

Minutes of the Town Board Meeting of the Town of LaFayette held April 25, 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
Thomas Bailey, Councilor
William McConnell, Councilor

RECORDIING 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
Sue Snavlin, DCO

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 our U. S. Flag led by Town Councilor Bill McConnell.
4. **Councilor’s Smith moved and Knapp seconded the motion to accept the April 11, 2005 Town Board Meeting Minutes as submitted by the Town Clerk.**

Voting was as follows:

Supervisor Scammell	Aye
Councilor Smith	Aye
Councilor Knapp	Aye
Councilor Bailey	Abstain
Councilor McConnell	Aye

Motion carried.

5. Public Hearings - None.

6. **COMMUNICATIONS:**

A. Residents.

B. Syracuse Jewish Federation: Annual Yom Hashoah.

“The Syracuse Jewish Federation cordially invites you to attend this year’s Annual Yom Hashoah (Holocaust Remembrance Observance). It will be held as follows...May 3, 2005 at 7:00 pm....During the Days of Remembrance between

May 1 thru 8, 2005 we will be honoring the 60th Anniversary of the Liberation of Nazi Concentration Camps...”

C. Onondaga County Legislature: Reconstruction/relocation of water district eastern branch pipeline section.

“Authorizing a public hearing to consider the proposed increased cost of the reconstruction/relocation of a section of the Onondaga County Water District Eastern Branch pipeline located in the Town of DeWitt, N.Y...”

Councilor Knapp noted we are listed. Maybe this is due to the fact that it might be a feeder to the existing Coye Rd. Water District. He noted the cost of 3.3 million for 850’ of pipe. This shows how expensive it is.

D. Onondaga County Sheriff Kevin Walsh: Captain Peter Bronstad & district patrols.

“Thank you for choosing the Onondaga County Sheriff’s Office to help increase police presence in your township. We look forward to being able to better serve your constituency with your input on our directed patrols.

To further enhance this effort, I have selected Captain Peter Bronstad to administer the scheduling of our deputies and the compilation of statistical information to sustain this project. Capt. Bronstad is the District Commander of the geographical area in which your township lies and he will be reaching out to you and your Board for your views and goals. Captain Bronstad can be reached at 435-2940 for any questions, comments or concerns you might have.

Once again, the Sheriff’s Office and the Patrol Division look forward to a rewarding summer...”

Councilor Bailey asked if the money has been advanced to them.

Tom Chartrand said they will bill us.

Councilor McConnell asked what the rate per hour is.

Tom Chartrand thinks about \$90/hour.

Councilor Knapp thought it was around \$50/hour. He asked how much notice we have to give them. Is it 30 days?

Councilor McConnell thinks it’s about a 1 month period. His thoughts are that we have Memorial Day coming up as well as the problems with Festival Gardens and the Beach area.

Councilor Knapp would think July 4th would be a time to use them too.

E. NYS Senator John DeFrancisco: Mr. Tom Rill/Forest Tent Caterpillars.

“I have received your letter concerning possible New York State funding for a pest spraying program in the Town of LaFayette.

According to NYS DEC; the forest tent caterpillars normally are active for a 3 to 4 year cycle. This is currently the 2nd year of the latest cycle. There are now biological reasons to believe that spraying may not be necessary since another species of insect that feeds on the forest tent caterpillar is now in the area. The spraying, if required, would need to be done in May and the problem of coordinating the spraying of such a large amount of private property is

considerable. Given what I have been advised by the DEC, I do not feel spraying is appropriate at this time...”

F. NYS Association of Towns: Fifth Annual Town Finance & Management School.

“Fifth Annual Town Finance & Management School May 11, 12 & 13, 2005...”

Councilor Knapp asked Supervisor Scammell if he didn't attend one of these at one time.

Supervisor Scammell said yes. It was interesting. They had good speakers.

G. NYS Office of Parks, Recreation and Historic Preservation: NYS 2005 funds for EPF & LWCF.

“Applications are now available for New York State 2005 funds under the Environmental Protection Fund (EPF), as well as for Federal Fiscal year 2006 funds under the Land and Water Conservation Fund (LWCF). There are several methods available in obtaining applications for the aforementioned funding sources...”

Supervisor Scammell said he would like to go to the one at the Fair Grounds.

Councilor Knapp asked what kind of things this covers.

Councilor McConnell said he went to their website. One area is to renovate or create recreational or sports centers. There are also some historical renovations.

H. Onondaga County Flag Conservation Committee: Civil War Flags on Display.

“The ten flags will be on display for viewing on April 23rd. The 122nd Regiment NYS Volunteers will be on hand in full Civil War era uniform with rifles to guard each of the flags. Please take time to come and see this very impressive display and meet and greet the 122nd volunteers. They will answer questions regarding the battles and make comments concerning the 122nd regiments role during the Civil War...”

Councilor Knapp said he attended one a couple of years ago and they did a nice job.

I. Other.

The Board was in receipt of a copy of the letter Councilor McConnell sent to Carlyle Smith regarding the problems at Festival Gardens.

Supervisor Scammell asked if he had received a response.

Councilor McConnell said he received a call from Mr. Zielinski who wasn't very happy with the letter. Mr. Smith wasn't happy either.

Discussion took place regarding means to deter previously evicted tenants from returning to Festival Gardens.

Councilor McConnell said he wasn't contacted today to set up a meeting time so he doesn't know what their feelings are or if they plan on ignoring the letter. He believes on site management and enforcement is the key.

Supervisor Scammell said when he reads the concerns, it shows there are problems.

7. **Special Report.** None.

8. **REPORTS.**

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

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

Ralph Lamson said they had 3 Building Permits in the month of March. They were for an addition, a renewal and a new porch. It was pretty slow through March but they were busy this past Wednesday night which put us ahead of last year. He has two zoning cases in court Wednesday night. One of them is May. The other one is Rich who also has a trailer on Apulia Rd. A couple of the other ones have started cleaning up now that the weather has broken. He will be meeting with Tim Weisbrodt about his house on Route 11 south. He is trying to save the house.

Councilor Knapp said he noticed on LaFayette Rd. beyond Stanton's, someone has put quite a driveway in.

Ralph said he doesn't believe he's issued any building permits yet.

Councilor Knapp said Mr. Shute was adjourned.

Ralph said yes. Sam Young couldn't make it last week. He will be in court a week from Wednesday.

Councilor Knapp asked if he had checked on the property yet.

Ralph said he usually waits until the day of court to visit the property and take pictures.

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.**

Supervisor Scammell thinks the abandoned red vehicle on LaFayette Rd. is gone.

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.**

Councilor McConnell asked what he found out about the vehicle dismantling on Route 11 south.

Ralph noticed there's a sign up for scrapping. He plans to stop in there and talk to him about it. He will clarify with him what he is allowed to do there.

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

- **2005 NYS Ag & Markets – injured dogs.**
- **Assessment of damage to livestock by dogs.**

Supervisor Scammell asked if Sue had visited with Carmen Millimaci yet.

Sue said when she was down there originally, he said he had a rooster, a goose and a cat killed by a dog. He then came to her house and dropped off 5 geese, a cat, etc. that he said were killed by a dog. He came to her house a couple of times. She has to swear on the affidavit that the day she was there she believed the animals were killed by a dog. Carmen fired a shot up the road at the dog. As far as she knows, it never came back there. She read a section of the Ag. & Markets Law which states the owner of the animals must have reasonable confinement of the animals. These animals were not fenced in. She doesn't believe this dog would do that kind of damage. Carmen didn't call her. The only reason she was there was because the Sheriff's Dept. called her because he was firing a gun down the road at a dog. He told Marshall Taylor he knew who the owner of the dog was. Maybe 2 days later she saw one of the kids walking the dog down the road that he thought killed his animals. It wasn't the dog she saw or the one he shot at.

Councilor Knapp asked what kind of dog it is.

Sue said a pit-bull. She told Carmen if he knew who the owner was, he should go to the owner for reimbursement. As it turns out, it wasn't the dog he thought it was.

Councilor Knapp asked if he is asking the town to reimburse him for the animals.

Sue said she doesn't know where the proof is that a certain dog killed the animals. He told Marshall Taylor he knew who the owner was.

Supervisor Scammell said the law only addresses if you don't know who the owner is.

Sue said correct. Bud Nurse still wants to file a claim for a rabid cow. She called the Health Dept. and they said the best they can conclude is that a raccoon or skunk bit the cow. The only time you would file forms for this is if it was a dog. The bigger issue is that they took the rabid animal's body and put it on the compost pile. She called the Health Dept. about this. It's supposed to be cremated or bagged and buried at least 3' in the ground. She doesn't think Carmen is technically covered as he doesn't keep his animals contained. Mr. Nurse's situation had nothing to do with dogs.

Marshall Taylor said the one time he went down to Carmen's, he called Ag. & Markets and they advised you must conclude a dog did the damage.

Councilor Bailey asked if there is some obscure law that the town is liable for damage to livestock.

Sue said it's the county.

Marshall Taylor said you send them the form and they pay the compensation.

Sue noted a Sheriff came and did put the bull down of Carmen's as you aren't allowed to let bulls roam free.

Councilor Knapp said on the form it says you must be satisfied that the owner has taken reasonable precautions to prevent the damage. This could go either way. The owner of the dog who did the damage or the owner of the animal that was hurt.

Sue said it refers to the owner of the animal that was damaged.

Marshall Taylor doesn't know how you would know if it's a dog or a coyote. He believes it's a law they should do away with.

Councilor Bailey said the proper venue would be small claims court.

Marshall Taylor said as a rule, he has had several people approach him on this. He has told them they must prove it was a dog.

Sue Snavlin said if you go to small claims court, unless you are there to witness the dog tearing the animal apart, you can't prove it.

Councilor Bailey said he has a problem without some type of proof. You can't just come in and fill out a form and get some kind of restitution.

Sue said that is why she has a problem with this. Wednesday she will be going away for 6 days so Madeline will be covering for her.

Supervisor Scammell asked if there is anyone to back her up.

Sue said she has help at the farm if Madeline needs it.

Supervisor Scammell said she will have 4 towns. It could be a lot.

Sue said it could be. It's usually one town at a time.

Councilor Knapp asked how LaFayette is working out regarding kennels.

Sue said very good.

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

- 2005-2010 Snowplow Agreement.

Leon Cook said regarding the snow contract, there's been a lot of tries on this contract. The Supervisor's Association sent the latest proposal in. We are still waiting for the county to agree or disagree to that contract. As far as he knows, no one has signed a contract for next year yet.

Councilor Knapp thinks pretty much everyone supported the supervisor's proposal. He said we haven't been fully paid for last year yet.

Leon Cook said not yet. At the last meeting we agreed to go along with Thunder Road. Since then, we have had one person buy property on this road and he called Leon up. He was unhappy with that name. Leon

advised him to get a petition and see how many names he can get on it and Leon will submit it to the Board.

Councilor McConnell explained the name came from the two people that were building there. He expressed his feelings to the developer that it should have come through the municipality first.

Leon Cook said they have been doing quite a bit of ditching. It seems like they are doing it over and over. They have done an awful lot of brooming. They are having an awful time getting the sand off the road. He is going to change the mixture of salt and sand next year. He will have to go to the sand controls for this. These units cost \$3,365.80 each. They would only be put on the big sanders.

Councilor Knapp asked what they do.

Leon Cook said it goes onto the hydraulic valve control. The truck driver manually controls the amount of sand going out. It's controlled by the speed of the truck. Everyone giving him price estimates says they will pay for themselves in one year. If it's a big savings, it's worth it. It won't only save on the amount of sand and salt he has to buy but on getting it off the road this time of year. Eventually the state will make us have them on because of pollution.

Councilor Knapp asked if this has to be approved by anyone as far as the mix ratio.

Leon said no. Whoever installs them will preset them. The temperature will control them too. They will use a little more salt but will be cutting down on the amount they put on. The county has gone to 100% salt. They use clear road. The state is using clear salt.

Leon said Earth Day wasn't as good as it could have been. He had some people who picked up stuff during the week and brought it in. Very few people were out Saturday. They felt it was too dangerous to be out and they felt it was too slippery. Some felt it was too foggy. They had quite a few tires. The lady on Eager Rd. who had someone drop off a bunch of tires had the county come out and pick them up. He was told there is a gentleman who has an older Chevrolet pickup who is going around to houses where he sees tires and offering to take them for \$3 each and then he is finding a back road and dropping them all off. If anyone sees this truck he would appreciate a call.

Supervisor Scammell said almost across from Bush Rd. there is a ton of stuff including tires.

Councilor Knapp said that would be a county problem too.

Leon Cook said he and Supervisor Scammell received a call regarding private property drainage problems. He referred them to Soil and Water as they handle these things.

Councilor Knapp asked if they will do a new ditch.

Leon Cook said they have worked on private property before. They did work along Onondaga Creek last year. We will have to wait and see what happens. If we start on one private ditch, there will be a lot of them.

They had their safety class on OSHA training. One thing brought up that we have to comply with is work zone signs. He has signs he puts up

when they are working. You are supposed to have 3 of them. One says “Work Ahead”, another one says “Work Zone”, and the third one will say “Flagmen”. He doesn’t have a sign for Flagmen so he will get one. The other thing we have to comply with is that he has to get all new vests for the guys. They have to wear green vests with fluorescent stripes. They have to have so many inches of florescent tape on them. He is getting prices for them now.

Supervisor Scammell asked who regulates this.

Leon said the state. He said they are really going to be getting involved in the traffic thing when picking up the brush on Routes 11 and 20. There’s a lot being put out already. He would like to go around one time on every road. Last year they kept going around and around.

Supervisor Scammell agrees that the brush must be out by a certain date to be picked up. He asked if Leon knew when they would be repaving Route 11 by Scammell Road.

Leon said the engineer in charge of it is gone. Even the state guys can’t find out. He will work on getting this information.

Supervisor Scammell said there is almost no warning and it’s very dangerous for people traveling the speed limit.

Leon said he gets a call almost every other day on this. He will try to get the information on it. If he can find out, he will give Supervisor Scammell a call.

Councilor Knapp asked if he got down to Jamesville Apulia Rd. when they were having the brush fires. Was there much damage?

Leon said it was more stress on the firemen. This is the first time he has heard 911 call out the Auxiliary. The firemen needed water. He thinks they will have to have water on one or two of the trucks.

Councilor Bailey said they have it on the new rescue.

Leon said they ran out. The fire started because the railroad went up through grinding the rails. They usually do this before the snow gets off.

Supervisor Scammell asked why they have to grind them.

Leon said to take the bumps out. Every joint can create a bump.

Councilor Bailey asked if there is any type of fire retardant that could be spread down in the proximity of the sites we seem to have these fires. The material would have to be environmentally friendly.

Leon doesn’t know how long it would last.

Ralph Lamson said the best thing you could do is get them to cut the brush back away from the tracks.

Leon said there are times they could do it and not do it. He thinks the Fire Dept. Chief has put his foot down already on this.

Councilor Bailey believes the town could do something as it’s a public safety issue. This is a situation that could have been prevented.

Leon said the LaFayette Fire Dept. would really appreciate it if the town took some kind of action with the railroad.

Supervisor Scammell asked who regulates the railroad.

Kevin Gilligan believes it’s the federal government.

Councilor Bailey said since we have a reoccurrence now for two years, there has to be some kind of liability on their end.

Kevin Gilligan said you would think there should be some kind of regulatory arm but they are pretty much so on their own. He will check into this.

Ralph Lamson said a guy from Utica talked to him a couple of years ago who checks the tracks every couple of weeks. Maybe he would know something about it.

Councilor Bailey said Mr. Rich is the contact man at Susquehanna Railroad.

The Board asked Kevin to check into this.

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

Supervisor Scammell noted they turned over \$35,925.68 and heard 447 cases.

- New copier – installation.

Supervisor Scammell said the new copier is in but it seems to cause power surges in the Justice Office. Fred Taylor will be coming in to check on this. Xerox doesn't seem to think it's anything to do with their copier. It may require a separate drop.

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

- Library Board Minutes 2/14/05 & 3/21/05.

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

- A written report was submitted.

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

A written report for March was submitted.

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

A written report for March was submitted.

- 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.

Supervisor Scammell said a verbal response was received from the county that they will not fund this. There is no money help. He believes the egg masses and size are lower than last year. There were about 40 people who attended the recent meeting held by Ranier Brocke. The residents are contacting the person who will do the spraying directly. One of the things

that is a little bit murky about this is that he hears we are in year 2 which is the worst year and then year 3 which is the worst year. The forester explained that different residences may be in different years. The infestation may not be all at the same line or stage depending on the property location. He thinks most of the people will be contacting the person spraying or will ride it out. This is supposed to happen about every 10 years. We were asked to set up a biological contingency fund that he isn't sure we can do legally. The other request was to hire a forester to do an egg count in the fall. He asked Ranier Brocke to get an estimate for this.

Councilor Bailey asked if consideration should be made for adjoining towns that enter into this with us.

Supervisor Scammell said he received no response from the adjoining towns when he sent them this information. About 3-4 % of the land mass of LaFayette is involved in this. We don't have the \$20,000 or \$40,000 if a dual application is needed. He will follow-up with Ranier on this.

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).

- ID cards?

4) Environmental & Conservation Advisory Board.

- a) 04.14.05 meeting summary.
- b) Contract forester.
 - 2006 assessment.
 - 2006 strategy & alternatives (large landowners to small shrubs).
- c) 2006 budget items – contingency fund for biological issues.
- d) Assessment of community impact.

- 1,098 acres (DEC map) of ~28,800 acres (~45 square miles). 3 – 4% of total land area.
- Mailer sent to ??? parcels, 32 interested citizens, 23 parcels who attended meeting.

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.
- e) Smoke alarm installation.
- f) Heating/Cooling system alternatives.
- g) Winter service charge for Community Center to offset heating costs. Supervisor Scammell asked the Board to think about charging \$25 for usage of the Community Center during the winter months to help offset the heating cost.

Mary Jo said many people using the town facilities have commented they would not mind paying a minimal usage fee all year round to help offset the maintenance costs.

Supervisor Scammell said one of the heatpumps froze up again today.

Mary Jo said Upstate Temp. came. It is the heatpump that services the northern end of the library. They found a broken relay which will cost approximately \$100 to fix.

Councilor's Knapp moved and McConnell seconded the motion to authorize Upstate Temperature Control to fix the heatpump for approximately \$100. Motion passed unanimously.

Mary Jo will call them tomorrow.

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

- a) Marion Bailey Park.
 1. Charcoal grills. Select, order & install (BM).
 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) Fred Stafford Park.

1. Lacrosse facility – estimates (\$5K – materials only), (re)location possibilities.
2. Grills.

It was noted 2 are needed for Bailey Park, 2 near Jack's Shack and 2 near the main pavilion at Stafford Park.

Councilor McConnell said 3 are to replace ones that the Optimist Club had to pull out of the ground as they were so rusted.

Councilor's McConnell moved and Knapp seconded the motion to purchase grills for the parks not to exceed \$900. Motion passed unanimously.

Councilor McConnell will order these.

The Optimist Club has scheduled their cleanup for Stafford Park this weekend. The Fishing Derby will be May 14th.

Councilor Smith said YCIP will be getting back to her this week with estimates for the pavilion.

Councilor Knapp said the measurements of Jack's Shack are 16' x 24'.

Councilor Knapp said the bathrooms have been opened and the water has been turned on. Mr. Puttkamer has been going around.

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

Leon said he submitted a bill for Empire Safety Training for \$800. Our cost will be \$256.00. We pay the bill for everyone and they reimburse us for their share. The vouchers went out today for the other towns to reimburse us. He said 2 years ago when we were inspected, we got written up for not having an Emergency Response Procedure. He would like a copy of this for his men if we have one.

Mary Jo said we have one and she will get him copies for the guys.

9) **School District liaisons** (BM/PP).

Councilor McConnell said there are 3 tennis matches coming up for the school if anyone would like to go see them. Spectators will be parking behind True Value so there will be no problems with parking. The lot by the courts will be kept open.

Councilor Knapp said it's been working well with the third removable net.

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

- Grant from Assemblyman Jeff Brown. Application submitted, awaiting payment.
- Transportation options (PP/GS).
- Onondaga County Department of Youth & Aging – mobile office.

Supervisor Scammell asked if the senior citizens concerns regarding transportation were outside of FISH.

Councilor McConnell said they would like more flexible times and locations. There is some grass routes funding available for transportation for seniors and others possibly. A woman he spoke to will be contacting us with information.

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

- a) LFD feedback.
- b) CCF/Godsoe: Amendment to Fire Service Award Program, 4.18.05.
- c) Amendment to Fire Service Award Program – November, 2005 ballot?
 - Voter eligibility.
 - Election Day vs. separate day.
 - “lockout period”.
 - Budget/timing considerations.
 - Public hearing.

Councilman McConnell asked what the real view of the LFD is on this. About 3 months ago they were deciding whether or not they still wanted this.

Councilor Knapp said the latest he has heard is the folks that are getting it want it and those that aren't don't care.

Supervisor Scammell asked if we should send them a letter to see.

Councilor McConnell thinks their Board should decide what they would like to do and let us know.

Kevin Gilligan said there should be a resolution from the LFD or a written letter requesting this.

Councilor McConnell said if we should decide to do a point increase, the Board might want to hold a public hearing for this.

Councilor Knapp asked how our budget for this is.

Tom Chartrand said we are right on budget for this year. We budgeted \$30,000 which includes the contractual services.

Councilor Knapp believes we haven't ever hit the cap on this due to the number of members participating.

Marshall Taylor asked how this affects the tax rate.

Tom Chartrand said it would only be pennies. The fire district pays for this within the fire district. He would think it would be an increase of 5 cents at the most.

The time line for a referendum was discussed.

Councilor's Knapp moved and Bailey seconded the motion authorizing the town attorney to send a letter to the LaFayette Fire Department asking for them to request this if it's something they desire and to respond by May 6th. Motion passed unanimously.

Supervisor Scammell said when the response comes in, he will get it out to the Board.

Councilor Knapp will give Jack Sutton a quick call to let him know it's on the way.

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

Leon Cook said there is a problem with the driver. He comes to a house and stops leaving skid marks. He got in touch with Mr. Feher a couple of weeks ago. He didn't want drivers doing it either and he advised he would be sending a route supervisor out to follow the driver. This past week, the driver still left them. He is going to try to talk to the driver this week. Our Safety Officer said he will take action if Leon calls him.

Councilor Knapp said we will warn them and if they don't comply, we will have to do something.

Leon said every house has a skid mark. The guy is jumping out of the truck before it stops.

Kevin Gilligan said he has actually seen this.

Councilor Knapp will call them about this.

Leon said he hates to get to the point where a state trooper has to give them a ticket.

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.

Supervisor Scammell said there were about 100 residents who came to the meeting regarding East Syracuse Water. He thinks they might be leaning towards forming a water district.

Councilor Knapp asked how the town folks were overall.

Supervisor Scammell felt it was pretty positive. John Dunkle gave an outstanding presentation. They have a committee formed and will figure out where the district boundaries will be. He thinks it will include all of those who are currently in it all the way to Walburger Rd. including a little of Limekiln and Smokey Hollow. This committee will pass the petition, etc. The numbers currently are above the state guidelines. Some of these costs they have no control over.

Councilor Knapp asked what about the time line as far as East Syracuse servicing them. As long as we are moving forward will they keep servicing them?

Supervisor Scammell said yes. The Health Dept. will not pressure them to shut the water off as long as the resident's are moving forward. He thought it was a productive meeting. It wasn't news people wanted to hear but they understand they don't have a ton of choices.

- c) Hamlet drainage study – request submitted to NYS DOT.
 - NYS DOT notified of subsidence behind M. Amidon's property.

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 hasn't received a response back from the Planning Board or Environmental Advisory Board yet.

- 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 none of the towns and villages have been sued except for the County of Onondaga and City of Syracuse. He will be sending a memo on this.

Councilor Knapp said they have assessed the Turning Stone.

Tom Chartrand said they are having a public hearing and will announce what the assessment is.

Kevin Gilligan said if they assess it and don't collect, they will be over assessed and if they don't assess it, what does that mean?

Councilor Knapp said if they assess it, it could actually make their taxes go up.

B. William May mobile home on Jamesville Reservoir.

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 detuning consultant - Mullaney Engineering.
Kevin Gilligan said Mullaney Engineering has been retained at this point.

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

C. FOCUS 2010 - Strategic Plan survey.

Councilor McConnell said the town meeting went well. There were about 40 people there. He has a memo stating what took place if anyone would like to look at it. He will get copies for the Board.

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 spoke with John Harper the other day and it didn't come up. He would say to take it off the agenda.

This can be removed from the agenda as no further word has been received.

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

This can be removed from the agenda. Mary Jo has sent copies of the resolution to the LaFayette School District Office and the Athletic Coordinator at the High School.

J. Other.

Tom Chartrand said the cost for the Sheriff's Dept. Patrol is \$48.40/hour. Capt. Bronstad would appreciate a call advising if the town wants a series of dates.

Councilor Smith believes Capt. Bronstad had a pattern of things that happened last year.

Tom Chartrand said Capt. Bronstad advised he can reproduce this and bring it to the next meeting.

Councilor Knapp said maybe he can make some recommendations to.

Tom Chartrand said the town qualifies for about 13 days.

Councilor McConnell thinks we are approaching this as a try and see.

Tom Chartrand said Capt. Bronstad would like as much notification as possible.

Councilor Knapp asked what is going on with Lok 'n Logs.

Marshall Taylor said they are going to relocate the building to the other site eventually.

Ralph Lamson doesn't believe this will necessarily happen. He said the stepdaughter has pretty much so moved on.

Supervisor Scammell said the little building is for sale. He will talk to Jim Webb about the building.

10. **NEW BUSINESS**

A. **Other.**

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:**

GENERAL FUND	# 3232 – 3254
HIGHWAY FUND	# 3225 – 3231
SPECIAL DISTRICT FUND	# 3255
TRUST & AGENCY FUND	# 3256

Motion passed unanimously.

13. Executive session (as needed).

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

The Regular Town Board Meeting adjourned at 8:55 p.m.

Respectfully submitted,

Mary Jo Kelly

Town Clerk