

Minutes of the Public Hearing held by the Town Board of the Town of LaFayette on June 25, 2001 at 7:00 p.m. in the Meeting Room of the LaFayette Commons Office Building on Route 11 in the Town of LaFayette.

Present: Gregory J. Scammell, Supervisor
Norman F. Paul, Councilor
Sandra Smith, Councilor
David Knapp, Councilor

Absent: Thomas V. Dadey, Jr., Councilor (Arrived 7:06 pm)

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Mary Doster, Assessor
Kevin Gilligan, Town Attorney
Marshall Taylor, Assessor/Clerk
George Peters, Colton Rd.
Arlene Zink, Colton Rd.
Bruce Donohue, Deer Run Rd.
Sigmund Brzostowski, Colton Rd.
Don Ross, Eager Rd.
Capt. Bronstad, Onon. Sheriff's Dept.
Nancy Baker, Library Director
Regina Reinschmidt, Rec. Coord.
Tom Chartrand, Bookkeeper
John Rogers, ACO

1. Supervisor Scammell opened the public hearing at 7:00 p.m.
2. Town Clerk took the roll. Councilor Dadey, Jr. absent. All else present.
3. Councilor Knapp led in the Pledge to the U.S. Flag.
4. **Councilor's Smith moved and Paul seconded the motion to accept the June 11, 2001 Public Hearing Minutes as submitted by the Town Clerk. Motion passed unanimously.**

Councilor's Knapp moved and Smith seconded the motion to accept the June 11, 2001 Regular Town Board Meeting Minutes as submitted by the Town Clerk.

Marshall Taylor said on page 4 it should read "Marshall said if it's below 100, it means houses are selling more than what they are assessed for. If it's more than 100, it means they are selling for less than what they are assessed at..."

Motion to accept Minutes as amended passed unanimously.

5. Supervisor Scammell asked for any comments from the public regarding public horse stables.

Councilor Paul asked about the section ‘proposed septic system’.

Kevin said that is just to state where it will be. There is more concern regarding where the well is to protect against contamination.

George Peters said in reference to the last meeting, when he asked about whether this would be legal, he was assured that if this was passed, it would be. There is no mention of public stables in any ordinance up to now. By approving this, you could be circumventing spot zoning. Instead of coming out and changing the zoning, you are allowing a commercial enterprise in an AR District which could be considered spot zoning. He realizes if this is approved tonight, someone must still apply for a public stable. Whose criteria is the septic system? Whose criteria is the manure management plan? Are we looking at each application on an individual basis?

Supervisor Scammell said yes.

George asked if there wouldn't be some plan in place prior to the application.

Supervisor Scammell said the Planning Board would determine this.

George said if we have no criteria, we are leaving it open. If you are going to approve something like this, these things should be looked at and some guidelines set up for these things, i.e. manure management plan, etc.

Supervisor Scammell said each application would be different.

George believes there still should be some plans in place prior to approving this. Regarding location of wells and water supply, does that include streams and the wells on other people's property?

Kevin said yes it would.

George brought up a problem in the Town of Onondaga where some wells might have been poisoned.

Supervisor Scammell said Kevin advised the neighboring wells would be included.

George asked who would test the wells yearly? Lets see if we can make this a little clearer. It was mentioned last week that if someone fenced in their whole land, it would be contiguous grazing land. He doesn't agree. What about woods and swamps?

Supervisor Scammell said his understanding is that horses can graze in the woods. He doesn't know about swamps.

Councilor Knapp said you aren't talking about two separate pieces of land.

George doesn't think this is legal.

Kevin said this is legal if it's passed.

Bruce Donohue said just from reading the last Meeting Minutes and looking at a regular horse stable versus a small dairy operation, it is his understanding a person could have 50 acres of farm land with 199 cows on it but this is a step up from that and you have regulations for horses. Is this a fair statement? He sees dairy farms and horse farms and is trying to weigh how restricted this really is versus what's allowed under regular agriculture zoning.

Supervisor Scammell believes this is stricter.

Bruce believes the two acres per horse are good and he thinks this is a step in the right direction. You need to address the same issue in residential areas like his neighborhood. There are lots big enough to have private stables.

Supervisor Scammell believes the areas he mentioned are AR/Residential.

Bruce said if his neighbor had 5 acres, he could fence it in and have horses.

Kevin said yes. It could be done, depending on your setup.

Bruce believes this type of area requires stricter zoning. They had deed restrictions on Meeker Hill prohibiting this and they expired in 1999. He believes if someone comes in his neighborhood, as he mentioned, it can hurt the overall neighborhood if it happens.

Kevin said there is a possibility the Town Board could look at other types of residential zoning in some of those areas.

Supervisor Scammell said such as R1.

Mary said in residential areas where it says you need 2 acres for horses, couldn't that also be applied to just residential?

Councilor Knapp said that is in the wording.

Supervisor Scammell asked the average size of parcel in Bruce's area.

Bruce said the smallest is 1 ½ acres and it goes to 3, 4, etc.

Councilor Paul asked what would constitute someone turning it down based upon the position of the well or water supply?

Kevin said for example, if you proposed a stable all uphill from a drinking well or water supply.

Councilor Paul asked how we would determine where the neighbors well is.

Kevin would recommend amending section b to say 'location of wells and water supply of applicant as well as on neighbors property'. We want to make sure we protect the wells out here as we are all on well water.

Councilor Paul asked if the manure management plan would include the disposal.

Kevin said yes. The Planning Board would have the discretion on this.

Councilor Paul said under 'd', the proposed septic system, what would this be based upon?

Kevin said we are talking about a public stable where they would have guests, riders, etc. coming to the place and they would have to pass county health inspection before they get approved.

George asked what prevents someone from applying for a 4-horse stable and having off street parking for 4 horses and bathrooms for a 4 horse stable and then if it's approved, turning around and having 10 horses? Would the number of horses be limited?

Kevin said yes. They will look at what's applied for and what sustainable. If they violate the terms of the agreement, the CEO can be notified by the neighbors and will look into it.

Supervisor Scammell said regarding the manure management plan, is there anything we could add to help the Planning Board?

Kevin said you could add "designed to have minimum impacts on neighbors". He does think the well locations for the applicant and neighbors should be included.

Supervisor Scammell said the hearings for the controlled site approval would be open to the public to express their concerns.

Arlene asked if the DEC and Health Dept. work together on it regarding the contamination of wells or the creek that flows into Butternut.

Kevin didn't know if they work together or not.

Supervisor Scammell said he believes they would both be concerned but doesn't know if they actually work together.

Arlene asked if they have to be notified to look this over before a decision is made.

Supervisor Scammell doesn't think so.

John Rogers said he thinks the DEC only gets involved if they think there's a violation somewhere.

Supervisor Scammell doesn't believe the DEC would get involved in this stage of the process.

Arlene asked what would happen if there was contamination.

Supervisor Scammell believes the DEC would contact the owner and it would be between them how it was resolved.

Arlene asked if the water is contaminated, how long will it take to clear it up? Would it come back that the town has allowed it?

John said the DEC has done a lot over the past few years upgrading their organization. They take contamination very seriously.

Supervisor Scammell said anyone can call them if they suspect something.

George asked if there was anything for odor control and pest control.

Kevin said that would be under the manure management plan. That is one of the reasons for it, to minimize odor and flies, etc.

Councilor Knapp asked the definition of controlled site approval versus a use variance. Does it stay with the property?

Kevin said they both stay with the property. A use variance is a statement that the zoning law as written and applied to that particular property causes a use difficulty. This is very difficult to get. You can usually do one of the uses allowed on that property. Controlled site approval is basically a permitted use and in granting that permitted use the town is giving to the Planning Board certain discretion to help in setting it up so it doesn't harm the neighbors. Specific permit is given only if you can show certain items noted in the zoning ordinance.

Councilor Knapp asked if the stable owner sold the property, and continued it as a stable, would the new folks have to come to the Planning Board to review it?

Kevin said only if they are going to change something.

Supervisor Scammell asked if we have received anything back from Onondaga County Planning on this.

Kevin said no.

Supervisor Scammell said we can't act on this tonight anyway. He would like to continue the public hearing.

Councilor's Dadey, Jr. moved and Knapp seconded the motion to continue the public hearing at the July 9, 2001 Town Board Meeting at 7:00 p.m. in the LaFayette Commons Office Building or as soon thereafter as it can be heard. Motion passed unanimously.

This section of the public hearing ended at 7:35 p.m.

Respectfully submitted,

Mary Jo Kelly

Town Clerk

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Regina Reinschmidt, Rec. Coord.
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1. Supervisor Scammell called the Meeting to order at 7:36 p.m.
2. Roll call and welcome were completed at public hearing.
3. Pledge to the U.S. Flag was done at public hearing.
4. Prior meeting minutes approved at public hearing.
5. **COMMUNICATIONS:**

A. Residents.

B. Mr. George Peters: Colton Road abandonment.

George said he received a letter from Mr. Green of the County D.O.T. Basically Mr. Green said it's up to the town. He doesn't know why the county got involved in it a few years ago.

Kevin spoke to Mr. Trexler who advised it was a done decision. Unless there's been some big change since the hearing, the decision is final. On November 19, 1998 the

decision stated, "in light of the above the petition to abandon this section of Colton Road is denied". The issue is dead unless there is a substantial change in circumstances.

George said Onondaga County under section 205 should have nothing to do with this.

Kevin said both the Town Highway Superintendent and County Highway Superintendent have to agree.

George said they were also told it could be disputed in 30 days. This was done. It was challenged in a certified letter to the County D.O.T.

Councilor Dadey, Jr. said his understanding was the Town Board couldn't appeal it but a resident could.

George said on December 15th it was appealed by certified mail.

Supervisor Scammell said on November 16, 1998, Bruce Trexler indicated traffic counts between November 2nd and November 8th varied between 9 and 40 vehicles a day.

George said he did a survey himself in January and found no vehicles using it.

Supervisor Scammell believes Mr. Trexler in the hearing minutes asked several people who came how many vehicles were there and they responded whatever the number was, it was more than 2.

Councilor Dadey, Jr. said on August 25, 1998, Commissioner Trexler had a hearing here at 2:00. He listened to the people who attended. Part of the criteria spelled out in the Highway Law is a minimum of 2 cars a day. Everybody that came to that hearing said they couldn't dispute there are more than 2 cars a day that came down that road.

George said we are talking about the end of Colton Road, not the whole road. We abandoned Meeker Hill which must have had more than 2 cars a day using it.

Supervisor Scammell said on Leafy Tree Lane (Meeker Hill) and Persse Rd. there were no vehicles traversing at all on them.

George said as far as he knows there are no vehicles traversing at the end of Colton Rd. He doesn't think anyone agreed there were more than 2 vehicles a day crossing that section of the road.

Supervisor Scammell said Mr. Trexler asked the question several times but he doesn't know what section Mr. Trexler was referring to. However, it's up to the county and town highway superintendents.

George said his survey said there are no vehicles. Mr. Trexler said nothing about the county in his letter. He said it was up to the town. He would like to find out where their survey was taken. Can the town pursue it or does he have to pursue it?

Councilor Dadey, Jr. believes the town has exhausted what they can do.

George doesn't believe the town did anything after that meeting. The residents disputed it and no one from the town followed up on it.

Councilor Dadey, Jr. would disagree.

George believes a gross misjustice was done in the counting of cars on Colton Rd.

Councilor Paul asked George to ask Mr. Green to do the count where Mr. Peters did his.

Councilor Dadey, Jr. said we held the public hearing. The Commissioner came and heard from interested parties. This is the testimony by the minutes from the public

hearing. Under the law, he made his decision which was not to abandon that road. Someone could appeal this which George advised was done on December 15th. The Town Board couldn't appeal it, it had to be a resident. You say the county didn't respond in over two years and now you have a letter.

George said it was in response to his recent letter.

Councilor Dadey, Jr. doesn't believe there's anything more the town can do. He believes George should call Mr. Green as the town has done everything they can under the Highway Law. The next step has to be with George and the county.

George said this was appealed within 30 days. He wants to know the answer to it.

Councilor Dadey, Jr. said if George gets him a copy of the letter and the receipt showing it was sent certified, then he will contact Mr. Green to see why no one responded.

Councilor Paul asked who signed for the letter.

George wasn't sure.

C. Syracuse Convention & Visitors Bureau: Calendar of Events.

"...currently compiling information for the next printing of the Calendar of Events...include all definite bookings of tourist events through October 2001...The deadline for any event to be published is June 22, 2001..."

D. Syracuse Convention & Visitors Bureau: Summer Mixer.

"..Wednesday, June 27..5:00 – 7:00 p.m...at the MOST..."

E. Canal Society of New York State: 2001 NYS Canal Conference.

"...2001 New York State Canal Conference...September 16-18..."

F. NYS Office of Real Property Services: Assessor Brochures

"The Office of Real Property Services oversees the administration of the real property tax in New York State. Our records show that elected board of assessors exist within your county. This year (2001), one-third of the elected assessors in New York State run in local elections. In hopes of preparing potential assessor candidates for their new jobs, we are asking for your help in distributing the two enclosed brochures: The Job of the Assessor and Members of Elected Boards of Assessors – Training and Certification Requirements.

Working cooperatively on a three member board, elected assessors are the local officials who estimate real property values. They are the key players in establishing and maintaining fair and equitable assessments for taxpayers.

It is important for candidates to understand the role and responsibilities of the assessor before they are elected to office. Please share these brochures with all the

assessor candidates in your political party planning to run in the upcoming election for the first time...”

Mary Doster said if she has an opponent, that person should realize what is involved.

Councilor Dadey, Jr. recommended forwarding a set of these brochures to Bruce Donohue.

G. Penflex: Contribution Amount Due.

“I apologize, the Town does not make the contribution due with interest...Attached is the cover letter and page 9 from the appendix. They have been corrected...The original will be mailed to you today...”

“Enclosed is the 2000 Annual Report for the LaFayette Fire Department Service Award Program. The report exhibits and documents the calculation of the December 31, 2000 required contribution of \$26,162.66 to the LaFayette Fire Department Service Award Program Trust Fund...”

Councilor Knapp advised he and Councilor Smith attended the meeting with the LFD and Penflex. He believes lines of communication were opened and hopefully things will run smoothly in the future.

H. Onondaga County Commissioner of Finance: Mortgage Tax Apportionment.

“Resolved, that pursuant to Section 261 of the Tax Law, the Commissioner of Finance be and he hereby is authorized and directed to forthwith draw warrants and deliver the same to the supervisors of the several towns in the County of Onondaga...LaFayette...\$26,941.51...”

I. Amy Samuels-Onondaga County CCE: Ten Steps to a Safer Septic System.

“1) Inspect and pump your septic tank at least every 3-5 years. 2) Make a map of your yard that includes the location of all the parts of the septic system. 3) Keep vehicles and other heavy objects off of the leach field and lines. 4) Divert roof runoff, drains and other surface runoff away from the leach field. 5) Reduce the flow of water entering the septic system by conserving water. 6) Plant grass, not trees or shrubs over your drain field. 7) Watch what you put down the drain. 8) Avoid using septic system additives. 9) Look for signs of septic system failure. 10) Consider replacing old or outdated systems....”

J. Amy Samuels-Onondaga County CCE: Protecting Private Water Supplies.

“1) Make a map of your yard that includes the location of the buildings, well , septic system, fuel storage tanks and any other potential source of contamination. 2) Locate kennels, bird feeders and animal pens away from the well head. 3) Have your septic system inspected and pumped every 3-5 years to maintain proper functioning. 4) Inspect the well cap. 5) Inspect the casing. 6) Build a mound of soil around the base of the casing so that the ground slopes away from the casing. 7) If your well is 10-20 years old or older, have it professionally inspected for cracks of corrosion of the casing. 8) Test your water every year for nitrates and coliform bacteria at a state certified laboratory....”

Councilor Knapp said the cost is \$16 and he tests their well every year.

K. Dale Sweetland, County Legislator – Alarm Law.

“I am writing in regard to the Town’s inquiry regarding the Onondaga County Alarm Law. I am surprised that your appeal to the Sheriff’s Department was denied. It is of concern to me when taxpayers are required to pay fines to taxpayers, particularly for reasons that are legitimately beyond control.

I am writing to the Sheriff to ask him to review your situation.

I am also drafting legislation to amend the local law to exempt municipalities and other governments.

I will keep you apprised and perhaps ask for your help...”

Supervisor Scammell hasn’t heard anything more from Dale since the letter.

L. Other.

Supervisor Scammell had a letter addressed to Stephen Beggs and members of the Zoning Board from Peter and Patricia Zangari of Berry Road.

“Is the Town Board of LaFayette listening to the tax payers voices opposing the proposed cell tower project planned for Newell Road in our rural agricultural district?

Apparently the Town Zoning Board does not seem to be interested in our objections to the nebulous plans and research presented by the Crown Atlantic representative. All we have been hearing are vague opinions of what the proposed cell tower will look like and where per Crown Atlantic it will best be sited. Crown Atlantic has repeatedly dismissed the impact that the ugly towers will have on our quality of life enjoyment...in spite of the numerous expressions of displeasure from the community. Neither Crown Atlantic nor the Town Board have shown a willingness to consider an alternate site to assure us that they have the best interest of the community at heart.

The residents of our community are truly concerned about the natural beauty of our environment. They have attended the Town Zoning Board meetings and not only expressed their feelings regarding the project but have offered viable solutions for the board members to review. The zoning board members and those that have appointed them should know in no uncertain terms that they are answerable to the resident voters for their actions.”

Supervisor Scammell said this letter was sent to Dr. Rainer Brocke of the Environmental Board, Harold Brown, Assemblymember, Joan Christiansen, Assemblymember, John DeFrancisco, Nancy Larraine Hoffman, himself and James Walsh, Congressman. He advised the letters to Senator's Hoffman and DeFrancisco stated "...What a shame that our legislators seem to be more concerned with a 'turf rights' rather than 'life quality rights' in regards to the proposed tower project in the LaFayette area..."

Supervisor Scammell also advised he received the following letter from Sylvia Shoebridge.

"Just a note in regard to the proposed tower on Newell Hill.

I hope the decision will be delayed until:

- (a) Crown Atlantic can find another less intrusive spot to build a tower or
- (b) As suggested by several people at the June 12th meeting that they find another acceptable way to meet the Federal mandate.

Crown Atlantic refused to send a good photo of the tower they want to build or the nearest place where I could photograph one of their towers. You would not buy a home without seeing it or knowing where it was located. Why are they not required to comply with a simple request plus a 34 cent stamp? I hope Crown Atlantic will complete their application truthfully..."

6. **SPECIAL REPORT:**

There were none.

7. **REPORTS:**

A. Departmental (4th Monday)

- 1) Animal Control – Jon Rogers, ACO.

Supervisor Scammell said in dire need when he might have to answer a residents call regarding dogs, is this incompatible with the supervisor position?

Kevin said yes. No one on the Town Board could be appointed for this position.

Jon said he picked up 5 dogs and 1 cat. He answered a couple of complaints. 3 of the dogs were returned to the owners.

Supervisor Scammell said the NYS Inspection Report by Kathleen Percy is fine.

Councilor Knapp asked what they inspect.

Supervisor Scammell said everything checked on the list.

- 2) Code Enforcement – Ralph Lamson, CEO.

A written report was submitted.

3) Highway – Leon Cook, Highway Superintendent

Leon reported on the cleanup days. The cost at solid waste was \$3,834. There was a \$52 fee to dispose of some fluorescent lights. There was a cost of \$1,225 for the generators to remove frion. The total cost was \$5,111. The metal was sold for \$32/ton totaling \$3,475.15.

Councilor Dadey, Jr. asked if the price was up or down.

Leon said it went down. We took in \$201 on tires. The actual cost to the town was \$1,434.85. That is the lowest it's been since he took over in 1988.

Councilor Dadey, Jr. asked if that included overtime for the guys.

Leon said there are no labor costs included in this total. He has never included it before. They did work most of the month of May on this cleanup.

The brush this year was awful. People have put a lot of brush out after the cut-off date of May 15th. They have to get this picked up. They had a washout on Newell Hill which created a problem with one of the property owners. The Keefe's only asked for a load of topsoil which the Highway Dept. gave them. Usually there is no problem up there. This hasn't happened since 1991. It happened when there was a heavy rain and a quick thaw. In the old driveway causing the problem they put 18" pipe in rather than the 12". They reditched and are making sure it doesn't happen again. They put a cross-over pipe in with cement blocks on either side. The old pipe had two holes in the road. This is on this end of Newell Hill. They repaired it. On the curve by Malia's, they had the same problem. They put some concrete blocks in there and paved over the top so the water can't get behind them.

Oiling and stoning so far: upper half of Newell Hill. The lower half was done 2 years ago. Bush Hill and Persse Road are done. The total is 2.88 miles being oiled and stoned. Councilor Paul and Leon have been working on the Jamesville deal since last meeting. The county said they would try to get over there and mow it but it hasn't been done yet. Sometime this week, they are going down with the mower and weed eater and do the work up on top. If the county hasn't done anything on the roadside, he will have our roadside mower go down and do what he can.

Councilor Paul has gotten complaints on the tractor trailer always parked on the corner of Coye and Apulia Roads. Both of these roads are county roads.

Last Thursday, Gary Hodge from Colton Road mentioned all the speeders that come off O'Connell Road onto Colton Road. Sometimes they end up on his property. He would like a speed zone up there. Leon advised him usually they get a petition from the neighbors in the area and bring it to the Town Board. He told Gary he would bring this to the Town Board as Gary didn't have time to get the petition before the meeting. Mr. Hodge would like a speed limit on all Colton and O'Connell Roads. As Highway Superintendent, he would ask for an O.K. of 35 mph for both roads and an O.K. for the Town Clerk to notify the County and bypass having everyone sign a petition.

Supervisor Scammell said his only concern is that the petition is the only paperwork we send in with our request.

Councilor Knapp said in talking with the residents in the area, he would think they would wholeheartedly support this.

Leon said he will have to get in touch with Gary Hodge and tell him he needs to get the petition.

Arlene said there are a lot of children on that road. There is a 35 mph speed limit sign about 40' from a house that has 8 children in the family. That speed sign should be on top of the hill. There's a warning in the middle of the hill that a speed limit is coming up.

Councilor Dadey, Jr. believes the speed sign is at it's current location because that is where the speed limit of 35 mph was approved.

Leon said when he asked for the 1 ton pickup, he advised the only thing we weren't getting with it was a sander. The state bid was \$5,500 and he got a quote of \$4,300. He found out this was only for a half-yard sander. He is asking for a 3 yard sander. Now this quote is \$5,600. He is asking for an O.K. to go back and get the sander on state bid for \$5,500. We have to advertise for 30 days like we did before.

Tom Chartrand said we need a permissive referendum as the money is held in a reserve fund.

Kevin said the information will have to be sent to him for this so he can get the terminology for it.

Councilor's Dadey, Jr. moved and Knapp seconded the motion to have a permissive referendum for the purchase of a 3 yard Smith sander under state bid in an amount not to exceed \$5,500. Motion passed unanimously.

4) Justice – Malcolm Knapp/Maureen Perrin, Town Justices

Written reports were submitted.

Supervisor Scammell said 442 cases were heard and \$32,445 was taken in.

Councilor Knapp asked the town's portion of this money.

Tom C. said \$11,060.

Councilor Knapp asked where we are compared to last year.

Tom said as of the end of May we were at \$49,000 and this brings us to \$60,000. We budgeted for \$92,000 so we have \$32,000 left to make budget.

Supervisor Scammell noted there are 2 reports prepared by Dave Lamson for the Office of the State Comptroller included.

5) Library Director – Nancy Baker, Library Director.

A written report was submitted and minutes from the Board of Trustee Meetings.

Councilor Knapp said it looks like we are up a little bit over the past couple of years in circulation.

Nancy said about 2.2 in 2000.

Councilor Knapp saw where someone was going to donate something to the library.

Nancy said it is a landlocked piece of property totaling 12 acres. This came up a couple of years ago. The Board looked into it and she doesn't think they decided anything at that point. They addressed it at the April and May Board Meetings. The

Library Secretary wrote the owner a letter advising the Library didn't have the expertise to sell the land.

Councilor Knapp asked if this will be pursued.

Nancy said they wrote the owner a letter thanking him for the offer but declining it.

Councilor Paul asked about the 18% for Pompey. Is this what it normally is?

Nancy believes the Library system tells them to use that percentage of the town. Today is the first official day of 2001 A Reading Odyssey for all the children in the school district. There are special programs for the younger children each week.

6) Recreation – Regina Reinschmidt, Rec. Coord.

Regina said age 12 and under baseball and softball has just finished their season. They had 14 teams. They still have some makeup games to play. The 13-16 year olds will be starting. There is 1 girls team and 1 boys team.

The lacrosse season has begun. There are 4 levels of boys lacrosse and 3 levels of girls. Community Council has decided to remove the outfield fences between the baseball fields behind True Value to make more room for the lacrosse program.

They are working on opening the Beach. The Fire Dept. came and cleaned the pool. They plan on opening by Saturday at the latest. They could probably use one more guard. One is a returning guard and the other two are new. They are all from LaFayette. She hired one instructor from Liverpool.

Instructional boys lacrosse has been going on and the girls will be starting soon.

Councilor Knapp said when we compared prices, we found it would be more economical to get 2 large size rather than 2 regular size port-a-johns and 1 large one.

Mary Jo said they should have been delivered today.

Regina said the 6 water tests for the town have been completed and all passed.

Councilor Knapp asked how the water is looking at the pool.

Regina said good. It took til about Friday to fill.

Leon said we had 2 violations. The Safety Officer required the ramp to be extended off the end of the Town Office Building. They took care of that. The grate at the pool has also been repaired.

Regina said the man made a little door in it. She put a lock on so the whole grate can't be opened.

Councilor Smith said the Highway Dept. did a really good job on the ramp.

7) Town Clerk – Mary Jo Kelly, Town Clerk

A written report was submitted.

8) Town Supervisor – Gregory J. Scammell, Town Supervisor

A written report was submitted.

Tom C. said on page 13 there is a breakdown of all the little deposits.

B. Committee (2nd Monday).

- 1) Communications and Technology.
- 2) Environmental and Conservation Advisory Board.
- 3) Employee Policies and Benefits.
- 4) Highway
 - New EPA ditching requirements.
 - Drainage issues on Summer Ridge.
- 5) OCRRA Liaison.
 - Annual license renewal process.

Councilor Knapp said Mary Jo did a survey to various towns regarding hauler permit fees. Currently we charge \$50/year. A lot of other towns charge by vehicle and several have a flat rate of \$100/year. In the interim of the guidelines that we just put into effect not long ago for the intrastate agreement, we have renewed the hauler applications for \$50 through the end of the year. Under the agreement, the haulers license runs from January through December. We will renew permits again in January to follow the statute and can decide what we want to charge in the mean time.

Councilor Paul read an article which said we have formed a trash district.

Councilor Knapp said we really haven't gone forward with anything. They had to form a district to gather bids. The plan will move forward only if it will save the residents.

Councilor Paul said we told the residents we wouldn't organize a district without having meetings with them first. He would interpret this article to read we formed one already.

Councilor Knapp said it's useless to have a public meeting before you have information to give people, i.e. prices, etc. In order to get information, you have to form a district. We are under no obligation.

Councilor Paul asked when the Town Board said they would agree to this. He believes when we got to that point, we would have information to give to the people.

Councilor Knapp said we didn't have any information to give the people. He would be happy to do up a letter for the Newsletter.

Councilor Paul said he would appreciate that.

Mary asked when they look into this, will they look into different levels, i.e. Sr. Citizens?

Councilor Knapp said they were thinking of modeling it after the one in DeWitt. It's a pretty nice plan. Once they get the information, that is when we will have some meetings and go over everything to see what we want to do.

Marshall asked if this would be put on the tax roll. There's only certain times we can go in and change these things. This will be a nightmare. Who will notify the assessors of changes?

Councilor Knapp said it will be some work. That is why they want to make sure it will be worth the work.

Councilor Paul asked if we are going to be in this trash district, at what point do they take our input?

Councilor Knapp said before the bid specs are put out he plans on showing them to everyone and gathering their input.

6) Physical Plant.

- B & H Air Conditioning proposal.

Councilor's Knapp moved and Paul seconded the motion to authorize the Supervisor to sign the proposal with B & H Air Conditioning. Motion passed unanimously.

7) Recreation and Youth.

a) Bailey Park.

- trash disposal.

Councilor Knapp said this will be taken care of tomorrow.

- Recreational options.
- Additional sand.
- Safety hazard.

Supervisor Scammell went down to the Park. He wasn't aware of a safety factor with the poles from the old tennis court.

Councilor Smith thinks the Safety Officer wanted to know if they were still being used.

Councilor Knapp said we could put a net across there.

Supervisor Scammell asked them to review this at the next Safety Meeting.

- Bees in tires.

Supervisor Scammell noted the bees in the tires are gone.

- Swing repairs.

Councilor Knapp said he and Councilor Smith talked about the swings. The chains have been procured and they will be putting them up.

Supervisor Scammell said the two picnic tables there seem to be in rough shape. The residents haven't asked for new ones. He asked for any ideas on where we could get a couple of new ones.

Councilor Knapp asked if YCIP could build them.

Councilor Smith will check.

Councilor Knapp asked if it would be smarter to look into the steel ones for longevity. He will check into this.

b) LaFayette Beach.

- Neighbors' concerns/recent complaints: noise, parking, access/hours, lighting, loitering.

Supervisor Scammell has had calls from the neighbors near the Beach regarding kids coming in and loitering there every night. We seem to be having an increased number of problems with the kids hanging around after the facility is closed. He asked Capt. Bronstad if they could have a car go by to encourage them to go home. It closes at dusk and 10:00 on Thursdays.

- Summer contingency plan: port-a-johns.

Discussed earlier in the Meeting.

- Lacrosse program facilities evaluation and re-siting.
- LaFayette Beach transfer from LCC to town.

8) Safety.

9) Senior Transportation and Housing.

- Transportation Survey: MCOA

10) Service Awards.

Tom C. noted the voucher before them is for administrative fees. He said the Board can refuse to pay it and next year they will up the program cost so they will get it from us either way.

Kevin said that is not the way it is set up. It's set up for the program to pay for it which means it comes out of the interest.

Tom C. said if you refuse to do it, it will get charged against the trust fund and they advised him they will bill us for it next year. He said Mike McHale advised him of this. It's up to the Board whether to sign the voucher or not. It's up to our discretion.

11) Water.

- Water Systems Council Seminar

12) Zoning Review.

- Digitized zoning map.
- Public/private Horse Stables.
- Industrial zones.
- Communications/Cell Towers
- Comprehensive Plan.

8. **UNFINISHED BUSINESS & ACTIVE PROJECTS.**

A. Litigation and other legal matters.

1) Apple Ridge assessment.

Will be discussed in Executive Session.

2) Summer Ridge Subdivision Phase II.

Kevin said there has been no further word from Mr. Hutton since John Langey wrote him advising him of the Town Board's decision at the last Meeting.

B. Other Active Projects.

1) LaFayette Community Council: Not-for-profit 1st annual filing.

Nothing to report.

- 2) Annual IRS Requirements for LCC, LFD & LPL.

Nothing new to report.

- 3) LCS/YCIP composting toilets proposal at LaFayette Nature Center.

Councilor Smith said there was a copy of the proposal in everyone's packet. She said they have been using these on Skaneateles Lake.

Councilor Knapp said the Town of Skaneateles pays for regular port-a-johns along the lake. To save money, they have been slowly putting these in rather than the port-a-johns.

Councilor Dadey, Jr. asked if we would be responsible for material, equipment and labor.

Councilor Smith said just material. Our cost would be \$2,084. Her concern was who would take care of it after it was built. Most of the time during the school year it will be used by them. Tom Turner said they would take care of it during the school year. It's low maintenance.

Councilor Paul noted they are using 4 x 8...texture 101.

Councilor Smith said that is what they put on the cabin up there too. It's not right down flush with the ground. No Building Permit is needed for this as it comes under the criteria for not needing one.

Kevin said we need to do a SEQR on this too.

Councilor's Smith moved and Knapp seconded the motion that this is an unlisted action, there are no other involved agencies and the Town Board will act a lead agency in issuing a negative declaration on the Environmental Review of this matter. Motion passed unanimously.

Councilor's Smith moved and Paul seconded the motion to authorize the Supervisor to sign a contract with the LaFayette Central School YCIP for the construction of the compost toilets at the LaFayette Nature Preserve at a cost not to exceed \$2,084 in accordance with the contract from which it was proposed and previously accepted by the Town Board. Motion passed unanimously.

Councilor Knapp asked if they need a copy of our contract.

Kevin said yes. The contract will have to be filled out, etc. It will be just like they are using a soccer field.

- 4) Town Offices security system at LaFayette Commons.
 - Mis/false keys.
 - Final payment (voided).

This has been completed.

5) Character Education.

Supervisor Scammell said Marilou asked if there were any suggestions for other kinds of banners. Anyone with any suggestions can contact her.

6) Animal Control Deputy interview/appointment.

Will be discussed in Executive Session.

7) Zoning Board of Appeals Appointment.

Will be discussed in Executive Session.

8) Grievance Board of Review Appointment.

Will be discussed in Executive Session.

9) Other.

B. Supervisor Scammell would like to recognize the UNCAS Lodge. Mr. Dodge wrote in this issue of the Historical Society Newsletter:

“On July 24, Uncas Manlius Lodge No. 161, Independent Order of Odd Fellows, will celebrate its 150th Anniversary. No other nonsectarian organization in the Town of LaFayette is older.

Odd Fellowship, a men’s fraternity pledged to ‘Friendship, Love and Truth’, was brought to America from England in 1819. It grew rapidly, and several lodges were formed in Onondaga County. The first LaFayette man to become an Odd Fellow was Dr. Elijah Park in August, 1844. In the spring of 1851, he and five other men petitioned the Grand Lodge of Northern New York to form a lodge ‘in the village of LaFayette’.

The next day after the dispensation was granted, the lodge was instituted. It was July 24, 1851. In the course of 150 years, 398 men have been initiated in the Lodge. Each of their names, ages and occupations have been kept in the records and the minutes of every meeting are preserved.

Several times the lodge has come near to extinction. Between 1875 and 1890 no new members were received and prospects were regarded as dim. But early in 1891 two new members were taken and a new spirit of interest followed. Within that year, thirty-four men joined. Their average age was 39.

For the next thirty years the lodge bloomed. Then again it faltered. Between 1951 & 1974 no new members were received. Regular meetings stopped during the 1960’s. In 1968, one member said, “The Lodge is dead. We just haven’t had the funeral yet”.

Large Syracuse lodges that had numbered 800 members slipped away. Consolidations followed one after another. In 1972 the old Lodge Hall was abandoned

and torn down the next year. But out of its ruins the lodge rose once again with ten new faithful members. In 1976 Americus Lodge of Syracuse consolidated bringing a fresh infusion of members and money. In 1977, the New Lodge Hall was built. The lodge was named for Chief Uncas, the last of the ancient Mohegan Indian tribe who died in 1683. Perhaps, the name carries a hopeful omen for Odd Fellowship.

By 1990, funds were once again depleted and no new members had been taken in ten years. Once again the spirit of Chief Uncas seemed to hover close. Then in April, 1990, Manlius-Limestone Lodge with five faithful members consolidated with Uncas to be hailed as Uncas-Manlius.

At 20th anniversary festivities held in 1871, Dr. Elijah Park left his admonition to those who would follow him: "Let the Lodge live with the principles of Friendship, Love and Truth stamped upon your brow and in your hearts so that the world may be the better for your having lived in it... We cherish the memory of those who have gone from us to meet with us no more in our lodge room. The green turf now grows over their last resting places. We miss them in our daily avocations of life. We miss them in the lodge room. As we turn over the pages of the record and the doings of the lodge in days gone by, we see them there. Their handwriting speaks to us louder than words. Should this lodge in after years have an anniversary like this, who can tell who will be here to participate in its festivities. No one but God. But believe me when I say the object of our order is to benefit and elevate mankind".

One hundred thirty years have passed since those words were spoken, 128 years since Dr. Park's own death. Yet, they remain the hope of Odd Fellowship and of Uncas-Manlius Lodge."

Councilor Paul moved and Knapp seconded the motion to send a Certificate of Appreciation to the Uncas-Manlius Lodge in recognition of their being the oldest nonsectarian organization in the Town of LaFayette and in celebration of their 150th Anniversary. Motion passed unanimously.

B. Town Board summer meetings.

Supervisor Scammell recommended meeting again the 2nd Mondays of July and August.

Councilor's Dadey, Jr. moved and Knapp seconded the motion to cancel the Town Board Meetings for the 4th Monday of July and August. Motion passed unanimously.

C. Hold Harmless Indemnity Agreement – Voting Machine Jamesville Beach.

Councilor's Paul moved and Knapp seconded the motion to authorize the Supervisor to sign the Hold Harmless Agreement for the voting machine to be located at Jamesville Beach. Motion passed unanimously.

Kevin said we have a contract for CNS Engineers on the towers. The Town Board has to authorize this to get paid and then this is recovered from the applicant. This is a result of having experts review the information for the tower proposal on Newell Hill and Route 11. They confirm Crown Atlantic's findings.

Supervisor Scammell read the letter:

"At the request of Mr. John Langey, we are prepared to provide engineering and technical review services to the Town of LaFayette relative to the two use variance applications submitted by Crown Atlantic Co., L.L.C. We have provided engineering services directly to Sprint, Independent Wireless One, and Spectrasite Communications, consequently we have experience and understanding of cellular/PCS functions and requirements.

We will work closely with the Town of LaFayette and your attorney in the review of the applications to verify the need for, and locations of, the proposed towers. We propose to provide these services for an engineering fee not to exceed \$1,500. It is our understanding that funding for our services will be deposited with the Town by the Applicant, who will be refunded any unused portion.

I will provide the Board with a summary of my review comments prior to the June 12, 2001 ZBA Meeting..."

Councilor Dadey, Jr. asked if Dunn and Sgromo couldn't have done this.

Kevin said no. CNS has completed their report and submitted it. We relied upon our engineers to suggested somebody to do this.

Councilor's Knapp moved and Smith seconded the motion to authorize payment to CNS not to exceed \$1,500 for review of Atlantic Crown Tower applications. Motion passed unanimously.

Councilor's Knapp moved and Smith seconded the motion for the Town Board to go into Executive Session for the purpose of discussing matters of litigation and personnel appointments and to include the Town Attorney and Assessors Mary Doster and Marshall Taylor. Motion passed unanimously.

The Town Board went into Executive Session at 9:10 p.m. and was called back to order by Supervisor Scammell at 10:17 p.m.

10. Suggestions for improvement and positive contributions.

There were none.

11. **Councilor's Paul moved and Knapp seconded the motion to audit and pay the following bills:**

GENERAL FUND	#4862 thru 4896
HIGHWAY FUND	#4897 thru 4901
TRUST & AGENCY	# 4902

Motion passed unanimously.

12. Councilor's Knapp moved and Paul seconded the motion to adjourn. Motion passed unanimously.

The Town Board Meeting adjourned at 10:18 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk