

Minutes of the Town Board Meeting held by the LaFayette Town Board on March 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
Adrian Shute, Councilman

Absent: William McConnell, 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
Amy Samuels
Knowlton Foote
Clay & Anne Smith
Jim Moore, DCO
Steve Meier

1. Supervisor Scammell called the meeting to order at 6:31 p.m.
2. The Town Clerk took the Roll. Councilman McConnell absent. All else present.
3. Councilman Shute led in the Pledge to our U.S. Flag.
4. **Councilmen Knapp moved and Shute seconded the motion to accept the March 13, 2006 Town Board Regular Meeting and Public Hearing Minutes as submitted by the Town Clerk. Motion passed unanimously.**
4. **Public Hearings. None.**
5. **COMMUNICATIONS.**

A. Residents.

B. Onondaga County Finance: Clean Up, Demolition and other related charges.

“Prior to submitting any clean up, demolition or other charges incurred by the municipality to be placed on a tax bill, please submit the appropriate documentation. This would include, notices to property owner, any resolutions passed by the Town Board regarding the charges, detailed invoice of work performed and any other related paperwork. Since Onondaga County may be liable to make the municipality whole for

these charges, each charge will be reviewed by the Finance Department and, if necessary, the Law Department...”

C. Empire State Forest Products Association: Model Logging Ordinance.

“Several towns in the Finger Lakes region have been considering new restrictions on timber harvesting...Enclosed is a copy of a newly developed ‘Municipal Officials Guide to Forestry’...We also wanted to let you know about the ability to obtain input from the Department of Environmental Conservation on these issues...Advocated for the model timber harvesting ordinance being distributed suggest that there are water quality problems related to forestry activities in the region...When we have a defined problem, it is understandable for government to work toward a solution. We don’t believe that a substantiated argument has been made in this case...”

Supervisor Scammell asked Kevin Gilligan if this is anything we need to be concerned about.

Kevin Gilligan isn’t aware of anything.

Councilman Knapp said he isn’t aware of anything in the town that this would deal with.

D. Office of the Corporate Council of the City of New York – Law Department: Collateral Source Bill.

“...Given that, subsequent to my last correspondence, the coalition urging the enactment of the Collateral Source Bill, which we had asked your Town to support, has increased to 1,183 municipalities and other public entities, I am writing in the hope that the town might still reconsider its position and come on board in this endeavor...”

Supervisor Scammell believes we have done this in the past.

Councilman Knapp asked exactly what this is.

Kevin Gilligan said it’s a very confusing statute. Basically they are trying to put municipalities on an even field with other employers. Under the current statute of the law, an employee could collect twice. This puts the municipalities on a level field with other businesses. Most of the other towns have signed onto this.

Tom Chartrand thinks Tully signed on awhile ago.

Supervisor Scammell said the Town of Elbridge has a letter of support with this. In the past we did support this.

Councilman Bailey said at this years Association of Towns Meeting, this was not one of the items mentioned in the resolutions. He questions whether it is recognized statewide.

Councilman Knapp asked if this is to encourage the legislature to pass something,

Kevin Gilligan thinks they have something drafter now that they are hoping the state legislature will pass. He is trying to figure out when a situation could occur under this. Chances aren’t great that anything could happen here, but it could. Currently, it allows someone to collect from the town and their place of business. This makes it so the person could only collect once.

Councilman Bailey thinks he would support this in the best interest of the town taxpayers.

Councilman Shute asked if signing onto this obligates us to anything.

Kevin Gilligan said there's no obligation. It's just showing your support so when they go to the legislature, they can say how many towns signed on in support of this to encourage the legislature to pass something.

It was decided no action would be taken at this time.

E. NYS Office of Parks, Recreation & Historic Preservation: SCORP.

"A few months ago, a survey was sent to our office requesting information on the recreation needs of your community. Unfortunately, we have not heard back from you. Please understand that your participation in this survey is important to developing the New York Statewide Comprehensive Outdoor Recreation Plan..."

Supervisor Scammell said Regina Reinschmidt, Councilman Knapp and Councilman Shute are working on this.

Councilman Knapp said it's almost ready to be sent out.

F. Onondaga County Health Department: 2006 rabies vaccination clinics.

"As you may be aware, rabies is preventable viral disease of mammals most often transmitted through the direct bite of a rabid animal. Public health measures are necessary to avoid human rabies exposure. The primary ways to protect against rabies is to avoid being bitten by wildlife and domestic animals and to have pets vaccinated against rabies. Enclosed please find the Onondaga County Health Department's 2006 rabies vaccination clinic schedule and individual flyers promoting upcoming rabies vaccination clinics at or near your facility..."

Supervisor Scammell said the two closest to us are Tully Fire Dept. on July 10th and Pompey DPW on October 2nd.

G. NYS Department of Environmental Conservation: Grant workshops.

"New York State offers a wide variety of funding opportunities to support environmental projects..."

Supervisor Scammells said this is about funding for grants with a workshop in Syracuse on March 31st at the Fairgrounds.

Councilman Knapp said it appeared they were zeroing in on a few specific areas.

H. NYS Department of Environmental Conservation: Year 3 to 5 Stormwater Management Program Annual Report.

"...Each MS4 must submit their own Municipal Compliance Certification Form and Annual Report Tables..."

I. Assessment Disclosure Notices for Town of LaFayette properties.

Supervisor Scammell said this is for the town properties:

Coye Road Water District went from \$2,000 to \$2,300

Apulia Rd. property went from \$2,900 to \$3,300

Ropes Course went from \$46,600 to \$62,800

Rowland Rd. property remained at \$45,000

Ashburn Dr. property remained at \$200

Coye Rd. Water District water supply went from \$32,000 to \$36,500

Route 11 North Playground went from \$139,000 to \$145,000

Route 11 North Athletic Field went from \$53,000 to \$54,000
Route 11 North Athletic Field went from \$6,000 to \$10,000
Webb Hollow Cemetery went from \$1,700 to \$1,900
Loomis Cemetery remained at \$1,000
Highway Garage went from \$208,000 to \$240,000
Community Center went from \$119,000 to \$135,000
Commons Office Building went from \$485,000 to \$610,000
Landfill went down from \$300,000 to \$265,000
Cardiff Cemetery went from \$14,500 to \$15,000

J. Onondaga County Executive Nick Pirro: Town sales tax credit special supplement.

“I am pleased to advise you that the Town’s sales tax credit for 2007 will include a special supplement of \$51,053.21. The one-time additional credit is the product of the County’s 1% sales tax formula for 2005 that shared the benefits of Medicaid cost relief with the City, towns, villages and school districts. As you recall, the 1% sales tax formula in place for 2005 called for the County to retain an amount equal to the growth in its Medicaid costs from 2001 to 2005, and to share the remaining sales tax revenue with the City, towns, villages and schools in the same proportion as their share of the 3% sales tax...”

Tom Chartrand said this is used as a credit towards the county portion of the town and county tax bill. It won’t affect the town tax rates.

Councilman Knapp asked if we knew this was coming.

Tom Chartrand thinks it was a surprise.

Councilman Knapp noted it was a one-time deal.

Tom Chartrand said next year people will probably see their tax rate drop and then go up the following year.

Councilman Bailey asked if other towns received their supplement like we do.

Tom Chartrand thinks everyone but possibly Geddes does.

Councilman Knapp asked if they all received the same amount.

Tom Chartrand said no.

K. NYS Office of Parks, Recreation and Historic Preservation: EPF & LWCF grant applications.

“Applications are now available for New York State 2006 funds under the Environmental Protection Fund as well as for Federal Fiscal year 2007 funds under the Land and Water Conservation Fund...”

L. U.S. Senator Charles Schumer: CARE program applications.

“Knowing of your interest in our environment, I am writing to let you know that the United States Environmental Protection Agency is currently accepting applications under the Community Action for A Renewed Environment Program...As you may know, the CARE Program is a unique community based, community driven, multimedia demonstration program designed to help communities understand and reduce the risks of toxins and environmental pollutants...Interested applicants are asked to submit an initial proposal package to the EPA by Monday, April 10...”

M. NYS Unified Court System: Justice Court Assistance Program 2006.

“This will advise you that the Chief Administrative Judge is now entertaining applications for the next cycle of Justice Court Assistance Program grants. The deadline for these applications is May 1, 2006. Since the Justice Court Assistance Program was established by the New York State Legislature in 1999 as an ongoing vehicle by which the State can assist towns and village sin the operation of their Justice courts, the total value of all grants awarded exceeds \$3.5 million...Grants may be used for a variety of purposes including, but not limited to, new or updated automation, security equipment, and the purchase of robes, flags, and gavels. Funds will not be available for facilities-related projects, maintenance contracts, utility charges, telephone lines, subscriptions for legal resources or internet charges, or for routine office or courtroom furniture. Most importantly,, grants are intended to supplement and not replace local funding...”

Councilman Knapp asked if this should be passed along to the Court.

Supervisor Scammell said he put it in their mail tray.

Councilman Knapp will follow up on this.

Tom Chartrand said this does require action by the Board to authorize the grant so they would have to have it back to the Board by the second meeting in April.

N. Association of Towns: 2006 Legislative Program.

Supervisor Scammell noted there are 19 resolutions.

Councilman Shute asked if the first one was the Collateral Source Bill which was discussed earlier in the meeting.

Supervisor Scammell said yes. If anyone has any questions, they can ask

Councilman Bailey as he is our representative at the Association of Towns.

Councilman Knapp asked if these were sent on to the legislature.

Councilman Bailey said yes.

Councilman Knapp said in that sense, we are supporting the Collateral Source Bill.

O. Onondaga County Department of Personnel: Assessor Clerk to Assessment Clerk.

“Marshall D. Taylor – Title on payroll is Assessor Clerk the Civil Service Title is Assessment Clerk...”

This will be discussed later in the meeting.

P. Pet Cremation Services: Cremation services.

Supervisor Scammell said this is so Jim Moore or the Deputy DCO or whoever is designated by the town will be able to take a dog to the crematory to be cremated.

Councilman Bailey asked if Kevin Gilligan is O.K. with this.

Kevin Gilligan said yes.

Steve Meier said this is to protect everyone in case someone comes after the fact and says it’s their dog.

Jim Moore said he is O.K. with this.

Supervisor Scammell said he appreciates that we have this service here.

Q. Onondaga County Executive Nick Pirro: Centralization of property tax collections.

“In my State of the County Message last week, and as a part of an overall goal to streamline our several levels of local government, I called for a plan to centralize the process of collecting local property taxes. In making that proposal, I am very aware that tax collection is a critical part of the administration of government and, therefore, should not be changed without very careful planning that includes input from all involved. That is why I have not attempted to dictate a specific plan, but hope instead that a collaborative effort involving Supervisors, Receivers and Collectors will produce an approach that is thorough, smart, practical, and respectful of the interests of both receivers and taxpayers. I have asked Joe Mareane and Karen Carney of my Finance Department to head up the County team looking at this issue. They will be contacting you and your colleagues to get your insights and to organize a working group that will develop specific recommendations and action plans...”

Marshall Taylor said personally knowing how the system works, it would be very hard to have everyone go downtown to pay their taxes.

Councilman Knapp said he has attended some of the meetings with other folks and the majority feel the same way about having to go downtown to pay the taxes. He doesn't think it would be a happy transition.

Councilman Bailey wondered if the plan also includes being able to pay the taxes online as the City of Syracuse can do that. Maybe that is part of the streamline process in tax collection.

Marshall Taylor said you should do some research on how many people come in and pay cash. You would be surprised of the walk-ins paying cash in the Town of LaFayette. You are talking thousands of people in the county, not just one town.

Councilman Knapp asked if we would have to give up that right.

Kevin Gilligan said they can't take it. Right now you have an elected Tax Collector and you would have to abolish that position. It would be subject to a permissive referendum.

Councilman Knapp said having the 4 towns down here, it gives the accountant some flexibility too.

R. National Grid: Storm Central website.

Thank you for your patience during one of the largest power outage events to hit the National Grid New York service territory in the last 15 years. Roughly 213,000 customers were interrupted beginning on Friday, February 17, 2006 with all customers being restored by Wednesday February 22, 2006.,”

S. CNY Regional Planning Board/CNY RPDB: Stormwater Phase II EPF grant documentation.

“Thank you for providing documentation of in-kind match to the Stormwater Phase II Environmental Protection Fund grant on behalf of the Town of LaFayette...”

Supervisor Scammell said John Dunkle is working on this.

T. Other.

Supervisor Scammell read an article from the Post Standard dated March 9th

regarding lower unemployment in Syracuse and an increase in jobs in the County of Onondaga.

6. SPECIAL REPORT 1 - Amy Samuels: Onondaga Lake.

Amy Samuels said she is working with a group of other people to look into how Onondaga Creek can serve us better. Onondaga Creek is very different in different places. It has a natural look in the southern parts and then it channelizes once it enters the City of Syracuse.

Onondaga Creek starts in Tully. It's 18 miles long. It goes through Tully, LaFayette, Nedrow, Syracuse and ends up in Onondaga Lake. Typically when you look at streams you see some patterns. People have always been interested in living near streams. For one thing, it provided water power. You also wanted water for your animals. When a creek floods, it brings all the nutrients onto the land which makes very rich farmland.

There are some very original things about Onondaga Creek. We have the Onondaga Nation here. It has been her historically and continues to be here. Onondaga Creek is very important to the Nation. Originally it provided a food supply as well as a means of transportation.

Another item that was very important to this area was salt. One of the first settlers to the valley area was Mr. Webster in the 1790's. Soon thereafter, he and some of his friends were boiling salt from the springs that well up and Onondaga Lake. From 1840 to 1860, there were about 10,000 people involved in the salt industry in one way or another.

When you have all these people coming to an area specifically for making salt, they need a lot of wood. They clear-cut a lot of the area. 200,000 cords of wood were used a year and this went on for decades. Once you clear an area of all its trees, all the water that would be absorbed by them is now running off the land. More people are settling in the flood plain and fewer trees were there so there is a lot of flooding in the area.

The other piece of history that has been with Onondaga Creek from early on and is still an issue today especially in the city is the sewage. The way people handed sewage was to dump it into the creek and this ended up in the lake. That was considered the best use of at the time. We still see that today with the creek.

By the 1880's salt was declining along Onondaga Lake. Solvay Process Company moved brine drilling to Tully Valley which is where they found the best supply. They removed a quantity of salt equivalent to almost 35 Carrier Domes. They drilled wells to get to the salt and poured water into the wells to flood the salt out. They removed so much salt over the course of a couple of decades that what we see today is subsidence as there is nothing to support the rock.

Councilman Knapp asked if that is the mudboils.

Amy Samuels said this probably aggravated the mudboils but they have been here historically.

Councilman Knapp asked how the salt got there.

Amy Samuels said this whole area was covered by glaciers from the lake at one time. Bill Kappel is an incredible scientist and educator and has written a number of pamphlets on the history of salt and the hydrology study of the area.

The Creek was seen primarily as a place for flood water and sewage. A Planning Commission was convened in 1904 to “Present the city a plan for preventing floods from the creek as well as suggest the best means of disposing of the city sewage”. Onondaga Creek still bears the planning legacy.

There are some similarities and differences in the issues of the Creek with the city and the Tully/LaFayette area. In the city, there is concern for flood control. As soon as you channelize a creek, you make the water run faster and are more likely to have accidents when people come in contact with that water. That is why a fence was erected along the whole portion of Onondaga Creek through the Syracuse area. People are naturally drawn to the water and by channelizing it, they created an unsafe situation. We still have stormwater and wastewater draining into Onondaga Creek.

One of the things she has had the pleasure of doing is taking kids from different areas to different parts of the Creek to see what it’s like and see it first-hand. She asks them if they were in charge, what would they do. One of the things they would love to see is canoes and to be able to go fishing on the Creek. They really saw the Creek as a place to get away and a place of solitude. We have a place that so many people live close to and don’t have access to.

In the southern part of Onondaga Creek, we have mudboils, landslides, and subsidence (sinking down of land). All these things add sediment to the Creek.

Different kinds of land use practices in parts of the watershed may add phosphorous, nitrogen and agricultural chemicals into Onondaga Creek through the runoff. In rural areas access is still an issue. Onondaga Creek issues that impact everyone are restricted areas, impaired water quality and the altering of the natural habitat. The next step is to envisioning process.

Knowlton Foote said there is going to be a series of forums coming up on this.

Councilman Knapp asked if the Creek still has a lot of salt.

Amy said it depends on the time of the year and the mudboils do bring some of the salt up.

Councilman Knapp asked if the gravel bed at the end upset the geology of the Creek itself.

Amy said she doesn’t know. It would depend on how deep the drilling was. In different areas you see different things happening.

Supervisor Scammell asked what the big demand for salt was for.

Amy said up until the Civil War, the only place producing salt in the nation was this area. The opening of the Erie Canal was facilitated by all the money made off the salt tax. The creation of the Erie Canal allowed a way to ship the salt out.

Anne Smith said one of the major uses of the salt was for the horses in the Civil War.

Amy said then salt mines were found in the west. Salt production continued into the early 1900’s.

Councilman Knapp asked if sea water could be a source for salt too.

Amy said you can boil salt water and get salt from it but she isn’t sure how it’s done. The economics of it depend on how salty the water is.

Knowlton Foote said the group Amy is part of was originated by Dr. Smart of S.U. Knowlton is part of this group too. The purpose of this ploy is that they are seeking community input. There will be four forums. One of them will be held in LaFayette on

May 18th. There's a very unique situation at the end of Onondaga Creek. He asked if anyone knew what it was.

Councilman Knapp said south of Tully the water flows south and north of it, it goes north.

Knowlton Foote said for the forum that will be held in LaFayette they are asking people from Tully, LaFayette and the Onondaga Nation to attend. He doesn't know if Dr. Smart will be at this one or not.

Councilman Knapp asked the purpose of the forums.

Knowlton Foote said to get as much input and ideas from the community as they can. One of the things he thinks is pretty exciting is that in 2008 or 2010, they are going to take the Creek Walk from Bridgewater to Kirk Park. There have been youngsters who drowned in the Creek so they have to be very careful of this. Whatever they do as far as developing this, they have to keep safety in mind.

Councilman Knapp asked if there is a way of slowing the Creek down.

Amy said yes. There are places where you could put meanders back into the Creek which would slow it down.

Councilman Knapp said but first you have to solve the sewage problem.

Amy said in part, that is being addressed by the county. The next thing is to think about recreation and habitat. The solutions are pretty similar. If you want to slow the Creek down or add a fish habitat, you add a meander. The question is, what do people want from the Creek. What do you want to see in 5 years and what do you want to see in 50 years? Some things may take that long to happen. If you think about other cities in other communities across the nation, they have seen these creeks create an increase in residential housing and business. There are so many different things that can be done.

Pete Paul asked where the funding for this comes from.

Amy said in other communities what works the best is a combination of government and private business putting money in and once it gets started, it becomes such an economic source that people want to invest in it.

Councilman Shute asked how bad the water quality of the Creek is.

Amy said it depends on where you look at it. In this area it's the sediment which isn't good for the habitat. As far as health issues, it's not a big deal in this area. There is a section in the city which has some health issues which are being addressed. She wouldn't go into the Creek after a big storm. The bacterial levels would be very high. You actually see this in any creeks that have pavement around them.

Councilman Shute asked if when she talks about putting meanders in, would it bring the flooding problem back?

Amy said it can be done correctly. Is there potential for it to be done incorrectly? Sure.

Councilman Knapp said the ground water quality in the Valley area is poor.

Amy said in some ways the Solvay Company was a company ahead of their time. They had incredible human resources for their employees. Based on that, she doesn't think they had any idea of the long term issues.

Knowlton Foote said they are also looking at the tributaries and what they can do with them. One of the areas they are looking at is Kennedy Creek.

Supervisor Scammell asked how many creeks and tributary's there are in the county.

Amy said there's quite a lot. There used to be more until Solvay Process came about.

Councilman Knapp said the water table in the Valley is very high. The water is very close to the surface.

Supervisor Scammell asked what its quality is.

Councilman Knapp said it's not good.

Councilman Bailey said there's a lot of sulfur down there.

Supervisor Scammell asked if the sulfur could cause a problem.

Amy said there's no health risk to it.

Knowlton Foote asked who could assist them for the May 18th Forum.

Supervisor Scammell asked what they would need.

Knowlton Foote said publicity and someone to unlock the door.

Supervisor Scammell thinks the Newsletter would be a great way to publicize it.

We can copy some pamphlets for them and post it at the Town Offices.

Steve Meier said when you do advertise, he would contact the schools.

Councilman Knapp would suggest doing a flyer to send home with the kids.

Supervisor Scammell said we can try to get it up on the town website.

Clay Smith said there's a large salt deposit near Erie Blvd. Other parts of it go down under Lake Michigan.

Councilman Knapp said you can almost follow the glaciers.

Steve Meier said he found out that they store liquid propane in a lot of the old mines down south. He would ask what impact that has on the surrounding areas.

Knowlton Foote said Elmwood Park and Bailey Park are developed on tributaries to Onondaga Creek.

Councilman Knapp asked if the SPDES legislation would have any impact on this.

Amy said it would only have a positive impact. The idea is that if you can reduce stormwater runoff, you can reduce the pollutants.

7. **SPECIAL REPORT 2 - Anne Smith: Voting machines.**

Anne Smith said she had an opportunity to see the demonstration of one voting machine. The manufacturer was very good at explaining everything he knew about this machine.

The major thing about the voting machines that voting inspectors were concerned about was the ability of someone to hack into the machine. This isn't possible unless each machine is tapped into. They are not connected in any way. When you have over 160 machines in the county, there is no way they can be manipulated.

The machine she saw is a very compact machine which can be lowered for people in a wheelchair. The print can be changed so it's easier to read.

This machine is going to take people longer to vote when they get in the voting booth. Each voter will get a card which will be programmed at the desk by the inspectors when they register. They insert this card in the machine which allows them to vote. After they vote, they return the card and it's reused. The person at the desk must now know how to use a laptop and the new machines. The training for the inspectors will be very rigorous. They cannot track your vote. There's no trail from the time you sign in.

There are two kinds of voting machines being looked at. She hopes they keep the old voting machines for a couple more years. It will cost us about \$8,000 each for these machines. What are we going to do with the old machines? Because of the federal law, one of these years we are going to have to do this.

Councilman Knapp said basically the difference between the two machines is that one has a large touch screen. The optical scan machine is when you come in and vote on a paper ballot which you put in the box and the end of the day they have an optical scanner that zips through these and tallies up the votes. New York State makes it a little more difficult because New York State requires a full face ballot. The current machines have always been able to accommodate that. There was some concern awhile ago that we were getting so many small parties that we might not be able to accommodate them in the future. The most recent years, the number of parties has backed off some. This was supposed to happen this year. There are federal funds out there that they are threatening to pull back because New York State isn't meeting the time lines.

Councilman Shute said we have no voice in this.

Anne Smith said apparently not.

Councilman Knapp said they are pretty much leaving it up to the counties to decide which machine they want to use. Our county is leaning more heavily towards the direct screen.

Anne Smith said the third option is a paper ballot. These people are concerned about conserving trees and now an option is paper ballots. Paper ballots can be messed with. If there's one mistake, the ballot has to be thrown away.

Councilman Knapp said the upfront cost is more for a direct screen machine but the county is leaning more towards that one.

Councilman Bailey is more concerned about people who might be intimidated by the new system. Whatever system the county goes with, he would suggest having a dummy simulator machine in the building for people to use.

Councilman Knapp said they talked about this. They want to put one at the Town Offices, the Apple Festival, shopping malls, etc. They are still looking at having at least two voting districts to a place.

8. **REPORTS.**

A. Departmental (4th Monday).

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

- **Town wide property revaluation.**

Supervisor Scammell said the reval is still in process.

Councilman Knapp asked Marshall Taylor if Larry Fitts added any times to meet for the people coming back from Florida. He thinks there were some people who called in and were told he was all full and no more appointments were being given.

Marshall Taylor said we set aside 12 days to meet with Larry Fitts. They can still come and see the Assessors.

Councilman Knapp thinks there was some confusion with Larry's original letter as to when they could call. He thinks some people may have held off calling. If people want to, they can still come in and see Marshall.

Marshall Taylor said yes. He and Mary Doster and Jim Munnell. People can always write a letter to Larry Fitts.

Pete Paul asked if he would have Larry Fitts' comps.

Marshall said yes.

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, numerous violations.**
- 2. Route 11N (just north of town offices) – 2 autos, visible from LPL parking lot, spring removal.**
- 3. 2805 Route 11A. Business in A-R.**

A written report was submitted for February.

A letter from Ralph Lamson regarding property at 3715 Eager Rd. and the Unsafe Building Law was submitted to the Board. The letter read as follows: “I am writing as required by Local Law 1 of 1985 titled Unsafe Building Law. There was a fire at 3715 Eager Rd in the last week. The house at this address sustained serious damage. I have inspected this property and determined that the building has to be demolished. I have left two messages for the owner and at this time have not received a return call. I am hoping that he will remove the rest of the structure quickly after being advised of the situation. I would like to request the Town Board to start the procedure to have this building removed....”

Ralph advised the owner finally called him. He is waiting to straighten something out with his insurance company. Once he gets this straightened out, he will be taking the house down. Hopefully this will be taken care of by the next Town Board Meeting.

Supervisor Scammell said there's no need to go forward with this at this time then.

Ralph Lamson said no.

Supervisor Scammell asked who owns the property.

Ralph Lamson said Mr. Ethridge.

Councilman Knapp asked if they came up with the cause.

Ralph said he doesn't know. He doesn't know how much investigating was done on it. The County Investigator would be the one who would look into it.

A letter from Ralph to Mr. & Mrs. Zangari dated March 27th was submitted. The letter read as follows: “I am writing in regard to the material I have received regarding Cartescape incorporated. I have read through the material and spoken with Mr. Carter. I would like to hear what your exact reasons are for Mr. Carter to be in violation of the Town Zoning Ordinance. I would appreciate if you would give them to me in writing, then I will have a hard copy of your concerns so none of them will get missed. You have also mentioned neighbors who have concerns about Mr. Carter. I would appreciate a list of their names so I may contact them regarding any Zoning violations....”

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

a) Peace Officer status, authorization to carry.

b) Emergency care - local veterinarian & CNYSPCA.

Jim Moore said we currently have a contract with Tom MacMackin for emergency care during the day until 5:30 p.m. We have a contract with SPCA for vet care, etc. during the day. For off hours, he gave Supervisor Scammell a contract for Erie Blvd. which is the only place he could find.

Steve Meiers said the veterinary in DeWitt is looking to move into a new facility. Councilman Knapp asked if we have a cap.

Jim Moore said we have a cap with Dr. MacMackin of \$250. The veterinary services on Erie Blvd. assured him it's nowhere near that amount to stabilize a dog to be transported to the SPCA or until the owner takes over.

Kevin Gilligan said he has one concern with the section that states "...the owner has not been able to be contacted..." He thinks we should state somewhere in the contract that \$250 is the absolute cap the town will pay.

Jim Moore said his discussion with them was that in no way would he ever authorize them to spend that much money.

Kevin Gilligan said we don't want to be in a position where we are guaranteeing to pay the bill. The way this reads, it looks like if the owner isn't willing to pay it, the Town will. He thinks it should read somewhere that in no event shall any services exceed \$250.

Councilmen Knapp moved and Shute seconded the motion authorizing the Supervisor to sign the above contract for off hour emergency veterinary care with the wording added that: "In no event shall any services exceed \$250". Motion passed unanimously.

c) Other vet care & expenditure cap.

Discussed above.

d) Local ID program.

Jim Moore said this can be taken off the agenda as it's unenforceable.

e) Mandate identification beyond NYS licensing.

Jim advised to remove this from the agenda as it is unenforceable.

f) Local law adoptable w.harsher fines for dropping/dumping dogs & cats.

Jim Moore said we have a local law in place for dumping a dog which is a misdemeanor with a fine of \$250. He would like to raise the fine to \$500. It will be nearly impossible to catch someone doing this. We have had some dumped off dogs in the town.

Supervisor Scammell asked if we can raise the fine amount to \$500.

Kevin Gilligan believes so. He asked if dropping off dogs is covered under Ag. & Markets.

Jim Moore said not that he can find.

Kevin Gilligan thinks the town can raise it then.

Jim recommended publicizing this fine.

Mary Jo Kelly said she thinks dropped off dogs are not always from the Town of LaFayette.

Councilman Knapp said maybe a sign could be put up.

Jim Moore said you might be able to put them at the 4 main entrances to the town.

Councilman Bailey doesn't think this really goes with our "Welcome to LaFayette" signs.

Jim Moore would suggest leaving the same ordinance in place but to change the amount to \$500 for fines.

Councilman Knapp said it's a local law to the town would get the fine money.

Councilman Bailey said the penalty fine would be at the discretion of the court up to \$500.

Councilman Shute said why limit it to \$500 then.

Councilman Knapp is fine to raise it to \$500.

Councilman Bailey is O.K. with raising it. He asked if the Board wanted to table this until Councilman McConnell is present. The Board agreed with this.

This matter was tabled until the next Town Board Meeting.

g) Insurance needs.

Jim Moore said in talking to our insurance agent, he was asked if DCO's are covered under life insurance for the town. He wanted to know if they are covered in their vehicles. The agent didn't think so as he uses his company car and is covered under his own automobile liability.

Councilman Knapp asked if it would be covered under workers comp.

Kevin Gilligan said yes.

Tom Chartrand said if he were killed, it would fall under workers comp.

Jim Moore said he asked about dangerous dogs. He needs to meet with counsel as there are 5 pages in the Ag. & Markets Law on this.

Kevin Gilligan said any injury you sustain while working for the town would be covered under workers comp.

Councilman Knapp asked about a car accident.

Kevin Gilligan said the town would be covered in case they were sued but the primary insurance would be the one for the vehicle itself.

Councilman Knapp said so if he is transporting a dog in his vehicle and he hits someone, his insurance would cover him and if the person tried to sue the town, we would be covered by our insurance.

Kevin Gilligan said yes. IRS believes the mileage is supposed to cover all this.

Jim Moore said he will still have a couple of questions to run by the insurance company.

h) DL-18.

Jim Moore said he has to maintain a copy for 3 years. One copy goes to the shelter, one to the owner and one to the municipality fiscal officer.

The Board returned to Peace Offer Status on the agenda.

Jim Moore said he would defer this until he and counsel can discuss it.

Kevin Gilligan said he has the answers tonight. This has to do with some sort of enhanced DCO Officer. The only people who are peace officers are constables or officers of the Society for Cruelty to Animals or police officers. The only exception is that there are certain first class towns that went to the legislature and got permission for their DCO's to be peace officers. As a second class town, we do not have the authority to make our DCO a peace officer. WE can designate him as a constable who can be a peace officer. The Board needs to determine if they want the DCO carrying a weapon or whether they want any employees carrying a weapon and how the insurance company feels about it. If he is appointed constable, he would still have to get licensed.

Supervisor Scammell said he spoke to Reagan Insurance Agency and they were fine with it.

Kevin Gilligan said we should get something in writing from the insurance company. It's unusual that it would be covered in the standard policy without a rider. If the event came, you would not be covered. Usually there is a separate policy for police officers. We know the current constable was licensed to carry a gun as he is a sheriff.

Tom Chartrand said we don't currently have the position of constable on our civil service roster. We would have to set the title and duties for the office.

Councilman Knapp said normally we only pay our constable if we use him. How would it work if we have two constables.

Tom Chartrand said this would be creating a new position. If they are part-time, you don't have to go through the civil service list. If it's a full-time position, you don't have the luxury of appointing who you want. This would have to be a part-time constable. The existing constable is set up as a per diem basis.

Councilman Knapp asked if this could be set up the same way.

Kevin Gilligan thinks we should check with civil service to see how they would want us to proceed.

Councilman Bailey asked if the town would be obligated to supply training.

Tom Chartrand said he thinks so.

Jim Moore said he is licensed and has a security guard permit he has to maintain. Every year he has to have in-house training. This request is for a dangerous dog situation where someone's life is at stake or for his safety if someone comes after him with a shotgun.

Councilman Bailey asked if his safety is at stake with a certain type of situation, wouldn't he be better off to call law enforcement?

Jim Moore said there could be a dangerous dog he needs to attend to immediately. He might not always be able to wait for law enforcement to arrive.

Councilman Bailey said if he is faced with a dangerous dog, the caller would probably make him aware of it at the time of the call before he gets to the scene and he could call law enforcement.

Councilman Knapp thinks whether we put up signs or not, he thinks it would be good to have something in the Newsletter that we do have a law for dog control. Most people don't realize we have a local law for this.

Tom Chartrand asked how much information they want researched for the civil service position. What's going to happen is that there's a standard type of constable but

if you want specific things like being able to carry a gun, you have to add them to the position.

Councilman Knapp said sometimes Justice court likes to have someone available to sit in the back of the court. Maybe this position could be handy.

Tom Chartrand said we don't have anything budgeted at this point for that position.

Jim Moore said he is sure he can come up with an acceptable per diem fee.

Tom Chartrand said we don't have a budget line for constable at this point. AT this time if the constable were doing something for zoning, it would come out of the zoning line. If he were doing something for court, it would come under the court budget line.

Jim Moore would make it a dual position.

Tom Chartrand said that is why you really can't make it per diem.

Councilman Bailey said if we made him a constable, he is a peace officer and he feels it's up to the town to be sure he is trained for that position.

Ralph Lamson asked if you can't see if the DCO can carry a gun.

Kevin Gilligan said he doesn't think he can.

Supervisor Scammell said the peace officer/constable will remain on the agenda for consideration.

Jim Moore said if he wanted to carry a weapon as a citizen, he is licensed to do so. If he goes on a call as the DCO where there is a threat, he is out of luck.

Chris Keenan said if he is acting as an officer of the township and he uses his weapon, it would open the town up to a liability/law suit. She asked if he would have to have the police training to carry a gun on the job.

Jim Moore said he has had the training.

Councilman Bailey asked Kevin Gilligan if he had any idea about other towns in the area and if they allow their DCO's to carry guns.

Kevin Gilligan doesn't know about all the towns in the area but the towns he covers do not.

4) Highway Superintendent: Leon Cook.

- **LaFayette Landfill – LFD Total Training Facility proposal.**

Supervisor Scammell said the LFD is looking for a minimum of one acre which they would buy from the town to use for a training facility. There would be live burn training. They would purchase the insurance for it. There would be a propane tank. The tower facility was found to cost \$88,000 in 2003. The LFD asked if we would consider having this at the landfill.

Councilman Knapp said he is O.K. with it being at the landfill but he would want to be sure there is nothing venting from the ground.

Leon Cook doesn't think an acre would be big enough for them. An acre is about 200' x 200'. He doesn't think there would be enough room to park everybody if other departments are involved.

Councilman Shute said he talked with them at one time about this. At that time, they had thought about having surrounding fire departments being able to come and use it too. The question was asked if they don't own all the land behind the LFD.

It was noted they do.

Supervisor Scammell said there could be a large amount of water flowing and there might be concern with Hemlock Creek right there.

Councilman Bailey said you have the neighbors on Groth Road that would have to deal with the noise.

Councilman Knapp said they wanted to get away from the LFD site due to smoke and noise as they are located in the center of town. He would like an engineer to review this.

Ralph Lamson said the city had to retain all the water when they were setting up their training facility. He doesn't think they can do this for \$88,000. They had to put in new catch basins.

- **Entrance/exit signage – Porter Lane.**

Leon said the sign has been ordered and he will put it up as soon as it comes in.

Leon Cook said along with plowing and sanding so far this year from when they started in October, they have gone around 76 trips. That is about the same as they did last year. They used up 3,648 ton of mixed salt and sand. They have had quite a few calls on the wind we had. People are still calling in. They have been taking care of them. On the 60' right-of-way on the end of Maple Grove that the town owns, a willow tree blew down and knocked the neighbor's fence down. They went up today and cleaned it up.

Kevin Gilligan asked where the fence was located. Was it on their property or on the 60' right-of-way.

Leon said it was about 2-3' on their property.

Leon said he has some samples of town signs for the Board to look at. He forgot them so when he's done with his report he'll go get them and bring them back.

The only other thing he has to report on is that he got a call from the county engineer. They are going to close Nichols Rd. to do maintenance on the bridge this summer. He told the engineer this will make a big hardship for the farmers. The county engineer is scheduling a meeting and will hold it here. They will invite everyone in the area to come. He will talk to the engineer again to be sure the farmers in that area will be contacted about the meeting. Maybe this can be scheduled between the planning and harvesting of the crops.

Councilman Bailey asked what the replacement time is.

Leon Cook said it usually takes 1 ½ to 2 months. They are taking the big willow tree out that is causing a swale problem with the water coming down. DEC hasn't given them a permit yet. It's supposed to be advertised in the paper every day starting today through the whole week so people can read about it. That is a DEC rule.

Councilman Knapp asked if this is a county road.

Leon said no but the bridge is a county bridge. Years ago the county put the bridge in for the town and the town never accepted it. The bridge on Colton Rd. is a town bridge. Another bridge owned by the county is the bridge on Palladino Rd. Sometime in May they will be contacting Mary Jo to schedule a meeting in the Meeting Room.

5) Justice Court: Malcolm Knapp & Maureen Perrin.

- **Written report for February.**

Supervisor Scammell noted there were 208 cases and revenues of \$17,395

6) Library Director: Scott Kushner.

- **Board of Trustees Meeting Minutes and Director’s Report February 13.**

Supervisor Scammell noted in their Minutes it reads “Scott is concerned that the general maintenance of the building is not being done in a timely fashion and would like to be able to do some basic maintenance himself. An example is the outside light has been reported out and needs to be replaced for safety reasons...”

It was decided the Board needs to know more about what maintenance he would be doing himself. The question was asked if he would need to provide the town with insurance coverage that is required by others who do maintenance for the town.

Supervisor Scammell will look into this.

7) Recreation Director: Regina Reinschmidt.

Councilman Knapp said he saw Regina before the meeting tonight. The coaches were meeting for baseball and softball to get things organized. They had sign up a couple of weeks ago.

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.**
- c) **Written report for February.**

A written report was submitted.

Councilmen Knapp moved and Bailey seconded the motion to make the following transfers:

GENERAL FUND:

To A8989.4	Water Systems (North Laf)	Contractual	\$18,000.00
A9010.8	State Retirement	Employee Benefits	<u>500.00</u>
			\$18,500.00

From: A1990.4	Contingent	Contractual	\$18,000.00
A9030.8	Social Security	Employee Benefits	<u>500.00</u>
			\$18,500.00

Motion passed unanimously.

Tom Chartrand said he also brought the Supervisors Records for the Town Board to audit.

Councilmen Knapp moved and Shute seconded the motion that the Town Board will audit the Supervisor's Records before the next Town Board Meeting. Motion passed unanimously.

B. Committee (2nd Monday).

- 1) Agriculture (DK/MK).**
- 2) Communications & Technology (MF/PK/MK/MT/GS).**
 - a) Town Website.**
 - 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 – '06 AFG grants (TB).**
 - b) Onondaga County Department of Communications - OCICS.**
 - 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 subcommittee – tba.**
- 7) Highway (PP/LC/DK/SP/JG).**
 - a) Long term capital equipment forecast.**
 - b) Road maintenance schedule.**
 - c) Spring Cleanup Program – no wood burned.**
 - 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, future 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/move lacrosse box.

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 (PP) (DK).

Councilman Knapp said Paul Puttkamer would highly recommend Leon Cook order some “Do Not Feed the Geese” signs and he has some places to put them down there.

3. Bird problems – remove light (see PP) (DK).

Councilman Knapp said he talked to Paul Puttkamer about the light. The light is located outside the bathroom door. Apparently there’s an area the birds can make a nest in it. He doesn’t want the light taken out but would like the fixture changed so it goes all the way to the ceiling so a bird can’t get in there. He will put this on the list for the park meeting.

d) Park designs.

- Parkitects.

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.

Councilman Knapp said Councilman McConnell did most of the work on this but as he couldn’t be here tonight, he asked Councilman Knapp to put this before the Board. Basically there are 6 individuals on the sheet that either resigned or were dropped from the LFD. The letter basically says these people should be dropped from the Service Award Program and the funds are to be transferred to the Town’s general account. He thinks they do have one year if they rejoin the LFD to get it back.

Councilmen Knapp moved and Bailey seconded the motion to authorize the Supervisor to sign the letter dated March 23, 2006, to UBS Financial Services, Inc. listing the 6 individuals to be removed from the Service Award Program. Motion passed unanimously.

Councilman Shute said this is just a matter of making it an official record.

Tom Chartrand said we have an independent party that holds these funds.

Councilman Knapp said he did talk to the LFD about this to be sure they concurred with it and they did.

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.**
 - **Grants and low/no interest loans.**
- 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.

- **NYS Supreme Court petition.**

Kevin Gilligan submitted a resolution to the Board. This resolution is a means, if we are successful, for us to ask the judge to go one step further and order Mr. May to remove the trailer. It is adding Ralph Lamson as a part to the action in his enforcement role and the town is authorizing Costello, Cooney & Fearon to request removal of the trailer as a remedy. The judge could order Mr. May to move the trailer out of there.

Councilman Knapp asked if that gives Ralph the ability to go in there and remove it at Mr. May’s expense.

Kevin Gilligan thinks it would.

Councilman Shute asked if the court couldn’t order that without this resolution.

Kevin Gilligan said no.

Councilman Knapp said we have to state this with Ralph Lamson included.

Kevin said correct.

Councilman Shute asked what happens if we don't do this.

Kevin Gilligan said if we wait, we have to find some other way to get Mr. May to remove the trailer from the island. It's abbreviating the next step.

Councilman Shute asked what the case before the court is doing now.

Kevin Gilligan said it originally started in the justice court. This part originated when the Zoning Board of Appeals granted Mr. May to be able to use the property as a camp but not to have the trailer there. That decision is being appealed by the owner. We are stating if the owner is not successful in his appeal, we are asking the judge to order Mr. May to remove the trailer. The court would just leave it that he is not supposed to have a trailer there unless we ask him to also order the trailer to be removed.

Councilman Shute asked what happens then if he still doesn't remove it.

Kevin Gilligan said then he is in violation of a court order.

Councilman Shute asked if by doing this, it would cause Ralph to be called in to the trial.

Kevin Gilligan said there shouldn't be a trial. This is usually done by papers but Ralph was the responding affidavit anyway.

Councilman Knapp said this isn't a real big judgment call as either there's a trailer there or there isn't.

Kevin said correct. Ralph originally cited Mr. May for having a trailer at the site.

Councilman Shute moved and Councilman Knapp seconded the following resolution:

**TOWN OF LAFAYETTE
RESOLUTION**

Re: Authorizing Proceeding for Injunctive Relief against May

BE IT RESOLVED that the Town Board of the Town of LaFayette hereby authorizes the Code Enforcement Officer and the Town Attorneys to intervene on behalf of the Town of LaFayette in a special proceeding in Onondaga County Supreme Court, captioned William May and Rose May v. Town of LaFayette Zoning Board of Appeals, Index No. 2006-12, and to Cross-Petition on behalf of the Town of LaFayette for injunctive relief requiring the petitioners to comply with the Town of LaFayette Zoning Ordinance, the Order of the Town of LaFayette Justice Court and the Resolution of the Town of LaFayette Zoning Board of Appeals dated January 24, 2006.

The question of the adoption of the foregoing resolution was duly put to a roll call, which resulted as follows:

Supervisor Scammell	Voted	Yes
Councilman Knapp	Voted	Yes
Councilman Bailey	Voted	Yes
Councilman Shute	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

C. Robert Shute – Route 11 – Judge Gideon, Town of DeWitt Court.

Councilman Bailey asked if we are still waiting to hear from Judge Gideon.
Kevin Gilligan said yes.

D. NYS DEC – SEQR change.

E. Street names – SOCPA.

Kevin Gilligan submitted a draft letter dated March 21, 2006, to Ms. Kay Dobrowski at Onondaga County Planning for their approval.

The Board was in approval of sending the letter.

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 hasn't received any correspondence on this yet. He needs a cash receipt book, copies of cancelled checks, bank statements, etc.

Supervisor Scammell said he can resend the email on this with a deadline for the end of April.

Tom Chartrand said anything after April 15th would be good.

C. LaFayette Hotel (executive session).

- **Historical status rejected.**

D. School speed limit signs (AS/BM).

Councilman Shute said he met with Mark Mondonaro and they sent the letter into the DOT that was authorized previously. Channel 9 was up there last Monday with 3 trooper cars. The fastest they tracked someone going through there was 50 mph. He thinks this indicates exactly what the problem is.

The Board discussed the amount of money the town gets regarding speeding tickets.

Councilman Shute asked what we have to do to start utilizing the Sheriff's Dept. under our contract.

Councilman Knapp said we just have to give them some notice about when we want them and where we want them and for how long.

Councilman Shute is in favor of this.

Councilman Knapp asked if we should talk to Mark Mondonaro about whether some days are better than others to have a Sheriff there.

Councilman Bailey said or whether mornings would be better than afternoons.

Councilman Shute would think the morning would be better. As far as days go, he doesn't think this matters. He thinks it's a constant problem weekdays.

It was determined no motion was needed as contract has been signed.

Supervisor Scammell confirmed it's \$55/hour.

Tom Chartrand said yes and we allotted \$2,000 for this.

Councilman Shute said as it takes 3 weeks to schedule this. He would try to get it scheduled right away. He will contact Capt. Bronstad about this.

Supervisor Scammell will get him the number.

Councilman Knapp said once question that might be asked is if we can do it for 2-hour intervals.

Councilman Shute said at the last Safety Meeting it was noted that some of the bulbs in the EXIT lights need to be replaced and there are no bulbs left.

Pete Paul said you can get them at city electric.

Leon Cook said each light takes two bulbs.

Pete Paul said to let him know how many we need and he can pick them up.

It was decided 3 would be good for now.

E. Community Development Grant app.

1) Water district.

Kevin Gilligan said we are at the point in the water district formation to have a resolution for bonding. We are not bonding right now. This resolution just gives the authorization.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$1,400,000 SERIAL BONDS OF THE TOWN OF LAFAYETTE, ONONDAGA COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF WATER SUPPLY, STORAGE AND/OR DISTRIBUTION IMPROVEMENTS FOR THE SMOKEY HOLLOW WATER DISTRICT AND NORTHEAST LAFAYETTE WATER DISTRICT, EACH IN SAID TOWN.

WHEREAS, pursuant to proceedings heretofore had and taken in accordance with the provisions of Article 12 of the Town Law, the Town Board of the Town of LaFayette, Onondaga County, New York, has established the Smokey Hollow Water District and Northeast LaFayette Water District and Northeast LaFayette Water District, each in said Town of LaFayette, subject to approval of the office of the State Comptroller as to Northeast LaFayette Water District; 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 and which determination is available at the office of the Town Clerk during regular business hours; and

WHEREAS, it is now desired to authorize the financing of said improvements; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of LaFayette, Onondaga County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the construction of water supply, storage and/or distribution improvements for the

Smokey Hollow Water District and the Northeast LaFayette Water District, each in said Town, including land or rights in land, original furnishings, equipment, machinery, apparatus, appurtenances and other incidental improvements and expenses in connection therewith, there are hereby authorized to be issued \$1,400,000 serial bonds of the Town of LaFayette, Onondaga County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid improvements is \$1,400,000 and that the plan for the financing thereof is by the issuance of the \$1,400,000 serial bonds of said Town herein authorized to be issued therefore.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of LaFayette, Onondaga County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively becomes due and payable. There shall be annually assessed upon and collected from the several lots and parcels of land within said Smokey Hollow Water District and within said Northeast LaFayette Water District in the manner provided bylaw, an allocable portion of the aggregate amount sufficient to pay the principal and interest on said bonds as the same become due, allocable to each such District as provided in proceedings adopted prior hereto, it being anticipated to be an allocation of \$1,231,000 to Northeast LaFayette Water District and \$170,000 to Smokey Hollow Water District, but if not paid from such sources, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of he same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The power to issue and sell notes to the New York State environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Supervisor. Such notes shall be of such terms, form and contents as may be prescribed by said Supervisor consistent with the provisions of the Local Finance Law.

Section 8. The Supervisor is hereby further authorized, at his or her sole discretion, to execute a project financing and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a serial bond, and, or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The intent of this resolution is to give the Supervisor sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid and, or notes without resorting to further action of this Town Board.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provision of law which should be complied with at the date of publication of this resolution are not substantially complied with,

And in action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. This resolution, which takes effect immediately, shall be published in full in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

Gregory Scammell	Supervisor	Voting	Yes
David Knapp	Councilor	Voting	Yes
Thomas Bailey	Councilor	Voting	Yes
Adrian Shute	Councilor	Voting	Yes

The resolution was thereupon declared duly adopted.

- 2) **Water district hookups.**
 - 3) **Park designs (SU &/or playground equipment manufacturers- Parkitects)**
 - **Bailey Park.**
 - **LaFayette Beach.**
 - **Stafford Park.**
 - 4) **Neighborhood/Transportation infrastructure.**
- F. Groth Road Communications Tower – neighboring towers & wireless carriers.**
Supervisor Scammell asked if anyone had viewed the site.
Councilmen Shute and Knapp said they were unable to bring it up on their computers.
- G. Street name – SOCPA (KG).**
- H. '07 Budget.**
- **Crash bar on front door (safety – AS).**
- I. SPDES – MS 4 Phase II, in kind.**
- J. Other.**

11. NEW BUSINESS.

A. Assessor Clerk to Assessment Clerk.

Councilman Knapp moved and Bailey seconded the motion to create the position of Assessment Clerk which is a part-time position. Motion passed unanimously.

B. Other.

Leon Cook presented the examples of some Welcome to LaFayette signs for the Board to review. It was suggested the signs be put up on Route 20 both east and west and on Route 11 both north and south and go with what we have now for the secondary roads. He said a lot of towns get sponsors to sponsor the signs.

Councilman Shute said they discussed signs at the first meeting of the Chamber of Commerce. There was some interest in the sponsorship. He thinks 24 x 36 might be a little small.

Leon Cook said some are bigger than others.

Councilman Shute said he has seen the signs as you enter the Village of Jamesville that are done out of wood and look nice.

Councilman Knapp thinks it's a maintenance issue.

Councilman Shute said the Chamber of Commerce will be having another meeting on Monday and he would like the opportunity to take these to them.

The Board was in agreement with this.

Councilman Shute thinks just doing the 4 signs is fine.

Councilman Knapp said the budget has been so tight the last couple of years it has forced this to be put off.

Supervisor Scammell said this came to be because there was some complaints about signs being deteriorated on Tully Farms Rd.

Leon Cook said we need to be sure these are O.K. with the D.O.T.

Councilman Knapp asked if they would install them.

Leon said no, the Town Highway Dept. would. Maybe the company will put them up that we order them through.

Councilman Knapp said when we talked to the guy in Nedrow, he insisted on putting them up.

Supervisor Scammell asked where this guy was located.

Leon Cook said it's over near Syracuse Supply.

Councilman Shute asked if the company in Nedrow is as close as we have for a sign like this.

Tom Chartrand said there is another company in Pompey called "Sign Solutions" who made signs for Pompey and Fabius.

Councilman Knapp asked if she did the one for Tully.

Tom Chartrand said no.

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

PROCLAMATION

TOWN OF LAFAYETTE

WHEREAS, Craig Halbert 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, Craig Halbert 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 Craig Halbert on this great accomplishment; and

WHEREAS, Craig Halbert 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 Craig Halbert'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 Craig Halbert for his dedicated service to our community and for achieving the rank of Eagle Scout and proclaims Saturday, March 18, 2006 as

**Craig Halbert 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 Craig Halbert 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.

12. Suggestions for improvement and positive contributions.

13. Executive session (if needed).

14. Councilmen Knapp moved and Shute seconded the motion to audit & pay the following bills:

GENERAL FUND	#5226 – 5250
HIGHWAY FUND	#5220 – 5225
TRUST & AGENCY FUND	#5251 – 5259

Motion passed unanimously.

15. Councilmen Shute moved and Knapp seconded the motion to adjourn. Motion passed unanimously.

The Regular Town Board Meeting adjourned at 9:32 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk

Amended to delete Councilman McConnell's name from voting as was absent.
Adopted 4/10/06