

Minutes of the Regular Town Board Meeting held by the La Fayette Town Board on September 28, 2009 at 6:30 p.m. in the Meeting Room of the La Fayette Commons Office Building at 2577 Route 11 in the Town of La Fayette.

Present: Supervisor Gregory Scammell,
David Knapp, Councilman
Thomas Bailey, Councilman
William Mc Connell, Councilman
Adrian Shute, Councilman

Recording Secretary: Mary Jo Kelly, Town Clerk

Others Present: Thomas Chartrand, Bookkeeper
Wendy Reese, Town Attorney
Leon Cook, Highway Superintendent
Ralph Lamson, C.E.O.
Jim Moore, D.C.O.
Doug Scholes, Dep. D.C.O.
Pete Paul, Dep. Super.
Mike Skeele

1. Supervisor Scammell called the Town Board Meeting to Order at 6:38 p.m.
2. The Town Clerk took the Roll. All present.
3. Pledge to our U. S. Flag led by Town Councilor Bill McConnell.

4. **Councilor Shute moved and Bailey seconded the motion to accept prior Town Board Special Meeting Minutes of the September 14, 2009 as submitted by the Town Clerk. Councilor Knapp abstained. Motion passed.**

Councilor Shute moved and Bailey seconded the motion to accept prior Town Board Regular Meeting Minutes of the September 14, 2009 as submitted by the Town Clerk. Councilor Knapp abstained. Motion passed.

Councilor Shute moved and Bailey seconded the motion to accept prior Town Board Budget Meeting Minutes of the September 22, 2009 as submitted by the Town Clerk. Councilor Knapp abstained. Motion passed.

4. **PUBLIC HEARINGS.**

- None.

5. **COMMUNICATIONS.**

A. **RESIDENTS.**

B. **NYS ASSEMBLYMAN SWEENEY: VOLUNTEER FIREFIGHTER AND EMS RECRUITMENT FUND.**

C. **OCRRA – RECYCLING OLD TELEVISIONS AND COMPUTERS.**

D. **OTHER.**

6. **SPECIAL REPORTS.**

Councilor Shute said we lost our agents with both of our current insurance companies. With a couple of things that occurred over the past few months, it appears we need to have someone at the insurance company we use that we can talk to and get some answers. He introduced Mike Skeelee of Skeelee Agency.

Mike Skeelee said his agency has been around for about 50 years. It's a family business. He has 5 offices. He handles several municipalities. He handles the Town's of Cuyler and Pompey and the Villages of DeRuyter and Manlius. He uses NYMIR which was formed about 20 years ago. Their rates have remained consistent. This area is controlled by Eastern Shore Associates. If the Board would like him to pursue some options for them, he would be willing to do it. He would have to review the town's current policy to see where we are at.

Councilor McConnell can see the advantage of having a firm that will be there and is competitive.

Tom Chartrand said the town would be buying into it for the first 5 years.

Mike Skeelee said that is correct. He thinks the percentage is between 2 & 3 percent of the premium for 5 years. Everyone in it had to do this. This year they just started paying back some of this money to the members. This will be in the quote.

7. **REPORTS.**

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

1) **Assessors: Marshall Taylor, Shawn Adam and Bill Turner.**

- **Cold War veteran's exemptions – impact estimate.**
- **Local law draft.**

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

a. **3448 Route 11 – court and cleanup.**

Ralph Lamson said this has been completed and can be removed from the agenda.

b. **3448 Route 11 – cleanup.**

Ralph Lamson said this has been completed can be removed from the agenda.

c. **3231 Webb Road. House in disrepair (spring cleanup).**

d. **Oschner Road – junk.**

Ralph Lamson said this has been completed can be removed from the agenda.

e. **LaFayette Beach capacity determination.**

Ralph Lamson said this has been completed can be removed from the agenda.

f. **Monthly report.**

g. **Building Permits to Date: 8.31.09.**

Written report submitted.

h. **Other.**

The Building Code revisions were discussed.

Ralph Lamson said regarding the \$10,000. If you make a law more restrictive than the NYS Building code, you have to go through the Dept. of State for approval. You don't really need this in there.

Supervisor Scammell asked where the \$10,000 came from originally.

Ralph Lamson said it was in the proposal Kevin Gilligan wrote up. He doesn't know where it came from.

Councilor Shute said his understanding was that the \$10,000 was in the state law but someone was recommending we take it out.

Ralph Lamson said it's not in the state code. There's no money amount in the state code.

Wendy Reese said Kevin Gilligan advised it is in the process of being revised for the October 26th public hearing.

Councilor McConnell asked if any structural changes or additions require a Building Permit.

Ralph Lamson said yes. He doesn't think this law really changes anything we are already doing.

Ralph Lamson said regarding Ventura's, he hasn't heard from them in 2-3 weeks. He talked with someone who was interested in buying the place.

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

• **Proposed Local Law No. E-2009.**

Wendy Reese was asked if a dog was running loose on a town road, would it be in violation of this leash law.

Wendy Reese said she will have to ask Kevin Gilligan about this. She believes this law will be introduced at the October 26th Meeting.

Jim Moore is quite satisfied with this draft.

Wendy Reese said the law will be introduced at the October Meeting and then a public hearing will be held after that.

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

Leon Cook said they cut brush, cleaned ditches and took down two large dead trees on Deer Run. They shimmed Persse, Markland, and the turnaround on Watson Circle. They oiled, stoned and sealed 1.32 miles. They did Mondore, Pioneer, Norman, the dump road and Orchard. The cost of oil went down three cents from last month.

He asked the Board about doing the proposed turnaround on Eager Rd. for the Feher Rubbish truck.

They picked up a tree that they hired Wilson to cut down on the corner of Clark Hollow and Cascade Roads. Wilson did it for \$325.

Councilor Knapp asked if visibility is good on that corner now.

Leon Cook said the tree they took down has been there for 100-120 years.

They worked on Truck #5 to get it ready for winter. It had some brake problems that they had to work on. Truck #6 had a problem with both seals on the steering box. They took it to Stadium.

Today they took two trees out of Butternut Creek by Palmers. There's another tree there he plans to pick up tomorrow. These trees were holding back a lot of debris in the creek. They are going to get it out of there somehow.

Councilor Knapp said regarding the turnaround on Eager Rd., basically the garbage truck has been turning around in Tom Scofield's mother's drive. They have paved this drive now and don't want the truck turning around there anymore. The truck is going further down the road to turn around now but this won't work during the winter. He talked to Tom Scofield who said it would be fine to put some gravel in directly across from his mother's house for this truck to turn around. He is going to find out if Feher will pay for this. He asked Leon to work up a number for him on this.

Leon Cook said if a turnaround is put in, the Highway Dept. will have to keep it plowed out in the winter. They can do it as he uses the small truck on Eager.

Councilor Shute asked if Leon knew what happened to the shoulder on Webb Rd. where it goes onto Route 20.

Leon said the County D.O.T. fixed the shoulder.

Councilor Shute said it's really soft where they worked on it. He thinks if you got a tire on it, it would suck you right into the ditch.

Leon thinks there are a couple of barrels there so people don't drive on it.

Councilor Knapp asked for the latest on the work on Apulia Rd.

Leon thinks they started on it today. He would say it will take about 2 weeks to do the work.

5) Justice Court: Malcolm Knapp & Maureen Perrin.

- a. **Monthly report.**
- b. **Ventilation and temperature control.**
- c. **Copy of audit to Unified Court System (DK/MJ).**

This is completed and can be removed from the agenda.

6) Library Director: Scott Kushner.

- **Monthly report – June - Aug. *(3)**
- **Renovate vs Purchase.**
- **Needs Assessment Report.**

7) Recreation Director: Regina Reinschmidt.

- a. **Monthly report.**
- b. **Beach capacity sign.**

8) Ropes Course: Sandy Smith.

- a. **Access maintenance/easements (BM).**
- b. **Trail maintenance (KC & JC).**
- c. **Director's certification.**
- d. **Course Usage Fees.**

Councilor McConnell said it came to his attention that one of the users complained that it was becoming overgrown. He talked to Jim Clarke and a group at the school who would like to go down there to do all the trimming and repairs. The town might need to supply gloves for the students. The group is the Big Picture Program. He doesn't think they would need more than 10 sets of gloves that will be returned to the town for use afterwards.

Councilor's Knapp moved and Bailey seconded the motion to buy gloves for the students to work at the Ropes Course not to exceed \$50. Motion passed.

9) **Tax Collector: Mary Doster.**

10) **Town Clerk: Mary Jo Kelly.**

- **Monthly report.**

11) **Town Supervisor: Greg Scammell.**

- **Monthly reports - August.**

Councilor's Knapp moved and McConnell seconded the motion to make the following transfers:

GENERAL FUND:

To:	A110.1	Justice	Personal Services	\$3,000.00
	A7180.4	Special Recreation Facilities	Contractual (RopesCourse)	350.00
	A8810.4	Cemeteries	Contractual	15,930.00
	A8989.4	Water Systems	Contractual	
	<u>5,000.00</u>			

TOTAL **\$24,280.00**

From: A599	Surplus	Ropes Course Fees	\$ 350.00
	A110.4	Justices	3,000.00
	A1989.4	Workshops	3,000.00
	A1990.4	Contingent	17,000.00
	A8510.4	Community Beautification	<u>930.00</u>

TOTAL **\$24,280.00**

HIGHWAY FUND:

To:	DS5112.2	Improvements	Capital Outlay	<u>\$3,000.00</u>
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TOTAL **\$3,000.00**

From: DA5110.1	General Repairs	Personal Services	<u>\$3,000.00</u>
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TOTAL **\$3,000.00**

Motion passed.

B. COMMITTEE (2nd Monday).

- 1) **Agriculture (Dave Knapp & Mary Jo Kelly).**
- 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.**
- 3) **Economic Development (Bill McConnell & Greg Scammell).**
- 4) **Emergency Response (Tom Bailey, Bill McConnell & “Pete” Paul).**
- a. **Onondaga County Department of Communications - OCICS.**
- b. **Mass shelter response.**
- c. **Multi-Jurisdictional Hazard Mitigation Plan.**
- d. **Natural Hazards Mitigation Plan.**
Councilor Bailey will be attending a meeting this week regarding the Mitigation Plan.
- 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).**
- a. **LaFayette Hotel.**
- b. **Redo planters at hamlet four corners, coordinate w.LCS, explore grants (RB & LC).**
- 7) **Highway (“Pete” Paul, Leon Cook, Dave Knapp, Sumner Palmer & John Greeley).**
- **Building committee: rough estimate for new Highway Garage (subject to permissive referendum).**
- 8) **Insurance (Adrian Shute & Bill McConnell).**
- **ISO/PPC rating for LFD.**
- 9) **Physical Plant (Herb Salladin, Dave Knapp & Bill McConnell).**
- a. **Programmable thermostats. Completed.**
- b. **Fire & smoke alarms at Town Offices (1st & 2nd 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.**
- e. **Community Center phone jack and wall extension for Regina.**

- f. **Copier: RFP (MJ).**
- g. **Stafford Park pole, flag light, bathroom light.**
- h. **Town offices carpeting – clean or replace?**
- i. **Community Center – vandalism.**

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). Keep or remove?**

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. **Stafford Park.**

- **Pavilion ingress/egress**

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

a. **Beach Inspections.**

Copy of inspection received.

b. **Bailey Park Inspection.**

Copy of inspection received.

c. **Town Offices Inspection.**

Copy of inspection received.

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

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

- **Legislative relief appeal.**

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

Councilor Knapp said they are having a meeting tomorrow to set the rates for next year. They should be the same as last year.

15) SPDES (Bill McConnell, Jim Nakas, Steve Beggs, Nancy Mueller, Mark Parrish & Kevin Gilligan).

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

- **Hamlet drainage study – request submitted to NYS DOT, intersection of Routes 11 & 20 to be reconstructed in 2011-12.**

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

- a. **SOCPA subdivision guidelines to distribute to local subdivision applicants.**
- b. **Digitized zoning map, correction & amendments.**

Mary Jo said we have a new copy of the zoning map by tax map parcels. She will try to get a copy printed for the Board to see as it was sent on her computer which can't print it off on big enough paper.

- c. **Streamlining of similar uses, controlled site approvals and specific permits.**

9. LITIGATION & OTHER LEGAL MATTERS.

A. Onondaga Nation Land/Land Rights Claim.

B. Pending zoning issues list.

C. Building Code Revisions.

D. Central LaFayette Water District Mandatory Referendum procedures and protocols.

Supervisor Scammell said John Langey sent a letter regarding the mandatory referendum. He asked why this was marked as highly confidential. This is going to be public information.

Wendy Reese doesn't know. She thinks it could just be standard.

Supervisor Scammell asked her to email him why this was on the letter.

E. Other.

8. UNFINISHED BUSINESS & ACTIVE PROJECTS.

A. Community Development Grant app - 2008.

- **Stafford Park – accepted, to be bid.**

B. Community Development Grant app – 2009, submitted.

C. Stimulus projects.

1) **Central LaFayette Water District.**

Councilor Knapp said Mary Jo sent around a proposed letter to be sent to everyone in the proposed district along with a copy of their tax bills.

Councilor McConnell said he and John Langey met with a reporter from Neighbors East this morning and explained what the vote is about and where and when it is. This should be in next weeks Neighbors East. Maybe a letter from the Board could go out a little later expressing the importance of people voting.

2) **LaFayette Hamlet Sewer District.**

3) **Highway Garage.**

4) **LaFayette Beach Renewal.**

5) **LaFayette Public Library/Town Offices (SK, AS & GS).**

6) **Winacre Drive.**

7) **Webster Road Bridge.**

8) **LaFayette Beach Transfer.**

D. **For TB review.**

- **Leash law draft – read, review and discuss.**

E. **Cardiff Cemetery Restoration. In process.**

9. **NEW BUSINESS.**

A. **Rx zoning classification – Comprehensive Plan.**

B. **Stafford Park - flag pole (DK).**

C. **TWC/Verizon franchise (DK).**

D. **Andor, Residential Lifestyle Spa and Wellness community.**

E. **Other.**

Mary Jo said we cannot get Dish Network without a credit card.

Councilor Knapp knows some other towns have a town credit card. He asked Tom Chartrand about this.

Tom Chartrand said the real problem is that when you have a town credit card, the people using it must be careful that there is no sales tax on it as once it's charged, there's no way we can recoup it.

Dish Network would charge us the same as they do Pompey but a credit card is required. There's no way around it.

Tom Chartrand knows they needed a credit card for this in Pompey. He will check with HSBC about getting one for the town.

Mary Jo said the Board received a letter from the LaFayette Trail Riders advising their desire to continue utilizing a strip of land owned by National Grid which runs through the Town

of LaFayette for their proposed snowmobile trail. They are asking for the Board's consent to their request.

Councilor's Knapp moved and Bailey seconded the motion authorizing the Supervisor to sign the letter granting their request. Motion passed.

10. Suggestions for improvement and positive contributions.

11. Executive session (if needed). Highway storage contract, budget negotiations.

12. Councilor's McConnell moved and Knapp seconded the motion to audit & pay the following bills:

HIGHWAY FUND

NO. 4521 - 4530

GENERAL FUND

NO. 4531 - 4556

Motion carried.

13. Councilor's Shute moved and Knapp seconded the motion to adjourn. Motion carried.

The Town Board Meeting adjourned at 9:45 p.m.

Respectfully submitted,

Mary Jo Kelly
Town Clerk

Adopted 10/26/09