

Minutes of the Regular Town Board Meeting held by the La Fayette Town Board on April 27, 2009 at 6:30 p.m. in the Meeting Room of the La Fayette Commons Office Building at 2577 Route 11 in the Town of La Fayette.

Present: Gregory Scammell, Supervisor
Thomas Bailey, Councilman
David Knapp, Councilman (Arrived 6:36 p.m.)
Adrian Shute, Councilman
William Mc Connell, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Thomas Chartrand, Bookkeeper
Kevin Gilligan, Town Attorney
Pete Paul, Dep. Supervisor
Mark Cavalier – Eastern Copy Products

1. Supervisor Scammell called the Town Board Meeting to order at 6:34 p.m.
2. The Town Clerk took the Roll. Councilor Knapp absent. All else present.
3. Pledge to our U. S. Flag. Town Councilor Adrian Shute.
4. **Councilmen Shute moved and Bailey seconded the motion to accept prior meeting minutes of April 13, 2009 as submitted by the Deputy Town Clerk. Motion passed unanimously.**
5. **PUBLIC HEARINGS.**

- None

6. **COMMUNICATIONS.**

A. Residents.

B. Unified Court System – Security Assessment.

Supervisor Scammell asked the Board what they would like to do about this.

Councilor Bailey said he looked into it himself but would like to hear Councilor Knapp's comments.

This will be carried over to the next meeting.

Councilor Shute said we may want to keep in mind the whole idea that Scott Kushner has going on with the expansion of the library. If we have this report to back us up, there might be a chance to get some money for the Justice Court.

C. Other.

7. **SPECIAL REPORTS.**

• **Mr. Mark Cavalier – Eastern Copy Products.**

Mark Cavalier was present to discuss the copy machines. He spoke to Supervisor Scammell about a month ago. With the economy, offices are really looking at the office expenditures. He walked through the Town Offices and focused on two areas and did an assessment. There's a system

in place in the Town Offices that was purchased about 9 years ago. You do have a service contract on it. You are doing a considerable amount of copies over what the contract allows the machine so it's costing about \$226/month. The Justice Court copy machine is on a lease for 60 months which started on May 13, 2005. His solution is to consolidate the devices to lower costs. He would recommend two brand new copiers that are fully serviced and supplied through Eastern. To keep the cost in line, it would be \$39 more per month than what you are spending now. Eastern would pay the remaining lease amount for the Court copier. The benefit would be two machines that are fully serviced and supplied.

Councilor Shute asked about the training.

Mark Cavalier said he sets up the initial training and follows up with additional training if needed.

Councilor Shute asked how long it takes to get service.

Mark Cavalier said Eastern guarantees a 4 hour response time.

Mary Jo asked if this was for a service man to be at the site or for someone to call back.

Mark Cavalier said for a service man to be at the site.

Councilor Knapp said they are Eastern Copy but Xerox trained.

Mark Cavalier said they are actually Xerox but kept the Eastern name.

Tom Chartrand asked if it's on state contract.

Mark Cavalier said yes.

Tom Chartrand asked what the contract number is.

Mark Cavalier didn't have it with him.

Tom Chartrand said in 5 years we would be replacing two copiers.

Mark Cavalier said yes or you can do a buyout at fair market value.

Councilor McConnell asked if you are estimating the average monthly overage cost at \$130, what are we going to reduce in overages?

Mark Cavalier said for both the Justice and Town Office copier you are doing about 1,700 copies a month. His contract includes 1,750 copies a month so you shouldn't go over the allowance in the contract every month. It can be averaged monthly, quarterly, semi-annually or annually.

Councilor McConnell would suggest getting feedback from the Court and Town Clerk and then to bring one in for a week or so to see if it's truly what we want or need.

Mark Cavalier said that would not be a problem.

Tom Chartrand asked what we do with the copier we own.

Mark Cavalier said it's yours.

Tom Chartrand said some of these copiers are hazardous.

Supervisor Scammell asked if he had an idea of the cost to get rid of it.

Tom Chartrand said no because the other towns have had a cost to get rid of their copiers figured in with the cost of the new one.

Mary Jo asked if the copier scans in color.

Mark Cavalier said no.

Mary Jo said 9 years ago we didn't go to color and she would highly recommend the next copier we get be color. She would hate to wait another 5 years to get a color copier. A lot of the maps we get now are in color as well as photos, etc.

Mark Cavalier said the new color machine should be coming out in about one month.

Mary Jo suggested waiting for the new machine before making a decision.

The Board returned to the Unified Court System Security Assessment as Councilor Knapp had arrived.

Councilor Knapp said there is some grant money out there for this that some towns have taken advantage of.

Discussion took place regarding the hot button and if it's hooked up.

Supervisor Scammell noted the cover letter didn't ask for a response.

8. **REPORTS.**

A. Departmental (4th Monday).

1) Assessors: Marshall Taylor, Shawn Adam and Bill Turner.

- **Cold War veteran's exemptions – impact estimate.**

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

a. 3448 Route 11 – court.

b. 3448 Route 11 – cleanup.

Supervisor Scammell said Robert Shute was in court. He must have things cleaned up within two weeks. They applied for an interior search warrant and it was granted.

The Board discussed the interior search of the property.

Councilor Bailey thinks there are codes under the New York State Building Codes that must be met.

c. 3231 Webb Road. House in disrepair (spring cleanup).

d. Oschner Road – junk.

e. LaFayette Beach capacity determination.

f. Monthly report – March - April.

A written report was submitted.

g. Other.

3) Dog Control: Jim Moore & Doug Scholes.

4) Highway Superintendent: Leon Cook.

Since the weather broke they have been cleaning ditches and shoulders.

They have picked up 28 loads of brush so far. Friday they had everything picked up but now there are more piles out. The residents only have until May 15th to put their brush out.

The new truck is working fine.

They had 12 groups of people picking up roadside trash for Earth Day. We ended up with 300 plus or minus tires. They had a full load of trash on the other 10-wheeler. One group picked up 23 tires on Bull Hill.

Last year the blacktop price started at \$58.13/ton and we did most of our paving at that price. It then went to \$69.60/ton and then to \$73.75/ton. For this year it's starting at \$46.79/ton. Oil started at \$1.76/gallon last year and went to \$2.08/gallon and then \$2.35/gallon. Right now the price is at \$1.92/gallon. Barrett said the blacktop price will gradually keep going up and the oil company said the same thing about the oil.

They put the '94 cab and chassis in the county auction. They put it on the internet. Right now the bid is at \$3,100. He thinks the bidding will end Wednesday. He asked the Town Board what they wanted to do. Does the Board want to accept the highest bid? He doesn't know what else to do.

Supervisor Scammell asked if \$3,100 seemed like a fair price to him.

Leon said he was hoping to get more but the cab is all rotted out on it.

Councilor McConnell asked why this is the Board's decision.

Leon said the Board is his boss. When he buys a piece of equipment, he needs the Board's approval.

Councilor McConnell asked him what he recommended.

Leon said to take the highest bid from this auction.

Councilor's Knapp moved and Bailey seconded the motion to accept the highest bid from the Onondaga County Auction. Motion passed unanimously.

Leon said Supervisor Scammell asked him to pick some things up from the Town Offices for Cleanup Days so they will be doing this shortly.

Councilor Knapp thanked Leon Cook and John Greeley for putting the application together so quickly for the Transportation and Infrastructure Grant from Maffai's Office. He thanked Mary Jo for putting the letter together to go with it at the last minute. This grant application is for Winacre Drive because we already had an estimate for it. We have had several complaints about this road and its safety.

Leon said the state is handling the money from the President and they are going to put it into paving this year and in 2010 they will be putting it into bridges. He got a contact name and number for this.

Councilor Knapp asked if the state guys would help him come up with the data for the bridge. Leon thinks the new contact at the state will help him with this.

Councilor McConnell asked if he gets the grant money to pave Winacre, will this assist in the runoff problem?

Councilor Knapp said yes. The water was addressed in the application.

Supervisor Scammell asked if when they pick up the brush, do they chip it all?

Leon said no. It's being used to fill in a gravel bed.

Leon said he has called the number he was given for Mr. Rockwell several times and finally got through to him today. He told Mr. Rockwell he would like to meet with him. Mr. Rockwell said he is out of town and would have to talk to his lawyer as he hasn't talked to him in awhile. Leon said he would like to talk about the property as the town will need to use the site shortly. Mr. Rockwell told him to go ahead.

Supervisor Scammell asked how much the stone is worth that we would store there.

Leon said the site is very valuable to the Highway Dept. as the location is perfect.

Councilor Knapp confirmed the stone is worth about \$10,000.

Leon said yes. He offered Mr. Rockwell \$500 annually to use the site. Mr. Rockwell said he will talk to his attorney.

5) Justice Court: Malcolm Knapp & Maureen Perrin.

- **Monthly report - March.**
A written report was submitted.

6) Library Director: Scott Kushner.

- **Monthly report.**

7) Recreation Director: Regina Reinschmidt.

- Monthly report - April.**
A written report was submitted.

- Beach capacity sign.**

8) Ropes Course: Sandy Smith.

- **Access maintenance/easements (BM).**
- **Trail maintenance.**

Councilor McConnell received a call from Kevin Corcoran who said he and Jim Clark would do the trail maintenance but they will need help with the portable potty. He would like to get with Tom Turner to see what needs to be done. Kevin said they may need help at times.

Mary Jo said Kevin has reserved the Ropes Course in May and she is wondering if the final policy is done so she has something to follow.

Councilor McConnell said he will get Mary Jo a copy of it.

Kevin Gilligan said he has been waiting for the policy to be finalized before he can complete the agreements.

9) Tax Collector: Mary Doster.

10) Town Clerk: Mary Jo Kelly.

a. Monthly report – March.

11) Town Supervisor: Greg Scammell.

a. Monthly report - March.

A written report was submitted.

b. Transfer of Appropriations.

Councilor’s Knapp moved and McConnell seconded the motion to make the following transfers:

To:

A1110.2	Justices	Equipment	<u>\$135.00</u>
		TOTAL	\$135.00

From: A599

Surplus	Justice Court Grant	<u>\$135.00</u>
	TOTAL	\$135.00

Motion passed unanimously.

c. NYS Comptroller Thomas Napoli: “Trouble Ahead: Managing Your Budget in Times of Fiscal Stress.”

Supervisor Scammell said a grant has been received from Senator DeFrancisco’s Office to fix up Cardiff Cemetery. The person being contracted with to fix the cemetery said he can do more work and get it done quicker if the town fronts the money. He doesn’t know how long it takes for the state to send the money.

Tom Chartrand said usually it takes 2-3 months. He thinks we could agree to pay everything up front except for 10%.

Councilor Knapp asked what kind of work they are doing at the cemetery.

Supervisor Scammell thinks it’s fixing stones, filling some areas in, etc. He thinks the dilemma is that they don’t have an active association that has money. They have done a lot of the work themselves over the years the best that they can.

Tom Chartrand said the contractor they are using did some work in Otisco last year and they spoke very highly of him.

Supervisor Scammell said he had called a couple of people who had used this guy and they had glowing comments about him.

Kevin Gilligan asked if the town applied for the grant money.

Tom Chartrand said the grant money will flow through the town to the contractor. He thinks the contractor feels if he waits 3 months for the money, he will have to take a loan out to cover the material, etc. and won’t be able to do as much work.

Supervisor Scammell will follow-up with Mr. Field on this and advise we are all set to go.

B. Committee (2nd Monday).

1) Agriculture (Dave Knapp & Mary Jo Kelly).

2) Communications & Technology (Mike Forte, Pat Keefe, Mary Jo Kelly, Marshall Taylor, & Greg Scammell).

- a. New town website – functional requirements in process, new email addresses, conversion & file transfers.
- b. Senior website being designed by S.U. student Gail Burleigh.

3) Economic Development (Bill McConnell & Greg Scammell).

4) Emergency Response (Tom Bailey, Bill McConnell & “Pete” Paul).

- a. Onondaga County Department of Communications - OCICS.
- b. Mass shelter response.
- c. Multi-Jurisdictional Hazard Mitigation Plan.

5) Employee Policies & Benefits (Mary Jo Kelly, Adrian Shute & Mary Doster).

6) Environmental & Conservation Advisory Board (Rainer Brocke, Barb Ferro, Knowlton Foote, Eileen Gilligan, Nancy Mueller & Mark Distler).

- a. LaFayette Hotel.
- b. Redo planters at hamlet four corners, coordinate w.LCS, explore grants (RB & LC).

7) Highway (“Pete” Paul, Leon Cook, Dave Knapp, Sumner Palmer & John Greeley).

- Building committee: rough estimate for new Highway Garage (subject to permissive referendum).

8) Insurance (Adrian Shute & Bill McConnell).

- ISO/PPC rating for LFD.

9) Physical Plant (Herb Salladin, Dave Knapp & Bill McConnell).

An unsafe utility pole at Stafford was discussed.

Councilor Shute asked if the pole is the one the fuse box is on.

Councilor Knapp said no. It’s the pole at the main entrance by the tennis courts. He and Jerry Marzo looked at it. It has to be taken down. He was thankful someone called about it.

a. Programmable thermostats.

Councilor Knapp said this should be underway shortly and we have already signed the voucher for the heat pump.

b. Fire & smoke alarms at Town Offices (1st & 2nd floor) & 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 and steps.

f. Community Center phone jack and wall extension for Regina.

g. Copier proposal from Eastern: copier costs and evaluation.

10) Recreation & Youth (Dave Knapp, Adrian Shute & Regina Reinschmidt).

a. Marion Bailey Park.

1. 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)**

2. Long term.

- **Resurface basketball court.**
- **Add fencing (north side) to protect children from ditch & road.**
- **Speed limit reduction to 30 mph (resident petition)**
- **Traffic flow control (light, sign, 4way stop @ 11A & Rowland).**
- **Parking area from 11A (Leon Cook). Keep or remove?**

b. 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).**

c. Stafford Park.

- **Pavilion ingress/egress**

11) Safety (Tom LaFayette Beach 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 and Adrian Shute & Pete Paul).

13) Service Awards (Bill McConnell, Dave Knapp, John Harper & Larry Paige).

a. LOSAP audit – 05.13.09.

Councilor McConnell said material has been sent to the CPA's. They are learning too. He asked the CPA to consider lowering their cost for this. The folks he talked to will recommend lowering the cost. He met with BPA-Harbridge and the L.F.D. President. He discussed the paperwork they will be doing. He has asked the Town Clerk to give him 2 copies of the motions made regarding the Service Award Program this year and he has received them. We are going to have a tentative plan put together for the 20-year old fire department members to show what they could have at the time of their retirement.

b. Legislative relief appeal.

Councilor McConnell has called Senator DeFrancisco's Office again this week and was told a staff member would call him right back but he has heard nothing.

14) SOTS & OCRRA Liaison (Dave Knapp & Bill McConnell).

15) SPDES (Bill McConnell, Jim Nakas, Steve Beggs, Nancy Mueller, Mark Parrish & Kevin Gilligan).

Councilor McConnell said we need to hold a public hearing May 11th for the MS4 Report. He will be contacting the CEO and Town Clerk with information that might need to be included.

Councilor's McConnell moved and Knapp seconded the motion to hold a public hearing for the Annual SPDES Report that is due June 1, 2009 on May 11, 2009 at 6:30 p.m. Motion passed unanimously.

- **Onondaga County intermunicipal contract.**

Kevin Gilligan has the contract for the Supervisor to sign which he will do after the meeting.

16) Water (Greg Scammell & "Pete" Paul).

- **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).

- SOCPA subdivision guidelines to distribute to local subdivision applicants.**
- Digitized zoning map, correction & amendments.**
- Streamlining of similar uses, controlled site approvals and specific permits.**
- 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. Other.

10. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Community Development Grant app - 2008.

- **Stafford Park – accepted, to be bid.**

Councilor Knapp said the county is working on their part of the Environmental Review.

B. Community Development Grant app – 2009, submitted.

Councilor Knapp said they haven't met yet on this.

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.

- **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 OnCo(MJ).**
Councilor Shute said he contacted them and ordered 7 signs.
- E. TWC/Verizon franchise (DK).**
- F. Rescheduled August meeting to 08.24.09.**
- G. Other.**

12. Suggestions for improvement and positive contributions.

Councilor Knapp said the Band Director at the High School has been there 32 years plus and he is retiring this year. He has always supported the Memorial Day Parade and the last few years has been at our Tree Lighting. He thinks it would be nice for the town to do a Certificate of Appreciation for him.

Councilor's Knapp moved and Shute seconded the motion to do a Certificate of Appreciation for John Besten for his years of volunteering in the community. Motion passed unanimously.

Councilor Bailey said Harrison Homer is retiring from the Onondaga County Sheriff's Dept. He has been our Town Constable for many years and thinks a Certificate of Appreciation would be nice for him.

Councilor's Knapp moved and McConnell seconded the motion to do a Certificate of Appreciation for Harrison Homer for his years of service. Motion passed unanimously.

13. Executive session (if needed). Highway storage contract.

14. Councilor's McConnell moved and Knapp seconded the motion to audit & pay the following bills:

HIGHWAY FUND	#3710 - 3716
GENERAL FUND	#3717 – 3745

Motion passed unanimously.

15. Councilor's Shute moved and McConnell seconded the motion to adjourn. Motion passed unanimously.

The Town Board Meeting adjourned at 7:57 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk
Approved 5/11/09