September 14th, 2021 LaFayette Town Board Meeting Minutes

Minutes of the Regular Town Board Meeting held by the LaFayette Town Board on September 14, 2021 at 6:30 p.m. at LaFayette Town Hall and live on Facebook.

Present: William McConnell, Supervisor Steve Zajac, Councilor Melanie Palmer, Councilor Carole Dwyer, Councilor Jerry Marzo, Councilor

Recording Secretar	y: Jackie Bush Roorda, Town Clerk
Attorney:	Jeff Brown
Budget Officer:	Tom Chartrand

- Others Present: Ralph Lamson, Bldg. & Code Enforcement Dave Knapp, Onondaga County Legislature Chair Jeff Palin & Mark Chambers, Town Engineers Sue Marzo, Information Officer; Dave Prince, LCC, Parks, Library, Sean Doolittle; LaFayette Fire Dept Mark Distler, LACC; Rick Stout, Historian, and several residents
- 1. The Town Clerk, Jackie Roorda took the Roll, all present.
- 2. The Pledge of Allegiance was led by Eagle Scout candidate, Scott Heath of Troop 115 in Fabius NY. Upon completion of the pledge, Supervisor McConnell explained that Scott took on the restoration of the abandoned Sherman Hollow cemetery located about 1 mile south on Apulia Road from Route 20 as his Eagle Scout project. This was a huge undertaking where 10 truckloads of debris were removed, headstones were repaired and restored. On October 16, 2021 at 10:00 AM there will be a rededication ceremony at the cemetery and it will also be proclaimed Scott Heath day in the Town of LaFayette.
- 3. Town Board Minutes of August 10th, 2021 Regular Town Board Meeting.

R-172-21 Councilor Marzo moved and Palmer seconded the motion to accept the August 10th, 2021 Regular Town Board Meeting minutes, as submitted by Town Clerk Jackie Bush Roorda. Motion carried 5-0

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

4. Communications

A. Proclamation of Scott Kushner day on September 29, 2021 as he will be retiring after 19 years of service to the Town as the Library Director, while locally overseeing the library expansion, collection modernization, the institution of programs for patrons of all ages, and kept the library up to date, technologically.

- B. Barton & Loguidice Comprehensive Plan Update -
 - Overview of the planning process, intent, benefits, and expected outcomes.
 - Community Profile This section describes the current state of the community and includes historical context. It describes current zoning and land use, community assets and resources and includes several descriptive maps.
 - Vision and Goal Framework This section defines the community vision (what do we want to be in 10-20 years?) and goal framework used in the plan, outlines the five major community goals and the objectives and action items intended to achieve the stated goals.
 - Community Development Framework This section will include an envisioned future land use map, as well as a Hamlet development strategy that will identify the preferred future character of the Hamlet, and strategies and tools for ensuring future development is in align with the Town's vision
 - Implementation Matrix This section creates the details required to turn the specified actions into a prioritized actionable plan
 - The remaining steps/timeline are: Development of Draft Chapters 4 & 5 September 2021; Tiger Team Meeting to Review Complete Draft (Closed to Public) Late September 2021; Complete Draft Comprehensive Plan posted on website for public review Mid-October 2021; Public Open House & Tiger Team Committee Public Hearing Late October 2021; Final Draft Comprehensive Plan posted on website for public review Mid-November 2021; State Environmental Quality Review (SEQR) Process November 2021; County Planning Referral November 2021; Town Board Public Hearing for Plan Adoption December 14, 2021.

Supervisor McConnell elaborated on the Hamlet revitalization part of this project explaining that the Board took on this project to revitalize the south corner of the Hamlet where the old LaFayette Hotel and adjacent vacant lot are located. The Town will attempt to purchase these two properties with some funds (\$490k) we received through the ARPA (American Rescue Plan Act). The restoration will be funded through a grant that was recently applied for in the amount of \$500k. Questions with regard to parking, the State's intersection project, and about the legalities of the Town owning this type of property. Parking potentially could be where the highway

garage was previously, the intersection project is to be determined, and Attorney Jeff Brown advised that there are some things that need review for the Town to own a commercial type property.

R-173-21 Supervisor McConnell moved and Zajac seconded the motion to allow the Town Board to make two purchase offers for the properties contingent on (1) the outcome of the attorney's research for Town to own such properties, (2) C&S Engineering environmental study, (3) attorney recommendation to get an appraisal and (4) completion of SEQR at the negotiated price of \$64,500 for the old hotel and \$12,500 for the adjacent vacant lot. Motion carried 5-0

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

C. Barton & Loguidice Presentation and Recommendation on the Hamlet Water Study -

- B & L Initial Involvement: (a) Existing Cardiff System owned by Honeywell - inefficient water supply (b) Honeywell looking to transfer ownership to the Towns of Tully & LaFayette
- Project Goals: (a) Ensure Cardiff has reliable water (contract signed) (b) Provide treated water to business core within the Hamlet of LaFayette
- Preliminary Engineering Report: (a) Discussed with Supervisor June 2021
 (b) Evaluated alternatives (c) Recommended project alternative (d) Identify next steps
- Project Drivers: (a) Health Sanitary Water Quality (b)Hardening & Resiliency (c) Economic Development
- Preliminary Engineering Report
- Hamlet Alternatives Evaluated
- Core Project Memo (a) 13Million (b) Two ground water production wells (c) 1 treatment building (d) 1 elevated water storage tanks (e) 14k linear feet of water main (f) 160.5 EDUs (f) Create a new town water department
- Funding steps: (a)Plan (b) Gain community support (c) Develop the project (d) Secure funding (e) Design/ Construction
- Next Steps: (a) Hydrogeologic Study (\$25-30k) (b) Geophysical Surveys (\$35-40k) (c) Test Wells (\$TBD) (d) Order of magnitude costs
- Project Schedule: 2021- Submit PER, Groundwater investigation, Environmental Review; 2022- District Formation, Bond Resolution, Grant Application, Grant Awards, Financing Application' 2023- Engineering Design, Regulatory Approvals; 2024- Project Bidding, Construction Begins; 2025- Construction Ends.

R-174-21 Councilor Dwyer moved and Marzo seconded the motion to move forward with Phase I of the Hamlet water study. Motion carried 5-0

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

D. Ron Bush Senior Center Update - Jeff Palin of C&S Engineering reported that bidding on the erection of the new senior center will take place on Monday, September 20 at 1:30pm. Jeff also advised that they have put up the signs that say, "Future Home of the Ron Bush Senior Center". Dave Knapp also advised that he was able to procure an additional \$100k, totaling \$250K towards the new senior center to assist in the building and the money will be available as soon as we are ready to move forward.

E. Dog Park Update/Bids - Mark Chambers of C&S Engineering advised that we received 3 bids on Sept. 9, 2021 and they were a wide range (\$89k - \$231K) higher than anticipated. Dave Knapp should know shortly about an additional \$25k for this project. Mark Chambers suggested that we have 45 days to respond to bidders and there is a possibility that we will need to re-bid, but let's just wait and see what happens and if the money comes in.

F. Ellabrook Road Extension - Mark Chambers of C & S Engineering advised they received a quote from Jacobsen Surveying for a 120 ft. extension due to a home being build there. Highway Superintendent Robson advised that this property is already plowed by our Highway Department and will make their job easier for them upon completion.

R-175-21 Councilor Marzo moved and Palmer seconded the motion to move forward with the cost of the survey and legal description of the Ellabrook extension on behalf of the highway department. Motion carried 5-0

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

G. General Code Supplement No. 1 - Attorney Brown advised we currently have adopted four Local Laws and one pending Local Law in holding that we will need

to incorporate into our Town Code. There is a cost involved in that process. He recommends holding off until after the 5th law if adopted and then get an updated cost of the incorporation of those laws.

H. SPCA Cruelty Prevention Agreement

I. SPCA Dog Control Services Agreement

Per the recommendation of Budget Officer Tom Chartrand, we will hold off on the SPCA contracts until after the budget is adopted in November.

J. Mass Gathering Permit for 2021 LaFayette Apple Festival - Dave Knapp advised that this is the same permit submitted each year with some minor tweaks with regard to COVID protocols, a ban on all smoking based on feedback from the NYS Fair, lower attendance projections, slightly lower number of crafters and the Fire Department to provide EMS services.

R-176-21 Councilor Dwyer moved and Marzo seconded the motion to approve the 2021 Mass Gathering permit for the annual LaFayette Apple Festival. Motion carried 5-0

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

5. Communications from the Public:

A. Dave Anthony spoke on behalf of the Cardiff residents and provided a detailed memo of their concerns. He gave a brief synopsis of the memo to include: • the resident dissatisfaction that the concert series has caused in Cardiff • the noise is a direct violation of the Town Board notice ordinance • the Town's noise laws that are currently in effect should be enforced • there are biproducts of these concerts such as excessive drinking, DUI's, and trespassing.
property values will go down, • the promoter has threatened to sue the Town has no legal grounds for a successful lawsuit, • the fact that the economic need of anyone cannot trump the rights of the residents of the Town.

REPORTS

- A. Departmental
 - 1. Town Supervisor Report

a. Budget Officer Tom Chartrand advised that Supervisor McConnell completed a positive review of the bank reconciliation of the Supervisor accounts. R-177 -21 Councilor Palmer moved and Marzo seconded the motion that a positive audit of the bank reconciliation of the Supervisor's account was completed by Supervisor McConnell and was appropriate. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

b. Budget Officer Chartrand submitted the August 2021 Monthly Financial Report. Court fines have exceeded budget up \$11k year to date. Highway Department received \$10, 185 from the sale of equipment. The Franchise Fees are up the 83% which is slightly head for the year. General Fund spending is at 44%, revenue is at 105%; Highway spending is at 53%, revenue is at 95% and library spending is at 57%, revenue is at 99%.

TRANSFER OF APPROPRIATIONS

GENERAL FU	ND			
To:	A1440.4	Engineer	Contractual	\$20,000.00
F			TOTAL	<u>\$20,000.00</u>
From:	A1990.4	Contingent Account	Contractual	\$20,000.00
			TOTAL	<u>\$20,000.00</u>
To:				
101	A4089	Federal Aid Other	Revenue	\$77,000.00
_			TOTAL	<u>\$77,000.00</u>
From:	A688	Other Liabilities	ARPA Revenue	\$77,000.00
			Replacement TOTAL	<u>\$77,000.00</u>
To:				
	A599	Surplus	ARPA	\$77,000.00
F			TOTAL	<u>\$77,000.00</u>
From:	A1940.2	Purchase of Land	Equipment	\$77,000.00
			TOTAL	<u>\$77,000.00</u>

R-178 -21 Councilor Palmer moved and Dwyer seconded the motion authorizing the transfer of appropriations as listed above. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

R-179 -21 Councilor Palmer moved and Marzo seconded the motion to obligate up to \$77k from the American Rescue Plan Act (ARPA) to be used for the purchasing of the four corners properties. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

Tom Chartrand again reminded the Board of the budget workshop dates of Wednesday, Sept. 22 at 5pm, Tuesday, October 12 at 5pm and if needed Tuesday, October 25 at 5pm. He also stated the budget will need to be adopted the Thursday after election day.

2. Attorney – Introduction of Local Law 5-2021 (Noise Limitations) Attorney Brown informed that we will need a motion from the Board to introduce this law and set the public hearing for the October 12, 2021 regular meeting. The draft includes amendments to both the public assembly and the noise chapters of the Town Code.

R-180-21 Supervisor McConnell moved and Councilor Palmer seconded the motion to set the public hearing on October 12, 2021 for Local Law 5-2021- (Public Assembly & Noise Limitations). Motion carried 5-0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

Attorney Brown also requested that the Board authorized him to draft a Local Law with regard to small cell wireless deployment. The Town does not yet cover this in our code. These are small towers that potentially could go right next to the road, on a telephone pole or such. Code Officer Ralph Lamson questioned if we should put a moratorium on them for the time being so someone doesn't try to do this prior to the law being passed. No motion is needed for the draft of this proposed law.

3. Highway - Steve Robson, Superintendent nothing to add to his submitted report.

Roads: Repairs to Markland Road, Onativia Road, Ryder Lane and Walburger Road (Asphalt paving and surface treatment) were completed on September 9th.

Miscellaneous repairs and general maintenance to our roads will continue through the summer and fall months.

The Town received substantial damage to our drainage system on Clark Hollow, Deer Run and various roads through the month of July and August. Temporary repairs have been completed and permanent repairs are still pending. Spoke with Robert Duell of Homeland Security and Emergency Services on Thursday September 9th regarding possible FEMA assistance on work completed and the pending permanent repairs.

Brush pick-up began on September 6th due to delays with storm damage repairs. Completion of brush pick-up and grinding into mulch for the residents of LaFayette is tentatively early October.

Equipment: Tentative delivery of the new Roadside Mower (New Holland) is scheduled for the end of October. Tentative delivery of the new Truck 2 (International) is now February of 2022.

4. Town Clerk

a. Jackie Roorda advised that August 2021 Town Clerk report was in the Board's meeting packet for their review. Her office continues to be busy with the sale of hunting licenses, passports and marriage licenses.

5. Building and Zoning Code Enforcement - August, 2021 report for all building permits was provided to the Board by Ralph Lamson, Code Enforcement Officer.

6. Justice Court

a. August 2021 Justices Reports.

Judge Perrin had 103 cases and turned over \$11,730.00 to the Town of LaFayette for August, 2021.

Judge Shute had 130 cases and turned over \$15,950.00 to the Town of LaFayette for August, 2021

7. <u>Library</u> -

- Scott's retirement
 - o Effective September 29
 - New Director candidates are being vetted and interviewed.
 - Scott Kushner Day proclamation proposed
 - Planning for a reception at library is in the works, TBD
- Circulation desk has been ordered and will be installed soon
- Day to Day operations continue
 - Physical library is open appointments no longer required social distancing practices remain in place for computers, browsing, etc. and all patrons still being requested to wear a mask in the library
 - Materials are no longer being quarantined when returned
- 8. Parks
 - Park mowing and maintenance are on-going
 - Bathrooms are being cleaned regularly (daily when possible)
 - Basketball court at Vinegar Hill Sports Park partially sealed, additional sealant ordered and received and will be applied soon
 - Optimist Club has installed completed cement floors in dug outs on field #5 (Stafford Park south) and will be erecting cement brick walls
- 9. Community Council
 - Youth Soccer season began September 11
 - New lights for box at Vinegar Hill have been installed. Policy for facility use, including lights, Policy included in packet: No fee for light use; lights will turn off at 9 pm; scheduling field use discussion will take place at a later date with Dave Prince, Supervisor McConnell and clerks.
 - Sponsorship Policy included in packet: Councilor Dwyer inquired to the cost of the banners and sponsorship. Dave Prince advised the banner cost will be paid for by LCC at about \$70 business sponsors will pay approximately \$250 or \$400 for banners in 2 locations. The banners will be removed seasonally to help preserve them. Supervisor McConnell suggested using mesh banners as opposed to vinyl also for preservation purposes.
 - -
 - Fire Department Report September 8, 2021
 Fire/Rescue Calls:
 Ours: 9
 Mutual Aid: 7

Ambulance Calls (Ours)

BLS: 6 ALS: 9 Refused Transport: 6

Ambulance Calls (Mutual Aid)BLS: 2ALS: 3Cancelled: 1

Total of 15 Fire/ Rescue including 2 small residential fires and 1 mutual aid for a lost hiker lasting 6 hours, we also assisted Tully when the sewage treatment plant flooded.

Total of 27 ambulance of both ours and mutual aid. 6 refused transport and one cancelled. There were also 3 that occurred while LaFayette was handling a kitchen fire and unable to respond.

11. Dog Control - Report by Ken Johnson

September 8, 2021: Pair of dogs running around near the high school, drove around but did not find any dogs.

September 9, 2021: (1) Call of dogs running on Apulia Road near Butternut Landing. Did not see any dogs. (2) Two dogs on Route 20 at Marzo's on Naughton Road. One Husky and one Bex. Ken picked up both dogs. The husky was aggressive and tried to bite. The owners are on the Onondaga reservation. Dogs have been returned to their owners

Many people are picking up dogs thinking that they are in danger, but they are most of the time running free and then returning home.

We are following up on delinquent dog licenses as well as neighbor complaints of barking dogs.

A. Committee Reports:

These are the LACC activities between August 6 and September 9, 2021:

- Membership One new member, Doug Anderson, volunteered to be on the LACC. Chair Distler recommended that he be considered an auxiliary member. The LACC now has 7 adult members appointed, 2 student members, and 2 auxiliary members.
- 2. **Meetings** No meeting was held. The next meeting is scheduled for September 21.

3. Special Projects

Attached is a status summary of special projects requested by the Town Supervisor.

4. Culture Building Programs

a. Town Newsletter - The LACC authored and submitted two articles for the Town's 4Q newsletter.

b. Other - The LACC is considering two other programs: (1) posting topics on Town web site and (2) organizing the Town's resident conservation experts.

7. NEW BUSINESS -

1. Supervisor McConnell advised that the Groth Road cell tower was inspected. There were minor deficiencies. The new contract is still under negotiations. Councilor Zajac questioned how often the inspection was required. Per Town law it is annually. Code Officer Ralph Lamson & Attorney Jeff Brown will look into changing the Town Law to bi-annual inspections

2. Kelly Wypych of LACC investigated for the Town utilizing the Consolidated Funding process to assist with grants that would help with many other projects.

R-181 -21 Councilor Dwyer moved and Palmer seconded the motion to allow Supervisor McConnell & Kelly Wypych of LACC to register on behalf of the Town of LaFayette with the CFA (Consolidated Funding Agency) for environmental consolidation funding. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

3. Justice Shute has requested on behalf of the Court to make Catherine Romancik a salaried employee with the title of Court Clerk at a salary of \$21,500 for the remainder of this year and going forward.

R-182 -21 Councilor Dwyer moved and Palmer seconded the motion to make Catherine Romancik a salaried employee at \$21,500 for the remainder of 2021 Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

- 8. OPEN COMMUNICATION FROM THE PUBLIC No one spoke at this time.
- 9. Motion to audit and pay bills.

General Fund 18068-18109 \$ 63,252.85

Highway Fund	18110-18122	\$ 59,100.47
Special District	18123-18125	\$ 9,660.24

R-183-21 Councilor Palmer moved and Dwyer seconded the motion to audit and pay the above listed bills. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

10. Motion to Adjourn

R-184-21 Councilor Marzo moved and Zajac seconded the motion to adjourn. Motion carried 5 - 0.

William McConnell	Supervisor	Voted	Yes
Steve Zajac	Councilor	Voted	Yes
Melanie Palmer	Councilor	Voted	Yes
Carole Dwyer	Councilor	Voted	Yes
Jerry Marzo	Councilor	Voted	Yes

The meeting was officially adjourned at 8:14 p.m.

Respectfully submitted.

Jacqueline G. Roorda Town Clerk