

Minutes of the Regular Meeting held by the LaFayette Town Board on May 10, 2004 at 6:30 pm. In the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette.

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

Thomas Bailey, Councilman
William McConnell, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Kevin Gilligan, Town Attorney
Jack Sutton, Dep. C.E.O.
Ralph Lamson, C.E.O.
Marshall Taylor, Assessor/Clerk
Tom Chartrand, Bookkeeper
Anne Smith, Historian
Brant Fagan, 2360 Ashburn Dr.
Frank Gordinier, Optimist Club
Jim Wolf, LaFayette School Board
Larry Raison, 6186 Applewood Dr.
Wayne & Kathy Amidon, 2280 Markland Rd.
Steven Meier, 2892 Everingham Rd.
Wayne Corcoran, 6175 Applewood Dr.
Mary Eamers, Festival Gardens

1. Supervisor Scammell opened the meeting at 7:46 p.m.
2. The Town Clerk took the Roll at the public hearing. All present.
3. Pledge to the U. S. Flag led by Town Councilor Dave Knapp at the public hearing.
4. Prior meeting minutes were approved at the public hearing.
5. **COMMUNICATIONS.**

A. Residents.

Mary Eamers said there were some problems at Festival Gardens. Mr. Sulesky will be meeting with them Wednesday to evict some of the tenants. Some of the people were threatened, called all kinds of names, etc. The police were contacted. All the tenants are making lists and dating them for Mr. Sulesky. He has said he will not be tolerating any of this any more.

Councilman McConnell asked if she had written to Ms. Smith.

Mary Eamers said Ms. Smith was very rude to her and said she had advised Councilman McConnell that people were not to write to her and should be contacting Mr. Sulesky.

Supervisor Scammell asked if she would be kind enough to copy him the letters regarding the complaints.

Mary Eamers said the one person who will be evicted is trying to find out who reported him so he can get even. There are a lot of older people who are afraid to come out of their apartment after 4:00 p.m. and close their blinds.

Councilman Knapp asked how long she has lived there.

Mary Eamers said when she first moved in, it was the nicest place. It started getting bad when they started letting all the teenagers in there and all their friends.

Councilman Knapp asked what she would say the ratio to young kids would be.

Mary Eamers would say there are only about 4 senior citizens up there. Right now it's almost all teenagers.

Councilman McConnell apologized to her and said he will speak to Ms. Smith tomorrow as she explicitly told him to have the residents contact her.

Mary Eamers said they don't want to be threatened and have people knocking on their windows and using bad language to try to scare them.

Councilman Knapp asked Wayne Corcoran if he had any problems.

Wayne Corcoran said a week ago Sunday, his granddaughter asked him what the big tracks in his yard were. He didn't know. He just cut the lawn the day before and didn't see anything. It was an SUV that went across his lawn. He has a pretty good idea who it was. Something has to be done. He doesn't know if the people who own Festival Gardens care about the tenants or neighbors. All they care about is the money. The owner is a big real estate company.

Supervisor Scammell said he and Councilman McConnell will be meeting with Carlyle Smith, the owner of Festival Gardens, and member of the USDA to discuss these problems.

Mary Eamers said there are beer cans, cigarette butts, and garbage thrown all over the place.

Councilman McConnell said the USDA are the overseers of this building. He will need the tenants concerns and occurrences in writing.

Wayne Corcoran did this last year. Last year a bag of grass was found in one of the neighbors driveway. He called the Drug Department of law enforcement. He doesn't know what happened. He had the state troopers come down and he gave them a full report and the name of the person. He will get a copy of this report and will drop it off to Councilman Knapp's. He asked if the town can force these people to police their property.

Councilman McConnell said the Town Board discussed this with their representative at the last meeting. They discussed having a short-term issue and long term goal. The meeting has been set up for he and Supervisor Scammell to meet with the owner and overseer to discuss these issues and concerns.

Mary Eamers said they threaten the tenants. She hopes the owner will listen.

Councilwoman Smith asked if there are any school-age kids up there.

Mary Eamers said yes. They don't want to close the place, they just want it back the way it used to be. If you say anything, they retaliate against you. She's hoping that maybe they can get someone to live on the premises.

Supervisor Scammell asked her to let him know what time the meeting with the representative will be on Wednesday.

Mary Eamers will let him know.

Kathy Amidon said she visited some older people who reside west of the corner in the center of town. They are very concerned and sleepless on the weekends because of the parties at the house next to the bank and the bonfires they have. They are scared to call the police. The sparks do keep them up all night.

Supervisor Scammell said there are no regulations for open burning.

Kathy Amidon said it's next to a building.

Councilman Bailey said to call the fire department and they will make the determination if it's too close to a building or not.

Wayne Corcoran said there is a gentleman whose house is maybe 300 yards from him who burns his trash in a 50 gallon drum. If the wind is right, the debris from the trash blows over onto his property.

Jack Sutton said there is an ordinance stating they can't burn trash so he can call the police or the fire department.

Supervisor Scammell would assume the complaint called in from the older people Kathy Amidon visits would be anonymous.

Kathy Amidon said she would have the people call her and she will report it. She also knows there is marijuana which grows at the end of her road. Air 1 has been trying for quite some time to catch them.

Supervisor Scammell asked for any other concerns by the residents.

Brant Fagan said he found some more beer cans on his property this weekend when he mowed his lawn. There is a hole in the fence. There were a couple of pallets up stating no trespassing and these pallets have been taken down and are on the ground. This is just to let the Board know that things are still going on. He has been asked by the Jackowsky's and some of the other residents about the motel across the way. There is some concern as there is loud music, noise, etc. from there late at night. They are concerned as to what is going on there and what the plans might be for the property.

Supervisor Scammell said the last he heard it was up for sale for back taxes.

Councilman Knapp heard it was sold. He heard two different versions. One version is that it was sold to one person and the other was that it was sold to three people. He heard there might be some plans to bring it back into use as a motel. He asked Kevin Gilligan if they could be put this into apartments or restore it to the original motel.

Kevin Gilligan asked if the business had possibly been discontinued for quite awhile.

Councilman Knapp believes so.

Brant Fagan understands the desire to restore it to a motel but this to him would be a 1-2 night stay. If you are staying longer than that, there is something going on. If this is proposed to be a motel, it should be a motel. This is the concern of the resident's in the area. If they expand, what is the nature of the expansion and what then would they be allowed to use the property for?

Supervisor Scammell believes that the motel is a non-conforming use in the Hamlet District and a non-conforming use cannot be expanded.

Kevin Gilligan said they can't expand on it and you have an abandonment issue. If the business has been discontinued for a certain period of time, they might not be able to return to the motel business.

Councilman Knapp said no matter what they would decide to do, they would have to go before the Zoning Board of Appeals.

Councilman McConnell said the owner has a right to sell the property. The Town Board has no control over that. He hasn't heard anything in two weeks but maybe he can find out about this.

Brant Fagan asked the difference between a motel and hotel.

Kevin Gilligan said a motel has multiple entrances.

Wayne Corcoran asked if the health department would be involved.

Councilman Bailey said other than the septic systems, he doesn't believe so.

Wayne Corcoran said LaFayette is a nice place to bring up you kids, lets keep it that way.

Supervisor Scammell would recommend moving ahead on the agenda to the tennis courts.

Councilman McConnell said Dr. Mac Daniel brought the proposal to the last Town Board Meeting regarding the Stafford Park tennis courts which need to be resurfaced and repaired and to make a dual purpose court on the basketball court. Dr. Mac Daniel submitted the proposal and bids for this project. We now have the potential to do these renovations with a shared expense with the school, Optimist Club and town. He would like to see this done somewhat soon.

Jim Wolf said speaking on behalf of the school, they welcome the opportunity to partner with the Optimist Club and the town. The School Board has taken action and welcomes the opportunity to invest up to 1/3 of the cost of this project. They look forward to moving forward with this. He will be picking up a document from the school stating how the town plans on putting forth the funds to help pay for 1/3 of this project.

Councilman Knapp asked what the document would say.

Jim Wolf said basically from a process standpoint, they wanted to make sure whatever they did was appropriate in regard to legalities. It will state the school will look forward to funding this project up to \$5,000. In return, the town will allow the school to share those courts. It would be a one-time document. It would be a vehicle to get the town and the Optimist Club the funds to complete this project.

Frank Gordinier said he is here representing the Optimist Club. Their Board has approved up to \$5,000 for this project.

Councilman McConnell asked if the money is basically for the infrastructure type things. The manpower the Optimist Club donates would not be included in this.

Frank Gordinier said that is correct. The cost estimates/bids don't include the work they are volunteering to do.

Councilman Knapp said Dr. Mac Daniel also talked about the Optimist Club's portion being spread out over a period of years.

Fred Gordinier said rather than taking it all out of one budget, they would rather spread the financing out.

Councilman McConnell asked how many youth activities they fund per year.

Frank Gordinier said 7-8 and 2-3 major events.

Councilman McConnell said their one fundraiser is the Apple Festival. The reason the Optimist Club hopes to pay this off over a few years is because their dollars are limited and they go to the community youth throughout the year.

Frank Gordinier said those dollars they commit are over and above the dollars they put into the park on a yearly basis.

Marshall Taylor asked if the Board has contemplated expanding this further down the road.

Councilman McConnell said the school does not need to use the basketball court for practices. They will schedule this through Regina Reinschmidt. They would only need two nets for practice and 3 courts for a match. It would be too large a cost to put another basketball court in.

Marshall Taylor said his point would be that it might be cheaper to do it now rather than in the future.

Councilman Knapp said in the initial proposal they were looking at expanding it. That is where the big dollars came in. They scaled it back to keep it on the same footprint.

Marshall Taylor said he just thought it might be cheaper to do it now than to expand it again in the future.

Supervisor Scammell noted the cost is about \$11,200.

Frank Gordinier said initially yes. It might be a little different when the final bids come in.

Councilman Bailey asked if they were satisfied that the sub-base was adequate for resurfacing.

Frank Gordinier said the people who came in said that surface could be adequately restored.

Councilman Bailey asked if the sub-base is on board for what we will have down the road.

Frank Gordinier doesn't know.

Councilman Knapp would tend to say it's all the same surface. 2/3 is tennis courts and the other 1/2 has been basketball. He would think if the tennis courts have held up, the basketball court would too.

Jim Wolf said he has a high level of confidence in Dr. Mac Daniel and he knows he has put a lot of time into this. He believes he has found the most productive way to do this at the least amount of cost to everyone.

Marshall Taylor asked if the cost could be deferred if Leon Cook did some of the digging, etc.

Councilman McConnell asked if he meant to add a 4th court.

Marshall Taylor said yes.

Supervisor Scammell said another item is whether the Town can afford it. The budget needs to be reviewed.

Councilwoman Smith said the Town Board would be looking at coming up with \$8,000 initially as they would be fronting the Optimist Club.

Marshall Taylor said the basketball court is used a great deal. Even when the tennis team is practicing, there are people playing basketball on the court. He thinks if the town goes the expansion route, it would be a lot cheaper to do it today rather than 5 years from now.

Councilwoman Smith asked how many kids are on the tennis team.

Jim Wolf would guess around 10.

Councilman Knapp asked if there was a boys and girls team.

Jim Wolf said they play co-ed.

Councilwoman Smith asked if with the new gym going up at the school there isn't a way to accommodate tennis there for practice.

Jim Wolf said not that he is aware of.

Frank Gordinier said the issue is really being able to have home meets. For practice they will only need two courts so basketball could still be played.

Councilman McConnell would suggest sitting down with several of the members of the Optimist Club and the engineer of Stafford Park, Jerry Marzo, and discussing the feasibility of expanding the proposal by adding another basketball court.

Marshall Taylor said he attended all of his daughters tennis practices and there was a minimum of 10-15 kids who were playing basketball at the same time the tennis team was practicing. He would hate to see kids not be able to play basketball.

Frank Gordinier will contact Dr. Mac Daniel and Jerry Marzo and let Councilman McConnell know when they can meet.

Councilman Bailey asked if on the days when there is tennis matches, could the doors be opened at the high school for the kids to play basketball?

Jim Wolf believes they work very hard to keep the facilities open for the community to use. One problem might be supervision. The time-frame would be after school and they would have to work through this.

Councilman Bailey realizes there would be a liability issue.

Councilman Knapp said a sign could be posted on days when there's a tennis match advising there is another court at the LaFayette Beach.

Supervisor Scammell thanked them for coming.

B. Onondaga County Legislature: 5.3.04 agenda.

C. OCRRA: Personnel change.

D. LaFayette Assessors: Change in assessment notice for former landfill.

NYS Comptroller Alan Hevesi.

Councilman Knapp asked Marshall Taylor the reason for the landfill going up in assessment.

Marshall Taylor said because of the addition on the tower.

E. NYS & Local Retirement consultation sites & dates.

Supervisor Scammell said this has gone out to all employees who are members of the retirement system.

F. NYS Assemblyman Jeff Brown: Onondaga County sales tax.

G. NYS Assemblymen Charlie Nesbitt & Jeff Brown: Budget & Medicaid reform, Tax and Mandate relief.

H. NYS DOT: Rejection of request to lower speed limit on Tully Farms Road.

Councilman Knapp asked how this gets forwarded on.

Mary Jo Kelly said she has forwarded this on to the presenter of the petition.

I. NYS DEC: Water Week, 5.2 – 5.8.04 and Water Quality Improvement Project Funding.

J. NYS Comptroller Hevesi: Pension plan proposal.

K. U.S. Senator Charles Schumer: Special Volunteer Program Homeland Security Initiative.

Supervisor Scammell noted this is the second time he has received a notice from this office that is too late to respond to.

L. NYC Law Department: Collateral Source Bill S.622/A.3483.

Supervisor Scammell asked the Town Board if they would like to write a similar letter back or not.

Councilman Knapp asked Kevin Gilligan for his input.

Kevin Gilligan doesn't think these cases are all that frequent. Frankly, neither Geddes nor Onondaga asked him about this. There's no negative to it and there could be a positive.

Councilman Bailey thought something like this already did exist with respect to civil service employees getting compensated other than by the employee being on the job.

Kevin Gilligan said unless there is something in their own contract, the law does not require it.

Councilman Bailey would be in favor of sending a letter.

Councilman Knapp moved and Councilwoman Smith seconded the motion to authorize the supervisor to send a letter regarding the Collateral Source Bill. Motion passed unanimously.

M. Syracuse Metropolitan Transportation Council/Onondaga County Lake Park/League of American Bicyclists: Bicycle Education – “Getting Back to Basics.”

Councilman Knapp believes the first weekend in June the Optimist Club sponsors a bicycle rodeo. They have obstacle courses and law enforcement officers come and talk about basic safety. They usually have 25-30 participants.

N. Life Science Laboratories: Lab Results – Water Analyses.

Supervisor Scammell noted all the tests came back negative.

Councilman Knapp asked if some of these tests are the ones that there was some problems with.

Councilwoman Smith said no.

O. Other.

Councilman Knapp asked Kevin Gilligan what our position is now regarding the crematorium.

Kevin Gilligan said he has to make the changes, get it back to the Town Board and wait to hear from County Planning.

Councilman Knapp asked if we need to have another public hearing.

Kevin Gilligan said the changes are significant enough that the Board should hold another public hearing.

Councilman Knapp moved and Councilwoman Smith seconded the motion to hold a public hearing for an amendment to the Zoning Ordinance regarding crematoriums in Agricultural/Residential District on May 24, 2004 at 6:30 p.m. Motion passed unanimously.

1. **SPECIAL REPORT:** None.

2. **REPORTS.**

A. **DEPARTMENTAL** (4th Monday).

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

- **Junk vehicle status** (attached spreadsheet).
 - a) **Route 11 North (near McClary Road on east side). Fencing.**
 - b) **Jamesville Apulia (numerous violations just south of Jamesville Beach Park). Court.**
 - c) **Route 9L.**
 - d) **LaFayette Road, 1/2mile North of Route 20. Abandoned autos.**
- **Other violations.**
 - a) **Apulia Road: Other trailer. Need property owner's information.**
 - b) **5630 Amidon Road (Daniels) – living in tent, letter sent. 4.15 cleanup.**
 - c) **Weisbrodt property on Route 11 South.**

2) **Dog Control: Jon Rogers, Sue Snavlin & Madeline Despres.**

- **Feral dogs &/or coyotes – options.**
- **Plastic airline crate for Jon Rogers (per DCO inspection).**
- **Wildlife nuisance control – Karl Curtis (BM).**

Councilman McConnell said he spoke to Mr. Curtis regarding the dog problem. Mr. Curtis would propose using his foothold trap as they both feel the cages will not work. Since Councilman McConnell has the end of the month off, he will work with Mr. Curtis and set traps out within a 3 mile range. The cost would be \$250 for the first dog and \$125 after that.

Councilman Knapp asked how often he would check them.

Councilman McConnell said that he would check them every day and that is how they will keep the cost down. Mr. Curtis is a fully licensed DEC wildlife trapper. He wanted to be sure there was no legal problem with using bait.

Kevin Gilligan said he would not have a problem with this. We won't be poisoning or causing a risk to possible pets.

Councilman McConnell believes the Town Board needs to decide this tonight due to the number of complaints we have gotten.

Councilwoman Smith asked if someone's pet gets hurt, would the town be responsible?

Kevin Gilligan said yes.

Councilwoman Smith asked if notices wouldn't be sent out to the residents.

Councilman Knapp said like the notices we sent out before.

Kevin Gilligan said even with the notices, if someone's pet does get hurt, you might still be liable.

Councilman McConnell said he will be checking on the traps every 4-5 hours. The foot trap is rubber coated and it's a misconception that the animal will be maimed.

Supervisor Scammell asked how many traps would be set. He believes we should let people know approximately where the traps might be.

Councilman McConnell said he and Mr. Curtis will have to sit down and decide where the traps should be placed. He thinks Summerridge and north of the pool would be one area.

Supervisor Scammell believes sending a mailing out to everyone within a 3 mile radius could be a rather big mailing.

Councilman McConnell said they would not be trapping the entire 3-mile radius.

Supervisor Scammell said a letter could be sent to the resident's on Amidon, Naughton, Summerridge, Naomi, Markland and part of Webb Roads.

Councilman McConnell said to wait. If the Town Board approves this tonight, he will sit down with Mr. Curtis and discuss where they will be setting the traps.

Councilman Knapp would just as soon have Supervisor Scammell go ahead with a letter to a wider area in case the traps have to be moved so another letter won't have to be sent out.

Councilman Bailey said he acquired a good size trap a couple of weeks ago. It's on loan to us free-of-charge. They did set it. It's currently in use.

Supervisor Scammell said this has been a problem that has been going on for quite awhile so any success would be great.

Councilman Bailey asked if the trapper comes up empty, is there still a cost to the town?

Councilman McConnell will be discussing this with him.

The Board felt there should be some kind of compensation even if no dogs are caught.

Councilmen Knapp moved and Bailey seconded the motion to accept Carl Curtis's proposal at \$250 for the first dog and \$125 for each dog thereafter for payment not to exceed \$1,000 and at a minimum payment of \$250. Motion passed unanimously.

Supervisor Scammell said he will get the letter out to the resident's.

Councilman McConnell said they are planning to start trapping a week from today. He will get all the necessary information to Supervisor Scammell tomorrow.

3) Highway Superintendent: Leon Cook.

- **SPDES/MS4 Stormwater Phase II (see J. Dunkle list). Time & expense log.**
 - **Public Information meeting in May.**
 - **Report due from J. Dunkle.**

Leon Cook said we are supposed to have a public meeting on it.

Supervisor Scammell said he and Leon Cook will be meeting with John Dunkle tomorrow at 3:30 p.m. on this.

Kevin Gilligan said a public meeting must be held and the annual report must be on file for the public to view. The public meeting must be open for the resident's comment. The Board should be scheduling an information hearing for the annual report for the MS4 SPEDES Program at the May 24th meeting and give notice that this will be on the agenda for that meeting.

Councilman Knapp moved and McConnell seconded the motion to hold an Information Hearing on the MS4 SPEDES Program Annual Report at the May 24, 2004 Town Board Meeting at 6:30 p.m. Motion passed unanimously.

- **Weller Road (200' paving) grant – Awaiting grant payment.**
- **Transitional Duty Program (PERMA Loss Control).**

Mary Jo said she spoke to an attorney at Costello, Cooney & Fearon who advised if a plan can be put in place that is one thing but if one can't then it would be pointless.

Councilman Knapp asked Mary Jo to check with the other towns and see what they have in place.

- 4) **Justice: Malcolm Knapp & Maureen Perrin.**
 - **Implementation approved.**
- 5) **Library Director: Scott Kushner.**
- 6) **Recreation Director: Regina Reinschmidt.**
- 7) **Town Clerk: Mary Jo Kelly.**
- 8) **Town Supervisor: Greg Scammell.**
 - **Intermunicipal Cooperation & Consolidation.**

B. COMMITTEE (2nd Monday).

- 1) **Communications & Technology (MF/PK/MJ/MT/GS).**
 - a) **Town Website alternatives (Keep Home grown, Digital Towpath, other) and location alternatives (town server, PAETEC, other). Need costs.**
 - b) **Email alternatives (Mike Forte – Kerio Mailserver 5.7.7 testing, AOL, PAETEC, other). Need costs & trial period/evaluations.**
- 2) **Emergency Response (TB/BM).**
 - **AEDs (Defibrillators) (TB).**

Councilman Bailey said Greg Hoxie and he have worked on an application for a grant which has been sent in. The grant is through the FEMA Department of Homeland Security for the fire department.
- 3) **Employee Policies & Benefits (MJ/SS/MD).**
 - **Retirement Savings Plan (403-b).**
- 4) **Environmental & Conservation Advisory Board.**
- 5) **Highway (PP/LC/DK/SP/CP).**
- 6) **Physical Plant (HS/DK/BM).**
 - **LaFayette Commons/Library: Leaking over library circulation desk.**

- **LaFayette Commons: SW walls, scheduled for Spring, 2004.**
 - **LaFayette Commons/Library: Heat tape to be installed in valley over library entrance.**
 - **LaFayette Commons/Library: Resheet rock repaired area over Library circulation desk area, Spring 2004.**
 - **LaFayette Commons/Library: Floor settling (awaiting estimate).**
 - **LaFayette Community Center: Insulate or heat tape over the kitchen area to prevent ice buildup.**
- 7) **Recreation & Youth (DK/SS/RR).**
- a) **Bailey Park.**
- b) **LaFayette Beach.**
- **Plumbing to start in Spring, 2004.**
 - **Survey/transfer LaFayette Beach from LCC to town.**
 - **Options for limiting vandalism (lighting, etc.).**

Councilwoman Smith said the septic system hasn't been approved.

There were problems with the perk test.

Leon Cook said it deals with the fill. Mike Cook has cleared it all out and is getting ready to put new fill in. He said someone from the Health Dept. came out and looked at the well. They want a cement floor put in at the well pit and a 3" pipe put in which would run down the bank. They want this area dry at all times. They are afraid it's an unhealthy situation. There's not enough room in the well pit to put a chlorinator so they may have to put it in the bathhouse. If there is enough room, they have to have Shute's draw up a diagram of how they will do it. The pressure switch has to be brought back and put with the chlorinator and the wire must go from there to the pump.

Councilman Knapp asked if this is just so there's drinking water or can the bathroom be run off this too.

Leon Cook said this is for the bathroom and everything.

Councilman Knapp asked what if we just used this for the bathrooms and said no drinking water available?

Leon Cook said you would have to have this satisfactory no matter what. He will get with Shute's on this and find out the cost. If it's going to be too high, we will have to get at least 3 estimates or bid it.

Councilman Bailey asked if we are under a deadline for all of this.

Leon Cook said not really because they are going to give us permission to open the Beach with the system we had last year. He said we will also have to hire someone to put the 3" pipe in for the drain.

It was decided Paul Puttkamer should check the Beach and parks on a random basis. Mary Jo will let him know.

Supervisor Scammell asked what still needs to be completed at the bathhouses.

Leon Cook said the fixtures.

Councilwoman Smith believes they are in. She will check.

c) **Stafford Park.**

- **Tennis/basketball court sketch plan & estimates.**

8) **Safety (TR/SS/LC/RR).**

Leon Cook said the Safety Meeting has been moved from tomorrow night to a week from tomorrow.

Councilwoman Smith reminded the Board about some recommendations Tom Rezsnyak suggested.

9) **Senior Transportation & Housing (GS/BO).**

10) **Service Awards (DK/BM/JS/GH).**

- **Additional lump-sum payments.**

Supervisor Scammell will send a letter to them asking what this is for. This will be tabled until the next meeting.

11) **SOTS & OCRRA Liaison (DK/BM).**

12) **Water (GS/SS).**

- **U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan complete, seeking nonfederal sponsor for \$6M.**

13) **Zoning Review (GS).**

a) **Private/Public horse stables – Under Review.**

- **Fencing: 2 open acres + 1/5th acre per horse minimum.**

Supervisor Scammell said the Planning Board has indicated the way the ordinance is written now is that the entire area should be changed. The question before the Town Board is whether or not to make the fencing different than what it is now.

The Town Board will review the current language before the next meeting.

- **Manure management plan (May through Oct, max. 1 cubic yard accumulation for up to 2 horses. Greater than 2 horses - .5 cubic yards per horse, same period?).**

Supervisor Scammell said there is some question on whether to include the manure management plan in public stables.

Supervisor Scammell said Ralph Lamson is present tonight to discuss the growing problem with junk vehicles in the town. He thinks Ralph indicated in his letter it takes about 25 hours to get names and serve paperwork on a violation. He asked for any thoughts on how we can get a handle on this.

Councilman Knapp asked if there's anything Jack Sutton can do to help him or is Jack overtaxed?

Ralph Lamson said he's taxed at this time. The problem is that it's very time consuming. You have to go out and locate the vehicle and determine whose property it's on. You must then come back to the office and find out the owner, send out the letter and see if they respond or not.

Councilman McConnell said so it's really finding out who is responsible for the vehicle. What would be a time-frame to complete the submitted list?

Ralph Lamson said you won't complete that list in 2 years. If the violation goes to court, he doesn't know how many hours it will take. It's a very time consuming process. By the time it goes through the courts, there's an additional 10-15 hours added on to it. Each time you send out another letter and go into court you have to take a trip out to see the property and be sure the violation is still occurring. There's nothing hard to do, it just takes a lot of time.

Councilwoman Smith asked if in the violation letter that goes out, a time is specified.

Ralph Lamson said 2 weeks and then a letter of non-conformity goes out and he usually gives them 2 weeks to report and then they get an appearance ticket.

Supervisor Scammell asked what takes the most time on these cases.

Ralph Lamson said the initial complaint. He must go out and locate the site and then determine if it's a legitimate complaint and if a violation is occurring. Once this is determined he must come back to the office and find out who the legal owner of the property is and then start sending letters.

Supervisor Scammell asked Kevin Gilligan if there were any other options.

Kevin Gilligan said the Board might want to consider hiring some summer part-timers to assist in the consuming part of the field work.

Supervisor Scammell isn't clear why Jack Sutton can't help out on these.

Ralph Lamson said he's kept Jack out of it because every other deputy that got involved with the zoning code got fed up and quit.

Supervisor Scammell asked if he thought Jack Sutton would.

Ralph Lamson said yes. People call you up and yell at you all the time.

Councilman Bailey asked if there is anything they can do to cut down on the length of the process.

Kevin Gilligan said you have to follow the procedure or the case will be thrown out when you get to court. It seems that the really time consuming part is the part where you are doing the fact development stuff unless you are going to trial. You might be able to group the violations in groups of 5 to 6 at a time until you get through them. The other thing is for the court not to accept adjournments on the day of the case.

Councilman Knapp asked what percentage goes as far as court.

Ralph Lamson would say lately better than 1/2 of them as he's been working on the more blatant violations.

Supervisor Scammell asked if once the process starts, does Ralph have a fixed time table?

Ralph Lamson said he tries to keep working on around 10 violations at a time.

Supervisor Scammell asked for the items on the spreadsheet he submitted, if he provided Ralph with the name and address of the property owner, would it help?

Ralph Lamson said yes and also the type of violation.

Supervisor Scammell asked how about if he provides the name, address and a better description than what is currently on the spreadsheet.

Ralph Lamson said that would be great.

Supervisor Scammell said it will take him awhile but he will do the best he can.

Councilman Bailey said the City of Syracuse CEO goes around and tags the vehicle in violation with an orange sticker.

- b) **Simple/small subdivision Guidelines – Under Review.**
 - **PB/ZBA/CEO/CCF input.**
 - **TB review (JL). ****
 - **Fee schedule.**
 - **NYS Comptroller’s opinion.**
- c) **Ad hoc committee for review of developer deposit process (form letter complete).**
- d) **Corridor Plan.**
- e) **Digitized zoning map.**

Supervisor Scammell said he is looking into an information sheet that can be handed out to a resident explaining what they need to do for whatever application they might be submitting.

3. LITIGATION & OTHER LEGAL MATTERS.

A. People v. Claire Watson.

- **DeWitt Court, 5.11.04.**

Kevin Gilligan asked if anyone had contacted Ralph Lamson regarding the case going to court tomorrow night.

Ralph Lamson said no.

Kevin Gilligan said so the DA’s Office has not contacted the main witness.

Councilman Knapp asked when the lawyer shows up with no witness, will the judge throw the case out?

Kevin Gilligan said possibly.

Supervisor Scammell asked who the attorney would be.

Kevin Gilligan said he presumes Mr. Fiko.

Supervisor Scammell asked how often they can adjourn.

Kevin Gilligan said as long as the judge allows them to.

B. LaFayette Hotel/Mr. Muraco’s project at the four corners & DEC septic approval (progress continues).

C. Decision on PILOT agreement w.Festival Gardens.

D. Noise/nuisance ordinance.

- **Noise - Public nuisance laws. NYS Penal Law, Section 240.20.**
- **Open burning/noxious odors.**
 - **NYS Penal Law (TB).**
 - **CCE materials (GS).**

9. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Time-Warner Cable TV franchise renewal (GS).

Supervisor Scammell has discovered on a bill that even though the bill is sent to the Town of LaFayette, they have been collecting a franchise fee on the VFW bill.

B. Speed limit reduction requests.

- **Route 91 appeal.**
- **Tully Farms Road (denied).**

C. Cram Communications, WVOA-AM towers.

Kevin Gilligan said the town could contact the other carriers on our tower to see if they have any objections to this application. The Board could consider getting someone in to review this. He believes the main issue the Board has is if this would cause an interference. The main issue he sees is for potential impact on the town's communication tower.

Supervisor Scammell will look into this.

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

D. Welcome Signs (BM).

Councilman McConnell would recommend removing this from the agenda for right now. Hopefully he can give a presentation by the end of the summer.

E. Active duty service personnel roster (BM, DK).

Councilman McConnell said he has talked to Brian Skeval about this. Brian will put together the cost for a 4' x 4' display panel with royal blue background. He has about 10 names of those who are now serving. He will have a proposed price for the next meeting.

10 NEW BUSINESS.

A. Other.

Supervisor Scammell said the Board has received a letter from the VFW requesting its support for the upcoming Memorial Day Parade.

Councilmen Knapp moved and Bailey seconded the motion to support the Memorial Day Parade in the same amount as given last year to the VFW. Motion passed unanimously.

11. There were no suggestions for improvement & positive contributions.

12. **Councilman Knapp moved and Councilwoman Smith seconded the motion to audit and pay the following bills:**

GENERAL FUND	# 1116 TO 1145
HIGHWAY FUND	# 1105 TO 1115
SPECIAL DISTRICT FUND	# 1146 TO 1148

Motion passed unanimously.

13. Executive session (as needed).

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

The Town Board Meeting adjourned at 10:16 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk