

Minutes of the Town Board Meeting held by the LaFayette Town Board on April 11, 2005 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
Sandra Smith, Councilor
David Knapp, Councilor
William McConnell, Councilor

ABSENT: Thomas Bailey, Councilor

RECORDING SECRETARY: Mary Jo Kelly, Town Clerk

OTHERS PRESENT: Leon Cook, Highway Superintendent
Ralph Lamson, CEO
Kevin Gilligan, Town Attorney
Tom Chartrand, Bookkeeper
Marshall Taylor, Assessor/Clerk
Dona Rujino, USDA Rural Dev.
Adrian Shute, 5681 Rte. 20
Bill & Laurie Poirier, Cook Farm Rd.
Stephen & Tracey Kuhns, 5781 Norman Dr.

1. Supervisor Scammell called the meeting to order at 6:30 p.m.
2. The Town Clerk took the Roll. Councilor Bailey absent. All else present.
3. Pledge to our U. S. Flag led by Town Councilor Dave Knapp.
4. **Councilor's Knapp moved and Smith seconded the motion to accept the March 28, 2005, Regular Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**
5. **Public Hearings - None.**
6. **COMMUNICATIONS:**

A. Residents.

Councilor Knapp said Councilor Bailey is absent tonight because his wife Michele Pirro Bailey's brother Dave Pirro was golfing in Florida on a bright sunny day and all the sudden two clouds came together and he was struck by lightening and was killed on the spot. Councilman Bailey sent his regrets for not being in attendance.

Councilor McConnell said he has received communications from the community. Over the past month he has received 3 calls and gotten 2 letters complaining about the conditions that are being overlooked at by the management and on scene at Festival

Garden Apartments. He submitted the letters to the Board to review. The complainants wish to remain anonymous. He spoke to Kevin Gilligan today and he thinks he will write a letter to Carlyle Smith addressing the concerns and violations. Some of the violations are: motorcycle being ridden up and down the hallway day and night, smoking in the hallways, the promises for new windows made last year which they are now being advised won't take place, etc. He will have the Board review his letter before he sends it.

B. Office of NYS Comptroller Hevesi: Distribution adjustments of justice fines.

“On December 15, 2004, the Governor signed A11845/S7757 into law (Chapter 740). This legislation repealed the change in vehicle and traffic fine distribution that had been enacted as part of the 2004 budget bills. With this repeal, the basis of distribution between local governments and the State had been restored to the method in place prior to August 20, 2004.

Tom Chartrand said this is included in the bill tonight.

Councilor Knapp said they never really implemented it.

Tom Chartrand said yes but they kept the fines.

C. U.S. Army Corps of Engineers: Onondaga Lake Watershed Management Plant, City of Syracuse, Onondaga County, Central New York State & Onondaga Nation.

Supervisor Scammell said this is their latest plan.

D. Niagara Mohawk/National Grid: Street lighting & stray voltage testing.

“The purpose of this letter is to request specific information regarding those street lights and traffic signals in the Town of LaFayette that are owned by the Town of LaFayette (as opposed to those owned by Niagara Mohawk). This inquiry is important in helping the Company comply with electric safety standards adopted by the State of New York Public Service Commission (“PSC”) on January 5, 2005.

In the January 5th order adopting the safety standards (“Order”) the PSC required utilities to perform stray voltage testing on all of its potentially conductive street light standards...”

Supervisor Scammell said Leon Cook has advised we don't own any street lights or signal lights. He will fill this paperwork out and send it in.

E. NYS Assemblyman Jeff Brown: Albany Update.

“Today is the last day of the state fiscal year, and I'm happy to report that New York will have its first on-time budget in 21 years!

Some said it couldn't be done. This year, the process worked more the way we expect it to. Majority and minority members formed joint...

But before taxpayers allow legislators to bask too long in the glory of self-congratulations, let's take a closer look at the details of this particular budget.

There were some very positive aspects of the budget agreement. The Legislature has agreed to a cap on county Medicaid costs, a proposal designed to help keep local property taxes from growing at unsustainable rates. In addition, we agreed to reauthorize

and reform the Empire Zone program, extend the Power for Jobs Program to help keep jobs in Central New York and begin the process of simplifying the school aid formula.

At the same time, however, this budget raises taxes on every New Yorker to the tune of \$675 million. It authorizes increase state borrowing of \$15 billion, which is in addition to the \$130 billion in debt we already have (2nd most in the nation). And it raises spending to an unprecedented \$106.5 billion, more than any other state, except California, which spends \$111 billion, but has twice the population of New York.

My biggest objection to this budget is that these spending decisions we're making today will impact the decisions made by our children and grandchildren tomorrow as to where they live and raise their families. As the founder of the Come Home to Syracuse campaign, I talk to individuals and business leaders frequently who would like nothing more than to return to this community and grow their businesses, sharing the resources of Central New York – the outstanding educational opportunities, cultural and recreational assets, etc. – with their employees and business clients. They are detracted, though, by the high taxes in New York that, they argue, would threaten their growth and jeopardize the company's future..."

F. Onondaga County Supervisors Association President Bob DeMore: Block Grant program cuts.

"Attached is a letter that I will be sending to Congressman Walsh regarding the attached article in the Post-Standard. I would suggest that each Town also write a letter to the Congressman voicing support for the Block Grant Program..."

"I recently read the article in the Post Standard regarding your opposition to the proposed cuts in the Federal community Development Block Grant program and on behalf of the nineteen towns in the Onondaga County Supervisors Association, would like to voice our support for your opposition to the proposed cuts.

For a number of years, I've had the pleasure of serving on the advisory board that reviews the various applications from the towns and villages and I've always been impressed by the quality of the projects chose by our local communities for funding under the program.

This program is one way for our local governments to improve their communities without adding an additional burden on our local real property taxpayers.

Again, our association strongly supports your effort to preserve this program..."

Supervisor Scammell said the article stated: "Rep. James Walsh, R-Onondaga, has joined other Republican members of Congress in opposing President Bush's plan for massive cuts to the federal Community Development Block Grant Program..."

Supervisor Scammell asked if the Board was in favor of sending this letter.

Councilor Knapp doesn't think we've gotten anything for quite awhile from this.

Supervisor Scammell said since the funding for the Grange, periodically we may have gotten small amounts.

Councilor's Knapp moved and Smith seconded the motion to authorize the supervisor to write this letter of support and send it to Congressman Walsh. Motion passed unanimously.

G. NYS Senator John DeFrancisco: Public Protection & General Government budget bills.

“I am pleased to inform you that the Town of LaFayette will see an increase of \$1,137 in funding over last year as a result of the Public Protection and General Government budget bills passed by the Senate yesterday. This will bring the towns total funding level to \$31,452.

My Senate Majority colleagues and I fought for a 3.75 percent aid increase for towns and villages. I hope that this will provide some relief for your municipality and for your constituents.

The bills passed yesterday also include critical funding for law enforcement programs and homeland security that will help to enhance safety in our communities which is important for all Central New Yorkers...”

H. PERMA: Claims statistics.

Supervisor Scammell said we seem to average about two a year.

Councilor Knapp asked what Outstanding Reserves and Incurred Losses mean.

Tom Chartrand said they are advising they have that amount in reserve for our account.

I. Butler Fence: NYS Labor Department.

“As you may be aware, due to an unfortunate set of circumstances we were debarred by the New York State Labor Department in 2000.

The debarment period has nearly expired and effective April 26, 2005 we can bid on and perform public work projects...”

J. NYS DEC: SPDES permit mods.

“The purpose of this correspondence is to notify you of changes to the referenced General State Pollutant Discharge Elimination System (SPDES) permit...”

K. Onondaga County Legislature: 4.5.05 agenda.

“Authorizing the standardization of the NICE System-Wide Recording System at the Emergency Communications Center for reasons of efficiency and economy.

L. Syracuse Post-Standard, 3.31.05: February job report.

“The Syracuse area’s unemployment rate dropped to 5.6 percent in February, putting it even with the state’s jobless rate and below the nation’s rate.

The state Labor Department said there were about 2,700 more jobs in Madison, Onondaga and Oswego counties in February than there were in the same month last year. It represented a job growth of slightly less than 1 percent.

‘That’s a very healthy growth rate for the Syracuse area’ said an economist with the Labor Department

All of the job growth came in the private sector, which gained 2,900 jobs. Government employment declined by 200 jobs.

The only business sector to lose jobs was manufacturing, which shrank by 1,000 jobs, or nearly 3 percent of its base. ..

Losses in the manufacturing sector are occurring primarily among companies that make durable goods...

The biggest job gainers were professional and business services (up 1,000), education and health services (up 900) and leisure and hospitality employers (up 900). The trade, transportation and utility sector expanded by 700 jobs...”

M. Costello, Cooney & Fearon: Supreme Court of the United States, City of Sherrill v Oneida Nation of New York & United States District Court Northern District of New York, The Onondaga Nation v. The State of New York, Onondaga County, City of Syracuse, Honeywell Int’l, Trigen Syracuse Energy, Clark Concrete, Valley Realty & Hanson Aggregates.

Kevin Gilligan said this is basically a copy of the Sherill decision. It’s good for us in the context of the new claim that was made. There is no way to appeal it because they are at the U.S. Supreme Court. This means good things for us.

N. Village of East Syracuse Mayor-elect Tony Albanese: East Syracuse Water Customers outside the village limits.

“During 2003, the Onondaga County Health Department evaluated the wells at Leiter Brothers and South Springs for evidence of the presence of various micro organisms, algae and vascular plant debris, as required by the State Sanitary Code. The tests indicated that the sources are Ground Water under the Direct Influence of Surface Water (GWUDI). In a letter dated December 18, 2003, the Onondaga County Health Department has given the Village of East Syracuse until June 18, 2005 to either provide filtration or to locate another source of water. The Village is presently seeking other sources of water that will eliminate the current sources of water, as well as the customers currently served along the Village’s water lines.

Therefore, we are notifying you that your water service may be eliminated by June 18, 2005, and you will need to find another source of water. Currently, the Town of LaFayette is attempting to form a water district to keep properties in that Town with water...”

Supervisor Scammell said he is holding a meeting April 21st at the Jamesville-DeWitt Elementary School at 7:00 p.m. on this. This meeting will be with all the directly billed customers and the indirectly billed customers who get water from the directly billed customers and pay them for it.

O. NYS DEC: New comment period for Onondaga Lake cleanup plan.

“The Environmental Protection Agency (EPA) has concurred with the New York State Department of Environmental Conservation’s (DEC’s) Preferred Remedy (Proposed Plan) for the remediation of the Onondaga Lake Bottom site. DEC has opened a new public comment period related to the Onondaga Lake Bottom Proposed Plan and has requested an extension of the date for DEC to issue its Record of Decision (ROD) or final plan for the remediation of the Onondaga Lake Bottom site....

Pursuant to terms of the Consent Decree entered in federal court, the ROD was to be issued by DEC on April 1, 2005. However, at EPA’s request, DEC has requested the court to extend the ROD date until July 1, 2005. This would allow time for the new public comment period. It would also afford DEC and EPA the opportunity to have further dialogue with the Onondaga Nation regarding the Proposed Plan...”

P. Other.

Councilor Knapp said Paul Puttkamer wondered if the Board wanted him to open and close the bathrooms at the park again this year. Does the Board want Shari Wheatley to clean them again?

Paul also requested signs be put up at the park advising park opens at sunrise and closes at sunset.

Leon Cook will check to see what signs are up now.

Mary Jo thinks he would like one by the pavilion too.

Supervisor Scammell said Paul has had some concerns about the dogs running loose down there.

Councilor Knapp wondered if there was a spot to put a sign up asking for people to respect others and control their pets.

The Board would like to increase Paul's areas to include checking on Stafford Park, Bailey Park, LaFayette Beach and the ballfields behind the Highway Dept.

Councilor's Knapp moved and McConnell seconded the motion to appoint Paul Puttkamer to open and close the bathrooms at Stafford Park beginning April 18, 2005 through October 31, 2005 and to appoint Shari Wheatley to clean the bathrooms at the park during the same time-frame. Motion passed unanimously.

The Board received a letter from the LaFayette High School Parents Group asking for a donation for the After-Prom Party for all Juniors and Seniors along with their guests.

Councilor's McConnell moved and Knapp seconded the motion to donate \$250 to the After-Prom Party. Motion passed unanimously.

7. SPECIAL REPORT. Donna, Rural Development - USDA.

Dona said she wanted to make us aware that there is funding available to low-income households. They do repair work on low-income homes. They give grants for the elderly. They can do water and sewer hookups. You do have to be under the income guidelines to qualify. These are loans that offer up to 20 years. A lot of people aren't aware of their program. If anyone's interested, she will leave some fliers and they can call her office. They also have loans for low-income families or household's to purchase homes. They are 33 year loans. They are subsidized mortgages. She asked Supervisor Scammell to give her a call with the addresses involved with the East Syracuse water problem and she will tell him if they are in the eligible area.

Charles Gabriel was present regarding 911 using our frequency.

Supervisor Scammell said the Board didn't really understand what the memo said.

Charles Gabriel said the bullets are designed to protect the Town of LaFayette.

Councilor Knapp said the main concern is that we would still have access to it. There was some mechanism in place that if we had to switch frequencies, we would be helped along the way.

Charles Gabriel said if you decided to become part of the proposed service, should the project get off the ground, they will handle all the coordination and technical side of the frequency. In the event the project doesn't get off the ground, nothing will

change. In the meantime, they will work with the town under a pilot. They would like to start the pilot program with the school buses.

Councilor Knapp said the topography of our town makes communication difficult and we don't want to put that in any kind of jeopardy.

Charles Gabriel said they would not want to omit anyone. Back in December all the heads of the fire departments in the county and city, etc. sent a letter to the County Executive's Office stating he hadn't done anything to address the communication problems of the city and county. They are our first responders. When you are dealing with a major situation, it's virtually impossible to patch people in like 911 does now. The county legislature agreed to undertake a study to see what could be done. They are asking to be allowed to see if the frequency the town currently uses could be part of the overall mix. They can't do anything with the FCC unless the town agrees to grant them permission.

Councilor McConnell asked what the mechanism for approval or disapproval is. Does he now apply to the FCC?

Charles Gabriel said they have sent the first batch of letters granting permission to the FCC. It will take about a year to do the complete frequency study. Fabius has already signed off on this. Once this thing gets rolling according to the memorandum of understanding, they must keep the town informed of what is going on.

Councilor Knapp asked if they find out that the frequency we are on now works for them, do we stay on it with them?

Charles Gabriel said you will stay on until 2007. If they find the Town of LaFayette can stay in the mix, they will then be brought into the network.

Councilor Knapp said the plan is to bring us into this.

Charles Gabriel said yes and if not, they will find a frequency for the town to go onto in place of the current one being used.

Councilor McConnell said if they use our frequency and give us a new one, what is the cost?

Charles Gabriel said you would have to incur those costs anyway. By the end of this year or the early part of next year, they will know whether they can use our frequency.

Councilor Knapp said if we are on the frequency with 911 it will give the school, fire dept., and highway dept. direct contact with 911.

Charles Gabriel said they haven't discussed the highway dept. yet. They have to take care of the first responders first. They would like to open it up down the road.

Kevin Gilligan said there is nothing in the agreement that says if we give this up, we will be part of the OCICS. Is there anything in the agreement that says we have a right to join it?

Charles Gabriel said they can't come out and say they are going to bring the town into it. They have to get the base system up yet. They would like to try to bring as many people into the mix as they can.

Councilor Knapp said his main concern is if we are not part of it, they will fix us up with something. If the school district is part of it and the highway dept. isn't, they will find a home for our highway dept.

Kevin Gilligan said where the agreement talks about the alternative frequency, it says "...should the Agency not participate in OCICS. Is this if the town doesn't want to or if the county doesn't have room for us?"

Charles Gabriel said it shouldn't be a question of room. It will be a matter of how to engineer it so you can be a part of it. They must get the protocol and rules set up.

Supervisor Scammell asked Kevin Gilligan if he has any concerns.

Kevin Gilligan said he just doesn't think everything that is being proposed here is in the agreement. He said the second bullet means Leon Cook will be able to do all his work whether the OCICS happens or not.

Charles Gabriel said correct.

Leon Cook said at their last Superintendent's Meeting, he mentioned that in order to make this project work they would be applying for a grant, if they don't get the grant would it hold everything up?

Charles Gabriel said there are a number of other sources for funding which he can look into.

Kevin Gilligan asked what kind of expenses might there be in switching to the OCICS system.

Charles Gabriel said he doesn't have any idea at this point in time. He said the town will have to face this issue eventually. This will be a 40-50 million dollar project by the time it's done.

Councilor's McConnell moved and Knapp seconded the motion to authorize the Supervisor to sign the Memorandum of Understanding. Motion passed unanimously.

8. REPORTS

A. Departmental (4th Monday).

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

a) **Junk vehicle status – prioritized (multiple vehicles & long standing (apparent) violations) spreadsheet listing (in process).**

1. **2774 LaFayette Road, 1/2mile North of Route 20. Abandoned red auto on east side. Notice sent.**
2. **2300 – 2330 Route 11 South, across from LaFayette Rural Cemetery, multiple autos & properties.**
3. **Route 11N (just north of town offices) – 2 autos, visible from LPL parking lot.**
4. **6171 Route 20 – Grand View Motel.**
5. **Scheduled spring cleanup.**
 - **2774 LaFayette Road – unregistered vehicle.**
 - **2226 Route 11 – junk/no building permit.**
 - **Route 11 & Mondore – vehicles.**

b) **House attachments & additions.**

c) **Vehicle dismantling – Route 11 South.**

- 2) **Dog Control: Sue Snavlin & Madeline Despres.**
 - 2005 NYS Ag & Markets – injured dogs.
 - Assessment of damage to livestock by dogs.
 - 3) **Highway Superintendent: Leon Cook.**
 - 2005-2010 Snowplow Agreement.
 - 4) **Justice: Malcolm Knapp & Maureen Perrin.**
 - New copier – installation.
 - 5) **Library Director: Scott Kushner.**
 - 6) **Recreation Director: Regina Reinschmidt.**
 - 7) **Town Clerk: Mary Jo Kelly.**
 - 8) **Town Supervisor: Greg Scammell.**
 - a) **Intermunicipal Cooperation & Consolidation – 2005 Onondaga Citizens League study.**
 - b) **HAVA.**
 - c) **Apulia Road property – flooding & ice buildup: Awaiting SEMO grant application.**
 - d) **Forest Tent Caterpillar aid request to Onondaga County & NYS: Awaiting response from Onondaga County or NYS representatives.**
- B. Committee (2nd Monday).**
- 1) **Communications & Technology (MF/PK/MJ/MT/GS).**
 - a) **Town Website & email (new email(s) – code enforcement) - Digital Towpath evaluation.**
 - b) **New server applications (MS Office, pictometry, town website).**
 - 2) **Emergency Response (TB/BM).**
 - a) **AEDs (Defibrillators) (TB).**
 - b) **LFD exhaust vents – grants available?**
 - c) **OCSD services/local law enforcement contract.**
 - d) **Onondaga County Department of Communications - OCICS MOU, Charlie Gabriel.**
 - 3) **Employee Policies & Benefits (MJ/SS/MD).**
 - 4) **Environmental & Conservation Advisory Board.**
 - a) **Forest Tent Caterpillar & Gypsy Moth infestation – funding source/grant(s) sought.**
 - b) **Mailing to effected residents.**
 - 5) **Highway (PP/LC/DK/SP/CP).**

6) Physical Plant (HS/DK/BM).

a) **LaFayette Community Center: Evaluate, propose & estimate solution to ice buildup over kitchen area. Deferred until later this year.**

b) **Town offices – temperature controls (Upstate Temperature Controls proposal).**

c) **Ice buildup on SW inside corner – heat tape installation.**

d) **General office cleanup for Earth Day, 2005.**

Marshall Taylor asked if folks decide to pick up trash on their road, who do they contact about it?

Leon Cook said they are supposed to bring all the garbage to the town garage. He has a crew there that day. They have until 12:30 to get it to the highway dept. If they call about anything big, the highway dept. will go pick it up for them. If people pick it up and have no way to get it to the highway dept., they will pick it up. The rule is that they are supposed to bring it to the highway dept. by 12:30.

Supervisor Scammell asked when they can start.

Leon Cook said 8:00 – 9:00 a.m. Pat Keefe heads up the program of all the different people and groups picking up this stuff. This year she is doing it but she is turning it over to Ann Smith on the day of the cleanup.

e) **Smoke alarm installation.**

f) **Heating/Cooling system alternatives.**

Supervisor Scammell has submitted the square footage of the building to Niagara Mohawk and hopefully he'll hear back from them soon.

g) **Winter service charge for Community Center to offset heating costs.**

Councilor Knapp said it looks like the new thermostat is doing its job. He has been told the painting is done in the library.

Supervisor Scammell said he saw it and it looks pretty good.

7) Recreation & Youth (DK/SS/RR).

a) **Bailey Park.**

1. **Charcoal grills. Select, order & install (BM).**

Councilor McConnell said he will try to communicate with Jerry Marzo this week about the grills.

Councilor Knapp said at their last Optimist Club Meeting they decided they would put them in for the town. April 23rd is their spring cleanup for the park. They will pick out some good spots while they are down there.

Councilor Smith said she emailed Jim Nakas about Bailey Park and she is waiting for YCIP to get back to her about the pavilions.

Councilor Knapp will get her some rough measurements for it.

2. Pavilion (YCIP, local estimates).

b) LaFayette Beach.

- 1. Survey/transfer LaFayette Beach from LCC to town.**
- 2. Options for limiting vandalism (lighting, etc.).**
- 3. Options for noise control from lacrosse box – reinforced panels.**

c) Stafford Park.

- **Lacrosse facility – estimates (\$5K – materials only), (re)location possibilities.**

Councilor Knapp said they will be contacting the folks who resurfaced the courts at Stafford about a couple of spots.

Councilor McConnell said you want to stay within the first year.

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

9) School District liaisons (BM/PP).

10) Senior Transportation & Housing (GS/BO).

- **Grant from Assemblyman Jeff Brown. Application submitted, awaiting payment.**
- **Transportation options (PP/GS).**

Councilor McConnell said there were concerns over transportation for senior citizens expressed at the last FOCUS meeting.

Supervisor Scammell said he has a bus schedule.

Councilor McConnell believes it only comes through twice a week.

Supervisor Scammell asked if he knew what the resident was referring to.

Councilor McConnell said FISH. The question was asked if there is a way we can work with another community or service to facilitate more times and places regarding transportation.

Councilor Smith said she thinks this is just the original times set up.

11) Service Awards (DK/BM/JS/GH).

a) LFD feedback.

b) Amendment to Fire Service Award Program – November, 2005 ballot?

Supervisor Scammell said John Harper was in the office the other day and believes the membership wants this. Does the Board want a letter from them?

Councilor Knapp said the folks he has been discussing this with have asked for the increase. He received a call from Jack Sutton regarding the pay-out status.

Mary Jo Kelly will call Penflex tomorrow to check on this and let him know.

Councilor Knapp asked when the increase in the Service Awards would have to be decided on.

Kevin Gilligan said it should be decided upon this summer. He will get something written up for the Board.

12) SOTS & OCRRA Liaison (DK/BM).

13) Water (GS/SS).

- a) **U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan complete, seeking nonfederal (NYSDEC) cosponsor for 33% share of \$7.2M.**

b) **Village of East Syracuse Water District**

- **Meeting with Village of East Syracuse and affected customers/residents.**

c) **Hamlet drainage study – request submitted to NYS DOT.**

Councilor Knapp said he had a couple of calls from folks in the Hamlet area that had some drainage problems.

Supervisor Scammell asked who.

Councilor Knapp said Mike Amidon and the Doupes.

14) Zoning Review (GS).

a) **Jamesville Reservoir Preservation District/JRPA change request proposals.**

- **Boundary map.**
- **Lot size – 3 acres.**
- **Housing to include permanent basements.**
- **Height & lighting within current parameters.**
- **No cul-de-sacs.**
- **No public access to Jamesville Reservoir.**
- **Boat compliance – speed & noise parameters.**
- **Grant opportunities.**

Supervisor Scammell said he sent the changes they requested to the Planning Board and Environmental Review Board for their comments.

b) **Simple/small subdivision Guidelines – Under Review.**

1. **Sample legislation (KG)**
2. **PB/ZBA/CEO/CCF input.**
3. **TB review (JL).**
4. **NYS Comptroller's opinion (what constitutes a subdivision?).**

c) **Corridor Plan.**

d) **Digitized zoning map.**

9. **LITIGATION & OTHER LEGAL MATTERS:**

A. **Onondaga Nation land claim**

- **Oneida Land Claim – U.S. Supreme Court decision.**

Kevin Gilligan said as far as he knows none of the parties named in the lawsuit have actually been served yet. They file with the court and then they serve.

Councilor Knapp said the Upstate Concerned Citizens Group held a meeting at the Community Center. There weren't too many local folks but it was pretty well attended.

Supervisor Scammell asked about how many attended.

Councilor Knapp said about 30. The Chairman of the County Legislature, Dale Sweetland, was there, etc. It was pretty informative. They had done a lot of work. He thinks there is a fair amount of difference between the Oneida and Onondaga land claims.

Supervisor Scammell asked what he learned new from the meeting.

Councilor Knapp said really a lot of history. They went into the whole territory issue. They discussed some of the remedies that could be happening now but are just sitting out there. They discussed what Congress could be doing.

B. William May mobile home on Jamesville Reservoir.

Councilor Knapp said the basis for their appeal struck him where they claim our town justices don't have equitable power.

Kevin Gilligan said the judge fined him and advised him he could avoid the fine by moving the trailer.

Councilor Knapp asked if they are trying to say all the zoning issues should be going to the county.

Kevin Gilligan said if they win, that is what will happen.

C. Robert Shute – Route 11.

D. Selective Insurance/Estate of Janay Le-Ann Davis.

9. Unfinished Business & Active Projects.

A. Cram Communications, WVOA-AM towers.

- **Professional consultant sought from Clough Harbor for: impact (detuning) on Groth Road Communications Tower, site being evaluated for archeological sensitivity. 1.5.05 letter to Clough Harbour/Mona Carbonel. 3.21 Bid response from Mullaney Engineering.**

Kevin Gilligan said they have found someone to do the tower analysis. He believes it Mullaney Engineering.

B. ZBA request for mobile home inventory, including status.

C. FOCUS 2010 - Strategic Plan survey.

Councilor McConnell said they are meeting this Wednesday to finalize the survey. Next week will be their first Town Hall Meeting.

D. Assessors: 2006 Town-wide property revaluation.

E. Pictometry (HD vs. LD) – deferred until 2006 budget.

F. SPDES, Phase II (BM, RL, JN, SB, JD).

- **Time & expense log (J. Dunkle letter).**

G. Surplus equipment list for Earth Day, 2005.

- 1) **Town Historian computer.**
- 2) **Town offices (individual & general area), highway garage and community center.**

H. LFD Medic - medical benefits?

Councilor Knapp said he talked to John Harper this week and he didn't mention the medic benefits at all.

I. Varsity Girls Volleyball Team recognition for state championship (DK).

**PROCLAMATION
TOWN OF LAFAYETTE**

Upon motion of Councilor Knapp, seconded by Councilor McConnell, the following proclamation was unanimously adopted.

WHEREAS, on February 26, 2005 the LaFayette Varsity Girls Volleyball Team won the New York State Class C Upstate Regional Championship and ended their season 23-0; and

WHEREAS, this undefeated Lancer team has brought to LaFayette this championship in the last year of Coach Terrillion's storied coaching career; and

WHEREAS, by virtue of their dedication, hard work, perseverance, cooperation, great skill and good example, the coaches and members of the LaFayette Varsity Girls Volleyball Team have brought acclaim to their school and unbridled happiness to their community; and

WHEREAS, the people of the Town of LaFayette are justifiably proud of these young women, who have demonstrated that, working together great things can be accomplished.

NOW, THEREFORE, the Town Board of the Town of LaFayette does proclaim February 26, 2005, as...

LAFAYETTE VARSITY GIRLS VOLLEYBALL TEAM DAY

in the Town of LaFayette, and it is further

RESOLVED, that on behalf of the residents of the Town of LaFayette, the Town Board does hereby extend its sincere congratulations and appreciation to the team and its coach on a fine season and a job well done; and it is further

RESOLVED, that a copy of this proclamation be inserted into the minutes of the Town Board and that by so doing, the accomplishments of this fine team and the joy that it has brought to our community be made part of the permanent record of the Town.

Motion passed unanimously.

J. Other.

10. **NEW BUSINESS:**

A. Other.

Leon Cook said Lynn Hutton never continued Naomi Rd. They have named the end of the road off of Summerridge, Thunder Road instead of Naomi Rd.

Councilor McConnell doesn't think we can make a decision until the Planning Board makes a decision on the cul-de-sac length.

Leon Cook said people will be living there and he needs to get a sign up if it's all O.K. with the Board.

Councilor's Knapp moved and McConnell seconded the motion to ratify the name of Thunder Road for the section of former Naomi Rd at the northern end of Summerridge. Motion passed unanimously.

Supervisor Scammell said he had an inquiry from a resident off of Reidy Hill Rd. asking what it would take to have a private driveway becoming a town road.

Leon Cook said they would have to bring it up to town spec's first. They would have to have a turn-around for emergency vehicles, school buses, etc. The cost to bring a road to town spec's a couple of years ago was \$100/foot.

Steve Kuhns introduced himself. He would like to do his Eagle Scout Project at Bailey Park. He submitted his proposal to the Board.

Councilor McConnell asked if he had people to help with the project.

Steve said yes.

Councilor McConnell asked him how he plans on raising the funds to do this.

Steve was hoping to submit a budget for the Board to review.

Supervisor Scammell said his proposal would be muchly appreciated by the residents down there.

Councilor McConnell said they have received requests to erect a pavilion at this park. He asked where Steve would recommend putting one.

Steve showed them his diagram of the park.

Councilor McConnell asked if the Board got the estimate and decided to supply the materials, would he like to include this in his project?

Steve said they would help with it but he isn't sure about adding it into his project.

Tracey Kuhns thinks this would be too big for the Eagle Scout Board to approve. She said not to rule it out as far as getting the scouts involved with it.

Councilor Knapp said it would be good to get a quote from YCIP and if they need the scouts to help, we can go from there. He knows there have been other Eagle Scout Projects that have been very helpful and beneficial to the town.

Tracey Kuhns thinks some of the issues Steve is addressing are safety issues.

Councilor Knapp said as Steve gets closer to doing this, he might want to contact Jerry Marzo who has been involved with Stafford Park

Supervisor Scammell asked if the \$815 cash donations would be from private residents and some from the town.

Steve said yes.

Councilor McConnell asked what kind of donations he was asking for.

Steve said paint, lumber, etc.

Tracey Kuhns wondered if the Apple Festival Committee might make a donation.

Councilor Knapp thinks it might kick in some money for this.

Councilor Smith suggested sending a copy of the proposal to Tom Rezsnyak as he is the Safety Officer so he knows what's going on.

Councilor's McConnell moved and Smith seconded the motion to accept his proposal and to put forth \$200 to get the project started. Motion passed unanimously.

Leon Cook said April 20th he has the Safety Meeting set up for the 4 adjoining towns. They do this every year. It will be held in the Tully Offices. The class will go from 8:00 a.m. to 3:00 p.m. There are 4 towns and 1 village taking it. This is mandated.

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

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

HIGHWAY FUND	# 3115 TO 3127
GENERAL FUND	#3128 to 3167
SPECIAL DISTRICT FUND	# 3168

Motion passed unanimously.

13. Executive Session. None needed.

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

The Regular Town Board Meeting adjourned at 7:25 pm.

Respectfully submitted,

Mary Jo Kelly
Town Clerk