

Minutes of the Town Board Meeting of the Town of LaFayette held on October 27, 2003 in the Meeting Room of the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette at 6:30 p.m.

Present: Gregory Scammell, Supervisor
Norman Paul, Councilman
Sandra Smith, Councilwoman
David Knapp, Councilman

Absent: Thomas Bailey, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Kevin Gilligan, Town Attorney
Marshall Taylor, Assessor/Clerk
Ralph Lamson, CEO
Regina Reinschmidt, Rec. Coord.
Bruce Freund, Sentinel Hgts. Rd.
Capt. Bronstad, Onon. Sheriff's Dept.
Cindy Heckerman, Sentinel Hgts. Rd.
Sue Snavlin, Dep. D.C.O.
Ron DeRollo, 4131 Rte. 91
John Verzosa, 2777 Route 11, Apt. D-30
Anne Smith, Historian
Tom Chartrand, Bookkeeper

1. Supervisor Scammell called the meeting to order at 6:30 p.m.
2. The Town Clerk took the roll. Councilman Bailey absent all else present.
3. Pledge to the U. S. Flag led by Town Councilwoman Sandra Smith.
4. **Councilwoman Smith moved and Councilman Paul seconded the motion to accept the October 8, 2003 Budget Work Session Minutes as submitted by the Town Clerk. Motion passed unanimously.**

5. COMMUNICATIONS.

A. Residents.

Mr. DeRollo asked the status of the complaints they registered with Supervisor Scammell at their Neighborhood Watch Meeting.

Supervisor Scammell said the Board is in the process of reviewing some sample Noise Ordinances. Councilman Paul is the last person to review them.

Once he is done, the Board will see if they want to adopt one or not. Regarding the burning issue, it has been placed on the agenda for a later time.

Kevin Gilligan believes open burning is regulated by the D.E.C. now and the town would not be able to enforce anything. He will check into this further.

Supervisor Scammell said the concern he has is the ability to contact the D.E.C. for enforcement. It is difficult to find out who to call to enforce their regulations.

Councilman Paul asked where the burning is taking place.

Supervisor Scammell said on Route 91.

Mr. DeRollo said it's right acrossed from his house. He believes the owners name is Dansforth.

Supervisor Scammell said he would guess by the next Town Board Meeting Councilman Paul would be done reviewing the sample Noise Ordinances. Regarding the open burning, the town may not be able to regulate it. He will keep Mr. DeRollo informed.

Mr. DeRollo said there is concern about speeding too.

Capt. Bronstad said they were going to submit a petition to get the speed limit lowered.

Supervisor Scammell said once we get the petition and possibly some accident data, the Board will send the information to the D.O.T. for review.

Leon Cook said the procedure is always the same. Route 91 is a state road. The petition is sent to the County D.O.T. as the road is in Onondaga County and they refer it to the state.

John Verzosa said he spoke to Mr. Gilligan earlier today. He has a concern about the school raising the Iroquois Flag. He realizes this isn't something the Town Board controls but he still would like any information on how to stop the Iroquois Flag flying equal to the United States Flag.

Kevin Gilligan advised the Board that John just got back from 6 months of active duty. He is in the Reserves.

Supervisor Scammell believes the only one who has authority over what the School Board does is the New York State Dept. of Education.

Mr. Verzosa asked if there is some way he can find a legal avenue and get some legal support. Would he have the Town Board's support in putting this up for a vote?

Kevin Gilligan said the only time the Town Board can have a referendum is if a statute says we have to. We have no jurisdiction over the school. The school district is determining a matter on their own grounds so there's nothing the Town Board can do to trigger a community-wide referendum.

Supervisor Scammell doesn't know if the school district has any material determining a school referendum or not. The New York State Education Department would have this information.

Mr. Verzosa said this is the first step before he goes to the next level. He has been a resident for 12 years and he is calling anyone and everyone regarding this flag. He has contacted Senator DeFrancisco's Office, etc.

Supervisor Scammell said he might wish to contact Jeff Brown's Office too.

Mr. Verzosa asked if the Town Board would be willing to give their viewpoints on this matter.

Kevin Gilligan said he doesn't believe the Town Board can get involved with school issues. He believes the Board would be overstepping their bounds whatever their personal feelings might be.

Bruce Freund said it's probably premature but he would like to thank Councilman Paul for all the work he had done for the resident's of LaFayette. He wanted to thank him personally for his help regarding a dumping problem near his house. He believes Councilman Paul has helped the resident's of this Town with many matters over the years.

B. Onondaga County: Division of Environmental Health: Water Analysis.

Supervisor Scammell noted the testing of the LaFayette Commons facility was of a satisfactory nature.

C. U. S. Senator Charles Schumer: Federal Grants for county & local governments.

"...that a recent addition to my website should offer some help to those county and local governments who would like to apply for Federal grants...I would like to take this opportunity to quickly remind you about the Catalog of Federal Domestic Assistance, a comprehensive catalog that is updated bi-weekly and contains information on all grant programs offered by the Federal Government...For additional information or to receive updates on funding opportunities, I urge you to contact my office"

D. CNYRPDB: EPF grant proposal final text.

"..Enclosed please find the final text sections of the Environmental Protection Fund (EP) grant proposal drafted by the CNY Regional Planning & Development Board (the Board) on behalf of municipal MS4s in the Syracuse Urban Area. The Town of Manlius has agreed to sponsor this proposal. The text contained in this proposal will be submitted as is pending confirmed support from at least 21 regulated MS4 communities. The budget detail and participating MS4 sections of the proposal are not yet finalized and therefore appear blank in this mailing...This local match requirement for public education, outreach, participation and involvement tasks will be requested as a cash contribution of approximately \$1,800 (\$900 per year for 2 years) per participating MS4. The local match for land use review tasks will be requested in the form of documented in-kind time valued at approximately 47,048 over 2 years..."

E. Syracuse Post-Standard, 9.21.03: Empire Zones.

F. CNY Business Journal, 9.19.03: Syracuse Economy.

“Syracuse’s economy, fresh off a decade of diversification, is faring better than the economies of other Upstate cities, according to data compiled by the Greater Syracuse Chamber of Commerce...Syracuse gained jobs between 1992 and 2002, the most recent year-end data available...Where Syracuse thrives and other cities falter is that its economy didn’t ride the technology bandwagon of the mid- and late-1990’s...Instead, growth here largely is fueled by existing companies – companies that are staying here, adding employees, and making more money...!”

G. Syracuse Post-Standard: August Unemployment.

“The Syracuse area maintained its position as the state’s job-growth leader in August...The unemployment rate in the Syracuse area was 5.2 percent in August, down from 5.5 percent in July...The state and the nation had an unemployment rate of 6.0 percent in August. Government created the majority of the new jobs in Central New York – 2,400. Local school districts created 1,200 of them, state colleges created 300 and general government created the rest...”

H. NYS DOT: Keough Tract speed limit reduction request.

I. Onondaga County Supervisor’s Association: NYS Employee Retirement System.

“I am writing this letter on behalf of the nineteen towns that represent Onondaga County Supervisor’s Association. The purpose of this letter is to address the New York State Employee Retirement Contribution..”

Supervisor Scammell said these contributions are way out of sight.

Tom Chartrand said they have requested the numbers for the last 3 years from municipalities, schools, etc. to be forwarded so they can compile the data and present it to the comptroller.

Supervisor Scammell asked if there was any way for this to be reversed.

Councilman Knapp asked if the school district is under the same plan.

Tom Chartrand said somewhat.

J. NYS Legislative Commission on Rural Resources: NY Laws Give More Control to Local Governments.

“Notice on Challenges Regarding Constitutionality of State and Local Laws or Regulations. Bill Description: Requires that notice be given to a municipality in the event an action is commenced in a judicial proceeding in which the constitutionality of its local laws, ordinances, rules or regulations is challenged. Also, amends existing state law regarding same.

Municipal Officials Serving on County Planning Boards and Regional Planning Councils. Bill Description: Amends section 239-c of the general municipal law to clarify that a member of a regional or county planning board may participate in the deliberations or vote on a matter or proposal before such board unless the matter has been the subject of a proposal, application or vote before the municipal board or body on which they serve.

Authorized Planned Unit Development Zoning. Bill Description: Provides statutory authorization for municipalities to use planned unit development zoning as a flexible land use tool for guiding mixed use community development..."

K. Onondaga County Legislature: 10.06.03 agenda.

L. Syracuse Post-Standard, 10.16.03: Pension costs.

"And if the state's school districts aren't paying attention to the budget problems the towns and villages are facing to cover those costs, they're gong to be in for a rude surprise next year...Clenahan said the town situation would not improve for at least four to five years....Municipalities now can count on paying 12 percent for employees and 17 percent for police and fire pensions..."

M. NYS LRS: Employees in the Military.

"Some of your co-workers may serve none of the many branches of the United States military. We applaud these brave men and women for their willingness to leave their families and homes in service to America. To help ease their burden and the sacrifices their families endure during this difficult time, my Office is implementing a loan deferment program designed specifically for military personnel. This program is part of the Patriot Plan..."

Supervisor Scammell said this has been distributed to all the employees.

N. Time Warner Cable: New General Manager.

"I wanted to take this opportunity to introduce myself to you. I recently began my new position as General Manager for Time Warner Cable in its Central New York region, which encompasses your community..."

O. Syracuse Post-Standard, 10.15.03: CNY Jobs.

"In September, the Syracuse area once again topped the state in job growth...The area's unemployment rate also looked good compared with the rest of the state and the nation. It was 5.6 percent in September...'The manufacturing decline is happening throughout the country,' he said. 'We in Syracuse have not felt it as much as others.'..."

P. NYS ORPS: 2003 STAR Admin Aid.

"Your STAR Administrative Aid payment will be \$2,153.80...these aid payments are intended to cover costs incurred by local assessors, tax collectors and county directors in performing such STAR-related activities as application processing, receipt mailing, compliance with the Taxpayers' Bill of Rights, local outreach, complaint processing and correction of errors...To allow local governments the flexibility to use these funds as needed for their particular circumstances,, we have tried to avoid narrow prescriptions on uses or pre-approval and expense receipt requirements..."

Q. LaFayette Central School District: Optimist Club Request Rejection.

Supervisor Scammell said this letter is a response to the Optimist Club's

request for the school district to underwrite some of the costs to add a third tennis court and resurface and renovate the existing basketball court at Stafford park. It states the school district cannot contribute to this project.

R. Barrett Law Office: GM Pickup Truck-Fuel Tanks.

S. NYS Comptroller Alan Hevesi: Common Retirement Fund.

“Comptroller Hevesi’s legislation to strengthen the Common Retirement Fund (Chapter 49, Laws of 2003) provides that we issue you, on or before October 15, 2003, a projection of the amount of your December 15, 2004 bill...”

Supervisor Scammell noted the total projected gross December 15, 2004 bill will be \$55,319. The maximum amount that may be amortized or bonded is \$21,259. This is the final amount.

Tom Chartrand said there is enough budgeted for this.

T. OCRRA Executive Director Tom Rhoads: Restructuring & Refinancing Package.

“The Onondaga County Resource Recovery Agency (OCRRA) has announced the completion of its long sought-after debt refinancing package that will save the community upwards of \$100 million over the next 12 years...”

U. Onondaga County Department of Finance: 2004 abstract charges.

“Sales tax to be charged on the 2004 Abstract for the year 01/01/02 to 12/31/02 is \$6,261.31...:

V. NYS DOT: Tully Farms Road speed limit reduction request.

“...A formal investigation will be conducted at the subject location...”

W. OCRRA: Recycling Information.

“Enclosed is a list of common recycling and waste disposal questions that many residents in our community often ask. Please consider including this information in your next newsletter as a service to your residents...”

X. Other.

6. SPECIAL REPORT: NYMIR.

Mr. Wright said he would like to make a presentation to the Board.

The Board will return to this item when Mr. Wright is ready.

7. REPORTS.

A. Departmental (4th Monday).

- 1) **Building & Zoning Code Enforcement:** Ralph Lamson & Jack Sutton.

Ralph Lamson said they had 5 permits for the month of September. Two permits were for houses, one was for an antenna, one was for a deck and the last one was for a garage.

Ralph advised one person has been sent a letter of non-conformity on Apulia Road. He issued an appearance ticket for the trailer on the island on Jamesville Reservoir. He issued an appearance ticket to Mr. Allen on Sentinel Hgts. Rd. for running a business and needing a variance. Mr. Richardson has been sent a letter regarding junk vehicles. Mr. Kosturik has been sent a letter regarding a junk vehicle on his property.

- Junk vehicle status.
 - a) 2954 Jamesville-Apulia Road/Hyland. Appearance ticket, 6.03, bank taking over.

Ralph Lamson advised this has been cleaned up.

- b) IGA – auto sales?

Ralph Lamson advised this was looking good and now there's another truck there. He will check into this.

- c) 2401 Route 11A & Mill Street/Dileillo: Blue Ford van, Grey Dodge van, Purple Voyager). Due in court.

Ralph advised the owner submitted the registration and insurance for the vehicles so this was dismissed.

- d) Route 11 North (near McClary Road on right).

Supervisor Scammell said the location is a little past Blatcher's on the right side of the road.

Ralph Lamson will look into this.

- e) Jamesville Apulia (numerous violations just south of Jamesville Beach Park).

Ralph Lamson advised both property owners have been issued notices.

- f) Route 91.

Supervisor Scammell said he received a complaint regarding a junk car on Route 91. He will get the address for Ralph.

- Ortloff Road – trailer.

Ralph Lamson advised this is just a camping trailer. It's stored there when they aren't using it.

- 2851 Webb Road/Gernhardt: 12.31.03 use to be removed.

- 3171 Apulia Road/Ziver: Trailer on west side of Apulia Road just north of Bush Road, notice of nonconformity to be served.

Ralph Lamson advised he sent a notice of nonconformity.

- Apulia Road – Second trailer

Ralph Lamson said he noticed there are a couple more trailers on Apulia Road. He will have to find out who the property owners are.

Councilor Knapp noted the South Syracuse Hotel is not looking too good. Ralph Lamson said the owner had taken the second floor down. He is doing all the work himself.

Dog Control: Jon Rogers & Sue Snavlin.

Sue Snavlin said there may be a problem. She asked if it would be O.K. to have a backup shelter. Lake Country is already booked-up for Thanksgiving so we might have a problem. Christmas is also a bad time. Terry Merron offered to be a back-up shelter.

Ralph Lamson said she is not authorized to be a business.

Sue Snavlin said the lady from NYS Ag. & Markets said as long as it was only for a 24-hour period, it would be O.K.

Supervisor Scammell said the lady from NYS Ag. & Markets wouldn't know about the town's zoning regulations. He asked if there are any other options.

Sue Snavlin didn't know of any. She isn't sure there will be a problem but just wanted to talk to the Board in case there was one. The next closest place would possibly be Manlius.

Supervisor Scammell believes the Cromley's will be going forward with their kennel.

Councilman Knapp said they have a sign stating they will be opening in the spring.

Supervisor Scammell asked what the requirements are for sheltering dogs that are picked up. He asked if they have to be in an enclosed building, etc.

Sue Snavlin said she is meeting with Cathy from NYS Ag. & Markets tomorrow morning. Cathy said Sue Snavlin could keep the dogs at her house for up to 2 days as she has a kennel. There was a new law passed effective the beginning of November that all dogs must have adequate shelter for any dogs outside. She isn't sure exactly what it will require until she gets a copy of the law from Cathy tomorrow.

Supervisor Scammell said she might mention to Cathy that some of this information might be passed along to the supervisor. He hasn't received anything on this. He would recommend putting the information in the quarterly Newsletter for the residents.

Sue Snavlin will check into possible backup shelters.

The Town Board returned to the presentation for NYMIR.

Mr. Wright said he would like to do a presentation regarding the bid for the Town of LaFayette insurance which is up for renewal in January. New York Municipal Insurance Reciprocal (NYMIR) is a state-wide municipal cooperative effort. Currently there are 557 municipalities that insure through NYMIR. It

provides a cost effective method of insurance. What is a reciprocal? It is a NYS licensed insurance company. It's owned and controlled by its municipal officials. It offers insurance to NYS municipalities only. They have been in existence for 11 years. His company is Eastern Shores Associates. They have been involved with NYMIR since the very beginning. Their home office is in Fulton. Duties of the subscribers are to elect the Board of Governors, comply with NYMIR risk management and safety programs, proportionately share in profits, investment income, claims and expenses. He reviewed the duties of the Board of Governors and the management company. NYMIR offers general liability, public official liability, etc. It's a not-for-profit organization. Everything in terms of the running of the company is determined by the Board of Governors who are from the municipalities. They have a strong loss control program.

Supervisor Scammell asked who their newest account is and who the longest standing account is.

Mr. Wright didn't know.

Tom Chartrand said in the neighboring towns, Tully has been in the longest followed by Otisco. Pompey just came on board in March. He said the Board might want to know how much the increase has been over the past 7 years.

Mr. Wright said a letter was sent out last year stating the increase would be 15 to 20 percent. What drives the increase is the Board of Directors who hire a firm to do the study and advise them how much money they need to stay stable, deal with claims, etc. He thinks it actually went up 11%.

Councilman Paul asked about contracts.

Mr. Wright said it's a year-by-year basis.

Councilman Paul said he discussed something being spread over 5 years.

Mr. Wright said it's the capitalization.

Tom Chartrand said once you join, you are responsible for that fee whether you change insurance companies or not.

Councilman Paul asked Kevin Gilligan if he represented any towns that use this company.

Kevin Gilligan said the Village of Tully is the only one he has that's with them. He thinks Solvay used to be.

Mr. Wright said they don't write as many in Onondaga County.

Councilman Paul asked Kevin Gilligan if he had any comments.

Kevin Gilligan said he has some municipalities that love it and some that go other ways.

Mr. Wright would like to prepare a quote for the Town Board to review.

It was decided the town Board would gather some more information regarding insurance. This will be added to the agenda.

2) **Highway Superintendent:** Leon Cook.

- SPDES – awaiting coordinated actions at county level (see J. Dunkle list).

Leon Cook said we are still waiting for John Dunkle and the county

who are asking for a grant to support the cost of this.

- Ellabrook Drive (Applewood Acres).

Leon Cook said Ken Schoeck doesn't have the paperwork 100% together yet so this will have to be held off for at least another two weeks.

Leon Cook said they finished mowing all the roadsides for the third time this year. They have some places where the weeds grew that they might knock down before the snow comes. They mowed the lawns for the last time. They don't plan on mowing again unless it's needed. Since the last meeting they sandblasted the two all-wheel drive plow trucks. They did everything underneath. They painted them with a special paint.

Councilman Knapp asked who does the painting.

Leon Cook said Art Gabriel. They also sandblasted and painted the chipper. They have the decals for it. They are getting ready for winter. The recent storm created a problem. They picked up 27 10-wheeler loads of brush. The residents are still calling and wanting to put stuff out. He will let a week or so go by and then they'll go out and pick up the brush again. They put in two driveway pipes. They hauled in 3,218 ton of sand. They brought in 1,000 ton of salt at a price of \$24/ton. They mixed it 3 to 1. Every year they cover it up with poly. No one in the area has any. They usually buy it from Mid-State and they ordered it special for LaFayette this year as the Highway Dept. is such a good customer. It used to be about \$80 a roll. Last year it went up to \$90 and now it's \$103.

Councilman Paul said if he needs more to give him a call as he can get it for him.

Leon Cook said the 96 Chevy that went to the auction was auctioned off on Saturday. It brought \$6,500. He believes we got a good price for it. They get 10% which leaves us about \$5,850. They had a situation today. The Town Clerk got a call and she called him. Anne Chase on West Shore Manor had a flooding problem. The same piece of property had the same problem 8 to 10 years ago. Her house actually is on the part of West Shore Manor that is a county road and she lives in the Town of LaFayette. He spent 2 hours down there tonight. He got the county up there too. She thinks either the town or county has to take care of her problem. Her problem is that the people she bought the property from filled the ditch in when they brought in some old boiler tanks which they piped from the road to the reservoir. There use to be an open ditch there before the previous owner filled it in. He told her the Town of LaFayette can't take care of her problem. The Town of LaFayette couldn't take care of it 8 to 10 years ago. The pipe was all deteriorated. They put an 8" pipe in and a catch basin. The water is bubbling up on the lawn. The pipe must be plugged between the house and the reservoir. It could be flushed out. It's off the road and not on a town road. She really wanted the Town of LaFayette or the county to clean this pipe out.

Supervisor Scammell said it's private property.

Leon Cook said right.

Supervisor Scammell asked if there was a right-of-way or easement involved.

Leon Cook said no.

Councilman Knapp asked who put the pipe in.

Leon Cook said she and her husband did. They are 4 houses down on the right after the county park. The house number is 4132.

Supervisor Scammell and Leon Cook believe there is nothing the town can do if it's on private property.

Leon Cook said the county told her there's nothing they can do. She claims it's not her water and that it comes from the county road. He tried to explain to her that the owner of the property before she bought it had an open ditch. The county and town have not kept a right-of-way. It was an open ditch years ago. The homeowner put pipe in it and filled it in which they shouldn't have done.

Supervisor Scammell said drainage seems particularly poor through that area.

Leon Cook said they are back on a 5-day week. They get done at 3:00 p.m.

3) **Justice:** Malcolm Knapp & Maureen Perrin.

Supervisor Scammell noted they turned over \$18,674 for the month of September and had 240 cases.

4) **Library Director:** Scott Kushner.

5) **Recreation Director:** Regina Reinschmidt.

Regina Reinschmidt said the soccer teams are done playing. They had over 100 participants K-6. They have two boys lacrosse teams which are still practicing. Girls volleyball has begun for 3rd and 4th grade girls and 5th and 6th grade girls. They are working on getting the parks winterized. She has met with the Health Dept. regarding water at the park. Leon Cook picked up a new well cap cover and put it on. They have to flush it out a little more to do a water sample. Harris Sloper will no longer be turning the water on and off at the Beach. They have a new Board Member, Joe Kelly, who will take care of it this fall. Community Council would like to replace the wooden backstops behind True Value on Fields 1 and 2. They would like to ask the town before having the work done. She has acquired two estimates which are required. Butler Fence definitely came in lower. It should be just over \$2,000. Atlas Fence was considerably higher, especially for the removal. They would like to have this done this fall.

Supervisor Scammell asked how they are with the budget.

Tom Chartrand said they should have enough to be able to do this.

Regina Reinschmidt said Community Council is meeting next week and she must finalize this and the time-frame with them.

Tom Chartrand said the Community Council has been very careful with their spending this year so there is some money left.

Supervisor Scammell said the total would be \$4,066 to do both backstops. Regina Reinschmidt said the removal of what's there is additional.

Leon Cook said the Safety Officer has been bringing these backstops up at the last 2 meetings.

Councilmen Paul moved and Knapp seconded the motion to have Butler Fence replace the two backstops behind True Value Hardware Store at a cost of \$4,066 plus \$280 for removal of what's there. The motion passed unanimously.

Tom Chartrand said to be sure both estimates are attached to the voucher.

Councilman Knapp asked how they did at the Apple Festival.

Regina Reinschmidt believes they had a very good year. She has been getting all the material ready for the 990 filing.

6) **Town Clerk:** Mary Jo Kelly.

A written report for September was submitted.

7) **Town Supervisor:** Greg Scammell.

A written report for September was submitted at an earlier meeting.

B. **Committee (2nd Monday).**

1) **Communications & Technology.**

- Digital Towpath – Demo & Testing to resume in the fall (GS).

2) **Emergency Response.**

- Defibrillators (TB).

3) **Employee Policies & Benefits.**

a) Update employee handbook .

- Jury Duty compensation.

Supervisor Scammell read some information from the NY Employment Law regarding jury duty. He asked if there was any interest in amending the Employee Handbook regarding jury duty.

Leon Cook believes for what few people we have going on jury duty, it's not worth changing our Handbook.

It was decided the Employee Handbook will not be amended at this time. This can be removed from the agenda.

b) Employee Medical Plan contributions.

- Notice to employees at beginning of year.

Supervisor Scammell asked Mary Jo to draft a notice to the employees regarding contributions

- \$9,637/year X 1% = \$96.37/year = \$3.71/pay period (currently \$2/month).
 - Most recent town monthly OCEBA cost - \$12,339.
 - WSJ data.
 - Average workers contribution rose from \$52/month in 1988 to \$174/month in 2002.
 - Copays rose from \$16 to \$26/month.
 - Syracuse Post-Standard data (9.10.03).
 - Average annual premium costs: single, 2000 - \$2,471, 2003 - \$3,383.
 - Average annual premium costs: family, 2000 - \$6,438, 2003 - \$9,068.
 - Average Copays, generic: 2000 - \$7, 2003 - \$9, preferred: 2000 - \$13, 2003 - \$19, non-preferred: 2000 - \$17, 2003 - \$29.
- c) NYS Disability Insurance. ~\$4/month – males, \$8/month – females. Review at budget time.

Supervisor Scammell asked if there was any interest in pursuing disability insurance. There was none so this will be removed from the agenda.

d) Vision Care – review at budget time?

Mary Jo advised this would be paid by the employee.

Tom Chartrand said it could affect the towns payments if the employees exceeded their contributions. The Board would need to make a motion to enter into a decision with OCEBA or POMCO.

Supervisor Scammell said the employees would pay whatever OCEBA says they have to. If that is not enough for their eye care needs, it could affect the town's payment.

Councilwoman Smith asked how many people have taken advantage of the dental plan.

Tom Chartrand said there are only about 5 on it. Vision is much cheaper. The Town Board will think about this further. It will remain on the agenda.

4) Environmental & Conservation Advisory Board.

5) Highway.

6) Physical Plant.

- Roof/ceiling leaks: Library (repair) & Town Offices SW wall (Siding: \$4,200 vs. painting & chalking \$?), new siding or repair/paint old siding?

Councilman Knapp said he got a quote from Mr. Cavallo just to caulk and restrain. It was down a little from the initial proposal because the initial bid was for new siding. It would be \$1,200 to caulk and restrain the wall. He said we seem to be O.K. regarding leaks right now. Mr. Cavallo didn't put a 30-day condition on his estimate. He believes we might be O.K. to wait until spring to do this.

Councilwoman Smith asked if there were any spots that need caulking right away.

Councilman Knapp said Fred Groth did quite a bit originally.

- LaFayette Community Center. Electrical upgrade bids.
- LaFayette Community Center. New side roof estimate. Bids Received.

Supervisor Scammell said he doesn't have a firm bid but has an informal amount. Vanderhoof Roofing bid \$4,100 and another source gave a bid of \$4,500. There is water leaking in the Community Center now. The roof will not withstand any weight this winter. He reviewed the warranty from Vanderhoof Roofing.

Councilman Paul noted there could be a substantial increase in the bid from Vanderhoof as it states replacement of wood on a time/material basis. It could be \$45/hour. This could be substantial. He believes both bids must be reviewed for this.

It was decided the other bid was required in writing.

It was decided to put off the staining and caulking until spring on the LaFayette Commons for \$1,200.

7) Recreation & Youth.

a) Bailey Park.

b) LaFayette Beach.

- New facilities (SS), awaiting Onondaga County Health septic system review.

Councilwoman Smith said she and Tom Rezsnyak inspected the new

bathhouse. It looks good. They did a really good job on it. She is still waiting to hear from the County Health Dept. regarding the septic system. There were some things John Dunkle had to redo and resubmit.

Leon Cook asked what part of the design the Health Dept. wasn't happy with.

Councilwoman Smith said the measurements or the distance between the building and the septic system. It wasn't the actual design.

Leon Cook said it could be they didn't have the leach field far enough from the building. We are critical down there of having enough room. He will call John Dunkle tomorrow or the next day.

- Survey/transfer LaFayette Beach from LCC to town.

c) Stafford Park.

8) **Safety.**

Councilwoman Smith said she and Tom Rezsnyak inspected the Library. They replaced some bulbs in the emergency exits. The storage room the Library is using needs to be cleaned out. Two emergency exit lights need to be put in. There's a leak in the chlorine station. Tom Rezsnyak has the list and will get it to Mary Jo tomorrow.

9) **Senior Transportation & Housing.**

10) **Service Awards.**

11) **SOTS/OCCRA Liaison.**

12) **Water.**

- U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan.

Supervisor Scammell advised he got a progress report from them.

13) **Zoning Review.**

- Digitized zoning map.
- Misc. review: Communications/Cell Towers & Private (single horse) horse stables.
- Corridor Plan.

8. **LITIGATION & OTHER LEGAL MATTERS.**

A. **Watson v. Town of LaFayette.**

Supervisor Scammell advised this will be discussed in Executive Session.

B. People v. Greg Watson.

C. LaFayette Hotel/Mr. Muraco's project at the four corners & DEC septic approval.

Supervisor Scammell said the DEC is still working on this.

Marshall Taylor asked if this building is in violation of code. What is the status? The assessment was lowered. He would like to know if it's a building no one can live in or what.

Ralph Lamson said it cannot be lived in at this point. It's under construction.

Supervisor Scammell said until the DEC responds, we don't know.

Kevin Gilligan said there's a likelihood by March 1, 2004, something will be resolved.

D. PILOT agreement at Festival Gardens.

- PILOT extension allowed?

Kevin Gilligan believes the concept should be, if it's permissible, would the town entertain it? He believes it's a better idea to have Mr. Smith do the initial research and present their basis for showing how this can be extended. He said he can draft a letter to Mr. Smith from the town regarding this matter.

Marshall Taylor said from an assessing concept, something you give to these people to lower their taxes should be given to everyone else. Whatever you give Mr. Smith for a reduction, the rest of the residents must make up.

E. Noise/nuisance ordinance.

- Review samples (DK, TB, PP).

Supervisor Scammell said Councilman Paul is the last one to review the samples.

Kevin Gilligan said if the Town Board passes a noise ordinance, it will have to purchase a meter. That is the only way to enforce it.

Capt. Bronstad said he gave the Board a website to look into purchasing one.

F. Nonconforming Uses Moratorium.

Supervisor Scammell believes the Town Board must decide how they would like this to work. He will redistribute a copy of John Langey's letter from June to the Board for their review.

Kevin Gilligan said the concept of a non-conforming use is it pertains to something that was before zoning. The idea is it will whither away and will not be replaced.

Supervisor Scammell will get Ralph Lamson a copy of the letter too. He asked if there was any leeway on the 6 month time-frame.

Kevin Gilligan said you can choose what you would like to put in there.

9. UNFINISHED BUSINESS & ACTIVE PROJECTS.**A. Time-Warner Cable TV franchise renewal .**

Supervisor Scammell said someone called him regarding their rate change. It was determined that the resident was in LaFayette and there will not be any increase and some resident's may be getting rebates.

B. Town holiday lighting.**C. Alternate ZBA and Planning Board member appointments.****D. Dell Bush stream naming.**

Supervisor Scammell said this is still in process.

E. Speed limit reduction request for Tully Farms Road.**F. Speed limit reduction request for Keough tract.****G. Cram Communications, WVOA-AM towers.**

- Engineering study performed by Cram to be reviewed by independent consultant, pertaining to impact on Groth Road Communications Tower.

Kevin Gilligan said he hasn't heard anything from them. They were supposed to send us all the basis of the studies in which they determined there would be no interference so we can have someone review the information.

10. NEW BUSINESS.**A. Winacre Drive Parking Survey.**

Supervisor Scammell said he had a resident on Winacre Drive concerned about the parking on the road. He sent a letter out to the 22 residents who live on the road asking for their input regarding "No Parking" signs. He had 12 respond stating they had no problem with the parking and do not want "No Parking" signs put up. There were 0 responses in favor of it. He will send a follow-up letter that this won't go forward.

B. Groth Road Communications Tower Inspection.

Supervisor Scammell said he is waiting for documentation on this.

C. Other.

Councilmen Knapp moved and Paul seconded the motion for the Town Board to go into Executive Session to discuss litigation and a personnel matter and to include the town attorney. Motion passed unanimously.

The Town Board went into Executive Session at 9:06 p.m. and Supervisor Scammell called the Regular Town Board Meeting back to order at 10:37 p.m.

11. There were no suggestions for improvement & positive contributions.
12. **Councilman Paul moved and Councilwoman Smith seconded the motion to audit and pay the following bills:**

GENERAL FUND	#9833 TO 9871
HIGHWAY FUND	#9815 TO 9826
TRUST & AGENCY FUND	#9872 TO 9873

Motion passed unanimously.

13. Executive session (as needed). This was done earlier in the meeting.

14. **Councilmen Knapp moved and Paul seconded the motion to adjourn.**
Motion passed unanimously.

The Town Board Meeting adjourned at 10:32 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk