

Minutes of the Town Board Meeting/Public Hearings held by the LaFayette Town Board on February 26, 2007 at 6:30 p.m. in the Meeting Room of the LaFayette Commons Office Building at 2577 Route 11 in the Town of LaFayette

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

Absent: Adrian Shute, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Leon Cook, Highway Superintendent
Kevin Gilligan, Town Attorney
Tom Chartrand, Bookkeeper
Marshall Taylor, Assessor/Clerk
Ralph Lamson, CEO
Regina Reinschmidt, Rec. Coord.
Anne Sweeney-Nakas
Christine O’Keanen

1. Supervisor Scammell called the meeting to order at 6:34 p.m.
2. The Town Clerk took the Roll. Councilman Shute absent and all else present.
3. Pledge to our U. S. Flag. Town Councilor Tom Bailey.
4. **Councilmen Bailey moved and McConnell seconded the motion to accept prior meeting minutes of January 22, 2007 as submitted by the Town Clerk. Motion passed unanimously.**
5. **PUBLIC HEARINGS (6:30).**

A. JUNKYARD ORDINANCE AMENDMENT.

Kevin Gilligan said this is the one the Board has been working on for months. It provides a mechanism for putting the expense on the tax bill if the town has to go in and clean up a property themselves.

Supervisor Scammell asked for any comments from the Board or the public.

Councilman McConnell asked if there are steps laid out before we get to the stage of cleaning it up ourselves.

Kevin said yes. They must receive notice, etc.

There were no further questions or comments.

Councilmen Knapp moved and McConnell seconded the motion to close the public hearing. Motion passed unanimously.

TOWN OF LAFAYETTE

RESOLUTION TOWN BOARD MEETING

February 26, 2007

The following resolution was offered by Councilman Bailey, who moved its adoption, seconded by Councilman Knapp, to wit:

WHEREAS, pursuant to the provisions of the Town Law, a proposed ordinance, "An Ordinance Amending the 1970 Junk Yard Ordinance of the Town of LaFayette, as Previously Amended, Relating to the Prohibition of Junk Motor Vehicles", was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on January 22, 2007; and

WHEREAS, a public hearing was held on such proposed ordinance on this 26th day of February, 2007 by the Town Board of the Town of LaFayette and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed ordinance having been heard, and said proposed ordinance having been in the possession of the members of the Town Board of the Town of LaFayette in the manner required by law; and

WHEREAS, this proposed Ordinance was referred to the Onondaga County Planning Agency for its review and comment and that agency has taken no position with respect to the proposed Ordinance; and

WHEREAS, the proposed ordinance was determined to be an unlisted action by this Board, acting as lead agency, by resolution dated January 22, 2007; and

WHEREAS, it is in the public interest to adopt said proposed Ordinance.

NOW, THEREFORE, it is

RESOLVED AND DETERMINED, that based upon a review of the proposed ordinance and the criteria set forth in 6 NYCRR, Section 617, and the environmental assessment form submitted in support of the proposed ordinance, this Board finds that there are no identified adverse environmental impacts reasonably anticipated to result from adoption of the ordinance and the Board hereby renders a negative declaration for purposes of SEQR; and it is further

RESOLVED AND DETERMINED, that the reasons for making this negative declaration is that the amendatory provisions are designed to assist the cleanup provisions relating to junk yards and junk generally, thus enhancing the environment; and it is further

RESOLVED, that the Town Board of the Town of LaFayette, Onondaga County, New York, does hereby adopt the proposed Ordinance as follows:

ORDINANCE
Town of LaFayette

**An Ordinance Amending the 1970 Junk Yard Ordinance
of the Town of LaFayette, as Previously Amended,
Relating to the Prohibition of Junk Motor Vehicles**

Be it Ordained, that the 1970 Junk Yard Ordinance of the Town of LaFayette, as previously amended, is hereby amended such that Section 12 is amended to read, in its entirety, as follows:

“SECTION 12: Enforcement, Penalties:

- '1. The Zoning Officer of the Town of LaFayette shall be responsible for the administration and enforcement of this ordinance. The Zoning Officer shall investigate complaints and make inspections and upon becoming aware of an apparent violation of any provision of this ordinance, shall serve a notice of violation upon the violator and/or the record owner(s) of the premises upon which the violation occurs. In instances where the property owner is not an occupant of the property, the written notice shall be provided to the occupant and duplicate written notice shall be mailed to the property owner at the address listed on the most recent tax records. The notice of violation shall be served personally or by certified mail, and shall require the violation to be remedied within fourteen (14) days of receipt of said written notice. In addition, the Zoning Officer shall have authority to issue appearance tickets to the extent authorized by state and local law. Appearance tickets shall in all cases be served by personal service upon the violator and/or the record owner of the premises upon which the violation occurs. The Zoning Officer shall maintain complete records of all notices of violation and appearance tickets served and the status of their correction, and submit monthly reports of such matters to the Town Board.

- '2. If a violation for which a notice of violation has been served is not ceased within fourteen (14) days after receipt of the written notice, the Town Board may institute such further action as may be necessary to terminate the violation, including but not limited to any means of method provided for in Section 135 of Town Law. In addition to other remedies available:
 - A. A violation of any provision of this Ordinance shall constitute a misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00).

 - B. Each week's failure to comply shall constitute a separate violation.

C. The Town shall have the power to impose for each violation a civil penalty of not more than five hundred dollars (\$500.00), plus court and proceeding costs and reasonable attorneys’ fees incurred by the Town in enforcing this Ordinance, as amended.

'3. Where appropriate, and in addition to any other remedies, fines or penalties otherwise available, violations of this Ordinance may be remedied directly by the Town of LaFayette upon failure of the property owner to remedy stated violation(s) within fourteen (14) days after receipt of the written notice from the Codes Enforcement Officer. The actual costs of said remedial action, including any and all tipping fees and an overhead charge of 20% shall be billed to the owner of the property at which the violation(s) occurred. Prior to the imposition of said costs and within ten (10) days after the Town’s remedial action, the property owner may request a hearing before the Town Board regarding the costs. Should said costs remain unpaid for a period of ninety (90) days following receipt of the bill from the Town or following the Town Board hearing and a decision adverse to the person charged, if such hearing is requested, these costs shall be added to and become and form a part of the real property taxes next to be assessed and levied upon such lot or land and shall bear interest at the same rate as taxes and shall be collected and entered by the same officer and in the same manner as taxes levied and assessed against such property.”

Effective Date. This Amendment shall take effect in accordance with and as provided in the New York Town Law.

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	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman		Absent

The foregoing Resolution was thereupon declared duly adopted.

B. SENIOR (65 AND OLDER) PARTIAL TAX EXEMPTION.

Kevin Gilligan said basically all this does is adjust the income levels under which you can get these exemptions. It raises them a little in recognition of inflation and changes in incomes.

Supervisor Scammell noted it’s been a few years since we updated this. He asked for any questions or comments from the Board or the public.

Anne Sweeney-Nakas said she is in favor of this.

There were no further questions or comments.

Councilmen Bailey moved and Knapp seconded the motion to close the public hearing. Motion passed unanimously.

**RESOLUTION AUTHORIZING A PARTIAL
EXEMPTION FROM REAL PROPERTY TAXES
FOR PERSONS 65 YEARS OF AGE AND OLDER
AND INCREASING THE INCOME LIMITATION
RELATIVE TO SAME TOWN OF LAFAYETTE**

February 26, 2007

The following resolution was made by Councilman Knapp and seconded by Councilman Bailey.

WHEREAS, Section 467 of the New York Real Property Tax Law authorizes municipalities, after public hearing, to grant a partial exemption from real property taxation for real property owned by certain persons with limited income, who are 65 years of age and over; and

WHEREAS, the Town of LaFayette has, from time to time, provided such tax benefits to its citizens who qualify for such exemption according to the provisions of Section 467 of the New York Real Property Tax Law; and

WHEREAS, the State of New York amended Section 467 of the New York Real Property Tax Law (Chapter 186 of the Laws of 2006) to provide for an increase in the maximum eligibility levels for the Real Property Tax sliding scale exemption for senior citizens; and

WHEREAS, the Town wishes to make this benefit available to its qualifying senior citizens as a way of assisting them to keep their homes during retirement years; and

WHEREAS, it is the desire of this Board to increase the senior citizens' property tax exemption to the maximum allowable under the law; and

WHEREAS, this Board, after due notice in accordance with New York Real Property Tax Law, Section 467 and Section 3 of Town of LaFayette Local Law 3-2001, has held a public hearing on this date to consider increasing said exemption.

NOW, THEREFORE, be it

RESOLVED, that this Board hereby authorizes a partial real property tax exemption for persons 65 years of age or older, pursuant and subject to the provisions of Section 467 of the New York Real Property Tax Law and Local Law 3-2001, in accordance

with the following schedule:

<u>EXEMPTION</u>	<u>INCOME LIMITS:</u>
50%	\$26,000
45%	\$27,000
40%	\$28,000
35%	\$29,000
30%	\$29,900
25%	\$30,800
20%	\$31,700
15%	\$32,600
10%	\$33,500
05%	\$34,400;

and it is further

RESOLVED, that this resolution shall amend, supercede and replace all prior resolutions of this Town with respect to the subject matter herein.

The question of the adoption 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	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman		Absent

The foregoing Resolution was thereupon declared duly adopted.

C. DISABLED PARTIAL TAX EXEMPTION.

Kevin Gilligan said this is the same schedule for people with disabilities or limited income.

Supervisor Scammell asked for any questions or comments from the Board or the public.

Councilman Knapp asked about the effect this has on the budget.

Tom Chartrand said the exemptions don't actually change the budget but they effect how much you collect from each individual. If you have an exemption, you will pay a little less and your neighbors will pay a little more to make up for this.

Councilman Bailey asked if this relates to total and partial disabilities.

Kevin said it's defined in the law the town passed some time ago. Marshall Taylor has been administering this for quite some time and knows the proof needed to establish your entitlements.

Supervisor Scammell asked Councilman Bailey if he would look into this and let him know what he finds out.

There were no further questions or comments.

Councilmen Knapp moved and McConnell seconded the motion to close the public hearing. Motion passed unanimously.

TOWN OF LAFAYETTE

RESOLUTION TOWN BOARD MEETING

The following resolution was offered by Councilman Knapp, who moved its adoption, seconded by Councilman McConnell, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local Law No. B of 2007, "A Local Law Amending Local Law 1-2004 to Provide for an Increase in the Partial Real Property Tax Exemption for Persons with Disabilities Whose Incomes are Limited by Reason of Such Disabilities", was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on February 12, 2007; and

WHEREAS, a public hearing was held on such proposed local law on this 26th day of February, 2007 by the Town Board of the Town of LaFayette and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of LaFayette in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the SEQR review process for this action was completed by this Board at its February 12, 2007 meeting; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. B of 2007.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of LaFayette, Onondaga County, New York, does hereby enact Proposed Local Law No. B of 2007 as Local Law No. 2 of 2007 as follows:

TOWN OF LAFAYETTE

LOCAL LAW 2-2007

**A Local Law Amending Local Law 1-2004 to Provide
for an Increase in the Partial Real Property
Tax Exemption for Persons with Disabilities Whose
Incomes are Limited by Reason of Such Disabilities.**

Be it enacted by the Board of Trustees of the Town of LaFayette, as follows:

Section 1. New York Real Property Tax Law Section 459-c authorizes municipalities to provide a partial real property tax exemption for real property owned by persons with disabilities whose incomes are limited by reason of such disabilities.

Section 2. New York Real Property Tax Law Section 459-c has been amended to authorize municipalities to increase the maximum income eligibility levels for the exemption for persons with disabilities from its current level to \$34,400.00.

Section 3. The new income guidelines for the sliding scale property tax exemption are as follows:

<u>EXEMPTION</u>	<u>INCOME LIMITS</u>
50%	\$26,000
45%	\$27,000
40%	\$28,000
35%	\$29,000
30%	\$29,900
25%	\$30,800
20%	\$31,700
15%	\$32,600
10%	\$33,500
05%	\$34,400

Section 4. Local Law 1 of 2004 is hereby amended to establish increased income eligibility levels for the exemption for persons with disabilities at the maximum amounts authorized by Real Property Tax Law, Section 459-c as described in Section 3 of this Local Law.

Section 5. This Local Law shall take effect immediately and shall apply to assessment rolls whose taxable status dates occur on or after March 1, 2007.

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	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman		Absent

The foregoing Resolution was thereupon declared duly adopted.

D. VETERANS TAX PARTIAL EXEMPTION.

Kevin Gilligan said this is a proposed local law that would amend the veterans exemption to bring it in line with the newly approved and authorized numbers from the state which have been adopted by the county.

Supervisor Scammell asked for any questions or comments from the Board or the public.

Councilman Knapp asked if this is the one the Board will revisit every year.

Kevin said no. The ones that can be visited each year are the disability and senior citizen exemptions. This one can be revisited when the state changes the amounts again. There were no further questions or comments.

Councilmen Knapp moved and Bailey seconded the motion to close the public hearing. Motion passed unanimously.

TOWN OF LAFAYETTE

RESOLUTION TOWN BOARD MEETING

The following resolution was offered by Councilman Knapp, who moved its adoption, seconded by Councilman Bailey, to wit:

WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local Law No. A of 2007, "A Local Law Amending Local Law 2-1998 to Increase the maximum exemption allowable in paragraph (a), (b) and (c) to \$36,000, \$24,000 and \$120,000 respectively in the Town of LaFayette", was presented and introduced at a regular meeting of the Town Board of the Town of LaFayette held on February 12, 2007; and

WHEREAS, a public hearing was held on such proposed local law on this 26th day of February, 2007 by the Town Board of the Town of LaFayette and proof of publication of notice of such public hearing, as required by law, having been submitted and filed, and all persons desiring to be heard in connection with said proposed local law having been heard, and said proposed local law having been in the possession of the members of the Town Board of the Town of LaFayette in its final form in the manner required by Section 20 of the Municipal Home Rule of the State of New York; and

WHEREAS, the SEQR review process for this action was completed by this Board at its February 12, 2007 meeting; and

WHEREAS, it is in the public interest to enact said Proposed Local Law No. A of 2007.

NOW, THEREFORE, it is

RESOLVED, that the Town Board of the Town of LaFayette, Onondaga County, New York, does hereby enact Proposed Local Law No. A of 2007 as Local Law No. 1 of 2007 as follows:

**TOWN OF LAFAYETTE
LOCAL LAW 1-2007**

**A LOCAL LAW ADOPTING THE PROVISIONS
OF REAL PROPERTY TAX LAW SECTION
458-a REGARDING THE ALTERNATIVE
VETERANS REAL PROPERTY EXEMPTION
AND AMENDING LOCAL LAW 2-1998**

Section 1. By Local Law 2-1998, the Town of LaFayette adopted the provisions of New York State Real Property Law Section 458-a in relation to the Alternative Veterans Exemption.

Section 2. Subparagraph (ii) of paragraph (d) of subdivision 2 of Section 458-a of the New York State Real Property Tax Law, as amended by Chapter 256 of the Laws of 2005, allows a town to increase the maximum exemption allowable in paragraphs (a), (b) and (c) of said subdivision.

Section 3. Veterans Alternative Funds Exemption. Local Law 2-1998 is amended to increase the maximum exemptions allowable in paragraphs (a), (b) and (c) to \$36,000, \$24,000 and \$120,000 respectively.

Section 4. All ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 5. This Local Law shall take effect immediately and shall apply to assessment rolls whose taxable status dates occur on or after March 1, 2007.

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	Councilman	Voted	Yes
Thomas Bailey	Councilman	Voted	Yes
William McConnell	Councilman	Voted	Yes
Adrian Shute	Councilman		Absent

The foregoing Resolution was thereupon declared duly adopted.

6. COMMUNICATIONS.

A. RESIDENTS. (Please sign in and give your name before you speak).

- **Anne Sweeny-Nakas (to Ralph Lamson).**

Ralph Lamson said he understands where she is coming from. When things like this have happened in the past, he has brought the situation up before the Board and the matter has been able to continue until a determination has been made regarding a possible change to the Zoning Ordinance. There is a section in the Zoning Ordinance which states if someone can't comply with the zoning, they can apply for relief. He notified Shelia Kelley about this. She hasn't filed any application yet and if she doesn't file one by the middle of the week, he will send her a Notice of Nonconformity. Two weeks from the date he sends the notice out, if she hasn't done anything, he will issue her an appearance ticket for court.

Councilman Knapp asked what she would be applying for.

Ralph Lamson said she would make an application to the Zoning Board of Appeals. Our Ordinance reads they can allow something if most of the criteria is met. They have the discretion to interpret the Zoning Ordinance.

Supervisor Scammell asked what the hardship would be.

Ralph said it would be that she didn't have enough room in the house for the home occupation so it has to be put in the barn.

Supervisor Scammell confirmed she would submit her application to Mary Jo and get on the agenda for the Zoning Board of Appeals. They would hear what she has to say and decide whether they would hold a public hearing for the application or not.

Councilman Knapp said the only way they wouldn't hold a public hearing is if they determined the application couldn't go forward at all.

Councilman McConnell said he talked with Anne Nakas about this letter. If, in fact Miss Kelley doesn't respond to Ralph's letter with an application by a certain day this week, he will send a notice to her of non-conformity. What is the next step?

Ralph said if she doesn't respond to that, a ticket will be issued two weeks from that date advising she will have to appear in court.

Councilman McConnell asked Anne if she was satisfied with this process.

Anne said actually this is the process she thought would have occurred awhile ago. She thought an application should have been made. They have been telling Miss Kelly this since she began the renovations. This isn't new, it's just that now she is being forced to do it.

Councilman McConnell said Anne noted that this property never showed up on the list of violations on the agenda.

Ralph said these items are put on the agenda by Supervisor Scammell.

Councilman Knapp said all the complaints received are not on the agenda.

Ralph said usually if a situation is brought up at a Town Board Meeting, it is put on the agenda for follow-up.

Councilman McConnell asked how the determination of this situation is made as there are two distinct opinions.

Ralph said it's up to the ZBA or court to make a final determination.

Anne said she wrote the letter because in the minutes she kept reading statements Miss Kelley had made to Mr. Lamson that she felt were inaccurate. Miss Kelley is running a business for someone who is not related to her. He is not the property owner and doesn't reside at the residence. She is O.K. to let the ZBA handle this. The only reason she felt she had to be specific in the letter is because she kept reading justifications as to why this business should be allowed in the barn so she felt she had to put her information in writing.

Councilman McConnell asked what the hardships might be.

Kevin said he thinks this would come in under a Use Variance. The applicant would have to show a financial hardship of this and that it is not a self created hardship.

Anne asked if Miss Kelley would have to have a floor plan of the house.

Ralph said she was told to have a floor plan of the house for the ZBA.

- **Carole Everingham (kudos to Highway department for excellence in plowing Clark Hollow Road).**

Supervisor Scammell said Carol Everingham said that the Highway Dept. did a great job on Clark Hollow Road this winter.

- **Cardiff resident (kudos to Highway department for excellence in plowing Ortloff Road).**

Supervisor Scammell said a resident advised that the Highway Dept. did a great job on Ortloff Road this winter.

Ralph Lamson said they do a great job town-wide. He works in the city and there's a lot of difference between the city and here.

Councilman McConnell read the following letter from the Chamber of Commerce:

To LaFayette Town Board: Thomas Bailey; David Knapp; William McConnell; Gregory Scammell, Supervisor; Adrian Shute

The purpose of this letter is to express the opinion of the LaFayette Chamber of Commerce that public water should be provided to the Hamlet area of the Town.

It is also the Chambers' opinion that time is of the essence for the Town Board to act in light of the planned road improvements to the "Four Corners" area by the NYS Department of Transportation in 2009 (only two years away). Failure to incorporate water lines at the present time in the NYS DOT plan would be a missed opportunity that eventually will cost taxpayers more in the future.

The LaFayette Chamber of Commerce believes the Hamlet area should be the focal point of business concentration in our Town. The concentration of businesses and public use in a core area creates a synergy that benefits the businesses located within the commercial hub.

In addition and perhaps more importantly, creation of a focal point where residents can find services and goods will help discourage the spread of business activities to residential areas and open spaces such as inactive farm land which has a negative impact on the "quality of life" issue that many in our Town hold important.

Thirdly, the existing poor quality of well water within the hamlet and health concerns arising from potential of contamination from existing septic fields within the hamlet creates a negative for existing business and impedes the attraction of new business that could provide services and goods to our community members.

Fourth, the lack of public water for fire protection impedes the construction of new business facilities. Similarly, though not directly related to the creation of commerce in our Town, the Chamber feels that the lack of public water to provide sprinklered school facilities creates a general public safety issue the Town Board needs to address.

Finally the attraction of new business facilities within the Hamlet will help maintain and/or increase the Towns' tax base.

Supervisor Scammell said John Dunkle is here to speak to the Board.

John Dunkle said last year the Board submitted three applications to Community Development. Two pertained to the water district which we have received grants for and the Board also included the LaFayette Beach for 2006 which wasn't approved. The Board has revamped the 2006 project for the Beach and brought it into 2007. They have made a few changes. Previously we had concentrated on the pool. Which they didn't feel was a proposal for the low income neighborhood. They revamped the proposal and looked at other things for the Beach.

The Board has included the following in its project description:

- 1) Renovations to park equipment and storage building.

- 2) Complete construction of bathhouse/restrooms to code; install hot water heating and piping, replace non-code piping.
- 3) Install new playground unit.
- 4) Complete landscaping and grading for new septic system, topsoil and seed.
- 5) Pave 10,000-square foot gravel parking area and entrance.
- 6) Install park fencing.

The Board is requesting a grant from Community Development for \$100,000 and proposing to provide \$65,000 Town in-kind services. \$15,000 of this would be for engineering and \$50,000 through the Town of LaFayette Highway Dept. We do not need to update our 5-year plan. The deadline for this application is the 2nd or 3rd of March. He needs authorization from the Board to submit this and asked for any changes the Board might have.

Councilman McConnell asked what the time-line for the in-kind services of \$65,000 is.

John said the Community Development funds must be used by the end of 2008.

Councilman McConnell asked if the park fencing would be around the entire park.

Councilman Knapp said yes.

Councilman McConnell asked if this was to deter vandalism.

Councilman Knapp said yes.

John said originally it was discussed to just do fencing around the pool but then it was decided to expand on this.

Councilman McConnell asked if it would be good to put the reason in the application that it lowers liability.

Councilman Knapp asked if Community Development would care that our insurance company is pushing us to do this for safety reasons.

John said it's not a bad thing to put in.

Discussion of repairs for the box lacrosse took place.

Regina Reinschmidt said the pool is definitely used by the designated area of lower income families.

Councilman McConnell noted that Beverly Oliver's group used the pool extensively.

John Dunkle said that is noted in the proposal.

Councilman Bailey asked what the turn-around time is in the event the town gets the benefit of the award. Are we talking about two seasons of actual work operating time?

John Dunkle asked when the Board heard about the funding awarded this year.

Supervisor Scammell believes around September.

John said the majority of the work would be done in 2008 then.

Councilman Knapp moved and Councilman Bailey seconded the motion that the Town Board held a public hearing on January 22, 2007 for this Onondaga County Community Development proposal and there was no public input therefore the Board hereby authorizes the Town Engineer to submit this proposal to Onondaga County Community Development. Voting on the motion was as follows:

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

The motion was passed unanimously.

Councilman Knapp thanked John Dunkle very much for working this into his schedule.

John Dunkle submitted the plans and specs for the water district. He sent these out to about 15 different agencies. All the involved agencies have given him comments and he is addressing them now. He's about ready to put the documents out to bid. He is asking for authorization from the Board to advertise for bids beginning 3/5/07. The Board will have to have a Special Town Board Meeting where they open the bids and read them out loud. We won't award a contract for 90 days from that date. OCWA wants to approve of the contractor. We will want to see references. We will want to have a public informational meeting. Once we receive the bids, there are things we have to do with the funding agencies and they have to review the bids too.

Councilman Bailey asked if out-of- state firms can bid on this.

John believes they can.

Supervisor Scammell asked about how many companies he thinks will bid on this.

John suspects there will probably be over 7.

Councilman Knapp asked what constitutes the base bid.

John said the water line for the Northeast LaFayette Water District.

Councilman Knapp asked if someone could go low on one and high on the Smokey Hollow area.

John said yes but if it got really bad, you could reject one of the options and rebid it. Specs will be picked up from the Town Engineer's Office.

Councilman Knapp moved and Councilman Bailey seconded the motion to authorize the Town Engineer to advertise for sealed bids for the construction of approximately 17,700 l.f. of 8-inch (8") water main and appurtenances in the Town of LaFayette, to be substantially completed by September 30, 2007, beginning March 5, 2007 and will be received by the Town of LaFayette at the office of the Town Clerk until 3:00 p.m., March 26, 2007 and then publicly opened and read aloud at 6:30 p.m. at a Town of LaFayette Town Board Meeting. Voting on the above motion was 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		Absent

The motion was passed unanimously.

John submitted a list of what must be done before construction can begin.

Kevin Gilligan said we will be trying to obtain the identified easements. There aren't too many of them.

John said there are 7 or 8 of them. In terms of funding, the Rural Development Loan, the EPA and Community Development grants all are awarded after construction so

we have to do some internal financing in order to pay the contractor once the work is completed. The Board will have to think about increasing the amount of the bond anticipation note until the funding is in place.

Councilman McConnell asked if we increase the bond anticipation note, will it have to be for the entire amount of the bid?

Kevin said we would take the total amount authorized and subtract out the money from EFC and the \$200,000 we already authorized and do it for the balance. After a year, he would think we could draw on the Community Development Loan, etc. and pay off the notes.

Tom Chartrand said we haven't tapped the EFC yet.

Councilman Knapp asked when the EPA is awarded.

John said after the construction. As Tom Chartrand pointed out, we have a \$400,000 ± loan that we haven't used yet. The anticipation note wouldn't be needed for the full amount.

Kevin said you are going to end up paying one years interest on the balance at whatever interest rate we can get.

John said once we award the contract to the contractor and the contractor starts work, we are obligated to pay him within a certain time period.

Councilman McConnell asked if there are clauses in the bid regarding completion times and dates.

John said yes.

Councilman McConnell asked the time-lines for the beginning and ending date of construction. If the bid comes to the Board in March and we have 90 days to award it which would be in May or June, when would the work be completed?

John said by the end of September.

Kevin said before they begin, we have to clear up the easements and be sure the Community Development money is in place.

Councilman McConnell said the individual property owners must be contacted to do the hookup from their homes to the waterlines themselves.

John said the residents have approximately 2 months to make the transfer.

Kevin said they should be doing their hookup right away because otherwise the Village of East Syracuse will be shutting their water off.

John said depending on the contractor, he would say it would take between 3-4 months.

Kevin said we should be encouraging people to replace their lines into the house because some of the complaints we heard about were due to lines that had constricted over time.

John said these are the kinds of things he wants to cover when we have a public informational meeting. He wants the contractor to be present. He wants a dialect to be started with the residents and the contractor when the bid is awarded.

Supervisor Scammell said every household owner must replace the line.

John said this would be highly recommended. He just got a letter from OCWA today that said the pressure is going to be between 100 psi and 150 psi

Councilman McConnell asked if there is anything out there that allows you not to take the low bidder.

John said a clause will be in there that OCWA must approve of the bidder. This will help in this area and allow us to get other contractors that really know this business.

Supervisor Scammell thought the way we bid things now is that we can refuse any bid if there are valid reasons for not accepting the low bid.

John said yes. We check for references and if we get bad ones, they can be documented.

Kevin said it has to be awarded to the lowest responsible bidder. You have to get evidence that shows the low bidder has been a problem.

John said lack of experience is not necessarily a criteria.

Councilman Bailey asked if the railroad is calling for us to obtain two permits instead of one.

John said yes. We couldn't get around that.

Councilman Knapp asked if this is because we have to go under the railroad tracks in two spots.

John said yes.

Leon Cook asked if every house will have to have a meter installed.

John said yes. He said Mr. Pauls had suggested holding a prebid meeting. He normally doesn't do this but is open to doing this if the Town Board feels it's important. He can handle questions on the phone as easy as holding a prebid meeting.

The Board left this matter up to his discretion.

Councilman McConnell said on the Community Development Plan regarding Bailey Park, the pavilion is no longer desired.

John said to change the 5-Year Plan, you would have to hold a public hearing. When you actually make an application for this project, you can amend it.

Councilman McConnell said back in December, the Board authorized up to 4 hours for John Dunkle to review the information for sewer/water in the Hamlet area. He has given John the information tonight to review. He will get him the measurements tomorrow.

John said being that Route 11 and Route 20 are state highways, we should probably look at running lines on both sides of the road rather than under the road. We are not actually designing a complete water system at this point.

Councilman Knapp asked if coming down both sides of the road would drive the cost up much as otherwise they would be going back and forth under the road.

Councilman McConnell said he will email John this week information to determine the assumed costs for sewer and water.

Councilman McConnell said the SPDES information they have been given and the reports John submitted were reviewed. We are still waiting for a report from New York State giving their comments on the reports.

John said he has that.

Councilman McConnell asked if he can pick up a copy of this communication from the State as he believes the Board's responsibility now is to determine what ordinances should be completed.

Kevin said they have been working on a draft of this ordinance. There's actually a draft law that they would be considering and they are checking all the different laws on the books to be sure there aren't conflicts. He would think they will have a draft ready in about a month for review by the Board.

Councilman McConnell said Kevin is already working on the legislation so as a committee, they don't have anything to do at this time. He asked if this ordinance would cover the entire town regarding building versus separate districts as an approach.

Kevin said technically it only applies to a portion of the town.

John said correct. The area they are concerned about is the area that fringes the Syracuse Metropolitan area.

Kevin said the Board must determine if they would have this pertain to the entire town or just the mapped area.

John thinks the ordinance will be set up town-wide. Since we are going through the whole process of adopting an ordinance, he doesn't see a difference in segregating a certain part of the town.

Councilman McConnell will talk to John and touch base with Kevin and then send the information he receives to the rest of the SPDES Committee.

Marshall Taylor asked if you put the infrastructure in for water and sewer and the residents haven't come in and requested a district, will the whole town pay for this?

John said yes.

Councilman McConnell said this is not his view. He believes a district would be set up for this infrastructure. When we started down this road the concept was if you are served, you will pay for the service. The district could grow upon needs and desires.

Marshall said the residents in the village haven't petitioned the town to do this so whatever you are putting in, there's a cost associated with it. If you don't set up a district, who will pay for this?

Councilman McConnell said when we took on the challenge to do this, it was with the assumption to find the facts out. We are trying to gather information on funding etc, before the project is estimated to the town. The hopes are to outline a project to the town with the cost and who would be included to pay for it. All the difficult work would be done.

Marshall confirmed the cost for the infrastructure would try to be met with grants. If you can't get the grants, will the Town Board make it part of the budget?

Supervisor Scammell said the district would have to be formed and the property owners in that district would bear the cost.

Marshall said if we put this infrastructure in, then we have to pay for it. If a water district isn't formed, then the cost would be passed on to all the residents.

Supervisor Scammell said you would have to form a water district first.

Councilman Knapp said we are just finding out information so we can approach the residents in the area to see if they are interested and what it would cost them.

John said the difficult sell is that you are asking residents to pay money for a dead pipe in front of their properties.

Chris O'Keenan asked how long it would be before the pipe is used.

Councilman McConnell said if you have a window while the construction is occurring along Route 11 and Route 20, do you take it? He wouldn't think the pipe should sit idle for 10 years but maybe for one or two budget cycles.

Chris asked if the pipe would hold up for 10 years.

John said the pipe is made to hold up for 20 years.

Councilman McConnell said we are seizing the opportunity to see what our options are. We are looking to see the cost savings of dove-tailing into the road construction that will be taking place. We will decide to do it, not to do it or to do it down the road.

Marshall said to save money, you must do it while the road construction is going on in the Hamlet area.

Councilman McConnell said we are two years out from that point. We are starting a process to identify funding due to the need and present a project with cost to the community.

Marshall said he is assuming you would have to build some kind of plant if you put in sewage lines.

Councilman McConnell thinks we would put in one pipe for water. If we ever did sewage for the Hamlet area, we would have to do a treatment plant of some sort.

Marshall said the residents of LaFayette have paid for years for water on their county tax bills and have not received any. Is there a way to get any of that back?

Councilman McConnell will look into this.

Kevin said Metrowater has been giving grants for water.

Marshall said the water charge has been issued to the residents of the Town of LaFayette since the 1950's.

Ralph said he wouldn't plan on having two years for this plan. He would say you should have everything wrapped up in 1 ½ years as they are going to start construction in two years.

Councilman McConnell agreed.

John Dunkle said there are two levels of infrastructure you can think about putting in while the highway is being constructed. It would be a relatively low cost to put in sleeves under the road.

Councilman McConnell will talk to John about this tomorrow.

B. ONONDAGA COUNTY DEPARTMENT OF AGING & YOUTH:

Intergenerational Awards.

Councilman Knapp said a year ago we put in a couple of nominations and Walt Shannon was awarded one of the awards for his program of the essay contest at Grimshaw. He is president of the Board so he cannot put in a nomination for this as he is one of the people who will be reviewing the nominations but he would strongly recommend a nomination be submitted.

C. ONONDAGA COUNTY WATER AUTHORITY: Hydrant Use Policies & Procedures.

Supervisor Scammell said he put a copy of this in Leon Cook's tray.

Leon said the Highway Dept. doesn't use hydrants.

Supervisor Scammell asked if the town needs to fill one of these out and do the

Jamesville and LaFayette Fire Department's have to fill one out?

Leon said no. The LaFayette Fire Dept. draws water under emergency. If they were filling pools out of hydrants, then they would have to. As far as he knows they don't draw water out of hydrants to fill pools any more.

D. ONONDAGA COUNTY HEALTH DEPARTMENT: laboratory analysis.

E. ONONDAGA COUNTY DEPARTMENT OF FINANCE: tax delinquent parcels auction.

Councilman McConnell spoke to Mr. Muraco earlier today. He will discuss this later in the meeting.

F. ONONDAGA COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY: wireless access point.

Councilman Bailey would be in favor of this. The system is basically designed for reports to be paperless and submitted electronically back to headquarters. This is an ideal spot for the Sheriff's.

Councilman Knapp would strongly encourage this too. Anything that encourages law enforcement in LaFayette is a good thing.

Supervisor Scammell said he had Marshall take a look at this information earlier.

Marshall said the issue is when you have a wireless router in your office, anyone who has a wireless computer can get access.

Ralph doesn't believe that is true with these. They can't even get into it with their computers at the fire house and they have them set in the front of their fire house.

Councilman Bailey said the security is very tight on these.

Marshall said it won't be an issue then.

Councilman Bailey believes it's beneficial to the town.

Supervisor Scammell will give Mr. Simmonds a call back and advise if security is provided, we don't have a problem with this.

G. LYNN HUTTON, SUMMERRIDGE DEVELOPMENT: Thunder Road cul-de-sac maintenance deposit.

H. OFFICE OF THE STATE COMPTROLLER: World Trade Center presumption law.

I. NYS OFFICE OF REAL PROPERTY SERVICES (ORPS): 2005-06 Residential Assessment Ratio(RAR) 96.42%.

Supervisor Scammell said LaFayette is a little over 12% from last year which puts us in second place behind Tully which is a little over 20%. This is a 12-month rolling average.

Marshall Taylor said our equalization rate is about 85%. Since the reval, houses are selling about 15% more than their assessed value. He thinks Onondaga County is third highest in the U.S. right now.

J. TULLY HILL CHEMICAL TREATMENT CENTER & WATSON GREENHOUSE: Annual Celebration of the Senses, 3.31.07 – 04.01.07.

Councilman Knapp moved and McConnell seconded the motion to allow the use of the Stafford Park parking lot for overflow parking for the Annual Celebration of Senses on 3/31/07 – 4/1/07. Motion passed unanimously.

K. ONONDAGA COUNTY, DEPARTMENT OF EMERGENCY MANAGEMENT: Federal disaster declaration.

L. TIME WARNER: Changes in service components.

M. OTHER.

7. **SPECIAL REPORTS. NE LaFayette Water District – authorization to bid.**

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 Route 11 South, across from LaFayette Rural Cemetery, numerous violations.**

Ralph said this has been cleaned up and can be removed from the agenda.

b) **Apulia Road – various violations south of Jamesville Reservoir.**

Ralph Lamson said he sent Palladino's a letter advising them to remove all unregistered vehicles.

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

Councilman Knapp said under our amendment to the Junk Yard Ordinance, this can be done by the town.

Kevin said for Ralph to coordinate this with Sam Young.

d) **Code requirements for town office alarms (see 8B8b).**

Ralph said we don't have to have a dialer on the system.

Ralph said he had two permits issued in January. One was for an agricultural building and one for an addition.

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

Councilman McConnell said he was listening to 104.7 and Doug Scholes was nominated and selected as EMT of the week.

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

Leon Cook said they have been pretty busy. Most everyday they have had to

go out. Our agreement with the state for salt and sand is working good in one way and not so good in another. The sand doesn't freeze up as easy when it's been premixed as in the past. They have had trouble with it freezing this year. The good thing is if you get a cold day, you have to have more salt and less sand. We have been able to tell them how we want it mixed and the State D.O.T. mixes it that way. Our roads are baring off a lot quicker. Some days (during the storm) they went around 4 times a day. The bad news is at the end of last week, we had more overtime hours then we had last year up to this time.

The '97 International was down two times during the storm. One was a fuel problem and the other time was two belts broke. Truck # 2 was down with a wing problem for almost one day.

He thinks if we keep up with the deal with the state, our roads will look a lot better then they have looked in the past.

5) Justice Court: Malcolm Knapp & Maureen Perrin.

- A written report for January 2007 was submitted.

6) Library Director: Scott Kushner.

7) Recreation Director: Regina Reinschmidt.

Regina said the ski program is going very well. They had a late start this year. They have well over 100 participants.

The 5th and 6th grade boys and girls basketball season is over. They started the 3rd and 4th grade program this weekend.

The wrestling program is over and they had about 40 kids in that.

They had their annual winter lacrosse clinic and had a total of 26 boys and girls attend.

We are 2/3 of the way through the baseball clinic that is being run by Councilman McConnell and the Varsity Baseball Coach from the High School.

They have added a Saturday class to the Adult Aerobics Program.

They are having their first family fun night. They will be playing dodge ball.

Councilman Knapp asked if April Palmer is getting a lot of kids signed up for the colorguard.

Regina said yes. They are expanding and it will be starting soon.

Councilman Knapp asked about signups for spring sports.

Regina said they will be March 8th. She thanked Leon for plowing out so they could get into the concession building to get some equipment out.

8) Tax Collector: Teresa Mech.

- **Delinquent tax letter follow-up.**

Supervisor Scammell said the person who is delinquent on their taxes has not received the letter as we haven't sent it yet and she stopped in to see about setting up a payment plan. He asked if this is something we normally do. He is waiting for a reply to this question from Teresa Mech.

Tom Chartrand said he spoke to Teresa about this. Teresa said she advised the individual that she needs to write a letter petitioning the town about this. Teresa hasn't received any letter yet.

Supervisor Scammell said he hasn't received anything.

Tom Chartrand believes something should be done about this.

Kevin said the letter basically tells the person to pay the taxes and explains the different options the town has.

It was decided a deadline for payment should be included in the letter. The letter will be amended to show payment must be received by April 1.

9) Town Clerk: Mary Jo Kelly.

10) Town Supervisor: Greg Scammell.

- a) **Multi-town Shared Services Opportunities (Association of Town Supervisors) – NYS Senator John DeFrancisco.**
- b) **Business demand survey.**
- c) **Written Reports for December 2006 and January 2007.**

Tom Chartrand gave a update on the 2006 end-of-year funds.

Councilmen Knapp moved and Bailey seconded the motion to approve the following year-end transfers:

GENERAL FUND

To:

A1110.2	Justices	Equipment	\$1,300.00
A1355.2	Assessors	Equipment	850.00
A1670.4	Central Printing	Contractual	500.00
A3510.1	Dog Control	Personal Services	1.00
A3510.4	Dog Control	Contractual	749.00
A5182.4	Street Lighting	Contractual	2,900.00
A7310.4	Youth Program	Contractual	<u>2,500.00</u>
		TOTAL	\$8,800.00
			=====

From:

A1620.4	Buildings	Equipment	\$2,650.00
A3310.4	Traffic Control	Contractual	750.00
A5132.4	Garage	Contractual	2,900.00
A7310.2	Youth Program	Equipment	<u>2,500.00</u>
		TOTAL	\$8,800.00
			=====

LIBRARY FUND

To:

L1320.4	Library Form 990	Contractual	\$ 150.00
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L7410.4	Library Materials Books	Contractual	1,250.00
L7434.4	Library Operations (Comm	Contractual	200.00
	Prog.)		
L7435.4	Library Operations (Travel)	Contractual	<u>100.00</u>
		TOTAL	\$1,700.00
			=====

From:

L7411.1	Library Operations (Staff)	Personal Services	<u>\$1,700.00</u>
		TOTAL	\$1,700.00

SPECIAL DISTRICT FUND

To:

SL5182.4	Street Lighting	Contractual Expense	<u>\$ 5.00</u>
		TOTAL	<u>\$ 5.00</u>
			=====

From:

SL599	West Shore Lighting Surplus		<u>\$ 5.00</u>
		TOTAL	<u>\$ 5.00</u>
			=====

Motion passed unanimously.

B. COMMITTEE (2nd Monday).

1) Agriculture (Dave Knapp & Mary Jo Kelly).

Councilman Knapp said there is going to be a series of meetings put on by Cornell Cooperative Extension on different Biodigestion, Biomass and Wind Power energy technologies. They will all be held at the Fabius Community Center. He is planning on attending the Wind Power meeting.

2) Communications & Technology (Mike Forte, Pat Keefe Mary Jo Kelly, Marshall Taylor, & Greg Scammell).

- **Town Website (functional requirements, transition to Digital Towpath, parallel operations, URL name (now townoflafayette.com, possibly townoflafayette.org or lafayette.ny.us.gov), email addresses, conversion & file transfers.**

3) Economic Development (Bill McConnell & Greg Scammell).

- a) **LaFayette Hotel.**
 - **File Engineer’s report.**
- b) **Focus 2010.**
- c) **Hamlet sanitary sewer district.**
- d) **Hamlet water district.**
- e) **Grants – Ms. Thau, contract (KG & BM).**

Councilman McConnell said several months ago they started looking at all the options we have gone through regarding grant writing. He talked to Debbie Miller who writes grants and she gave him a name of someone who does grant writing. He met with a member of the grant writing consulting group today to discuss some of the issues before the town. Thoma Development Company’s niche is small rural development. Their website is Thomadevelopment.com. They agreed that Mr. Thoma will send a RFP this week regarding the LaFayette Hotel. He would like to come in and discuss the options if the building is donated. He would advise what options we have to find grants and money and then we could sell the building outright. He invited Mr. Thoma to attend the March 26th meeting and he will give a short presentation of who they are and what they have done and what recommendation they would give towards the LaFayette Hotel project. He will put together some thoughts on a proposed water district too. He will introduce the idea of a Comprehensive Plan. This hopefully will eliminate the burden on the Economic Development Committee. Mr. Thoma will discuss grant writing services that he can provide to the town. They come highly recommended.

Councilman Knapp said the building is back on the block for May 8th.

Councilman McConnell said Mr. Muraco would still like to donate it to the town.

- 4) **Emergency Response (Tom Bailey, Bill McConnell, “Pete” Paul).**
 - a) **Onondaga County Department of Communications - OCICS.**
 - b) **NYS PSC – TSP (Telecommunications Service Priority) (BM).**
 - c) **Pandemic/Avian/Bird Flu.**
 - d) **NIMS training (TB members, etc.).**
 - e) **AED’s & training for town offices, library & Onondaga County Soil & Water.**
 - f) **Fire Mutual Aid Plan (2007) response.**
 - g) **Pets Evacuation & Transportation Standards Act of 2006.**
- 5) **Employee Policies & Benefits (Mary Jo Kelly, Adrian Shute & Mary Doster).**
 - **NYS Disability Insurance.**
- 6) **Environmental & Conservation Advisory Board (Rainer Brocke, Barb Ferro, Knowlton Foote, Wolff Garritano, Eileen Gilligan & Nancy Mueller).**
 - **Pest management in environmentally conscious gardening (On Co Legislature).**

7) Highway (“Pete” Paul, Leon Cook, Dave Knapp, Sumner Palmer & John Greeley).

- a) **Multimodal/CHIPS funding – in process, via Senator DeFrancisco’s office.**
- b) **FEMA/NYS Emergency Management Office – federal disaster declaration application.**
- c) **SummerRidge/Lynn Hutton - \$25k maintenance deposit refund request.**
- d) **Amidon Road – stub access (legal research – KG).**

8) Physical Plant (Herb Salladin, Dave Knapp & Bill McConnell).

- a) **Heating/Cooling systemalts & new temperature controls - RFP, deferred until 2007 (water softener needed?, energy source options(natural gas, heating oil equivalent prices)).**
- b) **Fire & smoke alarms at Town Offices (1st & 2nd floor) & Community Center. Code requirements (Rick Storrier/DK).**
- c) **Heat pump repair & thermostats (DK).**

Councilman Knapp said he spoke to Bob from Upstate Temperature and Control and advised him the Board gave approval to fix the heat pump. While he is here, he is going to take a walk through and put together a proposal for some programmable thermostats.

d) LPL ceiling leak.

Councilman Knapp said we had a pretty good leak in the library ceiling from all the snow. Vanderhoof Roofing couldn’t get out here to look at it for another week so he called Diamond Roofing and they got the roof shoveled off. The immediate problem is solved. He thinks he will have to have Diamond Roofing look at this and see what we need to do. We will have to replace some siding and definitely some flashing.

Supervisor Scammell said Pete Paul noted some of this might be covered under our insurance.

Councilman Knapp will wait to hear back from the gentleman from Diamond Roofing.

9) Recreation & Youth (Dave Knapp, Adrian Shute, Regina Reinschmidt).

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. Optimist's project.**
- 2. Lacrosse facility – estimates (\$5K – materials only), (re)location possibilities.**
 - **Tully-\$12k – materials only (all volunteer labor).**

d) Park designs – Parkitects.

Councilman Knapp said this can be removed from the agenda.

10) Safety (Tom Rezsnyak, Adrian Shute, Leon Cook & Regina Reinschmidt).

- a) Smoke detector batteries – change at DST/EST time changes (2x/year).**

b) Community Center & Town Offices 11.08.06 inspection list.

- c) NYS Workplace Violence Prevention Law (MT/CCF clarification on number of employees).**

Supervisor Scammell said this has been referred to the Safety Committee to review.

11) School District liaisons (Bill McConnell & Pete Paul).

12) Senior Transportation & Housing (Beverly Oliver & Greg Scammell).

13) Service Awards (Bill McConnell, Dave Knapp, John Harper & Larry Paige).

Councilman McConnell said he has a letter instructing the liquidation of all assets in certain participant's accounts.

Councilmen Knapp moved and Bailey seconded the motion authorizing the Supervisor to sign the authorization letter liquidating all assets in the following participant's accounts: Thad Bush, Danielle Jeffery, Garth Cook and Merikay Harper. Motion passed unanimously.

Tom Chartrand asked if the 1099's or 1096's have been filed. They are due to be filed by March 1st. They were authorized to file them electronically.

Councilman McConnell will check on this tomorrow.

14) SOTS & OCRRA Liaison (Dave Knapp & Bill McConnell).

- District wide mailing – 2007 fuel costs, prevailing wage, etc.

15) SPDES (Bill McConnell, Jim Nakas, Steve Beggs, Nancy Mueller, Ralph Lamson, John Dunkle & Kevin Gilligan).

16) Water (Greg Scammell & "Pete" Paul).

- 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 method (JD & TC).

- Plans & specs.
- Authorization to bid (03.12.07)
- Bid (03.26.07, tentative).
- Public info meeting (mid-April).

- c) Hamlet drainage study – request submitted to NYS DOT, intersection of Routes 11 & 20 to be reconstructed in 2009.

17) Zoning Review (Mary Jo Kelly, Ralph Lamson & Greg Scammell).

- a) Jamesville Reservoir Preservation District/JRPA change.
- b) SOCPA subdivision guidelines to distribute to local subdivision applicants.
- c) Digitized zoning map, correction & amendments.
- d) Lot lines.

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.**

Councilman Knapp asked when the deadline is to correct his appeal. He thought it was the end of February.

Kevin Gilligan said it was either February 28 or the beginning of March. He was trying to get an update on this at the end of the day but Sam Young was out of the office. He will find out tomorrow and email the Board.

C. Robert Shute – Route 11.

- **Town of DeWitt Court rules in town's favor.**
- **5.16.06 sentencing.**
- **Fine imposition, appeal pending.**

D. Amidon Road – stub access (abstract research).

Kevin Gilligan got a call from Mark Chambers' lawyer today. She wanted an update and he gave it to her. He hasn't heard back from the tax people on the extension of Amidon Road yet as to why or on what basis they acted. He will advise everyone by email when he hears from them.

E. Grader v. Town of LaFayette.**10. UNFINISHED BUSINESS & ACTIVE PROJECTS.****A. Crime coverage – review of town books (TC).****B. Community Development Grant app.**

This was discussed earlier in the meeting.

- 1) **2006 - Water district & Water District hookups. Accepted, to be administered & distributed by OnCo CD.**
- 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. Onondaga County: proposal for centralization of tax collection –data collection, Lysander PILOT.

D. CNY Community Foundation - Grants for Green Spaces – completed (projects for 2007?).

Councilman McConnell said this won't be for another 30-40 days.

E. 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. (AS & DK).

Councilman Knapp said they are just waiting for the weather to break to be able to put them up.

F. 2007 Community Development projects (park improvements – review prior application for Stafford Park, confirm availability of funding (median income requirements) (BM).

This was done earlier in the meeting.

G. U.S flags – proper lighting for utility pole mounts (BM, 8.29.06 email).

- **Purchase LaFayette banners to be flown w.the U.S. flags & arrange in an attractive manner, perhaps flags with banners. Banner design.**

Councilman McConnell said the lighting of the poles is not as he envisioned. The lights would need a source of power so he doesn't think this is the solution.

Councilman Knapp said a possible solution is putting up other than American Flags on the poles. There could be the Army Flag, the Marine Flag, etc.

Marshall Taylor said there is power at the park so they could run a light from there to the flag.

Councilman McConnell said they are talking about the flags in town.

Ralph suggested flying a town flag.

Supervisor Scammell said we could intermix town and state flags.

Councilman McConnell asked about a Welcome to LaFayette flag as you enter the town.

Councilman Knapp will look into this.

Supervisor Scammell asked if we can have banners across the road.

Kevin said you would have to check with the D.O.T. He thinks as long as they are high enough to be above trucks going through you would be O.K.

Councilmen McConnell and Knapp will come up with some designs and get them to the Town Board.

H. For TB review.

- 1) **Review home occupations & detached structures (RL memo 12.07.06) (including Zoning Review committee).**

- 2) **GBoR member: tbd , 01/01/07 – 09/30/08 (replacing John Aiken's term).**

3) Zoning Board of Appeals member: tbd, 1/1/07 – 12/31/10 (replaced Al Miller’s term).

Marshall Taylor suggested advertising for these two positions in the next LaFayette Newsletter.

The Board thought this was a good idea.

11. NEW BUSINESS.

• Other.

Councilman Bailey said he passed out a copy of the sticker that the City of Syracuse puts on junk vehicles. Kevin can work with this as a sample of how the City does it. This could be modified for the Town of LaFayette if we wish to use this procedure or tag the vehicles.

Kevin said he will review it.

Ralph Lamson asked who will do this. In the City the police do it.

Councilman Knapp said the Board is working on this.

Ralph said if the car is going to be towed, where will it be towed to? He thinks this is a great idea.

Supervisor Scammell asked the status of the road across from the Auto Auction.

Ralph said he has had Mr. Bajally clean this lot up 2 or 3 times.

Supervisor Scammell asked if he can store cars there periodically.

Ralph said no. He advised the lot next to Mrs. Mondore’s is owned by the Auto Auction.

Supervisor Scammell said Tom Riley stopped in to his office this morning to discuss the town insurance.

Councilman McConnell said he spoke with him this morning too. He submitted a total of \$33,375 from Selective Insurance. He got Selective Insurance to go down \$2,000 and our policy takes effect March 1st.

Councilmen Knapp moved and McConnell seconded the motion to accept the insurance policy through Reagan Insurance Company with Selective Insurance in the amount of \$33,375. Motion passed unanimously.

Councilmen Knapp moved and Bailey seconded the motion to reject the Terrorist Insurance coverage. Motion passed unanimously.

12. Suggestions for improvement and positive contributions.

13. Executive session (if needed).

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

HIGHWAY FUND	#7214 – 7220
GENERAL FUND	#7221 – 7246
SPECIAL DISTRICT FUND	#7247 – 7248
TRUST & AGENCY FUND	#7249 – 7252

**COMMUNITY DEVELOPMENT
AND CAPITAL FUND #7253 – 7254**

Motion passed unanimously.

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

The Town Board Meeting adjourned at 9:25 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk