

Minutes of the Town Board Meeting held by the LaFayette Town Board on June 12, 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
Bob Essig, Town Attorney
Marshall Taylor, Assessor/Clerk
Tom Chartrand, Bookkeeper
Pete Paul, Dep. Supervisor
John Dunkle, Town Engineer
David Murray
Girl Scout Troop 370

1. Supervisor Scammell called the meeting to order at 6:31 p.m.
2. The Town Clerk took the roll. All present.
3. Pledge to our U.S. Flag led by Girl Scout Troop 370.
4. **Councilmen Knapp moved and Bailey seconded the motion to accept the prior meeting minutes of May 22, 2006 as submitted by the Town Clerk. Motion passed unanimously.**
5. **PUBLIC HEARINGS. None.**
6. **COMMUNICATIONS.**

A. Residents.

• **Family of Ralph Reiss, Jr.**

Supervisor Scammell noted Ralph Reiss's family sent a Thank You Card.

Troop 370 was in attendance to present the Town with a U.S. Flag.

Anna Prince said the Girl Scouts of Troop 370 would like to present this American Flag to the Town of LaFayette, New York. This flag is important because it was given to our Girl Scout Troop by Major David Longenecker who serves in the United States Army as a doctor. The Flag flew over the 48th Combat Support Hospital at the Bagram Air Base in Afghanistan during January of 2003. This is a hospital that takes care of our wounded soldiers as well as injured men, women, and children in

Afghanistan. Our Girl Scout Troop received this Flag in thanks for our support of our troops overseas. We are now proud to give it to the Town of LaFayette so it may be flown again here in the United States in support of our country.

Troop 370 submitted some pictures of Major Longenecker, the hospital in Afghanistan, the Flag flying over the 48th Combat Support Hospital and some of Major Longenecker's Tent mates.

The Board thanked Troop 370 for supporting our troops overseas and for presenting the Town of LaFayette with this U.S. Flag.

B. U.S. Senator Charles Schumer: Weed & Seed Communities Competitive Program.

“Knowing of your commitment to combating crime and violence in and around our schools and communities, I am writing to let you know that the U.S. Department of Justice, Office of Justice Programs is seeking applications for funding under the Weed and Seed Communities Competitive Program. As you know, the Weed and Seed Communities Competitive Program is a community-based, comprehensive multi-agency approach to law enforcement, crime prevention and neighborhood restoration. Open to any urban, rural or Tribal community, the program seeks to prevent, control and reduce violent crime, drug abuse and gang activity to communities with persistently high levels of serious violent crime...”

C. NYS Senator John DeFrancisco: CHIPS funding - \$37,846 (up 14.3%).

“As you know, the Consolidated Local Street and Highway Improvement Program (CHIPS) is an important form of state aid for municipalities, helping to maintain local roads and bridges. Providing a proper level of funding for this program in the budget has consistently been a priority of mine. Therefore, I am pleased to tell you that the 06-07 State Budget adopted by the Legislature includes a total of \$309.5 million for CHIPS, an increase of \$26.2 million over last year. The Town of LaFayette will receive \$37,846 in 06-07 CHIPS funding. This amount represents an increase of \$4,732, or 14.3% over last year...”

Leon Cook said the superintendents are going next January again to Albany and they would like some supervisors to go with them. They had a pretty good group this year. It looks like in order to get an increase each year, they will have to go to Albany. They are going to look for some funding from each town to help pay for the trip.

Supervisor Scammell thanked Leon for his application for this.

Councilman Knapp asked what we budgeted for this.

Tom Chartrand said what we got last year.

Councilman Bailey asked how we faired compared to other towns.

Tom Chartrand said it looks like most of the other towns came in at the same percentage. It looks like they are within ½ point of each other.

Leon Cook said we really need this money because from May to June the blacktop went up \$5/ton. Oil has also increased. He thinks the oil went up 9 cents/gallon.

D. Syracuse Post-Standard, 5.19.06, CNY Economy on a Roll.

“The Syracuse area’s job market continued to soar in April, again turning in one of the best performances among the state’s metropolitan areas. An estimated 3,100 more jobs existed in Madison, Onondaga and Oswego counties in April than there were in the same month last year....”

E. Onondaga County Legislature Chairman Dale Sweetland: Capping sales tax on gas.

“As you may know, the State Legislature recently passed legislation to cap sales tax on gasoline at a \$2 per gallon pump price... I am sponsoring a resolution to cap the local sales tax on gasoline at \$2 per gallon, effective July 1, 2006. I will be bringing this resolution to the Ways and Means Committee on May 30, 2006 and to the Legislature’s Session on June 6, 2006 for a vote. If adopted, the cap will remain in place for 2006 and continue into 2007 unless gas prices dramatically fall. While some will say that stopping the collection of \$.04 on gas will not have a great impact on consumer’s expenses, I believe that our constituents feel that every little bit helps....As the County shares sales tax with your entity, you may have concerns about how this will effect your budget. Please contact Joe Mareane, the County’s Chief Fiscal Officer directly for that information...”

Supervisor Scammell said he has called Joe Mareane twice and has not heard back from him.

F. NYSEDA: NYS Clean Cities Challenge.

“NYSEDA announces Round VII of the New York State Clean Cities Challenge, a funding opportunity to encourage projects that accelerate the introduction of alternative fuel vehicles and renewable fuels in fleets in New York State. The New York State Clean Cities Challenge is open to fleets of ten or more light-, medium-, or heavy-duty vehicles owned, or otherwise operated by: Municipal agencies; School districts; Businesses and corporations; and Not-for-Profit institutions, organizations, and associations...”

Supervisor Scammell asked Leon Cook if we have 10 vehicles.

Leon Cook said not on the road.

Supervisor Scammell said we don’t qualify for this.

G. NYC Corporate Counsel, Law Department: Collateral Source Bill.

Councilman Knapp thought we supported this before.

Supervisor Scammell will research this. If it has already been authorized, he will follow-up on it with a letter.

Bob Essig said the Board might want to make another motion in case one wasn’t made before.

Councilmen Knapp moved and McConnell seconded the motion authorizing the supervisor to send a letter of support for this if one was not already authorized. Motion passed unanimously.

H. NYS Workers Compensation Board: WCB #6060 3735.

Based upon the information we have received regarding the work-related injury of

Susan Snavlin on 09/10/2005 while working for Town of LaFayette, the Workers' Compensation Board makes the following findings and directions: **DECISION.** The claimant Susan Snavlin had a work related injury to the left hand. The medical reports do now show more than seven days of disability; therefore, no lost wage benefits are due. Necessary related medical care is authorized. No further action is planned by the Board at this time..."

Bob Essig said if the Board wanted to appeal this, the deadline would be June 26th.

Supervisor Scammell said the Board believes she was bit and the bills have been paid.

Tom Chartrand said she was paid her wages during this time.

I. Syracuse Post-Standard, 5.28.06: "Tent Caterpillar Invasion Worst in Decades".

"Richard Pancoe, supervising forester in Central New York for the state Department of Environmental Conservation, said this spring could be the peak of one of the worst invasions to hit the state in decades...The New York invasion began in 2002 in St. Lawrence County and spread across the state each succeeding spring. Nothing has slowed the advance of the 2-inch-long caterpillar with a huge appetite. Last year, the caterpillars defoliated 650,000 acres in New York, hitting hardest from northern Oswego County and the Tug Hill plateau into the Adirondacks, according to DEC aerial surveys. In Onondaga, Oswego, Cayuga, Madison, Oneida and Cortland counties, about 88,400 acres of forest land were 'heavily defoliated' in 2005, up from 34,000 acres the previous year, the DEC found...Until this spring, most of the local damage was confined to wooded lots and tracts of forested land in rural parts of Central New York. In Onondaga County, the worst damage stretched from the Tully Valley to the southwest end of Skaneateles Lake...Pancoe, the DEC forester, agreed there's not much that can be done in the Syracuse area. The state has no plans to fight the infestation because most of the caterpillars are too mature for larvicides to work...Although most trees bounce back and grow new leaves after the caterpillars do their damage, repeated infestations over years can kill a tree. Schwab said about 50 percent of trees will die in the fifth year of a forest tent caterpillar invasion, which St. Lawrence County is entering this year. That's one reason why college officials hope the caterpillar will die off naturally at ESF's 3,000-acre Heiberg Forest on the Onondaga-Cortland county line. Schwab said the college has not budgeted money to pay for aerial spraying...So far, there has been no major die-off of trees in New York. Neighboring states have the same problem. Sugar maples in southern Vermont have been under attack since 2004, when more than 90,000 acres were defoliated...Last year, the caterpillars defoliated 230,000 acres of Vermont's forests...The caterpillars typically go through a boom and bust cycle every 10 years, with outbreaks lasting two to four years. Schwab said most people will simply have to wait for nature to run its course. 'There's not really much you can do about them,' he said. 'It's almost like a battlefield where these things just march along and move through the landscape, defoliating trees along the way. They'll keep going until they run out of food or some other major catastrophic event will occur'..."

Councilman Knapp said he has had a lot of people mention to him that they are hitting the red maples.

Supervisor Scammell said some areas are significantly worse than they were last year and others are not.

Councilman Bailey asked if there have been any studies of the end result of spraying.

Supervisor Scammell said some of the folks who have sprayed do have an infestation this year.

Councilman Knapp thinks the big difference this year is in the residential area.

Councilman Bailey said like downtown Syracuse.

Councilman Shute said the article states these pesticides are only beneficial at the beginning of the season. Is there some information we can get to the residents to let them know this?

Supervisor Scammell said we could try to get the information in the winter issue of the Newsletter.

Marshall Taylor said the county just passed the no-spraying without notifying the neighbors law. How will this work for us?

Councilman Knapp said they didn't pass it. They voted it down. When someone did spray in the Tully Valley area, there were some calls from the neighbors who weren't notified that the neighboring residents were going to spray. Areal spraying tends to drift. He thinks the mild winter we had didn't kill off many of the eggs.

J. Syracuse Post-Standard, 5.5.06: "Route 91 speed zone sought".

"Pleas last year to the state Department of Transportation led to a visit from a DOT official and the establishment of a no-passing zone...Ultimately, in February 2005, DOT officials decided that development in the area didn't warrant a lower speed limit, said Tony Ilacqua, assistant to the DOT's regional director. Maloney said she now plans to work with police to strictly enforce the speed limit...She thinks 40 mph is a good speed..."

Supervisor Scammell said she is still working on this with the DOT.

K. Onondaga County Legislature: 6.6.06 agenda.

"Resolution of the Legislature of the County of Onondaga electing a cent per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel, in lieu of the percentage rate of such taxes, pursuant to the authority of Article 29 of the Tax Law of the State of New York..."

L. OCWA – Proposed hydrants at Roberts Drive & Hedgerow Lane.

M. NYS Office of Cyber Security & Critical Infrastructure Coordination.

"I am pleased to invite you and your staff to attend the nationally recognized 2006 NYS Cyber Security Conference, co-sponsored by the NYS Office of Cyber Security and Critical Forensics and Assurance at the University at Albany..."

N. NYS Insurance Fund: Cancellation of Worker's Compensation Insurance – Morgan Hill Construction.

O. Orrick, Harrington & Sucliffe: Bond Counsel for Smokey Hollow & Northeast LaFayette Water Districts.

P. Other.

7. SPECIAL REPORTS. John Dunkle – Northeast and Smokey Hollow Water Districts.

John Dunkle came forward to advise the Board on what the next step is for the water district. We are doing some fine tuning tonight. The first bunch of actions are for finalizing the contracts with himself and the attorney. He and the attorney have collectively put together agreements stating what they have already been doing and what they agree to do in the future. By doing these agreements, it allows us to get reimbursed by the funding agencies. There are agreements from the bond counsel, the attorney firm and the engineering firm. There are two agreements for bond counsel. There are two agreements because one is slightly different from the other. There are different things bond counsel will have to do for the USDA than for the EFC bonding.

Councilman McConnell asked if it was up to the engineer or the town attorney to secure their services.

John Dunkle said the town attorney.

Councilman McConnell asked counsel if Orrick is a bonding counsel they normally use.

Bob Essig said he doesn't know. He would defer this question to Kevin Gilligan when he arrives.

John Dunkle believes Kevin Gilligan said this is a firm they usually use.

Councilman McConnell asked if the totals sum of their services is included in the bond.

John Dunkle said yes.

Councilman McConnell asked about a send renewal. Would this cost come out of pocket?

John Dunkle said yes or out of the contingency we have set up. The motion is needed to authorize the supervisor to sign the agreement between the Town of LaFayette and bond counsel.

Bob Essig said the motion would state the Board agrees.

Councilman Shute asked if the motion could be construed to mean permission was granted to do work. Until the comptroller's office approves this, we are not going to do anything.

Bob Essig said the Board could approve the two letter agreements but bond counsel is to be notified they are not authorized to proceed with either of the two agreements. Another way to protect yourself is that you can sign the agreements and not send them yet.

John Dunkel said the agreements do need to go out to the funding agencies.

Bob Essig said they should be sent out with a cover letter. He would assume that they would understand and wouldn't have a problem with this.

Councilman Shute asked if where the agreement says services not to exceed \$9,755, are we possibly looking at approximately \$19,000 for both?

John Dunkle said if we decide to go with both funding sources, we could. We may decide to go with only one or the other.

Councilman Shute moved and Councilman Knapp seconded the motion to approve the two letter agreements but bond counsel is to be notified they are not authorized to proceed to either of the two agreements at this time. Voting was as follows:

| | | |
|-----------------------------|--------------|------------|
| Supervisor Scammell | Voted | Yes |
| Councilman Knapp | Voted | Yes |
| Councilman Bailey | Voted | Yes |
| Councilman McConnell | Voted | Yes |
| Councilman Shute | Voted | Yes |

Motion passed unanimously.

Councilman McConnell noted on the Attorney Services Agreement it should read \$150/hour for 2006. He said there has been a great deal of work that has been done and paid for by the town.

John Dunkle said some of his billing is pending.

Bob Essig said once the bonding is acquired, the town can be reimbursed.

Councilman Knapp moved and Councilman McConnell seconded the motion to approve the legal agreement and authorize the supervisor to sign it with the change on page 1 of “and \$150 hour”being deleted so sentence reads: “hourly rate of \$150 hour during 2005 and 2006...” Voting was as follows:

| | | |
|-----------------------------|--------------|------------|
| Supervisor Scammell | Voted | Yes |
| Councilman Knapp | Voted | Yes |
| Councilman Bailey | Voted | Yes |
| Councilman McConnell | Voted | Yes |
| Councilman Shute | Voted | Yes |

Motion passed unanimously

The Board reviewed the Engineering Services Agreement.

Councilman McConnell asked if any work we are doing now is going to be billed in the future.

John Dunkle said we need to keep working or we won't get anywhere. The billing will be done once funding is acquired.

Councilman Knapp moved and Councilman McConnell seconded the motion to approve and authorize the supervisor to sign the agreement with Dunn and Sgromo. Voting was as follows:

| | | |
|-----------------------------|--------------|------------|
| Supervisor Scammell | Voted | Yes |
| Councilman Knapp | Voted | Yes |
| Councilman Bailey | Voted | Yes |
| Councilman McConnell | Voted | Yes |
| Councilman Shute | Voted | Yes |

Motion passed unanimously

John Dunkle said the long form SEQR must be done. He prepared a long form EAF which was submitted to the Board to review. He reviewed the form with the Board. He reviewed the local, state or federal funding involved.

The following findings in the long form SEQR were made:

- The proposed action would result in a physical change to the project site as construction is on land where bedrock is exposed or generally within 3 feet of existing ground surface. This impact is small to moderate and can be mitigated by project change.
- The proposed action will not affect any water body designated as protected, any non-protected existing or new body of water or alter drainage flow or patterns, or surface water runoff.
- The proposed action will affect surface or groundwater quality or quantity and it will require a discharge permit (SPDES – construction) and it will use water in excess of 20,000 gallons per day (from OCWA).
- The proposed action will have a small to moderate affect on air quality as there will be temporary construction dust which can be mitigated by project change.
- The proposed action will have no affect on any threatened or endangered species or non-threatened or non-endangered species.
- The proposed action will not affect agricultural land resources.
- The proposed action will not affect aesthetic resources.
- The proposed action will not impact any site or structure of historic, prehistoric or paleontological importance.
- The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
- The proposed action will not impact the exceptional or unique characteristics of a critical environmental.
- The proposed action will not effect existing transportation systems.
- The proposed action will not affect the community's sources of fuel or energy supply.
- There may be objectionable odors, noise, or vibration as a result of the proposed action due to temporary construction noise. The affect will be small to moderate and can be mitigated by project change.
- The proposed action will affect public health and safety. This project will replace water supply system from GWUDI source, reducing public health risk. The affect will be small to moderate.
- The proposed action will affect the character of the existing community. The availability of reliable public water may encourage additional development. The impact will be small to moderate and can be mitigated by project change.
- There is not likely to be public controversy related to potential adverse environmental impacts.

