

April 13, 2009

Minutes of the Town Board Meeting held by the LaFayette Town Board on April 13, 2009 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, Councilor
William McConnell, Councilor
Adrian Shute, Councilor
Thomas Bailey, Councilor

Recording Secretary: Carleen LaRonde, Deputy Town Clerk

Others Present: Kevin Gilligan, Town Attorney
Leon Cook, Highway Superintendent
Thomas Chartrand, Bookkeeper
Norman "Pete" Paul, Deputy Supervisor
Shawn Adam, Assessor
Ralph Lamson, C. E. O.
Thomas Turner
Michael Amidon
Ranier Brocke
Robert Shute

1. Supervisor Scammell called the Meeting to Order at 6:30 p.m.
2. Deputy Town Clerk took the Roll. All present.
3. Pledge to our U. S. Flag led by Town Councilor David Knapp
4. **Councilor McConnell moved and Knapp seconded the motion to accept prior Meeting Minutes of March 23, 2009, as submitted by the Town Clerk. Motion passed unanimously.**
5. PUBLIC HEARINGS – None
6. COMMUNICATIONS –
 - A. Outdoor Classroom
 1. Mr. Thomas Turner was recognized by the Town Board to speak. Mr. Turner currently has the role of Outdoor Classroom Advisor for the LaFayette Central School District. The District and the Town are in partnership on a piece of property located on the east side of Apulia Road where the Ropes Course and other structures are currently being used by local residents, students, and other school districts. Mr. Turner has had his role increased over the past few years. There are approximately 30 field trips per year, and the property is used year round in varying frequency.

The LCSD has cut the funding of the position of Outdoor Classroom Advisor, a position which Mr. Turner has held since 2000. He will no longer be the advisor. Councilor Knapp asked if he would continue in the position till the end of the school year and Mr. Turner said he would continue till then.

Mr. Turner explained that someone should continue to maintain the facility. There are two buildings, a pavilion, picnic tables, shed, compost toilet and trails. The Ropes Course has use of a building for their equipment and is secure. There has only been one incident in the late 90's where there was an attempted break-in.

Councilor Knapp asked how many hours it would be to continue upkeep on the property. Mr. Turner that approximately 20-40 hours, which would include seasonal maintenance such as brush hogging, clearing trails, etc. He has key to the shed, but not the other buildings.

Councilor McConnell asked if there was help from the Ropes Course people. Do they share responsibility? Mr. Turner said yes, with the mulching, and the YCIP group helped with the trails. The Town has also helped, which has varied over the course of time.

Councilor McConnell also asked if Mr. Turner had any recommendations. Mr. Turner hoped that the Town could continue maintaining the facilities, trails or the Ropes Course couldn't continue.

Supervisor Scammell asked what needs to be done. Mr. Turner said there needs to be spring and fall cleanups, along with using a chainsaw and weedwacker for the trails. Trees need to be cleaned up. Maybe 2-3 people could do it.

Supervisor Scammell also asked about the base on the trails. Mr. Turner said that it's in pretty good shape, and that the first 500 feet is stone. Mr. Turner also said that the pallets are there with Councilor McConnell's help.

Mr. Turner thought that he would probably hold the position 2-3 more years, but has now been forced to retire.

Councilor Bailey asked about the use by other nearby school districts for manpower. Mr. Turner said lots of schools use the Ropes Course.

Councilor McConnell asked Mr. Turner about the cost of maintaining the property. Mr. Turner said it would be a tough call, but would need the right person and equipment.

Supervisor Scammell asked if there were any questions or comments from the audience and then thanked Mr. Turner. Mr. Turner said the people for the Ropes Course have a vested interest. The Board will have to discuss this item. Councilor Bailey also said the Ropes Course has been revamped and is going forward.

2. Next, Supervisor Scammell recognized Michael Amidon.

Mr. Amidon said that he was here to deny the offer of the grant. He asked the bank about a loan but without a septic, no. Maybe, down the road and with sewers, but at this time, he would have to say no to the grant. Mr. Amidon thanked the Board for the offer. Councilor McConnell also thanked Mr. Amidon for his consideration.

