

Minutes of the Regular Town Board Meeting held by the Town Board of the Town of LaFayette on September 23, 2002, in the LaFayette Commons Office Building at 2577 Route 11 North in the Town of LaFayette at 6:30 p.m.

Present: Gregory Scammell, Supervisor
Norman Paul, Town Councilor
Sandra Smith, Town Councilor
David Knapp, Town Councilor
Thomas Bailey, Town Councilor

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Tom Chartrand, Bookkeeper
Leon Cook, Highway Superintendent
Ralph Lamson, CEO
Marshall Taylor, Assessor/Clerk
Nancy Kirby, Library Board
R. Scott Kushner, Library Director
Cindy Heckerman, Resident
Kevin Gilligan, Town Attorney

1. Supervisor Scammell called the Regular Meeting to order at 6:35 p.m.
2. Roll taken. All present.
3. Pledge to the U.S. Flag led by Councilor Smith at Special Budget Meeting.
4. September 9, 2002 Town Board Meeting Minutes approved earlier.
5. **COMMUNICATIONS:**

A. Residents.
None came forward.

B. McDermott, Doerr & Britt: Eastern Artists.
Supervisor Scammell said this is a letter to Kevin Gilligan regarding the Town of LaFayette vs. Eastern Artists, Inc. Et Al.

“I just wanted to take this opportunity to thank you for resolving the above-referenced matter with my client and the Jamesville Grove. I had the opportunity of stopping by the concert which was held on August 28, 2002...Again, I wish to thank you for your cooperation in resolving this mater and I would appreciate it if you could pass on our thanks to the Town of LaFayette Board and its Supervisor..”

C. Southern Hill Preservation Corp. (Roberta Harrison). Public relations.
“The Southern Hills Preservation Corporation is a community based

organization that provides housing services to the elderly and low/moderate income residents of southern Onondaga County....Approximately half of our annual budget comes from state funds but this funding declines every year, resulting in a need to request more money from local sources..."

Supervisor Scammell noted they are requesting \$1,500 this year. They also have a first-time home buyer program. They have included their 2001 Annual Report which talks about their different programs.

Tom said he will include this in the budget for the next meeting.

D. Syracuse Convention & Visitors Bureau: Fall Mixer.

"Wednesday, September 25, 2002. 5:00 – 7:00 p.m....Ramada Inn".

E. Oneida Lake Watershed Task Force: Educational sessions and report.

"Conference and Bus Tours...\$15 per person.."

F. Onondaga County Department of Finance: Tax Delinquent Parcels.

Supervisor Scammell noted there are 6 listed. Karen Carney has asked if the Town would be interested in buying any of these for the Town. He reviewed the properties listed. He noted they are scheduled for auction October 15th.

There was some interest in the property owned by Phoenix Corp. on Route 11 North.

Marshall went to get tax information on this parcel.

G. John & Joann MacDaniel: Optimist Holiday decorations.

"I have been asked to chair the LaFayette Optimist Holiday decoration committee. As you know, the Optimist Club in cooperation with the town highway department and other community organizations, have sponsored the purchase and installation of the seasonal holiday decorations. The wreaths are over fifteen years old and are woefully in need of restoration or replacement. We also need to update our electrical power to the wreaths as it too, is outdated. A couple of options our committee will be considering are refurbishing the existing four wreaths or replacing the wreaths with more (20-30) smaller easier to handle wreaths. We would install these wreaths up and down the crossroads in LaFayette in a similar fashion as we have done with the American flags. I am writing to you today to see what our town board would consider doing to assist in the updating and improvement of our holiday decorations. First, we would like to know if the town is interested in establishing a formal arrangement with Niagara Mohawk for power and second, if the town would consider funding some or all of the purchase of new holiday decorations or the refurbishing for the old decorations. I would estimate the acquisition cost of each individual smaller wreath would be approximately \$200...."

Supervisor Scammell would be interested in establishing some sort of arrangement with Niagara Mohawk. He asked Mary Jo to give Dave Hess at Niagara Mohawk a call to see what we have to do. He would be more in favor of purchasing new wreaths.

Councilor Knapp said there are only 4 of the old ones.

Tom said our Community Beautification Fund has about \$1,000 left in it.

This will be looked into further at budget time.

The Board returned to the delinquent tax parcel owned by Phoenix Corp. Supervisor Scammell said this parcel adjoins the park. The back taxes are \$7,900 with penalties.

Marshall said they don't always go at the auction for back taxes. He will call Karen Carney to find out about this parcel.

Leon said that has a natural lot drainage going across it.

Councilor Knapp said the lower part of it is wet in the spring time.

Supervisor Scammell asked Tom how much we have in the budget for this.

Tom said there's \$6,000 left in Building and Equipment. The Contingency Account has \$11,000 in it.

Kevin asked if there are any environmental concerns.

Councilor Knapp said it use to be a driving range.

Kevin would recommend the town be comfortable with this first as if the town acquires this property, it would inherit any environmental issues with it.

H. Onondaga County Health Department: West Nile Virus prevention.

"I am requesting your immediate assistance to reduce the risk of individuals contracting West Nile Virus infection in your towns and villages...Two of these occurred in the City of Syracuse and the third is from the Town of Onondaga. The primary risk of this infection is from mosquitoes that breed in residential areas..."

Supervisor Scammell noted there was a crow on Sentinel Heights Road with this virus. He has referred this to Leon Cook.

Leon said he got a call from the Health Dept. asking what we were doing about it. Leon told them we are drying up ditches with a large mosquito count. We are taking care of tires. He has tires stored and he's having an awful time trying to get the guy to come pick them up. We don't have any water standing in the tires. It looks like we are going to have to change our cost of tires on Cleanup Days.. We may have to charge more.

I. NYS Department of State Secretary Randy Daniels: Uniform Fire Prevention and Building Code expense reimbursement.

"In the 2000-01 budget, Governor Pataki provided \$3 million for payment of services and expenses related to reimbursement for training costs associated with the administration and enforcement of the New York Uniform Fire Prevention and Building Code (Uniform Code), including reimbursement to cover costs of travel, training materials, and equipment such as computer hardware and software..."

Supervisor Scammell said he has forwarded this on to Jack and Ralph.

Ralph said he and Jack took a course which their mileage might be covered under this.

J. NYS Comptroller's Office: Town Board budget process training.

K. Onondaga County Division of Purchase: BidNet.

"Onondaga County is looking to develop an on-line bidding system in conjunction with other CNY counties, Syracuse, towns and villages, and school districts.

Such a system will be of value to our business community because it will be of a regional nature and will emphasize local buying. It could develop into one-stop shop for all public procurement in Onondaga County...meeting at 2 p.m., Wednesday, September 25, 2002 at the Onondaga County Executive Conference Room....”

Supervisor Scammell asked anyone if they were interested in following up on this.

Tom thinks you only have to sign up for this. You don't have to attend the meeting. The Town can put up used equipment on bid. The Town can also use it for purchasing some stuff.

Supervisor Scammell will contact Don Lawless and say we have interest in it but are unable to attend the meeting.

L. Assistant Town Historian Anne Smith, Training Request.
Supervisor Scammell noted this was already approved.

M. Other.

Councilor's Knapp moved and Paul seconded the motion to approve Supervisor Scammell and Marshall Taylor to attend the Annual Geographic Conference for \$65 each to be held October 10, 2002 and October 11, 2002 in Liverpool. Motion passed unanimously.

6. **SPECIAL REPORT:** There was none.

7. **REPORTS:**

A. Department (4th Monday).

1) Dog Control – Jon Rogers, D.C.O.
No report received.

2)Emergency Care Policy/AVMA Guidelines.
Dr. MacMackin will be dropping another copy off.

- Owner identified?
- Applies equally to animals other than dogs?

2) Building & Zoning Code Enforcement – Ralph Lamson, CEO.
Ralph said they issued 10 permits in August totaling \$13,086.

- South Syracuse Motel – Route 20 W.

Ralph said they have been sent a letter that they have junk vehicles around the building. The ground floor is secured so no one can get in so the roof isn't a big concern. He will check this out again in the next month or so.

Councilor Paul asked who owns it.

Ralph believes the last owner he has is Wilson.

- Farwell residence – Reidy Hill.

Ralph said they were sent a letter.

- McIntosh – LaFayette Road.

Ralph sent a letter telling the owner this building must be boarded up.

- Former Craw farm on Jamesville-Apulia Rd.

Ralph said the Hylan property has been cited before. They clean it up and then it gets messed up again, etc.

- 4100 LaFayette Road – Vehicle dismantling operation.

Ralph said this is the first he's heard of this.

Councilor Bailey said it's right near the town line. It's in plain view. It's on the west side of the roadway.

Ralph said he will look into it.

- Former lumber company office on Route 11 N – occupied?

Ralph said he's been by the lumber yard. He will look into this.

Leon said there has to be someone living there because the school bus picks up a child there. He runs the electric by generator.

Ralph said a letter can be sent stating they are living there without a Certificate of Occupancy.

- Jamesville Grove Grandstand – permit needed?

Supervisor Scammell asked if a permit is needed for the Grandstand at Jamesville Grove.

Ralph said if it's something put up for a weekend and taken down, no. It would depend how big it is and how it is being used.

Supervisor Scammell said it's still up and it's a good size.

Councilor Bailey said regarding the Farwell property on Reidy Hill, the fire was 5 years ago.

Ralph said he sent them a letter and hasn't heard back. He will send a letter of non-conformity. They did live there for awhile after the fire.

3) Highway Superintendent – Leon Cook

Leon said they did get a check for CHIPS in the amount of \$57,140.91. This includes everything. They don't owe us anything. In the past couple of weeks, they have been doing a lot of ditching and cleaning and trying to get rid of mosquitoes and any standing water. As it gets colder weather, some of the crisis will be gone. They have been doing a lot of brush hogging and clearing back roadsides. The brush hog broke down and he is expecting the parts to come in at the end of the week so they will be doing this again next week. The radiator went bad on the loader. It hasn't started to leak yet and he hasn't changed it yet but he did order a radiator for \$1,400. He had some good fill for the building at the pool. They hauled it to the Beach and graded it off. They did a sketch of the drywell and its location to the building. There's about 3' of fill on top of it

now. There was some concrete left from the building so the guy from the school was over there and he made a form real quick to show the kids how to pour cement. It worked out real well because they used the slab to cover the drywell. This drywell is only for the floor drains in the new building. He has been keeping the drain open over there so the pool can drain. No one has shut off the valves up above which stop the water from running into the pool. The lifeguard stand has to be put inside too.

Supervisor Scammell asked who normally turns the valves off.

Leon said whoever is in charge of the pool.

Supervisor Scammell asked about the vandalism.

Leon said there hasn't been any in the last week. The county made a new deal for salt. It went from \$32/ton to \$24/ton. He was going to order 400 ton of salt today. He verified the price and the lady told him it was \$32/ton. He told her this wasn't the county contract price. She said the current contract goes until November first. The new contract takes over 11/1/02. He isn't going to order any until after the first. He was planning on getting 600 ton total. He talked to Purchasing in the county and they tried to get the contract prices to take effect now but couldn't. This will mean November 1st he will be on the phone to order it and there will be a hundred other people ordering at the same time. They are almost finished with the extension up on Naomi. They got the gravel in and brought a grader in there. They put run-a-crush in first. They really did a nice job and made the hammerhead bigger so a bus can turn around.

- Community Center Sign reinstallation.

Supervisor Scammell asked if he had a chance to do any work on the Community Center sign.

Leon said he didn't get a chance yet.

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

A written report was submitted. 309 cases were heard and \$32,226 was turned over to the Town for August.

Councilor Knapp asked how we are in regards to the budget.

Tom said it looks like we will make budget.

5. Library Director – Scott Kushner, Director

Nancy Kirby introduced Scott Kushner, the newly hired Director. He started today. She said they received an \$11,000 grant from the county legislature for children's books. They are buying a new computer for the children's area and a new book shelf for the new books. The reading program went very well and had a lot of participants.

Councilor Paul asked how long the provisional appointments last.

Tom said until the next list comes out. They usually come out once a year.

Councilor Knapp asked where Scott is from.

Scott said Syracuse. He still works part-time for the Galleries.

Mary Jo said they are doing a lot of work at the corner building. Mr. Muraco is planning on 8 apartments and 1 or 2 retail businesses. He is hoping to have everything completed in November. He said he already has one apartment rented as soon as the

work is done.

Councilor Knapp asked about the septic system.

Ralph said he is talking about a similar system to what's up there but he would like to bury it.

6. Recreation Director – Regina Reinschmidt.
A written report was submitted this evening.

7. Town Clerk – Mary Jo Kelly.
A written report was submitted.

8. Supervisor – Gregory Scammell
A written report was submitted.

Tom brought the Board's attention to the library transfers. The library overspent the equipment line and they previously took money out of this account to pay their prior director.

Supervisor Scammell asked if this was for the new director or prior director.

Tom said he was advised the new director is getting the same amount. They used the money in equipment to pay the salary increase for their director and now need money for that account that they took the money out of. They have overspent and they wish this \$2,300 (which they already spent) be put into the equipment line to cover the shelves for the books. He said because the money is being moved from an employees benefit to an equipment line, it should have Town Board approval and should have been approved before they spent it. The previous director started out at \$28,275 and they changed their budget for her salary to \$30,812. The new guy was just hired at \$30,812 and they are requesting \$31,754 for the 2003 budget.

Councilor's Knapp moved and Bailey seconded the motion to approve the following budget transfers:

LIBRARY FUND:

To: L7410.2 Library Operations	Equipment	\$2,300
From: L9060.8 Health Insurance	Employee Benefits	\$2,300

Voting was as follows:

Supervisor Scammell	Aye
Councilor Paul	Aye
Councilor Smith	Nay
Councilor Knapp	Aye
Councilor Bailey	Aye

Motion passed.

Councilor's Knapp moved and Smith seconded the motion to accept the Supervisor's Report as submitted. Motion passed unanimously.

- B. Committee (2nd Monday)
 - 1) Communications and Technology.
 - 2) Emergency response
 - 3) Defibrillators

- 4) Employee Policies and Benefits.
- 5) Environmental and Conservation Advisory Board.
- 6) Highway.
- 7) New EPA ditching/storm water management requirements.

Supervisor Scammell said John Dunkle may be able to work with Pompey and LaFayette to help with the cost of the storm water management requirements. He thinks this may include only a small piece of land on the north end of the Town.

- 8) Hallinan Road.

Greg Hoxie of the LFD wrote a letter saying they are O.K. with the road.

Leon said the Tully bus had no problem when he went up there with them. The bus driver said any kids have to walk within ½ mile. He said kids would probably have to walk down to Otisco Road anyway. Between the 2 letters we got, we are going to be O.K.

Supervisor Scammell asked what's next on Hallinan Road.

Leon said to wait until they start building.

- 9) SOTS & OCRRA Liaison.
 - 9/20/02 bid opening.

Councilor Knapp said there were two companies who bid. The low bidder by a significant margin was Feher Rubbish Removal. Waste Management was the other bidder. The preliminary information shows it's significantly less than the estimates they put in the flier they sent out. They have a meeting this Friday where they will actually finalize this and come up with actual figures.

- 10) Physical Plant.

- Roof/ceiling leaks: Library & Community Center.
- Historian and Historical Museum Plaques at Community Center.

- 11) Recreation and Youth.

- a) Bailey Park.
- b) LaFayette Beach.
 - New facilities: Status/progress reports to CNYCF
 - Vandalism deterrents: motion detectors, neighbors
 - Repair water fountain

- 12) Safety.

- 13) Senior Transportation and Housing.

Supervisor Scammell said he went to a meeting on this. The group is exploring a joint venture with Tully where we would provide a voluntary driving service if someone needed to go to a doctor appointment, grocery shopping, etc. Southern Hills Preservation Corp. is kind of in the middle of the operation. They are in the exploratory stages now.

- 14) Service Awards.
- 15) Water.
- 16) Zoning Review.

- Digitized zoning map.
- Industrial zones to business zones update.
- Misc. review: Communications/Cell Towers & Private (single horse) horse stables.

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

A. Litigation and other legal matters.

- Onondaga Nation Land Claim.
- Transfer LaFayette Beach from LCC to town.

Councilor Smith got a call from Gus Christofferson who said the way the land is laid out, it's hard to get an estimate right now for the survey but he will get back to her as soon as possible.

- Sunset Hills/Dr. Carsky.

Supervisor Scammell said a copy of a letter was received from Fekete's to Dr Carsky.

Kevin wrote to Mr. Carsky stating we would like to see the plans. He thinks Mr. Carsky is the one to call a meeting with all the people he has sold property to and the ones he plans on selling property to so he can describe how he is going to get this work done.

- LaFayette Central School District renovation drainage.

Supervisor Scammell said John Dunkle wrote a letter to the school. He hasn't heard anything from them on this.

Kevin said we have raised an issue in the course of the SEQR Review process that they now have to answer.

- Noise ordinance samples.

Kevin hasn't completed this yet. They are doing this for Solvay so he will be able to split the cost with them.

Supervisor Scammell submitted some information on decimal readings.

- Watercraft regulation on Jamesville Reservoir.

Supervisor Scammell said resident's on the reservoir have asked if we have any regulations on watercraft. Mary Jo found an ordinance from June of 1953. He asked if we have any jurisdiction to regulate water on Jamesville Reservoir. If we do, does the Board want to update this ordinance?

Councilor Bailey doesn't know if our ordinance is conflicting with any navigational laws.

Kevin would agree. The state statutes should be reviewed.

Leon said some of the residents are thinking since something was passed by the state, it gave everyone the right to regulate watercraft.

Kevin said it doesn't apply to towns. If you are interested in going any further with this or enforcing it, we should do a review of the state law to see where we stand and if our old ordinance is even legal.

Supervisor Scammell believes we should investigate this to see where we are at.

The resident's wanted to know if the town could look into purchasing a dredging machine to clean up the bottom of the reservoir.

B. Other Active Projects.

- Town of LaFayette urn and tile display case.
- Town border signs.

Councilor Knapp will discuss these prices at budget time.

- Time-Warner Cable TV franchise renewal.

Supervisor Scammell advised he will be attending a conference in Watertown about this.

- Local Town Road cleanup/sponsorship for litter reduction.

Kevin submitted some information he received from Karen Kitney on this. She is in charge of this program now. She will be sending more information shortly on this.

- Otisco Road speed limit reduction request.

Supervisor Scammell said the DOT has received our request for Otisco and Markland Roads and will be moving forward with their analysis.

- Markland Road speed limit reduction request.

See above.

- LaFayette Central School District Wellness Center facilities.
- Town property revaluation: Resident Notice.

A notice will be going out to all property owners regarding the reval.

- Other.

Supervisor Scammell said he spoke with Gus Christofferson about doing the survey of the town property between Ashford's and Young's. It will cost between \$400 and \$500.

Councilor's Paul moved and Knapp seconded the motion to have Gus Christofferson survey the town property between Ashford's and Young's at a cost not to exceed \$400. Motion passed unanimously.

9. **NEW BUSINESS:**

- A. Plague memorializing Anne Smith's gift.

Mary Jo spoke with Pen & Trophy and they will be sending her some estimates.

- B. No Town Board meeting Columbus Day.

Supervisor Scammell said Regina is in the process of moving from upstairs at the

Community Center to the downstairs. In order to relocate her office, we need to have electrical outlets installed. The estimated cost is \$175.00 from Ralph Chambers to do this work.

Councilor's Knapp moved and Bailey seconded the motion to pay Ralph Chambers \$175 to install the outlets. Motion passed unanimously.

Councilor Knapp asked if he needed the insurance certificates, etc.

Kevin said yes.

Councilor Knapp will check on this.

Councilor's Knapp moved and Smith seconded the motion for the Town Board to go into Executive Session to discuss a specific personnel matter and to include the town attorney. Motion passed unanimously.

The Town Board went into Executive Session at 8:40 p.m. and Supervisor Scammell called the Meeting back to order at 9:30 p.m.

10. There were no suggestions for improvement or positive contributions.

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

GENERAL FUND: #7527 – 7559

HIGHWAY FUND: #7515 – 7526

TRUST & AGENCY FUND #7560

Motion passed unanimously.

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

The Town Board Meeting adjourned at 9:31 p.m.

Respectfully submitted,

Mary Jo Kelly

Town Clerk