

Minutes of the Town Board Meeting of the Town of LaFayette held December 11, 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	Councilor
	Thomas Bailey	Councilor
	William McConnell	Councilor
	Adrian Shute	Councilor

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present:

- Leon Cook, Highway Superintendent
- Kevin Gilligan, Town Attorney
- Tom Chartrand, Bookkeeper
- Ralph Lamson, CEO
- Marshall Taylor, Assessor/Clerk
- Jim Moore, DCO
- Clay & Ann Smith
- Pete Paul, Dep. Supervisor

1. Supervisor Scammell called the meeting to order at 6:36 p.m.
2. The Town Clerk took the Roll. All present.
3. Pledge to the U.S. Flag led by Councilor Adrian Shute.
4. **Councilor’s Shute moved and Bailey seconded the motion to accept the November 27th, 2006 Town Board Meeting Minutes as submitted by the Town Clerk. Voting was as follows:**

Supervisor Scammell	Voted	Yes
Councilor Knapp	Voted	Yes
Councilor Bailey	Voted	Yes
Councilor McConnell	Voted	Abstain
Councilor Shute	Voted	Yes

Motion carried.

5. **PUBLIC HEARINGS.** None

6. **COMMUNICATIONS.**

A. Residents.

B. Onondaga County Legislature: 12/05/06 agenda.

Supervisor Scammell noted there is an exemption for senior citizens which is discussed every year.

Councilman Knapp said he didn't see anything else on there.

C. Other.

Tom Chartrand said he submitted the Supervisor's Report tonight along with a transfer sheet.

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

GENERAL FUND

To: A1355.4	Assessors	Contractual	\$1,500.00
A3510.4	Dog Control	Contractual	\$1,000.00
A5010.4	Supt. Of Highways	Contractual	\$ 100.00
A7310.4	Youth Program	Contractual	\$3,000.00
A9045.8	Employee Benefits	Life Insurance	<u>\$ 50.00</u>
	TOTAL		\$5,650.00

From: A1355.2	Assessors	Equipment	\$1,500.00
A1989.4	Workshops	Contractual	\$1,000.00
A5132.4	Garage	Contractual	\$ 100.00
A7310.2	Youth Program	Equipment	\$3,000.00
A9060.8	Employee Benefits	Health Insurance	<u>\$ 50.00</u>
	TOTAL		\$5,650.00

HIGHWAY FUND

To: DA9785.6	Debt Service Principal	Installment Purchase	<u>\$150.00</u>
	TOTAL		\$150.00

From: DA9785.7	Debt Service Interest	Installment Purchase	<u>\$150.00</u>
	TOTAL		\$150.00

Motion passed unanimously.

Councilor's Knapp moved and McConnell seconded the motion to authorize the Supervisor to make any necessary end of the year transfers. Motion passed unanimously.

7. **SPECIAL REPORTS.** None.

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.**

Ralph said this can be removed from the agenda as it's been taken care of.

c) Apulia Road – various violations south of Jamesville Reservoir.

d) 3231 Webb Road. Four junk vehicles.

Ralph said this has been taken care of and can be removed from the agenda. There is just a plow truck there now.

e) Route 11A – junk, propane tanks/odor.

Ralph said this property is owned by a loan company in Texas. He has sent them a letter but doesn't think we will get much of a response from them.

Supervisor Scammell asked Kevin about this.

Kevin said he will work with Mary Jo to see if there is anything in our ordinances or laws that would give them a certain amount of time to clean this up and if they don't, see if the town can hire someone to clean it up and put the charge on their taxes.

Ralph doesn't think there is.

Kevin said any time we need to be able to put this on taxes, we need to have it in legislation.

Councilor Bailey asked about the option of the town becoming a plaintiff and getting a judgement against them.

Kevin said you could put a lien on the property. You couldn't collect the cost through the taxes. He asked Ralph about the Junk Yard Ordinance.

Ralph doesn't think there's anything in there for something like this.

Kevin said the Board could look at amending the ordinance to allow the town to clean an area up and put the cost on the taxes.

Supervisor Scammell asked Ralph if he thought this would be helpful.

Ralph said definitely.

Councilor Bailey said along those lines, the abandoned vehicles cleanup could fall under this ordinance.

Kevin said yes.

Councilor's Knapp moved and Bailey seconded the motion to direct the Town Attorney to provide the Town Board with some information about updating the Junk Yard Ordinance to have another tool for enforcement. Motion passed unanimously.

f) Letter regarding Home Occupation from Ralph.

Councilor McConnell asked what Ralph's recommendation would be if the Board was to look into the Ordinance.

Ralph would recommend as long as it is in a structure on the property it would be O.K. If someone wants to work out of their garage rather than out of their den, would that affect anything? There are some jobs you do at home that don't affect anything but you might need more space to do them.

Councilor Knapp asked what the current business he is talking about is.

Ralph said it's a construction business where all the business is done out of state. The residents' sister comes in to work occasionally and the accountant comes in

sometimes too. They meet all the criteria with the exception of working out of the house. They are currently working out of their barn.

The Board will look into this.

Supervisor Scammell said the Board was asked to decide what they wish to do about kennels. They need to decide if they wish to change the district they should be allowed in or if they should be left in an A/R District. If the Board doesn't want them left in an A/R District, now is the time to consider changing the Ordinance.

Councilor Shute said he thought they were trying to decide if a kennel is considered a normal use for a farm.

Supervisor Scammell said the way the ordinance currently reads, that is true. In the practical sense, he doesn't think it is true.

Ralph said you might want to look at an A/R area and a residentially zoned area. If you have someone with 50 acres of land and they want to put something like this up, they wouldn't bother anyone. Maybe there should be some zoning of just residential and not A/R. He has been up to Cromley's and hasn't heard the dogs at all.

Councilor Knapp said Route 81 pretty much drowns anything out.

Supervisor Scammell asked what that area is zoned.

Ralph said Business.

Supervisor Scammell thinks they are a more appropriate use in a Business or Industrial District.

Councilor Bailey said a kennel is a commercial use and he doesn't see how it ties into agriculture. He thinks it should meet the criteria of the kennel on Route 11.

Supervisor Scammell asked for any other thoughts from the Board. He asked if the rest of the Board was happy with keeping the kennels in a Agricultural/Residential District.

Councilor McConnell asked what is pushing the issue right now.

Supervisor Scammell said right now it's not clear in our Zoning Ordinance.

Councilor McConnell would think if one is zoned Business, it should set precedent for future kennels. If someone had 100 acres consideration could be taken.

Councilor Bailey asked Jim Moore if there is a section under the Ag & Markets Law for kennels.

Jim said only for the purpose of licensing.

Councilor McConnell thinks if you put kennels in a Business District, you will forego complaints down the road regarding noise.

Supervisor Scammell said a previous kennel that was on Sentinel Hgts. Rd. caused many complaints.

Councilor McConnell, Councilor Shute and Supervisor Scammell believe a kennel is a more appropriate use in a Business District.

Councilor Bailey asked if there is a justifiable exemption that would allow this in an A/R District.

Kevin Gilligan said you could allow them with a condition.

Ralph would just have the acreage required and not specify them as part of an operating farm in the ordinance.

Kevin said then you are allowing a business use in a Residential District other than farming. Agricultural/Residential zoning is a residential area that allows farming. If

you are starting to cut out different business uses you will allow in A/R Districts, it diminishes the fact that it's an A/R District. The only business uses allowed in typical A/R Districts are typical uses to agriculture.

Supervisor Scammell can't remember anyone ever approaching the Board to ask for a kennel on their farm. Is the Board interested in changing this to be an allowed use in a Business and Industrial District? This would make it clear and consistent with the prior kennel that we do have.

Councilor McConnell would have no problem with this as someone can always petition for a zone change.

Councilor's McConnell moved and Bailey seconded the motion directing the Town Attorney to draft an amendment to the current Zoning Ordinance to change dog kennels from an allowed use in an Agricultura/Residential District to an allowed use in a Business or Industrial District. Motion passed unanimously.

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

• Dog redemption fines, etc.

Kevin Gilligan said he has submitted a local law amending Local Law 2 of 2002 and Local Law 1 of 1981. This amendment is regarding fees as set from time to time by resolution regarding the seizure of dogs.

Councilor Knapp confirmed the fee would only pertain to dogs taken to the SPCA.

Jim Moore said yes. He advised he submitted a voucher tonight for Town Board approval for a dog seen by Dr. McMackin from Route 11A. The call came in as a stray dog with no collar or tag. The dog had been shot. Dr. McMackin was kind enough to treat it. Jim then took the dog to the SPCA and a cruelty claim was made.

Councilman McConnell asked where it was shot.

Jim said in the right front leg and both back legs. The shots were from very close range. He said the bill was for \$108. He advised the Board that the signs are almost completed. They will be under \$20 each. The total cost will be \$110 - \$120.

**TOWN BOARD RESOLUTION
TOWN OF LAFAYETTE
December 11, 2006**

Councilor Knapp introduced proposed Local Law No. 1 of the year 2006, to further amend Local Law No. 1 of the year 1981, as previously amended by Local Law No. 2 of the year 2002, regarding the dog seizure fees in the Town of LaFayette, and made the following Resolution, which was seconded by Councilor McConnell:

WHEREAS, no other agency has the legal authority or jurisdiction to approve or directly undertake the enactment of a local law 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 enactment of said Local Law, with the result that the Town Board shall act as lead agency in this matter.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that the enactment of proposed Local Law No. 1 of the year 2006 is a Type II action and therefore will have no significant effect on the environment, thus concluding environmental review under SEQR; and it is further

RESOLVED AND DETERMINED, that the Town Board shall conduct a public hearing as to the enactment of proposed Local Law 1 of the year 2006 at the Town Hall, 2577 Route 11, LaFayette, New York on January 8, 2007, 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 foregoing Resolution was duly put to a vote and, upon roll call, the vote was as follows:

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

The foregoing Resolution was thereupon declared duly adopted.

It was agreed that the fee amount would be set at the Organizational Meeting.

Jim Moore said he has the opportunity to update his rabies series. He might only need one booster which would be good for the next 15 years. They will do a blood test to find this out which costs \$110. The shot would be about \$180 plus the cost of the office visit. He isn't sure where this money would come from.

Councilor McConnell believed it would come out of the Dog Control budget.

The Board had no problem with Jim going forward with this.

4) Highway Superintendent: Leon Cook.

- **Amidon Road – stub access.**

Leon Cook said they have gone around the town 8 times so far.

Mary Jo said she has been able to locate the Phase 1 survey for Summer Ridge showing the stub at the end of Amidon Rd. but cannot locate any dedication or deed.

Kevin said there is a process for dedication which requires a sign-off by the Highway Superintendent, Code Enforcement Officer and Town Engineer.

Councilman McConnell asked if there has never been a dedication and a resident has already put up some landscaping, where will this lead to?

Kevin said so far we have found out that Mr. Chambers was reserved a right-of-way access to the road.

Councilor McConnell asked if it's worth the town dedicating that small area rather than having the two individuals work it out.

Leon said we should do the dedication because our pipe and storm sewer easement is needed. He thinks what happened is that Amidon Rd. didn't go that far but the way the engineers drew it up to get approval for the storm water drainage, the developer has to give us an extension and right-of-way. There is a state law that says you cannot landlock a parcel. We have to go through with this and get it straightened out.

Councilor McConnell asked if we will allow the resident to keep his landscaping material out there.

Leon said he hasn't gone up to talk to him yet but he thinks when he does, the resident will remove what's there.

Councilor Bailey asked if there is any drainage improvements that could be worked on at the site.

Leon said they have to be able to get in there for cleanout.

Councilor Knapp asked how everything went with the state regarding the salt and sand.

Leon said they haven't started with the state yet. They are going to clean up what is left at the landfill first. He has ordered some salt that will be delivered down to the state barn.

Supervisor Scammell asked what our next step regarding Amidon Rd. would be.

Kevin said we need to continue researching this. The maps they have obtained show that Mr. Chambers does have access to the road.

Leon asked how Lynn Hutton could get his money back that we held if he didn't dedicate the road to us.

Kevin said he doesn't know. That was before he was the Town Attorney. He doesn't know if there was any security deposit.

Leon asked if Tom Chartrand could answer this.

Kevin said if a security was posted, he would have a record of it.

Ralph thinks over the different phases of the subdivision, the stub got changed. He thinks the stub might have gotten redrawn a couple of times as it didn't affect anything at the time.

Marshall Taylor asked if the road is dedicated, will Mr. Chambers have access to Amidon Rd.? Mr. Chambers is looking for an answer. Will someone make it a road for him to have access or will it just remain a right-of-way?

Leon said they won't change it.

Marshall asked how Mr. Chambers would get access to it.

Leon said if Mr. Chambers wanted to use this road from where we own the right-of-way, we would have to develop that part of the road.

Supervisor Scammell said if this is a valid road, Mr. Chambers would like to know if he can use it.

Marshall said he would like to know if the town intends to build the road so Mr. Chambers can have access to it. If the barrier isn't taken down, Mr. Chambers won't have access.

Councilor Knapp doesn't think Mr. Chambers plans on using the road right now but wants to know if he has access to the road so maybe in 5 years, if he wants to, he will be able to use it.

Leon said we would have to develop the short piece that is not developed if he wanted access to the road.

Councilor Bailey asked if it meets the criteria to become a town road.

Leon said yes.

Councilor Knapp asked the status of Jamesville Grove.

Leon said they have put the base in. They haven't fine graded it yet. They are canceling the blacktop for this year. This means they can't get any building permits until it's paved next year.

Councilor Knapp said in the spring they will have to do the paving and put the binder down.

Leon said our spec's call for 3" of paving and they are putting in 4 ½".

Kevin asked if this is to make up for the lack of base.

Leon said yes. They didn't put 14" of base in. The town specs require 2" of binder and 1" of blacktop. They are giving another inch of binder and another ½ " of blacktop.

Kevin said if more is needed, Leon can tell them to put in what the regulations require. They have the regulations so they knew what was required.

Leon said he is satisfied with what they are proposing.

Councilor Knapp asked if Mr. Cohen will be looking for a refund.

Leon said once the gravel fill and 4" run-a-crush are put in, he will be entitled to a reduction.

Councilor Knapp confirmed he has to petition the Board to get this back.

Kevin said he should contact the engineer first for a review which would trigger a reduction. He would come in with a form signed by the Town Engineer, Highway Superintendent and Code Enforcement Officer stating they are O.K. with it. He would also supply an affidavit that there are no liens and at that point the Town Board could approve a reduction.

5) Justice Court: Malcolm Knapp & Maureen Perrin.

• **Association of Towns Request.**

Supervisor Scammell said there is request from Maureen Perrin and Eva Palmer to attend the Annual Association of Towns School and to advance them each \$700 for expenses.

Councilor Knapp asked Councilor Bailey if he plans on attending and if he would like to be included in the motion.

Councilor Bailey said he does plan on attending but will wait until a later date with his request as he stays longer than they do.

Councilor's Knapp moved and McConnell seconded the motion to approve advancing Eva Palmer and Maureen Perrin \$700 each for expenses for the Association of Towns School. Motion passed unanimously.

6) Library Director: Scott Kushner.

7) Recreation Director: Regina Reinschmidt.

8) Tax Collector: Teresa Mech.

9) Town Clerk: Mary Jo Kelly.

• **Monthly Report and Daily Cash Reports.**

A written report was submitted.

10) Town Supervisor: Greg Scammell.

- **Multi-town Shared Services Opportunities (Association of Town Supervisors) – NYS Senator John DeFrancisco.**
- **Business demand survey.**

B. COMMITTEE (2nd Monday).

1) Agriculture (DK/MK).

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

a) Town Website.

- **Functional Requirements.**
- **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).

a) LaFayette Hotel.

- **Engineers report.**

b) Focus 2010.

c) Hamlet sanitary sewer district.

d) Hamlet water district.

4) Emergency Response (TB/BM).

a) Onondaga County Department of Communications - OCICS.

b) NYS PSC – TSP (Telecommunications Service Priority) (BM).

c) Pandemic/Avian/Bird Flu.

d) NIMS training (TB).

e) AED's & training for town offices, library & Onondaga County Soil & Water.

Councilor Bailey said he has sent away for literature on AED's.

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).

a) Multimodal/CHIPS funding – in process, via Senator DeFrancisco’s office.

b) Mill Road/Highways by Use.

Supervisor Scammell asked for an update on this.

Kevin said they were waiting for a description from Leon which they received. He submitted a draft of a resolution for the Board’s review.

Marshall Taylor said tax mapping will reduce Mr. Grader’s parcel by whatever the measurements of the road are.

Kevin said in the past Mill Road was shown as part of his property. When the Board does this, the part that is public will be taken off Mr. Grader’s property.

Councilor Knapp thought they discussed this before that it’s a highway-by-user but the town doesn’t own it.

Kevin said correct but for tax purposes, they will show it as a road.

Councilor Knapp said on Mr. Grader’s survey and deed it will still be shown as his property.

Kevin said correct.

Marshall said but not on his tax bill.

Councilor Bailey asked if he can go for retroactive relief.

Marshall said he can only go back two years and the worth would be about \$20.

Councilor McConnell moved and Councilor Bailey seconded the motion for the following Resolution:

**RESOLUTION
TOWN BOARD – TOWN OF LAFAYETTE
December 11, 2006**

WHEREAS, evidence has been submitted to the Town Board of the Town of LaFayette that a parcel of land 50 feet more or less in width extending in a westerly direction from New York State Route 11A and known generally as Mill Road has been used by the public highway for upwards of ten years; and

WHEREAS, the Town Board of the Town of LaFayette has determined that said Mill Road has become a highway by user in accordance with the provisions of Section 189 of the Highway Law of the State of New York and that the Town should enter an Order establishing said Mill Road as a Highway by User.

NOW, THEREFORE, it is

RESOLVED, that according to 6 NYCRR Section 617.5 (c) (17) this action is a Type II action within the meaning of SEQR and thus shall conclude the environmental review process; and it is further

RESOLVED, that the Town Board of the Town of LaFayette hereby consents to the making of an Order by the Town Superintendent of Highways establishing

Mill Road as a Town Highway in the Town of LaFayette, said road being more particularly described as follows:

ALL THAT TRACT, PARCEL OR PIECE OF LAND, situated in the Town of LaFayette, County of Onondaga and State of New York, situated on Lot 57 in said town, bounded and described as follows: BEGINNING at a point in the centerline of New York State Route 11A being 396 feet from the centerline of Rowland Road thence running in a westerly direction along Mill Road a distance of 306 feet thence running in a southerly direction 24 feet, thence running in a easterly direction along Mill Road a distance of 306 feet to the centerline of New York State Route 11A thence running along the centerline of New York State Route 11A a distance of 24 feet to the point and place of beginning.

The question of the foregoing Resolution was put to a vote and, upon roll call, the vote was as follows:

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

The foregoing Resolution was thereupon declared duly adopted.

c) Amidon Road – stub access.

This was discussed earlier in the meeting.

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

Councilor’s Knapp moved and Bailey seconded the motion authorizing the Supervisor to sign the Upstate Temperature Control maintenance contract for 2007. Motion passed unanimously.

a) Heating/Cooling system alts & new temperature controls - RFP, Clay Smith, P.E.

b) Alarms at Town Offices & Community Center.

Councilor McConnell said he spoke to Vince Maher about the alarms. There are no existing diagrams as the town put them in.

Ralph said when the alarm and smoke detectors went off, they only rang within the building. They are not wired into anyplace.

Councilor Bailey doesn’t believe the fire alarms currently work.

Supervisor Scammell asked Ralph what we are required to have for alarms.

Ralph will look into this.

c) Quote for additional/track lighting in center of Community Center’s large room (DK).

Councilor Knapp said he is submitting a voucher for the track lighting installation. It came to \$65 for materials and then whatever it will cost for Fred Groth to install it. This can be removed from the agenda.

d) Rekeying of locks.

Supervisor Scammell said he and Mary Jo have discussed this. Over time we have accumulated many keys for many different items. It would be good to get an estimate for a master key for all the locks along with individual locks.

Marshall asked if a card system has been considered.

Supervisor Scammell said no. He asked if it's cheaper than the keys.

Marshall isn't sure.

Supervisor Scammell asked how it works if the power goes out.

Marshall said power backup.

Councilor Knapp will ask Fred Groth if he does card locks.

Supervisor Scammell asked Clay Smith if he had anything to say about the alternate heating system.

Clay said not unless anyone has any questions.

Supervisor Scammell asked about the prevailing wage rates when bidding out for the system. He would expect this would be part of it.

Clay said yes.

Supervisor Scammell asked if the specs are all done for the bid for the new system.

Clay said yes. It's a simple system. We are going to get a new boiler that will have equipment that will be independent of anything else in the building. If it needs to operate, it will operate independently. It will have its own air supply, controls and ductwork.

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

Clay said yes.

Supervisor Scammell said somehow the prevailing wage would have to be included.

Clay said as far as he knows, any town in New York State has to pay the prevailing wage.

Supervisor Scammell asked if we would advertise this somewhere to solicit bids.

Clay said you would put an ad in the paper and take bids.

Supervisor Scammell asked if he wanted to do this or to have the Town Board do it.

Clay said it's up to the Board.

It was decided to have Clay do this.

Kevin asked what the Board is looking for the total price to be.

Clay said between \$3,000 and \$4,000.

Kevin said it's not subject to public bid because it's under the \$20,000 for public projects. He would just have to follow the Procurement Policy.

Councilor Knapp thinks we need to get 3 quotes.

Kevin said with the 3 written quotes, Clay would provide a recommendation to the Board.

Supervisor Scammell asked who would receive the quotes.

Kevin would have them submitted to Clay. He said to be sure to tell them it's subject to the prevailing wage.

Councilor McConnell said the \$3,000 to \$4,000 is just for labor and there is additional money for the equipment. He asked if Clay knew the total for the project.

Clay said the system would have to be able to control a heating system to turn the boiler on or off. That is not a lot of money.

Kevin said if the quotes come in over \$20,000, the Board would need to put it out for bid.

Councilor Bailey asked what kind of fuel would be used.

Clay said it could be oil or gas. He would recommend oil.

Supervisor Scammell noted we would still have to purchase a boiler.

Councilor Bailey asked over the long term, is gas more feasible than oil?

Clay didn't know.

Supervisor Scammell said it's very difficult to compare gas to oil. For many years natural gas was quite a bit cheaper. The last couple of years the cost has gone up quite a bit.

Ralph said the year before last it started going up quite a bit.

Marshall said there's a consortium through BOCES of several school districts, villages and towns where you might be able to join and see quite a savings in natural gas costs.

Supervisor Scammell asked if the specs are set up for heating oil.

Clay said you don't have to prejudge it before you bid it. You can decide this later.

Supervisor Scammell said this is something the Board should be researching in the meanwhile.

The Board agreed to have Clay come back with some numbers comparing oil to gas for this system.

Clay will do this for the January 8th meeting.

Supervisor Scammell confirmed we can go ahead and bid the system out without making a decision on what type of fuel is going to be used.

Ralph thinks there is a big difference in cost between a gas boiler and an oil boiler.

Kevin said you can bid it both ways.

Councilor Knapp said you can say we need a system that puts out so many BTU's.

Supervisor Scammell said so we will get two numbers. One will be for a gas boiler and one will be for an oil boiler.

Clay said fine.

Supervisor Scammell said Clay will also have some numbers comparing oil to gas fuel for the January 8th meeting.

Councilor Knapp said the Tree Lighting went very smoothly with the Chamber of Commerce taking the event over this year.

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%.**

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?).**

d) Park designs – Parkitects.

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

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

11) School District liaisons (BM/PP).

- **School burn turnaround at Gordon Cooper (BM).**

Councilor McConnell said he has discussed this with the School Transportation Dept. so it can be removed from the agenda.

Leon said he has had a boiler for over 30 years. One thing that will be important is that you have a water softener that goes into the boiler. If you don't, you will have trouble. Our water around here has iron in it and it's hard.

Councilor McConnell advised he will be participating tomorrow in a group regarding the dropout situation.

- **Cross Country Team proclamation.**

PROCLAMATION TOWN OF LAFAYETTE

Upon motion of Councilor Knapp, seconded by Councilor Shute, the following proclamation was unanimously adopted.

WHEREAS, on November 11, 2006 the LaFayette Varsity Ladies Cross Country Team placed second in the New York State Class D Ladies Cross Country; and won 1st place in Section III.

WHEREAS, by virtue of their dedication, hard work, perseverance, cooperation, great skill and good example, the coaches and members of the LaFayette Ladies Cross Country Team have brought acclaim to their school and unbridled happiness to their community; and

WHEREAS, the people of the Town of LaFayette are justifiably proud of these young women, who have demonstrated that, working together great things can be accomplished.

NOW, THEREFORE, the Town Board of the Town of LaFayette does proclaim November 11, 2006 as...

LAFAYETTE VARSITY LADIES CROSS COUNTRY TEAM DAY

in the Town of LaFayette, and it is further

RESOLVED, that on behalf of the residents of the Town of LaFayette, the Town Board does hereby extend its sincere congratulations and appreciation to the team and its coach on a fine season and a job well done; and it is further

RESOLVED, that a copy of this proclamation be inserted into the minutes of the Town Board and that by so doing, the accomplishments of this fine team and the joy that it has brought to our community be made part of the permanent record of the Town.

Councilor Knapp said he will be attending a School Board Meeting on the 20th where they will be doing a recognition of the Cross Country Team and he will present this to them at that time.

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

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

Councilor McConnell said he has received a packet from Penflex stating what needs to be done by the LFD for next year.

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

- **Prevailing wage impact on contract.**

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.**

- **Financing letter to residents (completed).**

Supervisor Scammell said sometime this week the letter advising the survey results will go out. About 25% of the total district was interested in changing to an EFC and moving away from the 38 years term.

The question was asked if we will be doing another short-term financing to get construction started.

Kevin said it's possible.

Supervisor Scammell said one thing that he doesn't think is clear to the resident's is that the EFC is not something we have enough points right now to qualify for. If the USDA Rural Development financing route is rejected, the only alternative may be a conventional bond.

Councilor McConnell asked if Supervisor Scammell had the survey results validated by another party such as the Steering Committee Chairman knowing the contention.

Supervisor Scammell said there is no Steering Committee Chairman at this time. The documents are all in his office and can be looked at by anyone at any time.

- c) **Hamlet drainage study – request submitted to NYS DOT.**
 1. **NYS DOT notified of subsidence behind M. Amidon's property.**
 2. **6.6.06 NYS DOT meeting @ Grimshaw Elementary School.**
 3. **Storm sewers.**

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/Land Rights Claim.

B. 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.**

Kevin said they have brought a motion to the Appellate Division asking them to throw out the appeal for failure to prosecute. Generally they will advise the appeal must be perfected within 30 days or it will be dismissed.

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

B. 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.**
- 3) Park designs (SU &/or playground equipment manufacturers- Parkitects)
– rejected.**
 - **Bailey Park.**
 - **LaFayette Beach.**
 - **Stafford Park.**
 - **Community Development income survey map (BM).**

C. SPDES – MS 4 Phase II, in kind.

- 1) Committee formation – annual meeting.**

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

E. CNY Community Foundation - Grants for Green Spaces.

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

Councilor Shute said we have received the money and the work has been done. Regina Reinschmidt is filing the update.

- **Bailey Park: Trees. CNYCF - \$750.**

It was noted this has been completed for this year.

F. 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.

Councilor Knapp said the signs have been picked up. He and Councilor Shute have come up with 4 tentative spots for them. They need to meet with Leon to see if it's DOT or private owner approval they will need to put them up.

G. Drainage Districts.

- **Cohen/Jamesville Grove subdivision – security deposit.**

H. Other.

11. NEW BUSINESS.

- **2007 Community Development projects (Park Improvements – review prior application for Stafford Park, confirm availability of funding re: median income requirements).**

- **Dog Kennel review.**

This was discussed earlier in the meeting.

- **NYS DOT – ATV options (DK)**

Councilor Knapp believes this can be removed as it may have taken care of itself.

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

This can be removed from the agenda.

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

- **Other.**

Councilor Knapp noted Teresa Mech's husband has passed away. Calling hours will be Thursday and the funeral will be Friday.

Leon Cook said at the Tree Lighting there was a little boy about 4 or 5 years old. When he went up to talk to Santa, he said he didn't want any toys or anything, he just wanted food for on their table. He asked if anyone knew who this was.

No one knew.

Ralph said the LFD is going around the town on the truck so they can keep an eye out for him.

It was recommended they check with the school or preschool programs.

Supervisor Scammell said he is submitting a voucher that came to his home from Tony Gonyea regarding the archeological study for the water district.

Councilor McConnell said he has no problem with submitting this bill but he thought this bill would have been included in the bonding.

Kevin said they didn't know about this until they contacted John Dunkle. They knew they would have to do an archeological survey but did not know they would be sending someone from the Onondaga Nation over there.

Supervisor Scammell said he just got this bill at his home today.

Councilor McConnell doesn't have a problem with this but would like to know John Dunkle was there and saw Mr. Gonyea at the site and what he did.

Supervisor Scammell said as part of the research for the water district, there was potential for some burial sights so Mr. Gonyea oversaw the digging.

12. Set annual Organizational meeting, Tuesday, 01/02/06, @ 6PM (refreshments at 5PM).

Councilor Knapp moved and Bailey seconded the motion to schedule the Organizational Meeting for January 2, 2007 at 6:15 p.m. Motion passed unanimously.

13. Suggestions for improvement and positive contributions.

14. Executive session (if needed).

Councilor Shute moved and Councilor Knapp seconded the motion for the Board to go into Executive Session to discuss a personnel matter. Motion passed unanimously.

The Board went into Executive Session at 8:39 p.m. and the Regular Town Board Meeting was called back to order by Supervisor Scammell at 9:40 p.m.

15. Motion to audit & pay bills.

Councilor's McConnell moved and Shute seconded the motion to audit and pay the following bills:

HIGHWAY FUND	#6677 - # 6689
GENERAL FUND	#6690 - #6740
SPECIAL DISTRICT FUND	#6755
TRUST & AGENCY FUND	#6756 - #6763
COMMUNITY DEVELOPMENT & CAPITAL FUND	#6764 - # 6767

Motion passed unanimously.

16. Motion to adjourn.

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

The Regular Town Board Meeting adjourned at 9:42 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk

Adopted 1/2/07