5,000 to drill a well. \$55/month he could handle to be in the district. He is helping to pay for the cost going through West Shore Manor too. We helped with the cost when the water came from the other direction and served West Shore Manor. We need to help our neighbors. We are all in this together was the original feeling. Once the money amount came out, the view changed.

Nancy Jones said when they bought their home they had public water. They wouldn't have purchased the house if it had a well.

Chris Bex has lived on West Shore Manor Road for 56 years. He voted to have the water line run all the way to Walburger Rd. He felt everyone should have water and it should be safe water. He doesn't like paying for it either. He votes yes to put the district in so everyone can have safe water and they can get going on this.

Ken Bex said he has lived on West Shore Manor over 45 years before he had to move. They didn't have water when they first moved there. His mother got in touch with East Syracuse and asked if she could hook on to their line if she got permission to go under the tracks and they said yes. He and his father and several of their friends put the pipe in under the tracks. People asked his parents if they could hook onto their line. His mother said yes and they ended up with 5 houses on their line. Down at the end, they have 22 people on the line. The reason he knows this is that his mother and father passed away and the meter is in his name now. East Syracuse water has said something is wrong with the water up at Walburger Rd. People who have wells now are satisfied with them. If you drill wells on West Shore Manor and Apulia Rd., what will it do to the wells people already have? Will it force their wells to go dry? People today don't have septic systems that drain well and this could affect peoples health. He hopes this district gets passed.

Mike King thinks it's important to know that the majority of the people thinks the Steering Committee did a great job in informing everybody. If you are concerned about this passing and you are a no vote, you should be here tonight. There were mailings, meetings, and signs. All you have here tonight is 5 – 6 people saying no. He doesn't know where the rest of the no's are. There aren't that many in this room right now.

Councilman Bailey said on behalf of the residents in Section E, could consideration be taken that in the event of the creation of a water district this time around, could those people in Section E that wished to participate in the water district be added as an enhancement to the district like Smokey Hollow is?

John Langey said the only recourse for those in Section E would be to supply a petition to extend the district. He doesn't know what the economics of an extension to that district would be. Maybe they could become part of a different extension and reap the benefits of the development in the future.

John Dunkle said we have always discussed that the district must thoroughly benefit all of the district. If we include a district that doesn't thoroughly benefit everyone, we could be in jeopardy with the Comptrollers Office. If we include E, all the properties do not benefit from the district. It could jeopardize the validity of it.

Tom Collins said the wells do take a toll on water heaters, etc.

Pete Paul said at one time he was on the Old Coye Road Water. They went through the same thing. The cost wasn't like it is today. He also owns property in the Town of DeWitt. They had a problem with their septic systems. They submitted a petition to form a sewer district and the cost was \$1,700,000 and they got \$1,100,000 in grants. Lets hope something comes through like it did there for this.

Ted Bay said it's his understanding if we include the federal requirements in the specifications then during the process the grant becomes available, we will get the funding. Is there any way to band-aide the system until we can get the grant funding?

Supervisor Scammell said he is asking if we can hold off one year.

Mr. Bex said if we wait, the cost will go up.

Rich March of the Onondaga County Health Dept. said we are under the gun from the state to get this done. The Village of East Syracuse is switching their service over pretty soon. He is here tonight to see how this is going to go. This petition must get approved in order for the town to move forward for grants and various types of funding. As long as the town is moving forward, he thinks the Health Dept. will work with them providing the Village of East Syracuse will continue to serve them water.

John Lytle said the way the cost of things is going right now, materials will go through the roof. He thinks any delays we have will eat away at any minor differences people have between one section and another. This project will never be cheaper than it is right now. There is no way of getting around that. First of all we are looking at low cost funding. When the grants come in and if they come in, we would look to pass these off to keep the cost as low as possible.

Councilman McConnell said he appreciates what the Steering Committee has done and the whole process. He has well water but has lived where he had public water too. 51% is not a large margin but it's a majority. One of the things he is disappointed in is that District E wasn't pursued and he was a proponent of that. He would like it known that the Town Board will try to help find funding to help those in District E. He thinks the concerns are valid about the grants but he agrees with John Lytle that possibly right now the cost is the cheapest it will get. \$780 is very high. Hopefully this can be controlled with grant money. He appreciates hearing everyones opinion tonight.

Supervisor Scammell asked if there were any other comments or questions from the public or the Board. There were none.

**Councilman McConnell moved and Councilman Knapp seconded the motion to close the public hearing. Voting was as follows:**

<b>Supervisor Scammell</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman Knapp</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman Bailey</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman McConnell</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilman Shute</b>	<b>Voted</b>	<b>Yes</b>

**Motion passed unanimously.**

Supervisor Scammell asked the Board if they are able to make a decision this evening. He asked the Board if they needed to talk to the attorney first. John Langey and the Board discussed the water district.

John Langey said at the last special meeting when the Board authorized the public hearing, the Board did a few preliminary steps in the SEQR process. The Board made themselves Lead Agency. The Board made this an unlisted action in the SEQR process. The next step prior to approval is to make a final determination as to whether there is a negative environmental impact or not.

The Board reviewed the SEQR.

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**RESOLUTION AND ORDER OF THE  
TOWN BOARD OF THE TOWN OF LAFAYETTE  
ADOPTED MARCH 13, 2006 APPROVING THE  
ESTABLISHMENT OF THE NORTHEAST LAFAYETTE WATER DISTRICT, IN  
THE TOWN OF LAFAYETTE, COUNTY OF ONONDAGA, NEW YORK,  
PURSUANT TO ARTICLE 12 OF THE TOWN LAW.**

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**WHEREAS, the Town Board of the Town of LaFayette (the ATown Board@ and the ATown@, respectively), in the County of Onondaga, New York, has received a petition, dated February 24, 2006, pursuant to Section 191 of the Town Law, for the establishment of the Northeast LaFayette Water District, (the ADistrict@), which petition is signed by the owners of taxable real property situate in the proposed District, owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed District, as shown upon the latest completed assessment roll of said Town, and including the signatures of resident owners of taxable real property owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed District, owned by resident owners according to the latest completed assessment roll; and**

**WHEREAS, said petition purported to describe the boundaries of the proposed District in a manner sufficient to identify the lands included therein as in a deed of conveyance and was signed by the petitioners and acknowledged or proved in the same manner as a deed to be recorded; and**

**WHEREAS, the proposed District is bounded and described as follows:  
See Schedule AA@**

**and;**

**WHEREAS, following preparation of a map, plan and report Dunn & Sgromo Engineers, PLLC, competent engineers duly licensed by the State of New York, for the proposed establishment of said District, and the construction of a water system therein, consisting of the installation of approximately 18,000 l.f. of 8 inch diameter water mains with 2 hydrants and up to 140 3/4 inch services, including land or rights in land, original equipment, machinery, furnishings, fittings, connections, fill, services, appurtenances and related site work, to be installed along Apulia Road, Cook Farms Road and West Shore Manor (the Awater improvement@), said map, plan and report now and at all relevant times herein has on file in the office of the Town Clerk; and**

**WHEREAS, the Town Board has given due consideration to the impact that such construction in said District may have on the environment and on the basis of such consideration , the Town Board has determined the environmental impact, if any, to be caused by such construction under the State Environmental Quality Review Act (ASEQR@); and**

**WHEREAS, at said Special Meeting of the Town Board on February 24, 2006 the Town Board determined the establishment of this special district is an unlisted action for purposes of environmental review under SEQR; and**

**WHEREAS, the Town Board determined that a short environmental assessment form (EAF) shall be required in connection with this matter; and**

**WHEREAS, the said EAF has been prepared and has been reviewed by the Town Board under the Ahard look standard@; and**

**WHEREAS, the Board determined that within the meaning of SEQR with respect to this matter, the following agencies are involved agencies: Onondaga County Department of Health, the Onondaga County Department of Transportation and the New York State Department of Environmental Conservation, with the result that the Town Board shall act as lead agency in this matter; and**

**WHEREAS, the maximum amount proposed to be expended for the construction of the Water Improvement (including all legal and engineering expenses) is \$1,231,000.00, and the plan of financing includes the issuance of bonds of the Town to finance said cost and the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and**

**WHEREAS, the estimated cost of hookup fees is \$750.00 and the estimated cost of the District to the Atypical property@ (as defined in the Town Law) is \$780.00 (taking into account the capital operation, maintenance, user fees and water authority fees), annually; and that the Town Board has theretofore caused to be prepared and filed for public inspection with the Town Clerk, a detailed explanation of how such estimates were computed; and**

**WHEREAS, an order has duly adopted by the Town Board of February 24, 2006 for the hearing of all persons interested in this matter at a meeting of the Town Board of the Town be held at the Town of LaFayette Town Hall, 2577 Route 11, LaFayette, New York on March 13, 2006 at 7:00 p.m. to consider the establishment of the proposed District herein referred to and the construction of such water system therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and**

**WHEREAS, the Town Board has considered the extension of the proposed District, has considered the criteria contained in 6 N.Y.C.R.R. Part 617.11 and has compared the impacts which may be reasonably expected to result from said action against said criteria;**

**NOW, THEREFORE, on motion of Councilman McConnell, seconded by Councilman Bailey, it is**

**RESOLVED AND DETERMINED that extension of the said District and construction of improvements therein will have no significant adverse effects on the environment, and this resolution shall constitute a Negative Declaration under SEQR, for the following reasons:**

**Such installation will result in no substantial adverse changes in existing air quality, water quality or noise levels, no substantial increase in solid waste production and no substantial increase in the potential for erosion, flooding or**

**drainage problems. There will be minor and temporary removal and destruction of vegetation during installation of the facilities. No substantial interference with or adverse effects on animal life is anticipated. Some additional home owners and residents may be attracted to the area but not in numbers so as to result in any significant change in the character of the area. None of the other criteria listed in 6 N.Y.C.R.R. 617.11 have been identified as being relevant to this action; and it is further**

**RESOLVED AND DETERMINED, that:**

**a) The petition aforesaid is signed and acknowledged or proved as required by law, it duly complies with the requirements of Section 191 of the Town Law as to sufficiency of signers with respect to the boundaries of the proposed District extension as herein approved and it is otherwise sufficient;**

**b) All the property and property owners within the proposed District extension are benefited thereby;**

**c) All the property and property owners benefited are included within the limits of the proposed District; and**

**d) It is in the public interest to grant in whole the relief sought; and it is further**

**RESOLVED AND ORDERED, that the said Northeast LaFayette Water District be established in the said Town of LaFayette, Onondaga County, New York, at a maximum estimated cost of \$1,231,000.00 including construction of improvements therein with an estimated cost of hook up fees of \$750.00 and an estimated cost of the District to the Atypical property@ (as defined in the Town Law) of \$780.00 annually, and to be of the description and boundaries as hereinbefore described, and the plan of financing includes the issuance of bonds of the Town to finance said cost and the assessment, levy and collection of special assessments from the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and it is further**

**RESOLVED AND ORDERED, that all costs and expenses for establishing said District and constructing any water service facilities which may be installed within said District shall be annually assessed, levied and collected from the several lots and parcels of land within said District extension in the manner provided by law as stated herein; and it is further**

**RESOLVED AND ORDERED, that the Clerk of the Town of Onondaga be and she is hereby authorized and directed, on behalf of said Town, to file and record certified copies of this resolution and such other documents or instrument as may be required by law; and it is further**

**RESOLVED AND ORDERED, that the construction of the water service facilities within said District extension shall be subject to approval of the New York State Comptroller as required pursuant to Town Law Article 12.**

**RESOLVED AND ORDERED, this Resolution and Order shall take effect immediately.**

The question of the adoption of the foregoing order was duly put to a vote and, upon roll call, the vote was as follows:

Supervisor Scammell	Voted	Yes
Councilman Knapp	Voted	Yes
Councilman Bailey	Voted	Yes
Councilman McConnell	Voted	Yes
Councilman Shute	Voted	No

The foregoing order was thereupon declared duly adopted.

**SCHEDULE “A”  
Legal Description for**

**Proposed**

**Northeast LaFayette Water District Boundary**

**Town of LaFayette, Onondaga County, New York**

**November 17, 2005**

Beginning at a point on the easterly boundary of the Town of LaFayette Coye Road Water District, also being the centerline of Apulia Road, said point being an approximate distance of 1,550 feet south from the Town of LaFayette/Town of Dewitt municipal boundary as measured along the road centerline.

1. Thence easterly across the highway right-of-way and across the New York Susquehanna and Western Railroad right-of-way to the intersection of said right-of-way with the easterly property line, tax parcel 01-05-8.1 (Hullar N/F), an approximate distance of 135 feet more or less, said point also being the shoreline of Jamesville Reservoir as defined by the State of New York "Blue Line";
2. Thence southerly along said shoreline, an approximate distance of 3,900 feet, more or less, to a point on tax parcel 01-05-07 (Onondaga County Parks, N/F), said point being approximately 380 feet more or less, south of the southeast property corner of tax parcel 01 - 03-1.1 (B&B Family N/F) as measured along said shoreline;
3. Thence due west across said County Parks parcel, an approximate distance of 790 feet more or less, to a point on the easterly right-of-way of said railroad right-of-way;
4. Thence southerly along said railroad right-of-way an approximate distance of 3,040 feet more or less to it's point of intersection with the northerly right-of-way boundary of said Apulia Road;

**Thence easterly along said northerly highway boundary and along the northerly boundary of tax parcel 05-05-8.9 (Onondaga County Parks N/F) to a point 300 feet easterly of the easterly boundary of said Apulia Road;**

- 6. Thence southerly along a line parallel to Apulia Road, an approximate distance of 7,060 feet more or less, to a point said point being 300 feet southeasterly of the southerly right-of-way boundary of Palladino Road, said point being in tax parcel 006.-04-03.2 (Albanese N/F);**
- 7. Thence westerly in a line perpendicular to said Apulia Road, an approximate distance of 690 feet more or less, to a point on the westerly boundary of said railroad right-of-way;**
- 8. Thence northerly along said railroad right-of-way, an approximate distance of 7,090 feet more or less, to an intersection point with an easterly extension of the northern property line of tax parcel 05-05-8.6 (Naumann/Barrett N/F');**
- 9. Thence westerly along said northerly property line extension and property line to a point, said point being 300 feet perpendicular westerly of Cook Farms Road;**
- 10. Thence northerly along a line parallel to Cook Farms Road and Apulia Road, an approximate distance of 5,220 feet more or less, to an intersection point with a southerly boundary of said Coye Road Water District boundary;**
- 11. Thence easterly along said water distance boundary, an approximate distance of 330 feet more or less, to a point on the centerline of said Apulia Road, said centerline also being the easterly boundary of said water district;**
- 12. Thence northerly along said road centerline and said water district boundary, an approximate distance of 1,250 feet more or less to the point of beginning;**
- 13. Excluding the portions of tax parcels 01-04-28.1 (Naumann N/F), 01-04-39.2 (Stach N/F) that are within aforementioned described boundary.**

Supervisor Scammell thanked everyone for coming and for being so patient this evening.

7. **SPECIAL REPORT:** Amy Samuels: Onondaga Lake - 3/27/06

8. **REPORTS:**

A. **DEPARTMENTAL (4<sup>th</sup> Monday).**

1) **Assessors:** Mary Doster, Marshall Taylor & Jim Munnell.

- Town wide property revaluation.
- Northeast LaFayette Water District petition evaluation.

2) **Building & Zoning Code Enforcement:** Ralph Lamson & Jack Sutton.

a) **Junk vehicle status – prioritized (multiple vehicles & long standing (apparent) violations) spreadsheet listing (in process).**

1. 2300 – 2330 Route 11 South, across from LaFayette Rural Cemetery, numerous violations.
2. Route 11N (just north of town offices) – 2 autos, visible from LPL parking lot, spring removal.
3. 2805 Route 11A. Business in A-R.
4. 2006 Junk car cleanup campaign (BM) – newsletter article.

3) **Dog Control:** Jim Moore & J. Terry Moore.

- a) Peace Officer status, authorization to carry.
- b) Emergency care - local veterinarian & CNYSPCA.
- c) Crematorium contract – Steve Meier (BM). \*
- d) Other vet care & expenditure cap.
- e) Local ID program.
- f) Mandate identification beyond NYS licensing.
- g) Local law adoptable w.harsher fines for dropping/dumping dogs & cats.
- h) Insurance needs.

4) **Highway Superintendent:** Leon Cook.

- Porter Lane – private drive notification.
- LaFayette Landfill – LFD Total Training Facility proposal.
- Entrance/exit signage.

5) **Justice Court:** Malcolm Knapp & Maureen Perrin.

6) **Library Director:** Scott Kushner.

7) **Recreation Director:** Regina Reinschmidt.

8) **Tax Collector:** Teresa Mech.

- 9) **Town Clerk: Mary Jo Kelly.**  
A written report for February was submitted.
- 10) **Town Supervisor: Greg Scammell.**
- a) **Intermunicipal Shared Services/Cooperation & Consolidation, 2005 Onondaga Citizens League study (revised due date 03.06), Southern Onondaga County towns.**
  - b) **Shared Municipal Services Incentive Grant Program, 10% matching.**
    - **Shared construction disposal (spring clean up days).**
- B. COMMITTEE (2<sup>nd</sup> Monday).**
- 1) **Agriculture (DK/MK).**
  - 2) **Communications & Technology (MF/PK/MK/MT/GS).**
    - a) **Town Website. March, 2006.**
    - b) **Transition to Digital Towpath.**
      - **Parallel operations.**
      - **Website – townoflafayette.org (now is townoflafayette.com). Secure additional .gov?**
      - **Town email addresses (tolxxxxx@aol.com to tolxxxx@??) – conversion & new.**
      - **File transfers.**
  - 3) **Economic Development (BM/GS).**
  - 4) **Emergency Response (TB/BM).**
    - a) **LFD exhaust vents – AFG grants (TB).**  
Councilman Bailey said they have got the application for the AFG Grant for 2006. They are only going for the exhaust fan system this year. The cost increase has gone up marginally for this. He will be participating in that grant application.
    - b) **Onondaga County Department of Communications - OCICS – replacement equipment needed? (BM).**  
Councilman Bailey said he met with Leon Cook regarding the radio system with the county.  
Supervisor Scammell asked if replacement equipment is needed.  
Councilman Knapp thought the LFD would be O.K.  
Councilman Bailey said the thing is if there is an existing compatibility radio system with the school, LFD, etc.
    - c) **NYS PSC – TSP (Telecommunications Service Priority) (BM).**
  - 5) **Employee Policies & Benefits (MK/AS/MD).**
    - **Implement employee-share healthcare premium increase.**

6) **Environmental & Conservation Advisory Board (RB, BF, KF, WG, EG, NM).**

- 2006 Tent Caterpillar assessment.
- SPDES committee – tba.

7) **Highway (PP/LC/DK/SP/JG).**

- a) Long term capital equipment forecast.
- b) Road maintenance schedule.
- c) Spring Cleanup Program – Wood disposal options/DEC burning permits, Clifton Recycling, no brush burned.
- d) New wing plow.
- e) Computer terminal in highway garage.

8) **Physical Plant (HS/DK/BM).**

- a) Heating/Cooling system alts & new temperature controls, Ph. 1 report, Clay Smith, P.E.

Supervisor Scammell said Clay Smith will be at the next meeting to discuss his proposal.

- b) Energy usage reduction program, MEGA & town buildings (BM).
- c) Duplicate phones? – rear meeting room desk and outside meeting room hallway.

Supervisor Scammell noted there is one phone at the back of the court room and one in the hall about 10' from it. Do we need them both?

Marshall Taylor said according to the Justice Dept. they do. The Court Clerk needs the phone in the court room so a court clerk can pick up a phone while court is in process.

Councilman Knapp said he knows they like it for security too.

Marshall Taylor said the phone in the hall has to be available so people can call their lawyers.

It was decided the phone is still needed.

Marshall Taylor said when the T-1 was put in, we opted to have one phone separate from the T-1 in case the system should go down. The hall phone is the only phone we could call out on if the T-1 went down. The phone on Mary Doster's desk and the one in the hall share the outside line.

9) **Recreation & Youth (DK/AS/RR).**

- a) **Marion Bailey Park.**
  1. Pavilion - local estimates, park design.
  2. Install grills – Spring, '06.

b) **LaFayette Beach.**

1. Evaluate survey/transfer LaFayette Beach from LCC to town.
2. Roof over sandbox (Herb Salladin). Bids. (DK).
3. Repair lacrosse box.
4. Park design.

Supervisor Scammell asked if there was any interest in having the playground

equipment company provide us with a design.

Councilman Knapp doesn't know what the time-frame would be with Community Development.

**c) Fred Stafford/Optimists Park.**

**1. Lacrosse facility – estimates (\$5K – materials only), (re)location possibilities.**

- Tully-\$12k – materials only (all volunteer labor).

**2. Geese & feeding – signs.**

Supervisor Scammell will contact Paul Puttkamer about signs not to feed the geese.

**3. Polypropylene netting – Gary DePalma. Estimates for additional (Jack's Shack, Beach) netting projects. \$2100 for Stafford Park Pavilion. DK. Remove light? (PP suggestion).**

Councilman Knapp will get with Paul Puttkamer to see what light he is referring to.

**10) Safety (TR/AS/LC/RR).**

**11) School District liaisons (BM/PP).**

**12) Senior Transportation & Housing (BO/GS).**

**13) Service Awards (BM/DK/LP/NV).**

- Firefighters Tax Exemption Law (Onondaga County Supervisors Association memo).
- Requirements for service awards & tax exemption reconciliation.

**14) SOTS & OCRRA Liaison (DK/BM).**

**15) Water (GS/PP).**

- a) U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan complete, seeking nonfederal (NYSDEC) cosponsor for 33% share of \$7.2M.
- b) Northeast LaFayette Water and Smokey Hollow Service Improvement districts. Financial assistance letter to Congressman Jim Walsh complete.
  - Petition.
- c) Hamlet drainage study – request submitted to NYS DOT.
  - NYS DOT notified of subsidence behind M. Amidon's property.

**16) Zoning Review (GS/MK).**

- a) Jamesville Reservoir Preservation District/JRPA change.
- b) New instruction sheet for subdivision, variances & controlled site approval (note riparian rights/drainage, SOCPA meets every 3 weeks,

**public notification of neighbors, applicants without counsel/surveyor/engineer, meeting frequency, include Onondaga County subdivision filing requirements, riparian rights) .**

- c) Corridor Plan.**
- d) Digitized zoning map, correction & amendments.**
- e) Density (rezoning from A-R to Rn).**

**9. LITIGATION & OTHER LEGAL MATTERS.**

**A. Onondaga Nation land claim & land rights.**

**B. William May mobile home on Jamesville Reservoir. County court rules in town's favor.**

- NYS Supreme Court petition.**

Ralph Lamson said Mr. May was fined \$1,000 in Town Justice Court.

Councilman Knapp asked if Mr. May is formally appealing the Zoning Board of Appeals' decision.

John Langey said yes. The Zoning Board of Appeals said the property could be used as a camp but the trailer was not in keeping with the island or the rest of the neighborhood. The Board approved the area being used as a camp with the one condition and they appealed it because of the one condition.

Councilman Bailey asked if the fining keeps on going.

John Langey said once we get the decision, the town can start issuing tickets for violations. He can take this to the Appellate Court if he chooses to.

**C. Robert Shute – Route 11 – Judge Gideon, Town of DeWitt Court.**

John Langey thinks this will be on the calendar.

Ralph Lamson said Judge Gideon said he is about half way through writing his findings.

**10. UNFINISHED BUSINESS & ACTIVE PROJECTS.**

**A. FOCUS 2010 - Strategic Plan.**

**B. Crime coverage – awaiting document review list (TC), certification letter, review of town books.**

**C. Spring Newsletter.**

- 1) Junk Cleanup(BM)**

Councilman McConnell said he decided not to write the letter for this Newsletter regarding junk cars as Ralph Lamson has advised he has several investigations he is going forward with. At a previous meeting Ralph said those in violation said they would be getting rid of their junk vehicles in the spring. This will be held off until the next Newsletter.

- 2) IRS/Kidney Foundation Syracuse Post-Standard 12.25.05 article (BM).**

- 3) New dog control officers & procedure (GS).**

**D. LaFayette Hotel (executive session).**

- **Historical status rejected.**

Supervisor Scammell said the historical status was rejected.

**E. School speed limit signs (AS/BM).**

Councilman Shute has a letter for Mark Mondonaro to review as he would like to sign it too.

**F. Community Development Grant app.**

- 1) **Water district.**
- 2) **Water district hookups.**
- 3) **Park designs (SU &/or playground equipment manufacturers)**
  - **Bailey Park**
  - **LaFayette Beach**
- 4) **Neighborhood infrastructure.**

**G. Other.**

Councilman Knapp said he spoke to Helen Kiggins at the Board of Elections and their goal for the fall general election is to have no stand alone election places. In other words, District 1, District 4, and District 2 will be looking at being consolidated. They are doing this to try to save money in setting up equipment, etc.

**11. NEW BUSINESS.**

- **Haynes Century Farm Day, 3.25.06 resolution.**

**Councilman McConnell moved and Councilman Knapp seconded the following Proclamation:**

*PROCLAMATION*

*TOWN OF LAFAYETTE TOWN BOARD*

*WHEREAS, the 277 acre Haynes Farm, located in the Tully Valley has been recognized by the new York State Agricultural Society as a “Century Farm”; and*

*WHEREAS, the Haynes Farm was founded more than 150 years ago by Thomas Haynes and has remained in the Haynes family for six generations, and*

*WHEREAS, the Town Board of the Town of LaFayette also wishes to recognize and congratulate our neighbors, members of the Haynes family on this great accomplishment; and*

*WHEREAS, the Haynes family has demonstrated a commitment to family farming that we respect, admire and value in the Town of LaFayette.*

*NOW, THEREFORE, BE IT*

*RESOLVED AND DETERMINED, that the Town Board, on behalf of the*

*Town of LaFayette and its citizens, hereby recognizes the Haynes family for its dedication to family farming and for being designated as a “Century Farm” by the New York State Agricultural Society and proclaims Saturday, March 25, 2006 as*

*HAYNES FARM DAY*

*in the Town of LaFayette, and it is further*

*RESOLVED AND DETERMINED, that a copy of this Proclamation be made part of the official record of the Town so that for generations to come our Town residents will know and appreciate this considerable accomplishment that the Haynes Farm has achieved and the great esteem in which the Haynes family is held by the Town Board of the Town of LaFayette and the Town’s citizens.*

**Motion passed unanimously.**

**Upon motion of Councilor Knapp, seconded by Councilor McConnell, the following proclamation was unanimously adopted.**

*PROCLAMATION  
TOWN OF LAFAYETTE*

*WHEREAS, on February 25, 2006 the LaFayette Varsity Girls Volleyball Team won the New York State Class C Upstate Regional Championship and ended their season 24-0; and*

*WHEREAS, this undefeated Lancer team has brought to LaFayette this championship in the first year of Coach McElhannon’s coaching career; and*

*WHEREAS, by virtue of their dedication, hard work, perseverance, cooperation, great skill and good example, the coaches and members of the LaFayette Varsity Girls Volleyball Team have brought acclaim to their school and unbridled happiness to their community; and*

*WHEREAS, the people of the Town of LaFayette are justifiably proud of these young women, who have demonstrated that, working together great things can be accomplished.*

*NOW, THEREFORE, the Town Board of the Town of LaFayette does proclaim February 25, 2006, as...*

*LAFAYETTE VARSITY GIRLS VOLLEYBALL TEAM DAY*

*in the Town of LaFayette, and it is further*

*RESOLVED, that on behalf of the residents of the Town of LaFayette, the Town Board does hereby extend its sincere congratulations and appreciation to the team and its coach on a fine season and a job well done; and it is further*

*RESOLVED, that a copy of this proclamation be inserted into the minutes of the Town Board and that by so doing, the accomplishments of this fine team and the joy that it has brought to our community be made part of the permanent record of the Town.*

**Motion passed unanimously.**

The Board received a letter of resignation from David Williams from the Library Board of Trustees. The letter was dated September 12, 2005.

The Board was in receipt of a letter from Connie Foote advising they had accepted David Williams resignation and they are requesting to appoint Pat Hurd to fill out his term.

**Councilmen Knapp moved and Bailey seconded the motion to affirm Margaret “Pat” Hurds’ appointment to the Library Board of Trustees to fulfill David Williams term ending 12/31/10.**

**12. Suggestions for improvement and positive contributions.**

There were none.

**13. Executive session (if needed).**

**14. Councilmen McConnell moved and Knapp seconded the motion to audit & pay the following bills:**

<b>HIGHWAY FUND</b>	<b>#5108 - 5123</b>
<b>GENERAL FUND</b>	<b>#5124 – 5152</b>
<b>SPECIAL DISTRICT</b>	<b>#5153 - 5154</b>

**Motion passed unanimously.**

**15. Councilmen Bailey moved and Knapp seconded the motion to adjourn. Motion passed unanimously.**

The Regular Town Board Meeting/Public Hearing adjourned at 9:46 p.m.

Respectfully submitted,

Mary Jo Kelly  
Town Clerk

**Adopted 3/27/06**