**TOWN OF LAFAYETTE TOWN BOARD
SEQRA RESOLUTION ESTABLISHING LEAD AGENCY**

DATED JUNE 12, 2006

**CREATION OF THE NORTHEAST LAFAYETTE WATER DISTRICT
AND INCREASES AND IMPROVEMENTS TO THE COYE ROAD
(A/K/A SMOKEY HOLLOW) WATER DISTRICT**

WHEREAS, Volume 6 N.Y.C.R.R., Sections 617.3 and 617.6 of the Regulations relating to Article 8 of the Environmental Conservation Law of New York State (“SEQRA”), requires that as early as possible and within twenty (20) days after submission of a completed application, an involved agency shall make a determination whether a given action is subject to the aforementioned law; and

WHEREAS, the Town Board of the Town of LaFayette, at its regularly scheduled meeting of June 12, 2006 acknowledged and recognized the petition for the formation of the Northeast LaFayette Water District in the Town of LaFayette and the request to undertake increases and improvements to the water mains associated with the Coye Road (a/k/a Smokey Hollow) Water District pursuant to Town Law Section 202-b; and

WHEREAS, a Long Form Environmental Assessment Form (“EAF”) has been submitted in support of the actions and a review of said Long Form EAF has been conducted by the Town Board; and

WHEREAS, the requested creation of the district and requested increases and improvements have been accompanied by a map, plan and report describing in detail the nature and scope of said projects, and other submittals along with the EAF and said documents having been reviewed by the Town of LaFayette Town Board; and

WHEREAS, while previous determinations of environmental non-significance have been made with regard to both the creation of the water district and the increases and improvements to the Coye Road Water District (to wit on February 27, 2006 the Town Board reviewed a Short Form EAF with regard to the improvements to the Coye Road Water District to determine that the matter would have no negative environmental impacts; and to wit on March 13, 2006 the Town Board determined that the creation of the Northeast LaFayette Water District would have no negative environmental impact upon review of the Short Form EAF submitted with regard to that action) the Town Board desires to make all funding sources available to such actions; and

WHEREAS, the District formation and improvements and construction of same will be accompanied by a request for Federal, State and other local funding programs; and

WHEREAS, such programs require the submission of a full EAF, along with a coordinated review pursuant to SEQRA; and

WHEREAS, the Town Board desires to complete said environmental review through the use of a full EAF and coordinated review with all identified, involved agencies as listed below.

NOW, THEREFORE, after review of the submittals and upon the motion of William McConnell, seconded by David Knapp, the Town Board hereby makes the following determinations:

- 1. That this action is subject to review under SEQRA;**
- 2. That the proposed action is an unlisted action and will necessitate a coordinated review;**
- 3. That the following are involved agencies: New York State Department of Environmental Conservation, Region 7, 615 Erie Boulevard West, Syracuse, NY 13202; New York State Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-7253; New York State Department of Health, Empire State Plaza, Corning Tower, Albany, NY 12237; New York State Office of Parks, Recreation and Historic Preservation, Empire State Plaza, Agency Building 1, Albany, New York 12238; New York State Environmental Facilities Corporation, Attn: Nickolas Adams, 625 Broadway, Albany, NY 12233; Onondaga County Department of Transportation, John H. Mulroy Civic Center, 11th Floor, 421 Montgomery Street, Syracuse, New York 13202; Onondaga County Department of Health, John H. Mulroy Civic Center, 9th Floor, 421 Montgomery Street, Syracuse, NY 13202; and U.S.D.A. Rural Development; LaFayette Service Center; 2571 U.S. Route 11; LaFayette, New York 13084-9626;**
- 4. That the Town Board of the Town of LaFayette wishes to assume Lead Agency status in connection with the SEQRA review for this project; and**
- 5. That the Town Board of the Town of LaFayette directs that a Lead Agency coordination letter be circulated among the various involved agencies together with the distribution package including the Long Environmental Assessment Form, a map, plan and report, and such other information as has been prepared and submitted in support of these actions.**

Upon a canvass of the Town Board, the votes of its members upon the Resolution were as follows:

| | | |
|-----------------------------|--------------|------------|
| Supervisor Scammell | Voted | Yes |
| Councilman Knapp | Voted | Yes |
| Councilman Bailey | Voted | Yes |
| Councilman McConnell | Voted | Yes |
| Councilman Shute | Voted | Yes |

Motion passed unanimously

Councilman Shute said it would be nice if the Board could receive copies of lengthy motions like this before the meeting so they had time to review them.

8. REPORTS.

A. Departmental (4th Monday).

- 1) Assessors: Mary Doster, Marshall Taylor & Jim Munnell.**
 - Town wide property revaluation.**

- 2) **Building & Zoning Code Enforcement: Ralph Lamson & Jack Sutton.**
 - a) 2300 – 2330 Route 11 South, across from LaFayette Rural Cemetery, numerous violations.
 - b) Route 11N (just north of town offices) – 2 autos, visible from LPL parking lot, spring removal.
 - c) 2805 Route 11A. Business in A-R.
 - d) Smoldering fire from razing of structure south of 3739 Eager Road.
 - e) Junk complaint at 3903 Eager Road.
 - f) 3649 Coye Road.
 - g) Apulia Road – various violations south of Jville Rez.
 - h) A written report for May was submitted.
 - 3) **Dog Control: Jim Moore & D. Scholes.**
 - 4) **Highway Superintendent: Leon Cook.**
 - Persse Road: barricade relocation (TB site visit, PB minutes review, project cost allocation).
 - Town signs.
 - 5) **Justice Court: Malcolm Knapp & Maureen Perrin.**
 - Written reports for April and May were submitted.
 - 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 May, 2006 was submitted.
 - 10) **Town Supervisor: Greg Scammell.**
 - a) Intermunicipal Shared Services/Cooperation & Consolidation, 2005 Onondaga Citizens League study (published May, 2006), Southern Onondaga County towns.
 - b) Onondaga County Intermunicipal Consortium, Pandemic Flu. *
 - c) Shared Municipal Services Incentive Grant Program, 10% matching.
 - d) '07 budget – deferred items (none).
 - e) Written report for May was submitted.
- B. Committee (2nd Monday).**
- 1) **Agriculture (DK/MK).**
 Councilman McConnell said it was recommended that the Agriculture Committee be a subcommittee under the Economic Development Committee.
 The Board will consider this.

2) Communications & Technology (MF/PK/MK/MT/GS).

- a) **Town Website.**
- 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).

- a) **LaFayette Hotel.**
- b) **Focus 2010.**

Councilman McConnell said the next meeting will be June 20th from 7:00 p.m. – 9:00 pm in the Library Community Room. Mr. Cullenem from the Rural Development group at Cornell University will come speak about things they can provide regarding marketing, etc. Everyone is invited and there will be no Town Board action taken at this meeting if a quorum of Town Board Members are in attendance.

4) Emergency Response (TB/BM).

- a) **LFD exhaust vents – '06 AFG grant submitted (TB).**
- b) **Onondaga County Department of Communications - OCICS.**
- c) **NYS PSC – TSP (Telecommunications Service Priority) (BM).**
- d) **Bird Flu (see 8A10b).**

Councilman McConnell said in the next Newsletter there will be an article on who to contact in certain types of emergencies.

5) Employee Policies & Benefits (MK/AS/MD).

- **Implement employee-share healthcare premium increase.**

Councilman Shute said the Committee met and they felt that for an employee passing away and to immediately force the bill upon the surviving spouse is a little harsh. The Committee decided to recommend the town pick up the next 1 month of the health care premium and then give the surviving spouse a chance to get on their feet before dealing with these things.

Councilman Shute moved and Councilman Knapp seconded the motion for the Town to pick up the first months health insurance payment for the surviving spouse after an employee passes away. Voting was as follows:

| | | |
|-----------------------------|--------------|------------|
| Supervisor Scammell | Voted | Yes |
| Councilman Knapp | Voted | Yes |
| Councilman Bailey | Voted | Yes |
| Councilman McConnell | Voted | Yes |
| Councilman Shute | Voted | Yes |

Motion passed unanimously.

- **Employee benefit improvement: health care premium.**

Councilman Shute said regarding employee benefits such as disability, etc., the

committee discussed having someone come in at no cost to the town to discuss employee benefits that could be offered at the employees expense. We would want each employee to sign a waiver if they are not interested.

Councilman Shute moved to allow Supervisor Scammell to discuss with the appropriate companies coming the employee benefits available at the employees expense and to include a waiver for those who choose not to participate.

Supervisor Scammell said he has no objection to this but thinks it should be someone on the Employee Policy's and Benefit Committee who heads it up.

Bob Essig said this would be starting negotiation which would be in the scope of the committee. You would come back to the Board for approval if the committee chooses to go forward with a specific plan.

It was determined no motion is needed at this time. One will be required if a specific plan is proposed to the Board.

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

- **2006 Tent Caterpillar assessment (see 6I).**
- **SPDES – NYS DEC proposed regulations.**
- **SPDES subcommittee – tba.**

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

- a) **Long term capital equipment forecast.**
- b) **Road maintenance schedule.**
- e) **Computer terminal in highway garage – space needed?**

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

- a) **Heating/Cooling system alts & new temperature controls, bid, Clay Smith, P.E.**

Supervisor Scammell said he advised Clay Smith we were tight in the budget area and not to go forward with any bids yet.

- b) **Energy usage reduction program, MEGA & town buildings (BM).**
- c) **Motion sensors (BM).**
- d) **LPL ceiling leak returns.**

Councilman Knapp said Fred Groth has stopped in a couple of times to check out the leak. He will follow-up on this.

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

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

Councilman Knapp said they marked out where the grills will be installed. They haven't installed them yet as the weather had been so bad.

- b) **LaFayette Beach.**
 - 1. **Evaluate survey/transfer LaFayette Beach from LCC to town.**

2. Roof/cover over sandbox (Herb Salladin). Bids. (DK).

Councilman Knapp said he spoke to Herb Salladin about the roof over the sandbox and he is putting some numbers together for this.

3. Repair/move lacrosse box.

c) Fred Stafford/Optimists Park.

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

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

2. Bird problems – remove light (see PP) (DK).

d) Park designs.

- Parkitects.

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

Councilman Shute said they have done the inspections on most of the facilities. Most of the stuff has been satisfied. There is a list of things at Stafford and at the Beach that they need an electrician to fix. Regina Reinschmidt has the complete list.

It was decided to get an estimate for the work needed to be done first.

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.
- Stipend payments (signed & sent).

Councilman McConnell said it looks like the payment was made for the annual fee and was distributed to the accounts.

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

Councilman Knapp said we got information in the mail from FEHR regarding the whole municipal trash situation. They are going through the prevailing wage issue too. Basically they are asking us to lobby our public officials for help in this regard. He will look into this further.

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.

- **Grants and low/no interest loans.**
- **Letter to Dale Sweetland, Onondaga County Legislature Chairman – complete.**

c) **Coye Road Water district – new hydrants at Jeremy & Roberts.**

d) **Hamlet drainage study – request submitted to NYS DOT.**

- **NYS DOT notified of subsidence behind M. Amidon’s property.**
- **6.6.06 NYS DOT meeting @ Grimshaw Elementary School.**

Supervisor Scammell said the meeting was an outstanding meeting.

Councilman Knapp agreed. It seems like they have a good plan. He knows the school is a little concerned about the third lane being put in on Route 20 from the bridge to the corner. He thinks they were concerned as we are just getting cars to slow down in front of the school and suggested maybe the third lane could start just past the school.

Supervisor Scammell thought it was very well presented. We are only at the planning phase of the construction which won’t take place until 2009.

Councilman Knapp agrees that they did a real nice job and were very patient.

e) **OCWA – Coye Road Water District hydrants at Roberts Drive & Hedgerow Lane.**

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).**
- f) **Manufactured/Mobile/Doublewides.**

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 rules in town’s favor.**

C. Robert Shute – Route 11 – Judge Gideon, Town of DeWitt Court rules in town’s favor, 5.16 sentencing. 6.27 next court date.

10. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Crime coverage – review of town books (TC).

B. Community Development Grant app.

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

C. Groth Road Communications Tower – neighboring towers & wireless carriers(Velocity).

Supervisor Scammell said communication is continuing on this.

D. SPDES – MS 4 Phase II, in kind.

- 1) **New NYS DEC TMDL requirements (JD).**
- 2) **NYS DEC letter (GS) – complete.**

E. Onondaga County: proposal for centralization of tax collection.

F. NYS Department of Labor: prevailing wage rates (KG).

G. CNY Community Foundation - Grants for Green Spaces.

- **Stafford Park: Community Council – LaFayette Beach (AS, RR).**

Councilman Shute talked to Regina Reinschmidt this evening. She sent in the proposal for the Stafford Park grant.

- **Bailey Park: Boy Scouts (BM).**

Councilman McConnell said the grant for Bailey Park is being worked on and he may have a community volunteer to do the work there.

H. Onondaga County Sheriff’s contract (signed & sent).

I. Town Investment Policy.

J. Other – summer/fall meeting schedule: June 12th, July 10th, August 21st, September 11th.

Councilmen McConnell moved and Bailey seconded the motion to change the August Meeting to August 21st. Motion passed unanimously.

11. NEW BUSINESS.

A. GBoR compensation.

Supervisor Scammell received the following email from the Grievance Board of Review Chairman.

Members of the BAR have asked for a review of the stipend we receive for our annual services. This year was a particularly involved one for all board members. On Monday, May 15th we were all requested to attend a meeting with members of the Assessor's staff, Larry Fitz and Theresa Frank from ORP...On Tuesday, May 23rd we commenced Grievance Night at 5:00 p.m. and concluded at 10:30 p.m. with only one quick 10 minute break during that period and that was at the inconvenience of folks waiting...On Tuesday, May 30th we met again to approve the stipulations and deliberate and vote on the 22 complaints. We commenced at 6:00 p.m. and wrapped up our proceedings at just after 9:00 p.m. In summary, members of the BAR have asked for the town to review the stipends of \$25 for board members and \$50 for the board chair for reasonableness in relation to the 10-11 hours spent during the year's grievance process in addition to phone calls, complaints and comments we each received in advance of the official proceedings..."

Supervisor Scammell sent this email on to Tom Chartrand for his review. Tom noted no change was requested by the Grievance Board of Review at budget time.

Supervisor Scammell would suggest a motion to pay the Grievance Board of Review Members \$25/meeting.

Councilman Shute asked if this will set precedent for next year. He thinks if we want to raise this for this year, it should be for just this year.

Councilman Knapp could go along with Supervisor Scammell's motion for this year and then at budget time look at next year.

Supervisor Scammell said he was not proposing to make this a change for next year too. It is just for this year.

Councilman Shute believes this should be based on the higher amount of cases they reviewed this year.

Councilmen McConnell moved and Knapp seconded the motion to pay those Grievance Board of Review Members who attended all 3 meetings \$75. Motion passed unanimously.

B. Route 11 & 20 – corner signs.

Supervisor Scammell believes Ralph Lamson sent a letter out regarding these signs.

Bob Essig isn't sure if the town can grant permission to have the signs up if they are on state roads. They might need permission from the state DOT.

Supervisor Scammell will contact the state DOT to see what the options are.

C. July newsletter.

• Junk vehicle enforcement (BM).

Councilman McConnell said he will be advising the residents to call Ralph Lamson and will inform them how to get them towed away in the next Newsletter.

Supervisor Scammell said there is a large map case in the archives that the town no longer has a use for. Community Council would like to have it to store uniforms, etc. in . They would need the Highway Dept to move this to wherever they want it.

Councilmen McConnell moved and Shute seconded the motion to declare the map cabinet surplus equipment and to transfer this property to the Community Council from the Town. Motion passed unanimously.

Councilman Knapp said at the last meeting Tom Chartrand said there was \$195 left in the budget that could be used towards the flags for Memorial Day. He has a bill to submit for payment tonight. He just wanted the Board to know that the Optimist Club will pay the difference between the \$195 and the balance of the bill.

The Board returned on the agenda to the Persse Road matter.

Councilman McConnell asked what the estimated cost to bring the portion of abandoned road up to standard would be.

Leon Cook said \$2100 for labor and materials. This would be for a gravel base 100’ long and 18’ wide of pavement and two shots of oil and stone.

Supervisor Scammell asked how much gravel is needed.

Leon Cook said 12” and 4” of run-a-crush and it’s 100’ long. The cost is \$1050 for labor and \$1050 for materials.

Supervisor Scammell said if we asked Mrs. Myers to reimburse us, the cost to her would be \$2100 to open the road 100’.

Councilman McConnell said he doesn’t see any reason why we shouldn’t open it up but he believes the homeowner should pay the cost.

Councilman Shute agreed.

Supervisor Scammell will call Mrs. Myers and advise her of the Board’s findings.

Councilman McConnell would advise her the road has been abandoned and the town has no reason to do this other than for her.

Bob Essig said if you open this up, whatever distance you open it will become a public road and a public improvement. He sees no problem with this. If the resident wishes to negotiate the specs, it’s not negotiable. The town spec’s are what they are.

Supervisor Scammell will follow-up on this.

12. Suggestions for improvement and positive contributions.

13. Executive session (if needed).

14. Councilmen McConnell moved and Shute seconded the motion to audit & pay the following bills.

| | |
|------------------------------------|---------------------|
| HIGHWAY FUND | #5613 – 5622 |
| GENERAL FUND | #5623 – 5660 |
| SPECIAL DISTRICT | #5680 |
| TRUST & AGENCY DISTRICT | #5681-5682 |

Motion passed unanimously.

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

Respectfully submitted,

Mary Jo Kelly
Town Clerk

Minutes Adopted 7/10/06