

Minutes of the Town Board Meeting held by the LaFayette Town Board on November 24, 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
Thomas Bailey, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Marshall Taylor, Assessor/Clerk
Kevin Gilligan, Town Attorney
Regina Reinschmidt, Rec. Coord.
Capt. Bronstad, Sheriff's Dept.
Tom Chartrand, Bookkeeper
Don and Linda Maloney, 4110 Route 91

1. Supervisor Scammell called the meeting to order at 6:30 p.m.
2. The Town Clerk took the Roll. All present.
3. Pledge to the U. S. Flag led by Town Councilman Dave Knapp.
4. **Councilmen Paul moved and Bailey seconded the motion to accept the November 10, 2003, Town Board Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**
5. **COMMUNICATIONS:**

A. Residents.

Don and Linda Maloney were present to discuss the speed on Route 91.

Linda Maloney said they live on Route 91 in Jamesville. She has a petition signed by the residents to try to get the speed limit lowered.

Supervisor Scammell read the petition noting they request the speed limit to be lowered from 55 mph to 35 mph. He noted there were 29 signatures.

Councilman Knapp asked if they are asking for the reduction in a specific area of Route 91.

Linda Maloney said beginning at the Keough farm and going south.

Councilman Knapp asked if it would be passed Jamesville Grove.

Linda Maloney said all the way to Taylor Road.

Supervisor Scammell advised it would be just for the part of Route 91 that is in the Town of LaFayette.

Councilman Knapp asked if the folks in Pompey are planning on doing anything.

Linda Maloney said she will be contacting their Neighborhood Watch Group to see if they don't want to request a lower speed limit for their portion of Route 91.

Councilman Knapp said the new supervisor lives right near them. Her name is Carol Marsh.

Councilman Bailey asked if there has been any accidents or hazards in the area.

Linda Maloney said there have been some minor accidents but it's just a matter of time before something major happens. People come down the hill from Pompey and it appears they are going at a high rate of speed. They might be going 55 mph but that is too fast. All the mailboxes are on one side of the road and people must cross the road to get to them. There are a lot of elderly and children in the area.

Councilman Bailey asked if there had been any correspondence between the residents and the state.

Linda Maloney said a few years ago they tried this. She did send a letter before she knew how she was supposed to go about it. The letter didn't do much good.

Councilman Knapp asked Supervisor Scammell to explain the procedure.

Supervisor Scammell said we send the petition and request to the D.O.T. They come out and review the area and advise the town whether they approve the request or not.

Linda Maloney asked if they deny the request, would they be willing to meet with the residents?

Supervisor Scammell didn't know but if it's denied he can write to them to ask if they will.

Linda Maloney said another problem they have is allowing cars to pass in their area.

Supervisor Scammell said a copy of these minutes will accompany the request.

Councilwoman Smith asked if there had been much development on that road over the past few years.

Linda Maloney said not really. The main concern is all the age groups from the very young to the elderly.

Councilman Knapp believes there has been a lot of development up the road in Pompey which has led to more traffic.

Councilman Paul said there have been a lot of accidents over there especially at the foot of the hill near Taylor Road.

Councilmen Knapp moved and Bailey seconded the motion to refer this request to the D.O.T. Motion passed unanimously.

Supervisor Scammell said he will let them know as soon as we hear anything. It could take 6 months to hear back from the D.O.T.

B. Onondaga County Supervisors Association: NYS Retirement Contributions/Pension Fund.

“To Governor Pataki: On behalf of the Onondaga County Supervisors Association and the Towns represented by this organization, we are requesting that the Legislature take the necessary steps to provide relief to the Towns regarding the nearly 1000 percent increase in pension contributions over the last two years, which Towns are now confronted with. Specifically, we propose the following legislation: 1) That the towns be allowed to pay a portion of the increase pension costs out of their reserve funds. 2) That modifications be made in the way the system recognizes investment results. 3) That the proposed amortization rate be lowered. 4) That employees continue to contribute to the fund after ten years. It is now clear that the fund must be managed in a more responsible way and the contributions should be kept at a level that would anticipate the rise and fall of investment income...”

Councilman Knapp asked if any of the other counties are doing similar things.

Supervisor Scammell doesn't know. He hasn't heard anything.

C. PERMA: 2004 Renewal Quote.

“Enclosed for your review is PERMA's 2004 renewal quote for workers' compensation coverage. As you may know, each renewal quote is based on the particular member's success with the PERMA program, which is measured by comparing the individual result with the average result from among the entire PERMA membership...In an effort to help our members control costs and improve outcomes, the PERMA Board of Directors has established an underwriting approach that rewards members who achieve success with exemplary safety practices, low loss ratios and low accident frequency and severity ratios...One factor that neither PERMA nor members can influence is the New York Compensation Insurance Rating Board (NYCIRB), which sets workers' compensation rates for municipal class codes. Unfortunately, this year NYCIRB substantially increased many of the municipal class code rates. ...In addition, since 9/11 awakened us to the ultimate risks, the cost of volunteer firefighter benefits has become increasingly more costly....PERMA's reinsurance costs for covering firefighters have quadrupled...if your entity has volunteer firefighter exposure, PERMA's Board has found it necessary to increase the portion of your contribution that pays for firefighter coverage...If, for any reason, you plan to entertain competitive quotes and might possibly not renew your

membership in the PERMA program, it is imperative that you contact your Membership Services Representative...”

Supervisor Scammell asked what the street cleaning was.

Leon Cook said they didn't talk about street cleaning at the meeting they had with the man from PERMA.

Tom Chartrand said that is the snow plowing.

Supervisor Scammell asked about clerical office.

Tom Chartrand said it's everyone that doesn't fall into one of the other categories.

Supervisor Scammell noted \$49,712 is the total contribution.

Councilman Knapp asked how that compares to last year.

Tom Chartrand will add up the figures and let the Board know a little later in the meeting.

Councilman Knapp said it appears they broke out the firemen separately.

Leon Cook said the man at the meeting wasn't sure if they could do that or not. He said it doesn't matter whether they separate it or not as the town will be paying for it.

Tom Chartrand said it's all on the same policy so the modification factor is for everything.

Leon Cook said when the man got all through, he said we were 10-12% better than last year.

Councilman Bailey asked if we pre-paid last year.

Tom Chartrand said we pay in full after the billing on the first of the year.

D. U.S. Senator Charles Schumer: IRS refunds.

“All too often our constituents express their displeasure about the Internal Revenue Service (IRS) keeping too much of their money...The purpose of this letter is to ask you to help in distributing this information to the members of your community...Taxpayers who are owed money, may claim it by calling the IRS...”

Supervisor Scammell advised this tells people how to find out if they have money coming to them from the IRS.

E. Route 20 Association: Annual Dues & Resolution.

“This is an exciting time for those of us living and working in the Route 20 corridor. As you know, the Route 20 Association of New York State has been busy over the past two years preparing an application for Scenic Byway designation for our historic and beloved highway. After countless work sessions and over a dozen public meetings, we are now in the final phase of the process. Once resolutions have been passed by municipalities in the corridor and letters of support for the designation are gathered, we will be going before the Scenic Byway Advisory Committee in Albany for our final

presentation and their approval. This is likely to happen before the end of the current year....”

Supervisor Scammell said this letter is asking for our help.

Councilman Paul asked about off-premise signs.

Supervisor Scammell said they are signs advertising something not on that property. Our zoning doesn’t allow them.

Councilman Knapp moved and Councilwoman Smith seconded the motion to adopt the following Resolution:

Whereas, the Route 20 Association Scenic Byway Steering Committee has developed a management strategy and application to designate the Route 20 Corridor between LaFayette and Duanesburg and Route 80 from Route 20 to Cooperstown as a New York State Scenic Byway, and;

Whereas, Route 20 is an important part of Central New York’s history, and’

Whereas, the NYS DOT has designated certain highways in new York State as State Scenic Byways, and;

Whereas, Scenic Byway designation will help preserve the region’s history and promote tourism in the corridor communities, and;

Whereas, the designation of Scenic Byway will make funding available, and;

Whereas, endorsement and cooperation of local government in the area is necessary, and;

Whereas, the designation will result in restrictions to any new off premise signs in the Town of LaFayette,

Now, therefore be it resolved, that the Town Board of the Town of LaFayette supports the designation of the Route 20 Corridor and a section of Route 80 as a New York Scenic Byway.

Voting was as follows:

Supervisor Gregory Scammell	Aye
Councilman Norman Paul	Aye
Councilwoman Sandra Smith	Aye
Councilman David Knapp	Aye
Councilman Thomas Bailey	Aye

Motion passed unanimously.

Councilman Knapp thinks this is a great idea.

Councilmen Knapp moved and Bailey seconded the motion authorizing membership payment to the Route 20 Association of New York State in the amount of \$100.00. Motion passed unanimously.

F. NYS Department of Motor Vehicles: Compliance with Americans with Disabilities Act (ADA).

“The purpose of this memo is to reiterate information provided in memo “C” 22 issued in 1993. The ADA requires that people with disabilities be provided with access to governmental public services and programs. In

this regard, DMV provides sign interpreters to hearing-impaired consumers who need this service to participate in various DMV transactions in state-operated offices. The ADA requires county and municipal governments to make their public services and programs accessible as well. When requested, hearing-impaired consumers seeking your services must be provided with an effective means of communication (which may include a sign language interpreter), and it is your responsibility to provide the interpreter without charge to the consumer...”

G. Time Warner Cable: Annual Rate Notice.

“I wanted to give you advance notification of the annual rate notice our customers will receive later this month....Over the past year, we’ve enhanced our services to provide our customers with the highest-quality choices and value in cable...We are proud of our recent launch of “News 10 Now”, the first 24-hour news channel serving Central and Northern New York...Increases in programming costs, especially sports programming, are one of the greatest contributors to our overall rate increases...We believe it is important to support our community. That’s why we continue to provide free cable service and educational programming to schools through the Cable in the Classroom initiative...”

H. Syracuse University: Community Link Program.

“The Community Link Program of Syracuse University’s Maxwell School is again offering to help you meet your research needs. Over the past 24 years, policy studies undergraduates have successfully completed over 900 projects for sponsoring agencies. As part of their major requirement and a three-credit course, these students have conducted surveys, prepared statistical analyses, and written reports requiring up to 80 hours on a project...”

Supervisor Scammell said we have participated in this before. He asked if anyone could think of a project.

Councilman Knapp believes it has been very valuable.

I. Save the County Land Trust: Year in Review.

“This last year has been a very busy year for Save-the-County Land Trust, both in terms of activities and property acquisition...We had a tremendous amount of volunteer stewardship effort this past year. We had major cleanups for earth day at Camillus Valley Natural Area, with Junior Scout Troop 212, Trout Unlimited and the Town of Camillus Highway Department plus others. We had a cleanup at Whiskey Hollow with Boy Scout Troop 119, Syracuse University students plus others. There was also some ‘serious’ trail building activities at South meadows Nature Area with the Tully Action Group and the Village of Tully...There were some significant property acquisition this last year...Beacon Park in the Town of Cicero; 13.29

acres which was a donation from O'Brien and Gere Company in May. South Meadows Nature Area in the Town of Tully; 27.26 acres, purchased from the Village of Tully through the Tully Action Group in June...Snake Swamp in the Town of Oswego; 25.12 acres was purchased from private owner in September....We do need your continued support. We cannot continue to acquire, fund raise and manage our 2,127 acres of natural areas in two counties without it..."

Councilman Knapp asked who this group is. He asked if it's a private not-for-profit or part of the county.

Supervisor Scammell said they are looking for support. He doesn't know that much about them.

J. U.S. Senator Charles Schumer: Cyber terrorism.

"Knowing of your interest in protecting your constituents from computer hackers and cyber terrorists, I am writing to bring to your attention a new government website aimed at keeping our communities safe...www.ftc.gov/infosecurity...The site includes important tips such as: 1) Always use anti-virus software and keep it up-to-date...2) Always use a firewall...3) Be aware of what you share...4) Use unique passwords and don't share them with anyone...5) Be in control of your software and use tools to enhance protection...Within the past year alone, the FTC approximates that nearly 10 million Americans discovered that they were a victim of identify theft..."

K. Onondaga County Health Department: Reporting Emergencies in Public Water Systems.

"The enclosed announcement regarding reporting of emergencies in public water systems must be posted at your water supply..."

Supervisor Scammell said he spoke with Mr. Stalker about this.

Councilman Bailey asked if we need to complete this because of the Coye Rd. Water District.

Supervisor Scammell said no.

L. Onondaga County Health Department: 2004 Annual Water Fee.

M. Other.

Tom Chartrand had the numbers for PERMA. Last year it was approximately \$42,400. We are up to about \$7,300 this year. It looks like the fire dept. went up \$2,000 and the rest is in the general fund of about \$5,400.

Supervisor Scammell isn't sure who we would get a competitive quote from.

Tom Chartrand said there's a group called NYPIR. It's a group endorsed by the Association of Towns. They used to endorse PERMA and now they endorse this group.

Councilman Knapp asked what the surrounding towns do.

Tom Chartrand said the other towns he covers have PERMA. There's not a lot of other companies to choose from.

Supervisor Scammell asked if other towns had a similar increase.

Tom Chartrand said this is the first bill he's seen. Most of the other towns renew in June.

Councilman Knapp asked if Leon Cook had any losses or claims.

Leon Cook said no.

Tom Chartrand believes you must give them 2 months notice if you are not going to renew. He thinks it's either 30 or 60 days.

Marshall Taylor asked what PERMA stands for.

Supervisor Scammell said Public Employees Risk Management Association.

Marshall Taylor asked if there's a reason why the fire department doesn't take care of themselves.

Councilman Knapp said we are discussing that but the town would be paying for it anyway.

Tom Chartrand said we actually receive a discount for having a larger group.

Leon Cook isn't sure how many claims the fire department had.

Tom Chartrand said this is actually a deposit. At the end of the year, he gives them a report and we could get money back but usually don't.

Councilman Knapp asked how he budgets from this.

Tom Chartrand said he budgeted 15-16% so it will be tight.

Councilman Knapp noted the quote is dated 11/3/03. The renewal date is January 1st.

Tom Chartrand said if you are going to change, you should start looking in June or July.

Councilman Bailey asked if you can switch mid-year.

Tom Chartrand believes you can. You might lose a little of your premium. A new company might force the town to separate the fire department out.

6. SPECIAL REPORT: None.

7. REPORTS:

A. Departmental (4th Monday).

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

Ralph Lamson submitted a written report for the month of October. The following building permits were issued: 4 garages, 2 additions, 1 new house, 1 deck, 1 woodstove, 1 shed, 1 porch, 1 antennae and 1 barn. Total collected was \$944.00.

Supervisor Scammell said he went around the town checking on violations. He thinks he listed 36. He didn't do all the back roads. Hopefully Ralph Lamson will be reporting on these. He left a copy of the violations for Jack Sutton and Ralph Lamson.

Councilman Knapp asked about the people residing in a tent.

Supervisor Scammell said there was a report of people living in a tent with electricity going to it. There are some vehicles at the same location.

Councilman Knapp thought the site at the corner of Tully Farms and Route 20 was quiet.

Supervisor Scammell said the day he drove by, the doors were open and it looked like the owner was selling lumber out of the building. It appeared there were 5 or 6 vehicles on Route 91.

Councilman Paul said there were a couple that were removed from Coye Rd.

Junk vehicle status.

a) IGA – auto sales?

Supervisor Scammell still wonders if sales are going on there.

b) Route 11 North (near McClary Road on east side).

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

d) Route 91.

e) Route 11 North, on east side, prior to McClary Road.

f) LaFayette Road, 1/2mile North of Route 20. Abandoned autos.

g) Route 20 & Tully Farms Road.

h) Amidon Road (Daniels) – 4 junk vehicles.

- 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.
- Apulia Road: Other trailer.
- Amidon Road (Daniels) – living in tent.

- **Route 20 & Tully Farms Road – lumber sales?.**

2905 LaFayette Rd. added to list.

2) Dog Control: Jon Rogers & Sue Snavlin.

No reports were received.

3) Highway Superintendent: Leon Cook.

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

Leon Cook said they put up some snow fences. Now they have them all up. They were able to get into the field on Bernie Aungier's today for Markland Rd.

For the last month they have been cutting brush by hand and with the brush hog. They have hit quite a few roads. Last year they did O'Connell Road on the right side all the way down. They had to do it again this year.

They put new brake shoes on the rear of the two big plow trucks and front pads on the 550 Ford. They have big heavy pads on it and he feels we got a real good use out of the factory shoes. He put the best pads on it you can buy. The cheap pads wear out fast. They have a little problem with the 1990 10-wheeler. The temperature gauge keeps going up on it. He put a new part on it and they cleaned out the radiator. He is going to put a new thermostat in to see if that stops it from heating up. If it heats up to a certain point, the alarm goes off and you have to pull over until it cools down.

They still have a little more to do on Clark Hollow. The resident has said he will stop and inturn, the Highway Dept. cleaned out what was in the ditch. They put it on a 10-wheeler and spread it out in the resident's field.

They had a complaint from a resident on Ashburn Dr. Right after the snow storm on Thursday and Friday, he received a phone call. The resident complained they were deliberately dumping snow on her property when they went by. Leon Cook said it wasn't on her property but it was on the shoulder of the road. He talked to the resident on the phone and advised her he would have to come up there. He looked the situation over and then he spent two days trying to get in touch with her. The neighbor across the road from her hires someone to plow their driveway and they pushed out the snow and some stone from in the driveway and piled it in front of the resident's house. He explained he would have to get in touch with the person plowing the neighbors' driveway to solve the problem. He received a phone call from Robert Ashford this afternoon and he advised he would talk to the neighbor about the plowing problem, however, there was another problem. Someone was deliberately putting papers and trash right next to his property on the town right-of-way. Leon Cook said he didn't know who was doing it and advised Mr. Ashford he couldn't get up there until tomorrow. He said he

would report this to the Town Board at tonight's meeting. He advised the Town Board would probably request the Code Enforcement Officer go up there to check it out. Leon Cook said he is going to try to take care of it.

Supervisor Scammell said during the middle of the summer there were no papers or trash there.

Councilman Knapp asked if they are talking about loose paper.

Leon Cook said yes. We have had a lot of wind. If a garbage pail tipped over, that could be where the paper and trash came from. He will go up there tomorrow and talk to Mr. Ashford.

Councilman Knapp asked which house had the plowing done.

Leon Cook said the house right below Ashford's.

Leon Cook said he took care of the well-cap on the Booher Field. They closed the valve at the pool so that will fill up and not freeze. He had to fix the gate again as someone tore it apart.

Supervisor Scammell asked what they did to it.

Leon Cook said they took off the latch screws. He had a couple spare ones so he put them on.

Supervisor Scammell asked if there was any purpose other than vandalism.

Leon Cook said they tore the door off the porta-john.

Regina Reinschmidt said they told her not to worry if they didn't get there right away to pick the port-a-john up. This was about 3 weeks ago.

Councilwoman Smith said when the pool was vandalized in the summer and she met the officer over there she showed him the tracks which came from a neighboring property. They had cut some trees down too.

4) Justice: Malcolm Knapp & Maureen Perrin.

A written report for October was submitted. The court turned over \$26,045 for the month of October and had 308 cases.

5) Library Director: Scott Kushner.

No report was submitted.

6) Recreation Director: Regina Reinschmidt.

Regina Reinschmidt said they had basketball signups for the 5th and 6th graders. The boys started last week and the girls will start next week. Volleyball has finished. They had an incredible turnout. She and Dave Baker moved the 20 gallons of paint so it wouldn't freeze. This paint is what they received from the county and is what they hope to use to paint the bathrooms at the Beach next year. The bathrooms were winterized by Cross Brothers. They thank them very much for this. The concession stand has been rekeyed by Fred Groth. The pool has been winterized by Mr. Kelley. They have a few items they are trying to finish up before winter.

Councilman Bailey asked if we will receive a bill from Cross Brothers.

Regina Reinschmidt said no. They donate their services every year.

Councilman Knapp said they even come back and open the bathrooms for the Winter Fest and close them up. They do an incredible job.

Councilman Knapp said it is his pleasure to announce that Jim Wolf was able to obtain a \$1,000 donation for Community Council from Xerox through their community involvement program. He also obtained \$1,000 for Outreach.

7) Town Clerk: Mary Jo Kelly.

A written report for October was submitted.

8) Town Supervisor: Greg Scammell.

A written report for October was submitted.

B. Committee (2nd Monday).

1) Communications & Technology.

- Digital Towpath – Demo & Testing to resume.

2) Emergency Response.

- Defibrillators.

3) Employee Policies & Benefits.

- a) Update employee handbook update. Medical Plan.

Supervisor Scammell advised an update was submitted to the

Board.

Councilwoman Smith moved and Councilman Knapp seconded the motion to amend the Employee Policy adding Addendum A.. Motion passed unanimously.

- b) Employee Medical Plan contributions.

- Notice to employees at beginning of year.

4) Environmental & Conservation Advisory Board.

5) Highway.

6) Physical Plant.

- Roof/ceiling leaks: Library (sheet rock patched) & Town Offices SW walls, scheduled for Spring, 2004.

Supervisor Scammell advised the ceiling has been sheet rocked.

- LaFayette Community Center. New side roof completed.

Supervisor Scammell advised the roof has been fixed.

7) Recreation & Youth.**a) Bailey Park.****b) LaFayette Beach.**

- New facilities (SS), awaiting Onondaga County Health septic system review.
- Survey/transfer LaFayette Beach from LCC to town.

c) Stafford Park.**8) Safety.**

- Library & Beach Inspections.

A list of inspection findings were submitted.

Councilman Knapp believes Dave Baker was going to talk to the library about a lot of the items. As far as the Beach Inspection List, he has removed the garbage pail.

9) Senior Transportation & Housing.**10) Service Awards.****11) SOTS/OCCRA Liaison.****12) Water.**

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

13) Zoning Review.

- Digitized zoning map.
- Misc. review: Private (single?) & public horse stables – Under review.

Supervisor Scammell advised he has downloaded some information on this.

Councilwoman Smith would like a copy of the information to review.

- Corridor Plan.
- Small Subdivision Guidelines – Under Review.

A sample copy was previously sent out with packets for the Board's review.

- Nonconforming Uses – Under Review.
 - Draft.

Councilman Knapp said he would like to review this matter a little more.

7. LITIGATION & OTHER LEGAL MATTERS.

A. Watson v. Town of LaFayette (60 days = 12.15.03).

Supervisor Scammell said they have until December 19th to perfect their appeal.

Kevin Gilligan said their papers are due on the 19th. He figures the Town's papers will be due sometime in January.

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

C. PILOT agreement at Festival Gardens.

- Letter to Carlyle Smith – awaiting response.

D. Noise/nuisance ordinance.

- Onondaga Sheriff Captain Peter Bronstad.

Supervisor Scammell said the Board has been discussing whether to implement a noise ordinance. It was brought up at the last meeting that some of the items in the sample ordinance might be available to us in a law.

Capt. Bronstad said it's the Unlawful Conduct Law. It's a tough one to crack if there's no levels which is why a noise ordinance with the levels is preferable if you want a noise ordinance. Unreasonable Cause is just a law hanging out there. It would be the Town Justice that would determine whether it was unreasonable. There is a law there but it is open to a lot of interpretation. If you want something more in black and white than you would want a noise ordinance.

Councilman Bailey asked if Capt. Bronstad knew of any other towns that have one.

Capt. Bronstad said Onondaga, DeWitt, etc.

Councilman Bailey asked if they are successful.

Capt. Bronstad said he can remember how it was useful at a couple of bars in Onondaga.

Councilman Bailey asked about a neighbor vs. neighbor situation.

Capt. Bronstad said only once in Onondaga. He warned them and said the next time he received a complaint the Code Enforcement Officer would be there to issue them a ticket.

Councilman Bailey asked if the Code Enforcement Officer would be the one taking care of this.

Capt. Bronstad said either the Sheriff's Dept. or the Code Enforcement Officer would be able to handle it and issue a ticket or speak to the resident's.

Kevin Gilligan it could help with a large noise problem such as the situation with large party recently held on Dodge Rd.

Councilman Knapp asked what you can do as far as the party on Dodge Rd.

Capt. Bronstad said it was being broadcasted on the radio for people to keep coming there. Tickets and towing could be done.

Councilwoman Smith said this isn't the first time. Her own son couldn't even get home.

Capt. Bronstad said people kept coming and coming.

Councilwoman Smith said what part of the road wasn't blocked with cars was blocked with people.

Capt. Bronstad said usually they determine if an emergency vehicle can get through.

Supervisor Scammell asked if there is anything that can be done ahead of time if we know this is going to happen.

Capt. Bronstad said you can talk to the resident.

Councilwoman Smith was told that because of the number of people there, the officer's hands were tied.

Capt. Bronstad said there were between 200 and 300 people there and they kept coming. It could have turned into a worse situation if they had started arresting people due to the intoxication level of some of the people there.

Councilman Bailey asked if the party is always around Halloween.

Councilwoman Smith said yes.

Capt. Bronstad believes it got stepped up because someone called it in to a radio station.

Councilman Knapp believes there were also some fliers put up at S.U.

Kevin Gilligan asked Capt. Bronstad if when they get a situation like this, can they just start towing cars? He would imagine this would break up the party some.

Capt. Bronstad said it does but cars were parked quite a distance from the party.

Councilwoman Smith said the deputy told her they were trying to get people to give their keys to a sober driver but there weren't enough sober people there.

Councilman Bailey asked about throwing a DWI check up at the end of the road.

Capt. Bronstad said you could do that but it might not break up the party. It might make people want to stay longer. He would recommend having someone there at the beginning of the party as opposed to waiting until it gets to 300-400 people in attendance.

Leon Cook said you have to find someone who will tow the vehicles as the owners will complain something was done to their car. They would have to pay towing and storage.

Supervisor Scammell asked where they would be towed to.
Capt. Bronstad said it would depend on who was doing the towing.
Discussion took place regarding the Mass Gathering Permit.

Kevin Gilligan submitted a draft of a letter regarding these parties.
He asked if parking was allowed on Onativia Road.

Mary Jo Kelly advised there is a local law on the books regarding no parking on Dodge and Onativia Roads.

8. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Time-Warner Cable TV franchise renewal.

B. Town holiday lighting.

Councilman Knapp advised the outlets are installed. Optimist Club will be putting up the decorations this Sunday. He asked Leon Cook if anyone had contacted him yet.

Leon Cook said no.

Councilman Knapp will get him the time. He advised Tony Minieri has volunteered to coordinate the Tree Lighting this year.

C. ZBA Alternate member appointment.

Supervisor Scammell said this is still being worked on.

D. Dell Bush stream naming.

Supervisor Scammell said this is still in process.

E. Speed limit reduction request for Tully Farms Road.

Supervisor Scammell advised we have not heard anything back yet.

F. Speed limit reduction request for Keough tract.

Supervisor Scammell advised we haven't heard anything back yet.

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 advised he is keeping track of all information regarding monopoles which have fallen. It seems every time we discuss monopoles with an applicant we are advised they won't fall over. This doesn't appear to be the case. One just recently cracked and fell.

H. Groth Road Communications Tower Inspection.

Supervisor Scammell advised this is in process or has been completed. He is waiting for the final report.

I. Weller Road (200' paving) grant from NYS Assemblyman Jeff Brown.
Supervisor Scammell advised we have received a \$5,000 grant for Weller Road.

Leon Cook said before we get the check, he has to come up with hours, material and cost for a report we must submit. It will take him a couple of days to get this information together.

J. Association of Towns 2004 Training School & Annual Meeting (attendees & delegate).

Councilmen Knapp moved and Paul seconded the motion to appoint Councilman Bailey as the delegate for the Town of LaFayette at the Annual Association of Towns Meeting. Motion passed unanimously.

10. NEW BUSINESS.

A. Summer Ridge/Naomi Rd. – Final Acceptance.

Councilman Knapp asked Leon Cook if he was comfortable with this. Leon Cook said yes.

Kevin Gilligan would suggest holding off on this as we have not received the original transfer of title documents, the title insurance policy or any of the other title items we requested from them over a year ago.

Supervisor Scammell asked if they know we have requested them.

Kevin Gilligan said yes. They sent a letter regarding this matter.

Councilman Knapp asked if they have notified him recently about this.

Kevin Gilligan said yes.

C. Other.

11. Suggestions for improvement & positive contributions.

12. Councilmen Paul moved and Knapp seconded the motion to audit and pay the following bills.

GENERAL FUND #119, #130 to 154

HIGHWAY FUND # 120 to 129

SPECIAL DISTRICT FUND # 155

TRUST & AGENCY FUND # 156 to 159

COMMUNITY DEVELOP- # 160

MENT & CAPITAL FUND

Motion passed unanimously.

13. Councilmen Paul moved and Knapp seconded the motion for the Town Board to go into Executive Session to discuss an employee matter. Motion passed unanimously.

The Town Board went into Executive Session at 8:00 p.m. and Supervisor Scammell called the Regular Town Board Meeting back to order at 10:03 p.m.

Councilwoman Smith moved and Councilman Knapp seconded the motion to hold the Organizational Meeting January 5, 2004 at 6:00 p.m. Motion passed unanimously.

It was noted refreshments will be at 5:00 p.m.

Councilmen Paul moved and Knapp seconded the motion to send Jim Wolf and Xerox Corp Certificates of Appreciation for their contribution to the Community Council and Outreach. Motion passed unanimously.

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

The Town Board Meeting adjourned at 10:05 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk