

Minutes of the Town Board Meeting of the Town of LaFayette held May 9, 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  
Capt. Bronstad, Onon. County Sheriff's Dept.  
Terri & Jay Fredenburg, Rte. 11A  
Bob Carson,  
Heidi Smith, Dodge Rd.

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 Sandy Smith.
4. **Councilor's Knapp moved and Smith seconded the motion to accept the April 25, 2005 Town Board Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**

5. Public Hearings - None.

6. **COMMUNICATIONS:**

A. **Residents.**

1) Zone change query: Fredenburg/Gibson.

Terri and Jay Fredenburg were present.

Terri Fredenburg said she is doing this on behalf of her family. They would like to propose a zone change from Agricultural/Residential to Residential/Multi-Family for this property located on Route 11 south. When her mom sold her house, they had difficulty finding her a patio home so she could stay in LaFayette. They have 27 acres with 900' of road frontage that they would like to put a development of patio homes on.

Supervisor Scammell asked about the patio homes.

Terri said some of the units are one floor and some are two-story.

Jay Fredenburg said there could be several different shaped buildings that have more than one unit.

Councilor Knapp asked if they would all be one level.

Terri said yes. The owners are part of a Home Owner's Association and are responsible for the maintenance of the building and grounds. After trying to find her mom a place, she thinks this would be a really good idea.

Councilor Knapp said it's definitely becoming a bigger issue.

Councilor Smith asked if it would be geared for senior citizens.

Terri said not totally. Some people who are not senior citizens require their homes to be all on one floor.

Supervisor Scammell asked who the property owner to the north is.

Jay said they bought Terri's grandmothers property. It was subdivided when the grandparents were alive.

Councilor Knapp asked who owns it now.

Terri couldn't remember their name.

Supervisor Scammell asked Kevin Gilligan about this.

Kevin Gilligan said the Board would have to create some new zoning in the town that would allow it. A minimum acreage requirement would be needed. The first thing we need to look at is that these things don't usually happen where there is no public water or sewage. He would think once you get by the housing issue and whether it's something you want to do, the other question is an engineer's comments as to whether the proposal is favorable.

Jay said that would be their next step to get an engineer involved to see how it will perk, etc.

Terri said it goes from 1280' to 1180'.

Jay said there is a pitch to the land.

Councilor Knapp asked where the big ravine is.

Jay said just to the north.

Councilor Knapp said they would come right up to the edge of it.

Jay said yes.

Councilor Knapp said we have some pretty fair size apartment complex's on wells and they seem to be doing O.K.

Jay thinks the engineer will tell them a little more about how many buildings/units they could put on the parcel, if it's even feasible and if it would be acceptable to the town.

Councilor Knapp said right now this is Agricultural/Residential.

Councilor Bailey asked what the use of the property is now.

Terri said it's not being used for anything.

Councilor McConnell asked if they had looked at another facility like the one they are proposing.

Jay said he has worked on a lot of them over the years. As far as the final design, they haven't settled on anything. They felt mostly that there is a need in the area for this.

Councilor McConnell asked if all the buildings would be of a similar design.

Jay and Terri said yes.

Terri said it would be along the idea of Erie Village but not that large.

Councilor Knapp asked if there is any state or federal money for something like this.

Terri said they haven't looked into any funding yet. They are starting here.

Councilor McConnell said he knows there is a need for this type of thing but he thinks one thing is for the engineer to decide if this can be done.

Jay said they can talk to an engineer. They didn't want to go to the expense of doing an engineering study until they knew whether or not this would be acceptable by the Board.

Councilor McConnell asked if the Board has done something like this change in the past.

It was noted they had, i.e. Wallace property, Cromley's, Lok'n Logs, etc.

Councilor McConnell asked if they had talked to the neighbors yet.

Terri said no, not yet.

Supervisor Scammell said the next step would be to talk to an engineer.

Councilor Knapp said and to see if it fits into any of our zoning definitions.

Kevin Gilligan said the way the Zoning Ordinance reads, the buildings must be detached. He asked if it would be two units to a building.

Jay said 2 to 4 units per building. It would depend on what the engineer can figure out for the leach fields. The size of the buildings will be reflected by that.

Terri said if you have 4 to 5 units per building, it really helps with the maintenance cost for the folks.

Councilor Knapp asked if it would be better to create something new or change something already existing in the ordinance.

Kevin will check.

Councilor McConnell asked if these would be rented or owned.

Jay said each unit would be owned.

Councilor Knapp said if he should purchase one, all the costs of maintaining the building and grounds would be up to the home owners.

Terri said the Home Owners Association takes care of this and what it will cost the owner.

Jay said for people who want to get rid of their big houses and want to stay in LaFayette, this would be nice.

Councilor Knapp said for senior citizens transportation this could be one definite stop too.

Jay said the Board will be looking into the zoning aspect and he will look into the engineering a little. As long as it's possible, he will go forward. What's the next step? Will the Board let him know or does he need to get the engineering study for the Board first?

Kevin will have to look at this and review how the Board will have to adjust the zoning.

Marshall Taylor asked when the resident's opposed to this can respond.

He was advised at the public hearing.

**2) Clay Smith: The Future is not what it used to be!**

“During our life time we have witnessed continuous population growth, and read about the thousands of years of population increases. Steadily, people have traveled to settle the few remaining sparsely inhabited areas. We have watched the rate of growth increase, and read of its historical increases...”

Supervisor Scammell read the entire article by Clay Smith.

**B. OCRRA: 2004 Annual Report.**

“Environmental Stewardship is central to OCRRA's Mission. Our team is committed to working with the community so that we will make it one of the best places to live and work...”

**C. Syracuse Post-Standard: March, '05 employment stats – “Job Market Perks Up”.**

“The Syracuse region's unemployment rate improved from 5.6 percent in February to 5.2 percent in March, the State Labor Department said Thursday. But the state's unemployment rate dipped to 4.9 percent in March, down from 5.6 percent in February....Manufacturing is one of two sectors in Central New York that showed job losses; the other was government, compared to March 2004...Statewide, manufacturing was down 17,000, while construction was down 500 and government was down 100...”

**D. Syracuse-Onondaga County Planning Agency: Land Development Trends in Onondaga County, Building Permits (2004) & Residential Subdivisions (2000 – 2004).**

“Residential development trends in Onondaga County are reflected in the records of the subdivision of land to create new residential building lots and in the annual summary of building permits issued in Onondaga County by the towns, villages and the City of Syracuse. *Residential Subdivisions*. For the first time, SOCPA is able to provide a summary of residential subdivision activity by town. From 2000 to 2004, over 5,400 new residential building lots were created: almost 3,300 lots in large suburban tracts and another 518 residential lots in very small subdivisions. Cicero stands out during this period, with 956 new lots, followed by Clay, Camillus, Manlius, DeWitt, Onondaga, and Pompey. Over 13 percent of new residential lots were created in small primarily rural subdivisions: Pompey approved 84 lots in small tracts and Skaneateles 57, followed by Van Buren, Clay, LaFayette, Onondaga, Lysander and Manlius...”

Supervisor Scammell noted for smaller subdivisions LaFayette tied with Clay and Onondaga for 4<sup>th</sup> place.

Councilor Knapp said they have more large tracts.  
Supervisor Scammell said at the top of the large tracts is Cicero.

**E. CNYRPDB: Activities Summary.**

“Due to changes in funding sources, CNY RPDB’s role during yr 2 of the MS4 stormwater program was quite different than it was during the first year of the program. It was during the first year of the program that CNY RPDB conducted the media outreach campaign, developed fact sheets and articles, worked with volunteer groups and other more direct to MS4 assistance type of tasks. You might also recall the DEC under wrote 75 % of those program costs and that each participating MS4 contributed \$500 cash directly to CNY RPDB. In addition, CNY RPDB applied for and received additional grant funding to offset the cost of that assistance to MS4s....As you prepare your annual reports please keep in mind that DEC is looking for MEASURABLE results and goals...I received 26 letters of intent for the next Ph. II grant that will be submitted shortly. The amount of state assistance requested is \$519,803.00...\$89,243.00 of the total would be for CNY RPDB to conduct some education/training activities and to administer the grant on behalf of the Town of Manlius...”

**F. NYS ORPS: Residential Assessment Ratio.**

“Notice is hereby given that the Board of Real Property Services has revised the Residential Assessment Ratio....”The revised Residential Assessment Ratio was established as the median ratio in the list of ratios of assessment of sale price sorted in ascending order. The ratios in the list were calculated by simply dividing the total assessed value by the total selling price of each sale...”

Marshall Taylor said this means your house is worth 16% more than it’s assessed at.

Councilor Knapp asked if the appraiser uses this when he does the town.

Marshall said we have to comp every house in town. The state does a trend no matter what we do and compares their trend to our final assessments.

**G. Onondaga Lake Cleanup: Onondaga Lake Working Group.**

**H. Onondaga County Legislature: 5.3.05 agenda.**

**I. Van Derhoof Roofing: Brochure.**

“Van Derhoof Roofing Co. Inc., would like to thank you for your business, past and present. Since most of our work is acquired by referrals from our customers, your complete satisfaction is very important to us. If you have any comments or concerns regarding the work performed on your home, please feel free to contact us...We have attached a coupon below for you to use on any future work, or you can transfer it to a family member, friend or neighbor...”

Supervisor Scammell said the coupon is for a \$100 discount for any job over \$1,000.

**J. LaFayette Central School District Superintendent Mark Mondonaro:  
Varsity Girls Volleyball Team.**

“Thanks so much for your public proclamation of our Varsity Girls Volleyball Team. We are elated to have them officially recognized by our town leaders. It is absolutely true how well they chose to represent themselves, school and town...”

**K. Town of Camillus Superintendent of Highways and Onondaga Highway  
Superintendent’s Association President Mark Pigula: Snowplow Contract.**

“The purpose of this memo is to address the discrepancy of snowplow expenses within the surrounding town’s and villages. Collectively, superintendents within our association; agree our numbers do not reflect the numbers presented by Onondaga County...”

Supervisor Scammell said there is another letter from Bob DeMore stating the same thing.

The snowplowing contract was discussed.

Supervisor Scammell asked if any of the other towns have acted on the contract.

Leon Cook said no. They will all try to stick together. At the meeting they held, Mr. DeMore and the other supervisor that was there kind of thought if the county would come up to \$5,000, the town’s would try it for 3 years. The county contracts out 239 miles. Nick Pirro is not very happy with the supervisor’s sticking together. They keep telling him what the county is getting plowing the roads. They are getting over \$7,000 per line mile. It takes a little more salt for the state roads but not a lot. He thinks we will have to come to some kind of agreement this week. They have to know what they are doing for the county budget by the end of May.

Councilor Bailey was under the impression a few months ago that most of the towns were comfortable with the \$4,800 figure except for the Town of Otisco. He is kind of surprised to see this letter.

Leon Cook said he suggested that he would be willing to try if for \$4,850 if they changed it for the last two years from 3% to 5%.

Councilor Knapp asked for 3 or 5 years.

Leon said 3 years. He thought this would help to cover the salt costs. At the end of the 3 years, we would be up to the \$5,000.

Supervisor Scammell said the \$5,500 came as this is the average of what it costs each of the towns to do this.

Leon said yes. It doesn’t cost every town that much. We all have different figures for what our costs are.

Supervisor Scammell doesn’t know where we stand on this.

Leon said he figured he would give them until Wednesday and if he didn’t hear anything, he will call and talk to Bob DeMore.

Supervisor Scammell asked him to let him know how the conversation goes.

Leon will.

Councilor Knapp will let everyone know what Dale Sweetland has to say when he sees him Thursday night.

**L. Other.**

Supervisor Scammell said we have some correspondence from Festival Gardens. The letter states the new rules to be in place there.

Councilor Knapp and the Board thanked Councilor McConnell for having the meeting with them.

Supervisor Scammell said he received the following correspondence from Bernard Aungier.

“Thank you for the opportunity to serve as an Assessor since 1972.

At this time I am submitting my resignation as an Assessor effective May 31, 2005. Due to my age, I don't feel I can take on all the responsibilities of this job any more.

Thank you again...”

Councilor McConnell asked if something could be done in recognition of his years of service.

The Board was in agreement with this.

**7. SPECIAL REPORT: Captain Pete Bronstad, Onondaga County Sheriff's Office.**

Capt. Bronstad submitted year-to-date breakouts regarding crime view showing the activity in this area. This will give the Board an idea what's going on around here along with the times of the week along with the times that the activities are highest to lowest. He submitted this so the Board can see where they might like a Sheriff's Patrol to be. He needs at least a days notice. The town can use the Sheriff's Patrol 13 times.

Councilor Knapp asked if the 13 times were three 4-hour blocks.

Capt. Bronstad said the town has 13 four-hour blocks that they can use the Sheriff's Patrol.

Councilor McConnell said it seems like there are a lot of instances in the Hamlet area.

Capt. Bronstad said yes. The complaints are staggered outward. You can look at preventative patrols too.

Councilor Knapp asked if 911 will know the Sheriff's Patrol is here.

Capt. Bronstad said a number is called advising they are working in the Town of LaFayette. He believes the end of the school year seems to be one of the high call times.

Councilor McConnell asked if it would be difficult to get a patrol over the July 4th weekend.

Capt. Bronstad said there wouldn't be a problem.

Councilor Bailey said the Town of Salina has their own ordinance for vehicles and traffic.

Capt. Bronstad said the ordinance has changed. They aren't making as much revenue as he thought they did from the fines. He said for the Board to just let him know what they want to do.

Leon Cook submitted the new International truck spec's to the Board. This is a state bid. He reviewed the bid with the Board under contract #PC60769. The base price is \$58,084. All the options are added on to this.

Councilor Bailey asked if there is a plow package too.

Leon said this is to replace the 1990 that they only use for hauling. They are allowing a trade-in of \$14,500 which he would like to do. There is also a discount of \$670. This makes the total \$81,417. He reviewed the finance proposals. The interest rate would be 5.91%.

Tom Chartrand said in the Reserve Account for Equipment now there is \$20,697 and they also have \$35,00 in appropriations that would be moved to the Reserve Account at the end of the year. No special permissive referendum is needed.

Councilor McConnell asked what the assumptions under the steel surcharge are.

Bob Carson was present from Stadium International. He said the state had 28 bids for new trucks and they were having some difficult times getting their contracts out. The state has put multiple vendors out for the last few years to give people an option. One vendor submitted 18 bids himself. The state came back and said no new contracts but asked if the companies would extend the existing ones. The companies said yes but the price of steel has gone up so a surcharge had to be applied to offset the steel cost. They are honoring bids they made from over a year ago.

Councilor Bailey asked if there is any other equipment Leon is looking to replace.

Leon said yes, the loader. It will be on a plan like this. It will be a small down payment.

Councilor Bailey asked if he is looking to do this in 2005.

Leon said yes. He would like the paperwork signed for the truck so he can get it ordered.

Councilor Knapp asked if 5.91% is the best interest rate we can get.

Tom Chartrand said you might do a little better on a short-term bond but he isn't sure. The proposal is really easy to budget for.

Councilor McConnell asked the estimated delivery date.

Bob Carson said 90-120 days complete.

**Councilor's Knapp moved and McConnell seconded the motion to authorize the supervisor to sign the contract for the Stadium International truck under State Contract # PC60769 in the amount of \$81,417. Motion passed unanimously.**

## 8. REPORTS:

### A. Departmental (4<sup>th</sup> 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.
- b) House attachments & additions.
- c) Vehicle dismantling? – Route 11 South.
- 2) **Dog Control:** Sue Snavlin & Madeline Despres.
- 3) **Highway Superintendent: Leon Cook.**
- a) 2005-2010 Snowplow Agreement.
  - b) Alternate name for Thunder Road.
- 4) **Justice:** Malcolm Knapp & Maureen Perrin.
  - New copier – wiring.
- 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/Shared Services, 2005 Onondaga Citizens League study.
  - b) HAVA.
 

“...The decisions state officials make in the next two months will change the way New Yorkers vote. And lawmakers aren’t making that decision in a vacuum. Since Congress passed the Help America Vote Act in 2002, voting machine vendors have spent nearly \$1.2 million trying to influence New York’s choice of voting system. The battle boils down to touch-screen electronic devices vs. optical scanners that tabulate paper ballots...the touch-screen machines cost about \$8,000 each, and with 20,000 lever machines to be replaced...puts the total cost of touch-screens at about \$160 million. Optical scanners cost \$5,500 to \$6,000...every election district would need at least one disabled-accessible machine, and those functions bump the cost to about \$11,500 per unit...The state has to decide on a

game plan soon or it could lose \$226 million in federal funding...”

Councilor Knapp believes they are leaning towards the touch-screen.

Supervisor Scammell said in his view, this is an awful lot of money.

- c) Apulia Road property – flooding & ice buildup: Awaiting SEMO grant application.

## B. Committee (2<sup>nd</sup> Monday).

### 1) **Communications & Technology**

- a) Town Website & email (new email(s) – code enforcement) - Digital Towpath evaluation.
- b) New server applications (MS Office, pictometry, town website).

### 2) **Emergency Response.**

- a) AEDs (Defibrillators) .

- b) LFD exhaust vents – grants available?

Councilor Bailey said they received a rejection for the 2004 grant request. They rewrote the grant with less items requested and it has been submitted for the 2005 grant. It was mailed before the deadline so we will have to wait and see.

- c) OCSD services/local law enforcement contract.

- d) Onondaga County Department of Communications - OCICS MOU, Charlie Gabriel.

### 3) **Employee Policies & Benefits.**

- ID cards?

Supervisor Scammell said Paul Puttkamer raised a question about ID cards. He has provided all the information regarding Paul to the Sheriff's Dept. and NYS Troopers.

Mary Jo said she made Paul and ID card a couple of years ago.

Supervisor Scammell said a memo could be sent out that anyone interested in having an ID card can see Mary Jo.

### 4) **Environmental & Conservation Advisory Board.**

- a) 04.14.05 meeting summary.
- b) Budget estimate for contract forester.
  - 2006 assessment.
  - 2006 strategy & alternatives (large landowners to small shrubs).

c) 2006 budget items – contingency fund for biological issues.

Supervisor Scammell said Rainer Brocke asked him if a contingency fund could be set up for biological issues. He asked Kevin if we can do this. We have a contingency fund but not one for biological issues. He said an email was sent to Dale Sweetland from Paul O’Conner who is an Executive Director at Cornell University Cooperative Extension of Onondaga County.

“In your April 19, 2005 letter, you requested how Cooperative Extension could help out with the Forest tent Caterpillar problem in the southern part of Onondaga County. My staff was involved with outreach education during 2004 as a response to numerous phone calls from concerned property owners across the infected areas. We are well aware of the problem, our responses are informed by connections to Cornell University research and field experience of colleagues in St. Lawrence County Cooperative Extension who experienced this insect problem in 2003 and 2004. We could provide the following services to address this problem:

- 1) Engage Dr. Paul Weston of Cornell University to test control measures on test plots in the effected areas and monitor responses on these test plots. This would inform future control decisions. Dr. Weston has expressed an initial interest. We would need to confirm the extent of his involvement.
- 2) Provide hard copy and electronic fact sheets to educate the average person on the insect and potential control alternatives. The current fact sheet is available at <http://www.ce.cornell.edu/Onondaga/forests/bugging.htm>.
- 3) Facilitate public education workshops. We would involve Dr. Weston, DEC staff, and other experts. We would partner with local towns to host and market the outreach workshops.
- 4) Facilitate connections with media outlets to disseminate educational materials....”

Supervisor Scammell reviewed what was discussed at the first meeting they held.

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 150 parcels. 32 interested citizens, 23 parcels who attended meeting.

e) CCE follow-up.

5) **Highway.**

**6) Physical Plant.**

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

Councilor Knapp said we were waiting for better weather and to see budget-wise where we are at. This may have already been completed. Supervisor Scammell believes we are on budget.

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 said a service charge has been discussed for usage of the Community Center during the winter months. A charge has also been discussed for town facility uses throughout the year.

**7) Recreation & Youth.**

a) Marion Bailey Park.

1. Charcoal grills. Order & install.

Councilor McConnell said the grills have been ordered. They will be delivered to this building in the next 14 days. When they come in they asked Mary Jo to let him, Jerry Marzo or Dave Knapp know. The grills for Bailey Park will be stored until the Eagle Scout Project is completed.

2. Pavilion (YCIP, local estimates).

Councilor Knapp said Dave Baker would like to donate his truck to Community Council/Town of LaFayette to use at the parks, etc. It's a 1988 Dodge and it's in pretty decent shape. Leon Cook could have a set of keys and so could Regina Reinschmidt.

Councilor Bailey asked if it would be marked with the town seal.

Leon said you would have to. A 1988 doesn't fall under the new inspection standards.

Councilor Knapp asked Kevin if there is anything that needs to be looked into for this.

Kevin said the insurance issues and who will be driving it.

Councilor McConnell asked if there is really a utility for this vehicle.

Councilor Knapp said they used to use it a lot for the fields. They keep a lot of stuff stored at the Concession Building and it needs to be taken down behind the hardware store to those fields.

- 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. Charcoal grills (BM).

- d) Park startup/shutdown procedures. Dumpsters, park patrol, bathrooms, etc.

Supervisor Scammell said it would be good to generate a list for startup procedures for the parks.

Mary Jo will work on this.

**Councilor’s Knapp moved and Bailey seconded the motion to name the map desk in the Code Enforcement Office as surplus equipment and it can be disposed of. Motion passed unanimously.**

8) **Safety.**

9) **School District liaisons .**

10) **Senior Transportation & Housing.**

- a) Grant from Assemblyman Jeff Brown. Payment completed.
- b) Transportation options (PP/GS).
- c) Onondaga County Department of Youth & Aging – mobile office.

11) **Service Awards .**

This will be moved to the end of the meeting in hopes that Tom Chartrand will be back.

- a) LFD feedback .
  - Supervisor Scammell said we did receive a letter from the LFD stating they are in favor of this.
- 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.

Mary Jo said she spoke with the Board of Elections. She can volunteer as one of the inspectors and she has spoken to Bev Cook to see if she would be willing to be the other one. Bev said she would. Where would the expenses for the special election be taken from?

Kevin Gilligan said any election costs would become effective 1/1/06 and would be charged to the fire district fund.

Councilor Knapp asked who would be responsible for publicizing this.

Kevin said there is a publication requirement when you pass the resolution for the paper. Other than that, it's up to the firemen. You could put it in the next issue of the local Newsletter if there is time.

Councilor Bailey asked if the publication expenses come out of the fire district fund too.

Kevin said yes.

Councilor Knapp would like to talk to Tom Chartrand about this as to where we are number-wise and what we will need to do.

- “lockout period”.
- Budget/timing considerations.
- Public hearing.

## 12) SOTS & OCRRA Liaison.

### 13) Water.

- 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

- Apulia Road water district steering committee.

Supervisor Scammell said there is a steering committee actively meeting. He doesn't know what they are choosing yet but eventually they will put something together.

Kevin Gilligan has heard some folks are drilling wells. He knows they made it clear at the meeting that if you are in the district, whether you have a well or not, you must pay for the district.

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

### 14) Zoning Review .

- a) Jamesville Reservoir Preservation District/JRPA change request proposals (referred to PB & ECAB).
1. Boundary map.
  2. Lot size – 3 acres.

3. Housing to include permanent basements.
4. Height & lighting within current parameters.
5. No cul-de-sacs.
6. No public access to Jamesville Reservoir.
7. Boat compliance – speed & noise parameters.
8. Grant opportunities.
9. ECAB response.

The Environmental Advisory Board submitted a letter dated April 29, 2005, in response to the Siltation of the Jamesville Reservoir, Zebra Mussels in the Jamesville Reservoir and Proposed Jamesville Reservoir Preservation Association (JRPA) Regulations.

Supervisor Scammell said the boat subject has been discussed before. We can regulate the speed not to exceed a certain amount within so many feet of the shore but we have no way to enforce it. He asked about a lake association.

Kevin said everyone on a lake front joins the association and enters into lake covenants. He doesn't think they will all be willing to enter into the covenants. They would have to voluntarily be part of it. We can't regulate power but we can regulate speed.

Leon Cook said the way it works up on Fish Creek is if anyone sees a boat going too fast or making waves they shouldn't, you get the number off of the boat and you call in into the Sheriff's Dept. or DEC. They will hunt the person down and ticket the boat owner.

Kevin doesn't know if this applies to Jamesville Reservoir. Is Fish Creek part of the canal?

Leon said yes.

Kevin doesn't know if the state would regulate wakes on Jamesville Reservoir.

Supervisor Scammell asked who owns the Reservoir.

Kevin said the Office of General Services.

Supervisor Scammell said he forwarded the Environmental Advisory Board's letter to the JRPA. We have received input from Ralph Lamson and the Environmental Advisory Board regarding their proposed regulations. He will send them a note stating he thinks we have addressed their proposals.

Councilor McConnell asked Supervisor Scammell if he will respond to them formally through a letter.

Supervisor Scammell said he was going to go out to their website and advise we have responded to almost all of their proposals.

Councilor McConnell would suggest we respond to them formally and include Rainer Brocke's letter and the recommendation from Ralph Lamson.

Supervisor Scammell said they have all of this information already.

Discussion took place regarding creating a separate residential district rather than Agricultural/Residential for the Reservoir area.

Councilor Knapp said regarding the development application currently before the Planning Board, basically we are waiting for the group to work out the blue line issue with the state.

Kevin said that is one thing and the applicant has been given the questions of the residents and we are waiting for their response.

Supervisor Scammell said he received a call from the owner of a private road off of Reidy Hill Rd. He advised the owner the other day of the cost it would be to bring this private road up to town spec's so it could become a town road. Supervisor Scammell recommended the 8 neighbors on the road get together and try to work out an agreement amongst themselves on how they will maintain, plow, etc. the road. He hasn't heard back from the owner.

- b) Application Fee Waiver proposal - for town residents opening new, local businesses or expanding current local business. (\$200 – PB, \$50 – ZBA).

“The general idea is to provide an incentive to local residents who wish to open new local businesses or expand a current one.

The Town of LaFayette will pick up the application fees for any town resident who puts an application before the Planning Board or Zoning Board of Appeals that results in a new business. If there are multiple applications that are necessary, it would apply to each and every one.

The application fees currently are \$200 for the Planning Board and \$50 for the Zoning Board of Appeals”.

Kevin Gilligan said this would grant relief from zoning application fees for business owners.

Councilman McConnell asked what if a nonresident wants to expand or open a business here.

Supervisor Scammell said he was just focusing on local residents and businesses.

Councilor McConnell asked if that is because they already pay taxes.

Supervisor Scammell said yes and because they live here and invest in the community.

Mary Jo said it may not be a \$200 fee for the Planning Board and if the type of application was spelled out it might not be so confusing to the applicant. You may want to say any application before the Zoning Board of Appeals or Planning Board.

Kevin Gilligan recommended taking out the last paragraph.

Councilor McConnell said he has no problem with this.

Councilor Bailey said he doesn't have a problem with it but could it open up a challenge of discrimination by someone residing outside the community?

Marshall Taylor said as a regular resident, he couldn't get a waiver but someone running a business could.

Councilor Knapp said basically if you are a town resident and you want to do something in business form, we could waive the application fee.

Kevin said you could insert the word “use” after “business” in the first paragraph amending it to read “The general idea is to provide an incentive to local residents who wish to open a new local business use or expand a current one”.

The Board asked Mary Jo to research and find out how the appropriation of fees were adopted in the past to see if this will require a public hearing or can be adopted by resolution.

c) In-law/family accessory units Proposal.

Kevin Gilligan said a lot of times families have parents or in-laws who they wish to live with them. This is a way to allow an addition on a house that could be a more separate type of living arrangement. It addresses father, mother, son, daughter, etc.

Councilor Knapp asked if a public hearing would be needed for this.

Kevin Gilligan said yes.

**Councilor’s McConnell moved and Knapp seconded the motion to introduce the Amendment to the 1970 Zoning Ordinance regarding Family Accessory Units and to hold a public hearing June 13, 2005 at 6:30 p.m. Motion passed unanimously.**

Kevin Gilligan said he will refer this to County Planning

d) Minor/small Subdivision proposed Law No 2-2005.

Kevin Gilligan said this redefines subdivisions so it basically makes the first 4 lots free and they will be handled through the Zoning Officer. If it’s more than 4 lots, it will have to go before the Planning Board.

Councilor McConnell said this would cut down on time and costs.

Ralph Lamson asked if there is a time-frame on it.

Kevin said yes, within a 3-year period.

**Councilor’s McConnell moved and Knapp seconded the motion to introduce Local Law 2-2005 A Local Law Pursuant to Section 271 of the New York Town Law Amending the Subdivision Regulations of the Town of LaFayette, Originally Adopted by the Town of LaFayette Planning Board on May 12, 1987 and Approved by the Town of LaFayette Town Board on July 13, 1987, As Previously Amended and to hold a public hearing on June 13, 2005 at 6:30 p.m. Motion passed unanimously.**

e) Corridor Plan.

f) Digitized zoning map.

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

**A. Onondaga Nation land claim**

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

Supervisor Scammell said he didn't see anywhere where it established the basis of their ownership of the aboriginist land. How did the land get conveyed to them?

Kevin believes their basis is the original splitting of the area of the 5 nations.

Supervisor Scammell asked how many there are in this.

Kevin doesn't know. Onondaga County, the City of Syracuse, the City of Binghamton and all the towns and villages all the way to the Canadian border.

The Town Board asked Kevin to keep an eye on this and to do a memo if something should change.

Kevin said he will and the cost will be split among all the towns he is representing in this.

**B. William May mobile home on Jamesville Reservoir.**

Kevin Gilligan thinks the important thing is the letter from Judge Alois stating "Quite frankly, it appears that this defendant has been afforded ample opportunity to either comply with the conditions of the lower court sentence and/or perfect his appeal."

Councilor Knapp doesn't understand the grounds they were looking to appeal this on by saying the Town Justice doesn't have jurisdiction over this. The county would be flooded with these cases if that were true.

Kevin said this was in court due to a zoning violation. Getting the trailer off the island was a condition so as not be fined.

Councilor Knapp asked if they submitted the appeal, how long would it take to get a decision?

Kevin doesn't know how long county court would take on this. He would think within a month.

**C. Robert Shute – Route 11**

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

**10. UNFINISHED BUSINESS & ACTIVE PROJECTS:**

**A. Cram Communications, WVOA-AM towers.** Professional detuning consultant - Mullaney Engineering.

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

**C. FOCUS 2010** - Strategic Plan survey.

**D. Assessors: 2006 Town-wide property revaluation.**

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

**F. SPDES, Phase II.**

- 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. Other.****10. NEW BUSINESS:****A. Other.**

Leon said they really had to push for a burn permit this year. They put right on the permit this year that it would be the last one they will issue the Town of LaFayette. Air Quality Control is doing away with all outside burning. Next year he recommends they rent a tub grinder for the 7 days. The only other choice you have is to take the stuff to OCRRA which is \$86/ton. It's estimated about 100 ton is what we would have. This would cost about \$8,000 to \$9,000. They are trying to keep track this year so they will have a better idea of what it will cost next year. He knows we won't get another burn permit.

Councilor Knapp asked if we grind it up, can we use it for mulch or anything like that?

Leon doesn't know what to do with these grindings. The tubs are really expensive and the production is really slow.

Supervisor Scammell asked where you get the tubs from.

Leon said there are 3 or 4 different places. He has a Superintendent's Meeting Wednesday and he plans to ask about this then and to get some prices. He will find out what the grindings can be used for.

Leon said last week he talked to the folks who did the Route 11 crossing by Scammell Road. He was advised there would be action starting there on Monday. They cold patched the holes. Now he has to get in touch with them and find out when they will be fixing it.

Marshall Taylor asked who you call if damage is done to your vehicle.

Leon said the State D.O.T. He has a number and name in North Syracuse.

Councilor Bailey asked if the contractor who did the work is responsible for the final surface grade on the road.

Leon said as far as he knows it's up to the contractor to put everything back the way it was. The contractor was C.P. Ward.

Councilor Knapp asked if once again the Board would support the Memorial Day Parade.

**Councilor's McConnell moved and Bailey seconded the motion to support the Memorial Day Parade as we have in the past for the amount of \$250.00. Motion passed unanimously.**

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:**

<b>HIGHWAY FUND</b>	<b>#3279 – 3291</b>
<b>GENERAL FUND</b>	<b>#3292 – 3314</b>
<b>SPECIAL DISTRICT FUND</b>	<b># 3315 - 3316</b>
<b>TRUST &amp; AGENCY FUND</b>	<b># 3317 – 3323</b>

**Motion passed unanimously.**

13. Executive session (as needed).

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

The Town Board Meeting adjourned at 9:56 p.m.

Respectfully submitted,

Mary Jo Kelly  
Town Clerk