

Minutes of the Public Hearing held by the Town Board of the Town of LaFayette on April 8, 2002 in the Meeting Room of the LaFayette Commons Office Building on Route 11 in the Town of LaFayette.

Present: Norman F. Paul, Deputy Supervisor
Sandra Smith, Councilor
David Knapp, Councilor
Thomas Bailey, Councilor

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Kevin Gilligan, Town Attorney
Marshall Taylor, Assessor/Clerk
Cindy Heckerman, Resident

Deputy Supervisor Paul opened the public hearing for Local Law No. 1 of 2002 and Local Law No. 2 of 2002.

Deputy Supervisor Paul asked for any comments on Local Law No. 1 of 2002 which is a Local Law Repealing Local Law No. 1 of the Year 1994 Pertaining to Animal Control in the Town of LaFayette.

Councilor Knapp thinks it is a good idea because of the amount of time our folks are spending on chasing down cats and things that really aren't their responsibility. He thinks this will clean that up. He asked Kevin about an animal that appears to be rabid.

Mary Jo said the resident should call 911 or Animal Disease Control.

There were no further comments.

Deputy Supervisor Paul asked for any comments on Local Law No. 2 of 2002 which is a Local Law Amending Local Law No. 1 of the year 1981 Pertaining to Restrictions Upon the Keeping of Dogs in the Town of LaFayette.

There were no comments.

Councilor's Knapp moved and Smith seconded the motion to close the public hearing.

The public hearing closed at 7:03 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk

Minutes of the Regular Town Board Meeting held by the Town Board of the Town of LaFayette on April 8, 2002 in the Meeting Room of the LaFayette Commons Office Building on Route 11 in the Town of LaFayette.

Present: Norman F. Paul, Deputy Supervisor
Sandra Smith, Councilor
David Knapp, Councilor
Thomas Bailey, Councilor

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Kevin Gilligan, Town Attorney
Marshall Taylor, Assessor/Clerk
Cindy Heckerman, Resident

1. Deputy Supervisor Paul called the meeting to order at 7:04 p.m.
2. The Town Clerk took the Roll. Supervisor Scammell absent. All else present.
3. Pledge to the U. S. Flag led by Town Councilor Sandy Smith.
4. **Councilor's Smith moved and Bailey seconded the motion to approve the March 25, 2002 Town Board Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**
5. **COMMUNICATIONS.**

A. Residents. (There were no comments from the residents)

B. Thank you letter from Jamesville-DeWitt

“The Class of 2002 of Jamesville DeWitt High School thanks you for your contribution of \$100.00 for Operation Graduation. You help make our after prom party a successful, safe and fun evening for our seniors and their dates...”

C. Other.

Councilor Knapp said he received a letter from Lois Harmatuk.

“..We will again be sponsoring the After Prom Party for the LaFayette Jr. Sr. Senior Prom on April 27-28th, 2002. We are planning to have the event at our LaFayette Fire Station this year - at the request of some parents. We are expecting the usual community support in the way of donations and door prizes. We hope that the town can support this effort with a donation. We will be having giant 5' sub sandwiches and chicken wings, chips and sodas. We will also provide 2 giant hot tubs. We feel this will help bring the kids to this party instead of the usual field party. We will also be providing some music. Thank you for your consideration in this matter..”

Councilor's Knapp moved and Bailey seconded the motion to donate \$250.00 to the LaFayette Jr. Sr. After Prom Party. Motion passed unanimously.

6. **SPECIAL REPORT:** None.

7. **REPORTS.**

A. Departmental (4th Monday).

1) Animal Control.

- Update ordinance to dogs only and change from animal control to dog control.

2) Building & Zoning Code Enforcement.

- Muraco properties.

3) Highway Superintendent.

4) Justice.

5) Library Director.

6) Recreation Director.

7) Town Clerk.

8) Town Supervisor.

B. Committee (2nd Monday).

1) Communications and Technology.

- Web site project status (MF).

2) Emergency Response.

Deputy Supervisor Paul said there is a meeting at OCC Thursday which he will be attending regarding this matter.

Councilor Bailey will let him know if he can attend.

3) Employee Policies and Benefits.

- Benefits package evaluation (disability, health insurance, other).

4) Environmental and Conservation Advisory Board.

5) Highway.

- New EPA ditching/storm water management requirements (SPDES).

6) OCCRA Liaison.

- Inter-municipal trash district – Informational meeting.

Councilor Knapp said they had an informational meeting last Thursday on this. There were about 28 people in attendance of which 22 were actual residents. They will know more when the bids come in.

Deputy Supervisor Paul asked what the timeframe is.

Councilor Knapp said they hope to get the bids in May and then they will have another meeting to see what people think.

Deputy Supervisor Paul asked what the feedback from other towns was.

Councilor Knapp believes LaFayette had the best turnout.

Councilor Smith said there were a lot more opposed to it in Fabius.

Councilor Knapp said Pompey was probably more like ours. When they got the surveys in from LaFayette, it was probably 50-50. The bids will really show whether it's worth pursuing or not.

- 7) Physical Plant.
 - Library ceiling leak.
 - Community Center sign lettering.
- 8) Recreation and Youth.
 - a) Bailey Park.
 - b) LaFayette Beach.

Councilor Smith said they are going to be coordinating a time for the bathhouses to be torn down.

- Neighbors' concerns.
 - Lacrosse program facilities: evaluation and re-siting, plans for next season (DK).
 - New facilities: On hold until Spring, '02 (status/progress reports to CNYCF) (SS).
- 9) Safety.
 - 10) Senior Transportation and Housing.
 - Transportation survey: MCOA.
 - 11) Service Awards.

The Town Board received a letter regarding payments for Jack and Margaret Sutton. No voucher has been received from Paine Webber for the Service Award Program yet. The Town Board was in agreement that they could not approve this payment without receipt of the voucher indicating payments from Paine Webber for this program for 2002. The Board will address this letter upon receipt of the voucher. A suggestion was made for the LFD to talk to Mr. Holihan to have the voucher submitted prior to the Town Board Meetings.

Kevin said it could have been sent express mail or faxed for approval at tonight's meeting.

- 12) Water.
- 13) Zoning Review.
 - S. U. Links program survey.
 - Empire Zones feedback.
 - Digitized zoning map.
 - Industrial zones to business zones update.
 - Misc. review: Communications/Cell Towers & Private (single horse) horse stables. Inter-municipal contact.

8. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Litigation and other legal matters.

**TOWN OF LAFAYETTE
RESOLUTION TOWN BOARD MEETING**

The following resolution was offered by Councilor Knapp, who moved its adoption, seconded by Councilor Smith, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local Law No. 1 of 2002, “ A Local Law Repealing Local Law No. 1 of the Year 1994 Pertaining to Animal Control in the Town of LaFayette”, was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on March 25, 2002; and

WHEREAS, a public hearing was held on such proposed local law on this 8th day of April, 2002 by the Town Board of the Town of LaFayette and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of LaFayette in its final form in the manner required by Section 20 of the Municipal Home Rule of the State or New York; and

WHEREAS, as it is in the public interest to enact said Proposed Local Law No. 1 of 2002.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of Proposed Local Law No. 1 of 2002 is a Type II action and will have no significant effect on the environment thus concluding the SEQR review process; and it is further

RESOLVED, that the Town Board of the Town of LaFayette, Onondaga County, New York, does hereby enact Proposed Local Law No. 1 of 2002 as Local Law3 No. 1 of 2002 as follows:

**TOWN OF LAFAYETTE
LOCAL LAW NO. 1-2002**

**A LOCAL LAW REPEALING LOCAL LAW NO. 1
OF THE YEAR 1994 PERTAINING TO ANIMAL
CONTROL IN THE TOWN OF LAFAYETTE**

Be it enacted by the Town Board of the Town of LaFayette, as follows:

Town of LaFayette Local Law No. 1 of the year 1994 entitled “A Local Law to Impose Restrictions Upon the Keeping of Animals Within the Town of LaFayette: passed by the Town Board of the Town of LaFayette on June 14, 1994 and April 8,

thereafter duly filed with the New York State Department of State is hereby repealed in its entirety from and after the effective date of this local law.

The question of the foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

Deputy Supervisor Paul	Aye
Councilor Smith	Aye
Councilor Knapp	Aye
Councilor Bailey	Aye

Motion passed unanimously.

**TOWN OF LAFAYETTE
RESOLUTION TOWN BOARD MEETING**

The following resolution was offered by Councilor Smith, who moved its adoption, seconded by Councilor Knapp, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local law No. 2 of 2002, “A Local Law Amending Local Law No. 1 of the Year 1981 Pertaining to Restrictions Upon the Keeping of Dogs in the Town of LaFayette:, was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on March 25, 2002; and

WHEREAS, a public hearing was held on such proposed local law on this 8th day of April, 2002 by the Town Board of the Town of LaFayette and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of LaFayette in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. 2 of 2002.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of Proposed Local Law No. 1 of 2002 is a Type II action and will have no significant effect on the environment thus concluding the SEQR review process; and it is further

RESOLVED, that the Town Board of the Town of LaFayette, Onondaga County, New York, does hereby enact Proposed Local Law No. 2 of 2002 as Local Law No. 2 of 2002 as follows:

**TOWN OF LAFAYETTE
LOCAL LAW NO. 2-2002**

**A Local Law Amending Local Law No. 1 of the Year 1981
Pertaining to Restrictions Upon the Keeping of Dogs in the Town of LaFayette**

BE IT ENACTED by the Town Board of the Town of LaFayette as follows:

Section 1. Amendment

Town of LaFayette Local Law No. 1 of the year 1981 entitled “A Local Law to Impose Restrictions Upon the Keeping of Dogs Within the Town of LaFayette” is hereby amended as follows:

(A) So that Section 7(c) is amended to read, in its entirety, as follows:

“c. seized dogs may be redeemed by producing proof of licensing and identification pursuant to the provisions of Article 7 of the Agriculture and Markets Law and by paying fees as set from time to time by resolution of the Town Board.”

(B) So that Section 7(d) is amended to read, in its entirety, as follows:

“d. if the Owner of any unredeemed dog is known, such Owner shall be required to pay the impoundment fees as set by the Town Board in accordance with subdivision c. of this Section, whether or not such Owner chooses to redeem his dog.”

The question of the foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

Deputy Supervisor Paul	Aye
Councilor Smith	Aye
Councilor Knapp	Aye
Councilor Bailey	Aye

Motion passed unanimously.

RESOLUTION

TOWN BOARD – TOWN OF LAFAYETTE

April 8, 2002

Councilor’s Knapp moved and Bailey seconded the following resolution:

WHEREAS, the Town Board of the Town of LaFayette desires to establish fees for the impoundment of dogs in accordance with section 7 c of Local Law No. 1 of the year 1981 as amended by Local Law No. 2 of 2002.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of LaFayette hereby sets the impoundment fees for the keeping of dogs in accordance with Local Law No. 1 of the year 1981 as amended by Local Law No. 2 of the year 2002 as follows:

\$10.00 for the first impoundment of any dog owned by that person plus \$9.00 per day for each day the dog is in the animal shelter; and

\$25.00 for each subsequent impoundment of any dog owned by that person plus \$9.00 per day for each day the dog is at the animal shelter.

The question of the foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

Deputy Supervisor Paul	Aye
Councilor Smith	Aye
Councilor Knapp	Aye
Councilor Bailey	Aye

Motion passed unanimously.

Onondaga Nation land claim.

- Transfer LaFayette Beach from LCC to town (on hold until Summer/Fall, 2002).

B. Other Active Projects.

- 1) Accounting services & annual IRS requirements for LCC, LFD, & LPL (MT).
- 2) Town litter campaign. (SS).

Deputy Supervisor asked when the Town Clean-Up Days will be posted.

Mary Jo said they will be in the remaining April issues of the Pennywise and Scotsman and will also run the first week of May. The dates will also be in the LaFayette Newsletter which will be mailed this week.

- 3) Town of LaFayette urn & tile display case.
- 4) Security System.
- 5) Town border signs (DK).

Councilor Knapp submitted some pictures of signs to the Board for their review. He should have some prices for the signs by the next meeting.

- 6) Hazardous Materials Response Plan.

Mary Jo said she received a copy of the Fire Department's plan. Ray Sharp called earlier today and said he has been working on a different matter and is now back on track. He will be finishing up the paperwork for the Town of Tully and Village of Tully and then will finalize the paperwork for LaFayette. He said we should be getting a letter in a couple of weeks.

9. **NEW BUSINESS.**

A. Other.

Mary Jo said Regina would like the dumpsters placed at the park ASAP.

Councilor's Knapp moved and Smith seconded the motion to have one yard dumpsters placed at Stafford Park as soon as possible and to keep them there through September 2002. One dumpster is to be placed by the Concession Building in the parking lot and one in the parking lot behind True Value. Motion passed unanimously.

Mary Jo asked Councilor Knapp if he knew when the water would be turned on at the bathrooms behind True Value.

Councilor Knapp said Optimist has scheduled their cleanup for May 20th. He would think it would be taken care of at that time.

Mary Jo said Regina asked if cleaning of the bathrooms could begin now. She said Shari Wheatley is still interested in cleaning these facilities.

Councilors Knapp moved and Bailey seconded the motion to approve Shari Wheatley to clean the bathrooms at the concession stand and behind True Value. Motion passed unanimously.

Mary Jo said we need to find someone to open/close the bathrooms behind True Value. A couple of names were brought up and will be looked into before the next Town Board Meeting.

Councilor Knapp said there have been a couple of issues which have come up on the Sentinel Heights matter.

Councilor's Knapp moved and Smith seconded the motion to have 2 handicapped bathrooms placed at the Beach and 1 regular bathroom placed at the LaFayette Ballfields by the LaFayette Inn as soon as possible and continue through September 2002.

Councilor's Knapp moved and Smith seconded the motion for the Town Board to go into Executive Session to discuss a potential and threatened litigation matter and to include the Town Attorney. Motion passed unanimously.

The Town Board went into Executive Session at 7:32 p.m. and the regular Town Board Meeting was called back to order by Deputy Supervisor Paul at 8:20 p.m.

10. Suggestions for improvement & positive contributions. There were none.

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

GENERAL FUND	# 6552-6553, 6566 – 6593
HIGHWAY FUND	#6554-6565
SPECIAL DISTRICT	# 6594
TRUST & AGENCY	# 6595-6597

Motion passed unanimously.

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

The Town Board Meeting adjourned at 8:21 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk