

Minutes of the Town Board Meeting held by the LaFayette Town Board on June 9, 2008 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 (Arrived 6:35 p.m.)  
Thomas Bailey, Councilor  
William McConnell, Councilor  
Adrian Shute, Councilor

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Wendy Reese, Town Attorney  
Leon Cook, Highway Superintendent  
Tom Chartrand, Bookkeeper  
Jim Moore, DCO  
Doug Scholes, Dep. DCO  
Connie Marion  
Regina Reinschmidt, Rec. Coord.  
Jim Nakas, Planning Board, Chair.  
Bill Anastas

1. Supervisor Scammell called the Meeting to Order at 6:33 p.m.
2. The Town Clerk took the Roll. Councilor Knapp absent. All else present.
3. Pledge to our U. S. Flag led by Town Supervisor Greg Scammell.

**Councilor's Bailey moved and Shute seconded the motion to accept prior Meeting Minutes of May 12, 2008, as submitted by the Town Clerk. Councilor McConnell abstained. Motion passed.**

4. **PUBLIC HEARINGS. 6:30 PM - Simple Subdivisions, Local Law B-2008.**

Wendy Reese said it was found that we needed to add language that would allow appeals of Simple Subdivisions to be heard by the Planning Board rather than the Zoning Board of Appeals.

Supervisor Scammell asked if there were any questions or comments from the public or the Board.

Councilor McConnell asked what the change was made for.

Wendy Reese said in the law we provided for Simple Subdivisions if any of the neighbors wanted to object to the Simple Subdivision, they could appeal to the Planning Board. Under Section 267A of the State Law any appeal of the Zoning Officer should be before the Zoning Board of Appeals. This language just says we are superceding 267A so the appeal can go to the Planning Board rather than the Zoning Board of Appeals.

Jim Nakas asked why it went to the Zoning Board of Appeals in the first place.

Wendy Reese said it never did. In our original law it went to the Planning Board. The amendment just says we are superceding 267A that it goes to the Planning Board so no one can object to it going to the Planning Board.

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

**Councilor's Shute moved and Knapp seconded the motion to close the public hearing. Motion passed unanimously.**

#### 4. COMMUNICATIONS.

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

- **Paul Zumpano.**

Connie Marion was present to discuss the cohousing. She asked the Board if they had any questions for her. Unless they form their own sewer and water district, each individual's house must have its own. She is wondering if the town is open to the possibility of an association forming for the water and sewer districts.

The Board was in agreement with this.

Councilor Knapp said as long as the county is happy with it, he would be fine.

Supervisor Scammell said we do have water districts in the town. You add up the total cost of the project and the amount of money is spread among those people residing in the district.

Connie Marion said they are continuing to work on this and are considering several sites.

Councilor Knapp asked if they are still looking down by the reservoir.

Connie Marion said yes. Wednesday she is leaving for the national cohousing conference in Boston so she will come back with a lot more information. There are at least 100 of these throughout the country.

Councilor Knapp asked her to keep the Board informed.

Bill Anastas was present. He lives on the Coye farm. He has been there since 2001. A permit should have been renewed when Ted Amidon lived there and it wasn't.

Chairman Nakas said the Planning Board was very sympathetic. This is an odd case. The applicant purchased the trailer on this property without any knowledge that unless you are deriving 50% of your income from the farm you are not suppose to be residing in the trailer.

Councilor Knapp asked how the purchase of the trailer happened.

Bill Anastas said he bought it from a guy named Tom Connelly who was in it after Ted Amidon. He is raising cows and pigs. He made \$14,000 at the university last year. He only made \$4,400 last year from the farm. Now he has cows that are ready to go and should make about \$8,000 depending on what they weigh.

Discussion took place regarding this situation.

Supervisor Scammell thinks the best avenue is to have Kevin Gilligan and Ralph Lamson meet to discuss the options.

##### B. Environmental and Conservation Advisory Board Chair Rainer Brocke: Four Corners planters.

- C. NYS ORPS: 2008 tentative equalization rate, 93.00 (93%).**
- D. Jamesville-DeWitt High School Operation Graduation: Senior Ball, 6.7.08.**
- E. LaFayette Central School District: After Prom Party.**
- F. Life Science Laboratories: water tests.**
- G. NYS ORPS: 2008 tentative equalization rate, 93%.**
- H. NYS Canal Corporation: Canal Splash!, 8.08 --> 8.10.**
- I. NYS Senator John DeFrancisco: 2008-09 Multi-Modal funding approved for \$60K.  
Councilor Knapp moved and Bailey seconded the motion for the Supervisor to send a thank you letter for this and to include the \$50,000 Senator DeFrancisco got us for the ambulance. Motion passed unanimously.**
- J. Other.**

5. **SPECIAL REPORTS.** None.

6. **REPORTS.**

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

**1. Assessors: Marshall Taylor & Shawn Adam and vacant.**

- a) **Cold War veteran's exemptions.**
- b) **Condominium assessments.**

**2. BUILDING & ZONING CODE ENFORCEMENT: Ralph Lamson & Jack Sutton.**

- a. **2386 Route 11A, Springhill Construction – Illegal Home Occupation/Business in Agricultural-Residential. Court.**
- b. **Route 11 – graffiti and abandoned vehicles (spring cleanup).**
- c. **Certification paperwork completed (RL)?**
- d. **Building Code revisions (draft – KG).**
- e. **3448 Route 11 – debris. Court.**
- f. **2617 Route 11 – debris. Court.**
- g. **3231 Webb Road. House in disrepair.**
- h. **Monthly report, Building permits.**  
A written report was submitted.

**3. DOG CONTROL: Jim Moore & Doug Scholes.**

**a. Dog enumeration – review, town-wide notice in newsletter.**

Jim Moore would like to remove the dog enumeration from the agenda. He didn't get that great of a response so he doesn't think it needs to be printed in the Newsletter again. He will wait until budget time to see about funding to go door-to-door for it in 2009.

**b. Quarantine law - draft.**

Jim Moore asked the Board who on the Board is in favor of the Quarantine Law and who is not.

Councilor Knapp asked him to explain how this compares to a leash law.

Jim Moore said it's the same thing. A leash law is exactly what this is. It's not designed to punish the people who take care of their dogs. It's designed to be able to help the general public. He is kind of 50-50 on this.

Councilor Knapp said that is where he is at too. He would like to help Jim do his job and then again...unintentionally the people who take care of their dogs are being punished.

Jim Moore said he and Doug Scholes would be working double-time. They need some kind of local law that allows them to pick up a stray dog that might have a license. He just needs legal authority to pick up a licensed dog and take it home.

Supervisor Scammell doesn't think this sounds unreasonable.

Jim Moore said he will back off republishing this and will draft something up regarding the picking up of a licensed dog to return it to its owner.

Councilor McConnell asked if the owner would be charged.

Jim Moore said that is up to the Town Board. He doesn't see a problem with charging a fee for his time and gas money. If he doesn't find an owner, what does he do with the dog? He needs a place to house the dog. If he picks up a dog and no one is home, what does he do with it?

Councilor Knapp said often times this could be the problem. He will go back to the drawing board on this and will not republish anything about it in the next Newsletter.

Councilor McConnell asked how often this happens in any given week.

Jim Moore would say maybe once every two weeks.

Councilor McConnell is not in favor of the leash law. We are in a rural community. If it only happens once every two weeks, do we need a leash law, probably not.

Jim Moore believes you need something to cover him liability wise if he takes the dog home.

Councilor Bailey said if Jim or Doug is on patrol and sees a stray, it would be proactive for them to pick it up. If someone calls and says there's a dog that is on their property barking at the cattle or whatever, Jim would be reactive to pick it up. He is in support of being reactive.

Jim Moore will talk to Kevin Gilligan about this.

Councilor McConnell would be in favor of giving Jim the tool to return a licensed dog if there's a complaint.

Jim Moore said he has enough things to do beside patrolling and looking for dogs. He updated the Board about the dangerous dog on Deer Run. They did end up getting a conviction of a dangerous dog for this.

Councilor Knapp asked what the designation means.

Jim Moore said under Ag. & Markets Law a dangerous dog means this dog is labeled for life as a dangerous dog. If the dog commits a future offense, it can be put to death. It takes two offenses for a dangerous dog to be euthanized.

Jim Moore said he has one item regarding the parks. He and JoAnne have been patrolling the parks pretty rigorously. They need some signs stating they are open sunrise to sunset for the parks and the pool. The pool gate is off its hinges.

Regina Reinschmidt said Leon Cook fixed it.

Councilor Knapp thought we had sunrise to sunset signs.

Leon Cook said people are taking the signs down.

Supervisor Scammell asked who got the signs before.

Leon Cook said the Highway Dept.

Supervisor Scammell asked how much they cost.

Leon Cook said he doesn't know offhand but they aren't cheap.

Supervisor Scammell asked if they are less than \$50 each.

Leon Cook said yes.

Jim Moore would say they need 3 of them.

Leon Cook will check to see if there are still signs up at Bailey Park

Councilor Knapp said if there aren't, please get two more for down there.

#### **4. HIGHWAY SUPERINTENDENT: Leon Cook.**

- **Building committee: rough estimate for new Highway Garage (subject to permissive referendum).**

Leon Cook said after the dump days, they cleaned up 63 more 10-wheeler loads of brush. They had all the brush picked up. They advised they would pick up brush from 4/15 to 5/15. They have had 7 or 8 people that have put brush out lately.

Thursday he had one guy in the office working and got a call that a tree was across the road on Sugar Bush. They went up there. A guy cut a tree down and it fell across the road. They cleaned it off the road and Leon spoke to the owner.

They cleaned up everything left over from dump days. They took two 10-wheeler loads of tires to Williamstown. They didn't take the tires last year so they added them to this year. He discussed the cost of CleanUp Days. If you take the labor and equipment off the total, the town comes out \$839.88 to the good. He did a running sheet on the equipment and labor so the Board knew the cost.

They put the swing in at the pool. He told the Board it would take a day but it ended up taking them two days plus it rained the two days. It took 116.672 tons of stone at \$715/ton which came to \$834.19. They put in 200' of pipe costing \$114.24 They used 15 bags of concrete costing \$58.74 so the total cost ended up being \$1,007.18. He doesn't know what to do about people with 4-wheelers over there. There were people over there today going around the swing with the 4-wheelers.

One of the days he was working on the swing he got a call from John Greeley telling him to go up to Thunder Road as there was an oil spill. The garbage truck blew a hydraulic line. He went right up and there was less than 5 gallons so he didn't have to call the DEC to report it. He notified the hauler and they came out with kitty litter and soaked it all up and Feher said they

would come back in a couple of days and clean it up. There is just a stain on the road. He has to call Feher again because the driver is leaving skid marks on the road when he is stopping. He talked to them last year about this.

Councilor Bailey thinks it might be a new driver.

Leon Cook said Paul Zumpano approached him and wants to give the town enough land so the Highway Department can make a cul-de-sac at the end of Orchard Lane. In turn, Mr. Zumpano wants to have the rest of the road that isn't paved. It would better for the town to have a turn-around.

Councilor Bailey asked if it would be a hammerhead turn around.

Leon Cook said no, a circle.

**5. JUSTICE COURT: Malcolm Knapp & Maureen Perrin.**

- **Monthly reports – Jan – Apr. \*(2)**

**6. LIBRARY DIRECTOR: Scott Kushner.**

- **Monthly report – April.**

**7. RECREATION DIRECTOR: Regina Reinschmidt.**

Regina Reinschmidt said everything has been going well. This is the last week of softball and baseball. The numbers were down a little. They had 9 teams this year so they were down from the 12 that they had last year. Most of the lacrosse teams have started up for the summer. They plan on opening the Beach on June 28<sup>th</sup>. The LFD is planning on going over next Monday to clean it out and fill it back up again.

Councilor Bailey asked if the buildings are being left alone.

Regina Reinschmidt said so far.

Councilor Knapp asked if all the lifeguard positions are filled.

Regina Reinschmidt said most of them are filled with returning guards. They have one new one who lives right up the road. She said Adrian Shute has started the instructional T-ball.

**8. TAX COLLECTOR: Mary Doster.**

**9. TOWN CLERK: Mary Jo Kelly.**

- **Monthly report – May.**

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

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

**1) AGRICULTURE (Dave Knapp & Mary Jo Kelly).**

- **Ag district public hearing – August 25<sup>th</sup>, '08 @ 7 PM, main meeting room.**

- 2) **COMMUNICATIONS & TECHNOLOGY (Mike Forte, Pat Keefe, Mary Jo Kelly, Marshall Taylor, & Greg Scammell).**
  - a. New town website – functional requirements in process, new email addresses, conversion & file transfers.
  - b. Senior website being designed by S.U. student Gail Burleigh.
  - c. Web Status – Mike Forte.
  
- 3) **ECONOMIC DEVELOPMENT (Bill McConnell & Greg Scammell).**
  - a. Thoma/Comprehensive Plan proposal.
  - b. Water/sewer survey – review.
  
- 4) **EMERGENCY RESPONSE (Tom Bailey, Bill McConnell & “Pete” Paul).**
  - a. Onondaga County Department of Communications - OCICS.
  - b. NIMS training.
  - c. NIMS contact information (05.07.07 letter)
    1. Local resolution similar to county’s needed?
    2. Jurisdiction contact sheet
    3. CNY Business Journal – “Legal, HR considerations before a pandemic flu strikes. “
  - d. Mass shelter response.
  
- 5) **Employee Policies & Benefits (Mary Jo Kelly, Adrian Shute & Mary Doster).**
  
- 6) **Environmental & Conservation Advisory Board (Rainer Brocke, Barb Ferro, Knowlton Foote, Eileen Gilligan, Nancy Mueller & Mark Distler).**
  - LaFayette Hotel.
  
- 7) **Highway (“Pete” Paul, Leon Cook, Dave Knapp, Sumner Palmer & John Greeley).**
  
- 8) **Insurance (Adrian Shute & Bill McConnell).**
  
- 9) **Physical Plant (Herb Salladin, Dave Knapp & Bill McConnell).**
  - a) Next heat pump replacement and programmable thermostats.
  - b) Fire & smoke alarms at Town Offices (1<sup>st</sup> & 2<sup>nd</sup> floor) & Community Center. Code requirements (Rick Storrier/DK).
  - c) Town offices - Loose clapboards – estimate needed (DK).
  - d) Community Center basement flooding – masonry pointing, window blocking, backfilling and trenching.
  
- 10) **Recreation & Youth (Dave Knapp, Adrian Shute & Regina Reinschmidt).**
  - a) Marion Bailey Park.

**1. Short term.**

- **Park signs “children playing” - 76% (location needed).**
- **Basketball court improvement (new nets, paint backboards, straighten basketball pole, remove old volleyball pole) - 73%. (price needed for grant)**

**2. Long term.**

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

**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.**

- **Park entrance signs (consolidate, carry in – carry out).**

Councilor Knapp said last Saturday Bob DeMore asked Councilor Knapp to announce he helped the Town of LaFayette get the Community Development money. We will get \$50,000 this year. If we reapply next year, we will be on the top of the list for \$50,000 more. It helped having Bernie Thoma help us with this. They were very happy with our submission.

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

- **NYS Workplace Violence Prevention Law (NYS boilerplate & DVD).**

**12) School District liaisons (Bill McConnell and Adrian Shute & Pete Paul).**

Councilor McConnell said the school is looking for the Town Board to support a grant request.

**Councilor’s Knapp moved and McConnell seconded the motion authorizing the Supervisor to sign a letter naming the LaFayette Central School District as the applicant and lead agency for the US Department of Justice *Strengthening Youth Mentoring through Community Partnerships* grant program. Motion passed unanimously.**

Councilor Knapp noted there are 3 new School Board Members. Mike LaCava was re-elected and the new members are: Rhonda Akl, Carol Dwyer and Patty Sofranko.

**13) Senior Transportation & Housing (Beverly Oliver & Greg Scammell).**

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

- **LOSAP –audit requirements (KG).**

Councilor McConnell will be meeting with them in the next week or so regarding the updates discussed.

**15) SOTS & OCRRA Liaison (Dave Knapp & Bill McConnell).**

**16) SPDES (Bill McConnell, Jim Nakas, Steve Beggs, Nancy Mueller, Ralph Lamson, Mark Parrish & Kevin Gilligan).**

- **Annual report, 6.01.08.**

Councilor Knapp asked if we are O.K. on our time-line.

Councilor McConnell said the report was sent in two weeks ago.

Councilor McConnell said he has been forwarded the final stormwater plan for review. He will be reviewing it and will update the Board.

**17) Water (Greg Scammell & “Pete” Paul).**

- a) Northeast LaFayette Water and Smokey Hollow Service Improvement districts.**

- **Spring restoration.**

Supervisor Scammell thinks there is only one resident left that has any issue with LaFleur. LaFleur has agreed to come back to tidy up any reseeding.

Councilor Bailey noted John Dunkle said he was going to go out and look at some of the sites.

Supervisor Scammell said he did.

- b) Hamlet drainage study – request submitted to NYS DOT, intersection of Routes 11 & 20 to be reconstructed in 2010-11.**

Councilor Shute asked where we stand on the potential water district in the town.

Councilor McConnell said he has to get the final numbers to Bernie Thoma and he will have to tell us about the reality of applying for grants to offset the costs. He is hoping to have a townhall meeting in July for this. The numbers are high. It’s about 1.9 million for water.

Councilor Bailey said that is as of today's numbers.

Councilor McConnell said there are 229 residents that would have to share this cost.

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

- a) Jamesville Reservoir Preservation District/JRPA change.**

Mary Jo said this can be removed from the agenda.

- b) SOCPA subdivision guidelines to distribute to local subdivision applicants.**
- c) Digitized zoning map, correction & amendments.**
- d) Streamlining of similar uses, controlled site approvals and specific permits.**
- e) Home Occupations – Controlled Site review.**

A draft was submitted to the Board.

Councilor Knapp would recommend # 2 be amended to read “No customers or supplies for business coming to the residence other than what is needed for basic office operation.”

Councilor McConnell would amend #10 to read “No increased traffic caused by business other than normal business deliveries.”

Mary Jo said Jim Nakas had also suggested have a sign-off sheet for the resident to sign that they would meet the above criteria and this could be filed in the Town Offices.

The Board supported this amended draft be forwarded to Kevin Gilligan to draft a Zoning Ordinance amendment.

**9. Litigation & other legal matters.**

**A. Onondaga Nation Land/Land Rights Claim.**

**B. Springhill Farms.**

This has been resolved and can be removed from the agenda.

**C. Pending zoning issues list.**

**D. Condominium Unit Tax Assessments.**

**E. Simple Subdivisions.**

**F.**

**TOWN OF LAFAYETTE**

**RESOLUTION TOWN BOARD MEETING**

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

**WHEREAS, pursuant to the provisions of the Municipal Home Rule Law, a proposed local law entitled Local Law No. B-2008, “A Local Law Amending Local Law 4-2007 with Respect to Appeals from Determinations of the Code Enforcement Officer Regarding Simple Subdivisions”, was presented and introduced at a regular meeting of the town Board of the town of LaFayette held on May 12, 2008, and**

**WHEREAS, a public hearing was held on such proposed local law on the 9<sup>th</sup> day of June, 2008 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 May 12, 2008 meeting this Board having determined this to be a Type II Action; and**

**WHEREAS, it is in the public interest to enact said Proposed Local Law No. B of 2008.**

**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-2008 as Local law No. 2-2008 as follows:**

**TOWN OF LAFAYETTE  
LOCAL LAW 2-2008**

**A Local Law Amending Local Law 4-2007 With Respect to  
Appeals from Determinations of the Code Enforcement  
Officer Regarding Simple Subdivisions**

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

**Section 1. Purpose. This local law provides the specific supersession language required by state law with respect to appeals of simple subdivision decisions by the Code Enforcement Officer to the Town Planning Board. According to Section 267-a of the New York Town Law, appeals from the Codes Enforcement Officer would normally be taken to the Town’s Zoning Board of Appeals. Given the subject matter involved, to wit, subdivision determinations which are normally within the purview of the Planning Board, it is determined that appeals from administrative actions relating to simple subdivisions would more appropriately be heard by the Town’s Planning Board, rather than the Zoning board of Appeals.**

**Section 2. Article 3, Section 310, “General”, subsection 14 of the “Simple Subdivision” provisions regarding appeals of the Codes enforcement Officer’s determinations is hereby ratified and it is further determined that the Board, pursuant to Section 10(1)(ii)(d)(3) of the New York Municipal Home Rule Law expressly supercedes the provision of Section 267-1 of the New York Town Law to allow such appeals to be taken to the Town Planning Board rather than the Town Zoning Board of Appeals.**

**The question of the adoption of the foregoing resolution was duly put to a vote an upon roll call,**

**The vote was as follows:**

<b>Gregory Scammell, Supervisor</b>	<b>Voted</b>	<b>Yes</b>
<b>David Knapp, Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas Bailey, Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>William McConnell, Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Adrian Shute, Councilor</b>	<b>Voted</b>	<b>Yes</b>

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

**G. Local Law C-2008.**

**TOWN BOARD RESOLUTION**

**June 9, 2008**

**Councilor McConnell introduced proposed Local Law No. C-2008, that the Town of LaFayette shall not recognize converted condominium units, as defined in Section 581(1)(c) of the Real Property Tax Law, as condominium units for purposes of assessing the value of said units under Section 339-y of the Real Property Law, and made the following motion, which was seconded by Councilor Knapp:**

**WHEREAS, New York Real Property Law Section 339-y defines condominium units as parcels subject to separate assessment and taxation by assessing units and prohibits the aggregate assessment of the units, plus their common interests, from exceeding the total valuation of the property, were the property assessed as a parcel.**

**WHEREAS, New York real Property Tax Law Section 581(1)(c) defines “converted condominium units” as dwelling units held in condominium form of ownership that had previously been on an assessment roll as a dwelling unit in other than condominium form of ownership, and had not been previously subject to the assessment provisions of Real Property Tax Law Section 581(1)(a).**

**WHEREAS, New York Real Property Tax Law Section 581(1)(c) authorizes municipalities to adopt legislation wherein the municipality may refuse to recognize converted condominium units, as defined in Section 581(1)(c) of the Real Property Tax Law, as condominium units for the purpose of assessing the value of said condominium under Section 339-y of the Real Property Tax Law.**

**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 C-2008 is a Type II action and will have no significant effect on the environment; and it is further**

**RESOLVED, that the Town Board conduct a public hearing as to the enactment of proposed Local law No. C-2008 at the Town Hall located at 2577 Route 11 in the Town of LaFayette on July 14, 2008 at 6:30 p.m., or as soon thereafter as the matter can be heard, at which time all persons interested in the subject shall be heard.**

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

<b>Supervisor Scammell</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilor Knapp</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilor Bailey</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilor McConnell</b>	<b>Voted</b>	<b>Yes</b>
<b>Councilor Shute</b>	<b>Voted</b>	<b>Yes</b>

**Motion passed unanimously.**

**H. Other.**

Mary Jo reviewed some outstanding bills. She has sent several reminders to the applicants.

Councilor Bailey asked if these amounts could be added on to the owners tax bills.

Wendy Reese will talk to Kevin Gilligan about his.

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

**A. COMMUNITY DEVELOPMENT GRANT APP - 2008.**

- 1) **Stafford Park.**
- 2) **LaFayette Beach.**
- 3) **Grant writer.**

**B. FOR TB REVIEW.**

- 1) **Assessor: appointment to fill vacancy.**
- 2) **Commercial Planned Development (CPD) District – Crossroads Development Corporation.**
- 3) **Budget initiatives.**
- 4) **Dog quarantine.**
- 5) **Windmill Energy legislation.**

**11. NEW BUSINESS.**

- A. RX ZONING CLASSIFICATION – Comprehensive Plan.**
- B. BILL MOENCH’ES DONATION - “Don’t Tread on Me” flag.**
- C. STAFFORD PARK – FLAG POLE (DK).**
- D. EDUCATION REQUIREMENTS – PB & ZBA.**
- E. WATSON GREENHOUSE AGREEMENT.**
- F. OTHER.**

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

**13. Councilor’s Shute moved and Knapp seconded the motion for the Board to go into Executive Session and to include the Town Attorney to discuss a personnel matter. Motion passed unanimously.**

The Board went into Executive Session at 7:57 p.m. and Supervisor Scammell called the Regular Town Board Meeting back to order at 8:17 pm.

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

<b>HIGHWAY FUND</b>	<b># 1868 - 1881</b>
<b>GENERAL FUND</b>	<b># 1882 – 1929</b>
<b>SPECIAL DISTRICT</b>	<b># 1949 – 1950</b>
<b>COMMUNITY DEVELOPMENT &amp;</b>	

**CAPITAL FUND**

**# 1951 – 1954**

**Motion passed unanimously.**

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

The Town Board Meeting adjourned at 8:18 p.m.

Respectfully submitted,

Mary Jo Kelly  
Town Clerk

Adopted 7/14/08