Mr. Amidon has worked a little on his building working in the back, putting on gutters.

Supervisor Scammell asked if there were any questions or comments from the audience.

B. LaFayette After the Prom Party (Coordinator Mary Pat Grzymala, Event Coordinator

Councilor Knapp moved and Councilor McConnell seconded a motion to support the LaFayette After Prom Party with an amount not to exceed \$250. Motion passed unanimously.

C. Onondaga County Health Department violations

Councilor Knapp reported that the notice was posted in proper areas for ten days to show that violation was corrected. Testing is difficult to comply with, but is being done.

D. Brown and Brown Insurance Renewal

E. Invitation of LaFayette Fire Department Budget Discussion

F. NYS Governor Patterson Earned Income Tax Credit

G. Eastern Copier Proposal - Invite Mr. Cavalier to chat. Two copiers, 5-6 years old.

H. VFW Post No. 1955 – Memorial Day Parade – Do the same as in the past – buy flags?

Councilor Knapp moved and Councilor Bailey seconded to support/purchase flags for the VFW for the Memorial Day Parade. Motion passed unanimously.

I. Onondaga County Department of Health: Tobacco Free

J. Other

7. SPECIAL REPORTS

Councilor McConnell introduced Mr. Ryan Fisher of Fisher Civil Engineering PLLC. Mr. Steve Giarusso, an Associate, was ill and unable to attend this meeting. Informational handouts were distributed.

Councilor McConnell visited Minoa wetlands and described what he observed. He stated he was impressed with the volume of grey water and not being able to see it. Mr. Fisher talked about the Vienna feasibility study, a good fit for a small community.

Mr. Fisher explained the system, with questions coming from the Councilors, discussing area needed, construction, and water never being exposed. There are two types of wetlands but the submerged wetlands are better. The area needed depends on the gallons per day. Three lagoons probably would be needed, even bring in the school. Identifying users is first.

Councilor McConnell asked if the LaFayette High School could also be included. Mr. Fisher suggested giving information to the school. He said there is enough space. Fixed film treatment is much better for schools with high daily loadings. It might work for the school. Councilor McConnell will take information to the school district.

A question about saturation was asked, and Mr. Fisher said the system is pretty good. You need to have a good system to begin with. Councilor Shute asked about 3 acre area and running downhill to it; is gravity better? Mr. Fisher said small pumps for homes.

Councilor Shute also asked about assessment – how badly is it needed. Mr. Fisher answered that the four corners and old hotel with property only feet away, there is no place for a septic system and leach field.

Further discussion continued on types of soil, specifically clay and daily maintenance. Councilor McConnell stated that grant funding deadline is May 29. Green activity fits in with uses of grant.

Resident Michael Amidon spoke that he visited the site and also agreed that it was a really quality system. No smell, and could walk on it without getting his feet wet.

Resident Ranier Brocke warned of chlorine and discharging. He was amazed at what could be done with distribution, aeration, and comes out clear. After listening to what has been said, he agrees that it may be a good solution for our town.

Supervisor Scammell stated that he would like to check it out. He asked for any questions or comments from the audience. Councilor McConnell thanked Mr. Fisher and his associate Mr. Giarusso.

Councilor Shute reported the Chamber of Commerce went very well. He will do a piece for the Town paper and has pictures.

Councilor Bailey reported that Charles Gabriel is no longer Project Coordinator.

Councilor Knapp discussed AED's. The money's out there and that the Optimist Club may purchase.

Mr. Chartrand checked the year's past support monies for the VFW. It was \$250.

Councilor Knapp moved and Councilor McConnell seconded to amend the motion to support the VFW and purchase flags for the Memorial Day Parade to include an amount not to exceed \$250. Motion passed unanimously.

The Board discussed the flower boxes. Mr. Brocke said that he and Knowlton Foote will rebuild the boxes. Mr. Brocke stated that there are 28 boxes. ESF originally designed. He could do more simply. If Town could come up with a grant and coordinate with the school group YCIP, it would need to be done early for students to complete.

Councilor McConnell stated that there was no grant. Contact Dan McConnell, YCIP Coordinator. He can fill you in it. Mr. Brocke asked who would write a grant, and it was decided that the school had done it. Highway Superintendent and crew are the people who maintain the boxes. They are stored at the Apple Festival property.

8. REPORTS

A. Departmental (4th Monday)

1. Assessors Marshall Taylor and Shawn Adam and vacant.
 - Cold War Veteran's Exemptions – Impact estimate.
2. Building & Zoning Code Enforcement – Cleanup still on for April 24-25th
3. Dog Control.
4. Highway Superintendent Leon Cook

Highway Superintendent Cook asked the Board for permission to get Highway Department employees their safety shoes. The Town has been using Lehigh Safety Shoes. They have become very expensive. He asked if the employees themselves purchase their own at a local store such as Wal-Mart or Men & Boys, they could then turn in their individual receipts. Mr. Cook would approve. Board said it was OK, as long as the employees used a sales exempt certificate. Mr. Cook said he can provide. Councilor Knapp said he wanted to be sure the shoes met all safety standards needed. The requirement for the shoes is steel toes.

5. Justice Court
6. Library Director – Scott Kushner
7. Recreation Director – Regina Reinschmidt
8. Ropes course – Sandy Smith
9. Tax Collector – Mary Doster
10. Town Clerk – Mary Jo Kelly
 - Monthly Report – March 2009
 - A written report was submitted
11. Town Supervisor – Greg Scammell

B. COMMITTEE (2ND Monday)

1. Agriculture (Dave Knapp and Mary Jo Kelly)
2. Communications and Technology (Mike Forte, Pat Keefe, Mary Jo Kelly, Marshall Taylor & Greg Scammell)
 - a. New Town Web Site – functional requirements in process, new email addresses, conversion and file transfers.
 - b. Senior Web Site being designed by S. U. student Gail Burleigh
3. Economic Development (Bill McConnell and Greg Scammell)
4. Emergency Response (Tom Bailey, Bill McConnell & "Pete" Paul)
 - a. Onondaga County Department of Communication – OCICS

- b. Mass shelter response
 - c. Multi-Jurisdictional Hazard Mitigation Plan
5. Employee Policies and Benefits (Mary Jo Kelly, Adrian Shute and Mary Doster)
 6. Environmental and Conversation Advisory Board (Rainer Brocke, Barb Ferro, Knowlton Foote, Eileen Gilligan, Nancy Mueller and Mark Distler)
 - a. LaFayette Hotel
 - b. Replace planters at hamlet four corners (RB & LC)
 7. Highway (“Pete” Paul, Leon Cook, David Knapp, Sumner Palmer and John Greeley)
 8. Insurance (Adrian Shute and Bill McConnell)
 - ISO/PPC rating for LFD
 9. Physical Plant (Herb Salladin, David Knapp, Bill McConnell)
 - a. Next heat pump replacement and programmable thermostats
 Councilor Knapp reported that the pump has been replaced and is all set. Had them look at the water situation. May have been unit that was replaced. If it happens again, we’ll have them come out and look again. Also got a quote from Upstate Thermal Control. It is under \$700. Under Town policy, there is no need to get bids. Can get started.

Motion was made by Councilor Knapp, seconded by Councilor Bailey to install programmable thermostats for an amount not to exceed \$1000. Motion passed unanimously.

 - b. Fire and smoke alarms in Town Office (1st and 2nd floor) and Community Center – Code requirements (Rick Storrer/DK)
 - c. Town Offices – loose clapboards – estimate needed (DK)
 - d. Community Center basement flooding – masonry pointing, window blocking, backfilling and trenching
 - e. Community Center fencing
 Councilor Shute said he looked at it this week Replace front steps. A lot of fencing could be saved Told him to go ahead and do that. He’ll get lumber. Try for \$200 approximate cost. Willing to do it at \$10/hour rate.
 - f. Commons water supply violation correction & OCHD contact (DK)
 - g. Commons water testing and notice
 - h. Deputy
 - i. Community Center phone jack and wall extension for Regina
 - j. Copier proposal from Eastern Copier costs and evaluation
 - k. Park Ranger startup date
 10. Recreation and Youth (Dave Knapp, Adrian Shute and Regina Reinschmidt)
 - a. Marion Bailey Park
 - a. Short Term
 - Park signs “Children Playing” – 76% (location needed)

- Basketball court improvement (new nets, paint backboards, straighten basketball pole, remove old volleyball pole) – 73% (price needed for grant)
- b. Long term
 - Resurface basketball court
 - Add fencing (north side) to protect children from ditch and road
 - Speed limit reduction to 30 mph (resident petition)
 - Traffic flow control (light, sign, 4-way stop @ 11A and Rowland)
 - Parking area from 11A (Leon Cook). Keep or remove?
 - c. LaFayette Beach:
 1. Evaluate survey/transfer Lafayette Beach from LCC to town.
 2. Roof/cover over sandbox (Herb Salladin). Bids (DK).
 3. Repair/move lacrosse box, lifeguard station repair.
 4. Structural repairs – bid (DK)
 - d. Pavilion ingress/egress
11. Safety (Tom Rezsnyak, Adrian Shute, Leon Cook & Regina Reinschmidt).
- a. NYS Workplace Violence Prevention Law (NYS boilerplate & DVD)
 - b. Community Center Inspection
12. School District liaisons (Bill McConnell, Adrian Shute & Pete Paul).
13. Service Awards (Bill McConnell, Dave Knapp, John Harper & Larry Paige)
- a. LOSAP audit
 - b. Legislative relieve appeal
 - c. Prior service award spreadsheet
- Councilor McConnell stated that service awards are scheduled for May 13th. He will send a letter to John Harper.
14. SOTS & OCRRA Liaison (Dave Knapp & Bill McConnell)
15. SPDES (Bill McConnell, Jim Nakas Steve Beggs, Nancy Mueller, Mark Parrish & Kevin Gilligan).
- Councilor McConnell showed three maps. Mr. Lamson agreed he can hang in his office. They are not easily destroyed.
- a. County Intermunicipal Contract

A motion was made by Councilor Knapp, seconded by Councilor Shute to authorize the Supervisor to sign the Intermunicipal Agreement with the Town of LaFayette and Onondaga County. Motion passed unanimously.

Attorney Gilligan will make corrections and forward to the Town Clerk.

On a motion by Councilor McConnell, seconded by Councilor Knapp, the Board authorized the Supervisor to sign the “Resolution Supporting Participation in the Central New York Regional Planning and Development Board’s Year-Two MS4 Stormwater Compliance Assistance Program”. Motion passed unanimously.

16. Water (Greg Scammell & “Pete” Paul)

- a. Hamlet drainage study – request submitted to NYS DOT, intersection of Routes 11 & 20 to be reconstructed in 2011-12

17. Zoning Review (Mary Jo Kelly, Ralph Lamson & Greg Scammell)

- a. SOCPA subdivision guidelines to distribute to local subdivision applicants.
- b. Digitized zoning map, correction & amendments.
- c. Streamlining of similar uses, controlled site approvals and specific permits.
- d. Tully Valley conservation Initiative.

9. Litigation & other legal matters.

- A. Onondaga Nation Land/Land Rights/Claim.
- B. Pending zoning issues list.
- C. LFD/JFD contract
- D. Gasoline and fire protection districts.
- E. Central LaFayette Water District assessed value count
- F. AT&T Cell Tower Lease

Attorney Gilligan said that it was the same outfit to renegotiate but a similar proposal. This is a second five-year term of a 4 or 5 term lease.

- G Other –

10. Unfinished Business & Active Projects. -

- A. Community Development Grant app – 2008

Councilor Knapp, regarding the 2008 bid. The County is going through an environmental assessment. Meeting onsite about bridge. Waiting for sign-off.

- 1. Stafford Park – accepted, to be bid

- B. Community Development Grant app – 2009, submitted

C. Stimulus projects

- 1. Central LaFayette Water District (timeline)
- 2. LaFayette Hamlet Sewer District
- 3. Highway Garage
- 4. LaFayette Beach Renewal
- 5. LaFayette Public Library/Town Offices (SK, AS, GS)

D. For TB Review –

- 1. Christian Hollow Cemetery – RoW, access (DK)

11. New Business.

- A. Rx zoning classification – Comprehensive Plan.
- B. Stafford Park – flag pole (DK)
- C. Fire Department Contract – District boundary, preliminary budget, attorney feedback
- D. Tobacco Free proposal (signs, posters, facilities usage), resolution to Onon. Co. (MJ)
- E. TWC/Verizon franchise (DK)
- F. Reschedule August meeting –

The August 10th meeting will be rescheduled to meet on the 4th Monday, August 24th.

Councilor McConnell moved and was seconded by Councilor Knapp to reschedule the first meeting of August and instead meet on Monday, August 24, 2009. Motion passed unanimously.

G. Other –

Councilor Shute gave an update on the May 30th Community Day. It has been renamed Celebrate LaFayette. Activities will be held from 3:00-7:00 p.m., music from 7:00-8:30 p.m., 8:30-9:00 p.m. the Community Band will perform patriotic music, and a fireworks display at 9:00 p.m. A permit will be needed and notification to the NYSSP for traffic stopping to watch the display. The VFW will take old flags for burning, and give coupons towards new flags. Councilor Shute will have paperwork for the next meeting.

Supervisor Scammell recognized Mr. Robert Shute. Mr. Shute and the Town Board had a lengthy discussion over his property located on Route 11 North, LaFayette. Mr. Shute explained at in depth of the problems he had with his property, the removal of debris, etc. He agreed that he will have the cleanup completed by Thursday. Zoning Officer Lamson will check the property early Thursday morning, April 16, 2009 for site approval of removed trash and debris.

Attorney Gilligan asked Mr. Shute if they could enter his residence. Mr. Shute said he would think about it and talk with his counsel.

Supervisor Scammell told Mr. Shute that he hoped everything will be cleaned up for Mr. Lamson’s inspection on Thursday.

12. Suggestions for improvement and positive contributions –

Attorney Gilligan advised the Board that his neighbor is the alternate Ship’s Captain of the U.S. flagged Maersk-Alabama that was hijacked by pirates off the coast of Somalia.

13. Executive Session (if needed)
a. Contractual Matter

At 8:55 p.m., Supervisor asked for a motion to go into Executive Session for the purpose of discussing a contractual matter.

A motion was made by Councilor McConnell, seconded by Councilor Knapp to enter into Executive Session to discuss a contractual matter. Motion passed unanimously.

At 9:47 p.m., the Board entered regular session.

14. **Councilor McConnell made a motion to audit and pay bills and was seconded by Councilor Knapp. Motion passed unanimously.**

HIGHWAY FUND	# 3606 - 3614
GENERAL FUND	# 3615 - 3644
SPECIAL DISTRICT FUND	# 3646 - 3647

Councilor Knapp announced that on April 15th, the Town will be 184 years old. ***Happy Birthday LaFayette!***

Discussion was held on amending the Junkyard Ordinance. Ralph Lamson asked about zoning and fines and/or jail. Attorney Gilligan stated that it can be added, but not retroactive. Councilor Shute said we shouldn't make laws for a specific case.

15, Motion to adjourn.

Councilor Shute moved and Councilor McConnell seconded a motion to adjourn the meeting at 9:54 p.m. Motion passed unanimously.

Respectfully submitted,

Carleen LaRonde
Deputy Town Clerk

Adopted 4/27/09