

Minutes of the Town Board Meeting held by the LaFayette Town Board on November 13, 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 (Arrived 6:36 p.m.)
William McConnell, Councilman
Adrian Shute, Councilman

Absent: Thomas Bailey, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Ralph Lamson, CEO
Kevin Gilligan, Town Attorney
Marshall Taylor, Assessor/Clerk
Tom Chartrand, Bookkeeper
Tom Collins
Pete Paul, Dep. Supervisor
Clay & Anne Smith
Bob – Upstate Temperature Control
Jim Moore, D.C.O.
Art Fritz

1. Supervisor Scammell called the meeting to order at 6:30 p.m.
2. The Town Clerk took the Roll. Councilmen Knapp and Bailey absent. All else present.
3. Pledge to our U. S. Flag. Town Councilor Bill McConnell.
4. Approval of the November 9, 2006 Special Meeting/Public Hearing Minutes was waived until the next meeting as Councilman McConnell would be abstaining and there is not a quorum at this time.
5. **PUBLIC HEARINGS. None.**
6. **COMMUNICATIONS:**
 - A. **RESIDENTS.**
 - 1) **Grader family: Mill Street/Road.**

Leon Cook said he received a call from a secretary at Costello, Cooney & Fearon Advising they need to get the description/measurements for Mill Road.

Councilman Knapp asked what the length and width will be.

Leon said it can only be 1' to 2' on each side of the width of the pavement.

Councilman Knapp confirmed we are talking more like 15'-16' then.

Leon said he will measure the pavement and take a foot or two on either side.

Supervisor Scammell asked how far in they will go.

Leon said to where they turn around at Woods driveway.

Councilman Knapp asked Kevin Gilligan if we will be abandoning the rest of the road.

Leon said you are not abandoning anything. You are taking over this section of the road because of use.

Councilman Knapp said we are relinquishing control of the rest of the road.

Kevin Gilligan said you are recognizing that section of the road as highway-by-user and the rest will not be recognized. The remainder of the road will be a driveway.

Marshall Taylor said they will research all the deeds to determine who owns what.

Councilman McConnell said when we notified the Graders that the Town Board was recognizing this as a highway-by-user, was that based on what was used or what we are proposing to use?

Kevin said it is for what exists as the highway-by-user and to have this straightened out for the future. All Leon is doing is measuring what is being used as a road. You are recognizing what it is and defining it.

Councilman Knapp said this is for tax mapping.

Supervisor Scammell said ultimately the Grader property will be reduced by this amount.

Kevin said in a highway-by-user, the adjoining landowners continue to have interest in the property. If it's abandoned or discontinued by the town, they have some ownership. A deeded road is different. You can reduce or adjust the taxes. It's not unusual to see ownership to the middle of the road. This highway-by-user does not change ownership of the property.

Councilman Knapp asked what Kevin would recommend.

Kevin thinks it should be put on the map. The Town Board is just acknowledging this is a highway-by-user. Tax mapping wants something from the Town for authorization to put this on the tax maps. There will not be any change of deeds for this. Mr. Grader's deed will still show he is the owner of the road.

Councilman Knapp asked if we should be changing assessments if we are not changing owners.

Kevin said you can diminish assessments.

Marshall Taylor said you are talking about maybe \$60. This does affect the market value of the property. They must assess property by market value. This does have an impact on the market value of this property.

Councilman Knapp asked about The Lane.

Marshall said the Lane isn't on the map at all. We have been trying to get this one on the map too.

Kevin said if we can get a definition of it, we can use it to do the same thing we will be doing with Mill Rd.

Leon said he had The Lane surveyed awhile ago.

It was noted that Drumm Rd. is not on the map either.

Councilman Knapp asked if we should be doing the other roads too.

Kevin said you certainly can but if we have one ready, we can go forward with that.

Leon said Thunder Rd. hasn't been put on the map yet either.

Marshall said it has been done, it's just not on the big map yet.

Leon asked about Elderbrook Dr.

Marshall said that is not on yet.

Leon said they deeded a little over 200' of road over to the town last year. Every year he has to report all the roads in the town to the state. He is working on this now. He is short some footage up on Ashburn which he is trying to straighten out.

2) Kurt Watson : zone change request.

TOWN BOARD RESOLUTION

November 13, 2006

Councilman Knapp introduced a proposed Ordinance and made the following motion, which was seconded by Councilman Shute:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the adoption of an Ordinance in the Town of LaFayette, such that there are no other involved agencies within the meaning of the New York State Environmental Quality Review Act (SEQR) with respect to the proposed adoption of said Ordinance, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the Town Board shall act as lead agency and that the proposed action is an unlisted action for purposes of environmental review (SEQR); and it is further

RESOLVED AND DETERMINED, that the following proposed Ordinance is hereby introduced for the Town Board's consideration:

“ORDINANCE

**An Ordinance Amending Section “C” of the 1970 Zoning Ordinance
of the Town of LaFayette to Amend the Town of LaFayette, 2000
Zoning Map to Change the Zoning Classification of Certain
Specified Property from Agricultural Residential (A-R) to Business (B)**

Be it Ordained, that the 1970 Zoning Ordinance of the Town of LaFayette is hereby amended to amend the Town of LaFayette, 2000 Zoning Map, changing the zoning classification of the property described in the attached schedule “A” from Agricultural (A-R) to Business (B).

Effective Date. This Ordinance shall take effect as provided in Section 265 of the New York Town Law; and it is further

RESOLVED AND DETERMINED, that this matter be referred to the Onondaga County Planning Agency pursuant to New York General Municipal Law, Section 239; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the adoption of this proposed Ordinance at the Town Hall located at 2577 Route 11, LaFayette, New York on November 27, 2006, at 6:30 p.m. or as soon thereafter as the matter can be heard, at which time all persons interested on the subject shall be heard.

The question of the adoption of the foregoing resolution was duly put to a vote and upon roll call the vote was as follows:

Supervisor Scammell	Voted	Yes
Councilman Knapp	Voted	Yes
Councilman McConnell	Voted	Yes
Councilman Shute	Voted	Yes

The foregoing resolution was thereupon declared duly adopted.

SCHEDULE "A"

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of LaFayette, County of Onondaga and State of New York, and being more particularly bounded and described as follows:

BEGINNING AT A POINT in the Southerly line of Commane Road on the division Line between the Onondaga Purchase Lots of 1817: Lot 26 on the West and Lot 27 on the East;

RUNNING THENCE S 03 degrees 40'09" E, along said division line, a distance of 632.37 feet to a point;

THENCE S 84 degrees 48'47" W, along the Southerly line of lands of Corbett Riehlman (*Book 3862 of Deeds, Page 100*), a distance of 329.39 feet to an angle point therein;

THENCE S 88 degrees 06'42" W, continuing along said Southerly line, a distance of 158.93 feet to the Northeasterly corner of lands of Teri Knickerbocker (*Book 4506 of Deeds, Page 215*);

THENCE S 11 degrees 02'21" E, along the Easterly line of lands of said Knickerbocker, a distance of 75 feet to the Southeasterly corner thereof;

THENCE S 87 degrees 29'40" W, along the Southerly line of lands of said Knickerbocker, a distance of 100 feet to a point at the Northeasterly corner of lands of Melody A. Roy;

THENCE S 11 degrees 02'21" E, along the Easterly line of lands of said Roy, a distance of 75 feet to the Southeasterly corner thereof;

THENCE S 87 degrees 29'40" W, along the Southerly line of lands of said Roy, a distance of 99.97 feet to a point in the Easterly line of U.S. Route #11;

THENCE S 09 degrees 52'42" E, along said Easterly line, a distance of 131.85 feet to a point;

THENCE S 10 degrees 59'54" E, continuing along said Easterly line, a distance of 207.05 feet to a point;

THENCE N 86 degrees 28'04" E, along the Northerly line of lands of David & Dawn Unger (*Book 3543 of Deeds, Page 30*), and continuing along the Northerly line of lands of the NY LaFayette Ltd. Partnership, a distance of 628.14 feet to a point on the division line of said Lot 26 on the West, and Lot 27 on the East;

THENCE S 03 degrees 40'09" E, along said division line, a distance of 342.18 feet to a point at the Southwesterly corner of Lot 4, as shown on a map of Hillside Heights, filed in the Onondaga County Clerk's Office on May 31, 2002, as Map No. 9412;

THENCE N 86 degrees 15'52" E, along a portion of the Southerly line of said Lot 4, a distance of 716.11 feet to a point therein;

THENCE N 03 degrees 44'08" W, through and across said Lot 4, a distance of 787.76 feet to a point in the Southerly line of Lot 2 as shown on said Hillside Heights Map;

THENCE S 86 degrees 44'43" W, (*N 88 degrees 02'11" W-map*), along said Southerly line of said Lot 2, a distance of 523.97 feet to a point at the Southwest corner of Lot 3;

THENCE N 03 degrees 43'06" W (*N 01 degrees 30'00" E-map*), along the Westerly line of said Lot 3, a distance of 667.04 to a point in said Southerly line of Commune Road;

THENCE S 86 degrees 47'40" W (*N 88 degrees 02'11" W-map*) along said Southerly line, a distance of 190.68 feet TO THE POINT OF BEGINNING, containing 22.67 ± Acres of land.

SUBJECT TO any easements and/or restrictions of record.

3) Mark Chambers household: access to 2645 Porter Lane.

Supervisor Scammell said we are in receipt of a letter from Mr. Chambers dated 10/30/06. Mr. Chambers would like to know if he has access to Amidon Rd. Some of the maps show Mr. Chambers has access at the end of Amidon Rd., some show he has access on the southern side of the end of Amidon Rd., and other maps show he has no access to Amidon Rd. He asked Kevin for his input on this.

Kevin said you have to try to figure out why all the maps are not the same. This will have to be investigated through the records. Right now he knows there is a fence across what appears to be a town road. There is new stuff being put up in the roadway at the present time.

Supervisor Scammell asked Leon Cook if he knew where Amidon Rd. ends.

Leon said it's quite a ways up from Summerridge. We have a storm sewer that goes right to the very end of the town property. That is where the town property ends. That storm sewer is in the center of the town right-of-way.

Supervisor Scammell confirmed it's a town road back to where the storm sewer is.

Leon said on the map it shows it as a town road. Amidon Road used to stop way back this way from Summerridge. When Lynn Hutton developed Summerridge, he had to do part of Amidon Rd.

Councilman Knapp asked where the fence is across the road on the map.

Supervisor Scammell showed him.

Leon said they used to have a temporary turn-around on Amidon Rd. this side of Summerridge. At that time, that is as far as we maintained.

Supervisor Scammell said all the maps show Amidon Rd. extending at least until the end of Fallon property. He asked Leon if he knew how this came about.

Marshall Taylor said Mr. Fallon was in to talk about his assessment and talked about this. When Lynn Hutton put his subdivision in and it was all done, County Planning put the road in so Mr. Chambers' property would not be landlocked. The county did this to prevent a landlocked parcel. Supposedly there is 60' from the end of Fallon's property to the next property so there would be a driveway right-of-way onto Amidon Rd. He spoke to Mr. Herzog who is the one he talks to when he needs to talk to someone about tax mapping.

Supervisor Scammell asked if Mr. Herzog is who we need to talk to about this.

Marshall isn't sure.

Councilman McConnell asked if Mr. Fallon brought in his deed from when he purchased the property to show ownership of this area of the road.

Marshall said Mr. Fallon advised he had maintained the areas for awhile so it was his.

Kevin Gilligan said that is not the way this works.

Supervisor Scammell said it sounds like this is a town road that the county helped to create.

Kevin said he must look to see how this was done. County Tax Mapping nor the County have the jurisdiction to create a road without some action from the town. We need to get the history on this project. It's not a highway-by-user as no one is using it.

Leon Cook said the Board will need to find out when Summerridge was built as that is when the storm sewer had to go to that spot.

Mary Jo said Phase 1 shows a date of 2000.

Leon said the Board needs to find out if this area of road was kept by the town to be able to get to the storm sewer. They have had to go in there to flush the drain out a couple of times.

Supervisor Scammell confirmed the town does need access off the end of the road.

Leon said yes, to maintain the storm sewer.

Tom Chartrand said he has a Naomi and Summerridge Developer Deposit showing up in 2000.

4) Other.

Tom Collins was present to discuss the water district. He believes Section D should have been kept all the way. He believes the water district should have been simply switched from E. Syracuse to Onondaga County Water. He thinks Section D should have been brought all the way down to Walburger Rd. He said he was advised tonight that the funds for Smokey Hollow and the Northeast LaFayette Water district have been merged. He wants to know what his legal rights are. He said it's going to cost him about \$14,000 to put a well in. Who determined the sections A, B, C, D, and E? Why was Section D just from the bridge to Walburger Rd.?

Supervisor Scammell said the steering committee determined the sections. He asked Kevin Gilligan for his input.

Kevin said the Board can start all over again. This kind of decision was made last year when the Board was working on what the definition would be. This has already gone through state approval. In the spring, they are planning to start digging this.

Councilman Knapp said he spoke to Mr. Fritz who advised they were working on something for the folks left out of the district.

Tom Collins said they were lead to believe they would get the water somehow or they would get money to dig a well.

Supervisor Scammell said he believes they are eligible for assistance in funding for wells.

Tom Collins said they are looking at a well and probably sulfer water.

Supervisor Scammell said Mr. Collins and the Ruzekowicz's were left out of the district.

Tom Collins said there is another resident who would like to get on now too.

Supervisor Scammell said his understanding is the options for financing, which are income tested, are through Southern Hills for help with the wells and the other one he believes is part of hookup money. That is all there is that he knows of.

Tom Collins said they did a bum job on this whole system. He wants to know what his legal rights are to get this water.

Supervisor Scammell said other than starting the process over again, he doesn't know what can be done. A new petition would have to be passed, etc. The 3 residents that were left off could try to be added onto the Northeast LaFayette Water District. They would have to have the majority of the people support this.

Tom Collins thinks this was a bad deal for them. Should he take the papers to Mr. Walsh and show him where the water district is and ask him how much money the folks get that were left off?

Supervisor Scammell doesn't think he would know either.

Councilman McConnell said out of the grant money, his understanding was that some of that was to be allocated for those who had to dig wells.

Supervisor Scammell said the only money he knows of for these folks is the Southern Hills loan and the hookup funding. He said he did everything he could do to get them the water.

Tom Collins doesn't believe what the Board did to them was right.

Supervisor Scammell said his understanding is that the steering committee polled all the residents and more than half the people in each section to see if they wanted the water district and this is how they made the districts up.

Tom Collins said they never asked him. Does the Board know for a fact they polled everyone.

Supervisor Scammell said he didn't physically see them count the votes. He said Tom Collins can try to pass an amended petition or to circulate a new petition.

Tom Collins said they don't want wells, they want the water.

Supervisor Scammell said his only choices are to circulate an amended petion or to circulate a new petition.

B. NYS ORPS: Distribution of 2006 STAR Administrative Aid.

C. NYS DEC: Bobcats in Region 7.

D. Syracuse Post-Standard, 10.20.06 – CNY Job Picture: “Economy ‘Heating Up’”.

“...The area's labor force – the total number of people who are working or are looking for work – reached its highest point for any September since 1992. With a population base that is essentially level, businesses will find it increasingly difficult to fill al the jobs that are being created, Evans said. In fact, the area is creeping close to full employment, he said...”

- E. Northside Community Police Center: Fall, 2006 newsletter.**
- F. NYS ORPS: “Excellence in Equity” award.**
- G. PERMA: loss runs.**
- H. Farm Family: cancellation & reinstatement of non-town policy.**
- I. National Grid: customer satisfaction survey.**
- J. CNYRPDB: 2003 EPF grant.**
- K. Onondaga County Legislature: 11.08.06 agenda.**
- L. The Salvation Army: Christmas Bureau 2006.**
- M. National Grid: Holiday decorations on poles.**
- N. Association of Towns: 2007 Training School & Annual Meeting.**
- O. Other.**

7, SPECIAL REPORTS. Mr. Clay Smith, P.E. – Town offices heating system.

Supervisor Scammell said he passed out the letter Clay Smith wrote to the Board back in April.

Councilman Knapp confirmed we would bring in a gas furnace that will be forced air and hook it into the existing ductwork.

Clay Smith thinks that would be smart.

Councilman Knapp asked where we would put it.

Clay said down in the area where the furnace and water purification system are.

Councilman Knapp said we would keep our heat pumps to use in the summer for cooling.

Clay said yes.

Councilman Knapp said we would just be eliminating the heating side of the heat pumps.

Supervisor Scammell said the next step is to get some specs to put this out to bid.

Clay said he guesses we have to put it out for bid but it's not that big of a job.

Councilman Knapp asked Tom Chartrand what our limits are.

Tom said if the Board is buying and having it installed and it's less than \$3,000, you can go with who you want to. If it's \$3,000 - \$10,000, you must have quotes from 2 contractors. If it's over \$10,000, you need quotes from 3 contractors.

Councilman Knapp asked about the prevailing wage.

Tom Chartrand said it it's being installed, it will be subject to the prevailing wage laws.

Councilman McConnell said the savings alone in a year will pay for the system.

Bob said there is definitely some history on this equipment. He doesn't have the records with him.

Councilman Knapp asked if we do this, will it save on the life span of the pumps being used in the summer?

Bob said theoretically if you are only talking 4-5 month usage rather than 12 months, there should be.

Councilman Knapp asked if it would hurt them just sitting unused through the winter months.

Bob said no.

Councilman McConnell asked the replacement cost for the heat pumps.

Bob said there is some changes going about in the industry regarding the refrigeration being used. The new equipment that will be required is pretty costly.

Councilman McConnell asked if the Town Board moved forward on this, will Clay be doing the RFP?

Clay said it's up to the Board. If they want to hire him, he would be pleased to do this.

Councilman McConnell would advocate that the Board resolve tonight that we move ahead and put a RFP out to find out the cost involved in doing this.

Marshall Taylor asked if the new system being put in would be capable of having air conditioning added to it in the future.

Clay said it could do both. You need to go with one way or the other. You are going to replace the equipment with something reliable for the town building or you are going to do something else.

Councilmen McConnell moved and Knapp seconded the motion to authorize Clay Smith to author a RFP for the data he has presented and move forward on this. Motion passed unanimously.

8. **REPORTS:**

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

- 1) **Assessors: Mary Doster, Marshall Taylor & Jim Munnell.**
- 2) **Building & Zoning Code Enforcement: Ralph Lamson & Jack Sutton.**
 - a) **2300 – 2330 Route 11 South, across from LaFayette Rural Cemetery, numerous violations.**
 - b) **Junk complaint at 3903 Eager Road.**
 - c) **Apulia Road – various violations south of Jamesville Reservoir.**
 - d) **3231 Webb Road. Four junk vehicles.**
 - e) **Route 11A – junk, propane tanks/odor.**

3) **Dog Control: Jim Moore & D. Scholes.**

- **Dog redemption fines, etc.**

Jim Moore said he has some information on redemption fees for the Board as he has been researching the way the other towns in the county handle these fees. They average \$100 per redemption.

Councilman Knapp asked what a redemption fee is.

Jim said every dog that is picked up in the Town of LaFayette has a form filled out on them. The dog has to be redeemed by the owner, adopted through the SPCA or euthanized. The

SPCA does not do licensing any more. Anyone who wants to redeem their dog must come to Mary Jo for a license. The SPCA will also no longer be collecting the redemption fees which to date would have totaled \$700 this year.

Supervisor Scammell asked if there is anything on how much the redemption fee can be.

Kevin Gilligan said he believes we can set the redemption fee at whatever the shelter charges and the cost for our D.C.O. to pick the dog up and take it to the shelter.

Councilman McConnell asked the cost now.

Jim said it's 50 miles round trip for him and a \$130 charge from the shelter.

Councilman McConnell asked what these types of costs were last year.

Tom Chartrand said so far this year we have spent about \$2,000 on this.

Councilman McConnell would be in favor of a redemption fee and it should be set at a cap.

Supervisor Scammell asked about the cap.

Councilman McConnell said for example, if we are writing a policy, it would set the cap at 5 days as we are not responsible for the dog after the 5 days.

Supervisor Scammell asked what towns do this.

Jim said Salina, Geddes and Clay.

Tom Chartrand said Pompey, Tully and Otisco don't take their dogs to the SPCA so they don't do this.

Councilman Knapp asked where they take their dogs.

Tom Chartand said Otisco and Tully take theirs to Lake Country.

Jim said every year we average about 20-25 dogs taken in.

Supervisor Scammell asked how this would work for the dog that stays beyond 5 days.

Jim said if the dog stays there for 5 days, at the end of day 5, the dog no longer belongs to the Town of LaFayette.

Supervisor Scammell said we pay the 5 days, if the owner shows up on day 6 he is interested in getting back the 5 day charges. What happens to the 5 days if they show up later.

Jim said this hasn't happened as far as he knows.

Tom Chartrand said last year we spent just under \$2,000 at Lake Country and in 2004 it was around \$1,500.

Councilman Knapp asked if we can consider Lake Country next year or should we still use the SPCA?

Jim said the SPCA is closer for him but it makes no different to him.

Councilman Shute asked if the SPCA would collect the money.

Jim said no. Mary Jo would accept it as she must sign the DLA form which the owner must take to the SPA to redeem their dog.

Supervisor Scammell asked if there is any interest in having a resolution like Clay, Salina and Geddes have.

Councilman Shute doesn't see anything wrong with it right now but he would like to hold off on this until the next meeting to think about it for awhile.

Councilman Knapp agreed.

Jim said he would like to possibly have a change to the local law regarding public places and dogs urinating and defecating on them. This is going on now at the park.

Councilman McConnell said you can create an ordinance that says if you bring dogs some place, you must clean up after them.

Supervisor Scammell asked if there is an interest in updating our ordinance.

Councilman McConnell would be interested in educating the public and doing a little fact finding.

Jim would like something for public property, the schools, playgrounds, etc.

Councilman Knapp said we can't legislate the schools.

Kevin said that is correct.

Councilman Knapp would recommend authorizing the D.C.O. to buy a dispenser and some bags and find a spot to put it up at the park.

Jim said a sign would have to be put up. He will try to think of wording for the sign.

Kevin confirmed the Board is going to hold off on any legislation at this time and try to get resident volunteers involved.

The Board confirmed this.

4) Highway Superintendent: Leon Cook.

- **Cabinet transfer to Community Council.**

5) Justice Court: Malcolm Knapp & Maureen Perrin.

A written report was submitted.

6) Library Director: Scott Kushner.

- 09.11.06 Library Board Minutes and a Director's Report were submitted.

7) Recreation Director: Regina Reinschmidt.

8) Tax Collector: Teresa Mech.

9) Town Clerk: Mary Jo Kelly.

- Monthly Report and Daily Cash Reports submitted.

10) Town Supervisor: Greg Scammell.

- **Multi-town Shared Services Opportunities – NYS Senator John DeFrancisco.**

“...I am pleased to inform you that I have been able to secure a one-time special State grant in the amount of \$58,000 for operating assistance to study potential shared services opportunities with certain towns and villages within Onondaga County, the city of Syracuse and the County of Onondaga...”

Supervisor Scammell thinks a thank you letter should be sent to Senator DeFrancisco for this.

The Board was in favor of Supervisor Scammell sending the letter.

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.**

Councilman McConnell said in October he met with the ropes course manager. One recommendation was to put the ropes course calendar on the website. He would like to contact Mike Forte about what they would like to have on it.

3) Economic Development (BM/GS).

- LaFayette Hotel.**
- Focus 2010.**
- Hamlet sewage district.**
- Hamlet water district.**

Councilman McConnell said they are moving ahead. In October they didn't have a quorum so they dispensed with that meeting. He has made two contacts on grants and they will be interviewing these people. He will be meeting with John Dunkle this week with the plans.

4) Emergency Response (TB/BM).

- Onondaga County Department of Communications - OCICS.**
- NYS PSC – TSP (Telecommunications Service Priority) (BM).**
- Pandemic/Avian/Bird Flu.**
- NIMS training (TB).**
- AED's & training for town offices, library & Onondaga County Soil & Water.**

5) Employee Policies & Benefits (MK/AS/MD).

- **Implement employee-share healthcare premium increase.**

6) Environmental & Conservation Advisory Board (RB, BF, KF, WG, EG, NM).

- **SPDES subcommittee – (JD/D&S, E&CAB, PB, ZBA, TB, KG/CC&F) tba.**

7) Highway (PP/LC/DK/SP/JG).

- Multimodal/CHIPS funding – in process, via Senator DeFrancisco's office.**
- Mill Road/Highways by Use.**
- Porter Lane.**

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

- Heating/Cooling system alts & new temperature controls - bid, Clay Smith, P.E.**
- Motion sensors (BM).**

Councilman McConnell said this has been completed and can be removed from the agenda.

c) Alarms at Town Offices & Community Center.

Ralph Lamson said the fire alarm system was put in to bring the building up to code. This system should be maintained to be up to code.

d) Quote for additional lighting in center of Community Center's large room.

Councilman Knapp was up there last week and no one seemed to think it was that dark. He will check into the cost of some more track lighting for the center of the room.

e) Bottled water charges.

This can be removed from the agenda.

9) Recreation & Youth (DK/AS/RR).

a) Marion Bailey Park.

1. Short term.

- **New trees & maintenance (stump removal & tree trimming) to existing trees -94%.**
- **Park signs "children playing" - 76%.**
- **Basketball court improvement (new nets, paint backboards, straighten basketball pole, remove old volleyball pole) - 73%.**
- **General maintenance and improvement (more mowing, weed trimming, trash pickup, remove old concrete pad) – 70%.**
- **Tree trimming – bids. ****

Councilman McConnell said the Community Foundation received the report and they were fine with it. Grimm Services came out last Saturday and did the trimming and it looked fine to him.

Leon said it looks good to him. He hasn't picked up the trees and logs that were left yet because the people in the area are cutting them up for firewood. What they don't take, he will get rid of.

Councilman McConnell said the Community Foundation said he should look for March and April of next year to get another application in for more funding.

2. Long term.

- **Resurface basketball court.**
- **Add fencing (north side) to protect children from ditch & road.**
- **Speed limit reduction to 30 mph.**
- **Traffic flow control (light, sign, 4way stop @ 11A & Rowland).**
- **Parking area from 11A.**

b) LaFayette Beach.

- 1. Evaluate survey/transfer LaFayette Beach from LCC to town.**
- 2. Roof/cover over sandbox (Herb Salladin). Bids. (DK).**
- 3. Repair/move lacrosse box, lifeguard station repair.**
- 4. Structural repairs – bid (DK).**

c) Fred Stafford/Optimists Park.

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

- **Tully-\$12k – materials only (all volunteer labor).**

2. Pickup after dogs (signs?).

Leon Cook said the two bleachers that were at the Booher Fields that needed the wood taken off, repainted and then put back on are all taken care of. He took the bleaches up to the Highway Dept. and they are all fixed and returned to the field.

Councilman Shute said that is the other half of the grant money that was received.

Councilman Knapp said Community Council was very appreciative of this.

d) Park designs – Parkitects.

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

- **Smoke detector batteries – change at DST/EST time changes.**

Councilman Shute believes we are pretty caught up on the things that needed to be fixed.

11) School District liaisons (BM/PP).

Councilman McConnell said he spoke to the school superintendent and president of the school board. Declining enrollment is a concern. The school is trying to do a study on this now.

Pete Paul asked who is head of the transportation dept. for LaFayette.

Councilman McConnell said Dan Sawkins.

Pete said in the afternoon one of the buses goes down Coye Rd. past Gordon Cooper Dr. and backs into a driveway and pulls out. He thinks this is dangerous.

Councilman Knapp said that is a tough corner to be stopping in the middle of.

Councilman McConnell said he will talk to Dan about this.

Ralph Lamson said the Cross Country Team placed 2nd for the state title.

Councilman Knapp asked Mary Jo to do a proclamation up for them for the next meeting. He noted Kelsie Groth came in first at the Sectionals and 8th in the state.

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

- **P.E.A.C.E. grocery bus.**

Supervisor Scammell said P.E.A.C.E. is sponsoring a grocery bus. It is available the 2nd and 4th Thursday of each month and will begin on October 26th. From 10:00 a.m. to 12:30 p.m. The destination will be to Price Chopper, Walmart, K'Mart, Aldi's in Cortland or Green Hills, Aldi's or Eckerd in Nedrow. The bus will be stopping at The Meadows, Grove Street Apartments and Tully Trailer Park in Tully and at the Festival Gardens in LaFayette. Reservations must be made to take this bus.

13) Service Awards (BM/DK/NV/JH).

Councilman McConnell has asked to eliminate sending the town the individual investment reports and John Harper has asked for them to be sent to the individuals homes. He has asked for the town to get a quarterly report.

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

- **Prevailing wage impact on contract.**

- **Shared service grants.**

15) Water (GS/PP).

- U.S. Army Corps of Engineers/Jamesville Reservoir – Preliminary Restoration Plan complete, seeking nonfederal (NYSDEC) cosponsor for 33% share of \$7.2M.**
- Northeast LaFayette Water and Smokey Hollow Service Improvement districts.**

1. Grants & long term, low interest loans (RD & EFC).

Supervisor Scammell said he will be sending out a letter to the folks in the water district stating what their options are as well as giving a status report and notifying them of the funding they have received for this project.

Art Fritz asked if a chance for people to respond will be included.

Supervisor Scammell said yes.

Art Fritz asked if there will be a return envelope included.

Supervisor Scammell said no.

Art Fritz said the Board will not be taking an official survey then.

Supervisor Scammell said his opinion is that they are already going down the road. There is the factor of the number of years to pay the money back.

Councilman Knapp asked what the results of his informal poll were. He also thanked Mr. Fritz for being one of our newest voting inspectors. When he was talking to folks, what were they thinking?

Art said everyone was asking him questions of which he didn't have the answers. People did indicate they wanted more information. He didn't find a single person that wanted anything other than 20 years and he would say he spoke to 40-50 people if not more. There is an interest in having another formal meeting. There was some confusion as to where the 38 years came from.

Councilman McConnell said the 38 years came up in a meeting that John Dunkle was present at. John said it presented a more inexpensive way to pay back the money that needed to be paid back.

Art said he had 30 years in his head and wasn't aware of the 38 until he spoke with John Dunkle.

- Letter to Dale Sweetland, Onondaga County Legislature Chairman – complete.**
 - NYS Comptroller's Office – approved.**
 - Phase 1 archeological study – NYS OPRHP.**
 - \$200k BAN.**
 - Review surveyor bids & select.**
- Hamlet drainage study – request submitted to NYS DOT.**
- NYS DOT notified of subsidence behind M. Amidon's property.**
 - 6.6.06 NYS DOT meeting @ Grimshaw Elementary School.**

- d) OCWA – Coye Road Water District hydrants at Roberts Drive & Hedgerow Lane – approved. 12” line to be installed.

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. Persse Road correspondence.

Kevin Gilligan said the closing letter was sent and he thinks this can be removed from the agenda.

C. William May mobile home on Jamesville Reservoir.

- County court rules in town’s favor.
- NYS Supreme Court rules in town’s favor.
- Appealed by Mr. May.
- File or dismiss.

D. Robert Shute – Route 11.

- Town of DeWitt Court rules in town’s favor.
- 5.16 sentencing.
- Fine imposition, appeal pending.

10. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Cram Communications – deposit needed.

Kevin said the deposit has come in so they be wrapping up the covenants for this.

B. Crime coverage – review of town books (TC).

Tom Chartrand said the last time he spoke with Teresa Mech she was still working with one person.

C. Community Development Grant app.

- 1) 2006 - Water district & Water District hookups. Accepted.

2) **2007 Park Designs (Bailey Park, LaFayette Beach & Stafford Park). Review 2006 apps. Accepted.**

3) **Park designs (SU &/or playground equipment manufacturers- Parkitects) – rejected.**

- **Bailey Park.**
- **LaFayette Beach.**
- **Stafford Park.**

Supervisor Scammell said one of the problems we have is in thinking we will bring our basic application back and fix it to be more of what they want. One of the biggest problems we have is that Stafford Park is not located in an area that meets the income levels.

Councilman Knapp said this might not be the same for Bailey Park.

Kevin Gilligan said it might help to get a copy of the map they are using to determine the properties that might and might not fit into the requirements.

Councilman McConnell will get a copy of the map they use.

4) **Neighborhood/Transportation infrastructure.**

D. SPDES – MS 4 Phase II, in kind.

1) **New NYS DEC TMDL requirements (JD).**

Supervisor Scammell said the committee will be appointed fairly soon.

2) **NYS DEC letter (GS) – complete.**

Councilman Knapp asked about the letter received stating that various towns might not have met their financial responsibilities.

Mary Jo said they called her and advised we were not one of them. They said we had actually gone above and beyond.

E. Onondaga County: proposal for centralization of tax collection –data collection, Lysander PILOT.

Tom Chartrand named the towns he has that want to keep their tax collectors.

Supervisor Scammell said it appears the southern end of the county would like to keep our tax collector positions.

F. CNY Community Foundation - Grants for Green Spaces.

- **Stafford Park: Community Council – LaFayette Beach (AS, RR) – submitted and approved CNYCF - \$750. In process.**
- **Bailey Park: Trees. CNYCF - \$750.**

G. Signs – business (four corners – LaFayette Chamber of Commerce), small (redesign?, minor roads), large (install four at 11 N&S and 20 E&W), signs on town properties/local business opportunities during Apple Festival, Winterfest, etc.

Councilman Knapp said the signs are being made as we speak. In the next couple of weeks we should have them. Now we just need to give some thought to specifically where we will put them.

H. Drainage Districts.

- **Zumpano – additional information (JRL – 11.01.06).**

Councilman Shute moved and Knapp seconded the motion to revise the Zumpano Petition approved at the September 25, 2006 Town Board Meeting as follows:

IN THE MATTER

OF

**THE PETITION FOR THE CREATION OF THE
ZUMpano SUBDIVISION DRAINAGE DISTRICT IN THE
TOWN OF LAFAYETTE, COUNTY OF ONONDAGA, NEW YORK**

“WHEREAS, a written Petition, dated September 5, 2006, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of LaFayette, Onondaga County, New York, for the creation of the Zumpano Subdivision Drainage District in said Town and bounded and described as set forth on Schedule AA@ attached hereto; and

WHEREAS, the costs in connection with the creation of said District and of installing all drainage facilities therein shall be paid by petitioner(s), its grantees, successors or assigns, with no expense to the Town of LaFayette; and

WHEREAS, an order was duly adopted by the Town Board on September 11, 2006 for the hearing of all persons interested in the matter on the 25th day of September, 2006 at 6:45 p.m., or as soon thereafter as the matter could be heard, at the Town Hall in said Town and the hearing by the said Town Board having been duly held at such time and place, and proof of posting and publication of the notice of said hearing as required by law having been received by the Town Board, and the Town Board having heard all persons interested in such matter; and

WHEREAS, the Town Board has received a report from its consulting engineers, W-M Engineers, P.C., certifying that the plans for constructing drainage facilities in said district are satisfactory and meet the requirements of the Town, subject to inspection by the Town engineers at petitioner=s cost and expense upon installation of the facilities therein; and

WHEREAS, the permission of the State Comptroller shall not be required for the creation of said District nor the construction of said improvements since the Town shall not be required to finance the cost of said improvements by the issuance of bonds, notes, certificates, or other evidences of indebtedness of the Town; and

WHEREAS, on September 11, 2006, the Town Board also determined that the creation of the said District and construction of improvements therein will have no significant effects on the environment and that such determination constituted a negative declaration for purposes of environmental review; and

NOW, upon the evidence given upon such hearing and upon motion of Councilman Knapp, seconded by Councilman Bailey, it is

RESOLVED AND DETERMINED, that:

A. The petition aforesaid is signed and acknowledged or proved as required by law, it duly complies with the requirements of Section 191 of the Town Law as to sufficiency of signers with respect to the boundaries of the proposed district creation as herein approved and it is otherwise sufficient;

B. All the property and property owners within the proposed district creation are benefitted thereby;

C. All the property and property owners benefitted are included within the limits of the proposed district creation;

D. It is in the public interest to grant in whole the relief sought; and it is further

RESOLVED, that all future costs and expenses of operation, maintenance and improvements in said District, including those relative to the district creation which is the subject of this resolution, shall be assessed, levied and collected from the several lots and parcels of land within the entire area of said Zumpano Subdivision Drainage District (as created) deemed benefitted thereby in proportion to the amount of benefit conferred upon same; and it is further

RESOLVED, that the said District be created in the said Town of LaFayette, Onondaga County, New York, to include the description and boundaries, as hereinbefore described; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be recorded and filed in accordance with the provisions of subdivision 1 of Section 195 of the Town Law.

Upon a canvass of the Town Board, the votes of its members upon the Resolution were as follows:

Gregory Scammell	Supervisor	Voted	Yes
David Knapp	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.”

Voting on the above revision was as follows:

Gregory Scammell	Supervisor	Voted	Yes
David Knapp	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Absent
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman	Voted	Yes

- Cohen/Jamesville Grove – letter of credit (JRL – 10.24 & 10.30.06)

Councilman Shute moved and Knapp seconded the motion to revise the Zumpano Petition approved at the September 25, 2006 Town Board Meeting as follows:

IN THE MATTER

OF

**THE PETITION FOR THE CREATION OF THE
COHEN SUBDIVISION DRAINAGE DISTRICT IN THE
TOWN OF LAFAYETTE, COUNTY OF ONONDAGA, NEW YORK**

WHEREAS, a written Petition, dated June 28, 2006, in due form and containing the required signatures, has been presented to and filed with the Town Board of the Town of LaFayette, Onondaga County, New York, for the creation of the Cohen Subdivision Drainage District in said Town in an area known as AThe Grove@ and bounded and described as set forth on Schedule AA@ attached hereto; and

WHEREAS, the costs in connection with the creation of said District and of installing all drainage facilities therein shall be paid by petitioner(s), its grantees, successors or assigns, with no expense to the Town of LaFayette; and

WHEREAS, an order was duly adopted by the Town Board on August 21, 2006 for the hearing of all persons interested in the matter on the 25th day of September, 2006 at 6:30 p.m., or as soon thereafter as the matter could be heard, at the Town Hall in said Town and the hearing by the said Town Board having been duly held at such time and place, and proof of posting and publication of the notice of said hearing as required by law having been received by the Town Board, and the Town Board having heard all persons interested in such matter; and

WHEREAS, the Town Board has received a report from its consulting engineers, Dunn and Sgromo Engineers, certifying that the plans for constructing drainage facilities in said district are satisfactory and meet the requirements of the Town, subject to inspection by the Town engineers at petitioner=s cost and expense upon installation of the facilities therein; and

WHEREAS, the permission of the State Comptroller shall not be required for the creation of said District nor the construction of said improvements since the Town shall not be required to finance the cost of said improvements by the issuance of bonds, notes, certificates, or other evidences of indebtedness of the Town; and

WHEREAS, on August 21, 2006, the Town Board also determined that the creation of the said District and construction of improvements therein will have no significant effects on the environment and that such determination constituted a negative declaration for purposes of environmental review; and

NOW, upon the evidence given upon such hearing and upon motion of Councilman McConnell, seconded by Councilman Bailey, it is

RESOLVED AND DETERMINED, that:

A. The petition aforesaid is signed and acknowledged or proved as required by law, it duly complies with the requirements of Section 191 of the Town Law as to sufficiency of signers with respect to the boundaries of the proposed district creation as herein approved and it is otherwise sufficient;

B. All the property and property owners within the proposed district creation are benefitted thereby;

C. All the property and property owners benefitted are included within the limits of the proposed district creation;

D. It is in the public interest to grant in whole the relief sought; and it is further

RESOLVED, that all future costs and expenses of operation, maintenance and improvements in said District, including those relative to the district creation which is the subject of this resolution, shall be assessed, levied and collected from the several lots and parcels of land within the entire area of said Cohen Subdivision Drainage District (as created) deemed benefitted thereby in proportion to the amount of benefit conferred upon same; and it is further

RESOLVED, that the said District be created in the said Town of LaFayette, Onondaga County, New York, to include the description and boundaries, as hereinbefore described; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause a certified copy of this Order to be recorded and filed in accordance with the provisions of subdivision 1 of Section 195 of the Town Law.

Upon a canvass of the Town Board, the votes of its members upon the Resolution were as follows:

Gregory Scammell	Supervisor	Voted	Yes
David Knapp	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman	Voted	Yes

The foregoing Resolution was thereupon declared duly adopted.

SCHEDULE AA@

ALL that tract or parcel of land situate in the Town of LaFayette, County of Onondaga and State of New York and being further described as follows:

BEGINNING at the intersection of the town line of the Town of LaFayette to the north and Town of Pompey to the south and the westerly road margin of Coleman Hill Road;

THENCE N.82E35'30"W., along the town line a distance of 229.44 feet to a capped iron rod found at a northwest corner of the town line between the Town of LaFayette to the north and west and the Town of Pompey to the south and east;

THENCE N.82E54'24"W., passing through a iron pipe found at 1437.75 feet and continuing a total distance of 1460.67 feet to the easterly shoreline (contour elevation 639.6 feet Barge Canal Datum which represents the spillway crest elevation as it existed on March 3, 1982) of said reservoir;

THENCE in a generally northerly and easterly direction along the shoreline as defined, a distance of 1319.27 feet;

THENCE N.05E35'04"E., passing through a capped iron rod set at 9.57 feet and continuing a total distance of 33.30 feet to a capped iron rod set;

THENCE N.87E45'14"E., a distance of 43.98 feet to an iron pipe found;

THENCE N.23E04'38"E., a distance of 145.47 feet to an iron rod found;

THENCE N.00E00'42"W., a distance of 263.88 feet to an iron pipe found;

THENCE S.86E51'50"E., a distance of 61.61 feet to an iron pipe found;
 THENCE N.07E41'20"W., a distance of 16.29 feet to an iron pipe found;
 THENCE S.86E51'50"E., a distance of 319.15 feet to an iron pipe found;
 THENCE N.86E25'00"E., a distance of 345.89 feet to the westerly highway
 limits of NYS Route 91

THENCE S.14E06'30"E., along the westerly highway limits of NYS Route
 91, a distance of 364.44 feet;

THENCE S.15E08'40"E., along the westerly highway limits of NYS Route
 91, a distance of 790.90 feet;

THENCE S.19E21'37"E., along the westerly highway limits of Coleman Hill
 Road, a distance of 175.57 feet;

THENCE S.22E13'01"E., along the westerly highway limits of NYS Route 91
 (Coleman Hill Road), a distance of 216.69 feet to the point of beginning.

CONTAINING 38.394 acres of land more or less.”

Voting on the above revision was as follows:

Gregory Scammell	Supervisor	Voted	Yes
David Knapp	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Absent
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman	Voted	Yes

Tom Chartrand said the drainage districts will show up on the tax bill parcels.

I. Other.

Leon Cook said they picked up the flower boxes in town and they are being stored
 down at the Apple Festival Grounds. He wanted the Board to know the flag is all fixed
 on the flag pole. In the future he would like the Board to know there are 2 pullies on the
 pole so instead of one rope we should use 2.

Supervisor Scammell thanked Leon for getting this fixed for us.

11. NEW BUSINESS:

- **2007 Community Development projects (Park Improvements).**

- **Dog Kennel review.**

- **NYS DOT – ATV options (DK)**

Councilman Knapp said they are looking at a couple of different possibilities. The
 problem has diminished since the weather has turned.

- **Lamps for Community Center (AS).**

- **U.S. flags – proper lighting for utility pole mounts.**

Councilman Knapp said they are talking about the possibility of using a different
 type of flag on the poles that aren't lit. Possibly they could use Service Flags on the
 poles that aren't lit.

Councilman Shute asked if they would be spread out or look chopped up.
Councilman Knapp said they are looking into this.
Marshall Taylor asked about the placing of a flag at the other field for the kids.
Councilman Knapp said right now it's a budget concern. Everybody would like to do it but funding is a problem right now.
Marshall asked what the cost of the flag pole at the other field was.
Councilman Knapp thinks it was about \$1,000.

- **Other.**

Councilman McConnell said Mike Grimm from Grimm Landscaping sent a nice letter and he advised the bill he submitted was a reduction of his cost of about 50\$ and Watson's Greenhosue reduced the cost of their trees over 50%. He would like to send them both letters on behalf of the town.

The Board was in favor of this.

12. Suggestions for improvement and positive contributions.

13. Executive session (if needed).

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

HIGHWAY FUND	# 6490 - 6508
GENERAL FUND	# 6509 – 6552
SPECIAL DISTRICT FUND	#6553
TRUST & AGENCY FUND	# 6554 – 6561
COMMUNITY DEVELOPMENT & CAPITAL FUND	# 6562

Motion passed unanimously.

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

Respectfully submitted,

**Mary Jo Kelly
Town Clerk**

Approved 11/27/06