

Minutes of the Town Board Meeting held by the LaFayette Town Board on February 27, 2006 at 6:30 p.m. in the Meeting Room of the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette

Present: Gregory Scammell, Supervisor  
David Knapp, Councilman  
Thomas Bailey, Councilman  
William McConnell, Councilman  
Adrian Shute, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent  
Ralph Lamson, CEO  
Kevin Gilligan, Town Attorney  
Pete Paul, Dep. Supervisor  
Marshall Taylor, Assessor/Clerk  
Tom Chartrand, Bookkeeper  
Arthur Fritz  
John Lytle  
John Harper, LFD  
Jeff Keeler  
Brian May  
John Dunkle, Town Engineer  
Chris Keenan

1. Supervisor Scammell called the meeting to order at 6:32 p.m.
2. The Town Clerk took the Roll. All present.
3. Pledge to our U. S. Flag led by Ryan Agidail of Troop 100.
4. **Councilmen McConnell moved and Knapp seconded the motion to accept the February 13, 2006 Town Board Regular Meeting Minutes as submitted by the Town Clerk. Motion passed unanimously.**

The Town Board welcomed Troop 100 to the Meeting.

5. **PUBLIC HEARINGS. None.**

Supervisor Scammell advised the public hearing is still open on the Smokey Hollow Service Improvement District.

John Dunkle said the public hearing was held open because the residents felt the cost was too much at that point and they wanted to hold off until the town sought some funding. In order for us to make an application on behalf of the residents of Smokey

Hollow there has to be some definitive movement from the Board. They asked the residents to submit a letter stating their intent.

Art Fritz said they have submitted a petition with 7 out of 11 residents signatures stating they are in favor of this if funding is available.

Councilman Shute asked if the Board isn't bound by the same things they went through for the other petition.

Kevin Gilligan said no. Basically this district is already formed and there is a special procedure for what happens when an already funded district doesn't function properly any more.

Supervisor Scammell asked if there were any other questions or comments from the public or the Board. There were none.

**Councilman Shute moved and Councilman Bailey seconded the motion to close the public hearing for the Smokey Hollow Service Improvement District.**

**Voting was as follows:**

|                             |              |            |
|-----------------------------|--------------|------------|
| <b>Supervisor Scammell</b>  | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Knapp</b>     | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Bailey</b>    | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman McConnell</b> | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Shute</b>     | <b>Voted</b> | <b>Yes</b> |

**Motion passed unanimously.**

The Board proceeded with the SEQR process.

Art Fritz asked if on the impact the Board is talking about the construction process or the complete project.

John Dunkle said both.

Art Fritz said Smokey Hollow does live up to its name. He can't imagine this project will produce too much smoke. We all know there is rock there. The use of dynamite could be a concern to them. Drainage is a concern as he personally knows they have had some problems.

John Dunkle said these are issues or impacts that can be acknowledged. A simple process of replacing a water line does not deal with those actions. We focus only on replacing the water line.

Supervisor Scammell asked for any other questions or comments. There were none.

**Councilman McConnell moved and Councilman Knapp seconded the motion to declare this is an unlisted action, Onondaga County Community Development is an involved agency and the Board is going to proceed on an uncoordinated review basis, the Town Board will act as Lead Agency and issues a negative declaration in terms of environmental impacts. Voting was as follows:**

|                             |              |            |
|-----------------------------|--------------|------------|
| <b>Supervisor Scammell</b>  | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Knapp</b>     | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Bailey</b>    | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman McConnell</b> | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Shute</b>     | <b>Voted</b> | <b>Yes</b> |

**Motion passed unanimously.**

## **TOWN OF LAFAYETTE**

### **RESOLUTION - TOWN BOARD**

**February 27, 2006**

#### **IN THE MATTER OF THE COYE ROAD WATER DISTRICT (a/k/a SMOKEY HOLLOW WATER DISTRICT) IMPROVEMENTS**

**Councilmember McConnell moved and it was seconded by Councilmember Knapp that the following resolution be approved:**

**WHEREAS, the Town Board of the Town of LaFayette, New York (the ATown@), has duly caused to be prepared a map, plan and report including an estimate of cost, pursuant to Town Law Section 202-b, relating to the increase and improvement of the facilities of the Coye Road Water District (a/k/a/ Smokey Hollow Water District) (the "District") in the Town, consisting of the improvement to approximately 1,400 l.f. of 8" water mains, original furnishings, equipment, machinery and apparatus incidental thereto; and**

**WHEREAS, at a meeting of the Town Board duly called and held on the 12th day of September, 2005, an order was duly adopted by it and entered in the minutes specifying the Town Board would meet to consider the increase and improvement of the facilities of the District in the Town at a maximum estimated cost of \$170,000.00, of which \$170,000.00 will be financed as shown on the financing plan on file with the Town Clerk, so that the cost expected to be assessed against benefited properties in the District is not expected to exceed \$170,000.00 and to hear all persons interested in the subject thereof concerning the same at the LaFayette Town Hall at 2577 Route 11, LaFayette, New York, on September 26, 2005, at 7:00 o'clock p.m; and**

**WHEREAS, said order duly certified by the Town Clerk was duly published and posted as required by law, to-wit: a duly certified copy thereof was published in the official newspaper of the Town on September 16, 2005, and a copy of such order was posted on September 14, 2005, on the signboard maintained by the Town Clerk, pursuant to Town Law Section 30(6); and**

**WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; and**

**WHEREAS, said capital project has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects;**

**NOW, THEREFORE, BE IT**

**RESOLVED, by the Town Board as follows:**

**Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the improvements, to increase and improve the facilities of the District in the Town, which existing facilities are obsolete, inadequate, worn out and in need of**

**replacement, consisting of the improvement to approximately 1,400 l.f. of 8" water mains, including original furnishings, equipment, machinery and apparatus incidental thereto, at a maximum estimated cost of \$170,000.00;**

**Section 2. The expenditure as authorized above shall be charged against the district and assessed, levied and collected in the same manner as other charges against the district;**

**Section 3. This resolution is conditioned, however, upon receipt by the District or the Town (for the Districts= benefit) of a minimum of \$100,000.00 in funds by grant, gift or other funding source such that the total indebtedness expected to be incurred and charged to benefited residents of the district shall not exceed \$70,000.00.**

**Section 4. This order shall take effect immediately.**

John Lytle said there is no mention that this is not something the residents chose to do themselves. It was something they were forced into.

Kevin Gilligan said there is no reason to put that in the resolution. The section of the law we are using presupposes what they are concerned about. This is also in the minutes.

Councilman Shute said we are applying for a separate grant for the Smokey Hollow District. What happens if we don't get that money and we get money someplace else and it doesn't equal \$100,000.

John Dunkle said they are two separate districts and we need to speak to the funding sources to find out what the best way to go forward is. For some of the funding sources, we may look at both districts together. For other sources, we might separate them.

Councilman Shute confirmed there's no way by passing this stipulation that it has to have \$100,000 that it would tie our hands in looking for other funding.

John Dunkle said no. Our task right now it to try to come up with \$100,000 from any source or sources we can.

**The question of the adoption of the foregoing order was duly put to a vote on roll call, which resulted as follows:**

|                             |              |            |
|-----------------------------|--------------|------------|
| <b>Supervisor Scammell</b>  | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Knapp</b>     | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Bailey</b>    | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman McConnell</b> | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Shute</b>     | <b>Voted</b> | <b>Yes</b> |

**The foregoing Resolution was thereupon declared duly adopted.**

John Dunkle said this is the documentation we need to go forward with the Smokey Hollow application. He submitted a Five-Year Plan for the Community Development Block Grants.

**Town of LaFayette Consolidated Five-Year Plan  
For  
Community Development Block Grants**

**Urgent Need # 1:                    Smokey Hollow Water Service Improvement District**

**Objective:**

**Provide Smokey Hollow Road residents with a reliable and safe source of drinking water, following termination of current, low pressure service by Village of East Syracuse within two years.**

**Task:**

**Design and construct approximately 1,400 feet of new 8-inch water line with services, and connect to existing OCWA system. \$170,000**

**Urgent Need # 2: Smokey Hollow/NELWD Water Service Hookup/Well Drilling Assistance**

**Objective:**

**Provide the low income customers of the Village of East Syracuse water with financial assistance in connecting to a new public water supply and provide well drilling assistance for homeowners with no alternative.**

**Task:**

**Establish an award program administered by Community Development, providing up to \$1,000 to connect to public water, for each low income household affected by the Village of East Syracuse, or up to \$5,000 to drill a new well for Village customers to be excluded from the new water districts (estimated to be up to 2 wells and 25 connections). \$45,000 ±**

**1. LaFayette Beach Park Improvements**

**Objective:**

**Repair and upgrade existing park infrastructure to provide improved swimming and recreation opportunities for local residents.**

**Tasks:**

- a. **Repair damaged pool lining and plumbing \$35,000**
  - b. **Complete construction of bath house/restrooms \$15,000**
  - c. **Install new playground unit \$40,000**
  - d. **Grading and landscaping improvements \$10,000**
  - e. **Pave gravel parking area \$35,000**
  - f. **Install pool fencing \$15,000**
- \$150,000**

**2. Stafford Park Improvements**

**Objective:**

**Improve recreation opportunities for local residents.**

**Tasks:**

- a. **Install new timber playground unit** **\$40,000**
  - b. **Contract paved bike path** **\$25,000**
  - c. **Repair existing pavilion** **\$15,000**
  - d. **Construct lacrosse box with lighting** **\$50,000**
  - e. **Pave parking lots and outdoor ice rink** **\$25,000**
- \$155,000**

**3. Bailey Park**

**Objective:**

**Improve recreation opportunities for local residents.**

**Tasks:**

- a. **Install new timber playground unit.** **\$40,000**
  - b. **Install new pavilion** **\$15,000**
  - c. **Grading and landscaping improvements** **\$10,000**
  - d. **Construct and pave parking areas.** **\$20,000**
- \$85,000**

**4. Stafford Park Youth Recreation Center**

**Objective:**

**Provide an indoor gathering and recreation space for local youth.**

**Task:**

**Construct a 2,000 to 3,000 square foot heated recreation facility with kitchen and bathrooms.**

**\$200,000**

**5. Webster Road Bridge.**

**Objective:**

**Improve road safety conditions and structural integrity of Onondaga Creek crossing. Reduce upstream flooding.**

**Tasks:**

**Replace bridge and bridge abutments with wide span and deck. Install approach guide rails. Provide scour protection for bridge foundation.**

**\$250,000**

**6. Otisco Road and Bridge**

**Objective:**

**Re-open Otisco Road across Onondaga Creek for improved traffic circulation and emergency access.**

**Tasks:**

- a. Remove existing unsafe bridge \$25,000**
  - b. Install new bridge abutments and bridge \$250,000**
  - c. repave one mile of Otisco Road \$50,000**
- \$325,000**

John Dunkle recommended next year the Board take some time and updated the 5-Year Plan.

John Lytle asked if the amounts can be changed then too.

John Dunkle said yes.

Councilman Shute asked if having the two urgent needs at the front of this will disqualify us right off the bat because they are not in the qualifying area.

John Dunkle said no. We most likely won't get approval on all the items. As long as we are showing some benefit to low income resident's, we should be O.K.

**Councilman Shute moved and Councilman Knapp seconded the motion to approve the above Consolidated Five-Year Plan for Community Development Block Grants with the amendment of switching the order of # 2 and # 3 above. Voting was as follows:**

|                             |              |            |
|-----------------------------|--------------|------------|
| <b>Supervisor Scammell</b>  | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Knapp</b>     | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Bailey</b>    | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman McConnell</b> | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Shute</b>     | <b>Voted</b> | <b>Yes</b> |

**Motion passed unanimously.**

John Dunkle submitted the applications to the Board for the Smokey Hollow Service Improvement District, the Smokey Hollow Service Improvement District and Northeast LaFayette Water District Water Service Hook-up and Well Drilling Assistance and the LaFayette Beach Park Improvements. He reviewed each application with the Board. The Smokey Hollow Service Improvement District application is requesting \$100,000.

John Dunkle said he will need a copy of the playground detail for the Beach.

Councilman Knapp gave him a copy.

John Dunkle asked how many people use the swimming area.

The Board advised approximately 100.

John Dunkle asked how many low income families benefit from this

Supervisor Scammell said there is a nonprofit organization that uses it.

John Dunkle asked about the box lacrosse.

Councilman Knapp said there are probably 5-6 games a week plus practices every week for little kids.

The Board was in agreement that # 2 and # 3 should be switched in order above.

John Dunkle asked if someone would write a letter stating this information. If the Recreation Director would write this letter it would be beneficial.

Supervisor Scammell asked Mary Jo to draft up a letter for Regina to sign.

John Dunkle would appreciate it if everyone could read through the applications and get back to him with any corrections or additions.

**Councilman McConnell moved and Councilman Knapp seconded the motion to authorize the submission of the 3 funding requests for 2006 to Community Development for the Smokey Hollow Service Improvement District, the Smokey Hollow Service Improvement District and Northeast LaFayette Water District Water Service Hook-up and Well Drilling Assistance and the LaFayette Beach Park Improvements. Voting was as follows:**

|                             |              |            |
|-----------------------------|--------------|------------|
| <b>Supervisor Scammell</b>  | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Knapp</b>     | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Bailey</b>    | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman McConnell</b> | <b>Voted</b> | <b>Yes</b> |
| <b>Councilman Shute</b>     | <b>Voted</b> | <b>Yes</b> |

**Motion passed unanimously.**

John Dunkle said a cover letter should go with these applications..

Kevin Gilligan said letters of support should be sent.

Art Fritz said based on the draft language by the Town Supervisor, they left a message with the Town Clerk of the Village of East Syracuse requesting two letters. One for Community Development and the other one more generic that might be used for other agencies down the road. The Town Clerk said she would get the Mayor to sign these letters.

John Dunkle said we do need an overall cover letter.

John Lytle asked if the letters of support from outside politicians can be used for both districts.

John Dunkle would recommend they be generic so they can be used for all the applications. Once the district is formed, we can proceed with funding requests.

John Lytle would like some clarification, the reason Smokey Hollow is getting the \$100,000 for their district right now is because they are ready and they are the only water district ready to be funded by the deadline. That money could not be applied at this point to the other area because it's not at the point of being ready.

John Dunkle said that is correct.

Supervisor Scammell asked for any other comments. There were none.

Councilman Knapp said as far as getting this application submitted by Friday, how can we do that?

John Dunkle is going to drop the application off at the Town Offices and someone from there can get it in to Community Development.

John Lytle would think it would be advisable at this point for the Board to set a policy on what their intentions are for going forward for applications that are being done on behalf of the districts. Whether it's one district, two districts or five districts, it's the people who are using the water from East Syracuse's decision. He is asking any funds being raised be used to level funds across the board for the residents. If \$100,000 is given to a district, he would like the funds to be applied to reduce the cost so there is parity of what the annual costs are going to be for everyone in the area. He thinks it's a philosophy that should be expressed in the applications so it sets the tone right there.

Funds should be applied to the folks who are paying more first to get the funding down to an equal level.

Supervisor Scammell said as if he meant as if they are all one district.

John Lytle said yes. By taking that posture now, when funds start to come in, you will not have to fight about how the funds will be distributed later on. He is suggesting the Board state their policy now.

Councilman Shute said we have already determined in the application that this isn't the way it will be because the one grant was specifically for water hookups for lower income individuals.

John Lytle said it's not that particular one. It's the ones for the larger infrastructure projects. This is the funding more for the main waterline.

Councilman McConnell understands his concern and agrees with some part of it. That is to be determined when we consider costs and grants. To set a policy now and not have a firm dollar amount would not be a good way to go. The Board is taking this step by step. He wouldn't expect to do this tonight. We still have a public hearing to listen to everyone too.

John Lytle said his concern is if it's a general overall approach that the Board establishes for this particular area, he foresees having some discussion about Smokey Hollow getting \$100,000 and why wasn't it shared between the two districts. He has already heard this from the residents. He knows the discussion is coming up and that is why he is thinking about an overall policy.

Councilman McConnell would think that policy would come after the public hearing. He believes you need to listen at the public hearing and then make your public policy.

Chris Keenan asked who is doing the funding.

Supervisor Scammell said Community Development, Another possible one is USGA.

Chris Keenan said usually the funder determines who gets the funding and the amount they get.

Supervisor Scammell said we have applied for them as a whole.

Councilman Bailey said for any grant there is criteria to be met. He thinks if there is a way to bridge the one project over to the other project to offer the economic benefit legally, that would be great. He thinks as we progress step by step and we find out what our limitations are as far as receiving any grants or awards, we can make our determinations.

## 6. COMMUNICATIONS:

### **A. Residents. (Please sign in and give your name before you speak).**

### **B. Onondaga County Department of Aging & Youth: 2006 Intergenerational Awards.**

“Each year the Onondaga County Department of Aging and Youth seeks to identify and recognize outstanding professionals, volunteers, community service providers, caregivers, seniors and youth whose time, efforts and accomplishments have let to a better quality of life for others in this community. This is an opportunity for you to

recognize and support the efforts of individuals who have unselfishly given their time and energy in the interests of others. Please take the time now to review the attached information and submit your nomination(s)..."

Councilman McConnell said he spoke with Councilman Knapp about someone in the community. They may have someone to recommend in the Optimist Club. He also spoke to Mark Mondanaro about a resilient youth and they will be looking at this. The VFW has a program run by Walt Shannon at the school which is an essay contest. If the Board would like to pursue this, he can meet with Councilman Knapp to work on this.

Marshall Taylor asked if the resident has to be a resident of LaFayette.

Supervisor Scammell said a resident of Onondaga County.

Marshall Taylor asked if this includes the Onondaga Nation.

Councilman McConnell will check on this tomorrow.

**C. Onondaga County Department of Finance: Tax delinquent parcels.**

Supervisor Scammell said there are two properties listed. One is at 3081 Webb Road and the other is 3275 Pioneer Road.

**D. Onondaga County Health Department: Laboratory analysis report – water.**

Supervisor Scammell noted the water testing for the Town Offices was satisfactory.

**E. U.S. Senator Charles Schumer: 2006 Save America's Treasures Grant Program.**

"...the United States Department of the Interior, national park Service is currently accepting applications for funding under the 2006 Save America's Treasures Grant Program...this highly competitive grant program provides funding to units of local government, non-profit organizations and community and faith-based organizations seeking to protect America's threatened cultural treasures...The application period for the 2006 Save America's Treasures Grant Program will close Tuesday, April 18, 2006..."

**F. Syracuse Onondaga County Planning Agency (SOCPA): Porter Lane**

Supervisor Scammell said two identical letters were received. One was to Lloyd & Ann Amidon and the other was to Arnold & Patricia Amidon.

"In September of 2005 this office was asked to provide suggestions for an address for a new house on vacant property off of Amidon Road. After reviewing existing addresses, maps and air photos of the area, it was determined that there was no number available to assign to the new house that would be in sequence with existing house numbers on Amidon Rd. The proposed house, and two existing houses use a private driveway to access Amidon Road. This office suggested that the driveway be assigned a name and that an address scheme be created for the three residences. This would allow for a logical progression of house numbers for the houses on the private drive, additional address numbers for any future houses and most importantly ensure that the residents will be found more easily in an emergency...We were later informed that Porter Lane has been chosen as the new name. The new house was then assigned an address on Porter Lane. Assigning a name to what is essentially a driveway does not make the driveway an official street. The proposed Porter Lane is and will remain a private drive with three

residential structures located on it. Maintenance of the driveway is the responsibility of the homeowners who use it. The Town will provide a street sign so that the residences can be found for emergency and delivery purposes....”

Marshall Taylor asked for a copy of the letters.

Supervisor Scammell said one of the problems we have with this is that the owner of the large parcel at the end of Porter Lane has been bringing big equipment to his property and crossing private property to get it there.

Councilman Knapp said this is twice we have had a road named that people are unhappy about. He would like to know how the process is breaking down.

Supervisor Scammell said he talked to SOCPA about this. They advised Skaneateles has many of these private roads leading to the lake. The people on the road get together and draw up the maintenance agreement for the private road.

Councilman Knapp asked if there is any recourse.

Supervisor Scammell said it's a done deal.

Councilman Knapp asked if there is a way to address the residents concerns. He would think since there are only 3 residences on the private drive, someone would either have contacted the town or the individuals to discuss this.

Marshall Taylor said to add to this, how does someone get a building permit on a piece of land that the owner must drive across someone's private property to get to? He has received several phone calls in his office from this family. The owner of the property at the end of Amidon Rd. has planted grass and put up a fence. This stub was left so the large parcel could be accessed from Amidon Road and not be a landlocked parcel. He thinks this should be addressed because this shouldn't happen to people.

Kevin Gilligan said the person purchased the large parcel which previously existed. He would suspect there should be something in the deeds regarding easements. If they own the property and there is no right-of-way, the new resident is trespassing.

Marshall Taylor said according to tax mapping, your deed would state you have access to the property.

Supervisor Scammell asked if an easement would be shown on the tax map.

Kevin Gilligan said no. This is a very private issue.

Marshall Taylor said there is access from the end of Amidon Road/Summer Ridge but it has been blocked off.

Councilman McConnell said this is a piece of property that didn't have to go to the Planning Board. The town should determine if there is an easement or not.

Kevin Gilligan said this would be up to Ralph Lamson to determine.

Councilman McConnell said if in fact we are part of the problem, we need to find this out tomorrow. He believes this is something that needs to be determined tomorrow.

Kevin Gilligan said you need to look at the two abstracts in order to determine this.

Councilman McConnell asked if the abstracts are at the Court House.

Kevin Gilligan said most likely they each have theirs. He said Ralph Lamson could demand the new resident show Ralph he has access to his property.

Councilman McConnell said the next question is where does the process break down? Who contacted who to come up with the name.

Kevin Gilligan asked if the private road connects to the new parcel. Right now we have a dispute between two family members on who owns the property in front of Arnold

and Patricia Amidon. He noted the only other access is the public access at the end of Amidon Road.

Councilman Knapp asked if we need to ask Ralph to check for easements.

Kevin Gilligan said yes.

Councilman McConnell said the end of Amidon Road is blocked off with a fence, wood, etc.

Supervisor Scammell asked if he can just place a fence across the end of the road like that.

Kevin Gilligan said if it's a public road that has been deeded to the town, the resident can't just take it.

Supervisor Scammell said Ralph Lamson will supply the Board with some information with what has gone on.

Kevin Gilligan said the question is, what access did he contemplate was going to be used when he issued the building permit.

Councilman McConnell believes he needs to look into this right away.

Councilman Bailey said there's no existing local law that we have with regard to property owners on a private driveway who can get together and appeal to the planning agency to have it named. The town does have an obligation in the interest of safety for the highway department to erect a sign that designates the new name of the road.

Kevin Gilligan said yes and he would have the sign state "Private Road" right under the name.

Supervisor Scammell said and perhaps have it state it's not maintained by the town.

Councilman Knapp asked if we should come up with a local law stating the process.

Kevin Gilligan said on a private road we have no jurisdiction or involvement. He thinks we should send a letter to County Planning regarding the town's concern and that the town would like to be involved before a name is determined.

Councilman Bailey would include in the letter that some of the residents were never involved and were unfairly not advised regarding Porter Lane.

Supervisor Scammell asked if the Board was O.K. with Kevin drafting up a letter.

The Board was in agreement with this.

#### **G. Tully Hill: Celebration of the Senses, 4.01-02.06.**

"Tully Hill Chemical Dependency Treatment Center and Watson Greenhouse will be holding our annual Celebration of the Senses on April 1 and 2, 2006. We respectively request permission to use Fred Stafford Park once again, for additional parking for this event. Watson Greenhouse has on file, and Tully Hill has enclosed with this letter, copies of our Certificate of Liability..."

Kevin Gilligan believes we came up with an application last year for them. We are not named as an additional insured on the insurance certificate.

Councilman McConnell will talk to them tomorrow.

#### **H. NYS Comptroller Alan Hevesi: Executive budget \$7.9B gap.**

"Although the 2006-07 Executive Budget is balanced for fiscal year 2006-07, it

creates budget gaps totaling \$7.9 billion over the following two years because it cuts taxes while increasing spending, prolongs the rapid growth in debt, and maintains the use of non-recurring revenues or one-shots to pay...”

**I. ESF: ESF in the High School.**

“For those of us who enjoy new beginnings, the anticipation of Fall and a new school year is an exciting time. Before we become immersed in the new year’s opportunities and challenges, please join us in recognizing some of the many accomplishments resulting from our ESF in the High School partnerships. First among these is the tremendous contribution of our Global Environment and Writing and the Environment teachers...”

**J. OCRRA: 2006 Countywide Earth Day Clean Up.**

“Once again OCRRA invites you to join in the county-wide Earth Day litter clean up on Saturday, April 22...we have removed over one million pounds of litter since this community wide clean up program began in 1990...Let OCRRA know by March 17, if your municipality in the Clean-Up by returning the Municipal Sign-Up form in the enclosed self-addressed stamped envelope...OCRRA will notify you of the groups who will be working in you Municipality...”

Supervisor Scammell said he gave this to Leon Cook and Pat Keefe.

Leon Cook said he has to fill the form out and send it in to OCRRA that we are hauling the stuff to them. He has to set his men up to volunteer to work that day.

**K. Other.**

7. **SPECIAL REPORT: None.**

8. **REPORTS.**

**A. DEPARTMENTAL (4<sup>th</sup> Monday).**

1) **Assessors: Mary Doster, Marshall Taylor & Jim Munnell.**

- Town wide property revaluation.
- Northeast LaFayette Water District petition evaluation.

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

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

1. **2300 – 2330 Route 11 South, across from LaFayette Rural Cemetery, multiple autos & properties.**
2. **Route 11N (just north of town offices) – 2 autos, visible from LPL parking lot.**
3. **2805 Route 11A. Business in A-R.**
4. **2006 Junk car cleanup campaign (BM) – newsletter article.**

- A written report for January was submitted.

**3) Dog Control: Jim Moore & J. Terry Moore.**

- a) Peace Officer status, authorization to carry.**
- b) Emergency care - local veterinarian & CNYSPCA.**
- c) Crematorium contract – Steve Meier (BM).**

A written proposed contract was submitted.

Councilman Knapp asked if we have to involve the Vet Clinic as far as Dog Control finding a dead dog along the side of the road.

Councilman McConnell said the DCO could take it himself but they would have to estimate the weight of the dog. We would have to give the authority to the Dog Control Officer to estimate the weight of the dog.

**Councilman McConnell moved and Councilman Knapp seconded the motion to authorize the Supervisor to sign the contract from PCS on behalf of the town once it's in final form to include that the D.C.O. can drop off a dog too. Motion passed unanimously.**

Supervisor Scammell will invite Steve Meier to the Meeting on the 27<sup>th</sup>.

- d) Other vet care & expenditure cap.**
- e) Local ID program.**
- f) Mandate identification beyond NYS licensing.**
- g) Local law adoptable w.harsher fines for dropping/dumping dogs & cats.**
- h) Insurance needs.**

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

- **Porter Lane – private drive notification.**

This was discussed earlier in the meeting.

Leon Cook said out of 27 days, they went around 24 times. They ended up using 1152 ton of sand and salt. They had to put a new conveyor chain in one of the small sanders. It was the same chain they had been in since 2003. It was completely worn out. They had a U-Bolt break. It must have been a bad U-Bolt. It was put in 3 years ago.

A pulley broke on the front of the truck Leon drives. It's under warranty so they only had to pay \$100 deductible.

The Highway Dept. had nothing to do with Porter Lane. Mike Rich owned the property. He understands when Mike bought the property there was a right-of-way given in the deal. This should be checked out.

The problem they had with the diesel fuel is all straightened out.

Councilman Knapp asked what ratio he is using.

Leon said it will be 60-40 as that is what the state bid is. So far this year they have gone through 2,734 gallons. It ended up being \$1.94/gallon. It seems like they are getting a little bit better mileage. They don't let the trucks idle any more which is saving on fuel too.

Councilman Knapp thanked Leon on getting several hundred off for the price for the side wing so it fell within the amount the Board authorized.

Councilman Bailey said he attended a meeting last week at the 911 Center regarding trunk systems through the county. Leon has been tasked to inventory all the radios in the Highway Dept. which we must get a list of to the engineer for the county. This is going to be a brand new state of the art revolutionized system. The technology involves digitizing the system. This will allow everyone to be on the same radio frequency if an emergency should occur. It's interchangeable and all for the good of the county. Eventually there will be grant applications, etc. This is all in the planning stages now.

Leon Cook said he agrees with the program. It will help a lot.

Councilman Knapp thinks the LFD radios will work with this.

Councilman Bailey said yes. He believes the LFD radios will be compatible with the new system.

Supervisor Scammell said we have been denied for a burn permit.

Tom Chartrand said at the last Fabius meeting, they had a contractor that does shredding. He is going to submit a contract to Fabius and stated he might be willing to offer this service up to other towns.

Leon Cook said he talked to Reagan Agency today. They're going to send him some paperwork. He thinks he will have to meet with the Highway Committee or the Town Board to look at the figures they have for us. He has to get with the Highway Committee to reduce the prices on the equipment list from the insurance company.

Councilman Knapp said he knows exactly how to do this and he will contact Leon to go through this.

Kevin Gilligan said he was tasked with calling the DEC which he has done. They haven't returned his call yet. He understands that we are talking about 6 days of burning and about 48 yards of waste each day being burned and it would just be lumber and wood and would not include any brush or trees.

Leon said correct. It's stuff that people can't get rid of themselves. It's boards and lumber. There is some 100% wood furniture that they burn too. There is no treated lumber. There is no building material such as roofing, insulation, etc. It is all clean wood.

Kevin said approximately 48 yards a day.

Leon said at least that much.

Kevin confirmed they burn each day they are open.

Leon said yes and then they usually have to finish up the following Monday. It's a total of 8 days.

Councilman Bailey asked what they do with the ash.

Leon said they take it to a special place that a guy wants it.

Supervisor Scammell asked what he does with it.

Leon said he thinks they use it for fertilizer.

**5) Justice Court: Malcolm Knapp & Maureen Perrin.**

- Monthly Report for January was submitted.

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

- Library Board Minutes/Director’s Report for January were submitted

Supervisor Scammell said he did advise the library that it would be nice for the Town Board to be advised when they make new appointments to their Board.

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

**8) Tax Collector: Teresa Mech.**

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

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

a) **Intermunicipal Shared Services/Cooperation & Consolidation, 2005 Onondaga Citizens League study (revised due date 03.06), Southern Onondaga County towns.**

b) **Shared Municipal Services Incentive Grant Program, 10% matching.**

- **Shared construction disposal (spring clean up days).**

c) **Highway Transfer Sheet.**

Councilman Knapp said at the last meeting we decided to vote in favor of the new side-wing for the truck out of the capital budget. When Tom Chartrand saw this, he knew we would need a permissive referendum to do this. He recommended we take the money out of the surplus instead.

**Councilman Knapp moved and Councilman Bailey seconded the motion to make the following transfer:**

**HIGHWAY FUND**

|            |                 |                  |                  |                |
|------------|-----------------|------------------|------------------|----------------|
| <b>TO:</b> | <b>DA5130.2</b> | <b>Machinery</b> | <b>Equipment</b> | <b>\$4,500</b> |
|------------|-----------------|------------------|------------------|----------------|

|              |              |                          |                     |                |
|--------------|--------------|--------------------------|---------------------|----------------|
| <b>FROM:</b> | <b>DA599</b> | <b>Appropriated Fund</b> |                     |                |
|              |              | <b>Balance</b>           | <b>Surplus 2005</b> | <b>\$4,500</b> |

**Motion passed unanimously.**

**B. COMMITTEE (2<sup>nd</sup> Monday).**

**1) Agriculture (DK/MK).**

**2) Communications & Technology (MF/PK/MK/MT/GS).**

a) **Town Website: February, 2006 report.**

b) **Transition to Digital Towpath.**

- **Parallel operations.**
- **Website – townoflafayette.org (now is townoflafayette.com). Secure additional .gov?**
- **Town email addresses (tolxxxxx@aol.com to tolxxxx@??) – conversion & new.**
- **File transfers.**

**3) Economic Development (BM/GS).**

- 4) **Emergency Response** (TB/BM).
  - a) LFD exhaust vents – AFG grants (TB).
  - b) Onondaga County Department of Communications - OCICS – replacement equipment needed? (BM).
  - c) NYS PSC – TSP (Telecommunications Service Priority) (BM).
  
- 5) **Employee Policies & Benefits** (MK/AS/MD).
  - Implement employee-share healthcare premium increase.
  
- 6) **Environmental & Conservation Advisory Board** (RB, BF, KF, WG, EG, NM).
  - 2006 Tent Caterpillar assessment.
  - SPDES committee – tba.
  
- 7) **Highway** (PP/LC/DK/SP/JG).
  - a) Long term capital equipment forecast.
  - b) Road maintenance schedule.
  - c) Spring Cleanup Program – Wood disposal options/DEC burning permits, Clifton Recycling, no brush burned.
  - d) New wing plow.
  - e) Computer terminal in highway garage.
  
- 8) **Physical Plant** (HS/DK/BM).
  - a) Heating/Cooling system alts & new temperature controls, Ph. 1 report, Clay Smith, P.E.
  - b) Energy usage reduction program, MEGA & town buildings (BM).
  
- 9) **Recreation & Youth** (DK/AS/RR).
  - a) Marion Bailey Park.
    1. Pavilion - local estimates, park design.
    2. Install grills – Spring, '06.
  
  - b) LaFayette Beach.
    1. Evaluate survey/transfer LaFayette Beach from LCC to town.
    2. Roof over sandbox (Herb Salladin). Bids. (DK).
    3. Repair lacrosse box.
    4. Park design.
  
  - c) Fred Stafford/Optimists Park.
    1. Lacrosse facility – estimates (\$5K – materials only), (re)location possibilities.
      - Tully-\$12k – materials only (all volunteer labor).
    2. Geese & feeding – signs.

3. **Polypropylene netting – Gary DePalma. Estimates for additional (Jack’s Shack, Beach) netting projects. \$2100 for Stafford Park Pavilion. DK. Remove light? (PP suggestion).**

10) **Safety** (TR/AS/LC/RR).

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

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

13) **Service Awards** (BM/DK/LP/NV).

- **Firefighters Tax Exemption Law (Onondaga County Supervisors Association memo).**
- **Requirements for service awards & tax exemption reconciliation.**

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

15) **Water** (GS/PP).

- a) **U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan complete, seeking nonfederal (NYSDEC) cosponsor for 33% share of \$7.2M.**
- b) **Northeast LaFayette Water and Smokey Hollow Service Improvement districts. Financial assistance letter to Congressman Jim Walsh complete.**
  - **Petition.**
  - **Smokey Hollow letter of support (MK).**
  - **Schedule public hearing – Monday, 03.13.06 @ 6:00 PM?.**

Supervisor Scammell said a public hearing has been scheduled for March 13<sup>th</sup> at 7:00p.m.

Councilman Knapp asked if we are going to try to do all the town business in the ½ hour before the meeting.

Supervisor Scammell said yes.

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

16) **Zoning Review** (GS/MK).

- a) **Jamesville Reservoir Preservation District/JRPA change.**
- b) **New instruction sheet for subdivision, variances & controlled site approval (note riparian rights/drainage, SOCPA meets every 3 weeks, public notification of neighbors, applicants without counsel/surveyor/engineer, meeting frequency, include Onondaga County subdivision filing requirements, riparian rights) .**
- c) **Corridor Plan.**

- d) **Digitized zoning map, correction & amendments.**
- e) **Density (rezoning from A-R to Rn).**

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

- A. **Onondaga Nation land claim & land rights.**
- B. **William May mobile home on Jamesville Reservoir. County court rules in town's favor.**
- C. **Robert Shute – Route 11 – Judge Gideon, Town of DeWitt Court.**

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

- A. **FOCUS 2010 - Strategic Plan.**
- B. **Crime coverage – awaiting document review list (TC), certification letter, review of town books.**

Tom Chartrand said he is finally done with the state audit and can start working on this.

- C. **Spring Newsletter.**

- 1) **Junk Cleanup(BM)**
- 2) **IRS/Kidney Foundation Syracuse Post-Standard 12.25.05 article (BM).**
- 3) **New dog control officers & procedure (GS).**

- D. **LaFayette Hotel (executive session).**

- **Preapp for historical status pending (GS).**

Councilman McConnell said he and Supervisor Scammell have been working on this. They are firming up a committee to work on this.

Councilman McConnell submitted drawings of a new building being proposed by Hair Perfect next to the Town Offices. She is proposing to replace her existing building. They are also supporting a cut-a-thon to help support Outreach.

- E. **School speed limit signs (AS/BM).**

Councilman Shute said he met with Mark Mondanaro last week. He gave Councilman Shute a copy of the request they sent into the state regarding the speed limit request for Grimshaw. “The most recent one was in 2003. He wonders if we should try to submit this to the DOT first.

Kevin Gilligan would recommend going through the DOT first. He believes the right people to make this request would be the school. We could give a resolution of support. The first people the DOT listens to is the school.

Councilman Shute said they applied to have the speed zone extended to over the Route 81 pass. This was rejected.

Kevin Gilligan said the town could make the same request. The town could also contact their Assemblyman or State Senator for their help.

Councilman Knapp is sure they will need an application first.

Kevin asked about submitting a joint application for reconsideration of the previous denial and to move the district further west to protect the children.

Councilman McConnell would agree with filing the joint request.

Kevin said he would get a copy of it to the Assemblyman and State Senator.

**Councilman Shute moved and Councilman McConnell seconded the motion that we send a request to the D.O.T. to extend the school speed limit in front of Grimshaw School to the full quarter mile that state allows and we will write this up and file this request jointly with the school. Motion passed unanimously.**

Councilman McConnell will write a letter up advising what the town and NYSW are doing for the residents on Apulia Rd. who voiced their concern.

#### **F. Community Development Grant app.**

- 1) **Water district.**
- 2) **Water district hookups.**
- 3) **Park designs (SU &/or playground equipment manufacturers)**
  - **Bailey Park**
  - **LaFayette Beach**
- 4) **Neighborhood infrastructure.**

#### **G. Other.**

Councilman McConnell said regarding the railroad, he spoke to NYSW today. They did receive the email and will change a couple of things to help. All engines will have exhaust spark arrestors attached and they will place additional water supply tanks with their local employees to assist if the need arises.

Councilman Bailey said as far as the notification process of their employees, if we could get the names of the individuals to 911, they could contact them directly to fight a fire.

### **11. NEW BUSINESS.**

#### **A. Other.**

Supervisor Scammell said the insurance renewals are due shortly.

Councilman Knapp asked if adjusting prices of the equipment values for the Highway Dept. will have an impact on the premiums.

Supervisor Scammell asked Leon Cook about this.

Leon said it could reduce the cost which is why they are doing it.

Supervisor Scammell said we will wait until we get the new numbers back for this.

**Councilman Knapp moved and Councilman McConnell seconded the motion**

pending Leon Cook's and Councilman Knapp's review of the equipment asset valuation, the Board would approve renewing the insurance not to exceed \$34,041 and not to purchase the terrorist insurance. Motion passed unanimously.

**12. Suggestions for improvement and positive contributions.**

- **Haynes Century Farm, Syracuse Post-Standard, 1.12.06.**

The Town Board was in favor of Kevin Gilligan drafting something up for the Haynes family.

Councilman McConnell asked if it would be presented to them or mailed to them.

Supervisor Scammell said it could be either way.

Councilman McConnell recommend Kevin draft something up and Supervisor Scammell could deliver it to them.

Supervisor Scammell said he received an email from Matt Titus regarding Kyle Titus becoming an Eagle Scout.

**Councilman McConnell moved and Councilman Knapp seconded the motion to adopt the following proclamation:**

**PROCLAMATION**

**TOWN OF LAFAYETTE**

**WHEREAS, Kyle Titus has completed his project and this Board has been notified that he has now achieved the rank of Eagle Scout in the Boy Scouts of America organization; and**

**WHEREAS, Kyle Titus will be recognized at a "Court of Honor" by Troop 22, Jamesville-DeWitt, New York, Boy Scouts of America, on March 18, 2006; and**

**WHEREAS, the Town Board of the Town of LaFayette also wishes to recognize Kyle Titus on this great accomplishment; and**

**WHEREAS, Kyle Titus represents the best qualities of his contemporaries and has demonstrated civic involvement and true commitment to values which we respect and admire in LaFayette; and**

**WHEREAS, the Town of LaFayette had greatly benefitted from Kyle Titus's dedication and wonderful community spirit.**

**NOW THEREFORE, BE IT**

**RESOLVED AND DETERMINED, that the Town Board, on behalf of the Town and its citizens, hereby recognizes Kyle Titus for his dedicated service to our community and for achieving the rank of Eagle Scout and proclaims Saturday, March 18, 2006 as**

**Kyle Titus Day**

**in the Town of LaFayette, and it is further**

**RESOLVED AND DETERMINED, that a copy of this Proclamation be made part of the official record of the Town so that for generations to come our Town residents will know and appreciate this considerable accomplishment that Kyle Titus has achieved and the great esteem in which he is held by the Town Board of the Town of LaFayette and the Town's citizens.**

**Motion passed unanimously.**

Councilman Knapp noted the LaFayette Varsity Girls Volleyball Team have won the Class C Upstate Regional Championship again this year. He will have a proclamation for the next Town Board Meeting.

John Lytle asked if the Board needed anything from him regarding the public hearing. Is a mailing required.

Supervisor Scammell said a letter could be sent to all those on the mailing list. John Lytle will get Mary Jo a copy of the mailing list so she can send a notice out.

Tom Chartrand said he filed the State Annual Report for LaFayette and SOTS so Mary Jo can post it in the paper now.

**13. Executive session (if needed).**

**Councilman Knapp moved and Councilman Bailey seconded the motion to go into Executive Session to discuss a matter of pending litigation and a personnel matter with respect to a particular employee and to include the Town Attorney and Highway Superintendent. Motion passed unanimously.**

The Town Board went into Executive Session at 9:05 and Supervisor Scammell called the Regular Town Board Meeting back to order at 10:45 p.m.

**14. Councilman Knapp moved and Councilman McConnell seconded the motion to audit & pay the following bills:**

|                                |                   |
|--------------------------------|-------------------|
| <b>HIGHWAY FUND</b>            | <b>#5048-5053</b> |
| <b>GENERAL FUND</b>            | <b>#5054-5081</b> |
| <b>SPECIAL DISTRICT FUND</b>   | <b>#5082</b>      |
| <b>TRUST &amp; AGENCY FUND</b> | <b>#5083-5088</b> |

**Motion passed unanimously.**

**15. Councilman Knapp moved and Councilman McConnell seconded the motion to adjourn. Motion passed unanimously.**

The Regular Town Board Meeting adjourned at 11:46 p.m.

Respectfully submitted,

Mary Jo Kelly  
Town Clerk

Adopted 3/13/06

